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HOUSE BILL 1449

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State of Washington

65th Legislature

2017 Regular Session

By Representatives Manweller and Dent

Read first time 01/20/17. Referred to Committee on Health Care & Wellness.

1 AN ACT Relating to water recreation facilities; and amending RCW  
2 70.90.120 and 70.90.250.

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

4 **Sec. 1.** RCW 70.90.120 and 1987 c 222 s 5 are each amended to  
5 read as follows:

6 (1) The board shall adopt rules under the administrative  
7 procedure act, chapter 34.05 RCW, governing safety, sanitation, and  
8 water quality for water recreation facilities. The rules shall  
9 include but not be limited to requirements for design; operation;  
10 injury and illness reporting; biological and chemical contamination  
11 standards; water quality monitoring; inspection; permit application  
12 and issuance; and enforcement procedures. However, a water recreation  
13 facility intended for the exclusive use of residents of any apartment  
14 house complex or of a group of rental housing units of less than  
15 fifteen living units, or of a mobile home park, or of a condominium  
16 complex or any group or association of less than fifteen home owners  
17 shall not be subject to preconstruction design review, routine  
18 inspection, or permit or fee requirements; and water treatment of  
19 hydroelectric reservoirs or natural streams, creeks, lakes, or  
20 irrigation canals shall not be required.

1 (2) In adopting rules under subsection (1) of this section  
2 regarding the operation or design of a recreational water contact  
3 facility, the board shall review and consider (~~any recommendations~~  
4 ~~made by the recreational water contact facility advisory committee~~)  
5 the most recent version of the United States centers for disease  
6 control and prevention's model aquatic health code.

7 **Sec. 2.** RCW 70.90.250 and 1987 c 222 s 3 are each amended to  
8 read as follows:

9 This chapter applies to all water recreation facilities  
10 regardless of whether ownership is public or private and regardless  
11 of whether the intended use is commercial or private, except that  
12 this chapter shall not apply to:

13 (1) Any water recreation facility for the sole use of residents  
14 and invited guests at a single-family dwelling;

15 (2) Therapeutic water facilities operated exclusively for  
16 physical therapy; (~~and~~)

17 (3) Steam baths and saunas; and

18 (4) Inflatable equipment operated at a temporary event, including  
19 inflatable water slides, that do not allow water to pool more than  
20 six inches and do not recirculate water.

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