

**STATE OF MICHIGAN
MICHIGAN GAMING CONTROL BOARD**

RESOLUTION NO. 2024-01

**A Board Resolution to Rescind and Replace
Resolution No. 2018-01**

The Michigan Gaming Control Board (Board) is empowered by the Michigan Gaming Control and Revenue Act, MCL 432.201 *et seq.*, (Act) to supervise all gambling operations governed by the Act. The Board possesses all power to fully and effectively execute the Act. MCL 432.204a(1).

The Board previously passed Resolution No. 2018-01 to delegate to the Executive Director the Authority to Approve Settlements of Violations of MCL 432.209(9) and MCL 432.210.

The Legislature of the State of Michigan has subsequently enacted an amendment of the Act via Public Act 158 of 2019, effective December 20, 2019. This legislative amendment repealed MCL 432.210 from the Act.

Given that a portion of Resolution No. 2018-01 has been effectively preempted by this statutory amendment, the Board had determined that it is necessary and appropriate to rescind and replace Resolution 2018-01 to align with the current statutory provisions.

The Act vests the Board with authority to investigate alleged violations of the Act and rules promulgated by the Board and to take appropriate disciplinary action against a licensee or any other person. MCL 432.204a(d).

When the Board takes disciplinary action against a licensee, the Board may conduct contested case hearings, and, as a result of those hearings, suspend, revoke or restrict licenses and may impose civil penalties against casino licensees up to \$10,000.00 or an amount equal to the daily gross receipts, whichever is greater, for each violation of the Act or rules promulgated by the Board, any order of the Board, or for any other action that the Board determines is a detriment or impediment to casino gambling operations. MCL 432.204a(1)(i), (m).

The Act prohibits persons under age 21 from being permitted in the area of a casino where gaming is conducted, except for those persons at least 18 years of age who are employed by the casino. MCL 432.209(9). Additionally, the Act provides that persons under age 21 are not permitted to make a wager at a casino. *Id.*

MCL 432.204a(1)(r) states that the Board may “[d]elegate the execution of any of its powers under this act for the purpose of administering and enforcing this act and the rules promulgated by the board” with the exception of granting casino

licenses pursuant to MCL 432.206. MCL 432.204(8) provides that the Executive Director “shall perform any and all duties that the board shall assign him or her.”

To aid in administrative efficiency in resolving violations involving persons under age 21 being permitted in an area of a casino where gaming is conducted or being permitted to gamble while in that area, the Board delegates to the Executive Director the final authority to approve settlements of violations of MCL 432.209(9) by casino licensees.

The Executive Director must report to the Board all matters that have been resolved through this process at the public Board meeting following execution of the settlements.

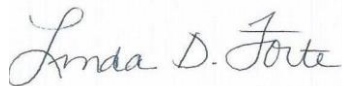
IT IS RESOLVED that Resolution 2018-01 is hereby rescinded and replaced by this resolution.

Further, the Executive Director is directed to archive Resolution 2018-01 in accordance with the Retention Schedule for the Michigan Gaming Control Board and consistent with any other statutory requirements.

IT IS SO RESOLVED.

APPROVED AND ADOPTED, THIS 9th DAY of APRIL 2024.

STATE OF MICHIGAN
MICHIGAN GAMING CONTROL BOARD



Linda D. Forte, Chair




Andrew T. Palms



Deidre Lambert-Bounds

Received and Filed:

A handwritten signature in black ink, appearing to be "A. J. Bell", written over a horizontal line.

Board Analyst