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SENATE BILL 6492

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State of Washington

64th Legislature

2016 Regular Session

By Senators Pedersen and Roach; by request of Secretary of State

1 AN ACT Relating to filing documents with the corporations  
2 division of the secretary of state's office; amending RCW 43.07.173,  
3 43.07.190, and 43.07.400; and repealing RCW 43.07.050, 43.07.090,  
4 43.07.100, 43.07.110, and 43.07.205.

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

6 **Sec. 1.** RCW 43.07.173 and 1998 c 38 s 1 are each amended to read  
7 as follows:

8 (1) The secretary of state (~~shall~~) may accept and file in the  
9 secretary's office (~~faesimile~~) electronic transmissions of any  
10 documents authorized or required to be filed pursuant to Title 23,  
11 23B, 24, or 25 RCW or chapter 18.100 RCW. The acceptance by the  
12 secretary of state is conditional upon the document being legible and  
13 otherwise satisfying the requirements of state law or rules with  
14 respect to form and content, including those established under RCW  
15 43.07.170. If the document must be signed, that requirement (~~is~~)  
16 may be satisfied by (~~a faesimile copy of the~~) an electronic  
17 signature as defined in RCW 19.34.020.

18 (2) If a fee is required for filing the document, the secretary  
19 may reject the document for filing if the fee is not received before,  
20 or at the time of, receipt.

1       **Sec. 2.** RCW 43.07.190 and 1991 c 72 s 56 are each amended to  
2 read as follows:

3       Where the secretary of state determines that a summary face sheet  
4 or cover sheet would expedite review of any documents made under  
5 Title 23B RCW, or chapter 18.100, 23.86, 23.90, 24.03, 24.06, 24.12,  
6 24.20, 24.24, 24.36, ~~((or))~~ 25.10, or 25.15 RCW, the secretary of  
7 state may require the use of a summary face sheet or cover sheet that  
8 accurately reflects the contents of the attached document. The  
9 secretary of state may, by rule adopted under chapter 34.05 RCW,  
10 specify the required contents of any summary face sheet and the type  
11 of document or documents in which the summary face sheet will be  
12 required, in addition to any other filing requirements which may be  
13 applicable.

14       **Sec. 3.** RCW 43.07.400 and 2007 c 156 s 3 are each amended to  
15 read as follows:

16       (1) The state domestic partnership registry is created within the  
17 secretary of state's office.

18       (2)(a) The secretary shall prepare a form(~~(s)~~) entitled  
19 "declaration of state registered domestic partnership" (~~(and "notice~~  
20 ~~of termination of state registered domestic partnership")~~) to meet  
21 the requirements of RCW 26.60.010, 26.60.020, 26.60.030, and  
22 26.60.070.

23       (b) The "declaration of state registered domestic partnership"  
24 form must contain a statement that registration may affect property  
25 and inheritance rights, that registration is not a substitute for a  
26 will, deed, or partnership agreement, and that any rights conferred  
27 by registration may be completely superseded by a will, deed, or  
28 other instrument that may be executed by either party. The form must  
29 also contain instructions on how the partnership may be terminated.

30       (~~((c) The "notice of termination of state registered domestic~~  
31 ~~partnership" form must contain a statement that termination may~~  
32 ~~affect property and inheritance rights, including beneficiary~~  
33 ~~designations, and other agreements, such as the appointment of a~~  
34 ~~state registered domestic partner as an attorney in fact under a~~  
35 ~~power of attorney.))~~)

36       (3) (~~The secretary shall distribute these forms to each county~~  
37 ~~clerk. These)) This form(~~(s)~~) shall be available to the public at the  
38 secretary of state's office(~~(, each county clerk,)~~) and on the  
39 internet.~~

1           (4) The secretary shall adopt rules necessary to implement the  
2 administration of the state domestic partnership registry.

3           NEW SECTION.   **Sec. 4.**   The following acts or parts of acts are  
4 each repealed:

5           (1) RCW 43.07.050 (Bureau of statistics—Secretary ex officio  
6 commissioner) and 2009 c 549 s 5028 & 1965 c 8 s 43.07.050;

7           (2) RCW 43.07.090 (Bureau of statistics—Power to obtain  
8 statistics—Penalty) and 2009 c 549 s 5029 & 1965 c 8 s 43.07.090;

9           (3) RCW 43.07.100 (Bureau of statistics—Information confidential  
10 —Penalty) and 1965 c 8 s 43.07.100;

11           (4) RCW 43.07.110 (Bureau of statistics—Deputy commissioner) and  
12 2009 c 549 s 5030 & 1965 c 8 s 43.07.110; and

13           (5) RCW 43.07.205 (Contract to issue conditional federal employer  
14 identification numbers, credentials, and documents in conjunction  
15 with license applications) and 1997 c 51 s 3.

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