PETITION FOR ADOPTION, AMENDMENT, OR REPEAL OF A STATE ADMINISTRATIVE RULE (RCW 34.05.330)

The Office of Financial Management (OFM) has adopted this form for members of the public who wish to petition a state agency to adopt, amend, or repeal an administrative rule (regulation). Full consideration will be given to a petitioner's request.

To obtain this form in an alternate format, call OFM at (360) 902-0555 or TTY (360) 664-9437.

Please complete the following:

PETITIONER'S NAME (PLEASE PRINT)		TELEPHONE NUMBER (INCLUDE AREA CODE)		
Robert Dayton		(360) 413-9128		
STREET ADDRESS	PO BOX NUMBER	CITY	STATE	ZIP CODE
7838 Husky Way S.E.		Olympia	WA	98503
AGENCY RESPONSIBLE FOR ADMINISTERING THE RULE, IF KNOWN		If unknown, call (360) 753-7470 for mailing information		
Washington State Gambling Commission				

Please submit completed and signed form to the **"Rules Coordinator"** at the appropriate state agency. The agency will contact you within 60 days.

Check all that apply below and explain on the back of this form with examples. Whenever possible, attach suggested language. You may attach other pages, if needed.

☐ **1. NEW: I am requesting that a new WAC be developed.**

I believe a new rule should be developed.

- ☐ The subject of this rule is:
- ☐ The rule will affect the following people:
- ☐ The need for the rule is

:

☒ **2. AMEND: I am requesting a change to existing WAC** 230-40-825 sec 3 & 4

☐ **3. REPEAL: I am requesting existing WAC** _____ **be removed.**

I believe this rule should be changed or repealed because (check one or more):

- ☐ It does not do what it was intended to do.
- ☒ It imposes unreasonable costs.
- ☐ It is applied differently to public and private parties.
- ☐ It is not clear.
- ☐ It is no longer needed.
- ☐ It is not authorized. The agency has no authority to make this rule.
- ☐ It conflicts with another federal, state, or local law or rule. Please list number of the conflicting law or rule, if known
- ☐ It duplicates another federal, state, or local law or rule. Please list number of the duplicate law or rule, if known
- ☒ Other (please explain):

PETITIONER'S SIGNATURE	DATE
[signature]	06/18/2009

OFM 01

Washington State Gambling Commission
ATTN: Rules Coordinator
Post Office Box 42400
Olympia, Washington 98504-2400

RE: WAC 230-40-825

In an attempt to maintain adequate game protection, preserve compliance with both State and Federal rules and provide excellent customer service to our patrons, I am requesting an amendment to WAC 230-40-825.

On busy days the existing rule is exhausting and prohibits the Floor Supervisors and Surveillance Observers from sufficiently protecting the assets of their organization and uphold other rules such as the Bank Secrecy Act Title 31, Currency Transaction Reporting while constantly communicating between each other to satisfy WAC 230-40-825 section 2 (C). Furthermore, the Floor Supervisor is expected to verify money transactions of $100 or more, detect possible cheating schemes from both dealers and players, maintain chip inventory etc. The Surveillance Observer is expected to protect the organization, play back tape, monitor suspicious activity and report their findings on a log. Additionally, as of July 1st, 2004 each "Card Room" is allowed to offer $200 maximum bets on a certain amount of tables as described by law.

The current trend of Washington State Card Rooms is "carnival tables" such as Spanish 21, Lucky Ladies, Three-Card Poker, Four-Card Poker, and Fortune Pai-Gow etc. Each game offers odds from 1:1 to an excess of 5,000:1. In short, if a player wagers $100 on a bonus hand and the odds are 5:1 or greater, the Floor Supervisor is required to stop all action, call Surveillance and wait until the Observer has "verified the winning hand, the amount of the wager, and the player who won the prize" per WAC 230-40-825.

By Amending WAC 230-40-825 to trigger at $1,000 instead of $500 each card room is able to operate more efficiently.

Thank you very much for considering the attached amendment.

Thank you,

Robert Dayton

EXISTING RULE

WAC 230-40-825 CLOSED CIRCUIT TELEVISION SYSTEM-HOUSE BANKING

CAMERA REQUIREMENTS

(2)

(C) A sufficient number of PTZ cameras for the purpose of determining the configuration of wagers and card values at each gaming table. Any time a winning wager, including jackpot or bonus payouts in excess of five hundred dollars are won, surveillance shall utilize this camera to verify the winning hand, the amount of the wager, and the player who won the prize. Each licensee shall have documented procedures in their internal controls stipulating the manner in which this will be carried out;

PROPOSED AMENDMENT

WAC 230-40-825 CLOSED CIRCUIT TELEVISION SYSTEM-HOUSE BANKING

CAMERA REQUIREMENTS

(2)

(C) A sufficient number of PTZ cameras for the purpose of determining the configuration of wagers and card values at each gaming table. Any time a winning wager, including jackpot or bonus payouts in excess of one thousand dollars are won, surveillance shall utilize this camera to verify the winning hand, the amount of the wager, and the player who won the prize. Each licensee shall have documented procedures in their internal controls stipulating the manner in which this will be carried out;