

of the other incurred before marriage, nor for the separate debts of each other, nor is the rent or income of the separate property of either liable for the separate debts of the other: PROVIDED, That the earnings and accumulations of the husband shall be available to the legal process of creditors for the satisfaction of debts incurred by him prior to marriage, and the earnings and accumulations of the wife shall be available to the legal process of creditors for the satisfaction of debts incurred by her prior to marriage. For the purpose of this section neither the husband nor the wife shall be construed to have any interest in the earnings of the other: PROVIDED FURTHER, That no separate debt may be the basis of a claim against the earnings and accumulations of either a husband or wife unless the same is reduced to judgment within three years of the marriage of the parties.

Passed the House March 14, 1969
Passed the Senate April 10, 1969
Approved by the Governor April 18, 1969
Filed in office of Secretary of State April 18, 1969

CHAPTER 122
[Engrossed Senate Bill No. 401]
REAL PROPERTY--MORTGAGES--
RENTS AND PROFITS--ASSIGNMENT

AN ACT Relating to assignment of rents; and amending section 546, Code of 1881 and RCW 7.28.230.

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

Section 1. Section 546, Code of 1881 and RCW 7.28.230 are each amended to read as follows:

(1) A mortgage of any interest in real property shall not be deemed a conveyance so as to enable the owner of the mortgage to recover possession of the real property, without a foreclosure and sale according to law: PROVIDED, That nothing in this section shall be construed as any limitation upon the right of the owner of real property to mortgage, pledge or assign the rents and profits thereof, nor as prohibiting the mortgagee, pledgee or assignee of such rents and profits, or any trustee under a mortgage or trust deed either contemporaneously or upon the happening of a future event of default, from

entering into possession of any real property, other than farm lands or the homestead of the mortgagor or his successor in interest, for the purpose of collecting the rents and profits thereof for application in accordance with the provisions of the mortgage or trust deed or other instrument creating the lien, nor as any limitation upon the power of a court of equity to appoint a receiver to take charge of such real property and collect such rents and profits thereof for application in accordance with the terms of such mortgage, trust deed or assignment.

(2) Until paid, the rents and profits of real property constitute real property for the purposes of mortgages, trust deeds or assignments whether or not said rents and profits have accrued. The provisions of RCW 65.08.070 as now or hereafter amended shall be applicable to such rents and profits, and such rents and profits are excluded from Article 62A.9 RCW.

Passed the Senate March 17, 1969.

Passed the House April 11, 1969.

Approved by the Governor April 18, 1969.

Filed in office of Secretary of State April 18, 1969.

CHAPTER 123

[Engrossed Senate Bill No. 443]

INSTITUTION FOR TREATMENT OF DRUG ABUSE

AN ACT Relating to state institutions; creating new sections; and providing an effective date.

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

NEW SECTION. Section 1. The purpose of this act is to provide additional programs for the treatment and rehabilitation of persons suffering from narcotic and dangerous drug abuse.

NEW SECTION. Sec. 2. There shall be established at an institution, or portion thereof, to be designated by the director of the department of institutions, programs for treatment and rehabilitation of persons in need of medical care and treatment due to narcotic abuse or dangerous drug abuse. Such programs shall include facilities for both residential and outpatient treatment. The director of the department of institutions shall promulgate rules and regulations,