

WASHINGTON STATE GAMBLING COMMISSION

Our Mission:

Protect the Public by Ensuring That Gambling is Legal and Honest

The Heathman Lodge
7801 NE Greenwood Drive
Vancouver, Washington 98662



COMMISSION MEETING AGENDA PACKET

THURSDAY, September 8, 2016

**Washington State Gambling Commission
September 2016 Study Session**



Date: September 8, 2016

Time: 10:30 a.m. – 11:00 a.m.

Location: The Heathman Lodge

7801 NE Greenwood Drive

Vancouver, WA 98662

Study Session Agenda

I. Up for Discussion at the September 2016 Commission Meeting

Petition for Rule Change from Teresa Malphrus – Poker Wagering & Rake Increase

- WAC 230-15-080 Authorized fees and authorized methods of collection.
- WAC 230-15-135 Wagering Limits for nonhouse-banked card games.

Petition for Rule Change from the Recreational Gaming Association: Promotions

- WAC 230-06-030 Restrictions and conditions for gambling promotions.
- WAC 230-06-031 Using wheels in promotional contests of chance, fund-raising events, or gambling activities – Promotional Contests of Chance (PCOC)

Group 12 Amusement Games – Reporting, Recordkeeping and Storage of Tokens

- Amended Section: WAC 230-13-075 Assigning and reporting group numbers of authorized amusement games.
- Amended Section: WAC 230-13-170 Recordkeeping for commercial amusement games.
- Amended Section: WAC 230-07-125 Recordkeeping requirements for lower volume charitable or nonprofit organizations.
- Amended Section: WAC 230-13-005 Amusement games authorized.

II. Up for Discussion and possible filing at the September 2016 Commission Meeting

Petition for Rule Change from the Recreational Gaming Association: Wagering Limits

- WAC 230-15-140 Wagering Limits for House-Banked Card Games

III. Up for Discussion and possible filing at the October 2016 Commission Meeting

Petition for Rule Change from Warren Montney - Restrictions and Conditions for Gambling Promotions

- Amended Section: WAC 230-06-030 Restriction and Conditions for Gambling Promotions.
- Amended Section: WAC 230-15-453 Using match play or similar coupons in gambling promotions.

IV. Stakeholder Feedback on Fee Restructure

V. Open Discussion



STATE OF WASHINGTON
GAMBLING COMMISSION

"Protect the Public by Ensuring that Gambling is Legal and Honest"

The Heathman Lodge
7801 NE Greenwood Drive
Vancouver, Wa 98662

September 8, 2016

Please note, agenda items may be taken out of sequence at the discretion of the Chair

Public Meeting	
Informal Study Group Session begins at 10:30 A.M.	
Washington State Gambling Commission Meeting Begins at 11:30 A.M.	
	Welcome and Introductions
	Executive Session - Working Lunch <ul style="list-style-type: none">• Discuss Pending Investigations, Tribal Negotiations and Litigation
Public Meeting Adjourns at 11:35 A.M. Reconvene at 1:00 P.M.	
Tab 1	Director's Report <i>David Trujillo, Director</i> <ul style="list-style-type: none">• August 11, 2016 Minutes• 2017 Gambling Commission Meeting Dates• Fee Restructure Outreach and Stakeholder Update <i>Amy Hunter, Deputy Director</i>• Comments from the Public
Tab 2	Update on the National Indian Gaming Association <i>Councilman David Bean Puyallup Tribe of Indians</i>
Tab 3	Agency Request Legislation <i>Brian Considine, Legislative Liaison</i> <ol style="list-style-type: none">1) RCW 9.46.0209 - Remove 15 voting member requirement for charitable/non-profit organizations2) RCW 9.46.210 - Providing immunity to agents in limited circumstances (similar to HB 2765)
Rules Up for Discussion	
Tab 4	Petition from Theresa Malphrus Poker Wagering and Rake Increase <i>Amy Hunter, Deputy Director</i> <ul style="list-style-type: none">• WAC 230-15-080 Authorized fees and authorized methods of collection.• WAC 230-15-135 Wagering Limits for nonhouse-banked card games.
Tab 5	Petition from Recreational Gaming Association Promotions <i>Josh Stueckle, Agent-in-Charge</i> <ul style="list-style-type: none">• WAC 230-06-030 Restrictions and conditions for gambling promotions.• WAC 230-06-031 Using wheels in promotional contests of chance, fund-raising events, or gambling activities – Promotional Contests of Chance (PCOC)

Tab 6	<p>Group 12 Amusement Games Reporting, Recordkeeping and Storage of Tokens <i>Josh Stueckle, Agent-in-Charge</i></p> <ul style="list-style-type: none"> • WAC 230-13-075 Assigning and reporting group numbers of authorized amusement games. • WAC 230-13-170 Recordkeeping for commercial amusement games. • WAC 230-07-125 Recordkeeping requirements for lower volume charitable or nonprofit organizations. • WAC 230-13-005 Amusement games authorized.
Rule Up for Discussion and Possible Filing	
Tab 7	<p>Recreational Gaming Association Wagering Limits for House Banked Card Games <i>David Trujillo, Director</i></p> <ul style="list-style-type: none"> • WAC 230-15-140 Wagering Limits for House Banked Card Games.
Public Meeting	
Tab 8	<p>New Licenses and Class III Employees <i>Josh Stueckle, Agent-in-Charge</i></p>
	<p>Other Business/General Discussion/Comments from the Public</p>
	<p>Adjourn</p>

Upon advance request, the Commission will pursue reasonable accommodations to enable persons with disabilities to attend Commission meetings. Questions or comments pertaining to the agenda and requests for special accommodations should be directed to Julie Anderson, Executive Assistant at (360) 486-3453 or TDD (360) 486-3637. Questions or comments pertaining to rule changes should be directed to the Rules Coordinator and Public Information Officer at (360) 486-3447.



August Commission Meeting Minutes

Location of Meeting:

South Puget Sound Community College
4220 6th Avenue SE
Lacey, WA 98503.

Meeting Date:

August 11, 2016

Commissioners Present:

Julia Patterson, Vice-Chair
Chris Stearns
Ed Troyer
Kelsey Gray, PhD.

Ex Officios Present:

Senator Steve Conway
Representative Christopher Hurst

Staff Present:

David Trujillo, Director
Amy Hunter, Deputy Director
Tina Griffin, Assistant Director – Licensing Regulation and Enforcement
Brian Considine, Staff Attorney
Julie Lies, Tribal Liaison
John Meader, Assistant Attorney General
Julie Anderson, Executive Assistant

-Public Meeting-

Welcome

Vice-Chair Julia Patterson

Vice-Chair Patterson called the Washington State Gambling Commission (Commission) meeting to order at 11:00 AM at South Puget Sound Community College (SPSCC) and introduced the members present. (Chair Sizemore was not present at the meeting).

Vice-Chair Patterson announced the Commission meeting would immediately go into Executive Session to **Discuss Pending Investigations, Tribal Negotiations and Litigations** and adjourned at 11:05 AM.

The Commission meeting reconvened at 1:05 pm and Vice-Chair Patterson welcomed everyone back to the public portion of the meeting. Vice-Chair Patterson thanked SPSCC for allowing the Commission to have their meeting at their Lacey campus.

There were about 50 audience members.

Tab 1

Director's Report

Director David Trujillo gave a brief report out on our move and when that was planning to take place.

Special Agent Donna Khanhasa gave a brief explanation and some background on the State audit about permits; the Commission issues six permits. The State audit led to a law change for all agencies; this law requires information be reported annually about permits agencies issue.

Deputy Director Amy Hunter presented the materials on the Fee Restructure and Stakeholder Outreach. So far, she has met with representatives for about 25 licensees about the Fee Restructure. Chair Sizemore participated in the first meeting. Ms. Hunter said she asked Commissioner Troyer if he would be interested in doing a short video explaining the Fee Restructure for our website, which was a suggestion by a licensee, and he said he would.

Tab 2

Chief Financial Officer Mike Kashmar presented the FY 17 Budget Revision and 2017-19 Budget Request.

Commissioner Troyer moved to approve the FY 17 Budget Revision of and the 2017-19 Budget Request as presented by staff.

Commissioner Stearns seconded the motion.

The motion passed unanimously. 4-0

Tab 3

Special Agent Donna Khanhasa and **Agent-in-Charge Jennifer LaMont** presented the G2E Asia 2016 presentation.

Commissioner Stearns asked about the exchange rate and the betting limits in Macau. Commissioner Patterson asked about smoking and drinking in the casinos. Donna explained that the wagers were very high and the drinking was only tea and soft drinks. Senator Conway asked about betting limits as well.

Tab 4 and Tab 5

Group 12 Amusement Games Requiring Notice to Players

- WAC 230-13-067 Group 12 Electronic Puzzle and Pattern Solving Game Standards.

Group 12 Amusement Games

Licensing

- WAC 230-03-185 Applying for a manufacturer license.
- WAC 230-03-190 Applying for a distributor license.
- WAC 230-06-110 Buying, selling, or transferring gambling equipment.
- WAC 230-06-112 Buying, selling, renting and leasing amusement games.

Jesse Stiltner asked if language was needed to WAC 230-13-067 because players can't get cash out of the games if they put more money in than what they want to play. Tina referred him to WAC 230-13-080(3), which requires operators to post for players that the games do not give change and where they can go to get change. Tab 4 and Tab 5 were passed together.

Commissioner Troyer moved to approve these rules, effective 31 days from filing. For WAC 230-13-067, the motion was for approval of Option 2A.

Commissioner Stearns seconded the motion.

The motion passed unanimously. 4-0

Tab 6

Petition from Theresa Malphrus

Poker Wagering:

- WAC 230-15-080 Authorized fees and authorized methods of collection.
- WAC 230-15-135 Wagering Limits for nonhouse-banked card games.

Ms. Malphrus asked to amend her petition for the betting limits for Class F card rooms from \$100.00 to \$300.00 to make it consistent with Mr. Teeny's petition.

Commissioner Gray moved to amend the motion as requested.

Commissioner Troyer seconded the motion.

The motion passed. The rules will be up for final action in October 2016.

Tab 7

Petition from George Teeny

Poker Wagering:

- WAC 230-15-135 Wagering Limits for nonhouse-banked card games.

Mr. Teeny requested the Commissioners take action on his petition today and not hold it over with Ms. Malphrus' petition, which proposes a change to the same rule. Commissioner Gray said she is sympathetic to Mr. Teeny's position.

Commissioner Gray moved to approve the rule, effective 31 days from filing.

Commissioner Troyer seconded the motion.

The motion passed unanimously 4-0.

Tab 8

Petition from Recreational Gaming Association

Promotions

- WAC 230-15-025 Hours of play.
- WAC 230-06-030 Restrictions and conditions for gambling promotions.
- WAC 230-06-031 Using wheels in promotional contests of chance, fund-raising events, or gambling activities – Promotional Contests of Chance (PCOC)

Mr. Victor Mena gave testimony to the Commissioners on promotions. Senator Conway asked if other states allow these kind of promotions. Commissioner Troyer had several questions about the rules and felt some type of limits should be added. He said he would work with staff on this.

Commissioner Stearns moved to adopt WAC 230-15-025 for hours of play, effective 31 days from filing. Commissioner Gray seconded the motion.

The motion passed unanimously. 4-0

Tab 9

Group 12 Amusement Games

Reporting, Recordkeeping and Non-transferability of Tokens

- WAC 230-13-075 Assigning and reporting group numbers of authorized amusement games.
- WAC 230-13-170 Recordkeeping for commercial amusement games.
- WAC 230-07-125 Recordkeeping requirements for lower volume charitable or nonprofit organizations.
- WAC 230-13-005 Amusement games authorized.

This rule was up for discussion only. There was no action at this meeting. The rule will be up for Final Action in October.

Tab 10 – New Licenses and Class III Employees

Assistant Director Tina Griffin presented the materials for the New Licenses.

Commissioner Stearns moved to approve the New Licenses on pages 1-15 as presented in the packet.

Commissioner Troyer seconded the motion.

The motion passed 4-0.

Class III gaming approval.

Assistant Director Tina Griffin presented the materials for the Class III Gaming list for the Snoqualmie Tribe.

Commissioner Gray moved to approve.

Commissioner Troyer seconded the motion.

The motion passed 3-0.

Commissioner Stearns abstained.

Tab 11 Default

Brian Considine presented the Default for Minh Nguyen, Card room employee licensee.

Commissioner Troyer moved to adopt the Revocation. Commissioner

Gray seconded the motion. The motion passed unanimously 4-0.

Tab 12 Minutes

Commissioner Gray moved to adopt the July Minutes as modified.

Commissioner Stearns seconded the motion with modification. The motion passed unanimously. 4-0

Public Comment:

Mr. Manning representing Specialty Coin Products stated he purchased 100 Group 12 Banilla Games and sold 80 and approximately 16-20 are still active. He expressed his concerns regarding the legal ramifications to this situation.

Mr. Tompkins representing Sound Amusement expressed his disappointment with the Commission “that these games were regulated out of existence and the agency was unwilling to work with us to come up with reasonable alternatives”. He stated he had 42 games in the field and now has zero.

Mr. Gerow representing ZDI Gaming gave two handouts to the Commissioners. He expressed his disappointment with the Commission as well. He wanted to address his concerns regarding the correspondence from and actions of the agency. He asked for the Commissioners to explain the seizure letter he received and the citations that were handed out to the licensee.

Vice Chair Patterson thanked the gentlemen for their public comment. And asked the audience if there was anything for the good of the order.

Meeting adjourned at 4:10 p.m.

WASHINGTON STATE GAMBLING COMMISSION
Proposed 2017 Commission Meetings Schedule

January 12 & 13

Red Lion Olympia
2300 Evergreen Park Drive SW
Olympia, WA 98502 (360) 349-4000

February 9 & 10

Red Lion Olympia
2300 Evergreen Park Drive SW
Olympia, WA 98502 (360) 349-4000

March 9 & 10

Comfort Inn Conference Center
1620 74th Avenue SW
Tumwater, WA 98501 (360) 352-0691

April 6 & 7

Heathman Lodge – Vancouver
7801 ne Greenwood Drive
Vancouver, WA 98662 (360) 254-3100

May 11 & 12

Comfort Inn Conference Center
1620 74th Avenue SW
Tumwater, WA 98501 (360) 352-0691

June

NO MEETING

July 13 & 14

South Puget Sound Community College
4220 6th Avenue SE
Lacey, WA 98503 (360) 596-5333

August 10 & 11

South Puget Sound Community College
4220 6th Avenue SE
Lacey, WA 98503 (360) 596-5333

September 14 & 15

Red Lion Spokane
700 N. Division
Spokane, WA 99202 (509) 323-2579

October 12 & 13

Crown Plaza SeaTac
17338 International Blvd.
Seattle, WA 98188 (206) 248-1000

November 8 & 9

Doubletree South Center
16500 Southcenter Pkwy
Seattle, WA 98188 (206) 575-8220

December

NO MEETING

No Meeting in June or December
Revised 8-19-16

CONTACT **Julie Anderson (360) 486-3453**
Julie.anderson@wsgc.wa.gov

Update on the National Indian Gaming Association

Presentation at the meeting

2. Civil Immunity for Special Agents.

The bill would amend the agency's law enforcement authority to add an immunity clause for civil liability for actions a special agent may take to prevent physical injury to a person or substantial damage to property so long as the special agent's actions are reasonable and the officer did not act with gross negligence or in bad faith.

See attached packet.

If you approve of one or both legislative proposals, then staff will finalize and submit each proposal to the Governor's Office by its September 19, 2016 deadline. I will report back to you on any action taken by the Governor's Office. If one or both proposals are approved by the Governor's Office, then staff will find prime sponsors for the bills and prepare these proposals for the 2017 legislative session.

I look forward to your input on these packages.

Attachments

JAY INSLEE
Governor



STATE OF WASHINGTON
OFFICE OF THE GOVERNOR

P.O. Box 40002 • Olympia, Washington 98504-0002 • (360) 902-4111 • www.governor.wa.gov

May 5, 2016

TO: Agency Directors

FROM: Miguel Perez-Gibson, Executive Director
Legislative Affairs Office

SUBJECT: 2017 Agency Request Legislation

On behalf of the Governor and the entire Executive Team, I want to thank you and your staff for your extraordinary work during the challenging legislative session. With the 2016 Legislative Session finally over, we can breathe a sigh of relief and begin the work of preparing for the next biennium.

So, I know it's hard to believe, but it is now time to begin the 2017 agency legislative request and review process. **The due date for all submittals is Monday, September 19, 2016. Only requests submitted through the Bill Analysis and Tracking System (BATS), including all [required elements](#), will be considered** (see page 2). Proposed agency request legislation may be forwarded to the Legislature only after being approved through this process. After approval, each agency is responsible for securing legislative sponsors.

As always, agencies are encouraged to focus on legislation that promotes the Governor's priorities and to only advance proposals that are well developed, timely and important. The [Results Washington Goals](#) will remain a priority of the Governor. In the 2017 Legislative Session, the Governor expects a sharply focused and well-defined agenda.

Please make time to start discussing agency request proposals with your contacts in the Governor's Policy Office and the OFM Budget Division. If you have questions concerning the process, don't hesitate to call me.

cc: Agency Directors
Legislative Liaisons
Matt Steuerwalt, Policy Director
Roselyn Marcus, OFM Legal and Legislative Affairs Assistant Director



Agency Request Legislation – 2017 Legislative Session

REQUIRED ELEMENTS CHECKLIST

Legislative proposals will not be reviewed until a complete package is received in BATS.

Agency heads must review and approve each legislative proposal prior to submittal. Proposals requiring commission or advisory committee endorsements should be presented well in advance to ensure submittals meet the deadline.

A complete package includes:

- A statement that explains why you need the bill, what problem the bill is designed to correct, and how it is tied to a Governor's priority.
- A summary of major provisions in the draft bill and impacts on current law.
- Irrespective of whether a bill has a fiscal impact, a completed fiscal note from each of the affected state agency(s), including local government (coordinate with Department of Commerce).
- The official Code Reviser draft of the proposed legislation containing Z-draft number. (If revisions are made during the review process, submit the requisite copy in BATS as soon as it is available).
- Agency's budget decision package (if the legislation is tied to a budget request).

The following information must be entered in the Agency Contacts field in the Bill Analysis and Tracking System (BATS). Include position titles, agency names, entity names, phone numbers and any other pertinent information in the "Description" field.

- Names, titles, and phone numbers for subject matter experts in your agency who are available to answer policy and fiscal impact questions related to the proposed bill.
- The agency's Assistant Attorney General who reviewed the proposed bill draft.
- All state and local government agencies affected by the proposed bill, their positions, and each agency's representative (and contact information) who may speak to the issue(s).
- Stakeholder work is required prior to submittal. Proposals without adequate stakeholder work and analysis will be rejected. Stakeholders (e.g., constituent groups, legislators, tribal governments) must be entered into the system. Provide contact person name, entity name, their position and any concerns.



STATE OF WASHINGTON GAMBLING COMMISSION

“Protect the Public by Ensuring that Gambling is Legal and Honest”

Agency Name: Washington State Gambling Commission

Agency Contact: Brian Considine, Managing Attorney / Legislative Liaison, 360-486-3469

Request Title: Clarifying the Limited authority of the gambling commission officers

Introduction

In 1973, the legislature adopted Chapter 9.46, the Gambling Act. The legislature stated, “The public policy of the state of Washington on gambling is to keep the criminal element out of gambling and to promote the social welfare of the people by limiting the nature and scope of gambling activities and by strict regulation and control (RCW 9.46.010).” The Gambling Commission was created (RCW 9.46.040) and its powers and duties enumerated in RCW 9.46.070.

The legislature also declared that “the raising of funds for the promotion of bona fide charitable or nonprofit organizations is in the public interest as is participation in such activities and social pastimes as are hereinafter in this chapter authorized.”

RCW 9.46.070 authorizes the five-member Gambling Commission to issue annual licenses for charitable/nonprofit organizations. Specifically, RCW 9.46.070(1) authorizes the Commission to issue licenses permitting bona fide charitable or nonprofit organizations to, in relevant part, conduct raffles, bingo games, social card games, amusement games, and utilize punch boards and pull tabs.

RCW 9.46.0209 sets forth several requirements that charitable and nonprofit organizations must meet in order to be allowed to receive a gambling license and/or engage in gambling activities. These organizations must:

- Be organized under Washington State law as a: religious organization (corporation sole); grange; fraternal society; agricultural fair; or a nonprofit corporation organized for eleven purposes, including charitable, benevolent, or civic purposes;
- Have been in continuous operation for at least 12 calendar months prior to applying for a license or engaging in a gambling activity;
- Demonstrate to the Commission that the organization has made significant progress toward the accomplishment of its charter during the previous 12 calendar months prior to application or license renewal; and

- Have not less than 15 bona fide voting members each with the right to an equal vote in the election of the officers, or board members, if any.

The Commission also has additional rules for these organizations in WAC 230-03-090 through WAC 230-03-160.

In 1997, the Legislature attempted to reduce the voting member requirement for charitable and nonprofit organizations from 15 to 7. However, SB 5034 containing this change was vetoed by Governor Locke because of his concern that the change would “encourage small groups of people to form nonprofit organizations for the primary purpose of engaging in charitable gaming activities, in violation of the gambling code.”

The Gambling Commission believes fraudulent organizations are prevented from engaging in gambling activities because of a strong regulatory framework in the Gambling Act irrespective of the fifteen voting member requirement. Therefore, the Gambling Commission requests approval to eliminate the fifteen active bona fide voting member requirement for bona fide charitable nonprofit organizations seeking a gambling license.

Statement of Need

This request is tied to the Governor's Priorities of having Healthy and Safe Communities and Efficient, Effective, and Accountable Government. The Gambling Commission is a limited jurisdiction law enforcement agency and the only statewide agency devoted to gambling regulation, licensing and enforcement. The Gambling Commission is a non-appropriated agency and does not receive any general fund dollars. Therefore, it must meet its regulatory obligations by setting fees to generate funds necessary to cover all costs of licensing and enforcement.

Due to the agency's reduction in staff over the past few years, the process for staff to review a charitable or nonprofit organization's membership list is unnecessarily time-consuming and burdensome. Eliminating the fifteen voting member requirement will allow the Gambling Commission to be more effective and efficient with its licensing and enforcement resources. This allows the Gambling Commission to better meet its core mission of protecting the public by ensuring that gambling is legal and honest in Washington State.

Additionally, removing the fifteen voting member requirement will not impede the agency's ability to prevent fraudulent organizations from engaging in gambling activities. Charitable and nonprofit organizations will continue to have strict regulatory requirements under the Gambling Act, Gambling Commission rules, and Title 24 RCW, such as having an independent management control structure, showing annual significant progress towards achieving their stated purpose, and strict accounting of the gambling funds. These requirements are separate from its membership requirement and will provide the Gambling Commission sufficient tools to ensure charitable and nonprofit gambling activities are legal and honest.

Removing the fifteen voting member requirement also will benefit smaller charitable, nonprofit/civic organizations that are prevented from holding fundraising raffles to benefit its local communities. One recent example is the Kiwanis Club of Selah wanted to conduct a raffle to benefit local high school seniors. The organization wished to conduct a raffle for a donated children's playhouse and direct proceeds towards college scholarships. Unfortunately,

the organization only has 13 members, and we had to inform them that they do not qualify as a bona fide charitable or nonprofit organization.

Lastly, the statutory language related to the fifteen voting member requirement raises an issue for religious organizations. Most, if not all, religious organizations do not have members that are considered to be “voting members” as identified in the statute. The Catholic Archdiocese of Seattle recently contacted staff about clarifying this language since the Legislature expressly defines religious organizations to be the type of organizations that can qualify to conduct gambling activities. The proposed change would address the Archdiocese’s concerns and provide clarity for religious organizations.

Therefore, eliminating the fifteen voting member requirement will provide clarity to the law and allow the Gambling Commission to be more effective and efficient in regulating charitable and nonprofit organizations engaged in gambling activities.

A summary of the major provisions of the bill and their impact on current law.

The bill would eliminate the requirement for charitable or nonprofit organizations to have at least fifteen active members each with a right to an equal vote in the election of the officers or board members, if any, who determine the policies of the organization in order to receive a gambling license.

Names, titles, and phone numbers of subject matter experts in your agency who are available to answer policy and fiscal questions related to the proposed bill.

Brian Considine, Managing Attorney / Legislative Liaison, (360) 486-3469,
Brian.Considine@wsgc.wa.gov

David Trujillo, Director, (360) 486-3446, Dave.Trujillo@wsgc.wa.gov

Amy B. Hunter, Deputy Director, (360) 486-3463, Amy.Hunter@wsgc.wa.gov

Tina Griffin, Assistant Director, (360) 486-3546, Tina.Griffin@wsgc.wa.gov

Jennifer LaMont, Agent in Charge, Licensing Unit, (360) 486-3571,
Jennifer.Lamont@wsgc.wa.gov

Michael Kashmar, Chief Financial Officer, (360)486-3489, Michael.Kashmar@wsgc.wa.gov

A complete list of all other government agencies affected by the bill, a summary of their positions, and each agency’s representative who may be contacted on the issue. If no other government agency is affected, please indicate.

No other state agencies would be affected by this agency request legislation.

Irrespective of whether a bill has a fiscal impact, a completed fiscal note from each of the affected state agency(s) including local government.

Attached. No Fiscal Impact

Stakeholder analysis that includes a complete list of affected stakeholders as well as tribal governments. For each, provide the entities names, contact person and any concerns and position.

The Gambling Commission sent an email to over 800 charitable and nonprofit organizations that are licensed by the agency. We received approximately thirty-five responses and all but two supported or were neutral on this proposed legislation.

This proposal was also presented to the agency's Commissioners at the Gambling Commission's July 2016 open public meeting with stakeholders and licensees in attendance.

In addition, the Gambling Commission sent the attached z-draft along with a letter explaining the purpose of the bill to:

Catholic Archdiocese, Sr. Sharon Park, Executive Director, Washington State Catholic Conference, Supports the proposal;

Secretary of State's Office, David Elliott, Policy Director, Neutral;

Recreational Gaming Association, Dolores Chiechi, Executive Director, No response to date;

Washington Indian Gaming Association, Ernie Stebbins, Executive Director, No response to date; and

Washington State Bar Association, Business Law Section, Nonprofit Corporations Committee, Judith Andrews, Committee Chair, No response to date.

All stakeholders were asked to provide feedback on this proposal by Monday, August 22, 2016,

An official Code Reviser draft of the proposed legislation containing the Z-draft number.

Attached.

AAG review.

AAG John Meader has completed a review of the proposal.

Agency's Decision Package.

N/A

BILL REQUEST - CODE REVISER'S OFFICE

BILL REQ. #: Z-0850.1/16

ATTY/TYPIST: AI:akl

BRIEF DESCRIPTION: Concerning the member requirement for bona fide charitable or nonprofit organizations.

1 AN ACT Relating to the bona fide charitable or nonprofit
2 organization member requirement; and amending RCW 9.46.0209.

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

4 **Sec. 1.** RCW 9.46.0209 and 2009 c 137 s 1 are each amended to
5 read as follows:

6 (1)(a) "Bona fide charitable or nonprofit organization," as used
7 in this chapter, means:

8 (i) Any organization duly existing under the provisions of
9 chapter 24.12, 24.20, or 24.28 RCW, any agricultural fair authorized
10 under the provisions of chapters 15.76 or 36.37 RCW, or any nonprofit
11 corporation duly existing under the provisions of chapter 24.03 RCW
12 for charitable, benevolent, eleemosynary, educational, civic,
13 patriotic, political, social, fraternal, athletic or agricultural
14 purposes only, or any nonprofit organization, whether incorporated or
15 otherwise, when found by the commission to be organized and operating
16 for one or more of the aforesaid purposes only, all of which in the
17 opinion of the commission have been organized and are operated
18 primarily for purposes other than the operation of gambling
19 activities authorized under this chapter; or

20 (ii) Any corporation which has been incorporated under Title 36
21 U.S.C. and whose principal purposes are to furnish volunteer aid to

1 members of the armed forces of the United States and also to carry on
2 a system of national and international relief and to apply the same
3 in mitigating the sufferings caused by pestilence, famine, fire,
4 floods, and other national calamities and to devise and carry on
5 measures for preventing the same.

6 (b) An organization defined under (a) of this subsection must:

7 (i) Have been organized and continuously operating for at least
8 twelve calendar months immediately preceding making application for
9 any license to operate a gambling activity, or the operation of any
10 gambling activity authorized by this chapter for which no license is
11 required; and

12 ~~(ii) ((Have not less than fifteen bona fide active members each
13 with the right to an equal vote in the election of the officers, or
14 board members, if any, who determine the policies of the organization
15 in order to receive a gambling license; and~~

16 ~~(iii))~~) Demonstrate to the commission that it has made
17 significant progress toward the accomplishment of the purposes of the
18 organization during the twelve consecutive month period preceding the
19 date of application for a license or license renewal. The fact that
20 contributions to an organization do not qualify for charitable
21 contribution deduction purposes or that the organization is not
22 otherwise exempt from payment of federal income taxes pursuant to the
23 internal revenue code of 1954, as amended, shall constitute prima
24 facie evidence that the organization is not a bona fide charitable or
25 nonprofit organization for the purposes of this section.

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

33 (2) For the purposes of RCW 9.46.0315 and 9.46.110, a bona fide
34 nonprofit organization also includes:

35 (a) A credit union organized and operating under state or federal
36 law. All revenue less prizes and expenses received from raffles
37 conducted by credit unions must be devoted to purposes authorized
38 under this section for charitable and nonprofit organizations; and

39 (b) A group of executive branch state employees that:

1 (i) Has requested and received revocable approval from the
2 agency's chief executive official, or such official's designee, to
3 conduct one or more raffles in compliance with this section;

4 (ii) Conducts a raffle solely to raise funds for either the state
5 combined fund drive, created under RCW 41.04.033; an entity approved
6 to receive funds from the state combined fund drive; or a charitable
7 or benevolent entity, including but not limited to a person or family
8 in need, as determined by a majority vote of the approved group of
9 employees. No person or other entity may receive compensation in any
10 form from the group for services rendered in support of this purpose;

11 (iii) Promptly provides such information about the group's
12 receipts, expenditures, and other activities as the agency's chief
13 executive official or designee may periodically require, and
14 otherwise complies with this section and RCW 9.46.0315; and

15 (iv) Limits the participation in the raffle such that raffle
16 tickets are sold only to, and winners are determined only from, the
17 employees of the agency.

18 (3) For the purposes of RCW 9.46.0277, a bona fide nonprofit
19 organization also includes a county, city, or town, provided that all
20 revenue less prizes and expenses from raffles conducted by the
21 county, city, or town must be used for community activities or
22 tourism promotion activities.

--- END ---

Individual State Agency Fiscal Note

Bill Number: Z-0850.1	Title: Member requirement for bona fide charitable or nonprofit organizations	Agency: 117-Washington State Gambling Commission
------------------------------	--	---

Part I: Estimates

No Fiscal Impact

The cash receipts and expenditure estimates on this page represent the most likely fiscal impact. Factors impacting the precision of these estimates, and alternate ranges (if appropriate), are explained in Part II.

Check applicable boxes and follow corresponding instructions:

- If fiscal impact is greater than \$50,000 per fiscal year in the current biennium or in subsequent biennia, complete entire fiscal note form Parts I-V.
- If fiscal impact is less than \$50,000 per fiscal year in the current biennium or in subsequent biennia, complete this page only (Part I).
- Capital budget impact, complete Part IV.
- Requires new rule making, complete Part V.

Legislative Contact:	Phone:	Date: 08/26/2016
Agency Preparation: Mike Kashmar	Phone: 360-486-3489	Date: 08/26/2016
Agency Approval:	Phone:	Date:
OFM Review:	Phone:	Date:

Part II: Narrative Explanation

II. A - Brief Description Of What The Measure Does That Has Fiscal Impact

Briefly describe by section number, the significant provisions of the bill, and any related workload or policy assumptions, that have revenue or expenditure impact on the responding agency.

Proposed legislation amends RCW 9.46.0209. No fiscal impact.

II. B - Cash receipts Impact

Briefly describe and quantify the cash receipts impact of the legislation on the responding agency, identifying the cash receipts provisions by section number and when appropriate the detail of the revenue sources. Briefly describe the factual basis of the assumptions and the method by which the cash receipts impact is derived. Explain how workload assumptions translate into estimates. Distinguish between one time and ongoing functions.

No impact

II. C - Expenditures

Briefly describe the agency expenditures necessary to implement this legislation (or savings resulting from this legislation), identifying by section number the provisions of the legislation that result in the expenditures (or savings). Briefly describe the factual basis of the assumptions and the method by which the expenditure impact is derived. Explain how workload assumptions translate into cost estimates. Distinguish between one time and ongoing functions.

No impact

Part III: Expenditure Detail

Part IV: Capital Budget Impact

Part V: New Rule Making Required

Identify provisions of the measure that require the agency to adopt new administrative rules or repeal/revise existing rules.



STATE OF WASHINGTON
GAMBLING COMMISSION

"Protect the Public by Ensuring that Gambling is Legal and Honest"

August 4, 2016

Dear Charitable or Nonprofit Stakeholder,

The Gambling Commission is considering a proposal for agency request legislation and we are contacting possible stakeholders requesting their input and comments. We have identified your organization as one of these stakeholders.

I have enclosed a draft of the possible legislation; however, the exact wording may change before we submit them to the Governor's Office. The proposal for consideration is:

- Amending RCW 9.46.0209 to eliminate the 15 voting member requirement for charitable or nonprofit organizations to engage in gambling activities.

RCW 9.46.0209 has several requirements that charitable and nonprofit organizations must meet in order to be allowed to receive a gambling license and/or engage in gambling activities. These organizations must:

- Be organized under Washington State law as a: religious organization (corporation sole); grange; fraternal society; agricultural fair; or a nonprofit corporation organized for eleven purposes, including charitable, benevolent, or civic purposes; and
- Have been in continuous operation for at least 12 calendar months prior to applying for a license or engaging in a gambling activity; and
- Demonstrate to the Commission that the organization has made significant progress toward the accomplishment of its charter during the previous 12 calendar months prior to application or license renewal; and
- Have not less than 15 bona fide voting members each with the right to an equal vote in the election of the officers, or board members, if any.

The Commission also has additional rules for these organizations in WAC 230-03-090 through WAC 230-03-160.

This agency request legislation would eliminate the 15 voting member requirement. In 1997, the Legislature attempted to reduce the voting member requirement from 15 to 7. However, SB 5034 containing this change was vetoed by Governor Locke because of his concern that the change would "encourage small groups of people to form nonprofit organizations for the primary purpose of engaging in charitable gaming activities, in violation of the gambling code."

Eliminating this requirement will not affect the agency's ability to prevent fraudulent organizations from engaging in authorized gambling activities. The agency can still effectively regulate charitable and nonprofit gambling activities without this requirement because all other organizational requirements set forth in statute and rule will still be in place to control charitable and nonprofit gambling activities.

This change would allow the agency to use its staff resources more effectively and efficiently because verifying this information is very time-consuming and unnecessarily burdensome considering the strict regulatory requirements for nonprofits under the gambling laws and the requirements for nonprofits under the Washington Nonprofit Corporation Act, RCW 24.03. Should this requirement be eliminated, the remaining regulations should provide the agency sufficient tools to ensure charitable and nonprofit gambling activities are legal and honest.

Please address your comments or any questions to me. Due to the timetable associated with submitting agency request legislation, we would appreciate receiving your comments no later than **August 22, 2016**.

Thank you for your consideration and any response you provide on this proposed legislation.

Sincerely,

A handwritten signature in black ink, appearing to read "Brian J. Considine". The signature is fluid and cursive, with a prominent initial "B" and a long, sweeping underline.

Brian J. Considine, Managing Attorney / Legislative Liaison
Washington State Gambling Commission
Brian.considine@wsgc.wa.gov
(360) 486-3469

Enclosure

Responses to Eliminating 15 Voting Member Proposal

Mr. Considine,

We at Ashley House would wholeheartedly support this change. We held our first raffle in 2015 and had to suspend ticket sales once we reached the threshold of \$5,000 because we couldn't license our activity. We couldn't license because we did not have 15 board members. We worked hard and grew our board to 15 this year so we could license this year's event, but managing and maintaining a board that size will be difficult. It is not the norm for most non-profits to have a board that large.

Having a board of 7, 10, 15 or even more does not make a non-profit more or less of a charity and it does not change its essential functions or fiduciary responsibility. Requiring 15 members seems arbitrary and unnecessary.

Thank You,

Ken Maaz

Executive Director

Ashley House

We fully support these changes.

Thank you!

Amy Bresslour

Director of Development | Giddens School

620 20th Avenue South | Seattle, WA 98144

206.324.4847 x 33

giddensschool.org

Brian:

This change would not affect us in a negative manner because we far exceed the 15 voting member requirement, so it will not impact us.

As for Governor Locke's concerns, I think those are valid but if the commission can still address the analysis of a non-profit and determine that it is a true non-profit, has demonstrated this through results and records, then the limit seems to be overkill. That also would prevent many smaller, growing non-profits from having raffles as a money making method and they are important to some level.

Our "Gambling" is just our raffling of auction items, etc. but doesn't constitute a very large % of our revenue.

Joe



Women's lives. Our Passion.

Joe White Executive Director

joe.white@swedish.org direct (206)215-6063 | cell (425)503-7448

WEB – FACEBOOK – BLOG

As far as your initiative is concerned we have 40 odd members so it does not affect our Rotary Club nor will it any time in the foreseeable future. However, there are a few Rotary Clubs that may dip below 15 members. So the 15 member rule is quite onerous to them. It would keep them from realizing their full potential to raise funds for the charitable purposes that we all strive to serve. Also, that would have a potentially detrimental effect on attracting new members to those clubs as they would have less accomplishments to point to as recruiting tools.

Rotary clubs need 30 members to charter, so they all start out with 30 or more. However, Rotary membership has been falling for some time so I know that here have to be some Clubs in the state that don't have the requisite membership of 15 that is needed.

In fairness there are probably not a lot of them, but even if it is a few it they sure could use your help.

So we would be heartily in favor of reducing that number to 7 as you have in mind.

Thanks for asking.

Jon Dillingham President, Rotary Club of Kirkland Downtown Foundation

This email, including all attachments, is intended solely for the named addressee. The contents are confidential and may contain legally privileged information. The copying or distribution of them or any other information they contain by anyone other than the addressee is prohibited. If you have received this document in error please let us know by reply email, delete it from your system, and destroy any copies.

Hello Brian,

We support the change. While we have 15 members on our board now, we haven't always and we've been around since 1956 and we haven't always had that many trustees.

I think you blind cc stakeholders in the future.

Thank you.

Sincerely,

Becky Bruhn

Becky Bruhn, Assistant Director Development Operations

Pacific Northwest Diabetes Research Institute

720 Broadway, Seattle, WA 98122

ph. (206) 568-1489

fx. (206) 726-1217, www.pndri.org

No questions or concerns. It looks good to us!

Vanessa

Vanessa Kirk Briley
Co-Director of Development
Ronald McDonald House Charities

Western Washington & Alaska
206-838-0613

Hello Brian,

I agree with the change and the explanation.

Pete

Pete Grignon | Sr. VP Finance/CFO

United Way of Pierce County | 1501 Pacific Ave, Suite 400 | Tacoma, WA 98402

253-597-7486 (direct) | 253-272-4263 (main) | 253-597-7481 (fax)

Dear Mr. Considine,

Thank you for the opportunity to comment on this proposed regulatory change.

I do support it. Any suggestions which simplify regulations and and promote efficiency in state agencies without diminishing necessary safeguards should be promoted. This proposal certainly fits these criterion.

Thank you.

Tim Drahman

Mount Saint Michael

8500 N. St. Michaels Road

Spokane, WA 99217-9333

Phone: (509) 462-4327

Mr. Considine,

On behalf of the Washington Fly Fishing Club, we have no questions or concerns about the proposed amendment to RCW 9.46.0209. Further we have no objections to this amendment as described in your recent email and attachments on this subject.

Thank you for asking for our input.

Regards,

Michael J. Moscyński

Washington Fly Fishing Club, Board Member
(M) 206-920-8329

I would approve of this change to rule. I agree that the gambling commission would be able to regulate against our previous Governor Locke's concern and this change would reduce the paperwork and follow through that the current rule creates.

Marti Johnson

Hi Brian,

The board member number of 15 is pretty laborious.
I believe 8 would be more appropriate.

Thank you for your time.

In Service, Carmin Dalziel Northshore Schools Foundation, Executive Director
www.NorthshoreSchoolsFoundation.org office: 425-408-7680 mobile: 206-409-3507 mail:
3330 Monte Villa Parkway, Bothell WA 98021

Hi Brian,
Thank you for letting us know. This change will probably not affect most VFW Posts as all members in good standing are voting members for all business (per National Bylaws).

Paul Manly
Quartermaster, Hillyard Post 1474, Spokane WA

Brian,

Thank you for this information. We do not have any questions.

Jen Fukutaki

Advancement Director

Hamlin Robinson School

1701 20th Ave S

Seattle, WA 98144

206-763-1167 ext. 116

www.hamlinrobinson.org

Where learning has no limits.

Dear Brian,

Today the Rotary Club of Chehalis, WA, Board of Directors, held their monthly meeting. Included in the agenda was a discussion of the Gambling Commission's proposal to eliminate the 15 voting member requirement. After considering the proposal to amend RCW 9.46.0209 to eliminate the 15 voting member requirement for charitable or nonprofit organizations to engage in gambling activities, the Chehalis Board supports the proposal.

I am forwarding a copy of this notification to our Chehalis Rotary Club President Richard Stride.

Thank you.

Sincerely,

Larry Gueck

Member, Chehalis Rotary

After carefully reading the proposal to the State Legislature and having worked under the rules governing the Raffle Gambling requirements for many years F.O.E. #3054 Auxiliary sees no reason not to change the voting member requirement from 15 to 7.

Sincerely,

Phyllis Laughlin, Gambling Chairman F.O.E. #3054 Auxiliary

Leavenworth Senior Center Bingo feels that the number of members could be reduced to seven (7) but no less.

Marshall West

Enumclaw Senior Center has no objection.

Athena Blum

Kennewick Eagles, Aerie 2485, Kennewick Washington, has no objection to the change. Pamela Glover, Aerie Secretary.

Edmonds Center for the Arts has no objection to the change.

Karen Crowley

Development Director

Edmonds Center for the Arts/

Edmonds Public Facilities District

410 Fourth Avenue North

Edmonds, WA 98020

karen@ec4arts.org

425.275.9485 (direct)

425.275.4485 (main)

425.275.9595 (box office)

First Lutheran Preschool & Kindergarten has no questions or concerns

Karen

First Lutheran Preschool & Kindergarten

18354 8th Ave NW

Shoreline WA 98177

preschool@flrb.org 206-546-0320

La Salle High School has no objection to the change.

Robin Soptich

Finance Director

La Salle High School of Yakima

La Salle Foundation of Yakima

509.225.2992

Cocoon House has no objection.



Chelsea Monroe

Development Manager

Cocoon House

Office: 425.259.5802 x110 Email: chelsea.monroe@cocoonhouse.org

FOE #2317 Colfax WA, says it sounds good

Becky Folsom

Children's Wishes & Dreams has no questions or objections to the change.

Heidi Anderson, Executive Director

Issaquah Fraternal Order of Eagles Aerie 3054 has no questions or concerns. We have no objection to changing the voting member requirements from 15 to 7 for non-profit gambling requirements.

Regards,

Geri Patrick

FOE 3054 Aerie Secretary

gvpatrik@comcast.net

425-443-1288

Brian,

Thank you as well, on behalf of our parishes and schools, for helping to make their lives easier.

Scott Bader, Director of Parish Financial Services

206.382.4585

710 Ninth Avenue, Seattle, WA 98104

I concur with the changes to [RCW 9.46.0209](#). I believe this is one step forward in helping non-profit organizations to maintain their license.

Harry W. Coulter

Gambling Manager

00343 Chimacum Lodge

hwcoul@q.com

360-301-2529

Lake Youngs Elementary PTSA has no objections.

Wendy Lueck

LYPTSA president

Sky Valley Chapter of DU sees no problem with the proposal.

CO-CHAIR

Bob Daharsh



**STATE OF WASHINGTON
GAMBLING COMMISSION**

“Protect the Public by Ensuring that Gambling is Legal and Honest”

Agency Name: Washington State Gambling Commission

Agency Contact: Brian Considine, Managing Attorney / Legislative Liaison, 360-486-3469

Request Title: Clarifying the Limited authority of the gambling commission officers

Introduction

In 1973, the Legislature adopted the Gambling Act, RCW 9.46, and in conjunction it created Gambling Commission. (RCW 9.46.040 - powers and duties enumerated in RCW 9.46.070). The Legislature recognized the close relationship between organized crime and gambling and it declared that: “[t]he public policy of the state of Washington on gambling is to keep the criminal element out of gambling and to promote the social welfare of the people by limiting the nature and scope of gambling activities and by strict regulation and control (RCW 9.46.010).”

The Gambling Commission is a limited jurisdiction law enforcement agency under RCW 9.46.210. Gambling Commission special agents are limited authority peace officers who enforce the civil and criminal provisions of the Gambling Act. Special agents complete the same Criminal Justice Training Commission’s Basic Law Enforcement Academy as general authority law enforcement officers do. Special agents are required to meet the training mandate under WAC 139-05-300, which requires 24 hours of annual in-service training. The in-service training includes defensive tactics, tactical firearms, firearm qualification, and use of force decision-making scenarios. The agency also is accredited by the Washington Association of Sheriffs and Police Chiefs (WASPC) and special agents adhere to best practices implemented as part of this accreditation.

This agency request legislation would provide immunity for Gambling Commission special agents when they intervene in a situation where physical harm or substantial property damage was occurring, or going to occur, without limitation to the agency’s limited law enforcement jurisdiction. If the special agent acts to prevent physical harm or substantial property damage, then the special agent would receive immunity from civil liability so long as their actions were reasonable and done in good faith.

Last session, SHB 2765 was passed into law affording park rangers, in relevant part, immunity from civil liability if they take reasonable action to prevent or stop further physical injury or substantial damage to property. Park rangers are limited authority law enforcement officers and the immunity clause in SHB 2765 will likely protect them whenever they reasonably act within their law enforcement capacity regardless of the park ranger's jurisdiction. The bill passed 89-8 in the House and 46-1 in the Senate.

The Gambling Commission requests the same immunity from civil liability if its special agents take reasonable action to prevent or stop further physical or substantial damage to property.

Statement of Need

This request is tied to the Governor's Priorities of having Healthy and Safe Communities. The Gambling Commission is a limited jurisdiction law enforcement agency and the only statewide agency devoted to gambling regulation, licensing and enforcement. Since there is a criminal element associated with gambling, special agents work closely with local, state, federal, Tribal, and international law enforcement agencies on a variety of criminal cases, including dog and cock fighting, money laundering, prostitution, and drug trafficking cases.

Special agents are trained to respond to difficult and emergent situations that require law enforcement intervention or assistance. For example, special agents are trained to assist other law enforcement officers if they request mutual aid. However, special agents are limited authority officers and have jurisdictional limitations that could prevent them from preventing or stopping serious physical injury or substantial property damage if the situation occurs outside of the Gambling Commission's jurisdiction.

This proposed legislation is not intended to expand the Gambling Commission's jurisdiction. Instead, it provides additional security for our agents and allows them to use their training to intervene and stop physical harm or property damage from occurring, when necessary. It should also benefit city, county, and state law enforcement officers by allowing our officers to provide assistance to them, when requested.

The public and other law enforcement officers are better served if special agents do not need to analyze their possible jurisdictional limitations when confronted with a situation where physical harm or substantial property damage is occurring before them. The need to stop and analyze the scope of a special agent's authority in dangerous situations is counterproductive and creates an unnecessary risk for the special agent, other law enforcement officers, and the public. Instead, special agents should be able to use their law enforcement training to stop or prevent physical harm or substantial property damage and receive immunity from civil liability so long as their actions were reasonable and done in good faith.

This legislation does not interfere with the Gambling Commission's legislative mandate to keep the criminal element out of gambling. Instead, it allows Gambling Commission special agents the ability to continue to effectively enforce the penal provisions of the Gambling Act and be available to use their law enforcement training and assist the public or other law enforcement officers to prevent or stop further physical injury or substantial property damage, if necessary.

A summary of the major provisions of the bill and their impact on current law.

The bill would amend the agency's law enforcement authority to add an immunity clause for civil liability for actions a special agent may take to prevent physical injury to a person or substantial damage to property so long as the special agent's actions are reasonable and the officer did not act with gross negligence or in bad faith.

Names, titles, and phone numbers of subject matter experts in your agency who are available to answer policy and fiscal questions related to the proposed bill.

Brian Considine, Managing Attorney / Legislative Liaison, (360) 486-3469, Brian.Considine@wsgc.wa.gov

David Trujillo, Director, (360) 486-3446, Dave.Trujillo@wsgc.wa.gov

Amy B. Hunter, Deputy Director, (360) 486-3463, Amy.Hunter@wsgc.wa.gov

Tina Griffin, Assistant Director, (360) 486-3546, Tina.Griffin@wsgc.wa.gov

Jim Semmens, Special Agent Supervisor, Professional Standards and Training

Michael Kashmar, Chief Financial Officer, (360)486-3489, Michael. Kashmar@wsgc.wa.gov

A complete list of all other government agencies affected by the bill, a summary of their positions, and each agency's representative who may be contacted on the issue. If no other government agency is affected, please indicate.

No other state agencies would be affected by this agency request legislation.

Irrespective of whether a bill has a fiscal impact, a completed fiscal note from each of the affected state agency(s) including local government.

Attached. No Fiscal Impact

Stakeholder analysis that includes a complete list of affected stakeholders as well as tribal governments. For each, provide the entities names, contact person and any concerns and position.

The Gambling Commission presented this legislative proposal to the WASPC at its May meeting. Director Trujillo also has discussed this legislative proposal with WASPC's executive director and other law enforcement leaders.

In addition, the Gambling Commission sent the attached z-draft along with a letter explaining the purpose of the bill to:

Washington State Patrol, Captain Monica Alexander, Legislative Liaison, Neutral;

Department of Corrections, Clela Steelhammer, Legislative Liaison, Neutral;

Washington State Parks and Recreation Commission, Daniel Farber, Neutral;

Department of Fish and Wildlife, Raquel Crosier, Neutral;

Council of Metropolitan Police and Sheriffs (COMPAS), Renee Maher, Neutral;

Washington Association of Sheriff and Police Chiefs (WASPC), James McMahan, No position to date—next association meeting in November 2016;

Liquor and Cannabis Board, James Peribello, No response to date;

Washington Council of Police and Sheriffs (WACOPS), Carl Nelson, No response to date;

Washington Association of Prosecuting Attorneys (WAPA), Tom McBride; No response to date;

Recreational Gaming Association, Dolores Chiechi, No response to date;

Washington Indian Gaming Association, Ernie Stebbins, No response to date;

All stakeholders were asked to provide feedback on this proposal by Friday, August 26, 2016,

An official Code Reviser draft of the proposed legislation containing the Z-draft number.

Attached.

AAG review.

AAG John Meader has completed a review of the proposal.

Agency's Decision Package.

N/A.

BILL REQUEST - CODE REVISER'S OFFICE

BILL REQ. #: Z-0851.1/16

ATTY/TYPIST: AI:akl

BRIEF DESCRIPTION: Clarifying the limited authority of gambling
commission officers.

1 AN ACT Relating to clarifying the limited authority of gambling
2 commission officers; and adding a new section to chapter 9.46 RCW.

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

4 NEW SECTION. **Sec. 1.** A new section is added to chapter 9.46 RCW
5 to read as follows:

6 When physical injury to a person or substantial damage to
7 property occurs, or is about to occur, within the presence of an
8 officer of the commission designated with police powers pursuant to
9 RCW 9.46.210, the designated officer is authorized to take such
10 action as is reasonably necessary to prevent physical injury to a
11 person or substantial damage to property or prevent further injury to
12 a person or further substantial damage to property. A designated
13 officer shall be immune from civil liability for damages arising out
14 of the action of the designated officer to prevent physical injury to
15 a person or substantial damage to property or prevent further injury
16 to a person or further substantial damage to property, unless it is
17 shown that the designated officer acted with gross negligence or bad
18 faith.

--- END ---

Individual State Agency Fiscal Note

Bill Number: Z-0851.1	Title: Clarifies limited authority of gambling commission officers	Agency: 117-Washington State Gambling Commission
------------------------------	---	---

Part I: Estimates

No Fiscal Impact

The cash receipts and expenditure estimates on this page represent the most likely fiscal impact. Factors impacting the precision of these estimates, and alternate ranges (if appropriate), are explained in Part II.

Check applicable boxes and follow corresponding instructions:

- If fiscal impact is greater than \$50,000 per fiscal year in the current biennium or in subsequent biennia, complete entire fiscal note form Parts I-V.
- If fiscal impact is less than \$50,000 per fiscal year in the current biennium or in subsequent biennia, complete this page only (Part I).
- Capital budget impact, complete Part IV.
- Requires new rule making, complete Part V.

Legislative Contact:	Phone:	Date: 08/26/2016
Agency Preparation: Mike Kashmar	Phone: 360-486-3489	Date: 08/26/2016
Agency Approval:	Phone:	Date:
OFM Review:	Phone:	Date:

Part II: Narrative Explanation

II. A - Brief Description Of What The Measure Does That Has Fiscal Impact

Briefly describe by section number, the significant provisions of the bill, and any related workload or policy assumptions, that have revenue or expenditure impact on the responding agency.

This proposed legislation adds a new section to RCW 9.46. No fiscal impact.

II. B - Cash receipts Impact

Briefly describe and quantify the cash receipts impact of the legislation on the responding agency, identifying the cash receipts provisions by section number and when appropriate the detail of the revenue sources. Briefly describe the factual basis of the assumptions and the method by which the cash receipts impact is derived. Explain how workload assumptions translate into estimates. Distinguish between one time and ongoing functions.

No impact

II. C - Expenditures

Briefly describe the agency expenditures necessary to implement this legislation (or savings resulting from this legislation), identifying by section number the provisions of the legislation that result in the expenditures (or savings). Briefly describe the factual basis of the assumptions and the method by which the expenditure impact is derived. Explain how workload assumptions translate into cost estimates. Distinguish between one time and ongoing functions.

No impact

Part III: Expenditure Detail

Part IV: Capital Budget Impact

Part V: New Rule Making Required

Identify provisions of the measure that require the agency to adopt new administrative rules or repeal/revise existing rules.



STATE OF WASHINGTON
GAMBLING COMMISSION

"Protect the Public by Ensuring that Gambling is Legal and Honest"

August 10, 2016

Dear Law Enforcement Stakeholder,

The Gambling Commission is considering a proposal for agency request legislation and we are contacting possible stakeholders requesting their input and comments. We have identified your organization as one of these stakeholders.

I have enclosed a draft of the possible legislation; however, the exact wording may change before we submit them to the Governor's Office. The proposal for consideration is:

- Adding a new section to RCW 9.46.210 to provide an immunity clause for civil liability for actions a special agent may take to prevent physical injury to a person or substantial damage to property so long as the special agent's actions are reasonable and the officer did not act with gross negligence or in bad faith.

The Gambling Commission is a limited jurisdiction law enforcement agency accredited since May 2014 by the Washington Association of Sheriffs and Police Chiefs. This agency request legislation would provide additional immunity for Gambling Commission special agents when they intervene in a situation where physical harm or substantial property damage was occurring, or going to occur, without limitation to the agency's limited law enforcement jurisdiction. If the special agent acts to prevent physical harm or substantial property damage, then the special agent would receive immunity from civil liability so long as their actions were reasonable and done in good faith.

The language proposed by the Gambling Commission is identical to language found in SHB 2765 that expanded park rangers' jurisdiction and provided immunity for park rangers that act to prevent physical harm or substantial property damage. SHB 2765 passed out of the House of Representatives 89-8 and 46-1 in the Senate. It was signed by Governor Inslee into law on April 1, 2016.

This proposed legislation is not intended to expand the Gambling Commission's jurisdiction. Instead, it provides additional security for our agents and allows them to use their training to intervene and stop physical harm or property damage from occurring, when necessary. It should also benefit city, county, and state law enforcement officers by allowing our officers to provide assistance to them, when needed.

Please address your comments or any questions to me. Due to the timetable associated with submitting agency request legislation, we would appreciate receiving your comments no later than **August 26, 2016**.

Thank you for your consideration and any response you provide on this legislative proposal.

Sincerely,

A handwritten signature in black ink, appearing to read "Brian J. Considine". The signature is fluid and cursive, with a long horizontal stroke extending to the right.

Brian J. Considine, Managing Attorney / Legislative Liaison
Washington State Gambling Commission
Brian.considine@wsgc.wa.gov
(360) 486-3469

Enclosure



Amend

WAC 230-15-080 Authorized fees and authorized methods of collection.
WAC 230-15-135 Wagering limits for nonhouse-banked card games.

September 2016 – Further Discussion

August 2016 – Further Discussion

July 2016 – Further Discussion

June 2016 – No Meeting

May 2016 – Up for Discussion and Possible Filing

April 2016 – Study Session

TAB 4: September 2016 Commission Meeting Agenda. Statutory Authority 9.46.070, RCW 9.46.0282

Who Proposed the Rule Change?

Teresa Malphrus, owner of The Hideaway Restaurant and Casino, a 7 table Class F cardroom

Describe the Proposed Change / Background

Bold/Underline = Changes made after the August 2016 Commission Meeting

In her original petition, Teresa Malphrus initially requested the following rule changes:

- Increase the maximum amount of a single wager on any authorized poker game, not just Texas Hold ‘Em, from \$40 to \$100 at Class F and house-banked cardrooms; and
- Allow Class F and house-banked cardrooms to assess players of nonhouse-banked card games a rake fee of up to 10% of the pot with no limit. Currently, the rake cannot be more than \$5 per hand or 10% of the total wagers for a hand, whichever is less.

Ms. Malphrus explained the reasons she is seeking these rule changes:

- “In November of this year, the voters in the state of Washington will be voting on one of 3 initiatives that would raise the minimum wage in each of the next four years, with a starting date effective January, 2017. In addition, in January of 2018, we will be required to provide paid sick leave at the rate of 1 hour for every 40 hours worked. Should this initiative pass, this will create additional financial challenges to the cardrooms [and] possibly to the WSGC that regulates our activities.
- As a Class F Cardroom Owner I am anticipating a passage of the initiative and am making some proposed changes that may help in generating additional revenue for the cardrooms.”

At the August Commission meeting, the Commissioners took final action on a petition by Mr. Teeny, which increased the single wager limits for nonhouse-banked card games to \$100 for Class F and \$300 for house-banked card rooms. Ms. Malphrus then asked the Commissioners to change the language in WAC 230-15-135 to increase the single wager limits for nonhouse-banked card games to \$300 for Class F and house-banked card games. The Commission made a motion to file this amended language for further discussion.

A Small Business Economic Impact Statement was not prepared. These rule changes would allow for higher betting limits and would benefit businesses. The rule change would not impose additional costs to licensees.

Attachments:

- Petition for rule changes from Teresa Malphrus in a letter dated April 10, 2016.
- May 4, 2016, email from Teresa Malphrus regarding changes to her original petition.
- Notice of rule-making sent to all card game licensees.

Licensees Impacted

With the proposed changes to the rake, three Class F card rooms and those house-banked card rooms that offer nonhouse-banked card games will be impacted.

With the proposed changes to the single wager limits, three Class F card rooms will be impacted.

Policy Considerations

None.

Statements Supporting

Stakeholder comments attached.

Staff Recommendation

Further Discussion

Proposed Effective Date for Rule Change

31 days from filing.

WAC 230-15-080 Authorized fees and authorized methods of collection. Card game licensees must collect only one type of card game fee at a table at any given time. The following are authorized types of fees, the card game licensees who may use those fee types, and the methods of collection:

Authorized types of fees	Licensees authorized to use the fee types	Authorized methods of collection	Maximum amount to collect
<p>(1) Period of time -</p> <p>(a) Licensees must collect the fee at least once per hour at times the licensee chooses, for example, at thirty minute increments; and</p> <p>(b) Licensees must record all fees immediately after collection; or</p>	Class A, B, C, E, F	Direct collection; or Chip rack - Only allowed if licensed for three or fewer tables; or Drop box.	Not more than ten dollars per hour, per player.
<p>(2) Per hand played -</p> <p>(a) Players must place fees charged on a per-hand basis in a designated area of the table and dealers must collect them before dealing the first round of cards; and</p> <p>(b) After collecting the fees, dealers must deposit all chips or coins in either the drop box or chip rack; or</p>	Class F and house-banked	Drop box; or Chip rack - Only allowed if licensed for three or fewer tables.	Not more than one dollar per hand, per player.
<p>(3) Rake -</p> <p>(a) Dealers must collect fees charged on the amounts wagered during the play of the hand and place the fees in a designated area of the table; and</p> <p>(b) Once dealers accumulate the maximum fee for a hand, they must spread the chips or coins to allow players and the surveillance system to view the amount collected. After spreading the chips or coins, the dealer deposits them in either the drop box or chip rack.</p>	Class F and house-banked	Drop box; or Chip rack - Only allowed if licensed for three or fewer tables.	Not more than ((five dollars per hand or) ten percent of the total wagers for a hand(, whichever is less)).

WAC 230-15-135 Wagering limits for nonhouse-banked card games.

Card room licensees must not exceed these wagering limits:

(1) **Poker** -

(a) There must be no more than five betting rounds in any one game; and

(b) There must be no more than four wagers in any betting round, for example, the initial wager plus three raises; and

(c) The maximum amount of a single wager must not exceed ~~((forty dollars; however, class F and house banked card game licensees may offer a single wager not to exceed one))~~:

(i) **Three** hundred dollars for ~~((the game of Texas Hold'em;))~~ class F and house-banked card game licensees; and

(ii) Forty dollars for all other card game licensees.

(2) **Games based on achieving a specific number of points** - Each point must not exceed five cents in value;

(3) **Ante** - No more than the maximum wager allowed for the first betting round for any game, except for Panguingue (Pan). The ante may, by house rule:

(a) Be made by one or more players, but the total ante may not exceed the maximum wager allowed for the first betting round; and

(b) Be used as part of a player's wager((+)).

(4) **Panguingue (Pan)** - The maximum value of a chip must not exceed ten dollars. An ante must not exceed one chip. We prohibit doubling of conditions. Players going out may collect no more than two additional chips for going out from each participating player.

From: [Teresa Malphrus](#)
To: [Newer, Susan \(GMB\)](#)
Subject: WAC rule changes
Date: Monday, April 11, 2016 8:07:38 PM
Attachments: [hideaway proposal.pdf](#)

Susan,

I've enclosed my letter and the two WAC rules with changes.

Please look it over and let me know if I should make changes or what more is needed.

Thanks again for your help.

Teresa Malphrus

The Hideaway



April 10, 2016

Ms. Susan Newer
C/O WSGC
4565 7th Ave. S.E.
P.O. Box 42400
Olympia, WA 98504-2400

Ms. Newer,

Thank you for guiding me through the process leading up to this letter proposing two WAC rule changes.

In November of this year, the voters in the state of Washington will be voting on one of 3 initiatives that would raise the minimum wage in each of the next four years, with a starting date effective January, 2017. In addition, in January of 2018, we will be required to provide paid sick leave at the rate of 1 hour for every 40 hours worked.

Should this initiative pass, this will create additional financial challenges to the cardrooms and possibly to the WSGC that regulates our activities.

As of the end of 2014, by your own online reporting, fourteen of the 49 remaining larger cardrooms were operating in the red, with several very close behind.

As a Class F Cardroom Owner I am anticipating a passage of the initiative and am making some proposed changes that may help in generating additional revenue for the cardrooms.

Both these changes have precedent.

WAC 230-15-135 (1c)

Wagering limits for nonhouse-banked card games.

The Game of Texas Holdem (a nonhouse-banked card game), currently has a maximum wager of one hundred dollars.

I am asking that all nonhouse-banked card games have a maximum wager of one hundred dollars.

My understanding is that the one hundred dollar limit in Texas Holdem has not resulted in any issues with the WSGC.

WAC 230-15-80 (3)

Authorized fees and authorized methods of collection.

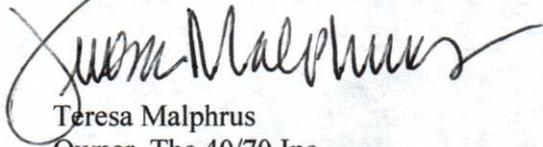
I am asking that the rake collection (house money) limit of ten percent of the pot up to five dollars be changed to ten percent of the pot with no regulation on limits.

The Player Supported Jackpot (PSJ) has already had all limit regulations removed. My understanding is that there has been no issue with the removal of those regulations with the WSGA. The rake, like the PSJ, will be regulated by what the players will be willing to accept while playing poker, i.e. what the market will bear.

I understand that the rake and the PSJ that each room chooses to take must be clearly communicated to the players. That would not change.

I appreciate consideration by the WSGC regarding the passage of these changes to existing WAC Regulations.

Regards,

A handwritten signature in black ink, appearing to read "Teresa Malphrus". The signature is fluid and cursive, with a large initial "T" and "M".

Teresa Malphrus
Owner, The 40/70 Inc.
Dbas/ The Hideaway Restaurant and Casino

Cc./ WSGC file

WAC 230-15-135

Wagering limits for nonhouse-banked card games.

Card room licensees must not exceed these wagering limits:

(1) Poker -

- (a) There must be no more than five betting rounds in any one game; and
- (b) There must be no more than four wagers in any betting round, for example, the initial wager plus three raises; and
- (c) ~~The maximum amount of a single wager must not exceed forty dollars; however,~~ Class F and house-banked card game licensees may offer a single wager not to exceed one hundred dollars. ~~for the game of Texas Hold'em;~~

(2) Games based on achieving a specific number of points - Each point must not exceed five cents in value;

(3) Ante - No more than the maximum wager allowed for the first betting round for any game, except for Panguingue (Pan). The ante may, by house rule:

- (a) Be made by one or more players, but the total ante may not exceed the maximum wager allowed for the first betting round; and
- (b) Be used as part of a player's wager;

(4) Panguingue (Pan) - The maximum value of a chip must not exceed ten dollars. An ante must not exceed one chip. We prohibit doubling of conditions. Players going out may collect no more than two additional chips for going out from each participating player.

Authorized types of fees	Licensees authorized to use the fee types	Authorized methods of collection	Maximum amount to collect
<p>(1) Period of time -</p> <p>(a) Licensees must collect the fee at least once per hour at times the licensee chooses, for example, at thirty minute increments; and</p> <p>(b) Licensees must record all fees immediately after collection; or</p>	Class A, B, C, E, F	Direct collection; or Chip rack - Only allowed if licensed for three or fewer tables; or Drop box.	Not more than ten dollars per hour, per player.
<p>(2) Per hand played -</p> <p>(a) Players must place fees charged on a per-hand basis in a designated area of the table and dealers must collect them before dealing the first round of cards; and</p> <p>(b) After collecting the fees, dealers must deposit all chips or coins in either the drop box or chip rack; or</p>	Class F and house-banked	Drop box; or Chip rack - Only allowed if licensed for three or fewer tables.	Not more than one dollar per hand, per player.
<p>(3) Rake -</p> <p>(a) Dealers must collect fees charged on the amounts wagered during the play of the hand and place the fees in a designated area of the table; and</p> <p>(b) Once dealers accumulate the maximum fee for a hand, they must spread the chips or coins to allow players and the surveillance system to view the amount collected. After spreading the chips or coins, the dealer deposits them in either the drop box or chip rack.</p>	Class F and house-banked	Drop box; or Chip rack - Only allowed if licensed for three or fewer tables.	Not more than five dollars per hand or ten percent of the total wagers for a hand., whichever is less.

From: [Teresa Malphrus](#)
To: [Griffin, Tina \(GMB\)](#)
Subject: Re: FW: WAC rule changes
Date: Wednesday, May 04, 2016 1:21:15 PM

Tina, the changes below are acceptable to complete the two proposals I've put for for consideration by the Gambling commission.
Thank you for your help through this process.
Teresa Malphrus

On May 4, 2016 1:02 PM, "Griffin, Tina (GMB)" <tina.griffin@wsgc.wa.gov> wrote:

From: Griffin, Tina (GMB)
Sent: Wednesday, May 04, 2016 10:00 AM
To: 'teresa@hideawaycasino.com' <teresa@hideawaycasino.com>
Cc: Wittmers, Keith (GMB) <keith.wittmers@wsgc.wa.gov>
Subject: RE: WAC rule changes

Teresa,

In my haste to resolve the language in WAC 230-15-135(1), I forgot there are other license classes of cardrooms that rely on the \$40 single wagering limits. Would you be agreeable to the following language:

WAC 230-15-135(1)(c) "The maximum amount of a single wager must not exceed: (i) One hundred dollars for class F and house-banked card game licensees and (ii) Forty dollars for all other card game licensees;"

Thank you for your consideration,

Tina Griffin

Assistant Director

Licensing, Regulation, and Enforcement Division

Washington State Gambling Commission

[360-486-3546](tel:360-486-3546)

From: Griffin, Tina (GMB)
Sent: Tuesday, May 03, 2016 10:12 PM
To: 'teresa@hideawaycasino.com' <teresa@hideawaycasino.com>
Cc: Wittmers, Keith (GMB) <keith.wittmers@wsgc.wa.gov>
Subject: FW: WAC rule changes
Importance: High

Hello Teresa,

Thank you for your letter. I understand from your letter that you are agreeable to leaving the word “than” in WAC 230-15-080(3). Unfortunately, your letter includes an “or”. Are you agreeable to the following for WAC 230-15-080(3), “Not more than ten percent of the total wagers for a hand”?

Lastly, your requested changes to WAC 230-15-135(1)(c), to strike the phrase, “The maximum amount of a single wager must not exceed forty dollars”, eliminates the wagering limits for the eight licensed and operating card rooms in Washington. In doing so, you would be inadvertently causing them to no longer offer nonhouse-banked card games. I do not think this is your intent. It is my understanding from your letter you are asking the Commissioners to allow single maximum wagers of \$100 for nonhouse-banked card games offered by Class F and house-banked card rooms.

In order to continue to allow the eight Class E card rooms to continue to be operational and still meet your request, would you be agreeable to the following language changes to WAC 230-15-135(1)(c) “The maximum amount of a single wager must not exceed: (i) Forty dollars for class E card game licensees; and (ii) One hundred dollars for class F and house-banked card game licensees”?

If you are agreeable to these two changes to the rule language you submitted, please let me know as soon as possible. An email reply is preferable. If you have any questions, please feel free to contact me at [360-507-3456](tel:360-507-3456) (cell) or [360-486-3546](tel:360-486-3546) (office).

Sincerely,

Tina Griffin

Assistant Director

Licensing, Regulation, and Enforcement Division

Washington State Gambling Commission

[360-486-3546](tel:360-486-3546)

From: Wittmers, Keith (GMB)
Sent: Tuesday, May 03, 2016 2:42 PM
To: Griffin, Tina (GMB) <tina.griffin@wsgc.wa.gov>
Subject: F. wd: WAC rule changes

FYI

Sent from my iPhone

Begin forwarded message:

From: Teresa Malphrus <teresa@hideawaycasino.com>
Date: May 3, 2016 at 2:14:52 PM PDT
To: <TINA.GRIFFEN@WSGC.WA.GOV>
Cc: <SUSAN.NEWER@WSGC.WA.GOV>, <KEITH.WITTMERS@WSGC.WA.GOV>
Subject: WAC rule changes

Tina, Please see changes requested regarding my two proposals currently under review by staff.

Thank You

Teresa Malphrus

The Hideaway



STATE OF WASHINGTON
GAMBLING COMMISSION

PO Box 42400 Olympia WA 98504-2400 (360) 486-3440 TDD (360) 486-3637 FAX (360) 486-3626

NOTICE OF RULE MAKING

May 9, 2016

Dear Card Game Licensee:

The Washington State Gambling Commission has received three petitions for rulemaking that will be up for discussion and possible filing at the May 12, 2016, Commission Meeting. The proposed rules address such things as hours of operation, gambling promotions, authorized fees and methods of collection, and nonhouse-banked card game wagering limits.

The proposed rules submitted by the petitioners can be found on our website at <http://www.wsgc.wa.gov/> under Public Meetings then May 2016. If you do not have access to the internet, you can obtain a copy of the proposed rule changes by contacting Hollee Arrona at (360) 486-3555.

These rules will be discussed at the May 2016 Study Session and Commission meeting, which will be held at the Red Lion Hotel at 2525 N. 20th Avenue in Pasco. You can participate in the meeting via phone. Please refer to our website, under Public Meetings to verify the agenda, meeting start times and instructions for participating via phone.

If the Commissioners file the petitions for further discussion, these rules will be discussed during at least two more Study Sessions and one more Commission Meeting. Refer to our website under Public Meetings at least two weeks prior to the meeting to verify meeting dates, times and agenda items.

We encourage you to comment on the proposed rules packages by attending an upcoming commission meeting or by sending us your comments. Lastly, if any of the proposed rule changes would cause a financial impact to your business, please let us know. All comments can be send to:

By email: Holley.Arrona@wsgc.wa.gov; or

By mail: WSGC
Attn: Hollee Arrona
P.O. Box 42400
Olympia, WA 98504

If you have any questions, please feel free to contact me at Tina.Griffin@wsgc.wa.gov or at (360) 486-3546.

Sincerely,

A handwritten signature in black ink, appearing to read "Tina Griffin".

Tina Griffin
Assistant Director



From: [Accounting](#)
To: [Newer, Susan \(GMB\)](#)
Subject: Rule Changes
Date: Wednesday, June 15, 2016 2:40:27 PM

Attention WSGC,

To whom it may concern

Please find below a list of potential rule changes that I support. I believe all of the following to be a positive change to assist Poker to not only remain strong but to grow and help support the now smaller number of casinos in Washington State.

1. Hours of Operation – would allow for 24-7 operations
2. Promotions – enhances opportunities for operating promotions
3. Poker wager limits – raises the poker limit to \$100 on all games and \$300 for poker games that also operate house banked games
4. Allows the rake at 10% removing the \$5 limit and allows for \$100 wager on all games, not just Texas Hold'em

Thank You,

Dan Baker
Controller
Black Pearl Spokane

From: [Newer, Susan \(GMB\)](#)
To: [Griffin, Tina \(GMB\)](#); [Hunter, Amy \(GMB\)](#)
Subject: FW: Rule Changes for Card rooms - Public Comment
Date: Wednesday, June 15, 2016 4:47:30 PM

FYI – This came in today from Susan's email.

From: Mark and Patricia Greene [mailto:maloa@hotmail.com]
Sent: Wednesday, June 15, 2016 3:29 PM
To: Newer, Susan (GMB) <susan.newer@wsgc.wa.gov>
Cc: Lance Rinard <lancerin@aol.com>; Dolores (RGA) <DChiechi@rga-wa.org>
Subject: Rule Changes for Card rooms

Dear Susan,

As owner of Lancer Lanes and Casino I would like to let you know that I'm in favor of all the rule changes to do with 24 hours open, Poker limits and rake, and enhanced opportunities for promotions. Please go ahead and adopt the new rules for these items.

Thank you,

Mark Greene

From: [Newer, Susan \(GMB\)](#)
To: [Griffin, Tina \(GMB\)](#); [Hunter, Amy \(GMB\)](#)
Subject: FW: Rule Changes - Public Comment
Date: Wednesday, June 15, 2016 4:50:43 PM

[Another to add](#)

From: Ian Riley [mailto:ianriley@blackpearlspokane.com]
Sent: Wednesday, June 15, 2016 2:04 PM
To: Newer, Susan (GMB) <susan.newer@wsgc.wa.gov>
Cc: Dolores Chiechi <DChiechi@rga-wa.org>
Subject: Rule Changes

Attention WSGC

To whom it may concern

Please find below a list of potential rule changes that I support. I believe all of the following to be a positive change to assist Poker to not only remain strong but to grow and help support the now smaller number of casinos in Washington State.

1. [Hours of Operation – would allow for 24-7 operations](#)
2. [Promotions – enhances opportunities for operating promotions](#)
3. [Poker wager limits – raises the poker limit to \\$100 on all games and \\$300 for poker games that also operate house banked games](#)
4. [Allows the rake at 10% removing the \\$5 limit and allows for \\$100 wager on all games, not just Texas Hold'em](#)

Thank you,
Regards,
Ian Riley

From: [Newer, Susan \(GMB\)](#)
To: [Griffin, Tina \(GMB\)](#)
Subject: FW: Proposed Rule Changes - Public Comment
Date: Thursday, June 16, 2016 10:48:40 AM

From: Josh Herschlip [mailto:josh_herschlip@msn.com]
Sent: Thursday, June 16, 2016 12:31 AM
To: Newer, Susan (GMB) <susan.newer@wsgc.wa.gov>
Cc: Dolores Chiechi <dchiechi@rga-wa.org>
Subject: Proposed Rule Changes

My name is Josh Herschlip, I am the Regional Manager for the Buzz Inn Steakhouse Corporation, This includes representation of the Buzz Inn Steakhouse and Casino located in East Wenatchee. We also previously owned and operated Ace's Casino which was located in Arlington, WA. I'm contacting you regarding potential rule changes. The reason I mention the previous location is these rule changes could have been potential difference makers in our survival. Aces was located within 10 miles of three tribal casinos (Tulalip, Quil Ceda and Angel of the Winds)

*We support the change in the hours of operation. The forcing of closure to our establishments when a potential of business exists and is accessible throughout the state with no limitations creates an unfair advantage as well as limits customer base with staggered schedules. Many occupations include swing shift/ grave yard shifts the forced closure drives that potential business elsewhere.

*We support the changes in promotion allowances. These restrictions put a damper on our creativity and the possibilities of great promotions to entertain our guests. These promotions are how we create excitement about our businesses and generate new business! People like spinning wheels and the excitement of the possibility.

*We support the increased poker wagers. Increasing this wager not only helps level the playing field that exists in our state but makes it less of a conversation to our guests as what the difference of playing poker at a tribal casino and our card rooms. It also allows greater flexibility to games being spread. I believe most people agree poker is a game of skill and proper wagering is an important part of the game and allows players to better protect their investment or wager by betting accordingly to pot size. The greater the spread the better the game. That being said all games approved to be spread or played should allow for the same wager to alleviate confusion to our staffs, agents and guests.

*We support the change in rake structure. Allowing our operations to rake up to 10% of the pot allows for the rooms to absorb portions of the costs that have been added to our day to day operation.(Health Care, Minimum Wage Increase, Restrictive Scheduling, Sick Leave, Salary Structure as well as rising product cost) These are obviously much greater costs than increased rake can fix but it's a step in the right direction for those who offer poker. We are an industry in great need of finding a balance for gaming in our state we need new revenue to just survive, while the current rules allow the same industry to thrive with a few major adjustments to the rules.

Please support these changes and help the R.G.A. balance out gaming in our state!

Thank You For Your Time.
Josh Herschlip

From: [Newer, Susan \(GMB\)](#)
To: [Griffin, Tina \(GMB\)](#)
Subject: FW: Call to action reply - Public Comment
Date: Thursday, June 16, 2016 10:54:32 AM

FYI

From: B.J. Garbe [mailto:bj@lakebowl.com]
Sent: Thursday, June 16, 2016 10:17 AM
To: Newer, Susan (GMB) <susan.newer@wsgc.wa.gov>
Subject: Call to action reply

Hello Susan,

As part of the Call To Action email, I would like to let you know that Lake Bowl/Papa's Sports Lounge and Casino is in favor of all rule changes.

Thanks,

B.J. Garbe, CEO
Lake Bowl Inc.

From: [Newer, Susan \(GMB\)](#)
To: [Griffin, Tina \(GMB\)](#)
Subject: FW: petitions
Date: Monday, June 27, 2016 2:10:31 PM

From: George Teeny [mailto:gteeny@thephoenixcasino.com]
Sent: Monday, June 27, 2016 1:47 PM
To: Newer, Susan (GMB) <susan.newer@wsgc.wa.gov>
Cc: dolores@rga-wa.org; Jo England <jengland@thephoenixcasino.com>
Subject: petitions

Afternoon Commissioners

This email is to notify you that my club, The Phoenix Casino, supports the petitions that have been submitted to you by private parties and the RGA.

WAC rules to be modified and petitions to follow:

- 1) 230-15-025 ---- Hours of Operation
- 2) 230-06-030 ---- Restrictions and Conditions – Gambling Promotions
- 3) 230-06-031 ---- Promotional Contests of Chance
- 4) 230-15-080 ---- Authorized Fees and Authorized Methods of Collection
- 5) 230-15-135 ---- Wagering Limits for Nonhouse-Banked Card Games

These petitions, all or in part, will help the gaming industry as a whole.

However, with that being said, none of these petitions are the “golden ticket” for the commercial clubs to grow and prosper in the years ahead. The only thing that might have that affect will be some form of electronic (gaming) pull tab machines.

thank you for your time and consideration,
sincerely,
george teeny



Amend

WAC 230-06-030 Restrictions and conditions for gambling promotions.
 WAC 230-06-031 Using wheels in promotional contests of chance, fund-raising events, or gambling activities.

September 2016 – Up for Further Discussion
August 2016 – Final Action
May 2016 – Up for Discussion and Possible Filing
April 2016 – Study Session

ITEM 5: September 2016 Commission Meeting Agenda. Statutory Authority 9.46.070, RCW 9.46.0282

Who Proposed the Rule Change?

Recreational Gaming Association.

Describe the Proposed Change / Background

Bold/Underline = Changes made after the August 2016 Commission Meeting

The Recreational Gaming Association is requesting the following rule changes:

Promotions (WAC 230-06-030): The proposed change would allow operators to offer gambling promotions that:

- Allow entry based on disclosed criteria;
- Offer lottery tickets as a prize;
- Add additional merchandise or cash prizes to licensed gambling activities;
- Allow licensed manufacturers, distributors, and service suppliers to give licensees cash or merchandise to offer as a prize;
- Allow card rooms to use a physical drawing, spinning a wheel or selection from a group of concealed items to award a prize;
- Are not reviewed or approved by us when offered as outlined in the rule.

When offering gambling promotions, operators (1) must offer the promotion to all patrons of their establishments, (2) cannot use second elements of chance (spinning wheels, drawings, etc.) except for bingo operators and (3) cannot offer lottery tickets as prizes.

Use of wheels in promotions (WAC 230-06-031): The proposed change would allow card room licensees to use spinning wheels in conjunction with promotions they offer to customers. Currently, card room licensees cannot use spinning wheels in conjunction with promotions.

The Commissioners suggested they work with staff and the RGA to add rule language limiting the promotional prizes awarded.

A Small Business Economic Impact Statement was not prepared because the rule change would not impose costs to licensees.

Attachments:

- March 21, 2016, letter from Dolores Chiechi, Executive Director of the RGA.
- April 25, 2016, email from Dolores Chiechi requesting to hold over the rule change to WAC 230-15-055.

- Notices of rule-making sent to all manufacturers, distributors, service suppliers, and card game licensees.

Licensees Impacted
Licensed card rooms, <u>manufacturers, distributors and service suppliers.</u>
Regulatory Impacts
These changes would reduce staff time with promotions since staff would not be reviewing each new promotion. Reviewing proposed gambling promotions can take a significant amount of staff time based on the complexity of the gambling promotion.
Policy Considerations
None
Statements supporting
See comments attached.
Staff Recommendation
Further Discussion
Proposed Effective Date for Rule Change
31 days from filing.

VERSION 2 MADE AFTER MAY COMMISSION MEETING.

***Note: Subsections (1) through (3) have been reordered.**

AMENDATORY SECTION (Amending WSR 14-17-056, filed 8/15/14, effective 9/15/14)

WAC 230-06-030 Restrictions and conditions for gambling promo-

tions. Licensees may conduct gambling promotions to encourage players to participate in ((a)) the gambling activity they are licensed to conduct without our review or approval, but you must follow these under these restrictions and conditions:

(1) ~~((You must give all players an equal opportunity to participate; and~~

~~(2)))~~ You must establish standards rules and restrictions to determine how you will give promotional prizes and items to players.

~~((You must not give the items based on an element of chance, such as a drawing or spinning wheel, unless you are doing so as part of a bingo game;))~~

(2) You must display Aall rules and restrictions and conditions, including any promotional materials or advertisements, must be clearly posted in the area of the gambling area and include them on promotional materials or advertisementsactivity. For promotions on card games

~~you must post the restrictions and conditions near the card game where the promotion will be offered;~~ and

~~(3) You must give all players eligible for the promotion an equal opportunity to participate;~~ and

~~((3)) (24) Except for members-only progressive raffles conducted as authorized in WAC 230-11-091, ((you must not give another chance to participate in a gambling activity we regulate as a promotional item)) the promotional prize in a gambling promotion cannot be pull-tabs, bingo paper, raffle tickets, or entry into another licensed gambling activity regulated by us; and~~

~~((4) You must display all rules or restrictions clearly in the gambling area and include them on promotional materials or advertisements;)) (35) As part of a gambling promotion, you may add additional merchandise or cash prizes, including increasing payouts to licensed for gambling activities you are licensed to conduct as part of a gambling promotion; and~~

~~((5)) (4) You must not combine gambling activities and related gambling promotions in any way with a promotional contest of chance as defined in RCW 9.46.0356; and~~

(6) Licensed manufacturers, distributors, and service suppliers may give cash or merchandise items to licensed operators to be used as promotional prizes; and

(75) You must not give ~~the~~ promotional prizes based on additional elements of chance, except: ~~by the use of physical drawings, spinning a wheel, or a player making a selection from a group of concealed items, unless you are doing so as part of a bingo game or awarding the promotional prize on card games; and~~

~~(6) Promotional coupons (such as match play, lucky bucks, free aces, and similar types of coupons) may be offered as gambling promotions with the following restrictions:~~

(a) Licensed bingo operators may give items as part of a bingo game based on an element of chance, such as drawing or spinning wheel; ~~The promotional coupons have no value and are not considered part of the player's wager in determining the amount wagered; and~~

(b) Licensed card rooms may only use physical drawings, spinning a wheel, or selecting from a group of concealed items ~~Restrictions on the use of promotional coupons must be disclosed on the coupon and any expiration dates must be included on the coupon; and~~

~~(c) The promotional coupon by itself is not a gambling activity.~~ (8) You must not combine gambling activities and related gambling

promotions in any way with a promotional contest of chance as defined
in RCW 9.46.0356.

[Statutory Authority: RCW 9.46.070 and 9.46.0277. WSR 14-17-056 (Order 703), § 230-06-030, filed 8/15/14, effective 9/15/14. Statutory Authority: RCW 9.46.070. WSR 08-17-066 (Order 629), § 230-06-030, filed 8/18/08, effective 9/18/08; WSR 06-17-132 (Order 601), § 230-06-030, filed 8/22/06, effective 1/1/08.]

ORIGINAL VERSION

WAC 230-06-030 Restrictions and conditions for gambling promotions. Licensees may conduct gambling promotions to encourage players to participate in athe gambling activity they are licensed to conduct, but you must follow these restrictions and conditions:

(1) ~~You must give all players an equal opportunity to participate; and~~

~~(2) You must establish standards to determine how you will give promotional prizes and items to players. All restrictions and conditions, including any promotional materials or advertisements, must be clearly posted in the area of the gambling activity. For promotions on card games you must post the restrictions and conditions near the card game where the promotion will be offered You must not give the items based on an element of chance, such as a drawing or spinning wheel, unless you are doing so as part of a bingo game; and~~

~~(3) Except for members-only progressive raffles conducted as authorized in WAC 230-11-091, the promotional prize in a gambling promotion cannot be pull-tabs, bingo paper, raffle tickets, or entry into another licensed gambling activity regulated by you you must not give another chance to participate in a gambling activity as a promotional item; and~~

~~(43) You may add additional merchandise or cash prizes to li-
censed gambling activities as part of a gambling promotion~~must display~~
~~all rules or restrictions clearly in the gambling area and include~~
~~them on promotional materials or advertisements; and~~~~

(54) You must not combine gambling activities and related gam-
bling promotions in any way with a promotional contest of chance as
defined in RCW 9.46.0356; and

(5) You must not give the promotional prizes based on additional
elements of chance, except by the use of physical drawings, spinning a
wheel, or a player making a selection from a group of concealed items,
unless you are doing so as part of a bingo game or awarding the promo-
tional prize on card games; and

(6) Promotional coupons (such as match play, lucky bucks, free
aces, and similar types of coupons) may be offered as gambling promo-
tions with the following restrictionsot:

(a) The promotional coupons have no value and are not considered
part of the player's wager in determining the amount wagered; and

(b) Restrictions on the use of promotional coupons must be dis-
closed on the coupon and any expiration dates must be included on the
coupon; and

(c) The promotional coupon by itself is not a gambling activity.

[Statutory Authority: RCW 9.46.070 and 9.46.0277. WSR 14-17-056 (Order 703), § 230-06-030, filed 8/15/14, effective 9/15/14. Statutory Authority: RCW 9.46.070. WSR 08-17-066 (Order 629), § 230-06-030, filed 8/18/08, effective 9/18/08; WSR 06-17-132 (Order 601), § 230-06-030, filed 8/22/06, effective 1/1/08.]

Amended Section

WAC 230-06-031 Using wheels in promotional contests of chance, fund-raising events, or gambling activities.

Promotional contests of chance (PCOCs)

(1) Operators may use wheels specifically manufactured for a promotional contest of chance (PCOC), whether commercially made or home made.

(2) Operators must not use professionally manufactured wheels made specifically for gambling activities (for example, Big 6 Wheels) in PCOCs unless they receive permission ahead of time from us.

Fund-raising events

(3) Operators may use commercially made wheels in gambling activities for fund-raising events.

Separation of PCOCs from gambling activities and promotions

(4) No wheel may be used in conjunction with their gambling activities by ~~(~~

~~(a) Card room licensees; or~~

~~(b))~~ pull-tab licensees.

Card rooms, pull-tabs, bingo, raffles

(5) Licensees and operators must not use professionally manufactured wheels made specifically for gambling activities (for example, Big 6 Wheels) in:

(a) Bingo; or

(b) Card games; or

(c) Pull-tabs.

(6) Operators may use commercially made or home made wheels as part of drawings for prizes, good neighbor prizes, or second element of chance prizes as part of bingo games, as set out in WAC 230-10-280 or to award promotional prizes on card games as set out in WAC 230-06-030.



Post Office Box 1787 ♦ Olympia, WA 98507-1787 ♦ 360-352-0514

March 21, 2016

Washington State Gambling Commission
P.O. Box 42400
Olympia, WA 98504-2400

RE: Petition for Rule Changes:
WAC 230-15-025 - Hours of play
WAC 230-06-030 - Restrictions and conditions for gambling promotions
WAC 230-06-031 - Using wheels in promotional contests of chance, fund-raising events, or gambling activities - Promotional Contests of Chance (PCOC)
WAC 230-15-055 - Limit on number of players at each table

Dear Commissioners:

On behalf of our members, we respectfully submit the attached rules changes for review and consideration.

These changes would authorize licensees to:

- Request the authorization to operate gambling 24 hours a day 7 days a week (as other venues are allowed), retaining the requirement of input from local law enforcement;
- Conduct varied promotions for patrons, within specified parameters, without hindering staff with a review of each idea;
- Utilize spinning wheels in promotional contests of chance and offer prizes or contests for patrons with certain hands of cards during play; and
- Allow patrons to make wagers on the line (line-betting) on all games of baccarat - staff's rule change last year allowed this only on non-proprietary games - house banked card room licensees only offer proprietary games of baccarat, similar to those offered at other venues.

We request that the Commission consider filing these petitions for further discussion. We will provide further information before and during our presentation at the May meeting. We anticipate letters of support from house banked card room licensees will ensue once the petitions appear on the Commission's formal agenda.

Thank you in advance for your attention and consideration.

Sincerely,

Dolores A. Chiechi
Dolores A. Chiechi
Executive Director
Attachments

Rancour, Michelle (GMB)

From: Dolores Chiechi <DChiechi@rga-wa.org>
Sent: Monday, April 25, 2016 1:02 PM
To: Trujillo, Dave (GMB)
Cc: Rancour, Michelle (GMB); Griffin, Tina (GMB); Stueckle, Joshua (GMB)
Subject: Requested May Mtg changes
Attachments: Number of players.docx

Greetings:

Please accept this as a notice requesting postponement until the July meeting of RGA's presentation and the discussion and possible filing of the "number of players" rule relating to mini-baccarat.

Please let me know you received this request.

Thank you for your attention to and consideration of this request.

Dolores A Chiechi
Executive Director
Recreational Gaming Association
PO Box 1787
Olympia, WA 98507-1787
360-352-0514 office
WWW.RGA-WA.ORG

UNITED WE STAND - DIVIDED WE FOLD



STATE OF WASHINGTON
GAMBLING COMMISSION

PO Box 42400 Olympia WA 98504-2400 (360) 486-3440 TDD (360) 486-3637 FAX (360) 486-3626

NOTICE OF RULE MAKING

May 9, 2016

Dear Licensee:

The Washington State Gambling Commission has received a petition for rulemaking that will be up for discussion and possible filing at the May 12, 2016, Commission Meeting. The proposed rules address such things as gambling promotions. The proposed rules submitted by the petitioners are attached.

These rules will be discussed at the May 2016 Study Session and Commission meeting, which will be held at the Red Lion Hotel at 2525 N. 20th Avenue in Pasco. You can participate in the meeting via phone. Please refer to our website, under Public Meetings to verify the agenda, meeting start times and instructions for participating via phone.

If the Commissioners file the petitions for further discussion, these rules will be discussed during at least two more Study Sessions and one more Commission Meeting. Refer to our website under Public Meetings at least two weeks prior to the meeting to verify meeting dates, times and agenda items.

We encourage you to comment on the proposed rules packages by attending an upcoming commission meeting or by sending us your comments. Lastly, if any of the proposed rule changes would cause a financial impact to your business, please let us know. All comments can be send to:

By email: Hollce.Arrona@wsgc.wa.gov; or

By mail: WSGC
Attn: Hollee Arrona
P.O. Box 42400
Olympia, WA 98504

If you have any questions, please feel free to contact me at Tina.Griffin@wsgc.wa.gov or at (360) 486-3546.

Sincerely,

Tina Griffin
Assistant Director





STATE OF WASHINGTON
GAMBLING COMMISSION

PO Box 42400 Olympia WA 98504-2400 (360) 486-3440 TDD (360) 486-3637 FAX (360) 486-3626

NOTICE OF RULE MAKING

May 9, 2016

Dear Card Game Licensee:

The Washington State Gambling Commission has received three petitions for rulemaking that will be up for discussion and possible filing at the May 12, 2016, Commission Meeting. The proposed rules address such things as hours of operation, gambling promotions, authorized fees and methods of collection, and nonhouse-banked card game wagering limits.

The proposed rules submitted by the petitioners can be found on our website at <http://www.wsgc.wa.gov/> under Public Meetings then May 2016. If you do not have access to the internet, you can obtain a copy of the proposed rule changes by contacting Hollee Arrona at (360) 486-3555.

These rules will be discussed at the May 2016 Study Session and Commission meeting, which will be held at the Red Lion Hotel at 2525 N. 20th Avenue in Pasco. You can participate in the meeting via phone. Please refer to our website, under Public Meetings to verify the agenda, meeting start times and instructions for participating via phone.

If the Commissioners file the petitions for further discussion, these rules will be discussed during at least two more Study Sessions and one more Commission Meeting. Refer to our website under Public Meetings at least two weeks prior to the meeting to verify meeting dates, times and agenda items.

We encourage you to comment on the proposed rules packages by attending an upcoming commission meeting or by sending us your comments. Lastly, if any of the proposed rule changes would cause a financial impact to your business, please let us know. All comments can be send to:

By email: Hollie.Arrona@wsgc.wa.gov; or

By mail: WSGC
Attn: Hollee Arrona
P.O. Box 42400
Olympia, WA 98504

If you have any questions, please feel free to contact me at Tina.Griffin@wsgc.wa.gov or at (360) 486-3546.

Sincerely,

A handwritten signature in black ink, appearing to read "Tina Griffin".

Tina Griffin
Assistant Director



From: [Arrona, Hollee \(GMB\)](#)
To: [Griffin, Tina \(GMB\)](#)
Subject: FW: Washington State Gambling Commission - Notice of Rule Making
Date: Tuesday, May 17, 2016 9:50:25 AM
Attachments: [05 09 2016 Notice of Rule Making - with attachments.docx](#)

From: Jim Wisler [mailto:jwisler@masque.com]
Sent: Tuesday, May 17, 2016 2:00 AM
To: Arrona, Hollee (GMB) <hollee.aronna@wsgc.wa.gov>
Cc: LaMont, Jennifer (GMB) <jennifer.lamont@wsgc.wa.gov>
Subject: RE: Washington State Gambling Commission - Notice of Rule Making

Hollee,

Thanks for your email from May 10th. Unfortunately, after or trip to Washington, I had to travel out of state again last week. I see from your letter that the proposed rule changes were up for discussion and possible filing at the May 12 Commission meeting. Hopefully, it is not too late to include Masque's comments, which are included in the attached redline.

We created the redline by saving the pdf to a docx format, pasting the existing proposed changes as redline text on one computer and then adding Masque's proposed additions/changes in redline text on my computer. The two redlines will show up as different redline colors to easily differentiate the two. For example: on my machine one redline shows up as red text, the other as blue text.

Please let me know if you have any comments and/or questions.

Kind regards,
Jim

From: DONOTREPLY (GMB) [mailto:donotreply@wsgc.wa.gov]
Sent: May 10, 2016 1:17 PM
To: Griffin, Tina (GMB)
Subject: Washington State Gambling Commission - Notice of Rule Making

A Notice of Rule Making is attached.

Hollee Arrona
Administrative Assistant
Washington State Gambling Commission
P.O. Box 42400
Olympia, WA 98504
(360) 486-3555

Amended Section

WAC 230-06-030 Restrictions and conditions for gambling promotions.

Licensees may conduct gambling promotions to encourage players to participate in ~~the a-~~ gambling activity they are licensed to conduct without our review or approval under these restrictions and conditions:

- (1) You must give all players an equal opportunity to participate; allowing entries based on criteria, for example, time played (including a single wager) or promotions for groups, such as "Ladies' Night" are allowed; and
- (2) You must establish rules and restrictions to determine how you will give promotional prizes and items to players. ~~((You must not give the items based on an element of chance, such as a drawing or spinning wheel, unless you are doing so as part of a bingo game)); and~~
- (3) You must display all rules and restrictions clearly in the gambling area and include them on promotional materials or advertisements; and
- (4) Except for members-only progressive raffles conducted as authorized in WAC 230-11-091, you must not give another chance to participate in a gambling activity we regulate as a promotional item; and
- (5) As part of a gambling promotion, you may add additional merchandise or cash prizes, including increasing payouts, for gambling activities you are licensed to conduct; and
- (6) Licensed manufacturers, distributors, and service suppliers may provide or give cash, cash equivalents or merchandise items to licensed operators to be used as promotional prizes; and
- (7) You must not give promotional prizes based on additional elements of chance, except:
 - (a) Licensed bingo operators may give items as part of a bingo game based on an element of chance, such as a drawing or spinning wheel;
 - (b) Licensed card rooms may only use physical drawings, card facsimiles, spinning a wheel, or selecting from a group of concealed items; and
- (8) Other than noted in WAC 230-06-030, yYou must not combine gambling activities and related gambling promotions in any way with a promotional contest of chance as defined in RCW 9.46.0356.

Formatted: List Paragraph, Indent: First line: 0.48",
Numbered + Level: 1 + Numbering Style: 1, 2, 3, ... + Start
at: 1 + Alignment: Left + Aligned at: -0.15" + Indent at:
0.08", Tab stops: 0.81", Left

Amended Section

WAC 230-06-031 Using wheels in promotional contests of chance, fund-raising events, or gambling activities.

Promotional contests of chance (PCOCs)

(1) Operators may use wheels specifically manufactured for a promotional contest of chance (PCOC), whether commercially made or home made.

(2) Operators must not use professionally manufactured wheels made specifically for gambling activities (for example, Big 6 Wheels) in PCOCs unless they receive permission ahead of time from us.

Fund-raising events

(3) Operators may use commercially made wheels in gambling activities for fund-raising events.

Separation of PCOCs from gambling activities and promotions

(4) No wheel may be used in conjunction with their gambling activities by ~~((~~

~~(a) Card room licensees; or~~

~~(b))) Pull-tab licensees.~~

Card rooms, pull-tabs, bingo, raffles

(5) Licensees and operators must not use professionally manufactured wheels made specifically for gambling activities (for example, Big 6 Wheels) in:

(a) Bingo; or

(b) Card games; or

(c) Pull-tabs.

(6) Operators may use commercially made or home made wheels as part of drawings for prizes, good neighbor prizes, or second element of chance prizes as part of bingo games, as set out in WAC 230-10-280 or to award promotional prizes on card games as set out in WAC 230-06-030.

Amended Section
WAC 230-15-685

Restrictions on progressive jackpots.

House-banked card game licensees operating progressive jackpots must follow these restrictions and procedures:

- (1) Progressive jackpot funds must accrue according to the rules of the game; and
- (2) At each gambling table, licensees must prominently post the amount of the progressive jackpot that players can win; and
- (3) Licensees must record the beginning amount of each progressive jackpot offered, including explanations for any increases or decreases in the prize amount offered. Licensees must keep this documentation with the progressive jackpot records; and
- (4) Licensees may establish a maximum limit on a progressive jackpot prize. If licensees establish a limit, they must make the amount equal to, or greater than, the amount of the jackpot when they imposed the limit. They must prominently post a notice of the limit at or near the game; and
- (5) Licensees may connect progressive jackpots offered on the same card game on multiple tables within the same licensed location.
- (6) Licensees may connect progressive jackpots on different card games on multiple tables within the same licensed location when the following requirements are met. Only one progressive jackpot may be operated on a card game at a time and the card games must have:
 - (a) The progressive is based on Match The Dealer on Blackjack and Match The Dealer on Spanish 21; or the same probability of winning the jackpot prize; and
 - (b) The same winning hand; and
 - (c) A progressive meter on each table that increases incrementally each time a wager is made.
- (7) When gambling equipment will allow a progressive jackpot between different manufacturers, the gambling equipment must be submitted for testing for interoperability in accordance with WAC 230-06-050.

Amended Section
WAC 230-15-040

Requirements for authorized card games.

(1) In order for a card game to be authorized, it must be approved by the director or the director's designee and must:

(a) Be played with standard playing cards or with electronic card facsimiles approved by the director or the director's designee; and

(b) Offer no more than four "separate games" with a single hand of cards and no more than three of the "separate games" may offer a wager that exceeds five dollars each.

(i) "Separate game" means each individual objective to be achieved within a card game that requires a separate wager and results in a distinct and separate pay out based upon the outcome.

(ii) Progressive jackpots are considered "separate games."

(c) Identify "bonus features" to be allowed in each card game:

(i) "Bonus feature" means an added prize and/or variation based on achieving the predetermined specific hand required to win the prize and does not require a separate wager. More than one "bonus feature" may be offered per card game. A "bonus feature" ~~must not may~~ be combined with a progressive jackpot. Examples include, but are not limited to, "envy" and "share the wealth" "bonus features" when operated as described below.

(ii) A "bonus feature" is not considered a separate game.

(d) Operate "envy" and "share the wealth" "bonus features" as follows:

(i) If a player makes a wager that qualifies for an "envy" "bonus feature" pay out, they are entitled to receive a prize if another player's hand achieves the predetermined specific hand. If a player is playing more than one wagering area or if a hand they are playing is split into two or more hands and any one of their hands achieves the predetermined specific hand, their other hand with a qualifying wager is entitled to receive a prize also.

(ii) If a player makes a wager that qualifies for a "share the wealth" pay out, they are entitled to receive a prize if their hand(s) or another player's hand(s) achieves the predetermined specific hand.

(e) Not allow side bets between players.

(2) Card game licensees may use more than one deck of cards for a specific game. They also may remove cards to comply with rules of a specific game, such as Pinochle or Spanish 21.

(3) Players must:

(a) Compete against all other players on an equal basis for nonhouse-banked games or against the house for house-banked games. All players must compete solely as a player in the card game, except as authorized in approved card game rules for variations of the game of Pai Gow poker where a player may bank the game every other hand; and

(b) Receive their own hand of cards and be responsible for decisions regarding such hand, such as whether to fold, discard, draw additional cards, or raise the wager; and

(c) Not place wagers on any other player's or the house's hand or make side wagers with other players, except for:

(i) An insurance wager placed in the game of Blackjack; or

(ii) "Envy" or "share the wealth" "bonus features"; or

(iii) A tip wager made on behalf of a dealer.

(4) Mini-Baccarat is authorized when operated as described in the commission approved game rules on our web site. However:

(a) Card game licensees may make immaterial modifications to the game; and

(b) Subsection (3) of this section does not apply; and

(c) The number of players is limited under WAC 230-15-055.

(5) A player's win or loss must be determined during the course of play of a single card game, except for:

(a) A carryover pot game. A carryover pot is an optional pot that accumulates as a dealer and participating players contribute to the pot. The winner of the pot is not necessarily determined after

Amended Section

one game and the pot can be carried over to more than one game. Carryover pots must not carryover more than ten games. Participants must include at least one player and the dealer competing for the highest qualifying winning hand. Game rules must state how the pot is distributed. If the carryover pot has not been won by the tenth game, the dealer will divide it equally between the remaining players still participating in the pot and the house or, if allowed by game rules, only the players still participating in the pot; and

(b) In the game of Mini-Baccarat, a player may make an optional wager on the player hand winning the next three consecutive games, or the banker hand winning the next three consecutive games.

(c) In Mega Match, a player may be allowed a no-additional-cost entry into a Mega Match Event, which is played with card facsimiles. The player may win an additional amount based on the outcome of the Mega Match Event.

From: [Josh Herschlip](#)
To: [Newer, Susan \(GMB\)](#)
Cc: [Dolores Chiechi](#)
Subject: Proposed Rule Changes
Date: Thursday, June 16, 2016 12:30:48 AM

My name is Josh Herschlip, I am the Regional Manager for the Buzz Inn Steakhouse Corporation, This includes representation of the Buzz Inn Steakhouse and Casino located in East Wenatchee. We also previously owned and operated Ace's Casino which was located in Arlington, WA. I'm contacting you regarding potential rule changes. The reason I mention the previous location is these rule changes could have been potential difference makers in our survival. Aces was located within 10 miles of three tribal casinos (Tulalip, Quil Ceda and Angel of the Winds)

*We support the change in the hours of operation. The forcing of closure to our establishments when a potential of business exists and is accessible throughout the state with no limitations creates an unfair advantage as well as limits customer base with staggered schedules. Many occupations include swing shift/ grave yard shifts the forced closure drives that potential business elsewhere.

*We support the changes in promotion allowances. These restrictions put a damper on our creativity and the possibilities of great promotions to entertain our guests. These promotions are how we create excitement about our businesses and generate new business! People like spinning wheels and the excitement of the possibility.

*We support the increased poker wagers. Increasing this wager not only helps level the playing field that exists in our state but makes it less of a conversation to our guests as what the difference of playing poker at a tribal casino and our card rooms. It also allows greater flexibility to games being spread. I believe most people agree poker is a game of skill and proper wagering is an important part of the game and allows players to better protect their investment or wager by betting accordingly to pot size. The greater the spread the better the game. That being said all games approved to be spread or played should allow for the same wager to alleviate confusion to our staffs, agents and guests.

*We support the change in rake structure. Allowing our operations to rake up to 10% of the pot allows for the rooms to absorb portions of the costs that have been added to our day to day operation.(Health Care, Minimum Wage Increase, Restrictive Scheduling, Sick Leave, Salary Structure as well as rising product cost) These are obviously much greater costs than increased rake can fix but it's a step in the right direction for those who offer poker. We are an industry in great need of finding a balance for gaming in our state we need new revenue to just survive, while the current rules allow the same industry to thrive with a few major adjustments to the rules.

Please support these changes and help the R.G.A. balance out gaming in our state!

Thank You For Your Time.
Josh Herschlip

From: [Newer, Susan \(GMB\)](#)
To: [Griffin, Tina \(GMB\)](#)
Subject: FW: Call to action reply - Public Comment
Date: Thursday, June 16, 2016 10:54:32 AM

FYI

From: B.J. Garbe [mailto:bj@lakebowl.com]
Sent: Thursday, June 16, 2016 10:17 AM
To: Newer, Susan (GMB) <susan.newer@wsgc.wa.gov>
Subject: Call to action reply

Hello Susan,

As part of the Call To Action email, I would like to let you know that Lake Bowl/Papa's Sports Lounge and Casino is in favor of all rule changes.

Thanks,

B.J. Garbe, CEO
Lake Bowl Inc.

From: [Newer, Susan \(GMB\)](#)
To: [Griffin, Tina \(GMB\)](#); [Hunter, Amy \(GMB\)](#)
Subject: FW: Rule Changes - Public Comment
Date: Wednesday, June 15, 2016 4:50:43 PM

[Another to add](#)

From: Ian Riley [mailto:ianriley@blackpearlspokane.com]
Sent: Wednesday, June 15, 2016 2:04 PM
To: Newer, Susan (GMB) <susan.newer@wsgc.wa.gov>
Cc: Dolores Chiechi <DChiechi@rga-wa.org>
Subject: Rule Changes

Attention WSGC

To whom it may concern

Please find below a list of potential rule changes that I support. I believe all of the following to be a positive change to assist Poker to not only remain strong but to grow and help support the now smaller number of casinos in Washington State.

1. [Hours of Operation – would allow for 24-7 operations](#)
2. [Promotions – enhances opportunities for operating promotions](#)
3. [Poker wager limits – raises the poker limit to \\$100 on all games and \\$300 for poker games that also operate house banked games](#)
4. [Allows the rake at 10% removing the \\$5 limit and allows for \\$100 wager on all games, not just Texas Hold'em](#)

Thank you,
Regards,
Ian Riley

From: [Newer, Susan \(GMB\)](#)
To: [Griffin, Tina \(GMB\)](#); [Hunter, Amy \(GMB\)](#)
Subject: FW: Rule Changes - Public Comment
Date: Wednesday, June 15, 2016 4:48:19 PM

FYI – From Susan’s email.

From: Accounting [mailto:accounting@blackpearlspokane.com]
Sent: Wednesday, June 15, 2016 2:39 PM
To: Newer, Susan (GMB) <susan.newer@wsgc.wa.gov>
Subject: Rule Changes

Attention WSGC,

To whom it may concern

Please find below a list of potential rule changes that I support. I believe all of the following to be a positive change to assist Poker to not only remain strong but to grow and help support the now smaller number of casinos in Washington State.

1. Hours of Operation – would allow for 24-7 operations
2. Promotions – enhances opportunities for operating promotions
3. Poker wager limits – raises the poker limit to \$100 on all games and \$300 for poker games that also operate house banked games
4. Allows the rake at 10% removing the \$5 limit and allows for \$100 wager on all games, not just Texas Hold'em

Thank You,

Dan Baker
Controller
Black Pearl Spokane

From: [Newer, Susan \(GMB\)](#)
To: [Griffin, Tina \(GMB\)](#); [Hunter, Amy \(GMB\)](#)
Subject: FW: Rule Changes for Card rooms - Public Comment
Date: Wednesday, June 15, 2016 4:47:30 PM

FYI – This came in today from Susan’s email.

From: Mark and Patricia Greene [mailto:maloa@hotmail.com]
Sent: Wednesday, June 15, 2016 3:29 PM
To: Newer, Susan (GMB) <susan.newer@wsgc.wa.gov>
Cc: Lance Rinard <lancerin@aol.com>; Dolores (RGA) <DChiechi@rga-wa.org>
Subject: Rule Changes for Card rooms

Dear Susan,

As owner of Lancer Lanes and Casino I would like to let you know that I'm in favor of all the rule changes to do with 24 hours open, Poker limits and rake, and enhanced opportunities for promotions. Please go ahead and adopt the new rules for these items.

Thank you,

Mark Greene

From: [Newer, Susan \(GMB\)](#)
To: [Griffin, Tina \(GMB\)](#); [Hunter, Amy \(GMB\)](#)
Cc: [Anderson, Julie \(GMB\)](#); [Arrona, Hollee \(GMB\)](#)
Subject: FW: Proposed Rule changes - Public Comment
Date: Wednesday, June 22, 2016 12:37:44 PM
Attachments: [image001.jpg](#)

From: David Fretz [mailto:dfretz@gagaming.com]
Sent: Wednesday, June 22, 2016 12:21 PM
To: Newer, Susan (GMB) <susan.newer@wsgc.wa.gov>
Subject: Proposed Rule changes

Susan,

Please accept this note in support of the recent rule changes proposed by the RGA. As an industry, House Banked Card Rooms are facing challenges that will result in expense increases that could devastate our industry. As such, enhancements, no matter how small, that could potentially help increase revenues or attract/retain our guests would be beneficial.

Regards,



David Fretz

President - Great American Gaming Corporation
12715 4th Ave W.
Everett, WA 98204
253.480.3000 Ext. 100

Notice Regarding Confidentiality of Transmission

This message is intended only for the person to whom it is addressed and may contain information that is privileged and confidential. If you are not the intended recipient, you are hereby notified that any dissemination or copying of this is prohibited. Please notify us of the error in communication by telephone (604) 303-1000 or by return e-mail and destroy all copies of this communication. Thank you.

From: [Newer, Susan \(GMB\)](#)
To: [Griffin, Tina \(GMB\)](#)
Subject: FW: petitions
Date: Monday, June 27, 2016 2:10:31 PM

From: George Teeny [mailto:gteeny@thephoenixcasino.com]
Sent: Monday, June 27, 2016 1:47 PM
To: Newer, Susan (GMB) <susan.newer@wsgc.wa.gov>
Cc: dolores@rga-wa.org; Jo England <jengland@thephoenixcasino.com>
Subject: petitions

Afternoon Commissioners

This email is to notify you that my club, The Phoenix Casino, supports the petitions that have been submitted to you by private parties and the RGA.

WAC rules to be modified and petitions to follow:

- 1) 230-15-025 ---- Hours of Operation
- 2) 230-06-030 ---- Restrictions and Conditions – Gambling Promotions
- 3) 230-06-031 ---- Promotional Contests of Chance
- 4) 230-15-080 ---- Authorized Fees and Authorized Methods of Collection
- 5) 230-15-135 ---- Wagering Limits for Nonhouse-Banked Card Games

These petitions, all or in part, will help the gaming industry as a whole.

However, with that being said, none of these petitions are the “golden ticket” for the commercial clubs to grow and prosper in the years ahead. The only thing that might have that affect will be some form of electronic (gaming) pull tab machines.

thank you for your time and consideration,
sincerely,
george teeny

From: [Newer, Susan \(GMB\)](#)
To: [Griffin, Tina \(GMB\)](#)
Subject: FW: petitions
Date: Monday, June 27, 2016 2:10:17 PM

From: George Teeny [<mailto:gteeny@thephoenixcasino.com>]
Sent: Monday, June 27, 2016 1:49 PM
To: Newer, Susan (GMB) <susan.newer@wsgc.wa.gov>
Cc: dolores@rga-wa.org; Jo England <jengland@thephoenixcasino.com>
Subject: FW: petitions

Afternoon Commissioners

This email is to notify you that my club, [THE LAST FRONTIER CASINO](#), supports the petitions that have been submitted to you by private parties and the RGA.

WAC rules to be modified and petitions to follow:

- 1) 230-15-025 ---- Hours of Operation
- 2) 230-06-030 ---- Restrictions and Conditions – Gambling Promotions
- 3) 230-06-031 ---- Promotional Contests of Chance
- 4) 230-15-080 ---- Authorized Fees and Authorized Methods of Collection
- 5) 230-15-135 ---- Wagering Limits for Nonhouse-Banked Card Games

These petitions, all or in part, will help the gaming industry as a whole.

However, with that being said, none of these petitions are the “golden ticket” for the commercial clubs to grow and prosper in the years ahead. The only thing that might have that affect will be some form of electronic (gaming) pull tab machines.

thank you for your time and consideration,
sincerely,
george teeny

From: [Griffin, Tina \(GMB\)](#)
To: ["Jim Wisler"](#)
Subject: FW: Washington State Gambling Commission - Notice of Rule Making
Date: Monday, June 27, 2016 12:45:47 PM
Attachments: [05_09_2016 Notice of Rule Making - with attachments.docx](#)

Mr. Wisler,

Thank you for your comments on the proposed rule changes requested by the Recreational Gaming Association. We will include your comments with this rules package when the rules are up for final action at the August or September meeting, but we will not be incorporating these changes into this petitioner's request because they go beyond the scope of what the petitioner has requested.

You are welcome to submit your own petition for rule change to propose these changes. To do so, you would need to complete the Petition for Rule change found at <http://www.ofm.wa.gov/reports/petition.pdf>. In addition, the forms asks that you include the rule language you would like to have changed. In looking over some of your suggested language, you refer to specific proprietary games. Our rules currently do not contain names of proprietary card games.

If you have questions about the rule change process, please let me know. I would be happy to walk you through the process.

Sincerely,

Tina Griffin
Assistant Director
Licensing, Regulation, and Enforcement Division
Washington State Gambling Commission
360-486-3546

From: Arrona, Hollee (GMB)
Sent: Tuesday, May 17, 2016 9:50 AM
To: Griffin, Tina (GMB) <tina.griffin@wsgc.wa.gov>
Subject: FW: Washington State Gambling Commission - Notice of Rule Making

From: Jim Wisler [<mailto:jwisler@masque.com>]
Sent: Tuesday, May 17, 2016 2:00 AM
To: Arrona, Hollee (GMB) <hollie.aronna@wsgc.wa.gov>
Cc: LaMont, Jennifer (GMB) <jennifer.lamont@wsgc.wa.gov>
Subject: RE: Washington State Gambling Commission - Notice of Rule Making

Hollie,

Thanks for your email from May 10th. Unfortunately, after or trip to Washington, I had to travel out of state again last week. I see from your letter that the proposed rule changes were up for discussion and possible filing at the May 12 Commission meeting. Hopefully, it is not too late to include Masque's comments, which are included in the attached redline.

We created the redline by saving the pdf to a docx format, pasting the existing proposed changes as redline text on one computer and then adding Masque's proposed additions/changes in redline text on my computer. The two redlines will show up as different redline colors to easily differentiate the two. For example: on my machine one redline shows up as red text, the other as blue text.

Please let me know if you have any comments and/or questions.

Kind regards,
Jim

From: DONOTREPLY (GMB) [mailto:donotreply@wsgc.wa.gov]
Sent: May 10, 2016 1:17 PM
To: Griffin, Tina (GMB)
Subject: Washington State Gambling Commission - Notice of Rule Making

A Notice of Rule Making is attached.

Hollie Arrona
Administrative Assistant
Washington State Gambling Commission
P.O. Box 42400
Olympia, WA 98504
(360) 486-3555



Amend:

- WAC 230-13-075 Assigning and reporting group numbers of authorized amusement games.
- WAC 230-13-170 Recordkeeping for commercial amusement games.
- WAC 230-07-125 Recordkeeping requirements for lower volume charitable or nonprofit organizations.
- WAC 230-13-005 Amusement games authorized.

- September 2016 – Further Discussion**
- August 2016 – Further Discussion**
- July 2016 – Further Discussion**
- June 2016 – No Meeting**
- May 2016 – Further Discussion**
- April 2016 – Further Discussion**
- March 2016 – Up for Discussion and Possible Filing**

TAB 6: September 2016 Commission Meeting Agenda.	Statutory Authority 9.46.070, 9.46.0201
Who proposed the rule changes?	
Staff.	
Proposed Changes	
<p><u>Bold/ Underline = Changes made after the August 2016 Commission meeting:</u></p> <p>In July 2015, the Commissioners authorized Group 12 amusement games to be played by persons 21 and over. Since this time, numerous questions and concerns have been raised.</p> <p><u>These rules address three concerns:</u></p> <ul style="list-style-type: none"> • <u>Reporting; and</u> • Recordkeeping; and • <u>The storage of tokens for future redemption.</u> <p>Currently, amusement game operators are only required to notify us once a year of the amusement games they have. They are also only required to report their overall amusement game gross receipts. With this rule change, we will know where Group 12 amusement games are being operated so we can conduct compliance inspections and know the gross receipts these games are bringing in.</p> <p>For group 12 amusement games, coupons, tickets, tokens or tokens on an electronic token cards are nontransferable, such as player tracking systems, customer rewards systems, etc. Prohibiting the tokens from being transferred will help ensure that cash is not, in the end, awarded.</p> <p>Language was added to three rules for consideration at the July 2016 Commission meeting. Additional language is reflected as Version 2 for WAC 230-13-170, <u>WAC 230-07-125</u> and WAC 230-13-005. The Commissioners voted to file these versions at the meeting.</p> <p>The changes are as follows:</p> <ul style="list-style-type: none"> • WAC 230-13-170(1)(a) and -170(2)(a) – (c) no longer strike the word “gambling” from the rules. Gross gambling receipts is defined in WAC 230-06-150. Removing the word would require a new rule to define “gross receipts”; and • WAC 230-13-170(1)(a)(i-ii) clarifies that licensees would need to track group 12 amusement game gross gambling receipts separately from the combined gross gambling receipts from groups 1 through 11; and 	

- **WAC 230-07-125 (2)(a) added the word “gambling” to use the defined term, “gross gambling receipts”; and**
- WAC 230-13-005 (4)(b)(iii) Allows licensees to electronically store coupons, tickets, tokens or tokens on an electronic token card onto an amusement game accounting **system as long as three conditions are met, one of which is they** cannot be commingled with any tracking, reward, or other gambling related redemption system.

A Small Business Economic Impact Statement was prepared and is attached.

Attachments:

- Budget Proviso (the following language was included in the budget passed by the legislature):
“The commission is directed to review and reconsider, including repeal, rules adopted to authorize the amusement games classified as group 12 under WAC 230-13-067, recognizing the impact such games may have on state lottery revenues used to support public education programs.”
- Email from Monty Harmon.
- Small Business Economic Impact Statement.

Licensee Impacts
<ul style="list-style-type: none"> • As of April 2016, there were approximately 385 Group 12 amusement games in Washington. • As of February 8, 2016, there were approximately 430 Group 12 amusement games in Washington. • Licensees would be required to notify us within 30 days of putting into play or removing from play Group 12 amusement games. Notification would be in the format we require, which could be done by submitting a paper form or through My Account. • Licensees would be required to record and report gross receipts from Group 12 amusement games separately from the gross receipts of other amusement games. • Licensees would be able to allow players to store prize points won on an electronic token card for redemption at a future date. Group 12 amusement games currently in operation do not accept electronic token cards, but other amusement games, Groups 1 through 11, do. • Licensees would be able to electronically store coupons, tickets, tokens or tokens on an electronic token card onto an amusement game accounting system that cannot be commingled with any tracking, reward, or other gambling related redemption system.
Agency Impacts
<ul style="list-style-type: none"> • Staff will need to develop a form and possible My Account reporting for licensees to report when they put Group 12 amusement games into play and when they remove games from play. • Staff will need to make a change to the annual amusement game activity report to collect gambling receipts information from Group 12 amusement games.
Statements Supporting or Opposing the Proposed Rule Change
We have received one written statement. See attached.
Staff Recommendation
Further Discussion.
When the rules are up for final action staff will recommend final action on Version 2 for WAC 230-13-005, <u>WAC 230-07-125</u> , and WAC 230-13-170.
Proposed Effective Date for Rule Change
31 days from filing.

AMENDATORY SECTION (Amending WSR 07-15-064, filed 7/16/07, effective 1/1/08)

WAC 230-13-075 Assigning and reporting group numbers of authorized amusement games. (1) Amusement game licensees must determine the authorized group number of each game and prepare a list of all games they plan to operate during each license year. They must submit this list to us with their activity report. The list must contain, at least, the name and group number of each game.

(2) Amusement game licensees must notify us within thirty days of putting into play and removing from play a group 12 amusement game. Reporting must be in the format we require.

[Statutory Authority: RCW 9.46.070. WSR 07-15-064 (Order 612), § 230-13-075, filed 7/16/07, effective 1/1/08.]

AMENDATORY SECTION (Amending WSR 07-15-064, filed 7/16/07, effective 1/1/08)

WAC 230-13-170 Recordkeeping for commercial amusement games.

(1) Amusement game licensees must prepare a detailed record for each location where they operate games. They must retain the records for at least three years. The records must include details necessary to determine:

- (a) Gross gambling receipts received from players(~~(; and)~~) from:
 - (i) Group 1 through 11 amusement games; and
 - (ii) Group 12 amusement games; and

- (b) Value of prizes awarded to winners.

- (2) Records must include, at least:

- (a) The gross gambling receipts collected from amusement games at each location, with receipting records; and

- (b) An entry for each withdrawal of receipts from the games. Coin or token activated amusement games only require an entry of the ending meter reading, the number of plays, and gross gambling receipts at the end of each month; and

- (c) A summary of the operation of the activity. This includes, at least, coin-in meter readings and gross gambling receipts. Operators must provide these coin-in meter readings and gross gambling receipts to charitable or nonprofit organizations each time they service a game or disburse money.

- (3) Licensees must report at least monthly the number and actual cost of merchandise prizes awarded for each location.

- (4) For amusement games that issue tickets for the redemption of prizes, licensees must at least log the beginning and ending nonresettable ticket out meters or ticket numbers during each collection of funds from each game.

- (5) Licensees must provide the full details for all amusement game operating expenses.

Original Version filed at the March 2016 Meeting

Amended Section

WAC 230-13-170 Recordkeeping for commercial amusement games.

(1) Amusement game licensees must prepare a detailed record for each location where they operate games. They must retain the records for at least three years. The records must include details necessary to determine:

- (a) Gross ~~gambling~~ receipts received from players from each group of amusement game; and
- (b) Value of prizes awarded to winners.

(2) Records must include, at least:

(a) The gross ~~gambling~~ receipts collected from amusement games at each location, with receipting records; and

(b) An entry for each withdrawal of receipts from the games. Coin or token activated amusement games only require an entry of the ending meter reading, the number of plays, and gross ~~gambling~~ receipts at the end of each month; and

(c) A summary of the operation of the activity. This includes, at least, coin-in meter readings and gross ~~gambling~~ receipts. Operators must provide these coin-in meter readings and gross ~~gambling~~ receipts to charitable or nonprofit organizations each time they service a game or disburse money.

(3) Licensees must report at least monthly the number and actual cost of merchandise prizes awarded for each location.

(4) For amusement games that issue tickets for the redemption of prizes, licensees must at least log the beginning and ending nonresettable ticket out meters or ticket numbers during each collection of funds from each game.

(5) Licensees must provide the full details for all amusement game operating expenses.

[Statutory Authority: RCW [9.46.070](#). WSR 07-15-064 (Order 612), § 230-13-170, filed 7/16/07, effective 1/1/08.]

VERSION 2

Up for Discussion at the September 2016 Commission Meeting.

AMENDATORY SECTION (Amending WSR 07-10-032, filed 4/24/07,
effective 1/1/08)

**WAC 230-07-125 Recordkeeping requirements for lower volume
charitable or nonprofit organizations.**

(1) Organizations operating without a license under RCW 9.46.0315 or 9.46.0321 and lower volume charitable or nonprofit licensees must keep a set of permanent monthly records of the gambling activities. Lower volume licensees include:

- (a) Fund-raising events;
- (b) Bingo (Classes A, B, and C);
- (c) Raffles (Classes A, B, C, and D);
- (d) Amusement games (Classes A, B, C, and D); and
- (e) Card games (Classes A, B, and C).

(2) The monthly records must include, at least:

- (a) The gross gambling receipts from each activity;
- (b) The gross gambling receipts from group 12 amusement

games;

- (c) The total amount of cash prizes actually paid out;

~~((e))~~ (d) The total of the cost to the licensee of all merchandise prizes actually paid out for each activity;

~~((d))~~ (e) A summary of all expenses related to each of the activities; and

~~((e))~~ (f) The net income received from the activity, the purpose(s) for which the net income was raised, and the amount paid to each recipient.

(3) Licensees must keep these records for three years from the end of the license year for which the record was created.

(4) Organizations operating under RCW 9.46.0315 or 9.46.0321 must maintain their records for one year.

[Statutory Authority: RCW 9.46.070. WSR 07-10-032 (Order 609), § 230-07-125, filed 4/24/07, effective 1/1/08.]

Amended Section

WAC 230-07-125 Recordkeeping requirements for lower volume charitable or nonprofit organizations.

(1) Organizations operating without a license under RCW [9.46.0315](#) or [9.46.0321](#) and lower volume charitable or nonprofit licensees must keep a set of permanent monthly records of the gambling activities. Lower volume licensees include:

- (a) Fund-raising events;
- (b) Bingo (Classes A, B, and C);
- (c) Raffles (Classes A, B, C, and D);
- (d) Amusement games (Classes A, B, C, and D); and
- (e) Card games (Classes A, B, and C).

(2) The monthly records must include, at least:

(a) The gross receipts from each activity;

(b) The gross receipts from group 12 amusement games;

~~(bc)~~ The total amount of cash prizes actually paid out;

~~(ed)~~ The total of the cost to the licensee of all merchandise prizes actually paid out for each activity;

~~(de)~~ A summary of all expenses related to each of the activities; and

~~(ef)~~ The net income received from the activity, the purpose(s) for which the net income was raised, and the amount paid to each recipient.

(3) Licensees must keep these records for three years from the end of the license year for which the record was created.

(4) Organizations operating under RCW [9.46.0315](#) or [9.46.0321](#) must maintain their records for one year.

[Statutory Authority: RCW [9.46.070](#). WSR 07-10-032 (Order 609), § 230-07-125, filed 4/24/07, effective 1/1/08.]

VERSION 2

Up for Discussion at the September 2016 Commission Meeting.

AMENDATORY SECTION (Amending WSR 16-09-045, filed 4/15/16,
effective 7/15/16)

WAC 230-13-005 Amusement games authorized. (1) We authorize the approved groups of amusement games set forth in this chapter. Operators must only operate amusement games that meet the standards of at least one of the authorized groups.

(2) Commercial businesses or nonprofit or charitable organizations may apply for licenses for amusement games.

(3) Charitable or nonprofit organizations also may conduct group 1 through 11 amusement games without a license when authorized to do so under RCW 9.46.0321 and 9.46.0331.

(4) Operators must operate amusement games as either:

(a) An attended amusement game.

(i) An "attended amusement game" means an amusement game that requires the presence or assistance of a person (attendant) in the regular operation of the game; and

(ii) These games must award a merchandise prize to players if players achieve the objective with one cost of play; and

(iii) An attendant accepts cash, check, tickets or scrip to play the amusement game. The tickets and scrip are not redeemable for cash and must show the name of the operator or sponsor; or

(b) A coin or token activated amusement game.

(i) A "coin or token activated amusement game" means an amusement game that uses a mechanical, electronic, or electro-mechanical machine to allow the player to activate the game by inserting coins, cash, tokens, or tokens on an electronic token card; and

(ii) These games may dispense merchandise prizes, or coupons, tickets, tokens, or tokens onto an electronic token card redeemable for merchandise prizes; and

(iii) Coupons, tickets, tokens or tokens on an electronic token card can be electronically stored for redemption under this section as long as the coupons, tickets, tokens or tokens on an electronic token card are:

(A) Deposited into, and tracked on, a separate amusement game accounting system; and

(B) Not commingled with any tracking, reward, or other gambling related redemption systems; and

(C) Redeemed only for merchandise prizes.

(5) Amusement games must not:

(a) Award additional plays as prizes; or

(b) Allow coupons, tickets, tokens or tokens on electronic token cards that are awarded to be replayed; or

(c) Result in any cash payment being awarded.

(6) Amusement games must only award merchandise prizes.

(a) Merchandise prizes mean noncash prizes including toys, novelties, retail items such as electronic goods, clothing, accessories, as well as food, beverages and other items sold by the operator as a normal part of their business in compliance with all other state laws and regulations, except as provided in

(b) of this subsection.

(b) Pull-tabs and other gambling activities, gift certificates or gift cards do not constitute merchandise prizes.

(7) Electronic token card means a card issued by the operator that stores purchased credits available to play the amusement game separate from the coupons, tickets, or tokens awarded or dispensed as prizes from the play of the amusement game. Coupons, tickets, or tokens awarded as prizes cannot be

used to play amusement games and must only be redeemed for merchandise prizes.

[Statutory Authority: RCW 9.46.070, 9.46.0201. WSR 16-09-045 (Order 719), § 230-13-005, filed 4/15/16, effective 7/15/16.

Statutory Authority: RCW 9.46.070 and 9.46.0331. WSR 15-15-063 (Order 713), § 230-13-005, filed 7/10/15, effective 8/10/15.

Statutory Authority: RCW 9.46.070. WSR 07-15-064 (Order 612), § 230-13-005, filed 7/16/07, effective 1/1/08.]

Amended Section

WAC 230-13-005 Amusement games authorized.

(1) We authorize the approved groups of amusement games set forth in this chapter. Operators must only operate amusement games that meet the standards of at least one of the authorized groups.

(2) Commercial businesses or nonprofit or charitable organizations may apply for licenses for amusement games.

(3) Charitable or nonprofit organizations also may conduct amusement games without a license when authorized to do so under RCW [9.46.0321](#) and [9.46.0331](#).

(4) Operators must operate amusement games as either:

(a) An attended amusement game.

(i) An "attended amusement game" means an amusement game that requires the presence or assistance of a person (attendant) in the regular operation of the game; and

(ii) These games must award a merchandise prize to players if players achieve the objective with one cost of play; or

(b) A coin or token activated amusement game.

(i) A "coin or token activated amusement game" means an amusement game that uses a mechanical, electronic, or electro-mechanical machine to allow the player to activate the game by inserting coins, ~~or~~ tokens, or tokens on an electronic token card; and

(ii) These games may dispense merchandise prizes, or coupons, tickets, ~~or~~ tokens, or tokens onto an electronic token card redeemable for merchandise prizes; and

(iii) For group 12 amusement games, coupons, tickets, tokens or tokens on an electronic token cards are nontransferable, such as player tracking systems, customer rewards systems, etc.

(5) Amusement games must not award additional plays as prizes.

(6) Electronic token card means a card issued by the operator that stores purchased credits available to play the amusement game separate from the coupons, tickets, or tokens awarded or dispensed as prizes from the play of the amusement game. Coupons, tickets, or tokens awarded as prizes cannot be used to play amusement games and must only be redeemed for merchandise prizes.

[Statutory Authority: RCW [9.46.070](#) and [9.46.0331](#). WSR 15-15-063 (Order 713), § 230-13-005, filed 7/10/15, effective 8/10/15. Statutory Authority: RCW [9.46.070](#). WSR 07-15-064 (Order 612), § 230-13-005, filed 7/16/07, effective 1/1/08.]

Budget Proviso

SECOND ENGROSSED SUBSTITUTE HOUSE BILL 2376

FOR THE GAMBLING COMMISSION

State Lottery Account: For transfer to gambling revolving account \$1,000,000

The transfer in this section is subject to the following conditions and limitations:

- (1) (~~The commission shall maintain working capital reserves in the gambling revolving account of no more than five percent of projected expenses in the account~~) This funding is provided solely for the costs of enforcement of gambling activities, including but not limited to evaluation, analysis, and dissemination of information on individuals and groups who are suspected of being involved in illegal gambling and other associated crimes.
- (2) The commission shall not approve any electronic raffle systems to conduct fifty-fifty raffles until the legislature has reviewed all impacts to the state lottery.
- (3) The commission is directed to review and reconsider, including repeal, rules adopted to authorize the amusement games classified as group 12 under WAC 230-13-067, recognizing the impact such games may have on state lottery revenues used to support public education programs.

From: [Monty Harmon](#)
To: [Griffin, Tina \(GMB\)](#)
Subject: Amusement game rules
Date: Tuesday, March 29, 2016 5:02:21 PM

Tina,

Thank you for requesting input on the Amusement Rules.

I would like the following changes to the proposed rules:

WAC 230-13-005 - Please eliminate section 4.b.iii

Staff does not need to restrict the token record systems. We developed a system separate from other player reward accounts that should be allowed under the rules and not prohibited.

WAC 230-13-005 (6) please amend the last sentence to read "Coupons, Tickets or Tokens awarded as prizes cannot be used to play amusement games once dispensed. Once dispensed from a machine they must only be redeemed for merchandise prizes.

Thank you

Monty Harmon

CONFIDENTIALITY NOTICE:

This electronic transmission (and/or the documents accompanying it) may contain confidential information belonging to the sender. The information is proprietary and is intended solely for the use of the individual or entity named above. If you are not the intended recipient, you are hereby notified that any disclosure, copying, distribution or the taking of any action in reliance on the contents of this information is strictly prohibited. If you have received this transmission in error, please notify this office immediately to arrange for the return of the documents. Thank you.

Please do not print this e-mail unless you really need to. Thanks!

**Small Business Economic Impact Statement – RCW 19.85.040
Washington State Gambling Commission**

May 20, 2016

Proposed Changes to Rules:

WAC 230-13-075 Assigning and reporting group numbers of authorized amusement games.

WAC 230-13-170 Recordkeeping for commercial amusement games.

WAC 230-07-125 Recordkeeping requirements for lower volume charitable or nonprofit organizations.

WAC 230-13-005 Amusement games authorized.

This rules package would:

- Require licensees to notify us within 30 days of putting into play and removing from play a group 12 amusement game in the format we require.
- Require licensees record gross gambling receipts received from players for group 12 amusement games separately from the gross gambling receipts from groups 1 through 11.
- Allow coupons, tickets, tokens or tokens on an electronic token card dispensed from a group 12 amusement game to be stored for redemption under this rule on a system that does not commingle the coupons, tickets, tokens or tokens on an electronic token card with anything else.

Involvement of Small Businesses:

We filed the Code Revisor's 101 on March 2, 2016, under WSR# 16-06-130.

On July 2015, the Commissioners approved a new type of amusement game, group 12 amusement games with the passage of a new rule.

In October 2015, operators began putting group 12 amusement games into play and a number of questions arose regarding the operation, licensure, recordkeeping, and regulatory controls for this new type of amusement games. In an effort to address the questions and get information out to stakeholders timely, we started posting information on our website under Breaking News on group 12 amusement games.

On November 9, 2015, we sent an email to the Class B and above amusement game licensees that we had email addresses for informing them that we had drafted rules for discussion on a number of different issues concerning Group 12 amusement games. (These rules did not include this rule change.)

On November 12, 2015, we asked stakeholders that attended the Study Session, which is open to the general public, to submit any comments or rule change language, not limited to the rules staff

drafted, to address the issues surrounding group 12 amusement games to commission staff by November 30, 2015.

On December 24, 2015, we sent notice to all commercial and amusement game licensees of the updated rule proposals based the feedback we received during the comment period. We also posted the draft rules on our website.

In February 2016, while other group 12 amusement game rules were being considered, staff put this rules package together, which included this specific rule, to address some other regulatory concerns with group 12 amusement games.

At least one week prior to the March 11, 2016 Commission meeting, we posted this rules package on our website.

On March 25, 2016, we posted information on this rules package as filed by the Commissioners at their March 11, 2016, Commission meeting in the special “Breaking News” section of our website for group 12 amusement games. We also posted that we would be holding a stakeholder meeting to discuss all group 12 amusement game rules pending on April 9, 2016, to include this rules package, which included this specific rule.

On April 9, 2016, we held a stakeholder meeting to discuss all group 12 amusement game rules, which included all rules in this package, which included this specific rule.

At least one week prior to the April 14, 2016, Commission meeting, we posted this rules package on our website, which included this specific rule.

On April 15, 2016, we posted in the special section of our website for group 12 amusement games a summary of the rules discussed and action taken by the Commissioners at the April Commission meeting.

At least one week prior to the May 12, 2016, Commission meeting, we posted this rules package on our website, which included this specific rule.

At the May 12, 2016, Study Session, stakeholders were asked what costs they would incur if the rule proposal went into effect. Stakeholders provided feedback as indicated below.

A meeting was held on May 19, 2016, with the stakeholder that wanted to explore possible options to the rule language being proposed.

In summary, the proposed rule changes were discussed at Study Sessions on the following dates: March 11, 2016, April 14, 2016, and May 12, 2016. It will also be discussed at the Study Session on July 14/15, 2016. The rule proposal was discussed and public comment taken at the Commission meetings on March 11, 2016, April 14, 2016, and May 12, 2016. It will also be discussed and public comment will be taken at the July 14/15, 2016, Commission meeting. The

proposed changes were discussed at a stakeholder meeting on April 9, 2016 and with one stakeholder on May 19, 2016 to discuss possible changes to the proposed language.

This process provided small businesses opportunities in the development of the new rule.

1. Description of the reporting, record keeping and other compliance requirements of the proposed rule.

In July 2015, the Commissioners authorized Group 12 amusement games to be played by persons 21 and over with the passage of one rule. Since this time, numerous questions and concerns have been raised surrounding the operation and regulation of group 12 amusement games. We have discovered that more rules were needed with the new activity.

Reporting Requirement – This rules package requires amusement game licensees to notify us within 30 days of placing a group 12 amusement game into play or removing it from play.

Currently, amusement game licensees are only required to report to us the amusement games they have in play once a year. Without this rule change, we have no way of knowing where these games, which have been of great interest and have been controversial, are placed. This will allow us to know, within a 30 day window, where and how many group 12 amusement games are in the state.

Recordkeeping Requirement – This rules package requires licensees that operate group 12 amusement games to record gross gambling receipts of group 12 games separate from the gross gambling receipts of group 1 through 11 amusement games.

Currently, amusement game licensees must record the combined gross gambling receipts of amusement games regardless of the group or type of amusement game they operate.

Nontransferability of tokens awarded on group 12 amusement games – This rule package allows coupons, tickets, tokens or tokens on an electronic token card dispensed from a group 12 amusement game to be stored for redemption on a system that does not commingle the coupons, tickets, tokens or tokens on an electronic token card with anything else.

This will prevent group 12 amusement game licensees from circumventing the prohibition against gift cards/cash by allowing cash/gift cards to be awarded through a player tracking or customer reward system. By not allowing operators to transfer tokens awarded from a group 12 amusement game, licensees will be required to

follow the redemption and operation requirements set out in RCW 9.46.0201 and WAC 230-13-005.

2. Kinds of professional services that a small business is likely to need in order to comply.

Small businesses should not need any additional professional services other than those accounting services that may be currently used to assist with current reporting and record keeping requirements.

Reporting requirement – Professional services will not be needed for small businesses to comply with this portion of the rule change. Licensees can provide the required information through the Commission’s My Account, which licensees are required to use to renew their license. My Account is an on-line account, customized for each licensee. For those licensees that do not have a computer, they will have to submit a form. The information required to be submitted to the Commission to comply with this rule will likely be the name of licensee, name and address of the licensed location where the game is physically located, the approved group 12 amusement game(s) placed or removed, the date the game(s) was placed or removed, and the number of approved group 12 amusement games placed or removed.

Recordkeeping requirement – Rules already require commercial and nonprofit amusement game licensees to record and report amusement game gross receipts. Licensees record and report the combined gross receipts from all group 1 through 11 amusement games they operate. Licensees may be using professional services to comply with the current rule. The proposed rule would require licensees to add to their records a separate line item for group 12 gross receipts and report that to us separate from their total group 1 through 11 amusement game gross receipts.

Nontransferability of tokens awarded from group 12 amusement games – Professional services will not be required for group 12 amusement game operators to comply with this rule proposal. This portion of the rules package allow coupons, tickets, tokens or tokens on an electronic token card dispensed from a group 12 amusement game to be stored for redemption under this rule on a system that does not commingle the coupons, tickets, tokens or tokens on an electronic token card with anything else. Conversely, it will not allow group 12 amusement game operators to transfer coupons, tickets, tokens or tokens on an electronic storage card awarded from a group 12 amusement game to another system, such as a player tracking or customer rewards system. Group 12 amusement game operators will have to redeem the actual coupons, tickets, tokens or tokens on an electronic storage card dispensed from the game.

The rule already requires group 12 amusement games to dispense coupons, tickets, tokens or tokens on an electronic token card to be redeemed for merchandise prizes.

No modifications to the amusement games would be required to comply with this rule.

3. The actual costs to small businesses of compliance, including costs of equipment, supplies, labor and increased administrative costs.

Cost should be minimal, if any, to small businesses.

Reporting – The cost for complying with this portion of the rule change will be labor costs to do the reporting and any mailing costs if the licensee does not have a computer. The information most likely required to be reported will be the name of licensee, name and address of the licensed location where the game is physically located, the approved group 12 amusement game(s) placed or removed, the date the game(s) was placed or removed, and the number of approved group 12 amusement games placed or removed.

Small business licensees should be familiar with their obligations to report certain business information to us within 30 days from the event. All reporting will be done through My Account, a free online program that all licensees must use for other reporting and to renew their licenses. Those licensees that do not have a computer or that find it easier to fill out a form can do so and mail it in to us. .

Recordkeeping – There should be minimal increased administrative costs to develop a new line item and record the gross receipts for group 12 amusement games separately from the group 1 through 11 amusement games they operate. Small business licensees already must track and record the gross receipts from group 12 activity with the other amusement game gross receipts for other state agencies. There should also be minimal increased administrative costs to report the total group 12 amusement game gross receipts. Small business licensees already must track and report all amusement game gross receipts to us. This rule change solely requires them to separate group 12 gross receipts from receipts from groups 1-11.

Nontransferability of coupons, tickets, tokens or tokens on an electronic token card dispensed by a group 12 amusement game – There should be no additional costs for compliance with the rule proposal. Currently our rules require all group 12 amusement games to dispense coupons, tickets, tokens or tokens on an electronic token card. This rule proposal would allow coupons, tickets, tokens or tokens on an electronic token card dispensed from a group 12 amusement game to be stored for redemption under this rule on a system that does not commingle the coupons, tickets, tokens or tokens on an electronic token card with anything else.

4. Whether compliance with the rule, based on feedback received from licensees, will cause businesses to lose sales or revenue.

This rule should not cause a small business to lose sales or revenue. One small business licensee with 49 group 12 amusement games in operation at 10 licensed locations in Washington indicated that he spent at least \$7,500 on a software program allowing him to store group 12 amusement game tokens on his player tracking system. This licensee indicated he will close down all of his group 12 amusement games in the state if this rule is passed. However, he did not share how sales or revenue would be affected by this rule change.

No other small business stakeholders indicated any possible loss of sales or revenue at the April 9, 2016, stakeholder meeting; the April 14, 2016 Study Session or Commission meeting; or at the May 12, 2016 Study Session or Commission meeting.

5. A determination of whether the proposed rule will have a disproportionate impact on small businesses.

This rule should not have a disproportionate impact on small businesses. All licensees with group 12 amusement games in play will have to comply with this rule regardless of the size of their business.

6. Steps taken by the agency to reduce the costs of the rule on small businesses or reasonable justification for not doing so. Agencies “must consider, without limitation, each of the following methods of reducing the impact of the proposed rule on small businesses:”

a. Reducing, modifying, or eliminating substantive regulatory requirements;

Group 12 amusement games were approved by the Commissioners in July 2015 with the passage of one rule to allow the games. Since that time, we have determined that more rules are necessary to regulate the activity.

The Commission kept the reporting timeline, 30 days from placing into or removing from play, the same as it has for all other reportable information. We also will make the form available on our My Account to make reporting as easy as possible for licensees.

Licensees could allow coupons, tickets, tokens or tokens on an electronic token card dispensed from a group 12 amusement game to be stored for redemption under this rule on a system that does not commingle the coupons, tickets, tokens or tokens on an electronic token card with anything else.

b. Simplifying, reducing, or eliminating recordkeeping and reporting requirements;

The Commission is only requiring licensees to separately report group 12 amusement game gross receipts. The reporting requirement is simplified by allowing group 12 gross receipts to be reported online through My Account, which is available to licensees when they report their amusement game gross receipts now. Licensees are still allowed to report their combined group 1 through 11 gross receipts. .

Additionally, reporting the placement or removal of group 12 amusement games can simply be done online through My Account. The Commission is only requiring limited information, such as the name of licensee, name and address of the licensed location where the game is physically located, the approved group 12 amusement game(s) placed or removed, the date the game(s) was placed or removed, and the number of approved group 12 amusement games placed or removed.

c. Reducing the frequency of inspections;

This rule will not require additional inspections. Verification of compliance with these rules can be done during routine inspections to verify licensure, identification stamp, and other operational requirements.

d. Delaying compliance timetables;

Delaying compliance is unnecessary because the cost for compliance is minimal and these rules are necessary for monitoring and regulating these new electronic amusement games.

e. Reducing or modifying fine schedules for noncompliance; or

There is no fine schedule related to this rule. Any finding of noncompliance with this rule would likely be handled like all other amusement game violations, which is a progressive enforcement model that includes verbal warnings, written warnings, fines, suspension, and revocation. Our goal is to seek voluntary compliance with our licensees through education and training.

f. Any other mitigation techniques including those suggested by small businesses or small business advocates.

Only one small business licensee has requested or suggested any mitigation techniques for the implementation of this rule change. This licensee's suggestion was to withdraw the rule change regarding nontransferability of tokens dispensed

from a group 12 amusement game. The licensee did not suggest an alternative rule that would mitigate any cost the rule would have to his small business.

The Commission considered changes to the original proposed rule language and has changed the language to allow coupons, tickets, tokens or tokens on an electronic token card dispensed from a group 12 amusement game to be stored for redemption under this rule on a system that does not commingle the coupons, tickets, tokens or tokens on an electronic token card with anything else.

The Commission has a responsibility to prevent amusement game licensees from circumventing the prohibition against gift cards/cash by allowing cash/gift cards to be awarded through a player tracking or customer reward system. By not allowing operators to transfer tokens awarded from a group 12 amusement game, licensees will be required to follow the redemption and operation requirements set out in RCW 9.46.0201 and WAC 230-13-005.

7. A description of how the Gambling Commission will involve small businesses in the development of the rule.

On November 9, 2015, we sent an email to the Class B and above amusement game licensees that we had email addresses for informing them that we had drafted rules for discussion on a number of different issues concerning Group 12 amusement games. (These rules did not include this rule change.)

On November 12, 2015, we asked stakeholders that attended the Study Session, which is open to the general public, to submit any comments or rule change language, not limited to the rules staff drafted, to address the issues surrounding group 12 amusement games to commission staff by November 30, 2015.

On December 24, 2015, we sent notice to all commercial and amusement game licensees of the updated rule proposals based the feedback we received during the comment period. We also posted the draft rules on our website.

In February 2016, while other group 12 amusement game rules were being considered, staff put this rules package together to address some other regulatory concerns with group 12 amusement games.

At least one week prior to the March 11, 2016 Commission meeting, we posted this rules package on our website.

On March 25, 2016, we posted information on this rules package as filed by the Commissioners at their March 11, 2016, Commission meeting in the special section of our website for group 12 amusement games. We also posted that we

would be holding a stakeholder meeting to discuss all group 12 amusement game rules pending on April 9, 2016, to include this rules package.

On April 9, 2016, we held a stakeholder meeting to discuss all group 12 amusement game rules, which included all rules in this package and this specific rule.

At least one week prior to the April 14, 2016, Commission meeting, we posted this rules package on our website, which included this specific rule.

On April 15, 2016, we posted in the special section of our website for group 12 amusement games a summary of the rules discussed and action taken by the Commissioners at the April Commission meeting.

At least one week prior to the May 12, 2016, Commission meeting, we posted this rules package on our website, which included this specific rule.

At the May 12, 2016, Study Session, stakeholders were asked what costs they would incur if the rule proposal went into effect.

A meeting was held on May 19, 2016, with the stakeholder that provided an email in opposition to one of the rule changes.

8. A list of industries that will be required to comply with the rule.

7132. *(Leave this number here)*

9. An estimate of the number of jobs that will be created or lost as the result of compliance with the proposed rule.

There is only evidence that one full-time and one part-time job will be lost as a result of the proposed rule changes. One small business licensee that has 49 group 12 amusement games in operation at 10 licensed locations in Washington and spent at least \$7,500 on a software program to store tokens dispensed on the player tracking system indicated that they will stop operating all of their group 12 amusement games in the state. This action will result in the loss of one full-time bookkeeper, a part-time technician, and it will terminate the use of an on-call technician that flies in from California when his service is needed.

No other small business licensees have indicated that any jobs would be created or lost as a result of compliance with this proposed rule change.



Amend

WAC: 230-15-140 Wagering Limits for House Banked Card Games

September 2016 – Up for Discussion and Possible Filing
August 2016 – Study Session

Tab 7: September 2016 Commission Meeting Agenda.	Statutory Authority 9.46.070
Who Proposed the Rule Change?	
Executive Director Dolores Chiechi on behalf of the Recreational Gaming Association.	
Describe the Proposed Change	
<p>This change would authorize house-banked card game licensees to allow patrons to make wagers up to \$500 on house-banked card games.</p> <p>The current limitation set by the Commission of \$300 has been in place since early 2009. Before that, in 2004, the Commission limitation was increased to \$200 up from \$100. Before that (1997) house-banked card games opened up at \$25 dollars but increased to \$100 at a later date.</p> <p>Attachments:</p> <ul style="list-style-type: none"> • OTS version • Petition • 9.46.010 • 9.46.0282 • 9.46.070 	
Background	
<p>Currently, wagers on house-banked card games are limited to \$300. Most gambling revenues in house-banked card game licensees are derived from these same games. House-banked card game licensees are commercial entities that pay local gambling taxes. The Legislature authorized card games as a social past time as long as they were strictly controlled.</p> <p>Tribal Gaming Operations are limited to \$500. In contrast most class III gaming revenues are derived from Tribal Lottery Systems. Class III gaming revenues support Tribal government operations and support local economies and community impacts. The Indian Gaming Regulatory Act of 1988 authorized class III gaming for the purpose of promoting Tribal self-sufficiency.</p>	
Licensees Impacted Regulatory and Resource Impacts	
This change would impact approximately fifty house-banked card game licensees.	

There will be an increase in time spent by staff in reviewing internal controls and game rules and answering questions.

For licensees that increase wagering limits, there may be an increase in cheating cases that must be investigated by the Commission. In 2008, the total number of cheating cases investigated by us was 65. In 2009, the total number of cheating cases investigated by us was 45. In 2010, the total number of cheating cases investigated by us was 56.

Policy Considerations

Whether this increase is consistent with the Legislative Declaration. The legislature defined “social card game” in RCW 9.46.0282 and this same RCW limits the number of tables per establishment to fifteen and the Commission will set a limit on wagers.

Statements supporting and opposing

None

Staff Recommendation

File for further discussion

Proposed Effective Date for Rule Change

The petitioner did not specify an effective date.

AMENDATORY SECTION (Amending WSR 08-20-025, filed 9/19/08, effective 1/1/09)

WAC 230-15-140 Wagering limits for house-banked card games. (1) A single wager or a bonus wager for an odds-based pay out must not exceed ((three)) five hundred dollars.

(2) A player may make a single wager for each decision before the dealer deals or reveals additional cards. For Blackjack, the player may place an additional wager for doubling down or splitting pairs.

(3) Bonus wagers for progressive jackpots must not exceed manufacturer's rules or limits listed in subsection (1) of this section.



Post Office Box 1787 ♦ Olympia, WA 98507-1787 ♦ 360-352-0514

July 20, 2016

Washington State Gambling Commission
P.O. Box 42400
Olympia, WA 98504-2400

**RE: Petition for Rule Change:
WAC 230-15-140 - Wagering limits for house-banked games**

Dear Commissioners:

On behalf of our members, we respectfully submit the attached rule change for your review and consideration.

This change would authorize licensees to allow patrons to make wagers up to \$500 on house-banked games offered in licensed, house banked card rooms.

Come January 2017, our members will need a mechanism to increase gambling receipts as they are unable to pass on the inevitable increased expenses:

- Proposed restructure and increase of WSGC license fees which may result in some HBCR licensees seeing up to a 150-200% increase;
- Passage of Initiative 1433 raising the minimum wage January 2, 2017 to \$11.00/hour; \$11.50 in 2018; \$12.00 in 2019 and \$13.50 in 2020 respectively; and,
- Mandated benefits: health care, paid sick/safe leave, and predictive scheduling initiatives

We anticipate letters of support from house banked card room patrons and licensees will ensue once the petitions appear on the Commission's formal agenda.

We request that the Commission consider filing this petition for further discussion.

Thank you in advance for your attention and consideration.

Sincerely,

Dolores A. Chiechi
Dolores A. Chiechi
Executive Director

Attachment

WAC 230-15-140 - REVISED

Wagering limits for house-banked card games.

(1) A single wager or a bonus wager for an odds-based pay out must not exceed ~~three~~ five hundred dollars.

(2) A player may make a single wager for each decision before the dealer deals or reveals additional cards. For Blackjack, the player may place an additional wager for doubling down or splitting pairs.

(3) Bonus wagers for progressive jackpots must not exceed manufacturer's rules or limits listed in subsection (1) of this section.

From: [Dolores Chiechi](#)
To: [Griffin, Tina \(GMB\)](#); [Hunter, Amy \(GMB\)](#)
Cc: [Trujillo, Dave \(GMB\)](#)
Subject: RGA Rules Petition - HBCR Wager Limits
Date: Wednesday, July 20, 2016 1:26:54 PM
Attachments: [HBCR Wager Limits.docx](#)

Tina/Amy,
Please find the attached petition for rule change to WAC 230-15-140: wager limits for house-banked card games.

Please let me know anything more is required.

Thank you for your attention.

Dolores A Chiechi
Executive Director
Recreational Gaming Association
PO Box 1787
Olympia, WA 98507-1787
360-352-0514 office
WWW.RGA-WA.ORG

UNITED WE STAND - DIVIDED WE FOLD

RCW 9.46.010**Legislative declaration.**

The public policy of the state of Washington on gambling is to keep the criminal element out of gambling and to promote the social welfare of the people by limiting the nature and scope of gambling activities and by strict regulation and control.

It is hereby declared to be the policy of the legislature, recognizing the close relationship between professional gambling and organized crime, to restrain all persons from seeking profit from professional gambling activities in this state; to restrain all persons from patronizing such professional gambling activities; to safeguard the public against the evils induced by common gamblers and common gambling houses engaged in professional gambling; and at the same time, both to preserve the freedom of the press and to avoid restricting participation by individuals in activities and social pastimes, which activities and social pastimes are more for amusement rather than for profit, do not maliciously affect the public, and do not breach the peace.

The legislature further declares that the raising of funds for the promotion of bona fide charitable or nonprofit organizations is in the public interest as is participation in such activities and social pastimes as are hereinafter in this chapter authorized.

The legislature further declares that the conducting of bingo, raffles, and amusement games and the operation of punchboards, pull-tabs, card games and other social pastimes, when conducted pursuant to the provisions of this chapter and any rules and regulations adopted pursuant thereto, are hereby authorized, as are only such lotteries for which no valuable consideration has been paid or agreed to be paid as hereinafter in this chapter provided.

The legislature further declares that fishing derbies shall not constitute any form of gambling and shall not be considered as a lottery, a raffle, or an amusement game and shall not be subject to the provisions of this chapter or any rules and regulations adopted hereunder.

The legislature further declares that raffles authorized by the fish and wildlife commission involving hunting big game animals or wild turkeys shall not be subject to the provisions of this chapter or any rules and regulations adopted hereunder, with the exception of this section and RCW 9.46.400.

All factors incident to the activities authorized in this chapter shall be closely controlled, and the provisions of this chapter shall be liberally construed to achieve such end.

[1996 c 101 § 2; 1994 c 218 § 2; 1975 1st ex.s. c 259 § 1; 1974 ex.s. c 155 § 1; 1974 ex.s. c 135 § 1; 1973 1st ex.s. c 218 § 1.]

NOTES:

Findings—1996 c 101: See note following RCW 77.32.530.

Effective date—1994 c 218: "This act is necessary for the immediate preservation of the public peace, health, or safety, or support of the state government and its existing public institutions, and shall take effect immediately [April 1, 1994]." [1994 c 218 § 20.]

Severability—1974 ex.s. c 155: "If any provision of this 1974 amendatory act, or its application to any person or circumstance is held invalid, the remainder of the act, or the

application of the provision to other persons or circumstances is not affected." [**1974 ex.s. c 155 § 13; 1974 ex.s. c 135 § 13.**] Section 14 of the act, which provided for an effective date and that the act would be subject to referendum petition, was vetoed by the governor. The veto and the related message can be found in chapter 155, Laws of 1974 ex. sess.

RCW 9.46.070**Gambling commission—Powers and duties.****The commission shall have the following powers and duties:**

(1) To authorize and issue licenses for a period not to exceed one year to bona fide charitable or nonprofit organizations approved by the commission meeting the requirements of this chapter and any rules and regulations adopted pursuant thereto permitting said organizations to conduct bingo games, raffles, amusement games, and social card games, to utilize punchboards and pull-tabs in accordance with the provisions of this chapter and any rules and regulations adopted pursuant thereto and to revoke or suspend said licenses for violation of any provisions of this chapter or any rules and regulations adopted pursuant thereto: PROVIDED, That the commission shall not deny a license to an otherwise qualified applicant in an effort to limit the number of licenses to be issued: PROVIDED FURTHER, That the commission or director shall not issue, deny, suspend, or revoke any license because of considerations of race, sex, creed, color, or national origin: AND PROVIDED FURTHER, That the commission may authorize the director to temporarily issue or suspend licenses subject to final action by the commission;

(2) To authorize and issue licenses for a period not to exceed one year to any person, association, or organization operating a business primarily engaged in the selling of items of food or drink for consumption on the premises, approved by the commission meeting the requirements of this chapter and any rules and regulations adopted pursuant thereto permitting said person, association, or organization to utilize punchboards and pull-tabs and to conduct social card games as a commercial stimulant in accordance with the provisions of this chapter and any rules and regulations adopted pursuant thereto and to revoke or suspend said licenses for violation of any provisions of this chapter and any rules and regulations adopted pursuant thereto: PROVIDED, That the commission shall not deny a license to an otherwise qualified applicant in an effort to limit the number of licenses to be issued: PROVIDED FURTHER, That the commission may authorize the director to temporarily issue or suspend licenses subject to final action by the commission;

(3) To authorize and issue licenses for a period not to exceed one year to any person, association, or organization approved by the commission meeting the requirements of this chapter and meeting the requirements of any rules and regulations adopted by the commission pursuant to this chapter as now or hereafter amended, permitting said person, association, or organization to conduct or operate amusement games in such manner and at such locations as the commission may determine. The commission may authorize the director to temporarily issue or suspend licenses subject to final action by the commission;

(4) To authorize, require, and issue, for a period not to exceed one year, such licenses as the commission may by rule provide, to any person, association, or organization to engage in the selling, distributing, or otherwise supplying or in the manufacturing of devices for use within this state for those activities authorized by this chapter. The commission may authorize the director to temporarily issue or suspend licenses subject to final action by the commission;

(5) To establish a schedule of annual license fees for carrying on specific gambling activities upon the premises, and for such other activities as may be licensed by the commission, which fees shall provide to the commission not less than an amount of money adequate to cover all costs incurred by the commission relative to licensing under this chapter and the enforcement by the commission of the provisions of this chapter and rules and regulations adopted pursuant thereto: PROVIDED, That all licensing fees shall be submitted

with an application therefor and such portion of said fee as the commission may determine, based upon its cost of processing and investigation, shall be retained by the commission upon the withdrawal or denial of any such license application as its reasonable expense for processing the application and investigation into the granting thereof: PROVIDED FURTHER, That if in a particular case the basic license fee established by the commission for a particular class of license is less than the commission's actual expenses to investigate that particular application, the commission may at any time charge to that applicant such additional fees as are necessary to pay the commission for those costs. The commission may decline to proceed with its investigation and no license shall be issued until the commission has been fully paid therefor by the applicant: AND PROVIDED FURTHER, That the commission may establish fees for the furnishing by it to licensees of identification stamps to be affixed to such devices and equipment as required by the commission and for such other special services or programs required or offered by the commission, the amount of each of these fees to be not less than is adequate to offset the cost to the commission of the stamps and of administering their dispersal to licensees or the cost of administering such other special services, requirements or programs;

(6) To prescribe the manner and method of payment of taxes, fees and penalties to be paid to or collected by the commission;

(7) To require that applications for all licenses contain such information as may be required by the commission: PROVIDED, That all persons (a) having a managerial or ownership interest in any gambling activity, or the building in which any gambling activity occurs, or the equipment to be used for any gambling activity, or (b) participating as an employee in the operation of any gambling activity, shall be listed on the application for the license and the applicant shall certify on the application, under oath, that the persons named on the application are all of the persons known to have an interest in any gambling activity, building, or equipment by the person making such application: PROVIDED FURTHER, That the commission shall require fingerprinting and national criminal history background checks on any persons seeking licenses, certifications, or permits under this chapter or of any person holding an interest in any gambling activity, building, or equipment to be used therefor, or of any person participating as an employee in the operation of any gambling activity. All national criminal history background checks shall be conducted using fingerprints submitted to the United States department of justice-federal bureau of investigation. The commission must establish rules to delineate which persons named on the application are subject to national criminal history background checks. In identifying these persons, the commission must take into consideration the nature, character, size, and scope of the gambling activities requested by the persons making such applications;

(8) To require that any license holder maintain records as directed by the commission and submit such reports as the commission may deem necessary;

(9) To require that all income from bingo games, raffles, and amusement games be recorded and reported as established by rule or regulation of the commission to the extent deemed necessary by considering the scope and character of the gambling activity in such a manner that will disclose gross income from any gambling activity, amounts received from each player, the nature and value of prizes, and the fact of distributions of such prizes to the winners thereof;

(10) To regulate and establish maximum limitations on income derived from bingo. In establishing limitations pursuant to this subsection the commission shall take into account (a) the nature, character, and scope of the activities of the licensee; (b) the source of all other

income of the licensee; and (c) the percentage or extent to which income derived from bingo is used for charitable, as distinguished from nonprofit, purposes. However, the commission's powers and duties granted by this subsection are discretionary and not mandatory;

(11) To regulate and establish the type and scope of and manner of conducting the gambling activities authorized by this chapter, including but not limited to, the extent of wager, money, or other thing of value which may be wagered or contributed or won by a player in any such activities;

(12) To regulate the collection of and the accounting for the fee which may be imposed by an organization, corporation, or person licensed to conduct a social card game on a person desiring to become a player in a social card game in accordance with RCW 9.46.0282;

(13) To cooperate with and secure the cooperation of county, city, and other local or state agencies in investigating any matter within the scope of its duties and responsibilities;

(14) In accordance with RCW 9.46.080, to adopt such rules and regulations as are deemed necessary to carry out the purposes and provisions of this chapter. All rules and regulations shall be adopted pursuant to the administrative procedure act, chapter 34.05 RCW;

(15) To set forth for the perusal of counties, city-counties, cities and towns, model ordinances by which any legislative authority thereof may enter into the taxing of any gambling activity authorized by this chapter;

(16)(a) To establish and regulate a maximum limit on salaries or wages which may be paid to persons employed in connection with activities conducted by bona fide charitable or nonprofit organizations and authorized by this chapter, where payment of such persons is allowed, and to regulate and establish maximum limits for other expenses in connection with such authorized activities, including but not limited to rent or lease payments. However, the commissioner's powers and duties granted by this subsection are discretionary and not mandatory.

(b) In establishing these maximum limits the commission shall take into account the amount of income received, or expected to be received, from the class of activities to which the limits will apply and the amount of money the games could generate for authorized charitable or nonprofit purposes absent such expenses. The commission may also take into account, in its discretion, other factors, including but not limited to, the local prevailing wage scale and whether charitable purposes are benefited by the activities;

(17) To authorize, require, and issue for a period not to exceed one year such licenses or permits, for which the commission may by rule provide, to any person to work for any operator of any gambling activity authorized by this chapter in connection with that activity, or any manufacturer, supplier, or distributor of devices for those activities in connection with such business. The commission may authorize the director to temporarily issue or suspend licenses subject to final action by the commission. The commission shall not require that persons working solely as volunteers in an authorized activity conducted by a bona fide charitable or bona fide nonprofit organization, who receive no compensation of any kind for any purpose from that organization, and who have no managerial or supervisory responsibility in connection with that activity, be licensed to do such work. The commission may require that licensees employing such unlicensed volunteers submit to the commission periodically a list of the names, addresses, and dates of birth of the volunteers. If any volunteer is not approved by the commission, the commission may require that the licensee not allow that person to work in connection with the licensed activity;

(18) To publish and make available at the office of the commission or elsewhere to anyone requesting it a list of the commission licensees, including the name, address, type of license, and license number of each licensee;

(19) To establish guidelines for determining what constitutes active membership in bona fide nonprofit or charitable organizations for the purposes of this chapter;

(20) To renew the license of every person who applies for renewal within six months after being honorably discharged, removed, or released from active military service in the armed forces of the United States upon payment of the renewal fee applicable to the license period, if there is no cause for denial, suspension, or revocation of the license;

(21) To issue licenses under subsections (1) through (4) of this section that are valid for a period of up to eighteen months, if it chooses to do so, in order to transition to the use of the business licensing services program through the department of revenue; and

(22) To perform all other matters and things necessary to carry out the purposes and provisions of this chapter.

[2012 c 116 § 1; 2007 c 206 § 1; 2002 c 119 § 1; 1999 c 143 § 6; 1993 c 344 § 1; 1987 c 4 § 38; 1981 c 139 § 3. Prior: 1977 ex.s. c 326 § 3; 1977 ex.s. c 76 § 2; 1975-'76 2nd ex.s. c 87 § 4; 1975 1st ex.s. c 259 § 4; 1974 ex.s. c 155 § 4; 1974 ex.s. c 135 § 4; 1973 2nd ex.s. c 41 § 4; 1973 1st ex.s. c 218 § 7.]

NOTES:

Effective date—1993 c 344: "This act is necessary for the immediate preservation of the public peace, health, or safety, or support of the state government and its existing public institutions, and shall take effect June 1, 1993." [1993 c 344 § 2.]

Severability—1981 c 139: "If any provision of this amendatory act or its application to any person or circumstance is held invalid, the remainder of the act or the application of the provision to other persons or circumstances is not affected." [1981 c 139 § 19.]

Severability—1974 ex.s. c 155: See note following RCW 9.46.010.

Enforcement—Commission as a law enforcement agency: RCW 9.46.210.

RCW 9.46.0282**"Social card game."**

"Social card game" as used in this chapter means a card game that constitutes gambling and is authorized by the commission under RCW 9.46.070. Authorized card games may include a house-banked or a player-funded banked card game. No one may participate in the card game or have an interest in the proceeds of the card game who is not a player or a person licensed by the commission to participate in social card games. There shall be two or more participants in the card game who are players or persons licensed by the commission. The card game must be played in accordance with the rules adopted by the commission under RCW 9.46.070, which shall include but not be limited to rules for the collection of fees, limitation of wagers, and management of player funds. The number of tables authorized shall be set by the commission but shall not exceed a total of fifteen separate tables per establishment.

[1997 c 118 § 1.]



HOUSE-BANKED PUBLIC CARD ROOM REPORT

Current House- Banked Locations Operating				50		
Licensee	City	Commission Approval Date	License Expiration Date	Tables	Org #	License #
ACES CASINO ENTERTAINMENT	SPOKANE	Mar 13, 2014	Dec 31, 2016	7	00-23112	67-00325
ALL STAR CASINO	SILVERDALE	Jan 14, 1999	Jun 30, 2017	15	00-18357	67-00058
BLACK PEARL RESTAURANT & CARD ROOM	SPOKANE VALLEY	Jan 10, 2013	Sep 30, 2016	15	00-22440	67-00321
BUZZ INN STEAKHOUSE/EAST WENATCHEE	EAST WENATCHEE	Oct 10, 2002	Dec 31, 2016	10	00-11170	67-00183
CARIBBEAN CARDROOM	KIRKLAND	Aug 13, 2009	Mar 31, 2017	7	00-21882	67-00285
CASINO CARIBBEAN	YAKIMA	Mar 14, 2002	Dec 31, 2016	15	00-17603	67-00093
CASINO CARIBBEAN	KIRKLAND	Nov 15, 2005	Sep 30, 2016	15	00-20427	67-00238
CHIPS CASINO/LAKEWOOD	LAKEWOOD	Apr 8, 1999	Dec 31, 2016	12	00-17414	67-00020
CLEARWATER SALOON & CASINO	EAST WENATCHEE	Apr 9, 2015	Dec 31, 2016	11	00-23386	67-00328
CLUB HOLLYWOOD CASINO	SHORELINE	Sep 9, 2010	Jun 30, 2017	15	00-22132	67-00303
COYOTE BOB'S CASINO	KENNEWICK	Jul 10, 2009	Mar 31, 2017	12	00-21848	67-00282
CRAZY MOOSE CASINO II/MOUNTLAKE TERRACE	MOUNTLAKE TERRACE	Jul 10, 2009	Mar 31, 2017	15	00-21849	67-00283
CRAZY MOOSE CASINO/PASCO	PASCO	Jul 10, 2009	Mar 31, 2017	15	00-21847	67-00281
FORTUNE CASINO	TUKWILA	Oct 8, 2015	Aug 31, 2016	12	00-23465	67-00329
FREDDIE'S CLUB	RENTON	Jan 8, 2015	Sep 30, 2016	15	00-23339	67-00327
GOLDIE'S SHORELINE CASINO	SHORELINE	May 13, 1999	Dec 31, 2016	15	00-17610	67-00016
GREAT AMERICAN CASINO/EVERETT	EVERETT	Nov 12, 1998	Dec 31, 2016	15	00-19513	67-00194
GREAT AMERICAN CASINO/LAKEWOOD	LAKEWOOD	Aug 14, 2003	Jun 30, 2017	15	00-19258	67-00184
GREAT AMERICAN CASINO/TUKWILA	TUKWILA	Jan 15, 1998	Sep 30, 2016	15	00-12554	67-00012
HAWKS PRAIRIE CASINO	LACEY	Jul 12, 2001	Jun 30, 2017	15	00-17579	67-00091
IRON HORSE CASINO	AUBURN	Jan 9, 2003	Dec 31, 2016	15	00-19477	67-00192
JOKER'S CASINO SPORTS BAR & FIESTA CD RM	RICHLAND	Nov 12, 1998	Dec 31, 2016	11	00-15224	67-00006

12

Current House- Banked Locations Operating

50

Licensee	City	Commission Approval Date	License Expiration Date	Tables	Org #	License #
LANCER LANES/REST AND CASINO	CLARKSTON	Nov 13, 2008	Sep 30, 2016	9	00-21681	67-00276
LAST FRONTIER	LA CENTER	Feb 11, 1999	Sep 30, 2016	15	00-11339	67-00055
LILAC LANES & CASINO	SPOKANE	Jul 12, 2007	Jun 30, 2017	12	00-21305	67-00267
LUCKY 21 CASINO	WOODLAND	Oct 8, 2013	Jun 30, 2017	15	00-22918	67-00322
LUCKY BRIDGE CASINO	KENNEWICK	Feb 13, 2014	Dec 31, 2016	15	00-23082	67-00324
MACAU CASINO	TUKWILA	Jan 12, 2012	Sep 30, 2016	15	00-22573	67-00319
MACAU CASINO	LAKEWOOD	Jul 12, 2007	Mar 31, 2017	15	00-20428	67-00239
NEW PHOENIX	LA CENTER	Mar 12, 1998	Mar 31, 2017	14	00-12650	67-00005
NOB HILL CASINO	YAKIMA	Sep 12, 2001	Dec 31, 2016	7	00-13069	67-00173
PALACE CASINO LAKEWOOD	LAKEWOOD	Jan 14, 1999	Dec 31, 2016	15	00-16542	67-00028
PALACE TUKWILA	TUKWILA	Jul 14, 2016	Sep 30, 2016	7	00-23304	67-00333
PAPAS CASINO RESTAURANT & LOUNGE	MOSES LAKE	Aug 13, 1998	Jun 30, 2017	12	00-02788	67-00004
RC'S	SUNNYSIDE	Nov 18, 2004	Sep 30, 2016	9	00-20298	67-00232
RED DRAGON CASINO	MOUNTLAKE TERRACE	Aug 11, 2011	Jun 30, 2017	10	00-22459	67-00315
RIVERSIDE CASINO	TUKWILA	Aug 14, 2003	Jun 30, 2017	15	00-19369	67-00187
ROMAN CASINO	SEATTLE	Feb 10, 2000	Mar 31, 2017	15	00-17613	67-00057
ROXY'S BAR & GRILL	SEATTLE	Nov 18, 2004	Jun 30, 2017	12	00-20113	67-00231
ROYAL CASINO	EVERETT	Sep 9, 2010	Jun 30, 2017	15	00-22130	67-00301
SILVER DOLLAR CASINO/MILL CREEK	BOTHELL	Sep 9, 2010	Jun 30, 2017	15	00-22131	67-00302
SILVER DOLLAR CASINO/RENTON	RENTON	Sep 9, 2010	Jun 30, 2017	15	00-22134	67-00305
SILVER DOLLAR CASINO/SEATAC	SEATAC	Sep 9, 2010	Jun 30, 2017	15	00-22128	67-00299
SLO PITCH PUB & EATERY	BELLINGHAM	Aug 12, 1999	Jun 30, 2017	9	00-16759	67-00038
THE GETAWAY CASINO	WALLA WALLA	Mar 11, 2016	Jun 30, 2017	8	00-23485	67-00332
THE PALACE	LA CENTER	Apr 9, 1998	Jun 30, 2017	15	00-16903	67-00010
UBET CASINO	LONGVIEW	Oct 8, 1998	Jun 30, 2017	11	00-17449	67-00039
WILD GOOSE CASINO	ELLENSBURG	Apr 8, 2004	Dec 31, 2016	7	00-20009	67-00212

12

Current House- Banked Locations Operating				50		
Licensee	City	Commission Approval Date	License Expiration Date	Tables	Org #	License #
WIZARDS CASINO	BURIEN	Feb 11, 2010	Dec 31, 2016	15	00-21998	67-00287
Z'S RESTAURANT AT ZEPPOZ	PULLMAN	Nov 13, 2008	Mar 31, 2017	6	00-18777	67-00209

Handwritten mark



COMMISSION APPROVAL LIST
(New Licenses & Class III Gaming Employees)

September 2016

Index

	<u>PAGE</u>
NONPROFIT ORGANIZATIONS & COMMERCIAL BUSINESSES.....	1-2
DISTRIBUTOR REPRESENTATIVE.....	3
MANUFACTURER REPRESENTATIVE	3
NON-PROFIT GAMBLING MANAGER.....	4
SERVICES SUPPLIER REPRESENTATIVE.....	4
PUBLIC CARD ROOM EMPLOYEE	4-9
CLASS III GAMING EMPLOYEE	10-17

PAGES: 17

Based upon the licensing investigations, staff recommends approving all new Licenses and Class III employees listed on pages 1 to 17.

12

ORGANIZATION NAME

FILE NUMBER

PREMISES LOCATION

NEW APPLICATIONS**BINGO**

FOE 01550			1993 S MARKET BLVD
00-00110	01-00982	B	CHEHALIS WA 98532
VASHON-MAURY SENIOR SERVICES			10004 SW BANK RD
00-10321	01-02304	A	VASHON WA 98070
VFW 01474 #2			2826 E DIAMOND AVE
00-23734	01-02723	B	SPOKANE WA 99217

RAFFLE

ENUMCLAW COMM CTR ACTION COUNCIL			1350 COLE ST
00-16253	02-02710	A	ENUMCLAW WA 98022
FOE 00021			805 E 4TH AVE
00-00012	02-00489	A	OLYMPIA WA 98506
GLACIER PEAK HS GIRLS BASKETBALL BOOSTER CLUB			5714 134TH PL SE STE A18
00-23742	02-09701	B	EVERETT WA 98208
HOCKINSON HS AAA BOOSTERS			22411 NE 128TH CIR
00-23753	02-09705	A	BRUSH PRAIRIE WA 98606
KENNEWICK GENERAL HOSPITAL AUX			900 S AUBURN
00-23682	02-09708	B	KENNEWICK WA 99336
KENNEWICK HIGH ATHLETIC BOOSTER CLUB			500 S DAYTON ST
00-23767	02-09711	B	KENNEWICK WA 99336
LK STEVENS COMMUNITY FOOD BANK ASSOC			2520 121ST DR NE
00-23719	02-09687	B	LAKE STEVENS WA 98258
RAISE FOR ROWYN			16840 MELVILLE ST SE
00-23737	02-09700	C	TENINO WA 98589
SUPPORTERS OF THE CENTER			123 N WENATCHEE AVE
00-18167	02-08154	A	WENATCHEE WA 98801
VALLEY THEATER			1228 MEADE AVE
00-22004	02-08987	C	PROSSER WA 99350
VFW 03617			211 11TH ST NE
00-11897	02-09704	A	EAST WENATCHEE WA 98802
WARBORN MOTORCYCLE CLUB			971 SW WILDWOOD RD
00-23724	02-09690	C	PORT ORCHARD WA 98367

ORGANIZATION NAME

FILE NUMBER

PREMISES LOCATION

NEW APPLICATIONS

PUNCHBOARD/PULL-TAB COMMERCIAL STIMULANT

HUGOS ON THE HILL
00-23691 05-21421

A

3023 E 28TH AVE
SPOKANE WA 99223

DISTRIBUTOR

STELLA COLOR
21-00302 21-00302

A

620 S DAKOTA ST
SEATTLE WA 98108

COMMERCIAL AMUSEMENT GAMES

DENNY'S RESTAURANT 09254/MOSES LAKE
00-23752 53-21474

A1

1590 E YONEZA WA BLVD
MOSES LAKE WA 98837

SOCIAL CARD ROOM

AMERICAN LEGION 00176
00-06290 60-00334

D

14011 NE 20TH AVE
VANCOUVER WA 98686-1442

PUBLIC CARD ROOM (65)

HUGOS ON THE HILL
00-23691 65-07461

D

3023 E 28TH AVE
SPOKANE WA 99223

JD SLICKS
00-23105 65-07465

D

923 STEVENS AVE HWY 2
SULTAN WA 98294

PERSON'S NAME
LICENSE ISSUE NUMBER

EMPLOYER'S NAME
PREMISES LOCATION

NEW APPLICATIONS

DISTRIBUTOR REPRESENTATIVE

AGUILAR, JOSE M JR
22-01232

WOW DISTRIBUTING
MUKILTEO WA 98275

MANUFACTURER REPRESENTATIVE

BARNETT, DONALD D
23-00184

GALAXY GAMING
LAS VEGAS NV 89119

BURGESS, RUSSELL A
23-01864

IGT
LAS VEGAS NV 89113

DUFFEY, DAVID T
23-02276

IGT
LAS VEGAS NV 89113

EDSALL, ETHAN J
23-02281

IGT
LAS VEGAS NV 89113

FOLIS, MICHAEL J
23-02285

IGT
LAS VEGAS NV 89113

GUZMAN, ALAN
23-02277

IGT
LAS VEGAS NV 89113

HILLMAN, TIMOTHY A
23-02283

IGT
LAS VEGAS NV 89113

HOWTON, JAMES E JR
23-01271

IGT
LAS VEGAS NV 89113

JUNGNITSCH, ROBERT T
23-02286

IGT
LAS VEGAS NV 89113

LAMAY, LEO R
23-02282

IGT
LAS VEGAS NV 89113

SOMAIYA, DANNY D
23-02280

IGT
LAS VEGAS NV 89113

WEYER, SIERRA B
23-02279

BALLY TECHNOLOGIES
LAS VEGAS NV 89118

WILKINSON, JACOB D
23-02284

IGT
LAS VEGAS NV 89113

YOUNG, STEVEN B
23-02278

BALLY TECHNOLOGIES
LAS VEGAS NV 89118

PERSON'S NAME

EMPLOYER'S NAME

LICENSE ISSUE NUMBER

PREMISES LOCATION

NEW APPLICATIONS**NON-PROFIT GAMBLING MANAGER**BAUER, TINA M
61-04609SENIOR CENTER/STILLAGUAMISH
ARLINGTON WA 98223CARTER, ANDREA K
61-04607FOE 03564
DEER PARK WA 99006DAVIS, JAMES W JR
61-04401FOE 02577
GRAND COULEE WA 99133-0079LOPEZ, MIGUEL
61-04608FOE 00192
BREMERTON WA 98337-1815**SERVICES SUPPLIER REPRESENTATIVE**MARTIN, JEFFREY T
63-00631WG-WASHINGTON LLC
LAS VEGAS NV 89119**PUBLIC CARD ROOM EMPLOYEE**ALEXANDER, SHANTINA M
68-29124

B

ALL STAR CASINO
SILVERDALE WA 98383ANDERSON, JACOB W
68-33655

B

FORTUNE POKER
RENTON WA 98057ARMSTRONG, RYAN M
68-33627

B

WIZARDS CASINO
BURIEN WA 98166-2524BARELA, ELYCIA S
68-33657

B

NOB HILL CASINO
YAKIMA WA 98902BATES, KIEL M
68-33641

B

Z'S RESTAURANT AT ZEPPOZ
PULLMAN WA 99163BENEDICT, BROCK A
68-33654

B

RIVERSIDE CASINO
TUKWILA WA 98168BIRKS, CLENTON D
68-33624

B

ROYAL CASINO
EVERETT WA 98204BOYD, DESTIN C
68-33681

B

LUCKY BRIDGE CASINO
KENNEWICK WA 99336BRADLEY, DEMETRIC R
68-25777

B

RIVERSIDE CASINO
TUKWILA WA 98168

PERSON'S NAME

EMPLOYER'S NAME

LICENSE ISSUE NUMBER

PREMISES LOCATION

NEW APPLICATIONS**PUBLIC CARD ROOM EMPLOYEE**

BURGE, JORDAN M 68-33650	B	JOKER'S CASINO SPORTS BAR & FIEST RICHLAND WA 99352-4122
CAGLE, CORTNEY B 68-33673	B	JOKER'S CASINO SPORTS BAR & FIEST RICHLAND WA 99352-4122
CAIN, EZEKIEL E 68-33637	B	CRAZY MOOSE CASINO/PASCO PASCO WA 99301
CHANTHASOM, ALLEN N 68-33670	B	FORTUNE POKER RENTON WA 98057
COBB, FLORA C 68-16372	B	CHIPS CASINO/LAKEWOOD LAKEWOOD WA 98499
CRAWFORD, MICHAEL S 68-33653	B	FREDDIE'S CLUB RENTON WA 98055
CREDIFORD, JOHN F III 68-33618	B	RED DRAGON CASINO MOUNTLAKE TERRACE WA 9804
CURTIN, MATTHEW W 68-33647	B	THE PALACE LA CENTER WA 98629
CYPHERS, DENNIS J 68-20392	B	CHIPS CASINO/LAKEWOOD LAKEWOOD WA 98499
DAILEY, HENRY W 68-33680	B	RIVERSIDE CASINO TUKWILA WA 98168
DIAZ ZEPEDA, GABRIELA 68-33678	B	BUZZ INN STEAKHOUSE/EAST WENAT EAST WENATCHEE WA 98802
DIRKS, CHRISTOPHER O 68-33667	B	WILD GOOSE CASINO ELLENSBURG WA 98926
DOBISH, CHRISTOPHER T 68-33636	B	SILVER DOLLAR CASINO/RENTON RENTON WA 98057
DODDS, PAMELA J 68-33638	B	MACAU CASINO LAKEWOOD WA 98499
ERNST, TYLER A 68-33634	B	CLEARWATER SALOON & CASINO EAST WENATCHEE WA 98802
FLEMENS, NATHAN C 68-20017	B	JOKER'S CASINO SPORTS BAR & FIEST RICHLAND WA 99352-4122

PERSON'S NAME
LICENSE ISSUE NUMBER

EMPLOYER'S NAME
PREMISES LOCATION

NEW APPLICATIONS

PUBLIC CARD ROOM EMPLOYEE

GARRETT, ANDREW S 68-33662	B	THE PALACE LA CENTER WA 98629
GRAY, CHRISTOPHER L 68-03522	B	WIZARDS CASINO BURIEN WA 98166-2524
GREEN, DEBBIE M 68-33651	B	CASINO CARIBBEAN KIRKLAND WA 98034
HOWARD, NEIL L 68-21741	B	ALL STAR CASINO SILVERDALE WA 98383
JONES, TRENT 68-33665	B	GOLDIE'S SHORELINE CASINO SHORELINE WA 98133
KENNEDY, DENNIS D JR 68-26538	B	BUZZ INN STEAKHOUSE/EAST WENAT EAST WENATCHEE WA 98802
KERTLAND, JESSE J 68-29321	B	CASINO CARIBBEAN YAKIMA WA 98901
KIDD-FORTUNE, GLORIA R 68-18526	B	PALACE TUKWILA TUKWILA WA 98168
KIMISHIMA, AYUMU 68-33643	B	RIVERSIDE CASINO TUKWILA WA 98168
KLEIN, TARA D 68-33666	B	CHIPS CASINO/LAKEWOOD LAKEWOOD WA 98499
LAVONG, KATHY 68-33617	B	COYOTE BOB'S CASINO KENNEWICK WA 99336
LE, KELLY H 68-22987	B	HAWKS PRAIRIE CASINO LACEY WA 98516
LE, THOMAS T 68-20746	B	BLACK PEARL RESTAURANT & CARD SPOKANE VALLEY WA 99206-471
LETTS, POK S 68-12580	A	OSJ RESTAURANT LAKEWOOD WA 98499-1031
LOMBARDI, BRIAN A 68-04206	B	FREDDIE'S CLUB RENTON WA 98055
MAIER, KATHY L 68-33675	B	PALACE TUKWILA TUKWILA WA 98168

PERSON'S NAME

EMPLOYER'S NAME

LICENSE ISSUE NUMBER

PREMISES LOCATION

NEW APPLICATIONS**PUBLIC CARD ROOM EMPLOYEE**

MAXEY, LOREN G 68-29961	B	Z'S RESTAURANT AT ZEPPOZ PULLMAN WA 99163
MC LEAN, RYAN S 68-33629	B	THE PALACE LA CENTER WA 98629
MCLOONE, DAMION M 68-33676	B	THE PALACE LA CENTER WA 98629
MEDINA, DENNIS A 68-33626	B	THE PALACE LA CENTER WA 98629
MEREEN, STEVE G 68-19525	B	FREDDIE'S CLUB RENTON WA 98055
MICHEL, DAVID R 68-33659	B	ROXY'S BAR & GRILL SEATTLE WA 98126
MOJICA MARTINEZ, JAMES 68-33672	B	COYOTE BOB'S CASINO KENNEWICK WA 99336
MOORE, TRAE' D 68-33664	B	CHIPS CASINO/LAKEWOOD LAKEWOOD WA 98499
MORGAN, DERON S 68-24492	B	SILVER DOLLAR CASINO/MILL CREEK BOTHELL WA 98012
NGUYEN, PHUONG N 68-33656	B	RIVERSIDE CASINO TUKWILA WA 98168
OATTS, MAURICE L 68-33614	B	CHIPS CASINO/LAKEWOOD LAKEWOOD WA 98499
OCONNOR, JAMES P 68-06051	B	RED DRAGON CASINO MOUNTLAKE TERRACE WA 9804
ORM, KANNITHA 68-20768	B	RIVERSIDE CASINO TUKWILA WA 98168
PECINA, JAMES M 68-33632	B	RED DRAGON CASINO MOUNTLAKE TERRACE WA 9804
PETERSON, AUSTIN J 68-33642	B	CASINO CARIBBEAN KIRKLAND WA 98034
PHON, CHANN 68-33682	B	SILVER DOLLAR CASINO/RENTON RENTON WA 98057

PERSON'S NAME

EMPLOYER'S NAME

LICENSE ISSUE NUMBER

PREMISES LOCATION

NEW APPLICATIONS

PUBLIC CARD ROOM EMPLOYEE

PONTOON, CAMERON D 68-33649	B	MACAU CASINO LAKEWOOD WA 98499
PORTER, SHAWN W 68-33631	B	GREAT AMERICAN CASINO/TUKWILA TUKWILA WA 98168
RICARDO, THOMAS P 68-33652	B	WIZARDS CASINO BURIEN WA 98166-2524
RONEY, SANDRA M 68-07874	B	GREAT AMERICAN CASINO/EVERETT EVERETT WA 98204
SAM, BUN T 68-22707	B	FORTUNE CASINO TUKWILA WA 98168
SANDOVAL, JACQUELYNNE M 68-31333	B	LUCKY BRIDGE CASINO KENNEWICK WA 99336
SHIRLEY, BARBARA E 68-33648	B	CASINO CARIBBEAN KIRKLAND WA 98034
SKELLENGER, STEVEN T 68-33679	B	COYOTE BOB'S CASINO KENNEWICK WA 99336
SOU, DANY 68-05085	B	ROXY'S BAR & GRILL SEATTLE WA 98126
SWALKO, ARIANNA P 68-33661	B	THE PALACE LA CENTER WA 98629
TAMBURELLI, REVA A 68-33639	B	HAWKS PRAIRIE CASINO LACEY WA 98516
TORRES-SIERRA, SELENA L 68-33671	B	SILVER DOLLAR CASINO/RENTON RENTON WA 98057
TOUCH, SAMNANG 68-33645	B	THE PALACE LA CENTER WA 98629
TOWLE, RYAN A 68-33660	B	LUCKY 21 CASINO WOODLAND WA 98674
TRAN, MARTIN T 68-33668	B	MACAU CASINO TUKWILA WA 98188-2437
TRUONG, KIEN T 68-33646	B	THE PALACE LA CENTER WA 98629

PERSON'S NAME
LICENSE ISSUE NUMBER

EMPLOYER'S NAME
PREMISES LOCATION

NEW APPLICATIONS

PUBLIC CARD ROOM EMPLOYEE

TRUONG, LESLIE N 68-33635	B	MACAU CASINO TUKWILA WA 98188-2437
VLAOVICH, ALEIDA 68-30377	B	GREAT AMERICAN CASINO/TUKWILA TUKWILA WA 98168
VONGKHAMCHANH, SAY 68-17362	B	ROXY'S BAR & GRILL SEATTLE WA 98126
WALKER, LYNN M 68-07423	B	GREAT AMERICAN CASINO/LAKEWOOD LAKEWOOD WA 98499
WARNER, SOPHIE R 68-33628	B	LAST FRONTIER LA CENTER WA 98629-0000
WELLER, JOSHUA D 68-33658	B	MACAU CASINO TUKWILA WA 98188-2437
WHITE, STEVEN G 68-33663	B	WIZARDS CASINO BURIEN WA 98166-2524
WINT, MELISSA R 68-28664	B	GREAT AMERICAN CASINO/EVERETT EVERETT WA 98204

PERSON'S NAME

LICENSE ISSUE NUMBER

NEW APPLICATIONS

CLASS III GAMING EMPLOYEE

CHEHALIS CONFEDERATED TRIBES

ARNOLD, TARA N
69-40230

BENISCH, KYLE R
69-40158

BOONE, ELIZABETH A
69-40206

DANNENBERG, SYRENA A
69-25936

ECKARDT, MOLLY M
69-40229

GAWTHORP, GREGORY K
69-40240

HAMILTON, HARRY A
69-40238

JOHNSON, MELISSA P
69-40147

KNUDTSON, CURTIS L JR
69-40207

MALLECK, ALMA M
69-40157

MORTON, ANDREW J
69-40228

VERDERICO, APRIL A
69-40208

COLVILLE CONFEDERATED TRIBES

BENT, MICHAEL T
69-40177

COLE, GEORGIA M
69-40140

GORTON, BRANDON J
69-40217

HALL, CHRISTINA M
69-40174

HARTER, KIMBERLY L
69-40176

LARSEN, KEITH D
69-40175

MACCLAIN, CONNOR J
69-40215

RAMIREZ LOPEZ, JENNIFER Z
69-40139

SEYMOUR, LYNNE D
69-40173

VARGAS, YANIRA
69-40216

WILLIAMS, CHANCE A
69-40214

PERSON'S NAME

LICENSE ISSUE NUMBER

NEW APPLICATIONS

CLASS III GAMING EMPLOYEE

JAMESTOWN S'KLALLAM TRIBE

BARRELL, EMMA R
69-40239

GONZALEZ, KATARINA Y
69-40205

LARUE, MICHON C
69-40253

WILSON, JEREMIAH F
69-40169

KALISPEL TRIBE

CULLEN, BRITTANY A
69-40109

FLETT, ALEXANDRIA R
69-40250

MATTFELDT, RAMONA L
69-40233

OWENS, GREGORY D
69-40110

SCHMITT, SANDRA M
69-40234

SPURLOCK, CHRISTOPHER P
69-40144

TEAGUE, JOHN W
69-40111

VILCHIZ, DAVID P
69-40143

LUMMI NATION

HARWARD, MICHAEL L
69-35441

LANE, CHRISTOPHER G
69-19560

LAWRENCE, JOSHUA S
69-40226

SHAQUANIE, DARRYLE A
69-03970

MUCKLESHOOT INDIAN TRIBE

ANNI, IDA N
69-40235

DUGAW, LISHA L
69-40224

ERICSON, JOHN M
69-40251

JERRY, JACQUELINE A
69-39372

KUAHIWINUI, TINA G
69-40156

LAUGHLIN, SHERYL A
69-40254

PERSON'S NAME

LICENSE ISSUE NUMBER

NEW APPLICATIONS

CLASS III GAMING EMPLOYEE

MUCKLESHOOT INDIAN TRIBE

MENDIOLA, POONAM L
69-40138

MILLER, ROBERT M
69-29785

MOSES, MARVIN N
69-35788

RODRIGUEZ, JULITA T
69-11321

WHITE, SEAN A
69-40236

WILLIAMS, ALISON L
69-01724

NISQUALLY INDIAN TRIBE

ECKSTEIN, ERIN A
69-40196

HANDLAN, JAMES S
69-40195

INMAN, SHERRY A
69-40197

MEYER, SHELENE M
69-40198

OSBORNE, AMANDA N
69-30780

RIGGS, SANDRA F
69-40194

TODD, ANDRE N II
69-40199

PORT GAMBLE S'KLALLAM TRIBE

CARNAHAN, KENNETH M
69-40184

KELLY, KRISTIN E
69-40183

REPINE, SHANNON M
69-19593

SMITH, SHANIA B
69-40182

SULLIVAN, MADISON M
69-40185

PUYALLUP TRIBE OF INDIANS

ALAAALATOA, PATRICIA E
69-20446

ALMANZA, JUAN C
69-40178

PERSON'S NAME

LICENSE ISSUE NUMBER

NEW APPLICATIONS

CLASS III GAMING EMPLOYEE

PUYALLUP TRIBE OF INDIANS

BROWN, APRIL D
69-40154

BUTLER, RACHAEL E
69-40221

FITZSIMMONS, AMY E
69-40225

FLETT, RHONDA K
69-40237

GEORGE, SARA C
69-40181

GOODAY, WENDELL J
69-40192

HOOK, EDWARD C II
69-40132

MACIAS, JUAN R JR
69-40155

MOON, TYANNA M
69-40133

NEWMAN, ROOSEVELT JR
69-40134

TANNER, JEREMY D
69-40180

TOGAFU, TIM T
69-40153

TRAN, SANG V
69-23012

QUINAULT NATION

BREIDENSTEIN, SUSAN W
69-18638

CONTRERAZ, JANET M
69-40129

GARCIA, DENISE M
69-10936

GUTIERREZ, EILER A
69-40203

LAFLAME-EDWARDS, MARIAH K
69-40242

SKOKOMISH TRIBE

ARBUCKLE, JAMES M JR
69-00767

AUSTIN, EMILY M
69-40091

PERSON'S NAME

LICENSE ISSUE NUMBER

NEW APPLICATIONS

CLASS III GAMING EMPLOYEE

SKOKOMISH TRIBE

CULVER, BREANNA L
69-40092

DEACON, DOMINIC J
69-40094

LAWRENCE, RICKY B
69-40105

RENNIE, MELLISA R
69-40093

SPOKANE TRIBE

HILL, INA J
69-40137

SQUAXIN ISLAND TRIBE

BRICK, JOHN T
69-40249

DIEBALL, STEPHANIE M
69-40247

FRANKLIN, GAILENE L
69-32197

GLASGOW, KEITH P
69-24189

GOULEY, SERENA A
69-03366

INGHAM, EDWARD Z
69-36356

KIRCHOFF, SUSAN A
69-37470

LAWIN, JOSHUA T
69-22934

LE, LUAT P
69-32198

LINGLE, FRANKLIN E
69-40146

LOTTERMOSER, CHERRY C
69-18267

NEWELL, JEROME D
69-12547

STILLAGUAMISH TRIBE

BERRY, KRISTIN E
69-40211

COOLEY, DAVID A
69-40162

CORKUM, MIRANDA P
69-40232

HARRISS, BRADLEY K
69-40210

PERSON'S NAME

LICENSE ISSUE NUMBER

NEW APPLICATIONS

CLASS III GAMING EMPLOYEE

STILLAGUAMISH TRIBE

HEERSPINK, KENZIE M
69-40231

HENNEMAN, KERIE J
69-40141

MCCANN, JACOB W
69-40172

SIO, BOB A
69-40161

WHITE, CHARLES E
69-40212

SUQUAMISH TRIBE

AL-GARADI, SAWSAN S
69-40209

BRUMFIELD, ELIZABETH M
69-40193

BURNEY, ASHLEY E
69-36600

CLARK, MADISON K
69-40168

JANTZER, MICAELA M
69-40164

KRAMER, MATTHIAS J
69-40163

MORSETTE, DANIELLE J
69-27577

PERALTA, JESSICA J
69-40189

RAMIREZ, DAVID R
69-40165

SWINOMISH INDIAN TRIBAL COMMUNITY

AGLUGUB, DAYA L
69-40188

CONSTANTINO, MORGAN P
69-40099

EINHAUS, TRISTAN M
69-40131

LEALWALCOTT, MARLON A
69-40130

LOCKNER, DOUGLAS D
69-40160

PERSON'S NAME

LICENSE ISSUE NUMBER

NEW APPLICATIONS

CLASS III GAMING EMPLOYEE

THE TULALIP TRIBES

BELLO, CELINA Y
69-40151

CALLAGHAN-MCCANN, KAITLYN A
69-40202

CARTY, CALVIN J
69-40136

CHAPMAN, PATRICIA J
69-40179

COVEY, TRACI M
69-40213

DALBY, BRANDON L
69-40114

DAVIDSON, KENNETH M
69-40128

ELLIS, RALPH O II
69-40106

EVERETT, COLBY D
69-40150

HA, THUY T
69-40170

HALL, JACOB E
69-26825

HUNT, NIKOLE D
69-40145

MALTOS, VANESSA A
69-21027

PHAIR, NEVIN R
69-40135

SANTOS, PAUL A
69-40241

UTECHT, CHAD R
69-18304

WILLIAMS, STEVEN L
69-40152

YONKOSKE, NATALIE M
69-40149

UPPER SKAGIT INDIAN TRIBE

BELLAGIO, ANTHONY D
69-40191

BOYD, MICHELLE A
69-40219

MANSELL, CALANA M
69-40220

SANDERS, SHAWNA R
69-40190

PERSON'S NAME

LICENSE ISSUE NUMBER

NEW APPLICATIONS

CLASS III GAMING EMPLOYEE

YAKAMA NATION

BILL, EMILY A
69-39869

BUTTERFLY, ANGELA M
69-32216

CAMPOS, GLORIA G
69-40222

CLOYD, TRENA A
69-40113

DOUBLERUNNER, LAHOMA D
69-16450

RAMSEY, DACIE R
69-40159

SILVA, ALEJANDRA
69-40187

STWYER, HERBERT H III
69-27684

WHITE, ANTHONY J
69-40223

WHITNEY, VICTORIA L
69-40186

WONG, EUGENE D III
69-15374



COMMISSION APPROVAL LIST
(Class III Gaming Employees)

September 2016

Index

	<u>PAGE</u>
SNOQUALMIE CLASS III GAMING EMPLOYEE	1

PAGES: 1

Based upon the licensing investigations, staff recommends approving all new Class III employees listed on pages 1.

P

PERSON'S NAME

LICENSE ISSUE NUMBER

NEW APPLICATIONS

CLASS III GAMING EMPLOYEE

SNOQUALMIE TRIBE

ADAMS, SHAWN A
69-40167

ANTONE-SEM, HAYDEN A
69-40201

BANKS, PAULENA R
69-40244

BUSSELLE, LUKE A
69-40245

CLARK, BRYAN D
69-40200

DANTES, TANYA J
69-13091

QUAYLE, JOSHUA J
69-11765

SERVENTI, RUSSELL R JR
69-40246

SPEARS, CHRISTOPHER C
69-40166

2