

2 **SSB 5492 - H COMM AMD ADOPTED 4-8-93**

3 By Committee on Judiciary

4

5 Strike everything after the enacting clause and insert the
6 following:

7 "**Sec. 1.** RCW 23.86.070 and 1991 c 72 s 15 are each amended to read
8 as follows:

9 For filing articles of incorporation of an association organized
10 under this chapter or filing application for a certificate of authority
11 by a foreign corporation, there shall be paid to the secretary of state
12 the sum of twenty-five dollars (~~(and for filing of an amendment the sum~~
13 ~~of twenty dollars)~~). Fees for filing an amendment to articles of
14 incorporation shall be established by the secretary of state by rule.
15 For filing other documents with the secretary of state and issuing
16 certificates, fees shall be as prescribed in RCW 23B.01.220.
17 Associations subject to this chapter shall not be subject to any
18 corporation license fees excepting the fees hereinabove enumerated.

19 **Sec. 2.** RCW 23B.01.220 and 1992 c 107 s 7 are each amended to read
20 as follows:

21 (1) The secretary of state shall collect in accordance with the
22 provisions of this title:

- 23 (a) Fees for filing documents and issuing certificates;
- 24 (b) Miscellaneous charges;
- 25 (c) License fees as provided in RCW 23B.01.500 through 23B.01.550;
- 26 (d) Penalty fees; and
- 27 (e) Other fees as the secretary of state may establish by rule
28 adopted under chapter 34.05 RCW.

29 (2) The secretary of state shall collect the following fees when
30 the documents described in this subsection are delivered for filing:

- 31 (~~(a)~~) One hundred seventy-five dollars, pursuant to RCW
32 23B.01.520 and 23B.01.540, for:
 - 33 (~~(i)~~) (a) Articles of incorporation; and
 - 34 (~~(ii)~~) (b) Application for certificate of authority;
 - 35 (~~(b) Fifty dollars for an~~)

1 (3) The secretary of state shall establish by rule, fees for the
2 following:

3 (a) Application for reinstatement;
4 ~~((c) Twenty five dollars for:~~
5 ~~(i))~~ (b) Articles of correction;
6 ~~((ii))~~ (c) Amendment of articles of incorporation;
7 ~~((iii))~~ (d) Restatement of articles of incorporation, with or
8 without amendment;
9 ~~((iv))~~ (e) Articles of merger or share exchange;
10 ~~((v))~~ (f) Articles of revocation of dissolution; ((and
11 ~~(vi))~~ (g) Application for amended certificate of authority;
12 ~~((d) Twenty dollars for an))~~ (h) Application for reservation,
13 registration, or assignment of reserved name;
14 ~~((e) Ten dollars for:))~~
15 (i) Corporation's statement of change of registered agent or
16 registered office, or both, except where this information is provided
17 in conjunction with and on an initial report or an annual report form
18 filed under RCW 23B.01.530, 23B.01.550, 23B.02.050, or 23B.16.220;
19 ~~((ii))~~ (j) Agent's resignation, or statement of change of
20 registered office, or both, for each affected corporation;
21 ~~((iii))~~ (k) Initial report; and
22 ~~((iv))~~ (l) Any document not listed in this subsection that is
23 required or permitted to be filed under this title((+)).

24 ~~((f) No fee))~~ (4) Fees shall be adjusted by rule only in an amount
25 that does not exceed the average biennial increase in the cost of
26 providing service. This shall be determined in a biennial cost study
27 performed by the secretary.

28 (5) The secretary of state shall not collect fees for:
29 ~~((i))~~ (a) Agent's consent to act as agent;
30 ~~((ii))~~ (b) Agent's resignation, if appointed without consent;
31 ~~((iii))~~ (c) Articles of dissolution;
32 ~~((iv))~~ (d) Certificate of judicial dissolution;
33 ~~((v))~~ (e) Application for certificate of withdrawal; and
34 ~~((vi))~~ (f) Annual report when filed concurrently with the payment
35 of annual license fees.

36 ~~((3))~~ (6) The secretary of state shall collect a fee ((of twenty-
37 five dollars)) in an amount established by the secretary of state by
38 rule per defendant served, upon being served process under this title.

1 The party to a proceeding causing service of process is entitled to
2 recover this fee as costs if such party prevails in the proceeding.

3 ~~((4))~~ (7) The secretary of state shall establish by rule and
4 collect a fee from every person or organization:

5 (a) For furnishing a certified copy of any document, instrument, or
6 paper relating to a corporation(~~(, ten dollars for the certificate,~~
7 ~~plus twenty cents for each page copied))~~);

8 (b) For furnishing a certificate, under seal, attesting to the
9 existence of a corporation, or any other certificate(~~(, ten dollars)~~);
10 and

11 (c) For furnishing copies of any document, instrument, or paper
12 relating to a corporation, other than of an initial report or an annual
13 report(~~(, one dollar for the first page and twenty cents for each page~~
14 ~~copied thereafter. The fee for furnishing a copy of the most recent~~
15 ~~annual report of a corporation (or of the initial report if no annual~~
16 ~~report has been filed) is one dollar, and the fee for furnishing a copy~~
17 ~~of any other annual report of a corporation is five dollars))~~).

18 ~~((5))~~ (8) For annual license fees for domestic and foreign
19 corporations, see RCW 23B.01.500, 23B.01.510, 23B.01.530, and
20 23B.01.550. For penalties for nonpayment of annual license fees and
21 failure to complete annual report, see RCW 23B.01.570.

22 **Sec. 3.** RCW 23B.01.530 and 1989 c 165 s 19 are each amended to
23 read as follows:

24 For the privilege of doing business, every corporation organized
25 under the laws of this state, except the corporations for which
26 existing law provides a different fee schedule, shall make and file a
27 statement in the form prescribed by the secretary of state and shall
28 pay an annual license fee each year following incorporation, on or
29 before the expiration date of its corporate license, to the secretary
30 of state. The secretary of state shall collect an annual license fee
31 of ten dollars for each inactive corporation and fifty dollars for
32 other corporations. As used in this section, "inactive corporation"
33 means a corporation that certifies at the time of filing under this
34 section that it did not engage in any business activities during the
35 year ending on the expiration date of its corporate license.

36 **Sec. 4.** RCW 23B.01.560 and 1989 c 165 s 22 are each amended to
37 read as follows:

1 (1) A corporation seeking reinstatement shall pay the full amount
2 of all annual corporation license fees which would have been assessed
3 for the license years of the period of administrative dissolution had
4 the corporation been in active status, plus a surcharge (~~(of twenty-~~
5 ~~five percent)~~) established by the secretary of state by rule, and the
6 license fee for the year of reinstatement.

7 (2) The penalties herein established shall be in lieu of any other
8 penalties or interest which could have been assessed by the secretary
9 of state under the corporation laws or which, under those laws, would
10 have accrued during any period of delinquency, dissolution, or
11 expiration of corporate duration.

12 **Sec. 5.** RCW 24.03.405 and 1991 c 223 s 1 are each amended to read
13 as follows:

14 (1) The secretary of state shall charge and collect for:

15 (~~(1)~~) (a) Filing articles of incorporation (~~(or)~~), thirty
16 dollars.

17 (b) Filing an annual report of a domestic or foreign corporation,
18 ten dollars.

19 (c) Filing an application of a foreign corporation for a
20 certificate of authority to conduct affairs in this state, thirty
21 dollars.

22 (2) The secretary of state shall establish by rule, fees for the
23 following:

24 (a) An application for reinstatement under RCW 24.03.386(~~(, thirty~~
25 ~~dollars)~~)).

26 (~~(2)~~) (b) Filing articles of amendment or restatement or an
27 amendment or supplement to an application for reinstatement(~~(, twenty~~
28 ~~dollars)~~)).

29 (~~(3)~~) (c) Filing articles of merger or consolidation(~~(, twenty~~
30 ~~dollars)~~)).

31 (~~(4)~~) (d) Filing a statement of change of address of registered
32 office or change of registered agent, or revocation, resignation, or
33 any combination of these(~~(, ten dollars)~~)). A separate fee for filing
34 such statement shall not be charged if the statement appears in an
35 amendment to articles of incorporation or in conjunction with the
36 filing of the annual report.

37 (~~(5)~~) (e) Filing articles of dissolution, no fee.

1 ~~((6) Filing an application of a foreign corporation for a~~
2 ~~certificate of authority to conduct affairs in this state, thirty~~
3 ~~dollars.~~

4 ~~(7))~~ (f) Filing an application of a foreign corporation for an
5 amended certificate of authority to conduct affairs in this state(~~(7~~
6 ~~twenty dollars))~~).

7 ~~((8))~~ (g) Filing an application for withdrawal of a foreign
8 corporation and issuing a certificate of withdrawal, no fee.

9 ~~((9))~~ (h) Filing a certificate by a foreign corporation of the
10 appointment of a registered agent(~~(7 ten dollars))~~). A separate fee for
11 filing such certificate shall not be charged if the statement appears
12 in conjunction with the filing of the annual report.

13 ~~((10))~~ (i) Filing a certificate of election adopting the
14 provisions of chapter 24.03 RCW(~~(7 twenty dollars))~~).

15 ~~((11))~~ (j) Filing an application to reserve a corporate name(~~(7~~
16 ~~twenty dollars))~~).

17 ~~((12))~~ (k) Filing a notice of transfer of a reserved corporate
18 name(~~(7 twenty dollars))~~).

19 ~~((13))~~ (l) Filing a name registration(~~(7 twenty dollars per year,~~
20 ~~or part thereof))~~).

21 ~~((14) Filing an annual report of a domestic or foreign~~
22 ~~corporation, ten dollars.~~

23 ~~(15))~~ (m) Filing any other statement or report authorized for
24 filing under this chapter(~~(7 ten dollars))~~).

25 (3) Fees shall be adjusted by rule only in an amount that does not
26 exceed the average biennial increase in the cost of providing service.
27 This shall be determined in a biannual cost study performed by the
28 secretary.

29 **Sec. 6.** RCW 24.03.410 and 1982 c 35 s 111 are each amended to read
30 as follows:

31 The secretary of state shall ~~((charge))~~ establish fees by rule and
32 collect:

33 (1) For furnishing a certified copy of any charter document or any
34 other document, instrument, or paper relating to a corporation(~~(7 five~~
35 ~~dollars for the certificate, plus twenty cents for each page copied))~~).

36 (2) For furnishing a certificate, under seal, attesting to the
37 status of a corporation(~~(7))~~ or any other certificate(~~(7 five~~
38 ~~dollars))~~).

1 (3) For furnishing copies of any document, instrument or paper
2 relating to a corporation(~~(, one dollar for the first page and twenty~~
3 ~~cents for each page copied thereafter))~~).

4 (4) At the time of any service of process on him or her as
5 registered agent of a corporation(~~(, twenty-five dollars, which))~~ an
6 amount that may be recovered as taxable costs by the party to the suit
7 or action causing such service to be made if such party prevails in the
8 suit or action.

9 **Sec. 7.** RCW 24.06.450 and 1991 c 223 s 2 are each amended to read
10 as follows:

11 (1) The secretary of state shall charge and collect for:

12 ~~((1))~~ (a) Filing articles of incorporation, thirty dollars.

13 ~~((2) Filing articles of amendment or restatement, twenty dollars.~~

14 ~~(3))~~ (b) Filing an annual report, ten dollars.

15 (c) Filing an application of a foreign corporation for a
16 certificate of authority to conduct affairs in this state, thirty
17 dollars.

18 (2) The secretary of state shall establish by rule, fees for the
19 following:

20 (a) Filing articles of amendment or restatement.

21 (b) Filing articles of merger or consolidation(~~(, twenty dollars))~~.

22 ~~((4))~~ (c) Filing a statement of change of address of registered
23 office or change of registered agent, or revocation, resignation, or
24 any combination of these(~~(, ten dollars))~~). A separate fee for filing
25 such statement shall not be charged if the statement appears in an
26 amendment to the articles of incorporation or in conjunction with the
27 annual report.

28 ~~((5))~~ (d) Filing articles of dissolution, no fee.

29 ~~((6) Filing an application of a foreign corporation for a~~
30 ~~certificate of authority to conduct affairs in this state, thirty~~
31 ~~dollars.~~

32 ~~(7))~~ (e) Filing an application of a foreign corporation for an
33 amended certificate of authority to conduct affairs in this state(~~(,~~
34 ~~twenty dollars))~~).

35 ~~((8))~~ (f) Filing a copy of an amendment to the articles of
36 incorporation of a foreign corporation holding a certificate of
37 authority to conduct affairs in this state(~~(, twenty dollars))~~).

1 (~~(9)~~) (g) Filing a copy of articles of merger of a foreign
2 corporation holding a certificate of authority to conduct affairs in
3 this state(~~(, twenty dollars)~~).

4 (~~(10)~~) (h) Filing an application for withdrawal of a foreign
5 corporation and issuing a certificate of withdrawal, no fee.

6 (~~(11)~~) (i) Filing a certificate by a foreign corporation of the
7 appointment of a registered agent(~~(, ten dollars)~~). A separate fee for
8 filing such certificate shall not be charged if the statement appears
9 in an amendment to the articles of incorporation or in conjunction with
10 the annual report.

11 (~~(12)~~) (j) Filing a certificate by a foreign corporation of the
12 revocation of the appointment of a registered agent(~~(, ten dollars)~~).
13 A separate fee for filing such certificate shall not be charged if the
14 statement appears in an amendment to the articles of incorporation or
15 in conjunction with the annual report.

16 (~~(13)~~) (k) Filing an application to reserve a corporate name(~~(, twenty dollars)~~).

17 (~~(14)~~) (l) Filing a notice of transfer of a reserved corporate
18 name(~~(, twenty dollars)~~).

19 (~~(15)~~) (m) Filing any other statement or report(~~(, including an~~
20 ~~annual report,~~) of a domestic or foreign corporation(~~(, ten dollars)~~).

21 (3) Fees shall be adjusted by rule in an amount that does not
22 exceed the average biennial increase in the cost of providing service.
23 This shall be determined in a biennial cost study performed by the
24 secretary.
25

26 **Sec. 8.** RCW 24.06.455 and 1982 c 35 s 155 are each amended to read
27 as follows:

28 The secretary of state shall (~~charge and collect in advance~~)
29 establish by rule, fees for the following:

30 (1) For furnishing a certified copy of any charter document or any
31 other document, instrument, or paper relating to a corporation(~~(, five~~
32 ~~dollars for the certificate, plus twenty cents for each page copied.))i~~

33 (2) For furnishing a certificate, under seal, attesting to the
34 status of a corporation; or any other certificate(~~(, five dollars.))i~~

35 (3) For furnishing copies of any document, instrument, or paper
36 relating to a corporation(~~(, one dollar for the first page and twenty~~
37 ~~cents for each page copied thereafter.))i and~~

1 (4) At the time of any service of process on ((him)) the secretary
2 of state as resident agent of any corporation(~~(, twenty-five dollars,~~
3 ~~which)~~). This amount may be recovered as taxable costs by the party to
4 the suit or action causing such service to be made if such party
5 prevails in the suit or action.

6 **Sec. 9.** RCW 24.06.520 and 1982 c 35 s 162 are each amended to read
7 as follows:

8 If the term of existence of a corporation which was organized under
9 this chapter, or which has availed itself of the privileges thereby
10 provided expires, such corporation shall have the right to renew within
11 two years of the expiration of its term of existence. The corporation
12 may renew the term of its existence for a definite period or
13 perpetually and be reinstated under any name not then in use by or
14 reserved for a domestic corporation organized under any act of this
15 state or a foreign corporation authorized under any act of this state
16 to transact business or conduct affairs in this state. To do so the
17 directors, members and officers shall adopt amended articles of
18 incorporation containing a certification that the purpose thereof is a
19 reinstatement and renewal of the corporate existence. They shall
20 proceed in accordance with the provisions of this chapter for the
21 adoption and filing of amendments to articles of incorporation.
22 Thereupon such corporation shall be reinstated and its corporate
23 existence renewed as of the date on which its previous term of
24 existence expired and all things done or omitted by it or by its
25 officers, directors, agents and members before such reinstatement shall
26 be as valid and have the same legal effect as if its previous term of
27 existence had not expired.

28 A corporation reinstating under this section shall pay to the state
29 all fees and penalties which would have been due if the corporate
30 charter had not expired, plus a reinstatement fee (~~(of twenty-five~~
31 ~~dollars)~~) established by the secretary of state by rule.

32 **Sec. 10.** RCW 24.20.020 and 1982 c 35 s 165 are each amended to
33 read as follows:

34 The secretary of state shall file such articles of incorporation in
35 ((his)) the secretary of state's office and issue a certificate of
36 incorporation to any such lodge or other society upon the payment of
37 the sum of twenty dollars.

1 **Sec. 11.** RCW 24.24.100 and 1982 c 35 s 167 are each amended to
2 read as follows:

3 The secretary of state shall file such articles of incorporation or
4 amendment thereto in ~~((his))~~ the secretary of state's office and issue
5 a certificate of incorporation or amendment, as the case may be, to
6 such fraternal association upon the payment of a fee in the sum of
7 twenty dollars.

8 **Sec. 12.** RCW 31.12.085 and 1984 c 31 s 10 are each amended to read
9 as follows:

10 (1) Upon the approval of the supervisor under RCW 31.12.075(2), the
11 applicants shall file a copy of the articles of incorporation with the
12 secretary of state. Upon receipt of the approved articles of
13 incorporation and a ~~((five))~~ twenty dollar filing fee to be provided by
14 the applicants, the secretary of state shall file and record the
15 articles of incorporation. The applicants shall in writing promptly
16 notify the supervisor of the exact date of the filing.

17 (2) Upon the filing and recording of the approved articles of
18 incorporation with the secretary of state, the persons named in the
19 articles of incorporation and their successors may operate as a credit
20 union, which shall have the powers and be subject to the duties and
21 obligations of this chapter. A credit union shall not conduct business
22 until the articles have been recorded by the secretary of state.

23 (3) A credit union shall organize and begin business within six
24 months of the date that its articles of incorporation are filed and
25 recorded with the secretary of state or its charter shall become void,
26 unless the supervisor for cause grants an extension of the six-month
27 period. The supervisor shall not grant a single extension exceeding
28 three months, but may grant as many extensions to a credit union as
29 circumstances require.

30 **Sec. 13.** RCW 33.28.010 and 1981 c 302 s 33 are each amended to
31 read as follows:

32 The secretary of state shall collect fees of twenty dollars in
33 advance ~~((the following fees from each association:))~~ for filing
34 articles of incorporation~~((, or amendments thereof, or)).~~ The
35 secretary of state shall establish by rule, fees for amendments to
36 articles of incorporation, other certificates required to be filed in

1 his or her office, (~~ten dollars~~) and for furnishing copies of papers
2 filed in his or her office(~~(, per folio, twenty cents)~~).

3 Every association shall also pay to the secretary of state, for
4 filing any instrument with him or her, the same fees as are required of
5 general corporations for filing similar papers.

6 NEW SECTION. Sec. 14. A new section is added to chapter 43.07 RCW
7 to read as follows:

8 The secretary of state may adopt rules under chapter 34.05 RCW
9 establishing reasonable fees for the following services rendered under
10 chapter 11.110 or 19.09 RCW:

11 (1) Any service rendered in-person at the secretary of state's
12 office;

13 (2) Any expedited service;

14 (3) The electronic transmittal of documents;

15 (4) The providing of information by microfiche or other reduced-
16 format compilation;

17 (5) The handling of checks or drafts for which sufficient funds are
18 not on deposit;

19 (6) The resubmission of documents previously submitted to the
20 secretary of state where the documents have been returned to the
21 submittor to make such documents conform to the requirements of the
22 applicable statute;

23 (7) The handling of telephone requests for information; and

24 (8) Special search charges.

25 **Sec. 15.** RCW 43.07.120 and 1991 c 72 ú 53 are each amended to read
26 as follows:

27 (1) The secretary of state shall establish by rule and collect the
28 fees (~~(herein prescribed for the secretary of state's official~~
29 ~~services)) in this subsection:~~

30 (a) For a copy of any law, resolution, record, or other document or
31 paper on file in the secretary's office (~~(for which no other fee is~~
32 ~~provided, fifty cents per page for the first ten pages and twenty five~~
33 ~~cents per page for each additional page));~~

34 (b) For any certificate under seal(~~(, five dollars));~~

35 (c) For filing and recording trademark(~~(, fifty dollars));~~

36 (d) For each deed or patent of land issued by the governor(~~(, if~~
37 ~~for one hundred and sixty acres of land, or less, one dollar, and for~~

1 ~~each additional one hundred and sixty acres, or fraction thereof, one~~
2 ~~dollar));~~

3 (e) For recording miscellaneous records, papers, or other
4 documents(~~(, five dollars for filing each case)~~).

5 (2) The secretary of state may adopt rules under chapter 34.05 RCW
6 establishing reasonable fees for the following services rendered under
7 Title 23B RCW, chapter 18.100, 23.86, 23.90, 24.03, 24.06, 24.12,
8 24.20, 24.24, 24.28, 24.36, or 25.10 RCW:

9 (a) Any service rendered in-person at the secretary of state's
10 office;

11 (b) Any expedited service;

12 (c) The electronic or facsimile transmittal of information from
13 corporation records or copies of documents;

14 (d) The providing of information by (~~(microfiche)~~) micrographic or
15 other reduced-format compilation;

16 (e) The handling of checks (~~(or)~~), drafts, or credit or debit cards
17 upon adoption of rules authorizing their use for which sufficient funds
18 are not on deposit; and

19 (~~(The resubmission of documents previously submitted to the~~
20 ~~secretary of state where the documents have been returned to the~~
21 ~~submitter to make such documents conform to the requirements of the~~
22 ~~applicable statute;~~

23 (~~(g) The handling of telephone requests for information; and~~

24 (~~(h)~~)) Special search charges.

25 (3) To facilitate the collection of fees, the secretary of state
26 may establish accounts for deposits by persons who may frequently be
27 assessed such fees to pay the fees as they are assessed. The secretary
28 of state may make whatever arrangements with those persons as may be
29 necessary to carry out this section.

30 (4) The secretary of state may adopt rules for the use of credit or
31 debit cards for payment of fees.

32 (5) No member of the legislature, state officer, justice of the
33 supreme court, judge of the court of appeals, or judge of the superior
34 court shall be charged for any search relative to matters pertaining to
35 the duties of his or her office; nor may such official be charged for
36 a certified copy of any law or resolution passed by the legislature
37 relative to his or her official duties, if such law has not been
38 published as a state law.

1 **Sec. 16.** RCW 46.64.040 and 1982 c 35 s 197 are each amended to
2 read as follows:

3 The acceptance by a nonresident of the rights and privileges
4 conferred by law in the use of the public highways of this state, as
5 evidenced by his or her operation of a vehicle thereon, or the
6 operation thereon of his or her vehicle with his or her consent,
7 express or implied, shall be deemed equivalent to and construed to be
8 an appointment by such nonresident of the secretary of state of the
9 state of Washington to be his or her true and lawful attorney upon whom
10 may be served all lawful summons and processes against him or her
11 growing out of any accident, collision, or liability in which such
12 nonresident may be involved while operating a vehicle upon the public
13 highways, or while his or her vehicle is being operated thereon with
14 his or her consent, express or implied, and such operation and
15 acceptance shall be a signification of ~~((his))~~ the nonresident's
16 agreement that any summons or process against him or her which is so
17 served shall be of the same legal force and validity as if served on
18 ~~((him))~~ the nonresident personally within the state of Washington.
19 Likewise each resident of this state who, while operating a motor
20 vehicle on the public highways of this state, is involved in any
21 accident, collision or liability and thereafter within three years
22 departs from this state appoints the secretary of state of the state of
23 Washington as his or her lawful attorney for service of summons as
24 provided in this section for nonresidents. Service of such summons or
25 process shall be made by leaving two copies thereof with a fee ~~((of~~
26 ~~twenty-five dollars))~~ established by the secretary of state by rule
27 with the secretary of state of the state of Washington, or at ~~((his))~~
28 the secretary of state's office, and such service shall be sufficient
29 and valid personal service upon said resident or nonresident:
30 PROVIDED, That notice of such service and a copy of the summons or
31 process is forthwith sent by registered mail with return receipt
32 requested, by plaintiff to the defendant at the last known address of
33 the said defendant, and the plaintiff's affidavit of compliance
34 herewith are appended to the process, together with the affidavit of
35 the plaintiff's attorney that ~~((he))~~ the attorney has with due
36 diligence attempted to serve personal process upon the defendant at all
37 addresses known to him or her of defendant and further listing in his
38 or her affidavit the addresses at which he or she attempted to have
39 process served. However, if process is forwarded by registered mail

1 and defendant's endorsed receipt is received and entered as a part of
2 the return of process then the foregoing affidavit of plaintiff's
3 attorney need only show that the defendant received personal delivery
4 by mail: PROVIDED FURTHER, That personal service outside of this state
5 in accordance with the provisions of law relating to personal service
6 of summons outside of this state shall relieve the plaintiff from
7 mailing a copy of the summons or process by registered mail as
8 hereinbefore provided. The secretary of state shall forthwith send one
9 of such copies by mail, postage prepaid, addressed to the defendant at
10 ((his)) the defendant's address, if known to the secretary of state.
11 The court in which the action is brought may order such continuances as
12 may be necessary to afford the defendant reasonable opportunity to
13 defend the action. The fee ((of twenty-five dollars)) paid by the
14 plaintiff to the secretary of state shall be taxed as part of his or
15 her costs if he or she prevails in the action. The secretary of state
16 shall keep a record of all such summons and processes, which shall show
17 the day of service.

18 NEW SECTION. **Sec. 17.** This act is necessary for the immediate
19 preservation of the public peace, health, or safety, or support of the
20 state government and its existing public institutions, and shall take
21 effect July 1, 1993."

--- END ---