

HOUSE BILL No. 5882

April 25, 2018, Introduced by Rep. Iden and referred to the Committee on Regulatory Reform.

A bill to amend 1996 IL 1, entitled "Michigan gaming control and revenue act," by amending sections 7b, 7c, 8, 8a, 9, 9a, 9b, 9c, 10, 12, 12a, 14, 18, and 21 (MCL 432.207b, 432.207c, 432.208, 432.208a, 432.209, 432.209a, 432.209b, 432.209c, 432.210, 432.212, 432.212a, 432.214, 432.218, and 432.221), sections 8, 9, 10, and 14 as amended and sections 7b, 7c, 8a, 9a, 9b, 9c, 12a, 18, and 21 as added by 1997 PA 69 and section 12 as amended by 2004 PA 306.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 7b. (1) As used in this section:

2 (a) "Candidate" means both of the following:

3 (i) That term as defined in section 3 of the Michigan campaign
4 finance act, 1976 PA 388, MCL 169.203.

5 (ii) The holder of any state, legislative, or local elective

1 office.

2 (b) Except as provided in subsection (6), "committee" means
3 any of the following:

4 (i) A candidate committee as that term is defined in section 3
5 of the Michigan campaign finance act, 1976 PA 388, MCL 169.203.

6 (ii) A political party committee as that term is defined in
7 section 11 of the Michigan campaign finance act, 1976 PA 388, MCL
8 169.211.

9 (iii) An independent committee as that term is defined in
10 section 8 of the Michigan campaign finance act, 1976 PA 388, MCL
11 169.208.

12 (iv) A committee organized by a legislative caucus of a
13 chamber of the legislature.

14 (c) "License" means either a casino license issued under this
15 act or a supplier's license issued under this act.

16 (d) "Licensee" means a person who holds a license. ~~as defined~~
17 ~~in subdivision (c).~~

18 (e) "Officer" means either of the following:

19 (i) An individual listed as an officer of a corporation,
20 limited liability company, or limited liability partnership.

21 (ii) An individual who is a successor to an individual
22 described in subparagraph (i).

23 (2) For purposes of this section, a person is considered to
24 have an interest in a licensee or casino enterprise if any of the
25 following circumstances exist:

26 (a) The person holds at least a 1% interest in the licensee or
27 casino enterprise.

1 (b) The person is an officer or a managerial employee of the
2 licensee or casino enterprise as defined by rules promulgated by
3 the board.

4 (c) The person is an officer of the person who holds at least
5 a 1% interest in the licensee or casino enterprise.

6 (d) The person is an independent committee of the licensee or
7 casino enterprise.

8 (3) A licensee is considered to have made a contribution if a
9 contribution is made by a person who has an interest in the
10 licensee.

11 (4) A licensee or person who has an interest in a licensee or
12 casino enterprise, or the spouse, parent, child, or spouse of a
13 child of a licensee or person who has an interest in a licensee or
14 casino enterprise, shall not make a contribution to a candidate or
15 a committee during the following periods:

16 (a) The time period during which a casino licensee or
17 development agreement is being considered by a city or the board.

18 (b) The term during which the licensee holds a license.

19 (c) The 3 years following the final expiration or termination
20 of the licensee's license.

21 (d) During either of the following, whichever is shorter:

22 (i) The period beginning on or after ~~the effective date of~~
23 ~~this amendatory act.~~ **JULY 17, 1997.**

24 (ii) The period beginning 1 year ~~prior to~~ **BEFORE** applying for
25 a license.

26 (5) A licensee or person who has an interest in a licensee or
27 casino enterprise, or the spouse, parent, child, or spouse of a

1 child of a licensee or a person who has an interest in a licensee
2 or casino enterprise, shall not make a contribution to a candidate
3 or committee through a legal entity that is established, directed,
4 or controlled by any of the persons described in this subsection
5 during the time period described in subsection (4).

6 (6) This section does not apply to a ballot question committee
7 as that term is defined in section 2 of the Michigan campaign
8 finance act, 1976 PA 388, MCL 169.202.

9 Sec. 7c. (1) Each local labor organization that directly
10 represents casino gaming employees shall register with the board
11 annually and provide all of the following:

12 (a) The local labor organization's name, address, and
13 telephone number.

14 (b) The name and address of any international labor
15 organization with which it directly or indirectly maintains an
16 affiliation or relationship.

17 (c) All of the following information for the designated
18 individuals and other personnel of the local labor organization:

19 (i) The individual's full name and any known alias or
20 nickname.

21 (ii) The individual's business address and telephone number.

22 (iii) The individual's title or other designation in the local
23 labor organization.

24 (iv) Unless information is required under subdivision (d) (v),
25 a brief description of the individual's duties and activities.

26 (v) The individual's annual compensation, including salary,
27 allowances, reimbursed expenses, and other direct or indirect

1 disbursements.

2 (d) All of the following additional information for each
3 designated individual of the local labor organization:

4 (i) The individual's home address and telephone number.

5 (ii) The individual's date and place of birth.

6 (iii) The individual's ~~social security~~ **SOCIAL SECURITY** number.

7 (iv) The date he or she was hired by or first consulted with
8 or advised the local labor organization.

9 (v) A detailed description of all of the following:

10 (A) The individual's duties and activities.

11 (B) Whether he or she performed the same or similar activities
12 previously on a labor organization's behalf.

13 (C) The individual's prior employment or occupational history.

14 (vi) Excluding minor traffic offenses, a detailed description
15 of all of the following:

16 (A) The individual's convictions, including any conviction
17 that was expunged or set aside, sealed by court order, or for which
18 he or she received a pardon.

19 (B) Any criminal offense for which he or she was charged or
20 indicted but not convicted.

21 (vii) Whether he or she was ever denied a business, liquor,
22 gaming, or professional license or had ~~such a~~ **BUSINESS, LIQUOR,**
23 **GAMING, OR PROFESSIONAL** license revoked.

24 (viii) Whether a court or governmental agency determined the
25 individual unsuitable to be affiliated with a labor organization
26 and the details of that determination.

27 (ix) Whether the individual was ever subpoenaed as a witness

1 before a grand jury, legislative committee, administrative body,
2 crime commission, or similar agency and the details relating to
3 that subpoena.

4 (x) A photograph of the individual taken within the previous
5 60 days.

6 (xi) For the local labor organization's first filing, a
7 complete set of the individual's fingerprints.

8 (e) A written certification under oath by the local labor
9 organization president, secretary, treasurer, or chief official
10 that the information provided under this subsection is complete and
11 accurate. The board shall prescribe the form for this
12 certification.

13 (2) A local labor organization may satisfy the information
14 requirements of subsection (1) by providing to the board copies of
15 reports filed with the United States ~~department of labor~~ **DEPARTMENT**
16 **OF LABOR** under the labor management reporting and disclosure act of
17 1959, Public Law 86-257, supplemented by any required information
18 not contained in those reports.

19 (3) If information required under subsection (1) for a
20 designated individual changes after registration or if the local
21 labor organization gains a designated individual after
22 registration, the local labor organization shall provide the board
23 with that new information or the information, photograph, and
24 fingerprints required under subsection (1) for the new designated
25 individual within 21 days **AFTER THE INFORMATION CHANGES**.

26 (4) Notwithstanding section 4c, information provided by a
27 local labor organization to the board under this section is exempt

1 from disclosure under the freedom of information act, 1976 PA 442,
2 MCL 15.231 to 15.246.

3 (5) Upon finding by clear and convincing evidence that grounds
4 for disqualification under subsection (6) exist, the board may
5 disqualify an officer, agent, or principal employee of a local
6 labor organization registered or required to be registered under
7 this section from performing any of the following functions:

8 (a) Adjusting grievances for or negotiating or administering
9 the wages, hours, working conditions, or employment conditions of
10 casino gaming employees.

11 (b) Soliciting, collecting, or receiving from casino gaming
12 employees any dues, assessments, levies, fines, contributions, or
13 other charges within this state for or on behalf of the local labor
14 organization.

15 (c) Supervising, directing, or controlling other officers,
16 agents, or employees of the local labor organization in performing
17 functions described in subdivisions (a) and (b).

18 (6) An individual may be disqualified under subsection (5) for
19 lacking good moral character only if any of the following apply:

20 (a) He or she has been indicted or charged with, convicted of,
21 pled guilty or nolo contendere to, or forfeited bail in connection
22 with a crime involving gambling, theft, dishonesty, prostitution,
23 or fraud under the laws of this state, any other state, or the
24 United States or a local ordinance of a political subdivision of
25 this state or another state. Disqualification ~~cannot~~ **MUST NOT** be
26 based only on crimes that involve soliciting or engaging
27 prostitution services unless the individual is or has engaged in an

1 ongoing pattern of that behavior. If the grounds for
2 disqualification are criminal charges or indictment, at the
3 individual's request, the board shall defer making a decision on
4 disqualification while the charge or indictment is pending.

5 (b) He or she intentionally or knowingly made or caused to be
6 made a false or misleading statement in a document provided to the
7 board or its agents or orally to a board member or agent in
8 connection with an investigation.

9 (c) He or she engages in criminal or unlawful activities in an
10 occupational manner or context for economic gain, or is an
11 associate or member of a group of individuals who operate together
12 in that fashion, and this behavior creates a reasonable belief that
13 the behavior adversely affects gambling operations and the public
14 policy underlying this act. In making a determination under this
15 subdivision, the board may consider findings or identifications by
16 the attorney general or department of state police that an
17 individual is within this category.

18 (7) A designated individual shall report all information
19 described in subsection (6)(a) to (c) concerning him or her to the
20 local labor organization. A local labor organization shall report
21 all information described in subsection (6)(a) to (c) concerning
22 its designated individuals of which it has actual knowledge to the
23 board.

24 (8) The board may waive any disqualification criterion under
25 subsection (6) or may rescind a disqualification under subsection
26 (5), if doing so is consistent with the public policy of this act
27 and based on a finding that the interests of justice ~~so~~ require

1 **THAT WAIVER OR RESCISSION.**

2 (9) The board shall give written notice to an individual it
3 proposes to disqualify and to the affected labor organization,
4 stating the reason for the proposed disqualification and describing
5 any supporting evidence in the board's possession. Within 30 days
6 after receiving the written notice of proposed disqualification,
7 the respondent may file with the board a written request for a
8 hearing, ~~which shall~~ **THAT MUST** take place promptly. The board shall
9 conduct the hearing in conformity with the contested case
10 procedures set forth in the administrative procedures act of 1969,
11 1969 PA 306, MCL 24.201 to 24.328. A person aggrieved by a final
12 disqualification has the right to appeal to the circuit court for
13 the county in which the person resides or has his or her principal
14 place of business to have the disqualification set aside based on
15 any ground set forth in section 106 of the administrative
16 procedures act of 1969, 1969 PA 306, MCL 24.306.

17 (10) Not later than January 31 of the calendar year after
18 disqualification and each year after that unless the
19 disqualification is rescinded or reversed, the disqualified
20 individual shall provide the board with a sworn statement that he
21 or she did not perform the functions described in subsection (5)
22 during the previous year.

23 (11) The board may petition ~~in~~ the circuit court for the
24 county in which the disqualified individual resides or has his or
25 her principal place of business for an order enforcing the terms of
26 the disqualification.

27 (12) A local labor organization that is registered or required

1 to be registered under this section or any officer, agent, or
2 principal employee of that organization shall not personally hold
3 any financial interest in a casino licensee employing casino gaming
4 employees represented by the organization or person.

5 (13) This section does not prohibit a local labor organization
6 from conducting training for or operating a school to train casino
7 gaming employees, or from entering into an agreement or arrangement
8 with a casino licensee, supplier, or vendor to provide for the
9 training of casino gaming employees. A local labor organization
10 that conducts ~~such~~ training **OF CASINO GAMING EMPLOYEES** or operates
11 ~~such~~ a school **TO TRAIN CASINO GAMING EMPLOYEES** or does not
12 otherwise qualify as a supplier is not subject to the contribution
13 prohibitions of section 7b.

14 (14) This section does not deny, abridge, or limit in any way
15 the legitimate rights of casino gaming employees to form, join, or
16 assist labor organizations, to bargain collectively through
17 representatives of their own choosing, or to engage in other
18 concerted activities for the purpose of collective bargaining or
19 other mutual aid and protection or the free exercise of any other
20 rights they may have as employees under the laws of the United
21 States or this state.

22 (15) This section shall not be expanded or amplified by action
23 of the board or any other executive or administrative body. The
24 board and any other executive or administrative body do not have
25 authority to promulgate interpretive rules or rulings to implement
26 this section. The board and any other executive or administrative
27 body do not have authority under this section to require that a

1 local labor organization or an officer, agent, or principal
2 employee of a labor organization does either of the following:

3 (a) Qualify for or obtain a casino, occupational, or
4 supplier's license or any other license or permit required under
5 rules promulgated by the board.

6 (b) Ensure the compliance of any person or entity with the
7 licensing requirements under this act or under rules promulgated by
8 the board.

9 (16) As used in this section:

10 (a) "Casino gaming employee" means the following and their
11 supervisors:

12 (i) Individuals involved in operating a casino gaming pit,
13 including dealers, shills, clerks, hosts, and junket
14 representatives.

15 (ii) Individuals involved in handling money, including
16 cashiers, change persons, count teams, and coin wrappers.

17 (iii) Individuals involved in operating gambling games.

18 (iv) Individuals involved in operating and maintaining slot
19 machines, including mechanics, floorpersons, and change and payoff
20 persons.

21 (v) Individuals involved in security, including guards and
22 game observers.

23 (vi) Individuals with duties similar to those described in
24 subparagraphs (i) to (v). However, casino gaming employee does not
25 include an individual whose duties are related solely to nongaming
26 activities such as entertainment, hotel operation, maintenance, or
27 preparing or serving food and beverages.

1 (b) "Designated individual" means an officer, agent, principal
2 employee, or individual performing a function described in
3 subsection (5).

4 (17) ~~Nothing in this~~ **THIS** act ~~shall~~ **DOES NOT** preclude
5 employees from exercising their legal rights to organize themselves
6 into collective bargaining units.

7 Sec. 8. (1) The board may issue an occupational license to an
8 applicant after all of the following have occurred:

9 (a) The applicant has paid a nonrefundable application fee set
10 by the board.

11 (b) The board has determined that the applicant is eligible
12 for an occupational license ~~pursuant to~~ **UNDER** rules promulgated by
13 the board.

14 (c) The applicant has paid the biennial license fee in an
15 amount ~~to be~~ established by the board.

16 (2) ~~It is the burden of the~~ **THE** applicant ~~to~~ **SHALL** establish
17 by clear and convincing evidence the applicant's eligibility and
18 suitability as to integrity, moral character, and reputation;
19 personal probity; financial ability and experience; responsibility;
20 and other criteria ~~as may be~~ considered appropriate by the board.
21 The **BOARD SHALL NOT APPLY** criteria ~~considered appropriate by the~~
22 ~~board shall not be~~ **THAT ARE** arbitrary, capricious, or contradictory
23 to the expressed provisions of this act. All applications ~~shall~~
24 **MUST** be made under oath.

25 (3) To be eligible for an occupational license, an applicant
26 ~~shall~~ **MUST MEET ALL OF THE FOLLOWING:**

27 (a) Be at least 21 years of age if the applicant will perform

1 any function involved in gaming by patrons.

2 (b) Be at least 18 years of age if the applicant will perform
3 only nongaming functions.

4 (c) Not have been convicted of a felony under the laws of this
5 state, any other state, or the United States. **THE BOARD MAY, IN ITS**
6 **SOLE DISCRETION, WAIVE THE REQUIREMENTS IN THIS SUBDIVISION IF THE**
7 **CONVICTION OCCURRED MORE THAN 10 YEARS BEFORE THE APPLICANT APPLIES**
8 **FOR A LICENSE UNDER THIS SECTION AND THE BOARD IS CONVINCED OF BOTH**
9 **OF THE FOLLOWING:**

10 (i) **THAT THE APPLICANT DOES NOT POSE A THREAT TO THE INTEGRITY**
11 **OF GAMING.**

12 (ii) **THAT THE APPLICANT OTHERWISE MEETS THE REQUIREMENTS OF**
13 **SUBSECTION (2).**

14 (d) Not have been convicted of a misdemeanor involving
15 gambling, dishonesty, theft, or fraud in any state or any violation
16 of a local ordinance in any state involving gambling, dishonesty,
17 theft, or fraud that substantially corresponds to a misdemeanor in
18 that state. **THE BOARD MAY, IN ITS SOLE DISCRETION, WAIVE THE**
19 **REQUIREMENTS IN THIS SUBDIVISION IF THE CONVICTION OCCURRED MORE**
20 **THAN 5 YEARS BEFORE THE APPLICANT APPLIES FOR A LICENSE UNDER THIS**
21 **SECTION AND THE BOARD IS CONVINCED OF BOTH OF THE FOLLOWING:**

22 (i) **THAT THE APPLICANT DOES NOT POSE A THREAT TO THE INTEGRITY**
23 **OF GAMING.**

24 (ii) **THAT THE APPLICANT OTHERWISE MEETS THE REQUIREMENTS OF**
25 **SUBSECTION (2).**

26 (4) Each application for an occupational license ~~shall~~**MUST** be
27 on a form prescribed by the board and ~~shall~~contain all information

1 required by the board. The applicant shall set forth in the
2 application whether he or she has been issued prior gambling
3 related licenses; whether he or she has been licensed in any other
4 state under any other name, and, if so, the name under which the
5 license was issued and his or her age at the time the license was
6 issued; and whether or not a permit or license issued to him or her
7 in any other state has been suspended, restricted, or revoked, and,
8 if so, the cause and the duration of each ~~action~~. **SUSPENSION,**
9 **RESTRICTION, OR REVOCATION.**

10 (5) Each applicant shall submit with his or her application,
11 on a form provided by the board, 2 sets of his or her fingerprints
12 and a photograph. The board shall charge each applicant an
13 application fee set by the board to cover all actual costs of
14 administering the act relative to costs generated by each licensee
15 and all background checks.

16 (6) The board may, in its discretion, deny an occupational
17 license to a person who is or does any of the following:

18 (a) The applicant fails to disclose or states falsely any
19 information requested in the application.

20 (b) The applicant is a member of the board.

21 (c) The applicant has a history of noncompliance with the
22 casino licensing requirements of any jurisdiction.

23 (d) Whether the applicant has been indicted **FOR**, charged **WITH**,
24 arrested **FOR**, convicted **OF**, pleaded guilty or nolo contendere **TO**,
25 forfeited bail concerning, or had expunged any criminal offense
26 under the laws of any jurisdiction, either felony or misdemeanor,
27 not including traffic violations, regardless of whether the offense

1 has been expunged, pardoned, or reversed on appeal or otherwise.

2 (e) The applicant has filed, or had filed against it, a
3 proceeding for bankruptcy or has ever been involved in any formal
4 process to adjust, defer, suspend, or otherwise work out the
5 payment of any debt.

6 (f) The applicant has a history of noncompliance with any
7 regulatory requirements in this state or any other jurisdiction.

8 (g) The applicant has been served with a complaint or other
9 notice filed with any public body regarding a payment of any tax
10 required under federal, state, or local law that has been
11 delinquent for 1 **YEAR** or more. ~~years.~~

12 (h) The applicant is employed by a governmental unit.

13 (i) The applicant or affiliate owns more than a 10% ownership
14 interest in any entity holding a casino license issued under this
15 act.

16 (j) The board concludes that the applicant lacks the requisite
17 suitability as to integrity, moral character, and reputation;
18 personal probity; financial ability and experience; or
19 responsibility.

20 (k) The applicant fails to meet any other criteria that the
21 board considers appropriate. The **BOARD SHALL NOT APPLY** criteria
22 ~~considered appropriate by the board shall not be~~ **THAT ARE**
23 arbitrary, capricious, or contradictory to the expressed provisions
24 of this act.

25 (l) The applicant is unqualified to perform the duties
26 required of the license.

27 (m) The applicant has been found guilty of a violation of this

1 act.

2 (n) The applicant has had a prior gambling related license or
3 license application suspended, restricted, revoked, or denied for
4 just cause in any other jurisdiction.

5 (7) The board may suspend, revoke, or restrict any
6 occupational licensee for any of the following:

7 (a) Violation of this act.

8 (b) Violation of any ~~of the rules~~ **RULE** promulgated by the
9 board.

10 (c) Any cause ~~which,~~ **THAT**, if known to the board, would have
11 disqualified the applicant from receiving the license.

12 (d) Default in the payment of any obligation or debt due to
13 ~~the state of Michigan.~~ **THIS STATE.**

14 (e) Any other just cause.

15 (8) A license issued ~~pursuant to~~ **UNDER** this section ~~shall be~~
16 **IS** valid for a period of 2 years from the date ~~of issuance.~~ **THE**
17 **LICENSE IS ISSUED.**

18 (9) All applicants and licensees ~~shall~~ **MUST** consent to the
19 inspections, searches, and seizures of their person and personal
20 effects as provided in section 4a(1)(c)(i) to (v) and the providing
21 of handwriting exemplars, photographs, fingerprints, and
22 information as authorized in this act and in rules promulgated by
23 the board.

24 (10) An applicant or licensee ~~shall be under~~ **HAS** a continuing
25 duty to provide information requested by the board and to cooperate
26 in any investigation, inquiry, or hearing conducted by the board.

27 (11) Failure to provide information requested by the board, to

1 assist in any investigation, inquiry, or hearing of the board, or
2 to comply with this act or rules of the board may result in denial,
3 suspension, or, upon reasonable notice, revocation of a license.

4 Sec. 8a. Before a casino license is issued, the licensee shall
5 post a bond in the sum of \$1,000,000.00 to ~~the~~ **THIS** state. ~~of~~

6 ~~Michigan.~~ The bond shall ~~shall~~ **MUST** be used to guarantee that the
7 licensee faithfully makes the payments, keeps his or her books and
8 records, makes reports, and conducts his or her casino gaming in
9 conformity with this act and the rules promulgated by the board.

10 ~~The~~ **A SURETY SHALL NOT CANCEL THE** bond shall not be canceled by a

11 **UNLESS THE** surety ~~on less than~~ **HAS GIVEN THE BOARD AT LEAST 30**

12 ~~days'~~ **DAYS WRITTEN** notice in writing to the board. ~~OF THE~~

13 **CANCELLATION.** If a bond is canceled and the licensee fails to file
14 a new bond with the board in the required amount on or before the
15 effective date of cancellation, the licensee's license shall ~~shall~~ **MUST**
16 be revoked. The total and aggregate liability of the surety on the
17 bond is limited to the amount specified in the bond.

18 Sec. 9. (1) ~~Minimum~~ **THE BOARD SHALL SET MINIMUM** and maximum
19 wagers on games. ~~shall be set by the board.~~

20 (2) Employees of the board, the department of state police,
21 and the department of attorney general may inspect any casino at
22 any time, without notice, ~~for the purpose of determining~~ **TO**
23 **DETERMINE** whether this act or rules promulgated by the board are
24 being complied with.

25 (3) Employees of the board, the department of state police,
26 and the department of attorney general, and their authorized agents
27 ~~shall~~ have the right to be present, at any time, in the casino or

1 on adjacent facilities under the control of the licensee.

2 (4) Gambling equipment and supplies customarily used in
3 conducting casino gambling ~~shall~~**MUST** be purchased or leased only
4 from suppliers who are licensed under this act.

5 (5) Persons licensed under this act shall **NOT** permit ~~no~~**ANY**
6 form of wagering on gambling games except as permitted by this act.

7 (6) Wagers may be received only from a person present in a
8 licensed casino. A person present in a licensed casino shall not
9 place or attempt to place a wager on behalf of another person who
10 is not present in the casino.

11 (7) Wagering ~~shall~~**MUST** not be conducted with money or other
12 negotiable currency.

13 (8) All tokens, chips, or electronic cards used to make wagers
14 ~~shall~~**MUST** be purchased from a licensed owner in the casino. The
15 tokens, chips, or electronic cards may be purchased by means of an
16 agreement under which the owner extends credit to the patron. ~~Such~~
17 **THE** tokens, chips, or electronic cards may be used only while in a
18 casino and only for the purpose of making wagers on ~~gaming~~**GAMBLING**
19 games.

20 (9) A person ~~under age~~**WHO IS LESS THAN 21** ~~shall~~**YEARS OLD IS**
21 not ~~be~~ permitted in an area of a casino where gaming is being
22 conducted, except for a person ~~at least~~ 18 years of age **OR OLDER**
23 who is an employee of the gaming operation. An employee ~~under the~~
24 ~~age of~~**WHO IS LESS THAN 21 YEARS OLD** shall not perform any function
25 involved in gambling by the patrons. A person ~~under age~~**WHO IS LESS**
26 **THAN 21** ~~shall~~**YEARS OLD IS** not ~~be~~ permitted to make a wager under
27 this act.

1 ~~(10) Managerial employees of casino licensees pursuant to this~~
 2 ~~act shall be under an affirmative duty to~~ **A MANAGERIAL EMPLOYEE OF**
 3 **A CASINO LICENSEE SHALL** report to the board, and the Michigan
 4 **DEPARTMENT OF** state police, in writing, within 24 hours, illegal or
 5 suspected illegal activity or activity ~~which~~ **THAT** is in violation
 6 of this act or of rules promulgated by the board.

7 (11) In addition to the requirements of this section, gambling
 8 ~~shall~~ **MUST** be conducted in accordance with the rules promulgated by
 9 the board.

10 (12) Unless approved by the city, a casino ~~shall~~ **MUST** not be
 11 located within 1,000 feet of any of the following:

12 (a) A church or other place of worship.

13 (b) A school, college, or university.

14 (c) A financial institution or a branch of a financial
 15 institution.

16 (d) A pawnshop.

17 (13) As used in ~~subsection (12)~~, **THIS SECTION**, "financial
 18 institution" means a state or nationally chartered bank, a state or
 19 federally chartered savings and loan association, a state or
 20 federally chartered savings bank, a state or federally chartered
 21 credit union, or any entity that provides check-cashing services.

22 (14) A casino licensee shall not employ an individual **WHO HAS**
 23 **BEEN CONVICTED OF A FELONY IN THE PREVIOUS 5 YEARS** as a managerial
 24 employee ~~who has been convicted of a felony in the previous 5 years~~
 25 ~~to work in a casino.~~

26 Sec. 9a. (1) A person who holds a casino license shall not
 27 install, own, or operate or allow another person to install, own,

1 or operate an electronic funds transfer terminal on the premises of
2 the casino that is less than 50 feet from any game in the casino.

3 (2) A person who holds a casino license shall not install,
4 own, or operate or allow another person to install, own, or operate
5 on the premises of the casino a game that is played with a device
6 that allows a player to operate the game by transferring funds
7 electronically from a credit **CARD** or **A** debit card.

8 (3) As used in this section, "electronic funds transfer
9 terminal" means an information processing device used for the
10 purpose of executing deposit account transactions between financial
11 institutions and their customers by either the direct transmission
12 of electronic impulses or the recording of electronic impulses for
13 delayed processing. The fact that a device is used for other
14 purposes does not prevent it from being an electronic funds
15 transfer terminal.

16 Sec. 9b. (1) A person who holds a casino license **ISSUED UNDER**
17 **THIS ACT** shall not televise or allow any other person to televise
18 simulcast horse races on the premises of the casino.

19 (2) As used in this section, "simulcast" means the live
20 transmission of video and audio signals conveying a horse race held
21 either in or outside of this state.

22 Sec. 9c. (1) A person who holds a casino license issued
23 ~~pursuant to~~ **UNDER** this act shall conspicuously post at each
24 entrance and exit of the casino, on each electronic funds transfer
25 terminal, and at each credit location a visually prominent sign on
26 which is printed a toll-free compulsive gaming helpline number.

27 (2) A person who holds a casino license **ISSUED UNDER THIS ACT**

1 shall include a toll-free compulsive gaming helpline number on all
2 of its printed advertisement and promotional materials.

3 Sec. 10. Alcoholic beverages ~~shall~~ **MUST** only be sold or
4 distributed in a casino ~~pursuant to~~ **AS PROVIDED IN** the Michigan
5 liquor control ~~act, 1933 (Ex Sess) PA 8, MCL 436.1 to 436.58.~~ **CODE**
6 **OF 1998, 1998 PA 58, MCL 436.1101 TO 436.2303.**

7 Sec. 12. (1) A wagering tax is imposed on the adjusted gross
8 receipts received by ~~the~~ **A CASINO** licensee from gaming authorized
9 under this act at the rate of 18%. If a city exercises either of
10 the options in subsection (4), the tax rate under this subsection
11 ~~shall be~~ **IS** 8.1% and **MUST BE** deposited in the state school aid fund
12 to provide additional funds for K-12 classroom education. If ~~the~~ **A**
13 city rescinds or is otherwise unable to exercise 1 of the options
14 in subsection (4), the tax rate under this subsection ~~shall be~~ **IS**
15 18%. A tax rate of 18% imposed under this subsection ~~shall cover~~
16 **COVERS** any period for which the city does not or is unable to
17 exercise 1 of the options in subsection (4).

18 (2) The state casino gaming fund is created in the department.
19 ~~of treasury.~~ The fund shall be administered by the department in
20 accordance with this act. Except as provided in sections 12a and
21 13, the taxes imposed under this section plus all other fees,
22 fines, and charges imposed by ~~the~~ **THIS** state ~~shall~~ **UNDER THIS ACT**
23 **MUST** be deposited into the state casino gaming fund. ~~The~~ **A CASINO**
24 **LICENSEE SHALL REMIT THE** wagering tax ~~is to be remitted daily by~~
25 ~~the holder of a casino license to the department of treasury~~ **DAILY**
26 by electronic wire transfer of funds. The ~~state~~ **DEPARTMENT** shall
27 remit the city's portion of the wagering tax to the city daily by

1 electronic wire transfer of funds as provided by this act.

2 (3) If the ~~state imposes a~~ wagering tax **IMPOSED** under
3 subsection (1) ~~equal to~~ **IS** 18% of adjusted gross receipts, money in
4 the state casino gaming fund that is not from a tax imposed under
5 subsections (5) to (8) ~~shall~~ **MUST** be allocated as follows:

6 (a) 55% to the city in which a casino is located for use in
7 connection with the following:

8 (i) The hiring, training, and deployment of street patrol
9 officers.

10 (ii) Neighborhood and downtown economic development programs
11 designed to create local jobs.

12 (iii) Public safety programs such as emergency medical
13 services, fire department programs, and street lighting.

14 (iv) Anti-gang and youth development programs.

15 (v) Other programs that are designed to contribute to the
16 improvement of the quality of life in the city.

17 (vi) Relief to the taxpayers of the city from 1 or more taxes
18 or fees imposed by the city.

19 (vii) The costs of capital improvements.

20 (viii) Road repairs and improvements.

21 (b) 45% to the state to be deposited in the state school aid
22 fund **ESTABLISHED BY SECTION 11 OF ARTICLE IX OF THE STATE**
23 **CONSTITUTION OF 1963** to provide additional funds for K-12 classroom
24 education.

25 (4) A city in which a **CASINO** licensee is located may do 1 of
26 the following:

27 (a) In the development agreement into which the city is

1 entitled to enter, include a provision that requires the licensee
2 located in the city to pay the city a payment equal to 9.9% of the
3 adjusted gross receipts received by the licensee from gaming
4 authorized under this act.

5 (b) By ordinance, levy, assess, and collect an excise tax upon
6 licensees located in the city at a rate of 9.9% of the adjusted
7 gross receipts received by the licensee from gaming authorized
8 under this act.

9 (5) Subject to subsections (6) to (8), a wagering tax in
10 addition to the tax imposed in subsection (1) is imposed on the
11 adjusted gross receipts received by a licensee from gaming
12 authorized under this act at the rate of 6%. Money from the tax
13 imposed under this subsection that has been deposited in the state
14 casino gaming fund ~~shall~~**MUST** be allocated 1/3 to the city in which
15 the licensee's casino is located for use in connection with the
16 purposes listed in subsection (3)(a), 7/12 to the general fund, and
17 1/12 to the Michigan agriculture equine industry development fund.
18 The city may collect its share of the tax under this subsection
19 directly using 1 of the methods in subsection (4). For a period
20 during which the licensee is paying the city's share of the tax
21 under this subsection directly to the city under either of the
22 methods in subsection (4), the payment to the state casino gaming
23 fund under this subsection ~~shall be~~**IS** 4% and ~~shall~~**MUST** be
24 allocated 7/8 to the general fund and 1/8 to the Michigan
25 agriculture equine industry development fund.

26 (6) Subject to subsections (7) and (8), and unless an act of
27 God, a war, a disaster, or an act of terrorism directly and

1 substantially impacts the ability of ~~the~~ **A CASINO** licensee to
2 complete construction of its casino and casino enterprise, if a
3 casino licensee is not fully operational by each of the following
4 dates, the tax on the **CASINO** licensee under subsection (5) ~~shall be~~
5 **IS** as follows:

6 (a) July 1, 2009, 7%, allocated 1/2 to the general fund, 1/14
7 to the Michigan agriculture equine industry development fund, and
8 3/7 to the city in which the licensee's casino is located.

9 (b) July 1, 2010, 8%, allocated 7/16 to the general fund, 1/16
10 to the Michigan agriculture equine industry development fund, and
11 1/2 to the city in which the licensee's casino is located.

12 (c) July 1, 2011, 9%, allocated 7/18 to the general fund, 1/18
13 to the Michigan agriculture equine industry development fund, and
14 5/9 to the city in which the licensee's casino is located.

15 (7) Subject to subsection (8), and irrespective of whether
16 there has been an increase under subsection (6), after a casino
17 licensee has been fully operational for 30 consecutive days, the
18 **CASINO** licensee may apply to the board for certification under this
19 subsection. If the board determines that a **CASINO** licensee that
20 makes an application under this subsection has been fully
21 operational and in compliance with its development agreement that
22 is in existence on July 1, 2004 or a subsequent original
23 development agreement, for at least 30 consecutive days, the board
24 shall certify the **CASINO** licensee under this subsection, and the
25 tax imposed on the **CASINO** licensee under subsection (5), as
26 adjusted, if applicable, by subsection (6), shall be, retroactive
27 to the first day of the 30 consecutive day period that the **CASINO**

1 licensee was fully operational, reduced to 1% and ~~shall~~**MUST** be
2 allocated entirely to the city where the licensee operates its
3 casino.

4 (8) If the McCauley-Traxler-Law-Bowman-McNeely lottery act,
5 1972 PA 239, MCL 432.1 to 432.47, is amended to allow the operation
6 of video lottery at horse racetracks in this state, and if video
7 lottery is being conducted at horse racetracks in this state, the
8 **CASINO** licensee is no longer obligated to pay the wagering tax
9 under subsections (5) to (7).

10 (9) Notwithstanding section 9b, if the McCauley-Traxler-Law-
11 Bowman-McNeely lottery act, 1972 PA 239, MCL 432.1 to 432.47, is
12 amended to allow the operation of video lottery at horse racetracks
13 in this state, and if video lottery is being conducted at horse
14 racetracks in this state, a casino licensee may, after obtaining
15 approval from the board, apply to the racing commissioner for
16 authorization to simulcast horse races under the horse racing law
17 of 1995, 1995 PA 279, MCL 431.301 to 431.336. A casino licensee
18 that is authorized under this subsection shall display and allow
19 wagering on simulcast horse races only at the licensee's casino and
20 shall comply with all applicable provisions of the horse racing law
21 of 1995, 1995 PA 279, MCL 431.301 to 431.336, rules promulgated
22 under that act, and the written permit to conduct simulcasting and
23 any related order issued to the **CASINO** licensee by the racing
24 commissioner. Simulcasting and wagering under this subsection are
25 under the primary control of the racing commissioner, and the
26 racing commissioner may revoke or suspend the authorization of or
27 take other disciplinary action against the **CASINO** licensee for

1 failing to comply with a law, rule, permit, or order as required by
2 this subsection. However, the simulcasting and wagering under this
3 subsection is part of the licensee's casino operation under this
4 act and subject to the same control by the board as are other parts
5 of the licensee's casino operation. The board may take disciplinary
6 action under section 4a against a casino licensee for failure to
7 comply with a law, rule, permit, or order as required by this
8 subsection.

9 (10) A casino licensee is entitled to the same commission from
10 money wagered on horse races simulcast by the licensee as a race
11 meeting licensee is entitled to receive from wagering on simulcast
12 horse races under the horse racing law of 1995, 1995 PA 279, MCL
13 431.301 to 431.336. The same taxes, fees, and other deductions
14 ~~shall~~**MUST** be subtracted and paid from the licensee's commission as
15 are subtracted and paid from a race meeting licensee's commission
16 under the horse racing law of 1995, 1995 PA 279, MCL 431.301 to
17 431.336.

18 (11) Payments to a city under 1 of the methods in subsection
19 (4) ~~shall~~**MUST** be made in a manner, at those times, and subject to
20 reporting requirements and penalties and interest for delinquent
21 payment as may be provided for in the development agreement if the
22 payment is required under a development agreement, or by ordinance
23 if the payment is required for a tax levied by the city. Payments
24 required under the method described in subsection (4)(a) may be in
25 addition to any other payments ~~which~~**THAT** may be required in the
26 development agreement for the conveyance of any interest in
27 property, the purchase of services, or the reimbursement of

1 expenses. Payments to a city under the method described in
2 subsection (4) ~~shall~~**MUST** be used by the city for the purposes
3 listed in subsection (3) (a).

4 (12) Approval by the city of a development agreement or
5 adoption of an ordinance approving either casino gaming or the levy
6 of a local excise tax does not constitute the granting of a
7 franchise or license by the city for purposes of any statutory,
8 charter, or constitutional provision.

9 (13) The taxes imposed under this section and any tax imposed
10 under section 13(2) ~~shall~~**MUST** be administered by the department of
11 treasury in accordance with 1941 PA 122, MCL 205.1 to 205.31, and
12 this act. In case of conflict between the provisions of 1941 PA
13 122, MCL 205.1 to 205.31, and this act, the provisions of this act
14 prevail.

15 (14) Funds from this act ~~shall~~**MUST** not be used to supplant
16 existing state appropriations or local expenditures.

17 (15) As used in this section:

18 (a) "Fully operational" means that a certificate of occupancy
19 has been issued to the casino licensee for the operation of a hotel
20 with not fewer than 400 guest rooms and, after issuance of the
21 certificate of occupancy, the casino licensee's casino, casino
22 enterprise, and 400-guest-room hotel have been opened and made
23 available for public use at their permanent location and maintained
24 in that status.

25 (b) "Michigan agriculture equine industry development fund"
26 means the Michigan agriculture equine industry development fund
27 created in section 20 of the horse racing law of 1995, 1995 PA 279,

1 MCL 431.320.

2 Sec. 12a. (1) In addition to application and license fees
3 described in this act, all regulatory and enforcement costs,
4 compulsive gambling programs, casino-related programs and
5 activities, casino-related legal services provided by the attorney
6 general, and the casino-related expenses of the department of state
7 police ~~shall~~ **MUST** be paid by casino licensees as provided by this
8 section.

9 (2) The total annual assessment for the first year in which
10 any casino licensee under this act begins operating a casino in
11 this state ~~shall be~~ **IS** \$25,000,000.00.

12 (3) The total annual assessment required under this subsection
13 ~~shall~~ **MUST** be adjusted each year by multiplying the annual
14 assessment for the immediately preceding year by the Detroit
15 ~~consumer price index~~ **CONSUMER PRICE INDEX** for the immediately
16 preceding year. As used in this subsection, "Detroit ~~consumer price~~
17 ~~index~~" **CONSUMER PRICE INDEX**" means the annual consumer price index
18 for Detroit consumers as defined and reported by the United States
19 ~~department~~ **DEPARTMENT** of labor, ~~bureau~~ **LABOR, BUREAU** of labor
20 ~~statistics~~ **LABOR STATISTICS**.

21 (4) On or before the date ~~the~~ **A** casino licensee begins
22 operating ~~the~~ **ITS** casino and annually on that date thereafter, ~~each~~
23 **THE** casino licensee shall pay to the state treasurer an equal share
24 of the total annual assessment required under this section. ~~In no~~
25 ~~event shall a~~ **A** casino's assessment **MUST NOT** exceed 1/3 of the
26 total annual assessment required under this section.

27 (5) From the amount collected under subsection (4),

1 \$2,000,000.00 ~~shall~~**MUST** be deposited in the compulsive gaming
2 prevention fund.

3 (6) The state services fee fund is created in the department
4 ~~of treasury and shall be administered by the department~~ **SHALL**
5 **ADMINISTER THE STATE SERVICES FEE FUND** in accordance with this act.

6 (7) Except as provided in subsections (5) and (8), all ~~funds~~
7 **MONEY** collected under this section ~~shall~~**MUST** be deposited in the
8 state services fee fund. Distributions from the fund ~~shall~~**MUST** be
9 made by the legislature through the appropriations process.

10 (8) The balance of the state services fee fund ~~shall~~**MUST** not
11 exceed \$65,000,000.00. If the ~~funds~~**MONEY** collected under this
12 section would cause the balance to exceed the limitation of this
13 subsection, the surplus ~~funds~~ ~~shall~~**MONEY MUST** be credited in equal
14 shares against each casino licensee's annual assessment made under
15 **THIS** section. ~~12a.~~

16 (9) The ~~funds~~**MONEY** collected under this section and deposited
17 in the state services fee fund ~~shall~~**DOES** not revert to the general
18 fund at the close of the fiscal year but ~~shall remain~~**REMAINS** in
19 the fund.

20 Sec. 14. Within 30 days after the end of each quarter of each
21 fiscal year each casino licensee shall transmit to the board and to
22 the city **IN WHICH THE LICENSEE'S CASINO IS LOCATED** an audit of the
23 financial condition of the licensee's total operations. ~~All audits~~
24 ~~shall~~**AN AUDIT UNDER THIS SECTION MUST** be conducted by a certified
25 public accountant in a manner and form prescribed by the board.
26 ~~Each~~**THE** certified public accountant ~~shall~~**THAT PERFORMS THE AUDIT**
27 **MUST** be registered in ~~the~~**THIS** state ~~of Michigan~~ under article 7 of

1 the occupational code, 1980 PA 299, MCL ~~339.701 to 339.715.~~ **339.720**
2 **TO 339.736.** The **LICENSEE SHALL PAY THE** compensation for each ~~THE~~
3 certified public accountant ~~shall be paid directly by the licensee~~
4 to the certified public accountant.

5 Sec. 18. (1) A person is guilty of a felony punishable by
6 imprisonment for not more than 10 years or a fine of not more than
7 \$100,000.00, or both, and ~~shall be~~ **IS** barred from receiving or
8 maintaining a license **UNDER THIS ACT** for doing any of the
9 following:

10 (a) Conducting a gambling operation ~~where~~ **IN WHICH** wagering is
11 used or to be used without a license issued by the board.

12 (b) Conducting a gambling operation ~~where~~ **IN WHICH** wagering is
13 permitted other than in the manner specified in section 9.

14 (c) Knowingly making a false statement on an application for
15 ~~any~~ **A** license ~~provided in~~ **UNDER** this act or a written document
16 provided under oath in support of a proposal for a development
17 agreement.

18 (d) Knowingly providing false testimony to the board or its
19 authorized representative while under oath.

20 (e) Willfully failing to report, pay, or truthfully account
21 for ~~any~~ **A** license fee or tax imposed by this act or willfully
22 ~~attempt~~ **ATTEMPTING** in any way to evade or defeat the license fee,
23 tax, or payment. A person convicted under this ~~subsection shall~~
24 **SUBDIVISION IS** also ~~be~~ subject to a penalty of 3 times the amount
25 of the licensee fee or tax not paid.

26 (f) Making a political contribution in violation of section
27 ~~7b. of this act.~~

1 (2) A person commits a felony punishable by imprisonment for
2 not more than 10 years or a fine of not more than \$100,000.00, or
3 both, and, in addition, ~~shall be~~**IS** barred for life from a gambling
4 operation under the jurisdiction of the board if the person does
5 any of the following:

6 (a) Offers, promises, or gives anything of value or benefit to
7 a person who is connected with a licensee or affiliated company,
8 including, but not limited to, an officer or employee of a casino
9 licensee or holder of an occupational license pursuant to an
10 agreement or arrangement or with the intent that the offer,
11 promise, or thing of value or benefit will influence the actions of
12 the person to whom the offer, promise, or gift was made in order to
13 affect or attempt to affect the outcome of a gambling game, or to
14 influence official action of a member of the board.

15 (b) Solicits or knowingly accepts or receives a promise of
16 anything of value or benefit while the person is employed by or
17 connected with a licensee, including, but not limited to, an
18 officer or employee of a casino licensee or holder of an
19 occupational license, pursuant to an understanding or arrangement
20 or with the intent that the promise or thing of value or benefit
21 will influence the actions of the person to affect or attempt to
22 affect the outcome of a gambling game.

23 (c) Offers, promises, or gives anything of value or benefit to
24 a member, employee, or agent of the board or an official of ~~any~~**A**
25 state or local agency or governmental body with the intent that the
26 offer, promise, or thing of value or benefit will influence the
27 official action of the person to whom the offer, promise, or gift

1 was made pertaining to a city development agreement, or
2 administrating, licensing, regulating, or enforcing this act.

3 (d) Solicits or knowingly accepts or receives a promise of
4 anything of value or benefit while the person is a member,
5 employee, or agent of the board, or an official of any state or
6 local agency or governmental body, pursuant to an understanding or
7 arrangement or with the intent that the promise or thing of value
8 or benefit will influence the official action of the member,
9 employee, or agent of the board or official of the state or local
10 governmental body pertaining to a city development agreement, or
11 enforcing this act.

12 (e) Except as otherwise provided by the board, uses or
13 possesses with the intent to use a device ~~to assist in doing~~ **THAT**
14 **DOES** any of the following:

15 (i) ~~Projecting~~ **PROJECTS** the outcome of a gambling game.

16 (ii) ~~Keeping~~ **KEEPS** track of the cards played in a gambling
17 game.

18 (iii) ~~Analyzing~~ **ANALYZES** the probability of the occurrence of
19 an event relating to a gambling game.

20 (iv) ~~Analyzing~~ **ANALYZES** the strategy for playing or betting to
21 be used in a gambling game.

22 (f) Cheats at a gambling game.

23 (g) Manufactures, sells, or distributes cards, chips, dice, a
24 game, or a device that is intended to be used to violate this act.

25 (h) Alters or misrepresents the outcome of a gambling game on
26 which wagers have been made after the outcome is determined but
27 before it is revealed to the players.

1 (i) Places a bet after acquiring knowledge, not available to
2 all players, of the outcome of the gambling game that is the
3 subject of the bet or to aid a person in acquiring the knowledge
4 for the purpose of placing a bet contingent on that outcome.

5 (j) Claims, collects, takes, or attempts to claim, collect, or
6 take money or anything of value in or from ~~the~~**A** gambling ~~games,~~
7 **GAME**, with intent to defraud, without having made a wager
8 contingent on winning ~~a~~**THE** gambling game, or claims, collects, or
9 takes an amount of money or thing of value of greater value than
10 the amount won.

11 (k) Uses counterfeit chips or tokens in a gambling game.

12 (l) Possesses a key or device designed for the purpose of
13 opening, entering, or affecting the operation of a gambling game,
14 drop box, or an electronic or mechanical device connected with the
15 gambling game or for removing coins, tokens, chips, or other
16 contents of a gambling game. This subdivision does not apply to a
17 gambling licensee or employee of a gambling licensee acting in
18 furtherance of the employee's employment.

19 (3) A person, or an affiliate of a person, is guilty of a
20 misdemeanor punishable by imprisonment for not more than 1 year in
21 a county jail or a \$10,000.00 fine, or both, for doing any of the
22 following:

23 (a) Knowingly making a wager if the person is under 21 years
24 of age or permitting a person under 21 years **OF AGE** to make a
25 wager.

26 (b) Willfully failing to appear before or provide an item to
27 the board at the time and place specified in a subpoena or summons

1 issued by the board or executive director.

2 (c) Willfully refusing, without just cause, to testify or
3 provide items in answer to a subpoena, subpoena duces tecum or
4 summons issued by the board or executive director.

5 (d) Conducting or permitting a person who is not licensed
6 ~~pursuant to~~ **UNDER** this act to conduct activities required to be
7 licensed under the casino, occupational, and suppliers licensee
8 provisions in this act or in rules promulgated by the board.

9 (e) Knowingly ~~violates~~ **VIOLATING** or ~~aids or abets~~ **AIDING OR**
10 **ABETTING** in the violation of ~~the provisions of~~ section 7b. ~~of this~~
11 ~~act.~~

12 (f) Leasing, pledging, borrowing, or loaning money against a
13 casino, supplier, or occupational license.

14 (4) The possession of more than 1 of the devices described in
15 subsection (2)(e) permits a rebuttable presumption that the
16 possessor intended to use the devices for cheating.

17 (5) An action to prosecute ~~any~~ **A** crime described in this
18 section may, in the discretion of the attorney general or county
19 prosecuting attorney, be tried in the county in which the crime
20 occurred or in ~~the county of~~ Ingham **COUNTY**.

21 Sec. 21. ~~When~~ **IF** the board is authorized or required by law to
22 consider some aspect of criminal history record information for the
23 purpose of carrying out its statutory powers and responsibilities,
24 the board shall, in the form and manner required by the department
25 of state police and the ~~federal bureau of investigation,~~ **FEDERAL**
26 **BUREAU OF INVESTIGATION**, cause to be conducted a criminal history
27 record investigation to obtain any information currently or

1 subsequently contained in the files of the department of state
2 police or the ~~federal bureau of investigation.~~ **FEDERAL BUREAU OF**
3 **INVESTIGATION.** The department of state police shall provide all
4 criminal record information requested by the board for any person
5 who is an applicant for or a holder of a license **UNDER THIS ACT.**