
SENATE BILL 5723

State of Washington

55th Legislature

1997 Regular Session

By Senator Swecker

Read first time 02/10/97. Referred to Committee on Commerce & Labor.

1 AN ACT Relating to industrial insurance compensation for
2 beneficiaries and dependents who are nonresident aliens; and amending
3 RCW 51.32.140 and 51.08.050.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

5 **Sec. 1.** RCW 51.32.140 and 1971 ex.s. c 289 s 45 are each amended
6 to read as follows:

7 Except as otherwise provided by treaty or this title, (~~whenever~~
8 ~~compensation is payable~~) the department or self-insurer, as the case
9 may be, shall pay to a beneficiary who is an alien not residing in the
10 United States(~~(, there shall be paid fifty percent of)~~) the
11 compensation (~~herein otherwise provided~~) to (~~such~~) which a resident
12 beneficiary is entitled under this title. But if a nonresident alien
13 beneficiary is a citizen of a government having a compensation law
14 which excludes citizens of the United States, either resident or
15 nonresident, from partaking of the benefit of such law in as favorable
16 a degree as herein extended to nonresident aliens, he or she shall
17 receive no compensation. No payment shall be made to any beneficiary
18 residing in any country with which the United States does not maintain
19 diplomatic relations when such payment is due.

1 **Sec. 2.** RCW 51.08.050 and 1977 ex.s. c 350 s 11 are each amended
2 to read as follows:

3 "Dependent" means any of the following named relatives of a worker
4 whose death results from any injury and who leaves surviving no widow,
5 widower, or child, viz: father, mother, grandfather, grandmother,
6 stepfather, stepmother, grandson, granddaughter, brother, sister, half-
7 sister, half-brother, niece, nephew, who at the time of the accident
8 are actually and necessarily dependent in whole or in part for their
9 support upon the earnings of the worker(~~(:—PROVIDED, That unless~~
10 ~~otherwise provided by treaty, aliens other than father or mother, not~~
11 ~~residing within the United States at the time of the accident, are not~~
12 ~~included)~~).

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