
HOUSE BILL 2764

State of Washington 56th Legislature 2000 Regular Session

By Representatives Clements, Conway, Benson, Wood and Ogden

Read first time 01/20/2000. Referred to Committee on Commerce & Labor.

1 AN ACT Relating to credit union raffles; and amending RCW
2 9.46.0209.

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

4 **Sec. 1.** RCW 9.46.0209 and 1987 c 4 s 4 are each amended to read as
5 follows:

6 "Bona fide charitable or nonprofit organization," as used in this
7 chapter, means: (1) Any organization duly existing under the
8 provisions of chapter(~~s~~) 24.12, 24.20, (~~or~~) 24.28, or 31.12 RCW,
9 any agricultural fair authorized under the provisions of chapters 15.76
10 or 36.37 RCW, or any nonprofit corporation duly existing under the
11 provisions of chapter 24.03 RCW for charitable, benevolent,
12 eleemosynary, educational, civic, patriotic, political, social,
13 fraternal, athletic or agricultural purposes only, or any nonprofit
14 organization, whether incorporated or otherwise, when found by the
15 commission to be organized and operating for one or more of the
16 aforesaid purposes only, all of which in the opinion of the commission
17 have been organized and are operated primarily for purposes other than
18 the operation of gambling activities authorized under this chapter; or
19 (2) any corporation which has been incorporated under Title 36 U.S.C.

1 and whose principal purposes are to furnish volunteer aid to members of
2 the armed forces of the United States and also to carry on a system of
3 national and international relief and to apply the same in mitigating
4 the sufferings caused by pestilence, famine, fire, floods, and other
5 national calamities and to devise and carry on measures for preventing
6 the same. Such an organization must have been organized and
7 continuously operating for at least twelve calendar months immediately
8 preceding making application for any license to operate a gambling
9 activity, or the operation of any gambling activity authorized by this
10 chapter for which no license is required. It must have not less than
11 fifteen bona fide active members each with the right to an equal vote
12 in the election of the officers, or board members, if any, who
13 determine the policies of the organization in order to receive a
14 gambling license. An organization must demonstrate to the commission
15 that it has made significant progress toward the accomplishment of the
16 purposes of the organization during the twelve consecutive month period
17 preceding the date of application for a license or license renewal.
18 The fact that contributions to an organization do not qualify for
19 charitable contribution deduction purposes or that the organization is
20 not otherwise exempt from payment of federal income taxes pursuant to
21 the internal revenue code of 1954, as amended, shall constitute prima
22 facie evidence that the organization is not a bona fide charitable or
23 nonprofit organization for the purposes of this section.

24 Any person, association or organization which pays its employees,
25 including members, compensation other than is reasonable therefor under
26 the local prevailing wage scale shall be deemed paying compensation
27 based in part or whole upon receipts relating to gambling activities
28 authorized under this chapter and shall not be a bona fide charitable
29 or nonprofit organization for the purposes of this chapter.

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