
SUBSTITUTE HOUSE BILL 2320

State of Washington 60th Legislature 2007 Regular Session

By House Committee on Commerce & Labor (originally sponsored by Representatives Strow, Appleton, Newhouse and Williams)

READ FIRST TIME 02/28/07.

1 AN ACT Relating to reducing the penalty for a person conducting
2 unlawful internet gambling in his or her primary residence for
3 recreational purposes; amending RCW 9.46.240; and prescribing
4 penalties.

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

6 **Sec. 1.** RCW 9.46.240 and 2006 c 290 s 2 are each amended to read
7 as follows:

8 (1) Whoever knowingly transmits or receives gambling information by
9 telephone, telegraph, radio, semaphore, the internet, a
10 telecommunications transmission system, or similar means, or knowingly
11 installs or maintains equipment for the transmission or receipt of
12 gambling information, other than a person described in subsection (2)
13 of this section, shall be guilty of a class C felony subject to the
14 penalty set forth in RCW 9A.20.021. (~~However,~~)

15 (2) Whoever knowingly transmits or receives gambling information
16 over the internet or knowingly installs or maintains equipment for the
17 transmission or receipt of gambling information over the internet, in
18 his or her primary residence for recreational purposes, is guilty of a
19 gross misdemeanor subject to the penalty set forth in RCW 9A.20.021.

1 For purposes of this subsection, "recreational purposes" means solely
2 for the defendant's own enjoyment and not as part of an enterprise that
3 derives income from operating an internet web site that transmits or
4 receives gambling information.

5 (3) This section shall not apply to such information transmitted or
6 received or equipment installed or maintained relating to activities
7 authorized by this chapter or to any act or acts in furtherance thereof
8 when conducted in compliance with the provisions of this chapter and in
9 accordance with the rules adopted under this chapter.

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