

1384-S

Sponsor(s): House Committee on State Government (originally sponsored by Representatives Romero, McMorris, Simpson, Conway, Miloscia, Haigh, D. Schmidt, Clements, Delvin, Hunt, Lambert, Benson and Schindler; by request of State Auditor)

Brief Description: Clarifying the circumstances under which the governing body of a public agency may hold an executive session to discuss litigation.

HB 1384-S - DIGEST

(DIGEST AS ENACTED)

Clarifies the circumstances under which the governing body of a public agency may hold an executive session to discuss litigation.

Declares that, for purposes of this act, "potential litigation" means matters protected by RPC 1.6 or RCW 5.60.060(2)(a) concerning:

(1) Litigation that has been specifically threatened to which the agency, the governing body, or a member acting in an official capacity is, or is likely to become, a party;

(2) Litigation that the agency reasonably believes may be commenced by or against the agency, the governing body, or a member acting in an official capacity; or

(3) Litigation or legal risks of a proposed action or current practice that the agency has identified when public discussion of the litigation or legal risks is likely to result in an adverse legal or financial consequence to the agency.

Authorizes the attorney general's office to provide information, technical assistance, and training on the provisions of this act.