

SENATE FILE NO. SF0110

Pari-mutuel events-horse racing account.

Sponsored by: Senator(s) Christensen, Anderson, Baldwin,  
Barnard, Boner, Bouchard, Driskill,  
Peterson, Von Flatern and Wasserburger and  
Representative(s) Barlow, Blake, Freeman,  
Halverson, Lindholm, Paxton, Sweeney,  
Walters and Zwonitzer

A BILL

for

1 AN ACT relating to pari-mutuel wagering; creating the horse  
2 racing industry development account; creating the  
3 pari-mutuel reserve account; providing for distribution of  
4 funds to the accounts; specifying use of funds in the  
5 accounts; authorizing grants to counties to develop and  
6 expand the horse racing industry in the state as specified;  
7 imposing duties on the state loan and investment board;  
8 providing for rulemaking; and providing for an effective  
9 date.

10

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

12

13 **Section 1.** W.S. 11-25-114 is created to read:

1

2           **11-25-114. Horse racing industry development account;**  
3 **administered by state loan and investment board; process**  
4 **for grants; grant criteria; rules.**

5

6           (a) There is created the horse racing industry  
7 development account to be administered by the state loan  
8 and investment board. The account shall consist of those  
9 funds credited to the account under W.S. 11-25-105(d)(ii)  
10 and all other funds received by the board from  
11 contributions, grants, gifts, transfers, bequests and  
12 donations to the account. The board may accept grants,  
13 gifts, transfers, bequests and donations and shall deposit  
14 those funds to the account. Notwithstanding W.S. 9-2-1008,  
15 9-2-1012(e) and 9-4-207, funds within the account shall not  
16 lapse or revert until directed by the legislature and shall  
17 remain available for distribution as authorized by this  
18 section.

19

20           (b) Funds within the horse racing industry  
21 development account shall be used to provide grants to  
22 counties to promote the development and expansion of the  
23 horse racing industry in the state. The state loan and

1 investment board shall establish by rule an application  
2 procedure and eligibility requirements for grants in  
3 accordance with this section. Grant applications shall  
4 include a description of the intended use of the grant  
5 monies by a county.

6

7 (c) The state loan and investment board shall provide  
8 grants subject to the following:

9

10 (i) Priority for grant awards shall be given  
11 first to facilities that operate live flat track horse  
12 racing events and then to facilities that operate horse  
13 racing related events;

14

15 (ii) Grants may only be awarded to a county upon  
16 written opinion of the attorney general certifying the  
17 legality of the intended use of the grant monies by the  
18 county.

19

20 (d) A county receiving a grant under this section  
21 shall only use the grant monies to develop and expand horse  
22 racing facilities owned by the county or other horse racing

1 facilities as approved by resolution of the county  
2 commissioners.

3

4 (e) The state loan and investment board may adopt  
5 other rules as necessary to implement this section.

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7 **Section 2.** W.S. 11-25-105(d) is amended to read:

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9 **11-25-105. Pari-mutuel permits; fees and reports;**  
10 **disposition of funds; enforcement of provisions;**  
11 **pari-mutuel reserve account.**

12

13 (d) All sums paid to the commission under this act  
14 except contributions from permittees to the breeder award  
15 fund, amounts paid under paragraph (b)(iii) of this  
16 section, fines and penalties shall be credited to the  
17 pari-mutuel account which shall be used by the commission  
18 for the payment of all expenses incurred in enforcing this  
19 act. All fines and penalties collected under this act shall  
20 be paid to the state treasurer and credited as provided in  
21 W.S. 8-1-109. The state treasurer shall pay out of the  
22 account all warrants drawn by the state auditor, upon  
23 vouchers issued and signed by the president, vice-president

1 or executive secretary of the commission. The commission  
2 shall keep an accurate and true account of all funds  
3 received and all vouchers issued by the commission. All  
4 funds received and all vouchers issued by the commission  
5 shall be audited at least biennially by the director of the  
6 state department of audit or his designee and a copy of the  
7 audit shall be delivered within thirty (30) days after  
8 completion to the governor and the commission. The costs of  
9 the audit shall be borne by the commission. The members of  
10 the commission shall receive per diem and mileage as  
11 provided in W.S. 33-1-302(a)(vii), and compensation of  
12 fifty dollars (\$50.00) for each day during which they are  
13 actually engaged in the discharge of their duties. The  
14 total expenses incurred by the commission shall not exceed  
15 the total amount in the pari-mutuel account. At the end of  
16 each fiscal year, all unencumbered, unobligated funds  
17 within the pari-mutuel account that exceed the anticipated  
18 expenses to be incurred by the commission during the next  
19 fiscal year shall be credited as follows:

20

21 (i) To the pari-mutuel reserve account, which is  
22 hereby created, except that the total amount of funds in  
23 the account shall not exceed the anticipated expenses to be

1 incurred by the commission during the next fiscal year.  
2 Funds in the account shall only be expended upon  
3 legislative appropriation;

4

5 (ii) Any remaining amount, to the horse racing  
6 industry development account created by W.S. 11-25-114.

7

8 **Section 3.** This act is effective July 1, 2018.

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(END)