

(1) Section 1, chapter 174, Laws of 1909, section 1, chapter 16, Laws of 1909 ex. sess., section 1, chapter 149, Laws of 1959, section 27, chapter 154, Laws of 1973 1st ex. sess. and RCW 26.04.030; and

(2) Section 2, chapter 174, Laws of 1909, section 2, chapter 16, Laws of 1909 ex. sess., section 2, chapter 149, Laws of 1959, section 28, chapter 154, Laws of 1973 1st ex. sess. and RCW 26.04.040.

Passed the House April 23, 1979.

Passed the Senate April 11, 1979.

Approved by the Governor May 4, 1979.

Filed in Office of Secretary of State May 4, 1979.

CHAPTER 129

[House Bill No. 424]

JUSTICE COURTS—SERVICES FURNISHED TO CITIES—FILING FEE— ARBITRATION

AN ACT Relating to justice courts; and amending section 111, chapter 299, Laws of 1961 as amended by section 2, chapter 10, Laws of 1973 1st ex. sess. and RCW 3.62.070.

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

Section 1. Section 111, chapter 299, Laws of 1961 as amended by section 2, chapter 10, Laws of 1973 1st ex. sess. and RCW 3.62.070 are each amended to read as follows:

Except in traffic cases wherein bail is forfeited to a violations bureau, and except in cases filed in municipal departments established pursuant to chapter 3.46 RCW and except in cases where a city has contracted with another city for such services pursuant to chapter 39.34 RCW, in every criminal action filed by a city for an ordinance violation, the city shall be charged a ((four dollar)) filing fee determined pursuant to an agreement as provided for in chapter 39.34 RCW, the interlocal cooperation act, between the city and the county providing the court service. In such criminal actions the cost of providing services necessary for the preparation and presentation of a defense at public expense are not within the ((four dollar)) filing fee and shall be paid by the city. In all other criminal actions, no filing fee shall be assessed or collected: PROVIDED, That in such cases, for the purposes of RCW 3.62.010, four dollars or the agreed filing fee of each fine or penalty, whichever is greater, shall be deemed filing costs. In the event no agreement is reached between a municipal corporation and the county providing the court service within ninety days of the effective date of this 1979 act, the municipal corporation and the county shall be deemed to have entered into an agreement to submit the issue to arbitration pursuant to chapter 7.04 RCW, and the municipal corporation and the county shall be entitled to the same rights and subject to the same duties as other parties who have agreed to submit to arbitration pursuant to chapter 7.04 RCW. In

the event that such issue is submitted to arbitration, the arbitrator or arbitrators shall only consider those additional costs borne by the county in providing justice court services for such city.

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CHAPTER 130

[Substitute House Bill No. 459]

INSURANCE COMMISSIONER—RETENTION OF RECORDS—REFUND OF TAXES, FEES—LICENSE RENEWAL—SUBSIDIARY OWNERSHIP—POLICY COUNTERSIGNATURE

AN ACT Relating to insurance; amending section .02.12, chapter 79, Laws of 1947 and RCW 48.02.120; amending section .14.07, chapter 79, Laws of 1947 and RCW 48.14.070; amending section .15.07, chapter 79, Laws of 1947 as last amended by section 2, chapter 182, Laws of 1977 ex. sess. and RCW 48.15.070; and amending section .13.21, chapter 79, Laws of 1947 and RCW 48.13.210; repealing section .05.23, chapter 79, Laws of 1947, section 2, chapter 70, Laws of 1965 ex. sess. and RCW 48.05.230; and repealing section .05.24, chapter 79, Laws of 1947, section 2, chapter 194, Laws of 1961 and RCW 48.05.240.

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

Section 1. Section .02.12, chapter 79, Laws of 1947 and RCW 48.02-.120 are each amended to read as follows:

(1) The commissioner shall preserve in permanent form records of his proceedings, hearings, investigations, and examinations, and shall file such records in his office.

(2) The records of the commissioner and insurance filings in his office shall be open to public inspection, except as otherwise provided by this code.

~~((3) Five years after conclusion of transactions to which they relate, the commissioner may destroy any correspondence, claim files, working papers of examinations of insurers, reports of examination of insurers by insurance supervisory officials of other states, void or obsolete filings relating to rates, license applications, cards, and records, expired bonds, records of hearings, investigations, and any similar records, documents, or memoranda now or hereafter in his possession.~~

~~(4) Ten years after the year to which they relate, the commissioner may destroy any foreign or alien insurer's annual statements, valuation reports, tax reports, or similar records or reports now or hereafter in his possession.~~

~~(5) The commissioner shall concurrently execute and file in a separate, permanent office file a certificate listing and giving a summary description of the records, files, documents, memoranda, as they are destroyed.))~~

Sec. 2. Section .14.07, chapter 79, Laws of 1947 and RCW 48.14.070 are each amended to read as follows: