
HOUSE BILL 2953

State of Washington 52nd Legislature 1992 Regular Session

By Representative Heavey

Read first time 02/05/92. Referred to Committee on Commerce & Labor.

1 AN ACT Relating to discrimination in commerce; amending RCW
2 49.60.030; and declaring an emergency.

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

4 **Sec. 1.** RCW 49.60.030 and 1984 c 32 s 2 are each amended to read
5 as follows:

6 (1) The right to be free from discrimination because of race,
7 creed, color, national origin, sex, or the presence of any sensory,
8 mental, or physical handicap is recognized as and declared to be a
9 civil right. This right shall include, but not be limited to:

10 (a) The right to obtain and hold employment without discrimination;

11 (b) The right to the full enjoyment of any of the accommodations,
12 advantages, facilities, or privileges of any place of public resort,
13 accommodation, assemblage, or amusement;

1 (c) The right to engage in real estate transactions without
2 discrimination;

3 (d) The right to engage in credit transactions without
4 discrimination;

5 (e) The right to engage in insurance transactions or transactions
6 with health maintenance organizations without discrimination:
7 PROVIDED, That a practice which is not unlawful under RCW 48.30.300,
8 48.44.220, or 48.46.370 does not constitute an unfair practice for the
9 purposes of this subparagraph; and

10 (f) The right to engage in commerce free from any discriminatory
11 boycotts or blacklists. Discriminatory boycotts or blacklists for
12 purposes of this section shall be defined as the formation or execution
13 of any express or implied agreement, understanding, policy or
14 contractual arrangement for economic benefit between any persons which
15 is not specifically authorized by the laws of the United States and
16 which is required or imposed, either directly or indirectly, overtly or
17 covertly, (~~by a foreign government or foreign person~~) in order to
18 restrict, condition, prohibit, or interfere with or in order to exclude
19 any person or persons from any business relationship on the basis of
20 race, color, creed, religion, sex, national origin or lawful business
21 relationship: PROVIDED HOWEVER, That nothing herein contained shall
22 prohibit the use of boycotts as authorized by law pertaining to labor
23 disputes and unfair labor practices.

24 (2) Any person deeming himself injured by any act in violation of
25 this chapter shall have a civil action in a court of competent
26 jurisdiction to enjoin further violations, to recover the actual
27 damages sustained by him, or both, together with the cost of suit
28 including a reasonable attorney's fees or any other remedy authorized
29 by this chapter or the United States Civil Rights Act of 1964; and

1 (3) Notwithstanding any other provisions of this chapter, any act
2 prohibited by this chapter related to sex discrimination or
3 discriminatory boycotts or blacklists which is committed in the course
4 of trade or commerce in the state of Washington as defined in the
5 Consumer Protection Act, chapter 19.86 RCW, shall be deemed an unfair
6 practice within the meaning of RCW 19.86.020 and 19.86.030 and subject
7 to all the provisions of chapter 19.86 RCW as now or hereafter amended.

8 NEW SECTION. **Sec. 2.** This act is necessary for the immediate
9 preservation of the public peace, health, or safety, or support of the
10 state government and its existing public institutions, and shall take
11 effect immediately.