

**ESB 5135** - H AMD 523

By Representative Abbarno

**NOT ADOPTED 04/09/2021**

1 On page 1, beginning on line 8, after "person" strike all material  
2 through "interests" on line 19 and insert ":

3 (a) With the intent to (i) infringe on the other person's rights  
4 under the Washington state or United States Constitutions; or (ii)  
5 unlawfully discriminate against the other person; or

6 (b) Where the person's conduct constitutes extreme and outrageous  
7 conduct, the person intentionally or recklessly inflicted emotional  
8 distress on the other person, and the other person actually suffers  
9 severe emotional distress as a result"

10

EFFECT: Removes provisions that create liability for summoning a police officer with the intent to: cause a person to feel harassed, humiliated, or embarrassed; cause a person to be expelled from a place in which the person is lawfully located; or damage a person's reputation or standing in the community or financial, economic, consumer, or business prospects or interests.

Provides instead that liability applies where the person's conduct in summoning a police officer is extreme and outrageous, the person intentionally or recklessly inflicted emotional distress on the other person, and the other person actually suffers severe emotional distress as a result.

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