

Liquor, Gambling, Raffles, Cannabis... and your event
Chat Log
2/2/2017

Liquor Q&A

Allison Fuller: If you are hosting an event at a Winery do you still need to apply for a license?

Beth LCB: This depends on who is bringing the alcohol? If you as the nonprofit are bringing the alcohol then you must have a SOL. If you want the winery to handle the alcohol sales, which would just be wine if they are only a winery, then they use their license and you do not get a SOL. In the case where they are using their license you do not get any profits from the alcohol sales under their license.

Please note if you bring the alcohol, you bring **all** of the alcohol. You may not just bring beer and spirits and allow the winery to sell the wine. Only one license can be in use for a group at one time. You may purchase the wine from the winery prior to the event and then sell it under the SOL.

Audrey Henley: What about tips?

Kaytee Cook (LCB): Audrey, what do you mean about tips? The nonprofit can always accept donations including tips. You still need a special occasion license for this.

Beth LCB: I want to clarify this please. Tips can be given to the bartenders or servers that are working at a fundraiser, but you may not take donations for alcohol. For example you may not set out a bowl and say you are taking donation for drinks. You must charge a specific price for the drinks you sell and they must be at above wholesale cost.

Eve: What about donated alcohol?

Kaytee Cook (LCB): Eve, only wineries, breweries, distilleries, or spirits distributors can donate alcohol.

Beth LCB: And it can only be donated to IRS designated nonprofits that are 501© 3's or 6's that have submitted their application and IRS letter to us for a SOL. Donated alcohol needs to be sold at above cost by the nonprofit under the SOL and the manufacturer still needs to invoice the nonprofit with the true cost so they know what to base the price on.

Allison Carney: What if the distillery self-distributes? Can you buy it directly from them?

Beth LCB: You can buy straight from the manufacturer, yes.

Audrey Henley: just those tax exempt and want to purchase alcohol at Costco, they do not honor tax exemption

Carlee Petshow: Can you talk a bit about purchasing at wholesale?

Kaytee Cook (LCB): You can buy only from those licensees who can sell to retailers.

Beth LCB: You can buy at wholesale from a distributor or a manufacturer as long as you have a SOL in hand. A retailer may only sell wine and spirits to you at wholesale if they have the permissions to, and a permit from the TTB. We always suggest that nonprofits contact us prior to going this route so we can tell you whether or not you can buy from them. We suggest sticking with the distributors and manufacturers though.

Eve: What about a hosted bar? No charge to guests.

Kaytee Cook (LCB): Eve, for a special occasion license, you have to charge above cost for the alcohol.

Beth LCB: You may not have a fundraiser open or advertised to the public and give alcohol away or have a hosted bar. When having an event with the public all alcohol must be sold at above cost and you may

never give it away free of charge. Also please note that all donated alcohol must be sold under a SOL and you should not possess donated alcohol without a SOL in hand.

Jayme Hommer: If events that include a wine grab are hosted at a hotel, how does the licensing work?

Beth LCB: The wine grab cannot be hosted **by** a hotel, it must be done by the nonprofit. The wine grab must be done under a SOL in conjunction with on premises sales by the nonprofit. Normally for wine grabs you have members of your nonprofit donate the wine and you may not bring donated wine onto any licensed premises including hotels without a SOL. It would be illegal for the licensed premises to have that donated product on their premises.

Priscilla Schaefer: To clarify - we cannot receive donated wine from a private donor. And then give this wine to our guests. No cost.

Kaytee Cook (LCB): Only 501(c) 3's or 501(c)6 can receive donated product.

Kaytee Cook (LCB): You cannot give alcohol away for free. This is illegal for a public event.

Kaytee Cook (LCB): Priscilla, you cannot receive donated alcohol from people of the general public. If a member of the nonprofit decides to purchase a bottle of wine, they can donate for the event to be sold.

Beth LCB: They must be a member of the nonprofit though or a manufacturer of the alcohol to donate to a nonprofit and the nonprofit must have a SOL. We only allow nonprofits to get donated product so they sell it and make money for your charity, never to give it away free of charge.

Megan Clingman: Can you provide open bar with select ticket levels?

Kaytee Cook (LCB): You can provide a cash bar concept with drink tickets purchased before the event, but you have to remember that once someone runs out of drink tickets, you have to charge for the alcohol at the event. Any alcohol at the event has to be charged above cost. Nobody can receive discounted or free alcohol at a public event.

Karen Molinari: What about free events? Do we need to specify number of drinks attendees receive?

Beth LCB: Not sure what you mean by "free events"? You may never give alcohol away free or have a fundraising event open and advertised to the public and give away free alcohol. The only time you may give away free alcohol is if you are having an event that has not been advertised in any way including all social media. For example you send invites out to all your big donors and want to have a special dinner for them. You may only send an email invitation to them specifically and may not advertise the donor event on your website. Then you get a banquet permit for the event and follow those laws. Such as you must buy the alcohol at full retail price and give it away free of charge. This means you may never get alcohol donated for events such as this.

lindsey: what is the definition of wholesale cost for wineries?

Kaytee Cook (LCB): The winery will give you the wholesale cost of the alcohol.

Beth LCB: This is the cost that it takes the winery to make the product.

lindsey: Are open bottles of wine on the table allowed?

Kaytee Cook (LCB): Lindsey, after July 1st of this year, you may sell a bottle of wine for people to consume at the event and keep on the table. You must charge for this alcohol still.

Jayme Hommer: Regarding wine wall, does the fee need to be retail price or wholesale?

Kaytee Cook (LCB): Jayme, the price has to be either over the wholesale cost or over the price that the alcohol paid for it. Whichever one is more.

Beth LCB: for example if you have bottles of wine that sell for \$10 at wholesale on your wall, but someone else donated a bottle that was worth \$25, all tickets must be \$25 because if they pull that \$25 you cannot sell it below its cost.

lindsey: Wineries frequently ask what WSLCB means as wholesale cost

Beth LCB: This is the cost that it takes the winery to make the product.

Laurie: So a Friends of the Library group (501c3) can't sell raffle tickets for a basket of items, including a bottle of wine, for less than the cost of the bottle?

Kaytee Cook (LCB): You cannot charge less than wholesale cost, even if you received donated product.

Beth LCB: You may not raffle this period if the event is open to the public. Remember you may only raffle alcohol to members of the nonprofit. You cannot raffle alcohol at public fundraisers.

Stephanie Lathrop: How do you find out the wholesale cost of a bottle of wine?

Kaytee Cook (LCB): Stephanie, the manufacturer where you received the alcohol needs to tell you.

Allison Brock 2: Regarding selling wine in an auction - wine has to sell more than the value of the wine, is that retail value or wholesale value?

Beth LCB: Wholesale value

Tanya Q: Can you clarify the cost of the ticket for the wine pull vs. the highest wholesale cost of the wine?

Kaytee Cook (LCB): Tanya, the alcohol in the wine grab has to all be charged for the highest wholesale cost of wine. Say there is a maximum of a \$50 bottle of wine in the wine pull. Everyone participating has to pay at least \$50 a ticket in case they are the one to pull that \$50 bottle.

Donna K: Can the non-profit employees working at the event drink during the event?

Kaytee Cook (LCB): Donna, no they cannot drink during the event.

kelly dalisa: can you sell a basket with sprits that was donated by a board member?

Kaytee Cook (LCB): Kelly, yes you can, you need a special occasion license for that and sell it in conjunction with on premises sales.

Bob: Can the Winery chose to give a \$ donation at a later date?

Beth LCB: Yes, the winery can donate \$\$ to the nonprofit at a later date. It just cannot be based on alcohol sales.

Carlee Petshow: So if we have a license at a beer garden can licensed pours who are also board members assist to pour if needed?

Kaytee Cook (LCB): Carlee, yes members of the nonprofit can pour at a special occasion event.

Beth LCB: Just remember they cannot drink if they are working.

Nicole Amor: I thought breweries could not pour at tasting events unless it was exclusively a beer-tasting?

Kaytee Cook (LCB): Nicole, that is correct. Only at brewfests with judges can breweries pour.

Beth LCB: It can be a wine, spirits and beer tasting or judging event. Does not have to be just a beer tasting event.

Kathleen Neary: wine reward? If you have as a grand prize a wine fridge with wine, will the overall income of the registrations cover that wine value since all are in the running for the prize?

Beth LCB: You may not give away a fridge with wine in it. You can give away a fridge if you paid for it from an alcohol distributor or manufacturer as that would not be a nominal donation. IF the donator has nothing to do with the alcohol industry they can donate the fridge to you to give away but it again cannot have alcohol in it. You cannot give alcohol way to the public.

Amy: are breweries considered distributors?

Kaytee Cook (LCB): Breweries are considered manufacturers. They are licensed as breweries, not distributors, but can self-distribute.

Eve: so it can be advertised to members?

Beth LCB: Can what be advertised to members?

Kathleen Neary: baskets with wine as an "auction item" must start bids at cost + penny?

Kaytee Cook (LCB): Kathleen, if I understand your question correctly, no. Everyone has to fully purchase all the alcohol that is being auctioned off

Beth LCB: Yes, the bidding must start at cost. This isn't usually an issue for auctions though.

Stacia Russell: Can you get a banquet permit and a liquor permit if you want to do a wine grab and also give alcohol bought a retail price to your guests free of charge to them?

Kaytee Cook (LCB):if you are doing a wine grab, you need a special occasion license. Not a banquet permit.

Beth LCB: You may not have both a SOL and a banquet permit in use at the same event at the same time. You may not do a wine grab if you are having an event under a banquet permit. I am not sure what you are referring to when you say "liquor permit"?

Liz Heath: So if the hotel requires that we use their license, we have to shut down alcohol during the live? This is almost rhetorical because I'm almost sure that's what she said. This has a huge major impact on nonprofit fund raising ability!

Beth LCB: Yes, that is in case the fact. If you as the nonprofit were handling all of the alcohol under the SOL, then you could do a live or silent auction and not stop service. But since there is another license in place, the hotel would have to stop while you are using the SOL to auction liquor.

Elma Rounds: So my understanding is that if we have alcohol in a live auction and are holding our event at an establishment that also serves alcohol at self-pay bar - that the establishment cannot sell at their bar while the live auction is going on????

Beth LCB: See question above, but yes your understanding is correct. Just note that if you are doing all of the alcohol as the nonprofit under the SOL you may do a live or a silent auction and alcohol service does not have to stop. It is when you are using someone else's license at the same time that they both can't be in use at the same time.

Regina Olsson: Does service need to be suspended for the whole Live Auction or just during the specific times that the liquor lots are being auctioned?

Beth LCB: The whole live auction.

Jo Breneman: Are wine makers and beer brewers held to a higher standard when they serve as board members and donate products?

Beth LCB: Not sure what is meant by help to a higher standard when they serve? Do you mean when they serve alcohol at an event on behalf of the nonprofit? No, they are treated as every other employee that is working.

Kathleen Neary: the winner of the wine fridge has to pay for it?

Beth LCB: Yes, they would have to pay at least wholesale for the wine itself. We do not regulate other items.

kelly dalisa: so is that correct none of the non-profit employees can drink at the event?

Kaytee Cook (LCB): Kelly, correct. They cannot drink at the event.

Beth LCB: <http://apps.leg.wa.gov/wac/default.aspx?cite=314-11-015> (3) d

Indigo Blue: Can a winery, distillery, or distributor purchase advertising at our event i.e Banner Placement on a wall?

Beth LCB: No, they cannot. You may choose to hang a sign stating you have that brand (those too are limited by law), but they cannot give you money to do so. They could pay an advertising company for advertising for a certain event you are having, but you don't touch the money from them. They give it straight to the advertising company, or whoever is selling the time/space.

Kelli Bielema: what about non-profits selling drink tickets at events? Those were a thing once upon a time!

Beth LCB: We still suggest this to folks having bars at events. If you sell a ticket to get into an event that includes alcohol you must have measures in place to control everyone getting the same amount of alcohol. For example the ticket includes two drinks. We suggest you give them two tickets/script of some sort that they can turn in for those. Then, if they are not showing signs of intoxication you can sell more tickets for people to use for another drink.

David Rice: At a dinner with a special occasion license, can a bottle of wine be given out at each table for consumption during the dinner?

Kaytee Cook (LCB): David, as long as everyone is being charged for the alcohol. This can be done, but is risky because over service can happen quickly with that.

Beth LCB: With legislation last year, 2016, the law was changed to allow SOL events to sell bottles of wine for consumption at the event. Prior to that it was not allowed.

lindsey: Can you please define 'wholesale cost' for wine? This is reported differently for each winery

Beth LCB: It can be different for each winery depending on what it costs them to make it. The best way to think of this is wholesale is what they sell it to a restaurant and bar for, but not the public.

ljanelh@charter.net: This is a lot to keep track of....worst case scenario, what is the penalty if we accidentally break one of these rules?

Beth LCB: We cannot answer that as it depends on which law you break. If you serve a minor, it could be up to \$5000 fine and you could be cited criminally, also the nonprofit could lose the ability to have another event no matter what the violation is for.

Nicole Amor: What if a platter of drinks is a live auction item provided by the bartenders (i.e. the host/hotel)?

Beth LCB: That is very illegal. No one can donate liquor that is not in manufacturer sealed bottles/containers and a hotel especially may not donate.

Tanya Q: Does the alcohol need to stop being served at a live auction even if there are no lots of liquor being sold?

Beth LCB: No, we only care if there is liquor being sold/auctioned.

Britnee: The service must only stop if we are auctioning off alcohol or alcohol tasting opportunities, correct?

Beth LCB: It must stop if you are not handling and selling all of the alcohol under a SOL and the venue is. I am not sure what you mean when you say tasting opportunities? If that means you are at a venue that is handling the liquor sales and you also brought in wine to do tastings? If this is the scenario that is prohibited altogether. You may not have any on premise consumption at all if the venue is handling the alcohol. You may only bring alcohol to be auctioned and brought home by the winners, and that is it.

Jahna Hildebrandt: So if it is our permit, we can continue to serve liquor during the voice auction?

Beth LCB: Yes, if it is your special occasion license, not permit, you may continue to sell alcohol. This is because you are handling all of the alcohol for the event, and not just the auction.

Audrey Henley: is having the drink the same as being intoxicated?

Beth LCB: Not sure what you mean by this? If someone is intoxicated, they cannot have a drink in front of them.

Tanya Q: What if the employee is not "working" at the event, and merely attending?

Beth LCB: As long as they are not working any part of the event and are not dressed as the folks that are, they can be like anyone else attending the event.

Public and Private Events:

Patrick Walker: What's the difference between a private and public event?

Kaytee Cook (LCB): A private event is where you have a specific list of people invited. It is not on Facebook or on any websites at all. A public event can be advertised and anyone who walks in can join.

Danica Parkin: Could inviting donors via letter or email count as private?

Beth LCB: Yes it does. Just do not put it on any social media (Facebook, Twitter) or your website and send invitations to your predetermined guests.

Jeff Cornejo: What about art walks? Open to the public and complimentary wine, do we need a license for that?

Beth LCB: Wine walks can't have complimentary wine if they are being done by a nonprofit, or a for profit for that matter. They must have a SOL in place at each location if it is being billed as a "wine walk". Now, bona fide art galleries (not pop-ups or temporary ones) are able to give away one free glass of wine or beer to people coming to view the gallery and do not need a license. Again though, they cannot be part of a "wine walk" as their alcohol can never be advertised.

Christine Stansbery: At an art walk - if the wine is given away by the glass by each gallery is a permit required?

Beth LCB: This depends on the wine walk itself. If it is being advertised as a wine walk then the art galleries that are able to usually give a glass away for free may **not** participate. Wine walks can only be done and advertised by a nonprofit open to the public where the wine is sold and not given away for free and a SOL in place at each location.

Britnee: Radio advertising falls under a public event, correct? Even if tickets sales are only available for organization members?

Beth LCB: You are still advertising the ticket sales to the public so alcohol would have to be sold under the SOL.

Sandy Clancy: If you are having a fundraiser event at a restaurant and they are providing drinks and food and charging attendees, do we need a license?

Kaytee Cook (LCB): Sandy, not if you are not serving or selling any alcohol. If the restaurant is covering all alcohol sales, you do not need a special occasion license. The restaurant will serve and sell under their license.

Alexandra: interested in Eve's question - we advertise to members via our website and email - does that exclude us from banquet permit?

Kaytee Cook (LCB): Alexandra, if you advertise it at all it is considered public. It is private invitation only when you send emails and not put it on your website or any social media. Otherwise you need a special occasion license for that.

Amy: can a manufacturer have naming rights?

Beth LCB: Amy, no they can't have naming rights. Exclusivity is not allowed.

Danica Parkin: How much do licenses cost?

Beth LCB: The SOL is \$64 a day per location.

Sarah Hinman: How much can these events not exceed annually?

Beth LCB: You may only have 12 days' worth of events a calendar year.

Members:

Angela: Most organizations don't have card-carrying members of any kind. How do we invite people to events and offer raffles and silent auctions to our guests legally?

Lisa Saila: you can have 2 unlicensed raffles a calendar year.

Beth LCB: By law they must be what is defined as members to participate in a raffle with alcohol.

[Link for the WSLCB's definition of a member is here.](#)

Megan Clingman: are members event ticket holders?

Beth LCB: [See definition of member please – Link here -](#)

Liz Montgomery: So "members" seems to be a subjective term?

Beth LCB: [See above](#)

Britnee: So, in the alcohol licensing "members" are only board members, and then in gambling licensing "members" are cardholders?

Beth LCB: No, they are not only Board members. Please see definition of members for us.

[Link here](#) -

Delphi Locey: Members are just constituents?

Kathleen Neary: but you cant' get a license without the 15 members so how are you to hold a public raffle (in conjunction with another fundraising event

Kathleen Neary: did she say we have to have 15 voting members?

Amy Bodnar: I'm still confused about the 15 members. We're a valid 501c3, but don't have 15 members on the board

Cis Hyndman: So how about a school about members??

Beth LCB: We consider parents part of the nonprofit if you are a PTA.

Amy Bodnar: So if we are a 501c3 and have less than 15 voting members on the board, can we not do the licensed activities?

Lisa Sails: Amy no you have to have 15 voting members in order to get a license

Aiden Sanders: Question: Our organization has less than 15 voting members. Given that, how do we meet the standard for a gambling license?

Priscilla Schaefer: What do you mean by member of the nonprofit? Former board member count? A regular donor? How do you define nonprofit member? We don't have "members".

Beth LCB: I apologize, we do have a definition for member. This is what we have for the definition of "member" in Liquor and Cannabis laws here -"Member" means a person who is approved for club membership only after having submitted a written application and been investigated and been approved by ballot.

Liz Heath: Many nonprofits do not have members in the legal sense (they are incorporated as a non-member corporation). But they all have friends and supporters who may or may not be donors. Can they be considered members in your interpretation?

Beth LCB: Please see member definition. [Link here](#) -

Liz Heath: So all nonprofits have to define "members" in their bylaws? I doubt it.

Kathleen Neary: so would those "public" attendees be considered "members" to achieve the unlicensed version of raffle requirements?

Kathleen Neary:but if you don't have 15 members but are conducting a public fundraising event and add a raffle (50-50 etc) then which do you qualify under, licensed or unlicensed?

Stephanie Lathrop: As a small nonprofit we do not have 15 board members. So, we are excluded from getting a license to do a raffle that includes alcohol (wine wall/pull.) ?

Raffles and Auctions Q&A

Paige Speir: if an organization does a ring toss and gives you three rings/chances, does the cost to play the ring toss need to be the possible max cost of three bottles?

Beth LCB: Just the cost of the most expensive bottle.

Heather Beebe-Stevens: 50/50 raffle - can the prize carry over in a members-only raffle?

Stephanie Lathrop: Is a wine wall considered a raffle?

Beth LCB: We at the WSLCB never considered it as a raffle, but after today we need to get with GC and determine if it is.

Micheil MacCutcheon: Can I use an ONLINE Raffle Site to do my raffle throughout the year?

Beth LCB: Not for alcohol

Kelli Bielema: can you do raffles without numbers & just have names & emails put on a blank ticket?

TJ Boteilho: what if you raffling off an item? how do i know what a quilt or something like that is worth?

Jason: Can tickets be purchased online?

Beth LCB: Not for alcohol

Heather Beebe-Stevens: Prize - what if the prize is half the pot?

Michelle Bart: What about auction items? - too many organizations do this.

Kaytee Cook (LCB): Auction items can include alcohol, however you need to request permission for this on the SOL application.

Priscilla Schaefer: Auction items in a basket that a donor buys - does that need a permit?

Kaytee Cook (LCB): If you are auctioning alcohol at all, including a gift basket with a bottle of wine in it, you need a special occasion license.

Allison Brock 2: Hi Kaytee, is there a limit on the number of licenses a nonprofit can secure in a single year?

Beth LCB: Yes, 12 days a calendar year

Danica Parkin: What about events where no alcohol is being served but alcohol are in auctions?

Kaytee Cook (LCB): If no alcohol is being served, however the event holds an auction with alcohol, you need a special occasion license. This is still considered a sale of alcohol.

kelly dalisa: so for a live auction can the hotel sell drinks for a table?

Beth LCB: That is very illegal. No one can donate liquor that is not in manufacturer sealed bottles/containers and a hotel especially may not donate.

Kathleen Neary: but doesn't the ticket cost to the event warrant coverage of the alcohol if received in a gift basket or won in a contest?

Beth LCB: Absolutely not. If you charged everyone the same amount and everyone got a basket, sure.

guest 4: Please clarify - an auction with a complimentary bar, at a non-profit with it's own liquor license - ok, or not okay?

Beth LCB: No complimentary bars are allowed when having an event open to the public. If the event is closed and not advertised and you want to auction alcohol as well, a special occasion license is still needed for the auction.

Leslie Linderoth: At an event not serving alcohol, can they offer a wine basket in the silent auction?

Kaytee Cook (LCB): Leslie, you still need a special occasion license for the auctioning off alcohol.

Delphi Locey: As far as raffles go, if you have it at Brewery, and you give away a basket of wine donated by board members, do you need to adjust the raffle ticket price to equal the cost of all of the wine in the basket?

Beth LCB: You may never give away a basket of wine that was donated, ever. The only reason we allow you to get donated alcohol is to sell it at above wholesale cost under the SOL to make money for your charity, never to give it away free of charge.

Cis Hyndman: I am also interested if the question about minors attending the auction where wine is served.

Kaytee Cook (LCB): Cis, minors can attend events where alcohol is served and sold. If an outdoor event, they are not allowed in the serving area, such as a beer garden.

Sophie Dufrasnes: In 2015 we used to buy this license for \$ 10 or \$ 15.- They raised the price?

Kaytee Cook (LCB): Sophie, I believe you are thinking of the \$11 Banquet Permit. The SOL has been \$60 for at least 15 years.

Kathleen Neary: what if you don't have that but are still successful at raffles?

Beth LCB: Sorry, not sure what *that* is?

Aiden Sanders: What does it mean that it would fall under "unlicensed authority"? Does that mean we can have raffles, etc. without a license?

Lynn Micheau: If you have an event that is > \$5,000 but the raffle part is <\$5,000, you can go unlicensed, right?

Heather Beebe-Stevens: On the \$5K issue - is that the amount RAISED or the value of the total prizes awarded in a year?

Cecile Anson: raffles restrictions: are you able to have two \$5,000 limits per year? One for the members only, and another for the public?

Lisa Sailsa: Cecile no 2 totaling \$5000

Audrey Henley: does it matter if the prizes are not cash prizes?

Carlee Petshow: Can you clarify the circumstances when you need to stop pouring during a live auction?

Beth LCB: The only time you need to stop pouring during a live auction would be if you are at a venue that has their own liquor license and they are selling alcohol to your invited attendees. You need to have them stop selling as you are announcing and selling your alcohol auction items.

Priscilla Schaefer: One of our events makes less than \$1000 on raffle items and we offer discount tickets. So we would have to have a license?

Britnee: Or only if we are auctioning liquor?

Kaytee Cook (LCB): If you are auctioning off alcohol, the service of the alcohol would need to stop.

Allison Carney:@Kaytee: just during that item, or during the entire auction?

Beth LCB: While alcohol is being auctioned.

guest 4: Regarding serving alcohol during live auction - what if one of the live items is a round of drinks for a table?

Beth LCB: That is very illegal. No one can donate liquor that is not in manufacturer sealed bottles/containers and a hotel especially may not donate.

Melody Biehl: raffle info needs to be on the ticket or on a sign next to the raffle?

Carlee Petshow: what if you are live auction does not have alcohol?

Beth LCB: We do not require a license for an auction without alcohol. But understand that means gift certificates for alcohol as well. If you do not have alcohol or GC the LCB does not require a license.

Ann-Erica Whitmarsh: I was recently told by LCB that the serving of alcohol does NOT have to stop during the auction of alcohol. They won't be consuming it at the auction so sales do not have to stop.

Kaytee Cook (LCB): The service of the alcohol needs to stop during a live auction only if you are not handling all of the alcohol for the event.

Sarah Hinman: Wait - now a wine wall is a raffle?

Beth LCB: We are currently trying to figure that out. We, the WSLCB, didn't think so but after this it may in fact be.

Bob: Can another organization run a poker run for a nonprofit?

Tanya Q: So can we offer a wine wall at an auction that is advertised in a magazine or via social media? I see this happen all the time.

Beth LCB: Currently you can, be we are looking into the fact that the Gambling Commission feels differently.

Vasheti Quiros: Will the recording and chat comments be distributed after the webinar?

Patt Poinsett: I think you are trying to cover too much territory in this amount of time. Perhaps several webinars covering each of these sections?

robin fawcett: So are declaring that we CANT do a wine wall at our upcoming event?!

Beth LCB: Currently you can, be we are looking into the fact that the Gambling Commission feels differently.

Kathleen Neary: can the reward on the amusement game be wine?

Beth LCB: GC may say differently, but you may not give alcohol away at any event open or advertised to the public. If this is an event for your members only, sure, under the correct permit you may.

Britnee: If a live auction is auctioning off a wine and dinner pairing, does that fall under the situation when the bar service must close down until the live auction is over? Or does that not apply since the alcohol is not in the building?

Kaytee Cook (LCB): Britnee, that is considered alcohol sales then and it depends on who is handling the alcohol at the event

Ann-Erica Whitemarsh: Ops, I meant Wine Wall...what is a wine wall?

Tanya Q: Wine wall is the same as wine pull, ring toss etc.

Angela: So what I'm understanding at this point is that every single fundraiser I've ever attended from the smallest nonprofit to multi-million dollar organizations are all out of compliance with the laws. This is obviously a subject that most organizations have zero knowledge about.

Beth LCB: Angela, we issue over 5500 SOL's yearly and every year that increases. We know there are groups out there that don't bother finding out the laws and rules, but we know a lot are trying to be and are in compliance. We would love to continue to partner with the NP's and get that education out there.

robin fawcett: Regarding amazing games - what about heads or tails game?

Kaytee Cook (LCB): Britnee, the wine and dinner pairing, is this like a gift certificate where they need to go to another premises to receive this?

Britnee: Yes Kaytee

Heidi Kay Walter: where has fantasy football landed -- Raffle or amusement game?

Kathleen Neary: what if you aren't leasing but allowing use of the space?

Sarah Hinman: Ok but did I hear her correctly in stating that a wine wall is a raffle and needs to be licensed if non-members are participating??

Gene Carbaugh: How long must raffle records be kept after the raffle? Also, must you keep unsold tickets?

Cassandra Carr: Do the notification requirements apply to unlicensed raffles?

Deborah: Truly it doesn't seem like NFP organizations are actually adhering to the rules?

Michelle Bart: How different are the laws here compared to Oregon?

Beth LCB: Liquor laws are extremely different from state to state. Especially OR when it comes to events. OR allows a lot more than WA currently does. In WA currently only nonprofits may hold public events, in OR you can be Joe off the street and hold an event where alcohol is sold.

guest 4: What about a "wine frenzy" during live - bottles sell for retail to the first person to raise paddle - but to be in compliance, bottle must not be opened at event. Correct?

Beth LCB: If this is under the SOL then wine by the bottle can be sold and consumed at the event. This was not legal a year ago, so this is new. This is only wine, not beer or spirits of any kind and the wine must go for above wholesale cost, no exceptions.

Audrey Henley: what if your ticket includes a automatic entry into a raffle?

Beth LCB: Can't be for alcohol, again it is illegal to raffle alcohol at an event advertised or open to the public in any way, including social media.

Delphi Locey: So what I am assuming is that if you do not have "members," and you invite board members and constituents, then you need a license?

Beth LCB: Sorry, not sure what for? For any event with alcohol and you do not have members, you're correct. They would be considered the public and you would need a license and you would need to sell the alcohol at above wholesale cost.

TJ Boteilho: I'm still confused on the 15 board members. I'm a part of a national organization and we only have 10?

Patrick Walker: Seems like this is an area that Wa NP needs to spend some time lobbying for better rules and more specific considerations for nonprofits and the reality of raffles, alcohol and fundraising.

Deborah: Can you have multiple raffles at an event that totals 5k amount?

Philip Lloyd: To clarify, LCB says that the wine wall ticket cannot be less than the most expensive bottle, so maybe not a raffle?

robin fawcett: Is Heads or Tails game considered a raffle?

Martina Coordes: But if we don't have 15 voting members then how do we get a license?

Melissa Williams: there's a difference between raffle and auction item?

Lisa Sails: raffle is buying a ticket and drawing for a prize. Auction is bidding on a prize

Melody Biehl: So if we have 20 raffle baskets at one event that's considered 20 raffles?

Cis Hyndman: Is the two raffles a year under 5,000 rule for non-prof able to include a wine wall or do you need a license just because of what it is?

Priscilla Schaefer: Are auctions considered a raffle?

Beth LCB: Not to the LCB they are not. We consider auctioning a sale of alcohol. You will need to check with gambling though.

Danica Parkin: How much does it cost?

Sarah Hinman: Is a wine wall a raffle? Am I understanding that if it is a raffle it needs to be licensed in order to allow non-members to participate?

Britnee: Sarah, the GC says a wine wall is a raffle

Beth LCB: No, if the Gambling Commission says wine walls are a game of chance, therefore a raffle then we cannot allow it any longer as well. You may only raffle to nonprofit members and not the public when it comes to alcohol. There is no license to allow you to raffle alcohol and invite the public.

Aiden Sanders: Question: does each basket have to have its own roll of tickets at a raffle?

Mariah McConnaughey: What about staff events, where prizes are given but raffle tickets are not for purchase? And wine might be a prize? is this okay without a license?

Beth LCB: This is fine as long as it is done under a banquet permit and is closed to the public and not advertised. Alcohol must also be bought at full retail price.

Audrey Henley: are door prizes the same as raffle?

Priscilla Schaefer: So if you can't have a license then you can't have more than 2 raffles a year?

Cis Hyndman: So confusing... is liquor the one that is making things difficult? Can you auction liquor without a gambling license?

Nicole Amor: What about raffles that do not include a purchase, i.e. picking a winner out of business cards or event attendee nametags?

Lisa Salla: 15 voting members falls under Law 9.46.0209

Ann-Erica Whitmarsh: This is what we received regarding alcohol in an auction and two licenses at one location. This came from Josh at LCB is my understanding. "The special occasion license does permit wine sales during events being held under this license, so I'm pretty sure a charity or nonprofit can do a no-host bar while on an existing licensed location. The SOL is one of the few licenses/permits we have in place that allows for "stacking" of licenses to take place. As does happen from time-to-time, the LCB agent you spoke to or heard from likely is not interpreting the law right or not understanding what is being asked of them." So, any LCB agent who says that the SOP and Liquor permit cannot operate on the same premises doesn't know the law.

Beth LCB: Not sure if this is all a comment or if this is part of an answer, but I will respond.

I apologize for the confusion in the field but in fact the officer is correct that we allow a license/permit to come onto a licensed premises only in the form of a SOL or a BP, when no other license can go onto a licensed premises. The only point here is that they cannot be used simultaneously. So if you are having the venue sell the drinks people are consuming at your event that is fine, but when you have a live auction and get a SOL to do so, the alcohol service from the venue must stop during that time.

Cassandra Carr: Need more clarification on the multiple raffle items. If tickets are sold from same roll of tickets for 20+ items, but the purchaser can choose which item to put their ticket in for, is that one raffle?

Candice Jones: What if you have 3 non-profits working together? Is the limit 15K?

Aiden Sanders: Question: does each basket have to have its own roll of tickets at a raffle?

Britnee: Aiden, use the same roll for all of the basket tickets

Allison Carney: Can you just repeat over the webinar about nonprofit employees not being able to drink? That's only been in chat.

Beth LCB: That was covered, but the answer is still no. If you are at the event as a volunteer of the charity you cannot drink.

Melody Biehl: For the raffle tickets, what information needs to be on the tickets? Can the information be on a sign by the raffle

Summer: I thought the unlicensed was only for events for members only - correct? So in order to do a public raffle you need a permit- correct?

Beth LCB: There is no such thing as a public raffle with alcohol, it isn't allowed. Not sure about other items, that would be Gambling.

Philip Lloyd: I'm pretty sure that GC is saying that they don't regulate auctions since it doesn't involve chance. And LCB only cares about auctions if it involves alcohol. ljanelh@charter.net: can you give me an idea of penalties for accidentally (of course) breaking these rules?

Beth LCB: Not sure which rule you might "accidentally" break but if we are talking about auctioning without a license at all it would be RCW 66.44.090 Sale of liquor w/o a license. A Gross misdemeanor.

Kathleen Neary: but how can you conduct a public fundraising event without 15 voting members and still be required to have a license?

Eve: Can non-profit employees participate in raffles?

Beth LCB: If liquor is being raffled it can only be raffled to nonprofit members at a private event.

Vasheti Quiros: Does that just apply to people serving alcohol or to everyone working a fundraising event?

Beth LCB: I am going to assume this means can volunteers drink if they are not working the alcohol portion of the event? No, no employee at all can partake in the alcohol portion if they are working any part of the event.

Kathleen Neary: what if you aren't serving wine but giving it away in a raffle basket?

Beth LCB: Not to the public. You can raffle the wine to your members only. Doesn't matter if wine is being served or not, just must be private.

Cis Hyndman: Are the students and parents of a school district considered members of a school fundraiser or do we have to consider them public??

Beth LCB: For the LCB we consider parents members of a PTA only.

Sandy Clancy: With a licensed raffle, can you discount the sale of the tickets? My understanding was that you could not do this but your presentation states we can?

Lisa Saila: cis yes it should be in there bylaws trudy@lemaymarymount.org: In a non profit museum would a volunteer be in the same bucket as a member given they also fill out an application and are approved?

Marijuana Q&A:

Danica Parkin: Can gift cards for marijuana store fronts be donated and auctioned?

Kaytee Cook (LCB): Danica, no you cannot sell or auction off marijuana gift cards.

Claire Petersky: Can we partner with a marijuana dispensary, and have them sell marijuana to our members, and we get a portion of sales?

Beth LCB: First understand there are no longer dispensaries in WA State and have not been since July 1, 2016, but the answer is still no you may not ever take proceeds from a marijuana retailer without actually being on the license itself. They can donate to whoever they want to, but it can never be based on sales.

guest 4: I may have missed your reply to my question - can an auction have a complimentary/open bar (tickets sold for event) at a non-profit with its own liquor license?

Beth LCB: Guest 4, actually the answer is no, you may not give away free alcohol to the public at an event, but you can include the cost of the alcohol in the ticket price. You may never call the alcohol free or complimentary when selling the tickets either. You may only say "included in the tickets are ___ drinks". Then you need to have controls in place showing that each person who paid the same amount for the ticket is getting the same amount of alcohol. Like script of some sort. Tickets are most widely used. If you are using a SOL for an event, then all alcohol must be sold at above wholesale cost. You must have the SOL for any auction items that include alcohol as well.

Gambling Q&A

Mary Brickle: Can you have a temporary gambling license like a temporary liquor license

Danica Parkin: How much is an annual raffle/gambling license?

Bob: What about at a golf tournament where you can have a hole in one prize?

Brian Tallon: If you auction a "pick a prize" a blind choice of wine, is that gambling or not?

Danica Parkin: And gambling penalties...??

Amy Bodnar: So if we were to do an unlicensed social card event, could we set it up that players 'buy in' for a certain amount of chips. Then they play out till the top 3 winners (most # of chips) and the top 3 win a prize? Not money?

Aiden Sanders: what are the penalties re. gambling?

Bob: At a Golf Tournament if you have hole in one prizes, closest to the pin etc. is that gambling?

Mary Brickle: Sorry if this has been asked - but if the location where your event is taking place has a liquor license, does the nonprofit still need one?

Kaytee Cook (LCB): Mary, depends who is handling the alcohol sales and who provides it.

Cassndra: So for a venue that has a client-selling auction at a live auction what should we do?

Kaytee Cook (LCB): If the nonprofit is selling, serving, or auctioning off alcohol, you need a license.

Carlee Petshow: regarding serving during a live auction.. is there someplace we can read about the sticky parts of the law?

Beth LCB: Unfortunately RCW or WAC is not going to spell it out for you the way you need to hear it. We can lead you to the RCW's that say you can't do some of these things, but they will not spell out the policy we have for the solutions.

Kelli Bielema: Can we share thoughts with legislation? How do we do that to have our voices heard?

Beth LCB: Regarding liquor legislation you need to talk to your local law makers. Representatives in your specific areas.