
SUBSTITUTE SENATE BILL 6035

State of Washington

66th Legislature

2020 Regular Session

By Senate Labor & Commerce (originally sponsored by Senators Keiser, King, Conway, and Stanford)

READ FIRST TIME 01/24/20.

1 AN ACT Relating to instruction for liquor license employees;
2 amending RCW 66.24.320, 66.24.330, 66.24.590, and 66.28.150; and
3 reenacting and amending RCW 66.24.400.

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

5 **Sec. 1.** RCW 66.24.320 and 2019 c 169 s 2 are each amended to
6 read as follows:

7 There shall be a beer and/or wine restaurant license to sell
8 beer, including strong beer, or wine, or both, at retail, for
9 consumption on the premises. A patron of the licensee may remove from
10 the premises, recorked or recapped in its original container, any
11 portion of wine or sake that was purchased for consumption with a
12 meal.

13 (1) The annual fee shall be two hundred dollars for the beer
14 license, two hundred dollars for the wine license, or four hundred
15 dollars for a combination beer and wine license.

16 (2)(a) The board may issue a caterer's endorsement to this
17 license to allow the licensee to remove from the liquor stocks at the
18 licensed premises, only those types of liquor that are authorized
19 under the on-premises license privileges for sale and service at
20 event locations at a specified date and, except as provided in
21 subsection (3) of this section, place not currently licensed by the

1 board. If the event is open to the public, it must be sponsored by a
2 society or organization as defined by RCW 66.24.375. If attendance at
3 the event is limited to members or invited guests of the sponsoring
4 individual, society, or organization, the requirement that the
5 sponsor must be a society or organization as defined by RCW 66.24.375
6 is waived. Cost of the endorsement is three hundred fifty dollars.

7 (b) The holder of this license with a catering endorsement shall,
8 if requested by the board, notify the board or its designee of the
9 date, time, place, and location of any catered event. Upon request,
10 the licensee shall provide to the board all necessary or requested
11 information concerning the society or organization that will be
12 holding the function at which the endorsed license will be utilized.

13 (c) The holder of this license with a caterer's endorsement may,
14 under conditions established by the board, store liquor on the
15 premises of another not licensed by the board so long as there is a
16 written agreement between the licensee and the other party to provide
17 for ongoing catering services, the agreement contains no exclusivity
18 clauses regarding the alcoholic beverages to be served, and the
19 agreement is filed with the board.

20 (d) The holder of this license with a caterer's endorsement may,
21 under conditions established by the board, store liquor on other
22 premises operated by the licensee so long as the other premises are
23 owned or controlled by a leasehold interest by that licensee. A
24 duplicate license may be issued for each additional premises. A
25 license fee of twenty dollars shall be required for such duplicate
26 licenses.

27 (3) Licensees under this section that hold a caterer's
28 endorsement are allowed to use this endorsement on a domestic winery
29 premises or on the premises of a passenger vessel and may store
30 liquor at such premises under conditions established by the board
31 under the following conditions:

32 (a) Agreements between the domestic winery or the passenger
33 vessel, as the case may be, and the retail licensee shall be in
34 writing, contain no exclusivity clauses regarding the alcoholic
35 beverages to be served, and be filed with the board; and

36 (b) The domestic winery or passenger vessel, as the case may be,
37 and the retail licensee shall be separately contracted and
38 compensated by the persons sponsoring the event for their respective
39 services.

1 (4) The holder of this license or its manager may furnish beer or
2 wine to the licensee's employees free of charge as may be required
3 for use in connection with instruction on beer and wine. The
4 instruction may include the history, nature, values, and
5 characteristics of beer or wine, the use of wine lists, and the
6 methods of presenting, serving, storing, and handling beer or wine.
7 The beer and/or wine licensee must use the beer or wine it obtains
8 under its license for the sampling as part of the instruction. The
9 instruction must be given on the premises of the beer and/or wine
10 licensee and participating employees are considered to be on duty for
11 the purposes of compensation. Licensees and their employees may not
12 sample products in areas where the public is served and may not be
13 engaged in serving alcohol to the public at the same time. In no case
14 may the sampling occur if the licensee or employee is or becomes
15 apparently intoxicated.

16 (5) If the license is issued to a person who contracts with the
17 Washington state ferry system to provide food and alcohol service on
18 a designated ferry route, the license shall cover any vessel assigned
19 to the designated route. A separate license is required for each
20 designated ferry route.

21 **Sec. 2.** RCW 66.24.330 and 2017 c 252 s 1 are each amended to
22 read as follows:

23 (1) There is a beer and wine retailer's license to be designated
24 as a tavern license to sell beer, including strong beer, or wine, or
25 both, at retail, for consumption on the premises. Such licenses may
26 be issued only to a person operating a tavern that may be frequented
27 only by persons twenty-one years of age and older.

28 (2) The annual fee for the license is two hundred dollars for the
29 beer license, two hundred dollars for the wine license, or four
30 hundred dollars for a combination beer and wine license. Licensees
31 who have a fee increase of more than one hundred dollars as a result
32 of this change shall have their fees increased fifty percent of the
33 amount the first renewal year and the remaining amount beginning with
34 the second renewal period. New licensees obtaining a license after
35 July 1, 1998, must pay the full amount of four hundred dollars.

36 (3)(a) The board may issue a caterer's endorsement to this
37 license to allow the licensee to remove from the liquor stocks at the
38 licensed premises, only those types of liquor that are authorized
39 under the on-premises license privileges for sale and service at

1 event locations at a specified date and, except as provided in
2 subsection (4) of this section, place not currently licensed by the
3 board. If the event is open to the public, it must be sponsored by a
4 society or organization as defined by RCW 66.24.375. If attendance at
5 the event is limited to members or invited guests of the sponsoring
6 individual, society, or organization, the requirement that the
7 sponsor must be a society or organization as defined by RCW 66.24.375
8 is waived. Cost of the endorsement is three hundred fifty dollars.

9 (b) The holder of this license with a catering endorsement must,
10 if requested by the board, notify the board or its designee of the
11 date, time, place, and location of any catered event. Upon request,
12 the licensee must provide to the board all necessary or requested
13 information concerning the society or organization that will be
14 holding the function at which the endorsed license will be utilized.

15 (c) The holder of this license with a caterer's endorsement may,
16 under conditions established by the board, store liquor on the
17 premises of another not licensed by the board so long as there is a
18 written agreement between the licensee and the other party to provide
19 for ongoing catering services, the agreement contains no exclusivity
20 clauses regarding the alcoholic beverages to be served, and the
21 agreement is filed with the board.

22 (d) The holder of this license with a caterer's endorsement may,
23 under conditions established by the board, store liquor on other
24 premises operated by the licensee so long as the other premises are
25 owned or controlled by a leasehold interest by that licensee. A
26 duplicate license may be issued for each additional premises. A
27 license fee of twenty dollars is required for such duplicate
28 licenses.

29 (4) Licensees under this section that hold a caterer's
30 endorsement are allowed to use this endorsement on a domestic winery
31 premises and may store liquor at such premises under conditions
32 established by the board under the following conditions:

33 (a) Agreements between the domestic winery and the retail
34 licensee must be in writing, contain no exclusivity clauses regarding
35 the alcoholic beverages to be served, and be filed with the board;
36 and

37 (b) The domestic winery and the retail licensee may be separately
38 contracted and compensated by the persons sponsoring the event for
39 their respective services.

1 (5) The holder of this license or its manager may furnish beer or
2 wine to the licensee's employees free of charge as may be required
3 for use in connection with instruction on beer and wine. The
4 instruction may include the history, nature, values, and
5 characteristics of beer or wine, the use of wine lists, and the
6 methods of presenting, serving, storing, and handling beer or wine.
7 The tavern licensee must use the beer or wine it obtains under its
8 license for the sampling as part of the instruction. The instruction
9 must be given on the premises of the tavern licensee and
10 participating employees are considered to be on duty for the purposes
11 of compensation. Licensees and their employees may not sample
12 products in areas where the public is served and may not be engaged
13 in serving alcohol to the public at the same time. In no case may the
14 sampling occur if the licensee or employee is or becomes apparently
15 intoxicated.

16 (6) Any person serving liquor at a catered event on behalf of a
17 licensee with a caterer's endorsement under this section must be an
18 employee of the licensee and must possess a class 12 alcohol server
19 permit as required under RCW 66.20.310.

20 (7) The board may issue rules as necessary to implement the
21 requirements of this section.

22 **Sec. 3.** RCW 66.24.400 and 2019 c 169 s 3 and 2019 c 61 s 2 are
23 each reenacted and amended to read as follows:

24 (1) There shall be a retailer's license, to be known and
25 designated as a spirits, beer, and wine restaurant license, to sell
26 spirituous liquor by the individual glass, beer, and wine, at retail,
27 for consumption on the premises, including mixed drinks and cocktails
28 compounded or mixed on the premises only. A club licensed under
29 chapter 70.62 RCW with overnight sleeping accommodations, that is
30 licensed under this section may sell liquor by the bottle to
31 registered guests of the club for consumption in guest rooms,
32 hospitality rooms, or at banquets in the club. A patron of a bona
33 fide restaurant or club licensed under this section may remove from
34 the premises recorked or recapped in its original container any
35 portion of wine or sake which was purchased for consumption with a
36 meal, and registered guests who have purchased liquor from the club
37 by the bottle may remove from the premises any unused portion of such
38 liquor in its original container. Such license may be issued only to
39 bona fide restaurants and clubs, and to dining, club and buffet cars

1 on passenger trains, and to dining places on passenger boats and
2 airplanes, and to dining places at civic centers with facilities for
3 sports, entertainment, and conventions, and to such other
4 establishments operated and maintained primarily for the benefit of
5 tourists, vacationers and travelers as the board shall determine are
6 qualified to have, and in the discretion of the board should have, a
7 spirits, beer, and wine restaurant license under the provisions and
8 limitations of this title.

9 (2) The board may issue an endorsement to the spirits, beer, and
10 wine restaurant license that allows the holder of a spirits, beer,
11 and wine restaurant license to sell bottled wine for off-premises
12 consumption. Spirits and beer may not be sold for off-premises
13 consumption under this section except as provided in subsection (4)
14 of this section. The annual fee for the endorsement under this
15 subsection is one hundred twenty dollars.

16 (3) The holder of a spirits, beer, and wine license or its
17 manager may furnish beer, wine, or spirituous liquor to the
18 licensee's employees free of charge as may be required for use in
19 connection with instruction on beer, wine, or spirituous liquor. The
20 instruction may include the history, nature, values, and
21 characteristics of beer, wine, or spirituous liquor, the use of wine
22 lists, and the methods of presenting, serving, storing, and handling
23 beer, wine, and spirituous liquor. The spirits, beer, and wine
24 restaurant licensee must use the beer, wine, or spirituous liquor it
25 obtains under its license for the sampling as part of the
26 instruction. The instruction must be given on the premises of the
27 spirits, beer, and wine restaurant licensee and participating
28 employees are considered to be on duty for the purposes of
29 compensation. Licensees and their employees may not sample products
30 in areas where the public is served and may not be engaged in serving
31 alcohol to the public at the same time. In no case may the sampling
32 occur if the licensee or employee is or becomes apparently
33 intoxicated.

34 (4) The board may issue an endorsement to the spirits, beer, and
35 wine restaurant license that allows the holder of a spirits, beer,
36 and wine restaurant license to sell for off-premises consumption malt
37 liquor in kegs or other containers that are capable of holding four
38 gallons or more of liquid and are registered in accordance with RCW
39 66.28.200. Beer may also be sold under the endorsement to a purchaser
40 in a sanitary container brought to the premises by the purchaser or

1 furnished by the licensee and filled at the tap by the retailer at
2 the time of sale. The annual fee for the endorsement under this
3 subsection is one hundred twenty dollars.

4 (5) (a) The board shall create a soju endorsement to the spirits,
5 beer, and wine restaurant license that allows the holder of a
6 spirits, beer, and wine restaurant license to serve soju for on-
7 premises consumption by the bottle to tables of two or more patrons
8 twenty-one years of age or older. Cost of the endorsement is fifty
9 dollars.

10 (b) The holder of a soju endorsement may serve soju in bottles
11 that are three hundred seventy-five milliliters or less. Empty
12 bottles of soju must remain on the patron's table until the patron
13 has left the premises of the licensee.

14 (c) The patron of a holder of a soju endorsement may remove from
15 the premises recapped in its original container any unused portion of
16 soju that was purchased for consumption with a meal.

17 (d) The board must develop additional responsible sale and
18 service of soju training curriculum related to the provisions of the
19 soju endorsement under this subsection (5) that includes but is not
20 limited to certification procedures and enforcement policies. This
21 information must be provided in both Korean and English languages to
22 licensees holding the soju endorsement. Soju endorsement holders must
23 ensure servers providing soju to patrons are trained in the soju
24 curriculum developed under this subsection (5).

25 **Sec. 4.** RCW 66.24.590 and 2012 c 2 s 115 are each amended to
26 read as follows:

27 (1) There is a retailer's license to be designated as a hotel
28 license. No license may be issued to a hotel offering rooms to its
29 guests on an hourly basis. Food service provided for room service,
30 banquets or conferences, or restaurant operation under this license
31 must meet the requirements of rules adopted by the board.

32 (2) The hotel license authorizes the licensee to:

33 (a) Sell spirituous liquor, beer, and wine, by the individual
34 glass, at retail, for consumption on the premises, including mixed
35 drinks and cocktails compounded and mixed on the premises;

36 (b) Sell, at retail, from locked honor bars, in individual units,
37 spirits not to exceed fifty milliliters, beer in individual units not
38 to exceed twelve ounces, and wine in individual bottles not to exceed
39 three hundred eighty-five milliliters, to registered guests of the

1 hotel for consumption in guest rooms. The licensee must require proof
2 of age from the guest renting a guest room and requesting the use of
3 an honor bar. The guest must also execute an affidavit verifying that
4 no one under twenty-one years of age will have access to the spirits,
5 beer, and wine in the honor bar;

6 (c) Provide without additional charge, to overnight guests,
7 spirits, beer, and wine by the individual serving for on-premises
8 consumption at a specified regular date, time, and place as may be
9 fixed by the board. Self-service by attendees is prohibited;

10 (d) Sell beer, including strong beer, wine, or spirits, in the
11 manufacturer's sealed container or by the individual drink to guests
12 through room service, or through service to occupants of private
13 residential units which are part of the buildings or complex of
14 buildings that include the hotel;

15 (e) Sell beer, including strong beer, spirits, or wine, in the
16 manufacturer's sealed container at retail sales locations within the
17 hotel premises;

18 (f) Sell beer to a purchaser in a sanitary container brought to
19 the premises by the purchaser or furnished by the licensee and filled
20 at the tap in the restaurant area by the licensee at the time of
21 sale;

22 (g) Sell for on or off-premises consumption, including through
23 room service and service to occupants of private residential units
24 managed by the hotel, wine carrying a label exclusive to the hotel
25 license holder;

26 (h) Place in guest rooms at check-in, a complimentary bottle of
27 liquor in a manufacturer-sealed container, and make a reference to
28 this service in promotional material.

29 (3) If all or any facilities for alcoholic beverage service and
30 the preparation, cooking, and serving of food are operated under
31 contract or joint venture agreement, the operator may hold a license
32 separate from the license held by the operator of the hotel. Food and
33 beverage inventory used in separate licensed operations at the hotel
34 may not be shared and must be separately owned and stored by the
35 separate licensees.

36 (4) All spirits to be sold under this license must be purchased
37 from a spirits retailer or spirits distributor licensee of the board.

38 (5) All ((~~on-premise~~—[~~on-premises~~])) on-premises alcoholic
39 beverage service must be done by an alcohol server as defined in RCW
40 66.20.300 and must comply with RCW 66.20.310.

1 (6) (a) The hotel license allows the licensee to remove from the
2 liquor stocks at the licensed premises, liquor for sale and service
3 at event locations at a specified date and place not currently
4 licensed by the board. If the event is open to the public, it must be
5 sponsored by a society or organization as defined by RCW 66.24.375.
6 If attendance at the event is limited to members or invited guests of
7 the sponsoring individual, society, or organization, the requirement
8 that the sponsor must be a society or organization as defined by RCW
9 66.24.375 is waived.

10 (b) The holder of this license must, if requested by the board,
11 notify the board or its designee of the date, time, place, and
12 location of any event. Upon request, the licensee must provide to the
13 board all necessary or requested information concerning the society
14 or organization that will be holding the function at which the
15 endorsed license will be utilized.

16 (c) Licensees may cater events on a domestic winery, brewery, or
17 distillery premises.

18 (7) The holder of this license or its manager may furnish
19 spirits, beer, or wine to the licensee's employees who are twenty-one
20 years of age or older free of charge as may be required for use in
21 connection with instruction on spirits, beer, and wine. The
22 instruction may include the history, nature, values, and
23 characteristics of spirits, beer, or wine, the use of wine lists, and
24 the methods of presenting, serving, storing, and handling spirits,
25 beer, or wine. The licensee must use the liquor it obtains under its
26 license for the sampling as part of the instruction. The instruction
27 must be given on the premises of the licensee and participating
28 employees are considered to be on duty for the purposes of
29 compensation. Licensees and their employees may not sample products
30 in areas where the public is served and may not be engaged in serving
31 alcohol to the public at the same time. In no case may the sampling
32 occur if the licensee or employee is or becomes apparently
33 intoxicated.

34 (8) Minors may be allowed in all areas of the hotel where liquor
35 may be consumed; however, the consumption must be incidental to the
36 primary use of the area. These areas include, but are not limited to,
37 tennis courts, hotel lobbies, and swimming pool areas. If an area is
38 not a mixed use area, and is primarily used for alcohol service, the
39 area must be designated and restricted to access by persons of lawful
40 age to purchase liquor.

1 (9) The annual fee for this license is two thousand dollars.

2 (10) As used in this section, "hotel," "spirits," "beer," and
3 "wine" have the meanings defined in RCW 66.24.410 and 66.04.010.

4 **Sec. 5.** RCW 66.28.150 and 2007 c 217 s 2 are each amended to
5 read as follows:

6 A domestic brewery, microbrewery, domestic winery, distillery,
7 distributor, certificate of approval holder, or its licensed agent
8 may, without charge, instruct licensees and their employees, or
9 conduct courses of instruction for licensees and their employees,
10 including chefs, on the subject of beer, wine, or spirituous liquor,
11 including but not limited to, the history, nature, values, and
12 characteristics of beer, wine, or spirituous liquor, the use of wine
13 lists, and the methods of presenting, serving, storing, and handling
14 beer, wine, or spirituous liquor, and what wines go well with
15 different types of food. The domestic brewery, microbrewery, domestic
16 winery, distillery, distributor, certificate of approval holder, or
17 its licensed agent may furnish beer, wine, or spirituous liquor and
18 such other equipment, materials, and utensils as may be required for
19 use in connection with the instruction or courses of instruction. The
20 instruction or courses of instruction may be given at the premises of
21 the domestic brewery, microbrewery, domestic winery, distillery, or
22 authorized representative holding a certificate of approval, at the
23 premises of a retail licensee, or elsewhere within the state of
24 Washington. The participating employees are considered to be on duty
25 for the purposes of compensation. Licensees and their employees may
26 not sample products in areas where the public is served and may not
27 be engaged in serving alcohol to the public at the same time. In no
28 case may the sampling occur if the licensee or employee is or becomes
29 apparently intoxicated.

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