

2 **SHB 2167** - S COMM AMD

3 By Committee on Trade, Technology & Economic Development

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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 until June 1, 1995, and to provide
10 that one-half of moneys previously paid into the fund be directed to
11 enhanced purses and one-half of moneys be deposited in an escrow or
12 trust account and used solely for construction of a new thoroughbred
13 race track facility in western Washington.

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

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

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

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

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

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

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

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

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

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

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

1 each authorized day of racing an amount equal to two and one-half
2 percent of the daily gross receipts of all parimutuel machines at each
3 race meet. These percentages shall come from the amount that the
4 licensee is authorized to retain under RCW 67.16.170(2) and shall be in
5 addition to those sums paid to the commission in subsection (2) of this
6 section. The commission shall deposit these moneys in the Washington
7 thoroughbred racing fund created in RCW 67.16.250.

8 **Sec. 3.** RCW 67.16.250 and 1991 c 270 s 12 are each amended to read
9 as follows:

10 The Washington thoroughbred racing fund is created in the state
11 treasury. Effective June 1, 1995, all receipts derived under RCW
12 67.16.105(~~(4)~~) (6) from licensees who are nonprofit corporations and
13 whose race meets are thirty days or more shall be deposited into the
14 account. Moneys in the account may be spent only after legislative
15 appropriation. Expenditures from the account shall be expended to
16 benefit and support interim continuation of thoroughbred racing,
17 capital construction of a new race track facility, and programs
18 enhancing the general welfare, safety, and advancement of the
19 Washington thoroughbred racing industry.

20 NEW SECTION. **Sec. 4.** This act is necessary for the immediate
21 preservation of the public peace, health, or safety, or support of the
22 state government and its existing public institutions, and shall take
23 effect immediately."

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27 On page 1, line 2 of the title, after "provisions;" strike the
28 remainder of the title and insert "amending RCW 67.16.105 and
29 67.16.250; creating a new section; and declaring an emergency."

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