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HOUSE BILL 1730

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State of Washington

66th Legislature

2019 Regular Session

By Representatives Walen, Frame, Jinkins, Macri, and Ormsby

Read first time 01/29/19. Referred to Committee on Civil Rights & Judiciary.

1 AN ACT Relating to the effect of payment or acknowledgment made  
2 after the expiration of a limitations period; and amending RCW  
3 4.16.270 and 4.16.280.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

5 **Sec. 1.** RCW 4.16.270 and Code 1881 s 45 are each amended to read  
6 as follows:

7 When any payment of principal or interest has been or shall be  
8 made upon any existing contract, whether it be a bill of exchange,  
9 promissory note, bond or other evidence of indebtedness, if such  
10 payment be made after the same shall have become due, the limitation  
11 shall commence from the time the last payment was made. Any payment  
12 of principal or interest made after the limitations period has  
13 expired shall not revive or extend the limitations period.

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

16 No acknowledgment or promise shall be sufficient evidence of a  
17 new or continuing contract whereby to take the case out of the  
18 operation of this chapter, unless it is contained in some writing  
19 signed by the party to be charged thereby; ~~((but))~~ except, an  
20 acknowledgment or promise made after the limitations period has

1 expired shall not revive or extend the limitations period. This  
2 section shall not alter the effect of any payment of principal or  
3 interest.

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