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**ENGROSSED SENATE BILL 5665**

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**State of Washington 65th Legislature 2017 Regular Session**

**By** Senators Wilson, Keiser, Conway, and King

AN ACT Relating to the use of credit cards for purchases of beer, spirits, and wine by the purchaser licensed to sell beer, spirits, and/or wine for consumption on the licensed premises; and amending RCW 66.28.270.

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

**Sec.**  RCW 66.28.270 and 2009 c 373 s 11 are each amended to read as follows:

(1) Nothing in this chapter prohibits the use of checks, credit or debit cards, prepaid accounts, electronic funds transfers, and other similar methods as approved by the board, as cash payments for purposes of this title. Electronic ((~~fund[s]~~)) funds transfers must be: ((~~(1)~~)) (a) Voluntary; ((~~(2)~~)) (b) conducted pursuant to a prior written agreement of the parties that includes a provision that the purchase be initiated by an irrevocable invoice or sale order before the time of delivery; ((~~(3)~~)) (c) initiated by the retailer, manufacturer, importer, or distributor no later than the first business day following delivery; and ((~~(4)~~)) (d) completed as promptly as is reasonably practical, and in no event((~~,~~)) later than five business days following delivery.

(2) Any person licensed as a distributor of beer, spirits, and/or wine may pass credit card fees on to a purchaser licensed to sell beer, spirits, and/or wine for consumption on the licensed premises, if the decision to use a credit card is entirely voluntary and the credit card fees are set out as a separate line item on the distributor's invoice. Nothing in this section requires the use of a credit card by any licensee.

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