

Creditor/Debtor Section



An announcement of the Creditor/Debtor Section of the Washington State Bar Association

Dear List Serve Members of the C/D Section:

As many of you know, the Section Executive Committee ("EC") appointed a Task Force to review and make recommendations for amendments to Washington's Receivership statutes. The Task Force has now issued a preliminary Recommendation and there is the possibility the Executive Committee will consider the recommended Proposed Legislation at its next meeting in June, 2014, determining that it be conveyed to the WSBA for consideration of sponsoring the Proposed Legislation for the 2015 legislative session.

There is also the possibility the Executive Committee may determine to not advance the Proposed Legislation this year.

Several years ago a policy was put into place that must be followed if the Section is going to propose legislation. The purpose of this policy is to make sure there is full transparency and a meaningful opportunity for Section Members to voice their concerns. The full policy appears below, but the highlights that pertain to this email notice are:

1. If we are considering proposing legislation, we have to notify the Section on the List Serve. (At our meeting at NWBI, the EC was in favor of reaching out to the Section at this time.)
2. We attempt to appoint a Study Group of 3 to 5 members of the Section and provide them time to comment, discuss, debate. (Done – see below)
3. Then, based upon all of the above input, at Sun Mountain, we can take a final vote as to whether to advance or not advance the Proposed Legislation. As is always the case, you may provide comments to the EC and attend the meeting, which will occur on June 20 at about 5 pm at the Sun Mountain Lodge.
4. Then, if the EC votes to advance the Proposed Legislation, we send it to the WSBA.

This email is your notification in compliance with point 1. As to Point 2, there are three Section members who are not Executive Committee or Task Force members who have agreed to study the proposal. They are Joseph Shickich, Jr., Josh Rataezyk and Barry Davidson.

The Policy appears in full text below, and the draft Amendments are attached. There is still editing and clarification needed in the Amendments, however, for those of you who are active or interested in Receiverships this may be of interest to you. If you have any independent input, please send your email comments to me and I will make sure they are forwarded to the study group for inclusion in its work.

Thank you,

John Rizzardi
Section Chair