

take effect immediately.

Passed the Senate March 17, 1969
Passed the House March 29, 1969
Approved by the Governor April 4, 1969
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CHAPTER 44
[Engrossed Senate Bill No. 120]
MOTOR VEHICLES--
FINANCIAL RESPONSIBILITY

AN ACT Relating to motor vehicles; amending section 31, chapter 169, Laws of 1963, and RCW 46.29.310; amending section 32, chapter 169, Laws of 1963, and RCW 46.29.320; amending section 33, chapter 169, Laws of 1963, as amended by section 40, chapter 32, Laws of 1967, and RCW 46.29.330.

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

Section 1. Section 31, chapter 169, Laws of 1963 and RCW 46-.29.310 are each amended to read as follows:

Whenever any person fails within thirty days to satisfy any judgment, then it shall be the duty of the clerk of the court, or of the judge of a court which has no clerk, in which any such judgment is rendered within this state to forward immediately to the department ~~((immediately))~~ the following:

(1) A certified copy or abstract of such judgment ~~((together with))~~;

(2) A certificate of facts relative to such judgment;

(3) Where the judgment is by default, a certified copy or abstract of that portion of the record which indicates the manner in which service of summons was effectuated and all the measures taken to provide the defendant with timely and actual notice of the suit against him.

Sec. 2. Section 32, chapter 169, Laws of 1963 and RCW 46.29-.320 are each amended to read as follows:

If the defendant named in any certified copy or abstract of a judgment reported to the department is a nonresident, the department shall transmit ~~((a-certified-copy-of-the-judgment))~~ those certificates furnished to it under RCW 46.29.310 to the official in charge of the

issuance of licenses and registrations of the state of which the defendant is a resident.

Sec. 3. Section 33, chapter 169, Laws of 1963, as amended by section 40, chapter 32, Laws of 1967, and RCW 46.29.330 are each amended to read as follows:

The department upon receipt of (~~(a-certified-copy-of-a-judgment-and-a-certificate-of-facts-relative-to-such-judgment)~~) the certificates provided for by RCW 46.29.310, on a form provided by the department, shall forthwith suspend the license and any nonresident's driving privilege of any person against whom such judgment was rendered, except as hereinafter otherwise provided in this section or in other sections of this chapter.

When the certificates transmitted to the department under RCW 46.29.310 indicate that a default judgment has been entered against the defendant but do not indicate clearly that service of summons was on the person of the defendant, then the department shall promptly notify the defendant by first class mail addressed to the address in the department's records under RCW 46.20.205 (if a nonresident, then to the comparable record in his home state) that within twenty-five days of the mailing date, which shall be indicated on the notice, he may request a hearing on the question of the suspension of his license or nonresident driving privilege. If the defendant does not make a timely request for a hearing, then the suspension shall be forthwith executed. Should a hearing be timely requested, then the department shall convene a hearing in conformity with chapter 34.04 RCW, as now law or hereafter amended. The defendant's license or nonresident driving privilege shall not be suspended if at such hearing he overcomes the following presumptions:

(a) That he received actual and timely notice of the suit against him.

(b) That he would have received actual and timely notice had he conformed to the provisions of RCW 46.20.205.

(c) That he would have received actual and timely notice had

he not thwarted the attempt or attempts to so notify him.

Passed the Senate March 14, 1969
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CHAPTER 45
 [Engrossed Senate Bill No. 146]
 CERTIFICATES OF DELINQUENCY--
 ASSIGNMENTS

AN ACT Relating to certificates of delinquency; and repealing section 84.64.250, and section 84.64.260, chapter 15, Laws of 1961 and RCW 84.64.250 and RCW 84.64.260.

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

NEW SECTION. Section 1. Section 84.64.250, chapter 15, Laws of 1961, section 84.64.260, chapter 15, Laws of 1961, and RCW 84.64-.250 and RCW 84.64.260 are each hereby repealed.

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CHAPTER 46
 [Senate Bill No. 202]
 STATE LANDS--LEASING

AN ACT Relating to the leasing of state lands by the department of natural resources, the department of institutions, the board of regents of the University of Washington, and the board of regents of Washington State University; amending section 61, chapter 255, Laws of 1927, as last amended by section 29, chapter 257, Laws of 1959, and RCW 79.01.244; and adding a new section to chapter 28, Laws of 1959 and to chapter 72.01 RCW.

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

Section 1. Section 61, chapter 255, Laws of 1927 as last amended by section 29, chapter 257, Laws of 1959 and RCW 79.01.244 are each amended to read as follows:

(1) The ((~~commissioner-of-public-lands~~)) department of natural resources shall be authorized to lease ((~~7-for-a-term-of-ten years-or-less~~)) to the highest bidder at public auction, any state lands, for any lawful purpose, except mining of valuable miner-