
SENATE BILL 6136

State of Washington

63rd Legislature

2014 Regular Session

By Senators Kohl-Welles, Braun, and Kline

Read first time 01/16/14. Referred to Committee on Commerce & Labor.

1 AN ACT Relating to the sale of beer by grocery store licensees; and
2 amending RCW 66.24.360.

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

4 **Sec. 1.** RCW 66.24.360 and 2012 c 2 s 104 are each amended to read
5 as follows:

6 (1) There is a grocery store license to sell wine and/or beer,
7 including without limitation strong beer at retail in original
8 containers, not to be consumed upon the premises where sold.

9 (2) There is a wine retailer reseller endorsement of a grocery
10 store license, to sell wine at retail in original containers to
11 retailers licensed to sell wine for consumption on the premises, for
12 resale at their licensed premises according to the terms of the
13 license. However, no single sale may exceed twenty-four liters, unless
14 the sale is made by a licensee that was a contract liquor store manager
15 of a contract-operated liquor store at the location from which such
16 sales are made. For the purposes of this title, a grocery store
17 license is a retail license, and a sale by a grocery store licensee
18 with a reseller endorsement is a retail sale only if not for resale.

1 (3) Licensees obtaining a written endorsement from the board may
2 also sell malt liquor in kegs or other containers capable of holding
3 less than five and one-half gallons of liquid.

4 (4) The annual fee for the grocery store license is one hundred
5 fifty dollars for each store.

6 (5) The annual fee for the wine retailer reseller endorsement is
7 one hundred sixty-six dollars for each store.

8 (6) Upon approval by the board, the grocery store licensee may also
9 receive an endorsement to permit the sale of beer to a purchaser in a
10 sanitary container brought to the premises by the purchaser, or
11 provided by the licensee or manufacturer, and fill at the tap by the
12 licensee at the time of sale.

13 (7) The board must issue a restricted grocery store license
14 authorizing the licensee to sell beer and only table wine, if the board
15 finds upon issuance or renewal of the license that the sale of strong
16 beer or fortified wine would be against the public interest. In
17 determining the public interest, the board must consider at least the
18 following factors:

19 (a) The likelihood that the applicant will sell strong beer or
20 fortified wine to persons who are intoxicated;

21 (b) Law enforcement problems in the vicinity of the applicant's
22 establishment that may arise from persons purchasing strong beer or
23 fortified wine at the establishment; and

24 (c) Whether the sale of strong beer or fortified wine would be
25 detrimental to or inconsistent with a government-operated or funded
26 alcohol treatment or detoxification program in the area.

27 If the board receives no evidence or objection that the sale of
28 strong beer or fortified wine would be against the public interest, it
29 must issue or renew the license without restriction, as applicable.
30 The burden of establishing that the sale of strong beer or fortified
31 wine by the licensee would be against the public interest is on those
32 persons objecting.

33 ((+7)) (8) Licensees holding a grocery store license must maintain
34 a minimum three thousand dollar inventory of food products for human
35 consumption, not including pop, beer, strong beer, or wine.

36 ((+8)) (9) A grocery store licensee with a wine retailer reseller
37 endorsement may accept delivery of wine at its licensed premises or at
38 one or more warehouse facilities registered with the board, which

1 facilities may also warehouse and distribute nonliquor items, and from
2 which it may deliver to its own licensed premises and, pursuant to
3 sales permitted by this title, to other licensed premises, to other
4 registered facilities, or to lawful purchasers outside the state.
5 Facilities may be registered and utilized by associations,
6 cooperatives, or comparable groups of grocery store licensees.

7 ~~((+9+))~~ (10) Upon approval by the board, the grocery store licensee
8 may also receive an endorsement to permit the international export of
9 beer, strong beer, and wine.

10 (a) Any beer, strong beer, or wine sold under this endorsement must
11 have been purchased from a licensed beer or wine distributor licensed
12 to do business within the state of Washington.

13 (b) Any beer, strong beer, and wine sold under this endorsement
14 must be intended for consumption outside the state of Washington and
15 the United States and appropriate records must be maintained by the
16 licensee.

17 (c) Any beer, strong beer, or wine sold under this endorsement must
18 be sold at a price no less than the acquisition price paid by the
19 holder of the license.

20 (d) The annual cost of this endorsement is five hundred dollars and
21 is in addition to the license fees paid by the licensee for a grocery
22 store license.

23 ~~((+10+))~~ (11) A grocery store licensee holding a snack bar license
24 under RCW 66.24.350 may receive an endorsement to allow the sale of
25 confections containing more than one percent but not more than ten
26 percent alcohol by weight to persons twenty-one years of age or older.

27 (12) The board may adopt rules to implement this section.

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