

CERTIFICATION OF ENROLLMENT

HOUSE BILL 1966

61st Legislature
2010 Regular Session

Passed by the House March 6, 2010
Yeas 95 Nays 0

Speaker of the House of Representatives

Passed by the Senate March 2, 2010
Yeas 46 Nays 0

President of the Senate

Approved

Governor of the State of Washington

CERTIFICATE

I, Barbara Baker, Chief Clerk of the House of Representatives of the State of Washington, do hereby certify that the attached is **HOUSE BILL 1966** 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**

HOUSE BILL 1966

AS AMENDED BY THE SENATE

Passed Legislature - 2010 Regular Session

State of Washington 61st Legislature 2010 Regular Session

By Representatives McCoy, Ormsby, and Simpson

Read first time 02/04/09. Referred to Committee on Transportation.

1 AN ACT Relating to adding wheelchair users to the types of
2 individuals for whom drivers must take additional precautions; amending
3 RCW 70.84.040; and providing an effective date.

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

5 **Sec. 1.** RCW 70.84.040 and 1997 c 271 s 20 are each amended to read
6 as follows:

7 The driver of a vehicle approaching a totally or partially blind
8 pedestrian who is carrying a cane predominantly white in color (with or
9 without a red tip), a totally or partially blind or hearing impaired
10 pedestrian using a dog guide, (~~or an otherwise physically disabled~~)
11 a person with physical disabilities using a service animal, or a person
12 with a disability using a wheelchair or a power wheelchair as defined
13 in RCW 46.04.415 shall take all necessary precautions to avoid injury
14 to such pedestrian or wheelchair user. Any driver who fails to take
15 such precaution shall be liable in damages for any injury caused such
16 pedestrian or wheelchair user. It shall be unlawful for the operator
17 of any vehicle to drive into or upon any crosswalk while there is on
18 such crosswalk(~~(,)~~) such pedestrian(~~(,)~~) or wheelchair user crossing or
19 attempting to cross the roadway, if such pedestrian or wheelchair user

1 is using a white cane, using a dog guide, ((~~or~~)) using a service
2 animal, or using a wheelchair or a power wheelchair as defined in RCW
3 46.04.415. The failure of any such pedestrian or wheelchair user so to
4 signal shall not deprive him or her of the right-of-way accorded him or
5 her by other laws.

6 NEW SECTION. **Sec. 2.** This act takes effect August 1, 2010.

--- END ---