

134.07: continued

(5) Labor Organization Registration Statement. Each labor organization, union or affiliate seeking to represent employees who are employed at a gaming establishment shall register with the commission on a form to be created by the Bureau and submitted to the Division of Licensing. Such form shall contain, at a minimum, information to identify the officers, agents and/or principals of the organization and information to establish whether the organization and/or any of its officers, agents or principals hold any financial interest in a gaming establishment whose employees are represented by the organization.

(6) Subcontractor Information Form. A Subcontractor Information Form shall be created by the Bureau requesting any information as deemed necessary by the Bureau and submitted to the Division of Licensing.

134.08: Submission of Application

(1) An application, disclosure form, or registration for the initial issuance of a key gaming employee license in accordance with 205 CMR 134.01, a gaming employee license in accordance with 205 CMR 134.02, a gaming service employee registration in accordance with 205 CMR 134.03, a gaming vendor license in accordance with 205 CMR 134.04(1), a non-gaming vendor registration in accordance with 205 CMR 134.04(2), a Gaming-vendor qualifier disclosure form in accordance with 205 CMR 134.04(1)(c), and a Labor Organization registration statement in accordance with 205 CMR 134.05, shall include all of the following:

(a) A completed application form as follows:

1. An applicant for a key gaming employee-executive license shall file a Multi-jurisdictional Personal History Disclosure Form and a Massachusetts Supplement as set forth in 205 CMR 134.07(1)(a);
2. An applicant for a key gaming employee-standard license shall file a *Key Gaming Employee-standard Application Form* as set forth in 205 CMR 134.07(3);
3. An applicant for a gaming employee license shall file a Gaming Employee License Form as set forth in 205 CMR 134.07(1)(a);
4. A person seeking to register as a gaming service employee shall file a Gaming Service Employee Registration Form as set forth in 205 CMR 134.07(2)(a);
5. An applicant for a gaming vendorprimary license shall file a Business Entity Disclosure Form Gaming Vendor-primary as set forth in 205 CMR 134.07(3)(b);
6. An applicant for a Gaming Vendor-secondary license shall file a Business Entity Disclosure Form-gaming Vendor-secondary as set forth in 205 CMR 134.07(3)(b);
7. A person seeking to register as a non-gaming vendor shall file a Non-gaming Vendor Registration Form as set forth in 205 CMR 134.07(4)(a);
8. A gaming vendor-primary qualifier (individual) shall file a Key Gaming Employee standard Application Form as set forth in 205 CMR 134.07(2)(a) or in the alternative the individual may request authorization from the Bureau to file a Multi-jurisdictional Personal History Disclosure Form and a Massachusetts Supplement;
9. A gaming vendor-secondary qualifier (individual) shall file a Gaming Employee Application Form as set forth in 205 CMR 134.07(2)(a);
10. A gaming vendor-primary qualifier (entity) shall file a Business Entity Disclosure Form-gaming Vendor-primary as set forth in 205 CMR 134.07(3)(b);
11. A gaming vendor-secondary qualifier (entity) shall file a Business Entity Disclosure Form-gaming Vendor-secondary as set forth in 205 CMR 134.07(3)(b).
12. A Labor Organization shall file a Labor Organization Registration Statement as set forth in 205 CMR 134.07(5)(a);

(b) (For Gaming Employees and Gaming Service Employees) Proof of an offer of employment from a gaming licensee in the manner prescribed by the Division of Licensing. Ongoing employment with a gaming licensee is a prerequisite for an application for licensure or registration to remain a valid application not subject to administrative closure in accordance with 205 CMR 134.14(~~5~~2).

(c) (For Gaming Vendors-secondary and Non-gaming Vendors) Proof of vendor's business relationship with gaming licensee in the manner prescribed by the Division of Licensing.

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(2) Notwithstanding 205 CMR 134.08(1)(a), a qualifier for a gaming vendor license may, if authorized by the Bureau, file disclosure information including, but not limited to, for publicly traded companies, copies of their securities filings and/or audited consolidated financial statements for a period as determined by the Bureau, in *lieu* of the form identified in 205 CMR 134.08(1)(a).

(3) An applicant for a key gaming employee license who has previously been issued a positive determination of suitability by the commission as part of an RFA-1 investigation may file supplemental licensing information that updates their previous filing submitted as part of the qualifier suitability investigation as directed by the Division of Licensing in *lieu* of the full application identified in 205 CMR 134.08(1)(a).

(4) Each applicant shall file a complete application pursuant to 205 CMR 134.08(1) with the Division of Licensing in the manner prescribed by the Division of Licensing. The Division of Licensing shall not accept an incomplete application.

(5) Reciprocity for Vendors. If an applicant for a gaming vendor license or non-gaming vendor registration is licensed or registered in another jurisdiction within the United States with comparable license and registration requirements, as determined by the Bureau, and is in good standing in all jurisdictions in which it holds a license or registration, the commission may enter into a reciprocal agreement with the applicant, upon the recommendation of the Bureau, to allow for an abbreviated licensing or registration process and issue a gaming vendor license or registration in accordance with 205 CMR 134.00; provided, however, as part of any such an agreement that the commission shall reserve its rights to investigate the qualifications of an applicant at any time and may require the applicant to submit to a full application for a gaming vendor license or provide further information for registration. The reciprocal agreement shall identify the nature of the investigation to be conducted prior to issuance of the requested license or registration including, but not limited to, such *provisos* as the review of any investigatory reports from any jurisdictions in which the applicant is approved to conduct business, interviewing of any witnesses, and the filing of all required Massachusetts business filings.

(6) Scope of Duties. An employee of a gaming establishment may, where otherwise qualified, engage in the following duties without further licensure by the commission:

(a) A person who is licensed as a Key Gaming Employee-executive may, where otherwise qualified, engage in the performance of duties of a Key Gaming Employee-standard, gaming employee or gaming service employee.

(b) A person who is licensed as a Key Gaming Employee-standard may, where otherwise qualified, engage in the performance of duties of a gaming employee or gaming service employee.

(c) A person who is licensed as a gaming employee may engage in the performance of duties of a gaming service employee.

134.09: Investigation, Determination, and Appeals for Gaming Establishment Employees and Vendors

(1) Upon receipt of an application for a key gaming employee license in accordance with 205 CMR 134.01, a gaming employee license in accordance with 205 CMR 134.02, a gaming service employee registration in accordance with 205 CMR 134.03, a gaming vendor license in accordance with 205 CMR 134.04(1), a non-gaming vendor registration in accordance with 205 CMR 134.04(4), or the disclosure materials from a gaming vendor qualifier in accordance with 205 CMR 134.04(4), the Division of Licensing shall conduct a review of each for administrative completeness and then forward the application or submission to the Bureau which shall conduct an investigation of the applicant. In the event an application or submission is deemed incomplete, the Division of Licensing may either request supplemental information from the applicant or qualifier, or administratively close the application in accordance with 205 CMR 134.14. For individuals, the investigation shall include obtaining and reviewing criminal offender record information from the Department of Criminal Justice Information Services (DCJIS) and exchanging fingerprint data and criminal history with the Massachusetts Department of State Police and the United States Federal Bureau of Investigation. The investigation shall be conducted for purposes of determining whether the applicant is suitable to be issued a license or registration in accordance with 205 CMR 134.10 and 134.11.