

2 **SSB 5776** - H COMM AMD **Failed 4-28-91**
3 By Committee on Commerce & Labor

4

5 Strike everything after the enacting clause and insert the
6 following:

7 "Sec. 1. RCW 66.04.010 and 1987 c 386 s 3 are each amended to read
8 as follows:

9 In this title, unless the context otherwise requires:

10 (1) "Agency" means the liquor control agency, the state agency
11 established under section 2 of this act.

12 (2) "Alcohol" is that substance known as ethyl alcohol, hydrated
13 oxide of ethyl, or spirit of wine, which is commonly produced by the
14 fermentation or distillation of grain, starch, molasses, or sugar, or
15 other substances including all dilutions and mixtures of this
16 substance. The term "alcohol" does not include alcohol in the
17 possession of a manufacturer or distiller of alcohol fuel, as described
18 in RCW 66.12.130, which is intended to be denatured and used as a fuel
19 for use in motor vehicles, farm implements, and machines or implements
20 of husbandry.

21 ~~((2))~~ (3) "Beer" means any malt beverage or malt liquor as these
22 terms are defined in this chapter.

23 ~~((3))~~ (4) "Brewer" means any person engaged in the business of
24 manufacturing beer and malt liquor.

25 ~~((4))~~ (5) "Board" means the liquor control board, the rule-making
26 and quasi-judicial body constituted under this title.

1 ~~((5))~~ (6) "Club" means an organization of persons, incorporated
2 or unincorporated, operated solely for fraternal, benevolent,
3 educational, athletic or social purposes, and not for pecuniary gain.

4 ~~((6))~~ (7) "Consume" includes the putting of liquor to any use,
5 whether by drinking or otherwise.

6 ~~((7))~~ (8) "Dentist" means a practitioner of dentistry duly and
7 regularly licensed and engaged in the practice of his or her profession
8 within the state pursuant to chapter 18.32 RCW.

9 ~~((8))~~ (9) "Director" means the director of the liquor control
10 agency.

11 (10) "Distiller" means a person engaged in the business of
12 distilling spirits.

13 ~~((9))~~ (11) "Druggist" means any person who holds a valid
14 certificate and is a registered pharmacist and is duly and regularly
15 engaged in carrying on the business of pharmaceutical chemistry
16 pursuant to chapter 18.64 RCW.

17 ~~((10))~~ (12) "Drug store" means a place whose principal business
18 is, the sale of drugs, medicines and pharmaceutical preparations and
19 maintains a regular prescription department and employs a registered
20 pharmacist during all hours the drug store is open.

21 ~~((11))~~ (13) "Employee" means any person employed by the ~~(board)~~
22 director, including a vendor, as hereinafter in this section defined.

23 ~~((12))~~ (14) "Fund" means 'liquor revolving fund.'

24 ~~((13))~~ (15) "Hotel" means every building or other structure kept,
25 used, maintained, advertised or held out to the public to be a place
26 where food is served and sleeping accommodations are offered for pay to
27 transient guests, in which twenty or more rooms are used for the
28 sleeping accommodation of such transient guests and having one or more
29 dining rooms where meals are served to such transient guests, such
30 sleeping accommodations and dining rooms being conducted in the same

1 building and buildings, in connection therewith, and such structure or
2 structures being provided, in the judgment of the board, with adequate
3 and sanitary kitchen and dining room equipment and capacity, for
4 preparing, cooking and serving suitable food for its guests: PROVIDED
5 FURTHER, That in cities and towns of less than five thousand
6 population, the board shall have authority to waive the provisions
7 requiring twenty or more rooms. Hotels licensed to sell liquor shall
8 have signs posted in conspicuous locations throughout the establishment
9 warning women of the potential hazards associated with the consumption
10 of alcohol when pregnant. These signs shall be in a size and form that
11 are easily readable by all customers.

12 (~~(14)~~) (16) "Imprisonment" means confinement in the county jail.

13 (~~(15)~~) (17) "Liquor" includes the four varieties of liquor herein
14 defined (alcohol, spirits, wine and beer), and all fermented,
15 spirituous, vinous, or malt liquor, or combinations thereof, and mixed
16 liquor, a part of which is fermented, spirituous, vinous or malt
17 liquor, or otherwise intoxicating; and every liquid or solid or
18 semisolid or other substance, patented or not, containing alcohol,
19 spirits, wine or beer, and all drinks or drinkable liquids and all
20 preparations or mixtures capable of human consumption, and any liquid,
21 semisolid, solid, or other substance, which contains more than one
22 percent of alcohol by weight shall be conclusively deemed to be
23 intoxicating. Liquor does not include confections or food products
24 that contain one percent or less of alcohol by weight.

25 (~~(16)~~) (18) "Manufacturer" means a person engaged in the
26 preparation of liquor for sale, in any form whatsoever.

27 (~~(17)~~) (19) "Malt beverage" or "malt liquor" means any beverage
28 such as beer, ale, lager beer, stout, and porter obtained by the
29 alcoholic fermentation of an infusion or decoction of pure hops, or
30 pure extract of hops and pure barley malt or other wholesome grain or

1 cereal in pure water containing not more than eight percent of alcohol
2 by weight, and not less than one-half of one percent of alcohol by
3 volume. For the purposes of this title, any such beverage containing
4 more than eight percent of alcohol by weight shall be referred to as
5 "strong beer."

6 ~~((18))~~ (20) "Package" means any container or receptacle used for
7 holding liquor.

8 ~~((19))~~ (21) "Permit" means a permit for the purchase of liquor
9 under this title.

10 ~~((20))~~ (22) "Person" means an individual, copartnership,
11 association, or corporation.

12 ~~((21))~~ (23) "Physician" means a medical practitioner duly and
13 regularly licensed and engaged in the practice of his or her profession
14 within the state pursuant to chapter 18.71 RCW.

15 ~~((22))~~ (24) "Prescription" means a memorandum signed by a
16 physician and given by him or her to a patient for the obtaining of
17 liquor pursuant to this title for medicinal purposes.

18 ~~((23))~~ (25) "Public place" includes streets and alleys of
19 incorporated cities and towns; state or county or township highways or
20 roads; buildings and grounds used for school purposes; public dance
21 halls and grounds adjacent thereto; those parts of establishments where
22 beer may be sold under this title, soft drink establishments, public
23 buildings, public meeting halls, lobbies, halls and dining rooms of
24 hotels, restaurants, theatres, stores, garages and filling stations
25 which are open to and are generally used by the public and to which the
26 public is permitted to have unrestricted access; railroad trains,
27 stages, and other public conveyances of all kinds and character, and
28 the depots and waiting rooms used in conjunction therewith which are
29 open to unrestricted use and access by the public; publicly owned
30 bathing beaches, parks, and/or playgrounds; and all other places of

1 like or similar nature to which the general public has unrestricted
2 right of access, and which are generally used by the public.

3 ~~((24))~~ (26) "Regulations" or "rules" means ~~((regulations made))~~
4 rules adopted pursuant to chapter 34.05 RCW by the board under the
5 powers conferred by this title.

6 ~~((25))~~ (27) "Restaurant" means any establishment provided with
7 special space and accommodations where, in consideration of payment,
8 food, without lodgings, is habitually furnished to the public, not
9 including drug stores and soda fountains. Restaurants licensed to sell
10 liquor shall have signs posted in conspicuous locations throughout the
11 establishment warning women of the potential hazards associated with
12 the consumption of alcohol when pregnant. These signs shall be in a
13 size and form that are easily readable by all customers.

14 ~~((26))~~ (28) "Sale" and "sell" include exchange, barter, and
15 traffic; and also include the selling or supplying or distributing, by
16 any means whatsoever, of liquor, or of any liquid known or described as
17 beer or by any name whatever commonly used to describe malt or brewed
18 liquor or of wine, by any person to any person; and also include a sale
19 or selling within the state to a foreign consignee or his or her agent
20 in the state. "Sale" and "sell" does not include the giving, at no
21 charge, of a reasonable amount of liquor by a person not licensed by
22 the board to a person not licensed by the board, for personal use only.
23 "Sale" and "sell" also does not include a raffle authorized under RCW
24 9.46.0315, if the nonprofit organization conducting the raffle has
25 obtained the appropriate permit from the board.

26 ~~((27))~~ (29) "Soda fountain" means a place especially equipped
27 with apparatus for the purpose of dispensing soft drinks, whether mixed
28 or otherwise.

1 ~~((+28))~~ (30) "Spirits" means any beverage which contains alcohol
2 obtained by distillation, including wines exceeding twenty-four percent
3 of alcohol by volume.

4 ~~((+29))~~ (31) "Store" means a state liquor store established under
5 this title.

6 ~~((+30))~~ (32) "Tavern" means any establishment with special space
7 and accommodation for sale by the glass and for consumption on the
8 premises, of beer, as herein defined. Taverns licensed to sell liquor
9 shall have signs posted in conspicuous locations throughout the
10 establishment warning women of the potential hazards associated with
11 the consumption of alcohol when pregnant. These signs shall be in a
12 size and form that are easily readable by all customers.

13 ~~((+31))~~ (33) "Vendor" means a person employed by the ~~((board))~~
14 liquor control agency as a store manager under this title.

15 ~~((+32))~~ (34) "Winery" means a business conducted by any person for
16 the manufacture of wine for sale, other than a domestic winery.

17 ~~((+33))~~ (35) "Domestic winery" means a place where wines are
18 manufactured or produced within the state of Washington.

19 ~~((+34))~~ (36) "Wine" means any alcoholic beverage obtained by
20 fermentation of fruits (grapes, berries, apples, et cetera) or other
21 agricultural product containing sugar, to which any saccharine
22 substances may have been added before, during or after fermentation,
23 and containing not more than twenty-four percent of alcohol by volume,
24 including sweet wines fortified with wine spirits, such as port,
25 sherry, muscatel and angelica, not exceeding twenty-four percent of
26 alcohol by volume and not less than one-half of one percent of alcohol
27 by volume. For purposes of this title, any beverage containing
28 ~~((less))~~ no more than fourteen percent of alcohol by volume when
29 bottled or packaged by the manufacturer shall be referred to as "table
30 wine," and any beverage containing alcohol in an amount ~~((equal to or))~~

1 more than fourteen percent by volume when bottled or packaged by the
2 manufacturer shall be referred to as "fortified wine." However,
3 "fortified wine" shall not include: (a) Wines that are both sealed or
4 capped by cork closure and aged two years or more; and (b) wines that
5 contain more than fourteen percent (~~(or more)~~) alcohol by volume solely
6 as a result of the natural fermentation process and that have not been
7 produced with the addition of wine spirits, brandy, or alcohol.

8 This subsection shall not be interpreted to require that any wine
9 be labeled with the designation "table wine" or "fortified wine."

10 (~~(+35+)~~) (37) "Beer wholesaler" means a person who buys beer from
11 a brewer or brewery located either within or beyond the boundaries of
12 the state for the purpose of selling the same pursuant to this title,
13 or who represents such brewer or brewery as agent.

14 (~~(+36+)~~) (38) "Wine wholesaler" means a person who buys wine from
15 a vintner or winery located either within or beyond the boundaries of
16 the state for the purpose of selling the same not in violation of this
17 title, or who represents such vintner or winery as agent."

18 "NEW SECTION. Sec. 2. A new section is added to chapter 66.08 RCW
19 to read as follows:

20 There is an agency of state government known as the "Washington
21 state liquor control agency."

22 The executive head of the liquor control agency is the director.
23 The director is appointed by, and serves at the pleasure of, the
24 governor. The appointment of the director is subject to confirmation
25 by the senate. The director is paid a salary to be fixed by the
26 governor in accordance with RCW 43.03.040. The director shall have
27 management experience in a public agency and a business enterprise."

1 "NEW SECTION. Sec. 3. All powers, duties, and functions vested
2 by law in the liquor control board are transferred to the director of
3 the liquor control agency, except those powers, duties, and functions
4 which are expressly directed to remain with the board. This transfer
5 shall take place January 1, 1992. This act does not create a new
6 agency, but renames the Washington State liquor control board and
7 provides for a new administrative structure within the renamed agency."

8 "**Sec. 4.** RCW 66.08.012 and 1961 c 307 s 7 are each amended to read
9 as follows:

10 There shall be a board, known as the "Washington state liquor
11 control board," consisting of (~~three~~) five members, to be appointed
12 by the governor, with the consent of the senate, who shall each be
13 (~~paid an annual salary to be fixed by the governor in accordance with~~
14 ~~the provisions of RCW 43.03.040~~) compensated in accordance with RCW
15 43.03.250 and shall be reimbursed for subsistence and mileage in
16 accordance with RCW 43.03.050 and 43.03.060. The governor may, in his
17 or her discretion, appoint one of the members as (~~chairman~~) chair of
18 the board, and a majority of the members shall constitute a quorum of
19 the board. The board shall meet once a month or at such times as the
20 chair may designate."

21 "**Sec. 5.** RCW 66.08.014 and 1986 c 105 s 1 are each amended to read
22 as follows:

23 (1) The members of the board to be appointed after December 2,
24 1948, shall be appointed for terms beginning January 15, 1949, and
25 expiring as follows: One member of the board for a term of three years
26 from January 15, 1949; one member of the board for a term of six years
27 from January 15, 1949; and one member of the board for a term of nine
28 years from January 15, 1949. Each of the members of the board

1 appointed hereunder shall hold office until his or her successor is
2 appointed and qualified. After June 11, 1986, the term that began on
3 January 15, 1985, will end on January 15, 1989, the term beginning on
4 January 15, 1988, will end on January 15, 1993, and the term beginning
5 on January 15, 1991, will end on January 15, 1997. Thereafter, upon
6 the expiration of the term of any member appointed after June 11, 1986,
7 each succeeding member of the board shall be appointed and hold office
8 for the term of six years. The unexpired terms of board members
9 serving on the effective date of this act shall be completed by members
10 appointed to serve part time after the effective date of this act. In
11 case of a vacancy, it shall be filled by appointment by the governor
12 for the unexpired portion of the term in which said vacancy occurs. No
13 vacancy in the membership of the board shall impair the right of the
14 remaining member or members to act, except as herein otherwise
15 provided.

16 (2) The principal office of the (~~board~~) liquor control agency
17 shall be at the state capitol, and it may establish such other offices
18 as it may deem necessary.

19 (3) Any member of the board may be removed for inefficiency,
20 malfeasance or misfeasance in office, upon specific written charges
21 filed by the governor, who shall transmit such written charges to the
22 member accused and to the chief justice of the supreme court. The
23 chief justice shall thereupon designate a tribunal composed of three
24 judges of the superior court to hear and adjudicate the charges. Such
25 tribunal shall fix the time of the hearing, which shall be public, and
26 the procedure for the hearing, and the decision of such tribunal shall
27 be final and not subject to review by the supreme court. Removal of
28 any member of the board by the tribunal shall disqualify such member
29 for reappointment.

1 (4) Each member of the board shall (~~devote his entire time to the~~
2 ~~duties of his office~~) serve part time and no member of the board shall
3 hold any other public office. Before entering upon the duties of his
4 or her office, each of (~~said~~) the members of the board shall enter
5 into a surety bond executed by a surety company authorized to do
6 business in this state, payable to the state of Washington, to be
7 approved by the governor in the penal sum of fifty thousand dollars
8 conditioned upon the faithful performance of his or her duties, and
9 shall take and subscribe to the oath of office prescribed for elective
10 state officers, which oath and bond shall be filed with the secretary
11 of state. The premium for (~~said~~) the bond shall be paid by the
12 (~~board~~) liquor control agency."

13 "Sec. 6. RCW 66.08.020 and 1933 ex.s. c 62 s 5 are each amended to
14 read as follows:

15 The administration of this title, including the general control,
16 management, and supervision of all liquor stores, shall be vested in
17 the (~~liquor control board, constituted under this title.~~) director,
18 who shall carry out this administrative function in accordance with the
19 rules adopted by the board.

20 In addition to any other powers granted or transferred to the
21 director, the director shall have the following powers and duties as
22 may be necessary to carry out the purposes of this title:

23 (1) Supervise and administer the operations of the liquor control
24 agency in accordance with the provisions of this title;

25 (2) Appoint personnel and prescribe their duties;

26 (3) Enter into contracts on behalf of the agency;

27 (4) Accept and expend donations, grants, or other funds;

1 (5) Delegate powers, duties, and functions of the liquor control
2 agency to employees of the agency as the director deems necessary to
3 ensure efficient administration;

4 (6) Appoint advisory committees and undertake studies, research,
5 and analysis necessary to support activities of the agency; and

6 (7) Perform such other duties as are consistent with this title."

7 **"Sec. 7.** RCW 66.08.030 and 1977 ex.s. c 115 s 1 are each amended
8 to read as follows:

9 (1) For the purpose of carrying into effect the provisions of this
10 title according to their true intent or of supplying any deficiency
11 therein, the board may make such ~~((regulations))~~ rules not inconsistent
12 with the spirit of this title as are deemed necessary or advisable.
13 All ~~((regulations))~~ rules so made shall be a public record and shall be
14 filed in the office of the code reviser, and thereupon shall have the
15 same force and effect as if incorporated in this title. Such
16 ~~((regulations))~~ rules, together with a copy of this title, shall be
17 published in pamphlets and shall be distributed as directed by the
18 board.

19 (2) Without thereby limiting the generality of the provisions
20 contained in subsection (1) of this section, it is declared that the
21 power of the board to make ~~((regulations))~~ rules in the manner set out
22 in that subsection shall extend to:

23 ~~(a) ((regulating the equipment and management of stores and~~
24 ~~warehouses in which state liquor is sold or kept, and prescribing the~~
25 ~~books and records to be kept therein and the reports to be made thereon~~
26 ~~to the board;~~

27 ~~(b) prescribing the duties of the employees of the board, and~~
28 ~~regulating their conduct in the discharge of their duties;~~

1 ~~(e))~~ Governing the purchase of liquor by the state and the
2 furnishing of liquor to stores established under this title;

3 ~~((d))~~ (b) Determining the classes, varieties, and brands of
4 liquor to be kept for sale at any store;

5 ~~((e))~~ (c) Prescribing, subject to RCW 66.16.080, the hours during
6 which the state liquor stores shall be kept open for the sale of
7 liquor;

8 ~~((f))~~ (d) Providing for the issuing and distributing of price
9 lists showing the price to be paid by purchasers for each variety of
10 liquor kept for sale under this title;

11 ~~((g))~~ (e) Prescribing an official seal and official labels and
12 stamps and determining the manner in which they shall be attached to
13 every package of liquor sold or sealed under this title, including the
14 prescribing of different official seals or different official labels
15 for different classes of liquor;

16 ~~((h))~~ (f) Providing for the payment by the ~~((board))~~ liquor
17 control agency in whole or in part of the carrying charges on liquor
18 shipped by freight or express;

19 ~~((i))~~ (g) Prescribing forms to be used for purposes of this title
20 or the ~~((regulations))~~ rules, and the terms and conditions to be
21 contained in permits and licenses issued under this title;

22 ~~((j))~~ (h) Prescribing the fees payable in respect of permits and
23 licenses issued under this title for which no fees are prescribed in
24 this title, and prescribing the fees for anything done or permitted to
25 be done under the ~~((regulations))~~ rules;

26 ~~((k))~~ (i) Prescribing the kinds and quantities of liquor which
27 may be kept on hand by the holder of a special permit for the purposes
28 named in the permit, regulating the manner in which the same shall be
29 kept and disposed of, and providing for the inspection of the same at
30 any time at the instance of the board;

1 ~~((l))~~ (j) Regulating the sale of liquor kept by the holders of
2 licenses which entitle the holder to purchase and keep liquor for sale;

3 ~~((m))~~ (k) Prescribing the records of purchases or sales of liquor
4 kept by the holders of licenses, and the reports to be made thereon to
5 the board, and providing for inspection of the records so kept;

6 ~~((n))~~ (l) Prescribing the kinds and quantities of liquor for
7 which a prescription may be given, and the number of prescriptions
8 which may be given to the same patient within a stated period;

9 ~~((o))~~ (m) Prescribing the manner of giving and serving notices
10 required by this title or the ~~((regulations))~~ rules, where not
11 otherwise provided for in this title;

12 ~~((p))~~ (n) Regulating premises in which liquor is kept for export
13 from the state, or from which liquor is exported, prescribing the books
14 and records to be kept therein and the reports to be made thereon to
15 the board, and providing for the inspection of the premises and the
16 books, records and the liquor so kept;

17 ~~((q))~~ (o) Prescribing the conditions and qualifications requisite
18 for the obtaining of club licenses and the books and records to be kept
19 and the returns to be made by clubs, prescribing the manner of
20 licensing clubs in any municipality or other locality, and providing
21 for the inspection of clubs;

22 ~~((r))~~ (p) Prescribing the conditions, accommodations, and
23 qualifications requisite for the obtaining of licenses to sell beer and
24 wines, and regulating the sale of beer and wines thereunder;

25 ~~((s))~~ (q) Specifying and regulating the time and periods when,
26 and the manner, methods, and means by which manufacturers shall deliver
27 liquor within the state; and the time and periods when, and the manner,
28 methods, and means by which liquor may lawfully be conveyed or carried
29 within the state;

1 (~~(t)~~) (r) Providing for the making of returns by brewers of their
2 sales of beer shipped within the state, or from the state, showing the
3 gross amount of such sales and providing for the inspection of brewers'
4 books and records, and for the checking of the accuracy of any such
5 returns;

6 (~~(u)~~) (s) Providing for the making of returns by the wholesalers
7 of beer whose breweries are located beyond the boundaries of the state;

8 (~~(v)~~) (t) Providing for the making of returns by any other liquor
9 manufacturers, showing the gross amount of liquor produced or
10 purchased, the amount sold within and exported from the state, and to
11 whom so sold or exported, and providing for the inspection of the
12 premises of any such liquor manufacturers, their books and records, and
13 for the checking of any such return;

14 (~~(w)~~) (u) Providing for the giving of fidelity bonds by any or
15 all of the employees of the (~~board~~) liquor control agency: PROVIDED,
16 That the premiums therefor shall be paid by the (~~board~~) agency;

17 (~~(x)~~) (v) Providing for the shipment by mail or common carrier of
18 liquor to any person holding a permit and residing in any unit which
19 has, by election pursuant to this title, prohibited the sale of liquor
20 therein;

21 (~~(y)~~) (w) Prescribing methods of manufacture, conditions of
22 sanitation, standards of ingredients, quality, and identity of
23 alcoholic beverages manufactured, sold, bottled, or handled by
24 licensees and the (~~board~~) liquor control agency; and conducting from
25 time to time, in the interest of the public health and general welfare,
26 scientific studies and research relating to alcoholic beverages and the
27 use and effect thereof; and

28 (~~(z)~~) (x) Seizing, confiscating, and destroying all alcoholic
29 beverages manufactured, sold, or offered for sale within this state
30 which do not conform in all respects to the standards prescribed by

1 this title or the (~~regulations~~) rules of the board: PROVIDED,
2 Nothing (~~herein contained~~) in this section shall be construed as
3 authorizing the liquor board to prescribe, alter, limit, or in any way
4 change the present law as to the quantity or percentage of alcohol used
5 in the manufacturing of wine or other alcoholic beverages."

6 "Sec. 8. RCW 66.08.050 and 1986 c 214 s 2 are each amended to read
7 as follows:

8 The board, subject to the provisions of this title and the
9 regulations, shall:

10 (1) Determine the localities within which state liquor stores shall
11 be established throughout the state, and the number and situation of
12 the stores within each locality;

13 (2) Appoint in cities and towns and other communities, in which no
14 state liquor store is located, liquor vendors. Such liquor vendors
15 shall be agents of the (~~board~~) liquor control agency and be
16 authorized to sell liquor to such persons, firms, or corporations as
17 provided for the sale of liquor from a state liquor store, and such
18 vendors shall be subject to such additional rules and regulations
19 consistent with this title as the board may require; and

20 (~~(3) (establish all necessary warehouses for the storing and~~
21 ~~bottling, diluting and rectifying of stocks of liquors for the purposes~~
22 ~~of this title;~~

23 ~~(4) provide for the leasing for periods not to exceed ten years of~~
24 ~~all premises required for the conduct of the business; and for~~
25 ~~remodeling the same, and the procuring of their furnishings, fixtures,~~
26 ~~and supplies; and for obtaining options of renewal of such leases by~~
27 ~~the lessee. The terms of such leases in all other respects shall be~~
28 ~~subject to the direction of the board;~~

1 ~~(5)) Determine the nature, form and capacity of all packages to be~~
2 ~~used for containing liquor kept for sale under this title((~~
3 ~~(6) execute or cause to be executed, all contracts, papers, and~~
4 ~~documents in the name of the board, under such regulations as the board~~
5 ~~may fix;~~
6 ~~(7) pay all customs, duties, excises, charges and obligations~~
7 ~~whatsoever relating to the business of the board;~~
8 ~~(8) require bonds from all employees in the discretion of the~~
9 ~~board, and to determine the amount of fidelity bond of each such~~
10 ~~employee;~~
11 ~~(9) perform services for the state lottery commission to such~~
12 ~~extent, and for such compensation, as may be mutually agreed upon~~
13 ~~between the board and the commission;~~
14 ~~(10) perform all other matters and things, whether similar to the~~
15 ~~foregoing or not, to carry out the provisions of this title, and shall~~
16 ~~have full power to do each and every act necessary to the conduct of~~
17 ~~its business, including all buying, selling, preparation and approval~~
18 ~~of forms, and every other function of the business whatsoever, subject~~
19 ~~only to audit by the state auditor: PROVIDED, That the board shall~~
20 ~~have no authority to regulate the content of spoken language on~~
21 ~~licensed premises where wine and other liquors are served and where~~
22 ~~there is not a clear and present danger of disorderly conduct being~~
23 ~~provoked by such language)). In addition to these responsibilities,~~
24 ~~the final decision in any adjudicative proceeding commenced under RCW~~
25 ~~66.08.150 or chapter 34.05 RCW shall be made by the board."~~

26 "NEW SECTION. Sec. 9. A new section is added to chapter 66.08 RCW
27 to read as follows:

28 The director, subject to the provisions of this title and the rules
29 of the board, shall:

1 (1) Establish all necessary warehouses for the storing and
2 bottling, diluting and rectifying of stocks of liquors for the purposes
3 of this title;

4 (2) Provide for the leasing for periods not to exceed ten years of
5 all premises required for the conduct of the business; and for
6 remodeling the same, and the procuring of their furnishings, fixtures,
7 and supplies; and for obtaining options of renewal of such leases by
8 the lessee. The terms of such leases in all other respects shall be
9 subject to the direction of the director;

10 (3) Execute or cause to be executed, all contracts, papers, and
11 documents in the name of the agency, under such rules as the board may
12 fix;

13 (4) Pay all customs, duties, excises, charges and obligations
14 whatsoever relating to the business of the agency;

15 (5) Require bonds from all employees in the discretion of the
16 director, and to determine the amount of fidelity bond of each such
17 employee;

18 (6) Perform services for the state lottery commission to such
19 extent, and for such compensation, as may be mutually agreed upon
20 between the director and the commission; and

21 (7) Perform all other matters and things, whether similar to the
22 foregoing or not, to carry out the provisions of this title, and shall
23 have full power to do each and every act necessary to the conduct of
24 its business, including all buying, selling, preparation and approval
25 of forms, and every other function of the business whatsoever, subject
26 only to audit by the state auditor: PROVIDED, That the director shall
27 have no authority to regulate the content of spoken language on
28 licensed premises where wine and other liquors are served and where
29 there is not a clear and present danger of disorderly conduct being
30 provoked by such language."

1 "NEW SECTION. **Sec. 10.** A new section is added to chapter 66.08
2 RCW to read as follows:

3 The director shall prepare, update, and execute an integrated
4 liquor plan that is not in conflict with the rules adopted by the board
5 and that includes, but is not limited to, the following elements:

6 (1) A program to achieve efficiencies and ensure operational
7 integration of regulatory, merchandising, and administrative services;

8 (2) A program of public and consumer information and coordination
9 with other public agencies and private organizations that emphasizes
10 alcohol abuse prevention and responsible consumption; and

11 (3) A strategy for implementation of the plan."

12 "**Sec. 11.** RCW 66.08.150 and 1989 c 175 s 122 are each amended to
13 read as follows:

14 The action, order, or decision of the (~~board~~) director as to any
15 denial of an application for the reissuance of a permit or license or
16 as to any revocation, suspension, or modification of any permit or
17 license shall be an adjudicative proceeding and subject to the
18 applicable provisions of chapter 34.05 RCW. The final decision in any
19 adjudicative proceeding commenced under this section or chapter 34.05
20 RCW shall be made by the board.

21 (1) An opportunity for a hearing may be provided an applicant for
22 the reissuance of a permit or license prior to the disposition of the
23 application, and if no such opportunity for a prior hearing is provided
24 then an opportunity for a hearing to reconsider the application must be
25 provided the applicant.

26 (2) An opportunity for a hearing must be provided a permittee or
27 licensee prior to a revocation or modification of any permit or license
28 and, except as provided in subsection (4) of this section, prior to the
29 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)) director may summarily suspend a license or
4 permit for a period of up to thirty days without a prior hearing if it
5 finds that public health, safety, or welfare imperatively require
6 emergency action, and incorporates a finding to that effect in its
7 order; and proceedings for revocation or other action must be promptly
8 instituted and determined."

9 "Sec. 12. RCW 66.24.170 and 1982 c 85 s 4 are each amended to read
10 as follows:

11 (1) There shall be a license to domestic wineries; fee to be
12 computed only on the liters manufactured: One hundred thousand liters
13 or less per year, one hundred dollars per year; over one hundred
14 thousand liters to seven hundred fifty thousand liters per year, four
15 hundred dollars per year; and over seven hundred fifty thousand liters
16 per year, eight hundred dollars per year.

17 (2) Any applicant for a domestic winery license shall, at the time
18 of filing application for license, accompany such application with a
19 license fee based upon a reasonable estimate of the amount of wine
20 liters to be manufactured by such applicant. Persons holding domestic
21 winery licenses shall report annually at the end of each fiscal year,
22 at such time and in such manner as the board may prescribe, the amount
23 of wine manufactured by them during the fiscal year. If the total
24 amount of wine manufactured during the year exceeds the amount
25 permitted annually by the license fee already paid the board, the
26 licensee shall pay such additional license fee as may be unpaid in
27 accordance with the schedule provided in this section.

28 (3) Any domestic winery licensed under this section shall also be
29 considered as holding, for the purposes of selling or importing

1 wine(~~s~~) of its own production, a current wine wholesaler's license
2 under RCW 66.24.200, a wine importer's license under RCW 66.24.204, and
3 a wine retailer's license, class F, under RCW 66.24.370 without further
4 application or fee. Any winery operating as a wholesaler, importer, or
5 retailer under this subsection shall comply with the applicable laws
6 and rules relating to (~~such~~) wholesalers, importers, and retailers.

7 (4) Wine produced in Washington state by a domestic winery
8 licensee may be shipped out-of-state for the purpose of making it into
9 sparkling wine and then returned to such licensee for resale. Such
10 wine shall be deemed wine manufactured in the state of Washington for
11 the purposes of RCW 66.24.206, and shall not require a special
12 license."

13 **"Sec. 13.** RCW 66.24.210 and 1989 c 271 s 501 are each amended to
14 read as follows:

15 (1) There is hereby imposed upon all wines sold to wine wholesalers
16 and the Washington state liquor control board, within the state a tax
17 at the rate of twenty and one-fourth cents per liter: PROVIDED,
18 HOWEVER, That wine sold or shipped in bulk from one winery to another
19 winery shall not be subject to such tax. The tax provided for in this
20 section may, if so prescribed by the board, be collected by means of
21 stamps to be furnished by the board, or by direct payments based on
22 wine purchased by wine wholesalers. Every person purchasing wine under
23 the provisions of this section shall on or before the twentieth day of
24 each month report to the board all purchases during the preceding
25 calendar month in such manner and upon such forms as may be prescribed
26 by the board, and with such report shall pay the tax due from the
27 purchases covered by such report unless the same has previously been
28 paid. Any such purchaser of wine whose applicable tax payment is not
29 postmarked by the twentieth day following the month of purchase will be

1 assessed a penalty at the rate of two percent a month or fraction
2 thereof. If this tax be collected by means of stamps, every such
3 person shall procure from the board revenue stamps representing the tax
4 in such form as the board shall prescribe and shall affix the same to
5 the package or container in such manner and in such denomination as
6 required by the board and shall cancel the same prior to the delivery
7 of the package or container containing the wine to the purchaser. If
8 the tax is not collected by means of stamps, the board may require that
9 every such person shall execute to and file with the board a bond to be
10 approved by the board, in such amount as the board may fix, securing
11 the payment of the tax. If any such person fails to pay the tax when
12 due, the board may forthwith suspend or cancel the license until all
13 taxes are paid.

14 (2) An additional tax is imposed equal to the rate specified in RCW
15 82.02.030 multiplied by the tax payable under subsection (1) of this
16 section. All revenues collected during any month from this additional
17 tax shall be transferred to the state general fund by the twenty-fifth
18 day of the following month.

19 (3) An additional tax is imposed on wines subject to tax under
20 subsection (1) of this section, at the rate of one-fourth of one cent
21 per liter for wine sold after June 30, 1987. Such additional tax shall
22 cease to be imposed on July 1, 1993. All revenues collected under this
23 subsection (3) shall be disbursed quarterly to the Washington wine
24 commission for use in carrying out the purposes of chapter 15.88 RCW.

25 (4) Until July 1, 1995, an additional tax is imposed on all wine
26 subject to tax under subsection (1) of this section. The additional
27 tax is equal to twenty-three and forty-four one-hundredths cents per
28 liter on fortified wine (~~containing alcohol in an amount equal to or~~
29 ~~more than fourteen percent by volume~~) as defined in RCW 66.04.010(34)
30 when bottled or packaged by the manufacturer and one cent per liter on

1 all other wine. All revenues collected during any month from this
2 additional tax shall be deposited in the drug enforcement and education
3 account under RCW 69.50.520 by the twenty-fifth day of the following
4 month."

5 "Sec. 14. RCW 10.93.020 and 1988 c 36 s 5 are each amended to read
6 as follows:

7 As used in this chapter, the following terms have the meanings
8 indicated unless the context clearly requires otherwise.

9 (1) "General authority Washington law enforcement agency" means any
10 agency, department, or division of a municipal corporation, political
11 subdivision, or other unit of local government of this state, and any
12 agency, department, or division of state government, having as its
13 primary function the detection and apprehension of persons committing
14 infractions or violating the traffic or criminal laws in general, as
15 distinguished from a limited authority Washington law enforcement
16 agency, and any other unit of government expressly designated by
17 statute as a general authority Washington law enforcement agency. The
18 Washington state patrol is a general authority Washington law
19 enforcement agency.

20 (2) "Limited authority Washington law enforcement agency" means any
21 agency, political subdivision, or unit of local government of this
22 state, and any agency, department, or division of state government,
23 having as one of its functions the apprehension or detection of persons
24 committing infractions or violating the traffic or criminal laws
25 relating to limited subject areas, including but not limited to, the
26 state departments of natural resources, fisheries, wildlife, and social
27 and health services, the state gambling commission, the state lottery
28 commission, the state parks and recreation commission, the state

1 utilities and transportation commission, the state liquor control
2 (~~board~~) agency, and the state department of corrections.

3 (3) "General authority Washington peace officer" means any full-
4 time, fully compensated and elected, appointed, or employed officer of
5 a general authority Washington law enforcement agency who is
6 commissioned to enforce the criminal laws of the state of Washington
7 generally.

8 (4) "Limited authority Washington peace officer" means any full-
9 time, fully compensated officer of a limited authority Washington law
10 enforcement agency empowered by that agency to detect or apprehend
11 violators of the laws in some or all of the limited subject areas for
12 which that agency is responsible. A limited authority Washington peace
13 officer may be a specially commissioned Washington peace officer if
14 otherwise qualified for such status under this chapter.

15 (5) "Specially commissioned Washington peace officer", for the
16 purposes of this chapter, means any officer, whether part-time or full-
17 time, compensated or not, commissioned by a general authority
18 Washington law enforcement agency to enforce some or all of the
19 criminal laws of the state of Washington, who does not qualify under
20 this chapter as a general authority Washington peace officer for that
21 commissioning agency, specifically including reserve peace officers,
22 and specially commissioned full-time, fully compensated peace officers
23 duly commissioned by the states of Oregon or Idaho or any such peace
24 officer commissioned by a unit of local government of Oregon or Idaho.
25 A reserve peace officer is an individual who is an officer of a
26 Washington law enforcement agency who does not serve such agency on a
27 full-time basis but who, when called by the agency into active service,
28 is fully commissioned on the same basis as full-time peace officers to
29 enforce the criminal laws of the state.

1 (6) "Federal peace officer" means any employee or agent of the
2 United States government who has the authority to carry firearms and
3 make warrantless arrests and whose duties involve the enforcement of
4 criminal laws of the United States.

5 (7) "Agency with primary territorial jurisdiction" means a city or
6 town police agency which has responsibility for police activity within
7 its boundaries; or a county police or sheriff's department which has
8 responsibility with regard to police activity in the unincorporated
9 areas within the county boundaries; or a statutorily authorized port
10 district police agency or four-year state college or university police
11 agency which has responsibility for police activity within the
12 statutorily authorized enforcement boundaries of the port district,
13 state college, or university.

14 (8) "Primary commissioning agency" means (a) the employing agency
15 in the case of a general authority Washington peace officer, a limited
16 authority Washington peace officer, an Indian tribal peace officer, or
17 a federal peace officer, and (b) the commissioning agency in the case
18 of a specially commissioned Washington peace officer (i) who is
19 performing functions within the course and scope of the special
20 commission and (ii) who is not also a general authority Washington
21 peace officer, a limited authority Washington peace officer, an Indian
22 tribal peace officer, or a federal peace officer.

23 (9) "Primary function of an agency" means that function to which
24 greater than fifty percent of the agency's resources are allocated.

25 (10) "Mutual law enforcement assistance" includes, but is not
26 limited to, one or more law enforcement agencies aiding or assisting
27 one or more other such agencies through loans or exchanges of personnel
28 or of material resources, for law enforcement purposes."

1 **"Sec. 15.** RCW 19.02.050 and 1989 1st ex.s. c 9 s 317 are each
2 amended to read as follows:

3 (1) The legislature hereby directs the full participation by the
4 following agencies in the implementation of this chapter:

5 (a) Department of agriculture;

6 (b) Secretary of state;

7 (c) Department of social and health services;

8 (d) Department of revenue;

9 (e) Department of fisheries;

10 (f) Department of employment security;

11 (g) Department of labor and industries;

12 (h) Department of trade and economic development;

13 (i) Liquor control (~~board~~) agency;

14 (j) Department of health;

15 (k) Department of licensing;

16 (l) Utilities and transportation commission; and

17 (m) Other agencies as determined by the governor."

18 **"Sec. 16.** RCW 43.03.028 and 1991 c 3 s 294 are each amended to
19 read as follows:

20 (1) There is hereby created a state committee on agency officials'
21 salaries to consist of seven members, or their designees, as follows:
22 The president of the University of Puget Sound; the chairperson of the
23 council of presidents of the state's four-year institutions of higher
24 education; the chairperson of the State Personnel Board; the president
25 of the Association of Washington Business; the president of the Pacific
26 Northwest Personnel Managers' Association; the president of the
27 Washington State Bar Association; and the president of the Washington
28 State Labor Council. If any of the titles or positions mentioned in
29 this subsection are changed or abolished, any person occupying an

1 equivalent or like position shall be qualified for appointment by the
2 governor to membership upon the committee.

3 (2) The committee shall study the duties and salaries of the
4 directors of the several departments and the members of the several
5 boards and commissions of state government, who are subject to
6 appointment by the governor or whose salaries are fixed by the
7 governor, and of the chief executive officers of the following agencies
8 of state government:

9 The arts commission; the human rights commission; the board of
10 accountancy; the board of pharmacy; the capitol historical association
11 and museum; the eastern Washington historical society; the Washington
12 state historical society; the interagency committee for outdoor
13 recreation; the criminal justice training commission; the department of
14 personnel; the state finance committee; the state library; the traffic
15 safety commission; the horse racing commission; the advisory council on
16 vocational education; the public disclosure commission; the state
17 conservation commission; the commission on Hispanic affairs; the
18 commission on Asian-American affairs; the state board for volunteer
19 fire fighters; the transportation improvement board; the public
20 ((employees)) employment relations commission; the forest practices
21 appeals board; ((and)) the energy facilities site evaluation council;
22 and the liquor control board.

23 The committee shall report to the governor or the chairperson of
24 the appropriate salary fixing authority at least once in each fiscal
25 biennium on such date as the governor may designate, but not later than
26 seventy-five days prior to the convening of each regular session of the
27 legislature during an odd-numbered year, its recommendations for the
28 salaries to be fixed for each position.

29 (3) Committee members shall be reimbursed by the department of
30 personnel for travel expenses under RCW 43.03.050 and 43.03.060."

1 **"Sec. 17.** RCW 43.17.010 and 1989 1st ex.s. c 9 s 810 are each
2 amended to read as follows:

3 There shall be departments of the state government which shall be
4 known as (1) the department of social and health services, (2) the
5 department of ecology, (3) the department of labor and industries, (4)
6 the department of agriculture, (5) the department of fisheries, (6) the
7 department of wildlife, (7) the department of transportation, (8) the
8 department of licensing, (9) the department of general administration,
9 (10) the department of trade and economic development, (11) the
10 department of veterans affairs, (12) the department of revenue, (13)
11 the department of retirement systems, (14) the department of
12 corrections, (15) the department of community development, (~~(and)~~) (16)
13 the department of health, and (17) the liquor control agency, which
14 shall be charged with the execution, enforcement, and administration of
15 such laws, and invested with such powers and required to perform such
16 duties, as the legislature may provide."

17 **"Sec. 18.** RCW 43.17.020 and 1989 1st ex.s. c 9 s 811 are each
18 amended to read as follows:

19 There shall be a chief executive officer of each department to be
20 known as: (1) The secretary of social and health services, (2) the
21 director of ecology, (3) the director of labor and industries, (4) the
22 director of agriculture, (5) the director of fisheries, (6) the
23 director of wildlife, (7) the secretary of transportation, (8) the
24 director of licensing, (9) the director of general administration, (10)
25 the director of trade and economic development, (11) the director of
26 veterans affairs, (12) the director of revenue, (13) the director of
27 retirement systems, (14) the secretary of corrections, (15) the
28 director of community development, (~~(and)~~) (16) the secretary of
29 health, and the director of the liquor control agency.

1 Such officers, except the secretary of transportation, shall be
2 appointed by the governor, with the consent of the senate, and hold
3 office at the pleasure of the governor. The director of wildlife,
4 however, shall be appointed according to the provisions of RCW
5 77.04.080. If a vacancy occurs while the senate is not in session, the
6 governor shall make a temporary appointment until the next meeting of
7 the senate. A temporary director of wildlife shall not serve more than
8 one year. The secretary of transportation shall be appointed by the
9 transportation commission as prescribed by RCW 47.01.041."

10 **"Sec. 19.** RCW 42.17.2401 and 1991 c 3 s 293 are each amended to
11 read as follows:

12 For the purposes of RCW 42.17.240, the term "executive state
13 officer" includes:

14 (1) The chief administrative law judge, the director of
15 agriculture, the administrator of the Washington basic health plan, the
16 director of the department of services for the blind, the director of
17 the state system of community colleges, the director of community
18 development, the secretary of corrections, the director of ecology, the
19 commissioner of employment security, the chairman of the energy
20 facility site evaluation council, the director of the energy office,
21 the secretary of the state finance committee, the director of financial
22 management, the director of fisheries, the executive secretary of the
23 forest practices appeals board, the director of the gambling
24 commission, the director of general administration, the secretary of
25 health, the administrator of the Washington state health care
26 authority, the executive secretary of the health care facilities
27 authority, the executive secretary of the higher education facilities
28 authority, the director of the higher education personnel board, the
29 executive secretary of the horse racing commission, the executive

1 secretary of the human rights commission, the executive secretary of
2 the indeterminate sentence review board, the director of the department
3 of information services, the director of the interagency committee for
4 outdoor recreation, the executive director of the state investment
5 board, the director of labor and industries, the director of licensing,
6 the director of the liquor control agency, the director of the lottery
7 commission, the director of the office of minority and women's business
8 enterprises, the director of parks and recreation, the director of
9 personnel, the executive director of the public disclosure commission,
10 the director of retirement systems, the director of revenue, the
11 secretary of social and health services, the chief of the Washington
12 state patrol, the executive secretary of the board of tax appeals, the
13 director of trade and economic development, the secretary of
14 transportation, the secretary of the utilities and transportation
15 commission, the director of veterans affairs, the director of wildlife,
16 the president of each of the regional and state universities and the
17 president of The Evergreen State College, each district and each campus
18 president of each state community college;

19 (2) Each professional staff member of the office of the governor;

20 (3) Each professional staff member of the legislature; and

21 (4) Central Washington University board of trustees, board of
22 trustees of each community college, each member of the state board for
23 community college education, state convention and trade center board of
24 directors, committee for deferred compensation, Eastern Washington
25 University board of trustees, Washington economic development finance
26 authority, The Evergreen State College board of trustees, forest
27 practices appeals board, forest practices board, gambling commission,
28 Washington health care facilities authority, higher education
29 coordinating board, higher education facilities authority, higher
30 education personnel board, horse racing commission, state housing

1 finance commission, human rights commission, indeterminate sentence
2 review board, board of industrial insurance appeals, information
3 services board, interagency committee for outdoor recreation, state
4 investment board, liquor control board, lottery commission, oil and gas
5 conservation committee, Pacific Northwest electric power and
6 conservation planning council, parks and recreation commission,
7 personnel appeals board, personnel board, pollution control hearings
8 board, public disclosure commission, public pension commission,
9 shorelines hearing board, state employees' benefits board, board of tax
10 appeals, transportation commission, University of Washington board of
11 regents, utilities and transportation commission, Washington public
12 power supply system executive board, Washington State University board
13 of regents, Western Washington University board of trustees, and
14 wildlife commission."

15 **"Sec. 20.** RCW 43.82.010 and 1990 c 47 s 1 are each amended to read
16 as follows:

17 (1) The director of the department of general administration, on
18 behalf of the agency involved, shall purchase, lease, rent, or
19 otherwise acquire all real estate, improved or unimproved, as may be
20 required by elected state officials, institutions, departments,
21 commissions, boards, and other state agencies, or federal agencies
22 where joint state and federal activities are undertaken and may grant
23 easements and transfer, exchange, sell, lease, or sublease all or part
24 of any surplus real estate for those state agencies which do not
25 otherwise have the specific authority to dispose of real estate. This
26 section does not transfer financial liability for the acquired property
27 to the department of general administration.

28 (2) Except for real estate occupied by federal agencies, the
29 director shall determine the location, size, and design of any real

1 estate or improvements thereon acquired or held pursuant to subsection
2 (1) of this section.

3 (3) The director is authorized to purchase, lease, rent, or
4 otherwise acquire improved or unimproved real estate as owner or lessee
5 and to lease or sublet all or a part of such real estate to state or
6 federal agencies. The director shall charge each using agency its
7 proportionate rental which shall include an amount sufficient to pay
8 all costs, including, but not limited to, those for utilities,
9 janitorial and accounting services, and sufficient to provide for
10 contingencies; which shall not exceed five percent of the average
11 annual rental, to meet unforeseen expenses incident to management of
12 the real estate.

13 (4) If the director determines that it is necessary or advisable to
14 undertake any work, construction, alteration, repair, or improvement on
15 any real estate acquired pursuant to subsections (1) or (3) of this
16 section, the director shall cause plans and specifications thereof and
17 an estimate of the cost of such work to be made and filed in his office
18 and the state agency benefiting thereby is hereby authorized to pay for
19 such work out of any available funds: PROVIDED, That the cost of
20 executing such work shall not exceed the sum of twenty-five thousand
21 dollars. Work, construction, alteration, repair, or improvement in
22 excess of twenty-five thousand dollars, other than that done by the
23 owner of the property if other than the state, shall be performed in
24 accordance with the public works law of this state.

25 (5) In order to obtain maximum utilization of space, the director
26 shall make space utilization studies, and shall establish standards for
27 use of space by state agencies.

28 (6) The director may construct new buildings on, or improve
29 existing facilities, and furnish and equip, all real estate under his
30 management.

1 (7) All conveyances and contracts to purchase, lease, rent,
2 transfer, exchange, or sell real estate and to grant and accept
3 easements shall be approved as to form by the attorney general, signed
4 by the director or the director's designee, and recorded with the
5 county auditor of the county in which the property is located.

6 (8) The director may delegate any or all of the functions specified
7 in this section to any agency upon such terms and conditions as the
8 director deems advisable.

9 (9) This section does not apply to the acquisition of real estate
10 by:

11 (a) The state college and universities for research or experimental
12 purposes;

13 (b) The state liquor control (~~board~~) agency for liquor stores and
14 warehouses; and

15 (c) The department of natural resources, the department of
16 fisheries, the department of wildlife, the department of
17 transportation, and the state parks and recreation commission for
18 purposes other than the leasing of offices, warehouses, and real estate
19 for similar purposes.

20 (10) Notwithstanding any provision in this chapter to the contrary,
21 the department of general administration may negotiate ground leases
22 for public lands on which property is to be acquired under a financing
23 contract pursuant to chapter 39.94 RCW under terms approved by the
24 state finance committee."

25 "NEW SECTION. Sec. 21. RCW 66.08.016 and 1961 c 1 s 30, 1947 c
26 113 s 2, & 1933 ex.s. c 62 s 65 are each repealed."

27 "NEW SECTION. Sec. 22. Nothing in this act requires the liquor
28 control agency to discard stationery or signs, rename its facilities or

1 stores, or incur similar expenses attributable to the renaming of the
2 agency."

3 "Sec. 23. RCW 9.46.0315 and 1987 c 4 s 27 are each amended to read
4 as follows:

5 Bona fide charitable or bona fide nonprofit organizations organized
6 primarily for purposes other than the conduct of raffles, are hereby
7 authorized to conduct raffles without obtaining a license to do so from
8 the commission when such raffles are held in accordance with all other
9 requirements of this chapter, other applicable laws, and rules of the
10 commission; when gross revenues from all such raffles held by the
11 organization during the calendar year do not exceed five thousand
12 dollars; and when tickets to such raffles are sold only to, and winners
13 are determined only from among, the regular members of the organization
14 conducting the raffle. The organization may provide unopened
15 containers of beverages containing alcohol as raffle prizes if the
16 appropriate permit has been obtained from the liquor control board:
17 PROVIDED, That the term members for this purpose shall mean only those
18 persons who have become members prior to the commencement of the raffle
19 and whose qualification for membership was not dependent upon, or in
20 any way related to, the purchase of a ticket, or tickets, for such
21 raffles."

22 "NEW SECTION. **Sec. 24.** The code reviser shall prepare and
23 present to the 1992 legislature a bill that corrects references to the
24 liquor control board that are rendered inaccurate by this act."

25 "NEW SECTION. **Sec. 25.** Sections 1 through 22 of this act shall
26 take effect January 1, 1992."

1 **SSB 5776** - H COMM AMD
2 By Committee on Commerce & Labor

3
4 In line 1 of the title, after "control;" strike the remainder of
5 the title and insert "amending RCW 66.04.010, 66.08.012, 66.08.014,
6 66.08.020, 66.08.030, 66.08.050, 66.08.150, 66.24.170, 66.24.210,
7 10.93.020, 19.02.050, 43.03.028, 43.17.010, 43.17.020, 42.17.2401,
8 43.82.010, and 9.46.0315; adding new sections to chapter 66.08 RCW;
9 creating new sections; repealing RCW 66.08.016; and providing an
10 effective date."