
SUBSTITUTE HOUSE BILL 2651

State of Washington

52nd Legislature

1992 Regular Session

By House Committee on Financial Institutions & Insurance (originally sponsored by Representatives Heavey and Fuhrman)

Read first time 02/07/92.

1 AN ACT Relating to insurance coverage; and adding new sections to
2 chapter 19.72 RCW.

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

4 NEW SECTION. **Sec. 1.** A new section is added to chapter 19.72 RCW
5 to read as follows:

6 (1) Except under RCW 19.72.109, surety bond means any form of
7 surety insurance as defined in RCW 48.11.080. A surety bond may not
8 provide any other type of insurance coverage defined in chapter 48.11
9 RCW. Language in any statute, ordinance, contract, or surety bond to
10 the contrary is void.

11 (2) A surety bond shall not be liable for damages based upon or
12 arising out of any:

13 (a) Tortious injury, including death, to:

14 (i) Any person; or

1 (ii) Any real or personal property; or

2 (b) Failure to have any or adequate insurance coverage, even if
3 liability under (a) or (b) of this subsection is imposed on the
4 surety's principal or the surety by contract, surety bond, strict
5 liability, ordinance, statute, or common law.

6 NEW SECTION. **Sec. 2.** A new section is added to chapter 19.72 RCW
7 to read as follows:

8 This chapter applies to all sureties, regardless of whether the
9 sureties are compensated or uncompensated.