

1 CALIFORNIA GAMBLING CONTROL COMMISSION
2 SPECIFIC LANGUAGE OF PROPOSED REGULATIONS

3
4 NOTICE OF RELOCATION OF GAMBLING ESTABLISHMENT
5 CGCC-GCA-2012-04-R

6
7 CALIFORNIA CODE OF REGULATIONS
8 TITLE 4. BUSINESS REGULATIONS.
9 DIVISION 18. CALIFORNIA GAMBLING CONTROL COMMISSION.

10
11 CHAPTER 1. GENERAL PROVISIONS.

12 § 12004. Notification of Contact Information ~~Change of Address.~~

13 A registrant or licensee shall report to the Commission any change of ~~address~~ contact
14 information, whether residence address, address of record or mailing address, phone number or
15 any other contact information, within ten days of ~~such that~~ change on a form entitled “Notice of
16 ~~Address-Contact Information~~ Change,” CGCC-032 (~~New 06-05~~ Rev. 06/12), which is attached in
17 Appendix A to this Chapter. This section does not apply to the physical relocation of a gambling
18 establishment.

19 Note: Authority cited: Section 19811, 19823, 19824, 19853(a)(3), 19864, and 19984, Business and Professions
20 Code. Reference: Sections 19850 and 19852, Business and Professions Code.

21
22 CHAPTER 7. CONDITIONS OF OPERATION FOR GAMBLING ESTABLISHMENTS.

23 ARTICLE 1. GENERAL PROVISIONS

24 § 12364. Relocation of Gambling Establishment.

25 (a) For purposes of this section:

26 (1) “Neighboring jurisdiction” means any other adjoining jurisdiction whose common
27 boundary line with the governing local jurisdiction is 1,000 feet or less from the proposed new
28 location of the gambling establishment.

29 (2) “Relocation” means the physical relocation of a gambling establishment, including the
30 buildings, grounds and parking lots, from one ~~location~~ site consisting of one or more contiguous
31 parcels to another ~~location~~ site, consisting entirely of different parcels, ~~for which a~~

1 ~~different parcel number has been assigned by a county assessor.~~ Relocation does not include the
2 addition of new, contiguous parcels to the current site or modification of existing buildings.

3 (b) An owner-licensee shall notify the Bureau of a planned relocation of a gambling
4 establishment at least 90 days in advance of the intended commencement of gambling operations
5 at the new location on the form entitled “Notice of Relocation,” CGCC-050 (New 06/12), which
6 is attached in Appendix A to this Chapter.

7 (1) If the new location is more than 1,000 feet from any boundary line of its governing local
8 jurisdiction, the owner-licensee shall, ~~except as otherwise provided,~~ submit to the Bureau all of
9 the following information and documents, of which the information and documents specified in
10 subparagraphs (A) through (D) inclusive are to be submitted no later than thirty (30) days prior
11 to either the commencement of gambling operations or the Bureau’s a site visit conducted
12 pursuant to subsection (d), whichever first occurs:

13 (A) A copy of the licensee’s fully executed rental or lease agreement for, or evidence of the
14 licensee’s ownership of, the proposed new location.

15 (B) A copy of the licensee’s fire safety and evacuation plan for the proposed new location,
16 prepared in compliance with Section 12370.

17 (C) A copy of the licensee’s security and surveillance plan for the proposed new location,
18 prepared in compliance with Section 12372.

19 (D) Documentary evidence of the issuance to the licensee of all required approvals, licenses
20 and permits by any applicable local jurisdictional entity concerning the new location; e.g.,
21 business licenses, occupancy permits, conditional use permits, zoning variances, local gaming
22 licenses, etc.

23 (E) Documentary evidence of the issuance to the licensee of all required approvals, licenses
24 and permits, other than those specifically relating to gambling operations, by any applicable state
25 or federal agency concerning the new location; e.g., liquor licenses, check cashing permits, etc.
26 These documents are not required to be submitted prior to the commencement of gambling
27 operations or the Bureau’s site visit pursuant to subsection (d), but must be ~~received by~~
28 submitted to the Bureau prior to the commencement of the associated activity.

29 (2)(A) If the new location is 1,000 feet or less from any boundary line of its governing local
30 jurisdiction, the owner-licensee shall, in addition to the documentation required by paragraph (1),

1 and prior to the commencement of gambling operations, submit ~~signed~~ documentation from the
2 appropriate agency or department in the neighboring jurisdiction confirming that the agency or
3 department has no objections to the planned location of the gambling establishment.

4 (B) As an alternative to obtaining advance confirmation, the licensee may submit to the
5 appropriate agency or department in the neighboring jurisdiction, a copy of its Notice of
6 Relocation concurrent with the submission to the Bureau. The licensee shall provide the Bureau
7 with proof of submission of the notice to the neighboring jurisdiction. The copy of the notice
8 submitted to a neighboring jurisdiction shall be accompanied by a written statement from the
9 licensee which, at a minimum, shall include the following information:

10 “The appropriate agency or department of [name of neighboring jurisdiction] may submit
11 objections to the proposed relocation of [name of gambling establishment] to the Bureau of
12 Gambling Control, at Post Office Box 168024, Sacramento, CA 95816-8024. Any objections to
13 the proposed location must be received by the Bureau within 45 days of the date of this notice
14 and must be based upon evidence of probable negative effects resulting from the gambling
15 establishment’s relocation or proof that the legitimate interests of residents in the neighboring
16 jurisdiction are threatened. ~~For purposes of this section, “neighboring jurisdiction” means any~~
17 ~~other adjoining jurisdiction whose common boundary line with the governing local jurisdiction is~~
18 ~~1,000 feet or less from the proposed new location of the gambling establishment.~~

19 (C) This paragraph does not apply to a gambling establishment that is all of the following:

20 1. Already located 1,000 feet or less from any boundary line;

21 2. After the relocation, it will continue to be within 1,000 feet of same neighboring
22 jurisdiction;

23 3. Any reduction in distance is less than half of the current distance from the same boundary
24 line; and,

25 4. Any distance moved parallel to the boundary line is less than half of the current distance
26 from the same boundary line.

27 (c)(1) If an owner-licensee ~~cannot obtain the signed~~ does not provide documentation from a
28 neighboring jurisdiction as provided in subparagraph (A) of paragraph (2) of subsection (b), and
29 the Bureau receives objections to the relocation from a neighboring jurisdiction, the gambling
30 establishment shall not be relocated without Commission review. ~~To request Commission~~

1 ~~review, the owner-licensee shall submit the Notice of Relocation form to the Bureau and so~~
2 ~~indicate. A document describing all efforts made to obtain the confirmation specified in~~
3 ~~paragraph (2) of subsection (b) shall be included with the request.~~ The Bureau shall forward the
4 relocation ~~review request shall be forwarded~~ notice to the Commission within 10 days of ~~its~~
5 receipt by the Bureau of objections from any neighboring jurisdiction for placement on a
6 Commission agenda for consideration. The Commission shall notify the objecting neighboring
7 jurisdiction, the Bureau, and the licensee of the time and place of the Commission hearing at
8 least 10 days prior to the hearing in order for all parties ~~representatives of that jurisdiction~~ to
9 have the opportunity to attend and be heard.

10 (2) If an owner-licensee obtains documentation from a neighboring jurisdiction as provided
11 in paragraph (2) of subsection (b), or if the Bureau does not receive timely objections to the
12 relocation from a neighboring jurisdiction, no Commission review shall be required and the
13 Bureau may proceed as if paragraph (2) of subsection (b) did not apply.

14 ---

15 **Option 1:**

16 (d)(1) The Bureau shall schedule and conduct a site visit prior to the commencement of
17 gambling operations at the new location or within 30 days after the commencement of gambling
18 operations. A written report of the findings of the site visit shall be provided to the Commission,
19 as well as any follow-up reports.

20 (2) If the Bureau notes any deficiency in compliance with laws or regulations, it shall issue a
21 notice to the owner-licensee to correct the deficiency. The notice shall describe each deficiency
22 and specify a reasonable time in which the deficiency is to be corrected. The commencement of
23 gambling operations shall not be delayed nor the operation suspended unless the deficiency
24 prevents substantial compliance with laws or regulations and materially threatens public safety or
25 the integrity of the gambling operation, and the deficiency cannot be ~~eured~~ corrected or mitigated
26 within a reasonable time. Any action to suspend gambling operations under this section shall be
27 taken pursuant to Business and Professions Code section 19931. Failure to correct or otherwise
28 mitigate the deficiency may be considered during the license renewal process and may result in
29 disciplinary action under Chapter 10 of this division.

30 (e) No gambling operations may be conducted at any new location until ~~all the required~~

1 ~~approvals have been obtained and~~ the provisions of subsections (b) and, if applicable, (c) have
2 been complied with.

3
4 **Option 2:**

5 (d)(1) The Bureau shall schedule and conduct a site visit prior to the commencement of
6 gambling operations at the new location to ensure at a minimum that the following internal
7 controls meet the requirements of Article 3 of Chapter 7:

8 (A) Drop and drop collection, pursuant to Section 12384;

9 (B) Count and count room functions, pursuant to Section 12385;

10 (C) Cage functions, pursuant to Section 12386;

11 (D) Security, pursuant to Section 12395; and,

12 (E) Surveillance, pursuant to Section 12396.

13 (2) If the Bureau notes any deficiency in compliance with laws or regulations, including but
14 not limited to, a deficiency in the internal controls listed in ~~subparagraphs (A) through (E)~~
15 paragraph (1), it shall issue a notice to the owner-licensee ~~of the nature of~~ to correct the
16 deficiency. The notice shall describe each deficiency and specify a reasonable time in which
17 each deficiency is to be corrected. Gambling operations may not begin until ~~any~~ all deficiencies
18 that prevent substantial compliance with laws or regulations and materially threatens public
19 safety or the integrity of the gambling operation have been ~~addressed~~ corrected or mitigated.

20 (e) No gambling operations may be conducted at any new location until ~~all the required~~
21 ~~approvals have been obtained and~~ the provisions of subsections (b), (c), if applicable, and (d)
22 have been complied with.

23
24 **Option 4:**

25 (d)(1) The Bureau shall schedule and conduct a site visit prior to the commencement of
26 gambling operations at the new location or within 30 days after the commencement of gambling
27 operations. A written report of the findings of the site visit shall be provided to the Commission,
28 as well as any follow-up reports. The Bureau's site visit report shall include determinations
29 regarding compliance with, at a minimum, the following internal control requirements of Article
30 3 of Chapter 7:

- 1 (A) Drop and drop collection, pursuant to Section 12384;
- 2 (B) Count and count room functions, pursuant to Section 12385;
- 3 (C) Cage functions, pursuant to Section 12386;
- 4 (D) Security, pursuant to Section 12395; and,
- 5 (E) Surveillance, pursuant to Section 12396.

6 (2) If the Bureau notes any deficiency in compliance with laws or regulations, including but
7 not limited to, a deficiency in the internal controls listed in paragraph (1), it shall issue a notice to
8 the owner-licensee to correct the deficiency. The notice shall describe each deficiency and
9 specify a reasonable time in which the deficiency is to be corrected. The commencement of
10 gambling operations shall not be delayed nor the operation suspended unless the deficiency
11 prevents substantial compliance with laws or regulations and materially threatens public safety or
12 the integrity of the gambling operation, and the deficiency cannot be corrected or mitigated
13 within a reasonable time. Any action to suspend gambling operations under this section shall be
14 taken pursuant to Business and Professions Code section 19931. Failure to correct or otherwise
15 mitigate the deficiency may be considered during the license renewal process and may result in
16 disciplinary action under Chapter 10 of this division.

17 (e) No gambling operations may be conducted at any new location until the provisions of
18 subsections (b) and, if applicable, (c), have been complied with.

19 ---
20

21 (f) If any gambling operations are conducted in violation of subsection (e), the owner-licensee
22 and each endorsed owner shall be subject to disciplinary action under Chapter 10 of this division.
23 For the purposes of this subsection, each day or portion thereof, whether consecutive or not,
24 during which any gambling operations are conducted in violation of subsection (e) shall
25 constitute a separate violation.

26 (g) Failure to timely ~~notify~~ provide notice to the Bureau as required by subsection (b) ~~of any~~
27 ~~change pursuant to this section~~ shall constitute a ground for disciplinary action under Chapter 10
28 of this division.

29 Note: Authority cited: Section 19811, 19823, 19824, 19826, 19840, 19841, 19853(a)(3), 19860, 19862 and 19864,
30 Business and Professions Code. Reference: Sections 19811, 19824, 19826, 19860, 19862 and 19868, Business and
31 Professions Code.

APPENDIX A



NOTICE OF ADDRESS CHANGE

SECTION 1: INFORMATION

Full Legal Name:

Gambling Establishment Affiliation, if any:

Type of License / Registration (or Designated Agent):

SECTION 2: CHANGE OF BUSINESS ADDRESS

Previous Business Address:

Street

City

State

Zip Code

New Business Address:

Street

City

State

Zip Code

SECTION 3: CHANGE OF MAILING ADDRESS, IF DIFFERENT FROM BUSINESS ADDRESS

Previous Mailing Address:

Street

City

State

Zip Code

New Mailing Address:

Street

City

State

Zip Code

SECTION 4: CHANGE OF PHONE NUMBER OR E-MAIL ADDRESS

Previous Phone Number:

Previous E-mail Address (Optional):

New Phone Number:

New E-mail Address (Optional):

SECTION 5: DECLARATION

I specifically request that all notices and written communications be sent to the new address listed above.

I declare under penalty of perjury under the laws of the State of California that the foregoing information, and all information submitted with this form is true, correct, and complete.

Signature: _____

Printed Name and Title:

Date:

NOTICE OF ADDRESS CHANGE INSTRUCTIONS

Type or print (in ink) all information requested on this form.

Retain a photocopy of the completed form for your permanent records.

A separate form is required for each registered/licensed person/entity.

If the form is returned at any point in the processing, please follow the enclosed directions and resubmit it in a timely manner. You are responsible for providing the appropriate information. If a question is not applicable, indicate with "N/A."

You must initial and date any corrections, changes, or other alterations.

Any individual or entity who holds a State Gambling License (including Key Employee License), Registration, or a CGCC-issued Work Permit is required to submit a Notice of Address Change Form within TEN days of such change.

SECTION 1: INFORMATION

Provide your full legal name and list all other names if applicable. State your Gambling Establishment Affiliation (i.e. Name of Gambling Establishment), if any, as well as the type of license/registration that you hold (i.e. Owner, Key Employee, Work Permit). If you are the Designated Agent, please state.

SECTION 2: CHANGE OF BUSINESS ADDRESS

and

SECTION 3: CHANGE OF ADDRESS

You must provide your complete previous address and new address. Even if only part of the address is changing, you must fill in all the blanks.

SECTION 3: CHANGE OF PHONE NUMBER OR E-MAIL ADDRESS

You must provide your complete previous phone number and new phone number. Providing an e-mail address is optional.

SECTION 4: DECLARATION

Sign and date the form under penalty of perjury. A form must be signed and dated to be considered complete.



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

NOTICE OF CONTACT INFORMATION CHANGE

CGCC – 032 (Rev. 06/12)

To notify the Bureau of Gambling Control (Bureau) of a change in contact information (as required in Title 4, CCR, Section 12004), complete this form and submit it to: **Bureau of Gambling Control, Post Office Box 168024, Sacramento, CA 95816-8024.** *This form should only be used to notify the Bureau of a change in contact information. To notify the Bureau of the physical relocation of a gambling establishment, please use form CGCC-050 (New 06/12).*

Type or print (in ink) all required information on this form.

SECTION 1- INFORMATION																					
Name of License Holder:	License / Permit / Registration Number:																				
Type of License / Permit / Approval: <table style="width: 100%; margin-top: 10px;"> <tr> <td><input type="checkbox"/> Owner-Licensee (Gambling Enterprise)</td> <td><input type="checkbox"/> Endorsed Licensee (Gambling Enterprise)</td> <td><input type="checkbox"/> Key Employee</td> <td><input type="checkbox"/> Work Permit</td> </tr> <tr> <td><input type="checkbox"/> TPPPPS - Owner</td> <td><input type="checkbox"/> TPPPPS - Supervisor</td> <td colspan="2"><input type="checkbox"/> TPPPPS - Player</td> </tr> <tr> <td><input type="checkbox"/> Gambling Business - Owner</td> <td><input type="checkbox"/> Gambling Business - Supervisor</td> <td colspan="2"><input type="checkbox"/> Gambling Business - Player</td> </tr> <tr> <td><input type="checkbox"/> Manufacturer or Distributor</td> <td><input type="checkbox"/> Designated Agent</td> <td colspan="2"></td> </tr> <tr> <td colspan="4"><input type="checkbox"/> Other: _____</td> </tr> </table>		<input type="checkbox"/> Owner-Licensee (Gambling Enterprise)	<input type="checkbox"/> Endorsed Licensee (Gambling Enterprise)	<input type="checkbox"/> Key Employee	<input type="checkbox"/> Work Permit	<input type="checkbox"/> TPPPPS - Owner	<input type="checkbox"/> TPPPPS - Supervisor	<input type="checkbox"/> TPPPPS - Player		<input type="checkbox"/> Gambling Business - Owner	<input type="checkbox"/> Gambling Business - Supervisor	<input type="checkbox"/> Gambling Business - Player		<input type="checkbox"/> Manufacturer or Distributor	<input type="checkbox"/> Designated Agent			<input type="checkbox"/> Other: _____			
<input type="checkbox"/> Owner-Licensee (Gambling Enterprise)	<input type="checkbox"/> Endorsed Licensee (Gambling Enterprise)	<input type="checkbox"/> Key Employee	<input type="checkbox"/> Work Permit																		
<input type="checkbox"/> TPPPPS - Owner	<input type="checkbox"/> TPPPPS - Supervisor	<input type="checkbox"/> TPPPPS - Player																			
<input type="checkbox"/> Gambling Business - Owner	<input type="checkbox"/> Gambling Business - Supervisor	<input type="checkbox"/> Gambling Business - Player																			
<input type="checkbox"/> Manufacturer or Distributor	<input type="checkbox"/> Designated Agent																				
<input type="checkbox"/> Other: _____																					
SECTION 2 – CHANGE OF CONTACT INFORMATION																					
<i>Check each appropriate box and fill out all information as applicable.</i>																					
<input type="checkbox"/> NEW Mailing Address:																					
<input type="checkbox"/> NEW Phone Number:	<input type="checkbox"/> NEW FAX Number:																				
<input type="checkbox"/> NEW Email Address:																					
SECTION 3 – DECLARATION																					
<p><i>I declare under penalty of perjury under the laws of the State of California that the foregoing information, and all information submitted with this form is true, correct, and complete, and that I am authorized to submit this information to the Commission.</i></p> <p>Signature: _____ Date: _____</p> <p>Printed Name and Title: _____</p>																					

APPENDIX A



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

NOTICE OF RELOCATION CGCC – 050 (New 06/12)

To notify the Bureau of Gambling Control (Bureau) and the California Gambling Control Commission (Commission) of a change in the physical location of a gambling establishment (as required in Title 4, CCR, Section 12364)), complete this form, attach the required information referenced in Sections 2 and 3, and submit to **Bureau of Gambling Control, Post Office Box 168024, Sacramento, CA 95816-8024.**

This form must be submitted at least **90 days** prior to the commencement of gambling operations at the new location of the gambling establishment. The required documents (Section 2) do not need to be submitted 90 days in advance; however, they must be submitted prior to the commencement of gambling operations. Failure to do so may result in disciplinary action.

Prior to conducting its site visit pursuant to Section 12364(d), the Bureau will request payment of a deposit of \$600 as provided in Title 11, CCR, Section 2037(a)(1)(J).

Type or print (in ink) all required information on this form.

SECTION 1- INFORMATION	
Name of Owner-Licensee:	License Number:
Name of Gambling Establishment:	
Previous Address:	
NEW Address:	
NEW Phone Number (if applicable):	NEW Fax Number (if applicable):
Date of Commencement of Operations in New Location:	
Local Jurisdiction:	
The new address of the gambling establishment:	
<input type="checkbox"/> IS NOT within 1000 feet of the boundary line of the local jurisdiction. (Proceed to Sections 2 and 4)	
<input type="checkbox"/> IS within 1000 feet of the boundary line of the local jurisdiction. (Proceed to Sections 2, 3, and 4)	

SECTION 2 – REQUIRED DOCUMENTATION

The following information must be received by the Bureau prior to the commencement of gambling operations:

- The fully executed lease agreement or evidence of the licensee’s ownership of the building.
- A copy of the licensee’s fire safety and evacuation plan for the new location, in compliance with California Code of Regulations, Title 4, Section 12370.
- A copy of the licensee’s security and surveillance plan for the new location, in compliance with California Code of Regulations, Title 4, Section 12372.
- All required approvals, licenses, and permits by any applicable local jurisdictional entity (e.g. local business license, conditional use permits, local gaming licenses, occupancy permits, zoning variances, etc.).

The following information must be received by the Bureau prior to the commencement of the related activity:

- Any required approvals, licenses, and permits by any applicable state or federal agency (e.g. liquor licenses, check cashing permits, etc.).

SECTION 3 – NEIGHBORING JURISDICTION DOCUMENTATION

- I have attached documentation from the neighboring jurisdiction pursuant to Section 12364(b)(2)(A).
- The appropriate individual has signed below confirming no objections to the proposed location pursuant to Section 1234664(b)(2)(A).
- [A notice has been provided to the neighboring jurisdiction pursuant to Section 12364\(b\)\(2\)\(B\). A copy of the notice and proof of receipt to the neighboring jurisdiction is attached to this application.](#)
- [The relocation is exempt pursuant to Section 12364\(b\)\(2\)\(C\).](#)

Signature _____

Date _____

Printed Name _____

Title / Department _____

[If the new location is within 1000 feet of multiple boundary lines, additional copies of this page may be attached for each additional neighboring jurisdiction.](#)

~~I am unable to obtain signed confirmation and request the matter be placed on a Commission agenda. I have attached documentation of my efforts to obtain signed confirmation from the neighboring jurisdiction.~~

SECTION 4 – DECLARATION

NOTICE OF RELOCATION

I declare under penalty of perjury under the laws of the State of California that the foregoing information, and all information submitted with this form is true, correct, and complete, and that I am authorized to submit this information to the Commission.

Signature: _____ Date: _____

Printed Name and Title: _____