
SUBSTITUTE HOUSE BILL 2706

State of Washington

63rd Legislature

2014 Regular Session

By House Government Accountability & Oversight (originally sponsored by Representative Moscoso)

READ FIRST TIME 02/05/14.

1 AN ACT Relating to ensuring safe, responsible, and legal
2 acquisition of marijuana by adults; adding new sections to chapter
3 69.50 RCW; and prescribing penalties.

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

5 NEW SECTION. **Sec. 1.** (1) Every person under the age of twenty-one
6 who purchases or attempts to purchase marijuana is guilty of a
7 violation of this section. This section does not apply to persons
8 between the age of eighteen and twenty-one who are participating in a
9 controlled purchase program conducted by the liquor control board or
10 other law enforcement agencies.

11 (2) A person between the ages of eighteen and twenty, inclusive,
12 who violates this section commits a class 2 civil infraction under
13 chapter 7.80 RCW and is subject to a fine as set out in chapter 7.80
14 RCW, or participation in up to four hours of community restitution, or
15 both. The court may also require participation in a drug diversion
16 program or other appropriate rehabilitation service.

17 (3) A person under the age of eighteen who violates this section
18 commits a class 3 civil infraction under chapter 7.80 RCW and is
19 subject to a fine as set out in chapter 7.80 RCW, or participation in

1 up to four hours of community restitution, or both. The court may also
2 require participation in a drug diversion program or other appropriate
3 rehabilitation service.

4 NEW SECTION. **Sec. 2.** Any person who invites a minor into a public
5 place where marijuana is sold and treats, gives, or purchases marijuana
6 for such minor, or permits a minor to treat, give, or purchase
7 marijuana for an adult, or holds out the minor to be twenty-one years
8 of age or older to the owner or employee of the marijuana
9 establishment, a law enforcement officer, or a liquor enforcement
10 officer, is guilty of a misdemeanor.

11 NEW SECTION. **Sec. 3.** (1) It is unlawful for any person under the
12 age of twenty-one years to:

- 13 (a) Enter or remain in any marijuana licensed premises; and
14 (b) Represent his or her age as being twenty-one or more years for
15 the purpose of purchasing marijuana, or entering or remaining in a
16 marijuana licensed premises.

17 (2) A person between the ages of eighteen and twenty, inclusive,
18 who violates this section commits a class 2 civil infraction under
19 chapter 7.80 RCW and is subject to a fine as set out in chapter 7.80
20 RCW, or participation in up to four hours of community restitution, or
21 both. The court may also require participation in a drug diversion
22 program or other appropriate rehabilitation service.

23 (3) A person under the age of eighteen who violates this section
24 commits a class 3 civil infraction under chapter 7.80 RCW and is
25 subject to a fine as set out in chapter 7.80 RCW, or participation in
26 up to four hours of community restitution, or both. The court may also
27 require participation in a drug diversion program or other appropriate
28 rehabilitation service.

29 (4) The liquor control board has the power and the duty to classify
30 marijuana licensed premises as off-limits to persons under the age of
31 twenty-one.

32 NEW SECTION. **Sec. 4.** Any person who transfers in any manner an
33 identification of age to a minor the purpose of permitting such minor
34 to obtain marijuana, usable marijuana, or marijuana-infused products is
35 guilty of a misdemeanor punishable as provided by RCW 9A.20.021, except

1 that a minimum fine of two hundred fifty dollars is imposed and any
2 sentence requiring community restitution must require not fewer than
3 twenty-five hours of community restitution: PROVIDED, That
4 corroborative testimony of a witness other than the minor is a
5 condition precedent to conviction.

6 NEW SECTION. **Sec. 5.** (1) The following are acceptable forms of
7 identification to verify a person's age for the purpose of selling or
8 allowing a person access to a marijuana licensed premises:

9 (a) Driver's license, instruction permit, or identification card of
10 any state, province of Canada, from a U.S. territory or the District of
11 Columbia, or identicard issued by the Washington state department of
12 licensing under RCW 46.20.117;

13 (b) United States armed forces identification card issued to active
14 duty, reserve, and retired personnel and the personnel's dependents
15 that may include an embedded, digital signature in lieu of a visible
16 signature;

17 (c) Passport;

18 (d) Merchant marine identification card issued by the United States
19 coast guard; and

20 (e) Enrollment card issued by the governing authority of a
21 federally recognized Indian tribe located in Washington, if the
22 enrollment card incorporates security features comparable to those
23 implemented by the department of licensing for Washington driver's
24 licenses.

25 (2) If the form of identification has an expiration date, a person
26 may not use the document after the expiration date to verify his or her
27 age.

28 NEW SECTION. **Sec. 6.** (1) No person may forge, alter, counterfeit,
29 otherwise prepare, or acquire and supply to a person under the age of
30 twenty-one a facsimile of any of the officially issued forms of
31 identification that are acceptable for proof of age.

32 (2) A violation of this section is a gross misdemeanor punishable
33 as provided by RCW 9A.20.021, except that a minimum fine of two
34 thousand five hundred dollars is imposed.

1 NEW SECTION. **Sec. 7.** Sections 1 through 6 of this act are each
2 added to chapter 69.50 RCW.

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