

“Sale at wholesale” defined.

“Sale at wholesale” or “wholesale sale” means any sale of tangible personal property which is not a sale at retail and means any charge made for labor and services rendered for persons who are not consumers, in respect to real or personal property, if such charge is expressly defined as a retail sale by RCW 82.04.050 when rendered to or for consumers: *Provided*, That the term “real or personal property” as used in this section shall not include any natural products named in RCW 82.04.100.

Effective date.

SEC. 5. 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 on the first day of May, 1955.

Passed the House March 23, 1955.

Passed the Senate March 24, 1955.

Approved by the Governor April 4, 1955.

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CHAPTER 11.

[S. B. 6 ]

UNCLAIMED PERSONAL PROPERTY ACT.

AN ACT relating to unclaimed personal property; amending section 9, chapter [385], Laws of 1955 (Senate Bill No. 311), and section 13, chapter 385, Laws of 1955; and declaring an emergency.

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

Amendment.

SECTION 1. Section 9, chapter [385], Laws of 1955 (Senate Bill No. 311) is amended to read as follows:

Intangible personal property presumed abandoned, when.

All intangible personal property, not otherwise covered by this act, including any income or increment thereon and deducting any lawful charges, that is held or owing in this state in the ordinary course of the holder’s business and has remained unclaimed by the owner for more than seven years after

it became payable or distributable is presumed abandoned: *Provided, however,* That this section shall not apply to safe deposit companies. No application.

SEC. 2. Section 13, chapter [385], Laws of 1955 (Senate Bill No. 311) is amended to read as follows: Amendment.

(1) Every person who has filed a report as provided by section 11 shall within twenty days after the time specified in section 12 for claiming the property from the holder pay or deliver to the tax commission all abandoned property specified in the report, except that, if the owner establishes his right to receive the abandoned property to the satisfaction of the holder within the time specified in section 12, or if it appears that for some other reason the presumption of abandonment is erroneous, the holder need not pay or deliver the property, which will no longer be presumed abandoned, to the tax commission, but in lieu thereof shall file a verified written explanation of the proof of claim or of the error in the presumption of abandonment. Delivery of abandoned property by person filing report; time limitation for.

(2) Any person holding property as specified in sections 2 to 9, inclusive, of this act and who has reason to believe that the same is abandoned and that the true owner thereof cannot be located with reasonable diligence and effort, may make his report and deliver such property to the tax commission prior to the expiration of the time provided. The tax commission shall include information relating to such property in the next publication of like property as provided by section 12 of this act. Report and delivery prior to expiration of provided time.

SEC. 3. 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. Information published.

Passed the Senate March 16, 1955.

Passed the House March 19, 1955.

Approved by the Governor April 4, 1955. Emergency.