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**SUBSTITUTE SENATE BILL 5486**

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**State of Washington**

**66th Legislature**

**2019 Regular Session**

**By** Senate Law & Justice (originally sponsored by Senators Padden, Kuderer, and Bailey)

READ FIRST TIME 02/08/19.

1 AN ACT Relating to contests or promotions or other forms of  
2 recreational activity involving exploitation that endanger the  
3 health, safety, and welfare of any person with dwarfism; adding a new  
4 section to chapter 66.28 RCW; adding a new section to chapter 35.21  
5 RCW; adding a new section to chapter 35A.21 RCW; adding a new section  
6 to chapter 36.01 RCW; and prescribing penalties.

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

8 NEW SECTION. **Sec. 1.** A new section is added to chapter 66.28  
9 RCW to read as follows:

10 (1) No holder of a retail license to sell liquor may allow or  
11 permit any contest or promotion or other form of recreational  
12 activity involving exploitation that endangers the health, safety,  
13 and welfare of any person with dwarfism. This subsection does not  
14 apply to wrestling events under chapter 67.08 RCW.

15 (2) The board may suspend or revoke the licensee's license to  
16 sell alcoholic beverages and impose a fine of up to one thousand  
17 dollars per contest or event, for any retail licensee who violates  
18 this section.

19 (3) For the purposes of this section, the term "dwarfism" means a  
20 condition of being abnormally small that is caused by heredity,  
21 endocrine dysfunction, renal insufficiency or deficiency, or skeletal

1 disease that results in disproportionate short stature and adult  
2 height of less than four feet ten inches.

3 (4) The board may adopt rules to implement this section.

4 NEW SECTION. **Sec. 2.** A new section is added to chapter 35.21  
5 RCW to read as follows:

6 (1) Adult entertainment venues, with performances that contain  
7 erotic material where minors under the age of eighteen are prohibited  
8 under RCW 9.68A.150, may not allow or permit any contest or promotion  
9 or other form of recreational activity involving exploitation that  
10 endangers the health, safety, and welfare of any person with  
11 dwarfism. This subsection does not apply to wrestling events under  
12 chapter 67.08 RCW.

13 (2) Any city or town may suspend or revoke the business license  
14 and impose a fine of up to one thousand dollars per contest or event,  
15 for any business that violates this section.

16 (3) For the purposes of this section, the term "dwarfism" means a  
17 condition of being abnormally small that is caused by heredity,  
18 endocrine dysfunction, renal insufficiency or deficiency, or skeletal  
19 disease that results in disproportionate short stature and adult  
20 height of less than four feet ten inches.

21 NEW SECTION. **Sec. 3.** A new section is added to chapter 35A.21  
22 RCW to read as follows:

23 (1) Adult entertainment venues, with performances that contain  
24 erotic material where minors under the age of eighteen are prohibited  
25 under RCW 9.68A.150, may not allow or permit any contest or promotion  
26 or other form of recreational activity involving exploitation that  
27 endangers the health, safety, and welfare of any person with  
28 dwarfism. This subsection does not apply to wrestling events under  
29 chapter 67.08 RCW.

30 (2) Any code city may suspend or revoke the business license and  
31 impose a fine of up to one thousand dollars per contest or event, for  
32 any business that violates this section.

33 (3) For the purposes of this section, the term "dwarfism" means a  
34 condition of being abnormally small that is caused by heredity,  
35 endocrine dysfunction, renal insufficiency or deficiency, or skeletal  
36 disease that results in disproportionate short stature and adult  
37 height of less than four feet ten inches.

1        NEW SECTION.    **Sec. 4.**    A new section is added to chapter 36.01  
2    RCW to read as follows:

3        (1) Adult entertainment venues, with performances that contain  
4    erotic material where minors under the age of eighteen are prohibited  
5    under RCW 9.68A.150, may not allow or permit any contest or promotion  
6    or other form of recreational activity involving exploitation that  
7    endangers the health, safety, and welfare of any person with  
8    dwarfism. This subsection does not apply to wrestling events under  
9    chapter 67.08 RCW.

10       (2) Any county may suspend or revoke the business license and  
11    impose a fine of up to one thousand dollars per contest or event, for  
12    any business that violates this section.

13       (3) For the purposes of this section, the term "dwarfism" means a  
14    condition of being abnormally small that is caused by heredity,  
15    endocrine dysfunction, renal insufficiency or deficiency, or skeletal  
16    disease that results in disproportionate short stature and adult  
17    height of less than four feet ten inches.

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