

RCW 15.160.080 Failure of payment to producer. (1) If a seed dealer fails to pay a producer for turfgrass seed when payment is due under a turf seed production contract or fails to pay a seed grower for turfgrass seed when payment is due under a seed purchase contract, the producer or turfgrass seed grower may notify the department. Upon notification by a producer or turfgrass seed grower, the department shall determine whether payment has been made when due. If the department determines that the turf seed dealer has not made a payment that is due under a turf seed production contract or turf seed purchase contract, the department shall notify the seed dealer in writing that the dealer has 30 days to pay the producer or turfgrass seed grower all delinquent amounts plus interest on each delinquent amount at the rate of one percent per month simple interest from the final payment date for that delinquent amount.

(2) A turf seed production contract or turf seed purchase contract may not vary the terms of the remedy provided by this section. This section does not prevent a producer or turfgrass seed grower from filing a notice of lien against a turf seed dealer.

(3) If a turf seed dealer fails to make payment as required by a notice given by the department under this section, the department, in accordance with chapter 20.01 RCW, shall suspend any turf seed dealer license issued to the dealer until the dealer demonstrates to the satisfaction of the department that the dealer is current on all payments due to all producers and turfgrass seed growers.

(4) A seed dealer that fails to make payment on a seed production contract or seed purchase contract as required by a notice given by the department under this section is considered to have authorized the producer or turfgrass seed grower to sell in a commercially reasonable manner any seed from the contract that is still in the possession of the producer. This subsection does not prevent a turf seed dealer from giving consent to the producer or turfgrass seed grower by other means and does not supersede the terms of a consent given by other means.

(5) To enforce this chapter, the department may charge a turf seed producer in accordance with RCW 20.01.480. [2025 c 117 s 8.]