

RESOLUTION 9

DIRECTOR AUTHORITY TO GRANT WAIVERS

Effective Date: November 15, 2023

Expiration Date: November 17, 2026 (unless rescinded earlier)

Preamble:

Under its enabling statute the Board is authorized to delegate its powers to the director. The relevant provisions pertaining to the proposed delegation are as follows (emphasis added):

8 M.R.S. §1003. POWERS AND DUTIES OF BOARD

2. Powers. ... In addition, the board or the director or staff, as delegated by the board, shall: ...

B. Hear and decide all license and registration applications under this chapter and issues affecting the granting, suspension, revocation or renewal of licenses and registrations;

8 M.R.S. §1015. LICENSING OF EMPLOYEES OF SLOT MACHINE AND CASINO OPERATORS, SLOT MACHINE AND TABLE GAME DISTRIBUTORS AND GAMBLING SERVICES VENDORS

1. License required. A person may not be employed by a slot machine operator, casino operator, slot machine distributor, table game distributor or gambling services vendor unless the person is licensed to do so by the board, temporarily authorized as an employee pursuant to subsection 4 or granted a waiver by the board pursuant to subsection 3.

3. Requirements for waiver. Upon application by a slot machine operator, casino operator, slot machine distributor, table game distributor or gambling services vendor, the board may waive the employee license requirement under this section if the slot machine operator, casino operator, slot machine distributor, table game distributor or gambling services vendor demonstrates to the board's satisfaction that the public interest is not served by the requirement of the employee license.

Resolve:


The executive director may, upon proper application, grant a waiver from the employee license requirement if the slot machine operator, casino operator, slot machine distributor, table game distributor or gambling services vendor demonstrates to the board's satisfaction that the public interest is not served by the requirement of the employee license.

A denial of a waiver request may be appealed to the board by the employee or by the entity making the request.

Adoption of Resolution 9:

Adopted by the Board on November 15, 2023, by a vote of 3 in favor, 0 opposed, 0 abstained, 1 absent.

Dated: 11/15/23



Steven J. Silver, Board Chair