

denying payment of the award. The interest shall be paid by the party having the obligation to pay the award. The amount of interest to be paid shall be fixed by the board or court, as the case may be.

Passed the House April 19, 1983.

Passed the Senate April 11, 1983.

Approved by the Governor May 17, 1983.

Filed in Office of Secretary of State May 17, 1983.

CHAPTER 302

[House Bill No. 747]

GENERAL PARTNERS—LIABILITY—CONDITIONS FOR LIMITED LIABILITY

AN ACT Relating to the uniform limited partnership act; amending section 20, chapter 51, Laws of 1981 and RCW 25.10.200; and amending section 24, chapter 51, Laws of 1981 and RCW 25.10.240.

Be it enacted by the Legislature of the State of Washington:

Sec. 1. Section 20, chapter 51, Laws of 1981 and RCW 25.10.200 are each amended to read as follows:

(1) Except as provided in subsection (2) of this section, a person who makes a contribution to a business enterprise and erroneously but in good faith believes that he has become a limited partner in the enterprise is not a general partner in the enterprise and is not bound by its obligations by reason of making the contribution, receiving distributions from the enterprise, or exercising any rights of a limited partner, if, on ascertaining the mistake, he:

(a) Causes an appropriate certificate of limited partnership or a certificate of amendment to be executed and filed; or

(b) Withdraws from future equity participation in the enterprise by executing and filing in the office of the secretary of state a certificate or statement declaring withdrawal under this section.

(2) A person who makes a contribution of the kind described in subsection (1) of this section is liable as a general partner to any third party who transacts business with the enterprise (a) before the person withdraws and an appropriate certificate or statement is filed to show withdrawal, or (b) before an appropriate certificate is filed to show his status as a limited partner and, in the case of an amendment, after expiration of the thirty-day period for filing an amendment relating to the person as a limited partner under RCW 25.10.090, but in either case only if the third party actually believed in good faith that the person was a general partner at the time of the transaction.

Sec. 2. Section 24, chapter 51, Laws of 1981 and RCW 25.10.240 are each amended to read as follows:

(1) Except as provided in this chapter or in the partnership agreement, a general partner of a limited partnership has the rights and powers and is subject to the restrictions (~~and liabilities~~) of a partner in a partnership without limited partners.

(2) Except as provided in this chapter, a general partner of a limited partnership has the liabilities of a partner in a partnership without limited partners to persons other than the partnership and the other partners. Except as provided in this chapter or in the partnership agreement, a general partner of a limited partnership has the liabilities of a partner in a partnership without limited partners to the partnership and to the other partners.

Passed the House April 22, 1983.

Passed the Senate April 17, 1983.

Approved by the Governor May 17, 1983.

Filed in Office of Secretary of State May 17, 1983.

CHAPTER 303

[Engrossed House Bill No. 753]

LOCAL IMPROVEMENTS—MODIFICATIONS—STATE RAIL PLAN— COUNTY RAIL DISTRICTS

AN ACT Relating to local improvements; amending section 35.43.130, chapter 7, Laws of 1965 as amended by section 6, chapter 52, Laws of 1967 and RCW 35.43.130; amending section 35.43.150, chapter 7, Laws of 1965 and RCW 35.43.150; amending section 35.43.180, chapter 7, Laws of 1965 as last amended by section 8, chapter 52, Laws of 1967 and RCW 35.43.180; amending section 19, chapter 2, Laws of 1983 and RCW 84.52.052; amending section 35.50.030, chapter 7, Laws of 1965 as last amended by section 1, chapter 91, Laws of 1982 and RCW 35.50.030; amending section 35.50.230, chapter 7, Laws of 1965 as last amended by section 3, chapter 91, Laws of 1982 and RCW 35.50.230; amending section 35.50.250, chapter 7, Laws of 1965 as amended by section 5, chapter 91, Laws of 1982 and RCW 35.50.250; amending section 35.50.260, chapter 7, Laws of 1965 as last amended by section 7, chapter 91, Laws of 1982 and RCW 35.50.260; amending section 35.50.270, chapter 7, Laws of 1965 as amended by section 8, chapter 91, Laws of 1982 and RCW 35.50.270; adding a new chapter to Title 47 RCW; and adding a new chapter to Title 36 RCW.

Be it enacted by the Legislature of the State of Washington:

Sec. 1. Section 35.43.130, chapter 7, Laws of 1965 as amended by section 6, chapter 52, Laws of 1967 and RCW 35.43.130 are each amended to read as follows:

Upon the filing of a petition or upon the adoption of a resolution, as the case may be, initiating a proceeding for the formation of a local improvement district or utility local improvement district, the proper board, officer, or authority designated by charter or ordinance to make the preliminary estimates and assessment roll shall cause an estimate to be made of the cost and expense of the proposed improvement and certify it to the legislative authority of the city or town together with all papers and information in its possession touching the proposed improvement, a description of the boundaries of the district, and a statement of what portion of the cost and expense