



Washington State Liquor Control Board

Washington State Liquor Control Board Meeting

Wednesday, July 24, 2013, 10:00 a.m.

Headquarters Building

3000 Pacific Avenue SE, Olympia WA 98501

Meeting Minutes

CALL TO ORDER

Member Kurose called the regular meeting of the Washington State Liquor Control Board to order at 10:00 a.m. on Wednesday, July 24, 2013. Member Chris Marr was also present. Chair Sharon Foster was not present.

APPROVAL OF MINUTES

MOTION: Member Marr moved to approve the July 17, 2013, meeting minutes as presented.

SECOND: Member Kurose seconded.

ACTION: Motion passed unanimously.

I - 502 UPDATE

Randy Simmons, Deputy Director, provided an update on I-502 activities including:

- July 29, I-502 Forum with Law Enforcement Agencies. He noted that he will attend and will be accompanied by Justin Nordhorn and Steven Johnson. He added that this forum will be part of a series of outreach opportunities to build better communication and build a clear understanding of roles and responsibilities. It also provides an opportunity for local enforcement agencies to voice their opinions.
- The new LCB Marijuana Team will be in place by August 1. Training will begin immediately and run for one week.
- The Traceability draft is complete and is currently being reviewed internally and is on schedule to be released next week.
- Several LCB staff members are attending today's House Government Accountability & Oversight Committee Work Session at the request of Representative Hurst. Director Rick Garza will present.

Member Marr asked what remains to be delivered from BOTEK and asked specifically about the issue papers and the RAND reports.

Randy noted that some BOTEK documents are available on the [WSLCB website](#). The remaining documents should be finalized by the end of the month and will be made available online at that time. He stated that the work is 98% complete. He and his staff are also working on a summary. He also noted that all drafts are available on the internal Share Point site.

Member Kurose expressed her appreciation to LCB staff for their hard work on this project.

Member Marr suggested that this important information will be beneficial to other agencies as well - especially regarding education and health impacts.

Randy said we will continue working with other agencies.

ACTION ITEM: Interim Policies

Karen McCall requested approval of 5 interim policies to implement 2013 Legislation to include:

- BIP-01-2013 On-Premises Spirits Sampling for Spirits Retail Licensed Premises
- BIP-02-2013 Beer/Wine Sampling at Farmer's Markets
- BIP-03-2013 Class 12 Permit
- BIP-04-2013 Beer/Wine Theater License
- BIP-05-2013 Spirits/Beer/Wine Theater License

Member Marr asked Karen to provide a brief explanation regarding the need for interim policies so the audience will understand the purpose.

Karen explained that the new laws become effective July 28, so the proposed rules would not be adopted in time for the effective date. The interim policies will allow people to apply for licenses and endorsements and be able to operate prior to the rules being adopted.

BIP-01-2013 On-Premises Spirits Sampling for Spirits Retail Licensed Premises

SSB 5396 created spirits sampling for holders of a spirits retail license allowing the licensee to conduct spirits sampling on the licensed premises. The bill states sampling must be conducted in accordance with rules established for sampling activities for beer/wine tastings in grocery stores and specialty shops. Rules are needed to clarify the conditions and requirements of the spirits samplings at spirits retail premises.

Karen continued with the policy statement and conditions.

She concluded by thanking the stakeholders for their valuable input.

Public Comments

Cindy Zender (Total Wine and More) thanked Karen for working with her through this process particularly on the issue of advertising. She also expressed concern regarding the requirement related to one-half ounce samplings of product. She said that if someone wants to buy a high-end product they may want to

taste more than the .05 ounces. She suggested that if the customer is within the overall limit set in statute then she would like the Board to consider allowing the customer to try more than one product offering. Because these are interim rules she hopes they will consider this for the permanent rules.

The Board members will consider her suggestion.

Amy Brackenbury (Washington Food Industry Association) questioned the difference in the advertising requirements asking, for example, would this preclude a grocery store from putting an ad in a weekly newspaper?

Karen clarified the distinction.

MOTION: Member Kurose moved to approve BIP-01-2013 On-Premises Spirits Sampling for Spirits Retail Licensed Premises.

SECOND: Member Marr seconded.

ACTION: Motion passed unanimously.

BIP-02-2013 Beer/Wine Sampling at Farmer's Markets

SSB 5396 passed in the 2013 legislative session and allows beer and wine tasting at Farmer's Markets. The bill outlines the criteria under which a Farmer's Market may be authorized to conduct tastings.

Karen clarified that the SSB 5396 number was incorrect noting the correct number as SSB 5674. She will provide an updated document for signature.

Karen continued with the policy statement and conditions.

No public comment was given.

MOTION: Member Marr moved to approve BIP-02-2013 Beer/Wine Sampling at Farmer's Markets.

SECOND: Member Kurose seconded.

ACTION: Motion passed unanimously.

BIP-03-2013 Class 12 Permit

SSB 5774 passed in the 2013 legislative session creating a special permit allowing tasting of alcohol by persons at least 18 years of age who are enrolled as a student in a class that is part of a culinary, wine technology, beer technology, or spirituous technology related degree program at a community or technical college.

Karen continued with the policy statement and conditions.

No public comment.

MOTION: Member Marr moved to approve BIP-03-2013 Class 12 Permit.

SECOND: Member Kurose seconded.

ACTION: Motion passed unanimously.

BIP-04-2013 Beer/Wine Theater License

SHB 1001 passed in the 2013 legislative session creating a beer/wine theater license for theaters with no more than four screens. If theater premises are to be frequented by minors, an alcohol control plan must be submitted to the LCB during the application process. There are no food requirements for this license.

Karen continued with the policy statement and conditions.

She concluded by thanking Susan Johnson for her important input during the process.

Member Marr suggested including Seattle area groups as they have expressed interest in this issue. He said there would be great value in sitting down to address their concerns and primary issues. He also stressed the importance of communication and education.

Public Comment

Susan Johnson (Stoel Rivers) thanked everyone for their hard work and moving quickly to adopt these interim rules. She also looks forward to attending one of the meetings Member Marr suggested.

MOTION: Member Marr moved to approve BIP-04-2013 Beer/Wine Theater License.

SECOND: Member Kurose seconded.

ACTION: Motion passed unanimously.

BIP-05-2013 Spirits/Beer/Wine Theater License

ESSB 5607 passed in the 2013 legislative session creating a Spirits/Beer/ Wine Theater license for theaters with no more than 120 seats per screen. If the theater premises are to be frequented by minors, an alcohol control plan must be submitted to the LCB during the application process. There must be tabletop accommodations for in-theater dining and comply with the same meal preparations and service requirements as spirits, beer, and wine restaurant licenses.

Karen continued with the policy statement and conditions.

MOTION: Member Marr moved to approve BIP-05-2013 Spirits/Beer/Wine Theater License.

SECOND: Member Kurose seconded.

ACTION: Motion passed unanimously.

NEW BUSINESS

No new business reported.

OLD BUSINESS

No old business reported.

ADJOURN

Member Kurose adjourned the meeting at 10:45.

Minutes approved this 14 day of August, 2013

Not Present

Sharon Foster
Board Chair

Ruthann Kurose

Ruthann Kurose
Board Member



Chris Marr
Board Member