

CERTIFICATION OF ENROLLMENT

SUBSTITUTE HOUSE BILL 2382

59th Legislature
2006 Regular Session

Passed by the House March 4, 2006
Yeas 95 Nays 0

Speaker of the House of Representatives

Passed by the Senate March 2, 2006
Yeas 41 Nays 3

President of the Senate

Approved

Governor of the State of Washington

CERTIFICATE

I, Richard Nafziger, Chief Clerk of the House of Representatives of the State of Washington, do hereby certify that the attached is **SUBSTITUTE HOUSE BILL 2382** as passed by the House of Representatives and the Senate on the dates hereon set forth.

Chief Clerk

FILED

**Secretary of State
State of Washington**

SUBSTITUTE HOUSE BILL 2382

AS AMENDED BY THE SENATE

Passed Legislature - 2006 Regular Session

State of Washington 59th Legislature 2006 Regular Session

By House Committee on Judiciary (originally sponsored by
Representatives Kretz, Haler and Holmquist)

READ FIRST TIME 01/26/06.

1 AN ACT Relating to bovine handling facilities; and adding a new
2 section to chapter 4.24 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 4.24 RCW
5 to read as follows:

6 (1) Except as provided in subsection (2) of this section, an owner,
7 operator, or manager of a bovine handling facility, and the owner of
8 bovine handled at or processed through a bovine handling facility, are
9 not liable for an injury to or the death of a person who knowingly and
10 voluntarily participates in bovine handling activities at a bovine
11 handling facility or knowingly and voluntarily enters onto the premises
12 of a bovine handling facility as a spectator of bovine handling
13 activities.

14 (2) Nothing in subsection (1) of this section prevents or limits
15 the liability of an owner, operator, or manager of a bovine handling
16 facility, or an owner of bovine handled at or processed through a
17 bovine handling facility, if the owner, operator, or manager of the
18 bovine handling facility, or the bovine owner:

1 (a) Intentionally injures the participant or spectator or commits
2 an act or omission that constitutes willful or wanton disregard for the
3 safety of the participant or spectator and that act or omission caused
4 the injury;

5 (b) Owns, leases, rents, or otherwise is in lawful possession and
6 control of the land or facilities upon which the participant or
7 spectator sustained injuries because of a dangerous latent condition
8 which was known to or should have been known to the owner, operator, or
9 manager of the bovine handling facility, or the bovine owner, and for
10 which warning signs have not been conspicuously posted; or

11 (c) Is liable under chapter 16.04 or 16.24 RCW.

12 (3) As used in this section:

13 (a) "Bovine" means beef cattle, dairy cattle, and bison.

14 (b) "Bovine handling facility" means a cooperative not-for-profit
15 outdoor facility, such as a corral, that is used for the normal and
16 customary handling and husbandry of bovines, whether on a daily or
17 periodic basis, and does not include commercial slaughter facilities.

18 (c) "Bovine handling activities" means normal and customary
19 activities associated with the handling and husbandry of bovines.

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