
HOUSE BILL 1405

State of Washington 55th Legislature 1997 Regular Session

By Representatives McMorris, Robertson, Wood, Conway, Boldt and Delvin

Read first time 01/24/97. Referred to Committee on Commerce & Labor.

1 AN ACT Relating to charitable bingo games; and amending RCW
2 9.46.0205 and 9.46.120.

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

4 **Sec. 1.** RCW 9.46.0205 and 1987 c 4 s 3 are each amended to read as
5 follows:

6 (1) "Bingo," as used in this chapter, means a game (~~conducted only~~
7 ~~in the county within which the organization is principally located~~) in
8 which prizes are awarded on the basis of designated numbers or symbols
9 on a card conforming to numbers or symbols selected at random and in
10 which no cards are sold except at the time and place of ~~(said)~~ the
11 game, ~~(when said)~~ except as authorized by the commission for joint
12 bingo games.

13 (2) The game ~~(is)~~ shall be conducted only by:

14 (a) A bona fide charitable or nonprofit organization which does not
15 conduct or allow its premises to be used for conducting bingo on more
16 than three occasions per week and which does not conduct bingo in any
17 location which is used for conducting bingo on more than three
18 occasions per week~~(-))~~i or ~~(if)~~

1 **(b)** An agricultural fair authorized under chapters 15.76 and 36.37
2 RCW, which does not conduct bingo on more than twelve consecutive days
3 in any calendar year(~~(, and)~~).

4 **(3)** Except in the case of any agricultural fair as authorized under
5 chapters 15.76 and 36.37 RCW, no person other than a bona fide member
6 or an employee of (~~said~~) the organization (~~takes~~) may take any part
7 in the management or operation of (~~said~~) the game unless approved by
8 the commission, and no person who takes any part in the management or
9 operation of (~~said~~) the game (~~takes~~) may take any part in the
10 management or operation of any game conducted by any other organization
11 or any other branch of the same organization(~~)~~) unless approved by
12 the commission(~~)~~).

13 **(4)** No part of the proceeds (~~thereof~~) from a bingo game may inure
14 to the benefit of any person other than the organization conducting
15 (~~said~~) the game.

16 **(5)** A bingo game must be conducted only in the county where the
17 sponsoring organization is principally located, except as authorized by
18 the commission for joint bingo games. For the purposes of this
19 section, the organization shall be deemed to be principally located in
20 the county within which it has its primary business office. If the
21 organization has no business office, the organization shall be deemed
22 to be located in the county of principal residence of its chief
23 executive officer(~~(: PROVIDED, That)~~). Any organization which is
24 conducting any licensed and established bingo game in any locale as of
25 January 1, 1981, shall be exempt from the requirement that such game be
26 conducted in the county in which the organization is principally
27 located.

28 **(6)** The commission may authorize joint bingo games conducted by two
29 or more bona fide charitable or nonprofit organizations if the prizes
30 are pooled and the games are conducted during each organization's
31 normal period of operation. The commission may adopt rules for the
32 operation, management, and location of the games.

33 **Sec. 2.** RCW 9.46.120 and 1987 c 4 s 40 are each amended to read as
34 follows:

35 **(1)** Except in the case of an agricultural fair as authorized under
36 chapters 15.76 and 36.37 RCW, no person other than a member of a bona
37 fide charitable or nonprofit organization (and their employees) or any
38 other person, association or organization (and their employees)

1 approved by the commission, shall take any part in the management or
2 operation of any gambling activity authorized under this chapter(~~(7~~
3 ~~and~~)) unless approved by the commission. No person who takes any part
4 in the management or operation of any such gambling activity shall take
5 any part in the management or operation of any gambling activity
6 conducted by any other organization or any other branch of the same
7 organization(~~(7)~~) unless approved by the commission(~~(7~~~~and~~)). No part
8 of the proceeds (~~(thereof)~~) of the activity shall inure to the benefit
9 of any person other than the organization conducting such gambling
10 activities or if such gambling activities be for the charitable benefit
11 of any specific persons designated in the application for a license,
12 then only for such specific persons as so designated.

13 (2) No bona fide charitable or nonprofit organization or any other
14 person, association or organization shall conduct any gambling activity
15 authorized under this chapter in any leased premises if rental for such
16 premises is unreasonable or to be paid, wholly or partly, on the basis
17 of a percentage of the receipts or profits derived from such gambling
18 activity.

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