

**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 § 4.]