
SENATE BILL 6488

State of Washington 53rd Legislature 1994 Regular Session

By Senators Skratek, West, Gaspard, Deccio and M. Rasmussen

Read first time 01/25/94. Referred to Committee on Trade, Technology & Economic Development.

1 AN ACT Relating to thoroughbred race track gross receipts and
2 licensing provisions; amending RCW 67.16.105 and 67.16.250; amending
3 1993 sp.s. c 22 s 162 (uncodified); creating a new section; and
4 declaring an emergency.

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

6 NEW SECTION. **Sec. 1.** It is the intent of the legislature to
7 terminate payments into the Washington thoroughbred racing fund from
8 licensees of nonprofit race meets and to provide that one-half of
9 moneys previously paid into the fund be directed to enhanced purses and
10 one-half of moneys previously paid into the fund be dedicated to
11 construction of a permanent thoroughbred racing facility in western
12 Washington.

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

15 (1) Licensees of race meets that are nonprofit in nature, are of
16 ten days or less, and have an average daily handle of one hundred
17 twenty thousand dollars or less shall withhold and pay to the
18 commission daily for each authorized day of racing one-half percent of

1 the daily gross receipts from all parimutuel machines at each race
2 meet.

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

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

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

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

27 (4) In addition to those sums paid to the commission in subsection
28 (2) of this section, licensees who are nonprofit corporations and have
29 race meets of thirty days or more shall (~~withhold and pay to the~~
30 ~~commission daily for each authorized day of racing~~) retain and
31 dedicate an amount equal to one and one-quarter percent of the daily
32 gross receipts of all parimutuel machines at each race meet solely for
33 the purpose of increasing purses. In addition to those sums paid to
34 the commission in subsection (2) of this section, such licensees shall
35 retain and deposit an amount equal to one and one-quarter percent of
36 the daily gross receipts of all parimutuel machines at each race meet
37 into an escrow or trust fund, the use of which is limited exclusively
38 to construction of a new thoroughbred race track facility in western
39 Washington. Said percentages shall come from that amount the licensee

1 is authorized to retain under RCW 67.16.170(2). ~~((The commission shall
2 deposit these moneys in the Washington thoroughbred racing fund created
3 in RCW 67.16.250.~~

4 ~~(5) The additional one and one quarter percent of the moneys
5 allowed to be retained by this section must be used for increased
6 purses.))~~ The commission shall adopt such rules as may be necessary to
7 enforce this subsection.

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

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

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

23 **Sec. 4.** 1993 sp.s. c 22 s 162 (uncodified) is amended to read as
24 follows:

25 **FOR THE WASHINGTON HORSE RACING COMMISSION**

26 The appropriation in this section is subject to the following
27 conditions and limitations:

28 (1) The appropriation in this section is provided solely for the
29 benefit and support of thoroughbred horse racing;

30 (2) ~~((No))~~ Expenditures from this appropriation ~~((may))~~ shall only
31 be made to construct horse race or related facilities ~~((until))~~ after
32 the commission has made a determination that the applicant has the
33 ability to complete the construction of a facility and fund its
34 operation and the applicant has completed all state and federal
35 permitting requirements;

1 (3) The Washington horse racing commission shall insure that any
2 expenditure from this appropriation will protect the state's long-term
3 interest in the continuation and development of thoroughbred horse
4 racing.

5 **Appropriation:**

6 **Washington Thoroughbred**

7 **Racing Fund \$ 8,200,000**

8 Prior Biennia (Expenditures) \$ 0

9 Future Biennia (Projected Costs) . . \$ 0

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11 **TOTAL \$ 8,200,000**

12 NEW SECTION. **Sec. 5.** This act is necessary for the immediate
13 preservation of the public peace, health, or safety, or support of the
14 state government and its existing public institutions, and shall take
15 effect immediately.

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