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**SENATE BILL 5302**

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**State of Washington**

**58th Legislature**

**2003 Regular Session**

**By** Senators Honeyford and Keiser; by request of Liquor Control Board

Read first time 01/22/2003. Referred to Committee on Commerce & Trade.

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

1 and, except as provided in subsection (4) of this section, prior to the  
2 suspension of any permit or license.

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

5 (4) The board may summarily suspend a license or permit (~~for a~~  
6 ~~period of up to thirty days~~) under RCW 34.05.479 without a prior  
7 hearing if it finds that public health, safety, or welfare imperatively  
8 require emergency action, and incorporates a finding to that effect in  
9 its order; and proceedings for revocation or other action must be  
10 promptly instituted and determined.

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