
SUBSTITUTE SENATE BILL 6466

State of Washington

52nd Legislature

1992 Regular Session

By Senate Committee on Financial Institutions & Insurance (originally sponsored by Senators von Reichbauer, Owen, Erwin, West and Pelz)

Read first time 02/07/92.

1 AN ACT Relating to food products requiring insurance or proof of
2 financial responsibility; adding a new chapter to Title 69 RCW; and
3 prescribing penalties.

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

5 NEW SECTION. **Sec. 1.** Unless the context clearly requires
6 otherwise, the definition in this section applies throughout this
7 chapter. "Food products delivery guarantee" means a statement
8 guaranteeing or warranting the time of delivery for the retail sale of
9 a prepared food product or service.

10 NEW SECTION. **Sec. 2.** A person may bring a civil action for
11 injuries or damages proximately caused by a food products delivery
12 guarantee. Damages may include nominal, compensatory, and punitive
13 damages. Costs and attorneys' fees shall be awarded by the court to a

1 prevailing party. The relief provided in this section is in addition
2 to remedies otherwise provided by law.

3 NEW SECTION. **Sec. 3.** When a court finds that a person made a
4 food products delivery guarantee that proximately resulted in injury or
5 damage to another or another's property, the attorney general of the
6 state of Washington may petition the court on behalf of the state for
7 a civil penalty of five thousand dollars for each occurrence of injury
8 or damage.

9 NEW SECTION. **Sec. 4.** All retail prepared food delivery
10 businesses, shall have public liability insurance for nonowned motor
11 vehicles used by employees for delivery purposes. The minimum coverage
12 shall be two hundred fifty thousand dollars for injury or damage to
13 property per occurrence and two hundred fifty thousand dollars for
14 injury or damage, including death, to any one person and five hundred
15 twenty-five thousand dollars for injury or damage, including death, to
16 more than one person.

17 NEW SECTION. **Sec. 5.** This chapter may be known and cited as
18 the food products delivery guarantee act.

19 NEW SECTION. **Sec. 6.** Sections 1 through 5 of this act shall
20 constitute a new chapter in Title 69 RCW.