
SUBSTITUTE HOUSE BILL 3001

State of Washington

55th Legislature

1998 Regular Session

By House Committee on Commerce & Labor (originally sponsored by Representatives Honeyford, Delvin, Lisk and Cole)

Read first time 02/02/98. Referred to Committee on .

1 AN ACT Relating to the furnishing of wine by wineries to nonprofit
2 charitable organizations; and amending RCW 66.28.040.

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

4 **Sec. 1.** RCW 66.28.040 and 1997 c 39 s 1 are each amended to read
5 as follows:

6 Except as permitted by the board under RCW 66.20.010, no brewer,
7 wholesaler, distiller, winery, importer, rectifier, or other
8 manufacturer of liquor shall, within the state, by himself or herself,
9 a clerk, servant, or agent, give to any person any liquor; but nothing
10 in this section nor in RCW 66.28.010 shall prevent a brewer,
11 wholesaler, winery, distiller, or importer from furnishing samples of
12 beer, wine, or spirituous liquor to authorized licensees for the
13 purpose of negotiating a sale, in accordance with regulations adopted
14 by the liquor control board, provided that the samples are subject to
15 taxes imposed by RCW 66.24.290 and 66.24.210, and in the case of
16 spirituous liquor, any product used for samples must be purchased at
17 retail from the board; nothing in this section shall prevent the
18 furnishing of samples of liquor to the board for the purpose of
19 negotiating the sale of liquor to the state liquor control board;

1 nothing in this section shall prevent a brewery, winery, distillery, or
2 wholesaler from furnishing beer, wine, or spirituous liquor for
3 instructional purposes under RCW 66.28.150 and 66.28.155; nothing in
4 this section shall prevent a winery or wholesaler from furnishing wine
5 without charge, subject to the taxes imposed by RCW 66.24.210, to a
6 not-for-profit group organized and operated solely for the purpose of
7 enology or the study of viticulture which has been in existence for at
8 least six months and ~~((any))~~ that uses wine so furnished ~~((shall be
9 used))~~ solely for such educational purposes ~~((, provided that the wine
10 furnished shall be subject to the taxes imposed by RCW 66.24.210))~~ or
11 a domestic winery from furnishing wine without charge, subject to the
12 taxes imposed by RCW 66.24.210, to a nonprofit charitable corporation
13 or association exempt from taxation under section 501(c)(3) of the
14 internal revenue code of 1986 (26 U.S.C. Sec. 501(c)(3)) for use
15 consistent with the purpose or purposes entitling it to such exemption;
16 nothing in this section shall prevent a brewer from serving beer
17 without charge, on the brewery premises; nothing in this section shall
18 prevent donations of wine for the purposes of RCW 66.12.180; and
19 nothing in this section shall prevent a domestic winery from serving
20 wine without charge, on the winery premises.

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