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SUBSTITUTE HOUSE BILL 1893

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State of Washington

65th Legislature

2017 Regular Session

By House Commerce & Gaming (originally sponsored by Representatives Vick, Kirby, Dolan, Doglio, Haler, and McDonald)

1 AN ACT Relating to the use of credit cards for purchases of  
2 spirits and wine by a purchaser licensed to sell spirits and/or wine  
3 for consumption on the licensed premises; and amending RCW 66.28.270.

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

5 **Sec. 1.** RCW 66.28.270 and 2009 c 373 s 11 are each amended to  
6 read as follows:

7 (1) Nothing in this chapter prohibits the use of checks, credit  
8 or debit cards, prepaid accounts, electronic funds transfers, and  
9 other similar methods as approved by the board, as cash payments for  
10 purposes of this title. Electronic (~~(fund[s])~~) funds transfers must  
11 be: (~~((1))~~) (a) Voluntary; (~~((2))~~) (b) conducted pursuant to a prior  
12 written agreement of the parties that includes a provision that the  
13 purchase be initiated by an irrevocable invoice or sale order before  
14 the time of delivery; (~~((3))~~) (c) initiated by the retailer,  
15 manufacturer, importer, or distributor no later than the first  
16 business day following delivery; and (~~((4))~~) (d) completed as  
17 promptly as is reasonably practical, and in no event(~~((7))~~) later than  
18 five business days following delivery.

19 (2) Any person licensed as a distributor of spirits and/or wine  
20 may pass credit card fees on to a purchaser licensed to sell spirits  
21 and/or wine for consumption on the licensed premises, if the decision

1 to use a credit card is entirely voluntary and the credit card fees  
2 are set out as a separate line item on the distributor's invoice.  
3 Nothing in this section requires the use of a credit card by any  
4 licensee. The credit card fee authorized under this section may not  
5 exceed the actual fee imposed by the credit card issuer.

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