

CERTIFICATION OF ENROLLMENT

**SUBSTITUTE HOUSE BILL 2656**

Chapter 218, Laws of 1996

54th Legislature  
1996 Regular Session

LIQUOR LICENSES FOR SPORTS ENTERTAINMENT FACILITIES

EFFECTIVE DATE: 6/6/96

Passed by the House March 4, 1996  
Yeas 89 Nays 5

CLYDE BALLARD  
**Speaker of the  
House of Representatives**

Passed by the Senate March 1, 1996  
Yeas 45 Nays 0

JOEL PRITCHARD  
**President of the Senate**

Approved March 28, 1996

MIKE LOWRY  
**Governor of the State of Washington**

CERTIFICATE

I, Timothy A. Martin, Chief Clerk of the House of Representatives of the State of Washington, do hereby certify that the attached is **SUBSTITUTE HOUSE BILL 2656** as passed by the House of Representatives and the Senate on the dates hereon set forth.

TIMOTHY A. MARTIN  
**Chief Clerk**

FILED

March 28, 1996 - 4:37 p.m.

**Secretary of State  
State of Washington**

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**SUBSTITUTE HOUSE BILL 2656**

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AS AMENDED BY THE SENATE

Passed Legislature - 1996 Regular Session

**State of Washington**

**54th Legislature**

**1996 Regular Session**

**By** House Committee on Commerce & Labor (originally sponsored by Representatives Cairnes, Romero and Thompson)

Read first time 01/26/96.

1       AN ACT Relating to liquor licenses for sports entertainment  
2 facilities; amending RCW 66.20.300, 66.20.310, and 66.24.420; and  
3 adding a new section to chapter 66.24 RCW.

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

5       NEW SECTION. **Sec. 1.** A new section is added to chapter 66.24 RCW  
6 to read as follows:

7       (1) There is a license for sports entertainment facilities to be  
8 designated as a class R license to sell beer, wine, and spirits at  
9 retail, for consumption upon the premises only, the license to be  
10 issued to the entity providing food and beverage service at a sports  
11 entertainment facility as defined in this section. The cost of the  
12 license is two thousand five hundred dollars per annum.

13       (2) For purposes of this section, a sports entertainment facility  
14 includes a publicly or privately owned arena, coliseum, stadium, or  
15 facility where sporting events are presented for a price of admission.  
16 The facility does not have to be exclusively used for sporting events.

17       (3) The board may impose reasonable requirements upon a licensee  
18 under this section, such as requirements for the availability of food  
19 and victuals including but not limited to hamburgers, sandwiches,

1 salads, or other snack food. The board may also restrict the type of  
2 events at a sports entertainment facility at which beer, wine, and  
3 spirits may be served. When imposing conditions for a licensee, the  
4 board must consider the seating accommodations, eating facilities, and  
5 circulation patterns in such a facility, and other amenities available  
6 at a sports entertainment facility.

7 **Sec. 2.** RCW 66.20.300 and 1995 c 51 s 2 are each amended to read  
8 as follows:

9 Unless the context clearly requires otherwise, the definitions in  
10 this section apply throughout RCW 66.20.310 through 66.20.350.

11 (1) "Alcohol" has the same meaning as "liquor" in RCW 66.04.010.

12 (2) "Alcohol server" means any person serving or selling alcohol,  
13 spirits, wines, or beer for consumption at an on-premises retail  
14 licensed facility as a regular requirement of his or her employment,  
15 and includes those persons eighteen years of age or older permitted by  
16 the liquor laws of this state to serve alcoholic beverages with meals.

17 (3) "Board" means the Washington state liquor control board.

18 (4) "Training entity" means any liquor licensee associations,  
19 independent contractors, private persons, and private or public  
20 schools, that have been certified by the board.

21 (5) "Retail licensed premises" means any premises licensed to sell  
22 alcohol by the glass or by the drink, or in original containers  
23 primarily for consumption on the premises as authorized by RCW  
24 66.24.320, 66.24.330, 66.24.340, 66.24.350, 66.24.400, 66.24.425,  
25 (~~and~~) 66.24.450, and section 1 of this act.

26 **Sec. 3.** RCW 66.20.310 and 1995 c 51 s 3 are each amended to read  
27 as follows:

28 (1)(a) There shall be an alcohol server permit, known as a class 12  
29 permit, for a manager or bartender selling or mixing alcohol, spirits,  
30 wines, or beer for consumption at an on-premises licensed facility.

31 (b) There shall be an alcohol server permit, known as a class 13  
32 permit, for a person who only serves alcohol, spirits, wines, or beer  
33 for consumption at an on-premises licensed facility.

34 (c) As provided by rule by the board, a class 13 permit holder may  
35 be allowed to act as a bartender without holding a class 12 permit.

36 (2)(a) Effective July 1, 1996, except as provided in (d) of this  
37 subsection, every person employed, under contract or otherwise, by an

1 annual retail liquor licensee holding a license as authorized by RCW  
2 66.24.320, 66.24.330, 66.24.340, 66.24.350, 66.24.400, 66.24.425,  
3 ((or)) 66.24.450, or section 1 of this act, who as part of his or her  
4 employment participates in any manner in the sale or service of  
5 alcoholic beverages shall have issued to them a class 12 or class 13  
6 permit.

7 (b) Every class 12 and class 13 permit issued shall be issued in  
8 the name of the applicant and no other person may use the permit of  
9 another permit holder. The holder shall present the permit upon  
10 request to inspection by a representative of the board or a peace  
11 officer. The class 12 or class 13 permit shall be valid for employment  
12 at any retail licensed premises described in (a) of this subsection.

13 (c) No licensee described in (a) of this subsection, except as  
14 provided in (d) of this subsection, may employ or accept the services  
15 of any person without the person first having a valid class 12 or class  
16 13 permit.

17 (d) Within sixty days of initial employment, every person whose  
18 duties include the compounding, sale, service, or handling of liquor  
19 shall have a class 12 or class 13 permit.

20 (e) No person may perform duties that include the sale or service  
21 of alcoholic beverages on a retail licensed premises without possessing  
22 a valid alcohol server permit.

23 (3) A permit issued by a training entity under this section is  
24 valid for employment at any retail licensed premises described in  
25 subsection (2)(a) of this section for a period of five years unless  
26 suspended by the board.

27 (4) The board may suspend or revoke an existing permit if any of  
28 the following occur:

29 (a) The applicant or permittee has been convicted of violating any  
30 of the state or local intoxicating liquor laws of this state or has  
31 been convicted at any time of a felony; or

32 (b) The permittee has performed or permitted any act that  
33 constitutes a violation of this title or of any rule of the board.

34 (5) The suspension or revocation of a permit under this section  
35 does not relieve a licensee from responsibility for any act of the  
36 employee or agent while employed upon the retail licensed premises.  
37 The board may, as appropriate, revoke or suspend either the permit of  
38 the employee who committed the violation or the license of the licensee

1 upon whose premises the violation occurred, or both the permit and the  
2 license.

3 (6)(a) After July 1, 1996, it is a violation of this title for any  
4 retail licensee or agent of a retail licensee as described in  
5 subsection (2)(a) of this section to employ in the sale or service of  
6 alcoholic beverages, any person who does not have a valid alcohol  
7 server permit or whose permit has been revoked, suspended, or denied.

8 (b) It is a violation of this title for a person whose alcohol  
9 server permit has been denied, suspended, or revoked to accept  
10 employment in the sale or service of alcoholic beverages.

11 (7) Establishments licensed under RCW 66.24.320 and 66.24.340, the  
12 primary commercial activity of which is the sale of grocery products  
13 and for which the sale and service of beer and wine is incidental to  
14 the primary business, and employees of such establishments, are exempt  
15 from RCW 66.20.300 through 66.20.350.

16 **Sec. 4.** RCW 66.24.420 and 1995 c 55 s 1 are each amended to read  
17 as follows:

18 (1) The class H license shall be issued in accordance with the  
19 following schedule of annual fees:

20 (a) The annual fee for said license, if issued to a club, whether  
21 inside or outside of incorporated cities and towns, shall be seven  
22 hundred dollars.

23 (b) The annual fee for said license, if issued to any other class  
24 H licensee in incorporated cities and towns, shall be graduated  
25 according to the population thereof as follows:

Incorporated	Fees
Cities and towns	
Less than 20,000	\$1,200
20,000 or over	\$2,000

30 (c) The annual fee for said license when issued to any other class  
31 H licensee outside of incorporated cities and towns shall be: Two  
32 thousand dollars; this fee shall be prorated according to the calendar  
33 quarters, or portion thereof, during which the licensee is open for  
34 business, except in case of suspension or revocation of the license.

35 (d) Where the license shall be issued to any corporation,  
36 association or person operating a bona fide restaurant in an airport  
37 terminal facility providing service to transient passengers with more

1 than one place where liquor is to be dispensed and sold, such license  
2 shall be issued upon the payment of the annual fee, which shall be a  
3 master license and shall permit such sale within and from one such  
4 place. Such license may be extended to additional places on the  
5 premises at the discretion of the board and a duplicate license may be  
6 issued for each such additional place: PROVIDED, That the holder of a  
7 master license for a restaurant in an airport terminal facility shall  
8 be required to maintain in a substantial manner at least one place on  
9 the premises for preparing, cooking, and serving of complete meals, and  
10 such food service shall be available on request in other licensed  
11 places on the premises: PROVIDED, FURTHER, That an additional license  
12 fee of twenty-five percent of the annual master license fee shall be  
13 required for such duplicate licenses.

14 (e) Where the license shall be issued to any corporation,  
15 association, or person operating dining places at a publicly or  
16 privately owned civic or convention center((s)) with facilities for  
17 sports, entertainment, ((and)) or conventions, or a combination  
18 thereof, with more than one place where liquor is to be dispensed and  
19 sold, such license shall be issued upon the payment of the annual fee,  
20 which shall be a master license and shall permit such sale within and  
21 from one such place. Such license may be extended to additional places  
22 on the premises at the discretion of the board and a duplicate license  
23 may be issued for each such additional place: PROVIDED, That the  
24 holder of a master license for a dining place at such a publicly or  
25 privately owned civic or convention center shall be required to  
26 maintain in a substantial manner at least one place on the premises for  
27 preparing, cooking, and serving of complete meals, and food service  
28 shall be available on request in other licensed places on the premises:  
29 PROVIDED FURTHER, That an additional license fee of ten dollars shall  
30 be required for such duplicate licenses.

31 (f) Where the license shall be issued to any corporation,  
32 association or person operating more than one building containing  
33 dining places at privately owned facilities which are open to the  
34 public and where there is a continuity of ownership of all adjacent  
35 property, such license shall be issued upon the payment of an annual  
36 fee which shall be a master license and shall permit such sale within  
37 and from one such place. Such license may be extended to the  
38 additional dining places on the property or, in the case of a class H  
39 licensed hotel, property owned or controlled by leasehold interest by

1 that hotel for use as a conference or convention center or banquet  
2 facility open to the general public for special events in the same  
3 metropolitan area, at the discretion of the board and a duplicate  
4 license may be issued for each additional place: PROVIDED, That the  
5 holder of the master license for the dining place shall not offer  
6 alcoholic beverages for sale, service, and consumption at the  
7 additional place unless food service is available at both the location  
8 of the master license and the duplicate license: PROVIDED FURTHER,  
9 That an additional license fee of twenty dollars shall be required for  
10 such duplicate licenses.

11 (2) The board, so far as in its judgment is reasonably possible,  
12 shall confine class H licenses to the business districts of cities and  
13 towns and other communities, and not grant such licenses in residential  
14 districts, nor within the immediate vicinity of schools, without being  
15 limited in the administration of this subsection to any specific  
16 distance requirements.

17 (3) The board shall have discretion to issue class H licenses  
18 outside of cities and towns in the state of Washington. The purpose of  
19 this subsection is to enable the board, in its discretion, to license  
20 in areas outside of cities and towns and other communities,  
21 establishments which are operated and maintained primarily for the  
22 benefit of tourists, vacationers and travelers, and also golf and  
23 country clubs, and common carriers operating dining, club and buffet  
24 cars, or boats.

25 (4) The total number of class H licenses issued in the state of  
26 Washington by the board, not including those class H licenses issued to  
27 clubs, shall not in the aggregate at any time exceed one license for  
28 each fifteen hundred of population in the state, determined according  
29 to the yearly population determination developed by the office of  
30 financial management pursuant to RCW 43.62.030.

31 (5) Notwithstanding the provisions of subsection (4) of this  
32 section, the board shall refuse a class H license to any applicant if  
33 in the opinion of the board the class H licenses already granted for  
34 the particular locality are adequate for the reasonable needs of the  
35 community.

Passed the House March 4, 1996.

Passed the Senate March 1, 1996.

Approved by the Governor March 28, 1996.

Filed in Office of Secretary of State March 28, 1996.