

CHAPTER 39

[House Bill No. 1049]

PROSECUTING ATTORNEYS—PERMISSIBLE PRIVATE PRACTICE

AN ACT Relating to the private practice of law by prosecuting attorneys; and amending RCW 36.27.060.

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

Sec. 1. Section 36.27.060, chapter 4, Laws of 1963 as last amended by section 1, chapter 86, Laws of 1973 1st ex. sess. and RCW 36.27.060 are each amended to read as follows:

(1) The prosecuting attorneys and their deputies of class four counties and counties with population larger than class four counties shall serve full time and except as otherwise provided for in this section shall not engage in the private practice of law(~~(-PROVIDED, That)~~).

(2) Deputy prosecuting attorneys in counties of the second class, third class, and fourth class may serve part time and engage in the private practice of law if the board of county commissioners so provides.

(3) Except as provided in subsection (4) of this section, nothing in this section prohibits a prosecuting attorney or deputy prosecuting attorney in any county from:

(a) Performing legal services for himself or herself or his or her immediate family; or

(b) Performing legal services of a charitable nature.

(4) The legal services identified in subsection (3) of this section may not be performed if they would interfere with the duties of a prosecuting attorney, or deputy prosecuting attorney and no services that are performed shall be deemed within the scope of employment of a prosecutor or deputy prosecutor.

Passed the House February 24, 1989.

Passed the Senate April 3, 1989.

Approved by the Governor April 18, 1989.

Filed in Office of Secretary of State April 18, 1989.

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CHAPTER 40

[Substitute House Bill No. 1168]

ESTATE TAX—APPORTIONMENT

AN ACT Relating to the uniform estate tax apportionment act; amending RCW 83.110-.010, 83.110.020, 83.110.030, 83.110.050, 83.110.060, 83.110.090, and 11.98.070; creating a new section; and declaring an emergency.

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