

HOUSE BILL No. 4863

June 3, 1997, Introduced by Rep. Frank and referred to the Committee on House Oversight and Ethics.

A bill to amend the Initiated Law of 1996, entitled "Michigan gaming control and revenue act," by amending section 8 (MCL 432.208).

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 SEC. 8. (1) ~~Section 8. Occupational Licenses.~~ (a) The
2 board may issue an occupational license to an applicant ~~upon~~
3 AFTER ALL OF THE FOLLOWING HAS OCCURRED:
4 (A) ~~(i) the payment of~~ THE APPLICANT HAS PAID a
5 ~~non-refundable~~ NONREFUNDABLE fee set by the board. ~~;~~
6 (B) ~~(ii) a determination by the board~~ THE BOARD HAS
7 DETERMINED that the applicant is eligible for an occupational
8 license pursuant to ~~regulations which are to be~~ RULES promul-
9 gated by the board. ~~;~~ and
10 (C) ~~(iii) payment of~~ THE APPLICANT HAS PAID an annual
11 license fee in an amount to be established.

1 (D) THE APPLICANT HAS SHOWN BY CLEAR AND CONVINCING EVIDENCE
2 THAT THE APPLICANT POSSESSES THE NECESSARY INTEGRITY, GOOD CHAR-
3 ACTER AND REPUTATION, PERSONAL AND BUSINESS PROBITY, AND BUSINESS
4 AND FINANCIAL EXPERIENCE AND MEANS TO BE LICENSED.

5 (E) THE APPLICANT HAS SHOWN BY CLEAR AND CONVINCING EVIDENCE
6 THAT EACH PERSON WHO CONTROLS THE APPLICANT, DIRECTLY OR INDI-
7 RECTLY, POSSESSES THE NECESSARY INTEGRITY, GOOD CHARACTER AND
8 REPUTATION, PERSONAL AND BUSINESS PROBITY, AND BUSINESS AND
9 FINANCIAL EXPERIENCE TO BE LICENSED.

10 (2) ~~(b)~~ To be eligible for an occupational license, an
11 applicant shall BE OR DO ALL OF THE FOLLOWING:

12 (A) ~~(1) be~~ BE at least 21 years of age if the applicant
13 will perform any function involved in gaming by patrons. ~~+~~

14 (B) ~~(2) be~~ BE at least 18 years of age if the applicant
15 will perform only ~~non-gaming~~ NONGAMING functions. ~~+~~ and

16 (C) ~~(3) not~~ NOT have been convicted of any felony or any
17 misdemeanor involving gaming in ~~the~~ THIS state or any other
18 jurisdiction.

19 (3) ~~(c)~~ A city may regulate occupational licenses through
20 the adoption of an ordinance which is not inconsistent with this
21 ~~Act~~ ACT.

22 (4) ~~(d)~~ Any applicant or any applicant ~~which~~ THAT has an
23 affiliate or affiliated company FOR which ~~has been convicted of~~
24 ANY OF THE FOLLOWING IS TRUE IS INELIGIBLE TO RECEIVE A CASINO
25 LICENSE:

1 (A) ~~(1) Any felony in any state; or~~ THE PERSON HAS BEEN
2 CONVICTED OF A FELONY UNDER THE LAWS OF THIS STATE, ANY OTHER
3 STATE, OR THE UNITED STATES.

4 (B) ~~(2) any~~ THE PERSON HAS BEEN CONVICTED OF A misdemeanor
5 involving gambling, THEFT, DISHONESTY, or fraud in any state. ~~+~~

6 ~~(3) any violation of a local ordinance involving gambling~~
7 ~~or fraud which ordinance corresponds to a misdemeanor in any~~
8 ~~state; shall be ineligible to receive an occupational license.~~

9 (C) THE PERSON HAS SUBMITTED AN APPLICATION FOR A LICENSE
10 THAT CONTAINS FALSE INFORMATION.

11 (D) A PERSON TO WHOM SUBDIVISION (A), (B), OR (C) APPLIES IS
12 AN OFFICER, DIRECTOR, OR KEY EMPLOYEE OF THE APPLICANT OR IS A
13 PERSON WHO HOLDS GREATER THAN A 1% DIRECT OR INDIRECT INTEREST IN
14 THE APPLICANT.