

HB 1730 - S COMM AMD

By Committee on Law & Justice

NOT ADOPTED 04/15/2019

1 Strike everything after the enacting clause and insert the
2 following:

3 **"Sec. 1.** RCW 4.16.270 and Code 1881 s 45 are each amended to
4 read as follows:

5 When any payment of principal or interest has been or shall be
6 made upon any existing contract, whether it be a bill of exchange,
7 promissory note, bond or other evidence of indebtedness, if such
8 payment be made after the same shall have become due, the limitation
9 shall commence from the time the last payment was made. A payment is
10 deemed to be the last payment if the time elapsed after that payment
11 exceeds the statutory limitation period for bringing an action,
12 regardless of any subsequent payment that may be more recent. Any
13 payment of principal or interest made after the limitation period has
14 expired shall not revive or extend the limitation period.

15 **Sec. 2.** RCW 4.16.280 and Code 1881 s 44 are each amended to read
16 as follows:

17 No acknowledgment or promise shall be sufficient evidence of a
18 new or continuing contract whereby to take the case out of the
19 operation of this chapter, unless it is contained in some writing
20 signed by the party to be charged thereby; ~~((but))~~ except, an
21 acknowledgment or promise made after the limitations period has
22 expired shall not revive or extend the limitations period. This
23 section shall not alter the effect of any payment of principal or
24 interest."

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1 On page 1, line 2 of the title, after "period;" strike the
2 remainder of the title and insert "and amending RCW 4.16.270 and
3 4.16.280."

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