
SENATE BILL 5893

State of Washington 61st Legislature 2009 Regular Session

By Senators Berkey, Benton, Hobbs, Schoesler, and Shin

Read first time 02/05/09. Referred to Committee on Financial
Institutions, Housing & Insurance.

1 AN ACT Relating to actions by insurance companies against
2 violators; and amending RCW 48.135.070.

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

4 **Sec. 1.** RCW 48.135.070 and 2006 c 284 s 8 are each amended to read
5 as follows:

6 (1) In a criminal prosecution for any crime under Washington law in
7 which the insurance company is a victim, the insurance company is
8 entitled to be considered as a victim in any restitution ordered by the
9 court under RCW 9.94A.753, as part of the criminal penalty imposed
10 against the defendant convicted for such a violation.

11 (2) Any insurer damaged as a result of a violation of this section
12 when there has been a criminal adjudication of guilt, shall have a
13 cause of action to recover compensatory damages, plus all reasonable
14 investigation and litigation expenses, including attorneys' fees, at
15 the trial and appellate courts.

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