

# HOUSE BILL NO. 4686

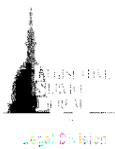
May 28, 2019, Introduced by Reps. Berman, Paquette, Bellino, Steven Johnson, LaFave, Markkanen, Cherry and Whitsett and referred to the Committee on Regulatory Reform.

A bill to amend 1996 IL 1, entitled  
"Michigan gaming control and revenue act,"  
by amending section 25 (MCL 432.225), as added by 1997 PA 69.

**THE PEOPLE OF THE STATE OF MICHIGAN ENACT:**

1           Sec. 25. (1) The board shall create a list of disassociated  
2 persons. The board shall, with the assistance of casino licensees,  
3 inform each patron of the list of disassociated persons and explain  
4 how the patron may add his or her name to the list.

5           (2) The board may add an individual's name to the list of  
6 disassociated persons if the individual has notified the board in



1 writing of his or her pledge not to visit a casino in this state by  
2 filing an application for placement on the list of disassociated  
3 persons with the board.

4 (3) The board shall create and make available ~~an application~~  
5 **form applications** for placement on the list of disassociated  
6 persons. The ~~application shall~~ **forms must have spaces to** include  
7 all of the following information about the individual who is  
8 applying:

9 (a) Full name and all aliases.

10 (b) Physical description including height, weight, hair and  
11 eye color, skin color, and any other noticeable physical  
12 characteristics.

13 (c) Occupation.

14 (d) Current home and work addresses and phone numbers.

15 (e) Social ~~security~~ **Security** number.

16 (f) Date of birth.

17 (g) Statement that the individual believes he or she is a  
18 problem gambler and is seeking treatment.

19 (h) A photograph suitable for the board and casino licensees  
20 to use to identify the individual.

21 (i) Other information that the board considers necessary.

22 (4) An individual's name ~~shall~~ **must** be placed on the list of  
23 disassociated persons after all of the following have occurred:

24 (a) The individual has submitted ~~an~~ **a completed** application to  
25 be placed on the list of disassociated persons to the ~~Michigan~~  
26 ~~gaming control~~ board.

27 (b) The application has been verified by a representative of  
28 the board.

29 (c) The individual has signed an affidavit in which he or she



1 affirms that he or she wishes to be placed on the list of  
2 disassociated persons and authorizing the board to release the  
3 contents of his or her application to all casino licensees in this  
4 state.

5 (d) The individual signs a form releasing ~~the~~**this** state, ~~of~~  
6 ~~Michigan,~~ the board, and the casino licensees from any injury the  
7 individual suffers as a consequence of placing his or her name on  
8 the list of disassociated persons.

9 (e) The individual signs a form stating that he or she  
10 understands and authorizes all of the following:

11 (i) That a criminal complaint for trespassing will be filed  
12 against him or her if he or she is found on the premises of a  
13 casino in this state and he or she will be immediately removed from  
14 the casino premises.

15 (ii) That if he or she enters a casino and wins any money, the  
16 board will confiscate the winnings.

17 (5) ~~An~~**Except as otherwise provided in this subsection, the**  
18 **name of an** individual ~~who has his or her name placed on the list of~~  
19 ~~disassociated persons shall~~**must** remain on the list for the  
20 remainder of ~~his or her~~**the individual's** life. **Not earlier than 5**  
21 **years after an individual's name has been placed on the list of**  
22 **disassociated persons, the individual may submit a form, provided**  
23 **by the board, to the board to have the individual's name removed**  
24 **from the list of disassociated persons. After receiving the form**  
25 **under this subsection, the board shall notify all of the following**  
26 **that the individual's name has been removed from the list of**  
27 **disassociated persons:**

28 (a) Each casino licensee.

29 (b) The department of attorney general.



1           **(c) The department of state police.**

2           (6) After an application **under this section** has been submitted  
3 to the board, the chairperson of the board shall file a notice of  
4 placement on the list of disassociated persons with the board at  
5 the next closed session. Information contained in an application  
6 under subsection (4) is exempt from disclosure under section 4c ~~of~~  
7 ~~this act~~ and is not open for public inspection. The information  
8 ~~shall~~**must** be disclosed to the board, each casino licensee in this  
9 state, the department of attorney general, and the department of  
10 state police.

11           (7) The list of disassociated persons ~~shall~~**must** be provided  
12 to each casino licensee, the department of attorney general, and  
13 the department of state police.

14           (8) ~~Each~~**A** casino licensee ~~in this state~~ shall submit to the  
15 board a plan for disseminating the information contained in ~~the~~  
16 ~~applications~~**an application** for placement on the list of  
17 disassociated persons. The board shall approve the plan. The plan  
18 ~~shall~~**must** be designed to safeguard the confidentiality of the  
19 information but ~~shall include~~**must provide for** dissemination **of the**  
20 **information** to all of the following:

21           (a) The general casino manager or the managerial employee who  
22 has responsibility over the entire casino operations.

23           (b) All security and surveillance personnel.

24           (c) The department of state police.

25           (9) A casino licensee shall not extend credit, offer check  
26 cashing privileges, offer coupons, market its services, or send  
27 advertisements to, or otherwise solicit the patronage of, those  
28 persons whose names are on the list of disassociated persons.

29           (10) ~~The~~**A** casino licensee shall keep a computer record of



1 each individual whose name is on the list of disassociated persons.  
 2 If a casino licensee identifies ~~a person on the premises of a~~**an**  
 3 **individual whose name is on the list of dissociated persons at the**  
 4 casino, the licensee shall immediately notify the board, a  
 5 representative of the board, or a representative of the department  
 6 of state police who is ~~on the premises of~~**at** the casino. After the  
 7 licensee confirms that the individual has filed an affidavit under  
 8 this section, the licensee shall do ~~all~~**both** of the following:

9 (a) Immediately remove the individual from the casino.  
 10 ~~premises.~~

11 (b) Report the incident to the prosecutor for the county in  
 12 which the casino is located.

13 (11) A casino licensee who violates this act is subject to  
 14 disciplinary action by the board.

15 (12) The board shall promulgate rules to implement and  
 16 administer this ~~act~~**section**.

17 (13) An individual who has placed his or her name on the list  
 18 of disassociated persons who enters a casino in this state is  
 19 guilty of criminal trespassing punishable by imprisonment for not  
 20 more than 1 year, a fine of not more than \$1,000.00, or both.

21 (14) This ~~act~~**section** does not create any right or cause of  
 22 action on behalf of the individual whose name is placed on the list  
 23 of disassociated persons against ~~the~~**this** state, ~~of Michigan,~~ the  
 24 board, or a casino licensee.

25 (15) ~~Any~~**The board shall deposit any** winnings collected by the  
 26 board under this ~~act shall be deposited~~**section** into the compulsive  
 27 gaming prevention fund **created in section 3 of the compulsive**  
 28 **gaming prevention act, 1997 PA 70, MCL 432.253.**

