
HOUSE BILL 2241

State of Washington

53rd Legislature

1994 Regular Session

By Representatives Appelwick and Padden; by request of Law Revision Commission

Read first time 01/11/94. Referred to Committee on Judiciary.

1 AN ACT Relating to correcting a double amendment related to freedom
2 from discrimination; and reenacting and amending RCW 49.60.030.

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

4 **Sec. 1.** RCW 49.60.030 and 1993 c 510 s 3 and 1993 c 69 s 1 are
5 each reenacted and amended to read 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 disability or the use of a trained guide dog or
9 service dog by a disabled person is recognized as and declared to be a
10 civil right. This right shall include, but not be limited to:

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

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

15 (c) The right to engage in real estate transactions without
16 discrimination, including discrimination against families with
17 children;

18 (d) The right to engage in credit transactions without discrimina-
19 tion;

1 (e) The right to engage in insurance transactions or transactions
2 with health maintenance organizations without discrimination:
3 PROVIDED, That a practice which is not unlawful under RCW 48.30.300,
4 48.44.220, or 48.46.370 does not constitute an unfair practice for the
5 purposes of this subparagraph; and

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

22 (2) Any person deeming himself or herself injured by any act in
23 violation of this chapter shall have a civil action in a court of
24 competent jurisdiction to enjoin further violations, or to recover the
25 actual damages sustained by the person, or both, together with the cost
26 of suit including reasonable attorneys' fees or any other appropriate
27 remedy authorized by this chapter or the United States Civil Rights Act
28 of 1964 as amended, or the Federal Fair Housing Amendments Act of 1988
29 (42 U.S.C. Sec. 3601 et seq.)~~((~~and~~))~~.

30 (3) Except for any unfair practice committed by an employer against
31 an employee or a prospective employee, or any unfair practice in a real
32 estate transaction which is the basis for relief specified in the
33 amendments to RCW 49.60.225 contained in chapter 69, Laws of 1993, any
34 unfair practice prohibited by this chapter which is committed in the
35 course of trade or commerce as defined in the Consumer Protection Act,
36 chapter 19.86 RCW, is, for the purpose of applying that chapter, a
37 matter affecting the public interest, is not reasonable in relation to

1 the development and preservation of business, and is an unfair or
2 deceptive act in trade or commerce.

--- END ---