

2 **SHB 1704** - S COMM AMD  
3 By Committee on Government Operations

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((7ten 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((7twenty 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((7twenty dollars)).~~

19       ~~((13)) (l) Filing a name registration((7twenty 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((7ten 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((7five  
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((7five  
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 24.06.520 and 1982 c 35 s 162 are each amended to read  
27 as follows:

28       If the term of existence of a corporation which was organized under  
29 this chapter, or which has availed itself of the privileges thereby  
30 provided expires, such corporation shall have the right to renew within  
31 two years of the expiration of its term of existence. The corporation  
32 may renew the term of its existence for a definite period or  
33 perpetually and be reinstated under any name not then in use by or  
34 reserved for a domestic corporation organized under any act of this  
35 state or a foreign corporation authorized under any act of this state  
36 to transact business or conduct affairs in this state. To do so the  
37 directors, members and officers shall adopt amended articles of  
38 incorporation containing a certification that the purpose thereof is a

1 reinstatement and renewal of the corporate existence. They shall  
2 proceed in accordance with the provisions of this chapter for the  
3 adoption and filing of amendments to articles of incorporation.  
4 Thereupon such corporation shall be reinstated and its corporate  
5 existence renewed as of the date on which its previous term of  
6 existence expired and all things done or omitted by it or by its  
7 officers, directors, agents and members before such reinstatement shall  
8 be as valid and have the same legal effect as if its previous term of  
9 existence had not expired.

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

14 **Sec. 9.** RCW 24.20.020 and 1982 c 35 s 165 are each amended to read  
15 as follows:

16 The secretary of state shall file such articles of incorporation in  
17 (~~his~~) the secretary of state's office and issue a certificate of  
18 incorporation to any such lodge or other society upon the payment of  
19 the sum of twenty dollars.

20 **Sec. 10.** RCW 24.24.100 and 1982 c 35 s 167 are each amended to  
21 read as follows:

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

27 **Sec. 11.** RCW 31.12.085 and 1984 c 31 s 10 are each amended to read  
28 as follows:

29 (1) Upon the approval of the supervisor under RCW 31.12.075(2), the  
30 applicants shall file a copy of the articles of incorporation with the  
31 secretary of state. Upon receipt of the approved articles of  
32 incorporation and a (~~five~~) twenty dollar filing fee to be provided by  
33 the applicants, the secretary of state shall file and record the  
34 articles of incorporation. The applicants shall in writing promptly  
35 notify the supervisor of the exact date of the filing.



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

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

14 **Sec. 12.** RCW 33.28.010 and 1981 c 302 s 33 are each amended to  
15 read as follows:

16 The secretary of state shall collect fees of twenty dollars in  
17 advance (~~(the following fees from each association:)~~) for filing  
18 articles of incorporation(, or amendments thereof, or). The  
19 secretary of state shall establish by rule, fees for amendments to  
20 articles of incorporation, other certificates required to be filed in  
21 his or her office, (~~(ten dollars:)~~) and for furnishing copies of papers  
22 filed in his or her office(~~(, per folio, twenty cents)~~).

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

26 NEW SECTION. **Sec. 13.** A new section is added to chapter 43.07 RCW  
27 to read as follows:

28 The secretary of state may adopt rules under chapter 34.05 RCW  
29 establishing reasonable fees for the following services rendered under  
30 chapter 11.110 or 19.09 RCW:

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

33 (2) Any expedited service;

34 (3) The electronic transmittal of documents;

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

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

3 (6) The resubmission of documents previously submitted to the  
4 secretary of state where the documents have been returned to the  
5 submittor to make such documents conform to the requirements of the  
6 applicable statute;

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

8 (8) Special search charges.

9 **Sec. 14.** RCW 43.07.120 and 1991 c 72 ú 53 are each amended to read  
10 as follows:

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

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

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

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

20 (d) For each deed or patent of land issued by the governor(~~if~~  
21 ~~for one hundred and sixty acres of land, or less, one dollar, and for~~  
22 ~~each additional one hundred and sixty acres, or fraction thereof, one~~  
23 ~~dollar~~);

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

26 (2) The secretary of state may adopt rules under chapter 34.05 RCW  
27 establishing reasonable fees for the following services rendered under  
28 Title 23B RCW, chapter 18.100, 23.86, 23.90, 24.03, 24.06, 24.12,  
29 24.20, 24.24, 24.28, 24.36, or 25.10 RCW:

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

32 (b) Any expedited service;

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

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

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

4 (f) ~~((The resubmission of documents previously submitted to the~~  
5 ~~secretary of state where the documents have been returned to the~~  
6 ~~submitter to make such documents conform to the requirements of the~~  
7 ~~applicable statute;~~

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

9 (h)) Special search charges.

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

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

17 (5) No member of the legislature, state officer, justice of the  
18 supreme court, judge of the court of appeals, or judge of the superior  
19 court shall be charged for any search relative to matters pertaining to  
20 the duties of his or her office; nor may such official be charged for  
21 a certified copy of any law or resolution passed by the legislature  
22 relative to his or her official duties, if such law has not been  
23 published as a state law.

24 **Sec. 15.** RCW 43.07.130 and 1991 c 72 s 54 are each amended to read  
25 as follows:

26 There is created within the state treasury a revolving fund, to be  
27 known as the "secretary of state's revolving fund((~~7~~))." ~~((which shall~~  
28 ~~be used by the office of the secretary of state to defray the costs of~~  
29 ~~printing, reprinting, or distributing printed matter authorized by law~~  
30 ~~to be issued by the office of the secretary of state, and any other~~  
31 ~~cost of carrying out the functions of the secretary of state under~~  
32 ~~Title 23B RCW, or chapters 18.100, 23.86, 23.90, 24.03, 24.06, 24.12,~~  
33 ~~24.20, 24.24, 24.28, 24.36, or 25.10 RCW.~~

34 ~~The secretary of state is hereby authorized to charge a fee for~~  
35 ~~such publications in an amount which will compensate for the costs of~~  
36 ~~printing, reprinting, and distributing such printed matter.))~~

37 Fees ~~((recovered))~~ received by the secretary of state under RCW  
38 43.07.120(2), 23B.01.220(1)(e), ~~((3))~~ (4), and ~~((4))~~ (5),

1 23B.18.050, 24.03.410, 24.06.455, or 46.64.040(~~(, and such other moneys~~  
2 ~~as are expressly designated for deposit in the secretary of state's~~  
3 ~~revolving fund)) shall be ((placed)) deposited in the secretary of  
4 state's revolving fund to be used by the office of the secretary of  
5 state for the administration of these statutes and enhancement of  
6 related services.~~

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

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

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

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

29 **SHB 1704** - S COMM AMD  
30 By Committee on Government Operations

31  
32 On page 1, line 1 of the title, after "office;" strike the  
33 remainder of the title and insert "amending RCW 23.86.070, 23B.01.220,  
34 23B.01.530, 23B.01.560, 24.03.405, 24.03.410, 24.06.450, 24.06.520,  
35 24.20.020, 24.24.100, 31.12.085, 33.28.010, 43.07.120, 43.07.130, and

1 46.64.040; adding a new section to chapter 43.07 RCW; providing an  
2 effective date; and declaring an emergency."

--- **END** ---