
SUBSTITUTE HOUSE BILL 2252

State of Washington **62nd Legislature** **2012 Regular Session**

By House Transportation (originally sponsored by Representative Fitzgibbon)

READ FIRST TIME 02/03/12.

1 AN ACT Relating to proof of payment for certain transportation
2 fares; amending RCW 35.58.580, 36.57A.230, and 81.112.220; and
3 prescribing penalties.

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

5 **Sec. 1.** RCW 35.58.580 and 2008 c 123 s 1 are each amended to read
6 as follows:

7 (1) Persons traveling on public transportation operated by a
8 metropolitan municipal corporation or a city-owned transit system shall
9 pay the fare established by the metropolitan municipal corporation or
10 the city-owned transit system and shall produce proof of payment in
11 accordance with the terms of use established by the metropolitan
12 municipal corporation or the city-owned transit system. Such persons
13 shall produce proof of payment when requested by a person designated to
14 monitor fare payment. The required manner of producing proof of
15 payment specified in the terms of use established by the metropolitan
16 municipal corporation or the city-owned transit system may include, but
17 is not limited to, requiring a person using an electronic fare payment
18 card to validate the card by presenting the card to an electronic card

1 reader before or upon entering a public transportation vehicle or a
2 restricted fare paid area.

3 (2) The following constitute civil infractions punishable according
4 to the schedule of fines and penalties established by a metropolitan
5 municipal corporation or a city-owned transit system under RCW
6 35.58.585:

7 (a) Failure to pay the required fare, except when a metropolitan
8 municipal corporation or a city-owned transit system under RCW
9 35.58.585 fails to meet the requirements of subsection (3) of this
10 section;

11 (b) Failure to ((display)) produce proof of payment in the manner
12 required by the terms of use established by the metropolitan municipal
13 corporation or the city-owned transit system including, but not limited
14 to, the failure to produce a validated fare payment card when requested
15 to do so by a person designated to monitor fare payment; and

16 (c) Failure to depart the bus or other mode of public
17 transportation when requested to do so by a person designated to
18 monitor fare payment.

19 (3) If fare payment is required before entering a transit vehicle,
20 as defined in RCW 9.91.025(2)(b), or before entering a fare paid area
21 in a transit facility, as defined in RCW 9.91.025(2)(a), signage must
22 be conspicuously posted at the place of boarding or within ten feet of
23 the nearest entrance to a transit facility that clearly indicates: (a)
24 The locations where tickets or fare media may be purchased; and (b)
25 that a person using an electronic fare payment card must present the
26 card to an electronic card reader before entering a transit vehicle or
27 before entering a restricted fare paid area.

28 **Sec. 2.** RCW 36.57A.230 and 2008 c 123 s 6 are each amended to read
29 as follows:

30 (1) Persons traveling on public transportation operated by a public
31 transportation benefit area shall pay the fare established by the
32 public transportation benefit area and shall produce proof of payment
33 in accordance with the terms of use established by the public
34 transportation benefit area. Such persons shall produce proof of
35 payment when requested by a person designated to monitor fare payment.
36 The required manner of producing proof of payment specified in the
37 terms of use established by the public transportation benefit area may

1 include, but is not limited to, requiring a person using an electronic
2 fare payment card to validate the card by presenting the card to an
3 electronic card reader before or upon entering a public transportation
4 vehicle or a restricted fare paid area.

5 (2) The following constitute civil infractions punishable according
6 to the schedule of fines and penalties established by a public
7 transportation benefit area under RCW 36.57A.235:

8 (a) Failure to pay the required fare, except when a public
9 transportation benefit area fails to meet the requirements of
10 subsection (3) of this section;

11 (b) Failure to (~~display~~) produce proof of payment in the manner
12 required by the terms of use established by the public transportation
13 benefit area including, but not limited to, the failure to produce a
14 validated fare payment card when requested to do so by a person
15 designated to monitor fare payment; and

16 (c) Failure to depart the bus or other mode of public
17 transportation when requested to do so by a person designated to
18 monitor fare payment.

19 (3) If fare payment is required before entering a transit vehicle,
20 as defined in RCW 9.91.025(2)(b), or before entering a fare paid area
21 in a transit facility, as defined in RCW 9.91.025(2)(a), signage must
22 be conspicuously posted at the place of boarding or within ten feet of
23 the nearest entrance to a transit facility that clearly indicates: (a)
24 The locations where tickets or fare media may be purchased; and (b)
25 that a person using an electronic fare payment card must present the
26 card to an electronic card reader before entering a transit vehicle or
27 before entering a restricted fare paid area.

28 **Sec. 3.** RCW 81.112.220 and 2009 c 279 s 6 are each amended to read
29 as follows:

30 (1) Persons traveling on facilities operated by an authority shall
31 pay the fare established by the authority and shall produce proof of
32 payment in accordance with the terms of use established by the
33 authority. Such persons shall produce proof of payment when requested
34 by a person designated to monitor fare payment. The required manner of
35 producing proof of payment specified in the terms of use established by
36 the authority may include, but is not limited to, requiring a person
37 using an electronic fare payment card to validate the card by

1 presenting the card to an electronic card reader before or upon
2 entering a public transportation vehicle or a restricted fare paid
3 area.

4 (2) The following constitute civil infractions punishable according
5 to the schedule of fines and penalties established by the authority
6 under RCW 81.112.210(1):

7 (a) Failure to pay the required fare, except when the authority
8 fails to meet the requirements of subsection (3) of this section;

9 (b) Failure to (~~display~~) produce proof of payment in the manner
10 required by the terms of use established by the authority including,
11 but not limited to, the failure to produce a validated fare payment
12 card when requested to do so by a person designated to monitor fare
13 payment; and

14 (c) Failure to depart the facility when requested to do so by a
15 person designated to monitor fare payment.

16 (3) If fare payment is required before entering a transit vehicle,
17 as defined in RCW 9.91.025(2)(b), or before entering a fare paid area
18 in a transit facility, as defined in RCW 9.91.025(2)(a), signage must
19 be conspicuously posted at the place of boarding or within ten feet of
20 the nearest entrance to a transit facility that clearly indicates: (a)
21 The locations where tickets or fare media may be purchased; and (b)
22 that a person using an electronic fare payment card must present the
23 card to an electronic card reader before entering a transit vehicle or
24 before entering a restricted fare paid area.

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