
SENATE BILL 6392

State of Washington **52nd Legislature** **1992 Regular Session**

By Senators Erwin, A. Smith, Thorsness and Conner

Read first time 01/28/92. Referred to Committee on Commerce & Labor.

1 AN ACT Relating to preventing price discrimination by major oil
2 companies; and adding a new chapter to Title 19 RCW.

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

4 NEW SECTION. **Sec. 1.** It is the intent of the legislature that
5 petroleum products be readily available to all residents of the state
6 at prices that are reasonable and reflect the costs of production and
7 offer an opportunity for all parties in the business of manufacturing,
8 wholesaling, and retailing the products to achieve a reasonable return
9 on investment. It is also the intent of the legislature that fair
10 competition be encouraged among parties in the petroleum products
11 industries and to promote both competition and a reasonable return on
12 investment.

1 NEW SECTION. **Sec. 2.** The federal price discrimination act, 15
2 U.S.C. Sec. 13, as existing on January 13, 1992, applies as a matter of
3 state law to the sale of motor fuel in this state.

4 NEW SECTION. **Sec. 3.** This chapter is a matter affecting the
5 public interest for the purposes of applying chapter 19.86 RCW. The
6 violation of this chapter is not reasonable in relation to the
7 development and preservation of business. A violation of this chapter
8 constitutes an unfair or deceptive act or practice in trade or commerce
9 for the purpose of applying chapter 19.86 RCW. However, the court may
10 not increase the award of damages to three times actual damages as
11 described in RCW 19.86.090.

12 NEW SECTION. **Sec. 4.** Unless the context clearly requires
13 otherwise, for the purposes of this chapter "motor fuel" means a
14 petroleum product used for the propulsion of motor vehicles, not
15 including airplanes, trains, or marine vessels.

16 NEW SECTION. **Sec. 5.** Sections 1 through 4 of this act shall
17 constitute a new chapter in Title 19 RCW.