
SENATE BILL 5710

State of Washington

62nd Legislature

2011 Regular Session

By Senators Hobbs, Kline, and Hewitt

Read first time 02/08/11. Referred to Committee on Labor, Commerce & Consumer Protection.

1 AN ACT Relating to the sale of beer by grocery store licensees; and
2 amending RCW 66.24.360.

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

4 **Sec. 1.** RCW 66.24.360 and 2007 c 226 s 2 are each amended to read
5 as follows:

6 There shall be a beer and/or wine retailer's license to be
7 designated as a grocery store license to sell beer, strong beer, and/or
8 wine at retail in bottles, cans, and original containers, not to be
9 consumed upon the premises where sold, at any store other than the
10 state liquor stores.

11 (1) Licensees obtaining a written endorsement from the board may
12 also sell malt liquor in kegs or other containers capable of holding
13 less than five and one-half gallons of liquid.

14 (2) The annual fee for the grocery store license is one hundred
15 fifty dollars for each store.

16 (3) Upon approval by the board, the grocery store licensee may also
17 receive an endorsement to permit the sale of beer to a purchaser in a
18 sanitary container brought to the premises by the purchaser, or

1 provided by the licensee or manufacturer, and fill at the tap by the
2 licensee at the time of sale.

3 (4) The board shall issue a restricted grocery store license
4 authorizing the licensee to sell beer and only table wine, if the board
5 finds upon issuance or renewal of the license that the sale of strong
6 beer or fortified wine would be against the public interest. In
7 determining the public interest, the board shall consider at least the
8 following factors:

9 (a) The likelihood that the applicant will sell strong beer or
10 fortified wine to persons who are intoxicated;

11 (b) Law enforcement problems in the vicinity of the applicant's
12 establishment that may arise from persons purchasing strong beer or
13 fortified wine at the establishment; and

14 (c) Whether the sale of strong beer or fortified wine would be
15 detrimental to or inconsistent with a government-operated or funded
16 alcohol treatment or detoxification program in the area.

17 If the board receives no evidence or objection that the sale of
18 strong beer or fortified wine would be against the public interest, it
19 shall issue or renew the license without restriction, as applicable.
20 The burden of establishing that the sale of strong beer or fortified
21 wine by the licensee would be against the public interest is on those
22 persons objecting.

23 ~~((+4))~~ (5) Licensees holding a grocery store license must maintain
24 a minimum three thousand dollar inventory of food products for human
25 consumption, not including pop, beer, strong beer, or wine.

26 ~~((+5))~~ (6) Upon approval by the board, the grocery store licensee
27 may also receive an endorsement to permit the international export of
28 beer, strong beer, and wine.

29 (a) Any beer, strong beer, or wine sold under this endorsement must
30 have been purchased from a licensed beer or wine distributor licensed
31 to do business within the state of Washington.

32 (b) Any beer, strong beer, and wine sold under this endorsement
33 must be intended for consumption outside the state of Washington and
34 the United States and appropriate records must be maintained by the
35 licensee.

36 (c) A holder of this special endorsement to the grocery store
37 license shall be considered not in violation of RCW 66.28.010.

1 (d) Any beer, strong beer, or wine sold under this license must be
2 sold at a price no less than the acquisition price paid by the holder
3 of the license.

4 (e) The annual cost of this endorsement is five hundred dollars and
5 is in addition to the license fees paid by the licensee for a grocery
6 store license.

7 ~~((+6+))~~ (7) A grocery store licensee holding a snack bar license
8 under RCW 66.24.350 may receive an endorsement to allow the sale of
9 confections containing more than one percent but not more than ten
10 percent alcohol by weight to persons twenty-one years of age or older.

11 (8) The board may adopt rules to implement this section.

--- END ---