



## Concise Explanatory Statement

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### Notice of Permanent Rule Changes Related to Punch Board/Pull-tab Training and Assistance

Changes to the below identified rules were made to allow licensed punch board and/or pull-tab distributors to provide training and assistance to potentially new and existing punch board and/or pull-tab operators for compensation, without having to obtain a gambling service supplier license.

**This explanatory statement concerns the Washington State Gambling Commission's amendment of:**

- **WAC 230-03-190- Applying for a distributor license, and**
- **WAC 230-03-210- Applying for a gambling service supplier license.**

The Administrative Procedure Act ([RCW 34.05.325\(6\)](#)) requires agencies to complete a concise explanatory statement before filing adopted rules with the Office of the Code Reviser. This statement must be provided to anyone who provided comments regarding the proposed rule-making.

Once persons who provided comments during this rulemaking have had an opportunity to receive this document, the Washington State Gambling Commission will file the adopted rules with the Office of the Code Reviser. These changes will become effective on August 15, 2019.

The Washington State Gambling Commission appreciates your involvement in the rule-making process. If you have any questions, please contact Ashlie Laydon, Rules Coordinator, at [ashlie.laydon@wsgc.wa.gov](mailto:ashlie.laydon@wsgc.wa.gov) or (360) 486-3473.

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### What are the agency's reasons for adopting this rule?

These rules were amended to allow for licensed distributors can provide training and assistance to potentially new and existing punch board and/or pull-tab operators for compensation without having to obtain a gambling service supplier license.

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**Summary of all public comments received on this rule proposal and consideration of the comments. If we responded to comments, add our response and how the final rule reflects consideration of the comments or why it fails to do so.**

**Public Comment:**

Wendy Winsor, W.O.W. Distributing, presented this petition at the October 2018 Commission meeting originally requesting the repeal of WAC 230-03-225, Marketing level restrictions for punch board or pull-tab gambling service suppliers, so that W.O.W. Distributing could provide education, training, and licensing assistance to new and existing punch board and/or pull-tab operators for compensation. W.O.W. Distributing is the largest distributor in the state with a customer base comprised of 30% of the current active licensees. W.O.W. Distributing's goal is to help keep operators compliant with the rules and to help walk new licensees through the paperwork to obtain a license. Staff were opposed to the repeal of WAC 230-03-225 and the Commission accepted the petition to initiate rule-making by amending current rules rather than repealing WAC 230-03-225.

Stakeholder meetings were convened on January 17, 2019 and February 22, 2019. Stakeholders were supportive of the petitioner's wishes to provide education, training, and assistance with licensing to new and existing punch board and/or pull-tab operators, but were resistant to the petitioner's original request to repeal an existing rule to achieve this. Stakeholders have agreed to the changes to WAC 230-03-190 and WAC 230-03-210.

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**If there are variances from the proposed rule and final adopted rule, state the reasons for the differences (RCW 34.05.325(6)(a)(ii)).**

One change was made to WAC 230-03-210(2)(g)(ii) to eliminate the redundant use of "for compensation" from (ii) as it is already stated in (g) above.