

H. B. 203

(By Mr. Speaker, (Mr. Miley) and Delegate Armstead)
[By Request of the Executive]
[Introduced May 19, 2014; referred to the
Committee on the Judiciary.]

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A BILL to amend and reenact §20-9-3 and §20-9-4 of the Code of West
Virginia, 1931, as amended, all relating to boat dock and
marina safety; extending the deadline for electrical
inspection, and extending the deadline for compliance with
this article.

Be it enacted by the Legislature of West Virginia:

That §20-9-3 and §20-9-4 of the Code of West Virginia, 1931,
as amended, be amended and reenacted, all to read as follows:

**ARTICLE 9. BOAT DOCK AND MARINA SAFETY REQUIREMENTS -- THE
MICHAEL CUNNINGHAM ACT.**

**§20-9-3. Boat dock and marina safety requirements-electrical shock
and electrocution.**

All boat dock or marina owners or operators shall comply with
the following requirements to prevent electrical shock,

1 electrocution or injury to users of their facilities and the
2 surrounding areas:

3 (1) All electrical wiring involving 110 AC or 220 AC shall be
4 installed by and maintained by a holder of a valid West Virginia
5 journeyman electrician license or master electrician license in
6 accordance with the most recently adopted versions of the National
7 Fire Protection Association's Standards for Marinas and Boatyards
8 (NFPA 303) and the National Electric Code (NFPA 70);

9 (2) Install ground fault circuit interrupters on all boat dock
10 and marina electrical wiring circuits; and

11 (3) Cause an inspection before ~~August 1, 2014~~ January 1, 2015,
12 and at least once every three years thereafter by a West Virginia
13 licensed electrical inspector of all sources of electrical supply,
14 including ship-to-shore power pedestals, submergible pumps, and
15 sewage pump-out facilities, that could result in unsafe electrical
16 current in the water.

17 **§20-9-4. Compliance date and enforcement.**

18 Each boat dock and marina shall be in full compliance with
19 this article by ~~August 1, 2014~~ January 1, 2015. The penalties
20 contained in section seven of this article apply only to conduct on
21 or after ~~August 1, 2014~~ January 1, 2015. Enforcement of sections
22 three and four of this article regarding the work of electricians
23 shall be conducted by the State Fire Marshal.

NOTE: The purpose of this bill is to extend the deadlines for electrical inspections of boat docks and marinas, and compliance with Chapter 20, Article 9 of the West Virginia Code.

Strike-throughs indicate language that would be stricken from the present law, and underscoring indicates new language that would be added.