
HOUSE BILL 2986

State of Washington 65th Legislature 2018 Regular Session

By Representatives Lytton, Hudgins, and Wylie

Read first time 02/06/18. Referred to Committee on Appropriations.

1 AN ACT Relating to fees collected by the secretary of state;
2 amending RCW 43.07.120 and 43.07.170; and declaring an emergency.

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

4 **Sec. 1.** RCW 43.07.120 and 2015 c 176 s 8101 are each amended to
5 read as follows:

6 (1) The secretary of state must establish by rule and collect the
7 fees in this subsection:

8 (a) For a copy of any law, resolution, record, or other document
9 or paper on file in the secretary's office;

10 (b) For any certificate under seal;

11 (c) For filing and recording trademark;

12 (d) For each deed or patent of land issued by the governor;

13 (e) For each annual report filed by a legal entity;

14 (f) For recording miscellaneous records, papers, or other
15 documents.

16 (2) The secretary of state may adopt rules under chapter 34.05
17 RCW establishing reasonable fees for the following services rendered
18 under chapter 23.95 RCW, Title 23B RCW, chapter 18.100, 19.09, 19.34,
19 19.77, 23.86, 23.90, 24.03, 24.06, 24.12, 24.20, 24.24, 24.28, 24.36,
20 25.04, 25.15, 25.10, 25.05, or 26.60 RCW:

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

3 (b) Any expedited service;

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

6 (d) The providing of information by micrographic or other
7 reduced-format compilation;

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

11 (f) Special search charges.

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

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

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

26 (6) In addition to other required fees, the secretary of state
27 shall collect a fee of eleven dollars from each legal entity when the
28 legal entity files its annual report. All such fees shall be
29 deposited into the business license account administered by the
30 department of revenue.

31 **Sec. 2.** RCW 43.07.170 and 2002 c 74 s 20 are each amended to
32 read as follows:

33 (1) If the secretary of state determines that the public interest
34 and the purpose of the filing and registration statutes administered
35 by the secretary of state would be best served by a filing system
36 utilizing microfilm, microfiche, methods of reduced-format document
37 recording, or electronic or online filing, the secretary of state
38 may, by rule adopted under chapter 34.05 RCW, establish such a filing
39 system.

1 (2) If the secretary of state establishes the filing system
2 identified in subsection (1) of this section, the secretary of state
3 shall collect a fee as established under RCW 43.07.120(6).

4 (3) In connection with a reduced-format filing system, the
5 secretary of state may eliminate any requirement for a duplicate
6 original filing copy, and may establish reasonable requirements
7 concerning paper size, print legibility, and quality for photo-
8 reproduction processes as may be necessary to ensure utility and
9 readability of any reduced-format filing system.

10 (~~(3)~~) (4) In connection with an electronic or online filing
11 system, the secretary of state may eliminate any requirement for a
12 duplicate original filing copy and may establish reasonable
13 requirements for electronic filing, including but not limited to
14 signature technology, file format and type, delivery, types of filing
15 that may be completed electronically, and methods for the return of
16 filed documents.

17 NEW SECTION. **Sec. 3.** This act is necessary for the immediate
18 preservation of the public peace, health, or safety, or support of
19 the state government and its existing public institutions, and takes
20 effect immediately.

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