

Oct.– Dec. 2009



Washington State Gambling Commission

Focus on Gambling

Preventing card rooms that are next to each other from appearing as one large card room

We want to know if you support or oppose a new rule that would prevent card rooms that share a common wall or structure from appearing as one large card room with more than 15 tables.

This proposed new rule will prevent:

- Shared inside public access between the card rooms.
- Employee access between the two card rooms that is visible to the public.
- Shared windows or similar structures that allow customers to see into the other card room.

The rule will also require card rooms to post a sign at each public entrance that clearly identifies the card room.

This proposed new rule would not apply to card rooms that are licensed on or before July 1, 2010.

You are invited to attend the January 15, 2010, Commission Meeting at the DoubleTree Guest Suites-SouthCenter in Tukwila to discuss this with us. This will also be discussed at the Commission Meeting Study Session on February 11, 2010, at the Great Wolf Lodge.

You can also send your comments ASAP to:

Washington State Gambling Commission
Attention: Rules Coordinator
P.O. Box 42400
Olympia, WA 98504
e-mail: Michellep@wsgc.wa.gov
phone: (360) 486-3465

H1N1 Web site with resources to help businesses

The Department of Health has developed an H1N1 Web site with resources to help businesses plan for and respond to H1N1 at www.doh.wa.gov/h1n1/.

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Underage Gambling Compliance Inspections at Pull-Tab Licensees

By Greg Thomas, Program Manager, Northwest Field Office

In 2003, Gambling Commission staff began inspections to determine if house-banked card rooms allowed minors to gamble. Our agents, working with Liquor Control Board officers, sent minors into card rooms to attempt to gamble and purchase liquor.

A 2005 Public Opinion Survey conducted by the Commission reinforced the need for emphasis patrols for underage gambling. Of those surveyed, 44% said they were “very concerned” about underage gambling and 25% were “somewhat concerned.”

RCW 9.46.0305 prohibits anyone under age 18 from playing punchboards, pull-tabs, in card games, or in fund raising events. A 2009 legislative change makes it a civil infraction for a person under age 18 caught playing the above listed activities. The penalty includes a fine of up to \$125, up to four days of community restitution, and court costs. The minor would also forfeit any winnings.

Commission agents have recently started similar inspections for pull-tab licensees. Filed agents send minors into the licensee’s business and have them attempt to purchase pull-tabs.

If your organization is caught selling pull tabs to a person under the age of 18, the fine for the first violation is \$300. A second violation within a year will result in a statement of charges.



Please know the law and your responsibilities for checking identification prior to allowing someone to gamble. Contact your local field agent if you have questions or need assistance.

Free Poker as a Business Promotion

By Curt Moriyama, Special Agent

Businesses often use promotions to attract customers. The most common promotion is a drawing. For example, you write your name on a slip of paper and drop it in a box. There is no entry fee and if your name is drawn from the box, you win a prize. Businesses hope you’ll make purchases while you’re there to enter the contest and that you’ll return later to make additional purchases.

The popularity of poker has inspired a “free poker game” promotion that businesses, usually taverns, use to attract customers. Some businesses hire outside companies to arrange free poker games. Whether you offer free poker games to your customers, or hire an outside company to run the games, there are restrictions.

Players must not be charged any fees, direct or indirect, to participate in a promotional poker game. For example, players cannot be charged an entry fee; this would be a direct fee.

(Continued on page 3)

Re-linking a Card Room Employee Back to Your Business

By Philette Hamakua-Ling, Supervisor, Individuals Team

Once a card room employee pays for a license to work for your business, the card room employee may work for your business any time during the license year without paying an additional add/transfer fee of \$61.

For example, John Doe renews his license to work at Cedar Casino. His license is valid from November 2, 2009, to November 1, 2010. On December 13, 2009, John decides to quit and work for McDonalds. Things don't work out as well as he anticipated, so on February 13, 2010, John decides to come back to work for you at Cedar Casino. You verify that he has already paid for his license to work at your business from November 2, 2009, to November 1, 2010. Can he work for you without paying any additional fees?

Because John has already paid to work at your business during the license year, he can work for you without paying any additional fees. Just call or send us an e-mail letting us know when John will begin working for you again. We will re-link him to your business, and shortly after that, his name should appear on your employee list on our website.

Some of you have tried to re-link a licensed card room employee back to your business by using our on-line Card Room Employee Transfer/Add application process. Please do not use the online process for re-linking. The on-line process is not set up for re-linking an employee at this time.

Also, in July 2009, we converted from our old licensing database to a new, custom-built database. As with all new systems, there are glitches that need to be worked out. We appreciate your patience as we convert over to our new system. Please let us know of any discrepancies that occur on our website or if you are having problems using any of our online processes.

Please call or send an e-mail if you have any questions:

Phone: 1-800-345-2529 or (360) 486-3440

Cassie Voss at ext. 3550 or cassiev@wsgc.wa.gov

Cathee Gottfryd at ext. 3548 or catheeg@wsgc.wa.gov

Melanie Bowdish at ext. 3549 or melanieb@wsgc.wa.gov

Free Poker as a Business Promotion Continued

(Continued from page 2)

Players cannot get additional chips or other advantages by purchasing goods or services from the business; this would be an indirect fee.

Gambling equipment that can be purchased by the public, such as generic cards, layouts, and chips, can be used in free poker games. Chips, cards, and layouts printed with a promotion company's logo or sponsor are okay. However, professional gambling equipment, such as professional poker tables and logo chips from a casino (gambling equipment regulated by us), cannot be used in the games.

Promotion companies may charge the businesses a fee to organize, advertise, and provide equipment to operate the free poker games. Players may earn points through promotion companies to advance to other promotions and win additional prizes. However, players cannot be charged any fee to play.

If you are a business and use free poker games as a promotion, you are responsible for making sure that all appropriate federal, state, or local laws are followed. Additionally, you must not allow players to gamble, wager, or bet against another player during these free poker games. If you have a gambling license, you could face administrative penalties (fines, suspension, or revocation of your gambling license) if violations occur at your business.

If you have any questions, see RCW 9.46.0356, or contact your local field agent.



License Fees and Class Compliance

By Jessica Quiles, Supervisor, Forms & Records Team

We understand how important licensing fees are to you and the impact they have on your business. Every organization and individual involved in the gambling industry is affected by the laws and rules governing how these fees are handled.

In an effort to clarify the license class system and the fees involved, we offer this quick and easy guide to compliance. The following article discusses the importance of being licensed at the proper class to avoid penalties and when to upgrade or downgrade your license.

Businesses Operating at the Correct License Class

Businesses must operate within their license class. You are responsible for monitoring your level of gross gambling receipts. If your gross gambling receipts calculations show you will likely exceed your license class before your license year ends, you must immediately upgrade your license. This will ensure that you avoid an exceeding class penalty which can be up to 50% of the difference between the two classes or \$1,000 dollars, whichever is less.

Upgrading a license class: You must upgrade your license to the class level of your anticipated gross gambling receipts. If you properly upgrade your license, you will remain in compliance with gambling rules.



To upgrade, complete the License Upgrade form and have the owner, LLC manager, or corporate president sign it. (www.wsgc.wa.gov/Forms/Applications/Miscellaneous). Send the form, along with the fee difference between the old and new license class (fee schedule located in WAC 230-05-020, 230-05-025, 230-05-030), plus a \$27 application fee to:

Washington State Gambling Commission
Attention: Licensing Operations Division
PO Box 42400
Olympia WA 98504-2400

Downgrading and renewing: You may be able to downgrade your license class at renewal time. If you have been operating under your license class, call us. We will make sure you are properly licensed at the right class for your activity. In addition, if your renewal license fee is at least \$800, you may be eligible to pay your renewal fee in two payments. WAC 230-05-015 allows gambling licensees to pay for their gambling licenses in two parts. You are still responsible for payment of the second half of the license fee, even if you sell your business or no longer operate your business.

Activity reports are due twice a year:

1st and 2nd quarters are due July 30

3rd and 4th quarters are due January 30

The only exceptions are bingo (class D and above) and licensees that report annually (raffles, amusement games, etc.). This means some licensees may not report their earnings until after their license at that class level expires. If you find that you exceeded your license class during your previous license year, you will need to upgrade immediately. Do not wait until your report is due. If you wait, you may be assessed an exceeding class penalty.

Refunds

Businesses: If your gross gambling receipts at the end of your annual license period show you didn't reach your license class, you may be eligible for a refund of the difference in license class fees. For example, if you held a class C license, but at the end of the year your gross receipts fell under the class B license, you may be eligible to receive a refund of the difference in license fees between the class C and class B license. Your request must be made in writing and sent to the Licensing Division within one year. You do not need to wait until your activity reports are due.

Individuals: Card room employees and non-profit gambling managers will not receive a refund if they have performed any of the duties that they were licensed for.

Applicants: If a license application is denied or withdrawn, a portion of the licensing fee may be refunded. However, you will only receive a refund if there is money left over after our costs to process and investigate your application (RCW 9.46.070(5)). This applies to both businesses and individuals.

There are no Refunds if you:

- a) Discontinue your business; or
- b) Voluntarily surrender your license; or
- c) Have your license suspended, revoked, or otherwise cancelled.

If a proper refund request is submitted, you'll receive a letter stating the refund dollar amount and an estimated date you'll receive it. For assistance, please call (360) 486-3526 or (800) 345-2529 ext. 3526.

Gambling Equipment Review and Approval

All electronic or mechanical equipment (including software) must be analyzed and approved by us before it is sold, rented or otherwise supplied to a licensed gambling operator in Washington State. We review your electronic or mechanical equipment to determine if it meets the definition of gambling equipment. See WAC 230-03-200 for defining “gambling equipment.”

To begin the equipment review, you must complete a GC4-318 form with a \$2,000 fee. This form is on the Gambling Commission website, www.wsgc.wa.gov/forms/apps/4-318.pdf. **Do not send your equipment.** We will contact you to arrange a time for you to provide the equipment. Your request is placed in line by date of submission.

The Gambling Equipment Team and the Electronic Gambling Lab determine if your submission includes gambling equipment and what type of review is needed. We will contact you to discuss the review and may request a demonstration. If the cost of the review exceeds your initial deposit of \$2,000, you will be required to pay any remaining balance. If we determine your submission does not meet the definition of gambling equipment, we will process a refund.

If your equipment meets the definition of gambling equipment, you must be licensed before you can sell, rent, or otherwise supply the equipment to a licensed gambling operator in Washington.

The licensing process usually takes 60 to 90 days. The application and fees are separate from the gambling equipment review. If you have any further questions regarding the review and approval of gambling equipment or licensing, please contact Jennifer LaMont at (360) 486-3571.

Submitting a New Proprietary Game

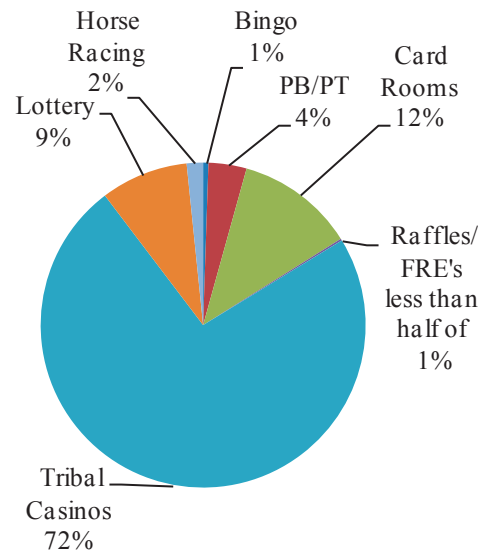
All new proprietary table games must be approved before you can sell, rent, or otherwise supply it to a licensed gambling operator in Washington.

To begin the proprietary game review, you must complete a GC4-303 form, with attachments, and a \$1,000 fee. This form is on the Gambling Commission website, www.wsgc.wa.gov/forms/vendor/endorsement.asp. The game will be reviewed for compliance with the Revised Code of Washington and Washington Administrative Code. If the cost of the review exceeds your initial deposit of \$1,000, you must pay any remaining balance. If the costs are less, you will receive a refund.

You must be licensed before you can sell, rent, or otherwise supply your game to a licensed gambling operator in Washington. Once you are licensed, your game will be added to the list of approved games in Washington. The type of license you need depends on several things, such as, whether you manufacture the layouts, distribute the game, market the game, and/or collect the lease, rent or royalties from the game.

The licensing process usually takes 60 to 90 days. The license application and fees are separate from the game review. If you have any questions about review and approval of new proprietary games, please contact Keith Wittmers at (253) 671-6289. If you would like more information about the licensing process, please contact Jennifer LaMnt at (360) 486-371.

Fiscal Year 2009 Gambling Net Receipts



Bingo	\$11.2
PB/PT	\$81.2
Card Rooms	\$252.3
Raffles/FRE's*	\$4.0
Tribal Casinos**	\$1,571.9
Lottery	\$186.4
Horse Racing***	\$34.8
Total	\$2.142 B

(Dollar amounts = millions M, except where noted for *totals* in billions B)

* FRE = Fund Raising Events

** Estimated

*** Advance Deposit Wagering (ADW) began June 2004, as authorized by the Horse Racing Commission. [FY09 includes \$5.6 million retained by outside ADW firms.]

Legislative Update

The Gambling Commission does not have any agency requested legislation during the 2010 session.

Some bills introduced in the 2009 legislative session are still alive for the 2010 session. Here are some of those bills that Commission staff is watching in 2010:

SB 6146 – Consolidating the Gambling Commission into the Department of Licensing as the Office of Gambling Regulation. The bill was introduced on March 31, 2009. No hearing was held.

HB 1497 – Eliminating Boards and Commissions. The bill was referred to the State Government and Tribal Affairs Committee. No hearing was held.

SSB 5589 – Consolidating certain councils, boards, committees, and commissions. The bill makes the Horse Racing Commission functions part of the Gambling Commission. It preserves the “Commission” structure. The bill was referred to the Senate Government Operations and Elections Committee. A hearing was held and a substitute bill was passed out of committee, but the bill died in the Rules Committee. The Substitute Bill in its current form does not affect the Gambling Commission.

SB 5588 – Administering, suspending, and eliminating boards and commissions. The bill passed out of committee but died in the Rules Committee. The bill in its current form does not affect the Gambling Commission.

SSB 5994/HB 2151 – Eliminating boards and commissions on June 30, 2010. **SSB 5994** passed out of committee but died in the Rules Committee. **HB 2151** did not make it out of committee. The bills in their current forms would not affect the Gambling Commission.

SB 6103 – This would re-define gambling in light of the recent Betcha.com court decision. In this decision, the court held that the ability to renege on a bet meant that the activity was no longer gambling. We are concerned the decision has broader implications than just the case that was before the court. If the definition is left unchanged, the case creates an opening for crimes, such as bookmaking and professional gambling, and other potential circumventions of the Gambling Act. In 2009, the Commission supported this bill. Last session, the Senate passed **SB 6103** 38:10. The House Commerce and Labor Committee held a hearing for the bill in March 2009, but did not take executive action.

SB 6152 and **HB 2355** are companion bills and similar to **SB 6103**, except for an additional sentence about fines and forfeitures.

HB 2162– Local Governments to Limit House-Banked Social Card Games within their jurisdictions. This bill is another version of the bills limiting house-banked card rooms that have been introduced nearly every session over the past ten years. Presently, cities and counties have an “all or nothing” choice. They can either permit a gambling activity without limiting locations, or they can prohibit the activity.

In 2009, the Commission voted to support this bill (the Commission has either opposed or remained neutral in past years) because the bill:

- Allows jurisdictions that are satisfied with the number of card rooms to keep those and not add any more.
- Gives some protection to card rooms that may be annexed into a jurisdiction that prohibits card rooms by giving them at least three years to operate in that jurisdiction.
- Does not authorize jurisdictions to pick and choose which licensees they want or to create “red light” districts. The Commission noted that local corruption in the 60’s and 70’s was a major reason the Commission was created and why local authority was limited.
- Does not put a freeze on the number of card rooms statewide.

Update on Consolidation Study by the Office of Financial Management

During the 2009 Legislative Session, the agreed budget bill that the Governor signed instructed the Office of Financial Management (OFM) to conduct a study looking at consolidating or transferring activities of the Lottery Commission, Horse Racing Commission, Liquor Control Board, and Gambling Commission in order to achieve cost savings or regulatory efficiencies. OFM completed the study and provided a report to legislative fiscal committees on November 15, 2009.

The overall conclusion was that while these four agencies are assumed to share some commonality in services, there is little connection in the delivery of these services. As a result, consolidation would not likely provide time or cost savings for most clients or licensees, but the four agencies should continue cooperative efforts.

The full report can be viewed at: www.ofm.wa.gov/reports/AgencyConsolidationStudy.pdf.



Recently Adopted Rule

Change These rule changes are on pages 13-15. Please remove and insert the updated rules into your rules manual.

The following rules were adopted at the November Commission Meeting:

Manufacturers and their representatives

Administrative Order 664

WAC 230-03-300, 230-03-330, & 230-16-001

Effective Date: December 21, 2009

This change restores a manufacturer representative's ability to represent more than one manufacturer. We have always allowed manufacturer representatives to represent more than one manufacturer. However, when a rule was rewritten in 2008, it inadvertently restricted the number of manufacturers that can be represented.

Public Hearings on Rule Changes

Proposed rule changes are discussed at Study Sessions before they are Up for Filing by the Gambling Commissioners. Study Sessions are informal meetings that provide an opportunity for you to meet with staff and discuss current issues, enforcement questions, proposed rule changes, and legislative bills. Study Sessions are held 10:30 a.m. to noon Thursday mornings before Commission meetings.

Proposed rule changes are discussed at two or more Commission meetings and usually one or two study sessions.

At the first Commission meeting (first month), proposed rule changes are Up for Filing and are generally filed for discussion.

The following month (second month), proposed rule changes are discussed at the informal Study Session again.

At the following Commission meeting (usually the third month), the rule is Up for Final Action and the Commission will decide whether to make the change or not. Any additional comments from staff and the public can be discussed at this meeting. If additional time is necessary to determine final action, the Commission, staff, or the public can request the rules be held over to the next meeting.

Rule Changes Up for Discussion and Filing January 10, 2010, Commission Meeting

The following rule changes will be up for discussion and filing at the January 15, 2010, meeting. Proposed changes that are filed will be discussed at the February 11, 2010, Study Session. We anticipate final action at the March 12, 2010, Commission meeting.

Staff Proposed New Rule

Prevent card rooms that share a common wall or structure from appearing as one large card room with more than 15 tables.

New Rule: WAC 230-06-046

This proposed new rule will prevent card rooms that are next to each other from appearing as one large card room. This will be done by preventing: shared inside public access between the card rooms; employee access between the two cards rooms that is visible to the public; and shared windows or similar structures that allow customers to see into the other card room. It also requires card rooms to post a signs at each public entrance that clearly identifies the card room's identity. This rule would not apply to card rooms that are licensed on or before July 1, 2010.

Staff Proposed Rule Change

Controlling prizes.

Amended Section: WAC 230-14-090

This proposed change will restore the requirement that punch board and pull-tab operators are required to pay all pull-tab prizes in either cash or merchandise.

Send your comments to us

If you have something to say about a proposed rule change, you are encouraged to attend a Commission meeting or Study Session.

The Commission appreciates hearing if you support or oppose a proposed rule change. This way they will have as much information as possible before deciding to approve or deny a rule change. If you can't attend a meeting, please send your comments to:

Washington State Gambling Commission
Attention: Rules Team
P.O. Box 42400
Olympia, WA 98504
E-mail: RulesTeam@wsgc.wa.gov

For detailed information about proposed rule changes, visit our website at www.wsgc.wa.gov and select Public Meetings. Meeting agendas and information are posted about ten days before each meeting. For a brief outline of proposed and adopted rule changes, select Rules and Laws, Rules under Review, or Washington State Register.



NOVAS - Notice of Violation and Settlement

The Notice of Violation and Settlement (NOVAS) is a way to resolve some gambling rule violations without going through the full administrative process. A NOVAS is issued directly by a Gambling Commission field agent to a licensee at the time of the violation. The written notice documents the violation, states how to correct it, and provides immediate information about the penalty.

The fine amounts for the first and second occurrence of the same violations, within a two year period, for individuals and organizations are as follows:

Individual 1 st offense	\$200	Organization 1 st offense	\$300
		Organization 2 nd offense	\$500

If a licensee does not pay within 15 days, we will take administrative action against their gambling license.

NOVAS Issued for Rule Violations 3rd Quarter July, August, and September 2009

ORGANIZATIONS			
Failure to timely submit Activity Report			
Antler's Saloon and Café	Twisp	Ma's Place	Puyallup
BPOE 00593	Aberdeen	Mr. G's Bar and Grill	Green Acres
BPOE 00827	Seattle	Oasis Tavern	Castle Rock
BPOE 02143	Burien	Pioneer Roadhouse	Arlington
Cabin Tavern	Bellingham	Rotary Club of Port Angeles	Port Angeles
Charley's Steak and Ale	Fircrest	Royal Bear Pub and Eatery	Algona
City Hall Saloon and Eatery	Enumclaw	Royal Shanghai	Shelton
Elmer's Pub	Burien	Shay's Restaurant	Shoreline
FOE 00512	Centralia	Shores Restaurant	Blaine
FOE 02220	Ellensburg	Sportsmen Bar and Grill	Ridgefield
FOE 02229	Toppenish	Town Bar and Grill	Manson
FOE 04149	Sultan	Village Bar and Grill	Kennewick
FOE AUX 03862	Shelton	Wayne's Pub	Yelm
Gold Bar Restaurant	Gold Bar	Wayne's World	Burien
Jack's	Union Gap	Whitebird Saloon & Eatery	Northport
James Gang Tavern	Union Gap	Whoopass Poker Inc.	Upland, CA
Kerby's Lounge	Sumner	World Wide Press	Great Falls, MT
Krickett's Restaurant	Tacoma	Yardley Bar and Grill	Spokane Valley
Legends	Vancouver		

Allowed a minor to gamble	
Frankie's Sports Bar	Olympia
Jason's Restaurant	Puyallup
L and M Firehouse	Orting
Swinging Doors	Spokane
Westend Pub and Grill	Tacoma

Failure to properly delete prizes from the PB/PT flare	
Keg Alehouse and Spirits	Kennewick

**NOVAS Issued for Rule Violations
3rd Quarter
July, August, and September 2009**

HOUSE BANKED CARDROOMS	
Failure to copy entire recorded sequence of illegal activity	
Aces Casino	Spokane
Casino Caribbean	Kirkland
Failure to maintain NSF check log	
Lancer Lanes Casino	Clarkston
Failure to maintain accurate card destruction log	
Parker's Sports Bar and Casino	Shoreline
Allowed a minor to gamble	
The River Casino	Kelso
Failure to properly synchronize date and time of video recording equipment	
Westside Lanes Casino	Olympia
Failure to timely submit Activity Report	
Cadillac Island Casino	Longview
Classic Island Casino	Kennewick
Cleo's Island Casino	Kennewick
Failure to properly delete prizes from the PB/PT flare	
Red Dragon Casino	Mountlake Terrace

CARD ROOM EMPLOYEES	
Allowed a minor to gamble	
Amanda Wall	Macau Casino, Lakewood
Anthony Thomas	Macau Casino, Lakewood
Anthony Ziegler	The River Casino
Daneen Anthony	Lancer Lanes, Clarkston
Penny Stanley	The River Casino
Rebecca Matthews Harrison	Silver Dollar Casino, Renton

**WASHINGTON STATE GAMBLING COMMISSION
2010 COMMISSION MEETINGS**

**January 14 & 15 Seattle
DoubleTree Guest Suites—SouthCenter
16500 Southcenter Parkway
Seattle, WA 98188 – (206) 575-8220**

**February 11 & 12
Grand Mound—Great Wolf Lodge
20500 Old Highway 99 SW
Grand Mound, WA 98531 – (360) 273-7718**

**March 11 & 12
Lacey Community Center
6729 Pacific Avenue SE
Lacey, WA 98503 – (360) 491-0857**

**April 8 & 9
Olympia—Red Lion Hotel
2300 Evergreen Park Drive
Olympia, WA 98502 – (360) 943-4000**

**May 13 & 14
Pasco—Red Lion Hotel
2525 N. 20th Avenue
Pasco, WA 99301 – (509) 547-0701**

June No Meeting



Your license may be suspended or revoked or you may have to pay a fine if you do not turn in your activity report on time.

An Activity Report must be submitted even if you have no activity for that quarter. This means turning in a signed report stating “No Activity.”

Questions? Contact Financial Reporting at (800) 345-2529, ext.3476 or ext. 3477.

Reporting Period	Due Date
1st and 2nd quarters January 1 st through June 30 th	July 30
3rd and 4th quarters July 1 st through December 31 st	January 30

Penalties for Late Reporting

Each penalty is based on the licensee’s history of submitting activity reports on time. Repeat violations will result in a more severe penalty. If you do not turn in your report on time, one of the following will happen:

A **warning letter** may be sent to you requiring the late report to be turned in immediately.

An Agent may issue a **Notice of Violation and Settlement (NOVAS)** giving you the opportunity to settle the violation by turning in the late activity report and paying a fine between \$300 and \$500.

A **Statement of Administrative Charges** may be issued for the suspension or revocation of your gambling licenses. If all reports are turned in, a possible settlement would be a 15-day suspension with three days deferred for two years and twelve days vacated by a fine and costs totaling \$1,300. If you do not turn in your reports or you have a history of not turning in your reports on time, we may ask that your gambling license be revoked.

Late Activity Reporting A Statement of Administrative Charges was issued to the following licensees for not sending in their activity report on time.		
Name	Violation	Case Outcome
White Spot Tavern, Tacoma	<ul style="list-style-type: none"> Failed to submit its activity report for the first and second quarters of 2009. This is also a violation of a previous Settlement Order. 	<ul style="list-style-type: none"> The licensee failed to respond to the charges. A Default Order revoking its license was entered.
Bayou Bar & Grill, Spokane Valley	<ul style="list-style-type: none"> Failed to submit its activity report for the first and second quarters of 2009. This is also a violation of a previous Settlement Order. 	<ul style="list-style-type: none"> The licensee agreed to a 20-day suspension, with 3 days deferred for two years and 17 days vacated by a fine and costs totaling \$1,500. In addition, the licensee served a 3-day deferred suspension from the previous Settlement Order.
Filling Station, Kingston	<ul style="list-style-type: none"> Failed to submit its activity report for the first and second quarters of 2009. 	<ul style="list-style-type: none"> The licensee agreed to a 15-day suspension with 3 days deferred for two years and 12 days vacated by a fine and costs totaling \$1,300.
Tipperary Pub, Tacoma	<ul style="list-style-type: none"> Failed to submit its activity report for the first and second quarters of 2009. This is also a violation of a previous Settlement Order. 	<ul style="list-style-type: none"> The licensee agreed to a 20-day suspension, with 3 days deferred for two years and 17 days vacated by a fine and costs totaling \$1,500. In addition, the licensee served a 3-day deferred suspension from the previous Settlement Order.

Administrative Case Update

A Statement of Administrative Charges was issued to the following licensees.

Name	Violation	Case Outcome
Macau Casino, Lakewood	<ul style="list-style-type: none"> Allowed a minor to gamble. 	<ul style="list-style-type: none"> The licensee agreed to a 5-day suspension with 4 days deferred for one year; 1 day vacated by fines and costs totaling \$5,585.
Skyway Park Bowl, Seattle	<ul style="list-style-type: none"> Failure to timely submit financial statements. This is also a violation of a previous Settlement Order. 	<ul style="list-style-type: none"> The licensee agreed to a 15-day suspension with 13 days deferred and 2 days vacated by cost totaling \$5,503. In addition, the licensee vacated 2 days of a deferred suspension from the previous Settlement Order by agreeing to pay for two follow-up inspections.
Henri's Restaurant & Grill, Longview	<ul style="list-style-type: none"> Failure to pay exceeding license class fee. 	<ul style="list-style-type: none"> The licensee agreed to surrender their license.
Tuscan Sands Casino, Zillah	<ul style="list-style-type: none"> Failure to pay gambling taxes to the City of Zillah. 	<ul style="list-style-type: none"> The licensee and the City of Zillah entered into a payment agreement for the unpaid taxes. The licensee agreed to a 15-day suspension, with 13 days deferred for two years, and two days served.
North Shore Pub, Kenmore	<ul style="list-style-type: none"> Obtained a license by fraud, misrepresentation and concealment. Failed to disclose an owner with a bank fraud conviction. Failed to disclose loans. Failed to disclose changes in management. 	<ul style="list-style-type: none"> The licensee failed to appear at the administrative hearing. The Administrative Law Judge (ALJ) revoked its license. The licensee filed a petition for review. The licensee did not appear for the review. The Commissioners upheld the ALJ's Order revoking its license.
Chipco International, Manufacturer, Raymond, Maine	<ul style="list-style-type: none"> Unlicensed Manufacturer representative. 	<ul style="list-style-type: none"> The licensee agreed to a 3-day suspension with 2 days deferred for one year and 1 day vacated by paying a fine and costs totaling \$3,985.
Andy Shen, Card Room Employee (CRE), (former employee of Goldie's Shoreline Casino) Shoreline	<ul style="list-style-type: none"> Assault of casino patron. 	<ul style="list-style-type: none"> An order of Summary Suspension was issued. The licensee agreed to surrender his license for 18 months.
Megan Black, Class III Employee, (formerly employed by The Tulalip Tribe), Arlington	<ul style="list-style-type: none"> Criminal History. Tribal license revoked. 	<ul style="list-style-type: none"> The Class III Employee failed to respond to the charges. A Default Order revoking her certification was entered.
Billy Burrows, CRE, (formerly employed by 11 th Frame Restaurant & Lounge) Kenmore	<ul style="list-style-type: none"> Criminal History. 	<ul style="list-style-type: none"> The ALJ revoked his license.
Mariya Johanson, Class III Employee, (formerly employed by the Tulalip Tribe) Stanwood	<ul style="list-style-type: none"> Criminal History. Theft while working for the Tulalip Tribe. Tribal license revoked. 	<ul style="list-style-type: none"> The Class III Employee failed to respond to the charges. A Default Order revoking her license was entered.

Administrative Case Update

A Statement of Administrative Charges was issued to the following licensees.

Name	Violation	Case Outcome
Sage I. Lee, CRE, (formerly employed by Royal Casino) Seattle	<ul style="list-style-type: none"> • Criminal History. 	<ul style="list-style-type: none"> • The ALJ revoked Mr. Lee's license. • The licensee filed a Petition for Review. • The licensee did not appear at the review. • The Commissioners upheld the ALJ's Order revoking his license.
Robert J. Mercado, CRE, (formerly employed by Blue Mountain Casino) Walla Walla	<ul style="list-style-type: none"> • Criminal History. 	<ul style="list-style-type: none"> • The licensee did not appear at his hearing. • The ALJ revoked his license.
David Penn, CRE, (formerly employed by Classic Island Casino) Kennewick	<ul style="list-style-type: none"> • Criminal History. • Failure to disclose criminal history. 	<ul style="list-style-type: none"> • The licensee did not appear at his hearing. • The ALJ revoked his license.
Debralee Thomas, Class III Employee, (formerly employed by the Muckleshoot Indian Tribe) Auburn	<ul style="list-style-type: none"> • Criminal History. 	<ul style="list-style-type: none"> • The ALJ revoked her Class III certification.
Adam W. Flores, Class III Employee, (formerly employed by the Nisqually Tribe) Olympia	<ul style="list-style-type: none"> • Fraud. 	<ul style="list-style-type: none"> • The Class III Employee agreed to surrender his certification.
Dominique King, Class III Employee, (formerly employed by the Tulalip Tribe) Everett	<ul style="list-style-type: none"> • Fraud. 	<ul style="list-style-type: none"> • The Class III Employee failed to respond to the charges. • A Default Order revoking his certification was entered.
Florence C. Oelke, CRE, (formerly employed by Casino Caribbean) Everett	<ul style="list-style-type: none"> • Fraud. 	<ul style="list-style-type: none"> • The ALJ revoked her license.
Sina Nuon, CRE, (Formerly employed by Great American Casino) Tukwila	<ul style="list-style-type: none"> • Fraud. 	<ul style="list-style-type: none"> • The licensee agreed to surrender his license for one year.
Charles Williams, Class III Employee, (formerly employed by the Muckleshoot Tribe) Auburn	<ul style="list-style-type: none"> • Fraud. 	<ul style="list-style-type: none"> • The ALJ revoked his Class III certification.
Allen Byrd, Class III Employee, (formerly employed by the Yakama Nation)	<ul style="list-style-type: none"> • Outstanding Gross Misdemeanor Warrants 	<ul style="list-style-type: none"> • The Class III Employee agreed to surrender his certification.
Jason B. Evans, CRE, (employed by Papa's Casino Restaurant & Lounge) Moses Lake	<ul style="list-style-type: none"> • Outstanding Gross Misdemeanor Warrants. 	<ul style="list-style-type: none"> • The licensee quashed his outstanding warrant. • The licensee agreed to a seven-day suspension of his license.
Mark A. Lyle, Applicant (Tulalip Tribes)	<ul style="list-style-type: none"> • Outstanding Court Fines and Fees. 	<ul style="list-style-type: none"> • The applicant entered into a Settlement in Lieu of Administrative Charges. • The Applicant will remain current with his payment plan for the fines and fees. • The certification allows him to only work for the Tulalip Tribes.

AMENDATORY SECTION

WAC 230-03-300 Applying for a manufacturer's representative license. You must apply for a manufacturer's representative license if you ~~((are employed by a licensed manufacturer to))~~ sell, promote, or provide ~~((that))~~ a manufacturer's gambling equipment, or supplies, or you supervise those who do.

AMENDATORY SECTION

WAC 230-03-330 Representing ~~((only))~~ one ~~((employer at a time))~~ or more licensed businesses.

- (1) If you are a licensed distributor representative, gambling service supplier representative, or a linked bingo prize provider representative or applying for ~~((a))~~ one of these representative licenses, you must represent only one licensed ~~((manufacturer,))~~ distributor, gambling service supplier, or linked bingo prize provider at a time.
- (2) If you are a licensed manufacturer representative, you may represent more than one licensed manufacturer.
- (3) If the owner you ~~((work for))~~ represent owns more than one licensed business, you may represent the owner in all those licensed businesses, including licensed manufacturers, without applying for another representative license.

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Remove these updated rules from the newsletter
and put them in your
Washington State Gambling Commission Rules Manual

WAC 230-16-001 Manufacturers, distributors, and gambling service suppliers must ~~((comply with all requirements))~~ ensure representatives are licensed.

~~((Manufacturers, distributors, and gambling service suppliers and their licensed representatives must ensure that their business operations, services, and the gambling equipment they manufacture, distribute, or sell comply with chapter 9.46 RCW and Title 230 WAC.))~~

- (1) A licensed manufacturer, distributor, or gambling service supplier must not allow an unlicensed person to sell, promote, or provide its gambling equipment, or supplies, or to supervise those who do, and must take all measures necessary to prevent an unlicensed person from doing so.
- (2) A licensed manufacturer must notify us in writing before a manufacturer representative begins representing them.

Washington State Gambling Commission

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Our Mission:

Protect the Public By Ensuring that Gambling is Legal and Honest.