
SENATE BILL 6480

State of Washington

52nd Legislature

1992 Regular Session

By Senator Bluechel

Read first time 02/05/92. Referred to Committee on Governmental Operations.

1 AN ACT Relating to radio communication; adding a new section to
2 chapter 35.21 RCW; adding a new section to chapter 35A.21 RCW; adding
3 a new section to chapter 36.32 RCW; and declaring an emergency.

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

5 NEW SECTION. **Sec. 1.** A new section is added to chapter 35.21 RCW
6 to read as follows:

7 No city or town shall enact or enforce an ordinance or regulation
8 that fails to conform to the limited preemption entitled "Amateur Radio
9 Preemption, 101 FCC 2nd 952 (1985)" issued by the federal
10 communications commission. An ordinance or regulation adopted by a
11 city or town with respect to amateur radio antennas shall conform to
12 the limited federal preemption, that states local regulations that
13 involve placement, screening, or height of antennas based on health,
14 safety, or aesthetic considerations must be crafted to reasonably

1 accommodate amateur communications, and to represent the minimal
2 practicable regulation to accomplish the local authority's legitimate
3 purpose.

4 NEW SECTION. **Sec. 2.** A new section is added to chapter 35A.21 RCW
5 to read as follows:

6 No code city shall enact or enforce an ordinance or regulation that
7 fails to conform to the limited preemption entitled "Amateur Radio
8 Preemption, 101 FCC 2nd 952 (1985)" issued by the federal
9 communications commission. An ordinance or regulation adopted by a
10 code city with respect to amateur radio antennas shall conform to the
11 limited federal preemption, that states local regulations that involve
12 placement, screening, or height of antennas based on health, safety, or
13 aesthetic considerations must be crafted to reasonably accommodate
14 amateur communications, and to represent the minimal practicable
15 regulation to accomplish the local authority's legitimate purpose.

16 NEW SECTION. **Sec. 3.** A new section is added to chapter 36.32 RCW
17 to read as follows:

18 No county shall enact or enforce an ordinance or regulation that
19 fails to conform to the limited preemption entitled "Amateur Radio
20 Preemption, 101 FCC 2nd 952 (1985)" issued by the federal
21 communications commission. An ordinance or regulation adopted by a
22 county with respect to amateur radio antennas shall conform to the
23 limited federal preemption, that states local regulations that involve
24 placement, screening, or height of antennas based on health, safety, or
25 aesthetic considerations must be crafted to reasonably accommodate
26 amateur communications, and to represent the minimal practicable
27 regulation to accomplish the local authority's legitimate purpose.

1 NEW SECTION. **Sec. 4.** 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.