

1 1541-S AMS FAIR RYAN 015

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3 SHB 1541 - S AMD TO LAW COMM AMD (S-4915.3) - 828
4 By Senator Fairley

5 NOT ADOPTED 3/4/98

6 On page 1, line 26, after "(b)" strike all material through "(c)"
7 on line 32.

8 On page 2, line 1, after "(2)" strike all material through "range."
9 on line 8 and insert the following:

10 "A person who acquires title to real property after the initial
11 construction of a permanently located and improved sport shooting
12 range, and whose use of the property is adversely affected by the
13 operation of the range, shall not maintain an action against the owner
14 or operator of the range for nuisance unless there has been a
15 substantial change in the nature of the use of the range. This
16 subsection (2) does not prohibit an action for negligent, reckless or
17 intentional acts by a person owning or operating a range or any person
18 engaged in any activity permitted by the owner or operator of the range
19 while the person is on the range."

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EFFECT: Restricts nuisance actions to persons who live in an area before a shooting range is opened. Persons who move to an area in which a range is in operation may not bring a nuisance or noise pollution action.