



Notice of Permanent Rule Allowing Minors in Restaurants with Cinemas Under Certain Conditions

This explanatory statement concerns the **Washington State Liquor Control Board's adoption of WAC 314-03-050 allowing minors in restaurants with cinemas under certain conditions.**

The Administrative Procedure Act (RCW 34.05.325(6)) requires agencies to complete a concise explanatory statement before filing adopted rules with the Office of the Code Reviser. This statement must be provided to anyone who gave comment about the proposed rule making.

Once persons who gave comment during this rule making have had a chance to receive this document, the Liquor Control Board will file the amended rules with the Office of the Code Reviser. These rule changes will become effective 31 days after filing (approximately August 25, 2012).

The Liquor Control Board appreciates your involvement in this rule making process. If you have any questions, please contact Karen McCall, Rules Coordinator, at (360) 664-1631 or e-mail at rules@liq.wa.gov.

What are the agency's reasons for adopting this rule?

Stakeholders requested the board adopt rules that would allow minors in restaurants with cinemas under certain conditions. Currently there are no rules that address this type of activity in a restaurant premises. The restaurant venues addressed in this proposed rule are restaurants that want to have activities that include showing movies to their customers as part of their family dining experience.

Summary of all public comments received on this rule proposal.

The Liquor Control Board received two comments of support at the public hearing on July 18, 2012, and received 2 comments in support of this rulemaking during the comment period ending July 18, 2012.

WAC Changes

WAC 314-03-050 Limited patron participation entertainment at a spirits, beer, and wine restaurant or a beer and/or wine restaurant. (1) A spirits, beer, and wine restaurant or a beer and/or wine restaurant may provide entertainment with limited physical participation by patrons in the dedicated dining area of their licensed premises. Examples of this form of permitted entertainment include text messaging to movie screens, watching movies, nonpatron skits, and comedy acts. Such limited patron participation is permitted under the following conditions:

The dedicated dining area meets the following criteria:

(a) Wait staff provides table service to patrons which includes interaction; and

(b) Lighting requirements outlined in WAC 314-11-085.

(2) Licensees must submit a request to the board's licensing and regulation division to provide limited patron participation entertainment in the dedicated dining area of their premises.

(a) The licensee may begin the activity as soon as the approval is received.

(b) Board approval will be based on the request meeting the requirements outlined in this section.

(3) Minors are allowed after 11:00 p.m. in the dining area of a premises that has received approval as referenced in this section.

