
SUBSTITUTE HOUSE BILL 2371

State of Washington

63rd Legislature

2014 Regular Session

By House Government Accountability & Oversight (originally sponsored by Representatives Vick, Kirby, Rodne, Blake, and Hurst)

READ FIRST TIME 02/05/14.

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 2012 c 2 s 104 are each amended to read
5 as follows:

6 (1) There is a grocery store license to sell wine and/or beer,
7 including without limitation strong beer at retail in original
8 containers, not to be consumed upon the premises where sold.

9 (2) There is a wine retailer reseller endorsement of a grocery
10 store license, to sell wine at retail in original containers to
11 retailers licensed to sell wine for consumption on the premises, for
12 resale at their licensed premises according to the terms of the
13 license. However, no single sale may exceed twenty-four liters, unless
14 the sale is made by a licensee that was a contract liquor store manager
15 of a contract-operated liquor store at the location from which such
16 sales are made. For the purposes of this title, a grocery store
17 license is a retail license, and a sale by a grocery store licensee
18 with a reseller endorsement is a retail sale only if not for resale.

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

4 (4) The annual fee for the grocery store license is one hundred
5 fifty dollars for each store.

6 (5) The annual fee for the wine retailer reseller endorsement is
7 one hundred sixty-six dollars for each store.

8 (6) Upon approval by the board, the grocery store licensee may also
9 receive an endorsement to permit the sale of beer produced by a brewer
10 located in Washington, Alaska, Idaho, Oregon, or Montana meeting the
11 definition of a microbrewery contained in RCW 66.24.244 to a purchaser
12 in a sanitary container brought to the premises by the purchaser, or
13 provided by the licensee or manufacturer, and filled at the tap by the
14 licensee at the time of sale by an employee of the licensee holding a
15 class 12 alcohol server permit.

16 (7) The board must issue a restricted grocery store license
17 authorizing the licensee to sell beer and only table wine, if the board
18 finds upon issuance or renewal of the license that the sale of strong
19 beer or fortified wine would be against the public interest. In
20 determining the public interest, the board must consider at least the
21 following factors:

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

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

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

30 If the board receives no evidence or objection that the sale of
31 strong beer or fortified wine would be against the public interest, it
32 must issue or renew the license without restriction, as applicable.
33 The burden of establishing that the sale of strong beer or fortified
34 wine by the licensee would be against the public interest is on those
35 persons objecting.

36 ~~((+7))~~ (8) Licensees holding a grocery store license must maintain
37 a minimum three thousand dollar inventory of food products for human
38 consumption, not including pop, beer, strong beer, or wine.

1 ~~((+8+))~~ (9) A grocery store licensee with a wine retailer reseller
2 endorsement may accept delivery of wine at its licensed premises or at
3 one or more warehouse facilities registered with the board, which
4 facilities may also warehouse and distribute nonliquor items, and from
5 which it may deliver to its own licensed premises and, pursuant to
6 sales permitted by this title, to other licensed premises, to other
7 registered facilities, or to lawful purchasers outside the state.
8 Facilities may be registered and utilized by associations,
9 cooperatives, or comparable groups of grocery store licensees.

10 ~~((+9+))~~ (10) Upon approval by the board, the grocery store licensee
11 may also receive an endorsement to permit the international export of
12 beer, strong beer, and wine.

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

16 (b) Any beer, strong beer, and wine sold under this endorsement
17 must be intended for consumption outside the state of Washington and
18 the United States and appropriate records must be maintained by the
19 licensee.

20 (c) Any beer, strong beer, or wine sold under this endorsement must
21 be sold at a price no less than the acquisition price paid by the
22 holder of the license.

23 (d) The annual cost of this endorsement is five hundred dollars and
24 is in addition to the license fees paid by the licensee for a grocery
25 store license.

26 ~~((+10+))~~ (11) A grocery store licensee holding a snack bar license
27 under RCW 66.24.350 may receive an endorsement to allow the sale of
28 confections containing more than one percent but not more than ten
29 percent alcohol by weight to persons twenty-one years of age or older.

30 (12) The board may adopt rules to implement this section.

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