

SB1462



103RD GENERAL ASSEMBLY

State of Illinois

2023 and 2024

SB1462

Introduced 2/7/2023, by Sen. Robert Peters

SYNOPSIS AS INTRODUCED:

230 ILCS 10/9

from Ch. 120, par. 2409

Amends the Illinois Gambling Act. Provides that specified provisions concerning the eligibility for an occupational license and convictions of certain offenses shall not apply to individuals performing certain services. Provides that the Illinois Gaming Board shall instead apply the criteria and process of provisions concerning conviction records of the Illinois Human Rights Act to individuals performing the specified services in the same manner as if it were the prospective employer of such individuals.

LRB103 27258 AMQ 53629 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 Illinois 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
3 license to a person who has been convicted of a crime
4 described in this item (2.5) more than 10 years prior to
5 his or her application and has not subsequently been
6 convicted of any 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, in a casino, or at an
10 organization gaming facility; and

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

20 (a-5) The provisions of paragraphs (2) and (2.5) of
21 subsection (a) shall not apply to individuals performing the
22 following services: housekeeping and cleaning services; front
23 desk or bell services; services as a doorman, baggage
24 handler, or telephone operator; food and beverage services;
25 services as a theater usher; and convention portering
26 services. The Board shall instead apply the criteria and

1 process of Section 2-103.1 of the Illinois Human Rights Act to
2 individuals performing these services in the same manner as if
3 it were the prospective employer of such individuals.

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

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

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

1 or denied for just cause in any other state; or (4) for any
2 other just cause.

3 (e) The Board may suspend, revoke or restrict any
4 occupational licensee: (1) for violation of any provision of
5 this Act; (2) for violation of any of the rules and regulations
6 of the Board; (3) for any cause which, if known to the Board,
7 would have disqualified the applicant from receiving such
8 license; or (4) for default in the payment of any obligation or
9 debt due to the State of Illinois; or (5) for any other just
10 cause.

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

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

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

23 (i) Any training provided for occupational licensees may
24 be conducted either at the site of the gambling facility or at
25 a school with which a licensed owner or organization gaming
26 licensee has entered into an agreement pursuant to subsection

1 (h) .

2 (Source: P.A. 101-31, eff. 6-28-19; 102-538, eff. 8-20-21.)