

CHAPTER 249

[Substitute House Bill No. 508]

HYPODERMIC SYRINGES AND NEEDLES—SALES—PENALTIES—RULES

AN ACT Relating to public health and safety; adding a new chapter to Title 70 RCW; prescribing penalties; and declaring an emergency.

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

NEW SECTION. Section 1. (1) No person shall sell at retail any hypodermic syringe, hypodermic needle, or any device adapted for the use of drugs by injection except upon the prescription of a physician, dentist, veterinarian, or podiatrist, or unless the sale is made to an animal control agent registered with the state board of pharmacy.

(2) Subsection (1) of this section shall not be construed as requiring a prescription where a pharmacist or physician furnishes hypodermic needles and syringes for human use in the administration of insulin or adrenaline or where a pharmacist or veterinarian or other person, firm or corporation regularly engaged in the sale of veterinarian supplies furnishes hypodermic needles and syringes for use on poultry or animals, but no needle or syringe shall be furnished to a person unknown to the furnisher or unable to properly establish his or her identity.

(3) Any person selling or furnishing a syringe, needle, or device under this section other than by prescription shall keep a record of the date of the sale or transfer, the name and address of the purchaser or transferee, proof of the purchaser or transferee's identity, and a description of the device. This record shall be open at all times to inspection by pharmacy board investigators and any law enforcement officer.

NEW SECTION. Sec. 2. The state board of pharmacy shall develop and prescribe methods for the immediate destruction, after final use, of all devices regulated by this chapter in accordance with chapter 34.04 RCW.

NEW SECTION. Sec. 3. The state board of pharmacy may adopt any necessary rules and regulations under chapter 34.04 RCW for the implementation, continuation, or enforcement of this chapter.

NEW SECTION. Sec. 4. Whoever knowingly violates any provision of this chapter or any rule adopted pursuant to this chapter shall be punished by a fine of not more than five hundred dollars.

NEW SECTION. Sec. 5. If any provision of this 1977 act, or its application to any person or circumstance is held invalid, the remainder of the act, or the application of the provision to other persons or circumstances is not affected.

NEW SECTION. Sec. 6. Sections 1 through 4 of this 1977 act shall constitute a new chapter in Title 70 RCW.

NEW SECTION. Sec. 7. This act is necessary for the immediate preservation of the public peace, health, and safety, the support of the state government and its existing public institutions, and shall take effect immediately.

Passed the House June 6, 1977.

Passed the Senate June 4, 1977.

Approved by the Governor June 15, 1977.

Filed in Office of Secretary of State June 15, 1977.

CHAPTER 250

[Substitute House Bill No. 572]

LIFE INSURANCE POLICY LOANS—INTEREST RATES

AN ACT Relating to life insurance; amending section .23.08, chapter 79, Laws of 1947 and RCW 48-.23.080; and creating a new section.

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

Section 1. Section .23.08, chapter 79, Laws of 1947 and RCW 48.23.080 are each amended to read as follows:

(1) There shall be a provision that after three full years' premiums have been paid thereon, the insurer at any time, while the policy is in force, will advance, on proper assignment or pledge of the policy and on the sole security thereof, at a ~~((specified))~~ rate of interest ~~((not exceeding six percent per annum, or if payable in advance such interest shall not exceed the rate of five and seven-tenths percent))~~ provided for in paragraph (c) of this subsection, a sum to be determined as follows:

(a) If such policy is issued prior to the operative date of RCW 48.23.350, the sum, including any interest paid in advance but not beyond the end of the current policy year, shall be equal to or at the option of the owner of the policy less than, the reserve at the end of the current policy year on the policy and on any dividend additions thereto, less a sum not more than two and one-half percent of the amount insured by the policy and of any dividend additions thereto. The policy may contain a provision by which the insurer reserves the right to defer the making of the loan, except when made to pay premiums, for a period not exceeding six months after the date of application therefor.

(b) If such policy is issued on or after such operative date, the sum, including any interest to the end of the current policy year shall not exceed the cash surrender value at the end of the current policy year, as required by RCW 48.23.350.

(c) (i) The policy shall contain (A) a provision that policy loans shall bear interest at a specified rate not exceeding six percent per annum, or (B) a provision that policy loans shall bear interest at a variable of not less than four nor more than eight percent per annum.

(ii) The variable rate shall not be changed more frequently than once per year and no change may exceed one percent per annum except reductions. The insurer shall give at least thirty days' notice to the policy owner or the owner's designee of any changes in the interest rate.

(2) Such policy shall further provide that the insurer may deduct from such loan value any existing indebtedness on the policy (unless such indebtedness has already been deducted in determining the cash surrender value) and any unpaid