CERTIFICATION OF ENROLLMENT

## HOUSE BILL 1730

Chapter 158, Laws of 2023

(partial veto)

68th Legislature 2023 Regular Session

LIQUOR LICENSEES-EMPLOYMENT OF PERSONS AGED 18, 19, AND 20

EFFECTIVE DATE: July 23, 2023

Passed by the House March 8, 2023 Yeas 84 Nays 13

### LAURIE JINKINS

Speaker of the House of Representatives

Passed by the Senate April 7, 2023 Yeas 44 Nays 4

#### DENNY HECK

# President of the Senate

Approved April 20, 2023 2:58 PM with the exception of section 3, which is vetoed.

CERTIFICATE

I, Bernard Dean, Chief Clerk of the House of Representatives of the State of Washington, do hereby certify that the attached is **HOUSE BILL 1730** as passed by the House of Representatives and the Senate on the dates hereon set forth.

BERNARD DEAN

Chief Clerk

FILED

April 21, 2023

JAY INSLEE

Governor of the State of Washington

Secretary of State State of Washington

## HOUSE BILL 1730

Passed Legislature - 2023 Regular Session

## State of Washington 68th Legislature 2023 Regular Session

**By** Representatives Waters, Stonier, Klicker, Low, Couture, Chambers, Ybarra, Barnard, Schmidt, Street, McClintock, Walen, Hutchins, Caldier, and Cheney

Read first time 02/02/23. Referred to Committee on Regulated Substances & Gaming.

AN ACT Relating to allowing youth ages 18 and older to work in establishments traditionally classified as off-limits to persons under the age of 21 in certain specific and limited circumstances; amending RCW 66.44.316; creating a new section; and declaring an emergency.

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

7 <u>NEW SECTION.</u> Sec. 1. (1) The legislature finds that the 8 COVID-19 pandemic created extreme labor shortages in certain 9 industries, especially in the food service and hospitality industry.

10 (2)The legislature further finds that establishments 11 traditionally classified as off-limits to persons under the age of 21 12 have experienced even greater labor challenges in occupations that do not involve the serving of alcohol or interacting with patrons, such 13 14 as dishwashers, sanitation specialists, line cooks, prep cooks, fry 15 cooks, and chefs.

16 (3) The legislature further finds that these occupations are 17 critical entry-level jobs that help youth develop strong skills that 18 translate into success in other workplaces and occupations later in 19 life.

20 (4) Therefore, the legislature intends to allow, under specific 21 and limited circumstances, youth between the ages of 18 to 21 to be

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1 employed in establishments traditionally classified as off-limits to 2 persons under the age of 21.

3 Sec. 2. RCW 66.44.316 and 1985 c 323 s 1 are each amended to 4 read as follows:

5 <u>(1)</u> It is lawful for:

6 (((1))) (a) Professional musicians, professional disc jockeys, or 7 professional sound or lighting technicians actively engaged in 8 support of professional musicians or professional disc jockeys, 9 ((eighteen)) <u>18</u> years of age and older, to enter and to remain in any 10 premises licensed under the provisions of ((Title <u>66 RCW</u>)) <u>this</u> 11 <u>title</u>, but only during and in the course of their employment as 12 musicians, disc jockeys, or sound or lighting technicians;

13 (((2))) (b) Persons ((eighteen)) <u>18</u> years of age and older 14 performing janitorial services to enter and remain on premises 15 licensed under the provisions of ((Title 66 RCW)) <u>this title</u> when the 16 premises are closed but only during and in the course of their 17 performance of janitorial services;

18 (((-(3))) (c) Employees of amusement device companies, which employees are ((eighteen)) 18 years of age or older, to enter and to 19 20 remain in any premises licensed under the provisions of ((Title 66 21 RCW)) this title, but only during and in the course of their 22 employment for the purpose of installing, maintaining, repairing, or removing an amusement device. For the purposes of this section 23 amusement device means coin-operated video games, pinball machines, 24 25 juke boxes, or other similar devices; ((and

(4))) (d) Security and law enforcement officers, and firefighters 26 ((eighteen)) 18 years of age or older to enter and to remain in any 27 premises licensed under ((Title 66 RCW)) this title, but only during 28 and in the course of their official duties and only if they are not 29 30 the direct employees of the licensee. However, the application of 31 ((the [this])) this subsection to security officers is limited to casual, isolated incidents arising in the course of their duties and 32 does not extend to continuous or frequent entering or remaining in 33 any licensed premises; and 34

35 <u>(e) Persons 18 years of age and older performing services</u> 36 <u>unrelated to the sale or service of alcohol to enter and remain on</u> 37 <u>premises licensed under this title, but only during and in the course</u> 38 of their employment as a dishwasher, cook, chef, sanitation

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specialist, or other kitchen staff and only under the following 1 conditions: 2 (i) The individual may not perform any services or work in the 3 bar, lounge, or dining area of the licensed premises; 4 (ii) The individual may not serve food, drinks, or otherwise 5 6 interact with the patrons of the licensee; (iii) The individual may never be in possession of or consume 7 alcohol at any time; and 8 (iv) The licensee must ensure that a supervisor, who is at least 9 21 years of age, is present at all times that an individual employed 10 under this section is working. 11 (2) This section shall not be construed as permitting the sale or 12 distribution of any alcoholic beverages to any person under the age 13 14 of ((twenty-one)) 21 years.

15 \*<u>NEW SECTION.</u> Sec. 3. This act is necessary for the immediate 16 preservation of the public peace, health, or safety, or support of 17 the state government and its existing public institutions, and takes 18 effect immediately.

\*Sec. 3 was vetoed. See message at end of chapter.

Passed by the House March 8, 2023. Passed by the Senate April 7, 2023. Approved by the Governor April 20, 2023, with the exception of certain items that were vetoed. Filed in Office of Secretary of State April 21, 2023.

Note: Governor's explanation of partial veto is as follows: "I am returning herewith, without my approval as to Section 3, House Bill No. 1730 entitled:

"AN ACT Relating to allowing youth ages 18 and older to work in establishments traditionally classified as off-limits to persons under the age of 21 in certain specific and limited circumstances."

This bill would make permanent certain temporary emergency provisions adopted in response to the COVID pandemic, but those emergency provisions lapsed in September of 2022. Section 3 is an emergency clause, which would make this bill effective immediately. This legislation is not necessary for the immediate preservation of the public peace, health, or safety, or support of the state government and its existing public institutions.

For these reasons I have vetoed Section 3 of House Bill No. 1730. With the exception of Section 3, House Bill No. 1730 is approved."

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