

# Beer and Wine Legislation - 2005/06 and 2007/08

## 2005-06 (enacted bills in bold)

Bill	Prime Sponsor	Summary of Bill	Status
<b>SHB 1431</b>	Rep. Condotta	<u>Courses of instruction.</u> Permits certain restaurant liquor licensees to conduct courses of instruction regarding beer, wine, and spirits, as applicable, and furnish samples as part of the course of instruction.	<b>C 152 L 2005</b>
<b>HB 2562</b>	Rep. Wood	<u>Flavored malt beverages.</u> Allows “flavored malt beverages” to be marketed, distributed, sold, and taxed as beer, not as spirits. Companion bill: SB 6538 (Sen. Kohl-Welles)	<b>C 225 L 2006</b>
<b>HB 2897</b>	Rep. Condotta	<u>Caterer’s endorsement for passenger vessels.</u> Allows caterers licensed to sell alcoholic beverages to operate on any passenger vessel.	<b>C 101 L 2006</b>
<b>SHB 3128</b>	Rep. Kenney	<u>Sales of wine by certain nonprofit organizations.</u> Allows a not-for-profit formed for the purpose of constructing and operating a facility to promote Washington wines to hold retail licenses on the facility property or lease all or any portion of the facility property to a retail licensee on the facility property. Allows a bona fide charitable nonprofit society or association that has an officer, director, owner, or employee of a licensed domestic winery or a wine certificate of approval holder on its board of directors to hold a special occasion license to serve alcohol at a particular event. Companion bill: SSB 6838 (Sen. Kohl-Welles)	<b>C 43 L 2006</b>
<b>HB 3154</b>	Rep. Condotta	<u>Sales of beer for off-premises consumption.</u> Allows breweries that hold spirits, beer, and wine restaurant licenses to sell beer of their own production for off-premises consumption from their restaurants. Specifies that beer may be sold in kegs or in other sanitary containers, such as growlers, that are filled at taps at the time of sale.	<b>C 44 L 2006</b>
<b>SHB 3150</b>	Rep. Condotta	<u>Wine industry promotions.</u> Allows domestic wineries and retail licensees to jointly produce brochures and material promoting tourism which contain information about domestic wineries, retailers, and their products. Allows domestic wineries and retail licensees to identify wineries on privately labeled wines.	<b>C 92 L 2006</b>
<b>ESB 6537</b>	Sen. Kohl-Welles	<u>Direct sales of wine to Washington consumers.</u> Allows both domestic wineries and out-of-state wineries to ship wine to Washington residents who are 21 or older for personal use and not for resale. Companion bill: SHB 2561 (Rep. Conway)	<b>C 49 L 2006</b>

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Bill	Prime Sponsor	Summary of Bill	Status
<b>SSB 6791</b>	Sen. Poulsen	<u>Licenses for concession services on ferries.</u> Allows an entity licensed to serve beer and/or wine on a Washington ferry to serve beer and/or wine on any ferry assigned to a designated ferry route. Related bill: HB 3255 (Rep. McDermott)	<b>C 362 L 2006</b>
<b>2SSB 6823</b>	Sen. Kohl-Welles	<u>Direct shipments of wine and beer to Washington retailers.</u> Allows wineries, breweries, and microbreweries in Washington and other states to distribute an unlimited amount of wine and beer of their own production to Washington retailers. Allows Washington retailers to contract with common carriers to obtain products directly from wineries, breweries, and microbreweries in Washington and other states. Requires the Liquor Control Board to convene a task force to review the current regulatory system controlling the sale and distribution of beer and wine. Sets an expiration date of June 30, 2008, for the provisions on direct shipment of wine and beer. Related bills: HB 3166 (Rep. Hunter), HB 3213 (Rep. Conway), HB 3246 (Rep. Kirby), SB 6799 (Sen. Kohl-Welles), SB 6850 (Sen. Jacobsen)	<b>C 302 L 2006</b>
2SHB 1430	Rep. Wood	<u>Keg sales.</u> Allows restaurants holding a spirits, beer, and wine license to sell kegs of malt liquor.	S 2 <sup>nd</sup> reading
HB 1632	Rep. Grant	<u>Grocery store sampling.</u> Allows grocery stores to provide samples of beer or wine to promote sales. Allows breweries, wineries, and certificate of approval holders to bear certain sampling costs.	H C&L
HB 3031	Rep. Springer	<u>Beer and wine merchandising.</u> Permits grocery stores and beer/wine specialty shops to allow employees of distributors to stock, merchandise, and handle beer and wine as long as an adult 21 or over is on the premises.	H C&L
SSB 5682	Sen. Keiser	<u>Grocery store sampling.</u> Allows grocery stores to provide samples of beer or wine to promote sales. Authorizes the Liquor Control Board to adopt rules relating to sampling activities in grocery stores.	H C&L
SB 6842	Sen. Kohl-Welles	<u>Sports/entertainment facilities financial arrangements.</u> Allows for financial arrangements between the holders of a sports/entertainment facility license and manufacturers, importers, and distributors.	S Rules

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## 2007-2008 (enacted bills in **bold**)

<b>Bill</b>	<b>Prime Sponsor</b>	<b>Summary of Bill</b>	<b>Status</b>
<b>HB 1349</b>	Rep. Condotta	<u>Keg sales.</u> Allows restaurants holding a spirits, beer, and wine license to sell kegs of malt liquor.	<b>C 226 L 07</b>
<b>HB 2240</b>	Rep. Conway	<u>Personal services by wineries and other activities.</u> Creates tied-house exceptions to allow: (1) wineries to provide personal services for a retailer, including participation and pouring at a restaurant and bottle signings; (2) internet listings and links between wineries and breweries and retailers; and (3) wineries and retailers to produce promotional information with local wine industry associations. Related bill: SSB 5822 (Sen. Kohl-Welles)	<b>C 217 L 07</b>
<b>SB 5011</b>	Sen. Kohl-Welles	<u>Direct shipment expiration.</u> Removes the June 30, 2008 expiration date for the direct shipment of beer and wine by out-of-state wineries and breweries to retailers.	<b>C 9 L 07</b>
<b>SSB 5639</b>	Sen. Spanel	<u>Microbrewery catering.</u> Allows microbreweries with restaurant licenses to have restaurant privileges, which allows a catering endorsement.	<b>C 222 L 07</b>
<b>SSB 5721</b>	Sen. Kohl-Welles	<u>Sports entertainment facilities financial arrangements.</u> Allows a liquor manufacturer, importer, or distributor to enter into an arrangement with a sports/entertainment facility licensee or an affiliated business for brand advertising at the licensed facility or promoting events held at the facility, with a capacity of 5,000 or more. Requires the Liquor Control Board to monitor the arrangements, gives auditing authority to the Board, and requires the Board to report to the Legislature. Companion bill: HB 2189 (Rep. Williams)	<b>C 369 L 07</b>
<b>ESB 5751</b>	Sen. Kohl-Welles	<u>Grocery store sampling.</u> Establishes a pilot project for grocery store tastings of beer and wine. Companion bill: SHB 2076 (Rep. Conway)	<b>C 305 L 08</b>

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## 2007-2008 (enacted bills in **bold**)

<b>Bill</b>	<b>Prime Sponsor</b>	<b>Summary of Bill</b>	<b>Status</b>
<b>E2SSB 5859</b>	Sen. Kohl-Welles	<u>Licensing.</u> Lowers the spirits, beer, and wine restaurant density cap to one license for every 1,300 people in the state. Expands the list of organizations eligible for a special occasion license to include local wine industry associations. Allows restaurants that do catering to store liquor off-premises under certain conditions. Allows a brewery or microbrewery with a restaurant license to operate a second restaurant, off the premises of the brewery or microbrewery, and gives breweries restaurant license privileges, including catering. Authorizes an extension of time for the summary suspension of a liquor license under specified circumstances. Creates a new hotel liquor license. Related bills: HB 2242 (Rep. Kenney); HB 2299 (Rep. Williams), SHB 1975 (Rep. Springer), SB 5838 (Sen. Kohl-Welles), SB 5899 (Sen. McAuliffe), SB 6078 (Sen. Kohl-Welles)	<b>C 370 L 07</b>
<b>SSB 5898</b>	Sen. Kohl-Welles	<u>Common carriers.</u> Allows domestic wineries and certificate of approval holders to use common carriers to deliver up to 100 cases of wine of their own production per month.	<b>C 16 L 07</b>
<b>SSB 6572</b>	Sen. Spanel	<u>Microbrewery off-premises warehouses.</u> Authorizes microbreweries doing self-distribution to maintain one off-premise warehouse for the distribution of beer if the warehouse is approved by the Liquor Control Board.	<b>C 248 L 08</b>
<b>SSB 6770</b>	Sen. Kohl-Welles	<u>Activities permitted under several licenses.</u> Expands activities permitted under a bonded wine warehouse license to include handling of wine. Allows wineries to sell their wine for on-premises consumption at off-site locations. Allows breweries and microbreweries to have up to two on-or off-premises restaurant or tavern licenses. Allows microbreweries to contract-produce beer for another microbrewer. Allows restaurants to sell any wine for off-premises consumption. Makes other changes to several liquor licenses. Related bills: SHB 3176 (Rep. Kenney), SSB 5611 (Sen. Jacobsen)	<b>C 41 L 08</b>
<b>2ESSCR 8407</b>	Sen. Kohl-Welles	<u>Joint select committee.</u> Creates a joint select committee on beer and wine regulation.	<b>S Filed Sec/St</b>
HB 1594	Rep. Springer	<u>Merchandising beer and wine.</u> Permits grocery stores and beer/wine specialty shops to allow employees of distributors to stock, merchandise, and handle beer and wine as long as an adult 21 or over is on the premises.	H C&L

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## 2007-2008 (enacted bills in **bold**)

<b>Bill</b>	<b>Prime Sponsor</b>	<b>Summary of Bill</b>	<b>Status</b>
HB 2234	Rep. Conway	<u>Central warehousing.</u> Allows independent grocery stores to do central warehousing if the Liquor Control Board allows vertically integrated stores to warehouse as a result of a decision in Costco v. Hoen.	H C&L
SHB 2501	Rep. Williams	<u>Beer and wine specialty shop keg sales.</u> Expands sizes of kegs allowed to be sold by beer and/or wine specialty shops and requires shops to comply with keg registration procedures.	S 2 <sup>nd</sup> reading
HB 3295	Rep. Newhouse	<u>Wine label requirements.</u> Requires grapes to be grown in Washington to label a wine as a “Washington” wine or to use certain other labels.	
SB 6033	Sen. Kohl-Welles	<u>Central warehousing.</u> Allows independent grocery stores to do central warehousing if the Liquor Control Board allows vertically integrated stores to warehouse as a result of a decision in Costco v. Hoen.	S LCRD
SB 6190	Sen. Honeyford	<u>Electrical equipment/wineries.</u> Provides an exemption from electrical standards requirements for certain equipment used in the production of wine.	S LCRD
SB 6384	Sen. Weinstein	<u>Online wine retailers.</u> Allows out-of-state online retailers to obtain a wine shipper’s permit.	S LCRD

Prepared for: Joint Select Committee on Beer and Wine Regulation, May 28, 2008  
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