

ORDINANCE NO. 1758

1 AN ORDINANCE relating to gambling, levying a tax,
2 providing penalties and repealing Ordinance 1245
3 and K.C.C. 12.54 and Resolution 11858 and K.C.C. 12.56.

4 BE IT ORDAINED BY THE COUNCIL OF KING COUNTY:

5 SECTION 1. Chapter 218, Laws of Washington, 1973 First
6 Extraordinary Session is hereby incorporated in total by reference,
7 including definitions contained in Section 2 therein:

8 PROVIDED, that until further notice the operation of punch boards and
9 pull-tabs is prohibited.

10 SECTION 2. (1) There is hereby levied a tax upon the gross
11 revenue of bingo, raffles and amusement games, which shall be
12 imposed upon and collected from bona fide charitable or non-profit
13 organizations duly licensed to conduct such activities.

14 (2) The rate of tax imposed by Section 2 (1)
15 shall be seven percent of the gross revenue received by the bona
16 fide charitable or nonprofit organization.

17 (3) The administration and collection of the tax
18 imposed by this section shall be by the Department of Executive
19 Administration, Comptroller Division and pursuant to rules and
20 regulations as may be adopted by the Washington State Gambling
21 Commission.

22 (4) For the purpose of identifying who shall be
23 taxed, any organization intending to conduct or operate in King
24 County any bingo, raffles or amusement games authorized by
25 Chapter 218, Laws of Washington, 1973 First Extraordinary Session,
26 shall, prior to commencement of any such activity, file with the
27 Comptroller Division a sworn declaration of intent to conduct or
28 operate such activity, together with a copy of the license issued in
29 accordance with said Chapter 218, and thereafter for any period
30 covered by such license or any renewal thereof, shall on or before
31 the fifteenth day of each month, file with the Comptroller Division
32 a sworn statement on a form to be provided and prescribed by the
Comptroller Division for the purpose of ascertaining the tax due for

1 the preceding month. A copy of each declaration shall be sent, by
2 the Comptroller Division, to the Municipality in which the bingo,
3 raffle or amusement game occurred.

4 (5) The tax shall be paid by the fifteenth day of
5 the month following that in which the revenue is received.

6 (6) The officers, directors and managers of any
7 organization licensed by the state to conduct bingo, raffles and
8 amusement games who fail or refuse to pay the tax as required by
9 this ordinance shall be held financially responsible and in addition
10 shall be guilty of a misdemeanor upon conviction and shall be
11 punished by imprisonment in the county jail for not more than ninety
12 days or by a fine of not more than two hundred and fifty dollars,
13 or both.

14 SECTION 3. Incorporated areas within King County which adopt
15 an ordinance levying the tax on bingo, raffles and amusement games
16 are hereby entitled to all tax revenue from such bingo, raffles and
17 amusement games played or conducted within such incorporated area.
18 The incorporated area shall also be responsible for the administra-
19 tion and enforcement of the taxing provisions of such ordinance
20 within their jurisdiction.

21 SECTION 4. The Comptroller or his authorized representative
22 shall:

23 (1) Adopt and publish such rules and regulations
24 as are necessary to enable the collection of the tax imposed in
25 Section 2 herein in the unincorporated areas of King County.

26 (2) Prescribe and issue the appropriate forms for
27 determination and declaration of the amount of tax to be paid.

28 (3) Have the power to enter into contracts with
29 municipalities for the collection of the tax imposed on bingo,
30 raffles and amusement games conducted within such municipalities.

31 SECTION 5. It shall be the responsibility of all officers,
32 directors and managers of any organization conducting bingo, raffles

IN THE LEGISLATURE
of the
STATE OF WASHINGTON



PV

CERTIFICATION OF ENROLLED ENACTMENT

SUBSTITUTE HOUSE BILL NO. 487

CHAPTER 41, LAWS OF 1973
(43rd Leg., 2nd Ex. Sess.)

(Because of the emergency clause contained
in Section 11, this Act became effective upon
approval of the Governor as of September 27, 1973.)

Passed the House September 10, 1973

Yeas 78 Nays 18

Passed the Senate September 15, 1973

Yeas 37 Nays 12

The House concurred in the Senate
amendments and passed the bill as
amended.

September 15, 1973

Yeas 63 Nays 30

CERTIFICATE

I, Dean R. Foster, Chief Clerk of the House of Representatives of the State of Washington, do hereby certify that the attached is enrolled Substitute House Bill No. 487 as passed by the House of Representatives and the Senate on the dates hereon set forth.

Chief Clerk

1 manager shall sustain the burden of proof)) he shall not be liable
2 hereunder. Any civil action under this section may be considered a
3 class action.

4 NEW SECTION. Sec. 8. There is hereby added to chapter 218,
5 Laws of 1973, 1st ex. sess. and chapter 9.46 RCW a new section to
6 read as follows:

7 This chapter constitutes the exclusive legislative authority
8 for the licensing and regulation of any gambling activity and the
9 state preempts such licensing and regulatory functions, except as to
10 the powers and duties of any city, town, city-county, or county which
11 are specifically set forth in this chapter. Any ordinance,
12 resolution, or other legislative act by any city, town, city-county,
13 or county relating to gambling in existence on the effective date of
14 this amendatory act shall be as of that date null and void and of no
15 effect. Any such city, town, city-county, or county may thereafter
16 enact only such local law as is consistent with the powers and duties
17 expressly granted to and imposed upon it by chapter 9.46 RCW and
18 which is not in conflict with that chapter or with the rules of the
19 commission.

20 NEW SECTION. Sec. 9. Section 28, chapter 218, Laws of 1973,
21 1st ex. sess. and RCW 9.46.280 are each hereby repealed.

22 NEW SECTION. Sec. 10. Nothing in this act shall be construed
23 as prohibiting a nonprofit corporation from charging an admission
24 charge per person for attending an event at which social card games
25 or bingo are conducted.

26 NEW SECTION. Sec. 11. The provisions of this act are
27 necessary for the immediate preservation of the public peace, health
28 and safety, the support of the state government and its existing
29 public institutions, and shall take effect immediately.