H-0889.1

HOUSE BILL 1687

State of Washington 66th Legislature 2019 Regular Session

By Representatives Stanford, Doglio, Macri, Hansen, and Orwall

AN ACT Relating to limiting defenses based on victim identity; adding a new section to chapter 9A.08 RCW; and adding a new section to chapter 9A.16 RCW.

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

NEW SECTION. **Sec. 1.** A new section is added to chapter 9A.08 RCW to read as follows:

A defendant does not suffer from diminished capacity based on the discovery of, knowledge about, or potential disclosure of the victim's actual or perceived gender, gender identity, gender expression, or sexual orientation, including under circumstances in which the victim made an unwanted nonforcible romantic or sexual advance towards the defendant, or if the defendant and victim dated or had a romantic or sexual relationship.

NEW SECTION. **Sec. 2.** A new section is added to chapter 9A.16 RCW to read as follows:

A person is not justified in using force against another based on the discovery of, knowledge about, or potential disclosure of the victim's actual or perceived gender, gender identity, gender expression, or sexual orientation, including under circumstances in which the victim made an unwanted nonforcible romantic or sexual

advance towards the defendant, or if the defendant and victim dated or had a romantic or sexual relationship.

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