

Wyoming State Statute 6-7-101



- ⌘ Wyoming State Statute 6-7-101(a) Definitions, states in part:
- ⌘ (iii) "Gambling" means risking any property for gain contingent in whole or in part upon lot, chance, the operation of a gambling device or the happening or outcome of an event, including a sporting event, over which the person taking a risk has no control,
- ⌘ (iv) "Gambling device" means any device, machine, paraphernalia or equipment except an antique gambling device that is used or usable in the playing phases of any professional gambling activity, whether that activity consists of gambling between persons or gambling by a person involving the playing of a machine;
- ⌘ (v) "Gambling premise" means any building, room, enclosure, vehicle, vessel or other place, whether open or enclosed, used or intended to be used for professional gambling. Any place where a gambling device is found is presumed to be intended to be used for professional gambling;
- ⌘ (viii) "Professional gambling" means:
 - (A) Aiding or inducing another to engage in gambling, with the intent to derive a profit therefrom; or
 - (B) Participating in gambling and having, other than by virtue of skill or luck, a lesser chance of losing or a greater chance of winning than one (1) or more of the other participants.



Legal Forms of Gambling in Wyoming

State oversight

Regulated

Non-regulated

Pari-Mutuel

W.S. 11-25-101 through 11-25-113

Lottery

W.S. 9-17-101 through 9-17-128

Hunting license raffle

W.S. 6-7-101

Charitable Bingo/Pulltabs

W.S. 6-7-101

Game, Wager, Transaction, incidental to
Bona Fide Relationship

W.S. 6-7-101

Calcutta Wagering

W.S. 6-7-101

Charitable Raffles

W.S. 6-7-101

Private use of antique gambling device

W.S. 6-7-101

Legal Forms of Gambling in Wyoming

Regulatory Responsibility

Pari-Mutuel

W. S. 11-25-101 through 11-25-113, Wyoming Pari-Mutuel Commission

Lottery

W.S. 9-17-101 through 9-17-128, Wyoming Lottery Board

Hunting License Raffle

W.S. 6-7-101 & 23-1-302, Wyoming Game and Fish Commission

Charitable Bingo/Pulltabs

W.S. 6-7-101, Local Law Enforcement

Game, Wager, Transaction, incidental to Bona Fide Relationship

W.S. 6-7-101, Local Law Enforcement

Calcutta Wagering

W.S. 6-7-101, Local Law Enforcement

Charitable Raffles

W.S. 6-7-101, Local Law Enforcement

Private Use of Antique Gambling Device

W.S. 6-7-101, Local Law Enforcement

Legal Forms of Gambling in Wyoming

Regulatory Scope

Pari-Mutuel

2017; 3 live race tracks, 15 off track wagering locations, 1,339 licensed persons, over 500 WY bred horses to account for, approx. 450 million dollars in wagering transactions annually.

Lottery

Hunting License Raffle

Charitable Bingo/Pulltabs

No mechanism to identify the number or wagering amounts

Game, Wager, Transaction, incidental to Bona Fide Relationship

No mechanism to identify the number or wagering amounts

Calcutta Wagering

No mechanism to identify the number or wagering amounts

Charitable Raffles

No mechanism to identify the number or wagering amounts

Private use of antique gambling device

No mechanism to identify the number or the wagering amounts

Wyoming Pari-Mutuel Commission and Staff

7 Commissioners

6 Full time staff

Centrally located in Casper

6 seasonal staff (Live Races)

3 Stewards

1 Veterinarian

1 Safety Steward

1 Licensing Clerk



Biennium Administrative Budget: \$2,100,712

Enabling Statutes

- ⌘ 11-25-105 (a) (v) "Pari-mutuel event" means the events which are authorized by the commission for the conduct of horse racing (to include quarter horse, thoroughbred or other approved races), harness racing, cutter racing, chariot racing, chuckwagon racing, professional roping events and simulcasting of dog racing and the events described in this paragraph as prescribed by the commission. Notwithstanding W.S. 6-7-101(a)(iv) and 11-25-107, the commission may authorize and promulgate rules providing for pari-mutuel wagering on events that have previously occurred, utilizing an electronic system or device that affords an opportunity for the exercise of skill or judgment where the outcome is not completely controlled by chance alone;
- ⌘ (vi) "Pari-mutuel wagering" means wagering on the outcome of pari-mutuel events in which those who wager purchase tickets of various denominations on entrants in the events and all wagers for each event are pooled and held by the permittee for distribution, and when the outcome of the event has been decided, the permittee distributes the total wagers comprising the pool, less an amount not greater than twenty-five and nine-tenths percent (25.90%) for live racing and in the event of simulcasting an amount not to exceed the percentage allowed at the host track or thirty-five percent (35%), whichever is less and less the amount for breakage to holders of tickets on the winning entries;
- ⌘ (vii) "Simulcasting" means the sale of pari-mutuel pools electronically transmitted live or historic on interstate or intrastate pari-mutuel events as prescribed by the commission. The commission shall authorize simulcasting subject to the following conditions:
 - ⌘ (A) Simulcasting may be conducted only by a holder of a permit to simulcast issued under this act. The permit shall be authorized by the commission for a period not to exceed three (3) years from the date of issuance. The commissioners shall issue a simulcast permit only to an applicant authorized under this act to conduct a pari-mutuel event other than simulcasting;

State Funding

- ⌘ W.S. 11-25-105(b)(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 ½%) of the total amount wagered attributable to live pari-mutuel events, shown by the report to the commission, to be credited by the state treasurer to a separate account.

County and City Distribution

- ⌘ W.S. 11-25-105(b)(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.
- ⌘ *\$10,589,492.00 distributed since 2014.*

Wyoming Breeders Award Fund

- ⌘ W.S. 11-25-101(a)(i) "Breeder award" means monies collected pursuant to W.S. 11-25-105(j) and distributed by the commission to promote the improved breeding and development of the horse industry in Wyoming. Breeder awards may include purse enhancement of Wyoming bred races;
- ⌘ W.S. 11-25-105(j) As a condition of receiving a pari-mutuel permit, the permittee shall agree to and shall contribute to the breeder award fund administered by the commission an amount equal to four-tenths of one percent (0.40%) of the total handle wagered during the pari-mutuel event and an additional sum equal to twenty percent (20%) of the additional amount retained pursuant to subsection (c) of this section on multiple or exotic wagers. The contribution shall be derived from the net proceeds of the race meet revenues, other than the permittee's share of the pari-mutuel wagering handle. Contributions shall be used only for breeder awards.
- ⌘ *\$4,438,530.00 distributed since 2014.*

Agency Funding

- ⌘ W.S. 11-25-105(d) All sums paid to the commission under this act except contributions from permittees to the breeder award fund, amounts paid under paragraph (b)(iii) of this section, fines and penalties shall be credited to the pari-mutuel account which *shall be used by the commission for the payment of all expenses incurred in enforcing this act.*

Agency Funding Sources.

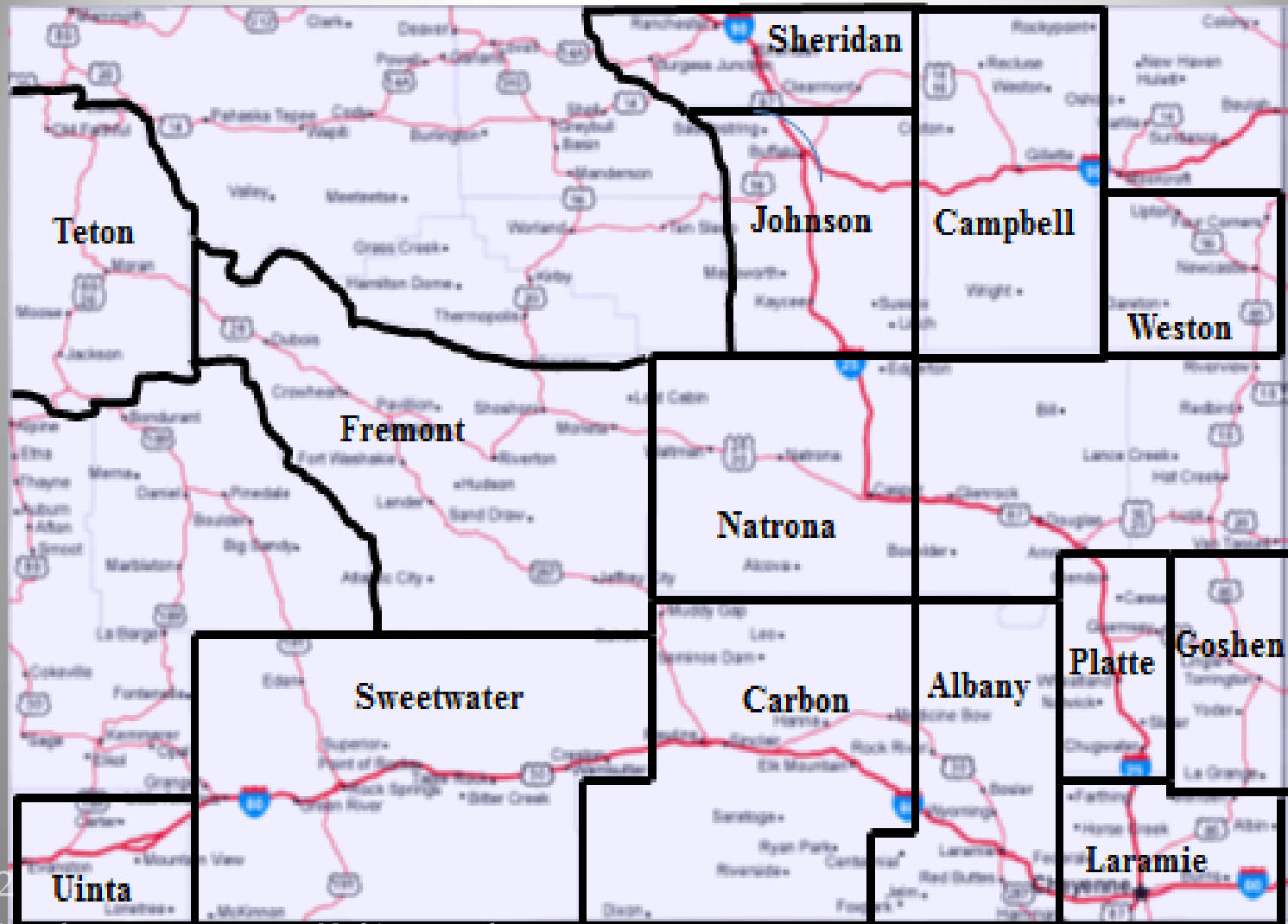
- ⌘ Live and Simulcasting of Live Events – 1 ½ % of the total amount wagered.
- ⌘ Historic Horse Racing – ½ % of the total amount wagered.
- ⌘ Permitting Fees, License Fees, and Wyoming Bred Accreditation Fees.

Commonly Used Definitions and Terms

- ⌘ “Pari-Mutuel Taxation” is very different than what is used in gaming taxation formulas. The Pari-Mutuel Wagering operators are taxed on the “Handle” (the total amount wagered). The gaming industry is typically taxed on the “Adjusted Gross Proceeds”.
- ⌘ “Handle” the total amount of all pari-mutual wagering sales excluding refunds and cancellations.
- ⌘ “Takout” the total amount of money, excluding breakage, withheld from each pari-mutuel pool, as authorized by statute or rule. This is retained by the operators to pay the bills, taxes and other financial obligations.
- ⌘ “Breakage” is the odd cents on any sum otherwise distributed in a pari-mutuel pool. Also the difference between the amount contributed to the pari-mutuel pool and the total of the commissions (takeout) and the sums redistributed to the contributors.
- ⌘ “Payout or Return to Public” payments to players (winning wagers).

- ⌘ “Permittee” means any person or entity granted a permit by the Commission to conduct pari-mutual events within the State of Wyoming.
- ⌘ “Adjusted Gross Proceeds” primarily used in gaming jurisdictions. It is the amount wagered less all payments to players. AGR is the figure used to determine what a gaming operator earns before taxes, salaries and other expenses are paid. Typically this is what they are taxed on.
- ⌘ “OTB” – Off-Track Betting is any permitted location in Wyoming that accepts wagers on live simulcast or historic events.
- ⌘ “Sixteen (16) Days of Live Racing” annually, is required as a condition of permitting when offering wagering on live simulcasting or historic events.
- ⌘ “County Authorization” is required to offer a pari-mutuel event (14 counties have authorized pari-mutuel wagering).
- ⌘ “GLI” Gaming Laboratories Inc., is a contracted service provider we use to review, test and certify Historic Horse Racing functionality and operations.
- ⌘ “TRPB” Thoroughbred Racing Protective Bureau, is a contracted service provider we use to audit all pari-mutual wagering in Wyoming.

Statewide counties that have approved Pari-Mutuel Wagering

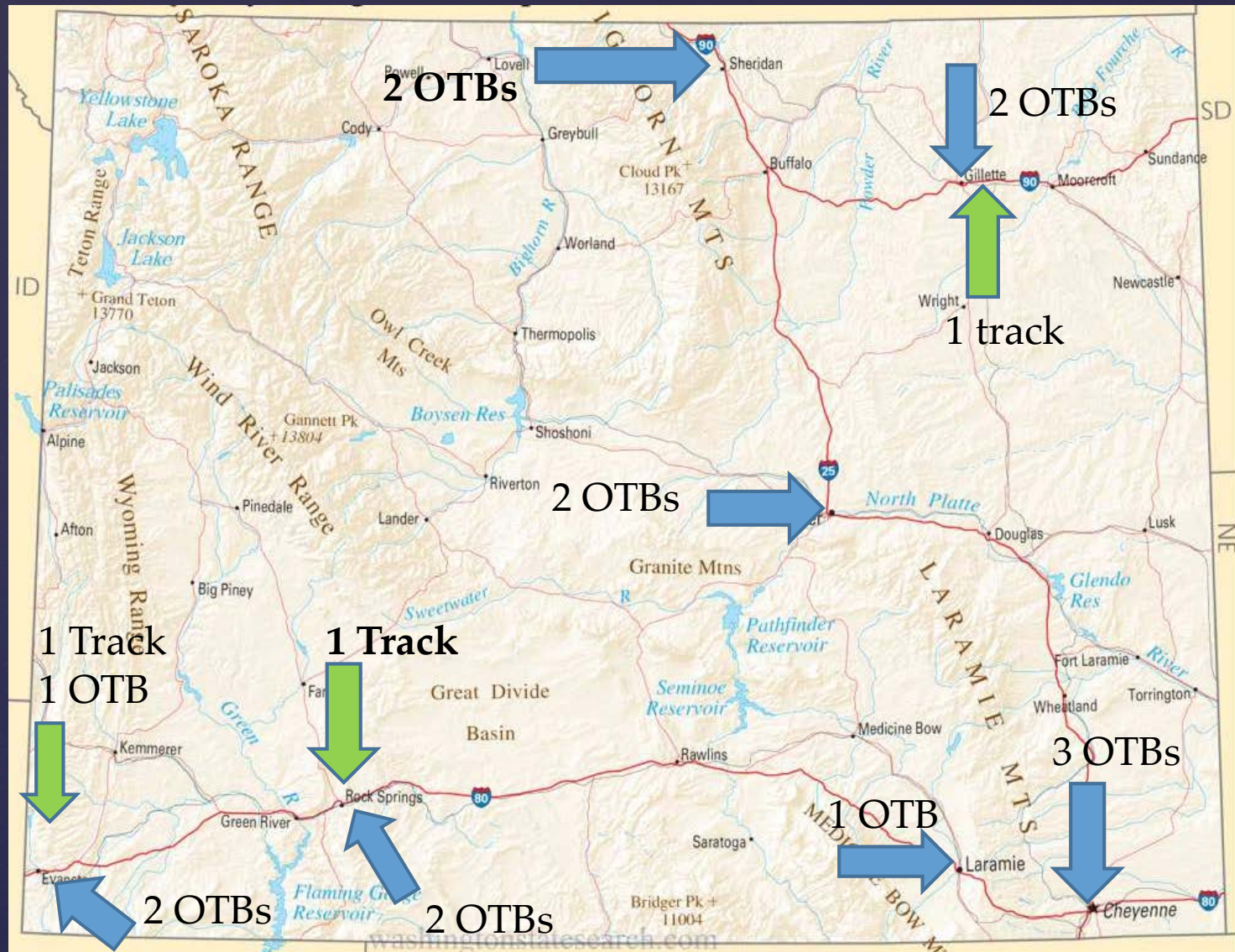


14 Counties approved for Pari-Mutuel by election

Pari-Mutuel Wagering locations throughout the state

15 Off Track Betting Facilities

3 Live Race Tracks for 2018



Off Track Betting (OTBs)

Offer Simulcasting and Historic Horse Racing Terminals



State wide 973
terminals approved
Typically just under
800 operational



Historic Horse Racing Terminals



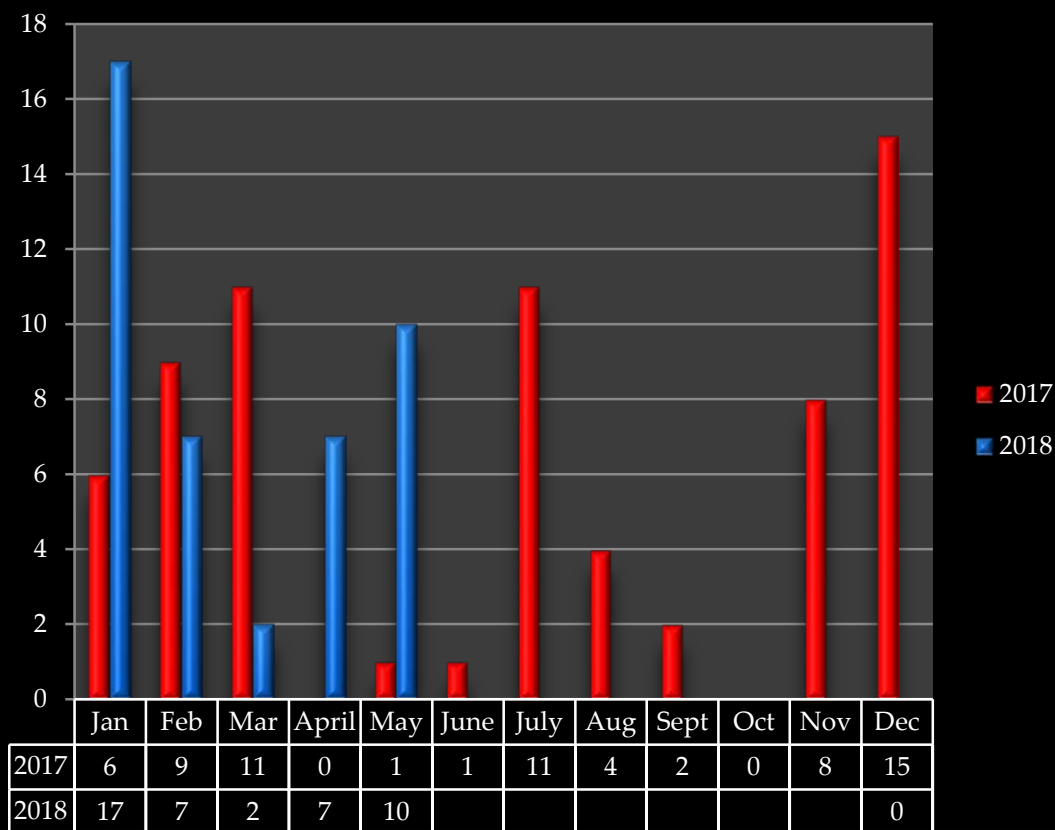
WPMC Off Track Betting Location Regulation

Inspections Security Assessments	2017	2018
Jan	6	17
Feb	9	7
Mar	11	2
April	0	7
May	1	10
June	1	
July	11	
Aug	4	
Sept	2	
Oct	0	
Nov	8	
Dec	15	0
Total	68	43

Inspections include:

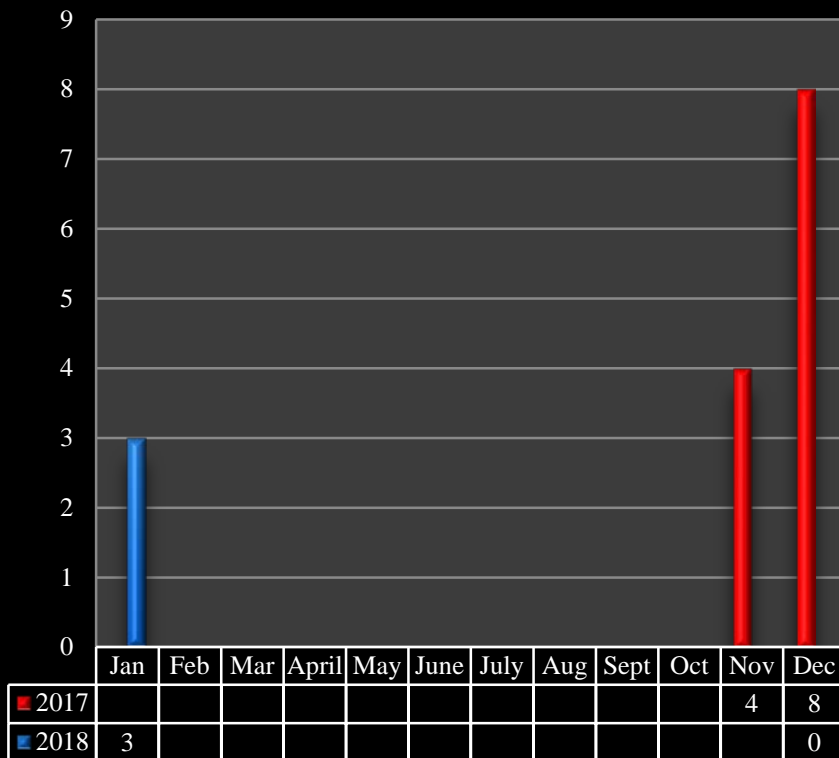
- Ensuring proper licensing
 - Personnel
 - Equipment
- Terminals operating as required
 - Touch screen calibration
 - Handicapping functionality
- Simulcast quality
- Video surveillance
- Reasonable security measures

Inspections and Security Assessments



WPMC Off Track Betting Location Regulation

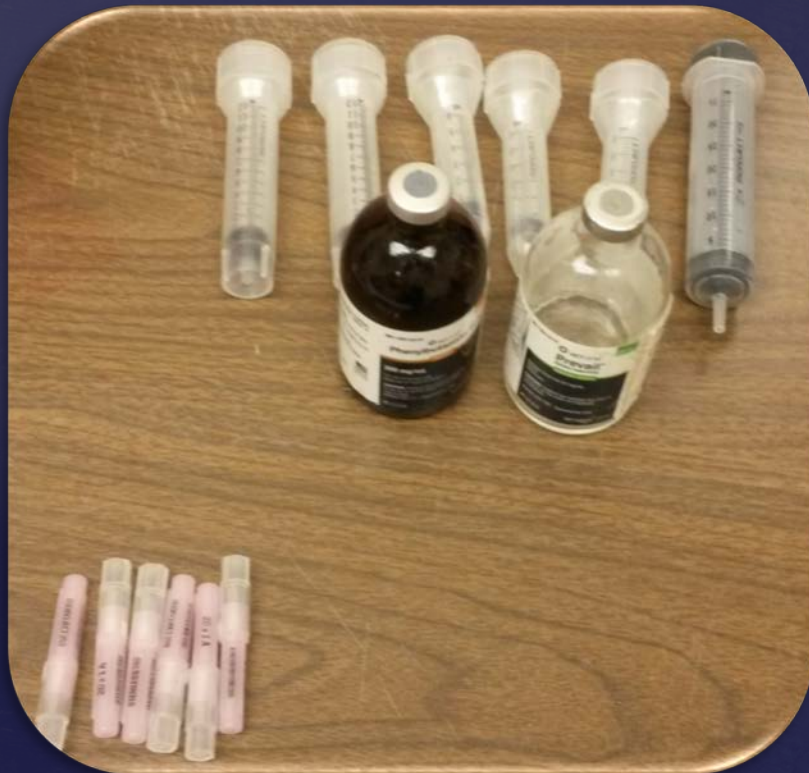
Security Assessments



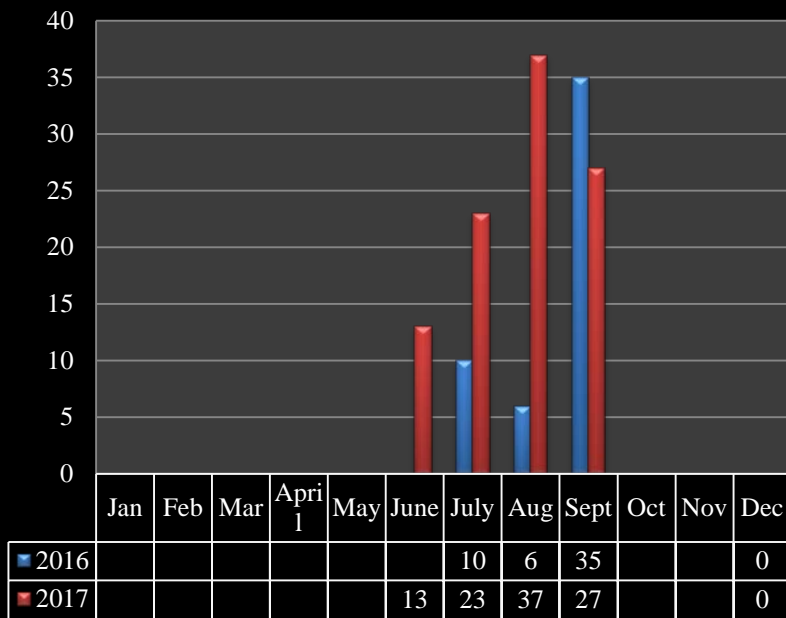
Security Assessments	2017	2018
Jan		3
Feb		
Mar		
April		
May		
June		
July		
Aug		
Sept		
Oct		
Nov	4	
Dec	8	0
Total	12	3

Security Assessments are an in-depth look at the specific location. They include all security measures, money handling, customer base law enforcement involvements, security policies as well as physical security measures.

Live Race Integrity



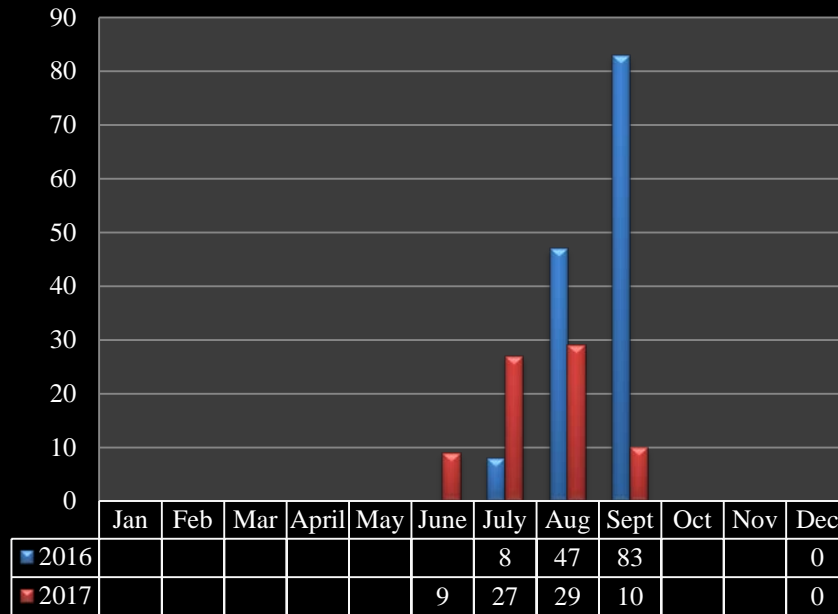
Barn Inspections/Monitoring



Barn Inspections/ Monitoring	2016	2017
Jan		
Feb		
Mar		
April		
May		
June		13
July	10	23
Aug	6	37
Sept	35	27
Oct		
Nov		
Dec		
Total	51	100

Barn inspections are done to identify unauthorized substances

Electronic Device Searches

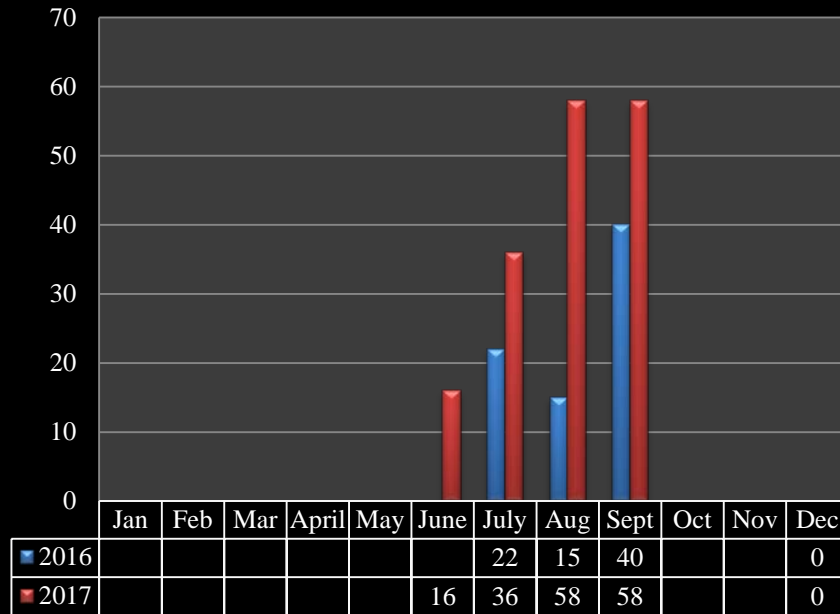


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Electronic Device Search	2016	2017
Jan		
Feb		
Mar		
April		
May		
June		9
July	8	27
Aug	47	29
Sept	83	10
Oct		
Nov		
Dec	0	0
Total	138	75

Searches for electronic devices are physical searches of the riders to ensure they are not carrying the devices to the saddling paddock

Gate Monitoring

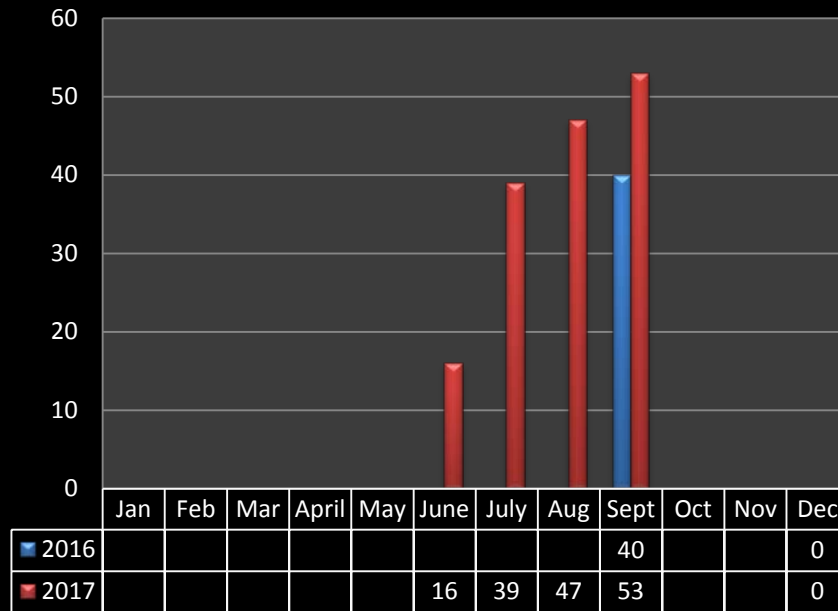


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Gate Monitoring	2016	2017
Jan		
Feb		
Mar		
April		
May		
June		16
July	22	36
Aug	15	58
Sept	40	58
Oct		
Nov		
Dec	0	0
Total	77	168

Monitoring is done at the starting gates to identify if any devices have been handed off to the riders and to look for obvious signs of tampering with the race horse, the veterinarian is also present to look for physical signs of injury on the race horse

Saddling Paddock Monitoring



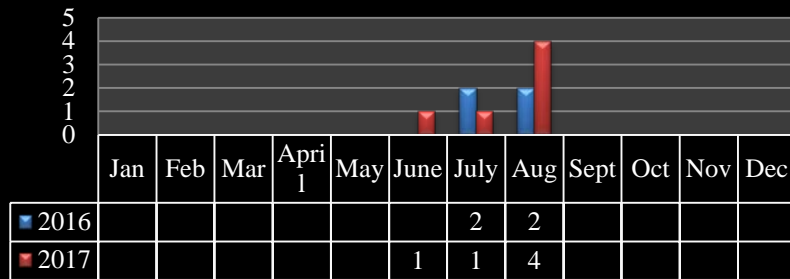
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Saddling Paddock Monitoring	2016	2017
Jan		
Feb		
Mar		
April		
May		
June		16
July		39
Aug		47
Sept	40	53
Oct		
Nov		
Dec	0	0
Total	40	155

Monitoring of the Saddling Paddock is done to look for device hand offs to the riders and obvious signs of race horse tampering.

Documentation was not kept in the beginning of the 2016 race season.

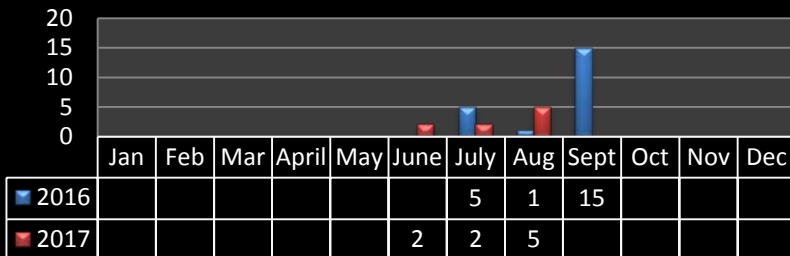
Educational Material for Horseman



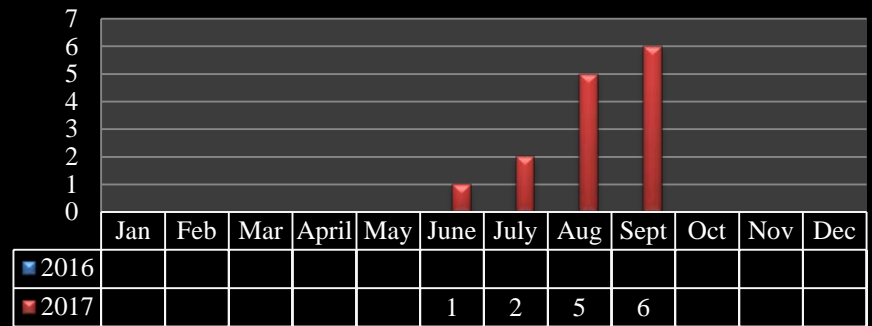
of Positive Controlled Substance Tests in Horses



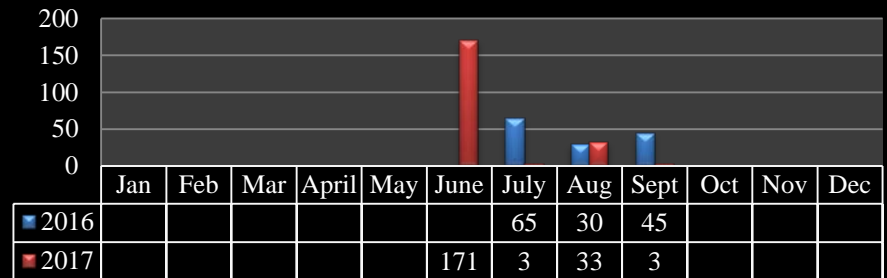
Contraband Seized



Track Inspections



Inspection Health Papers on Horses



of Quarantined Horses



WPMC staff track a wide range of activity. The tracking assists in identifying practices that work well so efforts can be effective and efficient



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Horse and Race News