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HOUSE BILL 2523

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State of Washington

57th Legislature

2002 Regular Session

By Representatives Carrell, Talcott, Campbell, Mielke, Roach, Morell,  
Kirby, Eickmeyer and Dunn

Read first time 01/21/2002. Referred to Committee on Judiciary.

1 AN ACT Relating to limitation of actions; and adding a new section  
2 to chapter 4.16 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 4.16 RCW  
5 to read as follows:

6 If a facility is required by a governmental entity to accept  
7 certain clients in order to enter into a contract with the governmental  
8 entity, there is no liability on the part of the facility, including  
9 the owners, officers, agents, employees, or volunteers of the facility,  
10 for any damages to persons or property sustained or caused by the  
11 clients as a result of any act or omission on the part of the facility  
12 that does not constitute intentional misconduct or gross negligence on  
13 the part of the facility. All legal liability for damages sustained or  
14 caused by the clients as a result of an act or omission on the part of  
15 the facility that does not constitute intentional misconduct or gross  
16 negligence on the part of the facility is the obligation of the state  
17 of Washington. Suits may be instituted and maintained against the  
18 state for the enforcement of the liability, for the indemnification of  
19 the facility, or for a judgment against the facility for acts or

1 omissions that do not constitute intentional misconduct or gross  
2 negligence on the part of the facility.

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