
SENATE BILL 6130

State of Washington

54th Legislature

1996 Regular Session

By Senator Fairley

Read first time 01/08/96. Referred to Committee on Law & Justice.

1 AN ACT Relating to standards of conduct for adult cabarets and
2 adult theaters; adding a new section to chapter 9.68 RCW; and
3 prescribing penalties.

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

5 NEW SECTION. **Sec. 1.** A new section is added to chapter 9.68 RCW
6 to read as follows:

7 The following standards of conduct must be adhered to by employees,
8 entertainers, and customers of adult cabarets or adult theaters at all
9 times.

10 (1) No employee or entertainer may appear seminude or nude in any
11 part of the premises open to view of customers, except in an adult live
12 entertainment performance area. No entertainer may perform anywhere on
13 the premises except in an adult live entertainment performance area.

14 (2) No employee, entertainer, or customer may perform acts of or
15 acts which simulate: Sexual intercourse, masturbation, bestiality,
16 sodomy, oral copulation, flagellation, or any sexual acts the
17 performance of which are prohibited by law.

18 (3) No customer may go into or upon or within eight feet of an
19 adult live entertainment performance area.

1 (4) No customer, employee, or entertainer may allow, encourage, or
2 knowingly permit any person upon the premises to touch, caress, or
3 fondle the genitals, buttocks, anus, pubic area, or breasts of himself,
4 herself, or another.

5 (5) No customer, employee, or entertainer may allow, encourage, or
6 permit physical contact between an employee or entertainer and
7 customer.

8 (6) No entertainer who performs siminude or nude may appear or
9 remain in any part of the premises open to the public except in the
10 adult live entertainment performance area during business hours.

11 (7) No employee or entertainer may use artificial devices or
12 inanimate objects to depict any of the prohibited activities described
13 in subsection (2) of this section.

14 (8) No customer may give to any entertainer any gratuity or other
15 payment.

16 (9) No entertainer may solicit, demand, accept, or receive any
17 gratuity or other payment from a customer.

18 (10) At least two signs, in English, of sufficient size to be
19 readable at twenty feet shall be conspicuously displayed in a public
20 area of the cabaret or theater stating the following:

21 "THIS ADULT CABARET OR ADULT THEATER IS REGULATED BY
22 COUNTY.

23 ENTERTAINERS, EMPLOYEES, AND CUSTOMERS ARE NOT PERMITTED TO
24 ENGAGE IN ANY TYPE OF SEXUAL CONDUCT;

25 ENTERTAINERS ARE NOT PERMITTED TO APPEAR SEMINUDE OR NUDE OR
26 PERFORM EXCEPT IN AN ADULT LIVE ENTERTAINMENT PERFORMANCE AREA;

27 ENTERTAINERS ARE NOT PERMITTED TO REMAIN WITHIN THE PUBLIC
28 AREAS OF THIS ADULT CABARET OR THEATER EXCEPT IN AN ADULT LIVE
29 ENTERTAINMENT PERFORMANCE AREA DURING BUSINESS HOURS;

30 ENTERTAINERS ARE NOT PERMITTED TO SOLICIT, DEMAND, ACCEPT, OR
31 RECEIVE ANY GRATUITY OR OTHER PAYMENT FROM A CUSTOMER."

32 (11) There must be at least one employee who is not working as an
33 entertainer in any public area during all hours of operation.

34 (12) Doors to areas on the premises that are available for use by
35 persons other than the owner and/or manager, or their agents or
36 employees, may not be locked during business hours.

1 (13) No person may operate or maintain any kind of warning device
2 or system for the purpose of warning or aiding and abetting the warning
3 of any employee, customer, or any other person that the police, health,
4 fire, or building inspectors or other public officials are approaching
5 or have entered the premises.

6 (14) For the purposes of this section:

7 (a) "Adult cabaret" means a nightclub, bar, restaurant, or similar
8 commercial establishment, whether or not alcoholic beverages are
9 served, that features: (i) Persons who appear seminude or nude; or
10 (ii) live performances that are characterized by the exposure of the
11 genitals, buttocks, anus, or pubic area of a person or breasts of a
12 female person or sexual activities.

13 (b) "Adult theater" means a theater, concert hall, auditorium, or
14 similar commercial establishment that, for any form of consideration,
15 features persons who appear live in a seminude or nude state, or live
16 performances that are characterized by the exposure of the genitals,
17 buttocks, anus, or pubic area of a person or breasts of a female person
18 or sexual activities.

19 (c) "Entertainer" means any person who appears or performs seminude
20 or nude within an adult cabaret or adult theater.

21 (d) "Seminude or nude" means the exposure of any or all of the
22 following: Genitals, buttocks, anus, or pubic area of a person or
23 breasts of a female person.

24 (15) Violation of this section is a misdemeanor.

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