

**RCW 69.43.168 Pharmacy, shopkeeper, or itinerant vendor—  
Electronic sales tracking system—Liability.** A pharmacy, shopkeeper,  
or itinerant vendor participating in the electronic sales tracking  
system under RCW 69.43.110(4):

(1) Is not liable for civil damages resulting from any act or  
omission in carrying out the requirements of RCW 69.43.110(4), other  
than an act or omission constituting gross negligence or willful or  
wanton misconduct; and

(2) Is not liable for civil damages resulting from a data breach  
that was proximately caused by a failure on the part of the electronic  
sales tracking system to take reasonable care through the use of  
industry standard levels of encryption to guard against unauthorized  
access to account information that is in the possession or control of  
the system. [2010 c 182 s 4.]