

2SHB 2565 - H AMD 1326

By Representative Condotta

FAILED 03/06/2012

1 On page 12, after line 15, insert the following:

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3 "NEW SECTION. Sec. 13. A new section is added to chapter 82.24
4 RCW to read as follows:

5 (1) Within ninety days of the closure of a retail establishment
6 operating a commercial cigarette-making machine, the board must pay
7 the retailer, at a minimum:

8 (a) The cost to the retailer of each commercial cigarette-making
9 machine purchased for or operated by the retailer;

10 (b) The cost to the retailer of buying out each commercial lease,
11 including penalties and fees, in which the retailer operated
12 commercial cigarette-making machines;

13 (c) The cost to the retailer of any parts, maintenance service,
14 and repair costs associated with each commercial cigarette-making
15 machine;

16 (d) The cost to the retailer of unused, undamaged, and unsold
17 inventory, including tobacco, cigarette papers, cigarette tubes,
18 supplies, or accessories used in the operation of a commercial
19 cigarette-making machine; and

20 (e) Monetary damages in the amount of three times the retailer's
21 gross revenue for the twelve months preceding closure.

22 (2) A retailer must have been in business on or before March 31,
23 2012, to qualify for compensation under subsection 1 of this section."

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25 Renumber the remaining section consecutively, correct any internal
26 references accordingly, and correct the title.

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EFFECT: Requires the Liquor Control Board to compensate a retailer that has closed if the retailer was operating a commercial cigarette-making machine. Requires compensation within 90 days of the closure for the cost of commercial cigarette-making machines, commercial leases, repair costs for machines, inventory, and monetary damages in the amount of three times the retailer's gross revenue for the preceding twelve months.

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