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SENATE BILL 6090

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State of Washington

66th Legislature

2020 Regular Session

By Senator Warnick

Prefiled 12/18/19.

1 AN ACT Relating to limiting fire protection service agency  
2 liability for the installation of detection devices; and adding a new  
3 section to chapter 4.24 RCW.

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

5 NEW SECTION. **Sec. 1.** A new section is added to chapter 4.24 RCW  
6 to read as follows:

7 (1) Any fire protection service agency, as defined in RCW  
8 52.12.160, as well as the firefighters therein, whether volunteer or  
9 paid, that delivers to, or installs at, residential premises a device  
10 or batteries for such a device is not liable for civil damages  
11 resulting from any act or omission in the delivery or installation of  
12 a device or batteries for such a device, provided:

13 (a) Such installation was done in conformance with the  
14 manufacturer's instructions;

15 (b) Such installation or delivery was in the fire protection  
16 service agency's official capacity; and

17 (c) The act or omission did not constitute gross negligence or  
18 willful or wanton misconduct.

19 (2) Any device delivered or installed pursuant to subsection (1)  
20 of this section must be new and meet all applicable current safety  
21 and manufacturing standards.

1           (3) Any fire protection service agency that delivers or installs  
2 a device in accordance with this section shall keep records  
3 documenting every such delivery or installation for a minimum of five  
4 years after such delivery or installation.

5           (4) Nothing in this section shall be construed to limit or  
6 otherwise affect the obligations and duties of the owner or occupier  
7 of the residential premises receiving such delivery or installation  
8 services.

9           (5) For purposes of this section, "device" includes any battery-  
10 operated or plug-in smoke detector, carbon monoxide detector, or  
11 combination smoke and carbon monoxide detector.

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