



PROPOSED RULE MAKING

CR-102 (December 2017) (Implements RCW 34.05.320)

Do NOT use for expedited rule making

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STATE OF WASHINGTON
FILED

DATE: October 19, 2021

TIME: 3:07 PM

WSR 21-21-092

Agency: Washington State Gambling Commission

Original Notice

Supplemental Notice to WSR _____

Continuance of WSR _____

Preproposal Statement of Inquiry was filed as WSR 21-17-125 ; or

Expedited Rule Making--Proposed notice was filed as WSR _____; or

Proposal is exempt under RCW 34.05.310(4) or 34.05.330(1); or

Proposal is exempt under RCW _____.

Title of rule and other identifying information: (describe subject) **AMEND:** WAC 230-15-050- Minimum cash on hand requirements.

NEW: WAC 230-15-673- Paying out house jackpot prizes; WAC 230-15-674- Keeping funds to pay house jackpot prizes.

Hearing location(s):

Date:	Time:	Location: (be specific)	Comment:
December 7, 2021	9:00 am	Washington State Gambling Commission 4565 7 th Ave SE Lacey, WA 98503	The meeting time and location will be posted approximately one week prior to the meeting on our website at www.wsgc.wa.gov . Select "The Commission" and then select "Public Meetings" to confirm the hearing date, location, start time, and agenda items.

Date of intended adoption: December 7, 2021 (Note: This is **NOT** the **effective** date)

Submit written comments to:

Name: Ashlie Laydon

Address: PO Box 42400, Olympia, WA 98504-2400

Email: rules.coordinator@wsgc.wa.gov

Fax:

Other: www.wsgc.wa.gov

By (date) November 29, 2021

Assistance for persons with disabilities:

Contact Julie Anderson

Phone: (360) 486-3453

Fax:

TTY: (360) 486-3637

Email: julie.anderson@wsgc.wa.gov

Other: www.wsgc.wa.gov

By (date) November 29, 2021

Purpose of the proposal and its anticipated effects, including any changes in existing rules: The proposed changes address card room licensees keeping funds in a separate, off-site bank account, rather than on premises, maintaining funds, and paying out prizes.

Reasons supporting proposal: The Gambling Commission received a petition requesting that operators running house-banked jackpots be allowed to keep required jackpot money in a separate, off-site account rather than on premises. This change would address operator and player safety concerns. Rules are also needed to address maintaining funds and paying out prizes.

Statutory authority for adoption: RCW 9.46.070

Statute being implemented: RCW 9.46.070

Is rule necessary because of a:

Federal Law?	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
Federal Court Decision?	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
State Court Decision?	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No

If yes, CITATION:

Agency comments or recommendations, if any, as to statutory language, implementation, enforcement, and fiscal matters:

Name of proponent: (person or organization) Ann Huysmans, Galaxy Gaming, Inc. Private
 Public
 Governmental

Name of agency personnel responsible for:

	Name	Office Location	Phone
Drafting:	Adam Teal, LLM	4565 7 th Ave SE, Lacey, WA 98503	(360) 486-3475
Implementation:	Tina Griffin, Interim Director	4565 7 th Ave SE, Lacey, WA 98503	(360) 486-3546
Enforcement: Director	Gary Drumheller, Assistant	4565 7 th Ave SE, Lacey, WA 98503	(509) 325-7904

Is a school district fiscal impact statement required under RCW 28A.305.135? Yes No
If yes, insert statement here:

The public may obtain a copy of the school district fiscal impact statement by contacting:

Name:
Address:
Phone:
Fax:
TTY:
Email:
Other:

Is a cost-benefit analysis required under RCW 34.05.328?

Yes: A preliminary cost-benefit analysis may be obtained by contacting:
Name:
Address:
Phone:
Fax:
TTY:
Email:
Other:

No: Please explain: A cost-benefit analysis is not required per RCW 34.05.328(5)(a)(i).

Regulatory Fairness Act Cost Considerations for a Small Business Economic Impact Statement:

This rule proposal, or portions of the proposal, **may be exempt** from requirements of the Regulatory Fairness Act (see chapter 19.85 RCW). Please check the box for any applicable exemption(s):

This rule proposal, or portions of the proposal, is exempt under RCW 19.85.061 because this rule making is being adopted solely to conform and/or comply with federal statute or regulations. Please cite the specific federal statute or regulation this rule is being adopted to conform or comply with, and describe the consequences to the state if the rule is not adopted.

Citation and description:

This rule proposal, or portions of the proposal, is exempt because the agency has completed the pilot rule process defined by RCW 34.05.313 before filing the notice of this proposed rule.

This rule proposal, or portions of the proposal, is exempt under the provisions of RCW 15.65.570(2) because it was adopted by a referendum.

This rule proposal, or portions of the proposal, is exempt under RCW 19.85.025(3). Check all that apply:

RCW 34.05.310 (4)(b)
(Internal government operations)

RCW 34.05.310 (4)(e)
(Dictated by statute)

RCW 34.05.310 (4)(c)
(Incorporation by reference)

RCW 34.05.310 (4)(f)
(Set or adjust fees)

RCW 34.05.310 (4)(d)
(Correct or clarify language)

RCW 34.05.310 (4)(g)
((i) Relating to agency hearings; or (ii) process requirements for applying to an agency for a license or permit)

This rule proposal, or portions of the proposal, is exempt under RCW _____.

Explanation of exemptions, if necessary:

COMPLETE THIS SECTION ONLY IF NO EXEMPTION APPLIES

If the proposed rule is **not exempt**, does it impose more-than-minor costs (as defined by RCW 19.85.020(2)) on businesses?

No Briefly summarize the agency’s analysis showing how costs were calculated. The proposed changes were requested by Galaxy Gaming, Inc. to allow house-banked card room licensees the option to keep house-banked jackpots in a separate, off-site bank account rather than on premises to address operator and player safety concerns. Under the proposed rule changes, house-banked card room licensees may, but are not required to, keep house jackpots in a bank account rather than on premises. The proposed rule changes are not likely to impose more than minor costs to house-banked card room licensees.

Yes Calculations show the rule proposal likely imposes more-than-minor cost to businesses, and a small business economic impact statement is required. Insert statement here:

The public may obtain a copy of the small business economic impact statement or the detailed cost calculations by contacting:

- Name:
- Address:
- Phone:
- Fax:
- TTY:
- Email:
- Other:

Date: October 15, 2021

Name: Ashlie Laydon

Title: Rules Coordinator

Signature:

