

It is the purpose of this act to restore the deleted material and correct the apparent clerical error.

Passed the House January 31, 1974.
Passed the Senate February 6, 1974.
Approved by the Governor February 13, 1974.
Filed in Office of Secretary of State February 14, 1974.

CHAPTER 32
[House Bill No. 1508]
INSURANCE—RATE DIFFERENTIALS—
SEX BASIS

AN ACT Relating to insurance; amending section 2, chapter 183, Laws of 1949 as last amended by section 3, chapter 214, Laws of 1973 1st ex. sess. and RCW 49.60.030; and amending section 6, chapter 141, Laws of 1973 and RCW 49.60.178.

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

Section 1. Section 2, chapter 183, Laws of 1949 as last amended by section 3, chapter 214, Laws of 1973 1st ex. sess. and RCW 49.60.030 are each amended to read as follows:

(1) The right to be free from discrimination because of race, creed, color, national origin, sex, or the presence of any sensory, mental, or physical handicap is recognized as and declared to be a civil right. This right shall include, but not be limited to:

(a) The right to obtain and hold employment without discrimination;

(b) The right to the full enjoyment of any of the accommodations, advantages, facilities, or privileges of any place of public resort, accommodation, assemblage, or amusement;

(c) The right to engage in real estate transactions without discrimination;

(d) The right to engage in credit ((or insurance)) transactions without discrimination;

(e) The right to engage in insurance transactions without discrimination: PROVIDED HOWEVER, that different insurance rates may be continued and/or applied on the basis of sex when bona fide statistical differences in risk or exposure are substantiated.

(2) Any person deeming himself injured by any act in violation of this chapter shall have a civil action in a court of competent jurisdiction to enjoin further violations, to recover the actual damages sustained by him, or both, together with the cost of suit including a reasonable attorney's fees or any other remedy authorized by this chapter or the United States Civil Rights Act of 1964; and

(3) Notwithstanding any other provisions of this chapter, any act prohibited by this chapter related to sex discrimination which is committed in the course of trade or commerce in the state of Washington as defined in the Consumer Protection Act, chapter 19.86 RCW, shall be deemed an unfair practice within the meaning of RCW 19.86.020 and subject to all the provisions of chapter 19.86 RCW as now or hereafter amended.

Sec. 2. Section 6, chapter 141, Laws of 1973 and RCW 49.60.178 are each amended to read as follows:

It is an unfair practice for any person whether acting for himself or another in connection with an insurance transaction to fail or refuse to issue or renew insurance to any person because of sex, marital status, race, creed, color or national origin. For the purposes of this section, "insurance transaction" is defined in RCW 48.01.060.

The fact that ((rates charged may have been filed and approved pursuant to Title 48 RCW does not constitute a defense to an action under this section and the fact that)) such unfair practice may also be a violation of chapter 48.30 RCW does not constitute a defense to an action brought under this section.

Passed the House January 31, 1974.
Passed the Senate February 6, 1974.
Approved by the Governor February 13, 1974.
Filed in Office of Secretary of State February 14, 1974.

CHAPTER 33
[House Bill No. 556]
COMMUNITY COLLEGES—REVIEW
COMMITTEE—STUDENT REPRESENTATION

AN ACT Relating to community colleges; amending section 33, chapter 283, Laws of 1969 ex. sess. as amended by section 3, chapter 5, Laws of 1970 ex. sess. and RCW 28B.50.851; and amending section 45, chapter 283, Laws of 1969 ex. sess. and RCW 28B.50.869.

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

Section 1. Section 33, chapter 283, Laws of 1969 ex. sess. as amended by section 3, chapter 5, Laws of 1970 ex. sess. and RCW 28B.50.851 are each amended by read as follows:

As used in RCW 28B.50.850 through 28B.50.869:

(1) "Tenure" shall mean a faculty appointment for an indefinite period of time which may be revoked only for adequate cause and by due process;