

CHAPTER 67.

[S. B. 50.]

DEPARTMENT OF PUBLIC SERVICE—COURT ACTIONS.

AN ACT relating to public service companies; providing for intervention by the Department of Public Service in certain court actions; and adding a new section to chapter 117, Laws of 1911, to be known as section 99-1.

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

SECTION 1. Chapter 117, Laws of 1911, is amended by adding thereto a new section to be known as section 99-1 reading as follows:

Amendment
by adding
new section.

Section 99-1. COURT ACTIONS INVOLVING RULES OR ORDERS OF DEPARTMENT—NOTICE REQUIRED—DEPARTMENT MAY INTERVENE: In all court actions involving any rule or order of the Department of Public Service, where the department has not been made a party, the department shall be served with a copy of all pleadings, and shall be entitled to intervene. Where the fact that the action involves a rule or order of the department does not appear until the time of trial, the court shall immediately direct the clerk to notify the department of the pendency of such action, and shall permit the department to intervene in such action.

Department
may
intervene.

Service of
pleadings.

Court shall
notify.

The failure to comply with the provisions of this section shall render void and of no effect any judgment in such action, where the effect of such judgment is to modify or nullify any rule or order of the department.

Failure voids
judgment.

Passed the Senate February 18, 1943.

Passed the House March 3, 1943.

Approved by the Governor March 9, 1943.