

CERTIFICATION OF ENROLLMENT

HOUSE BILL 2290

52nd Legislature
1992 Regular Session

Passed by the House March 9, 1992
Yeas 96 Nays 0

**Speaker of the
House of Representatives**

Passed by the Senate March 6, 1992
Yeas 43 Nays 4

President of the Senate

Approved

Governor of the State of Washington

CERTIFICATE

I, Alan Thompson, Chief Clerk of the House of Representatives of the State of Washington, do hereby certify that the attached is HOUSE BILL 2290 as passed by the House of Representatives and the Senate on the dates hereon set forth.

Chief Clerk

FILED

**Secretary of State
State of Washington**

HOUSE BILL 2290

AS AMENDED BY THE SENATE

Passed Legislature - 1992 Regular Session

State of Washington 52nd Legislature 1992 Regular Session

By Representatives R. Meyers, Ferguson, Schmidt, Zellinsky, Winsley, Wilson, Paris and Sheldon; by request of Department of Community Development

Prefiled 1/10/92. Read first time 01/13/92. Referred to Committee on Judiciary.

1 AN ACT Relating to fire protection sprinkler systems; amending RCW
2 18.160.030; adding a new section to chapter 9.45 RCW; adding new
3 sections to chapter 18.160 RCW; prescribing penalties; and declaring an
4 emergency.

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

6 NEW SECTION. **Sec. 1.** A new section is added to chapter 9.45 RCW
7 to read as follows:

8 Any fire protection sprinkler system contractor, defined under RCW
9 18.160.010, who willfully and maliciously constructs, installs, or
10 maintains a fire protection sprinkler system in any structure so as to
11 threaten the safety of any occupant or user of the structure in the
12 event of a fire, is guilty of a class C felony. This section may not
13 be construed to create any criminal liability for a prime contractor or
14 an owner of a structure unless it is proved that the prime contractor

1 or owner had actual knowledge of an illegal construction, installation,
2 or maintenance of a fire protection sprinkler system by a fire
3 protection sprinkler system contractor.

4 **Sec. 2.** RCW 18.160.030 and 1990 c 177 s 4 are each amended to read
5 as follows:

6 (1) This chapter shall be administered by the state director of
7 fire protection.

8 (2) The state director of fire protection shall have the authority,
9 and it shall be his or her duty to:

10 (a) Issue such administrative regulations as necessary for the
11 administration of this chapter;

12 (b)(i) Set reasonable fees for licenses, certificates, testing, and
13 other aspects of the administration of this chapter. However, the
14 license fee for fire protection sprinkler system contractors engaged
15 solely in the installation, inspection, maintenance, or servicing of
16 NFPA 13-D fire protection sprinkler systems shall not exceed one
17 hundred dollars, and the license fee for fire protection sprinkler
18 system contractors engaged solely in the installation, inspection,
19 maintenance, or servicing of NFPA 13-R fire protection sprinkler
20 systems shall not exceed three hundred dollars;

21 (ii) Adopt rules establishing a special category restricted to
22 contractors registered under chapter 18.27 RCW who install underground
23 systems that service fire protection sprinkler systems. The rules
24 shall be adopted within ninety days of the effective date of this act;

25 (c) Enforce the provisions of this chapter;

26 (d) Conduct investigations of complaints to determine if any
27 infractions of this chapter or the regulations developed under this
28 chapter have occurred;

1 (e) Work with the fire sprinkler advisory committee consisting of
2 fire protection sprinkler system contractors and other related
3 officials;

4 (f) Assign a certificate number to each certificate of competency
5 holder; and

6 (g) Adopt rules necessary to implement and administer a program
7 which requires the affixation of a seal any time a fire protection
8 sprinkler system is installed, which seal shall include the certificate
9 number of any certificate of competency holder who installs, in whole
10 or in part, the fire protection sprinkler system.

11 NEW SECTION. **Sec. 3.** A new section is added to chapter 18.160 RCW
12 to read as follows:

13 Any fire protection sprinkler system contractor who constructs,
14 installs, or maintains a fire protection sprinkler system in any
15 occupancy, except an owner-occupied single-family dwelling, without
16 first obtaining a fire sprinkler contractor's license from the state of
17 Washington, is guilty of a gross misdemeanor. This section may not be
18 construed to create any criminal liability for a prime contractor or an
19 owner of an occupancy unless it is proved that the prime contractor or
20 owner had actual knowledge of an illegal construction, installation, or
21 maintenance of a fire protection sprinkler system by a fire protection
22 sprinkler system contractor.

23 NEW SECTION. **Sec. 4.** A new section is added to chapter 18.160 RCW
24 to read as follows:

25 Civil proceedings to enforce this chapter may be brought by the
26 attorney general or the prosecuting attorney of any county where a
27 violation occurs on his or her own motion or at the request of the
28 state director of fire protection.

1 NEW SECTION. **Sec. 5.** This act is necessary for the immediate
2 preservation of the public peace, health, or safety, or support of the
3 state government and its existing public institutions, and shall take
4 effect immediately.