

CERTIFICATION OF ENROLLMENT

SENATE BILL 6326

58th Legislature
2004 Regular Session

Passed by the Senate February 16, 2004
YEAS 48 NAYS 0

President of the Senate

Passed by the House March 4, 2004
YEAS 94 NAYS 0

Speaker of the House of Representatives

Approved

Governor of the State of Washington

CERTIFICATE

I, Milton H. Doumit, Jr.,
Secretary of the Senate of the
State of Washington, do hereby
certify that the attached is
SENATE BILL 6326 as passed by the
Senate and the House of
Representatives on the dates
hereon set forth.

Secretary

FILED

**Secretary of State
State of Washington**

SENATE BILL 6326

Passed Legislature - 2004 Regular Session

State of Washington 58th Legislature 2004 Regular Session

By Senators Esser, McCaslin, Oke, Roach, Eide, Kline and Rasmussen

Read first time 01/16/2004. Referred to Committee on Judiciary.

1 AN ACT Relating to unlawful bus conduct; and amending RCW 9.91.025
2 and 46.04.355.

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

4 **Sec. 1.** RCW 9.91.025 and 1994 c 45 s 4 are each amended to read as
5 follows:

6 (1) A person is guilty of unlawful bus conduct if while on or in a
7 municipal transit vehicle as defined by RCW 46.04.355 or in or at a
8 municipal transit station and with knowledge that (~~such~~) the conduct
9 is prohibited, he or she:

10 (a) Except while in or at a municipal transit station, smokes or
11 carries a lighted or smoldering pipe, cigar, or cigarette;

12 (b) Discards litter other than in designated receptacles;

13 (c) Plays any radio, recorder, or other sound-producing equipment
14 except that nothing herein (~~shall~~) prohibits the use of (~~such~~) the
15 equipment when connected to earphones that limit the sound to
16 individual listeners or the use of a communication device by an
17 employee of the owner or operator of the municipal transit vehicle or
18 municipal transit station;

19 (d) Spits or expectorates;

1 (e) Carries any flammable liquid, explosive, acid, or other article
2 or material likely to cause harm to others except that nothing herein
3 (~~shall~~) prevents a person from carrying a cigarette, cigar, or pipe
4 lighter or carrying a firearm or ammunition in a way that is not
5 otherwise prohibited by law;

6 (f) Intentionally obstructs or impedes the flow of municipal
7 transit vehicles or passenger traffic, hinders or prevents access to
8 municipal transit vehicles or stations, or otherwise unlawfully
9 interferes with the provision or use of public transportation services;

10 (g) Intentionally disturbs others by engaging in loud, raucous,
11 unruly, harmful, or harassing behavior; or

12 (h) Destroys, defaces, or otherwise damages property of a
13 municipality as defined in RCW 35.58.272 or a regional transit
14 authority authorized by chapter 81.112 RCW employed in the provision or
15 use of public transportation services.

16 (2) For the purposes of this section, "municipal transit station"
17 means all facilities, structures, lands, interest in lands, air rights
18 over lands, and rights of way of all kinds that are owned, leased,
19 held, or used by a municipality as defined in RCW 35.58.272, or a
20 regional transit authority authorized by chapter 81.112 RCW for the
21 purpose of providing public transportation services, including, but not
22 limited to, park and ride lots, transit centers and tunnels, and bus
23 shelters.

24 (3) Unlawful bus conduct is a misdemeanor.

25 **Sec. 2.** RCW 46.04.355 and 1984 c 167 s 2 are each amended to read
26 as follows:

27 Municipal transit vehicle includes every motor vehicle, street car,
28 train, trolley vehicle, and any other device, which (1) is capable of
29 being moved within, upon, above, or below a public highway, (2) is
30 owned or operated by a city, county, county transportation authority,
31 public transportation benefit area, regional transit authority, or
32 metropolitan municipal corporation within the state, and (3) is used
33 for the purpose of carrying passengers together with incidental baggage
34 and freight on a regular schedule.

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