

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 Administrative Procedure Act is
5 amended by adding Section 5-45.35 as follows:

6 (5 ILCS 100/5-45.35 new)

7 Sec. 5-45.35. Emergency rulemaking; occupational licenses.

8 To provide for the expeditious and timely implementation of
9 this amendatory Act of the 103rd General Assembly, emergency
10 rules implementing the changes made to Section 9 of the
11 Illinois Gambling Act may be adopted in accordance with
12 Section 5-45 by the Illinois Gaming Board. The adoption of
13 emergency rules authorized by Section 5-45 and this Section is
14 deemed to be necessary for the public interest, safety, and
15 welfare.

16 This Section is repealed one year after the effective date
17 of this amendatory Act of the 103rd General Assembly.

18 Section 10. The Illinois Gambling Act is amended by
19 changing Section 9 as follows:

20 (230 ILCS 10/9) (from Ch. 120, par. 2409)

21 Sec. 9. Occupational licenses.

1 (a) The Board may issue an occupational license to an
2 applicant upon the payment of a non-refundable fee set by the
3 Board, upon a determination by the Board that the applicant is
4 eligible for an occupational license and upon payment of an
5 annual license fee in an amount to be established. To be
6 eligible for an occupational license, an applicant must:

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

11 (2) not have been convicted of a felony offense, a
12 violation of Article 28 of the Criminal Code of 1961 or the
13 Criminal Code of 2012, or a similar statute of any other
14 jurisdiction if the applicant will perform any function
15 involved in gaming by patrons;

16 (2.5) not have been convicted of a crime, other than a
17 crime described in item (2) of this subsection (a),
18 involving dishonesty or moral turpitude if the applicant
19 will perform any function involved in gaming by patrons,
20 except that the Board may, in its discretion, issue an
21 occupational license to a person who has been convicted of
22 a crime described in this item (2.5) more than 10 years
23 prior to his or her application and has not subsequently
24 been convicted of any other crime;

25 (3) have demonstrated a level of skill or knowledge
26 which the Board determines to be necessary in order to

1 operate gambling aboard a riverboat, in a casino, or at an
2 organization gaming facility; and

3 (4) have met standards for the holding of an
4 occupational license as adopted by rules of the Board.
5 Such rules shall provide that any person or entity seeking
6 an occupational license to manage gambling operations
7 under this Act shall be subject to background inquiries
8 and further requirements similar to those required of
9 applicants for an owners license. Furthermore, such rules
10 shall provide that each such entity shall be permitted to
11 manage gambling operations for only one licensed owner.

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

21 (c) Each applicant shall submit with his application, on
22 forms provided by the Board, 2 sets of his fingerprints. The
23 Board shall charge each applicant a fee set by the Illinois
24 State Police to defray the costs associated with the search
25 and classification of fingerprints obtained by the Board with
26 respect to the applicant's application. These fees shall be

1 paid into the State Police Services Fund.

2 (d) The Board may in its discretion refuse an occupational
3 license to any person: (1) who is unqualified to perform the
4 duties required of such applicant; (2) who fails to disclose
5 or states falsely any information called for in the
6 application; (3) who has been found guilty of a violation of
7 this Act or whose prior gambling related license or
8 application therefor has been suspended, restricted, revoked
9 or denied for just cause in any other state; (4) who has a
10 background, including a criminal record, reputation, habits,
11 social or business associations, or prior activities, that
12 poses a threat to the public interests of this State or to the
13 security and integrity of gaming; or (5) ~~(4)~~ for any other just
14 cause. When considering criminal convictions of an applicant,
15 the Board shall consider the following factors:

16 (1) the length of time since the conviction;

17 (2) the number of convictions that appear on the
18 conviction record;

19 (3) the nature and severity of the conviction and its
20 relationship to the safety and security of others or the
21 integrity of gaming;

22 (4) the facts or circumstances surrounding the
23 conviction;

24 (5) the age of the employee at the time of the
25 conviction; and

26 (6) evidence of rehabilitation efforts.

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

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

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

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

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

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