

public institutions, and shall take effect immediately.

Passed the House March 14, 1967.

Passed the Senate March 22, 1967.

Approved by the Governor March 24, 1967.

CHAPTER 3.

[Senate Bill No. 152.]

MOTOR VEHICLE FINANCIAL RESPONSIBILITY.

AN ACT relating to motor vehicle financial responsibility; increasing the amounts required for proof of financial responsibility and deposits in lieu thereof; and amending sections 9, 26, 39, 49 and 55, chapter 169, Laws of 1963 and RCW 46.29.090, 46.29.260, 46.29.390, 46.29.490 and 46.29.550; and providing an effective date.

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

Section 1. Section 9, chapter 169, Laws of 1963 and RCW 46.29.090 are each amended to read as follows:

RCW 46.29.090 amended.

(1) No policy or bond shall be effective under RCW 46.29.080 unless issued by an insurance company or surety company authorized to do business in this state, except as provided in subsection (2) of this section, nor unless such policy or bond is subject, if the accident has resulted in bodily injury or death, to a limit, exclusive of interest and costs, of not less than fifteen thousand dollars because of bodily injury to or death of one person in any one accident and, subject to said limit for one person, to a limit of not less than thirty thousand dollars because of bodily injury to or death of two or more persons in any one accident, and if the accident has resulted in injury to, or destruction of, property to a limit of not less than five thousand dollars because

Motor vehicle financial responsibility. Requirements as to policy or bond.

Motor vehicle financial responsibility. Requirements as to policy or bond.

of injury to or destruction of property of others in any one accident.

(2) No policy or bond shall be effective under RCW 46.29.080 with respect to any vehicle which was not registered in this state or was a vehicle which was registered elsewhere than in this state at the effective date of the policy or bond or the most recent renewal thereof, unless the insurance company or surety company issuing such policy or bond is authorized to do business in this state, or if said company is not authorized to do business in this state, unless it shall execute a power of attorney authorizing the director of licenses to accept service on its behalf of notice or process in any action upon such policy or bond arising out of such accident.

(3) The department may rely upon the accuracy of the information in a required report of an accident as to the existence of insurance or a bond unless and until the department has reason to believe that the information is erroneous.

RCW 46.29.260 amended.

Sec. 2. Section 26, chapter 169, Laws of 1963 and RCW 46.29.260 are each amended to read as follows:

"Proof of financial responsibility for the future", defined.

The term "proof of financial responsibility for the future" as used in this chapter shall mean: Proof of ability to respond in damages for liability, on account of accidents occurring subsequent to the effective date of said proof, arising out of the ownership maintenance or use of a vehicle of a type subject to registration under the laws of this state, in the amount of fifteen thousand dollars because of bodily injury to or death of one person in any one accident, and, subject to said limit for one person, in the amount of thirty thousand dollars because of bodily injury to or death of two or more persons in any one accident, and in the amount of five thousand dollars because of injury to or destruction of property of others in any one accident. Wherever used in this chapter the terms "proof of financial

responsibility” or “proof” shall be synonymous with the term “proof of financial responsibility for the future.”

Sec. 3. Section 39, chapter 169, Laws of 1963 and RCW 46.29.390 are each amended to read as follows:

RCW 46.29.390 amended.

(1) Judgments herein referred to shall, for the purpose of this chapter only, be deemed satisfied:

Payments of judgments sufficient to satisfy requirements.

(a) When fifteen thousand dollars has been credited upon any judgment or judgments rendered in excess of that amount because of bodily injury to or death of one person as the result of any one accident; or

(b) When, subject to such limit of ten thousand dollars because of bodily injury to or death of one person, the sum of thirty thousand dollars has been credited upon any judgment or judgments rendered in excess of that amount because of bodily injury to or death of two or more persons as the result of any one accident; or

(c) When five thousand dollars has been credited upon any judgment or judgments rendered in excess of that amount because of injury to or destruction of property of others as a result of any one accident;

(2) Provided, however, payments made in settlements of any claims because of bodily injury, death or property damage arising from such accident shall be credited in reduction of the amounts provided for in this section.

Sec. 4. Section 49, chapter 169, Laws of 1963 and RCW 46.29.490 are each amended to read as follows:

RCW 46.29.490 amended.

(1) Certification. A “motor vehicle liability policy” as said term is used in this chapter shall mean an “owner’s policy” or an “operator’s policy” of liability insurance, certified as provided in RCW 46.29.460 or 46.29.470 as proof of financial responsibility for the future, and issued, except as otherwise

“Motor-vehicle liability policy” defined.

Motor vehicles
—Financial
responsibility
—“Motor-ve-
hicle liability
policy”:
defined.

provided in RCW 46.29.470, by an insurance carrier duly authorized to transact business in this state, to or for the benefit of the person named therein as insured.

(2) Owner's policy. Such owner's policy of liability insurance:

(a) Shall designate by explicit description or by appropriate reference all vehicles with respect to which coverage is thereby to be granted; and

(b) Shall insure the person named therein and any other person, as insured, using any such vehicle or vehicles with the express or implied permission of such named insured, against loss from the liability imposed by law for damages arising out of the ownership, maintenance or use of such vehicle or vehicles within the United States of America or the Dominion of Canada, subject to limits exclusive of interest and costs, with respect to each such vehicle as follows: Fifteen thousand dollars because of bodily injury to or death of one person in any one accident and, subject to said limit for one person, thirty thousand dollars because of bodily injury to or death of two or more persons in any one accident, and five thousand dollars because of injury to or destruction of property of others in any one accident.

(3) Operator's policy. Such operator's policy of liability insurance shall insure the person named as insured therein against loss from the liability imposed upon him by law for damages arising out of the use by him of any motor vehicle not owned by him, within the same territorial limits and subject to the same limits of liability as are set forth above with respect to an owner's policy of liability insurance.

(4) Required statements in policies. Such motor vehicle liability policy shall state the name and address of the named insured, the coverage afforded

by the policy, the premium charged therefor, the policy period and the limits of liability, and shall contain an agreement or be endorsed that insurance is provided thereunder in accordance with the coverage defined in this chapter as respects bodily injury and death or property damage, or both, and is subject to all the provisions of this chapter.

(5) Policy need not insure workmen's compensation, etc. Such motor vehicle liability policy need not insure any liability under any workmen's compensation law nor any liability on account of bodily injury or death of an employee of the insured while engaged in the employment, other than domestic, of the insured, or while engaged in the operation, maintenance or repair of any such vehicle nor any liability for damage to property owned by, rented to, in charge of or transported by the insured.

(6) Provisions incorporated in policy. Every motor vehicle liability policy shall be subject to the following provisions which need not be contained therein:

(a) The liability of the insurance carrier with respect to the insurance required by this chapter shall become absolute whenever injury or damage covered by said motor vehicle liability policy occurs; said policy may not be canceled or annulled as to such liability by any agreement between the insurance carrier and the insured after the occurrence of the injury or damage; no statement made by the insured or on his behalf and no violation of said policy shall defeat or void said policy.

(b) The satisfaction by the insured of a judgment for such injury or damage shall not be a condition precedent to the right or duty of the insurance carrier to make payment on account of such injury or damage.

(c) The insurance carrier shall have the right to settle any claim covered by the policy, and if such

Motor vehicles
—Financial
responsibility
—“Motor ve-
hicle liability
policy”,
defined.

settlement is made in good faith, the amount thereof shall be deductible from the limits of liability specified in subdivision (b) of subsection (2) of this section.

(d) The policy, the written application therefor, if any, and any rider or endorsement which does not conflict with the provisions of this chapter shall constitute the entire contract between the parties.

(7) Excess or additional coverage. Any policy which grants the coverage required for a motor vehicle liability policy may also grant any lawful coverage in excess of or in addition to the coverage specified for a motor vehicle liability policy and such excess or additional coverage shall not be subject to the provisions of this chapter. With respect to a policy which grants such excess or additional coverage the term “motor vehicle liability policy” shall apply only to that part of the coverage which is required by this section.

(8) Reimbursement provision permitted. Any motor vehicle liability policy may provide that the insured shall reimburse the insurance carrier for any payment the insurance carrier would not have been obligated to make under the terms of the policy except for the provisions of this chapter.

(9) Proration of insurance permitted. Any motor vehicle liability policy may provide for the prorating of the insurance thereunder with other valid and collectible insurance.

(10) Multiple policies. The requirements for a motor vehicle liability policy may be fulfilled by the policies of one or more insurance carrier which policies together meet such requirements.

(11) Binders. Any binder issued pending the issuance of a motor vehicle liability policy shall be deemed to fulfill the requirements for such a policy.

Sec. 5. Section 55, chapter 169, Laws of 1963 and RCW 46.29.550 are each amended to read as follows:

RCW 46.29.550
amended.

Proof of financial responsibility may be evidenced by the certificate of the state treasurer that the person named therein has deposited with him thirty-five thousand dollars in cash, or securities such as may legally be purchased by savings banks or for trust funds of a market value of thirty-five thousand dollars. The state treasurer shall not accept any such deposit and issue a certificate therefor and the department shall not accept such certificate unless accompanied by evidence that there are no unsatisfied judgments of any character against the depositor in the county where the depositor resides.

Money or securities as proof of financial responsibility.

Sec. 6. This amendatory act shall take effect on July 1, 1968. Effective date.

Passed the Senate March 22, 1967.

Passed the House March 20, 1967.

Approved by the Governor March 28, 1967.

CHAPTER 4.

[House Bill No. 295.]

COMPREHENSIVE COMMUNITY HEALTH CENTERS AND OTHER FACILITIES.

AN ACT relating to state government; providing for the establishment of comprehensive community health centers; empowering certain state agencies to apply for and to disburse federal, state, and other funds to municipal corporations for construction of such centers, or of separate community health, mental health, or mental retardation facilities; and authorizing such agencies to work together in jointly developing programs and policies.

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

Section 1. It is declared to be the policy of the legislature of the state of Washington that, wherever feasible, community health, mental health and mental retardation services shall be combined

Comprehensive community health centers. Public policy.