

government and its existing public institutions, and shall take effect immediately.

Passed the Senate February 22, 1980.

Passed the House February 19, 1980.

Approved by the Governor March 10, 1980.

Filed in Office of Secretary of State March 10, 1980.

CHAPTER 109

[Senate Bill No. 3415]

WHITE CANE LAW—HEARING IMPAIRMENT

AN ACT Relating to the white cane law; amending section 1, chapter 141, Laws of 1969 and RCW 70.84.010; amending section 2, chapter 141, Laws of 1969 and RCW 70.84.020; amending section 3, chapter 141, Laws of 1969 and RCW 70.84.030; amending section 4, chapter 141, Laws of 1969 as amended by section 1, chapter 77, Laws of 1971 ex. sess. and RCW 70.84.040; amending section 5, chapter 141, Laws of 1969 and RCW 70.84.050; amending section 6, chapter 141, Laws of 1969 and RCW 70.84.060; amending section 7, chapter 141, Laws of 1969 and RCW 70.84.070; and amending section 9, chapter 141, Laws of 1969 and RCW 70.84.080.

Be it enacted by the Legislature of the State of Washington:

Section 1. Section 1, chapter 141, Laws of 1969 and RCW 70.84.010 are each amended to read as follows:

The legislature declares:

(1) It is the policy of this state to encourage and enable the blind, the visually handicapped, the hearing impaired, and the otherwise physically disabled to participate fully in the social and economic life of the state, and to engage in remunerative employment.

(2) As citizens, the blind, the visually handicapped, the hearing impaired, and the otherwise physically disabled have the same rights as the able-bodied to the full and free use of the streets, highways, walkways, public buildings, public facilities, and other public places.

(3) The blind, the visually handicapped, the hearing impaired, and the otherwise physically disabled are entitled to full and equal accommodations, advantages, facilities, and privileges on common carriers, airplanes, motor vehicles, railroad trains, motor buses, street cars, boats, and all other public conveyances, as well as in hotels, lodging places, places of public resort, accommodation, assemblage or amusement, and all other places to which the general public is invited, subject only to the conditions and limitations established by law and applicable alike to all persons.

Sec. 2. Section 2, chapter 141, Laws of 1969 and RCW 70.84.020 are each amended to read as follows:

For the purpose of this chapter, the term "guide dog" shall mean a dog which is in working harness and is trained or approved by an accredited school engaged in training dogs for the purpose of guiding blind persons or

a dog which is trained or approved by an accredited school engaged in training dogs for the purpose of assisting hearing impaired persons.

Sec. 3. Section 3, chapter 141, Laws of 1969 and RCW 70.84.030 are each amended to read as follows:

Every totally or partially blind or hearing impaired person shall have the right to be accompanied by a guide dog in any of the places listed in RCW 70.84.010(3) without being required to pay an extra charge for the guide dog. It shall be unlawful to refuse service to a blind or hearing impaired person in any such place solely because he is accompanied by a guide dog.

Sec. 4. Section 4, chapter 141, Laws of 1969 as amended by section 1, chapter 77, Laws of 1971 ex. sess. and RCW 70.84.040 are each amended to read as follows:

The driver of a vehicle approaching a totally or partially blind pedestrian who is carrying a cane predominantly white in color (with or without a red tip) or a totally or partially blind or hearing impaired pedestrian using a guide dog shall take all necessary precautions to avoid injury to such (~~blind~~) pedestrian. Any driver who fails to take such precaution shall be liable in damages for any injury caused such pedestrian. It shall be unlawful for the operator of any vehicle to drive into or upon any crosswalk while there is on such crosswalk, (~~any~~) such pedestrian (~~wholly or partially blind~~), crossing or attempting to cross the roadway, if such pedestrian indicates his intention to cross or of continuing on, with a timely warning by holding up or waving a white cane, or using a guide dog. The failure of any such pedestrian so to signal shall not deprive him of the right of way accorded him by other laws.

Sec. 5. Section 5, chapter 141, Laws of 1969 and RCW 70.84.050 are each amended to read as follows:

A totally or partially blind pedestrian not carrying a white cane or a totally or partially blind or hearing impaired pedestrian not using a guide dog in any of the places, accommodations, or conveyances listed in RCW 70.84.010, shall have all of the rights and privileges conferred by law on other persons.

Sec. 6. Section 6, chapter 141, Laws of 1969 and RCW 70.84.060 are each amended to read as follows:

It shall be unlawful for any pedestrian who is not totally or partially blind to use a white cane or any pedestrian who is not totally or partially blind or is not hearing impaired to use a guide dog in any of the places, accommodations, or conveyances listed in RCW 70.84.010 for the purpose of securing the rights and privileges accorded by the chapter to totally or partially blind or hearing impaired people.

Sec. 7. Section 7, chapter 141, Laws of 1969 and RCW 70.84.070 are each amended to read as follows:

Any person or persons, firm or corporation, or the agent of any person or persons, firm or corporation, who denies or interferes with admittance to or enjoyment of the public facilities enumerated in RCW 70.84.010, or otherwise interferes with the rights of a totally or partially blind or hearing impaired person as set forth in RCW 70.84.010 shall be guilty of a misdemeanor.

Sec. 8. Section 9, chapter 141, Laws of 1969 and RCW 70.84.080 are each amended to read as follows:

In accordance with the policy set forth in RCW 70.84.010, the blind, the visually handicapped, the hearing impaired, and the otherwise physically disabled shall be employed in the state service, in the service of the political subdivisions of the state, in the public schools, and in all other employment supported in whole or in part by public funds on the same terms and conditions as the able-bodied, unless it is shown that the particular disability prevents the performance of the work involved.

Passed the Senate February 26, 1980.

Passed the House February 19, 1980.

Approved by the Governor March 10, 1980.

Filed in Office of Secretary of State March 10, 1980.

CHAPTER 110

[Engrossed Senate Bill No. 3422]

PORT DISTRICTS—INTERMODAL CARGO MOVEMENT, WATERCRAFT OPERATING AUTHORITY

AN ACT Relating to port districts; providing for facilities by port districts for the movement of freight and passengers; adding new sections to chapter 53.08 RCW; and creating a new section.

Be it enacted by the Legislature of the State of Washington:

NEW SECTION. Section 1. The purpose of this act is to:

(1) Clarify existing law as to the authority of port districts to perform certain cargo movement activities and to contract for or otherwise provide facilities for rail service for the movement of such cargo; and

(2) Provide authority for port districts to assist in development of the recreation-tourism industry by acquiring and operating certain watercraft in limited areas.

NEW SECTION. Sec. 2. There is added to chapter 53.08 RCW a new section to read as follows:

In addition to the other powers under this chapter, a port district, in connection with the operation of facilities and improvements of the district, may perform all necessary activities related to the intermodal movement of interstate and foreign cargo: PROVIDED, That nothing contained herein