

CERTIFICATION OF ENROLLMENT

SENATE BILL 6364

Chapter 140, Laws of 2006

59th Legislature
2006 Regular Session

SAFE BOATING--CARBON MONOXIDE DANGERS

EFFECTIVE DATE: 6/7/06 - Except sections 2 and 3, which become effective 1/1/07.

Passed by the Senate March 6, 2006
YEAS 44 NAYS 0

BRAD OWEN

President of the Senate

Passed by the House March 3, 2006
YEAS 97 NAYS 1

FRANK CHOPP

Speaker of the House of Representatives

CERTIFICATE

I, Thomas Hoemann, Secretary of the Senate of the State of Washington, do hereby certify that the attached is **SENATE BILL 6364** as passed by the Senate and the House of Representatives on the dates hereon set forth.

THOMAS HOEMANN

Secretary

Approved March 20, 2006.

FILED

March 20, 2006 - 2:39 p.m.

CHRISTINE GREGOIRE

Governor of the State of Washington

**Secretary of State
State of Washington**

SENATE BILL 6364

AS AMENDED BY THE HOUSE

Passed Legislature - 2006 Regular Session

State of Washington 59th Legislature 2006 Regular Session

By Senators Roach, Rasmussen, Kastama, Haugen and Kline

Read first time 01/11/2006. Referred to Committee on Natural
Resources, Ocean & Recreation.

1 AN ACT Relating to the regulation of recreational vessels; amending
2 RCW 79A.60.610; adding a new section to chapter 79A.60 RCW; adding new
3 sections to chapter 88.02 RCW; creating a new section; prescribing
4 penalties; and providing an effective date.

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

6 NEW SECTION. **Sec. 1.** A new section is added to chapter 79A.60 RCW
7 to read as follows:

8 (1) No person may operate a motor driven boat or vessel or have the
9 engine of a motor driven boat or vessel run idle while an individual is
10 teak surfing, platform dragging, or bodysurfing behind the motor driven
11 boat or vessel.

12 (2) No person may operate a motor driven boat or vessel or have the
13 engine of a motor driven boat or vessel run idle while an individual is
14 occupying or holding onto the swim platform, swim deck, swim step, or
15 swim ladder of the motor driven boat or vessel.

16 (3) Subsection (2) of this section does not apply when an
17 individual is occupying the swim platform, swim deck, swim step, or
18 swim ladder for a very brief period of time while assisting with the

1 docking or departure of the vessel, while exiting or entering the
2 vessel, or while the vessel is engaged in law enforcement or emergency
3 rescue activity.

4 (4) For the purposes of this section, "teak surfing" or "platform
5 dragging" means holding onto the swim platform, swim deck, swim step,
6 swim ladder, or any portion of the exterior of the transom of a motor
7 driven boat or vessel for any amount of time while the motor driven
8 boat or vessel is underway at any speed.

9 (5) For the purposes of this section, "bodysurfing" means swimming
10 or floating on one's stomach or on one's back on or in the wake
11 directly behind a motor driven boat or vessel that is underway.

12 (6) A violation of this section is a natural resource infraction
13 punishable as provided under chapter 7.84 RCW, however the fine imposed
14 may not exceed one hundred dollars.

15 NEW SECTION. **Sec. 2.** A new section is added to chapter 88.02 RCW
16 to read as follows:

17 (1) Any new or used motor driven boat or vessel, as that term is
18 defined in RCW 79A.60.010, other than a personal watercraft, sold
19 within this state must display a carbon monoxide warning sticker
20 developed by the department on the interior of the vessel.

21 (2) For vessels sold by a dealer, the dealer shall ensure that the
22 warning sticker has been affixed prior to completing a transaction.

23 (3) For a vessel sold by an individual, the department shall
24 include the sticker in the registration materials provided to the new
25 owner, and the department shall notify the new owner that the sticker
26 must be affixed as described in subsection (1) of this section.

27 (4) A warning sticker already developed by a vessel manufacturer
28 may satisfy the requirements of this section if it has been approved by
29 the department. The department shall approve a carbon monoxide warning
30 sticker that has been approved by the United States coast guard for
31 similar uses in other states.

32 NEW SECTION. **Sec. 3.** A new section is added to chapter 88.02 RCW
33 to read as follows:

34 The department shall include an informational brochure about the
35 dangers of carbon monoxide poisoning and vessels and the warning
36 stickers required by section 2 of this act as part of the registration

1 materials mailed by the department for two consecutive years for
2 registrations that are due or become due after the effective date of
3 this section, and thereafter upon recommendation by the director of the
4 department. The materials shall instruct the vessel owner to affix the
5 stickers as required by section 2 of this act.

6 **Sec. 4.** RCW 79A.60.610 and 1994 c 151 s 2 are each amended to read
7 as follows:

8 The commission shall undertake a statewide recreational boating
9 fire prevention education program concerning the safe use of marine
10 fuels and electrical systems (~~and the hazards of carbon monoxide~~).
11 The boating fire prevention education program shall provide for the
12 distribution of fire safety materials and decals warning of fire
13 hazards and for educational opportunities to educate boaters on the
14 safety practices needed to operate heaters, stoves, and other
15 appliances in Washington's unique aquatic environment. The commission
16 shall evaluate the boating public's voluntary participation in the
17 program and the program's impact on safe boating.

18 NEW SECTION. **Sec. 5.** This act may be known and cited as the Jenda
19 Jones and Denise Colbert safe boating act.

20 NEW SECTION. **Sec. 6.** Sections 2 and 3 of this act take effect
21 January 1, 2007.

Passed by the Senate March 6, 2006.

Passed by the House March 3, 2006.

Approved by the Governor March 20, 2006.

Filed in Office of Secretary of State March 20, 2006.