
ENGROSSED HOUSE BILL 1366

State of Washington

52nd Legislature

1991 Regular Session

By Representatives Zellinsky, Broback, Dellwo, Paris, R. Johnson, Winsley, Sheldon, Anderson, Inslee, R. Meyers, Schmidt, Dorn, Scott, Wynne, Ferguson, Mielke, Wood, Bowman, May, Betrozoff, Sprenkle, McLean, Lisk, Silver and Wang.

Read first time January 28, 1991. Referred to Committee on Financial Institutions & Insurance.

1 AN ACT Relating to the effects of terrorism on insurance liability;
2 amending RCW 48.23.260 and 48.24.210; and adding a new section to
3 chapter 48.21 RCW.

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

5 **Sec. 1.** RCW 48.23.260 and 1947 c 79 s .23.26 are each amended to
6 read as follows:

7 (1) The insurer may in any life insurance policy or annuity or pure
8 endowment contract limit its liability to a determinable amount not
9 less than the full reserve of the policy and of dividend additions
10 thereto in event only of death occurring:

11 (a) As a result of war, or any act of war, declared or undeclared,
12 not including any act of terrorism, or of service in the military,
13 naval or air forces or in civilian forces auxiliary thereto, or from
14 any cause while a member of any such military, naval or air forces of
15 any country at war, declared or undeclared.

1 (b) As a result of suicide of the insured, whether sane or insane,
2 within two years from date of issue of the policy.

3 (c) As a result of aviation under conditions specified in the
4 policy.

5 (2) An insurer may specify conditions pertaining to the items of
6 subsection (1) of this section which in the commissioner's opinion are
7 more favorable to the policyholder.

8 **Sec. 2.** RCW 48.24.210 and 1947 c 79 s .24.21 are each amended to
9 read as follows:

10 (1) The insurer may in any group life insurance contract provide
11 that it is not liable, or is liable only in a reduced amount, for
12 losses resulting:

13 (a) From war or any act of war, declared or undeclared, not
14 including any act of terrorism, or of service in the military, naval or
15 air forces or in civilian forces auxiliary thereto, or from any cause
16 while a member of any such military, naval or air forces, of any
17 country at war, declared or undeclared.

18 (b) From aviation under conditions specified in the policy.

19 (2) The insurer may in any such contract provide that any amount of
20 insurance in excess of one thousand dollars on an individual life may
21 be reduced to one thousand dollars or to any greater amount upon
22 attainment of any age not less than age sixty-five or upon the
23 anniversary of the policy nearest attainment of such age.

24 NEW SECTION. **Sec. 3.** A new section is added to chapter 48.21 RCW
25 to read as follows:

26 No accidental death and dismemberment policy providing coverage
27 pertaining to travel may contain an exclusion against loss or damage
28 resulting from death or bodily injury directly or indirectly arising

1 from any act of terrorism.