

this act and such attorneys shall be employed on a salary basis, such salaries to be fixed by the director of efficiency, subject to the approval of the administrative board.

SEC. 9. The salaries, traveling and other necessary expenses of attorneys, deputies and employees appointed by the director of efficiency and the supervisor to do the actual work of liquidating insolvent savings and loan associations under the provisions of this act shall be included in the expenses of liquidation.

Salaries and expenses.

SEC. 10. This act is necessary for the immediate support of the state government and its existing public institutions, and shall take effect immediately.

Effective immediately.

Passed the House March 7, 1933.

Passed the Senate March 6, 1933.

Approved by the Governor March 11, 1933.

CHAPTER 94.

[H. B. 239.]

CREATING WASHINGTON STATE BAR ASSOCIATION.

AN ACT to create an association to be known as the "Washington State Bar Association;" to provide for its organization, government, membership and powers; to regulate the practice of law and to provide penalties for the violation of said act and repealing all acts or parts of acts in conflict therewith.

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

SECTION 1. *Title of Act.* This act may be known and cited as the state bar act. Title.

SEC. 2. *Objects and Powers.* There is hereby created as an agency of the state, for the purpose and with the powers hereinafter set forth, an association to be known as the Washington State Bar Association, hereinafter designated as the state bar,

Washington State Bar Association.

which association shall have a common seal and may sue and be sued, and which may, for the purpose of carrying into effect and promoting the objects of said association, enter into contracts and acquire, hold, encumber and dispose of such real and personal property as is necessary thereto.

Members. SEC. 3. *First Members.* The first members of the Washington State Bar Association shall be all persons now entitled to practice law in this state.

New members. SEC. 4. *New Members.* After the organization of the state bar, as herein provided, all persons who are admitted to practice in accordance with the provisions of this act, except judges of courts of record, shall become by that fact active members of the state bar.

Board of governors: SEC. 5. *Board of Governors.* There is hereby constituted a board of governors of the state bar, which shall consist of the president of the state bar, as an ex-officio member, and of one member elected by secret ballot by mail by the active members residing in each congressional district now or hereafter existing in the state. The members of the board of governors shall hold office for three (3) years and until their successors are elected and qualified: *Provided, however,* That the members of the board of governors elected to constitute the first board shall, at their first meeting so classify themselves by lot that two members thereof shall hold office for one year only and two others for two years only and until their successors are elected and qualified. Vacancies in said board of governors shall be filled by the continuing members of the board until the next district election, held in accordance with the rules hereinafter provided for.

To govern, SEC. 6. *State Bar Governed by Board of Governors.* The state bar shall be governed by the board of governors which shall be charged with the

executive functions of the state bar and the enforcement of the provisions of this act and all rules adopted in pursuance thereof. The members of the board of governors shall receive no salary by virtue of their office.

SEC. 7. *Powers of Governors.* The said board ^{Powers of,} of governors shall have power, in its discretion, from time to time to adopt rules

(a) Concerning membership and the classification thereof into active, inactive and honorary members; and

(b) Concerning the enrollment and privileges of membership; and

(c) Defining the other officers of the state bar, the time, place and method of their selection, and their respective powers, duties, terms of office and compensation; and

(d) Concerning annual and special meetings; and

(e) Concerning the collection, the deposit and the disbursement of the membership and admission fees, penalties, and all other funds; and

(f) Providing for the organization and government of district and/or other local subdivisions of the state bar; and

(g) Providing for all other matters, whether similar to the foregoing or not, affecting in any way whatsoever, the organization and functioning of the state bar. Any such rule may be modified, or rescinded, or a new rule adopted, by a vote of the active members under rules to be prescribed by the board of governors.

SEC. 8. *Admission and Disbarment.* The said ^{Admission to practice law.} board of governors shall likewise have power, in its discretion, from time to time to adopt rules, subject to the approval of the supreme court, fixing the qualifications, requirements and procedure for admission to the practice of law; and, with such

approval, to establish from time to time and enforce rules of professional conduct for all members of the state bar; and, with such approval, to appoint boards or committees to examine applicants for admission; and, to investigate, prosecute and hear all causes involving discipline, disbarment, suspension or reinstatement, and make recommendations thereon to the supreme court; and, with such approval, to prescribe rules establishing the procedure for the investigation and hearing of such matters, and establishing county or district agencies to assist therein to the extent provided by such rules: *Provided, however,* That no person who shall have participated in the investigation or prosecution of any such cause shall sit as a member of any board or committee hearing the same.

Disbarment.

Fees,
active
members.

For 1933.

SEC. 9. *Active Members' Fees.* The annual membership fee for active members shall be the sum of five dollars (\$5.00) payable on or before February first of each year: *Provided,* That the membership fee for the year 1933 shall be payable not later than ninety days after the effective date of this act. The board of governors shall have power before January first of any year to increase such fee to a sum not exceeding ten dollars (\$10.00).

Fees,
inactive
members.

For 1933.

SEC. 10. *Inactive Members' Fees.* The annual membership fee for inactive members shall be the sum of two dollars (\$2.00), payable on or before the first day of February of each year: *Provided,* That the membership fee for the year 1933 shall be payable not later than ninety days after the effective date of this act.

Fees,
admission.

SEC. 11. *Admission Fees.* Applicants for admission to the bar upon accredited certificates or upon examination, not having been admitted to the bar in another state or territory, shall pay a fee of twenty-five dollars (\$25.00) and all other appli-

cants a fee of fifty dollars (\$50.00). Said admission fees shall be used to pay the expenses incurred in connection with examining and admitting applicants to the bar, including salaries of examiners, and any balance remaining at the close of each biennium shall be paid to the state treasurer and be by him credited to the general fund.

SEC. 12. *Suspension for Non-payment of Fees.* Non-payment of fees.
Any member failing to pay any fees after the same become due, and after two months' written notice of his delinquency, must be suspended from membership in the state bar, but may be reinstated upon payment of accrued fees and such penalties as may be imposed by the board of governors, not exceeding double the amount of the delinquent fee.

SEC. 13. *Only Active Members May Practice Law.* Only active members to practice.
No person shall practice law in this state subsequent to the first meeting of the state bar unless he shall be an active member thereof as hereinbefore defined: *Provided*, That a member of the bar in good standing in any other state or jurisdiction shall be entitled to appear in the courts of this state under such rules as the board of governors may prescribe. Attorneys from other states.

SEC. 14. *Unlawful Practice a Misdemeanor.* Violation.
Any person who, not being an active member of the state bar, or who after he has been disbarred or while suspended from membership in the state bar, as by this act provided, shall practice law, or hold himself out as entitled to practice law, shall be guilty of a misdemeanor: *Provided, however*, Nothing herein contained shall be held to in any way affect the power of the courts to grant injunctive relief or to punish as for contempt. Authority of courts.

SEC. 15. *State Bar Commission.* Five members of the bar qualified for active membership in the state bar, shall within ten days after the effec-

Commission : tive date of this act, be appointed by the chief justice of the supreme court to constitute a commission which shall within ninety days thereafter organize the state bar, and take such steps and adopt such rules and regulations for the time being, as it may deem necessary to complete the organization thereof as herein provided, after which organization, the said commission shall be deemed abolished.

To organize and make temporary rules and regulations.

Conflicting laws.

SEC. 16. *Repeal.* All acts and parts of acts in conflict with this act, or with any rule adopted hereunder, are from the effective date of this act or of any such rule, hereby repealed.

Partial invalidity.

SEC. 17. *Legislative Intent.* If any section, subsection, sentence, clause or phrase of this act or of any rule adopted hereunder, is for any reason held to be unconstitutional, such decision shall not affect the validity of the remaining portions of this act nor of any other rule adopted hereunder. The legislature hereby declares that it would have passed this act, and each section, subsection, sentence, clause and phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses or phrases be declared unconstitutional.

Passed the House February 13, 1933.

Passed the Senate March 1, 1933.

Approved by the Governor March 13, 1933.