

CERTIFICATION OF ENROLLMENT

**ENGROSSED SENATE BILL 6158**

Chapter 164, Laws of 2004

58th Legislature  
2004 Regular Session

INSURANCE GUARANTEES

EFFECTIVE DATE: 6/10/04

Passed by the Senate March 9, 2004  
YEAS 48 NAYS 0

BRAD OWEN

**President of the Senate**

Passed by the House March 3, 2004  
YEAS 96 NAYS 0

FRANK CHOPP

**Speaker of the House of Representatives**

Approved March 26, 2004.

GARY F. LOCKE  
**Governor of the State of Washington**

CERTIFICATE

I, Milton H. Doumit, Jr.,  
Secretary of the Senate of the  
State of Washington, do hereby  
certify that the attached is  
**ENGROSSED SENATE BILL 6158** as  
passed by the Senate and the House  
of Representatives on the dates  
hereon set forth.

MILTON H. DOUMIT JR.

**Secretary**

FILED

March 26, 2004 - 3:35 p.m.

**Secretary of State  
State of Washington**

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**ENGROSSED SENATE BILL 6158**

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AS AMENDED BY THE HOUSE

Passed Legislature - 2004 Regular Session

**State of Washington                      58th Legislature                      2004 Regular Session**

**By** Senators Prentice, Benton and Winsley

Read first time 01/14/2004.      Referred to Committee on Financial Services, Insurance & Housing.

1            AN ACT Relating to the Washington insurance guarantee association  
2 act; and creating a new section.

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

4            NEW SECTION.    **Sec. 1.** The legislature finds that the consumers who  
5 purchase workers' compensation insurance from the private marketplace  
6 in Washington are not protected from the insolvency and liquidation of  
7 these insurers. The legislature further finds that it is in the best  
8 interest of the citizens of this state to provide a mechanism to  
9 protect these policyholders from the insolvency of their insurers. The  
10 insurance commissioner shall study the impact of covering workers'  
11 compensation policies purchased on the commercial market under the  
12 Washington guarantee association.

13            The insurance commissioner shall study and develop recommendations  
14 regarding the following:

15            The impact and effectiveness of covering longshore and harbor  
16 workers' compensation act insurance, as defined in 33 U.S.C. Sec. 901  
17 et seq., under the Washington guarantee association. In the conduct of  
18 this study, the insurance commissioner shall consult with appropriate  
19 state agencies; United States longshore and harbor workers'

1 compensation act insurers; insurance carriers; insurance agents and  
2 brokers; organized labor; the United States longshore and harbor  
3 workers' compensation act assigned risk plan; and maritime employers.  
4 The department of labor and industries shall consult with this study on  
5 an ex officio basis.

6 The insurance commissioner also shall examine the impact of  
7 excluding from guarantee protection workers' compensation policies  
8 purchased on the commercial market for employments identified in RCW  
9 51.12.020 and the impact of excluding workers' compensation policies  
10 purchased by tribal employers and other groups affected by commercial  
11 market workers' compensation products.

12 The insurance commissioner shall report the results of these  
13 studies to the legislature not later than December 1, 2004.

Passed by the Senate March 9, 2004.

Passed by the House March 3, 2004.

Approved by the Governor March 26, 2004.

Filed in Office of Secretary of State March 26, 2004.