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SENATE BILL 6402

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State of Washington                      55th Legislature                      1998 Regular Session

By Senators Schow, Kline, Newhouse and Prentice

Read first time 01/19/98. Referred to Committee on Commerce & Labor.

1            AN ACT Relating to a fund raising event; and amending RCW  
2 9.46.0233.

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

4            **Sec. 1.** RCW 9.46.0233 and 1987 c 4 s 24 are each amended to read  
5 as follows:

6            (1) "Fund raising event," as used in this chapter, means a fund  
7 raising event conducted during any seventy-two consecutive hours (~~but~~  
8 ~~exceeding twenty-four consecutive hours and~~) not more than ((once))  
9 twice in any calendar year when no gambling activities are conducted  
10 between the hours of 2:00 a.m. and 6:00 a.m.; or a fund raising event  
11 conducted not more than ((twice)) four times each calendar year for not  
12 more than ((twenty-four)) twenty consecutive hours ((each time)) when  
13 no gambling activities are conducted between the hours of 2:00 a.m. and  
14 6:00 a.m.; or a combination of one seventy-two consecutive hour event  
15 and not more than two twenty consecutive hour events by a bona fide  
16 charitable or nonprofit organization as defined in RCW 9.46.0209 other  
17 than any agricultural fair referred to thereunder, upon authorization  
18 therefor by the commission, which the legislature hereby authorizes to  
19 issue a license therefor, with or without fee, permitting the following

1 activities, or any of them, during such event: Bingo, amusement games,  
2 contests of chance, lotteries and raffles: PROVIDED, That (a) gross  
3 wagers and bets received by the organization less the amount of money  
4 paid by the organization as winnings and for the purchase cost of  
5 prizes given as winnings do not exceed (~~(ten)~~) fifteen thousand dollars  
6 during a single event or thirty thousand dollars during the total  
7 calendar days of such fund raising event in the calendar year; (b) such  
8 activities shall not include any mechanical gambling or lottery device  
9 activated by the insertion of a coin or by the insertion of any object  
10 purchased by any person taking a chance by gambling in respect to the  
11 device; (c) only bona fide members of the organization or their spouses  
12 who are not paid for such service shall participate in the management  
13 or operation of the activities(~~(, and)~~). However, an organization may  
14 use up to five individuals who are not members or spouses of members to  
15 operate gambling activities when the individuals are approved by the  
16 commission. The individuals may be paid an amount determined by the  
17 commission but shall not be involved in the management of the event,  
18 perform duties of a cashier, banker, or otherwise have access to or  
19 share in the net proceeds of the event, or perform any of the  
20 accounting functions or otherwise have access to the accounting  
21 records. Further, anyone licensed by the commission to rent equipment  
22 to conduct the activities may be paid an amount determined by the  
23 commission to provide training and advisory services in conjunction  
24 with the events; (d) all income therefrom, after deducting the cost of  
25 prizes and other expenses, shall be devoted solely to the lawful  
26 purposes of the organization; and (~~(d)~~) (e) such organization shall  
27 notify the appropriate local law enforcement agency of the time and  
28 place where such activities shall be conducted. The commission shall  
29 require an annual information report setting forth in detail the  
30 expenses incurred and the revenue received relative to the activities  
31 permitted.

32 (2) Bona fide charitable or nonprofit organizations holding a  
33 license to conduct a fund raising event may join together to jointly  
34 conduct a fund raising event if:

35 (a) Approval to do so is received from the commission; (~~and~~)

36 (b) The method of dividing the income and expenditures and the  
37 method of recording and handling of funds are disclosed to the  
38 commission in the application for approval of the joint fund raising  
39 event and are approved by the commission(~~(-)~~);

1        (c) The gross wagers and bets received by the organizations less  
2 the amount of money paid by the organizations as winnings and for the  
3 purchase costs of prizes given as winnings (~~(may)~~) does not exceed  
4 (~~(ten)~~) fifteen thousand dollars during the total calendar days of such  
5 event. The net receipts each organization receives shall count against  
6 the organization's annual limit stated in this subsection(~~(-)~~);

7        (d) A joint fund raising event shall count against only the lead  
8 organization or organizations receiving fifty percent or more of the  
9 net receipts for the purposes of the number of such events an  
10 organization may conduct each year(~~(-)~~); and

11        (e) The commission may issue a joint license for a joint fund  
12 raising event and charge a license fee for such license according to a  
13 schedule of fees adopted by the commission which reflects the added  
14 cost to the commission of licensing more than one licensee for the  
15 event.

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