SHB 2114 - H AMD **1018**
    By Representative Walen

WITHDRAWN 02/13/2024

1   On page 7, beginning on line 26, beginning with "The legislature"
2 strike all material through "RCW" on line 36, and insert:
3   "(1) A tenant injured by a violation of section 101 of this act,
4 section 102 of this act, section 103 of this act, RCW 59.18.140,
5 59.18.170, 59.18.200, 59.18.270, or 59.18.650 may bring an action
6 under chapter 19.86 RCW but must establish all required elements of an
7 action under chapter 19.86 RCW before relief may be granted under that
8 chapter.
9   (2) The attorney general may bring an action under chapter 19.86
10 RCW for a violation of section 101 of this act, section 102 of this
11 act, section 103 of this act, RCW 59.18.140, 59.18.170, 59.18.200,
12 59.18.270, or 59.18.650, but must establish all required elements of
13 an action under chapter 19.86 RCW before relief may be granted under
14 that chapter"
15
16   On page 15, beginning on line 32, beginning with "The legislature"
17 strike all material through "RCW" on page 16, line 3, and insert the
18 following:
19   "(1) A tenant injured by a violation of section 201 of this act,
20 section 202 of this act, section 203 of this act, RCW 59.18.140,
21 59.18.170, 59.18.200, 59.18.270, or 59.18.650 may bring an action
22 under chapter 19.86 RCW but must establish all required elements of an
23 action under chapter 19.86 RCW before relief may be granted under that
24 chapter.
25   (2) The attorney general may bring an action under chapter 19.86
26 RCW for a violation of section 101 of this act, section 102 of this
27 act, section 103 of this act, RCW 59.18.140, 59.18.170, 59.18.200,

1 59.18.270, or 59.18.650, but must establish all required elements of

2 an action under chapter 19.86 RCW before relief may be granted under

3 that chapter"

4

    Correct the title.

    <u>EFFECT:</u> Removes the presumption that certain elements of an action against a landlord for noncompliance are met per se, and thus requires a plaintiff to prove all elements of such an action before relief may be granted.

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