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HOUSE BILL 1988

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State of Washington

66th Legislature

2019 Regular Session

By Representative Vick

Read first time 02/11/19. Referred to Committee on Commerce & Gaming.

1 AN ACT Relating to authorizing preferential pricing for spirits  
2 and wine sold to on-premises licensees; and amending RCW 66.28.170.

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

4 **Sec. 1.** RCW 66.28.170 and 2012 c 2 s 119 are each amended to  
5 read as follows:

6 It is unlawful for a manufacturer of spirits, wine, or malt  
7 beverages holding a certificate of approval or the manufacturer's  
8 authorized representative, a distillery, brewery, or a domestic  
9 winery to discriminate in price in selling to any purchaser for  
10 resale in the state of Washington. Offering on-premises retailers  
11 different prices or a different pricing structure for wine or spirits  
12 than offered to off-premises retailers does not discriminate in price  
13 and is lawful, so long as a particular price or pricing structure for  
14 wine or spirits offered to one on-premises retailer is made  
15 reasonably available to all on-premises retailers and a particular  
16 price or pricing structure for wine or spirits offered to one off-  
17 premises retailer is made reasonably available to all off-premises  
18 retailers. Subject to and in accordance with the foregoing, price  
19 differentials for sales of spirits or wine based upon competitive  
20 conditions, costs of servicing a purchaser's account, efficiencies in  
21 handling goods, or other such bona fide business factors, to the

1 extent the differentials are not unlawful under trade regulation laws  
2 applicable to goods of all kinds, do not violate this section.

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