
HOUSE BILL 1389

State of Washington 66th Legislature 2019 Regular Session

By Representatives Morgan, Young, Jenkins, Entenman, Ormsby,
Lekanoff, Thai, Reeves, Stonier, Kilduff, and Stanford

Read first time 01/21/19. Referred to Committee on Commerce &
Gaming.

1 AN ACT Relating to reporting requirements for common carriers who
2 transport liquor into the state; adding a new section to chapter
3 66.28 RCW; and creating a new section.

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

5 NEW SECTION. **Sec. 1.** It is the intent of the legislature to
6 have complete and accurate information about the importation of
7 liquor into the state in order to verify that all such importation is
8 lawful, to ensure that all applicable taxes are properly and promptly
9 paid, and to protect persons licensed to sell liquor in the state
10 from unfair competition by out-of-state entities.

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

13 (1) Any carrier that delivers to a recipient in the state an item
14 the carrier knows contains liquor must report such delivery to the
15 board and to the department of revenue on or before the end of the
16 calendar month following the month in which the delivery is
17 completed.

18 (2) The reports required by this section must include the name
19 and address of the carrier, the name and address of the person or
20 entity from whom the shipment originated, the name and address of the

1 person or entity to whom the shipment is delivered, the weight or
2 other pertinent information about the shipment, a unique tracking
3 number, the date of delivery, and any other information reasonably
4 required by the board or the department of revenue. Reports will be
5 made available to the public under the public records act, chapter
6 42.56 RCW. However, those portions of reports disclosing the names
7 and addresses of individual consumers receiving shipments of liquor
8 must be redacted before the balance of the reports are made available
9 to the public.

10 (3) The reporting requirements of this section apply to all
11 deliveries made to any person or entity in the state, except that
12 they do not apply to any deliveries made to the licensed premises of
13 a person licensed in the state as a spirits, beer, or wine
14 distributor or importer.

15 (4) Any carrier who willfully fails to make reports as provided
16 by this section, board rule, or department of revenue rule for the
17 administration and enforcement of this section is subject to a
18 notification of violation. In the case of a continuing failure to
19 make reports, the carrier is subject to possible license suspension
20 and revocation.

21 (5) This section does not alter, eliminate, or abridge any
22 requirements imposed by any other statute or rule on carriers with
23 respect to delivery of liquor to recipients in the state, such as but
24 not limited to requirements that the carrier verify the age of the
25 person accepting delivery and obtain such person's signature
26 confirming delivery.

27 (6) The board and the department of revenue must jointly or
28 separately adopt rules necessary or appropriate for the
29 implementation of this section.

30 (7) For purposes of this section, the term "carrier" means and
31 includes any person or entity operating as a common carrier in the
32 state, including railroad companies, express companies, common or
33 contract carriers, or any other company or firm that brings, carries,
34 or transports liquor from outside the state for delivery in the
35 state.

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