

members as long as they are members of the commission or until their successors are appointed and qualify.

NEW SECTION. Sec. 10. Sections 2 through 9 of this act shall be added to chapter 43.31 RCW.

NEW SECTION. Sec. 11. If any provision of this act or its application to any person or circumstance is held invalid, the remainder of the act or the application of the provision to other persons or circumstances is not affected.

NEW SECTION. Sec. 12. This act is necessary for the immediate preservation of the public peace, health, and safety, the support of the state government and its existing public institutions, and shall take effect immediately.

Passed the House May 12, 1979.

Passed the Senate May 11, 1979.

Approved by the Governor May 24, 1979.

Filed in Office of Secretary of State May 24, 1979.

CHAPTER 198

[House Bill No. 441]

UTILITIES AND TRANSPORTATION REGULATION—PENALTY FEES

AN ACT Relating to regulatory fees; amending section 80.24.050, chapter 14, Laws of 1961 as amended by section 37, chapter 199, Laws of 1969 ex. sess. and RCW 80.24.050; amending section 81.24.080, chapter 14, Laws of 1961 and RCW 81.24.080; and prescribing penalties.

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

Section 1. Section 80.24.050, chapter 14, Laws of 1961 as amended by section 37, chapter 199, Laws of 1969 ex. sess. and RCW 80.24.050 are each amended to read as follows:

Every person, firm, company or corporation, or the officers, agents or employees thereof, failing or neglecting to pay the fees herein required shall be guilty of a misdemeanor(~~(, and in addition thereto shall be subject to a penalty of twenty-five dollars for each and every day that the fee remains unpaid after it becomes due, said penalty to be collected by the commission in a civil action)~~). All fines and penalties collected under the provisions of this chapter shall be deposited into the public service revolving fund of the state treasury: PROVIDED, That all fees, fines, forfeitures and penalties collected or assessed by a justice court because of the violation of a state law shall be remitted as provided in chapter 3.62 RCW as now exists or is later amended.

Sec. 2. Section 81.24.080, chapter 14, Laws of 1961 and RCW 81.24-.080 are each amended to read as follows:

Every person, firm, company or corporation, or the officers, agents or employees thereof, failing or neglecting to pay the fees herein required shall be guilty of a misdemeanor (~~(; and in addition thereto shall be subject to a penalty of twenty-five dollars for each and every day that the fee remains unpaid after it becomes due, said penalty to be collected by the commission in a civil action)~~). All fines and penalties collected under the provisions of this chapter shall be deposited into the public service revolving fund of the state treasury: PROVIDED, That all fees, fines, forfeitures and penalties collected or assessed by a justice court because of the violation of a state law shall be remitted as provided in chapter 3.62 RCW as now exists or is later amended.

Passed the House March 21, 1979.

Passed the Senate May 11, 1979.

Approved by the Governor May 24, 1979.

Filed in Office of Secretary of State May 24, 1979.

CHAPTER 199

[Substitute House Bill No. 1121]

INSURERS—SUBSIDIARIES—SERVICE OF PROCESS—PREMIUM REFUNDS—POLICY CANCELLATION, RENEWAL—AGENTS' SERVICE CHARGE

AN ACT Relating to insurance; amending section .01.05, chapter 79, Laws of 1947 as amended by section 1, chapter 13, Laws of 1975-'76 2nd ex. sess. and RCW 48.01.050; amending section .13.21, chapter 79, Laws of 1947 and RCW 48.13.210; amending section .15.15, chapter 79, Laws of 1947 as last amended by section 16, chapter 195, Laws of 1963 and RCW 48.15.150; amending section 2, chapter 265, Laws of 1971 ex. sess. as amended by section 2, chapter 109, Laws of 1975-'76 2nd ex. sess. and RCW 48.32.020; amending section .18.29, chapter 79, Laws of 1947 as amended by section 2, chapter 119, Laws of 1975-'76 2nd ex. sess. and RCW 48.18.290; amending section 19, chapter 241, Laws of 1969 ex. sess. and RCW 48.18.291; amending section 20, chapter 241, Laws of 1969 ex. sess. as amended by section 3, chapter 152, Laws of 1973 1st ex. sess. and RCW 48.18.292; amending section .18.30, chapter 79, Laws of 1947 amended by section 16, chapter 303, Laws of 1955 and RCW 48.18.300; amending section .24.16, chapter 79, Laws of 1947 as amended by section 23, chapter 303, Laws of 1955 and RCW 48.24.160; and adding a new section to chapter 48.30 RCW.

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

***Section 1. Section .01.05, chapter 79, Laws of 1947 as amended by section 1, chapter 13, Laws of 1975-'76 2nd ex. sess. and RCW 48.01.050 are each amended to read as follows:**

"Insurer" as used in this code includes every person engaged in the business of making contracts of insurance, other than a fraternal benefit society. A reciprocal or interinsurance exchange is an "insurer" as used in this code. Two or more hospitals, as defined in RCW 70.39.020(3), which join and organize as a mutual corporation pursuant to chapter 24.06 RCW for the purpose of insuring or self-insuring against liability claims, including medical