
SENATE BILL 5007

State of Washington

68th Legislature

2023 Regular Session

By Senator Short

Prefiled 12/05/22.

1 AN ACT Relating to creating a wine retailer shipper's permit;
2 amending RCW 66.20.365; and adding a new section to chapter 66.20
3 RCW.

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

5 **Sec. 1.** RCW 66.20.365 and 2006 c 49 s 2 are each amended to read
6 as follows:

7 (1) Before wine may be shipped by a domestic winery or an
8 out-of-state winery to a person who is a resident of Washington, the
9 winery must:

10 ~~((1))~~ (a) Obtain a wine shipper's permit under procedures
11 prescribed by the board by rule and pay a fee established by the
12 board, if the winery is located outside the state; or

13 ~~((2))~~ (b) Be licensed as a domestic winery by the board and
14 have paid the annual license fee.

15 (2) Before wine may be shipped by a retailer authorized to sell
16 wine at retail in this state or any other state, the retailer must:

17 (a) Be licensed to sell wine at retail in this state; or

18 (b) If not licensed by this state, obtain a wine retailer
19 shipper's permit under procedures prescribed by the board by rule and
20 pay an annual fee of \$100 to the board.

1 NEW SECTION. **Sec. 2.** A new section is added to chapter 66.20
2 RCW to read as follows:

3 (1) An applicant for a wine retailer shipper's permit under RCW
4 66.20.365 must:

5 (a) Annually provide the board a copy of its valid license to
6 sell wine at retail issued by that state; and

7 (b) Register with the department of revenue under RCW 82.32.030.

8 (2) Holders of a wine retailer shipper's permit and retailers
9 licensed to sell wine at retail in this state must:

10 (a) Pay the tax under RCW 66.24.210 for sales of wine to
11 Washington state residents. For the purposes of this section,
12 shipping wine sold at retail to a Washington state resident
13 constitutes a sale in Washington state;

14 (b) Monthly collect and remit to the department of revenue all
15 applicable state and local sales and use taxes imposed by or under
16 the authority of chapters 82.08, 82.12, and 82.14 RCW on all sales of
17 wine shipped to buyers in this state;

18 (c) Not ship to an address in any area in Washington state that
19 prohibits the sale of alcohol;

20 (d) Label the outside of all shipping boxes of wine shipped under
21 the permit as follows, "CONTAINS ALCOHOL: SIGNATURE OF PERSON AGE 21
22 OR OLDER REQUIRED FOR DELIVERY";

23 (e) Annually report to the board the total amount of wine shipped
24 in Washington under its permit during the preceding calendar year;

25 (f) Allow the board to audit the permit holder's shipping
26 records;

27 (g) Consent to the jurisdiction of the board or any other state
28 agency and to the Washington state courts concerning enforcement of
29 this section; and

30 (h) Upon delivery of a wine shipment authorized under this
31 section, require an in-person signature from a person with valid
32 identification showing the person is 21 years of age or older.

33 (3) The board and department of revenue may adopt rules to
34 implement this section.

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