

**SSB 5487 - S AMD 251**  
By Senator Sheldon

1       Strike everything after the enacting clause and insert the  
2 following:

3       "NEW SECTION. **Sec. 1.** The state of Washington currently contracts  
4 out part of its retail sales by allowing contract liquor stores to sell  
5 liquor. The legislature intends that further contracting out of the  
6 state's retail liquor sales will result in a system that is more  
7 efficient than public sector retailing. Therefore, the legislature  
8 intends to close a portion of the state's retail liquor stores, to  
9 contract out their operation to private individuals, and to monitor the  
10 impact of the store closures.

11       NEW SECTION. **Sec. 2.** (1) "Contract liquor store" means a  
12 privately owned business having an agreement with the board beginning  
13 after July 1, 2005, to sell spirits and wine in original packaging for  
14 off-premises consumption.

15       (2) "Contract liquor store manager" means an individual person  
16 appointed by the board who enters into an agreement to sell spirits and  
17 wine in original packaging for off-premises consumption on behalf of  
18 the board in a contract liquor store.

19       (3) "Contract liquor store agreement" means a written contract  
20 between the board and a contract liquor store manager that specifies  
21 the terms, conditions, and obligations between both parties.

22       (4) "State retail liquor store" or "state liquor store" means a  
23 state liquor store as used in chapter 66.16 RCW and does not include  
24 contract liquor stores.

25       NEW SECTION. **Sec. 3.** (1) A task force on the contracting out of  
26 liquor is created to advise the board as it implements further  
27 contracting out of liquor stores. The task force membership shall  
28 consist of:

1 (a) One member from each caucus of the senate, appointed by the  
2 president of the senate;

3 (b) One member from each caucus of the house of representatives,  
4 appointed by the speaker of the house of representatives;

5 (c) One representative of city governments, appointed jointly by  
6 the president of the senate and the speaker of the house of  
7 representatives;

8 (d) One representative of county governments, appointed jointly by  
9 the president of the senate and the speaker of the house of  
10 representatives;

11 (e) A representative of the liquor control board. The board shall  
12 cooperate with the task force and provide technical expertise and  
13 staffing as the task force may reasonably require;

14 (f) A representative of the governor's council on substance abuse.

15 (2) The task force shall choose its cochairs from among its  
16 membership.

17 (3) Each nonlegislative member of the task force is eligible to be  
18 reimbursed for travel expenses in accordance with RCW 43.03.050 and  
19 43.03.060. All expenses of the task force, including travel, shall be  
20 paid jointly by the senate and the house of representatives.

21 (4) The task force shall:

22 (a) Assist the board in determining which state liquor stores to  
23 close;

24 (b) Assist the board in determining criteria for awarding contract  
25 liquor store agreements.

26 (5) This section expires July 1, 2008.

27 NEW SECTION. **Sec. 4.** Notwithstanding any other provision of law,  
28 the board is directed to implement the closure of twenty-five state  
29 liquor stores between July 1, 2007, and December 31, 2007. When  
30 determining which liquor stores to close, the board must give due  
31 consideration to recommendations from the task force. A state liquor  
32 store may not be closed unless one contract liquor store exists in the  
33 area served by the liquor store, or unless the board determines that  
34 reasonable alternative access is available to persons who previously  
35 purchased products from the state liquor store that is closing.

1        NEW SECTION.    **Sec. 5.** Nothing in this act shall be construed to  
2 require the closing of any contract liquor stores having contracts with  
3 the board before January 1, 2005, to sell spirits and wine for off-  
4 premises consumption, or to require these contract liquor store  
5 managers to pay a fee to continue to operate their stores.

6        NEW SECTION.    **Sec. 6.** (1) The board may locate one contract liquor  
7 store within the area served by a closing state retail liquor store.  
8 The total inventory granted to a contract liquor store when it opens  
9 must not exceed the total volume that would have been granted to the  
10 closing state liquor store if it was still in operation at that time.  
11 The board may increase or decrease the amount of the combined inventory  
12 at contract liquor stores if demand for products changes, provided that  
13 the guidelines for the change of inventory are the same as those for  
14 inventory changes at state retail liquor stores.

15        (2) The board shall determine the procedural guidelines of the  
16 contract liquor stores including, but not limited to, guidelines  
17 regarding inventory, performance standards, operations, and required  
18 reporting to the board.

19        (3) The board reserves the right to add, relocate, or close  
20 contract liquor stores. When adding, relocating, or closing contract  
21 liquor stores, the board must use the same decision process and  
22 criteria that it uses to add, close, or relocate state retail liquor  
23 stores and contract liquor stores. Neither the state of Washington nor  
24 the board is liable for any changes in the volume of alcohol sales that  
25 may occur following the addition, relocation, or closure of contract  
26 liquor stores.

27        NEW SECTION.    **Sec. 7.** (1) The board must advertise the opportunity  
28 for a contract liquor store agreement in the daily newspaper in the  
29 county where the contract liquor store is to be located. The  
30 advertisement must include:

- 31        (a) The starting date of a contract liquor store agreement.
- 32        (b) General selection criteria and procedures for selecting and  
33        appointing a contract liquor store manager.
- 34        (c) Information on the costs involved in purchasing a contract  
35        liquor store agreement.
- 36        (d) Deadline for receiving applications.

1 (e) Directions for obtaining additional information.

2 (2) After the application deadline, a screening committee of board  
3 staff shall evaluate all applications according to the selection  
4 criteria specified in section 8 of this act and recommend applicants  
5 for an interview. A separate interview committee of board staff will  
6 then conduct personal interviews with the remaining applicants. The  
7 interview committee shall recommend finalists who are most qualified  
8 based on the selection criteria specified in section 8 of this act to  
9 the three liquor control board members.

10 (3) If an appointed contract liquor store manager cannot begin  
11 operation of the contract liquor store by the required date, the three  
12 liquor control board members may select another applicant from the list  
13 of finalists recommended by the interview committee.

14 (4) The board must take into account input from local  
15 jurisdictions, schools, and churches pursuant to RCW 66.24.010 when  
16 determining locations for contract liquor stores.

17 (5) This section does not apply if a contract liquor store manager  
18 dies or becomes indefinitely disabled and is succeeded by a family  
19 member or assignee as provided in section 10 of this act.

20 NEW SECTION. **Sec. 8.** (1) The board may adopt rules regarding the  
21 criteria for awarding contract liquor store agreements, and must give  
22 due consideration to the recommendations of the task force regarding  
23 these criteria.

24 (2) When the board selects a contract liquor store manager, the  
25 board must evaluate the knowledge, skills, and abilities of all  
26 applicants in the following areas:

27 (a) Specific experience selling spirits and wine in state retail  
28 liquor stores in Washington, and being familiar with Washington state's  
29 inventory system, liquor control rules and laws, and state retail  
30 liquor store procedures;

31 (b) Retail business experience including, but not limited to,  
32 responsibility for inventory control, cash accountability, supervision  
33 of personnel, and customer service;

34 (c) Knowledge of retail operations or business management,  
35 including study or training in those or related fields;

36 (d) Customer service skills and ability to communicate and work  
37 effectively with the public;

1 (e) Whether the applicant's health permits full-time supervision of  
2 a contract liquor store;

3 (f) The applicant's record of felony conviction, conviction of a  
4 crime relating to money management fraud, or a history of conviction of  
5 crimes relating to the abuse of alcohol or controlled substances;

6 (g) The applicant's financial ability to purchase or lease and  
7 equip the contract liquor store at the board-approved location, and to  
8 pay the required contract liquor store agreement fee;

9 (h) Possession of a certificate of liability insurance from his or  
10 her insurance carrier.

11 (3) A contract liquor store manager must be at least twenty-one  
12 years old.

13 (4) A contract liquor store manager must not have any financial  
14 interest in a business licensed as a distillery whose products are sold  
15 in Washington. For the purposes of this section, "financial interest"  
16 means knowingly having an ownership interest, as a sole proprietor,  
17 partner, limited partner, or stockholder in any direct or indirect  
18 interest through a device such as a holding company.

19 (5) A contract liquor store manager must not knowingly provide  
20 anything of value in return for something of value to any distillery  
21 whose products are sold in Washington, provided that this does not  
22 prohibit persons from providing services and commodities to each other  
23 that they routinely provide to the general public under the same terms.

24 (6) No contract liquor store manager or member of the manager's  
25 household or immediate family may be employed by any distillery whose  
26 products are sold in Washington.

27 NEW SECTION. **Sec. 9.** (1) The fee for purchasing a contract liquor  
28 store agreement when, immediately prior to the agreement's execution  
29 date, a state retail liquor store was in operation in the area served  
30 by the contract liquor store, is two percent of the average gross  
31 annual sales for the last five years at the state retail liquor store  
32 serving that area. This fee is to be paid to the board upon the  
33 execution of a contract liquor store agreement.

34 (2) The fee for purchasing a contract liquor store when,  
35 immediately prior to the agreement's execution date, a contract liquor  
36 store was in operation in the area to be served by the contract liquor  
37 store, is two percent of the average gross annual sales for the last

1 five years at the contract liquor store serving that area. If the  
2 prior contract liquor store has not been in operation for five years,  
3 the board shall determine a reasonable gross sales period on which to  
4 base the two percent fee.

5 (3) Family members of a deceased or indefinitely disabled contract  
6 liquor store manager who replace that manager are not required to pay  
7 the fee specified in this section.

8 NEW SECTION. **Sec. 10.** (1) The board may adopt rules regarding the  
9 termination of contract liquor store agreements.

10 (2) A contract liquor store manager may terminate a contract liquor  
11 store agreement with at least ninety days' written notice to the board.  
12 The notice must specify the reason for the termination, as well as a  
13 fair purchase price for fixtures and equipment used in the contract  
14 liquor store that are required for its continued operation.

15 (3) The board may terminate a contract liquor store agreement for  
16 good cause. For the purposes of this section, good cause includes, but  
17 is not limited to:

18 (a) The contract liquor store manager becomes insolvent, unable or  
19 unwilling to pay contract liquor store debts, applies for or consents  
20 to the appointment of a receiver or trustee, or makes a general  
21 assignment for the benefit of creditors;

22 (b) The contract liquor store manager violates any applicable  
23 federal, state, or local statute or any rule adopted by the board  
24 pursuant to this chapter;

25 (c) The contract liquor store manager has repeated excessive  
26 shortages as verified by audit;

27 (d) The contract liquor store manager gives unsatisfactory service  
28 to the community as reflected by a pattern of confirmed and verified  
29 complaints from the public;

30 (e) The contract liquor store manager or an employee of the manager  
31 misappropriates or participates in misappropriation of money or other  
32 property of the board or intentionally or negligently violates any  
33 policy or procedure which causes a financial loss to the board;

34 (f) The contract liquor store manager becomes physically or  
35 mentally impaired, rendering him or her unable to properly perform or  
36 fulfill the contract liquor store manager's duties either permanently  
37 or for an indefinite period;

1 (g) The contract liquor store manager uses or allows the use of the  
2 contract liquor store premises for any activity illegal under federal,  
3 state, or local laws.

4 (4) Upon the death or incapacity of the contract liquor store  
5 manager, the board may appoint a surviving family member or assignee  
6 who has been actively involved in the business to manage the contract  
7 liquor store, provided the board determines the family member or  
8 assignee is qualified according to section 8 of this act.

9 NEW SECTION. **Sec. 11.** (1) The board may adopt rules regarding the  
10 shipping and inventory of liquor to contract liquor stores.

11 (2) The board shall ship to the contract liquor store on a prepaid  
12 freight basis, liquor that is to be kept for sale by the contract  
13 liquor store manager. The board shall maintain ownership over all  
14 liquor until the time it is properly sold.

15 (3) The board shall determine by rule, and in accordance with RCW  
16 66.16.080, the hours during which contract liquor stores are allowed to  
17 sell liquor, and procedures for displaying liquor when liquor sales are  
18 not allowed.

19 (4) The board shall determine the amounts, classes, varieties, and  
20 brands of liquor listed for sale statewide. The board shall work with  
21 the contract liquor store manager to ensure a choice of products to the  
22 community being served. Where items are in short supply, the contract  
23 liquor store manager shall have an equal opportunity to order and  
24 receive these items.

25 (5) The board shall issue and distribute price lists showing the  
26 price to be paid by purchasers for each item of liquor for sale at the  
27 contract liquor store.

28 (6) The board shall assign licensees' accounts to a state retail  
29 liquor store or contract liquor store. No solicitation of licensee  
30 accounts is allowed. The board will normally assign restaurant  
31 accounts to the nearest state retail liquor store or contract liquor  
32 store. Any discounts currently received by licensees shall also be  
33 honored at contract liquor stores.

34 (7) The board shall provide a bank account, in the local community  
35 where possible, for daily deposit of funds derived from the sale of  
36 liquor and banquet permits by the contract liquor store manager. Daily

1 deposit of funds by the contract liquor store manager is required  
2 unless an exception has been agreed to in writing by the board and the  
3 contract liquor store manager.

4 (8) The board shall pay the contract liquor store manager on or  
5 about the tenth day of the month following the month of sale, after  
6 receipt of sales reports and transaction summaries, an amount equal to  
7 the compensation formula to be determined by the board by rule.  
8 Compensation must include a base rate and a tiered commission based on  
9 sales. The board may increase contract liquor store commissions to  
10 attract or maintain contract liquor store managers. The compensation  
11 formula must be reviewed before July 1 every two years, and the  
12 compensation rates may be adjusted by the board. All proposed  
13 compensation adjustments must be approved by the board and by the  
14 director of the office of financial management, in accordance with RCW  
15 66.08.026.

16 (9) Any operating shortages verified by formal audit shall be  
17 deducted from any compensation due and owing to the contract liquor  
18 store manager until the amount of the shortage is paid in full. The  
19 board will allow shortages of one-half of one percent of the contract  
20 liquor store manager's gross sales during the audit period to be paid  
21 at cost. Shortages in excess of one-half of one percent shall be paid  
22 at full retail price.

23 (10) The board is authorized to inspect the contract liquor store  
24 and its books at any reasonable time for compliance with the  
25 regulations of this chapter, and any rules adopted by the board  
26 regarding this chapter.

27 NEW SECTION. **Sec. 12.** (1) Contract liquor store managers shall  
28 sell the board's liquor to retail customers and all eligible liquor  
29 licensees on the contract liquor store premises at prices set by the  
30 board.

31 (2) Contract liquor store managers shall maintain the security of,  
32 and prevent damage to, the liquor and any other property of the board.

33 (3) Contract liquor store managers shall account for all inventory,  
34 sales, and receipts on forms or equipment and at time intervals as may  
35 be required by the board.

36 (4) Contract liquor store managers shall display liquor



1 attractively and maintain the contract liquor store premises in a  
2 manner that allows customers a clean, comfortable, and safe environment  
3 to make purchases.

4 (5) Contract liquor store managers are responsible for receiving  
5 freight shipments and maintaining an accurate count of merchandise  
6 received.

7 (6) Contract liquor store managers shall maintain sufficient hours  
8 of operation at convenient times to serve the public, as determined by  
9 the board, and shall follow the board's guidelines for the display of  
10 liquor when liquor is not allowed to be sold. No liquor sales, except  
11 beer or wine under a beer and/or wine specialty shop license or beer  
12 and/or wine grocery store license, shall be made by contract liquor  
13 store managers on Sundays unless RCW 66.16.080 is modified or repealed  
14 to allow such sales. Contract liquor stores may open or close on state  
15 holidays at the discretion of the contract liquor store manager.

16 (7) Contract liquor store managers shall request the liquor items  
17 offered by the contract liquor store for sale each week. The weekly  
18 requisitions shall be based on what may be reasonably expected to meet  
19 customer and licensee demand, subject to the restrictions on total  
20 inventory specified in section 6 of this act.

21 (8) Contract liquor store managers shall adhere to the policy and  
22 guidelines of the board concerning the operation of the contract liquor  
23 store related to the control of the board's assets and comply with  
24 legal requirements under local, state, and federal law.

25 (9) Contract liquor store managers shall comply with advertising  
26 restrictions in accordance with RCW 66.08.060.

27 (10) Contract liquor store managers shall comply with the use of  
28 the Washington state insignia or references to the board's restrictions  
29 in accordance with rules adopted by the department.

30 (11) Contract liquor store managers may also hold or apply for a  
31 license to sell beer under a beer and/or wine specialty shop license  
32 under RCW 66.24.371 or a beer and/or wine grocery store license under  
33 RCW 66.24.360. If licensed, the contract liquor store manager may sell  
34 beer purchased from a duly licensed beer distributor, on the premises  
35 of the contract liquor store.

36 (12) Contract liquor store managers shall not sell liquor other  
37 than at the contract liquor store premises, unless licensed to do so.

1 (13) Contract liquor store managers shall not deliver any liquor to  
2 a purchaser at a location other than the contract liquor store.

3 (14) Contract liquor store managers shall not withdraw or allow to  
4 be withdrawn merchandise for any purpose other than sale at current  
5 board prices. Damaged or defective merchandise may be destroyed in  
6 accordance with procedures adopted by rule by the department.

7 (15) All expenses for employees hired by contract liquor store  
8 managers are the responsibility of the contract liquor store manager.  
9 Contract liquor store managers must provide training to employees  
10 regarding the rules and regulations that apply to contract liquor  
11 stores.

12 (16) Contract liquor store managers must secure board approval  
13 prior to moving a store to a new location. The board must follow all  
14 public notice requirements specified in RCW 66.24.010.

15 (17) Contract liquor store managers shall not sell or allow to be  
16 sold, any liquor, owned by the board, except for cash or credit or  
17 debit cards presented at the time of sale.

18 Personal or business checks may be accepted as cash, but the  
19 contract liquor store manager is responsible for their value. The  
20 board will accept responsibility for check value, when the board has  
21 authorized acceptance of the check from a licensee account, as a result  
22 of a letter of credit from the licensee's bank, or an agreement which  
23 has been properly completed and is on file with the board.

24 (18) Contract liquor store managers must open the contract liquor  
25 store and its books and records at any reasonable time to inspection  
26 and audit by the board, the state auditor, the legislative evaluation  
27 and accountability program, and the joint legislative audit and review  
28 committee.

29 NEW SECTION. **Sec. 13.** (1) In addition to other provisions of law,  
30 it is unlawful for any contract liquor store manager or employee to:

31 (a) Sell or offer for sale any liquor other than from the original  
32 package or container;

33 (b) Sell, give away, or permit the sale, gift, or procurement of  
34 any liquor for or to any person under twenty-one years of age;

35 (c) Sell, give away, or permit the sale, gift, or procurement of  
36 any liquor for or to any person apparently intoxicated;

1 (d) Permit the consumption of any spirits, strong beer, or alcohol  
2 on the premises by any person;

3 (e) Alter, change, or misrepresent the quality, quantity, or brand  
4 name of any liquor with the intent to defraud;

5 (f) Permit any person under twenty-one years of age to sell or give  
6 liquor to any other person, except to assist a cashier who is twenty-  
7 one years of age or older; or

8 (g) Purchase or otherwise obtain liquor in any manner or from any  
9 source other than that specifically authorized in this title.

10 (2) Violations of any provision of this chapter or any rule adopted  
11 by the board, or any false statement concerning any material fact, or  
12 omission of any material fact in submitting an application for a  
13 contract liquor store agreement or in any hearing concerning the  
14 suspension or revocation of a contract liquor store agreement, or the  
15 commission of any of the acts declared in this chapter to be unlawful,  
16 is subject to disciplinary action by the board, including suspension or  
17 revocation of the contract liquor store agreement. No fees paid for  
18 the contract liquor store agreement will be refunded. The board shall  
19 develop rules to implement and enforce this subsection and may assess  
20 an administrative penalty for violations.

21 (3) Nothing in this chapter or any rule of the board prevents or  
22 prohibits any contract liquor store manager from employing any person  
23 who is at least eighteen years of age to serve in any contract liquor  
24 store, or from having a person assist a person twenty-one years of age  
25 or older who handles, sells, or delivers spirits, strong beer, or  
26 alcohol under this chapter.

27 NEW SECTION. **Sec. 14.** (1) The board shall assume liability for  
28 loss of board-owned property when a burglary, robbery, fire, or loss  
29 due to an act of nature occurs, as long as the contract liquor store  
30 manager has implemented reasonable precautions as determined by rule by  
31 the department. Loss prevention measures and precautions will be  
32 reviewed, and revised annually if necessary, by agreement of the board  
33 and the contract liquor store manager.

34 (2) The contract liquor store manager is responsible for providing  
35 adequate insurance coverage at his or her own expense to protect  
36 against his or her portion of the legal liability arising out of  
37 activities as a contract liquor store manager.

1 (3) The contract liquor store manager shall provide a certificate  
2 of liability insurance from the insurance carrier to the board.

3 (4) The contract liquor store manager is an independent contractor.  
4 Neither the contract liquor store manager nor the contract liquor store  
5 manager's employees are employees of the board, and are not entitled to  
6 any of the rights, benefits, or privileges accorded to employees of the  
7 state of Washington.

8 (5) Any claims or damages arising out of the contract liquor store  
9 manager's operation of a nonliquor sales business or sales of goods  
10 other than liquor are the contract liquor store manager's sole  
11 responsibility. The contract liquor store manager indemnifies the  
12 board for any damages and costs of suit, however denominated, arising  
13 from those activities.

14 (6) The board assumes no liability with respect to any bodily  
15 injury, the contract liquor store manager's portion of liquor  
16 liability, illness, accident, theft, or any other damages or losses  
17 concerning persons or property, except as provided in subsection (1) of  
18 this section.

19 NEW SECTION. **Sec. 15.** The joint legislative audit and review  
20 committee is directed to study the impacts of further contracting out  
21 the state's retail sale of liquor, and to deliver a report on their  
22 findings to the legislature by December 31, 2009. The legislature  
23 directs that the impacts to be studied shall include, but shall not be  
24 limited to: Underage access to alcohol in state retail liquor stores  
25 and contract liquor stores; alcohol consumption rates; state revenue;  
26 traffic accidents and fatalities related to alcohol use; and crimes  
27 directly related to alcohol use.

28 NEW SECTION. **Sec. 16.** (1) For the purpose of carrying into effect  
29 the provisions of this chapter according to their true intent or of  
30 supplying any deficiency therein, the board may make regulations not  
31 inconsistent with the spirit of this chapter as deemed necessary or  
32 advisable. All regulations shall be a public record, filed in the  
33 office of the code reviser, and have the same force and effect as if  
34 incorporated in this chapter.

35 (2) Without limiting the generality of the provisions contained in

1 subsection (1) of this section, it is declared that the power of the  
2 board to make regulations in the manner set out in subsection (1) of  
3 this section shall extend to:

4 (a) Regulating the equipment and management of contract liquor  
5 stores in which state liquor is sold or kept, prescribing the books and  
6 records to be kept, and the reports to be made to the board;

7 (b) Prescribing the duties of contract liquor store managers and  
8 their employees, and regulating their conduct in the discharge of their  
9 duties;

10 (c) Governing the purchase of liquor by the state and the  
11 furnishing of liquor to contract liquor stores established under this  
12 chapter;

13 (d) Determining the classes, varieties, and brands of liquor to be  
14 kept for sale at any contract liquor store;

15 (e) Prescribing, subject to RCW 66.16.080, the hours during which  
16 the contract liquor stores shall be kept open for the sale of liquor,  
17 and procedures for the display of liquor when the stores are open, but  
18 not allowed to sell liquor;

19 (f) Providing for the issuing and distributing of price lists  
20 showing the price to be paid by purchasers for each variety of liquor  
21 kept for sale under this chapter;

22 (g) Prescribing an official seal and official labels and stamps and  
23 determining the manner in which they shall be attached to every package  
24 of liquor sold or sealed under this title, including the prescribing of  
25 different official seals or different official labels for different  
26 classes of liquor;

27 (h) Providing for the payment by the board in whole or in part of  
28 the carrying charges on liquor shipped by freight or express;

29 (i) Prescribing forms to be used for purposes of this chapter or  
30 the regulations, and the terms and conditions to be contained in  
31 contract liquor store agreements issued under this title, and the  
32 qualifications for receiving a contract liquor store agreement issued  
33 under this chapter, including a criminal history record information  
34 check. The board may submit the criminal history record information  
35 check to the Washington state patrol and to the identification division  
36 of the federal bureau of investigation in order that these agencies may  
37 search their records for prior arrests and convictions of the

1 individual or individuals who filled out the forms. The board shall  
2 require fingerprinting of any applicant whose criminal history record  
3 information check is submitted to the federal bureau of investigation;

4 (j) Prescribing the fees payable in respect of contract liquor  
5 store agreements issued under this chapter for which no fees are  
6 prescribed in this chapter, and prescribing the fees for anything done  
7 or permitted to be done under the regulations.

8 **Sec. 17.** RCW 66.08.026 and 2004 c 63 s 1 are each amended to read  
9 as follows:

10 All administrative expenses of the board incurred on and after  
11 April 1, 1963, shall be appropriated and paid from the liquor revolving  
12 fund. These administrative expenses shall include, but not be limited  
13 to: The salaries and expenses of the board and its employees, the cost  
14 of establishing, leasing, maintaining, and operating state liquor  
15 stores and warehouses, legal services, pilot projects, annual or other  
16 audits, and other general costs of conducting the business of the  
17 board, and the costs of supplying, installing, and maintaining  
18 equipment used in state liquor stores and agency liquor vendor stores  
19 for the purchase of liquor using debit or credit cards. The  
20 administrative expenses shall not, however, be deemed to include costs  
21 of liquor and lottery tickets purchased, the cost of transportation and  
22 delivery to the point of distribution, other costs pertaining to the  
23 acquisition and receipt of liquor and lottery tickets, packaging and  
24 repackaging of liquor, ((agency)) commissions for ((agency)) contract  
25 liquor ((vendor)) stores, transaction fees associated with credit or  
26 debit card purchases for liquor in state liquor stores and in the  
27 ((stores of agency)) contract liquor ((vendors)) stores pursuant to RCW  
28 66.16.040 and 66.16.041, sales tax, and those amounts distributed  
29 pursuant to RCW 66.08.180, 66.08.190, 66.08.200, 66.08.210 and  
30 66.08.220. ((Agency)) Commissions for ((agency)) contract liquor  
31 ((vendor)) stores shall be established by the liquor control board  
32 after consultation with and approval by the director of the office of  
33 financial management. All expenditures and payment of obligations  
34 authorized by this section are subject to the allotment requirements of  
35 chapter 43.88 RCW.

1       **Sec. 18.** RCW 66.08.150 and 2003 c 320 s 1 are each amended to read  
2 as follows:

3       (1) The action, order, or decision of the board as to any denial of  
4 an application for the reissuance of a permit or license or as to any  
5 revocation, suspension, or modification of any permit ~~((~~or~~))~~, license,  
6 or contract liquor store agreement shall be an adjudicative proceeding  
7 and subject to the applicable provisions of chapter 34.05 RCW.

8       ~~((1))~~ (2) An opportunity for a hearing may be provided an  
9 applicant for the reissuance of a permit or license prior to the  
10 disposition of the application, and if no such opportunity for a prior  
11 hearing is provided then an opportunity for a hearing to reconsider the  
12 application must be provided the applicant.

13       ~~((2))~~ (3) An opportunity for a hearing must be provided a  
14 permittee ~~((~~or~~))~~, licensee, or contract liquor store manager prior to  
15 a revocation or modification of any permit ~~((~~or~~))~~, license, or contract  
16 liquor store agreement and, except as provided in subsection ~~((4))~~  
17 (5) of this section, prior to the suspension of any permit ~~((~~or~~))~~,  
18 license, or contract liquor store agreement.

19       ~~((3))~~ (4) No hearing shall be required until demanded by the  
20 applicant, permittee, ~~((~~or~~))~~ licensee, or contract liquor store  
21 manager.

22       ~~((4))~~ (5) The board may summarily suspend a license ~~((~~or~~))~~,  
23 permit, or contract liquor store agreement for a period of up to one  
24 hundred eighty days without a prior hearing if it finds that public  
25 health, safety, or welfare imperatively require emergency action, and  
26 incorporates a finding to that effect in its order; and proceedings for  
27 revocation or other action must be promptly instituted and determined.  
28 The board's enforcement division shall complete a preliminary staff  
29 investigation of the violation before requesting an emergency  
30 suspension by the board.

31       **Sec. 19.** RCW 66.08.220 and 1999 c 281 s 2 are each amended to read  
32 as follows:

33       The board shall set aside in a separate account in the liquor  
34 revolving fund an amount equal to ten percent of its gross sales of  
35 liquor, including sales by contract liquor stores, to spirits, beer,  
36 and wine restaurant; spirits, beer, and wine private club; and sports  
37 entertainment facility licensees collected from these licensees

1 pursuant to the provisions of RCW 82.08.150, less the fifteen percent  
2 discount provided for in RCW 66.24.440; and the moneys in said separate  
3 account shall be distributed in accordance with the provisions of RCW  
4 66.08.190, 66.08.200 and 66.08.210: PROVIDED, HOWEVER, That no  
5 election unit in which the sale of liquor under spirits, beer, and wine  
6 restaurant; spirits, beer, and wine private club; and sports  
7 entertainment facility licenses is unlawful shall be entitled to share  
8 in the distribution of moneys from such separate account.

9 **Sec. 20.** RCW 66.24.440 and 1998 c 126 s 8 are each amended to read  
10 as follows:

11 Each spirits, beer, and wine restaurant, spirits, beer, and wine  
12 private club, and sports entertainment facility licensee shall be  
13 entitled to purchase any spirituous liquor items salable under such  
14 license from the board, including contract liquor stores, at a discount  
15 of not less than fifteen percent from the retail price fixed by the  
16 board, together with all taxes.

17 **Sec. 21.** RCW 66.08.050 and 1997 c 228 s 1 are each amended to read  
18 as follows:

19 The board, subject to the provisions of this title and the rules,  
20 shall:

21 (1) Determine the localities within which state liquor stores shall  
22 be established throughout the state, and the number and situation of  
23 the stores within each locality;

24 (2) Appoint in cities and towns and other communities, in which no  
25 state liquor store is located, contract liquor (~~((vendors))~~) stores. In  
26 addition, the board may appoint, in its discretion, a manufacturer that  
27 also manufactures liquor products other than wine under a license under  
28 this title, as a vendor for the purpose of sale of liquor products of  
29 its own manufacture on the licensed premises only. Such liquor vendors  
30 shall be agents of the board and be authorized to sell liquor to such  
31 persons, firms or corporations as provided for the sale of liquor from  
32 a state liquor store, and such vendors shall be subject to such  
33 additional rules and regulations consistent with this title as the  
34 board may require;

35 (3) Establish all necessary warehouses for the storing and



1 bottling, diluting and rectifying of stocks of liquors for the purposes  
2 of this title;

3 (4) Provide for the leasing for periods not to exceed ten years of  
4 all premises required for the conduct of the business; and for  
5 remodeling the same, and the procuring of their furnishings, fixtures,  
6 and supplies; and for obtaining options of renewal of such leases by  
7 the lessee. The terms of such leases in all other respects shall be  
8 subject to the direction of the board;

9 (5) Determine the nature, form and capacity of all packages to be  
10 used for containing liquor kept for sale under this title;

11 (6) Execute or cause to be executed, all contracts, papers, and  
12 documents in the name of the board, under such regulations as the board  
13 may fix;

14 (7) Pay all customs, duties, excises, charges and obligations  
15 whatsoever relating to the business of the board;

16 (8) Require bonds from all employees in the discretion of the  
17 board, and to determine the amount of fidelity bond of each such  
18 employee;

19 (9) Perform services for the state lottery commission to such  
20 extent, and for such compensation, as may be mutually agreed upon  
21 between the board and the commission;

22 (10) Accept and deposit into the general fund-local account and  
23 disburse, subject to appropriation, federal grants or other funds or  
24 donations from any source for the purpose of improving public awareness  
25 of the health risks associated with alcohol consumption by youth and  
26 the abuse of alcohol by adults in Washington state. The board's  
27 alcohol awareness program shall cooperate with federal and state  
28 agencies, interested organizations, and individuals to effect an active  
29 public beverage alcohol awareness program;

30 (11) Perform all other matters and things, whether similar to the  
31 foregoing or not, to carry out the provisions of this title, and shall  
32 have full power to do each and every act necessary to the conduct of  
33 its business, including all buying, selling, preparation and approval  
34 of forms, and every other function of the business whatsoever, subject  
35 only to audit by the state auditor: PROVIDED, That the board shall  
36 have no authority to regulate the content of spoken language on  
37 licensed premises where wine and other liquors are served and where

1 there is not a clear and present danger of disorderly conduct being  
2 provoked by such language.

3 **Sec. 22.** RCW 66.08.235 and 2002 c 371 s 918 are each amended to  
4 read as follows:

5 The liquor control board construction and maintenance account is  
6 created within the state treasury. The liquor control board shall  
7 deposit into this account a portion of the board's markup, as  
8 authorized by chapter 66.16 RCW, placed upon liquor as determined by  
9 the board. Moneys in the account may be spent only after  
10 appropriation. The liquor control board shall use deposits to this  
11 account to fund construction and maintenance of a centralized  
12 distribution center for liquor products intended for sale through the  
13 board's liquor store and (~~vender~~) contract liquor store system.  
14 During the 2001-2003 fiscal biennium, the legislature may transfer from  
15 the liquor control board construction and maintenance account to the  
16 state general fund such amounts as reflect the appropriations  
17 reductions made by the 2002 supplemental appropriations act for  
18 administrative efficiencies and savings.

19 **Sec. 23.** RCW 66.04.010 and 2004 c 160 s 1 are each amended to read  
20 as follows:

21 In this title, unless the context otherwise requires:

22 (1) "Alcohol" is that substance known as ethyl alcohol, hydrated  
23 oxide of ethyl, or spirit of wine, which is commonly produced by the  
24 fermentation or distillation of grain, starch, molasses, or sugar, or  
25 other substances including all dilutions and mixtures of this  
26 substance. The term "alcohol" does not include alcohol in the  
27 possession of a manufacturer or distiller of alcohol fuel, as described  
28 in RCW 66.12.130, which is intended to be denatured and used as a fuel  
29 for use in motor vehicles, farm implements, and machines or implements  
30 of husbandry.

31 (2) "Authorized representative" means a person who:

32 (a) Is required to have a federal basic permit issued pursuant to  
33 the federal alcohol administration act, 27 U.S.C. Sec. 204;

34 (b) Has its business located in the United States outside of the  
35 state of Washington;

1 (c) Acquires ownership of beer or wine for transportation into and  
2 resale in the state of Washington; and which beer or wine is produced  
3 anywhere outside Washington by a brewery or winery which does not hold  
4 a certificate of approval issued by the board; and

5 (d) Is appointed by the brewery or winery referenced in (c) of this  
6 subsection as its exclusive authorized representative for marketing and  
7 selling its products within the United States in accordance with a  
8 written agreement between the authorized representative and such  
9 brewery or winery pursuant to this title. The board may waive the  
10 requirement for the written agreement of exclusivity in situations  
11 consistent with the normal marketing practices of certain products,  
12 such as classified growths.

13 (3) "Beer" means any malt beverage or malt liquor as these terms  
14 are defined in this chapter.

15 (4) "Beer distributor" means a person who buys beer from a domestic  
16 brewery, microbrewery, beer certificate of approval holder, or beer  
17 importers, or who acquires foreign produced beer from a source outside  
18 of the United States, for the purpose of selling the same pursuant to  
19 this title, or who represents such brewer or brewery as agent.

20 (5) "Beer importer" means a person or business within Washington  
21 who purchases beer from a beer certificate of approval holder or who  
22 acquires foreign produced beer from a source outside of the United  
23 States for the purpose of selling the same pursuant to this title.

24 (6) "Brewer" or "brewery" means any person engaged in the business  
25 of manufacturing beer and malt liquor. Brewer includes a brand owner  
26 of malt beverages who holds a brewer's notice with the federal bureau  
27 of alcohol, tobacco, and firearms at a location outside the state and  
28 whose malt beverage is contract-produced by a licensed in-state  
29 brewery, and who may exercise within the state, under a domestic  
30 brewery license, only the privileges of storing, selling to licensed  
31 beer distributors, and exporting beer from the state.

32 (7) "Board" means the liquor control board, constituted under this  
33 title.

34 (8) "Club" means an organization of persons, incorporated or  
35 unincorporated, operated solely for fraternal, benevolent, educational,  
36 athletic or social purposes, and not for pecuniary gain.

37 (9) "Consume" includes the putting of liquor to any use, whether by  
38 drinking or otherwise.

1 (10) "Dentist" means a practitioner of dentistry duly and regularly  
2 licensed and engaged in the practice of his profession within the state  
3 pursuant to chapter 18.32 RCW.

4 (11) "Distiller" means a person engaged in the business of  
5 distilling spirits.

6 (12) "Domestic brewery" means a place where beer and malt liquor  
7 are manufactured or produced by a brewer within the state.

8 (13) "Domestic winery" means a place where wines are manufactured  
9 or produced within the state of Washington.

10 (14) "Druggist" means any person who holds a valid certificate and  
11 is a registered pharmacist and is duly and regularly engaged in  
12 carrying on the business of pharmaceutical chemistry pursuant to  
13 chapter 18.64 RCW.

14 (15) "Drug store" means a place whose principal business is, the  
15 sale of drugs, medicines and pharmaceutical preparations and maintains  
16 a regular prescription department and employs a registered pharmacist  
17 during all hours the drug store is open.

18 (16) "Employee" means any person employed by the board(~~(, including~~  
19 ~~a vendor, as hereinafter in this section defined)~~).

20 (17) "Fund" means 'liquor revolving fund.'

21 (18) "Hotel" means every building or other structure kept, used,  
22 maintained, advertised or held out to the public to be a place where  
23 food is served and sleeping accommodations are offered for pay to  
24 transient guests, in which twenty or more rooms are used for the  
25 sleeping accommodation of such transient guests and having one or more  
26 dining rooms where meals are served to such transient guests, such  
27 sleeping accommodations and dining rooms being conducted in the same  
28 building and buildings, in connection therewith, and such structure or  
29 structures being provided, in the judgment of the board, with adequate  
30 and sanitary kitchen and dining room equipment and capacity, for  
31 preparing, cooking and serving suitable food for its guests: PROVIDED  
32 FURTHER, That in cities and towns of less than five thousand  
33 population, the board shall have authority to waive the provisions  
34 requiring twenty or more rooms.

35 (19) "Importer" means a person who buys distilled spirits from a  
36 distillery outside the state of Washington and imports such spirituous  
37 liquor into the state for sale to the board or for export.

38 (20) "Imprisonment" means confinement in the county jail.

1 (21) "Liquor" includes the four varieties of liquor herein defined  
2 (alcohol, spirits, wine and beer), and all fermented, spirituous,  
3 vinous, or malt liquor, or combinations thereof, and mixed liquor, a  
4 part of which is fermented, spirituous, vinous or malt liquor, or  
5 otherwise intoxicating; and every liquid or solid or semisolid or other  
6 substance, patented or not, containing alcohol, spirits, wine or beer,  
7 and all drinks or drinkable liquids and all preparations or mixtures  
8 capable of human consumption, and any liquid, semisolid, solid, or  
9 other substance, which contains more than one percent of alcohol by  
10 weight shall be conclusively deemed to be intoxicating. Liquor does  
11 not include confections or food products that contain one percent or  
12 less of alcohol by weight.

13 (22) "Manufacturer" means a person engaged in the preparation of  
14 liquor for sale, in any form whatsoever.

15 (23) "Malt beverage" or "malt liquor" means any beverage such as  
16 beer, ale, lager beer, stout, and porter obtained by the alcoholic  
17 fermentation of an infusion or decoction of pure hops, or pure extract  
18 of hops and pure barley malt or other wholesome grain or cereal in pure  
19 water containing not more than eight percent of alcohol by weight, and  
20 not less than one-half of one percent of alcohol by volume. For the  
21 purposes of this title, any such beverage containing more than eight  
22 percent of alcohol by weight shall be referred to as "strong beer."

23 (24) "Package" means any container or receptacle used for holding  
24 liquor.

25 (25) "Permit" means a permit for the purchase of liquor under this  
26 title.

27 (26) "Person" means an individual, copartnership, association, or  
28 corporation.

29 (27) "Physician" means a medical practitioner duly and regularly  
30 licensed and engaged in the practice of his profession within the state  
31 pursuant to chapter 18.71 RCW.

32 (28) "Prescription" means a memorandum signed by a physician and  
33 given by him to a patient for the obtaining of liquor pursuant to this  
34 title for medicinal purposes.

35 (29) "Public place" includes streets and alleys of incorporated  
36 cities and towns; state or county or township highways or roads;  
37 buildings and grounds used for school purposes; public dance halls and  
38 grounds adjacent thereto; those parts of establishments where beer may

1 be sold under this title, soft drink establishments, public buildings,  
2 public meeting halls, lobbies, halls and dining rooms of hotels,  
3 restaurants, theatres, stores, garages and filling stations which are  
4 open to and are generally used by the public and to which the public is  
5 permitted to have unrestricted access; railroad trains, stages, and  
6 other public conveyances of all kinds and character, and the depots and  
7 waiting rooms used in conjunction therewith which are open to  
8 unrestricted use and access by the public; publicly owned bathing  
9 beaches, parks, and/or playgrounds; and all other places of like or  
10 similar nature to which the general public has unrestricted right of  
11 access, and which are generally used by the public.

12 (30) "Regulations" means regulations made by the board under the  
13 powers conferred by this title.

14 (31) "Restaurant" means any establishment provided with special  
15 space and accommodations where, in consideration of payment, food,  
16 without lodgings, is habitually furnished to the public, not including  
17 drug stores and soda fountains.

18 (32) "Sale" and "sell" include exchange, barter, and traffic; and  
19 also include the selling or supplying or distributing, by any means  
20 whatsoever, of liquor, or of any liquid known or described as beer or  
21 by any name whatever commonly used to describe malt or brewed liquor or  
22 of wine, by any person to any person; and also include a sale or  
23 selling within the state to a foreign consignee or his agent in the  
24 state. "Sale" and "sell" shall not include the giving, at no charge,  
25 of a reasonable amount of liquor by a person not licensed by the board  
26 to a person not licensed by the board, for personal use only. "Sale"  
27 and "sell" also does not include a raffle authorized under RCW  
28 9.46.0315: PROVIDED, That the nonprofit organization conducting the  
29 raffle has obtained the appropriate permit from the board.

30 (33) "Soda fountain" means a place especially equipped with  
31 apparatus for the purpose of dispensing soft drinks, whether mixed or  
32 otherwise.

33 (34) "Spirits" means any beverage which contains alcohol obtained  
34 by distillation, including wines exceeding twenty-four percent of  
35 alcohol by volume.

36 (35) "Store" means a state liquor store established under this  
37 title.

1 (36) "Tavern" means any establishment with special space and  
2 accommodation for sale by the glass and for consumption on the  
3 premises, of beer, as herein defined.

4 ~~((37) ("Vendor" means a person employed by the board as a store  
5 manager under this title.~~

6 ~~(38))~~ "Winery" means a business conducted by any person for the  
7 manufacture of wine for sale, other than a domestic winery.

8 ~~((39))~~ (38) "Wine" means any alcoholic beverage obtained by  
9 fermentation of fruits (grapes, berries, apples, et cetera) or other  
10 agricultural product containing sugar, to which any saccharine  
11 substances may have been added before, during or after fermentation,  
12 and containing not more than twenty-four percent of alcohol by volume,  
13 including sweet wines fortified with wine spirits, such as port,  
14 sherry, muscatel and angelica, not exceeding twenty-four percent of  
15 alcohol by volume and not less than one-half of one percent of alcohol  
16 by volume. For purposes of this title, any beverage containing no more  
17 than fourteen percent of alcohol by volume when bottled or packaged by  
18 the manufacturer shall be referred to as "table wine," and any beverage  
19 containing alcohol in an amount more than fourteen percent by volume  
20 when bottled or packaged by the manufacturer shall be referred to as  
21 "fortified wine." However, "fortified wine" shall not include: (a)  
22 Wines that are both sealed or capped by cork closure and aged two years  
23 or more; and (b) wines that contain more than fourteen percent alcohol  
24 by volume solely as a result of the natural fermentation process and  
25 that have not been produced with the addition of wine spirits, brandy,  
26 or alcohol.

27 This subsection shall not be interpreted to require that any wine  
28 be labeled with the designation "table wine" or "fortified wine."

29 ~~((40))~~ (39) "Wine distributor" means a person who buys wine from  
30 a domestic winery, wine certificate of approval holder, or wine  
31 importer, or who acquires foreign produced wine from a source outside  
32 of the United States, for the purpose of selling the same not in  
33 violation of this title, or who represents such vintner or winery as  
34 agent.

35 ~~((41))~~ (40) "Wine importer" means a person or business within  
36 Washington who purchases wine from a wine certificate of approval  
37 holder or who acquires foreign produced wine from a source outside of

1 the United States for the purpose of selling the same pursuant to this  
2 title.

3 **Sec. 24.** RCW 66.16.030 and 1933 ex.s. c 62 s 6 are each amended to  
4 read as follows:

5 The sale of liquor at each state liquor store shall be conducted by  
6 a person employed under this title (~~(to be known as a "vender,"~~) who  
7 shall, together with the employees under his direction, under the  
8 regulations of the board, be responsible for the carrying out of this  
9 title and the regulations, so far as they relate to the conduct of the  
10 store and the sale of liquor thereat.

11 **Sec. 25.** RCW 66.16.040 and 2004 c 61 s 1 are each amended to read  
12 as follows:

13 Except as otherwise provided by law, an employee in a state liquor  
14 store or (~~(agency)~~) contract liquor store may sell liquor to any person  
15 of legal age to purchase alcoholic beverages and may also sell to  
16 holders of permits such liquor as may be purchased under such permits.

17 Where there may be a question of a person's right to purchase  
18 liquor by reason of age, such person shall be required to present any  
19 one of the following officially issued cards of identification which  
20 shows his/her correct age and bears his/her signature and photograph:

21 (1) Liquor control authority card of identification of any state or  
22 province of Canada.

23 (2) Driver's license, instruction permit or identification card of  
24 any state or province of Canada, or "identocard" issued by the  
25 Washington state department of licensing pursuant to RCW 46.20.117.

26 (3) United States armed forces identification card issued to active  
27 duty, reserve, and retired personnel and the personnel's dependents,  
28 which may include an imbedded, digital signature in lieu of a visible  
29 signature.

30 (4) Passport.

31 (5) Merchant Marine identification card issued by the United States  
32 Coast Guard.

33 The board may adopt such regulations as it deems proper covering  
34 the cards of identification listed in this section.

35 No liquor sold under this section shall be delivered until the  
36 purchaser has paid for the liquor in cash, except as allowed under RCW



1 66.16.041. The use of a personal credit card does not rely upon the  
2 credit of the state as prohibited by Article VIII, section 5 of the  
3 state Constitution.

4 **Sec. 26.** RCW 66.20.160 and 1973 1st ex.s. c 209 s 4 are each  
5 amended to read as follows:

6 Words and phrases as used in RCW 66.20.160 to 66.20.210, inclusive,  
7 shall have the following meaning:

8 "Card of identification" means any one of those cards described in  
9 RCW 66.16.040.

10 "Contract liquor store employee" means a contract liquor store  
11 manager or a person employed in a contract liquor store to sell liquor.

12 "Licensee" means the holder of a retail liquor license issued by  
13 the board, and includes any employee or agent of the licensee.

14 "Store employee" means a person employed in a state liquor store  
15 (~~or agency~~) to sell liquor.

16 **Sec. 27.** RCW 66.20.180 and 1973 1st ex.s. c 209 s 6 are each  
17 amended to read as follows:

18 A card of identification shall be presented by the holder thereof  
19 upon request of any licensee, store employee, peace officer, or  
20 enforcement officer of the board for the purpose of aiding the  
21 licensee, store employee, peace officer, or enforcement officer of the  
22 board to determine whether or not such person is of legal age to  
23 purchase liquor when such person desires to procure liquor from a  
24 licensed establishment or state liquor store or (~~agency~~) contract  
25 liquor store.

26 **Sec. 28.** RCW 66.24.380 and 2004 c 133 s 2 are each amended to read  
27 as follows:

28 There shall be a retailer's license to be designated as a special  
29 occasion license to be issued to a not-for-profit society or  
30 organization to sell spirits, beer, and wine by the individual serving  
31 for on-premises consumption at a specified event, such as at picnics or  
32 other special occasions, at a specified date and place; fee sixty  
33 dollars per day.

34 (1) The not-for-profit society or organization is limited to sales  
35 of no more than twelve calendar days per year. For the purposes of

1 this subsection, special occasion licensees that are "agricultural area  
2 fairs" or "agricultural county, district, and area fairs," as defined  
3 by RCW 15.76.120, that receive a special occasion license may, once per  
4 calendar year, count as one event fairs that last multiple days, so  
5 long as alcohol sales are at set dates, times, and locations, and the  
6 board receives prior notification of the dates, times, and locations.  
7 The special occasion license applicant will pay the sixty dollars per  
8 day for this event.

9 (2) The licensee may sell beer and/or wine in original, unopened  
10 containers for off-premises consumption if permission is obtained from  
11 the board prior to the event.

12 (3) Sale, service, and consumption of spirits, beer, and wine is to  
13 be confined to specified premises or designated areas only.

14 (4) Spirituous liquor sold under this special occasion license must  
15 be purchased at a state liquor store or (~~agency~~) contract liquor  
16 store without discount at retail prices, including all taxes.

17 (5) Any violation of this section is a class 1 civil infraction  
18 having a maximum penalty of two hundred fifty dollars as provided for  
19 in chapter 7.80 RCW.

20 NEW SECTION. **Sec. 29.** Sections 1 through 16 of this act  
21 constitute a new chapter in Title 66 RCW."

**SSB 5487 - S AMD 251**  
By Senator Sheldon

22 On page 1, line 1 of the title, after "Relating to" strike the  
23 remainder of the title and insert "the privatization of liquor sales;  
24 amending RCW 66.08.026, 66.08.150, 66.08.220, 66.24.440, 66.08.050,  
25 66.08.235, 66.04.010, 66.16.030, 66.16.040, 66.20.160, 66.20.180, and  
26 66.24.380; adding a new chapter to Title 66 RCW; and providing an  
27 expiration date."

--- END ---