
SENATE BILL 6384

State of Washington 60th Legislature 2008 Regular Session

By Senators Weinstein, Kohl-Welles, and McAuliffe

Read first time 01/16/08. Referred to Committee on Labor, Commerce, Research & Development.

1 AN ACT Relating to allowing out-of-state online wine retailers to
2 ship to consumers in the state; amending RCW 66.20.370; and adding a
3 new section to chapter 66.20 RCW.

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

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

7 Before wine may be shipped by an out-of-state online retailer to a
8 person who is a resident of Washington, the out-of-state online
9 retailer must obtain a wine shipper's permit under procedures
10 prescribed by the board by rule and pay a fee established by the board.

11 **Sec. 2.** RCW 66.20.370 and 2006 c 49 s 3 are each amended to read
12 as follows:

13 (1) An applicant for a wine shipper's permit under RCW 66.20.365
14 must:

15 (a) Operate a winery located in the United States;

16 (b) Provide the board a copy of its valid license to manufacture
17 wine issued by another state;

1 (c) Certify that it holds all state and federal licenses and
2 permits necessary to operate a winery; and

3 (d) Register with the department of revenue under RCW 82.32.030.

4 (2) An applicant for a wine shipper's permit under section 1 of
5 this act must:

6 (a) Certify that it holds all state and federal licenses and
7 permits necessary to operate as a wine retailer; and

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

9 (3) Holders of a winery certificate of approval under RCW
10 66.24.206(1)(a) are deemed to hold a wine shipper's permit without
11 further application or fee, if the holder meets all requirements for a
12 wine shipper's permit. A winery certificate of approval holder who
13 wants to ship wine under its wine shipper's permit privilege must
14 notify the liquor control board in a manner determined by the board
15 before shipping any wine to a Washington consumer.

16 ((+3)) (4) Holders of a wine shipper's permit must:

17 (a) Pay the tax under RCW 66.24.210 for sales of wine to Washington
18 state residents; and

19 (b) Collect and remit to the department of revenue all applicable
20 state and local sales and use taxes imposed by or under the authority
21 of chapters 82.08, 82.12, and 82.14 RCW on all sales of wine delivered
22 to buyers in this state, regardless of whether the permit holder has a
23 physical presence in this state.

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