

CERTIFICATION OF ENROLLMENT

**SUBSTITUTE SENATE BILL 6601**

58th Legislature  
2004 Regular Session

Passed by the Senate March 10, 2004  
YEAS 48 NAYS 0

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**President of the Senate**

Passed by the House March 4, 2004  
YEAS 95 NAYS 1

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**Speaker of the House of Representatives**

Approved

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**Governor of the State of Washington**

CERTIFICATE

I, Milton H. Doumit, Jr.,  
Secretary of the Senate of the  
State of Washington, do hereby  
certify that the attached is  
**SUBSTITUTE SENATE BILL 6601** as  
passed by the Senate and the House  
of Representatives on the dates  
hereon set forth.

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**Secretary**

FILED

**Secretary of State  
State of Washington**

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**SUBSTITUTE SENATE BILL 6601**

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AS AMENDED BY THE HOUSE

Passed Legislature - 2004 Regular Session

**State of Washington                      58th Legislature                      2004 Regular Session**

**By** Senate Committee on Judiciary (originally sponsored by Senators Brandland, T. Sheldon, Stevens, Roach, Murray and Oke)

READ FIRST TIME 02/09/04.

1            AN ACT Relating to obesity lawsuits; adding a new section to  
2 chapter 7.72 RCW; and creating a new section.

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, packer, distributor, carrier, holder,  
7 marketer, or seller of a food or nonalcoholic beverage intended for  
8 human consumption, or an association of one or more such entities,  
9 shall not be subject to civil liability in an action brought by a  
10 private party based on an individual's purchase or consumption of food  
11 or nonalcoholic beverages in cases where liability is premised upon the  
12 individual's weight gain, obesity, or a health condition associated  
13 with the individual's weight gain or obesity and resulting from the  
14 individual's long-term purchase or consumption of a food or  
15 nonalcoholic beverage.

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

1        NEW SECTION.   **Sec. 2.**   This act may be cited as the commonsense  
2   consumption act.

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