

CHAPTER 146

[Senate Bill No. 2258]

MUTUAL CORPORATIONS--ANNUAL REPORT--FILING DATE--
CONTENT REQUIREMENTS

AN ACT Relating to corporate filing; and amending section 89, chapter 120, Laws of 1969 ex. sess. and RCW 24.06.445.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

Section 1. Section 89, chapter 120, Laws of 1969 ex. sess. and RCW 24.06.445 are each amended to read as follows:

An annual report of each domestic or foreign corporation shall be delivered to the secretary of state between the first day of January and the first day of ((May)) March of each year: PROVIDED, That the first annual report of a domestic or foreign corporation shall be filed between the first day of January and the first day of March of the year next succeeding the calendar year in which its certificate of incorporation or its certificate of authority, as the case may be, was issued by the secretary of state. Deposit in the United States mails, in a sealed envelope, properly addressed to the secretary of state, with postage prepaid thereon, prior to the first day of March, shall be deemed compliance with this requirement.

If the secretary of state finds that a report substantially conforms to the requirements of this chapter, he shall file the same. ((If he finds that it does not so conform, he shall promptly return the same to the corporation for necessary corrections; in which event the penalties prescribed for failure to file such report within the time required shall not apply if such report is corrected to conform to the requirements of this chapter and returned to the secretary of state in sufficient time to be filed prior to the first day of April of the year in which it is due))

Passed the Senate February 18, 1973.

Passed the House March 6, 1973.

Approved by the Governor March 20, 1973.

Filed in Office of Secretary of State March 20, 1973.

CHAPTER 147

[Engrossed Senate Bill No. 2327]

WORKMEN'S COMPENSATION--
BENEFITS INCREASED

AN ACT Relating to workmen's compensation; amending section 51.32.060, chapter 23, Laws of 1961 as last amended by section 20, chapter 43, Laws of 1972 ex. sess. and RCW 51.32.060;

amending section 51.32.070, chapter 23, Laws of 1961 as last amended by section 9, chapter 289, Laws of 1971 ex. sess. and RCW 51.32.070; and declaring an emergency.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

Section 1. Section 51.32.060, chapter 23, Laws of 1961 as last amended by section 20, chapter 43, Laws of 1972 ex. sess. and RCW 51.32.060 are each amended to read as follows:

When the supervisor of industrial insurance shall determine that permanent total disability results from the injury, the workman shall receive monthly during the period of such disability:

(1) If married at the time of injury, sixty-five percent of his wages but not less than two hundred fifteen dollars per month.

(2) If married with one child at the time of injury, sixty-seven percent of his wages but not less than two hundred fifty-two dollars per month.

(3) If married with two children at the time of injury, sixty-nine percent of his wages but not less than two hundred eighty-three dollars.

(4) If married with three children at the time of injury, seventy-one percent of his wages but not less than three hundred six dollars per month.

(5) If married with four children at the time of injury, seventy-three percent of his wages but not less than three hundred twenty-nine dollars per month.

(6) If married with five or more children at the time of injury, seventy-five percent of his wages but not less than three hundred fifty-two dollars per month.

(7) If unmarried at the time of the injury, sixty percent of his wages but not less than one hundred eighty-five dollars per month.

(8) If unmarried with one child at the time of injury, sixty-two percent of his wages but not less than two hundred twenty-two dollars per month.

(9) If unmarried with two children at the time of injury, sixty-four percent of his wages but not less than two hundred fifty-three dollars per month.

(10) If unmarried with three children at the time of injury, sixty-six percent of his wages but not less than two hundred seventy-six dollars per month.

(11) If unmarried with four children at the time of injury, sixty-eight percent of his wages but not less than two hundred ninety-nine dollars per month.

(12) If unmarried with five or more children at the time of injury, seventy percent of his wages but not less than three hundred twenty-two dollars per month.

(13) For any period of time where both husband and wife are entitled to compensation as temporarily or totally disabled workmen, only that spouse having the higher wages of the two shall be entitled to claim their child or children for compensation purposes.

(14) In case of permanent total disability, if the character of the injury is such as to render the workman so physically helpless as to require the hiring of the services of an attendant, the monthly payment by the department to such ~~((workman))~~ attendant for such services shall be ~~((increased by))~~ an amount ~~((equal to))~~ not to exceed forty percent of the average monthly wage in the state as computed in RCW 51.08.018 per month as long as such requirement continues, but such ~~((increases))~~ payments shall not obtain or be operative while the workman is receiving care under or pursuant to the provisions of chapters 51.36 and 51.40.

(15) Should any further accident result in the permanent total disability of an injured workman, he shall receive the pension to which he would be entitled, notwithstanding the payment of a lump sum for his prior injury.

(16) In no event shall the monthly payments provided in this section exceed seventy-five percent of the average monthly wage in the state as computed under the provisions of RCW 51.08.018, except that this limitation shall not apply to the payments provided for in subsection 14 of this section.

Sec. 2. Section 51.32.070, chapter 23, Laws of 1961 as last amended by section 9, chapter 289, Laws of 1971 ex. sess. and RCW 51.32.070 are each amended to read as follows:

Notwithstanding any other provision of law, every ~~((widow or invalid widower))~~ surviving spouse receiving a pension under this title ~~((shall, after July 1, 1974, be paid one hundred eighty-five dollars per month,))~~ and every permanently totally disabled workman or temporarily totally disabled workman receiving a pension or compensation for temporary total disability under this title, pursuant to compensation schedules in effect prior to July 1, 1971, shall, after ~~((such date))~~ the effective date of this 1973 amendatory act, be paid ~~((one hundred eighty-five dollars))~~ fifty percent of the average monthly wage of the state as computed under RCW 51.08.018 per month, ~~((and one hundred fifteen dollars per month additional in cases requiring the services of an attendant; if unmarried at the time his injury occurred; two hundred fifteen dollars per month; and one hundred fifteen dollars per month additional in cases requiring the services of an attendant; if he or she has a wife or invalid husband; and one hundred seventy-five dollars))~~ and an amount equal to five percent of such average monthly wage per month ~~((, in addition to any amount now or hereafter allowed in cases requiring the services of an attendant; if the husband is not an invalid and the~~

husband and wife are living together as such) if married, and an additional two percent of such average monthly wage for each child.

If the character of the injury is such as to render the workman so physically helpless as to require the hiring of the services of an attendant, the monthly payment by the department to such attendant for such services shall not exceed forty percent of the average monthly wage in the state as computed pursuant to RCW 51.08.018 per month as long as such requirement continues but such payments shall not obtain or be operative while the workman is receiving care under or pursuant to the provisions of chapters 51.36 and 51.40 RCW: PROVIDED, That such payments shall not be considered compensation nor shall they be subject to any limitation upon total compensation payments.

No part of such additional payments shall be payable from the accident fund or be charged against any class under the industrial insurance law.

The director shall pay monthly to every such ((widow, invalid widower,)) surviving spouse and totally disabled workman from the supplemental pension fund such an amount as will, when added to the pensions or temporary total disability compensation they are presently receiving((, exclusive of amounts received for children or dependents or attendants)), equal the amounts hereinabove specified.

In cases where money has been or shall be advanced to any such person from the pension reserve, the additional amount to be paid to him or her under this section shall be reduced by the amount of monthly pension which was or is predicated upon such advanced portion of the pension reserve.

NEW SECTION. Sec. 3. This 1973 amendatory 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 Senate March 6, 1973.

Passed the House February 28, 1973.

Approved by the Governor March 20, 1973.

Filed in Office of Secretary of State March 20, 1973.

CHAPTER 148

[House Bill No. 48]

PROBATE--DISCLAIMER OF INTEREST--WILLS,
TRUST, INTESTACY

AN ACT Relating to interests passing by will, trust instrument, intestate succession or under powers of appointment; and