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ENGROSSED HOUSE BILL 1845

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State of Washington

53rd Legislature

1993 Regular Session

By Representatives Lemmon, Locke, R. Fisher, Forner, J. Kohl, Orr, Hansen, R. Meyers, Edmondson, Eide, Rayburn, Grant, Johanson, Leonard and Brough

Read first time 02/12/93. Referred to Committee on Commerce & Labor. Rereferred on 02/12/93 to Committee on Revenue.

1 AN ACT Relating to horse racing purses; amending RCW 67.16.105;  
2 creating a new section; and declaring an emergency.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

4 NEW SECTION. **Sec. 1.** It is the intent of the legislature that  
5 one-half of those moneys that would otherwise have been paid into the  
6 Washington thoroughbred racing fund be retained for the purpose of  
7 enhancing purses, excluding stakes purses, until that time as a  
8 permanent thoroughbred racing facility is built and operating in  
9 western Washington. It is recognized by the Washington legislature  
10 that the enhancement in purses provided in this legislation will not  
11 directly benefit all race tracks in Washington. It is the  
12 legislature's intent that the horse racing commission work with the  
13 horse racing community to ensure that this opportunity for increased  
14 purses will not inadvertently injure horse racing at tracks not  
15 directly benefiting from this legislation.

16 **Sec. 2.** RCW 67.16.105 and 1991 c 270 s 6 are each amended to read  
17 as follows:

1 (1) Licensees of race meets that are nonprofit in nature, are of  
2 ten days or less, and have an average daily handle of one hundred  
3 twenty thousand dollars or less shall withhold and pay to the  
4 commission daily for each authorized day of racing one-half percent of  
5 the daily gross receipts from all parimutuel machines at each race  
6 meet.

7 (2) Licensees of race meets that do not fall under subsection (1)  
8 of this section shall withhold and pay to the commission daily for each  
9 authorized day of racing the following applicable percentage of all  
10 daily gross receipts from all parimutuel machines at each race meet:

11 (a) If the daily gross receipts of all parimutuel machines are more  
12 than two hundred fifty thousand dollars, the licensee shall withhold  
13 and pay to the commission daily two and one-half percent of the daily  
14 gross receipts; and

15 (b) If the daily gross receipts of all parimutuel machines are two  
16 hundred fifty thousand dollars or less, the licensee shall withhold and  
17 pay to the commission daily one percent of the daily gross receipts.

18 (3) In addition to those amounts in subsections (1) and (2) of this  
19 section, all licensees shall forward one-tenth of one percent of the  
20 daily gross receipts of all parimutuel machines to the commission daily  
21 for payment to those nonprofit race meets as set forth in RCW 67.16.130  
22 and subsection (1) of this section, but said percentage shall not be  
23 charged against the licensees. The total of such payments shall not  
24 exceed one hundred fifty thousand dollars in any one year and any  
25 amount in excess of one hundred fifty thousand dollars shall be  
26 remitted to the general fund. Payments to nonprofit race meets under  
27 this subsection shall be distributed on a pro rata per-race-day basis  
28 and used only for purses at race tracks that have been operating under  
29 RCW 67.16.130 and subsection (1) of this section for the five  
30 consecutive years immediately preceding the year of payment.

31 (4) In addition to those sums paid to the commission in subsection  
32 (2) of this section, licensees who are nonprofit corporations and have  
33 race meets of thirty days or more shall withhold and pay to the  
34 commission daily for each authorized day of racing an amount equal to  
35 ~~((two))~~ one and ~~((one-half))~~ one-quarter percent of the daily gross  
36 receipts of all parimutuel machines at each race meet. Said percentage  
37 shall come from that amount the licensee is authorized to retain under  
38 RCW 67.16.170(2). The commission shall deposit these moneys in the  
39 Washington thoroughbred racing fund created in RCW 67.16.250.

1       (5) The additional one and one-quarter percent of the moneys  
2 allowed to be retained by this section must be used for increased  
3 purses. The commission shall adopt such rules as may be necessary to  
4 enforce this subsection.

5       (6) Upon completion of construction and beginning with the  
6 operation of a major thoroughbred racing facility in western  
7 Washington, the amount of daily gross receipts withheld and paid to the  
8 commission, as set out in subsection (4) of this section, shall revert  
9 to two and one-half percent of the daily gross receipts of all  
10 parimutuel machines at each race meet.

11       NEW SECTION. Sec. 3. This act is necessary for the immediate  
12 preservation of the public peace, health, or safety, or support of the  
13 state government and its existing public institutions, and shall take  
14 effect immediately.

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