

ENROLLED

H. B. 203

(By Mr. Speaker, (Mr. Miley) and Delegate Armstead)

[By Request of the Executive]

[Passed May 21, 2014; in effect from passage.]

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

15 *Be it enacted by the Legislature of West Virginia:*

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

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

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

22 All boat dock or marina owners or operators shall comply with
23 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 January 1, 2015, and at least
12 once every three years thereafter by a West Virginia licensed
13 electrical inspector of all sources of electrical supply, including
14 ship-to-shore power pedestals, submergible pumps, and sewage pump-
15 out facilities, that could result in unsafe electrical current in
16 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 January 1, 2015. The penalties contained in
20 section seven of this article apply only to conduct on or after
21 January 1, 2015. Enforcement of sections three and four of this
22 article regarding the work of electricians shall be conducted by
the State Fire Marshal.

2014R5002H