
SUBSTITUTE SENATE BILL 6385

State of Washington

60th Legislature

2008 Regular Session

By Senate Consumer Protection & Housing (originally sponsored by Senators Weinstein, Kauffman, Fraser, Marr, Pridemore, Fairley, Brown, McAuliffe, and Kohl-Welles)

READ FIRST TIME 01/28/08.

1 AN ACT Relating to real property; and adding a new section to
2 chapter 64.50 RCW.

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

4 NEW SECTION. **Sec. 1.** A new section is added to chapter 64.50 RCW
5 to read as follows:

6 (1) Any construction professional involved in the construction of
7 improvements upon real property intended for residential use has a
8 duty, which may not be waived, to exercise reasonable care in the
9 construction of the improvement.

10 (2) If a breach of the duty imposed under subsection (1) of this
11 section results in damage to any portion of the real property, the
12 current owner of the real property has a right to recover damages
13 independent of any contract right.

14 (3) This section does not apply to condominiums subject to chapter
15 64.34 RCW.

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