
ENGROSSED SENATE BILL 5940

State of Washington 52nd Legislature 1991 Regular Session

By Senators Hayner, Bailey, Roach, Craswell, Oke, Erwin, Johnson, Bluechel, Barr, Cantu and Metcalf.

Read first time March 7, 1991. Referred to Committee on Ways & Means.

1 AN ACT Relating to gambling; amending RCW 67.70.040 and 9.46.0311;
2 repealing RCW 9.46.0233; and declaring an emergency.

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

4 **Sec. 1.** RCW 67.70.040 and 1988 c 289 s 801 are each amended to
5 read as follows:

6 The commission shall have the power, and it shall be its duty:

7 (1) To promulgate such rules governing the establishment and
8 operation of a state lottery as it deems necessary and desirable in
9 order that such a lottery be initiated at the earliest feasible and
10 practicable time, and in order that such lottery produce the maximum
11 amount of net revenues for the state consonant with the dignity of the
12 state and the general welfare of the people. Such rules shall include,
13 but shall not be limited to, the following:

14 (a) The type of lottery to be conducted which may include the
15 selling of tickets or shares(~~(, or)~~). The use of electronic or

1 mechanical devices or video terminals which (~~do not require a printed~~
2 ~~ticket:—PROVIDED, That~~)) allow for individual play against such
3 devices or terminals shall be prohibited. Approval of the legislature
4 shall be required before entering any agreement with other state
5 lotteries to conduct shared games;

6 (b) The price, or prices, of tickets or shares in the lottery;

7 (c) The numbers and sizes of the prizes on the winning tickets or
8 shares;

9 (d) The manner of selecting the winning tickets or shares;

10 (e) The manner and time of payment of prizes to the holder of
11 winning tickets or shares which, at the director's option, may be paid
12 in lump sum amounts or installments over a period of years;

13 (f) The frequency of the drawings or selections of winning tickets
14 or shares, without limitation;

15 (g) Without limit as to number, the type or types of locations at
16 which tickets or shares may be sold;

17 (h) The method to be used in selling tickets or shares(~~(, which may~~
18 ~~include the use of electronic or mechanical devices and video~~
19 ~~terminals))~~);

20 (i) The licensing of agents to sell or distribute tickets or
21 shares, except that a person under the age of eighteen shall not be
22 licensed as an agent;

23 (j) The manner and amount of compensation, if any, to be paid
24 licensed sales agents necessary to provide for the adequate
25 availability of tickets or shares to prospective buyers and for the
26 convenience of the public;

27 (k) The apportionment of the total revenues accruing from the sale
28 of lottery tickets or shares and from all other sources among: (i) The
29 payment of prizes to the holders of winning tickets or shares, which
30 shall not be less than forty-five percent of the gross annual revenue

1 from such lottery, less amounts of unclaimed prizes deposited in the
2 general fund under RCW 67.70.190 during the fiscal year ending June 30,
3 1989, (ii) transfers to the lottery administrative account created by
4 RCW 67.70.260, and (iii) transfer to the state's general fund.
5 Transfers to the state general fund shall be made in compliance with
6 RCW 43.01.050;

7 (1) Such other matters necessary or desirable for the efficient and
8 economical operation and administration of the lottery and for the
9 convenience of the purchasers of tickets or shares and the holders of
10 winning tickets or shares.

11 (2) To ensure that in each place authorized to sell lottery tickets
12 or shares, on the back of the ticket or share, and in any advertising
13 or promotion there shall be conspicuously displayed an estimate of the
14 probability of purchasing a winning ticket.

15 (3) To amend, repeal, or supplement any such rules from time to
16 time as it deems necessary or desirable.

17 (4) To advise and make recommendations to the director for the
18 operation and administration of the lottery.

19 **Sec. 2.** RCW 9.46.0311 and 1987 c 4 s 26 are each amended to read
20 as follows:

21 The legislature hereby authorizes bona fide charitable or nonprofit
22 organizations to conduct bingo games, raffles, and amusement games,
23 (~~and fund raising events,~~) and to utilize punch boards and pull-tabs
24 and to allow their premises and facilities to be used by only members,
25 their guests, and members of a chapter or unit organized under the same
26 state, regional, or national charter or constitution, to play social
27 card games authorized by the commission, when licensed, conducted or
28 operated pursuant to the provisions of this chapter and rules and
29 regulations adopted pursuant thereto.

1 NEW SECTION. **Sec. 3.** This act is necessary for the immediate
2 preservation of the public peace, health, or safety, or support of the
3 state government and its existing public institutions, and shall take
4 effect immediately.

5 NEW SECTION. **Sec. 4.** RCW 9.46.0233 and 1987 c 4 s 24 are each
6 repealed.