
HOUSE BILL 1717

State of Washington

56th Legislature

1999 Regular Session

By Representatives G. Chandler, Romero, B. Chandler, Parlette, Murray, Mulliken, O'Brien and Wood

Read first time 02/03/1999. Referred to Committee on Commerce & Labor.

1 AN ACT Relating to the forfeiture of cigarettes or other tobacco
2 products; and amending RCW 82.24.145.

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

4 **Sec. 1.** RCW 82.24.145 and 1987 c 496 s 4 are each amended to read
5 as follows:

6 (1) Except as required in subsection (2) of this section, when
7 property is forfeited under this chapter the department may:

8 ~~((1))~~ (a) Retain the property or any part thereof for official
9 use or upon application by any law enforcement agency of this state,
10 another state, or the District of Columbia, or of the United States for
11 the exclusive use of enforcing the provisions of this chapter or the
12 laws of any other state or the District of Columbia or of the United
13 States.

14 ~~((2))~~ (b) Sell the property at public auction to the highest
15 bidder after due advertisement, but the department before delivering
16 any of the goods so seized shall require the person to whom the
17 property is sold to affix the proper amount of stamps. The proceeds of
18 the sale and all moneys forfeited under this chapter shall be first
19 applied to the payment of all proper expenses of any investigation

1 leading to the seizure and of the proceedings for forfeiture and sale,
2 including expenses of seizure, maintenance of custody, advertising, and
3 court costs. The balance of the proceeds and all moneys shall be
4 deposited in the general fund of the state. Proper expenses of
5 investigation includes costs incurred by any law enforcement agency or
6 any federal, state, or local agency.

7 (2) When cigarettes or other tobacco products are forfeited under
8 this chapter, these products must be promptly destroyed in a manner
9 established by the department.

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