

shall fill the vacancy for the remainder of the term of the trustee whose office has become vacant or expired.

No more than the terms of two members will expire simultaneously on the last day of September in any one year.

Passed the House February 18, 1985.

Passed the Senate April 15, 1985.

Approved by the Governor April 23, 1985.

Filed in Office of Secretary of State April 23, 1985.

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## CHAPTER 138

[House Bill No. 643]

### PUBLIC EMPLOYEES' RETIREMENT SYSTEM—DIRECT BILLING OF EMPLOYERS

AN ACT Relating to billing for employers' payments to the public employees' retirement system; and amending RCW 41.40.370.

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

Sec. 1. Section 3b, chapter 274, Laws of 1947 as last amended by section 22, chapter 52, Laws of 1982 1st ex. sess. and RCW 41.40.370 are each amended to read as follows:

(1) The director shall ascertain and report to each employer the contribution rates necessary to meet present and future pension liabilities of the system for the ensuing biennium or fiscal year, whichever is applicable. The amount to be so provided shall be computed by applying the rates of contribution as established by RCW 41.40.361 or 41.40.650 to an estimate of the total compensation earnable of all the said employer's members during the period for which provision is to be made.

(2) Beginning April 1, 1949, or October 1, 1977, as the case may be, the amount to be collected as the employer's contribution shall be computed by applying the applicable rates established by RCW 41.40.361 or 41.40.650 to the total compensation earnable of employer's members as shown on the current payrolls of the said employer. Each said employer shall compute at the end of each month the amount due for that month and the same shall be paid as are its other obligations.

(3) In the event of failure, for any reason, of an employer other than a political subdivision of the state to have remitted amounts due for membership service of any of the employer's members rendered during a prior biennium, the director shall bill such employer (~~((through the director of financial management))~~) for such employer's contribution together with such charges as the director deems appropriate in accordance with RCW 41.50.120. Such billing shall be paid by the employer as, and the same shall be, a

proper charge against any moneys available or appropriated to such employer for payment of current biennial payrolls.

Passed the House March 19, 1985.

Passed the Senate April 12, 1985.

Approved by the Governor April 23, 1985.

Filed in Office of Secretary of State April 23, 1985.

## CHAPTER 139

[House Bill No. 675]

### STEPCHILDREN—POTENTIAL PLAINTIFFS IN WRONGFUL DEATH ACTION

AN ACT Relating to stepchildren; and amending RCW 4.20.020 and 4.20.060.

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

Sec. 1. Section 2, chapter 123, Laws of 1917 as amended by section 2, chapter 154, Laws of 1973 1st ex. sess. and RCW 4.20.020 are each amended to read as follows:

Every such action shall be for the benefit of the wife, husband, child or children, including stepchildren, of the person whose death shall have been so caused. If there be no wife or husband or such child or children, such action may be maintained for the benefit of the parents, sisters or brothers, who may be dependent upon the deceased person for support, and who are resident within the United States at the time of his death.

In every such action the jury may give such damages as, under all circumstances of the case, may to them seem just.

Sec. 2. Section 495, page 220, Laws of 1854 as last amended by section 3, chapter 154, Laws of 1973 1st ex. sess. and RCW 4.20.060 are each amended to read as follows:

No action for a personal injury to any person occasioning death shall abate, nor shall such right of action determine, by reason of such death, if such person has a surviving spouse or child living, including stepchildren, or leaving no surviving spouse or (~~issue~~) such children, if there is dependent upon the deceased for support and resident within the United States at the time of decedent's death, parents, sisters or brothers; but such action may be prosecuted, or commenced and prosecuted, by the executor or administrator of the deceased, in favor of such surviving spouse, or in favor of the surviving spouse and such children, or if no surviving spouse, in favor of such child or children, or if no surviving spouse or such child or children,