
HOUSE BILL 2872

State of Washington

59th Legislature

2006 Regular Session

By Representatives Roberts, Roach, O'Brien, Dickerson, Nixon, Cody, Green, Hudgins, Appleton, Darneille, McDonald, Rodne and McCune

Read first time 01/16/2006. Referred to Committee on Commerce & Labor.

1 AN ACT Relating to increasing the minimum age for gambling;
2 amending RCW 9.46.0305, 67.70.120, and 67.16.060; prescribing
3 penalties; and declaring an emergency.

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

5 **Sec. 1.** RCW 9.46.0305 and 1987 c 4 s 25 are each amended to read
6 as follows:

7 The legislature hereby authorizes the wagering on the outcome of
8 the roll of dice or the flipping of or matching of coins on the
9 premises of an establishment engaged in the business of selling food or
10 beverages for consumption on the premises to determine which of the
11 participants will pay for coin-operated music on the premises or
12 certain items of food or beverages served or sold by such establishment
13 and therein consumed. Such establishments are hereby authorized to
14 possess dice and dice cups on their premises, but only for use in such
15 limited wagering. Persons engaged in such limited form of wagering
16 shall not be subject to the criminal or civil penalties otherwise
17 provided for in this chapter(~~(:—PROVIDED, That minors shall be~~
18 ~~barred)).~~ However, any person under the age of twenty-one years is
19 prohibited from engaging in the wagering activities allowed by this

1 chapter. It is unlawful for any person to assist, participate with, or
2 knowingly allow a person under the age of twenty-one years to engage in
3 any wagering activity allowed by this chapter.

4 **Sec. 2.** RCW 67.70.120 and 2003 c 53 s 303 are each amended to read
5 as follows:

6 (1) A ticket or share shall not be sold to any person under the age
7 of ~~((eighteen))~~ twenty-one, but this shall not be deemed to prohibit
8 the purchase of a ticket or share for the purpose of making a gift by
9 a person ~~((eighteen))~~ twenty-one years of age or older to a person less
10 than that age.

11 (2) Any licensee who knowingly sells or offers to sell a lottery
12 ticket or share to any person under the age of ~~((eighteen))~~ twenty-one
13 is guilty of a misdemeanor.

14 (3) In the event that a person under the age of ~~((eighteen))~~
15 twenty-one years directly purchases a ticket in violation of this
16 section, that person is guilty of a misdemeanor. No prize will be paid
17 to such person and the prize money otherwise payable on the ticket will
18 be treated as unclaimed pursuant to RCW 67.70.190.

19 **Sec. 3.** RCW 67.16.060 and 1991 c 270 s 3 are each amended to read
20 as follows:

21 (1) It shall be unlawful:

22 (a) To conduct pool selling, bookmaking, or to circulate hand
23 books; ~~((or))~~

24 (b) To bet or wager on any horse race other than by the parimutuel
25 method; ~~((or))~~

26 (c) For any licensee to take more than the percentage provided in
27 RCW 67.16.170 and 67.16.175; ~~((or))~~

28 (d) For any licensee to compute breaks in the parimutuel system
29 otherwise than at ten cents;

30 (e) For any person under the age of twenty-one years to engage in
31 the wagering activities allowed by this chapter; or

32 (f) For any person to assist, participate with, or knowingly allow
33 a person under the age of twenty-one years to engage in any wagering
34 activity allowed by this chapter.

35 (2) Any willful violation of the terms of this chapter, or of any
36 rule, regulation, or order of the commission shall constitute a gross

1 misdemeanor and when such violation is by a person holding a license
2 under this chapter, the commission may cancel the license held by the
3 offender, and such cancellation shall operate as a forfeiture of all
4 rights and privileges granted by the commission and of all sums of
5 money paid to the commission by the offender; and the action of the
6 commission in that respect shall be final.

7 (3) The commission shall have power to exclude from any and all
8 race courses of the state of Washington any person whom the commission
9 deems detrimental to the best interests of racing or any person who
10 willfully violates any of the provisions of this chapter or of any
11 rule, regulation, or order issued by the commission.

12 (4) Every race meet held in this state contrary to the provisions
13 of this chapter is hereby declared to be a public nuisance.

14 NEW SECTION. **Sec. 4.** This act is necessary for the immediate
15 preservation of the public peace, health, or safety, or support of the
16 state government and its existing public institutions, and takes effect
17 immediately.

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