

CERTIFICATION OF ENROLLMENT

SUBSTITUTE HOUSE BILL 1495

Chapter 320, Laws of 2003

58th Legislature
2003 Regular Session

LIQUOR LICENSE SUSPENSIONS--INVESTIGATIONS

EFFECTIVE DATE: 7/27/03

Passed by the House April 22, 2003
Yeas 97 Nays 0

FRANK CHOPP

Speaker of the House of Representatives

Passed by the Senate April 15, 2003
Yeas 49 Nays 0

BRAD OWEN

President of the Senate

Approved May 14, 2003.

GARY LOCKE

Governor of the State of Washington

CERTIFICATE

I, Cynthia Zehnder, Chief Clerk of the House of Representatives of the State of Washington, do hereby certify that the attached is **SUBSTITUTE HOUSE BILL 1495** as passed by the House of Representatives and the Senate on the dates hereon set forth.

CYNTHIA ZEHNDER

Chief Clerk

FILED

May 14, 2003 - 3:50 p.m.

**Secretary of State
State of Washington**

SUBSTITUTE HOUSE BILL 1495

AS AMENDED BY THE SENATE

Passed Legislature - 2003 Regular Session

State of Washington 58th Legislature 2003 Regular Session

By House Committee on Commerce & Labor (originally sponsored by Representatives Hudgins, Chandler, Conway and Kenney; by request of Liquor Control Board)

READ FIRST TIME 02/27/03.

1 AN ACT Relating to the summary suspension of a liquor license
2 pending revocation proceedings; and amending RCW 66.08.150.

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

4 **Sec. 1.** RCW 66.08.150 and 1989 c 175 s 122 are each amended to
5 read as follows:

6 The action, order, or decision of the board as to any denial of an
7 application for the reissuance of a permit or license or as to any
8 revocation, suspension, or modification of any permit or license shall
9 be an adjudicative proceeding and subject to the applicable provisions
10 of chapter 34.05 RCW.

11 (1) An opportunity for a hearing may be provided an applicant for
12 the reissuance of a permit or license prior to the disposition of the
13 application, and if no such opportunity for a prior hearing is provided
14 then an opportunity for a hearing to reconsider the application must be
15 provided the applicant.

16 (2) An opportunity for a hearing must be provided a permittee or
17 licensee prior to a revocation or modification of any permit or license
18 and, except as provided in subsection (4) of this section, prior to the
19 suspension of any permit or license.

1 (3) No hearing shall be required until demanded by the applicant,
2 permittee, or licensee.

3 (4) The board may summarily suspend a license or permit for a
4 period of up to (~~thirty~~) one hundred eighty days without a prior
5 hearing if it finds that public health, safety, or welfare imperatively
6 require emergency action, and incorporates a finding to that effect in
7 its order; and proceedings for revocation or other action must be
8 promptly instituted and determined. The board's enforcement division
9 shall complete a preliminary staff investigation of the violation
10 before requesting an emergency suspension by the board.

Passed by the House April 22, 2003.

Passed by the Senate April 15, 2003.

Approved by the Governor May 14, 2003.

Filed in Office of Secretary of State May 14, 2003.