

amounts appropriated in section 171, chapter 270, Laws of 1979 ex. sess.) \$ 11,600,000

NEW SECTION. Sec. 34. 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 February 17, 1981.
Passed the Senate February 16, 1981.
Approved by the Governor February 19, 1981.
Filed in Office of Secretary of State February 19, 1981.

CHAPTER 6

[Substitute House Bill No. 207]

INSURANCE PREMIUM TAX—PREPAYMENT

AN ACT Relating to insurance premiums taxation; amending section .14.06, chapter 79, Laws of 1947 and RCW 48.14.060; adding a new section to chapter 48.14 RCW; and declaring an emergency.

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

NEW SECTION. Section 1. There is added to chapter 48.14 RCW a new section to read as follows:

(1) Every insurer with a tax obligation under RCW 48.14.020 shall make prepayment of the tax obligations under RCW 48.14.020 for the current calendar year's business, if the sum of the tax obligations under RCW 48.14.020 for the preceding calendar year's business is four hundred dollars or more.

(2) The commissioner shall credit the prepayment toward the appropriate tax obligations of the insurer for the current calendar year under RCW 48.14.020.

(3) The minimum amounts of the prepayments shall be percentages of the insurer's tax obligation based on the preceding calendar year's business and shall be paid to the state treasurer through the commissioner's office by the due dates and in the following amounts:

- (a) On or before June 15, forty-five percent;
- (b) On or before September 15, twenty-five percent; and
- (c) On or before December 15, twenty-five percent.

(4) The effect of transferring policies of insurance from one insurer to another insurer is to transfer the tax prepayment obligation with respect to the policies.

(5) On or before June 1 of each year, the commissioner shall notify each insurer required to make prepayments in that year of the amount of each prepayment and shall provide remittance forms to be used by the insurer. However, an insurer's responsibility to make prepayments is not affected by

failure of the commissioner to send, or the insurer to receive, the notice or forms.

Sec. 2. Section .14.06, chapter 79, Laws of 1947 and RCW 48.14.060 are each amended to read as follows:

(1) Any insurer failing to file its tax statement and to pay the specified tax or prepayment of tax on premiums ~~((for more than thirty days after date due shall be liable to a penalty of twenty-five dollars for each additional day of delinquency))~~ by the last day of the month in which the tax becomes due shall be assessed a penalty of five percent of the amount of the tax; and if the tax is not paid within forty-five days after the due date, the insurer shall be assessed a total penalty of ten percent of the amount of the tax; and if the tax is not paid within sixty days of the due date, the insurer shall be assessed a total penalty of twenty percent of the amount of the tax. In such event the tax may be collected by distraint, and the penalty recovered by any action instituted by the commissioner in any court of competent jurisdiction. The amount of any such penalty collected shall be paid to the state treasurer and credited to the general fund.

(2) At his discretion the commissioner may revoke the certificate of authority of any such delinquent insurer, such certificate of authority not to be reissued until all taxes, prepayments of tax, and penalties incurred by the insurer have been fully paid and the insurer has otherwise qualified for the certificate of authority.

NEW SECTION. Sec. 3. 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 February 18, 1981.

Passed the Senate February 17, 1981.

Approved by the Governor February 19, 1981.

Filed in Office of Secretary of State February 19, 1981.

CHAPTER 7

[Substitute House Bill No. 208]

EXCISE TAXES—PAYMENT OF

AN ACT Relating to excise taxation; amending section 82.32.090, chapter 15, Laws of 1961 as last amended by section 1, chapter 179, Laws of 1971 ex. sess. and RCW 82.32.090; adding a new section to chapter 82.32 RCW; repealing section 82.04.490, chapter 15, Laws of 1961, section 45, chapter 278, Laws of 1975 1st ex. sess. and RCW 82.04.490; repealing section 82.08.070, chapter 15, Laws of 1961, section 8, chapter 293, Laws of 1961, section 8, chapter 299, Laws of 1971 ex. sess. and RCW 82.08.070; repealing section 82.12.050, chapter 15, Laws of 1961, section 53, chapter 278, Laws of 1975 1st ex. sess. and RCW 82.12.050; repealing section 82.16.070, chapter 15, Laws of 1961, section 14, chapter 293, Laws of 1961, section 56, chapter 278, Laws of 1975 1st ex. sess. and RCW 82.16.070; adding a new section to chapter 82.04 RCW; and providing an effective date.