



WASHINGTON STATE LIQUOR CONTROL BOARD
Board Meeting Minutes – March 13, 2013

Board Chair Sharon Foster called the regular meeting of the Washington State Liquor Control Board (WSLCB) to order at 10:00 a.m., on Wednesday, March 13, 2013 in the Boardroom at 3000 Pacific Avenue S.E., Olympia, Washington. Board Member Ruthann Kurose was present. Board Member Chris Marr was not present.

Approval of Minutes

Minutes from the March 6, 2013 meeting were approved.

Board Approval to File CR 101 for Fair Trade Practices for Spirits

Rules Coordinator Karen McCall presented a request for approval of a CR101 for new rules in Chapter 314-23 WAC to clarify RCW 66.28.170, Discrimination in Price to Purchaser for Resale Prohibited–Price Differentials based on a request from Michael Cho with the Washington Liquor Store Association. Advisory No. 2012-02 will be incorporated into rule. Member Kurose made a motion to approve. Chair Foster seconded. Both voted in favor.

Board Approval to File CR 101 on Marijuana Processor License

Rules Coordinator Karen McCall presented a request for approval of a CR101 to create new rules to implement Marijuana Processor Licenses and Requirements as part of I-502 implementation. Member Kurose made a motion to approve. Chair Foster seconded. Both voted in favor.

Board Approval to File CR 101 on Marijuana Retail License

Rules Coordinator Karen McCall presented a request for approval of a CR101 to create new rules to implement Marijuana Retail Licenses and Requirements as part of I-502 implementation. Member Kurose made a motion to approve. Chair Foster seconded. Both voted in favor.

Board Approval to File CR 102 for “Trade Area” Definition

Rules Coordinator Karen McCall presented a request for approval of filing proposed rule language (CR102) to define “trade area” in RCW 66.24.630 to implement I-1183. Member Kurose made a motion to approve. Chair Foster seconded. Both voted in favor.

Board Approval to Withdraw Rulemaking for Internet Sales & Delivery for Distilleries and Craft Distilleries

Rules Coordinator Karen McCall presented a request to withdraw rulemaking. The original request from Colin Levi, owner of It’s 5 Artisan Distillery, was to revise WAC 314-28-030 and WAC 314-28-050; however, stakeholders have raised concerns the proposed rules are in conflict with the “Granhholm” decision. An out of state shippers permit would first need to be created through legislation before the board can adopt the proposed rules for in-state distillers. Member Kurose made a motion to approve. Chair Foster seconded. Both voted in favor.

Board Approval to Withdraw Rulemaking for Requirements for Spirits Retail Licensees (reporting loss)

Rules Coordinator Karen McCall presented a request to withdraw rulemaking. Chief Ed Holmes, President of the WA Association of Sheriffs and Police Chiefs, originally requested this rulemaking to require spirits retail licensees to report spirits product loss due to theft and internal shrinkage. Representative Hurst has initiated a



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workgroup to address these matters with relevant organizations. Representative Hurst intends to create a strategic plan and recommendation for the Legislature; therefore, the rules coordinator requests withdrawal. Member Kurose commented that she is concerned with the thefts and losses, and stated that the LCB can re-open rulemaking if the Legislature declines to address these matters. Member Kurose made a motion to approve. Chair Foster seconded. Both voted in favor.

Public Hearing for B/W Tastings for B/W Specialty Shop Licensees

Rules Coordinator Karen McCall presented an overview of the proposed rules. The serving amount is changed from eight to ten ounces and servers must obtain a MAST permit. No testimony was provided in person.

Public Hearing on Requirements for Spirits Retail Licensees (reporting and fees) WAC 314-02-109, WAC 314-23-022, and WAC 314-28-080

Rules Coordinator Karen McCall presented an overview of the proposed rules. The changes allow the board to suspend or revoke licenses for non-payment of fees. No testimony was provided in person.

New Business

There was no new business.

Old Business:

There was no old business.

The Board Meeting was adjourned at 10:21 a.m.

Sharon Foster,
Board Chair

Ruthann Kurose,
Board Member

Absent
Chris Marr,
Board Member