

**S.F. No. 0099****State fairgrounds-horse racing events.**

Sponsored By: Senator(s) Driskill, Boner, Burns, Hicks, Meier  
and Moniz and Representative(s) Allen, Clausen,  
Laursen, Lindholm, Sommers and Walters

AN ACT relating to the state fairgrounds; authorizing pari-mutuel events to be conducted on the state fairgrounds; directing fee distribution and revenue from the pari-mutuel events to the state fair account; making conforming amendments; requiring a feasibility study; providing for an appropriation; and providing for an effective date.

2/13/2018 Bill Number Assigned  
2/14/2018 S Received for Introduction  
2/15/2018 S Introduced and Referred to S06 - Travel 27-2-1-0-0

**ROLL CALL**

**Ayes:** Senator(s) Anderson, Anselmi-Dalton, Baldwin, Barnard, Bebout, Boner, Bouchard, Burns, Christensen, Coe, Driskill, Ellis, Emerich, Hastert, Hicks, Kinskey, Landen, Meier, Moniz, Nethercott, Pappas, Perkins, Peterson, Rothfuss, Scott, Von Flatern, Wasserburger

**Nays:** Senator(s) Case, Dockstader

**Excused:** Senator Agar

**Ayes 27 Nays 2 Excused 1 Absent 0 Conflicts 0**

2/20/2018 S06 - Travel:Recommend Amend and Do Pass 4-1-0-0-0

**ROLL CALL**

**Ayes:** Senator(s) Barnard, Boner, Emerich, Moniz

**Nays:** Senator Anselmi-Dalton

**Ayes 4 Nays 1 Excused 0 Absent 0 Conflicts 0**

2/20/2018 S Rerefer to S02 - Appropriations

2/21/2018 S02 - Appropriations:Recommend Do Pass 3-1-1-0-0

**ROLL CALL**

**Ayes:** Senator(s) Burns, Driskill, Landen

**Nays:** Senator Dockstader

**Excused:** Senator Hastert

**Ayes 3 Nays 1 Excused 1 Absent 0 Conflicts 0**

2/21/2018 S Placed on General File

**SF0099SS001/FAILED**

Page 1-line 6 After "account;" delete balance of line.

Page 1-line 7 Delete entirely.

Page 2-lines 17 through 19 Delete entirely.

Page 2-line 21 Delete "(iv)" and insert "(iii)".

Page 3-after line 7 Insert:

"(c) Historic pari-mutuel events on the state fairgrounds shall be conducted by a pari-mutuel permittee authorized under W.S. 11-25-105.

(d) The board shall enter into an agreement, subject to the competitive bid process as provided in W.S. 9-2-1016(b)(iv)(A) through (C), with a pari-mutuel permittee authorized under W.S. 11-25-105 for historic pari-mutuel events."

Page 3-line 9 Delete "(c)" and insert "(e)".

Page 3-line 13 After "11-10-107 and" delete balance of line.

Page 3-line 14 Delete line through "(n)" and insert "11-25-105(b) (ii) and (d)".

Page 4-after line 18 Insert:

"(b) Every Wednesday following any pari-mutuel event, the permittee shall:

(ii) Pay an amount equal to one-half percent (1/2%) of the total amount wagered attributable to historic pari-mutuel events and one and one-half percent (1 1/2%) of the total amount wagered attributable to live pari-mutuel events excluding live and historic pari-mutuel events conducted on the state fairgrounds and in Converse county, shown by the report to the commission, to be credited by the state treasurer to a separate account, in the manner indicated in subsection (d) of this section; and".

Page 6-lines 2 through 7 Delete entirely. EMERICH, CHAIRMAN

#### **SF0099SW001/WITHDRAWN**

#### **SF0099SW002/ADOPTED**

Page 1-line 3 After "fairgrounds;" delete balance of line.

Page 1-line 4 Delete entirely.

Page 1-line 5 Delete "as specified;"; delete "profits" and insert "fee distribution and revenue".

Page 1-line 8 After "amendments;" insert "requiring a feasibility study;".

Page 2-line 3 Delete "shall" and insert "may".

Page 2-line 5 After "W.S. 11-25-102(a) (v)." delete balance of line.

Page 2-line 6 Delete through "fair.".

Page 2-after line 9 Insert:

"(i) The events shall not be conducted during the annual state fair;".

Page 2-line 11 Delete "(i)" and insert "(ii)".

Page 2-line 12 Delete ";" and insert ".".

Page 2-lines 14 through 22 Delete entirely including the Senate standing committee amendment (SF0099SS001/A) to these lines.

Page 3-lines 1 through 11 Delete entirely including the Senate standing committee amendment (SF0099SS001/A) to these lines and insert the following and renumber as necessary:

"(b) Revenue generated from pari-mutuel events conducted on the state fairgrounds shall be deposited in the Wyoming state fair account.

(c) Any simulcast events on the state fairgrounds shall be conducted by a pari-mutuel permittee authorized under W.S. 11-25-105. The board shall enter into an agreement, subject to the competitive bid process as provided in W.S. 9-2-1016(b) (iv) (A) through (C), with a pari-mutuel permittee authorized under W.S. 11-25-105 to conduct a simulcast event on the state fairgrounds.".

Page 3-line 14 Delete the Senate standing committee amendment (SF0099SS001/A) to this line; delete line through "(n)" and insert "11-25-105(b) (iii)".

Page 4-after line 18 Delete the Senate standing committee amendment (SF0099SS001/A) to this line.

Page 4-lines 20 through 23 Delete entirely.

Page 5-lines 1 through 23 Delete entirely and insert:

"(b) Every Wednesday following any pari-mutuel event, the permittee shall:

(iii) Pay an amount equal to one percent (1%) of the total amount wagered attributable to historic pari-mutuel events, shown by the report to the commission, to be transferred by the commission to the county and the city or town in which the permittee is located, in equal shares, or to the county alone if the permittee is not located within the boundaries of a city or town, excluding live and historic pari-mutuel events conducted on the state fairgrounds and in Converse county, which shall be credited to the state fair account.".

Page 6-after line 7 Insert:

**"Section 3.**

(a) The state fair advisory board shall contract for a feasibility study on pari-mutuel events on the state fairgrounds. The results of the study shall be reported to the state fair advisory board and the pari-mutuel commission."

Page 6-line 9 Delete "Section 3." and insert "(b)".

Page 6-line 10 Delete "referenced".

Page 6-line 11 Delete "purpose of".

Page 6-lines 12 through 14 Delete entirely.

Page 6-line 15 Delete "act." and insert "purposes of this act. Of this appropriation, up to one hundred thousand dollars (\$100,000.00) shall be used for the feasibility study required in subsection (a) of this section."

Page 7-line 1 Delete "July 1, 2018" and insert "September 1, 2018". DRISKILL

2/22/2018 S COW:Passed

**SF0099S2001/ADOPTED**

Page 1-line 6 After "account;" delete balance of line.

Page 1-line 7 Delete entirely.

Page 3-line 13 After "11-10-107 and" delete balance of line.

Page 6-lines 2 through 7 Delete entirely. DRISKILL

2/23/2018 S 2nd Reading:Passed

**SF0099S3001/FAILED**

Page 1-line 5 Delete the Driskill committee of the whole amendment (SF0099SW002/A) to this line; delete "as specified"; after "profits" insert "and fees".

Page 1-line 8 Delete the Driskill committee of the whole amendment (SF0099SW002/A) to this line; after "amendments;" insert "requiring a report;".

Page 3-lines 1 through 11 Delete entirely including the Driskill committee of the whole amendment (SF0099SW002/A) to these lines and insert:

"(b) Revenues generated from pari-mutuel events conducted on the state fairgrounds shall be deposited in a state fairgrounds construction and maintenance account, which is hereby created within the state fair account. Funds in the state fairgrounds construction and maintenance account shall be expended only for capital construction costs for and maintenance of a flat track for live horse racing events. Any funds in the state fairgrounds construction and maintenance account after construction and maintenance of a flat track for live horse racing events shall only be used for major maintenance and capital construction projects on the state fairgrounds and are continuously

appropriated to the account for those purposes. No revenues in the account shall be used for any other purpose.

(c) Any live or historic pari-mutuel events on the state fairgrounds may be conducted by a pari-mutuel permittee authorized under W.S. 11-25-105. Any contract the board enters into pursuant to this subsection shall:

(i) Be subject to the competitive bid process as provided in W.S. 9-2-1016(b)(iv)(A) through (C). Any contract may authorize the pari-mutuel permittee to conduct live and historic pari-mutuel events on the state fairgrounds;

(ii) Provide that the amount remitted to the state fairgrounds construction and maintenance account shall be not less than the amount provided in W.S. 11-25-105(b)(iii) and may provide for additional amounts remitted to the account as the state fair board and permittee may agree upon.

(d) The board shall periodically audit the records and practices of any permittee with whom the board contracts for pari-mutuel events at the state fairgrounds. Any permittee with a contract with the board shall provide the board a right of access to all records regarding revenues, profits, expenses and losses associated with pari-mutuel events held on the state fairgrounds.

(e) This section is repealed on June 30, 2021."

Page 5-lines 1 through 23 In the Driskill committee of the whole amendment (SF0099SW002/A) to these lines, in paragraph (b)(iii) inserted and amended by that amendment, delete "on the state fairgrounds and in Converse county," and insert "pursuant to W.S. 11-10-118"; delete "state fair account." and insert "state fairgrounds construction and maintenance account.".

Page 6-after line 7 Delete the Driskill committee of the whole amendment (SF0099SW002/A) to this line and insert:

**"Section 3.**

(a) The state fair board shall report its efforts to develop, operate and maintain facilities for live and historic horse racing events on the state fairgrounds and shall report on the horse racing events held on the state fairgrounds to the joint agriculture, state and public lands and water resources interim committee no later than June 30, 2020."

Page 6-line 15 Delete the Driskill committee of the whole amendment (SF0099SW002/A) to this line; delete "act" and insert "purposes of this act".  
KINSKEY, DRISKILL

**SF0099S3002/FAILED**

Page 6-line 21 After "2020." insert "Before June 30, 2019 the state fair board shall make a determination on whether it is feasible to develop, operate and maintain suitable facilities for horse racing on the state fairgrounds. If the state fair board determines that it is not feasible to develop, operate and maintain suitable facilities for horse racing on the state fairgrounds, this appropriation shall revert to the pari-mutuel account not later than June 30, 2019.". DRISKILL, ANSELMI-DALTON

2/27/2018 S 3rd Reading:Passed 24-6-0-0-0

**ROLL CALL**

**Ayes:** Senator(s) Agar, Anderson, Baldwin, Barnard, Bebout, Boner, Bouchard, Burns, Coe, Driskill, Ellis, Emerich, Hicks, Kinskey, Landen, Meier, Moniz, Nethercott, Pappas, Perkins, Peterson, Rothfuss, Von Flatern, Wasserburger

**Nays:** Senator(s) Anselmi-Dalton, Case, Christensen, Dockstader, Hastert, Scott

**Ayes** 24      **Nays** 6      **Excused** 0      **Absent** 0      **Conflicts** 0

3/1/2018 H Received for Introduction

3/1/2018 H Introduced and Referred to H05 - Agriculture

3/2/2018 H05 - Agriculture:Recommend Do Pass 9-0-0-0-0

**ROLL CALL**

**Ayes:** Representative(s) Blake, Clausen, Gray, Haley, Henderson, Hunt, Laursen, Simpson, Steinmetz

**Ayes** 9      **Nays** 0      **Excused** 0      **Absent** 0      **Conflicts** 0

3/2/2018 H Rerefer to H02 - Appropriations

3/5/2018 H02 - Appropriations:Recommend Amend and Do Pass 7-0-0-0-0

**ROLL CALL**

**Ayes:** Representative(s) Burkhart, Larsen, Nicholas, Schwartz, Sommers, Walters, Wilson

**Ayes** 7      **Nays** 0      **Excused** 0      **Absent** 0      **Conflicts** 0

3/5/2018 H Placed on General File

**SF0099HS001/FAILED**

**(TO ENGROSSED COPY)**

Page 1-line 6 Delete "providing for an appropriation;".

Page 5-line 4 Delete "(a)".

Page 5-lines 10 through 23 Delete entirely. NICHOLAS, CHAIRMAN

3/7/2018 H COW:Failed 28-31-1-0-0

**ROLL CALL**

**Ayes:** Representative(s) Allen, Barlow, Blackburn, Blake, Bovee, Byrd, Clausen, Eyre, Gierau, Haley, Hallinan, Halverson, Henderson, Hunt, Kirkbride, Laursen, Lindholm, Loucks, Obermueller, Olsen, Paxton, Pelkey, Pownall, Schwartz, Sommers, Sweeney, Walters, Zwonitzer

**Nays:** Representative(s) Biteman, Brown, Burkhart, Clem, Connolly, Court, Crank, Dayton, Edwards, Eklund, Flitner, Freeman, Furphy, Gray, Greear, Harshman, Jennings, Kinner, Larsen, Lone, MacGuire, Madden, Miller, Nicholas, Northrup, Salazar, Simpson, Steinmetz, Stith, Wilson, Winters

**Excused:** Representative Piiparinen

**Ayes** 28      **Nays** 31      **Excused** 1      **Absent** 0      **Conflicts** 0