



PROPOSED RULE MAKING

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

Do NOT use for expedited rule making

CODE REVISER USE ONLY

OFFICE OF THE CODE REVISER
STATE OF WASHINGTON
FILED

DATE: January 19, 2021

TIME: 12:52 PM

WSR 21-03-072

Agency: Washington State Gambling Commission

Original Notice

Supplemental Notice to WSR _____

Continuance of WSR _____

Preproposal Statement of Inquiry was filed as WSR 20-15-154 ; 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) WAC 230-03-408- Applying for sports wagering precicensing qualification.

Hearing location(s):

Date:	Time:	Location: (be specific)	Comment:
February 24, 2021 or March 11, 2021	9:00am	Washington State Gambling Commission 4565 7 th Ave SE Lacey, WA 98503	Public hearings will take place at scheduled Commission meetings. The meeting dates, times, and locations are tentative. Visit our website at www.wsgc.wa.gov approximately seven days prior to the meeting, select "The Commission," and then select "Public Meetings" to confirm hearing date, location, start time, and agenda items.

Date of intended adoption: Special Meeting on February 24, 2021 or at agency's March 11, 2021 public meeting. Please monitor the agency's public meetings webpage at: www.wsgc.wa.gov to confirm the date and time. (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: (360) 486-3632
Other:
By (date) February 24, 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:
By (date) February 24, 2021

Purpose of the proposal and its anticipated effects, including any changes in existing rules: The Gambling Commission is considering adopting new and amending current rules to implement the new sports wagering law, House Bill 2638, passed by the Legislature during the 2020 session. A new state regulatory structure will need to be created to cover all aspects of sports wagering consistent with any new tribal-state sports wagering compact amendment. This rule would allow individuals and organizations to apply to begin the preclicensing investigation process prior to the adoption of final sports wagering licensing rules.

Reasons supporting proposal: The intent of this rule would be to save time and resources for both individuals and organizations who anticipate applying for a future license to provide equipment and/or services for sports wagering pursuant to a tribal-state compact as well as Gambling Commission staff.

Statutory authority for adoption: RCW 9.46.070; **RCW 9.46.075**; RCW 9.46.153

Statute being implemented: RCW 9.46.070

Is rule necessary because of a:

Federal Law? Yes No

Federal Court Decision? Yes No

State Court Decision? Yes 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) Washington State Gambling Commission Private
 Public
 Governmental

Name of agency personnel responsible for:

	Name	Office Location	Phone
Drafting:	Brian Considine, Attorney	4565 7 th Ave SE, Lacey, WA 98503	(360) 486-3469
Implementation:	David Trujillo, Director	4565 7 th Ave SE, Lacey, WA 98503	(360) 486-3512
Enforcement:	Tina Griffin, Assistant Director	4565 7 th Ave SE, Lacey, WA 98503	(360) 486-3546

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. _____

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: January 19, 2021

Name: Ashlie Laydon

Title: Rules Coordinator

Signature:

