



RULE-MAKING ORDER PERMANENT RULE ONLY

CR-103P (December 2017) (Implements RCW 34.05.360)

CODE REVISER USE ONLY

OFFICE OF THE CODE REVISER
STATE OF WASHINGTON
FILED

DATE: October 18, 2021

TIME: 1:38 PM

WSR 21-21-079

Agency: Washington State Gambling Commission

Effective date of rule:

Permanent Rules

- 31 days after filing.
- Other (specify) _____ (If less than 31 days after filing, a specific finding under RCW 34.05.380(3) is required and should be stated below)

Any other findings required by other provisions of law as precondition to adoption or effectiveness of rule?

- Yes No If Yes, explain:

Purpose: The proposed rules allow bona fide charitable or nonprofit organizations affiliated with qualified professional sports teams in Washington state to obtain a license to conduct raffles at home game sporting events in Washington state using electronic systems. The proposed rules define electronic raffles and other necessary terms; outline requirements for licensees operating electronic raffles, electronic raffle systems operations, electronic raffle systems security requirements, and recordkeeping requirements; and establish licensing and fee structures for this new activity.

Citation of rules affected by this order:

New: WAC 230-03-138- Defining “qualified sports team.”; WAC 230-03-153- Applying to operate electronic raffles; WAC 230-03-154- Additional information required with electronic raffle application; WAC 230-11-300- Definitions; WAC 230-11-305- Electronic raffle system standards; WAC 230-11-310- Electronic raffle system requirements; WAC 230-11-315- Access to home game authorized locations for electronic raffles; WAC 230-11-320- Electronic raffle operating requirements; WAC 230-11-325- Internal controls for electronic raffles; WAC 230-11-330- Supervision of electronic raffles; WAC 230-11-335- Wearing nametags; WAC 230-11-340- Provide rules to electronic raffle participants; WAC 230-11-345- Electronic raffle prize payout requirements; WAC 230-11-350- Raffle drawing postponement; WAC 230-11-355- Joint raffles prohibited; WAC 230-11-360- Raffle ticket requirements; WAC 230-11-365- Raffle ticket receipt requirements; WAC 230-11-370- Authorized ticket sellers; WAC 230-11-375- Restrictions on ticket sales; WAC 230-11-380- Selling tickets at a discount; WAC 230-11-385- Recordkeeping requirements for electronic raffles; WAC 230-11-390- Electronic raffle – Monthly records; WAC 230-11-395- Keeping and making records available; WAC 230-16-153- Remote access of electronic raffle systems.

Repealed:

Amended: WAC 230-03-155- Submitting a proposed plan of operations for charitable and nonprofit organizations; WAC 230-03-200- Defining “gambling equipment.”; WAC 230-03-235- Applying for charitable and nonprofit gambling manager license; WAC 230-05-112- Defining “gross gambling receipts.”; WAC 230-05-160- Charitable or nonprofit organization fees; WAC 230-06-045- Conduct gambling activities on licensed business premises only; WAC 230-06-050- Review of electronic or mechanical gambling equipment; WAC 230-07-090- Keeping and depositing all gambling funds separate from other funds; WAC 230-07-125- Recordkeeping requirements for lower volume charitable or nonprofit organizations; WAC 230-07-145- Reporting annual progress; WAC 230-07-150- Financial statements required for Groups III, IV, V, and electronic raffle licensees; WAC 230-11-002- The definition of raffle as used in this chapter.

Suspended:

Statutory authority for adoption: RCW 9.46.070

Other authority:

PERMANENT RULE (Including Expedited Rule Making)

Adopted under notice filed as WSR 21-18-123 on September 1, 2021 (date).

Describe any changes other than editing from proposed to adopted version: Changes from the proposed to the adopted versions were made to the following:

WAC 230-03-138- Defining “qualified sports team.” Language added to clarify that a qualified sports team does not include lower-level teams such as minor, farm, or development league teams.

WAC 230-03-153- Applying to operate electronic raffles. Language added to clarify that charitable or nonprofit organizations must be established by or directly affiliated with a qualified sports team to apply for an electronic raffle license.

WAC 230-06-050- Review of electronic or mechanical gambling equipment. Removal of reference to rule that has been repealed and cite to correct rule. Cite WAC 230-11-305(3) for further clarification.

WAC 230-11-305- Electronic raffle system standards. Language in subsections (1) and (2) was revised to clarify the application process.

If a preliminary cost-benefit analysis was prepared under RCW 34.05.328, a final cost-benefit analysis is available by contacting:

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

**Note: If any category is left blank, it will be calculated as zero.
No descriptive text.**

**Count by whole WAC sections only, from the WAC number through the history note.
A section may be counted in more than one category.**

The number of sections adopted in order to comply with:

Federal statute:	New	___	Amended	___	Repealed	___
Federal rules or standards:	New	___	Amended	___	Repealed	___
Recently enacted state statutes:	New	___	Amended	___	Repealed	___

The number of sections adopted at the request of a nongovernmental entity:

New	<u>24</u>	Amended	<u>12</u>	Repealed	___
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The number of sections adopted on the agency's own initiative:

New	___	Amended	2	Repealed	___
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The number of sections adopted in order to clarify, streamline, or reform agency procedures:

New	___	Amended	2	Repealed	___
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The number of sections adopted using:

Negotiated rule making:	New	<u>24</u>	Amended	<u>12</u>	Repealed	___
Pilot rule making:	New	___	Amended	___	Repealed	___
Other alternative rule making:	New	___	Amended	___	Repealed	___

Date Adopted: October 14, 2021

Name: Ashlie Laydon

Title: Rules Coordinator

Signature:

