

California Gambling Control Commission

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**MINUTES OF JUNE 18, 2014
REGULATIONS HEARING**

OPEN SESSION

1. Call to Order and Pledge of Allegiance.

Chairman Richard Lopes called the hearing to order at 10:00 a.m., and asked everyone to stand for the Pledge of Allegiance.

2. Roll Call of Commissioners.

Roll Call of Commissioners was taken, with Chairman Richard Lopes and Commissioners Tiffany Conklin, Lauren Hammond and Richard Schuetz present.

3. REGULATIONS HEARING

A. Receipt and Consideration of Public Comments Concerning Regulations Addressing Application Withdrawals and Abandonments, and Hearing Procedures. (Proposed Amendment of Title 4, California Code of Regulations, Sections 12002, 12015, 12017, 12050 and 12386; Proposed Adoption of Title 4, California Code of Regulations, Sections 12006, 12012, 12035, 12052, 12054, 12056, 12058, 12060, 12062, 12064, 12066 and 12068)

- General Definitions (§ 12002)
- Service of Notices, Orders and Communications (§ 12006)
- *Ex Parte* Communication (§ 12012)
- Withdrawal of Applications (§ 12015)
- Abandonment of Applications (§ 12017)
- Issuance of Interim Renewal License (§ 12035)
- Procedures for Hearings and Meetings on Applications (§§ 12050, 12052, 12054, 12056, 12058, 12060, 12062, 12064, 12066 and 12068)

This item was opened for public comment, pursuant to Government Code section 11346.8 (a), and the attendees were afforded an opportunity to present comments, both orally and in writing, concerning the proposed regulations.

Comments Received From:

Alan Titus, Artichoke Joe's

Jim Parrinello, Artichoke Joe's

Stacey Luna-Baxter, Department of Justice, Bureau of Gambling Control

There were no further public comments and the rulemaking public comment period was closed.

RULEMAKING PUBLIC COMMENT PERIOD CLOSED.

- B. Consideration of Final Adoption of, and Approval for Filing with the Office of Administrative Law, Regulations Addressing Application Withdrawals and Abandonments, and Hearing Procedures. (Proposed Amendment of Title 4, California Code of Regulations, Sections 12002, 12015, 12017, 12050 and 12386; Proposed Adoption of Title 4, California Code of Regulations, Sections 12006, 12012, 12035, 12052, 12054, 12056, 12058, 12060, 12062, 12064, 12066 and 12068)

All public comment periods mandated under the rulemaking provisions of the Administrative Procedure Act (APA) having ended, the Commission proceeded with deliberations on the final adoption of the proposed regulations.

Additional Comments Received From:

Robert Mukai, Department of Justice, Indian and Gaming Law Section

Stacey Luna-Baxter, Department of Justice, Bureau of Gambling Control

Staff recommended that the Commission, after considering all of the comments received, both written and oral, approve the recommended modifications to the proposed text, dated June 18, 2014, and initiation of a 15-day written comment period, pursuant to Government Code section 11346.8(c), with the final adoption to be considered after receipt of any 15-day written comments.

Action:

Commissioner Conklin moved to approve staff's recommended modifications to the proposed text, dated June 18, 2014, and initiation of a 15-day written comment period, pursuant to Government Code section 11346.8(c), with the final adoption to be considered after receipt of any 15-day written comments. The motion was seconded by Commissioner Hammond and unanimously passed on a roll call vote with Chairman Lopes and Commissioners Conklin, Hammond and Schuetz voting yes.

PUBLIC COMMENT

None

ADJOURNMENT

Chairman Lopes adjourned the hearing at 11:15 a.m.