

ESB 5665 - H COMM AMD
By Committee on Commerce & Gaming

ADOPTED AS AMENDED 04/11/2017

1 Strike everything after the enacting clause and insert the
2 following:

3 "Sec. 1. RCW 66.28.270 and 2009 c 373 s 11 are each amended to
4 read as follows:

5 (1) Nothing in this chapter prohibits the use of checks, credit
6 or debit cards, prepaid accounts, electronic funds transfers, and
7 other similar methods as approved by the board, as cash payments for
8 purposes of this title. Electronic (~~(fund[s])~~) funds transfers must
9 be: (~~((1))~~) (a) Voluntary; (~~((2))~~) (b) conducted pursuant to a prior
10 written agreement of the parties that includes a provision that the
11 purchase be initiated by an irrevocable invoice or sale order before
12 the time of delivery; (~~((3))~~) (c) initiated by the retailer,
13 manufacturer, importer, or distributor no later than the first
14 business day following delivery; and (~~((4))~~) (d) completed as
15 promptly as is reasonably practical, and in no event(~~((7))~~) later than
16 five business days following delivery.

17 (2) Any person licensed as a distributor of beer, spirits, and/or
18 wine may pass credit card fees on to a purchaser licensed to sell
19 beer, spirits, and/or wine for consumption on the licensed premises,
20 if the decision to use a credit card is entirely voluntary and the
21 credit card fees are set out as a separate line item on the
22 distributor's invoice. Nothing in this section requires the use of a
23 credit card by any licensee. The credit card fee authorized under
24 this section may not exceed the actual fee imposed by the credit card
25 issuer."

26 Correct the title.

EFFECT: Limits the amount of the credit card fee that may be imposed to the actual fee charged by the credit card issuer for the transaction.

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