

ESSB 5550 - H AMD

By Representative Kirby

ADOPTED AND ENGROSSED 4/15/2015

1 Strike everything after the enacting clause and insert the
2 following:

3 "NEW SECTION. **Sec. 1.** The definitions in this section apply
4 throughout this chapter unless the context clearly requires
5 otherwise.

6 (1) "Personal vehicle" means a vehicle that is used by a
7 commercial transportation services provider driver in connection with
8 providing services for a commercial transportation services provider
9 and that is authorized by the commercial transportation services
10 provider.

11 (2) "Prearranged ride" means a route of travel between points
12 chosen by the passenger and arranged with a driver through the use of
13 a commercial transportation services provider's digital network or
14 software application. The ride begins when a driver accepts a
15 requested ride through a digital network or software application,
16 continues while the driver transports the passenger in a personal
17 vehicle, and ends when the passenger departs from the personal
18 vehicle.

19 (3) "Commercial transportation services provider" means a
20 corporation, partnership, sole proprietorship, or other entity,
21 operating in Washington, that uses a digital network or software
22 application to connect passengers to drivers for the purpose of
23 providing a prearranged ride. However, a commercial transportation
24 services provider is not a taxicab company under chapter 81.72 RCW, a
25 charter party or excursion service carrier under chapter 81.70 RCW,
26 an auto transportation company under chapter 81.68 RCW, a private,
27 nonprofit transportation provider under chapter 81.66 RCW, or a
28 limousine carrier under chapter 46.72A RCW. A commercial
29 transportation services provider is not deemed to own, control,
30 operate, or manage the personal vehicles used by commercial
31 transportation services providers. A commercial transportation
32 services provider does not include a political subdivision or other

1 entity exempt from federal income tax under 26 U.S.C. Sec. 115 of the
2 federal internal revenue code.

3 (4) "Commercial transportation services provider driver" or
4 "driver" means an individual who uses a personal vehicle to provide
5 services for passengers matched through a commercial transportation
6 services provider's digital network or software application.

7 (5) "Commercial transportation services provider passenger" or
8 "passenger" means a passenger in a personal vehicle for whom
9 transport is provided, including:

10 (a) An individual who uses a commercial transportation services
11 provider's digital network or software application to connect with a
12 driver to obtain services in the driver's vehicle for the individual
13 and anyone in the individual's party; or

14 (b) Anyone for whom another individual uses a commercial
15 transportation services provider's digital network or software
16 application to connect with a driver to obtain services in the
17 driver's vehicle.

18 (6) "Commercial transportation services" or "services" means all
19 times the driver is logged in to a commercial transportation services
20 provider's digital network or software application or until the
21 passenger has left the personal vehicle, whichever is later. The term
22 does not include services provided either directly or under contract
23 with a political subdivision or other entity exempt from federal
24 income tax under 26 U.S.C. Sec. 115 of the federal internal revenue
25 code.

26 NEW SECTION. **Sec. 2.** (1)(a) Before being used to provide
27 commercial transportation services, every personal vehicle must be
28 covered by a primary automobile insurance policy that specifically
29 covers commercial transportation services. However, the insurance
30 coverage requirements of this section are alternatively satisfied by
31 securing coverage pursuant to chapter 46.72 or 46.72A RCW that covers
32 the personal vehicle being used to provide commercial transportation
33 services and that is in effect twenty-four hours per day, seven days
34 per week. Except as provided in subsection (2) of this section, a
35 commercial transportation services provider must secure this policy
36 for every personal vehicle used to provide commercial transportation
37 services. For purposes of this section, a "primary automobile
38 insurance policy" is not a private passenger automobile insurance
39 policy.

1 (b) The primary automobile insurance policy required under this
2 section must provide coverage, as specified in this subsection
3 (1)(b), at all times the driver is logged in to a commercial
4 transportation services provider's digital network or software
5 application and at all times a passenger is in the vehicle as part of
6 a prearranged ride.

7 (i) The primary automobile insurance policy required under this
8 subsection must provide the following coverage during commercial
9 transportation services applicable during the period before a driver
10 accepts a requested ride through a digital network or software
11 application:

12 (A) Liability coverage in an amount no less than fifty thousand
13 dollars per person for bodily injury, one hundred thousand dollars
14 per accident for bodily injury of all persons, and thirty thousand
15 dollars for damage to property;

16 (B) Underinsured motorist coverage to the extent required under
17 RCW 48.22.030; and

18 (C) Personal injury protection coverage to the extent required
19 under RCW 48.22.085 and 48.22.095.

20 (ii) The primary automobile insurance policy required under this
21 subsection must provide the following coverage, applicable during the
22 period of a prearranged ride:

23 (A) Combined single limit liability coverage in the amount of one
24 million dollars for death, personal injury, and property damage;

25 (B) Underinsured motorist coverage in the amount of one million
26 dollars; and

27 (C) Personal injury protection coverage to the extent required
28 under RCW 48.22.085 and 48.22.095.

29 (2)(a) As an alternative to the provisions of subsection (1) of
30 this section, if the office of the insurance commissioner approves
31 the offering of an insurance policy that recognizes that a person is
32 acting as a driver for a commercial transportation services provider
33 and using a personal vehicle to provide commercial transportation
34 services, a driver may secure a primary automobile insurance policy
35 covering a personal vehicle and providing the same coverage as
36 required in subsection (1) of this section. The policy coverage may
37 be in the form of a rider to, or endorsement of, the driver's private
38 passenger automobile insurance policy only if approved as such by the
39 office of the insurance commissioner.

1 (b) If the primary automobile insurance policy maintained by a
2 driver to meet the obligation of this section does not provide
3 coverage for any reason, including that the policy lapsed or did not
4 exist, the commercial transportation services provider must provide
5 the coverage required under this section beginning with the first
6 dollar of a claim.

7 (c) The primary automobile insurance policy required under this
8 subsection and subsection (1) of this section may be secured by any
9 of the following:

10 (i) The commercial transportation services provider as provided
11 under subsection (1) of this section;

12 (ii) The driver as provided under (a) of this subsection; or

13 (iii) A combination of both the commercial transportation
14 services provider and the driver.

15 (3) The insurer or insurers providing coverage under subsections
16 (1) and (2) of this section are the only insurers having the duty to
17 defend any liability claim from an accident occurring while
18 commercial transportation services are being provided.

19 (4) In addition to the requirements in subsections (1) and (2) of
20 this section, before allowing a person to provide commercial
21 transportation services as a driver, a commercial transportation
22 services provider must provide written proof to the driver that the
23 driver is covered by a primary automobile insurance policy that meets
24 the requirements of this section. Alternatively, if a driver
25 purchases a primary automobile insurance policy as allowed under
26 subsection (2) of this section, the commercial transportation
27 services provider must verify that the driver has done so.

28 (5) A primary automobile insurance policy required under
29 subsection (1) or (2) of this section may be placed with an insurer
30 licensed under this title to provide insurance in the state of
31 Washington or as an eligible surplus line insurance policy as
32 described in RCW 48.15.040.

33 (6) Insurers that write automobile insurance in Washington may
34 exclude any and all coverage afforded under a private passenger
35 automobile insurance policy issued to an owner or operator of a
36 personal vehicle for any loss or injury that occurs while a driver
37 for a commercial transportation services provider is logged in to a
38 commercial transportation services provider's digital network or
39 while a driver provides a prearranged ride. This right to exclude all

1 coverage may apply to any coverage included in a private passenger
2 automobile insurance policy including, but not limited to:

3 (a) Liability coverage for bodily injury and property damage;

4 (b) Personal injury protection coverage;

5 (c) Underinsured motorist coverage;

6 (d) Medical payments coverage;

7 (e) Comprehensive physical damage coverage; and

8 (f) Collision physical damage coverage.

9 (7) Nothing in this section shall be construed to require a
10 private passenger automobile insurance policy to provide primary or
11 excess coverage or a duty to defend for the period of time in which a
12 driver is logged in to a commercial transportation services
13 provider's digital network or software application or while the
14 driver is engaged in a prearranged ride or the driver otherwise uses
15 a vehicle to transport passengers for compensation.

16 (8) Insurers that exclude coverage under subsection (6) of this
17 section have no duty to defend or indemnify any claim expressly
18 excluded under subsection (6) of this section. Nothing in this
19 section shall be deemed to invalidate or limit an exclusion contained
20 in a policy, including any policy in use or approved for use in
21 Washington state before the effective date of this section that
22 excludes coverage for vehicles used to carry persons or property for
23 a charge or available for hire by the public.

24 (9) An exclusion exercised by an insurer in subsection (6) of
25 this section applies to any coverage selected or rejected by a named
26 insured under RCW 48.22.030 and 48.22.085. The purchase of a rider or
27 endorsement by a driver under subsection (2)(a) of this section does
28 not require a separate coverage rejection under RCW 48.22.030 or
29 48.22.085.

30 (10) If more than one insurance policy provides valid and
31 collectible coverage for a loss arising out of an occurrence
32 involving a motor vehicle operated by a driver, the responsibility
33 for the claim must be divided as follows:

34 (a) Except as provided otherwise under subsection (2)(c) of this
35 section, if the driver has been matched with a passenger and is
36 traveling to pick up the passenger, or the driver is providing
37 services to a passenger, the commercial transportation services
38 provider that matched the driver and passenger must provide insurance
39 coverage; or

1 (b) If the driver is logged in to the digital network or software
2 application of more than one commercial transportation services
3 provider but has not been matched with a passenger, the liability
4 must be divided equally among all of the applicable insurance
5 policies that specifically provide coverage for commercial
6 transportation services.

7 (11) In an accident or claims coverage investigation, a
8 commercial transportation services provider or its insurer must
9 cooperate with a private passenger automobile insurance policy
10 insurer and other insurers that are involved in the claims coverage
11 investigation to facilitate the exchange of information, including
12 the provision of (a) dates and times at which an accident occurred
13 that involved a participating driver and (b) within ten business days
14 after receiving a request, a copy of the provider's electronic record
15 showing the precise times that the participating driver logged on and
16 off the provider's digital network or software application on the day
17 the accident or other loss occurred. The commercial transportation
18 services provider or its insurer must retain all data,
19 communications, or documents related to insurance coverage or
20 accident details for a period of not less than the applicable
21 statutes of limitation, plus two years from the date of an accident
22 to which those records pertain.

23 (12) This section does not modify or abrogate any otherwise
24 applicable insurance requirement set forth in this title.

25 (13) After July 1, 2016, an insurance company regulated under
26 this title may not deny an otherwise covered claim arising
27 exclusively out of the personal use of the private passenger
28 automobile solely on the basis that the insured, at other times, used
29 the private passenger automobile covered by the policy to provide
30 commercial transportation services.

31 (14) If an insurer for a commercial transportation services
32 provider makes a payment for a claim covered under comprehensive
33 coverage or collision coverage, the commercial transportation
34 services provider must cause its insurer to issue the payment
35 directly to the business repairing the vehicle or jointly to the
36 owner of the vehicle and the primary lienholder on the covered
37 vehicle.

38 (15)(a) To be eligible for securing a primary automobile
39 insurance policy under this section, a commercial transportation

1 services provider must make the following disclosures to a
2 prospective driver in the prospective driver's terms of service:

3 WHILE OPERATING ON THE DIGITAL NETWORK OR SOFTWARE APPLICATION OF
4 THE COMMERCIAL TRANSPORTATION SERVICES PROVIDER, YOUR PRIVATE
5 PASSENGER AUTOMOBILE INSURANCE POLICY MIGHT NOT AFFORD LIABILITY,
6 UNDERINSURED MOTORIST, PERSONAL INJURY PROTECTION, COMPREHENSIVE, OR
7 COLLISION COVERAGE, DEPENDING ON THE TERMS OF THE POLICY.

8 IF THE VEHICLE THAT YOU PLAN TO USE TO PROVIDE COMMERCIAL
9 TRANSPORTATION SERVICES FOR OUR COMPANY HAS A LIEN AGAINST IT, YOU
10 MUST NOTIFY THE LIENHOLDER THAT YOU WILL BE USING THE VEHICLE FOR
11 COMMERCIAL TRANSPORTATION SERVICES THAT MAY VIOLATE THE TERMS OF YOUR
12 CONTRACT WITH THE LIENHOLDER.

13 (b) The prospective driver must acknowledge the terms of service
14 electronically or by signature.

15 NEW SECTION. **Sec. 3.** A new section is added to chapter 46.72
16 RCW to read as follows:

17 RCW 46.72.040 and 46.72.050 do not apply to personal vehicles
18 under chapter 48.--- RCW (the new chapter created in section 11 of
19 this act).

20 **Sec. 4.** RCW 51.12.020 and 2013 c 141 s 3 are each amended to
21 read as follows:

22 The following are the only employments which shall not be
23 included within the mandatory coverage of this title:

24 (1) Any person employed as a domestic servant in a private home
25 by an employer who has less than two employees regularly employed
26 forty or more hours a week in such employment.

27 (2) Any person employed to do gardening, maintenance, or repair,
28 in or about the private home of the employer. For the purposes of
29 this subsection, "maintenance" means the work of keeping in proper
30 condition, "repair" means to restore to sound condition after damage,
31 and "private home" means a person's place of residence.

32 (3) A person whose employment is not in the course of the trade,
33 business, or profession of his or her employer and is not in or about
34 the private home of the employer.

35 (4) Any person performing services in return for aid or
36 sustenance only, received from any religious or charitable
37 organization.

1 (5) Sole proprietors or partners.

2 (6) Any child under eighteen years of age employed by his or her
3 parent or parents in agricultural activities on the family farm.

4 (7) Jockeys while participating in or preparing horses for race
5 meets licensed by the Washington horse racing commission pursuant to
6 chapter 67.16 RCW.

7 (8)(a) Except as otherwise provided in (b) of this subsection,
8 any bona fide officer of a corporation voluntarily elected or
9 voluntarily appointed in accordance with the articles of
10 incorporation or bylaws of the corporation, who at all times during
11 the period involved is also a bona fide director, and who is also a
12 shareholder of the corporation. Only such officers who exercise
13 substantial control in the daily management of the corporation and
14 whose primary responsibilities do not include the performance of
15 manual labor are included within this subsection.

16 (b) Alternatively, a corporation that is not a "public company"
17 as defined in RCW 23B.01.400 may exempt eight or fewer bona fide
18 officers, who are voluntarily elected or voluntarily appointed in
19 accordance with the articles of incorporation or bylaws of the
20 corporation and who exercise substantial control in the daily
21 management of the corporation, from coverage under this title without
22 regard to the officers' performance of manual labor if the exempted
23 officer is a shareholder of the corporation, or may exempt any number
24 of officers if all the exempted officers are related by blood within
25 the third degree or marriage. If a corporation that is not a "public
26 company" elects to be covered under subsection (8)(a) of this
27 section, the corporation's election must be made on a form prescribed
28 by the department and under such reasonable rules as the department
29 may adopt.

30 (c) Determinations respecting the status of persons performing
31 services for a corporation shall be made, in part, by reference to
32 Title 23B RCW and to compliance by the corporation with its own
33 articles of incorporation and bylaws. For the purpose of determining
34 coverage under this title, substance shall control over form, and
35 mandatory coverage under this title shall extend to all workers of
36 this state, regardless of honorary titles conferred upon those
37 actually serving as workers.

38 (d) A corporation may elect to cover officers who are exempted by
39 this subsection in the manner provided by RCW 51.12.110.

1 (9) Services rendered by a musician or entertainer under a
2 contract with a purchaser of the services, for a specific engagement
3 or engagements when such musician or entertainer performs no other
4 duties for the purchaser and is not regularly and continuously
5 employed by the purchaser. A purchaser does not include the leader of
6 a group or recognized entity who employs other than on a casual basis
7 musicians or entertainers.

8 (10) Services performed by a newspaper vendor, carrier, or
9 delivery person selling or distributing newspapers on the street, to
10 offices, to businesses, or from house to house and any freelance news
11 correspondent or "stringer" who, using his or her own equipment,
12 chooses to submit material for publication for free or a fee when
13 such material is published.

14 (11) Services performed by an insurance producer, as defined in
15 RCW 48.17.010, or a surplus line broker licensed under chapter 48.15
16 RCW.

17 (12) Services performed by a booth renter. However, a person
18 exempted under this subsection may elect coverage under RCW
19 51.32.030.

20 (13) Members of a limited liability company, if either:

21 (a) Management of the company is vested in its members, and the
22 members for whom exemption is sought would qualify for exemption
23 under subsection (5) of this section were the company a sole
24 proprietorship or partnership; or

25 (b) Management of the company is vested in one or more managers,
26 and the members for whom the exemption is sought are managers who
27 would qualify for exemption under subsection (8) of this section were
28 the company a corporation.

29 (14) A driver providing commercial transportation services as
30 defined in section 1 of this act. The driver may elect coverage in
31 the manner provided by RCW 51.32.030.

32 (15) For hire vehicle operators under chapter 46.72 RCW who own
33 or lease the for hire vehicle, chauffeurs under chapter 46.72A RCW
34 who own or lease the limousine, and operators of taxicabs under
35 chapter 81.72 RCW who own or lease the taxicab. An owner or lessee
36 may elect coverage in the manner provided by RCW 51.32.030.

37 **Sec. 5.** RCW 51.12.185 and 2011 c 190 s 4 are each amended to
38 read as follows:

1 (1) (~~In order to assist the department with controlling costs~~
2 ~~related to the self-monitoring of industrial insurance claims by~~
3 ~~independent owner-operated for hire vehicle, limousine, and taxicab~~
4 ~~businesses,~~) The department may appoint a panel of individuals with
5 for hire vehicle, limousine, or taxicab transportation industry
6 experience and expertise to advise the department.

7 (2) The owner or lessee of any for hire, limousine, or taxicab
8 vehicle (~~subject to mandatory industrial insurance pursuant to RCW~~
9 ~~51.12.183~~) is eligible for inclusion in a retrospective rating
10 program authorized and established pursuant to chapter 51.18 RCW.

11 NEW SECTION. **Sec. 6.** A new section is added to chapter 46.29
12 RCW to read as follows:

13 This chapter does not apply to the coverage exclusions under
14 section 2(6) of this act.

15 **Sec. 7.** RCW 48.22.030 and 2009 c 549 s 7106 are each amended to
16 read as follows:

17 (1) "Underinsured motor vehicle" means a motor vehicle with
18 respect to the ownership, maintenance, or use of which either no
19 bodily injury or property damage liability bond or insurance policy
20 applies at the time of an accident, or with respect to which the sum
21 of the limits of liability under all bodily injury or property damage
22 liability bonds and insurance policies applicable to a covered person
23 after an accident is less than the applicable damages which the
24 covered person is legally entitled to recover.

25 (2) No new policy or renewal of an existing policy insuring
26 against loss resulting from liability imposed by law for bodily
27 injury, death, or property damage, suffered by any person arising out
28 of the ownership, maintenance, or use of a motor vehicle shall be
29 issued with respect to any motor vehicle registered or principally
30 garaged in this state unless coverage is provided therein or
31 supplemental thereto for the protection of persons insured thereunder
32 who are legally entitled to recover damages from owners or operators
33 of underinsured motor vehicles, hit-and-run motor vehicles, and
34 phantom vehicles because of bodily injury, death, or property damage,
35 resulting therefrom, except while operating or occupying a motorcycle
36 or motor-driven cycle, and except while operating or occupying a
37 motor vehicle owned or available for the regular use by the named
38 insured or any family member, and which is not insured under the

1 liability coverage of the policy. The coverage required to be offered
2 under this chapter is not applicable to general liability policies,
3 commonly known as umbrella policies, or other policies which apply
4 only as excess to the insurance directly applicable to the vehicle
5 insured.

6 (3) Except as to property damage, coverage required under
7 subsection (2) of this section shall be in the same amount as the
8 insured's third party liability coverage unless the insured rejects
9 all or part of the coverage as provided in subsection (4) of this
10 section. Coverage for property damage need only be issued in
11 conjunction with coverage for bodily injury or death. Property damage
12 coverage required under subsection (2) of this section shall mean
13 physical damage to the insured motor vehicle unless the policy
14 specifically provides coverage for the contents thereof or other
15 forms of property damage.

16 (4) A named insured or spouse may reject, in writing,
17 underinsured coverage for bodily injury or death, or property damage,
18 and the requirements of subsections (2) and (3) of this section shall
19 not apply. If a named insured or spouse has rejected underinsured
20 coverage, such coverage shall not be included in any supplemental or
21 renewal policy unless a named insured or spouse subsequently requests
22 such coverage in writing. The requirement of a written rejection
23 under this subsection shall apply only to the original issuance of
24 policies issued after July 24, 1983, and not to any renewal or
25 replacement policy. When a named insured or spouse chooses a property
26 damage coverage that is less than the insured's third party liability
27 coverage for property damage, a written rejection is not required.

28 (5) The limit of liability under the policy coverage may be
29 defined as the maximum limits of liability for all damages resulting
30 from any one accident regardless of the number of covered persons,
31 claims made, or vehicles or premiums shown on the policy, or premiums
32 paid, or vehicles involved in an accident.

33 (6) The policy may provide that if an injured person has other
34 similar insurance available to him or her under other policies, the
35 total limits of liability of all coverages shall not exceed the
36 higher of the applicable limits of the respective coverages.

37 (7)(a) The policy may provide for a deductible of not more than
38 three hundred dollars for payment for property damage when the damage
39 is caused by a hit-and-run driver or a phantom vehicle.

1 (b) In all other cases of underinsured property damage coverage,
2 the policy may provide for a deductible of not more than one hundred
3 dollars.

4 (8) For the purposes of this chapter, a "phantom vehicle" shall
5 mean a motor vehicle which causes bodily injury, death, or property
6 damage to an insured and has no physical contact with the insured or
7 the vehicle which the insured is occupying at the time of the
8 accident if:

9 (a) The facts of the accident can be corroborated by competent
10 evidence other than the testimony of the insured or any person having
11 an underinsured motorist claim resulting from the accident; and

12 (b) The accident has been reported to the appropriate law
13 enforcement agency within seventy-two hours of the accident.

14 (9) An insurer who elects to write motorcycle or motor-driven
15 cycle insurance in this state must provide information to prospective
16 insureds about the coverage.

17 (10) An insurer who elects to write motorcycle or motor-driven
18 cycle insurance in this state must provide an opportunity for named
19 insureds, who have purchased liability coverage for a motorcycle or
20 motor-driven cycle, to reject underinsured coverage for that
21 motorcycle or motor-driven cycle in writing.

22 (11) If the covered person seeking underinsured motorist coverage
23 under this section was the intended victim of the tort feisor, the
24 incident must be reported to the appropriate law enforcement agency
25 and the covered person must cooperate with any related law
26 enforcement investigation.

27 (12) The purpose of this section is to protect innocent victims
28 of motorists of underinsured motor vehicles. Covered persons are
29 entitled to coverage without regard to whether an incident was
30 intentionally caused. However, a person is not entitled to coverage
31 if the insurer can demonstrate that the covered person intended to
32 cause the event for which a claim is made under the coverage
33 described in this section. As used in this section, and in the
34 section of policies providing the underinsured motorist coverage
35 described in this section, "accident" means an occurrence that is
36 unexpected and unintended from the standpoint of the covered person.

37 (13) The coverage under this section may be excluded as provided
38 for under section 2(6) of this act.

1 (14) "Underinsured coverage," for the purposes of this section,
2 means coverage for "underinsured motor vehicles," as defined in
3 subsection (1) of this section.

4 **Sec. 8.** RCW 48.22.085 and 2003 c 115 s 2 are each amended to
5 read as follows:

6 (1) No new automobile liability insurance policy or renewal of
7 such an existing policy may be issued unless personal injury
8 protection coverage is offered as an optional coverage.

9 (2) A named insured may reject, in writing, personal injury
10 protection coverage and the requirements of subsection (1) of this
11 section shall not apply. If a named insured rejects personal injury
12 protection coverage:

13 (a) That rejection is valid and binding as to all levels of
14 coverage and on all persons who might have otherwise been insured
15 under such coverage; and

16 (b) The insurer is not required to include personal injury
17 protection coverage in any supplemental, renewal, or replacement
18 policy unless a named insured subsequently requests such coverage in
19 writing.

20 (3) The coverage under this section may be excluded as provided
21 for under section 2(6) of this act.

22 **Sec. 9.** RCW 48.22.095 and 2003 c 115 s 4 are each amended to
23 read as follows:

24 (1) Insurers providing automobile insurance policies must offer
25 minimum personal injury protection coverage for each insured with
26 benefit limits as follows:

27 ~~((1))~~ (a) Medical and hospital benefits of ten thousand
28 dollars;

29 ~~((2))~~ (b) A funeral expense benefit of two thousand dollars;

30 ~~((3))~~ (c) Income continuation benefits of ten thousand dollars,
31 subject to a limit of two hundred dollars per week; and

32 ~~((4))~~ (d) Loss of services benefits of five thousand dollars,
33 subject to a limit of two hundred dollars per week.

34 (2) The coverage under this section may be excluded as provided
35 for under section 2(6) of this act.

36 NEW SECTION. **Sec. 10.** The following acts or parts of acts are
37 each repealed:

1 (1) RCW 46.72.073 (Certificate suspension or revocation—Failure
2 to pay industrial insurance premiums—Rules—Cooperative agreements)
3 and 2011 c 190 s 5;

4 (2) RCW 46.72A.053 (Certificate suspension or revocation—Failure
5 to pay industrial insurance premiums—Rules—Cooperative agreements)
6 and 2011 c 190 s 6;

7 (3) RCW 51.12.180 (For hire vehicle businesses and operators—
8 Findings—Declaration) and 2011 c 190 s 1;

9 (4) RCW 51.12.183 (For hire vehicle businesses and operators—
10 Mandatory coverage—Definitions) and 2011 c 190 s 2;

11 (5) RCW 51.16.240 (For hire vehicle businesses and operators—
12 Basis for premiums—Rules) and 2011 c 190 s 3; and

13 (6) RCW 81.72.230 (License suspension or revocation—Failure to
14 pay industrial insurance premiums—Rules—Cooperative agreements) and
15 2011 c 190 s 7.

16 NEW SECTION. **Sec. 11.** Sections 1 and 2 of this act constitute a
17 new chapter in Title 48 RCW."

18 Correct the title.

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