

CERTIFICATION OF ENROLLMENT

SUBSTITUTE SENATE BILL 6601

Chapter 139, Laws of 2004

58th Legislature
2004 Regular Session

OBESITY LAWSUITS

EFFECTIVE DATE: 6/10/04

Passed by the Senate March 10, 2004
YEAS 48 NAYS 0

BRAD OWEN

President of the Senate

Passed by the House March 4, 2004
YEAS 95 NAYS 1

FRANK CHOPP

Speaker of the House of Representatives

Approved March 26, 2004.

GARY F. LOCKE

Governor of the State of Washington

CERTIFICATE

I, Milton H. Doumit, Jr.,
Secretary of the Senate of the
State of Washington, do hereby
certify that the attached is
SUBSTITUTE SENATE BILL 6601 as
passed by the Senate and the House
of Representatives on the dates
hereon set forth.

MILTON H. DOUMIT JR.

Secretary

FILED

March 26, 2004 - 3:10 p.m.

**Secretary of State
State of Washington**

SUBSTITUTE SENATE BILL 6601

AS AMENDED BY THE HOUSE

Passed Legislature - 2004 Regular Session

State of Washington 58th Legislature 2004 Regular Session

By Senate Committee on Judiciary (originally sponsored by Senators Brandland, T. Sheldon, Stevens, Roach, Murray and Oke)

READ FIRST TIME 02/09/04.

1 AN ACT Relating to obesity lawsuits; adding a new section to
2 chapter 7.72 RCW; and creating a new section.

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

4 NEW SECTION. **Sec. 1.** A new section is added to chapter 7.72 RCW
5 to read as follows:

6 (1) Any manufacturer, packer, distributor, carrier, holder,
7 marketer, or seller of a food or nonalcoholic beverage intended for
8 human consumption, or an association of one or more such entities,
9 shall not be subject to civil liability in an action brought by a
10 private party based on an individual's purchase or consumption of food
11 or nonalcoholic beverages in cases where liability is premised upon the
12 individual's weight gain, obesity, or a health condition associated
13 with the individual's weight gain or obesity and resulting from the
14 individual's long-term purchase or consumption of a food or
15 nonalcoholic beverage.

16 (2) For the purposes of this section, the term "long-term
17 consumption" means the cumulative effect of the consumption of food or
18 nonalcoholic beverages, and not the effect of a single instance of
19 consumption.

1 NEW SECTION. **Sec. 2.** This act may be cited as the commonsense
2 consumption act.

 Passed by the Senate March 10, 2004.

 Passed by the House March 4, 2004.

 Approved by the Governor March 26, 2004.

 Filed in Office of Secretary of State March 26, 2004.