
SUBSTITUTE HOUSE BILL 1379

State of Washington

59th Legislature

2005 Regular Session

By House Committee on Appropriations (originally sponsored by Representatives Grant, Armstrong, Springer, Hinkle, Fromhold, Walsh, Upthegrove, Bailey, Clibborn, Chase and Simpson)

READ FIRST TIME 03/05/05.

1 AN ACT Relating to the liquor control board fully implementing a
2 retail business plan; amending RCW 66.08.060; adding new sections to
3 chapter 66.08 RCW; adding a new section to chapter 66.16 RCW; and
4 repealing RCW 66.16.080.

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

6 NEW SECTION. **Sec. 1.** A new section is added to chapter 66.08 RCW
7 to read as follows:

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

12 (1) Expanding store operations to include Sunday sales in selected
13 liquor stores. Sunday sales are optional for liquor vendors operating
14 agency stores;

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

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

4 (4) For the purposes of this section, the sale of liquor on Sundays
5 is not permitted before 12:00 p.m.

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

8 By September 1, 2005, the board shall expand operations in at least
9 twenty state-operated retail stores to include Sundays. The board
10 shall select the stores that are expected to gross the most revenues on
11 Sunday by considering factors including, but not limited to, population
12 density, proximity to shopping centers, and proximity to other
13 businesses that are open on Sunday. The selected stores shall be open
14 for retail business no earlier than 12:00 p.m. on Sunday. In
15 implementing this program, if the board determines it would be
16 beneficial to retain a consultant to assist the board in determining
17 appropriate stores for the program and monitoring the results of the
18 program, the agency is authorized to do so. The board shall track
19 gross sales and expenses of the selected stores and compare them to
20 previous years' sales and projected sales and expenses before opening
21 on Sunday. The board shall also examine the sales of state and
22 contract liquor stores in proximity to those stores opened on Sundays
23 to determine whether Sunday openings has reduced the sales of other
24 state and contract liquor stores that are not open on Sundays. The
25 board shall present this information to the appropriate policy and
26 fiscal committees of the legislature by January 31, 2007.

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

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

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

33 (3) The board shall have power to adopt any and all reasonable
34 (~~regulations~~) rules as to the kind, character, and location of
35 advertising of liquor.

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

3 (1) Before the board determines which state liquor stores will be
4 open on Sundays, it shall give: (a) Due consideration to the location
5 of the liquor store with respect to the proximity of places of worship,
6 schools, and public institutions; and (b) written notice by certified
7 mail of the proposed Sunday opening, including proposed Sunday opening
8 hours, to places of worship, schools, and public institutions within
9 five hundred feet of the liquor store proposed to be open on Sunday.

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

14 (3) For the purpose of this section, "place of worship" means a
15 building erected for and used exclusively for religious worship and
16 schooling or other related religious activity.

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

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

22 NEW SECTION. **Sec. 6.** RCW 66.16.080 (Sunday closing) and 1988 c
23 101 s 1 & 1933 ex.s. c 62 s 11 are each repealed.

24 NEW SECTION. **Sec. 7.** If any provision of this act or its
25 application to any person or circumstance is held invalid, the
26 remainder of the act or the application of the provision to other
27 persons or circumstances is not affected.

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