
SUBSTITUTE SENATE BILL 6572

State of Washington

58th Legislature

2004 Regular Session

By Senate Committee on Commerce & Trade (originally sponsored by Senators Mulliken, Keiser, Franklin, Schmidt, Oke and Rasmussen)

READ FIRST TIME 02/09/04.

1 AN ACT Relating to the treatment of problem gambling; and amending
2 RCW 9.46.360.

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

4 **Sec. 1.** RCW 9.46.360 and 1992 c 172 s 2 are each amended to read
5 as follows:

6 (1) The negotiation process for compacts with federally recognized
7 Indian tribes for conducting class III gaming, as defined in the Indian
8 Gaming Regulatory Act, 25 U.S.C. Sec. 2701 et seq., on federal Indian
9 lands is governed by this section.

10 (2) The gambling commission through the director or the director's
11 designee shall negotiate compacts for class III gaming on behalf of the
12 state with federally recognized Indian tribes in the state of
13 Washington. A topic of negotiation shall be a discussion of problem
14 gambling issues and whether the Indian tribe whose compact is being
15 negotiated would consider a contribution for services for problem
16 gambling.

17 (3) When a tentative agreement with an Indian tribe on a proposed
18 compact is reached, the director shall immediately transmit a copy of

1 the proposed compact to all voting and ex officio members of the
2 gambling commission and to the standing committees designated pursuant
3 to subsection (5) of this section.

4 (4) Notwithstanding RCW 9.46.040, the four ex officio members of
5 the gambling commission shall be deemed voting members of the gambling
6 commission for the sole purpose of voting on proposed compacts
7 submitted under this section.

8 (5) Within thirty days after receiving a proposed compact from the
9 director, one standing committee from each house of the legislature
10 shall hold a public hearing on the proposed compact and forward its
11 respective comments to the gambling commission. The president of the
12 senate shall designate the senate standing committee that is to carry
13 out the duties of this section, and the speaker of the house of
14 representatives shall designate the house standing committee that is to
15 carry out the duties of this section. The designated committees shall
16 continue to perform under this section until the president of the
17 senate or the speaker of the house of representatives, as the case may
18 be, designates a different standing committee.

19 (6) The gambling commission may hold public hearings on the
20 proposed compact any time after receiving a copy of the compact from
21 the director. Within forty-five days after receiving the proposed
22 compact from the director, the gambling commission, including the four
23 ex officio members, shall vote on whether to return the proposed
24 compact to the director with instructions for further negotiation or to
25 forward the proposed compact to the governor for review and final
26 execution.

27 (7) Notwithstanding provisions in this section to the contrary, if
28 the director forwards a proposed compact to the gambling commission and
29 the designated standing committees within ten days before the beginning
30 of a regular session of the legislature, or during a regular or special
31 session of the legislature, the thirty-day time limit set forth in
32 subsection (5) of this section and the forty-five day limit set forth
33 in subsection (6) of this section are each forty-five days and sixty
34 days, respectively.

35 (8) Funding for the negotiation process under this section must
36 come from the gambling revolving fund.

37 (9) In addition to the powers granted under this chapter, the

1 commission, consistent with the terms of any compact, is authorized and
2 empowered to enforce the provisions of any compact between a federally
3 recognized Indian tribe and the state of Washington.

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