

administration are issued within the period provided above, the county treasurer shall make payment of the funds held by him to the administrator upon being furnished a certified copy of the letters of administration.

SEC. 8. After any time limitation prescribed in this act, the absentee claimant may, at any time, if the assets of the estate have not been claimed under the provisions of sections 6 and 7 of this act, notify the tax commission of his claim to the estate, and file in the court which had jurisdiction of the original probate a petition claiming the assets of the estate. The tax commission may appear in answer to such petition. Upon proof being made to the probate court that the claimant is entitled to the estate assets, the court shall render its judgment to that effect and the assets shall be paid to the claimant without interest, upon appropriation made by the legislature.

Rights of absentee person to claim assets; limitation on; procedure.

Passed the House March 19, 1955.

Passed the Senate March 22, 1955.

Approved by the Governor April 4, 1955.

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## CHAPTER 8.

[ H. B. 23. ]

### EMPLOYEE WELFARE TRUST FUNDS.

AN ACT relating to employee welfare trust funds; making an appropriation; and providing penalties.

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

SECTION 1. As used in this act:

(1) "Commissioner" means the insurance commissioner of the state of Washington.

Defined. "Commissioner."

(2) "Employee welfare trust fund" means any fund established for employees of one or more em-

"Employee welfare trust fund."

ployers for providing employees, their families or dependents medical or hospital care, disability benefits, death benefits, retirement benefits, annuity benefits, health care services or any insurance benefits whether such benefits or services are to be paid directly from such fund or interest therefrom, or paid under contracts entered into by the trustees of the fund with an insurer or health care service contractor.

"Health care service contractor."

(3) "Health care service contractor" means health care service contractor as defined in RCW 48.44.010.

"Insurer."

(4) "Insurer" means insurer as defined in RCW 48.01.050.

"Person."

(5) "Person" means any individual, company, insurer, association, organization, reciprocal or interinsurance exchange, partnership, business trust, or corporation.

Examination of employee welfare trust fund.

SEC. 2. The commissioner may examine each employee welfare trust fund as often as he deems necessary, and the commissioner shall examine each employee welfare trust fund at least once every five years. The commissioner, for the purpose of this section, shall have the same powers and duties of examination as provided in chapter 48.03 RCW: *Provided*, That the costs and expenses of the commissioner and examiners shall be paid by the state.

Costs.

Trustees responsible for maintenance of records and accounts.

SEC. 3. (1) The trustees of every employee welfare trust fund existing within this state shall be responsible for the maintenance of full and accurate records and accounts of the transactions and affairs of such employee welfare trust fund in conformance with generally accepted accounting practices and principles.

Filing of trust instrument.

(2) Such trustees shall promptly file with the commissioner a copy of the trust instrument or other instrument by which the employee welfare trust fund is established, together with all amendments thereto.

Upon request of the commissioner the trustees shall file with the commissioner such regular and/or special reports concerning the transactions and affairs of such employee welfare trust fund as the commissioner may from time to time deem to be necessary or advisable for carrying out the purposes of this act. All such reports shall be open to inspection by the public in the commissioner's office, and when obsolete shall be subject to destruction by the commissioner as provided in RCW 48.02.120.

Filing of special reports.

Reports; inspection and destruction.

SEC. 4. (1) Each insurer and each health care service contractor that issues an insurance contract or health care services contract in consideration of money from any employee welfare trust fund shall promptly file with the commissioner a complete copy of every such contract together with all amendments or riders thereto.

Contractor to file copy of each contract.

(2) Each such insurer or health care service contractor shall promptly file with the commissioner a statement, on a form as prescribed and furnished by the commissioner, of the rate of all commissions and/or service fees or other similar fees or compensation paid or to be paid by such insurer or contractor in connection with every such insurance contract or health care services contract, and the name of each person receiving any such payment.

Contractor to file statement of commission rates and service fees.

(3) Such contracts and statements shall be open to public inspection in the commissioner's office, and when obsolete shall be subject to destruction by the commissioner as provided in RCW 48.02.120.

Contracts and statements; inspection and destruction.

SEC. 5. The commissioner shall enforce the provisions of this act as provided in RCW 48.02.080.

Enforcement.

SEC. 6. Any person aggrieved by any act, threatened act, or failure of the commissioner to act shall have the right to a hearing and review thereof as provided in chapter 48.04 RCW.

Right of hearing and review

Sections 2 and 3 inapplicable.

SEC. 7. Sections 2 and 3 of this act shall not apply to such an employee welfare trust fund where the trustee, or all of the trustees are subject to examination by the supervisor of banking of the state of Washington or the comptroller of the currency of the United States or the board of governors of the federal reserve system.

Penalty upon violation.

SEC. 8. Any person who fails to comply with the provisions of this act, or lawful order of the commissioner made pursuant to this act, shall, upon conviction, be punished by a fine of not less than ten dollars nor more than one thousand dollars, or by imprisonment for not more than one year, or both fine and imprisonment.

Appropriation.

SEC. 9. For the biennium ending June 30, 1957, there is appropriated from the general fund to the insurance commissioner the sum of forty-six thousand two hundred and fifty dollars or so much thereof as may be necessary to carry out the provisions of this act.

Passed the House March 20, 1955.

Passed the Senate March 22, 1955.

Approved by the Governor April 4, 1955.

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CHAPTER 9.

[ H. B. 24. ]

OFFICE HOURS FOR PUBLIC OFFICES.

AN ACT relating to office hours for public offices, and amending section 1, chapter 113, Laws of 1941 and sections 1, 3 and 4, chapter 100, Laws of 1951 and RCW 36.16.100 and 42.04.060, and section 2, chapter 100, Laws of 1951 and RCW 35.21.175.

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

Division and amendment.

SECTION 1. Section 1, chapter 113, Laws of 1941, as amended by sections 1, 3 and 4, chapter 100, Laws of 1951 (heretofore divided and codified as RCW