# CALIFORNIA GAMBLING CONTROL COMMISSION

## FINAL TEXT OF PROPOSED REGULATIONS

## THIRD-PARTY PROPOSITION PLAYER SERVICES AND GAMBLING BUSINESS LICENSE RENEWAL

CGCC-GCA-2009-07-R

## CHAPTER 2.1. THIRD-PARTY PROVIDERS OF PROPOSITION PLAYER SERVICES: REGISTRATION; LICENSING.

### ARTICLE 1. DEFINITIONS AND GENERAL PROVISIONS.

**§ 12200.9. Review and Approval of Proposition Player Contracts.**

(a)(1) Proposition player services shall not be provided except pursuant to a written proposition player contract approved in advance by the Bureau. Provision of proposition player services by any person subject to registration or licensing under this chapter, or engagement of proposition player services by the holder of a state gambling license, without a contract as required by this section is a violation of this section. The Bureau shall approve a proposition player contract only if all the following requirements have been satisfied:

(A) The contract is consistent with this regulation and the Act.

(B) The contract does not provide for controlled gambling that will be conducted in a manner that is inimical to the public health, safety, or welfare.

(C) The contract will not create or enhance the dangers of unsuitable, unfair, or illegal practices, methods, or activities in the conduct of controlled gambling or in the carrying on of the business and related financial arrangements.

(D) The contract will not undermine public trust that the controlled gambling operations covered by the contract will be conducted honestly, by reason of the existence or perception of any collusive arrangement between any party to the contract and the holder of a state gambling license, or otherwise.

(2) Prior to December 7, 2003, each primary owner providing proposition player services at a gambling establishment on the date that these regulations originally became effective (November 6, 2003) shall submit an Application for Contract Approval Provider of Proposition Player Services (BGC-APP-030 (Rev. ~~11/07~~ 05/09)), which is hereby incorporated by reference.

(3) A complete application for contract approval shall include all of the following:

(A) A completed Application for Contract Approval to Provide Proposition Player Services

(BGC-APP-030 (Rev. ~~11/07~~ 05/09)~~, which is hereby incorporated by reference~~.

(B) A completed Appointment of Designated Agent for Owners and Proposition Players (BGC-APP-031 (Rev. 11/07)), which is hereby incorporated by reference.

(C) An executed copy of the contract that specifically addresses all of the requirements of Section 12200.7.

(D) A playing book form that specifically addresses all of the requirements of Section 12200.13.

(E) A ~~five hundred dollar ($500)~~ $1000 nonrefundable application fee.

(F) The deposit as required by Title 11, California Code of Regulations, Section 2037(a)(2)(A). The Bureau may require an additional sum to be deposited to pay the final costs of the review and approval or disapproval of the contract. Any money received as a deposit in excess of the costs incurred in the review and approval or disapproval of the contract will be refunded and an itemized accounting will be provided to the primary owner, or primary owner's designee.

(4) The Bureau shall notify the applicant, in writing, within ten working days of receiving the application that the application or resubmitted application is complete or incomplete. If an application is incomplete, the Bureau shall request, in writing, any information, fees, or documentation needed to complete the application. Unless extended by the Bureau for further investigation up to 90 days or with the consent of the applicant, review and approval or disapproval of a proposition player contract shall be completed within 90 days of receiving a completed application and notice thereof shall be sent via United States mail to the applicant or the applicant's designee within ten ~~(10)~~ days of the Bureau's decision. Notice of disapproval of the contract or amendments shall specify the cause.

(b) An executed copy of the currently effective contract, and all amendment(s) thereto, and a copy of all Bureau notices that approved the contract and any amendment shall be maintained at the gambling establishment and shall be provided for review or copying upon request by any representative of the Commission or Bureau.

(c) The term of any proposition player contract shall not exceed ~~one~~ two years and shall not be extended or renewed without the prior approval of the Bureau. No amendment changing any of the contract terms referred to in Section 12200.7, other than paragraphs (3), (4), and (6) of subsection (b) thereof, may become effective during the term of a proposition player contract

without the prior written approval of the Bureau. If any amendment is made to a proposition player contract term specified in paragraphs (3), (4), or (6) of subsection (b) of Section 12200.7, both parties to the contract shall notify the Commission and Bureau in writing of the amendment within ~~10~~ ten days of the execution thereof by the parties to the contract.

Note: Authority cited: Sections 19840, 19841, and 19984, Business and Professions Code. Reference: Sections 19951 and 19984, Business and Professions Code.

**§ 12200.10A. Expedited Review and Approval of Proposition Player Contracts.**

(a) In lieu of the procedure specified in Section 12200.9, the Bureau shall provide an expedited review process of an application for contract approval if all of the following conditions exist:

(1) Proposition player services were provided in the gambling establishment at any time during the 60 days preceding the application pursuant to a contract that was previously approved by the Bureau and that has been terminated in whole or in part.

(2) The proposed contract is between the house and a different primary owner than the previous contract under which proposition player services were provided in the gambling establishment.

(3) The terms of the proposed contract are substantially identical to the contract previously approved by the Bureau under which proposition player services were provided in the gambling establishment at any time during the 60 days preceding the application.

(b) If an application for contract approval is submitted as an expedited contract request and the Bureau determines that it does not meet the criteria, the primary owner or designee and the house shall be notified within three ~~(3)~~ business days of the Bureau's decision. Any contract that is not processed through the expedited review and approval process shall be treated as a new contract request and reviewed and approved or disapproved as otherwise provided by subsection (a) of Section 12200.9~~(a)~~.

(c) The Bureau shall complete the expedited review and approval of a contract within five ~~(5)~~ business days of receiving all of the following:

(1) A completed Application for Contract Approval to Provide Proposition Player Services (BGC-APP-030 (Rev. ~~11/07~~ 05/09)), referenced in Section 12200.9.

(2) A completed Appointment of Designated Agent for Owners and Proposition Players (BGC-APP-031 (Rev. 11/07)), referenced in Section 12200.9.

(3) An executed copy of the contract that specifically addresses all the requirements of Section 12200.7.

(4) A playing book form that specifically addresses all the requirements of Section 12200.13.

(5) A ~~five hundred dollar ($500)~~ $1000 nonrefundable application fee.

(6) An expedited processing fee of ~~one hundred and fifty dollars ($150)~~ $150 and a sum of money that, in the judgment of the Chief of the Bureau, will be adequate to pay the anticipated processing costs in accordance with Business and Professions Code section 19867.

Note: Authority cited: Sections 19840, 19841, and 19984, Business and Professions Code. Reference: Sections 19951 and 19984, Business and Professions Code.

**§ 12200.11. Extension of Proposition Player Contracts.**

(a) An application for approval of a contract to continue proposition player services shall include all of the following:

(1) A completed Application for Contract Approval to Provide Proposition Player Services (BGC-APP-030 (Rev. ~~11/07~~ 05/09)), referenced in ~~subsection (c) of~~ Section 12200.9.

(2) A ~~five hundred dollar ($500)~~ $1000 nonrefundable application fee.

(3) An executed copy of the contract.

(4) A completed playing book form for three non-consecutive sessions of play that occurred during the ten ~~(10)~~ days preceding the submission of the application for contract extension.

(5) A deposit in such amount as, in the judgment of the Chief of the Bureau, will be sufficient to pay the anticipated processing costs. The Bureau may require an additional sum to be deposited to pay the final costs of the review and approval or disapproval of the contract. Any money received as a deposit in excess of the costs incurred in the review and approval or disapproval of the contract will be refunded and an itemized accounting will be provided to the primary owner, or primary owner's designee.

(b) The application shall be submitted to the Bureau no later than 90 days prior to the date that the current contract is scheduled to expire.

(c) As soon as is practicable after determining that any application for approval of a proposition player contract extension is complete and that the contract extension appears to qualify for approval, but in no event more than 75 days from receipt of the application, the Bureau shall submit the contract extension to the Commission for review and comment. The Commission shall provide the Bureau with comments, if any, within 15 days of receipt of the

contract extension.

Note: Authority cited: Sections 19840, 19841, and 19984, Business and Professions Code. Reference: Sections 19951 and 19984, Business and Professions Code.

**§ 12200.13. Playing Book.**

(a) The primary owner shall be responsible for assuring that its players maintain accurate, complete, and up-to-date playing books for all sessions of play worked in conformity with regulations of the Commission. The information in the playing-book record shall be transferred to the primary owner, or a supervisor designated by the primary owner at the end of each session of play. The primary owner shall maintain this information in English at a single location in the State of California, and shall maintain the original playing book records in the State of California, for at least five ~~(5)~~ years. The location or locations where the records of this information and the original playing book records are maintained, and any change therein, shall be disclosed to the Commission and Bureau by written notice, mailed or delivered within five ~~(5)~~ business days after establishing or changing such a location.

(b) The playing book shall be prepared and maintained as follows:

(1) The playing book form shall be reviewed and approved or disapproved during the review of the contract by the Bureau.

(2) Each form in the playing book shall be recorded in ink and include, but not be limited to, the following information:

(A) Sequential numbers. Any unused form shall be voided and maintained in the playing book.

(B) The name of the gambling establishment where play occurred.

(C) The date and approximate time when play occurred.

(D) Beginning and ending balances.

(E) Individual identification of all fills and credits affecting the balance.

(F) The printed full name and badge number of the proposition player, which includes owners, supervisors, and/or players.

(G) The table number assigned by the gambling establishment.

(H) The specific name of the Bureau-approved gaming activity.

(I) The name of the primary owner.

(3) The form for each session of play shall be time-stamped, dated, and signed under penalty

of perjury by the person who prepared it and shall include a declaration in the following form: "I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct."

(c)(1) To amend a playing book form during a contract period, a Request for Approval of Playing Book form (BGC-App 036 (New 05/09)), which is hereby incorporated by reference, must be completed and submitted to the Bureau for prior approval along with the following to constitute a complete request:

(A) Processing fee of $75.

(B) Sample playing book form that complies with this section.

(2) Review and approval or disapproval of an amended playing book form shall be completed within 30 days of receiving a completed request. Written notices shall be sent to the applicant or the applicant's designee.

Note: Authority cited: Sections 19840, 19841, and 19984, Business and Professions Code. Reference: Section 19984, Business and Professions Code.

## ARTICLE 2. REGISTRATION.

### § 12203.2. Temporary Player Registration: Application; Criteria.

The Executive Director shall, within 15 days of receiving a complete application, issue a temporary player registration valid for 60 days (or 150 days if Family Code section 17520 applies) if all of the following requirements are met:

(a) The applicant has applied for a temporary player registration by completing the Commission's regular registration application form, requesting issuance of a temporary registration by checking the appropriate box on the application form, and submitting with the application a nonrefundable temporary registration fee specified in paragraph (2) of subsection (d) of Section 12008, in addition to the regular registration fee specified in paragraph (1) of subsection (d) of Section 12008.

(b) The applicant has supplied to the Commission all the documentation and fees required for a regular registration.

(c) Neither the application in its entirety, nor the results of the review of the applicant's criminal history up until the date of issuance of the temporary registration, discloses any of the following:

(1) The applicant has been convicted of any felony.

(2) The applicant has, within the ten ~~(10)~~ year period immediately preceding the submission of the application, been convicted of any of the following offenses, not including convictions which have been expunged or dismissed as provided by law:

(A) A misdemeanor involving a firearm or other deadly weapon.

(B) A misdemeanor involving gaming or gaming-related activities prohibited by Chapter 9 (commencing with section 319) and Chapter 10 (commencing with section 330) of Title 9 of Part 1 of the Penal Code.

(C) A misdemeanor involving a violation of an ordinance of any city, county, or city and county, which pertains to gambling or gambling-related activities.

(D) A misdemeanor involving violations of the Act.

(E) A misdemeanor involving dishonesty or moral turpitude.

(3) The applicant has had an application for a gambling license, work permit, proposition player registration, proposition player license, gambling business registration, or gambling business license denied.

(4) The applicant has had a gambling license, work permit, proposition player registration, proposition player license, gambling business registration, or gambling business license revoked.

(5) The applicant is disqualified under the Act or other provisions of law from holding a temporary registration.

(d) The review of the applicant's criminal history has resulted in one of the following:

(1) A response has been received from the BCII or Federal authorities that is consistent with a finding that the applicant has not sustained any disqualifying criminal convictions, or,

(2) No response from the BCII or Federal authorities has been received within the time period set forth in subsection ~~(a)(2)~~ (b) of Section 12203.3.

(e) The application and other information obtained during the review does not disclose any factor indicating that approval of the temporary registration may, in the judgment of the Executive Director, present a danger to the public or to the reputation of controlled gambling or proposition playing in this state.

(f) The applicant is not ineligible under Business and Professions Code section 19859, subdivisions (b), (e), (f), or (g), the terms of which are incorporated by reference and hereby expressly made applicable to applications for temporary player registrations.

Note: Authority cited: Sections 19840, 19841, 19951(a) and 19984, Business and Professions Code. Reference: Sections 19951 and 19984, Business and Professions Code.

**§ 12205.1. Transition to Licensing.**

(a) As expeditiously as possible in light of available program resources, the Bureau shall summon persons registered as primary owners, owners, supervisors, players, and other employees for the purpose of applying for licenses under this chapter. The registration of any registrant that fails or refuses to submit ~~a Request for Conversion of a Third Party Proposition Player Services Registration to a License (CGCC-437 (Rev. 04/08))~~ the applicable Application for Third Party Proposition Player Services License for Business Entities and Owners (CGCC-433, (New 05/09)) or Application for Third-Party Proposition Player Services License for Supervisors, Players or Other Employees (CGCC-434, (New 05/09)), which ~~is~~ are hereby incorporated by reference, including any fees to the Commission within 30 days of receiving a summons from the Bureau shall expire by operation of law on the following day. Prior to and during review of a request to convert a registration to a license, a registration shall remain valid and may be renewed by the registrant as necessary, upon application and approval of renewal of registration as provided in Section 12203A.

(b) Any person who became affiliated with a primary owner following receipt of a summons from the Bureau shall apply for registration pursuant to this chapter and shall be called forward by the Bureau expeditiously.

(c) If the registration expires by operation of law, the former registrant shall submit ~~a~~ the applicable new ~~Request for Conversion of a Third Party Proposition Player Services Registration to a License (CGCC-437 (Rev. 04/08))~~ Application for Third Party Proposition Player Services License for Business Entities and Owners (CGCC-433, (New 05/09)) or Application for Third-Party Proposition Player Services License for Supervisors, Players or Other Employees (CGCC-434, (New 05/09)) and a new nonrefundable application fee as specified in paragraph (1), and the applicable additional fee specified in paragraph (3), (4), or (5) of subsection (d) of Section 12008.

~~(d) The transition to licensing for registrations approved prior to April 30, 2004, shall be completed no later than July 1, 2008.~~

~~(e) Except as provided in subsection (c), a request to convert a registration to a license shall require only payment of a sum of money that, in the judgment of the Chief of the Bureau, will be adequate to pay the anticipated investigation and processing costs, in accordance with Business and Professions Code sections 19867 and 19984(c).~~

~~(f) If a license is issued, it will expire as provided in Section 12218.13 (Term of License).~~

Note: Authority cited: Sections 19840, 19841, and 19984, Business and Professions Code. Reference: Section 19984, Business and Professions Code.

## ARTICLE 3. LICENSING.

### § 12218. Request to Convert Registration to License.

(a) A request to convert a registration to a license shall be submitted to the Commission only in response to a written summons from the Bureau to a primary owner pursuant to Section 12205.1. Each primary owner's request shall be accompanied by the requests of all affiliated owners, supervisors, players, and other employees.

(b) The request to convert a registration to a license shall designate whether the license is requested as a primary owner, owner, supervisor, player, or other employee. The request shall be signed by the individual requester or, if the requester is a business entity, by the chief executive officer or other designated officer of the business entity.

(c) The request to convert a registration to a license shall include all of the following:

(1) ~~A completed Request for Conversion of a Third Party Proposition Player Services Registration to a License (CGCC-437 (Rev. 04/08))~~ A completed Application for Third Party Proposition Player Services License for Business Entities and Owners (CGCC-433, (New 05/09)) or Application for Third-Party Proposition Player Services License for Supervisors, Players or Other Employees (CGCC-434, (New 05/09)), referenced in Section 12205.1.

(2) If applicable, the Trust Supplemental Background Investigation Information, BGC-APP-143 (Rev. 05/08), referenced in Section 12342 of this division.

(3) The applicable nonrefundable application fee in the amount specified in subsection (d) of Section 12008.

~~(2)~~(4) Two 2x2 inch color passport-style photographs of a requester that is an individual taken no more than one year before submission of the request to the Commission.

~~(3)~~(5) The supplemental information package as defined in subsection (b) of Section 12200~~(b)~~.

~~(4)~~(6) A sum of money that, in the judgment of the Chief of the Bureau, will be adequate to pay the anticipated investigation and processing costs, in accordance with Business and Professions Code sections 19867 and 19984, subdivision (c).

~~(5)~~(7) A copy of the summons issued by the Bureau.

(d) Nothing in this chapter shall require the Commission or Bureau to divulge to the requester any confidential information received from any law enforcement agency or any information received from any person with assurances that the information would be maintained as confidential. Nothing in this chapter shall require the Commission or Bureau to divulge any information that might reveal the identity of any source of information or jeopardize the safety of any person.

Note: Authority cited: Sections 19840, 19841 and 19984, Business and Professions Code. Reference: Section 19984, Business and Professions Code.

**§ 12218.7. Processing Times – Request to Convert Registration to License.**

A request to convert a registration to license submitted pursuant to this chapter shall be processed within the following timeframes:

(a) The maximum time within which the Commission shall notify the applicant in writing that a request or a resubmitted request is complete and accepted for initial processing by the Commission, or that a request or a resubmitted request is deficient and identifying what specific additional information is required, is 20 days after receipt of the request. For the purposes of this section, "request" means the ~~Request for Conversion of a Third Party Proposition Player Services Registration to a License (CGCC-437 (Rev. 04/08))~~ Application for Third Party Proposition Player Services License for Business Entities and Owners (CGCC-433, (New 05/09)) or Application for Third-Party Proposition Player Services License for Supervisors, Players or Other Employees (CGCC-434, (New 05/09)), referenced in Section 12205.1. A request is not complete unless accompanied by *both* a copy of the summons from the Bureau setting a deadline for filing the request with the Commission and the supplemental information package required by paragraph (5) of subsection (c) of Section 12218~~(c)(3)~~ for review by the Bureau pursuant to subsection (c) for persons affiliated with the primary owner to whom the summons was addressed. The Commission shall not review the supplemental information for completeness.

(b) A request and the supplemental information package shall be forwarded by the Commission to the Bureau for processing within ten ~~(10)~~ days of the date that the Commission determines that the request is complete.

(c) The Bureau shall review the supplemental information package submitted for completeness and notify the applicant of any deficiencies in the supplemental information

package, or that the supplemental information package is complete, within 45 days of the date that the request and supplemental information package are received by the Bureau from the Commission. Notwithstanding this subsection, subsequent to acceptance of the supplemental information package as complete, the Bureau may, pursuant to Business and Professions Code section 19866, require the requester to submit additional information.

(d) Pursuant to Business and Professions Code section 19868, the Bureau shall, to the extent practicable, submit its recommendation to the Commission within 180 days after the date the Bureau is in receipt of both the completed request pursuant to subsection (b) and the completed supplemental information package pursuant to subsection (c). If the Bureau has not concluded its investigation within 180 days, then it shall inform the applicant and the Commission in writing of the status of the investigation and shall also provide the applicant and the Commission with an estimated date on which the investigation may reasonably be expected to be concluded.

(e) The Commission shall grant or deny the request within 120 days after receipt of the final written recommendation of the Bureau concerning the request, except that the Commission may notify the applicant in writing that additional time, not to exceed 30 days, is needed.

Note: Authority cited: Sections 19840, 19841, and 19984, Business and Professions Code. Reference: Section 19984, Business and Professions Code.

**§ 12218.8. License Renewals.**

(a) Each application for the renewal of a license shall be accompanied by all of the following:

(1) A completed Application for Third Party Proposition Player Services License for Business Entities and Owners (CGCC-433, (New 05/09)) or Application for Third-Party Proposition Player Services License for Supervisors, Players or Other Employees (CGCC-434, (New 05/09)), referenced in Section 12205.1.

(2) If applicable, the Trust Supplemental Background Investigation Information, BGC-APP-143 (Rev. 05/08), referenced in Section 12342 of this division.

(3) The applicable nonrefundable application fee in the amount specified in subsection (d) of Section 12008.

(b) Each owner whose name is required to be endorsed upon the license of the primary owner shall submit a separate application for renewal of that individual's or entity's license, together with the application fee specified in subsection (a).

(c) The Bureau may conduct an investigation of a primary owner and each owner whose

name is required to be endorsed upon the license of the primary owner; and any licensed supervisor, player, or other employee identified in the notice issued by the Bureau.

(1) Within 15 days of receipt of a notice issued by the Bureau, those identified in the notice must submit a supplemental package pursuant to paragraph (27) of subsection (b) of Section 12200 and a sum of money that, in the judgment of the Chief of the Bureau, will be adequate to pay the anticipated investigation and processing costs, in accordance with Business and Professions Code sections 19867 and 19984.

Note: Authority cited: Sections 19823, 19824, 19826, 19840, 19841, 19851, 19867, 19951(a) and 19984, Business and Professions Code. Reference: Sections 19851, 19867, 19876, 19951(a) and 19984, Business and Professions Code.

**§ 12218.9. Processing of Applications for Renewal License.**

(a) Except as provided in subsection (b), renewal license applications submitted pursuant to Section 12218.8 shall be processed within the following timeframes:

(1) An application for renewal of a license shall be filed by the primary owner, owner, supervisor, player, and other employee with the Commission no later than 120 days prior to the expiration of the current license.

(2) The maximum time within which the Commission shall notify the applicant in writing that an application or a resubmitted application is complete and accepted for initial processing by the Commission, or that an application or a resubmitted application is deficient and identifying what specific additional information is required, is ten working days after receipt of the application. For the purposes of this section, "application" means the Application for Third Party Proposition Player Services License as specified in paragraph (1) of subsection (a) of Section 12218.8.

(3) An application for a license shall be forwarded by the Commission to the Bureau for processing within five working days of the date that the Commission deems the application is complete.

(4) If the Bureau conducts an investigation, it shall submit a written report concerning the renewal application to the Commission no later than 45 days prior to the expiration of the current license, unless that application is filed with the Commission less than the 120 days prior to the expiration of the current license.

(b) The processing times specified in paragraphs (2) through (4) of subsection (a) may be

exceeded in any of the following instances:

(1) The applicant has agreed to an extension of the time.

(2) The number of licenses to be processed exceeds by 15 percent the number processed in the same calendar quarter in the preceding year.

(3) The Commission or Bureau must rely on another public or private entity for all or part of the processing, and the delay is caused by that other entity.

Note: Authority cited: Sections 19824, 19826, 19840, 19841, 19868, 19870, 19876 and 19984, Business and Professions Code. Reference: Sections 19868, 19876 and 19984, Business and Professions Code.

## CHAPTER 2.2. GAMBLING BUSINESSES: REGISTRATION; LICENSING.

### ARTICLE 1. DEFINITIONS AND GENERAL PROVISIONS.

**§ 12220.13. Playing Book.**

(a) The primary owner shall be responsible for assuring that its players maintain accurate, complete, and up-to-date playing books for all sessions of play worked in conformity with regulations of the Commission. The information in the playing-book record shall be transferred to the primary owner, or a supervisor designated by the primary owner at the end of each session of play. The primary owner shall maintain this information in English at a single location in the State of California, and shall maintain the original playing book records in the State of California for at least five ~~(5)~~ years. The location or locations where the records of this information and the original playing book records are maintained, and any change therein, shall be disclosed to the Commission and Bureau by written notice, mailed or delivered within five ~~(5)~~ business days after establishing or changing such a location.

(b) The playing book shall be prepared and maintained as follows:

(1) The playing book form shall be reviewed and approved or disapproved by the Bureau during the review of the primary owner's registration or license application.

(2) Each form in the playing book shall be recorded in ink and include, but not be limited to, the following information:

(A) Sequential numbers. Any unused form shall be voided and maintained in the playing book.

(B) The name of the gambling establishment where play occurred.

(C) The date and approximate time when play occurred.

(D) Beginning and ending balances.

(E) Individual identification of all fills and credits affecting the balance.

(F) The printed full name and badge number of the player, which includes owners, supervisors, and/or players.

(G) The table number assigned by the gambling establishment.

(H) The specific name of the Bureau-approved gaming activity.

(I) The name of the primary owner.

(3) The form for each session of play shall be time-stamped, dated, and signed under penalty of perjury by the person who prepared it and shall include a declaration in the following form: "I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct."

(c)(1) A Request for Approval of Playing Book form (BGC-App 036 (New 03/09)), referenced in Section 12200.13, must be completed and submitted to the Bureau for prior approval along with the following to constitute a complete request for initial approval or to amend the playing book form:

(A) Processing fee of $75.

(B) Sample playing book form that complies with this section.

(2) Review and approval or disapproval of an amended playing book form shall be completed within 30 days of receiving a completed request. Written notices shall be sent to the applicant or the applicant's designee.

Note: Authority cited: Sections 19840, 19841 and 19853(a)(3), Business and Professions Code. Reference: Sections 19805 and 19853(a)(3), Business and Professions Code.

**§ 12220.18. Revocation.**

The Commission may revoke a registration or license, upon any of the following grounds, after a hearing conducted pursuant to the same procedures applicable to the revocation of a gambling establishment license:

(a) The registrant or licensee committed, attempted to commit, or conspired to commit any acts prohibited by the Act or this chapter.

(b) Any act or omission by the registrant that would disqualify the registrant from obtaining registration under this chapter. Any act or omission by the licensee that would disqualify the licensee from obtaining licensing under this chapter.

(c) The registrant or licensee engaged in any dishonest, fraudulent, or unfairly deceptive

activities in connection with controlled gambling, including any violation of laws related to cheating.

(d) The registrant or licensee failed or refused to comply with the requirements of Section ~~12200.16~~ 12220.16 (Inspections and Investigations).

(e) The registrant or licensee failed or refused to comply with the requirements of Section ~~12200.14~~ 12220.14 (Organization Chart and Employee Report).

(f) The registrant or licensee concealed or refused to disclose any material fact in any inquiry by the Bureau or the Commission.

(g) The registrant or licensee committed, attempted, or conspired to commit any embezzlement or larceny against a gambling business registrant or licensee or proposition player registrant or licensee or against a holder of a state gambling license, or on the premises of a gambling establishment.

(h) The registrant or licensee has been lawfully excluded from being present upon the premises of any licensed gambling establishment for any reason relating to cheating or any violation of the Act by the registrant or licensee.

(i) The registrant or licensee buys or sells chips other than to or from the house, except for exchanging with a patron chips of one denomination for chips of another denomination.

(j) The registrant or licensee lends money or chips to gambling establishment patrons or proposition players, except for exchanging with a patron chips of one denomination for chips of another denomination.

(k) The registrant or licensee made wagers that were not specifically authorized by the game rules approved by the Bureau.

(l) Any owner knowingly permitted one or more of the owner's supervisors or players to commit any act described in subsections (a) through (k), inclusive.

(m) Any owner knew, or failed to implement reasonable oversight procedures that would have apprised the owner, that one or more of the registrants or licensees was in violation of one or more provisions of this chapter or of the Act and failed or refused to take action to prevent the recurrence of the violation or violations.

Note: Authority cited: Sections 19840, 19841 and 19853(a)(3), Business and Professions Code. Reference: Section 19853(a)(3), Business and Professions Code.

**§ 12220.23. Exclusion.**

(a) In order to promote the purposes of the Act to provide for effective regulation of gambling enterprises, owner-licensees of gambling establishments shall notify the Commission and Bureau of, and may exclude from the gambling establishment, any person that the owner-licensee reasonably believes is conducting a gambling business within the gambling establishment without having been registered or licensed under this chapter. An owner-licensee acting under this section shall notify the Commission and Bureau in writing of any such unregistered or unlicensed person and of any such exclusion, including the identity of the excluded individuals and entity if known, within ten ~~(10)~~ business days following the exclusion. Upon receiving such notice of an unregistered or unlicensed person, the Commission shall notify the person in writing of the registration and license requirement of this chapter and shall notify all owner-licensees of the name of the unregistered or unlicensed person, if known and may condition any subsequent registration or license of the person under this chapter or Chapter 2.1 of this division upon a 60 to 90 day suspension of registration or license or payment of a civil penalty under Business and Professions Code section 19930, subdivision (c), or both.

(b) An owner-licensee of a gambling establishment may exclude any registered or licensed gambling business and shall notify the Commission and Bureau in writing within five ~~(5)~~ days following the exclusion.

Note: Authority cited: Sections 19840, 19841 and 19853(a)(3), Business and Professions Code. Reference: Sections 19853(a)(3) and 19930, Business and Professions Code.

## ARTICLE 2. REGISTRATION.

**§ 12225.1. Transition to Licensing.**

(a) The Bureau shall summon persons registered as primary owners, owners, supervisors, players, and other employees for the purpose of applying for licenses under this chapter. The Bureau shall summon primary owners, owners, supervisors, players, and other employees as expeditiously as possible in light of available program resources. The registration of any registrant that fails or refuses to submit ~~a Request for Conversion of a Gambling Business Registration to a License (CGCC-537 (Rev. 04/08))~~ the applicable Application for Gambling Business License for Business Entities and Owners (CGCC-533, (New 05/09)) or Application for Gambling Business License for Supervisor, Player or Other Employee (CGCC-534, (New 05/09)), which ~~is~~ are hereby incorporated by reference, including any fees to the Commission

within 30 days of receiving a summons from the Bureau shall expire by operation of law on the following day. Prior to and during review of a request to convert a registration to a license, a registration shall remain valid and may be renewed by the registrant as necessary, upon application and approval of renewal of registration.

(b) If the registration expires by operation of law, the former registrant shall submit a new ~~request to convert a registration to a license~~ Application for Gambling Business License for Business Entities and Owners (CGCC-533, (New 05/09)) or Application for Gambling Business License for Supervisor, Player or Other Employee (CGCC-534, (New 05/09)) and a new nonrefundable application fee as specified in paragraph (1), and the applicable additional fee specified in paragraph (3), (4), or (5), of subsection (e) of Section 12008.

~~(c) The transition from registration to licensing for applications approved prior to April 30, 2004, shall be completed no later than July 1, 2008.~~

~~(d) Except as provided for in subsection (b), a request to convert a registration to a license shall require only payment of a sum of money that in the judgment of the Chief of the Bureau, will be adequate to pay the anticipated investigation and processing costs, in accordance with Business and Professions Code section 19867.~~

~~(e) If a license is issued, it will expire as provided in Section 12237 (Term of License).~~

Note: Authority cited: Sections 19840, 19841 and 19853(a)(3), Business and Professions Code. Reference: Sections 19853(a)(3) and 19867, Business and Professions Code.

## ARTICLE 3. LICENSING.

### § 12233. Request to Convert Registration to License.

(a) A request to convert a registration to a license shall be submitted to the Commission only in response to a written summons from the Bureau to a primary owner pursuant to Section 12225.1. Each primary owner's request shall be accompanied by the requests of all affiliated owners, supervisors, players, and other employees.

(b) The request to convert a registration to a license shall designate whether the license is requested as a primary owner, owner, supervisor, player, or other employee. The request shall be signed by the individual requester or, if the requester is a business entity, by the chief executive officer or other designated officer of the business entity.

(c) The request to convert a registration to a license shall include all of the following:

(1) A completed ~~Request for Conversion of a Gambling Business Registration to a License~~

~~(CGCC-537 (Rev. 04/08))~~ Application for Gambling Business License for Business Entities and Owners (CGCC-533, (New 05/09)) or Application for Gambling Business License for Supervisor, Player or Other Employee (CGCC-534, (New 05/09)), referenced in Section 12225.1.

(2) If applicable, the Trust Supplemental Background Investigation Information, BGC-APP-143 (Rev. 05/08), referenced in Section 12342 of this division.

(3) The applicable nonrefundable application fee in the amount specified in subsection (e) of Section 12008.

~~(2)~~(4) Two 2x2 inch color passport-style photographs of a requester that is an individual taken no more than one year before submission of the request to the Commission.

~~(3)~~(5) The supplemental information package as defined in Section 12220.

~~(4)~~(6) A sum of money that, in the judgment of the Chief of the Bureau, will be adequate to pay the anticipated investigation and processing costs, in accordance with Business and Professions Code section 19867.

~~(5)~~(7) A copy of the summons issued by the Bureau.

(d) Nothing in this chapter shall require the Commission or Bureau to divulge to the requester any confidential information received from any law enforcement agency or any information received from any person with assurances that the information would be maintained as confidential. Nothing in this chapter shall require the Commission or Bureau to divulge any information that might reveal the identity of any source of information or jeopardize the safety of any person.

Note: Authority cited: Sections 19840, 19841 and 19853(a)(3), Business and Professions Code. Reference: Sections 19853(a)(3) and 19867, Business and Professions Code.

**§ 12235. Processing Times - Request to Convert Registration to License.**

A request to convert a registration to license submitted pursuant to this chapter shall be processed within the following timeframes:

(a) The maximum time within which the Commission shall notify the applicant in writing that a request or a resubmitted request is complete and accepted for initial processing by the Commission, or that a request or a resubmitted requested is deficient and identifying what specific additional information is required, is 20 days after receipt of the request. For the purposes of this section, "request" means the form ~~Request for Conversion of a Gambling~~

~~Business Registration to a License (CGCC-537 (Rev. 04/08))~~ Application for Gambling Business License for Business Entities and Owners (CGCC-533, (New 05/09)) or Application for Gambling Business License for Supervisor, Player or Other Employee (CGCC-534, (New 05/09)), referenced in Section 12225.1. A request is not complete unless accompanied by both a copy of the summons from the Bureau setting a deadline for filing the request with the Commission and the supplemental information package required by paragraph (3) of subsection (c) of Section 12233~~(c)(3)~~ for review by the Bureau pursuant to subsection (c) for persons affiliated with the primary owner to whom the summons was addressed. The Commission shall not review the supplemental information for completeness.

(b) A request and the supplemental information package shall be forwarded by the Commission to the Bureau for processing within ten ~~(10)~~ days of the date that the Commission determines that the request is complete.

(c) The Bureau shall review the supplemental information package submitted for completeness and notify the applicant of any deficiencies in the supplemental information package, or that the supplemental information package is complete, within 45 days of the date that the request and supplemental information package are received by the Bureau from the Commission. Notwithstanding this subsection, subsequent to acceptance of the supplemental information package as complete, the Bureau may, pursuant to Business and Professions Code section 19866, require the requester to submit additional information.

(d) Pursuant to Business and Professions Code section 19868, the Bureau shall, to the extent practicable, submit its recommendation to the Commission within 180 days after the date the Bureau is in receipt of both the completed request pursuant to subsection (b) and the completed supplemental information package pursuant to subsection (c). If the Bureau has not concluded its investigation within 180 days, then it shall inform the applicant and the Commission in writing of the status of the investigation and shall also provide the applicant and the Commission with an estimated date on which the investigation may reasonably be expected to be concluded.

(e) The Commission shall grant or deny the request within 120 days after receipt of the final written recommendation of the Bureau concerning the request, except that the Commission may notify the applicant in writing that additional time, not to exceed 30 days, is needed.

Note: Authority cited: Sections 19840, 19841 and 19853(a)(3), Business and Professions Code. Reference: Sections 19853(a)(3) and 19868, Business and Professions Code.

**§ 12238. License Renewals.**

(a) Each application for the renewal of a license shall be accompanied by all of the following:

(1) A completed Application for Gambling Business License for Business Entities and Owners (CGCC-533, (New 05/09)) or Application for Gambling Business License for Supervisor, Player or Other Employee (CGCC-534, (New 05/09)), referenced in Section 12225.1.

(2) If applicable, the Trust Supplemental Background Investigation Information, BGC-APP-143 (Rev. 05/08), referenced in Section 12342 of this division.

(3) As applicable, the nonrefundable application fee in the amount specified in subsection (e) of Section 12008.

(b) Each owner whose name is required to be endorsed upon the license of the primary owner shall submit a separate application for renewal of that individual's or entity's license, together with the application fee specified in subsection (a).

(c) The Bureau may conduct an investigation of a primary owner and each owner whose name is required to be endorsed upon the license of the primary owner; and any licensed supervisor, player, or other employee identified in the notice issued by the Bureau.

(1) Within 15 days of receipt of a notice issued by the Bureau, those identified in the notice must submit a supplemental package pursuant to paragraph (27) of subsection (b) of Section 12220 and a sum of money that, in the judgment of the Chief of the Bureau, will be adequate to pay the anticipated investigation and processing costs, in accordance with Business and Professions Code section 19867.

Note: Authority cited: Sections 19823, 19824, 19826, 19840, 19841, 19851, 19853, 19867 and 19951(a), Business and Professions Code. Reference: Sections 19851, 19853, 19867, 19876 and 19951(a), Business and Professions Code.

**§ 12239. Processing of Applications for Renewal License.**

(a) Except as provided in subsection (b), renewal license applications submitted pursuant to Section 12237 shall be processed within the following timeframes:

(1) An application for renewal of a license shall be filed by the primary owner, owner, supervisor, player, and other employee with the Commission no later than 120 days prior to the expiration of the current license.

(2) The maximum time within which the Commission shall notify the applicant in writing

that an application or a resubmitted application is complete and accepted for initial processing by the Commission, or that an application or a resubmitted application is deficient and identifying what specific additional information is required, is ten working days after receipt of the application. For the purposes of this section, "application" means the Application for Gambling Business License as specified in paragraph (1) of subsection (a) of Section 12238.

(3) An application for a license shall be forwarded by the Commission to the Bureau for processing within five working days of the date that the Commission determines that the application is complete.

(4) If the Bureau conducts an investigation, it shall submit a written report concerning the renewal application to the Commission no later than 45 days prior to the expiration of the current license, unless that application is filed with the Commission less than 120 days prior to the expiration of the current license.

(b) The processing times specified in paragraphs (2) through (4) of subsection (a) may be exceeded in any of the following instances:

(1) The applicant has agreed to an extension of the time.

(2) The number of licenses to be processed exceeds by 15 percent the number processed in the same calendar quarter in the preceding year.

(3) The Commission or Bureau must rely on another public or private entity for all or part of the processing, and the delay is caused by that other entity.

Note: Authority cited: Sections 19824, 19826, 19840, 19841, 19853, 19868, 19870 and 19876, Business and Professions Code. Reference: Sections 19853, 19868 and 19876, Business and Professions Code.

State of California
**California Gambling Control Commission**
**2399 Gateway Oaks Drive, Suite 220**
**Sacramento, CA 95833-4231**
**(916) 263-0700; Fax: (916) 263-0452**
www.cgcc.ca.gov

# APPLICATION FOR THIRD-PARTY PROPOSITION PLAYER SERVICES LICENSE FOR BUSINESS ENTITIES AND OWNERS
## CGCC-433 (New 05/09)

Pursuant to Business and Professions Code section 19984 and California Code of Regulations, Title 4, Section 12218(a), and except as provided in California Code of Regulations, Title 4, Section 12201, no person may perform in the capacity of a primary owner or owner in the provision of third-party proposition player services without a license issued by the California Gambling Control Commission (Commission). A license certificate will be issued after the application is approved by the Commission and will indicate the name of the "primary owner".

**Instructions:**
Type or print legibly, in ink, all information requested on this application. If a question does not apply, write "N/A" (Not Applicable). Incomplete applications will be returned. You must provide truthful information in all your responses. All answers to questions in this application and on all supplemental documentation will be subject to verification. Any misrepresentation or failure to disclose information may constitute sufficient cause for denial or revocation of your license. If additional space is needed, use a separate sheet of paper and precede each response with the applicable section and item.

Please submit the following with the application for the renewal of an individual:
- ☐ Two 2x2 inch, passport-style color photographs taken within the last year
- ☐ Photocopy of your current State Driver's License or State Identification Card

**Send the completed application package with required fee (listed below) to: California Gambling Control Commission, 2399 Gateway Oaks Drive, Suite 220, Sacramento, CA 95833-4231**. Please make all checks payable to the California Gambling Control Commission.

| Name of Provider of Third-Party Proposition Player Services (Business) | Name of Applicant (Individual or Entity) |
|---|---|
| | |

**Please check one box indicating whether you are applying for an *initial* or *renewal* license.**

☐ **INITIAL**

**Application Fee:** $1000 Non-refundable (Primary Owner, Business, Individual, and Trust)

**NOTE: The Bureau of Gambling Control (Bureau) will issue a directive to submit a supplemental information package to begin your background investigation. You will also be required to supply a deposit as identified in California Code of Regulations, Title 11, Section 2037, and additional documentation (bank statements, taxes, employment agreements, etc.)**

☐ **RENEWAL**

**Application Fee:** $1000 Non-refundable (Primary Owner, Business, Individual, and Trust)

**Background Deposit:** A sum of money that, in the judgment of the Chief of the Bureau, will be adequate to pay the anticipated investigation and processing costs, in accordance with Business and Professions Code sections 19867 and 19984. *Unused portion of background deposit will be refunded.*

## SECTION 1 – TYPE OF APPLICATION (check one box)

Submit the information listed below with the required fees/deposits with your initial or renewal application.

☐ **Primary Owner:** The primary owner is a sole proprietor, corporation, partnership, or other business entity that proposes to provide third-party proposition player services as an independent contractor in a gambling establishment (see California Code of Regulations, Title 4, Section 12200(b)(18)).

Sole Proprietors: Submit one application with all sections completed *except* 3a and 3b

All other Owner Types, including Trusts (As indicated in section 3a): Complete all sections *except* 4

☐ **Owner:** An owner is any other owner type not covered above, such as: an officer in a corporation, a limited partner in a partnership, any person who receives any percentage share of the revenues earned, or any funding source (see California Code of Regulations, Title 4, Section 12200(b)(16)).

Individual Applicants, including Trustors, Trustees, and Beneficiaries (As indicated in section 4): Complete sections 3, 5, 6, and 7

Entity Applicants, including Trusts (As indicated in section 3a): Complete sections 4, 5, 6, and 7.

## SECTION 2 – PRIMARY OWNER INFORMATION

Attach a current organization chart for this business that includes the primary owner and all other owners that will be endorsed upon the primary owner's license.

| Primary Owner Name | | |
|---|---|---|
| Street Address | | |
| Mailing Address (If different than above) | | |
| Telephone Number<br>(  ) | Fax Number<br>(  ) | Website Address (if any) |

## SECTION 3a – ENTITY STRUCTURE (check one box)

Attach a current organization chart for the entity indicating the names and titles of any officers, shareholders, partners, members, etc. that are associated with this entity.

| | | |
|---|---|---|
| ☐ General Partnership | ☐ Corporation: | ☐ Trust: |
| ☐ Limited Partnership | ☐ Publicly Traded | ☐ Revocable |
| ☐ Joint Venture | ☐ Private: | ☐ Irrevocable |
| ☐ Limited Liability Company | ☐ Sub-Chapter S | |
| ☐ Other: _____ | ☐ Sub-Chapter C | |

## SECTION 3b – ENTITY INFORMATION

Please provide the information below for the entity structure indicated in section 3a. Identify all individual officers (President, Secretary, Treasurer, and Chief Financial Officer), directors, shareholders, partners, members, etc. of the entity. For Trusts, identify the Trustor and any Trustees. For officers and directors of corporations with no ownership, enter 0% in the ownership column. If a section does not apply, write "N/A" not applicable. If additional space is needed, please use separate sheets of paper.

| Entity Name | |
|---|---|
| Street Address | |
| Telephone Number<br>(  ) | Fax Number<br>(  ) |

| Entity / Individual's Name | Title | Ownership / Membership Interest Percentage | Compensation Arrangement (salary, hourly wage, incentives, bonuses, etc.) |
|---|---|---|---|
| | | % | |
| | | % | |
| | | % | |

## SECTION 4 – INDIVIDUAL APPLICANT INFORMATION

**Indicate your association with the business. (Check all that apply)**

| | | | |
|---|---|---|---|
| ☐ Sole Proprietor | ☐ Officer | ☐ Financial Interest Holder | ☐ Trustor |
| ☐ General Partner | ☐ Director | ☐ Community Property Interest | ☐ Trustee |
| ☐ Limited Partner | ☐ Landlord | ☐ Other: _____ | ☐ Current Beneficiary |
| ☐ Shareholder | ☐ LLC Member | | |

| Last Name | First Name | Middle Initial |
|---|---|---|
| | | |

Other names you have used or been known by (aliases, maiden name, nicknames, other name changes, legal or otherwise)

| *Residence Address – Number/Street (See page 4 for note) | Apt. / Unit Number |
|---|---|
| | |

| City | County | State | Zip Code |
|---|---|---|---|
| | | | |

*Mailing Address, if different than above (See page 4 for note)

| Contact Numbers | | | E-mail Address (if any) |
|---|---|---|---|
| Home: ( ) | Work: ( ) | Cell: ( ) | |

| Birthdate (mm/dd/yyyy) | Gender ☐ Male ☐ Female | **Social Security Number (See page 4 for note) |
|---|---|---|
| | | |

## SECTION 5– RENEWAL INFORMATION

Complete this section only if you are **renewing** your license. If you answer "Yes" to any of the questions below, please provide an explanation on a separate sheet of paper and attach to the application.

| | |
|---|---|
| **A) Primary Owner:** | |
| 1. Has there been any changes affecting ownership or controlling interest in this business since last filing an application for a third-party proposition player services license? | ☐ Yes ☐ No |
| 2. Has there been any changes affecting the ownership or controlling interest in any entity that is endorsed upon the license of the primary provider? | ☐ Yes ☐ No |
| 3. Has there been any acquired or increased a financial interest in a business that conducts lawful gambling outside the state since last filing a third-party proposition player services license application? | ☐ Yes ☐ No |
| **B) Owner:** | |
| 1. Have you been a party to any civil litigation since last filing a third-party proposition player services license application? | ☐ Yes ☐ No |
| 2. Have you been named in any administrative action affecting any license certification since last filing a third-party proposition player services license application? | ☐ Yes ☐ No |
| 3. Have you been convicted of any crime (misdemeanor or felony) since last filing a third-party proposition player services license application? | ☐ Yes ☐ No |
| 4. Have you acquired or increased a financial interest in a business that conducts lawful gambling outside the state since last filing a third-party proposition player services license application? | ☐ Yes ☐ No |
| **Complete the following *only* if renewing as a Trust:** Have there been (a) any amendments to the trust document or (b) any changes to a beneficiary, trustee, or trust asset since last filing a third-party proposition player services license application? | ☐ Yes ☐ No |

| SECTION 6– AUTHORIZED REPRESENTATIVE / DESIGNATED AGENT INFORMATION | | |
|---|---|---|
| Last Name | First Name | Restrictions If any: |
| Relationship to Applicant: ☐ Owner ☐ Attorney ☐ Employee ☐ Other:_____ | | Business Name, if applicable |
| Mailing Address | | |
| Telephone Number ( ) | Fax Number ( ) | E-mail Address (if any) |

**SECTION 7 – DECLARATION / SIGNATURE**

An applicant applying as an individual must sign on his or her own behalf. If applying as a business entity or trust, the chief executive officer or designated agent must sign on behalf of the entity.

*I declare under penalty of perjury under the laws of the State of California that I have personally completed this form and know that the contents thereof, and the information contained herein, including all corrections, changes and other alterations, is true, accurate, and complete.*

| Name of Individual Completing this Application (*typed or printed*) | Title |
|---|---|
| Signature | Date |
| Signature of Designated Agent | Date |

* You must provide your residence address to the Commission. Unless a separate mailing address is provided, the Commission will mail all correspondence to your residence address. Your residence address will not be displayed on the Commission's website and will not be provided to the public as a result of a request pursuant to the Public Records Act (Government Code section 6250 et seq.) or Business and Professions Code section 19821(b).

**Disclosure of your U.S. social security number is mandatory. Business and Professions Code section 30 and Public Law 94-455 (42 USC section 405(c)(2)(C)) authorize collection of your social security number. Your social security number will be used exclusively for tax enforcement purposes, for purposes of compliance with any judgment or order for family support in accordance with Family Code section 17520 or for verification of licensure. If you fail to disclose your social security number, your application will not be processed and you will be reported to the Franchise Tax Board, which may assess a $100 penalty against you.

**Trust Applicants Only** Please disregard the instructions on the Trust Supplemental Background Investigation Information BGC-APP-143 which are generally directed at gambling establishment applicants. Follow the instructions below, which are directed at third-party provider applicants.

Any trust that is an owner of a third-party provider must be registered or licensed. Other trust-related persons must also be registered or licensed: the trustor of the trust, any trustee and any current beneficiary. "Trustor" means the same thing as "grantor," "donor," or "settlor": an individual who creates a trust.

A current beneficiary must be registered or licensed if either of the follows applies:

(1) The beneficiary receives a distribution from a trust that is an owner of a third-party provider.
(2) The beneficiary receives any percentage share of revenue from gambling activities. For example, under the terms of the Washington Family Trust, beneficiary William Washington is to receive 10% of the net gaming revenue from the Washington Third-Party Company every six months.

**Trusts:** Must submit a Trust Supplemental Background Investigation Information Form, BGC-APP-143 (Rev. 5/08), along with this form (Application for Third-Party Proposition Player Services License (CGCC-433)).

**Trustors, Trustees, and Current Beneficiaries:** Must submit this form (Application for Third-Party Proposition Player Services License (CGCC-433)). If the trustee is also the trustor and the beneficiary, only one CGCC-433 form needs to be submitted.

**Contingent Beneficiary:** A contingent or future beneficiary is not required to be registered or licensed unless specifically directed to apply by the Commission. However, a contingent or future beneficiary may elect to submit an application, if, for instance, the beneficiary wishes to avoid future delays in receiving income or a share in ownership in a business when the future event occurs, for instance, the death of the current beneficiary.

State of California
**California Gambling Control Commission**
**2399 Gateway Oaks Drive, Suite 220**
**Sacramento, CA 95833-4231**
**(916) 263-0700; Fax: (916) 263-0452**
www.cgcc.ca.gov

# APPLICATION FOR THIRD-PARTY PROPOSITION PLAYER SERVICES LICENSE FOR SUPERVISOR, PLAYER OR OTHER EMPLOYEE CGCC-434 (New 05/09)

Pursuant to Business and Professions Code section 19984 and California Code of Regulations, Title 4, Section 12218(a), and except as provided in California Code of Regulations, Title 4, Section 12203.1, no person may perform in the capacity of a supervisor, player or "other employee" in the provision of third-party proposition player services without a license issued by the California Gambling Control Commission (Commission).

**Send the completed application package with required fee (listed below) to: California Gambling Control Commission, 2399 Gateway Oaks Drive, Suite 220, Sacramento, CA 95833-4231**. Please make all checks payable to the California Gambling Control Commission.

| Applicant's Last Name | First Name | Middle Initial |
|---|---|---|
| | | |

| Name of Provider of Third-Party Proposition Player Services (Business) | License or Registration Number |
|---|---|
| | |

**Please check one box indicating if you are applying for an *initial* or *renewal* license.**

☐ **INITIAL**

**Application Fee:** $750 Non-refundable (Supervisor)
$500 Non-refundable (Player and Other Employee)

**NOTE: The Bureau of Gambling Control (Bureau) will issue a directive to submit a supplemental information package to begin your background investigation. You will also be required to supply a deposit as identified in California Code of Regulations, Title 11, Section 2037, and additional documentation (bank statements, taxes, employment agreements, etc.).**

☐ **RENEWAL**

**Application Fee:** $750 Non-refundable (Supervisor)
$500 Non-refundable (Player and Other Employee)

**Background Deposit:** No background deposit is required at time of application submission; however, you may be required to submit a background deposit upon notification by the Bureau. *Unused portion of background deposit will be refunded.*

## JOB TITLE / DESCRIPTION

| Job Title | ☐ Supervisor | ☐ Player | ☐ Other Employee |
|---|---|---|---|
| Description of Job Duties | | | |

## SECTION 1 – APPLICANT INFORMATION

Other names you have used or been known by (aliases, maiden name, nicknames, other name changes, legal or otherwise)

*Residence Address – Number/Street (See page 3 for note) | Apt. / Unit Number

City | County | State | Zip Code

*Mailing Address, if different than above (See page 3 for note)

Contact Numbers
Home: ( ) | Work: ( ) | Ext: | Other: ( ) | ☐ Cell ☐ Fax

Birthdate (mm/dd/yyyy) | Gender ☐ Male ☐ Female | **Social Security Number (See page 3 for note)

## SECTION 2 - RENEWAL INFORMATION

Complete this section only if renewing your third-party proposition player services license. If you answer "Yes" to any of the questions below, please provide an explanation on a separate sheet of paper and attach to the application.

| | | |
|---|---|---|
| 1. | Have you been a party to any civil litigation since last filing a third-party proposition player services license application? | ☐ Yes ☐ No |
| 2. | Have you been named in any administrative action affecting any license certification since last filing a third-party proposition player services license application? | ☐ Yes ☐ No |
| 3. | Have you been convicted of any crime (misdemeanor or felony) since last filing a third-party proposition player services license application? | ☐ Yes ☐ No |
| 4. | Have you acquired or increased a financial interest in a business that conducts lawful gambling outside the state since last filing a third-party proposition player services license application? | ☐ Yes ☐ No |

## SECTION 3 – AUTHORIZED REPRESENTATIVE/DESIGNATED AGENT INFORMATION

Last Name | First Name | Restrictions, if any:

Relationship to Applicant: ☐ Self ☐ Attorney ☐ Other:_____ | Business Name, if applicable

Mailing Address

Telephone Number ( ) | Fax Number ( ) | E-mail Address (if any)

## SECTION 4 –DECLARATION/SIGNATURE

*I declare under penalty of perjury under the laws of the State of California that I have personally completed this form and know the contents thereof, and the information contained herein, including all corrections, changes and other alterations, is true, accurate, and complete.*

Signature of Applicant in Full | Date

Signature of Designated Agent | Date

*You must provide your residence address to the Commission. Unless a separate mailing address is provided, the Commission will mail all correspondence to your residence address. Your residence address will not be displayed on the Commission's website and will not be provided to the public as a result of a request pursuant to the Public Records Act (Government Code section 6250 et seq.) or Business and Professions Code section 19821(b).

**Disclosure of your U.S. social security number is mandatory. Business and Professions Code section 30 and Public Law 94-455 (42 USC § 405(c)(2)(C)) authorize collection of your social security number. Your social security number will be used exclusively for tax enforcement purposes, for purposes of compliance with any judgment or order for family support in accordance with Family Code section 17520 or for verification of licensure. If you fail to disclose your social security number, your application will not be processed and you will be reported to the Franchise Tax Board, which may assess a $100 penalty against you.

# APPLICATION FOR THIRD PARTY PROPOSITION PLAYER SERVICES LICENSE INSTRUCTIONS

Type or print legibly, in ink, all information requested on this application. If a question does not apply, write "N/A" (Not Applicable). You must provide truthful information in all your responses. All answers to questions in this application and on all supplemental documentation will be subject to verification. Any misrepresentation or failure to disclose information may constitute sufficient cause for denial or revocation of your license.

Retain a photocopy of the complete application packet for your permanent records. A separate application and fee is required for each applicant.

Applications not fully and accurately completed (including all required supporting materials) will be returned to the sender for completion. If the application is returned at any point in the processing, the applicant will need to follow the directions included with it and resubmit it in a timely manner. If additional space is needed, use a separate sheet of paper and precede each response with the applicable section and item. Attach the paper to the back of the application. Do not misstate or omit any material fact(s) as each statement made herein is subject to verification. Any corrections, changes or other alterations must be initialed and dated by the applicant. If any or all information is not provided, the application may be delayed, returned for completion, or denied.

Please submit the following with the renewal application only:

- ☐ Two 2x2 inch, passport-style color photographs taken within the last year
- ☐ Photocopy of your current State Driver's License or State Identification Card

State of California
**California Gambling Control Commission**
**2399 Gateway Oaks Drive, Suite 220**
**Sacramento, CA 95833-4231**
**(916) 263-0700; Fax: (916) 263-0452**
www.cgcc.ca.gov

# APPLICATION FOR GAMBLING BUSINESS LICENSE FOR BUSINESS ENTITIES AND OWNERS

Pursuant to Business and Professions Code section 19867 and California Code of Regulations, Title 4, Section 12233, and except as provided in California Code of Regulations, Title 4, Section 12221, no person may perform in the capacity of a primary owner or owner in the operation of a gambling business without a license issued by the California Gambling Control Commission (Commission). A license certificate will be issued after the application is approved by the Commission and will indicate the name of the "primary owner".

**Instructions:**
Type or print legibly, in ink, all information requested on this application. If a question does not apply, write "N/A" (Not Applicable). Incomplete applications will be returned. You must provide truthful information in all your responses. All answers to questions in this application and on all supplemental documentation will be subject to verification. Any misrepresentation or failure to disclose information may constitute sufficient cause for denial or revocation of your license. If additional space is needed, use a separate sheet of paper and precede each response with the applicable section and item.

Please submit the following with the application for the renewal of an individual:
- ☐ Two 2x2 inch, passport-style color photographs taken within the last year
- ☐ Photocopy of your current State Driver's License or State Identification Card

**Send the completed application package with required fee (listed below) to: California Gambling Control Commission, 2399 Gateway Oaks Drive, Suite 220, Sacramento, CA 95833-4231**. Please make all checks payable to the California Gambling Control Commission.

| Name of Gambling Business (Business) | Name of Applicant (Individual or Entity) |
|---|---|
| | |

**Please check one box indicating whether you are applying for an *initial* or *renewal* license.**

☐ **INITIAL**

**Application Fee:** $1000 Non-refundable (Primary Owner, Business, Individual, and Trust)

**NOTE: The Bureau of Gambling Control (Bureau) will issue a directive to submit a supplemental information package to begin your background investigation. You will also be required to supply a deposit as identified in California Code of Regulations, Title 11, Section 2037, and additional documentation (bank statements, taxes, employment agreements, etc.)**

☐ **RENEWAL**

**Application Fee:** $1000 Non-refundable (Primary Owner, Business, Individual, and Trust)

**Background Deposit:** A sum of money that, in the judgment of the Chief of the Bureau, will be adequate to pay the anticipated investigation and processing costs, in accordance with Business and Professions Code sections 19867. *Unused portion of background deposit will be refunded.*

## SECTION 1 – TYPE OF APPLICATION (check one box)

Submit the information listed below with the required fees/deposits with your initial or renewal application.

☐ **Primary Owner:** The primary owner is a sole proprietor, corporation, partnership, or other business entity that proposes to conduct a gambling business in a gambling establishment (see California Code of Regulations, Title 4, Section 12220(b)(17)).

Sole Proprietors: Submit one application with all sections completed *except* 3a and 3b

All other Owner Types, including Trusts (As indicated in section 3a): Complete all sections *except* 4

☐ **Owner:** An owner is any other owner type not covered above, such as: an officer in a corporation, a limited partner in a partnership, any person who receives any percentage share of the revenues earned, or any funding source (see California Code of Regulations, Title 4, Section 12220(b)(10)).

Individual Applicants, including Trustors, Trustees, and Beneficiaries (As indicated in section 4): Complete sections 3, 5, 6, and 7

Entity Applicants, including Trusts (As indicated in section 3a): Complete sections 4, 5, 6, and 7.

## SECTION 2 – PRIMARY OWNER INFORMATION

Attach a current organization chart for this business that includes the primary owner and all other owners that will be endorsed upon the primary owner's license.

| Primary Owner Name | | |
|---|---|---|
| Street Address | | |
| Mailing Address (If different than above) | | |
| Telephone Number<br>(  ) | Fax Number<br>(  ) | Website Address (if any) |

## SECTION 3a – ENTITY STRUCTURE (check one box)

Attach a current organization chart for the entity indicating the names and titles of any officers, shareholders, partners, members, etc. that are associated with this entity.

| | | |
|---|---|---|
| ☐ General Partnership | ☐ Corporation: | ☐ Trust: |
| ☐ Limited Partnership | ☐ Publicly Traded | ☐ Revocable |
| ☐ Joint Venture | ☐ Private: | ☐ Irrevocable |
| ☐ Limited Liability Company | ☐ Sub-Chapter S | |
| ☐ Other: _____ | ☐ Sub-Chapter C | |

## SECTION 3b – ENTITY INFORMATION

Please provide the information below for the entity structure indicated in section 3a. Identify all individual officers (President, Secretary, Treasurer, and Chief Financial Officer), directors, shareholders, partners, members, etc. of the entity. For Trusts, identify the Trustor and any Trustees. For officers and directors of corporations with no ownership, enter 0% in the ownership column. If a section does not apply, write "N/A" not applicable. If additional space is needed, please use separate sheets of paper.

| Entity Name | |
|---|---|
| Street Address | |
| Telephone Number<br>(  ) | Fax Number<br>(  ) |

| Entity / Individual's Name | Title | Ownership / Membership Interest Percentage | Compensation Arrangement (salary, hourly wage, incentives, bonuses, etc.) |
|---|---|---|---|
| | | % | |
| | | % | |
| | | % | |

## SECTION 4 – INDIVIDUAL APPLICANT INFORMATION

**Indicate your association with the business. (Check all that apply)**

| | | | |
|---|---|---|---|
| ☐ Sole Proprietor | ☐ Officer | ☐ Financial Interest Holder | ☐ Trustor |
| ☐ General Partner | ☐ Director | ☐ Community Property Interest | ☐ Trustee |
| ☐ Limited Partner | ☐ Landlord | ☐ Other: _____ | ☐ Current Beneficiary |
| ☐ Shareholder | ☐ LLC Member | | |

| Last Name | First Name | Middle Initial |
|---|---|---|
| | | |

Other names you have used or been known by (aliases, maiden name, nicknames, other name changes, legal or otherwise)

| *Residence Address – Number/Street (See page 4 for note) | Apt. / Unit Number |
|---|---|
| | |

| City | County | State | Zip Code |
|---|---|---|---|
| | | | |

*Mailing Address, if different than above (See page 4 for note)

| Contact Numbers | | | E-mail Address (if any) |
|---|---|---|---|
| Home: ( ) | Work: ( ) | Cell: ( ) | |

| Birthdate (mm/dd/yyyy) | Gender ☐ Male ☐ Female | **Social Security Number (See page 4 for note) |
|---|---|---|
| | | |

## SECTION 5– RENEWAL INFORMATION

Complete this section only if you are **renewing** your license. If you answer "Yes" to any of the questions below, please provide an explanation on a separate sheet of paper and attach to the application.

| | |
|---|---|
| **A) Primary Owner:** | |
| 1. Has there been any changes affecting ownership or controlling interest in this business since last filing an application for a gambling business license? | ☐ Yes ☐ No |
| 2. Has there been any changes affecting the ownership or controlling interest in any entity that is endorsed upon the license of the primary provider? | ☐ Yes ☐ No |
| 3. Has there been any acquired or increased a financial interest in a business that conducts lawful gambling outside the state since last filing a gambling business license application? | ☐ Yes ☐ No |
| **B) Owner:** | |
| 1. Have you been a party to any civil litigation since last filing a gambling business license application? | ☐ Yes ☐ No |
| 2. Have you been named in any administrative action affecting any license certification since last filing a gambling business license application? | ☐ Yes ☐ No |
| 3. Have you been convicted of any crime (misdemeanor or felony) since last filing a gambling business license application? | ☐ Yes ☐ No |
| 4. Have you acquired or increased a financial interest in a business that conducts lawful gambling outside the state since last filing a gambling business license application? | ☐ Yes ☐ No |
| **Complete the following *only* if renewing as a Trust:** Have there been (a) any amendments to the trust document or (b) any changes to a beneficiary, trustee, or trust asset since last filing a gambling business license application? | ☐ Yes ☐ No |

| SECTION 6– AUTHORIZED REPRESENTATIVE / DESIGNATED AGENT INFORMATION | | |
|---|---|---|
| Last Name | First Name | Restrictions If any: |
| Relationship to Applicant: ☐ Owner ☐ Attorney ☐ Employee ☐ Other:_____ | | Business Name, if applicable |
| Mailing Address | | |
| Telephone Number ( ) | Fax Number ( ) | E-mail Address (if any) |

**SECTION 7 – DECLARATION / SIGNATURE**

An applicant applying as an individual must sign on his or her own behalf. If applying as a business entity or trust, the chief executive officer or designated agent must sign on behalf of the entity.

*I declare under penalty of perjury under the laws of the State of California that I have personally completed this form and know that the contents thereof, and the information contained herein, including all corrections, changes and other alterations, is true, accurate, and complete.*

| Name of Individual Completing this Application (*typed or printed*) | Title |
|---|---|
| Signature | Date |
| Signature of Designated Agent | Date |

* You must provide your residence address to the Commission. Unless a separate mailing address is provided, the Commission will mail all correspondence to your residence address. Your residence address will not be displayed on the Commission's website and will not be provided to the public as a result of a request pursuant to the Public Records Act (Government Code section 6250 et seq.) or Business and Professions Code section 19821(b).

**Disclosure of your U.S. social security number is mandatory. Business and Professions Code section 30 and Public Law 94-455 (42 USC section 405(c)(2)(C)) authorize collection of your social security number. Your social security number will be used exclusively for tax enforcement purposes, for purposes of compliance with any judgment or order for family support in accordance with Family Code section 17520 or for verification of licensure. If you fail to disclose your social security number, your application will not be processed and you will be reported to the Franchise Tax Board, which may assess a $100 penalty against you.

**Trust Applicants Only** Please disregard the instructions on the Trust Supplemental Background Investigation Information BGC-APP-143 which are generally directed at gambling establishment applicants. Follow the instructions below, which are directed at gambling business applicants.

Any trust that is an owner of a gambling business must be registered or licensed. Other trust-related persons must also be registered or licensed: the trustor of the trust, any trustee and any current beneficiary. "Trustor" means the same thing as "grantor," "donor," or "settlor": an individual who creates a trust.

A current beneficiary must be registered or licensed if either of the follows applies:

(1) The beneficiary receives a distribution from a trust that is an owner of a gambling business.
(2) The beneficiary receives any percentage share of revenue from gambling activities. For example, under the terms of the Washington Family Trust, beneficiary William Washington is to receive 10% of the net gaming revenue from the Washington Gambling Business Company every six months.

**Trusts:** Must submit a Trust Supplemental Background Investigation Information BGC-APP-143 (Rev. 5/08) along with this form (Application for Gambling Business License (CGCC-533)).

**Trustors, Trustees, and Current Beneficiaries:** Must submit this form (Application for Gambling Business License (CGCC-533)). If the trustee is also the trustor and the beneficiary, only one CGCC-533 form needs to be submitted.

**Contingent Beneficiary:** A contingent or future beneficiary is not required to be registered or licensed unless specifically directed to apply by the Commission. However, a contingent or future beneficiary may elect to submit an application, if, for instance, the beneficiary wishes to avoid future delays in receiving income or a share in ownership in a business when the future event occurs, for instance, the death of the current beneficiary.

State of California
**California Gambling Control Commission**
**2399 Gateway Oaks Drive, Suite 220**
**Sacramento, CA 95833-4231**
**(916) 263-0700; Fax: (916) 263-0452**
www.cgcc.ca.gov

# APPLICATION FOR GAMBLING BUSINESS LICENSE
## FOR SUPERVISOR, PLAYER OR OTHER EMPLOYEE
## CGCC-534 (New 05/09)

Pursuant to Business and Professions Code section 19867 and California Code of Regulations, Title 4, Section 12218(a), and except as provided in California Code of Regulations, Title 4, Section 12203.1, no person may perform in the capacity of a supervisor, player or "other employee" in the operation of gambling business without a license issued by the California Gambling Control Commission (Commission).

**Send the completed application package with required fee (listed below) to: California Gambling Control Commission, 2399 Gateway Oaks Drive, Suite 220, Sacramento, CA 95833-4231**. Please make all checks payable to the California Gambling Control Commission.

| Applicant's Last Name | First Name | Middle Initial |
|---|---|---|
| | | |

| Name of Gambling Business(Business) | License or Registration Number |
|---|---|
| | |

**Please check one box indicating if you are applying for an *initial* or *renewal* license.**

☐ **INITIAL**

**Application Fee:** $750 Non-refundable (Supervisor)
$500 Non-refundable (Player and Other Employee)

**NOTE: The Bureau of Gambling Control (Bureau) will issue a directive to submit a supplemental information package to begin your background investigation. You will also be required to supply a deposit as identified in California Code of Regulations, Title 11, Section 2037, and additional documentation (bank statements, taxes, employment agreements, etc.).**

☐ **RENEWAL**

**Application Fee:** $750 Non-refundable (Supervisor)
$500 Non-refundable (Player and Other Employee)

**Background Deposit:** No background deposit is required at time of application submission; however, you may be required to submit a background deposit upon notification by the Bureau. *Unused portion of background deposit will be refunded.*

| JOB TITLE / DESCRIPTION | | | |
|---|---|---|---|
| Job Title | ☐ Supervisor | ☐ Player | ☐ Other Employee |
| Description of Job Duties | | | |

## SECTION 1 – APPLICANT INFORMATION

Other names you have used or been known by (aliases, maiden name, nicknames, other name changes, legal or otherwise)

*Residence Address – Number/Street (See page 3 for note) | Apt. / Unit Number

City | County | State | Zip Code

*Mailing Address, if different than above (See page 3 for note)

Contact Numbers
Home: ( ) | Work: ( ) | Ext: | Other: ( ) | ☐ Cell ☐ Fax

Birthdate (mm/dd/yyyy) | Gender ☐ Male ☐ Female | **Social Security Number (See page 3 for note)

## SECTION 2 - RENEWAL INFORMATION

Complete this section only if renewing your gambling business license. If you answer "Yes" to any of the questions below, please provide an explanation on a separate sheet of paper and attach to the application.

| | | |
|---|---|---|
| 1. | Have you been a party to any civil litigation since last filing a gambling business license application? | ☐ Yes ☐ No |
| 2. | Have you been named in any administrative action affecting any license certification since last filing a gambling business license application? | ☐ Yes ☐ No |
| 3. | Have you been convicted of any crime (misdemeanor or felony) since last filing a gambling business license application? | ☐ Yes ☐ No |
| 4. | Have you acquired or increased a financial interest in a business that conducts lawful gambling outside the state since last filing a gambling business license application? | ☐ Yes ☐ No |

## SECTION 3 – AUTHORIZED REPRESENTATIVE/DESIGNATED AGENT INFORMATION

Last Name | First Name | Restrictions, if any:

Relationship to Applicant: ☐ Self ☐ Attorney ☐ Other:_____ | Business Name, if applicable

Mailing Address

Telephone Number ( ) | Fax Number ( ) | E-mail Address (if any)

## SECTION 4 –DECLARATION/SIGNATURE

*I declare under penalty of perjury under the laws of the State of California that I have personally completed this form and know the contents thereof, and the information contained herein, including all corrections, changes and other alterations, is true, accurate, and complete.*

Signature of Applicant in Full | Date

Signature of Designated Agent | Date

*You must provide your residence address to the Commission. Unless a separate mailing address is provided, the Commission will mail all correspondence to your residence address. Your residence address will not be displayed on the Commission's website and will not be provided to the public as a result of a request pursuant to the Public Records Act (Government Code section 6250 et seq.) or Business and Professions Code section 19821(b).

**Disclosure of your U.S. social security number is mandatory. Business and Professions Code section 30 and Public Law 94-455 (42 USC § 405(c)(2)(C)) authorize collection of your social security number. Your social security number will be used exclusively for tax enforcement purposes, for purposes of compliance with any judgment or order for family support in accordance with Family Code section 17520 or for verification of licensure. If you fail to disclose your social security number, your application will not be processed and you will be reported to the Franchise Tax Board, which may assess a $100 penalty against you.

# APPLICATION FOR GAMBLING BUSINESS LICENSE INSTRUCTIONS

Type or print legibly, in ink, all information requested on this application. If a question does not apply, write "N/A" (Not Applicable). You must provide truthful information in all your responses. All answers to questions in this application and on all supplemental documentation will be subject to verification. Any misrepresentation or failure to disclose information may constitute sufficient cause for denial or revocation of your license.

Retain a photocopy of the complete application packet for your permanent records. A separate application and fee is required for each applicant.

Applications not fully and accurately completed (including all required supporting materials) will be returned to the sender for completion. If the application is returned at any point in the processing, the applicant will need to follow the directions included with it and resubmit it in a timely manner. If additional space is needed, use a separate sheet of paper and precede each response with the applicable section and item. Attach the paper to the back of the application. Do not misstate or omit any material fact(s) as each statement made herein is subject to verification. Any corrections, changes or other alterations must be initialed and dated by the applicant. If any or all information is not provided, the application may be delayed, returned for completion, or denied.

Please submit the following with the renewal application only:

- ☐ Two 2x2 inch, passport-style color photographs taken within the last year
- ☐ Photocopy of your current State Driver's License or State Identification Card

**DEPARTMENT OF JUSTICE**
**BUREAU OF GAMBLING CONTROL**

# INSTRUCTIONS TO PRIMARY OWNER

# APPLICATION FOR CONTRACT APPROVAL TO PROVIDE PROPOSITION PLAYER SERVICES

The following forms and documentation must be submitted to the Bureau of Gambling Control (Bureau), as applicable, in conjunction with the submission of an application for approval of a contract for proposition player services. Any corrections, changes or other alterations must be initialed and dated by the applicant.

**Pursuant to Business and Professions Code section 19868, subd. (a), the supplemental information package will not be deemed complete until all required forms, documentation, and fees have been received by the Bureau.**

| Forms/Documentation | Submitted (if applicable) |
|---|---|
| Completed Application for Contract Approval (includes Instructions) (BGC-APP. 030 [Rev. 05/09~~11/07~~]) | |
| Completed Appointment of Designated Agent For Owners and Proposition Players (BGC-APP. 031 [Rev. 11/07]) | |
| Executed Copy of the Contract and/or Amendment | |
| Non-refundable $1,000~~500~~ Application Fee | |
| Deposit of $600 for Contract Review and Processing of New Contracts | |
| Non-refundable $500 Amendment Application Fee | |
| Deposit of $450 for Contract Review and Processing of Amendments to Contracts | |
| Processing Fee of $150 for Expedited Review of New Contracts | |
| Deposit of $360 for Expedited Review of a Contract | |
| Deposit of $600 for review and processing of Applications for Extension of Services (Renewal). | |

The primary owner is responsible for all costs incurred by the Bureau while conducting the review. At the conclusion of the review, the primary owner/designee will receive an itemized accounting of all costs. Deposits received in excess of the actual costs incurred will be refunded to the applicant. A notice of contract approval will not be issued until all fees have been received.

Make Checks Payable To: **Bureau of Gambling Control**

For Regular Mail delivery:

Bureau of Gambling Control
Attn: Prop Player Unit
P.O. Box 168024
Sacramento, CA 95816-8024

For Commercial/Personal Delivery:

Bureau of Gambling Control
Attn: Prop Player Unit
1425 River Park Drive, Suite 400
Sacramento, CA 95815

California Department of Justice
Bureau of Gambling Control
Attn: Prop Player Unit
P.O. Box 168024
Sacramento, CA 95816-8024
(916) 263-3408 / (916) 263-5572 facsimile

COMMERCIAL/EXPRESS DELIVERIES
Bureau of Gambling Control
Attn: Prop Player Unit
1425 River Park Drive, Suite 400
Sacramento, CA 95815

# APPLICATION FOR CONTRACT APPROVAL TO PROVIDE PROPOSITION PLAYER SERVICES

Instructions: Type or print legibly in ink an answer to every question. If a question does not apply to you, indicate with "N/A." If the space available is insufficient, use a separate sheet and precede each answer with the applicable section and question number. Do not misstate or omit any material fact(s) as each statement made herein is subject to verification. Any corrections, changes, or other alterations must be initialed and dated by the Primary Owner/Designee.

Attach additional sheet(s), if necessary.

1. INDICATE THE TYPE OF CONTRACT APPROVAL REQUEST (check one)

☐ NEW ☐ AMENDMENT ☐ EXTENSION OF SERVICES (RENEWAL) ☐ EXPEDITE

| 2. BUSINESS ENTITY OR INDIVIDUAL NAME *(Primary Owner)* | 3. TELEPHONE NUMBER ( ) |
|---|---|

4. MAILING ADDRESS *(street, city, state, zip code)*

| 5. FAX NUMBER ( ) | 6. E-MAIL ADDRESS | 7. WEBSITE ADDRESS |
|---|---|---|

8. FULL NAME OF GAMBLING ESTABLISHMENT NAMED AS A PARTY TO THE CONTRACT

9. ADDRESS OF GAMBLING ESTABLISHMENT *(physical location - street, city, state, zip code)*

10. IDENTIFY THE LEGAL BUSINESS STRUCTURE OF THE PRIMARY OWNER *(check all that apply)*

| | | | |
|---|---|---|---|
| ☐ Sole Proprietorship | ☐ Limited Partnership | ☐ Limited Liability Partnership | |
| ☐ Corporation | ☐ General Partnership | ☐ Parent | |
| ☐ Publicly Traded Corporation | ☐ Limited Liability Company | ☐ Subsidiary | ☐ Other |

11. LIST THE NAME AND ADDRESS *(physical location - street, city, state, zip code)* OF ANY OTHER GAMBLING ESTABLISHMENTS TO WHICH THIS PRIMARY OWNER PROVIDES PROPOSITION PLAYERS.

**I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.**

| PRINTED NAME OF PRIMARY OWNER/DESIGNEE | SIGNATURE OF PRIMARY OWNER/DESIGNEE | DATE |
|---|---|---|
| | | |

STATE OF CALIFORNIA

DEPARTMENT OF JUSTICE

# Request for Approval of Playing Book Form

BGC-APP. 036 New 05/09

BUREAU OF GAMBLING CONTROL
P.O. Box 168024
Sacramento, CA 95816-8024
(916) 263-3408; Fax (916) 263-3403

**PLEASE READ THE FOLLOWING PARAGRAPHS CAREFULLY BEFORE YOU COMPLETE THIS FORM**

The owner of a Gambling Business (GB) must complete this form to receive Bureau approval of the playing book form prior to operating in any gambling establishment. In addition, the owner of the Third-Party Provider of Proposition Player Services (TP) must complete this form to obtain prior Bureau approval to utilize an amended playing book form in any gambling establishment.

Type or print legibly in blue or black ink an answer to every question. If a question does not apply to you, indicate with "N/A." If the space available is insufficient, use a separate sheet and precede each answer with the applicable item number. Any corrections, changes, or alterations must be initialed and dated. Line One: Use an "X" to identify the type of entity for which the playing book form will be used; and Line Two: Use an "X" to specify the type of enclosed form and to verify the proper fee is enclosed.

**Mail To: Bureau of Gambling Control at PO Box above or 1425 River Park Drive, Suite 400, Sacramento, CA 95815**

| | | | |
|---|---|---|---|
| 1. | ☐ THIRD-PARTY PROVIDER OF PROPOSITION PLAYER SERVICES (TP) | | ☐ GAMBLING BUSINESS (GB) |
| 2. | ☐ INITIAL PLAYING BOOK FORM ENCLOSED (GB ONLY)<br>☐ AMENDED PLAYING BOOK FORM ENCLOSED (TP or GB) | | ☐ $75 CHECK OR MONEY ORDER ENCLOSED PAYABLE TO: BUREAU OF GAMBLING CONTROL |
| 3. | NAME OF TP OR GB | | |
| 4. | PHYSICAL ADDRESS OF MAIN OFFICE FOR TP OR GB *(street, city, state, and zip code)* | | |
| 5. | TELEPHONE NUMBER *(include area code)* | E-MAIL ADDRESS | FAX NUMBER *(include area code)* |
| 6. | NAME OF DESIGNATED AGENT FOR TP OR GB | | |
| | MAILING ADDRESS *(street, city, state, and zip code)* | | |
| | TELEPHONE NUMBER *(include area code)* | E-MAIL ADDRESS | FAX NUMBER *(include area code)* |
| 7. | IF APPLICABLE, BRIEFLY EXPLAIN WHAT HAS BEEN AMENDED AND THE REASON FOR THE AMENDMENT | | |

**I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.**

| OWNER'S PRINTED NAME | SIGNATURE | DATE |
|---|---|---|
| | | |

# COMMENTS AND RESPONSES FOR PROPOSED REGULATIONS

## THIRD-PARTY PROVIDERS OF PROPOSITION PLAYER SERVICES (TPPPS) AND GAMBLING BUSINESSES; CONVERSION FROM REGISTRATION TO LICENSE AND LICENSE RENEWAL; EXTENSION OF TPPPS CONTRACT TERM LIMIT; AND APPROVAL OF AMENDED PLAYING BOOK FORMS

## CGCC-GCA-2009-07-R

### A. 45-Day Comment Period Ending August 20, 2009

The following comments/objections/recommendations were made regarding the proposed action, either in writing during the 45-day comment period that ended on August 20, 2009, or orally at the public hearing that was held on August 20, 2009:

1. **Norm Pierce, Assistant Bureau Chief, California Department of Justice, Bureau of Gambling Control, in a letter dated August 19, 2009, offered the following comments and recommendations:**

   a. Mr. Pierce's letter included several recommendations for amendments to the Initial Statement of Reasons for this proposed action, as published July 3, 2009. The changes were requested to better describe the proposed action and to correct a minor inaccuracy in the background information.

   *These comments/recommendations were accepted, in part. While the Initial Statement of reasons cannot be amended, the recommendations are accommodated, where necessary and appropriate, in the Updated Information section of this Final Statement of Reasons and in the Updated Informative Digest for this rulemaking file.*

   b. Mr. Pierce suggested adding the phrase "that complies with this section" to Section 12200.13 (c)(1)(B) [page 6, line 9] to clarify that a request to approve an amended playing book form is not deemed complete until the provided sample complies with the regulatory requirements.

   *This comment/recommendation was accepted and the proposed action was modified to accommodate it in a 15-day change distributed September 3, 2009.*

   c. Mr. Pierce suggested changing the phrase "as applicable, an" to "the applicable" in Section 12205.1(a) and (c) [page 8, lines 6 and 18] to clarify that an Application for Third-Party Proposition Player Services License for Business Entities and Owners (CGCC-433, (New 05/09)) or an Application for Third-Party Proposition Player Services License for Supervisors, Players or Other Employees (CGCC-434, (New 05/09)) is required, without exception, and to clarify the directive to complete a new application in subsection (c).

*This comment/recommendation was accepted and the proposed action was modified to accommodate it in a 15-day change distributed September 3, 2009.*

d. Mr. Pierce suggested striking the phrase "as applicable, an" and the word "an" in Section 12218(c)(1) [page 9, line 17]. "As applicable" can be interpreted to mean to submit the appropriate application of the two listed or to only submit an application if it is "applicable" or required under these circumstances. Removing the words provides a clear directive to submit an application.

*This comment/recommendation was accepted and the proposed action was modified to accommodate it in a 15-day change distributed September 3, 2009.*

e. Mr. Pierce suggested removing the phrase "as applicable," and the word "an" in Section 12218.8(a)(1) [page 11, line 21]. "As applicable" can be interpreted to mean to submit the appropriate application of the two listed or to only submit an application if it is "applicable" or required under these circumstances. Removing the words provides a clear directive to submit a renewal application.

*This comment/recommendation was accepted and the proposed action was modified to accommodate it in a 15-day change distributed September 3, 2009.*

f. Mr. Pierce suggested adding a new paragraph (4) in Section 12218.9(b) [page 13, line 7] to the list of situations when application processing times may be exceeded. The purpose is to take into consideration the delays caused by the applicant in providing the Commission with an application that meets the criteria for being deemed complete and for submitting late renewal applications. The proposed language was "(4) The Bureau receives the completed application from the Commission less than 90 days prior to the expiration of the current license." With the requirement that the Bureau submit a report for any conducted renewal investigation to the Commission 45 days prior to the expiration date of the current license, the 90 days noted in the new subsection (4) only provides the Bureau 45 days in which to conduct its investigation. This is a very limited time and anything less may hinder the Bureau's ability to timely complete a renewal investigation.

*This comment/recommendation was accepted, in part, and the proposed action was modified, as follows, to accommodate it in a 15-day change distributed September 3, 2009:*

Rather than adding a new paragraph (4) to subsection (b), to accommodate this recommendation the Commission is adding a qualifying phrase at the end of paragraph (4) of subsection (a) of Section 12218.9, [page 12, lines 28-31] to read as follows:

"…, unless that application is filed with the Commission less than the 120 days prior to the expiration of the current license."

g. Mr. Pierce suggested adding the phrase "that complies with this section" to Section 12220.13(c)(1)(B) [page 14, line 16] to clarify that a request to approve an amended playing book form is not deemed complete until the provided sample complies with the regulatory requirements.

*This comment/recommendation was accepted and the proposed action was modified to accommodate it in a 15-day change distributed September 3, 2009.*

h. Mr. Pierce suggested changing the phrase "as applicable, an" to "the applicable" in Section 12225.1(a) and (b) [page 16, line 29; and page 17, line 5] to clarify that an Application for Gambling Business License for Business Entities and Owners (CGCC-533, (New 05/09)) or an Application for Gambling Business License for Supervisors, Players or Other Employees (CGCC-534, (New 05/09)) is required, without exception, and to clarify the directive to complete a new application in item (c).

*This comment/recommendation was accepted and the proposed action was modified to accommodate it in a 15-day change distributed September 3, 2009.*

i. Mr. Pierce suggested striking the word "an" in Section 12233(c)(1) [page 18, line 2] to correct a grammatical error.

*This comment/recommendation was accepted and the proposed action was modified to accommodate it in a 15-day change distributed September 3, 2009.*

j. Mr. Pierce suggested striking the phrase "as applicable" in Section 12238(a)(1) [page 20, line 3]. "As applicable" can be interpreted to mean to submit the appropriate application of the two listed or to only submit an application if it is "applicable" or required under these circumstances. Removing the words provides a clear directive to submit an application.

*This comment/recommendation was accepted and the proposed action was modified to accommodate it in a 15-day change distributed September 3, 2009.*

k. Mr. Pierce suggested adding a new paragraph (4) in Section 12239(b) [page 21, line 20] to the list of situations when application processing times may be exceeded. The purpose is to take into consideration the delays caused by the applicant in providing the Commission with an application that meets the criteria for being deemed complete and for submitting late renewal applications. The proposed language was "(4) The Bureau receives the completed application from the Commission less than 90 days prior to the expiration of the current license." With the requirement that the Bureau submit a report for any conducted renewal investigation to the Commission 45 days prior to the expiration date of the current license, the 90 days noted in the new subsection (4) only provides the Bureau 45 days in which to conduct its investigation.

This is a very limited time and anything less may hinder the Bureau's ability to timely complete a renewal investigation.
*This comment/recommendation was accepted, in part, and the proposed action was modified, as follows, to accommodate it in a 15-day change distributed September 3, 2009:*

Rather than adding a new paragraph (4) to subsection (b), to accommodate this recommendation the Commission is adding a qualifying phrase at the end of paragraph (4) of subsection (a) of Section 12239, [page 21, lines 9-12] to read as follows:

"…, unless that application is filed with the Commission less than the 120 days prior to the expiration of the current license."

There were no further comments, objections, or recommendations received regarding the proposed action at the August 20, 2009 public hearing or within the initial 45-day public comment period.

**B. <u>15-Day Change Comment Period Ending September 18, 2009</u>**

There were no comments, objections, or recommendations received regarding the modifications to the proposed action within the 15-day public comment period ending September 18, 2009.