

CERTIFICATION OF ENROLLMENT

**SENATE BILL 6539**

59th Legislature  
2006 Regular Session

Passed by the Senate February 13, 2006  
YEAS 45 NAYS 2

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**President of the Senate**

Passed by the House February 28, 2006  
YEAS 97 NAYS 0

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**Speaker of the House of Representatives**

Approved

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**Governor of the State of Washington**

CERTIFICATE

I, Thomas Hoemann, Secretary of the Senate of the State of Washington, do hereby certify that the attached is **SENATE BILL 6539** as passed by the Senate and the House of Representatives on the dates hereon set forth.

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**Secretary**

FILED

**Secretary of State  
State of Washington**

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**SENATE BILL 6539**

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Passed Legislature - 2006 Regular Session

**State of Washington                      59th Legislature                      2006 Regular Session**

**By** Senators Kohl-Welles, Parlette and Keiser; by request of Liquor Control Board

Read first time 01/13/2006.                      Referred to Committee on Labor, Commerce, Research & Development.

1            AN ACT Relating to the limit on spirits, beer, and wine restaurant  
2 licenses; and amending RCW 66.24.420.

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

4            **Sec. 1.** RCW 66.24.420 and 2004 c 62 s 3 are each amended to read  
5 as follows:

6            (1) The spirits, beer, and wine restaurant license shall be issued  
7 in accordance with the following schedule of annual fees:

8            (a) The annual fee for a spirits, beer, and wine restaurant license  
9 shall be graduated according to the dedicated dining area and type of  
10 service provided as follows:

11	Less than 50% dedicated dining area	\$2,000
12	50% or more dedicated dining area	\$1,600
13	Service bar only	\$1,000

14            (b) The annual fee for the license when issued to any other  
15 spirits, beer, and wine restaurant licensee outside of incorporated  
16 cities and towns shall be prorated according to the calendar quarters,  
17 or portion thereof, during which the licensee is open for business,  
18 except in case of suspension or revocation of the license.

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

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

34 (e) Where the license shall be issued to any corporation,  
35 association or person operating more than one building containing  
36 dining places at privately owned facilities which are open to the  
37 public and where there is a continuity of ownership of all adjacent  
38 property, such license shall be issued upon the payment of an annual

1 fee which shall be a master license and shall permit such sale within  
2 and from one such place. Such license may be extended to the  
3 additional dining places on the property or, in the case of a spirits,  
4 beer, and wine restaurant licensed hotel, property owned or controlled  
5 by leasehold interest by that hotel for use as a conference or  
6 convention center or banquet facility open to the general public for  
7 special events in the same metropolitan area, at the discretion of the  
8 board and a duplicate license may be issued for each additional place:  
9 PROVIDED, That the holder of the master license for the dining place  
10 shall not offer alcoholic beverages for sale, service, and consumption  
11 at the additional place unless food service is available at both the  
12 location of the master license and the duplicate license: PROVIDED  
13 FURTHER, That an additional license fee of twenty dollars shall be  
14 required for such duplicate licenses.

15 (2) The board, so far as in its judgment is reasonably possible,  
16 shall confine spirits, beer, and wine restaurant licenses to the  
17 business districts of cities and towns and other communities, and not  
18 grant such licenses in residential districts, nor within the immediate  
19 vicinity of schools, without being limited in the administration of  
20 this subsection to any specific distance requirements.

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

29 (4) The total number of spirits, beer, and wine restaurant licenses  
30 issued in the state of Washington by the board, not including spirits,  
31 beer, and wine private club licenses, shall not in the aggregate at any  
32 time exceed one license for each (~~fifteen~~) one thousand four hundred  
33 fifty of population in the state, determined according to the yearly  
34 population determination developed by the office of financial  
35 management pursuant to RCW 43.62.030.

36 (5) Notwithstanding the provisions of subsection (4) of this  
37 section, the board shall refuse a spirits, beer, and wine restaurant

1 license to any applicant if in the opinion of the board the spirits,  
2 beer, and wine restaurant licenses already granted for the particular  
3 locality are adequate for the reasonable needs of the community.

4 (6)(a) The board may issue a caterer's endorsement to this license  
5 to allow the licensee to remove the liquor stocks at the licensed  
6 premises, for use as liquor for sale and service at event locations at  
7 a specified date and, except as provided in subsection (7) of this  
8 section, place not currently licensed by the board. If the event is  
9 open to the public, it must be sponsored by a society or organization  
10 as defined by RCW 66.24.375. If attendance at the event is limited to  
11 members or invited guests of the sponsoring individual, society, or  
12 organization, the requirement that the sponsor must be a society or  
13 organization as defined by RCW 66.24.375 is waived. Cost of the  
14 endorsement is three hundred fifty dollars.

15 (b) The holder of this license with catering endorsement shall, if  
16 requested by the board, notify the board or its designee of the date,  
17 time, place, and location of any catered event. Upon request, the  
18 licensee shall provide to the board all necessary or requested  
19 information concerning the society or organization that will be holding  
20 the function at which the endorsed license will be utilized.

21 (7) Licensees under this section that hold a caterer's endorsement  
22 are allowed to use this endorsement on a domestic winery premises under  
23 the following conditions:

24 (a) Agreements between the domestic winery and the retail licensee  
25 shall be in writing, contain no exclusivity clauses regarding the  
26 alcohol beverages to be served, and be filed with the board; and

27 (b) The domestic winery and the retail licensee shall be separately  
28 contracted and compensated by the persons sponsoring the event for  
29 their respective services.

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