

CHAPTER 8

[Senate Bill No. 2447]

SOFT TREE FRUITS—ADDITIONAL ASSESSMENTS

AN ACT Relating to soft tree fruits; and amending section 15.28.180, chapter 11, Laws of 1961 as last amended by section 1, chapter 43, Laws of 1965 ex. sess. and RCW 15.28.180.

Be it enacted by the Legislature of the State of Washington:

Section 1. Section 15.28.180, chapter 11, Laws of 1961 as last amended by section 1, chapter 43, Laws of 1965 ex. sess. and RCW 15.28.180 are each amended to read as follows:

The same assessment shall be made for each soft tree fruit, except that if a two-thirds majority of the state commodity committee of any fruit recommends in writing the levy of an additional assessment on such fruit, or any classification thereof, for any year or years, the commission may levy such assessment for such year or years up to the maximum of ~~((two))~~ six dollars for each two thousand pounds of any fruit except cherries or any classification thereof, as to which the assessment may be increased to a maximum of ~~((ten))~~ twenty dollars for each two thousand pounds, and except pears covered by this chapter as now or hereafter amended, as to which the assessment may be increased to a maximum of ~~((three))~~ nine dollars for each two thousand pounds: PROVIDED, That no increase in such assessment on pears shall become effective unless the same shall be first referred by the commission to a referendum by the Bartlett pear growers of the state and be approved by a majority of such growers voting thereon. The method and procedure of conducting such referendum shall be determined by the commission. Any funds so raised shall be expended solely for the purposes provided in this chapter and solely for such fruit, or classification thereof.

The commission shall have the authority in its discretion to exempt in whole or in part from future assessments hereunder, during such period as the commission may prescribe, any of the said soft tree fruits or any particular strain or classification thereof.

Passed the Senate March 17, 1977.

Passed the House April 14, 1977.

Approved by the Governor April 22, 1977.

Filed in Office of Secretary of State April 22, 1977.

CHAPTER 9

[Engrossed Senate Bill No. 2175]

ALCOHOLIC BEVERAGES—SALES AND DISPENSING

AN ACT Relating to alcoholic beverage containers in class A, B, C, H, and I licensed premises; amending section 23-M added to chapter 62, Laws of 1933 ex. sess. by section 1, chapter 217, Laws of 1937 as last amended by section 1, chapter 117, Laws of 1969 and RCW 66.24.320; amending section 23-N added to chapter 62, Laws of 1933 ex. sess. by section 1, chapter 217, Laws of 1937 as last amended by section 15, chapter 209, Laws of 1973 1st ex. sess. and RCW 66.24.330; amending section 23-O added to chapter 62, Laws of 1933 ex. sess. by section 1, chapter 217, Laws of 1937 as last amended by section 4, chapter 75, Laws of 1967 ex. sess. and RCW 66.24.340; amending section 23-S-1 added to chapter 62, Laws of 1933 ex. sess. by section 1,

chapter 5, Laws of 1949 as amended by section 1, chapter 208, Laws of 1971 ex. sess. and RCW 66.24.400; amending section 1, chapter 55, Laws of 1967 as amended by section 7, chapter 178, Laws of 1969 ex. sess. and RCW 66.24.490; and declaring an emergency.

Be it enacted by the Legislature of the State of Washington:

Section 1. Section 23-M added to chapter 62, Laws of 1933 ex. sess. by section 1, chapter 217, Laws of 1937 as last amended by section 1, chapter 117, Laws of 1969 and RCW 66.24.320 are each amended to read as follows:

There shall be a beer retailer's license to be designated as a class A license to sell beer (~~((by the individual glass or opened bottle))~~) at retail, for consumption on the premises and to sell unpasteurized beer for consumption off the premises: PROVIDED, HOWEVER, That unpasteurized beer so sold must be in original sealed packages of the manufacturer or bottler of not less than seven and three-fourths gallons: AND PROVIDED FURTHER, That unpasteurized beer may be sold to a purchaser in a sanitary container brought to the premises by the purchaser and filled at the tap by the retailer at the time of sale; such license to be issued only to hotels, restaurants, drug stores or soda fountains, dining places on boats and ~~((aeroplanes))~~ airplanes, to clubs, and at sports arenas or race tracks during recognized professional athletic events. The annual fee for said license, if issued in cities and towns, shall be graduated according to the population thereof as follows:

Cities and towns of less than 10,000; fee \$62.50;

Cities and towns of 10,000 and less than 100,000; fee \$125.00;

Cities and towns of 100,000 or over; fee \$187.50;

The annual fee for such license, if issued outside of cities and towns, shall be sixty-two dollars and fifty cents: PROVIDED, HOWEVER, That where dancing is permitted on the premises, the fee shall be one hundred eighty-seven dollars and fifty cents; the annual license fee for such license, if issued to dining places on vessels not exceeding one thousand gross tons, plying on inland waters of the state of Washington on regular schedules, shall be sixty-two dollars and fifty cents.

Sec. 2. Section 23-N added to chapter 62, Laws of 1933 ex. sess. by section 1, chapter 217, Laws of 1937 as last amended by section 15, chapter 209, Laws of 1973 1st ex. sess. and RCW 66.24.330 are each amended to read as follows:

There shall be a beer retailer's license to be designated as a class B license to sell beer (~~((by the individual glass or opened bottle))~~) at retail, for consumption on the premises and to sell unpasteurized beer for consumption off the premises: PROVIDED, HOWEVER, That unpasteurized beer so sold must be in original sealed packages of the manufacturer or bottler of not less than seven and three-fourths gallons: AND PROVIDED FURTHER, That unpasteurized beer may be sold to a purchaser in a sanitary container brought to the premises by the purchaser and filled at the tap by the retailer at the time of sale; such license to be issued only to a person operating a tavern. The annual fee for said license, if issued in cities and towns, shall be graduated according to the population thereof as follows:

Cities and towns of less than 10,000; fee \$62.50;

Cities and towns of 10,000 and less than 100,000; fee \$125.00;

Cities and towns of 100,000 or over; fee \$187.50;

The annual fee for such license, if issued outside of cities and towns, shall be sixty-two dollars and fifty cents: PROVIDED, HOWEVER, That where dancing is

permitted on the premises, the fee shall be one hundred eighty-seven dollars and fifty cents.

Sec. 3. Section 23-O added to chapter 62, Laws of 1933 ex. sess. by section 1, chapter 217, Laws of 1937 as last amended by section 4, chapter 75, Laws of 1967 ex. sess. and RCW 66.24.340 are each amended to read as follows:

There shall be a wine retailer's license to be designated as a class C license to sell wine (~~((by the individual glass or opened bottle))~~) at retail, for consumption on the premises only; such license to be issued to hotels, restaurants, dining places on boats and (~~((aeroplanes))~~) airplanes, clubs, and to taverns. The annual fee for said license, when issued in cities and towns, shall be graduated according to the population thereof as follows:

Cities and towns of less than 10,000; fee \$47.00;

Cities and towns of 10,000 and less than 100,000; fee \$93.75;

Cities and towns of 100,000 or over; fee \$140.50;

The annual fee, when issued outside of the limits of cities and towns, shall be forty-seven dollars: PROVIDED, HOWEVER, That where dancing is permitted on the premises, the fee shall be one hundred forty dollars and fifty cents; the annual license fee for such license, if issued to dining places on vessels not exceeding one thousand gross tons plying only on inland waters of the state of Washington on regular schedules, shall be forty-seven dollars.

Sec. 4. Section 23-S-1 added to chapter 62, Laws of 1933 ex. sess. by section 1, chapter 5, Laws of 1949 as amended by section 1, chapter 208, Laws of 1971 ex. sess. and RCW 66.24.400 are each amended to read as follows:

There shall be a retailer's license, to be known and designated as class H license, to sell (~~((beer, wine and))~~) spirituous liquor by the individual glass, (~~((and))~~) beer, and wine (~~((by the opened bottle))~~), at retail, for consumption on the premises, including mixed drinks and cocktails compounded or mixed on the premises only. Such class H license may be issued only to bona fide restaurants, hotels and clubs, and to dining, club and buffet cars on passenger trains, and to dining places on passenger boats and airplanes, and to dining places at publicly owned civic centers with facilities for sports, entertainment, and conventions, and to such other establishments operated and maintained primarily for the benefit of tourists, vacationers and travelers as the board shall determine are qualified to have, and in the discretion of the board should have, a class H license under the provisions and limitations of this title.

Sec. 5. Section 1, chapter 55, Laws of 1967 as amended by section 7, chapter 178, Laws of 1969 ex. sess. and RCW 66.24.490 are each amended to read as follows:

There shall be a retailer's license to be designated as a class I license; this shall be a special occasion license to be issued to the holder of a class H license to extend his privilege of selling and serving (~~((beer, wine and))~~) spirituous liquor by the individual glass, (~~((and))~~) beer, and wine (~~((by the opened bottle))~~), at retail, for consumption on the premises, to members and guests of a society or organization on special occasions at a specified date and place when such special occasions of such

groups are held on premises other than a class H licensed premises and for consumption on the premises of such outside location. The holder of such special occasion license shall be allowed to remove from his liquor stocks at his licensed class H premises, liquor for sale and service at such special occasion locations: PROVIDED, That such special license shall be issued only when the facilities of class H licensees in the particular city or county are not suitable and adequate to accommodate the number of persons attending such special occasion: AND PROVIDED FURTHER, That the Washington state liquor control board may issue banquet permits when such groups prefer to provide their own liquor under such a permit rather than avail themselves of sale and service of liquor by the holder of a class I license. Such special class I license shall be issued for a specified date and place and upon payment of a fee of twenty-five dollars per day.

NEW SECTION. Sec. 6. This 1977 amendatory act is necessary for the immediate preservation of the public peace, health, and safety, the support of the state government and its existing public institutions, and shall take effect immediately.

Passed the Senate March 15, 1977.

Passed the House April 13, 1977.

Approved by the Governor April 22, 1977.

Filed in Office of Secretary of State April 22, 1977.

CHAPTER 10

[Senate Bill No. 2338]

GOVERNMENTAL PURCHASES OF SHELTERED WORKSHOPS PRODUCTS AND SERVICES

AN ACT Relating to sheltered workshops; amending section 3, chapter 20, Laws of 1975 and RCW 39.23.020; and amending section 3, chapter 40, Laws of 1974 ex. sess. and RCW 43.19.530.

Be it enacted by the Legislature of the State of Washington:

Section 1. Section 3, chapter 20, Laws of 1975 and RCW 39.23.020 are each amended to read as follows:

Municipalities are hereby authorized to purchase products and/or services manufactured or provided by sheltered workshops and programs of the department of social and health services. Such purchases shall be at the fair market price of such products and services as determined by a municipality. To determine the fair market price a municipality shall use the last comparable bid on the products and/or services or in the alternative the last price paid for the products and/or services. The increased cost of labor, materials, and other documented costs since the last comparable bid or the last price paid are additional cost factors which shall be considered in determining fair market price. Upon the establishment of the fair market price as provided for in this section a municipality is hereby empowered to negotiate directly with sheltered workshops or officials in charge of the programs of the department of social and health services for the purchase of the products or services.

Sec. 2. Section 3, chapter 40, Laws of 1974 ex. sess. and RCW 43.19.530 are each amended to read as follows: