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HOUSE BILL 2850

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State of Washington                      65th Legislature                      2018 Regular Session

By Representatives Irwin, Ryu, Vick, Sawyer, Kirby, and Condotta

1            AN ACT Relating to robbery in the first or second degree of a  
2 marijuana retailer, marijuana processor, or marijuana producer; and  
3 amending RCW 9.94A.832.

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

5            **Sec. 1.** RCW 9.94A.832 and 2013 c 270 s 1 are each amended to  
6 read as follows:

7            In a criminal case where:

8            (1) The defendant has been convicted of robbery in the first  
9 degree or robbery in the second degree; and

10           (2) There has been a special allegation pleaded and proven beyond  
11 a reasonable doubt that the defendant committed a robbery of a  
12 pharmacy as defined in RCW 18.64.011(~~(+21+)~~) (26); or

13           (3) There has been a special allegation pleaded and proven beyond  
14 a reasonable doubt that the defendant committed a robbery of a  
15 marijuana retailer, marijuana processor, or marijuana producer under  
16 chapters 69.50 and 69.51A RCW;

17 the court shall make a finding of fact of the special allegation, or  
18 if a jury is had, the jury shall, if it finds the defendant guilty,  
19 also find a special verdict as to the special allegation.

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