

SENATE FILE NO. SF0056

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 an
9 appropriation; and providing for effective dates.

10

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

12

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

15

16

ARTICLE 2

1

GAMING COMMISSION

2

3 **6-7-201. Wyoming gaming commission created;**
4 **appointment, terms of office and political affiliation of**
5 **members; vacancies; appointment districts; officers;**
6 **director; meetings; quorum; records; licenses generally.**

7

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

11

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

1 full four (4) year term. The governor may remove any
2 member as provided in W.S. 9-1-202.

3

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

10

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

19

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

1 meetings and performing the duties incumbent upon them as
2 members of the commission.

3

4 **6-7-202. State gaming commission; duties; authority**
5 **to issue subpoenas; refusal to comply.**

6

7 (a) The state gaming commission shall:

8

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

12

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

17

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

22

23 (iv) Regulate games of chance conducted under
24 any license issued under this chapter to assure the games

1 are fairly held, operated and conducted in accordance
2 with the requirements of the appropriate license and this
3 chapter;

4

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

8

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

15

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

20

21 (viii) Require that license applicants be
22 fingerprinted for identification purposes as a condition
23 of licensing;

24

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

3

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

9

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

19

20 **6-7-203. Investigation and review of applications**
21 **for local licensure; determination; submission to local**
22 **licensing authority; effect; conditions; investigation**
23 **costs; appeal.**

24

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

9

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

13

14 (A) If applicable, any individual or
15 member of the applicant organization designated within the
16 application to be responsible for the conduct of the
17 authorized games of chance;

18

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

21

22 (ii) If the applicant is duly qualified to
23 hold, operate and conduct games of chance under this
24 chapter;

1

2 (iii) If the authorized games of chance are to
3 be held, operated and conducted in accordance with
4 provisions of this chapter governing the holding,
5 operation and conduct of the games of chance and if
6 applicable, that the proceeds are to be disposed of as
7 required under this chapter.

8

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

21

22 (c) The state gaming commission shall not approve
23 any application submitted by a local licensing authority
24 if based upon the investigation conducted under paragraph

1 (a)(i) of this section, it determines the prior activity
2 or criminal record of the applicant and persons
3 enumerated under paragraph (a)(i) of this section:

4

5 (i) Poses a threat to the public interest of
6 the state or the effective regulation and control of
7 authorized games of chance; or

8

9 (ii) Creates a danger of unlawful practices,
10 methods or activities in the conduct of authorized games
11 of chance or in the conduct of business and financial
12 arrangements incidental to games of chance.

13

14 (d) The reasonable cost of any necessary background
15 investigation of any applicant for a local license or
16 license renewal under this section shall be paid by the
17 applicant. The state gaming commission shall by rule and
18 regulation establish the conditions and procedures for
19 payment and may require payment in advance.

20

21 (e) Any determination by the state gaming
22 commission under this chapter is subject to appeal in
23 accordance with the Wyoming Administrative Procedure Act,
24 however final agency action shall not be deemed to have

1 occurred until an application is approved or denied by
2 the local licensing authority.

3

4 **6-7-204. Inspections and examinations; audits;**
5 **failure to permit entry; concurrent authority.**

6

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

9

10 (i) Enter and inspect at any time the premises
11 upon which games of chance are conducted or from which
12 supplies, devices and equipment for games of chance are
13 manufactured, maintained or supplied;

14

15 (ii) Examine the records, books of account and
16 equipment, supplies or devices of any license applicant
17 or licensee, as necessary to conduct examinations,
18 inspections and investigations under this chapter;

19

20 (iii) Seize, remove and impound from the
21 premises of any licensee, equipment, supplies and devices
22 for the purpose of examination and inspection;

23

1 (iv) When warranted, conduct detailed
2 investigations and through the department of audit,
3 conduct detailed audits.

4
5 (b) Upon request of the state gaming commission,
6 the department of audit shall conduct an audit of any
7 license applicant or licensee as necessary to assist the
8 commission in enforcing this chapter.

9
10 (c) Entry for purposes of inspection is authorized
11 only during open business hours unless it is in the
12 presence of the licensee or a duly authorized
13 representative of the licensee, or unless the officer
14 making entry does so under court order or under search
15 warrant issued by a court of competent jurisdiction.
16 Refusal to permit the entry of an agent of the state
17 gaming commission to the licensed premises or place of
18 business for the purpose of inspection in accordance with
19 this subsection is grounds for immediate license
20 suspension.

21
22 (d) Upon refusal of any district or county attorney
23 to act on any criminal violation of this chapter, the

1 state gaming commission may request the attorney general
2 act on behalf of the county, state or any agency thereof.

3

4 **6-7-205. Conflict of interests prohibited.**

5

6 (a) Members of the state gaming commission and any
7 employee of the commission shall not:

8

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

11

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

13

14 (iii) Conduct or operate any authorized game
15 of chance;

16

17 (iv) Receive any gift, gratuity or anything of
18 value from any licensee;

19

20 (v) Participate in any authorized game of
21 chance or be eligible to receive prizes awarded in any
22 authorized game of chance.

23

1 **6-7-206. Authority of cities, towns and counties;**
2 **limitations; assessment and payment of fees.**

3

4 (a) Nothing in this chapter prohibits a local
5 licensing authority of an incorporated city, town or
6 county from refusing to issue any license, refusing to
7 renew any license authorized under this chapter or
8 refusing to issue any licenses pursuant to a general
9 prohibition of gambling within the city, town or county.

10

11 (b) No city, town or county shall authorize games
12 of chance except as provided by this chapter. This
13 subsection shall not prohibit any city, town or county
14 by local ordinance or resolution from regulating the
15 general health, safety and welfare within the local
16 jurisdiction or from imposing other requirements not in
17 conflict with this chapter.

18

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

24

1 **6-7-207. Games of chance authorized; application**
2 **for licenses and license renewals; contents; submission**
3 **to state gaming commission; notification of change in**
4 **application information; penalty.**

5

6 (a) Games of chance shall be conducted only as
7 follows:

8

9 (i) Bingo games and pull tab games shall only
10 be conducted by charitable or nonprofit organizations,
11 licensed under this act, where the tickets for the bingo
12 are sold only in this state and the pull tabs are sold
13 only on the premises owned or occupied by the charitable
14 or nonprofit organization, subject to the following:

15

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

22

23 (B) In conducting bingo games and pull tab
24 games the licensee shall use only volunteers who are bona

1 fide members of the charitable or nonprofit organization
2 or employees who are paid by the organization to assist
3 in the operation of the game of chance;

4

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

11

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

15

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

18

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

1 licensee after payment to the distributor or
2 manufacturer;

3

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

9

10 (ii) Calcutta wagering on contests or events
11 may be conducted by a bona fide nationally chartered
12 veterans', religious, charitable, educational or
13 fraternal organization or nonprofit local civic or
14 service club organized or incorporated under the laws of
15 this state, provided that:

16

17 (A) The contest or event is conducted
18 solely in this state;

19

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

22

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

4
5 (D) A minimum of ten percent (10%) of the
6 total wagers on each contest or event is donated within
7 one (1) year by the sponsoring organization to a bona
8 fide charitable or benevolent purpose;

9
10 (E) No separate organization or
11 professional person is employed to conduct the contest or
12 event or assist therein;

13
14 (F) The sponsoring organization has
15 complied with the relevant sections of the Internal
16 Revenue Code of 1986, as amended, relating to taxes on
17 wagering.

18
19 (b) To conduct any authorized game of chance, an
20 applicant for any local license or local license renewal
21 under this chapter shall file written application with
22 the appropriate local licensing authority. The
23 application shall be made under oath upon a form prepared
24 by the state gaming commission and furnished to the local

1 licensing authority. The application shall contain
2 information required by this chapter for granting or
3 renewing any local license authorizing the conduct of a
4 specified and authorized game of chance and shall be
5 filed in the office of the clerk of the appropriate local
6 licensing authority.

7

8 (c) Upon receipt of an application for any local
9 license or license renewal containing all information
10 required under this chapter, the local licensing
11 authority shall immediately transmit a copy of the
12 completed application to the state gaming commission for
13 investigation and review pursuant to W.S. 6-7-202. No
14 local licensing authority shall approve the application
15 unless the state gaming commission first approves the
16 application in accordance with this chapter. The local
17 licensing authority shall approve or disapprove the
18 application within thirty (30) days after the hearing
19 required under W.S. 6-7-209(b) or denial of the
20 application by the state gaming commission.

21

22 (d) An applicant shall during pendency of the
23 application, immediately notify the local licensing
24 authority of any change in the information stated in the

1 application. If any substantial change occurs after
2 local license issuance or renewal, the change shall be
3 reported to the local licensing authority within ten (10)
4 days after the date of the change. The local licensing
5 authority shall immediately notify the state gaming
6 commission of any change reported by an applicant or
7 licensee. Failure to report any change in the
8 information stated in the initial application or any
9 substantial change after issuance or renewal of a local
10 license shall be grounds for denial of an application or
11 revocation of an existing license.

12

13 (e) Any person knowingly submitting an application
14 containing false information in violation of this chapter
15 is guilty of a felony punishable by a fine of not more
16 than ten thousand dollars (\$10,000.00), imprisonment for
17 not more than three (3) years, or both.

18

19 **6-7-208. Combination of interests prohibited;**
20 **license limitation per person.**

21

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

24

1 (i) Any person or organization in which any
2 officer, director, manager, employee or agent has a
3 direct or indirect interest in any manufacturer or
4 distributor of equipment, devices or supplies used in a
5 game of chance, or who serves as an officer, director,
6 proprietor or employee or is a stockholder holding more
7 than two percent (2%) of the outstanding shares of the
8 manufacturer or distributor;

9

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

12

13 (iii) Any person employed by the local
14 licensing authority or to any organization in which the
15 employed person has an ownership interest;

16

17 (iv) Any person employed by the state gaming
18 commission or to any organization in which the employed
19 person has an ownership interest;

20

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

23

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

3

4 **6-7-209. Publication of notice; grant or denial;**
5 **copy of application and notice to state gaming**
6 **commission; judicial review.**

7

8 (a) Upon receipt of an application for any local
9 license or license renewal and following approval by the
10 state gaming commission, the local licensing authority
11 shall promptly prepare a notice of application, place the
12 notice conspicuously upon the premises shown by the
13 application as the proposed location upon which the games
14 are to be conducted and publish the notice in a newspaper
15 of local circulation once a week for a period of four (4)
16 consecutive weeks. The notice shall state that a named
17 applicant has applied for a local license or license
18 renewal, the proposed location upon which the games are
19 to be conducted and that protests against the issuance or
20 renewal of the license will be heard at a designated
21 meeting of the local licensing authority. Each applicant
22 shall at the time of filing his application, pay the
23 clerk an amount sufficient to cover the costs of
24 publishing the notice.

1

2 (b) Any local license authorized under this chapter
3 shall not be issued or renewed until on or after the
4 date set in the notice for public hearing. If a hearing
5 is for license renewal, the hearing shall be held no
6 later than thirty (30) days preceding the expiration
7 date of the license and no later than forty-five (45)
8 days following approval of the license renewal by the
9 state gaming commission.

10

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

13

14 (i) The state gaming commission approves the
15 qualifications of the applicant and the merits of the
16 application;

17

18 (ii) The state gaming commission has executed
19 and transmitted the proposed license or license renewal
20 to the local licensing authority;

21

22 (iii) The applicant complies with the
23 criteria, standards and regulations imposed by this
24 chapter.

1

2 (d) Upon approval or denial of a local license or a
3 license renewal, the local licensing authority shall
4 promptly notify the state gaming commission.

5

6 (e) An applicant for license renewal may appeal to
7 the district court from an adverse decision by the local
8 licensing authority or the state gaming commission. In
9 an appeal pursuant to this subsection, the person
10 applying for license renewal shall be named as plaintiff
11 and the local licensing authority as defendant. Upon
12 notice of an appeal, the local licensing authority shall
13 transmit to the clerk of district court a certified copy
14 of the application, of any protests and of the minutes
15 recording the decision appealed. The appeal shall be
16 heard pursuant to the Wyoming Administrative Procedure
17 Act.

18

19 **6-7-210. Proof of financial responsibility**
20 **required.**

21

22 Before issuing or renewing any local license and in
23 addition to payment of license fees, the local licensing
24 authority shall require the license applicant to furnish

1 the local licensing authority a bond or other form of
2 financial responsibility approved by the local licensing
3 authority, in an amount established by the state gaming
4 commission for the appropriate game of chance. Proof of
5 financial responsibility shall be immediately forwarded
6 to and recorded by the state gaming commission.

7

8 **6-7-211. Disposition of license fees; refunds**
9 **prohibited.**

10

11 (a) The state gaming commission shall by rule and
12 regulation set the maximum license fees that may be charged
13 by local licensing authorities.

14

15 (b) Fees authorized by this section shall be
16 established by the state gaming commission in amounts
17 sufficient to ensure that the total revenue generated by
18 the collection of such fees approximates the direct and
19 indirect costs incurred by the local licensing authority in
20 carrying out its duties under this chapter. The amounts of
21 all fees shall be reviewed annually by the state gaming
22 commission. The local licensing authority shall furnish to
23 the commission an annual accounting of all fee and fine

1 revenues received and expenditures made pursuant to this
2 chapter, together with a list of all fees in effect.

3

4 **6-7-212. Term of license and permit; exception.**

5

6 (a) Any local license issued or renewed under this
7 chapter by a local licensing authority is considered a
8 privilege to the holder and the term of the license is
9 for two (2) years unless sooner revoked or for a lesser
10 term as provided in subsection (b) of this section.

11

12 (b) The term of a local license may be less than
13 two (2) years if specified by the local licensing
14 authority to coincide with the date set by the authority
15 for consideration of license issuance and license
16 renewals. A local licensing authority issuing a license
17 for a term less than two (2) years shall prorate the fee
18 accordingly.

19

20 **6-7-213. Transfer of license location or ownership**
21 **prohibited; ownership transfer specified.**

22

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

1

2 (b) A transfer or sale of a cumulative fifty
3 percent (50%) or more of the ownership of a local
4 license is a transfer or sale for purposes of this
5 section.

6

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

9

10 (a) The state gaming commission shall prepare and
11 furnish to each city, town and county a form for local
12 licenses issued under this chapter. A license on a form
13 other than as prescribed by the state gaming commission
14 is invalid.

15

16 (b) Each local license issued by a city or town
17 shall be signed by the mayor and attested by the clerk.
18 Each local license issued by a county shall be signed by
19 the chairman of the board of county commissioners and
20 attested by the county clerk.

21

22 (c) The following shall be shown on each local
23 license:

24

1 (i) The name of the licensee;

2

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

5

6 (iii) The date of issuance;

7

8 (iv) The amount of the fee;

9

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

11

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

14

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

17

18 **6-7-215. Suspension and revocation; judicial**
19 **review.**

20

21 (a) A local licensing authority may suspend or
22 revoke any local license issued under this chapter for
23 any violation of this chapter or rule or regulation of
24 the state gaming commission. A licensee may appeal

1 license suspension or revocation by a local licensing
2 authority to the district court in the manner specified
3 under W.S. 6-7-209(e) and the appeal proceedings shall
4 be in accordance with the Wyoming Rules of Appellate
5 Procedure. The suspension or revocation shall remain in
6 effect pending a decision by the district court.

7

8 (b) The state gaming commission may suspend or
9 revoke any local license issued under this chapter for
10 any violation of this chapter or rule or regulation of
11 the commission. Suspension or revocation by the state
12 gaming commission is subject to appeal in accordance with
13 the Wyoming Administrative Procedure Act.

14

15 **6-7-216. Penalties for violation.**

16

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

23

1 (b) Any person conducting games of chance
2 authorized by this chapter without holding a local
3 license authorizing the conduct is guilty of professional
4 gambling as prohibited and penalized under W.S.
5 6-7-102(b).

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

11
12 **6-7-101. Definitions.**

13
14 (a) As used in this ~~article~~chapter:

15
16 (iii) "Gambling" means risking any property for
17 gain contingent in whole or in part upon lot, chance, the
18 operation of a gambling device or the happening or outcome
19 of an event, including a sporting event, over which the
20 person taking a risk has no control, but does not include:

21
22 (H) Games of chance authorized and licensed
23 under W.S. 6-7-207;
24

1 (J) Raffles conducted for charitable
2 purposes.

3

4 (vi) "Gambling proceed" means all money or
5 property at stake or displayed in or in connection with
6 professional gambling or games of chance;

7

8 (viii) "Professional gambling" means:

9

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

14

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

22

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

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(xii) "Local licensing authority" means the governing body of an incorporated city, town within a city or town, or the board of county commissioners of a county within unincorporated areas of the state of Wyoming;

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

(xiv) "Charitable or nonprofit organization" means an organization recognized as a charitable or nonprofit organization under Wyoming statutes and which possesses a valid exemption from federal income tax issued by the Internal Revenue Service under the provisions of 26 U.S.C. § 501(c);

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

1 (A) The bingo card shall be a paper, hard
2 card or electronically generated card, but an
3 electronically generated card shall be played only in
4 conjunction with a paper or hard card unless the player has
5 a disability that prevents the use of a paper or hard card.
6 The licensee conducting the bingo game shall keep a paper
7 copy of all electronically generated cards offered, used or
8 sold on the premises;

9
10 (B) All players during the course of a
11 bingo game shall compete for the same prizes utilizing the
12 same set of numbers or symbols and shall share the same
13 deck or series of bingo cards for each game wherein no two
14 (2) cards distributed to the players are identical in the
15 same game and at least one (1) player shall win the prize
16 in each game played;

17
18 (C) There shall be a minimum of two (2)
19 players participating in each game before a game can begin.

20
21 **7-19-201. State or national criminal history record**
22 **information.**

23

1 (a) The following persons shall be required to submit
2 to fingerprinting in order to obtain state and national
3 criminal history record information:

4
5 (viii) Persons applying to the state gaming
6 commission for a license to provide games of chance under
7 W.S. 6-7-201 through 6-7-216 or those referenced in W.S.
8 6-7-203(a)(i).

9
10 **Section 3.** W.S. 6-7-101(a)(iii)(D) and (F) is
11 repealed.

12
13 **Section 4.** There is appropriated one hundred fifty
14 thousand dollars (\$150,000.00) from the general fund to the
15 state gaming commission for purposes of this act.

16
17 **Section 5.** Initial appointments to the state gaming
18 commission shall be made not later than July 15, 2007. The
19 governor shall submit the names for senate approval during
20 the 2008 legislative session.

21
22 **Section 6.** The state gaming commission shall adopt
23 final rules to implement this act not later than May 1,

1 2008. The commission and local licensing authorities shall
2 accept applications for gaming licenses after May 1, 2008.

3

4 **Section 7.**

5

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

8

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

13

14

(END)