

WORKING DRAFT

HOUSE BILL NO. _____

Gaming commission.

Sponsored by: Joint Travel, Recreation, Wildlife and Cultural Resources Interim Committee

A BILL

for

1 AN ACT relating to gaming; authorizing games of chance
2 subject to licensure requirements; creating a state gaming
3 commission; establishing cities, towns and counties as
4 local licensing authorities; amending and creating
5 definitions; imposing duties and responsibilities on a
6 state gaming commission and on local licensing authorities;
7 delegating enforcement and granting rulemaking authority;
8 imposing penalties; repealing definitions; providing and
9 appropriation; and providing for effective dates.

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11 *Be It Enacted by the Legislature of the State of Wyoming:*

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13 **Section 1.** W.S. 6-7-201 through 6-7-216 are created
14 to read:

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ARTICLE 2

GAMING COMMISSION

6-7-201. Wyoming gaming commission created; appointment, terms of office and political affiliation of members; vacancies; appointment districts; officers; director; meetings; quorum; records; licenses generally.

(a) The Wyoming gaming commission is created to be composed of seven (7) persons who reside in the state and are qualified electors of Wyoming.

(b) The governor with the consent of the senate shall appoint the seven (7) members of the commission in accordance with W.S. 28-12-101 through 28-12-103. One (1) member shall be appointed from each appointment district under W.S. 9-1-218. No more than four (4) members shall be registered in the same political party. Members shall be appointed for terms of four (4) years and until their successor is appointed and qualified, provided that of the initial commission, three (3) members shall be appointed for a two (2) year term and four (4) members for a four (4) year term. Vacancies on the commission shall be filled by appointment of the governor for the unexpired term. A

1 member of the commission may succeed himself for one (1)
2 full four (4) year term. The governor may remove any
3 member as provided in W.S. 9-1-202.

4

5 (c) The commission shall annually elect from its
6 membership a president and vice-president and may employ a
7 director. Salary for the director shall be determined by
8 the commission with the consent of the personnel division.
9 The commission may also employ other personnel required to
10 carry out this act.

11

12 (d) The commission shall hold an annual meeting in
13 Wyoming and shall hold other meetings at such times and
14 places within Wyoming as the majority of the members
15 determine. A majority of the commission constitutes a
16 quorum and a majority vote of a quorum may act for the
17 commission. The commission shall keep a record of the
18 proceedings of the commission which is open at all times
19 for public inspection.

20

21 (e) The members of the commission shall receive as
22 compensation one hundred fifty dollars (\$150.00) for each
23 day necessarily employed in attending the meetings of the
24 commission, and shall also receive per diem and mileage

1 allowance as allowed to state employees for attending the
2 meetings and performing the duties incumbent upon them as
3 members of the commission.

4

5 **6-7-202. State gaming commission; duties; authority**
6 **to issue subpoenas; refusal to comply.**

7

8 (a) The state gaming commission shall:

9

10 (i) Investigate the qualifications of
11 applicants for local licenses authorized under this
12 chapter and review the merits of applications;

13

14 (ii) Regulate and license manufacturers,
15 distributors and operators of equipment, devices and
16 supplies for use in licensed games of chance authorized
17 under this chapter;

18

19 (iii) Monitor the conduct or business of
20 licensees under this chapter to the extent necessary to
21 ensure compliance with this chapter and commission rules
22 and regulations;

23

1 (iv) Regulate games of chance conducted under
2 any license issued under this chapter to assure the games
3 are fairly held, operated and conducted in accordance
4 with the requirements of the appropriate license and this
5 chapter;

6

7 (v) Enforce this chapter and state gaming
8 commission rules and regulations and assist local law
9 enforcement in enforcing this chapter;

10

11 (vi) Promulgate rules and regulations
12 necessary to carry out the provisions and
13 responsibilities imposed by this chapter, including the
14 establishment of application or renewal fees. Any funds
15 collected by the commission shall be deposited in the
16 general fund;

17

18 (vii) Conduct necessary examinations,
19 inspections and investigations for the enforcement of
20 this chapter, applicable state law and state gaming
21 commission rules and regulations;

22

1 (viii) Require that license applicants be
2 fingerprinted for identification purposes as a condition
3 of licensing;

4
5 (ix) Receive reports from the pari-mutuel
6 commission as provided in W.S. 11-25-105(d).

7
8 (b) In any examination, inspection or investigation
9 conducted pursuant to this chapter, the state gaming
10 commission may by subpoena require the papers, records,
11 files, correspondence, documents and other evidence
12 relevant to the inquiry.

13
14 (c) Upon refusal of any person to comply with any
15 subpoena and upon application by the state gaming
16 commission, the district court of the county in which the
17 examination, inspection or investigation is conducted or
18 in which the person resides or may be found, may issue an
19 order requiring the person to comply with the subpoena
20 and produce evidence. Failure to obey a court order is
21 grounds for immediate license suspension and may be
22 punished by the court as contempt.

23

1 **6-7-203. Investigation and review of applications**
2 **for local licensure; determination; submission to local**
3 **licensing authority; effect; conditions; investigation**
4 **costs; appeal.**

5

6 (a) The state gaming commission shall upon receipt
7 of any application for any local gaming license submitted
8 by a local licensing authority under this chapter,
9 investigate the qualifications of the applicant and the
10 merits of the application including requiring
11 fingerprints from persons enumerated under paragraph
12 (a)(i) of this section. In its investigation, the state
13 gaming commission shall determine:

14

15 (i) The existence of a prior criminal record
16 showing a conviction for violation of federal or state law
17 by any of the following persons:

18

19 (A) If applicable, any individual or
20 member of the applicant organization designated within the
21 application to be responsible for the conduct of the
22 authorized games of chance;

23

1 (B) If applicable, the person under whose
2 name the games of chance will be conducted.

3

4 (ii) If the applicant is duly qualified to
5 hold, operate and conduct games of chance under this
6 chapter;

7

8 (iii) If the authorized games of chance are to
9 be held, operated and conducted in accordance with
10 provisions of this chapter governing the holding,
11 operation and conduct of the games of chance and if
12 applicable, that the proceeds are to be disposed of as
13 required under this chapter.

14

15 (b) Within a reasonable period of time not to
16 exceed one hundred twenty (120) days following receipt of
17 any application for a new license under W.S. 6-7-207 or
18 within thirty (30) days following receipt of any applica-
19 tion for license renewal, the state gaming commission
20 shall submit to the appropriate local licensing authority
21 in writing its approval or denial of the application for
22 licensure under this chapter together with its findings.
23 The local licensing authority shall not issue or renew a

1 local license authorized under this chapter unless the
2 state gaming commission has approved the application.

3

4 (c) The state gaming commission shall not approve
5 any application submitted by a local licensing authority
6 if based upon the investigation conducted under paragraph
7 (a)(i) of this section, it determines the prior activity
8 or criminal record of the applicant and persons
9 enumerated under paragraph (a)(i) of this section:

10

11 (i) Poses a threat to the public interest of
12 the state or the effective regulation and control of
13 authorized games of chance; or

14

15 (ii) Creates a danger of unlawful practices,
16 methods or activities in the conduct of authorized games
17 of chance or in the conduct of business and financial
18 arrangements incidental to games of chance.

19

20 (d) The cost of any necessary background
21 investigation of any applicant for a local license or
22 license renewal under this section shall be paid by the
23 applicant. The state gaming commission shall by rule and

1 regulation establish the conditions and procedures for
2 payment and may require payment in advance.

3

4 (e) Any determination by the state gaming
5 commission under this chapter is subject to appeal in
6 accordance with the Wyoming Administrative Procedure Act,
7 however final agency action shall not be deemed to have
8 occurred until an application is approved or denied by
9 the local licensing authority.

10

11 **6-7-204. Inspections and examinations; audits;**
12 **failure to permit entry; concurrent authority.**

13

14 (a) In enforcing this chapter, the state gaming
15 commission through its employees or agents may:

16

17 (i) Enter and inspect at any time the premises
18 upon which games of chance are conducted or from which
19 supplies, devices and equipment for games of chance are
20 manufactured, maintained or supplied;

21

22 (ii) Examine the records, books of account and
23 equipment, supplies or devices of any license applicant

1 or licensee, as necessary to conduct examinations,
2 inspections and investigations under this chapter;

3

4 (iii) Seize, remove and impound from the
5 premises of any licensee, equipment, supplies and devices
6 for the purpose of examination and inspection;

7

8 (iv) When warranted, conduct detailed
9 investigations and through the department of audit,
10 conduct detailed audits.

11

12 (b) Upon request of the state gaming commission,
13 the department of audit shall conduct an audit of any
14 license applicant or licensee as necessary to assist the
15 commission in enforcing this chapter.

16

17 (c) Entry for purposes of inspection is authorized
18 only during open business hours unless it is in the
19 presence of the licensee or a duly authorized
20 representative of the licensee, or unless the officer
21 making entry does so under court order or under search
22 warrant issued by a court of competent jurisdiction.
23 Refusal to permit the entry of an agent of the state
24 gaming commission to the licensed premises or place of

1 business for the purpose of inspection in accordance with
2 this subsection is grounds for immediate license
3 suspension.

4

5 (d) The state gaming commission shall have
6 concurrent authority and powers with the district and
7 county attorneys in this state in the investigation of
8 any criminal violation under this chapter. Upon refusal
9 of any district or county attorney to act on any criminal
10 violation of this chapter, the state gaming commission
11 may request the attorney general act on behalf of the
12 county, state or any agency thereof.

13

14 **6-7-205. Conflict of interests prohibited.**

15

16 (a) Members of the state gaming commission and any
17 employee of the commission shall not:

18

19 (i) Have any financial interest with or
20 involving any person licensed under this chapter;

21

22 (ii) Hold a license issued under this chapter;

23

1 (iii) Conduct or operate any authorized game
2 of chance;

3

4 (iv) Receive any gift, gratuity or anything of
5 value from any licensee;

6

7 (v) Participate in any authorized game of
8 chance or be eligible to receive prizes awarded in any
9 authorized game of chance.

10

11 **6-7-206. Authority of cities, towns and counties;**
12 **limitations; assessment and payment of fees.**

13

14 (a) Nothing in this chapter prohibits a local
15 licensing authority of an incorporated city, town or
16 county from refusing to issue any license, refusing to
17 renew any license authorized under this chapter or
18 refusing to issue any licenses pursuant to a general
19 prohibition of gambling within the city, town or county.

20

21 (b) No city, town or county shall authorize games
22 of chance except as provided by this chapter. This
23 subsection shall not prohibit any city, town or county
24 by local ordinance or resolution from regulating the

1 general health, safety and welfare within the local
2 jurisdiction or from imposing other requirements not in
3 conflict with this chapter.

4

5 (c) Unless otherwise provided, the local licensing
6 authority shall uniformly assess local license fees
7 annually for each particular license. Applicants for a
8 local license shall pay the required fee as provided in
9 W.S. 6-7-211(b) in advance by cash or certified check.

10

11 **6-7-207. Games of chance authorized; application**
12 **for licenses and license renewals; contents; submission**
13 **to state gaming commission; notification of change in**
14 **application information; penalty.**

15

16 (a) Games of chance shall be conducted only as
17 follows:

18

19 (i) Bingo games and pull tab games shall only
20 be conducted by charitable or nonprofit organizations,
21 licensed under this act, where the tickets for the bingo
22 are sold only in this state and the pull tabs are sold
23 only on the premises owned or occupied by the charitable
24 or nonprofit organization, subject to the following:

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(A) Bingo games and pull tab games shall only be conducted by charitable or nonprofit organizations which have been in operation in this state for at least three (3) years and have been issued a license by the local licensing authority in accordance with this chapter;

(B) In conducting bingo games and pull tab games the licensee shall use only volunteers who are bona fide members of the charitable or nonprofit organization or employees who are paid by the organization to assist in the operation of the game of chance;

(C) Any licensee conducting a bingo game or pull tab game shall report to the state gaming commission no later than fifteen (15) days after the last day of the month, the amounts paid to the licensee by persons playing the game of chance and the amounts redeemed to players as winnings;

(D) At least sixty-five percent (65%) of all gambling proceeds collected shall be redeemed as winnings each month;

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(E) Players of bingo games or pull tab games shall be eighteen (18) years or older;

(F) Licensees may purchase or lease supplies or equipment necessary to conduct bingo games and pull tab games from a distributor or manufacturer at a price based on a per card, raffle ticket or pull tab basis and a minimum of sixty percent (60%) of the gross sales less the prizes paid shall be retained by the licensee after payment to the distributor or manufacturer;

(G) Of the amount retained by the licensee after payment of winnings and costs, at least seventy-five percent (75%) shall be donated within one (1) year by the licensee to a bona fide charitable or benevolent purpose.

(ii) Calcutta wagering on contests or events may be conducted by a bona fide nationally chartered veterans', religious, charitable, educational or fraternal organization or nonprofit local civic or

1 service club organized or incorporated under the laws of
2 this state, provided that:

3

4 (A) The contest or event is conducted
5 solely in this state;

6

7 (B) Any rules affecting the contest or
8 requirements for participants are clearly posted;

9

10 (C) The total prizes or prize money paid
11 out in any one (1) contest or event does not exceed
12 ninety percent (90%) of the total wagers;

13

14 (D) A minimum of ten percent (10%) of the
15 total wagers on each contest or event is donated within
16 one (1) year by the sponsoring organization to a bona
17 fide charitable or benevolent purpose;

18

19 (E) No separate organization or
20 professional person is employed to conduct the contest or
21 event or assist therein;

22

23 (F) The sponsoring organization has
24 complied with the relevant sections of the Internal

1 Revenue Code of 1986, as amended, relating to taxes on
2 wagering.

3

4 (b) To conduct any authorized game of chance, an
5 applicant for any local license or local license renewal
6 under this chapter shall file written application with
7 the appropriate local licensing authority. The
8 application shall be made under oath upon a form prepared
9 by the state gaming commission and furnished to the local
10 licensing authority. The application shall contain
11 information required by this chapter for granting or
12 renewing any local license authorizing the conduct of a
13 specified and authorized game of chance and shall be
14 filed in the office of the clerk of the appropriate local
15 licensing authority.

16

17 (c) Upon receipt of an application for any local
18 license or license renewal containing all information
19 required under this chapter, the local licensing
20 authority shall immediately transmit a copy of the
21 completed application to the state gaming commission for
22 investigation and review pursuant to W.S. 6-7-202. No
23 local licensing authority shall approve the application
24 unless the state gaming commission first approves the

1 application in accordance with this chapter. The local
2 licensing authority shall approve or disapprove the
3 application within thirty (30) days after the hearing
4 required under W.S. 6-7-209(b) or denial of the
5 application by the state gaming commission.

6
7 (d) An applicant shall during pendency of the
8 application, immediately notify the local licensing
9 authority of any change in the information stated in the
10 application. If any substantial change occurs after
11 local license issuance or renewal, the change shall be
12 reported to the local licensing authority within ten (10)
13 days after the date of the change. The local licensing
14 authority shall immediately notify the state gaming
15 commission of any change reported by an applicant or
16 licensee. Failure to report any change in the
17 information stated in the initial application or any
18 substantial change after issuance or renewal of a local
19 license shall be grounds for denial of an application or
20 revocation of an existing license.

21
22 (e) Any person knowingly submitting an application
23 containing false information in violation of this chapter
24 is guilty of a felony punishable by a fine of not more

1 than ten thousand dollars (\$10,000.00), imprisonment for
2 not more than three (3) years, or both.

3

4 **6-7-208. Combination of interests prohibited;**
5 **license limitation per person.**

6

7 (a) Any local license authorized by this chapter
8 shall not be held by, issued or transferred to:

9

10 (i) Any person or organization in which any
11 officer, director, manager, employee or agent has a
12 direct or indirect interest in any manufacturer or
13 distributor of equipment, devices or supplies used in a
14 game of chance, or who serves as an officer, director,
15 proprietor or employee or is a stockholder holding more
16 than two percent (2%) of the outstanding shares of the
17 manufacturer or distributor;

18

19 (ii) Any mayor, member of a town council or
20 county commissioner within their respective jurisdiction;

21

22 (iii) Any person employed by the local
23 licensing authority or to any organization in which the
24 employed person has an ownership interest;

1

2 (iv) Any person employed by the state gaming
3 commission or to any organization in which the employed
4 person has an ownership interest;

5

6 (v) Any peace officer employed by the state or
7 any city, town or county.

8

9 (b) No licensing authority shall issue more than
10 one (1) local license to any one (1) applicant.

11

12 **6-7-209. Publication of notice; grant or denial;**
13 **copy of application and notice to state gaming**
14 **commission; judicial review.**

15

16 (a) Upon receipt of an application for any local
17 license or license renewal and following approval by the
18 state gaming commission, the local licensing authority
19 shall promptly prepare a notice of application, place the
20 notice conspicuously upon the premises shown by the
21 application as the proposed location upon which the games
22 are to be conducted and publish the notice in a newspaper
23 of local circulation once a week for a period of four (4)
24 consecutive weeks. The notice shall state that a named

1 applicant has applied for a local license or license
2 renewal, the proposed location upon which the games are
3 to be conducted and that protests against the issuance or
4 renewal of the license will be heard at a designated
5 meeting of the local licensing authority. Each applicant
6 shall at the time of filing his application, pay the
7 clerk an amount sufficient to cover the costs of
8 publishing the notice.

9

10 (b) Any local license authorized under this chapter
11 shall not be issued or renewed until on or after the
12 date set in the notice for public hearing. If a hearing
13 is for license renewal, the hearing shall be held no
14 later than thirty (30) days preceding the expiration
15 date of the license and no later than forty-five (45)
16 days following approval of the license renewal by the
17 state gaming commission.

18

19 (c) Any local license shall not be issued or
20 renewed by the local licensing authority until:

21

22 (i) The state gaming commission approves the
23 qualifications of the applicant and the merits of the
24 application;

1

2 (ii) The state gaming commission has executed
3 and transmitted the proposed license or license renewal
4 to the local licensing authority;

5

6 (iii) The applicant complies with the
7 criteria, standards and regulations imposed by this
8 chapter.

9

10 (d) Upon approval or denial of a local license or a
11 license renewal, the local licensing authority shall
12 promptly notify the state gaming commission.

13

14 (e) An applicant for license renewal may appeal to
15 the district court from an adverse decision by the local
16 licensing authority or the state gaming commission. In
17 an appeal pursuant to this subsection, the person
18 applying for license renewal shall be named as plaintiff
19 and the local licensing authority as defendant. Upon
20 notice of an appeal, the local licensing authority shall
21 transmit to the clerk of district court a certified copy
22 of the application, of any protests and of the minutes
23 recording the decision appealed. The appeal shall be

1 heard pursuant to the Wyoming Administrative Procedure
2 Act.

3

4 **6-7-210. Proof of financial responsibility**
5 **required.**

6

7 Before issuing or renewing any local license and in
8 addition to payment of license fees, the local licensing
9 authority shall require the license applicant to furnish
10 the local licensing authority a bond or other form of
11 financial responsibility approved by the local licensing
12 authority, in an amount established by the state gaming
13 commission for the appropriate game of chance. Proof of
14 financial responsibility shall be immediately forwarded
15 to and recorded by the state gaming commission.

16

17 **6-7-211. Disposition of license fees; refunds**
18 **prohibited.**

19

20 (a) The state gaming commission shall by rule and
21 regulation set the license fees that may be charged by
22 local licensing authorities.

23

1 (b) Fees authorized by this section shall be
2 established by the state gaming commission in amounts
3 sufficient to ensure that the total revenue generated by
4 the collection of such fees approximates the direct and
5 indirect costs incurred by the local licensing authority in
6 carrying out its duties under this chapter. The amounts of
7 all fees shall be reviewed annually by the state gaming
8 commission. The local licensing authority shall furnish to
9 the commission an annual accounting of all fee and fine
10 revenues received and expenditures made pursuant to this
11 chapter, together with a list of all fees in effect.

12

13 **6-7-212. Term of license and permit; exception.**

14

15 (a) Any local license issued or renewed under this
16 chapter by a local licensing authority is considered a
17 privilege to the holder and the term of the license is
18 for two (2) years unless sooner revoked or for a lesser
19 term as provided in subsection (b) of this section.

20

21 (b) The term of a local license may be less than
22 two (2) years if specified by the local licensing
23 authority to coincide with the date set by the authority
24 for consideration of license issuance and license

1 renewals. A local licensing authority issuing a license
2 for a term less than two (2) years shall prorate the fee
3 accordingly.

4

5 **6-7-213. Transfer of license location or ownership**
6 **prohibited; ownership transfer specified.**

7

8 (a) No local license issued under this chapter
9 shall be transferred or sold.

10

11 (b) A transfer or sale of a cumulative fifty
12 percent (50%) or more of the ownership of a local
13 license is a transfer or sale for purposes of this
14 section.

15

16 **6-7-214. Duty to prepare and furnish license forms;**
17 **signature and attestation; contents; display required.**

18

19 (a) The state gaming commission shall prepare and
20 furnish to each city, town and county a form for local
21 licenses issued under this chapter. A license on a form
22 other than as prescribed by the state gaming commission
23 is invalid.

24

1 (b) Each local license issued by a city or town
2 shall be signed by the mayor and attested by the clerk.
3 Each local license issued by a county shall be signed by
4 the chairman of the board of county commissioners and
5 attested by the county clerk.

6

7 (c) The following shall be shown on each local
8 license:

9

10 (i) The name of the licensee;

11

12 (ii) A description of the premises on which
13 specific authorized games of chance may be conducted;

14

15 (iii) The date of issuance;

16

17 (iv) The amount of the fee;

18

19 (v) That the fee has been paid; and

20

21 (vi) The written signature of the state gaming
22 commission and the local licensing authority.

23

1 (d) Each licensee shall display his local license
2 in a conspicuous place on the licensed premises.

3

4 **6-7-215. Suspension and revocation; judicial**
5 **review.**

6

7 (a) A local licensing authority may suspend or
8 revoke any local license issued under this chapter for
9 any violation of this chapter or rule or regulation of
10 the state gaming commission. A licensee may appeal
11 license suspension or revocation by a local licensing
12 authority to the district court in the manner specified
13 under W.S. 6-7-209(e) and the appeal proceedings shall
14 be in accordance with the Wyoming Rules of Appellate
15 Procedure. The suspension or revocation shall remain in
16 effect pending a decision by the district court.

17

18 (b) The state gaming commission may suspend or
19 revoke any local license issued under this chapter for
20 any violation of this chapter or rule or regulation of
21 the commission. Suspension or revocation by the state
22 gaming commission is subject to appeal in accordance with
23 the Wyoming Administrative Procedure Act.

24

1 **6-7-216. Penalties for violation.**

2

3 (a) Any person violating any provision of this
4 chapter for which no specific penalty is provided is
5 guilty of a felony punishable by a fine of not more than
6 one thousand dollars (\$1,000.00), imprisonment for not
7 more than five (5) years, or both. Each violation is a
8 separate offense.

9

10 (b) Any person conducting games of chance
11 authorized by this chapter without holding a local
12 license authorizing the conduct is guilty of professional
13 gambling as prohibited and penalized under W.S.
14 6-7-102(b).

15

16 **Section 2.** W.S. 6-7-101(a)(intro), (iii) by creating
17 new subparagraphs (H) and (J), (vi), (viii)(A), (ix) and by
18 creating new paragraphs (xi) through (xv) and 7-19-201(a)
19 by creating a new paragraph (viii) are amended to read:

20

21 **6-7-101. Definitions.**

22

23 (a) As used in this ~~article~~chapter:

24

1 (iii) "Gambling" means risking any property for
2 gain contingent in whole or in part upon lot, chance, the
3 operation of a gambling device or the happening or outcome
4 of an event, including a sporting event, over which the
5 person taking a risk has no control, but does not include:

6

7 (H) Games of chance authorized and licensed
8 under W.S. 6-7-207;

9

10 (J) Raffles conducted for charitable
11 purposes.

12

13 (vi) "Gambling proceed" means all money or
14 property at stake or displayed in or in connection with
15 professional gambling or games of chance;

16

17 (viii) "Professional gambling" means:

18

19 (A) Aiding or inducing another to engage in
20 gambling other than an authorized game of chance licensed
21 under W.S. 6-7-201 through 6-7-216, with the intent to
22 derive a profit therefrom; or

23

1 (ix) "Profit" means benefit other than a gain,
2 which is realized or unrealized and direct, ~~or indirect,~~
3 including benefits from ~~proprietorship, management or~~
4 unequal advantage in a series of transactions but does not
5 include benefits of proprietorship or management of a
6 business wherein a game, wager or transaction described in
7 W.S. 6-7-101(a)(iii)(E) occurs;

8
9 (xi) "Games of chance" means the specific kinds
10 of games of chance authorized under W.S. 6-7-207(a);

11
12 (xii) "Local licensing authority" means the
13 governing body of an incorporated city, town or county in
14 Wyoming with the responsibility to issue and administer a
15 particular local gaming license;

16
17 (xiii) "State gaming commission" means the state
18 gaming commission created pursuant to W.S. 6-7-201;

19
20 (xiv) "Charitable or nonprofit organization"
21 means an organization recognized as a charitable or
22 nonprofit organization under Wyoming statutes and which
23 possesses a valid exemption from federal income tax issued

1 by the Internal Revenue Service under the provisions of 26
2 U.S.C. § 501(c);

3
4 (xv) "Bingo game" means a game of chance in
5 which a prize or prizes are awarded to a player or players
6 who obtain a designated pattern or sequence of numbers or
7 symbols on a card that is the same pattern or sequence of
8 numbers or symbols selected at random by a mechanical
9 blower or a computer generated random generator subject to
10 the following:

11
12 (A) The bingo card shall be a paper, hard
13 card or electronically generated card, but an
14 electronically generated card shall be played only in
15 conjunction with a paper or hard card unless the player has
16 a disability that prevents the use of a paper or hard card.
17 The licensee conducting the bingo game shall keep a paper
18 copy of all electronically generated cards offered, used or
19 sold on the premises;

20
21 (B) All players during the course of a
22 bingo game shall compete for the same prizes utilizing the
23 same set of numbers or symbols and shall share the same
24 deck or series of bingo cards for each game wherein no two

1 (2) cards distributed to the players are identical in the
2 same game and at least one (1) player shall win the prize
3 in each game played;

4
5 (C) There shall be a minimum of two (2)
6 players participating in each game before a game can begin.

7
8 **7-19-201. State or national criminal history record**
9 **information.**

10

11 (a) The following persons shall be required to submit
12 to fingerprinting in order to obtain state and national
13 criminal history record information:

14

15 (viii) Persons applying to the state gaming
16 commission for a license to provide games of chance under
17 W.S. 6-7-201 through 6-7-216 or those referenced in W.S.
18 6-7-203(a)(i).

19

20 **Section 3.** W.S. 6-7-101(a)(iii)(D) and (F) is
21 repealed.

22

23 **Section 4.**

24

1 There is appropriated three hundred thousand dollars
2 (\$300,000.00) from the general fund to the state gaming
3 commission for purposes of this act.

4

5 **Section 5.** Initial appointments to the state gaming
6 commission shall be made not later than July 15, 2007. The
7 governor shall submit the names for senate approval during
8 the 2008 legislative session.

9

10 **Section 6.** The state gaming commission shall adopt
11 final rules to implement this act not later than May 1,
12 2008. The commission and local licensing authorities shall
13 accept applications for gaming licenses after May 1, 2008.

14

15 **Section 7.**

16

17 (a) Except as provided in subsection (b) of this
18 section, this act is effective January 1, 2009.

19

20 (b) Sections 4, 5 and 6 of this act are effective
21 immediately upon completion of all acts necessary for a
22 bill to become law as provided by Article 4, Section 8 of
23 the Wyoming Constitution.

24

1

(END)