

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,

then in favor of the decedent's parents, sisters or brothers who may be dependent upon such person for support, and resident in the United States at the time of decedent's death.

Passed the House March 13, 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 140

[House Bill No. 720]

HIGHWAY CONSTRUCTION STABILIZATION ACCOUNT

AN ACT Relating to the highway construction stabilization account; adding new sections to chapter 46.68 RCW; providing an effective date; and declaring an emergency.

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

NEW SECTION. Sec. 1. The highway construction stabilization account is established in the motor vehicle fund. Moneys in the account may be spent to supplement available motor vehicle fund revenues only for the purposes set forth in section 3 of this act.

NEW SECTION. Sec. 2. (1) There shall be deposited in the highway construction stabilization account the amounts specified by subsection (2) of this section and such other amounts as the legislature may from time to time direct to be deposited in the account.

(2) At the conclusion of each biennium, the state treasurer shall transfer the unexpended cash balance in the motor vehicle fund in excess of the minimum required working capital balance established by the transportation commission to the highway construction stabilization account.

NEW SECTION. Sec. 3. Moneys in the highway construction stabilization account may be spent by the department of transportation only for the following purposes:

(1) To fund state highway improvement program expenditures if available motor vehicle fund revenues are not sufficient to fund legislative appropriations;

(2) To fund state highway improvement program appropriations that otherwise would require the use of bond proceeds; and

(3) To meet temporary seasonal cash requirements in the motor vehicle fund.

NEW SECTION. Sec. 4. Sections 1 through 3 of this act are each added to chapter 46.68 RCW.

NEW SECTION. Sec. 5. This act is necessary for the immediate preservation of the public peace, health, and safety, the support of the state