



PREPROPOSAL STATEMENT OF INQUIRY

CR-101 (October 2017)
(Implements RCW 34.05.310)

Do **NOT** use for expedited rule making

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DATE: April 27, 2022

TIME: 10:36 AM

WSR 22-10-035

Agency: Washington State Liquor and Cannabis Board

Subject of possible rule making: New Section WAC 314-XX-XXX. Contract Packaging Services Endorsement for Domestic Alcohol Manufacturer Licensees (Breweries, Wineries, and Distilleries). The Washington State Liquor and Cannabis Board (WSLCB) is considering creating new rule sections and amending or repealing existing rule sections in Title 314 WAC as necessary to implement SB 5940 (chapter 64, Laws of 2022; effective date June 9, 2022).

Statutes authorizing the agency to adopt rules on this subject: SB 5940 (chapter 64, Laws of 2022); RCW 66.08.030.

Reasons why rules on this subject may be needed and what they might accomplish: Rules are needed to implement SB 5940, which created a new endorsement available to domestic alcohol manufacturer licensees (i.e. breweries, wineries, and distilleries) beginning June 9, 2022. The new endorsement allows domestic alcohol manufacturer licensees to contract with each other, and with other non-liquor licensed businesses if the contract does not include alcohol products, to provide certain packaging services including, but not limited to, canning, bottling, bagging, mixing, and repacking. Current WSLCB rules do not reflect the contract packaging services endorsement created by SB 5940. Creation of a new rule section and amendments to existing rules are needed to ensure that WSLCB rules are aligned with the provisions in SB 5940, and to help inform licensees about the availability of the endorsement and its requirements.

Identify other federal and state agencies that regulate this subject and the process coordinating the rule with these agencies: The WSLCB will consult and coordinate with the U.S. Department of the Treasury, Alcohol and Tobacco Tax and Trade Bureau (TTB) regarding alignment of state and federal regulations.

Process for developing new rule (check all that apply):

- ☐ Negotiated rule making
- ☐ Pilot rule making
- ☐ Agency study
- ☒ Other (describe) Collaborative rule making

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting:

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(If necessary)

Name:
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Additional comments: Interested persons can participate in the rule process through open public meetings and by submitting written comments, and are encouraged to sign up for the interested parties list (GovDelivery) at <https://public.govdelivery.com/accounts/WALCB/subscriber/new>. Rule-making notices and stakeholder engagement opportunities will be emailed via GovDelivery and posted to the WSLCB website at lcb.wa.gov.

Date: April 27, 2022	Signature: 
Name: David Postman	
Title: Chair	