



Notice of Permanent Rule Changes Related to Raffles.

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

- WAC 230-11-025- Bundling and selling tickets at a discount, and
- WAC 230-11-055- Authorized alternative drawing formats.

The Administrative Procedure Act ([RCW 34.05.325\(6\)](#)) requires agencies to complete a concise explanatory statement before filing amended 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 rule with the Office of the Code Reviser. These changes will become effective on or after March 19, 2021.

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 or (360) 486-3473.

What are the agency's reasons for amending these rules?

The Gambling Commission amended WAC 230-11-025, Bundling and selling tickets at a discount, to allow for additional discount levels. The Gambling Commission amended WAC 230-11-055, Authorized alternative drawing formats, to authorize two additional alternative drawing formats. These changes will offer additional options to charitable and/or nonprofit organizations conducting raffles.

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:

Many of the comments received by the Gambling Commission were requesting clarification on how raffles could operate under the new rule language.

Response: Clarification was provided.

Can raffle tickets be sold over the telephone and/or internet? If not, can restrictions be loosened to sell raffle tickets over the internet?

Response: Our state constitution (Article II, Section 24) prohibits all gambling unless it is authorized by the Legislature. All authorized gambling can be found in our Gambling Act (chapter 9.46 RCW) and conducting raffles over the telephone and/or internet is not authorized and is likely expressly prohibited in the Gambling Act under RCW 9.46.240.

This change cannot be done by amending the rules, rather it would need to be done by the Legislature.

Comment received through website regarding raffle reporting requirements.

Response: No response was provided as this comment was outside the scope of this rule-making and no contact information was provided.

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)).

None.