



**Washington State
Liquor Control Board**

February 10, 2010

To: Sharon Foster, Board Chairman
Ruthann Kurose, Board Member

From: Karen McCall, Senior Policy/Legislative Analyst

Subject: Rescind LCB Interim Policy #03-2009 Washington domestic winery
returning exported product back to producing winery

This policy was a result of a request by the wine and agriculture industry asking the board for an interim policy to allow exported Washington wine to be returned to the producing winery. The current laws and rules were silent on the subject. Rules to implement interim policy #03-2009 were adopted December 16, 2009.

Move to rescind LCB Interim Policy #03-2009.

✓
Approve

Not Approve

Sharon Foster
Sharon Foster, Board Chairman

✓
Approve

Not Approve

Ruthann Kurose
Ruthann Kurose, Board Member





Washington State
Liquor Control Board

Liquor Control Board Interim Policy #03- 2009

Subject: Washington Domestic Winery Returning Exported Product back to Producing Winery

Effective Date: March 25, 2009

Ending Date: March 31, 2010


Approved:



Lorraine Lee, Board Chairman



Roger Hoen, Board Member



Ruthann Kurose, Board Member

Background

Washington Liquor Control Board has been approached by the wine and agriculture industry for an interim policy to allow exported Washington wine to be returned to producing winery.

RCW 66.24.170 is silent on returning exported Washington non-sparkling wine to producing winery.

Purpose Statement

Two of the Liquor Control Board priorities are to promote public safety and maximize financial return to the state. Returning wine does not impose a public safety issue. LCB has the ability to collect Washington wine liter tax when/if returned wine is sold in Washington, maximizing revenue back to the state.

The Washington State Liquor Control Board interprets RCW 66.24.170 to permit shipping Washington non-sparkling wine that has been shipped out of the state to be returned to Washington State for ultimate sale. This understanding is defined in Interpretive Statement Number LCB-INT 01-2009 entitled "Clarification of the return of exported Washington wine for ultimate sale".

Liquor Control Board Interim Policy #03- 2009

Policy Statement

The Washington State Liquor Control Board permits Washington Domestic Wineries to ship Washington non-sparkling wine out of, and return to Washington State for ultimate sale under the following conditions:

Wineries will complete additional reporting to the LCB on form LIQ-021, keep records pertaining to this report for two years and have records available for audit.

The winery is restricted to only bringing back their own wine and it must be returned to the winery or a licensed, bonded wine warehouse in Washington before distributing.

Revisions to form LIQ-021 may be necessary as additional information requirements are identified.

This permission to bring wine back into Washington does not apply to distributors.

Policy Duration

This interim policy #03-2009 will be effective upon adoption and stay in effect until superseded by WAC or rescinded by Board.

Policy Implementation

Upon approval and signature of the Board.

Attachments:

Reporting Instructions for Domestic Winery Returning Exported Wine to WA
Form LIQ-021 Domestic Winery Report of Product Returned to WA