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- 2 SHB 2167 S COMM AMD
- 3 By Committee on Trade, Technology & Economic Development
- 4 ADOPTED AS AMENDED 3/3/94
- 5 Strike everything after the enacting clause and insert the 6 following:
- "NEW SECTION. Sec. 1. It is the intent of the legislature to terminate payments into the Washington thoroughbred racing fund from licensees of nonprofit race meets from the effective date of this act until June 1, 1995, and to provide that one-half of moneys that otherwise would have been paid into the fund be directed to enhanced purses and one-half of moneys be deposited in an escrow or trust account and used solely for construction of a new thoroughbred race
- 15 **Sec. 2.** RCW 67.16.105 and 1993 c 170 s 2 are each amended to read 16 as follows:

track facility in western Washington.

- (1) Licensees of race meets that are nonprofit in nature, are of ten days or less, and have an average daily handle of one hundred twenty thousand dollars or less shall withhold and pay to the commission daily for each authorized day of racing one-half percent of the daily gross receipts from all parimutuel machines at each race meet.
- (2) Licensees of race meets that do not fall under subsection (1) of this section shall withhold and pay to the commission daily for each authorized day of racing the following applicable percentage of all daily gross receipts from all parimutuel machines at each race meet:
- (a) If the daily gross receipts of all parimutuel machines are more than two hundred fifty thousand dollars, the licensee shall withhold and pay to the commission daily two and one-half percent of the daily gross receipts; and
- 31 (b) If the daily gross receipts of all parimutuel machines are two 32 hundred fifty thousand dollars or less, the licensee shall withhold and 33 pay to the commission daily one percent of the daily gross receipts.
- 34 (3) In addition to those amounts in subsections (1) and (2) of this 35 section, all licensees shall forward one-tenth of one percent of the

- daily gross receipts of all parimutuel machines to the commission daily 1 2 for payment to those nonprofit race meets as set forth in RCW 67.16.130 and subsection (1) of this section, but said percentage shall not be 3 4 charged against the licensees. The total of such payments shall not exceed one hundred fifty thousand dollars in any one year and any 5 amount in excess of one hundred fifty thousand dollars shall be 6 remitted to the general fund. Payments to nonprofit race meets under 7 8 this subsection shall be distributed on a pro rata per-race-day basis 9 and used only for purses at race tracks that have been operating under RCW 67.16.130 and subsection (1) of this section for the five 10 consecutive years immediately preceding the year of payment. 11
- (4) In addition to those sums paid to the commission in subsection 12 13 (2) of this section, licensees who are nonprofit corporations and have race meets of thirty days or more shall ((withhold and pay to the 14 15 commission daily for each authorized day of racing)) retain and 16 dedicate: (a) An amount equal to one and one-quarter percent of the 17 daily gross receipts of all parimutuel machines at each race meet to be used solely for the purpose of increasing purses; and (b) an amount 18 19 equal to one and one-quarter percent of the daily gross receipts of all parimutuel machines at each race meet to be deposited in an escrow or 20 trust account and used solely for construction of a new thoroughbred 21 race track facility in western Washington. Said percentages shall come 22 from that amount the licensee is authorized to retain under RCW 23 24 67.16.170(2). ((The commission shall deposit these moneys in the 25 Washington thoroughbred racing fund created in RCW 67.16.250.
- 26 (5) The additional one and one-quarter percent of the moneys
 27 allowed to be retained by this section must be used for increased
 28 purses.)) The commission shall adopt such rules as may be necessary to
 29 enforce this subsection. The provisions of this subsection shall apply
 30 through June 1, 1995.
- 31 (5) In the event the new racetrack is not constructed before 32 January 1, 2001, all funds including interest, remaining in the escrow 33 or trust account established in subsection (4) of this section, shall 34 revert to the state general fund.

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38 39 (6) Effective ((January 1, 1994, the amount of daily gross receipts withheld and paid to the commission, as set out in subsection (4) of this section, shall revert to two and one-half percent of the daily gross receipts of all parimutuel machines at each race meet)) June 1, 1995, licensees who are nonprofit corporations and have race meets of

- 1 thirty days or more shall withhold and pay to the commission daily for
- 2 <u>each authorized day of racing an amount equal to two and one-half</u>
- 3 percent of the daily gross receipts of all parimutuel machines at each
- 4 race meet. These percentages shall come from the amount that the
- 5 <u>licensee is authorized to retain under RCW 67.16.170(2) and shall be in</u>
- 6 addition to those sums paid to the commission in subsection (2) of this
- 7 <u>section</u>. The commission shall deposit these moneys in the Washington
- 8 thoroughbred racing fund created in RCW 67.16.250.
- 9 **Sec. 3.** RCW 67.16.250 and 1991 c 270 s 12 are each amended to read 10 as follows:
- 11 The Washington thoroughbred racing fund is created in the state
- 12 treasury. Effective June 1, 1995, all receipts derived under RCW
- 13 67.16.105(((4))) (6) from licensees who are nonprofit corporations and
- 14 whose race meets are thirty days or more shall be deposited into the
- 15 account. Moneys in the account may be spent only after legislative
- 16 appropriation. Expenditures from the account shall be expended to
- 17 benefit and support interim continuation of thoroughbred racing,
- 18 capital construction of a new race track facility, and programs
- 19 enhancing the general welfare, safety, and advancement of the
- 20 Washington thoroughbred racing industry.
- 21 <u>NEW SECTION.</u> **Sec. 4.** This act is necessary for the immediate
- 22 preservation of the public peace, health, or safety, or support of the
- 23 state government and its existing public institutions, and shall take
- 24 effect immediately."
- 25 **SHB 2167** S COMM AMD
- 26 By Committee on Trade, Technology & Economic Development
- 27 ADOPTED 3/3/94
- On page 1, line 2 of the title, after "provisions;" strike the
- 29 remainder of the title and insert "amending RCW 67.16.105 and
- 30 67.16.250; creating a new section; and declaring an emergency."

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