
SUBSTITUTE SENATE BILL 5304

State of Washington

56th Legislature

1999 Regular Session

By Senate Committee on Judiciary (originally sponsored by Senators Costa, Heavey, Fairley, Goings, McCaslin and West)

Read first time 02/15/1999.

1 AN ACT Relating to penalties imposed for violations of the state
2 liquor code; amending RCW 66.28.230, 66.44.180, 66.44.100, and
3 66.44.320; adding a new section to chapter 66.28 RCW; creating a new
4 section; and prescribing penalties.

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

6 **Sec. 1.** RCW 66.28.230 and 1989 c 271 s 232 are each amended to
7 read as follows:

8 ~~((1) Except as provided in subsection (2) of this section, the~~
9 ~~violation of any provisions of RCW 66.28.200 through 66.28.220 is~~
10 ~~punishable by a fine of not more than five hundred dollars.~~

11 ~~(2))~~ Except as provided in RCW 66.44.270, a person who
12 intentionally furnishes a keg or other container containing four or
13 more gallons of malt liquor to a minor is ~~((liable, on conviction, for~~
14 ~~a first offense for a penalty of not more than five hundred dollars, or~~
15 ~~for imprisonment for not more than two months, or both; for a second~~
16 ~~offense for a penalty of not more than five hundred dollars or~~
17 ~~imprisonment for not more than six months, or both; and for a third or~~
18 ~~subsequent offense for a penalty of not more than five hundred dollars~~

1 ~~or imprisonment for more than one year, or both)) guilty of a gross~~
2 ~~misdemeanor punishable under RCW 9.92.020.~~

3 NEW SECTION. **Sec. 2.** A new section is added to chapter 66.28 RCW
4 to read as follows:

5 The violation of any provisions of RCW 66.28.200 through 66.28.230
6 is a gross misdemeanor punishable under RCW 9.92.020.

7 **Sec. 3.** RCW 66.44.180 and 1987 c 202 s 225 are each amended to
8 read as follows:

9 Every person (~~(guilty of))~~ found to have committed a violation of
10 this title for which no penalty has been specifically provided (~~(shall~~
11 ~~be liable, on conviction, for a first offense to a penalty of not more~~
12 ~~than five hundred dollars, or to imprisonment for not more than two~~
13 ~~months, or both; for a second offense to imprisonment for not more than~~
14 ~~six months; and for a third or subsequent offense to imprisonment for~~
15 ~~not more than one year)) is guilty of a misdemeanor punishable under~~
16 RCW 9.92.030. If the offender convicted of an offense referred to in
17 this section is a corporation, it shall for a first offense be liable
18 to a penalty of not more than five thousand dollars(~~(, and))~~;
19 for a second or subsequent offense to a penalty of not more than ten thousand
20 dollars, or to forfeiture of its corporate license, or both.

21 Every district (~~(judge))~~ and municipal (~~(judge))~~ court shall have
22 concurrent jurisdiction with the superior courts (~~(judges))~~ of the
23 state of Washington of all violations of the provisions of this title
24 and may impose any punishment provided therefor.

25 **Sec. 4.** RCW 66.44.100 and 1981 1st ex.s. c 5 s 21 are each amended
26 to read as follows:

27 Except as permitted by this title, no person shall open the package
28 containing liquor or consume liquor in a public place. Every person
29 who violates any provision of this section shall be guilty of a
30 misdemeanor(~~(, and on conviction therefor shall be fined not more than~~
31 ~~one hundred dollars)) punishable under RCW 9.92.030.~~

32 **Sec. 5.** RCW 66.44.320 and 1973 1st ex.s. c 209 s 19 are each
33 amended to read as follows:

1 Every person who shall sell any intoxicating liquor to any minor
2 shall be guilty of a (~~violation of Title 66 RCW~~) gross misdemeanor
3 punishable under RCW 9.92.020.

4 NEW SECTION. **Sec. 6.** This act applies to crimes committed on or
5 after the effective date of this act.

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