CERTIFICATION OF ENROLLMENT

SUBSTITUTE HOUSE BILL 2382

Chapter 158, Laws of 2006

59th Legislature
2006 Regular Session

BOVINE HANDLING FACILITIES

EFFECTIVE DATE: 6/7/06

Passed by the House March 4, 2006
Yeas 95  Nays 0

Frank Chopp
Speaker of the House of Representatives

Passed by the Senate March 2, 2006
Yeas 41  Nays 3

Brad Owen
President of the Senate

Approved March 20, 2006.

RICHARD NAFZIGER
Chief Clerk

I, Richard Nafziger, Chief Clerk
of the House of Representatives of
the State of Washington, do hereby
certify that the attached is
SUBSTITUTE HOUSE BILL 2382 as
passed by the House of
Representatives and the Senate on
the dates hereon set forth.

CHRISTINE GREGOIRE
Governor of the State of Washington

Secretary of State
State of Washington

FILED
March 20, 2006 - 3:27 p.m.
AN ACT Relating to bovine handling facilities; and adding a new
section to chapter 4.24 RCW.

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

NEW SECTION. Sec. 1. A new section is added to chapter 4.24 RCW
to read as follows:

(1) Except as provided in subsection (2) of this section, an owner,
operator, or manager of a bovine handling facility, and the owner of
bovine handled at or processed through a bovine handling facility, are
not liable for an injury to or the death of a person who knowingly and
voluntarily participates in bovine handling activities at a bovine
handling facility or knowingly and voluntarily enters onto the premises
of a bovine handling facility as a spectator of bovine handling
activities.

(2) Nothing in subsection (1) of this section prevents or limits
the liability of an owner, operator, or manager of a bovine handling
facility, or an owner of bovine handled at or processed through a
bovine handling facility, if the owner, operator, or manager of the
bovine handling facility, or the bovine owner:
1    (a) Intentionally injures the participant or spectator or commits an act or omission that constitutes willful or wanton disregard for the safety of the participant or spectator and that act or omission caused the injury;
2    (b) Owns, leases, rents, or otherwise is in lawful possession and control of the land or facilities upon which the participant or spectator sustained injuries because of a dangerous latent condition which was known to or should have been known to the owner, operator, or manager of the bovine handling facility, or the bovine owner, and for which warning signs have not been conspicuously posted; or
3    (c) Is liable under chapter 16.04 or 16.24 RCW.
4 (3) As used in this section:
5    (a) "Bovine" means beef cattle, dairy cattle, and bison.
6    (b) "Bovine handling facility" means a cooperative not-for-profit outdoor facility, such as a corral, that is used for the normal and customary handling and husbandry of bovines, whether on a daily or periodic basis, and does not include commercial slaughter facilities.
7    (c) "Bovine handling activities" means normal and customary activities associated with the handling and husbandry of bovines.

Passed by the House March 4, 2006.
Passed by the Senate March 2, 2006.
Approved by the Governor March 20, 2006.
Filed in Office of Secretary of State March 20, 2006.