Z-0492.2				

SENATE BILL 6158

State of Washington 63rd Legislature 2014 Regular Session

By Senators Conway and Kline; by request of Liquor Control Board

Read first time 01/16/14. Referred to Committee on Commerce & Labor.

AN ACT Relating to encouraging safe and responsible sales of marijuana by authorizing the use of minors in compliance checks and addressing identification and manufacturing; adding new sections to chapter 69.50 RCW; and prescribing penalties.

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

6 7

8

10

1112

13 14

15 16

17

- NEW SECTION. Sec. 1. (1) Every person under the age of twenty-one years of age who purchases or attempts to purchase marijuana is guilty of a violation of this title. This section does not apply to persons between the age of eighteen and twenty-one years of age who are participating in a controlled purchase program conducted by the liquor control board or other law enforcement agencies.
 - (2) Every person between the ages of eighteen and twenty, inclusive, who is convicted of a violation of this section is guilty of a misdemeanor punishable as provided by RCW 9A.20.021, except that a minimum fine of two hundred fifty dollars is imposed and any sentence requiring restitution must require not fewer than twenty-five hours of community restitution.

p. 1 SB 6158

NEW SECTION. Sec. 2. Any person who invites a minor into a public place where marijuana is sold and treats, gives, or purchases marijuana for such minor, or permits a minor to treat, give, or purchase marijuana for an adult, or holds out the minor to be twenty-one years of age or older to the owner or employee of the marijuana establishment, a law enforcement officer, or a liquor enforcement officer, is guilty of a misdemeanor.

8 <u>NEW SECTION.</u> **Sec. 3.** (1) It is a misdemeanor for any person under 9 the age of twenty-one years to:

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

10

3031

32

- 11 (b) Represent his or her age as being twenty-one or more years for 12 the purpose of purchasing marijuana, or entering or remaining in a 13 marijuana licensed premises.
- 14 (2) The liquor control board has the power and the duty to classify 15 marijuana licensed premises as off-limits to persons under the age of 16 twenty-one.
- Sec. 4. Any person who transfers in any manner an 17 NEW SECTION. identification of age to a minor the purpose of permitting such minor 18 19 to obtain marijuana, usable marijuana, or marijuana infused products is 20 quilty of a misdemeanor punishable as provided by RCW 9A.20.021, except that a minimum fine of two hundred fifty dollars is imposed and any 21 22 sentence requiring community restitution must require not fewer than 23 twenty-five hours of community restitution: PROVIDED, That 24 corroborative testimony of a witness other than the minor is a 25 condition precedent to conviction.
- NEW SECTION. Sec. 5. (1) No person may forge, alter, counterfeit, otherwise prepare or acquire and supply to a person under the age of twenty-one years a facsimile of any of the officially issued forms of identification that are acceptable for proof of age.
 - (2) The following are acceptable forms of identification to verify a person's age for the purpose of selling or allowing a person access to a marijuana licensed premises:
- 33 (a) Driver's license, instruction permit, or identification card of 34 any state, province of Canada, from a U.S. territory or the District of

SB 6158 p. 2

1 Columbia, or identicard issued by the Washington state department of licensing under RCW 46.20.117;

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

3

4

5

6 7

- 8 (d) Merchant marine identification card issued by the United States 9 coast guard; and
- 10 (e) Enrollment card issued by the governing authority of a 11 federally recognized Indian tribe located in Washington, if the 12 enrollment card incorporates security features comparable to those 13 implemented by the department of licensing for Washington driver's 14 licenses.
- 15 (3) If the form of identification has an expiration date, a person 16 may not use the document after the expiration date to verify his or her 17 age.
- 18 (4) A violation of this section is a gross misdemeanor punishable 19 as provided by RCW 9A.20.021 except that a minimum fine of two hundred 20 fifty dollars is imposed.
- NEW SECTION. Sec. 6. Sections 1 through 5 of this act are each added to chapter 69.50 RCW.

--- END ---

p. 3 SB 6158