

SB2216



99TH GENERAL ASSEMBLY

State of Illinois

2015 and 2016

SB2216

Introduced 1/13/2016, by Sen. Terry Link

SYNOPSIS AS INTRODUCED:

230 ILCS 10/9

from Ch. 120, par. 2409

Amends the Riverboat Gambling Act. Provides that a first conviction for driving under the influence under the Illinois Vehicle Code is not considered a subsequent conviction under certain licensure provisions of the Act concerning disqualifying criminal convictions if the conviction was more than 10 years prior to his or her application for a license to operate a licensed establishment, licensed truck stop establishment, licensed fraternal establishment, or licensed veterans establishment under the Video Gaming Act.

LRB099 15447 MLM 39732 b

A BILL FOR

1 AN ACT concerning gaming.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Riverboat Gambling Act is amended by
5 changing Section 9 as follows:

6 (230 ILCS 10/9) (from Ch. 120, par. 2409)

7 Sec. 9. Occupational licenses.

8 (a) The Board may issue an occupational license to an
9 applicant upon the payment of a non-refundable fee set by the
10 Board, upon a determination by the Board that the applicant is
11 eligible for an occupational license and upon payment of an
12 annual license fee in an amount to be established. To be
13 eligible for an occupational license, an applicant must:

14 (1) be at least 21 years of age if the applicant will
15 perform any function involved in gaming by patrons. Any
16 applicant seeking an occupational license for a non-gaming
17 function shall be at least 18 years of age;

18 (2) not have been convicted of a felony offense, a
19 violation of Article 28 of the Criminal Code of 1961 or the
20 Criminal Code of 2012, or a similar statute of any other
21 jurisdiction;

22 (2.5) not have been convicted of a crime, other than a
23 crime described in item (2) of this subsection (a),

1 involving dishonesty or moral turpitude, except that the
2 Board may, in its discretion, issue an occupational license
3 to a person who has been convicted of a crime described in
4 this item (2.5) more than 10 years prior to his or her
5 application and has not subsequently been convicted of any
6 other crime;

7 (3) have demonstrated a level of skill or knowledge
8 which the Board determines to be necessary in order to
9 operate gambling aboard a riverboat; and

10 (4) have met standards for the holding of an
11 occupational license as adopted by rules of the Board. Such
12 rules shall provide that any person or entity seeking an
13 occupational license to manage gambling operations
14 hereunder shall be subject to background inquiries and
15 further requirements similar to those required of
16 applicants for an owners license. Furthermore, such rules
17 shall provide that each such entity shall be permitted to
18 manage gambling operations for only one licensed owner.

19 (a-5) For any applicant seeking licensure for a licensed
20 establishment, licensed truck stop establishment, licensed
21 fraternal establishment, or licensed veterans establishment
22 under the Video Gaming Act, a first conviction for driving
23 under the influence under Section 11-501 of the Illinois
24 Vehicle Code is not considered a subsequent conviction under
25 item (2.5) of subsection (a) if the conviction was more than 10
26 years prior to his or her application for such a license.

1 (b) Each application for an occupational license shall be
2 on forms prescribed by the Board and shall contain all
3 information required by the Board. The applicant shall set
4 forth in the application: whether he has been issued prior
5 gambling related licenses; whether he has been licensed in any
6 other state under any other name, and, if so, such name and his
7 age; and whether or not a permit or license issued to him in
8 any other state has been suspended, restricted or revoked, and,
9 if so, for what period of time.

10 (c) Each applicant shall submit with his application, on
11 forms provided by the Board, 2 sets of his fingerprints. The
12 Board shall charge each applicant a fee set by the Department
13 of State Police to defray the costs associated with the search
14 and classification of fingerprints obtained by the Board with
15 respect to the applicant's application. These fees shall be
16 paid into the State Police Services Fund.

17 (d) The Board may in its discretion refuse an occupational
18 license to any person: (1) who is unqualified to perform the
19 duties required of such applicant; (2) who fails to disclose or
20 states falsely any information called for in the application;
21 (3) who has been found guilty of a violation of this Act or
22 whose prior gambling related license or application therefor
23 has been suspended, restricted, revoked or denied for just
24 cause in any other state; or (4) for any other just cause.

25 (e) The Board may suspend, revoke or restrict any
26 occupational licensee: (1) for violation of any provision of

1 this Act; (2) for violation of any of the rules and regulations
2 of the Board; (3) for any cause which, if known to the Board,
3 would have disqualified the applicant from receiving such
4 license; or (4) for default in the payment of any obligation or
5 debt due to the State of Illinois; or (5) for any other just
6 cause.

7 (f) A person who knowingly makes a false statement on an
8 application is guilty of a Class A misdemeanor.

9 (g) Any license issued pursuant to this Section shall be
10 valid for a period of one year from the date of issuance.

11 (h) Nothing in this Act shall be interpreted to prohibit a
12 licensed owner from entering into an agreement with a public
13 community college or a school approved under the Private
14 Business and Vocational Schools Act of 2012 for the training of
15 any occupational licensee. Any training offered by such a
16 school shall be in accordance with a written agreement between
17 the licensed owner and the school.

18 (i) Any training provided for occupational licensees may be
19 conducted either on the riverboat or at a school with which a
20 licensed owner has entered into an agreement pursuant to
21 subsection (h).

22 (Source: P.A. 96-1392, eff. 1-1-11; 97-650, eff. 2-1-12;
23 97-1150, eff. 1-25-13.)