

2SHB 1888 - H AMD 118

By Representative Nixon

ADOPTED 03/09/2005

1 On page 1, line 16, after "act." insert "Assist the transmission
2 does not include any of the following: (a) Activities of an electronic
3 mail service provider or other entity who provides intermediary
4 transmission service in sending or receiving electronic mail, or
5 provides to users of electronic mail services the ability to send,
6 receive, or compose electronic mail; or (b) activities of any entity
7 related to the design, manufacture, or distribution of any technology,
8 product, or component that has a commercially significant use other
9 than to violate or circumvent this section."

10 On page 3, line 31, after "greater." insert "A person who seeks
11 damages under this subsection may only bring an action against a person
12 or entity that directly violates section 2 of this act."

EFFECT: Excludes intermediary e-mail providers from liability under this act. Clarifies that an individual may only bring an action against a person or entity that directly violates this act.

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