

the support of the state government and its existing public institutions, and shall take effect immediately.

Passed the House February 19, 1963.

Passed the Senate March 11, 1963.

Approved by the Governor March 19, 1963.

CHAPTER 46.

[H. B. 227.]

PROBATE—BOND OF EXECUTOR OR ADMINISTRATOR.

AN ACT relating to probate; amending section 67, chapter 156, Laws of 1917 as amended by section 1, chapter 27, Laws of 1939, and RCW 11.28.180; and amending section 82, chapter 156, Laws of 1917, and RCW 11.32.020.

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

SECTION 1. Section 67, chapter 156, Laws of 1917 as amended by section 1, chapter 27, Laws of 1939, and RCW 11.28.180 are each amended to read as follows:

RCW 11.28.180 amended.

Every person to whom letters testamentary or of administration are directed to issue must, before receiving them, execute a bond to the state of Washington, except as hereinafter provided, with such surety, or sureties, as the court may judge sufficient, which bond shall be in a sum to be fixed by the court, and which bond must be conditioned that the executor or administrator shall faithfully execute the duties of the trust according to law, and such bond shall be approved by the court. The court may at any time and for any reason require the executor or administrator to give additional bonds, the same to be conditioned and to be approved as above provided; or, the court may allow a reduction of the bond upon proper showing. When the petition for letters testamentary or of administration is made by or upon the written request of the surviving

Probate. Bond of executor or administrator—Exceptions.

spouse and the court is satisfied from the petition and the evidence introduced at the hearing thereon that the value of the estate does not exceed the exemptions allowed by law to the surviving spouse, the court in its discretion may order that letters testamentary or of administration be issued without bond; and in all other estates where it appears from the petition for letters testamentary or of administration and from the evidence submitted at the hearing thereon that the value of the estate does not exceed five hundred dollars and that the rights of heirs and creditors will not be jeopardized thereby, the court may order that letters testamentary or of administration be issued without bond; and in all cases where a bank or trust company authorized to act as executor or administrator is appointed as executor or administrator or acts as executor or administrator under an appointment as such heretofore made, no bond shall be required.

RCW 11.32.020 amended.

SEC. 2. Section 82, chapter 156, Laws of 1917, and RCW 11.32.020 are each amended to read as follows:

Probate. Special administrators—Bond.

Every such administrator shall, before entering on the duties of his trust, give bond, with sufficient surety or sureties, in such sum as the judge shall order, payable to the state of Washington, with condition as required of an executor or in other cases of administration: *Provided*, That in all cases where a bank or trust company authorized to act as administrator is appointed special administrator or acts as special administrator under an appointment as such heretofore made, no bond shall be required.

Proviso.

Passed the House February 23, 1963.

Passed the Senate March 11, 1963.

Approved by the Governor March 19, 1963.