



Ohio Legislative Service Commission

Bill Analysis

Bethany Boyd

S.B. 208

128th General Assembly
(As Introduced)

Sens. Grendell, Seitz, Hughes

BILL SUMMARY

- Requires the Ohio Casino Control Commission to request criminal records checks and obtain fingerprint cards of certain casino facility license applicants, licensees, and related entities, and the State Lottery Commission to request such checks and obtain fingerprint cards of applicants for video lottery terminal agent licenses, licensees, and related entities.
- Authorizes the Ohio Casino Control Commission and the State Lottery Commission to periodically request the criminal records of licensees and related entities.
- Authorizes the Ohio Casino Control Commission and the State Lottery Commission to adopt rules specifying when an applicant may be issued a license.
- Requires the Ohio Casino Control Commission and the State Lottery Commission to refuse to grant a license to, or to revoke the license of, applicants and licensees licensed by them, respectively, who have been convicted of a felony or when related entities have been convicted of a felony.

CONTENT AND OPERATION

Criminal records checks

The bill requires the Ohio Casino Control Commission¹ (OCCC) and the State Lottery Commission to request the Bureau of Criminal Identification and Investigation (BCII), the Department of Public Safety (DPS), or any other state, local, or federal

¹ The seven-member Ohio Casino Control Commission was recently created under Ohio Constitution, Art. XV, § 6(C), to license and regulate casinos, casino operators, casino management companies, and their key employees, as well as gaming-related vendors.

agency to supply the OCCC and the State Lottery Commission with the criminal records of certain applicants for licenses and licensees.

Ohio Casino Control Commission

(R.C. 2915.25(A) to (C))

The OCCC must request the criminal records of any applicant for a license to become:

- (1) An operator of, or a management company retained by an operator of, a casino facility;
- (2) A manager or key employee employed in a casino facility; and
- (3) A gaming-related vendor providing goods or services to a casino facility.

In addition, the OCCC must request the criminal records of any person that is an applicant for a license and that directly or indirectly owns 5% or more of an operator or a management company of a casino facility. The OCCC may periodically request the criminal records of any licensee or such a direct or indirect owner.

State Lottery Commission

(R.C. 3770.211(A) to (C))

Likewise, the State Lottery Commission must request from BCII, DPS, or any other state, local, or federal agency the criminal records of:

- (1) Any applicant for a license to become a video lottery terminal agent,
- (2) A person who directly or indirectly owns 5% or more of an applicant for a video lottery terminal agent license or a management company retained by such an agent;
- (3) A manager or key employee employed by a video lottery terminal agent; and
- (4) A vendor providing gaming-related goods or services to a video lottery terminal agent.

The State Lottery Commission also may periodically request the criminal records of a licensed video lottery terminal agent or other person described in (2) through (4), above.

Fingerprint cards

(R.C. 2915.25(D) and 3770.211(E))

At or prior to making a criminal records request under the bill, the OCCC must require applicants for licenses and the other entities listed above in "**Ohio Casino Control Commission**," and the State Lottery Commission must require applicants for video lottery terminal agent licenses or any of the other entities listed above in "**State Lottery Commission**," to obtain fingerprint impressions on fingerprint cards prescribed by the Superintendent of the BCII at a qualified law enforcement agency. The OCCC and State Lottery Commission must cause those fingerprint cards to be forwarded to the BCII or to the Federal Bureau of Investigation, or to both bureaus.

Rules

(R.C. 2915.25 (E) and 3770.211(E))

The OCCC and the State Lottery Commission may adopt uniform rules specifying the time periods after which an applicant licensed by them, respectively, may be issued a license.

Denial or revocation of a license

(R.C. 2915.25(F) and 3770.211(F))

Under the bill, the OCCC must refuse to grant a license to, and must revoke the license of, an operator, a management company, a manager or key employee, or a gaming-related vendor if the applicant or licensee has been convicted of a felony. Additionally, the OCCC must refuse to grant a license to, and must revoke the license of, an operator of, or a management company retained by an operator of, a casino facility if a person who directly or indirectly owns 5% or more of the operator or management company has been convicted of a felony.

The State Lottery Commission must refuse to grant a license to an applicant for a video lottery terminal agent license, and must revoke the license of a video lottery terminal agent, who has been convicted of a felony or if any of the following has been convicted of a felony:

- ◆ A person who directly or indirectly owns 5% or more of the video lottery terminal agent or a management company retained by the video lottery terminal agent.
- ◆ A manager or key employee employed by the video lottery terminal agent.

◆ A vendor providing gaming-related goods or services to the video lottery terminal agent.

HISTORY

ACTION	DATE
Introduced	11-16-09

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