

2 **SHB 2167** - S COMM AMD

3 By Committee on Trade, Technology & Economic Development

4 ADOPTED AS AMENDED 3/3/94

5 Strike everything after the enacting clause and insert the  
6 following:

7 "NEW SECTION. **Sec. 1.** It is the intent of the legislature to  
8 terminate payments into the Washington thoroughbred racing fund from  
9 licensees of nonprofit race meets from the effective date of this act  
10 until June 1, 1995, and to provide that one-half of moneys that  
11 otherwise would have been paid into the fund be directed to enhanced  
12 purses and one-half of moneys be deposited in an escrow or trust  
13 account and used solely for construction of a new thoroughbred race  
14 track facility in western Washington.

15 **Sec. 2.** RCW 67.16.105 and 1993 c 170 s 2 are each amended to read  
16 as follows:

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

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

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

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

34 (3) In addition to those amounts in subsections (1) and (2) of this  
35 section, all licensees shall forward one-tenth of one percent of the

1 daily gross receipts of all parimutuel machines to the commission daily  
2 for payment to those nonprofit race meets as set forth in RCW 67.16.130  
3 and subsection (1) of this section, but said percentage shall not be  
4 charged against the licensees. The total of such payments shall not  
5 exceed one hundred fifty thousand dollars in any one year and any  
6 amount in excess of one hundred fifty thousand dollars shall be  
7 remitted to the general fund. Payments to nonprofit race meets under  
8 this subsection shall be distributed on a pro rata per-race-day basis  
9 and used only for purses at race tracks that have been operating under  
10 RCW 67.16.130 and subsection (1) of this section for the five  
11 consecutive years immediately preceding the year of payment.

12 (4) In addition to those sums paid to the commission in subsection  
13 (2) of this section, licensees who are nonprofit corporations and have  
14 race meets of thirty days or more shall ~~((withhold and pay to the  
15 commission daily for each authorized day of racing))~~ retain and  
16 dedicate: (a) An amount equal to one and one-quarter percent of the  
17 daily gross receipts of all parimutuel machines at each race meet to be  
18 used solely for the purpose of increasing purses; and (b) an amount  
19 equal to one and one-quarter percent of the daily gross receipts of all  
20 parimutuel machines at each race meet to be deposited in an escrow or  
21 trust account and used solely for construction of a new thoroughbred  
22 race track facility in western Washington. Said percentages shall come  
23 from that amount the licensee is authorized to retain under RCW  
24 67.16.170(2). ~~((The commission shall deposit these moneys in the  
25 Washington thoroughbred racing fund created in RCW 67.16.250.~~

26 ~~(5) The additional one and one quarter percent of the moneys  
27 allowed to be retained by this section must be used for increased  
28 purses.)~~ The commission shall adopt such rules as may be necessary to  
29 enforce this subsection. The provisions of this subsection shall apply  
30 through June 1, 1995.

31 (5) In the event the new racetrack is not constructed before  
32 January 1, 2001, all funds including interest, remaining in the escrow  
33 or trust account established in subsection (4) of this section, shall  
34 revert to the state general fund.

35 (6) Effective ~~((January 1, 1994, the amount of daily gross receipts  
36 withheld and paid to the commission, as set out in subsection (4) of  
37 this section, shall revert to two and one half percent of the daily  
38 gross receipts of all parimutuel machines at each race meet))~~ June 1,  
39 1995, licensees who are nonprofit corporations and have race meets of

