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**HOUSE BILL 1602**

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**State of Washington**

**69th Legislature**

**2025 Regular Session**

**By** Representatives Waters, Peterson, Bronoske, and Reed

Read first time 01/27/25. Referred to Committee on Consumer Protection & Business.

1 AN ACT Relating to food service options for liquor licensees;  
2 amending RCW 66.24.240, 66.24.244, 66.24.320, 66.24.410, and  
3 66.04.010; and reenacting and amending RCW 66.24.400.

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

5 **Sec. 1.** RCW 66.24.240 and 2021 c 6 s 4 are each amended to read  
6 as follows:

7 (1)(a) There shall be a license for domestic breweries; fee to be  
8 two thousand dollars for production of sixty thousand barrels or more  
9 of malt liquor per year.

10 (b) The annual fee in (a) of this subsection is waived during the  
11 12-month period beginning with the second calendar month after  
12 February 28, 2021, for:

13 (i) Licenses that expire during the 12-month waiver period under  
14 this subsection (1)(b); and

15 (ii) Licenses issued to persons previously licensed under this  
16 section at any time during the 12-month period prior to the 12-month  
17 waiver period under this subsection (1)(b).

18 (c) The waiver in (b) of this subsection does not apply to any  
19 licensee that:

20 (i) Had their license suspended by the board for health and  
21 safety violations of state COVID-19 guidelines; or

1 (ii) Received an order of immediate restraint or citation from  
2 the department of labor and industries for allowing an employee to  
3 perform work where business activity was prohibited in violation of  
4 an emergency proclamation of the governor under RCW 43.06.220.

5 (d) Upon request of the department of revenue, the board and the  
6 department of labor and industries must both provide a list of  
7 persons that they have determined to be ineligible for a fee waiver  
8 under (b) of this subsection for the reasons described in (c) of this  
9 subsection. Unless otherwise agreed, any list must be received by the  
10 department of revenue no later than 15 calendar days after the  
11 request is made.

12 (2) Any domestic brewery, except for a brand owner of malt  
13 beverages under RCW 66.04.010(7), licensed under this section may  
14 also act as a distributor and/or retailer for beer of its own  
15 production. Any domestic brewery operating as a distributor and/or  
16 retailer under this subsection shall comply with the applicable laws  
17 and rules relating to distributors and/or retailers. A domestic  
18 brewery holding a spirits, beer, and wine restaurant license may sell  
19 beer of its own production for off-premises consumption from its  
20 restaurant premises in kegs or in a sanitary container brought to the  
21 premises by the purchaser or furnished by the licensee and filled at  
22 the tap by the licensee at the time of sale.

23 (3) Any domestic brewery licensed under this section may also  
24 sell beer produced by another domestic brewery or a microbrewery for  
25 on and off-premises consumption from its premises as long as the  
26 other breweries' brands do not exceed twenty-five percent of the  
27 domestic brewery's on-tap offering of its own brands.

28 (4) A domestic brewery may hold up to four retail licenses to  
29 operate an on or off-premises tavern, beer and/or wine restaurant,  
30 spirits, beer, and wine restaurant, or any combination thereof. This  
31 retail license is separate from the brewery license. A brewery that  
32 holds a tavern license, a spirits, beer, and wine restaurant license,  
33 or a beer and/or wine restaurant license shall hold the same  
34 privileges and endorsements as permitted under RCW 66.24.320,  
35 66.24.330, and 66.24.420. However, when qualifying for and  
36 maintaining a beer and/or wine restaurant license or a spirits, beer,  
37 and wine restaurant license, a domestic brewery may subcontract with  
38 one or more individuals or entities to satisfy food service  
39 requirements applicable to the beer and/or wine restaurant license or  
40 the spirits, beer, and/or wine restaurant license.

1 (5) Any domestic brewery licensed under this section may  
2 contract-produce beer for a brand owner of malt beverages defined  
3 under RCW 66.04.010(7), and this contract-production is not a sale  
4 for the purposes of RCW 66.28.170 and 66.28.180.

5 (6) (a) A domestic brewery licensed under this section and  
6 qualified for a reduced rate of taxation pursuant to RCW  
7 66.24.290(3) (b) may apply to the board for an endorsement to sell  
8 bottled beer of its own production at retail for off-premises  
9 consumption at a qualifying farmers market. The annual fee for this  
10 endorsement is seventy-five dollars.

11 (b) For each month during which a domestic brewery will sell beer  
12 at a qualifying farmers market, the domestic brewery must provide the  
13 board or its designee a list of the dates, times, and locations at  
14 which bottled beer may be offered for sale. This list must be  
15 received by the board before the domestic brewery may offer beer for  
16 sale at a qualifying farmers market.

17 (c) The beer sold at qualifying farmers markets must be produced  
18 in Washington.

19 (d) Each approved location in a qualifying farmers market is  
20 deemed to be part of the domestic brewery license for the purpose of  
21 this title. The approved locations under an endorsement granted under  
22 this subsection do not include the tasting or sampling privilege of a  
23 domestic brewery. The domestic brewery may not store beer at a  
24 farmers market beyond the hours that the domestic brewery offers  
25 bottled beer for sale. The domestic brewery may not act as a  
26 distributor from a farmers market location.

27 (e) Before a domestic brewery may sell bottled beer at a  
28 qualifying farmers market, the farmers market must apply to the board  
29 for authorization for any domestic brewery with an endorsement  
30 approved under this subsection to sell bottled beer at retail at the  
31 farmers market. This application shall include, at a minimum: (i) A  
32 map of the farmers market showing all booths, stalls, or other  
33 designated locations at which an approved domestic brewery may sell  
34 bottled beer; and (ii) the name and contact information for the on-  
35 site market managers who may be contacted by the board or its  
36 designee to verify the locations at which bottled beer may be sold.  
37 Before authorizing a qualifying farmers market to allow an approved  
38 domestic brewery to sell bottled beer at retail at its farmers market  
39 location, the board shall notify the persons or entities of such  
40 application for authorization pursuant to RCW 66.24.010 (8) and (9).

1 An authorization granted under this subsection (6)(e) may be  
2 withdrawn by the board for any violation of this title or any rules  
3 adopted under this title.

4 (f) The board may adopt rules establishing the application and  
5 approval process under this section and such additional rules as may  
6 be necessary to implement this section.

7 (g) For the purposes of this subsection:

8 (i) "Qualifying farmers market" means an entity that sponsors a  
9 regular assembly of vendors at a defined location for the purpose of  
10 promoting the sale of agricultural products grown or produced in this  
11 state directly to the consumer under conditions that meet the  
12 following minimum requirements:

13 (A) There are at least five participating vendors who are farmers  
14 selling their own agricultural products;

15 (B) The total combined gross annual sales of vendors who are  
16 farmers exceeds the total combined gross annual sales of vendors who  
17 are processors or resellers;

18 (C) The total combined gross annual sales of vendors who are  
19 farmers, processors, or resellers exceeds the total combined gross  
20 annual sales of vendors who are not farmers, processors, or  
21 resellers;

22 (D) The sale of imported items and secondhand items by any vendor  
23 is prohibited; and

24 (E) No vendor is a franchisee.

25 (ii) "Farmer" means a natural person who sells, with or without  
26 processing, agricultural products that he or she raises on land he or  
27 she owns or leases in this state or in another state's county that  
28 borders this state.

29 (iii) "Processor" means a natural person who sells processed food  
30 that he or she has personally prepared on land he or she owns or  
31 leases in this state or in another state's county that borders this  
32 state.

33 (iv) "Reseller" means a natural person who buys agricultural  
34 products from a farmer and resells the products directly to the  
35 consumer.

36 (7) The state board of health shall adopt rules to allow dogs on  
37 the premises of licensed domestic breweries that do not provide or  
38 subcontract for food service subject to a food service permit  
39 requirement.

1 (8) (a) Subject to (b) of this subsection, nothing in this title  
2 prohibits the use of a domestic brewery's licensed premises for the  
3 subcontracted and, where applicable, subleased operation of a mobile  
4 food unit, as defined in RCW 43.20.025, or an independently operated  
5 food service provider or establishment by one or more persons or  
6 entities who sells food and nonalcoholic beverages to the public and  
7 does not hold a retail liquor license.

8 (b) The premises used by the mobile food unit, as defined in RCW  
9 43.20.025, or independently operated food service provider or  
10 establishment, and the areas of the licensee's premises to which  
11 staff of the mobile food unit or independently operated food service  
12 provider or establishment may access, must be substantially separated  
13 from the storage of nontax-paid alcohol.

14 **Sec. 2.** RCW 66.24.244 and 2021 c 6 s 5 are each amended to read  
15 as follows:

16 (1) (a) There shall be a license for microbreweries; fee to be one  
17 hundred dollars for production of less than sixty thousand barrels of  
18 malt liquor, including strong beer, per year.

19 (b) The annual fee in (a) of this subsection is waived during the  
20 12-month period beginning with the second calendar month after  
21 February 28, 2021, for:

22 (i) Licenses that expire during the 12-month waiver period under  
23 this subsection (1) (b); and

24 (ii) Licenses issued to persons previously licensed under this  
25 section at any time during the 12-month period prior to the 12-month  
26 waiver period under this subsection (1) (b).

27 (c) The waiver in (b) of this subsection does not apply to any  
28 licensee that:

29 (i) Had their license suspended by the board for health and  
30 safety violations of state COVID-19 guidelines; or

31 (ii) Received an order of immediate restraint or citation from  
32 the department of labor and industries for allowing an employee to  
33 perform work where business activity was prohibited in violation of  
34 an emergency proclamation of the governor under RCW 43.06.220.

35 (d) Upon request of the department of revenue, the board and the  
36 department of labor and industries must both provide a list of  
37 persons that they have determined to be ineligible for a fee waiver  
38 under (b) of this subsection for the reasons described in (c) of this  
39 subsection. Unless otherwise agreed, any list must be received by the

1 department of revenue no later than 15 calendar days after the  
2 request is made.

3 (2) (a) Any microbrewery licensed under this section may also act  
4 as a distributor and/or retailer for beer and strong beer of its own  
5 production.

6 (b) Any microbrewery operating as a distributor and/or retailer  
7 under this subsection must comply with the applicable laws and rules  
8 relating to distributors and/or retailers, except that a microbrewery  
9 operating as a distributor may maintain a warehouse off the premises  
10 of the microbrewery for the distribution of beer provided that:

11 (i) The warehouse has been approved by the board under RCW  
12 66.24.010; and

13 (ii) The number of warehouses off the premises of the  
14 microbrewery does not exceed one.

15 (c) A microbrewery holding a spirits, beer, and wine restaurant  
16 license may sell beer of its own production for off-premises  
17 consumption from its restaurant premises in kegs or in a sanitary  
18 container brought to the premises by the purchaser or furnished by  
19 the licensee and filled at the tap by the licensee at the time of  
20 sale.

21 (3) Any microbrewery licensed under this section may also sell  
22 from its premises for on-premises and off-premises consumption:

23 (a) Beer produced by another microbrewery or a domestic brewery  
24 as long as the other breweries' brands do not exceed twenty-five  
25 percent of the microbrewery's on-tap offerings; or

26 (b) Cider produced by a domestic winery.

27 (4) The board may issue up to four retail licenses allowing a  
28 microbrewery to operate an on or off-premises tavern, beer and/or  
29 wine restaurant, spirits, beer, and wine restaurant, or any  
30 combination thereof.

31 (5) A microbrewery that holds a tavern license, spirits, beer,  
32 and wine restaurant license, or a beer and/or wine restaurant license  
33 holds the same privileges and endorsements as permitted under RCW  
34 66.24.320, 66.24.330, and 66.24.420. However, when qualifying for and  
35 maintaining a beer and/or wine restaurant license or a spirits, beer,  
36 and wine restaurant license, a microbrewery may subcontract with one  
37 or more individuals or entities to satisfy food service requirements  
38 applicable to the beer and/or wine restaurant license or the spirits,  
39 beer, and/or wine restaurant license.

1 (6) (a) A microbrewery licensed under this section may apply to  
2 the board for an endorsement to sell bottled beer of its own  
3 production at retail for off-premises consumption at a qualifying  
4 farmers market. The annual fee for this endorsement is seventy-five  
5 dollars. However, strong beer may not be sold at a farmers market or  
6 under any endorsement which may authorize microbreweries to sell beer  
7 at farmers markets.

8 (b) For each month during which a microbrewery will sell beer at  
9 a qualifying farmers market, the microbrewery must provide the board  
10 or its designee a list of the dates, times, and locations at which  
11 bottled beer may be offered for sale. This list must be received by  
12 the board before the microbrewery may offer beer for sale at a  
13 qualifying farmers market.

14 (c) Any person selling or serving beer must obtain a class 12 or  
15 class 13 alcohol server permit.

16 (d) The beer sold at qualifying farmers markets must be produced  
17 in Washington.

18 (e) Each approved location in a qualifying farmers market is  
19 deemed to be part of the microbrewery license for the purpose of this  
20 title. The approved locations under an endorsement granted under this  
21 subsection (6) include tasting or sampling privileges subject to the  
22 conditions pursuant to RCW 66.24.175. The microbrewery may not store  
23 beer at a farmers market beyond the hours that the microbrewery  
24 offers bottled beer for sale. The microbrewery may not act as a  
25 distributor from a farmers market location.

26 (f) Before a microbrewery may sell bottled beer at a qualifying  
27 farmers market, the farmers market must apply to the board for  
28 authorization for any microbrewery with an endorsement approved under  
29 this subsection (6) to sell bottled beer at retail at the farmers  
30 market. This application must include, at a minimum: (i) A map of the  
31 farmers market showing all booths, stalls, or other designated  
32 locations at which an approved microbrewery may sell bottled beer;  
33 and (ii) the name and contact information for the on-site market  
34 managers who may be contacted by the board or its designee to verify  
35 the locations at which bottled beer may be sold. Before authorizing a  
36 qualifying farmers market to allow an approved microbrewery to sell  
37 bottled beer at retail at its farmers market location, the board must  
38 notify the persons or entities of the application for authorization  
39 pursuant to RCW 66.24.010 (8) and (9). An authorization granted under

1 this subsection (6)(f) may be withdrawn by the board for any  
2 violation of this title or any rules adopted under this title.

3 (g) The board may adopt rules establishing the application and  
4 approval process under this section and any additional rules  
5 necessary to implement this section.

6 (h) For the purposes of this subsection (6):

7 (i) "Qualifying farmers market" has the same meaning as defined  
8 in RCW 66.24.170.

9 (ii) "Farmer" means a natural person who sells, with or without  
10 processing, agricultural products that he or she raises on land he or  
11 she owns or leases in this state or in another state's county that  
12 borders this state.

13 (iii) "Processor" means a natural person who sells processed food  
14 that he or she has personally prepared on land he or she owns or  
15 leases in this state or in another state's county that borders this  
16 state.

17 (iv) "Reseller" means a natural person who buys agricultural  
18 products from a farmer and resells the products directly to the  
19 consumer.

20 (7) Any microbrewery licensed under this section may  
21 contract-produce beer for another microbrewer. This contract-  
22 production is not a sale for the purposes of RCW 66.28.170 and  
23 66.28.180.

24 (8) The state board of health shall adopt rules to allow dogs on  
25 the premises of licensed microbreweries that do not provide or  
26 contract for food service subject to a food service permit  
27 requirement.

28 (9)(a) Subject to (b) of this subsection, nothing in this title  
29 prohibits the use of a microbrewery's licensed premises for the  
30 subcontracted and, where applicable, subleased operation of a mobile  
31 food unit, as defined in RCW 43.20.025, or an independently operated  
32 food service provider or establishment, by a person who sells food  
33 and nonalcoholic beverages to the public and does not hold a retail  
34 liquor license.

35 (b) The premises used by the mobile food unit, as defined in RCW  
36 43.20.025, or independently operated food service provider or  
37 establishment, and the areas of the licensee's premises to which  
38 staff of such a mobile food unit or independently operated food  
39 service provider or establishment may access, must be substantially  
40 separated from the storage of nontax-paid alcohol.



1       **Sec. 3.** RCW 66.24.320 and 2021 c 6 s 6 are each amended to read  
2 as follows:

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

9       (1)(a) The annual fee shall be two hundred dollars for the beer  
10 license, two hundred dollars for the wine license, or four hundred  
11 dollars for a combination beer and wine license.

12       (b) The annual fees in (a) of this subsection are waived during  
13 the 12-month period beginning with the second calendar month after  
14 February 28, 2021, for:

15       (i) Licenses that expire during the 12-month waiver period under  
16 this subsection (1)(b); and

17       (ii) Licenses issued to persons previously licensed under this  
18 section at any time during the 12-month period prior to the 12-month  
19 waiver period under this subsection (1)(b).

20       (c) The waivers in (b) of this subsection do not apply to any  
21 licensee that:

22       (i) Had their license suspended by the board for health and  
23 safety violations of state COVID-19 guidelines; or

24       (ii) Received an order of immediate restraint or citation from  
25 the department of labor and industries for allowing an employee to  
26 perform work where business activity was prohibited in violation of  
27 an emergency proclamation of the governor under RCW 43.06.220.

28       (d) Upon request of the department of revenue, the board and the  
29 department of labor and industries must both provide a list of  
30 persons that they have determined to be ineligible for a fee waiver  
31 under (b) of this subsection for the reasons described in (c) of this  
32 subsection. Unless otherwise agreed, any list must be received by the  
33 department of revenue no later than 15 calendar days after the  
34 request is made.

35       (2)(a) The board may issue a caterer's endorsement to this  
36 license to allow the licensee to remove from the liquor stocks at the  
37 licensed premises, only those types of liquor that are authorized  
38 under the on-premises license privileges for sale and service at  
39 event locations at a specified date and, except as provided in  
40 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.

11 (5) If the license is issued to a person who contracts with the  
12 Washington state ferry system to provide food and alcohol service on  
13 a designated ferry route, the license shall cover any vessel assigned  
14 to the designated route. A separate license is required for each  
15 designated ferry route.

16 (6) A domestic brewery or microbrewery that contracts with  
17 another establishment to prepare, cook, and serve food to patrons of  
18 the domestic brewery or microbrewery may be issued a license under  
19 this section as provided in RCW 66.24.240(4) and 66.24.244(5).

20 **Sec. 4.** RCW 66.24.400 and 2019 c 169 s 3 and 2019 c 61 s 2 are  
21 each reenacted and amended to read as follows:

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

1 sports, entertainment, and conventions, and to such other  
2 establishments operated and maintained primarily for the benefit of  
3 tourists, vacationers and travelers as the board shall determine are  
4 qualified to have, and in the discretion of the board should have, a  
5 spirits, beer, and wine restaurant license under the provisions and  
6 limitations of this title.

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

14 (3) The holder of a spirits, beer, and wine license or its  
15 manager may furnish beer, wine, or spirituous liquor to the  
16 licensee's employees free of charge as may be required for use in  
17 connection with instruction on beer, wine, or spirituous liquor. The  
18 instruction may include the history, nature, values, and  
19 characteristics of beer, wine, or spirituous liquor, the use of wine  
20 lists, and the methods of presenting, serving, storing, and handling  
21 beer, wine, and spirituous liquor. The spirits, beer, and wine  
22 restaurant licensee must use the beer, wine, or spirituous liquor it  
23 obtains under its license for the sampling as part of the  
24 instruction. The instruction must be given on the premises of the  
25 spirits, beer, and wine restaurant licensee.

26 (4) The board may issue an endorsement to the spirits, beer, and  
27 wine restaurant license that allows the holder of a spirits, beer,  
28 and wine restaurant license to sell for off-premises consumption malt  
29 liquor in kegs or other containers that are capable of holding four  
30 gallons or more of liquid and are registered in accordance with RCW  
31 66.28.200. Beer may also be sold under the endorsement to a purchaser  
32 in a sanitary container brought to the premises by the purchaser or  
33 furnished by the licensee and filled at the tap by the retailer at  
34 the time of sale. The annual fee for the endorsement under this  
35 subsection is one hundred twenty dollars.

36 (5)(a) The board shall create a soju endorsement to the spirits,  
37 beer, and wine restaurant license that allows the holder of a  
38 spirits, beer, and wine restaurant license to serve soju for on-  
39 premises consumption by the bottle to tables of two or more patrons

1 twenty-one years of age or older. Cost of the endorsement is fifty  
2 dollars.

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

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

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

18 (6) A domestic brewery or microbrewery that contracts with one or  
19 more mobile food units, as defined in RCW 43.20.025, or independently  
20 operated food service providers or establishments may be issued a  
21 license under this section as provided in RCW 66.24.240(4) and  
22 66.24.244(5).

23 **Sec. 5.** RCW 66.24.410 and 2011 c 195 s 2 are each amended to  
24 read as follows:

25 (1) "Spirituous liquor," as used in RCW 66.24.400 (~~(1)~~) through  
26 66.24.450, inclusive, means "liquor" as defined in RCW 66.04.010,  
27 except "wine" and "beer" sold as such.

28 (2) "Restaurant" as used in RCW 66.24.400 (~~(1)~~) through  
29 66.24.450, inclusive, means an establishment provided with special  
30 space and accommodations where, in consideration of payment, food,  
31 without lodgings, is habitually furnished to the public, not  
32 including drug stores and soda fountains: PROVIDED, That such  
33 establishments shall be approved by the board and that the board  
34 shall be satisfied that such establishment is maintained in a  
35 substantial manner as a place for preparing, cooking, and serving of  
36 complete meals or is a domestic brewery or a microbrewery that  
37 subcontracts with one or more individuals or entities to satisfy food  
38 service requirements, that is maintained in a substantial manner as a  
39 place for preparing, cooking, and serving of complete meals, to

1 prepare, cook, and serve complete meals on behalf of the domestic  
2 brewery or microbrewery under the domestic brewery or microbrewery's  
3 spirits, beer, and wine restaurant license. Requirements for complete  
4 meals shall be determined by the board in rules adopted pursuant to  
5 chapter 34.05 RCW.

6 (3) "Hotel," "clubs," "wine" and "beer" are used in RCW 66.24.400  
7 (~~(t)~~) through 66.24.450, inclusive, with the meaning given in  
8 chapter 66.04 RCW.

9 **Sec. 6.** RCW 66.04.010 and 2023 c 279 s 2 are each amended to  
10 read as follows:

11 In this title, unless the context otherwise requires:

12 (1) "Alcohol" is that substance known as ethyl alcohol, hydrated  
13 oxide of ethyl, or spirit of wine, which is commonly produced by the  
14 fermentation or distillation of grain, starch, molasses, or sugar, or  
15 other substances including all dilutions and mixtures of this  
16 substance. The term "alcohol" does not include alcohol in the  
17 possession of a manufacturer or distiller of alcohol fuel, as  
18 described in RCW 66.12.130, which is intended to be denatured and  
19 used as a fuel for use in motor vehicles, farm implements, and  
20 machines or implements of husbandry.

21 (2) "Authorized representative" means a person who:

22 (a) Is required to have a federal basic permit issued pursuant to  
23 the federal alcohol administration act, 27 U.S.C. Sec. 204;

24 (b) Has its business located in the United States outside of the  
25 state of Washington;

26 (c) Acquires ownership of beer or wine for transportation into  
27 and resale in the state of Washington; and which beer or wine is  
28 produced by a brewery or winery in the United States outside of the  
29 state of Washington; and

30 (d) Is appointed by the brewery or winery referenced in (c) of  
31 this subsection as its authorized representative for marketing and  
32 selling its products within the United States in accordance with a  
33 written agreement between the authorized representative and such  
34 brewery or winery pursuant to this title.

35 (3) "Beer" means any malt beverage, flavored malt beverage, or  
36 malt liquor as these terms are defined in this chapter.

37 (4) "Beer distributor" means a person who buys beer from a  
38 domestic brewery, microbrewery, beer certificate of approval holder,  
39 or beer importers, or who acquires foreign produced beer from a

1 source outside of the United States, for the purpose of selling the  
2 same pursuant to this title, or who represents such brewer or brewery  
3 as agent.

4 (5) "Beer importer" means a person or business within Washington  
5 who purchases beer from a beer certificate of approval holder or who  
6 acquires foreign produced beer from a source outside of the United  
7 States for the purpose of selling the same pursuant to this title.

8 (6) "Board" means the liquor and cannabis board, constituted  
9 under this title.

10 (7) "Brewer" or "brewery" means any person engaged in the  
11 business of manufacturing beer and malt liquor. Brewer includes a  
12 brand owner of malt beverages who holds a brewer's notice with the  
13 federal bureau of alcohol, tobacco, and firearms at a location  
14 outside the state and whose malt beverage is contract-produced by a  
15 licensed in-state brewery, and who may exercise within the state,  
16 under a domestic brewery license, only the privileges of storing,  
17 selling to licensed beer distributors, and exporting beer from the  
18 state.

19 (8) "Club" means an organization of persons, incorporated or  
20 unincorporated, operated solely for fraternal, benevolent,  
21 educational, athletic, or social purposes, and not for pecuniary  
22 gain.

23 (9) "Confection" means a preparation of sugar, honey, or other  
24 natural or artificial sweeteners in combination with chocolate,  
25 fruits, nuts, dairy products, or flavorings, in the form of bars,  
26 drops, or pieces.

27 (10) "Consume" includes the putting of liquor to any use, whether  
28 by drinking or otherwise.

29 (11) "Contract liquor store" means a business that sells liquor  
30 on behalf of the board through a contract with a contract liquor  
31 store manager.

32 (12) "Craft distillery" means a distillery that pays the reduced  
33 licensing fee under RCW 66.24.140.

34 (13) "Delivery" means the transportation of alcohol to an  
35 individual located within Washington state from a licensed location  
36 holding an alcohol delivery endorsement as part of a delivery order.  
37 "Delivery" does not include services provided by common carriers.

38 (14) "Dentist" means a practitioner of dentistry duly and  
39 regularly licensed and engaged in the practice of his or her  
40 profession within the state pursuant to chapter 18.32 RCW.

1 (15) "Distiller" means a person engaged in the business of  
2 distilling spirits.

3 (16) "Domestic brewery" means a place where beer and malt liquor  
4 are manufactured or produced by a brewer within the state.

5 (17) "Domestic winery" means a place where wines are manufactured  
6 or produced within the state of Washington.

7 (18) "Drug store" means a place whose principal business is, the  
8 sale of drugs, medicines, and pharmaceutical preparations and  
9 maintains a regular prescription department and employs a registered  
10 pharmacist during all hours the drug store is open.

11 (19) "Druggist" means any person who holds a valid certificate  
12 and is a registered pharmacist and is duly and regularly engaged in  
13 carrying on the business of pharmaceutical chemistry pursuant to  
14 chapter 18.64 RCW.

15 (20) "Employee" means any person employed by the board.

16 (21) "Flavored malt beverage" means:

17 (a) A malt beverage containing six percent or less alcohol by  
18 volume to which flavoring or other added nonbeverage ingredients are  
19 added that contain distilled spirits of not more than forty-nine  
20 percent of the beverage's overall alcohol content; or

21 (b) A malt beverage containing more than six percent alcohol by  
22 volume to which flavoring or other added nonbeverage ingredients are  
23 added that contain distilled spirits of not more than one and  
24 one-half percent of the beverage's overall alcohol content.

25 (22) "Fund" means 'liquor revolving fund.'

26 (23) "Hotel" means buildings, structures, and grounds, having  
27 facilities for preparing, cooking, and serving food, that are kept,  
28 used, maintained, advertised, or held out to the public to be a place  
29 where food is served and sleeping accommodations are offered for pay  
30 to transient guests, in which twenty or more rooms are used for the  
31 sleeping accommodation of such transient guests. The buildings,  
32 structures, and grounds must be located on adjacent property either  
33 owned or leased by the same person or persons.

34 (24) "Importer" means a person who buys distilled spirits from a  
35 distillery outside the state of Washington and imports such  
36 spirituous liquor into the state for sale to the board or for export.

37 (25) "Imprisonment" means confinement in the county jail.

38 (26) "Liquor" includes the four varieties of liquor herein  
39 defined (alcohol, spirits, wine, and beer), and all fermented,  
40 spirituous, vinous, or malt liquor, or combinations thereof, and



1 mixed liquor, a part of which is fermented, spirituous, vinous or  
2 malt liquor, or otherwise intoxicating; and every liquid or solid or  
3 semisolid or other substance, patented or not, containing alcohol,  
4 spirits, wine, or beer, and all drinks or drinkable liquids and all  
5 preparations or mixtures capable of human consumption, and any  
6 liquid, semisolid, solid, or other substance, which contains more  
7 than one percent of alcohol by weight shall be conclusively deemed to  
8 be intoxicating. Liquor does not include confections or food products  
9 that contain one percent or less of alcohol by weight.

10 (27) "Malt beverage" or "malt liquor" means any beverage such as  
11 beer, ale, lager beer, stout, and porter obtained by the alcoholic  
12 fermentation of an infusion or decoction of pure hops, or pure  
13 extract of hops and pure barley malt or other wholesome grain or  
14 cereal in pure water containing not more than eight percent of  
15 alcohol by weight, and not less than one-half of one percent of  
16 alcohol by volume. For the purposes of this title, any such beverage  
17 containing more than eight percent of alcohol by weight shall be  
18 referred to as "strong beer."

19 (28) "Manufacturer" means a person engaged in the preparation of  
20 liquor for sale, in any form whatsoever.

21 (29) "Nightclub" means an establishment that provides  
22 entertainment and has as its primary source of revenue (a) the sale  
23 of alcohol for consumption on the premises, (b) cover charges, or (c)  
24 both.

25 (30) "Package" means any container or receptacle used for holding  
26 liquor.

27 (31) "Passenger vessel" means any boat, ship, vessel, barge, or  
28 other floating craft of any kind carrying passengers for  
29 compensation.

30 (32) "Permit" means a permit for the purchase of liquor under  
31 this title.

32 (33) "Person" means an individual, copartnership, association, or  
33 corporation.

34 (34) "Physician" means a medical practitioner duly and regularly  
35 licensed and engaged in the practice of his or her profession within  
36 the state pursuant to chapter 18.71 RCW.

37 (35) "Powdered alcohol" means any powder or crystalline substance  
38 containing alcohol that is produced for direct use or reconstitution.

1 (36) "Prescription" means a memorandum signed by a physician and  
2 given by him or her to a patient for the obtaining of liquor pursuant  
3 to this title for medicinal purposes.

4 (37) "Public place" includes streets and alleys of incorporated  
5 cities and towns; state or county or township highways or roads;  
6 buildings and grounds used for school purposes; public dance halls  
7 and grounds adjacent thereto; those parts of establishments where  
8 beer may be sold under this title, soft drink establishments, public  
9 buildings, public meeting halls, lobbies, halls and dining rooms of  
10 hotels, restaurants, theaters, stores, garages and filling stations  
11 which are open to and are generally used by the public and to which  
12 the public is permitted to have unrestricted access; railroad trains,  
13 stages, and other public conveyances of all kinds and character, and  
14 the depots and waiting rooms used in conjunction therewith which are  
15 open to unrestricted use and access by the public; publicly owned  
16 bathing beaches, parks, and/or playgrounds; and all other places of  
17 like or similar nature to which the general public has unrestricted  
18 right of access, and which are generally used by the public.

19 (38) "Regulations" means regulations made by the board under the  
20 powers conferred by this title.

21 (39) "Restaurant" means any establishment provided with special  
22 space and accommodations where, in consideration of payment, food,  
23 without lodgings, is habitually furnished to the public, not  
24 including drug stores and soda fountains, but including domestic  
25 breweries and microbreweries who contract with another establishment  
26 to provide food service in accordance with RCW 66.24.240(4) and  
27 66.24.244(5).

28 (40) "Sale" and "sell" include exchange, barter, and traffic; and  
29 also include the selling or supplying or distributing, by any means  
30 whatsoever, of liquor, or of any liquid known or described as beer or  
31 by any name whatever commonly used to describe malt or brewed liquor  
32 or of wine, by any person to any person; and also include a sale or  
33 selling within the state to a foreign consignee or his or her agent  
34 in the state. "Sale" and "sell" shall not include the giving, at no  
35 charge, of a reasonable amount of liquor by a person not licensed by  
36 the board to a person not licensed by the board, for personal use  
37 only. "Sale" and "sell" also does not include a raffle authorized  
38 under RCW 9.46.0315: PROVIDED, That the nonprofit organization  
39 conducting the raffle has obtained the appropriate permit from the  
40 board.

1 (41) "Service bar" means a fixed or portable table, counter,  
2 cart, or similar workstation primarily used to prepare, mix, serve,  
3 and sell alcohol that is picked up by employees or customers.  
4 Customers may not be seated or allowed to consume food or alcohol at  
5 a service bar.

6 (42) "Soda fountain" means a place especially equipped with  
7 apparatus for the purpose of dispensing soft drinks, whether mixed or  
8 otherwise.

9 (43) "Soju" means a traditional Korean distilled alcoholic  
10 beverage, produced using authentic Korean recipes and production  
11 methods, and derived from agricultural products, that contains not  
12 more than twenty-four percent of alcohol by volume.

13 (44) "Spirits" means any beverage which contains alcohol obtained  
14 by distillation, except flavored malt beverages, but including wines  
15 exceeding twenty-four percent of alcohol by volume.

16 (45) "Store" means a state liquor store established under this  
17 title.

18 (46) "Tavern" means any establishment with special space and  
19 accommodation for sale by the glass and for consumption on the  
20 premises, of beer, as herein defined.

21 (47) "VIP airport lounge" means an establishment within an  
22 international airport located beyond security checkpoints that  
23 provides a special space to sit, relax, read, work, and enjoy  
24 beverages where access is controlled by the VIP airport lounge  
25 operator and is generally limited to the following classifications of  
26 persons:

27 (a) Airline passengers of any age whose admission is based on a  
28 first-class, executive, or business class ticket;

29 (b) Airline passengers of any age who are qualified members or  
30 allowed guests of certain frequent flyer or other loyalty incentive  
31 programs maintained by airlines that have agreements describing the  
32 conditions for access to the VIP airport lounge;

33 (c) Airline passengers of any age who are qualified members or  
34 allowed guests of certain enhanced amenities programs maintained by  
35 companies that have agreements describing the conditions for access  
36 to the VIP airport lounge;

37 (d) Airport and airline employees, government officials, foreign  
38 dignitaries, and other attendees of functions held by the airport  
39 authority or airlines related to the promotion of business objectives  
40 such as increasing international air traffic and enhancing foreign

1 trade where access to the VIP airport lounge will be controlled by  
2 the VIP airport lounge operator; and

3 (e) Airline passengers of any age or airline employees whose  
4 admission is based on a pass issued or permission given by the  
5 airline for access to the VIP airport lounge.

6 (48) "VIP airport lounge operator" means an airline, port  
7 district, or other entity operating a VIP airport lounge that: Is  
8 accountable for compliance with the alcohol beverage control act  
9 under this title; holds the license under chapter 66.24 RCW issued to  
10 the VIP airport lounge; and provides a point of contact for  
11 addressing any licensing and enforcement by the board.

12 (49)(a) "Wine" means any alcoholic beverage obtained by  
13 fermentation of fruits (grapes, berries, apples, et cetera) or other  
14 agricultural product containing sugar, to which any saccharine  
15 substances may have been added before, during or after fermentation,  
16 and containing not more than twenty-four percent of alcohol by  
17 volume, including sweet wines fortified with wine spirits, such as  
18 port, sherry, muscatel, and angelica, not exceeding twenty-four  
19 percent of alcohol by volume and not less than one-half of one  
20 percent of alcohol by volume. For purposes of this title, any  
21 beverage containing no more than fourteen percent of alcohol by  
22 volume when bottled or packaged by the manufacturer shall be referred  
23 to as "table wine," and any beverage containing alcohol in an amount  
24 more than fourteen percent by volume when bottled or packaged by the  
25 manufacturer shall be referred to as "fortified wine." However,  
26 "fortified wine" shall not include: (i) Wines that are both sealed or  
27 capped by cork closure and aged two years or more; and (ii) wines  
28 that contain more than fourteen percent alcohol by volume solely as a  
29 result of the natural fermentation process and that have not been  
30 produced with the addition of wine spirits, brandy, or alcohol.

31 (b) This subsection shall not be interpreted to require that any  
32 wine be labeled with the designation "table wine" or "fortified  
33 wine."

34 (50) "Wine distributor" means a person who buys wine from a  
35 domestic winery, wine certificate of approval holder, or wine  
36 importer, or who acquires foreign produced wine from a source outside  
37 of the United States, for the purpose of selling the same not in  
38 violation of this title, or who represents such vintner or winery as  
39 agent.

1           (51) "Wine importer" means a person or business within Washington  
2 who purchases wine from a wine certificate of approval holder or who  
3 acquires foreign produced wine from a source outside of the United  
4 States for the purpose of selling the same pursuant to this title.

5           (52) "Winery" means a business conducted by any person for the  
6 manufacture of wine for sale, other than a domestic winery.

--- **END** ---