
SENATE BILL 5829

State of Washington

54th Legislature

1995 Regular Session

By Senators Heavey, Newhouse, Wojahn and Deccio

Read first time 02/08/95. Referred to Committee on Labor, Commerce & Trade.

1 AN ACT Relating to gambling taxes; and amending RCW 9.46.110.

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

3 **Sec. 1.** RCW 9.46.110 and 1994 c 301 s 2 are each amended to read
4 as follows:

5 The legislative authority of any county, city-county, city, or
6 town, by local law and ordinance, and in accordance with the provisions
7 of this chapter and rules ((and regulations promulgated)) adopted
8 hereunder, may provide for the taxing of any gambling activity
9 authorized by this chapter within its jurisdiction, the tax receipts to
10 go to the county, city-county, city, or town so taxing the same((÷
11 ~~PROVIDED, That~~)). However, any such tax imposed by a county alone
12 shall not apply to any gambling activity within a city or town located
13 therein but the tax rate established by a county, if any, shall
14 constitute the tax rate throughout the unincorporated areas of such
15 county((÷ ~~PROVIDED FURTHER, That~~)). However, (1) punch boards and
16 pull-tabs, chances on which shall only be sold to adults, which shall
17 have a fifty cent limit on a single chance thereon, shall be taxed on
18 a basis which shall reflect only the ((gross)) net receipts from such
19 punch boards and pull-tabs; and (2) no punch board or pull-tab may

1 award as a prize upon a winning number or symbol being drawn the
2 opportunity of taking a chance upon any other punch board or pull-tab;
3 and (3) all prizes for punch boards and pull-tabs must be on display
4 within the immediate area of the premises wherein any such punch board
5 or pull-tab is located and upon a winning number or symbol being drawn,
6 such prize must be immediately removed therefrom, or such omission
7 shall be deemed a fraud for the purposes of this chapter; and (4) when
8 any person shall win over twenty dollars in money or merchandise from
9 any punch board or pull-tab, every licensee hereunder shall keep a
10 public record thereof for at least ninety days thereafter containing
11 such information as the commission shall deem necessary(~~(:—AND~~
12 ~~PROVIDED FURTHER, That)~~). Further, taxation of bingo and raffles shall
13 never be in an amount greater than ten percent of the gross revenue
14 received therefrom less the amount paid for or as prizes. Taxation of
15 amusement games shall only be in an amount sufficient to pay the actual
16 costs of enforcement of the provisions of this chapter by the county,
17 city or town law enforcement agency and in no event shall such taxation
18 exceed two percent of the gross revenue therefrom less the amount paid
19 for as prizes(~~(:—PROVIDED FURTHER, That)~~). However, no tax shall be
20 imposed under the authority of this chapter on bingo or amusement games
21 when such activities or any combination thereof are conducted by any
22 bona fide charitable or nonprofit organization as defined in this
23 chapter, which organization has no paid operating or management
24 personnel and has gross income from bingo or amusement games, or a
25 combination thereof, not exceeding five thousand dollars per year, less
26 the amount paid for as prizes. No tax shall be imposed on the first
27 ten thousand dollars of net proceeds from raffles conducted by any bona
28 fide charitable or nonprofit organization as defined in this chapter.
29 Taxation of punch boards and pull-tabs shall not exceed ((five)) ten
30 percent of ((~~gross receipts, nor shall~~)) the net proceeds from all
31 receipts. Net proceeds shall be determined by subtracting from all
32 proceeds the cost of prizes paid out. Taxation of social card games
33 shall not exceed twenty percent of the gross revenue from such games.

34 Taxes imposed under this chapter become a lien upon personal and
35 real property used in the gambling activity in the same manner as
36 provided for under RCW 84.60.010. The lien shall attach on the date

1 the tax becomes due and shall relate back and have priority against
2 real and personal property to the same extent as ad valorem taxes.

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