

AMENDATORY SECTION (Amending WSR 16-22-049, filed 10/28/16, effective 11/28/16)

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.

NEW SECTION

WAC 230-13-152 Applying for an approved location to operate amusement games. (1) Operators must apply, pay a fee, and receive a license for each location they will operate approved amusement games.
(2) Operators must notify us in the format we require within thirty days of removing all amusement games from an approved location.

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

WAC 230-13-155 Contracts for commercial amusement games. (1) Operators must ensure that all contracts are written and specific in terms, setting out the term of the contract, amount of rent or consideration, rent due dates, and all expenses each party must pay.
(2) All contracts become part of the operator's license file. If commercial amusement game operators violate any terms of a contract, it may be grounds for suspension or revocation of their license.
(3) ~~((Class B or above licensees))~~ Operators may enter into contracts with business owners of any of the following approved locations to operate amusement games on their premises:
(a) Amusement parks; or
(b) Regional shopping centers; or
(c) Any location that possesses a valid license from the Washington state liquor control board and prohibits minors on their premises; or
(d) Movie theaters; or
(e) Bowling alleys; or
(f) Miniature golf course facilities; or
(g) Skating facilities; or
(h) Amusement centers; or
(i) Department or grocery stores having more than ten thousand square feet of retail and support space, not including the parking areas; or
(j) Charitable or nonprofit organizations ~~((with a premises licensed for Class A amusement games))~~; or

(k) Any commercial business that provides food service for on premises consumption as its primary activity.

(4) Operators must ~~((not))~~ only place amusement games at a location ~~((which does not have a valid license))~~ after a license has been issued under WAC 230-13-152.

AMENDATORY SECTION (Amending WSR 16-08-033, filed 3/30/16, effective 4/30/16)

WAC 230-13-160 Basing rent on a percentage of gross receipts.

~~((Class B or above))~~ Amusement game operators:

(1) May base the rent or consideration ~~((paid to a Class A commercial amusement game location or charitable or nonprofit amusement game location for group 12 amusement games))~~ on a percentage of revenue the activity generates if the method of distribution is specific. This applies to the following locations:

(a) All commercial businesses; and

(b) Charitable and nonprofit organizations renting group 12 amusement games.

(2) May not base the rent or consideration paid to a charitable or nonprofit organization on a percentage of revenue the activity generates unless the amount returned to the organization is equal to or exceeds twenty-two percent of the gross gambling receipts.

(3) Operators must pay the organization at least once a month.

(4) If located at regional shopping centers, may use a percentage of receipts to pay rental leases. They are also exempt from the profits restrictions of RCW 9.46.120(2).