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HOUSE BILL 2706

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State of Washington

63rd Legislature

2014 Regular Session

By Representative Moscoso

Read first time 01/28/14. Referred to Committee on Government  
Accountability & Oversight.

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 years of age who purchases or attempts to purchase marijuana is guilty  
7 of a violation of this title. This section does not apply to persons  
8 between the age of eighteen and twenty-one years of age who are  
9 participating in a controlled purchase program conducted by the liquor  
10 control board or other law enforcement agencies.

11 (2) Every person between the ages of eighteen and twenty,  
12 inclusive, who is convicted of a violation of this section is guilty of  
13 a misdemeanor punishable as provided by RCW 9A.20.021, except that a  
14 minimum fine of two hundred fifty dollars is imposed and any sentence  
15 requiring restitution must require not fewer than twenty-five hours of  
16 community restitution.

17 NEW SECTION. **Sec. 2.** Any person who invites a minor into a public  
18 place where marijuana is sold and treats, gives, or purchases marijuana

1 for such minor, or permits a minor to treat, give, or purchase  
2 marijuana for an adult, or holds out the minor to be twenty-one years  
3 of age or older to the owner or employee of the marijuana  
4 establishment, a law enforcement officer, or a liquor enforcement  
5 officer, is guilty of a misdemeanor.

6 NEW SECTION. **Sec. 3.** (1) It is a misdemeanor for any person under  
7 the age of twenty-one years to:

8 (a) Enter or remain in any marijuana licensed premises; and

9 (b) Represent his or her age as being twenty-one or more years for  
10 the purpose of purchasing marijuana, or entering or remaining in a  
11 marijuana licensed premises.

12 (2) The liquor control board has the power and the duty to classify  
13 marijuana licensed premises as off-limits to persons under the age of  
14 twenty-one.

15 NEW SECTION. **Sec. 4.** Any person who transfers in any manner an  
16 identification of age to a minor the purpose of permitting such minor  
17 to obtain marijuana, usable marijuana, or marijuana infused products is  
18 guilty of a misdemeanor punishable as provided by RCW 9A.20.021, except  
19 that a minimum fine of two hundred fifty dollars is imposed and any  
20 sentence requiring community restitution must require not fewer than  
21 twenty-five hours of community restitution: PROVIDED, That  
22 corroborative testimony of a witness other than the minor is a  
23 condition precedent to conviction.

24 NEW SECTION. **Sec. 5.** (1) No person may forge, alter, counterfeit,  
25 otherwise prepare or acquire and supply to a person under the age of  
26 twenty-one years a facsimile of any of the officially issued forms of  
27 identification that are acceptable for proof of age.

28 (2) The following are acceptable forms of identification to verify  
29 a person's age for the purpose of selling or allowing a person access  
30 to a marijuana licensed premises:

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

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

5 (c) Passport;

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

8 (e) Enrollment card issued by the governing authority of a  
9 federally recognized Indian tribe located in Washington, if the  
10 enrollment card incorporates security features comparable to those  
11 implemented by the department of licensing for Washington driver's  
12 licenses.

13 (3) If the form of identification has an expiration date, a person  
14 may not use the document after the expiration date to verify his or her  
15 age.

16 (4) A violation of this section is a gross misdemeanor punishable  
17 as provided by RCW 9A.20.021 except that a minimum fine of two hundred  
18 fifty dollars is imposed.

19 NEW SECTION. **Sec. 6.** Sections 1 through 5 of this act are each  
20 added to chapter 69.50 RCW.

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