

CERTIFICATION OF ENROLLMENT

**SUBSTITUTE SENATE BILL 5304**

Chapter 189, Laws of 1999

56th Legislature  
1999 Regular Session

LIQUOR CODE VIOLATIONS--PENALTIES

EFFECTIVE DATE: 7/25/99

Passed by the Senate April 22, 1999  
YEAS 43 NAYS 0

BRAD OWEN  
President of the Senate

Passed by the House April 12, 1999  
YEAS 94 NAYS 0

CLYDE BALLARD  
Speaker of the  
House of Representatives

FRANK CHOPP  
Speaker of the  
House of Representatives

Approved May 5, 1999

GARY LOCKE  
Governor of the State of Washington

CERTIFICATE

I, Tony M. Cook, Secretary of the Senate of the State of Washington, do hereby certify that the attached is **SUBSTITUTE SENATE BILL 5304** as passed by the Senate and the House of Representatives on the dates hereon set forth.

TONY M. COOK  
Secretary

FILED

May 5, 1999 - 4:20 p.m.

Secretary of State  
State of Washington

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**SUBSTITUTE SENATE BILL 5304**

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AS AMENDED BY THE HOUSE

Passed Legislature - 1999 Regular Session

**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, and 66.44.100; adding a new  
3 section to chapter 66.28 RCW; creating a new section; repealing RCW  
4 66.44.320; 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~~  
19 ~~or imprisonment for more than one year, or both)) person under the age~~

1 of twenty-one years is guilty of a gross misdemeanor punishable under  
2 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 66.44.100 and 1981 1st ex.s. c 5 s 21 are each amended  
8 to read as follows:

9 Except as permitted by this title, no person shall open the package  
10 containing liquor or consume liquor in a public place. Every person  
11 who violates any provision of this section shall be guilty of a  
12 (~~misdemeanor, and on conviction therefor shall be fined not more than~~  
13 ~~one hundred dollars~~) class 3 civil infraction under chapter 7.80 RCW.

14 NEW SECTION. **Sec. 4.** RCW 66.44.320 (Sales of liquor to minors a  
15 violation) and 1973 1st ex.s. c 209 s 19, 1933 c 2 s 1, & 1929 c 200 s  
16 1 are each repealed.

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

Passed the Senate April 22, 1999.

Passed the House April 12, 1999.

Approved by the Governor May 5, 1999.

Filed in Office of Secretary of State May 5, 1999.