

SHB 1379 - S COMM AMD

By Committee on Ways & Means

1 Strike everything after the enacting clause and insert the
2 following:

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

5 The board shall, consistent with, and in addition to, the existing
6 retail business plan, implement strategies to improve the efficiency of
7 retail sales operations and maximize revenue-generating opportunities.
8 Strategies to be implemented shall include, but are not limited to:

9 (1) Expanding store operations to include Sunday sales in selected
10 liquor stores. Sunday sales are optional for liquor vendors operating
11 agency stores;

12 (2) Implementing a plan of in-store liquor merchandising, including
13 point-of-sale advertising, and product specific point-of-sale
14 promotional displays and carousels, including displays designed and
15 provided by vendors; and

16 (3) Implementing a plan for in-store liquor merchandising of
17 brands. The plan may not include provisions for selling liquor-related
18 items other than those items previously authorized.

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

21 By September 1, 2005, the board shall expand operations in at least
22 twenty state-operated retail stores to include Sundays. The board
23 shall select the stores that are expected to gross the most revenues on
24 Sunday by considering factors including, but not limited to, population
25 density, proximity to shopping centers, and proximity to other
26 businesses that are open on Sunday. The selected stores shall be open
27 for retail business a minimum of five hours on Sunday. In implementing
28 this program, if the board determines it would be beneficial to retain
29 a consultant to assist the board in determining appropriate stores for

1 the program and monitoring the results of the program, the agency is
2 authorized to do so. The board shall track gross sales and expenses of
3 the selected stores and compare them to previous years' sales and
4 projected sales and expenses before opening on Sunday. The board shall
5 also examine the sales of state and contract liquor stores in proximity
6 to those stores opened on Sundays to determine whether Sunday openings
7 has reduced the sales of other state and contract liquor stores that
8 are not open on Sundays. The board shall present this information to
9 the appropriate policy and fiscal committees of the legislature by
10 January 31, 2007.

11 **Sec. 3.** RCW 66.08.060 and 1933 ex.s. c 62 s 43 are each amended to
12 read as follows:

13 (1) The board shall not advertise liquor in any form or through any
14 medium whatsoever.

15 (2) In-store liquor merchandising is not advertising for the
16 purposes of this section.

17 (3) The board shall have power to adopt any and all reasonable
18 ((regulations)) rules as to the kind, character, and location of
19 advertising of liquor.

20 NEW SECTION. **Sec. 4.** A new section is added to chapter 66.08 RCW
21 to read as follows:

22 (1) Before the board determines which state liquor stores will be
23 open on Sundays, it shall give: (a) Due consideration to the location
24 of the liquor store with respect to the proximity of places of worship,
25 schools, and public institutions; (b) due consideration to motor
26 vehicle accident data in the proximity of the liquor store; and (c)
27 written notice by certified mail of the proposed Sunday opening,
28 including proposed Sunday opening hours, to places of worship, schools,
29 and public institutions within five hundred feet of the liquor store
30 proposed to be open on Sunday.

31 (2) Before permitting an agency vendor liquor store to open for
32 business on Sunday, the board must meet the due consideration and
33 written notice requirements established in subsection (1) of this
34 section.

35 (3) For the purpose of this section, "place of worship" means a

1 building erected for and used exclusively for religious worship and
2 schooling or other related religious activity.

3 NEW SECTION. **Sec. 5.** A new section is added to chapter 66.16 RCW
4 to read as follows:

5 Employees in state liquor stores, including agency vendor liquor
6 stores, may not be required to work on their Sabbath for the purpose of
7 selling liquor if doing so would violate their religious beliefs.

8 NEW SECTION. **Sec. 6.** RCW 66.16.080 (Sunday closing) and 1988 c
9 101 s 1 & 1933 ex.s. c 62 s 11 are each repealed.

10 NEW SECTION. **Sec. 7.** If any provision of this act or its
11 application to any person or circumstance is held invalid, the
12 remainder of the act or the application of the provision to other
13 persons or circumstances is not affected."

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14 On page 1, line 2 of the title, after "plan;" strike the remainder
15 of the title and insert "amending RCW 66.08.060; adding new sections to
16 chapter 66.08 RCW; adding a new section to chapter 66.16 RCW; and
17 repealing RCW 66.16.080."

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