
HOUSE BILL 2927

State of Washington 56th Legislature 2000 Regular Session

By Representatives Ruderman, Lovick, Kagi, Edwards and Kastama

Read first time 01/24/2000. Referred to Committee on Transportation.

1 AN ACT Relating to second-hand child safety seats; adding a new
2 chapter to Title 19 RCW; prescribing penalties; and providing an
3 effective date.

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

5 NEW SECTION. **Sec. 1.** The definitions in this section apply
6 throughout this chapter unless the context clearly requires otherwise.

7 (1) "Child safety seat" means any device, except safety belts,
8 designed for use in a motor vehicle to restrain, seat, or position a
9 child who weighs fifty pounds or less.

10 (2) "Second-hand child safety seat" means any child safety seat
11 that is being sold or distributed after its purchase by its original
12 owner.

13 (3) "Distributing organization" means a charitable nonprofit
14 organization under 26 U.S.C. Sec. 501(c) of the federal internal
15 revenue code, or a public health agency acting on behalf of or in
16 conjunction with a charitable nonprofit organization, which distributes
17 children's items to needy persons free of charge and includes any
18 nonprofit organization that distributes children's items free of charge
19 to other nonprofit organizations or the public. A public health agency

1 shall not otherwise be considered a distributing organization for
2 purposes of this chapter when it is carrying out other functions and
3 responsibilities under Title 70 RCW.

4 NEW SECTION. **Sec. 2.** (1) Any corporation, partnership,
5 association, or distributing organization that sells or distributes
6 second-hand child safety seats shall post and maintain at or near the
7 point of sale, point of distribution, or display location, durable and
8 legible signs informing the public of the dangers of using a second-
9 hand child safety seat.

10 (2) The content of the sign shall conform with standards adopted by
11 the Washington state patrol pursuant to section 3 of this act.

12 (3) A corporation, partnership, association, or distributing
13 organization that violates this section is guilty of a misdemeanor and
14 on conviction is subject to a fine not to exceed five hundred dollars.

15 (4) Violation of this section or section 1 of this act is a matter
16 affecting the public interest for the purpose of applying chapter 19.86
17 RCW. Failure to comply with this chapter is not reasonable in relation
18 to the development and preservation of business. A violation of this
19 chapter constitutes an unfair or deceptive act or practice in trade or
20 commerce for the purposes of applying chapter 19.86 RCW.

21 NEW SECTION. **Sec. 3.** The Washington state patrol shall adopt
22 standards regarding the minimum content and size of signs posted by
23 corporations, partnerships, associations, or distributing organizations
24 to warn consumers of the dangers of using a second-hand child safety
25 seat. The content of the signs shall include text regarding the risks
26 associated with unobservable damage to child safety seats, the risks
27 related to the deterioration of the child safety seat components over
28 time, inspection recommendations for the consumer when purchasing a
29 second-hand child safety seat, phone numbers for the consumer to use to
30 determine if a second-hand child safety seat has been recalled, and the
31 risks that a child safety seat may not be subject to federal safety
32 standards.

33 NEW SECTION. **Sec. 4.** Sections 1 through 3 of this act constitute
34 a new chapter in Title 19 RCW.

1 NEW SECTION. **Sec. 5.** This act takes effect July 1, 2000.

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