
SUBSTITUTE HOUSE BILL 2436

State of Washington

53rd Legislature

1994 Regular Session

By House Committee on Energy & Utilities (originally sponsored by Representative Zellinsky)

Read first time 02/04/94.

1 AN ACT Relating to radon testing in residential structures; and
2 amending RCW 19.27.192.

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

4 **Sec. 1.** RCW 19.27.192 and 1992 c 132 s 1 are each amended to read
5 as follows:

6 (1) Beginning July 1, 1992, at the time of final inspection of a
7 new single-family residence or each ground floor unit in a multifamily
8 residential building, the building inspector shall deliver to each
9 residence and each ground floor unit a ~~((three-month etched track radon
10 measurement device that is listed on a current federal environmental
11 protection agency radon measurement proficiency list. Postage to the
12 testing facility and the cost of testing and notification to the
13 homeowner shall be included with the device. The device, the
14 instructions included with the device, and the instructions provided by
15 the state building code council pursuant to subsection (2) of this
16 section shall be placed in a conspicuous location))~~ preaddressed
17 postage-prepaid postcard offering a free radon measurement device
18 meeting the standards set forth in subsection (2) of this section. In
19 addition, if the federal environmental protection agency has published

1 informational materials for homeowners concerning the risks associated
2 with radon, a copy of the materials shall also be left for the owner or
3 occupant. The ((device)) card shall be provided to the building
4 inspector by the local government.

5 (2) The radon measurement device offered by a local government
6 pursuant to subsection (1) of this section shall be a three-month
7 etched track radon measurement device that is listed on a current
8 federal environmental protection agency radon measurement proficiency
9 list. Postage to the testing facility, the cost of testing and
10 notification to the homeowner or occupant, the instructions included
11 with the device and the instructions provided by the state building
12 code council pursuant to subsection (3) of this section shall be
13 included with the device.

14 (3) Not later than June 15, 1992, in consultation with the
15 department of health and the Washington state association of building
16 code officials, the state building code council shall:

17 (a) Develop instructions for use by the owner or occupant on the
18 proper means of installation, maintenance and removal of the radon
19 measurement device provided for in subsection (1) of this section and
20 distribute the instructions to all affected county and city building
21 departments; and

22 (b) Distribute to all affected county and city building departments
23 the current federal environmental protection agency radon measurement
24 proficiency list and known sources for the devices and the current
25 federal environmental protection agency radon information materials for
26 homeowners, if any.

27 ~~((+3))~~ (4) The owner or occupant of a new single-family residence
28 or of a ground-floor unit in a multifamily residential building shall
29 be responsible for returning the radon measurement device request card
30 left by a building inspector pursuant to this section ((to the
31 appropriate testing laboratory in accordance with the instructions left
32 with the device by the building inspector)).

33 ~~((+4))~~ (5) The building inspector's approval of the final
34 inspection on the final inspection record card shall be prima facie
35 evidence that the building inspector left the radon measurement device
36 ~~((and instructions))~~ request card as required by this section.

37 ~~((+5))~~ (6) The building inspector responsible for the final
38 inspection, the building inspector's employer, and the county or city

1 within which a single-family residence or multifamily residential
2 building is located shall not be liable for injuries caused by:

3 (a) The failure of the occupant or owner of the residence or
4 building to request, properly install, monitor, or send a radon
5 measurement device to the testing laboratory; or

6 (b) Radon entering into any single-family residence or multifamily
7 residential building.

8 ((+6+)) (7) This section shall expire June 30, 1995.

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