

CALIFORNIA GAMBLING CONTROL COMMISSION
DESCRIPTION OF PROPOSED REGULATORY ACTION
UPDATE FOR NON-COMMISSION FORMS

INTRODUCTION:

The California Gambling Control Commission (“Commission”) is the state agency charged with the administration and implementation of the California Gambling Control Act (“Act”).¹ Under the Act, the Commission is required to approve, condition, or deny an application for license or other approval at a meeting (evidentiary hearing) pursuant to certain provisions. As part of this approval process, the Bureau of Gambling Control within the Office of the Attorney General (“Bureau”) conducts detailed background investigations on the individuals and businesses that apply for a license or other approval. As part of their application, an applicant submits information that includes forms created by agencies other than the Commission.

EXISTING LAW:

Section 19823 of the Business and Professions Code² provides that it is the responsibility of the Commission to ensure that licenses, approvals, and permits are not issued to, or held by, unqualified or disqualified persons, or by persons whose operations are conducted in a manner that is inimical to the public health, safety, or welfare.

Section 19841, subdivision (a) provides authority for adopting regulations that prescribe the method and manner of an application and the information must be furnished by an applicant including fingerprints as a method of identification.

PROPOSED ACTION:

This proposed action will make changes within California Code of Regulations Title 4 Division 18 as follows:

CHAPTER 2 LICENSES AND WORK PERMITS.

ARTICLE 2. INITIAL AND RENEWAL LICNENSES AND WORK PERMITS.

Amend 12112. Initial License Applications; Required Forms.

Section 12112 provides the documents a person applying for initial Commission approval must submit to the Bureau.

Subsection (b) provides the supplemental documents that are included with an application, as applicable.

- Paragraph (7) provides the Spousal Information form. In Section 4, the form includes a reference to the Request for Live Scan form, including the version date. As has been done with other supplemental forms, the revision date for the Request for Live Scan form has been repealed.

¹ Business and Professions Code, Division 8, Chapter 4, section 19800 et seq.

² All statutory references hereinafter are to the Business and Professions Code, unless otherwise specified.

- Paragraph (8) provides the Request for Copy of Personal Income or Fiduciary Return, FTB-3516C1, side 1-PIT. This form is maintained by the Franchise Tax Board and is required for the Bureau to request a copy of the applicant's tax returns. The form has been updated to the version dated 08/2015.
- Paragraph (9) provides the Request for Copy of Corporation, Exempt Organization, Partnership, or Limited Liability Company Return, FTB-3516C1, side 2-CORP. This form is maintained by the Franchise Tax Board and is required for the Bureau to request a copy of the applicant's tax returns. The form has been updated to the version dated 08/2015.

Subsection (d) provides for the fingerprint form that is required of the applicant. Paragraph (1) provides that if an applicant is a resident of the State of California they are required to submit a Request for Live Scan Service. This form is maintained by the Department of Justice and is required to be submitted to third-party live scan companies that is then forwarded to the Department of Justice for review. The form has been updated to the version dated 02/20.

Amend 12114. Renewal License Applications; Required Forms.

Section 12114 provides the documents an applicant applying for a renewal of their Commission approval must submit to the Bureau.

Subsection (b) provides for the documents required for a complete application, as applicable.

- Paragraph (4) provides for the fingerprint form that is required of the applicant. Subparagraph (A) provides that if an applicant is a resident of the State of California they are required to submit a Request for Live Scan Service. Consistent with the change discussed in Section 12112(d), this form is updated to the most recent version. For more information on this change and why it is necessary, see Section 12112(d).
- Paragraph (5) provides for the Spousal Information form. Consistent with the change discussed in Section 12112(b)(7), this form has been updated. For more information on this change and why it is necessary, see Section 12112(b)(7).

CHAPTER 8. BINGO.

ARTICLE 2. MANUFACTURERS, DISTRIBUTORS, AND VENDORS OF BINGO EQUIPMENT, DEVICES, SUPPLIES, AND SERVICES.

Amend 12492. Interim Licenses; Initial and Renewal; Conditions.

Section 12492 provides the process through which an applicant can apply for an initial or renewal interim license to manufacture, distribute, or provide remote caller bingo equipment, supplies, services or card-minding devices.

Subsection (d) provides the documents a person applying for initial Commission approval must submit to the Bureau. Paragraph (3) provides that an applicant is required to submit a Request for Live Scan Service. Consistent with the change discussed in Section 12112(d), this form is

updated to the most recent version. For more information on this change and why it is necessary, see Section 12112(d).

Subsection (e) provides the documents an applicant applying for a renewal of their Commission approval must submit to the Bureau. Paragraph (3) provides that an applicant is required to submit a Request for Live Scan Service. Consistent with the change discussed in Section 12112(d) this form is updated to the most recent version. For more information on this change and why it is necessary, see Section 12112(d).

ARTICLE 10. REMOTE CALLER BINGO INTERIM LICENSES AND INTERIM WORK PERMITS.

Amend 12500. Interim Licenses; Initial and Renewal; Conditions.

Section 12500 provides the process through which an applicant can apply for an initial or renewal interim license for a fiduciary or caller.

Subsection (c) provides the documents a person applying for initial Commission approval must submit to the Bureau. Paragraph (3) provides that an applicant is required to submit a Request for Live Scan Service. Consistent with the change discussed in Section 12112(d), this form is updated to the most recent version. For more information on this change and why it is necessary, see Section 12112(d).

Amend 12503. Interim Work Permits; Initial and Renewal; Conditions.

Section 12503 provides the process through which an applicant can apply for an initial or renewal interim license for a remote caller bingo interim work permit.

Subsection (b) provides the documents a person applying for Commission approval must submit to the Bureau. Paragraph (3) provides that an applicant is required to submit a Request for Live Scan Service. Consistent with the change discussed in Section 12112(d), this form is updated to the most recent version. For more information on this change and why it is necessary, see Section 12112(d).