

CERTIFICATION OF ENROLLMENT

**SUBSTITUTE HOUSE BILL 3001**

Chapter 256, Laws of 1998

55th Legislature  
1998 Regular Session

AUTHORIZING WINERIES TO FURNISH WINE TO NONPROFIT CHARITABLE  
ORGANIZATIONS

EFFECTIVE DATE: 6/11/98

Passed by the House March 12, 1998  
Yeas 98 Nays 0

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

Passed by the Senate March 11, 1998  
Yeas 45 Nays 0

BRAD OWEN  
**President of the Senate**

Approved April 1, 1998

GARY LOCKE  
**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 3001** as passed by the House of Representatives and the Senate on the dates hereon set forth.

TIMOTHY A. MARTIN  
**Chief Clerk**

FILED

April 1, 1998 - 2:59 p.m.

**Secretary of State  
State of Washington**

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**SUBSTITUTE HOUSE BILL 3001**

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AS AMENDED BY THE SENATE

Passed Legislature - 1998 Regular Session

**State of Washington                      55th Legislature                      1998 Regular Session**

**By** House Committee on Commerce & Labor (originally sponsored by Representatives Honeyford, Delvin, Lisk and Cole)

Read first time 02/02/98. Referred to Committee on .

1            AN ACT Relating to the furnishing of wine by wineries to nonprofit  
2 charitable organizations; and amending RCW 66.28.040.

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

4            **Sec. 1.** RCW 66.28.040 and 1997 c 39 s 1 are each amended to read  
5 as follows:

6            Except as permitted by the board under RCW 66.20.010, no brewer,  
7 wholesaler, distiller, winery, importer, rectifier, or other  
8 manufacturer of liquor shall, within the state, by himself or herself,  
9 a clerk, servant, or agent, give to any person any liquor; but nothing  
10 in this section nor in RCW 66.28.010 shall prevent a brewer,  
11 wholesaler, winery, distiller, or importer from furnishing samples of  
12 beer, wine, or spirituous liquor to authorized licensees for the  
13 purpose of negotiating a sale, in accordance with regulations adopted  
14 by the liquor control board, provided that the samples are subject to  
15 taxes imposed by RCW 66.24.290 and 66.24.210, and in the case of  
16 spirituous liquor, any product used for samples must be purchased at  
17 retail from the board; nothing in this section shall prevent the  
18 furnishing of samples of liquor to the board for the purpose of  
19 negotiating the sale of liquor to the state liquor control board;

1 nothing in this section shall prevent a brewery, winery, distillery, or  
2 wholesaler from furnishing beer, wine, or spirituous liquor for  
3 instructional purposes under RCW 66.28.150 and 66.28.155; nothing in  
4 this section shall prevent a winery or wholesaler from furnishing wine  
5 without charge, subject to the taxes imposed by RCW 66.24.210, to a  
6 not-for-profit group organized and operated solely for the purpose of  
7 enology or the study of viticulture which has been in existence for at  
8 least six months and ~~((any))~~ that uses wine so furnished ~~((shall be  
9 used))~~ solely for such educational purposes ~~((, provided that the wine  
10 furnished shall be subject to the taxes imposed by RCW 66.24.210))~~ or  
11 a domestic winery from furnishing wine without charge or a domestic  
12 brewery from furnishing beer without charge, subject to the taxes  
13 imposed by RCW 66.24.210 or 66.24.290, to a nonprofit charitable  
14 corporation or association exempt from taxation under section 501(c)(3)  
15 of the internal revenue code of 1986 (26 U.S.C. Sec. 501(c)(3)) for use  
16 consistent with the purpose or purposes entitling it to such exemption;  
17 nothing in this section shall prevent a brewer from serving beer  
18 without charge, on the brewery premises; nothing in this section shall  
19 prevent donations of wine for the purposes of RCW 66.12.180; and  
20 nothing in this section shall prevent a domestic winery from serving  
21 wine without charge, on the winery premises.

Passed the House March 12, 1998.

Passed the Senate March 11, 1998.

Approved by the Governor April 1, 1998.

Filed in Office of Secretary of State April 1, 1998.