
SUBSTITUTE HOUSE BILL 2167

State of Washington

53rd Legislature

1994 Regular Session

By House Committee on Revenue (originally sponsored by Representatives Heavey, G. Fisher, Lemmon, Forner, Veloria, Roland, Eide, Campbell, Jones, Dorn, Zellinsky, Rayburn, Springer, Leonard and Patterson)

Read first time 02/04/94.

1 AN ACT Relating to thoroughbred race track gross receipts and
2 licensing provisions; amending RCW 67.16.105 and 67.16.250; creating a
3 new section; and declaring an emergency.

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

5 NEW SECTION. **Sec. 1.** It is the intent of the legislature that all
6 race tracks, profit or nonprofit, in the state of Washington be treated
7 equally under the gross receipts and licensing provisions of chapter
8 67.16 RCW.

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

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

17 (2) Licensees of race meets that do not fall under subsection (1)
18 of this section shall withhold and pay to the commission daily for each

1 authorized day of racing the following applicable percentage of all
2 daily gross receipts from all parimutuel machines at each race meet:

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

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

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

23 (4) In addition to those sums paid to the commission in subsection
24 (2) of this section, licensees who are nonprofit corporations and have
25 race meets of thirty days or more shall ~~((withhold and pay to the
26 commission daily for each authorized day of racing))~~ retain and
27 dedicate: (a) An amount equal to one and one-quarter percent of the
28 daily gross receipts of all parimutuel machines at each race meet to be
29 used solely for the purpose of increasing purses; and (b) an amount
30 equal to one and one-quarter percent of the daily gross receipts of all
31 parimutuel machines at each race meet to be deposited in an escrow or
32 trust account and used solely for construction of a new thoroughbred
33 race track facility in western Washington. Said percentages shall come
34 from that amount the licensee is authorized to retain under RCW
35 67.16.170(2). ~~((The commission shall deposit these moneys in the
36 Washington thoroughbred racing fund created in RCW 67.16.250.~~

37 ~~(5) The additional one and one quarter percent of the moneys~~
38 ~~allowed to be retained by this section must be used for increased~~

1 purses.)) The commission shall adopt such rules as may be necessary to
2 enforce this subsection.

3 ~~((6) Effective January 1, 1994, the amount of daily gross receipts
4 withheld and paid to the commission, as set out in subsection (4) of
5 this section, shall revert to two and one half percent of the daily
6 gross receipts of all parimutuel machines at each race meet.))~~

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

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

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

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