

ESSB 6477 - H AMD TO H AMD (H-4499.1/12) **1287**
By Representative Fitzgibbon

1 On page 6, after line 16 of the amendment, insert the following:

2 "NEW SECTION. **Sec. 3.** A new section is added to chapter 66.24 RCW
3 to read as follows:

4 (1) There shall be a license to be designated as a senior center
5 license. This shall be a license issued to a nonprofit organization
6 whose primary service is providing recreational and social activities
7 for seniors on the licensed premises. This license shall permit the
8 licensee to sell spirits by the individual glass, including mixed
9 drinks and cocktails mixed on the premises only, beer and wine, at
10 retail for consumption on the premises.

11 (2) To qualify for this license, the applicant entity must:

12 (a) Be a nonprofit organization under chapter 24.03 RCW;

13 (b) Be open at times and durations established by the board; and

14 (c) Provide limited food service as defined by the board.

15 (3) All alcohol servers must have a valid mandatory alcohol server
16 training permit.

17 (4) The board shall adopt rules to implement this section.

18 (5) The annual fee for this license shall be seven hundred twenty
19 dollars.

20 **Sec. 4.** RCW 66.20.300 and 2011 c 325 s 5 are each amended to read
21 as follows:

22 Unless the context clearly requires otherwise, the definitions in
23 this section apply throughout RCW 66.20.310 through 66.20.350.

24 (1) "Alcohol" has the same meaning as "liquor" in RCW 66.04.010.

25 (2) "Alcohol server" means any person who as part of his or her
26 employment participates in the sale or service of alcoholic beverages
27 for on-premise consumption at a retail licensed premise as a regular
28 requirement of his or her employment, and includes those persons

1 eight years of age or older permitted by the liquor laws of this
2 state to serve alcoholic beverages with meals.

3 (3) "Board" means the Washington state liquor control board.

4 (4) "Training entity" means any liquor licensee associations,
5 independent contractors, private persons, and private or public
6 schools, that have been certified by the board.

7 (5) "Retail licensed premises" means any:

8 (a) Premises licensed to sell alcohol by the glass or by the drink,
9 or in original containers primarily for consumption on the premises as
10 authorized by RCW 66.24.320, 66.24.330, 66.24.350, 66.24.400,
11 66.24.425, 66.24.450, 66.24.570, (~~and~~) 66.24.610, and section 3 of
12 this act;

13 (b) Distillery licensed pursuant to RCW 66.24.140 that is
14 authorized to serve samples of its own production;

15 (c) Facility established by a domestic winery for serving and
16 selling wine pursuant to RCW 66.24.170(4); and

17 (d) Grocery store licensed under RCW 66.24.360, but only with
18 respect to employees whose duties include serving during tasting
19 activities under RCW 66.24.363.

20 **Sec. 5.** RCW 66.20.310 and 2011 c 325 s 4 are each amended to read
21 as follows:

22 (1)(a) There shall be an alcohol server permit, known as a class 12
23 permit, for a manager or bartender selling or mixing alcohol, spirits,
24 wines, or beer for consumption at an on-premises licensed facility.

25 (b) There shall be an alcohol server permit, known as a class 13
26 permit, for a person who only serves alcohol, spirits, wines, or beer
27 for consumption at an on-premises licensed facility.

28 (c) As provided by rule by the board, a class 13 permit holder may
29 be allowed to act as a bartender without holding a class 12 permit.

30 (2)(a) Effective January 1, 1997, except as provided in (d) of this
31 subsection, every alcohol server employed, under contract or otherwise,
32 at a retail licensed premise shall be issued a class 12 or class 13
33 permit.

34 (b) Every class 12 and class 13 permit issued shall be issued in
35 the name of the applicant and no other person may use the permit of
36 another permit holder. The holder shall present the permit upon

1 request to inspection by a representative of the board or a peace
2 officer. The class 12 or class 13 permit shall be valid for employment
3 at any retail licensed premises described in (a) of this subsection.

4 (c) Except as provided in (d) of this subsection, no licensee
5 holding a license as authorized by RCW 66.24.320, 66.24.330, 66.24.350,
6 66.24.400, 66.24.425, 66.24.450, 66.24.570, 66.24.600, (~~and~~)
7 66.24.610, and section 3 of this act may employ or accept the services
8 of any person without the person first having a valid class 12 or class
9 13 permit.

10 (d) Within sixty days of initial employment, every person whose
11 duties include the compounding, sale, service, or handling of liquor
12 shall have a class 12 or class 13 permit.

13 (e) No person may perform duties that include the sale or service
14 of alcoholic beverages on a retail licensed premises without possessing
15 a valid alcohol server permit.

16 (3) A permit issued by a training entity under this section is
17 valid for employment at any retail licensed premises described in
18 subsection (2)(a) of this section for a period of five years unless
19 suspended by the board.

20 (4) The board may suspend or revoke an existing permit if any of
21 the following occur:

22 (a) The applicant or permittee has been convicted of violating any
23 of the state or local intoxicating liquor laws of this state or has
24 been convicted at any time of a felony; or

25 (b) The permittee has performed or permitted any act that
26 constitutes a violation of this title or of any rule of the board.

27 (5) The suspension or revocation of a permit under this section
28 does not relieve a licensee from responsibility for any act of the
29 employee or agent while employed upon the retail licensed premises.
30 The board may, as appropriate, revoke or suspend either the permit of
31 the employee who committed the violation or the license of the licensee
32 upon whose premises the violation occurred, or both the permit and the
33 license.

34 (6)(a) After January 1, 1997, it is a violation of this title for
35 any retail licensee or agent of a retail licensee as described in
36 subsection (2)(a) of this section to employ in the sale or service of
37 alcoholic beverages, any person who does not have a valid alcohol
38 server permit or whose permit has been revoked, suspended, or denied.

1 (b) It is a violation of this title for a person whose alcohol
2 server permit has been denied, suspended, or revoked to accept
3 employment in the sale or service of alcoholic beverages.

4 (7) Grocery stores licensed under RCW 66.24.360, the primary
5 commercial activity of which is the sale of grocery products and for
6 which the sale and service of beer and wine for on-premises consumption
7 with food is incidental to the primary business, and employees of such
8 establishments, are exempt from RCW 66.20.300 through 66.20.350, except
9 for employees whose duties include serving during tasting activities
10 under RCW 66.24.363.

11 **Sec. 6.** RCW 66.24.440 and 2011 c 325 s 3 are each amended to read
12 as follows:

13 Each spirits, beer, and wine restaurant, spirits, beer, and wine
14 private club, hotel, spirits, beer, and wine nightclub, sports
15 entertainment facility (~~licensee, and~~), VIP airport lounge, and
16 senior center licensee shall be entitled to purchase any spirituous
17 liquor items salable under such license from the board at a discount of
18 not less than fifteen percent from the retail price fixed by the board,
19 together with all taxes."

EFFECT: Creates a senior center license allowing the retail sale
of spirits, beer, and wine for consumption on the senior center
premises.

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