

**Senate Bill No. 2002**

(By Senators Kessler (Mr. President) and M. Hall,

By Request of the Executive)

[Introduced May 19, 2014; referred to the Committee on the Judiciary.]

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

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

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

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

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

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