

CHAPTER 14  
[Senate Bill No. 2048]  
COURT RECORDS--DESTRUCTION PERIOD

AN ACT Relating to duties of county clerks; amending section 36.23.065, chapter 4, Laws of 1963 as amended by section 1, chapter 29, Laws of 1971 and RCW 36.23.065; and amending section 36.23.070, chapter 4, Laws of 1963 as amended by section 3, chapter 34, Laws of 1967 ex. sess. and RCW 36.23.070.

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

Section 1. Section 36.23.065, chapter 4, Laws of 1963 as amended by section 1, chapter 29, Laws of 1971 and RCW 36.23.065 are each amended to read as follows:

Notwithstanding any other law relating to the destruction of court records, the county clerk may cause to be destroyed all documents, records, instruments, books, papers, depositions, and transcripts, in any action or proceeding in the superior court, or otherwise filed in his office pursuant to law, if all of the following conditions exist:

(1) ((Seven)) Six years have elapsed since the filing of any paper in the action or proceeding and the records of the county clerk do not show that the action or proceeding is pending on appeal in any court.

(2) The county clerk maintains for the use of the public a photographic film, microphotographic, photostatic or similar reproduction of each document, record, instrument, book, paper, deposition, or transcript so destroyed: PROVIDED, That all receipts and canceled checks filed by a personal representative pursuant to RCW 11.76.100 and complying with condition (1) above, may be removed from the file by order of the court and destroyed the same as an exhibit pursuant to RCW 36.23.070.

(3) At the time of the taking of said photographic film, microphotographic, photostatic or similar reproduction, the county clerk or other person under whose direction and control the same was taken, attached thereto, or to the sealed container in which the same was placed and has been kept, or incorporated in said photographic film, microphotographic, photostatic or similar reproduction, a certification that the copy is a correct copy of the original, or of a specified part thereof, as the case may be, the date on which taken, and the fact it was taken under his direction and control. The certificate must be under the official seal of the certifying officer, if there be any, or if he be the clerk of a court having a seal, under the seal of such court.

(4) The county clerk promptly seals and stores at least one original negative of each such photographic film, microphotographic, photostatic or similar reproduction in such manner and place as reasonably to assure its preservation indefinitely against loss, theft, defacement, or destruction.

Sec. 2. Section 36.23.070, chapter 4, Laws of 1963 as amended by section 3, chapter 34, Laws of 1967 ex. sess. and RCW 36.23.070 are each amended to read as follows:

A county clerk may at any time more than ((seven)) six years after the entry of final judgment in any action apply to the superior court for an authorizing order and, upon such order being signed and entered, destroy any exhibits, unopened depositions and reporters' notes which have theretofore been filed in such cause: PROVIDED, That reporters' notes in criminal cases must be preserved for at least fifteen years: PROVIDED FURTHER, That any exhibits which are deemed to possess historical value may be directed to be delivered by the clerk to libraries or historical societies.

Passed the Senate January 22, 1973.

Passed the House February 27, 1973.

Approved by Governor March 6, 1973.

Filed in Office of Secretary of State March 7, 1973.

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#### CHAPTER 15

[Senate Bill No. 2056]

#### FOR HIRE VEHICLES--MINIMUM INSURANCE REQUIREMENTS

AN ACT Relating to vehicles for hire; amending section 46.72.040, chapter 12, Laws of 1961 as amended by section 82, chapter 32, Laws of 1967 and RCW 46.72.040; and amending section 46.72.050, chapter 12, Laws of 1961 as amended by section 83, chapter 32, Laws of 1967 and RCW 46.72.050.

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

Section 1. Section 46.72.040, chapter 12, Laws of 1961 as amended by section 82, chapter 32, Laws of 1967 and RCW 46.72.040 are each amended to read as follows:

Before a permit is issued every for hire operator shall be required to deposit and thereafter keep on file with the director a surety bond running to the state of Washington covering each and every for hire vehicle as may be owned or leased by him and used in the conduct of his business as a for hire operator. Such bond shall be in the sum of one hundred thousand dollars for any recovery for death or personal injury by one person, and ((ten)) three hundred thousand dollars for all persons killed or receiving personal injury