

CHAPTER 15  
[Engrossed Senate Bill No. 163]  
INTOXICATING LIQUOR--  
PURCHASES--  
LEGAL AGE, IDENTIFICATION

AN ACT Relating to intoxicating liquor; amending section 7, chapter 62, Laws of 1933 ex. sess. as amended by section 1, chapter 111, Laws of 1959 and RCW 66.16.040; amending section 1, chapter 67, Laws of 1949 as amended by section 4, chapter 111, Laws of 1959 and RCW 66.20.160; amending section 2, chapter 67, Laws of 1949 as amended by section 5, chapter 111, Laws of 1959 and RCW 66.20.170; amending section 3, chapter 67, Laws of 1949 as amended by section 6, chapter 111, Laws of 1959 and RCW 66.20.180; amending section 4, chapter 67, Laws of 1949 as amended by section 7, chapter 111, Laws of 1959 and RCW 66.20.190; amending section 5, chapter 67, Laws of 1949 as last amended by section 2, chapter 178, Laws of 1969 ex. sess. and RCW 66.20.200; amending section 6, chapter 67, Laws of 1949 as amended by section 9, chapter 111, Laws of 1959 and RCW 66.20.210; prescribing penalties; and providing an effective date.

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

Section 1. Section 7, chapter 62, Laws of 1933 ex. sess. as amended by section 1, chapter 111, Laws of 1959 and RCW 66.16.040 are each amended to read as follows:

Except as otherwise provided by law, an employee in a state liquor store may sell liquor to any person over the age of twenty-one years for beverage purposes and may also sell to holders of permits such liquor as may be purchased under such permits.

Where there may be a question of a person's right to purchase liquor by reason of his age, such person (~~may obtain from the board~~ a) shall be required to present any one of the following officially issued cards of identification (~~sealed in plastic~~) which (~~will~~) shows his correct age and bears his signature and photograph:

(1) Liquor control authority card of identification of any state.

(2) Driver's license of any state or "identicard" issued by the Washington state department of motor vehicles pursuant to RCW 46.20.117.

(3) United States active duty military identification.

(4) Passport.

The board may adopt such regulations as it deems proper covering the

((issuance)) acceptance of such cards of identification.

No liquor sold under this section shall be delivered until the purchaser has paid for the liquor in cash.

Sec. 2. Section 1, chapter 67, Laws of 1949 as amended by section 4, chapter 111, Laws of 1959 and RCW 66.20.160 are each amended to read as follows:

Words and phrases as used in RCW 66.20.160 to 66.20.210, inclusive, shall have the following meaning:

"Card of identification" means ((a)) any one of those cards ((as provided)) described in RCW 66.16.040 ((as amended by this act [1959 c 111 section 4])).

"Licensee" means the holder of a retail liquor license issued by the board, and includes any employee or agent of the licensee.

Sec. 3. Section 2, chapter 67, Laws of 1949 as amended by section 5, chapter 111, Laws of 1959 and RCW 66.20.170 are each amended to read as follows:

((The)) A card of identification may for the purpose of this title and for the purpose of procuring liquor, be accepted as an identification card by any licensee and as evidence of legal age of the person ((to whom such permit was issued)) presenting such card, provided the licensee complies with the conditions and procedures prescribed herein and such regulations as may be made by the board.

Sec. 4. Section 3, chapter 67, Laws of 1949 as amended by section 6, chapter 111, Laws of 1959 and RCW 66.20.180 are each amended to read as follows:

((The)) A card of identification shall be presented by the holder thereof upon request of any licensee for the purpose of aiding the licensee to determine whether or not such person is at least twenty-one years of age when such person desires to procure liquor from a licensed establishment.

Sec. 5. Section 4, chapter 67, Laws of 1949 as amended by section 7, chapter 111, Laws of 1959 and RCW 66.20.190 are each amended to read as follows:

In addition to the presentation by the holder and verification by the licensee of such card of identification, the licensee shall require the person whose age may be in question to sign a certification card and ((place the date and)) record an accurate description and serial number of his card of identification thereon. Such statement shall be upon a five-inch by eight-inch file card, which card shall be filed alphabetically by the licensee at or before the close of business on the day on which the statement is executed, in the file box containing a suitable alphabetical index and the card shall be subject to examination by any peace officer or agent or employee of the board at all times.

Sec. 6. Section 5, chapter 67, Laws of 1949 as last amended

by section 2, chapter 178, Laws of 1969 ex. sess. and RCW 66.20.200 are each amended to read as follows:

It shall be unlawful for the owner of a card of identification to transfer the card to any other person for the purpose of aiding such person to procure alcoholic beverages from any licensee. Any person who shall permit his card of identification to be used by another or transfer such card to another for the purpose of aiding such transferee to obtain alcoholic beverages from a licensee, shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine of not more than one hundred dollars or imprisonment for not more than thirty days or both. Any person not entitled thereto who unlawfully procures or has issued or transferred to him a card of identification, and any person who possesses a card of identification not issued to him ((by the board)), and any person who makes any false statement on any certification card required by RCW 66.20.190, as now or hereafter amended, to be signed by him, shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine of not more than one hundred dollars or imprisonment for not more than thirty days or both.

Sec. 7. Section 6, chapter 67, Laws of 1949 as amended by section 9, chapter 111, Laws of 1959 and RCW 66.20.210 are each amended to read as follows:

No licensee or the agent or employee of the licensee shall be prosecuted criminally or be sued in any civil action for serving liquor to a person under twenty-one years of age if such person has presented a card of identification ((issued to him by the board)) in accordance with RCW 66.20.180, ((as amended by this act [1959 c 111 section 6]r)) and has signed a certification card as provided in RCW 66.20.190 ((as amended by this act [1959 c 111 section 7]r)).

Such card in the possession of a licensee may be offered as a defense in any hearing held by the board for serving liquor to the person who signed the card and may be considered by the board as evidence that the licensee acted in good faith.

NEW SECTION. Sec. 8. The effective date of this 1971 amendatory act is July 1, 1971.

Passed the Senate March 12, 1971.

Passed the House March 20, 1971.

Approved by the Governor April 2, 1971.

Filed in Office of Secretary of State April 3, 1971.