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HOUSE BILL 1615

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State of Washington

62nd Legislature

2011 Regular Session

By Representatives Ladenburg, Kelley, Rodne, Moscoso, Kirby, Appleton,  
and Stanford

Read first time 01/27/11. Referred to Committee on Judiciary.

1 AN ACT Relating to service members' civil relief; and amending RCW  
2 38.42.010.

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

4 **Sec. 1.** RCW 38.42.010 and 2006 c 253 s 1 are each amended to read  
5 as follows:

6 The definitions in this section apply throughout this chapter.

7 (1) "Business loan" means a loan or extension of credit granted to  
8 a business entity that: (a) Is owned and operated by a service member,  
9 in which the service member is either (i) a sole proprietor, or (ii)  
10 the owner of at least fifty percent of the entity; and (b) experiences  
11 a material reduction in revenue due to the service member's military  
12 service.

13 (2) "Dependent" means:

14 (a) The service member's spouse;

15 (b) The service member's minor child; or

16 (c) An individual for whom the service member provided more than  
17 one-half of the individual's support for one hundred eighty days  
18 immediately preceding an application for relief under this chapter.

1 (3) "Financial institution" means an institution as defined in RCW  
2 30.22.041.

3 (4) "Judgment" does not include temporary orders as issued by a  
4 judicial court or administrative tribunal in domestic relations cases  
5 under Title 26 RCW, including but not limited to establishment of a  
6 temporary child support obligation, creation of a temporary parenting  
7 plan, or entry of a temporary protective or restraining order.

8 (5) "Military service" means (~~(a service)~~) serving as:

9 (a) A reservist or national guard member under a call to active  
10 service authorized by the president of the United States or the  
11 secretary of defense for a period of more than thirty consecutive days;  
12 or

13 (b) An active duty member of the armed forces.

14 (6) "National guard" has the meaning in RCW 38.04.010.

15 (7) "Service member" means any resident of Washington state  
16 (~~(that)~~) who is a member of the national guard or a member of a  
17 military reserve component, or an active duty member of the federal  
18 armed forces.

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