H-3689.1

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**HOUSE BILL 2850**

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**State of Washington 65th Legislature 2018 Regular Session**

**By** Representatives Irwin, Ryu, Vick, Sawyer, Kirby, Condotta, and Appleton

AN ACT Relating to robbery in the first or second degree of a marijuana retailer, marijuana processor, or marijuana producer; and amending RCW 9.94A.832.

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

**Sec.**  RCW 9.94A.832 and 2013 c 270 s 1 are each amended to read as follows:

In a criminal case where:

(1) The defendant has been convicted of robbery in the first degree or robbery in the second degree; and

(2) There has been a special allegation pleaded and proven beyond a reasonable doubt that the defendant committed a robbery of a pharmacy as defined in RCW 18.64.011((~~(21)~~)) (26); or

(3) There has been a special allegation pleaded and proven beyond a reasonable doubt that the defendant committed a robbery of a marijuana retailer, marijuana processor, or marijuana producer under chapters 69.50 and 69.51A RCW;

the court shall make a finding of fact of the special allegation, or if a jury is had, the jury shall, if it finds the defendant guilty, also find a special verdict as to the special allegation.

**--- END ---**