

## ADOPTED AMENDMENTS TO REGULATION 8.060

**PURPOSE:** To expand when administrative approval may be granted by the board chairman for employment of a person at a licensed gaming operation while the person has an application pending for a license at the location or an application pending to acquire an interest related to the location, to remove the employment prohibition for persons intending to acquire an interest in a restricted gaming licensee, and to take such additional action as may be necessary and proper to effectuate these stated purposes.

### REGULATION 8 TRANSFERS OF OWNERSHIP; LOANS (Draft Date December 17, 2012)

New  
{Deleted}

#### **8.060 Participation in operations.**

1. Except as provided in these regulations pertaining to emergency situations, or in subsection 2, or on approval of the commission, no person who proposes to acquire an interest in any licensed gaming operation, ~~in a licensee,~~ except a restricted gaming licensee, or in a holding company shall take any part whatsoever, as an employee or otherwise, in the conduct of such gaming operations or in the operation of the establishment at which such gaming operations are conducted while his application for a license or for approval to acquire such interest is pending.

2. An employee subject to subsection 1 may ~~continue to~~ be employed at the licensed gaming operation, licensee, or holding company pending the commission's decision on his application for a license or for approval to acquire an interest in ~~any~~ the licensed gaming operation, ~~in a~~ licensee, or ~~in a~~ holding company if:

~~(a) He has been employed by the licensed gaming operation, licensee, or holding company for more than six consecutive months prior to filing his application; and~~

~~(b) When he files his application or becomes so employed, he ~~also~~ requests permission from the board chairman to continue to be so employed pending commission action on his application.~~

3. The board chairman may grant, deny, limit, restrict or condition a request for administrative approval pursuant to this section for any cause he deems reasonable, or refer the request for administrative approval to the full board and commission for consideration. If the board chairman, acting in his sole and absolute discretion, does not within thirty (30) days deny the request to continue employment, or provide written notification to the employee that the request is being referred to the full board and commission for consideration, the employee's request to participate shall be deemed approved.

4. An employee's employment by a licensed gaming operation, licensee, or holding company, pursuant to subsection 3, is limited to observing and learning the operations of the licensed location, licensee, or holding company, unless

otherwise specified by the board chairman, and the employee is prohibited from exerting or taking control of a licensed gaming operation, licensee, or holding company until approved by the Commission unless the employee has otherwise been licensed or found suitable to do so.