

WORKING DRAFT

HOUSE BILL NO. _____

Multi-state lottery.

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

A BILL

for

1 AN ACT relating to a state lottery organization; creating
2 the Wyoming lottery board; granting authority to the
3 Wyoming lottery board to oversee a multi-state lottery with
4 authority to operate instant ticket games and to
5 participate with other states for operating a lottery as
6 specified; providing rulemaking authority to the board;
7 providing for licensing of lottery game retailers; creating
8 a lottery account in the enterprise fund; authorizing
9 expenditures for the lottery; specifying how lottery
10 profits shall be distributed; providing generally for the
11 operation of the lottery; exempting sales of lottery
12 tickets and shares from sales and use tax; providing
13 penalties; providing a continuous appropriation and making
14 an appropriation; and providing for an effective date.

15

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

2

3 **Section 1.** W.S. 9-2-2901 through 9-2-2911 are created
4 to read:

5

6

ARTICLE 29

7

WYOMING STATE LOTTERY ORGANIZATION

8

9

9-2-2901. Definitions.

10

11

(a) As used in this article:

12

13

14

(i) "Board" means the Wyoming lottery board
created by W.S. 9-2-2903;

15

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24

(iii) "Lottery" means any lottery created and
operated under this article, which shall be limited to
instant ticket games and multi-state games operated by

1 agreement between Wyoming and at least one (1) other state
2 lottery organization;

3

4 (iv) "Lottery game retailer" means a person who
5 contracts with or seeks to contract with the board to sell
6 tickets in lottery games to the public under this article;

7

8 (v) "Supplier" means any person who enters into
9 a contract to supply gaming materials or equipment to the
10 lottery;

11

12 (vi) "Ticket" means any evidence issued under
13 the authority of the board establishing proof of
14 participation in any lottery conducted under this article.

15

16 *****Staff note: This bill creates a new**
17 **state agency to oversee the lottery.**
18 **The Edwards bill from 2005 created a**
19 **quasi public corporation overseen by**
20 **the pari-mutual commission. There was**
21 **some question regarding a public**
22 **corporation being within a state**
23 **commission and the authority of each.**
24 **Also, there was testimony before the**
25 **committee that the pari-mutuel**
26 **commission desires to remain a horse**
27 **racing regulator only. Therefore this**
28 **bill was drafted creating a separate**
29 **state agency.**

30

31 **If the bill creating a gaming**
32 **commission passes, the committee may**

1 **wish to amend this bill to place the**
2 **board under the new gaming commission**
3 **or to have the powers transferred to**
4 **the gaming commission.*****
5

6 **9-2-2902. Wyoming lottery board; creation.**
7

8 (a) The Wyoming lottery board is created which
9 shall act in all respects for the benefit of the people of
10 the state through the operation of a state lottery and in
11 the performance of other essential public functions
12 entrusted to it and shall strive to maximize net lottery
13 proceeds.
14

15 (b) The board shall be composed of seven (7) members,
16 subject to the following:
17

18 (i) The members shall be appointed by the
19 governor and confirmed by the senate as provided in W.S.
20 9-1-218;
21

22 (ii) The members shall be residents of the state
23 of Wyoming, shall have expertise in their businesses or
24 professions;
25

1 (iii) The board shall select one (1) of its
2 members to act as chairman of the board;

3

4 (iv) No person shall serve as a member of the
5 board who has been convicted of:

6

7 (A) Any felony;

8

9 (B) A misdemeanor involving gambling,
10 theft, computer offenses, forgery, perjury, dishonesty or
11 unlawfully selling or providing a product or substance to a
12 minor;

13

14 (C) Any violation of this article; or

15

16 (D) Any offense in a federal court,
17 military court, or court of another state, territory or
18 jurisdiction which under the laws of this state would
19 disqualify such person pursuant to subparagraph (A), (B) or
20 (C) of this paragraph.

21

22 ***** Staff note: The language of the**
23 **following section may be revised after**
24 **review by DCI.*****
25

1 (v) Prior to the appointment of a person as a
2 member, the governor shall submit the names of potential
3 members to the division of criminal investigation which
4 shall conduct a criminal history records check on all such
5 persons. In order for the governor to determine a
6 potential board appointee's eligibility, all persons
7 considered for appointment to the Wyoming lottery board
8 shall be required to submit to fingerprinting for the
9 purpose of obtaining state and national criminal history
10 record information. The division of criminal investigation
11 shall contract with the federal bureau of investigation,
12 other law enforcement agency or any other legally
13 authorized entity to assist in such investigation. The
14 division of criminal investigation shall conduct such
15 investigation as soon as practicable after submission of
16 names by the governor. The board shall pay, as an
17 operating expense, the cost of the records check. The
18 results of such a records check shall not be considered a
19 record open to the public;

20

21 (vi) In making the appointments of members to
22 the board, the governor shall strive to ensure that the
23 board is composed of members who are diverse in
24 professional or educational background, ethnicity, race,

1 gender, geographic residency, heritage, perspective and
2 experience;

3

4 (vii) Members shall serve terms of five (5)
5 years; provided, however, that of the initial members
6 appointed:

7

8 (A) Two (2) members shall be appointed for
9 an initial term of one (1) year;

10

11 (B) Three (3) members shall be appointed
12 for an initial term of three (3) years; and

13

14 (C) Two (2) members shall be appointed for
15 an initial term of five (5) years.

16

17 (viii) A member's term may be terminated by the
18 governor as provided by W.S. 9-1-202(a). Members shall
19 continue in office until their successors are appointed and
20 qualified. If a vacancy occurs, the governor shall appoint
21 a successor to serve in accordance with W.S. 28-12-101;

22

23 (ix) A member of the board, or any member of
24 their immediate family, shall not have a direct or indirect

1 interest at the time of their appointment, or within a
2 period of two (2) years prior to their appointment, in any
3 undertaking that puts their personal interest in conflict
4 with that of the board, including, but not limited to, any
5 interest, through ownership, stock or otherwise, in a major
6 procurement contract or a participating retailer; provided,
7 however, that a board member or a member of the member's
8 immediate family, may hold an incidental interest not to
9 exceed one percent (1%) of the outstanding stock of a
10 participating retailer;

11

12 (x) The members shall elect from their
13 membership a chair and vice chair;

14

15 (xi) The board of directors may delegate to one
16 (1) or more of its members or to any agent or employee of
17 the board such powers and duties as it may deem proper;

18

19 (xii) A majority of the members shall constitute
20 a quorum for the transaction of any business and for the
21 exercise of any power or function of the board. Action may
22 be taken and motions and resolutions adopted by the board
23 at any board meeting by the affirmative vote of a majority
24 of present and voting members;

1

2 (xiii) Upon approval by the chair, members of
3 the board shall be reimbursed for actual and reasonable
4 expenses incurred or a per diem not to exceed the per diem
5 provided to state employees for each day's service spent in
6 the performance of the duties of the board;

7

8 (xiv) Members shall not receive a salary for
9 their duties;

10

11 (xv) No member shall make a contribution to the
12 campaign of a candidate for the legislature or statewide
13 elective office.

14

15 **9-2-2903. Wyoming lottery board; powers and duties.**

16

17 (a) The board shall:

18

19 (i) Promulgate rules governing supervision and
20 oversight of the Wyoming lottery, including:

21

22 (A) The types of lotteries to be conducted,
23 but no lottery shall be conducted by the board based upon
24 the outcome of any athletic event or race of any kind, and

1 no lottery shall be conducted that is not an instant ticket
2 game or a multi-state game operated by agreement between
3 Wyoming and at least one (1) other state lottery
4 organization;

5

6 (B) The price of tickets in the lottery,
7 but no ticket in any instant lottery shall have a price of
8 less than one dollar (\$1.00);

9

10 (C) The number and size of the prizes on
11 the winning tickets and the manner in which prizes are paid
12 to holders of winning tickets;

13

14 (D) The frequency of the drawings or
15 selection of winning tickets;

16

17 (E) The types of locations at which tickets
18 may be sold;

19

20 (F) The methods by which tickets are
21 advertised to prospective buyers;

22

23 (G) The licensing of lottery game retailers
24 to sell tickets, except no person under the age of eighteen

1 (18) years shall be licensed as a lottery game retailer and
2 no license shall be transferable;

3

4 (H) The manner and compensation to be paid
5 to licensed lottery game retailers including special
6 bonuses or incentives, as necessary, to provide for the
7 adequate availability of tickets to prospective buyers and
8 for the convenience of the public;

9

10 (J) The type and form of records, books of
11 accounts and other papers the board requires for the
12 examination of licensed lottery game retailers pursuant to
13 W.S. 9-2-2905(e);

14

15 (K) Other matters necessary for the
16 efficient and economical operation and administration of
17 the lottery and for the convenience of purchasers of
18 tickets or holders of winning tickets.

19

20 (ii) Make an annual report to the joint revenue
21 interim committee and the joint travel, recreation,
22 wildlife and cultural resources interim committee regarding
23 the operation of the lottery and recommendations for
24 improvement;

1

2 (iii) Meet at least quarterly to carry out the
3 duties prescribed by this article;

4

5 (iv) Direct the operation of the lottery in
6 accordance with this article;

7

8 (v) Arrange an annual audit of all lottery
9 accounts and transactions performed by an independent
10 certified public accountant and submit the audit to the
11 governor, the legislature and the state treasurer;

12

13 (vi) Maintain accurate records, including the
14 distribution of tickets to licensed lottery game retailers,
15 receipt of funds, prize claims, prize disbursements,
16 expenses and other financial transactions of the lottery as
17 necessary;

18

19 (vii) Report to the governor pursuant to W.S.
20 9-2-1014, including a complete statement of the financial
21 position and operation of the lottery;

22

23 (viii) Contract with a state agency or a private
24 business experienced in security procedures to periodically

1 conduct a comprehensive study and evaluation of all aspects
2 of security in the operation of the lottery.

3

4 (b) The board may:

5

6 (i) Investigate any person who has applied for
7 or has been awarded any license or contract issued or
8 formed by the board under this article. The board is
9 authorized to access criminal history record information
10 for all licensees or contractors under W.S. 9-1-627(d) for
11 the purposes of this article.

12

13 (ii) Employ personnel necessary to implement
14 this article;

15

16 (iii) Contract for materials, equipment and
17 supplies to design, install, operate and promote the
18 lottery and for studies relevant to the successful
19 operation of the lottery;

20

21 (iv) License lottery game retailers to sell
22 lottery tickets;

23

1 (v) Enter into written agreements with one (1)
2 or more government authorized lotteries to participate in
3 the conduct and operation of lottery games, including
4 powerball, and may enter into written agreements with one
5 (1) or more government authorized lotteries or other
6 persons, entities, organizations or associations to
7 purchase goods or services in support of lottery games when
8 necessary or desirable to make lottery games more
9 remunerative for the state of Wyoming, so long as the games
10 and purchases are consistent with this article.

11

12 (c) For purposes of enforcing this article, the board
13 through its chairman, employees or agents may examine
14 during business hours the records, books or other
15 documentation of the conduct of the lottery kept by
16 licensed lottery game retailers. In any examination, the
17 board may require by subpoena the production of all
18 documentation and other evidence relevant to the inquiry.

19

20 (d) Any Wyoming district court, upon application by
21 the board or its chairman, may issue an order requiring
22 compliance with a subpoena issued by the board. Failure to
23 obey the order of the court may be punished as contempt.

24

1 **9-2-2904. Licenses; issuance; suspension and**
2 **revocation; persons prohibited from holding.**

3

4 (a) The board shall include in its licensing rules
5 and regulations requirements relating to:

6

7 (i) Financial responsibility and bonding of
8 lottery game retailers;

9

10 (ii) Accessibility of the licensee's place of
11 business to the public;

12

13 (iii) Volume of expected sales;

14

15 (iv) Character of the licensee;

16

17 (v) Public display of the license;

18

19 (vi) Other matters relating to the security and
20 efficient operation of the lottery organization.

21

22 (b) A license shall be revoked if the board finds,
23 after notice and an opportunity for a hearing, that the
24 licensee has:

1

2 (i) Provided false or misleading information to
3 the board;

4

5 (ii) Been convicted of any felony, a crime
6 involving fraud or misrepresentation or a gambling related
7 offense;

8

9 (iii) Endangered the security of the lottery; or

10

11 (iv) Become a person whose character is no
12 longer consistent with the protection of the public
13 interest and trust in the lottery board.

14

15 (c) A license may be suspended, revoked or not
16 renewed for any of the following if after notice and
17 opportunity for a hearing the board finds the holder has:

18

19 (i) Changed business location;

20

21 (ii) An insufficient sales volume;

22

23 (iii) Failed to pay monies owed to the lottery
24 organization;

1

2 (iv) Endangered the efficient operation of the
3 lottery organization; or

4

5 (v) Violated this article or any rule or
6 regulation of the board.

7

8 (d) Any person who has reached the age of eighteen
9 (18) years or an organization may be a licensed lottery
10 game retailer except:

11

12 (i) A person employed solely as a lottery game
13 retailer;

14

15 (ii) A person convicted of a felony, a crime
16 involving fraud or misrepresentation or a gambling related
17 offense;

18

19 (iii) A person who is or has been engaged in any
20 form of illegal gambling;

21

22 (iv) A person not of good character and
23 reputation in the community in which he resides; or

24

1 (v) An organization in which a person listed in
2 paragraphs (i) through (iv) of this subsection:

3

4 (A) Has a financial interest;

5

6 (B) Is an officer, director or managing
7 agent;

8

9 (C) Participates in the management or sales
10 of lottery tickets.

11

12 (e) Each licensed lottery game retailer shall
13 maintain records and other documentation that completely
14 describes all lottery transactions and any other
15 information necessary for the proper administration of the
16 lottery as required by the board's rules and regulations.

17

18 (f) Licenses shall specify the place at which the
19 sales will occur, but no license shall be issued for any
20 premises that provides living accommodations for the
21 lottery game retailer.

22

23 (g) All hearings and appeals from board decisions
24 regarding the granting, renewing, suspending or revoking of

1 a license shall be governed by the Wyoming Administrative
2 Procedure Act.

3

4 **9-2-2905. Contractors supplying gaming equipment;**
5 **disclosures.**

6

7 (a) Any person submitting an application to contract
8 as a supplier under this article shall disclose under oath
9 in the application:

10

11 (i) The business name and address and names and
12 addresses of the following:

13

14 (A) All general and limited partners if the
15 applicant is a partnership;

16

17 (B) The trustee and all persons entitled to
18 receive income or benefit from the trust if the applicant
19 is a trust;

20

21 (C) The members, officers and directors if
22 the applicant is an association or limited liability
23 company;

24

1 (D) The officers, directors and each owner
2 or holder, directly or indirectly, of any equity security
3 or other evidence of ownership of any interest if the
4 applicant is a corporation. In the case of owners or
5 holders of publicly held equity securities of a publicly
6 traded corporation, then only the names and addresses of
7 those owning or holding one percent (1%) or more of the
8 publicly held securities shall be provided;

9

10 (E) The holding or parent company involved
11 if the applicant is a subsidiary company, and the officers,
12 directors and stockholders of each. In the case of owners
13 or holders of publicly held securities of a holding company
14 that is a publicly traded corporation, then only the names
15 and addresses of those owning or holding one percent (1%)
16 or more of the publicly held securities shall be provided.

17

18 (ii) All the states in which a business
19 organization applicant is incorporated or otherwise
20 registered to do business and the nature of that business;

21

22 (iii) Other jurisdictions in which the applicant
23 has contracts to supply gaming materials or equipment;

24

1 (iv) The details of any state or federal
2 criminal conviction of the applicant or any person whose
3 name and address is required under paragraph (i) of this
4 subsection;

5
6 (v) The details of any disciplinary action taken
7 by any state against the applicant or any person whose name
8 and address is required under paragraph (i) of this
9 subsection regarding any matter related to the selling,
10 leasing, offering for sale or lease, buying or servicing of
11 gaming materials or equipment;

12
13 (vi) A statement of the gross receipts realized
14 in the preceding year from the sale, lease or distribution
15 of gaming materials or equipment to states operating
16 lotteries and to private persons licensed to conduct
17 gambling. The statement shall differentiate that portion
18 of the gross receipts attributable to transactions with
19 states operating lotteries from that portion of the gross
20 receipts attributable to transactions with private persons
21 licensed to conduct gambling;

22
23 (vii) The name and address of any source of
24 gaming materials or equipment for the applicant;

1

2 (viii) The number of years the applicant has
3 been in the business of supplying gaming materials or
4 equipment;

5

6 (ix) Any other information accompanied by any
7 documents the board may by rule or regulation require as
8 necessary or appropriate.

9

10 (b) The involved holding or parent company shall
11 supply the information required of the applicant by this
12 section if the applicant is a subsidiary company.

13

14 (c) The costs of any investigation into the
15 background of the applicant seeking a contract shall be
16 assessed against the applicant and shall be paid by the
17 applicant at the time the application is filed.
18 Investigations may be conducted by the board, any qualified
19 investigator hired or designated by the board, or another
20 law enforcement entity as appropriate.

21

22 (d) No person, firm, association or corporation
23 contracting to supply gaming equipment or materials to the

1 state for use in the operation of the state lottery
2 organization shall be:

3

4 (i) Directly or indirectly associated with any
5 person, corporation or other business organization licensed
6 as a lottery game retailer under this article;

7

8 (ii) A member of the board;

9

10 (iii) An employee or independent contractor of
11 the board; or

12

13 (iv) The immediate family of members, employees
14 or independent contractors of the board.

15

16 (e) No contract shall be formed with an applicant if:

17

18 (i) A person disclosed pursuant to paragraph
19 (a)(i) or (vii) of this section has been convicted of a
20 felony or gambling related offense, engaged in any form of
21 illegal gambling, is not of good character and reputation
22 relevant to the secure and efficient operation of the
23 lottery or has been convicted of a crime involving fraud or
24 misrepresentation; or

1

2 (ii) A disciplinary action disclosed pursuant to
3 paragraph (a)(v) of this section was resolved adversely to
4 the supplier.

5

6 (f) No contract for the supply of gaming materials or
7 equipment for use in the operation of the state lottery
8 organization shall be enforceable against the state if the
9 supplier fails to comply with the provisions of this
10 section.

11

12 (g) If a contract for lottery tickets, lottery
13 consulting services or lottery terminals or equipment
14 exceeds one hundred thousand dollars (\$100,000.00) or if a
15 contract is for drawing equipment regardless of value, each
16 prospective corporate supplier shall at the time of
17 submission of its bid or proposal, provide a current
18 personal financial statement and individual federal and
19 state income tax returns from the past three (3) years for
20 each of its officers and directors and for each of the
21 officers and directors of all parent and holding companies
22 affiliated with the supplier.

23

24 **9-2-2906. Conflicts of interest.**

1

2 (a) No member of the board, employee or independent
3 contractor of the board, or member of their immediate
4 families shall have any financial interest in:

5

6 (i) Any lottery;

7

8 (ii) The sale of any lottery tickets; or

9

10 (iii) Any organization supplying equipment,
11 materials or services for use in the operation of the
12 lottery or licensed as a lottery game retailer under this
13 article.

14

15 (b) No member of the board, employee or independent
16 contractor of the board, or member of their immediate
17 families shall receive any gift, gratuity or other thing of
18 more than fifty dollars (\$50.00) in value per month from
19 any person contracting with the state to provide equipment,
20 materials or services for use in the operation of the
21 lottery or from any person licensed as a lottery game
22 retailer under this article.

23

1 (c) No member of the board, employee or independent
2 contractor of the board, licensed lottery game retailer or
3 member of their immediate families shall purchase any
4 ticket for or receive any prize from a lottery under this
5 article.

6

7 **9-2-2907. Prizes; not assignable; withholding of**
8 **amounts owed state; discharge of liability.**

9

10 (a) The right of any person to a prize is not
11 assignable, except payment of a prize may be paid to the
12 estate of a deceased prizewinner or as directed by court
13 order.

14

15 (b) Unclaimed prize money shall be retained for a
16 period set by rule of the board. Any person who fails to
17 claim a prize after the period set by the board shall
18 forfeit all rights to the prize. If a valid claim is not
19 made for the money within the period set by the board, the
20 prize money shall be added to future prize pools.

21

22 (c) Before payment of any prize in excess of five
23 hundred dollars (\$500.00), the director shall check the
24 name, address and social security number of the person

1 claiming the prize with lists of people identified as
2 having an outstanding debt owed to the state of Wyoming or
3 from a support order, as defined in W.S. 20-6-102. The
4 department of revenue and the department of family services
5 shall provide lists to the board. The chairman shall
6 withhold payment of prize money from any prizewinner whose
7 name appears on a list, but shall, after notice and
8 hearing, transfer it to pay the outstanding debt as
9 provided by applicable law.

10

11 (d) The board is discharged of all liability upon
12 payment of any prize under this section.

13

14 **9-2-2908. Prohibited acts.**

15

16 (a) No person shall:

17

18 (i) Sell a lottery ticket at a price different
19 from that fixed by the board;

20

21 (ii) Sell a lottery ticket unless licensed to do
22 so under this article;

23

1 (iii) Sell or transfer a lottery ticket to a
2 minor;

3

4 (iv) Sell a lottery ticket at a location other
5 than that specified on the license;

6

7 (v) If a minor, purchase a lottery ticket.

8

9 **9-2-2909. Advertising.**

10

11 Promotional advertising regarding the lottery shall state
12 the odds of winning. Promotional advertising expenses
13 shall be paid from the lottery account.

14

15 **9-2-2910. Revenue from sales; disposition; lottery**
16 **account created.**

17

18 (a) There is created a lottery account in the
19 enterprise fund.

20

21 (b) Revenues from the sale of lottery tickets shall
22 be paid to the state treasurer for deposit into the lottery
23 account. All expenses of the board incurred under this

1 article including salaries shall be paid from the lottery
2 account, as appropriated by the legislature.

3

4 (c) Prizes shall be paid from the lottery account.
5 Total disbursements for lottery prizes shall be not less
6 than forty-five percent (45%) of the total revenue accruing
7 from the sale of lottery tickets, and sufficient funds to
8 pay prizes are continuously appropriated from that account.

9

10 (d) Annually, the state treasurer shall transfer
11 remaining revenues in excess of expenses, prizes and
12 reserves necessary for efficient operation as follows:

13

14 (i) The first five million dollars
15 (\$5,000,000.00) in revenues under this subsection shall be
16 credited to a game and fish account to be used, as
17 appropriated by the legislature, for the purpose of
18 providing additional funding for the annual operation of
19 the game and fish commission;

20

21 (ii) All remaining revenues to the general fund.

22

23 **9-2-2911. Criminal penalties.**

24

1 (a) Except as provided by subsection (b) of this
2 section, a person violating this article commits a
3 misdemeanor punishable by a fine of not more than one
4 thousand dollars (\$1,000.00), imprisonment for not more
5 than one (1) year, or both. Each violation is a separate
6 offense.

7

8 (b) Any person who knowingly falsifies, alters,
9 forges, passes or counterfeits a lottery ticket or receipt
10 for the purchase of a lottery ticket issued under this
11 article is guilty of a felony punishable by a fine of not
12 less than five thousand dollars (\$5,000.00), imprisonment
13 for not less than one (1) year, nor more than five (5)
14 years, or both. Each violation is a separate offense.

15

16 **Section 2.** W.S. 6-7-101(a)(iii)(C), 9-1-627(d),
17 39-15-105(a)(iv) by creating a new subparagraph (K) and 39-
18 16-105(a)(iv) by creating a new subparagraph (G) are
19 amended to read:

20

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

22

23 (a) As used in this article:

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 (C) Other acts or transactions now or
8 hereafter expressly authorized by law including
9 participation in any state authorized lottery;

10
11 **9-1-627. Authority to compile, disseminate and**
12 **exchange information; immunity; access to information**
13 **limited; security precautions.**

14
15 (d) Access to criminal history record information is
16 available to the Wyoming pari-mutuel commission and Wyoming
17 lottery board as provided by W.S. 11-25-104(k) and 9-2-
18 2902(b) and 9-2-2903(b). The commission and board shall
19 take reasonable security precautions to prevent
20 unauthorized persons from gaining access to criminal
21 history record information in accordance with rules and
22 regulations established by the Wyoming division of criminal
23 investigation. For the purpose of this subsection
24 "criminal history record information" means information,

1 records and data compiled by criminal justice agencies on
2 individuals for the purpose of identifying criminal
3 offenders consisting of identifiable descriptions of the
4 offenders and notations or a summary of arrests,
5 detentions, indictments, information, pre-trial
6 proceedings, nature and disposition of criminal charges,
7 sentencing, rehabilitation, incarceration, correctional
8 supervision and release. Criminal history record
9 information is limited to information recorded as the
10 result of the initiation of criminal proceedings. It does
11 not include intelligence data, analytical prosecutorial
12 files, investigative reports and files of statistical
13 records and reports in which individual identities are not
14 ascertainable.

15

16 **39-15-105. Exemptions.**

17

18 (a) The following sales or leases are exempt from the
19 excise tax imposed by this article:

20

21 (iv) For the purpose of exempting sales of
22 services and tangible personal property sold to government,
23 charitable and nonprofit organizations, irrigation

1 districts and weed and pest control districts, the
2 following are exempt:

3

4 (K) Sales of and retail commissions on
5 lottery tickets issued by the Wyoming state lottery
6 organization under W.S. 9-2-2901 through 9-2-2911.

7

8 **39-16-105. Exemptions.**

9

10 (a) The following purchases or leases are exempt from
11 the excise tax imposed by this article:

12

13 (iv) For the purpose of exempting sales of
14 services and tangible personal property sold to government,
15 charitable and nonprofit organizations, irrigation
16 districts and weed and pest control districts, the
17 following are exempt:

18

19 (G) Purchases of and retail commissions on
20 lottery tickets issued by the Wyoming state lottery
21 organization under W.S. 9-2-2901 through 9-2-2911.

22

23 **Section 3.** There is appropriated from the general
24 fund to the lottery account in the enterprise fund the sum

1 of two million dollars (\$2,000,000.00), or as much thereof
2 as necessary, to carry out the purpose of this act. This
3 appropriation is an advance to facilitate establishment of
4 the lottery and shall be repaid from profits as soon as
5 practicable but in no event later than one (1) year after
6 the first prize is paid out. Repayment of these funds
7 shall be made prior to any distributions pursuant to W.S.
8 9-2-2909(d).

9

10 **Section 4.**

11

12 The Wyoming lottery board is authorized to expend and there
13 is appropriated from the lottery account in the enterprise
14 fund twenty percent (20%) of total revenue from sales of
15 lottery tickets, to the board for salaries and all
16 administrative expenses, except prizes and repayment of the
17 advance from the general fund, necessary to operate the
18 lottery through June 30, 2010, or as much thereof as
19 necessary to carry out the purposes of this act.

20

21 **Section 2.** This act is effective July 1, 2007.

22

23

(END)