
HOUSE BILL 2994

State of Washington 58th Legislature 2004 Regular Session

By Representatives Newhouse, Carrell, McMahan, Benson, Boldt, Schindler, Holmquist, Kristiansen, Roach, Cairnes, Woods, Condotta and Nixon

Read first time 01/26/2004. Referred to Committee on Judiciary.

1 AN ACT Relating to civil liability reform; and adding a new section
2 to chapter 7.72 RCW.

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

4 NEW SECTION. **Sec. 1.** A new section is added to chapter 7.72 RCW
5 to read as follows:

6 (1) Any manufacturer, distributor, or seller of a food or
7 nonalcoholic beverage intended for human consumption shall not be
8 subject to civil liability for personal injury or wrongful death based
9 on an individual's consumption of food or nonalcoholic beverages in
10 cases where liability is premised upon the individual's weight gain,
11 obesity, or a health condition related to weight gain or obesity and
12 resulting from the individual's long-term consumption of a food or
13 nonalcoholic beverage.

14 (2) For the purposes of this section, the term "long-term
15 consumption" means the cumulative effect of the consumption of food or
16 nonalcoholic beverages, and not the effect of a single instance of
17 consumption.

1 NEW SECTION. **Sec. 2.** If any provision of this act or its
2 application to any person or circumstance is held invalid, the
3 remainder of the act or the application of the provision to other
4 persons or circumstances is not affected.

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