

**CALIFORNIA GAMBLING CONTROL COMMISSION**

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## NOTICE OF PROPOSED RULEMAKING

**TITLE 4. CALIFORNIA GAMBLING CONTROL COMMISSION****Chapter 1 – General Provisions**

The California Gambling Control Commission (“Commission”) proposes to adopt the regulations described below after considering all comments, objections, or recommendations regarding the proposed action.

**PROPOSED REGULATORY ACTION:** The Commission proposes to adopt sections 12002 and 12004 of Title 4 of the California Code of Regulations, concerning definitions and changes of address.

## PUBLIC HEARING

At this time, the Commission has not scheduled a public hearing. Any interested person or his or her duly authorized representative may request a hearing pursuant to Government Code section 11346.8 no later than 15 days prior to the close of the comment period.

## WRITTEN COMMENT PERIOD

Any interested person, or his or her authorized representative, may submit written comments relevant to the proposed regulatory action to the Commission at any time during the 45-day public comment period. To be considered for summary and response, **all written comments must be received no later than 5:00 p.m., September 6, 2005.**

Requests for a public hearing or written comments for the Commission’s consideration should be directed to:

Heather Hoganson, Counsel, California Gambling Control Commission  
2399 Gateway Oaks Drive, Suite 100 Sacramento, CA 95833-4231;  
Fax: 916-263-0452, E-mail: [hhoganson@cgcc.ca.gov](mailto:hhoganson@cgcc.ca.gov)

## AUTHORITY AND REFERENCE

Authority for the proposed regulations is provided by various provisions of the Gambling Control Act, which may be found in Business and Professions Code sections 19800--19980. In particular, Business and Professions Code sections 19811, 19823, 19824, 19853(a)(3), 19840, 19841, 19854, 19864, and 19984.

The reference citations are as follows: the proposed regulations implement, interpret, or make specific Business and Professions Code sections 19800, 19805, 19811, 19816, 19850, 19852, and 19951.

## INFORMATIVE DIGEST AND POLICY STATEMENT OVERVIEW

The Gambling Control Act (Business and Professions Code, section 19800 et seq.) provides the Commission jurisdiction over controlled gambling (California Cardrooms) and those that engaged in controlled gambling. The Commission's regulated community thus includes work permit holders, holders of findings of suitability or approvals, key employee licensees, registrants, licensees, and owner licensees of gambling establishments (cardrooms).

Currently, Commission regulations are divided by types of licenses, permits, or registrations, and include definition sections in each part that include the same or similar definitions as in other parts. A general section of definitions are being added to add clarity and reduce duplication in the Commission's regulations.

Currently, licensees and registrants (etc.) must be renewed periodically, but there is no provision for notifying the Commission regarding changes of address, phone, or e-mail between renewals. Commission staff members needing to contact a licensee or registrant are often delayed in making such contact because of changed contact information. A change of address form is being promulgated in order for the regulated community to notify the Commission of changes of contact information.

## DISCLOSURES REGARDING THE PROPOSED ACTION

**Mandate on local agencies and school districts:** These regulations do not impose a mandate on local agencies or school districts.

**Cost or savings to any state agency:** None.

**Cost to any local agency or school district that must be reimbursed in accordance with Government Code section 17561:** None

**Other non-discretionary cost or savings imposed upon local agencies:** None

**Cost or savings in federal funding to the state:** None

**Cost impact on representative private person or business:** The Commission is not aware of any cost impacts that a representative private person or business would necessarily incur in reasonable compliance with the proposed action.

**Impact on Business:** The Commission has made an initial determination that the proposed regulatory changes will not have a significant statewide adverse economic impact directly affecting business, including the ability of California businesses to compete with businesses in other states.

**Significant effect on housing costs:** The Commission has made an initial determination that the proposed regulatory action would not affect housing costs.

**Effect on small business:** The Commission has made an initial determination that there may be a minor effect on small business.

## CONSIDERATION OF ALTERNATIVES

In accordance with Government Code section 11346.5(a)(13), the Commission must determine that no reasonable alternative considered by the Commission or that has otherwise been identified and brought to the attention of the Commission would be more effective in carrying out the purpose for which the action is proposed or would be as effective and less burdensome to affected private persons than the proposed action.

## ASSESSMENT REGARDING CREATION OR ELIMINATION OF JOBS IN CALIFORNIA

The Commission has made an assessment and determined that the adoption of the proposed regulation will neither create nor eliminate jobs in the State of California nor result in the elimination of existing businesses or create or expand businesses in the State of California.

## CONTACT PERSONS

Inquiries concerning the substance of the proposed action should be directed to:

Heather Hoganson, Counsel, California Gambling Control Commission,  
2399 Gateway Oaks Drive, Suite 100 Sacramento, CA 95833-4231;  
Telephone: 916-263-0490, Fax: 916-263-0452, E-mail: [hhoganson@cgcc.ca.gov](mailto:hhoganson@cgcc.ca.gov).

Requests for a copy of the proposed text of the regulation, the initial statement of reasons, the modified text of the regulation, if any, or other technical information upon which the rulemaking is based should be directed to:

Pam Ramsey, California Gambling Control Commission,  
2399 Gateway Oaks Drive, Suite 100 Sacramento, CA 95833-4231;  
Telephone: 916-263-0490, Fax: 916-263-0452.

## AVAILABILITY OF STATEMENT OF REASONS AND TEXT OF PROPOSED REGULATIONS

The Commission will have the entire rulemaking file available for inspection and copying throughout the rulemaking process at the office at the above address. As of the date this notice is published in the Notice Register, the rulemaking file consists of this notice, the proposed text of the regulation, and the Initial Statement of Reasons. A copy may be obtained by contacting Pam Ramsey at the address or telephone number listed above or accessing the Commission's website at <http://www.cgcc.ca.gov>. Upon its completion, the Final Statement of Reasons will be available and copies may be requested from the Regulations Coordinator or viewed on the website.

## AVAILABILITY OF CHANGED OR MODIFIED TEXT

Following the comment period, the Commission may adopt the proposed regulation substantially as described in this notice. If modifications are made which are sufficiently related to the originally proposed text, the modified text, with changes clearly indicated, will be made available to the public for at least 15 days prior to the date on which the Commission adopts the regulation. Requests for copies of any modified regulation should be sent to the attention of Pam Ramsey at the address indicated above.

The Commission will accept written comments on the modified regulation for 15 days after the date on which it is made available.