

Michigan Office of Administrative Hearings and Rules
MOAHR-Rules@michigan.gov

**AGENCY REPORT TO THE
JOINT COMMITTEE ON ADMINISTRATIVE RULES (JCAR)**

1. Agency Information

Agency name:

Treasury

Division/Bureau/Office:

Michigan Gaming Control Board

Name of person completing this form:

Wendy Harns

Phone number of person completing this form:

517-335-2163

E-mail of person completing this form:

harnsw@michigan.gov

Name of Department Regulatory Affairs Officer reviewing this form:

Sarah Rowley

2. Rule Set Information

MOAHR assigned rule set number:

2022-31 TY

Title of proposed rule set:

Millionaire Parties

3. Purpose for the proposed rules and background:

The rules will provide the regulatory framework for the licensing and operation of millionaire parties in the state of Michigan pursuant to the Traxler-McCauley-Law-Bowman Bingo Act, MCL 432.101 to 432.152. These rules are being amended for consistency with amendments to the Traxler-McCauley-Law-Bowman Bingo Act which became effective on December 20, 2019, and which codified many regulatory requirements that were previously established by rule.

4. Summary of proposed rules:

When the Legislature amended the Bingo Act in December 2019 and codified parts of the rules into the statute, it created duplicity and conflict with the rules. The proposed changes to the rules will eliminate the duplicity and conflict between the Bingo Act and the rules.

5. List names of newspapers in which the notice of public hearing was published and publication dates:

The Lansing State Journal – March 7, 2023

The Detroit Free Press – March 7, 2023

The Daily Press (Escanaba) – March 7, 2023

6. Date of publication of rules and notice of public hearing in Michigan Register:

4/1/2023

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7. Date, time, and location of public hearing:

4/12/2023 10:00 AM at Board Hearing Room , Michigan Gaming Control Board, 3062 W. Grand Blvd, Suite L-700, Detroit, Michigan

8. Provide the link the agency used to post the regulatory impact statement and cost-benefit analysis on its website:

<https://ARS.apps.lara.state.mi.us/Transaction/RFRTransaction?TransactionID=1390>

9. List of the name and title of agency representative(s) who attended the public hearing:

Kurt Steinkamp and Wendy Harns of MGCB; Bethany McCune of the Department of Attorney General

10. Persons submitting comments of support:

No comments of support were submitted for the general rule set.

11. Persons submitting comments of opposition:

No comments of opposition were submitted for the general rule set. However, the following persons submitted comments of opposition to a specific rule or rules:

Alex Klocko, Klocko LLC

Pamala Young, VFW Post 2269

Katharine Hude, Michigan Charitable Gaming Association

Michael Horvath, Knights of Columbus Council 10,006

Lisa Baratta, River Poker Supply

Sandra Morse, MAX Entertainment LLC

Joseph Gardner, Commander, American Legion Post 468

Gary Davis

12. Persons submitting other comments:

The following persons submitted other comments:

Bob Stoeckle

Jeanne Volkers

Pat pzagar3@gmail.com

13. Identify any changes made to the proposed rules based on comments received during the public comment period:

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	Name & Organization	Comments made at public hearing	Written Comments	Agency Rationale for Rule Change and Description of Change(s) Made	Rule number & citation changed
1	Pamala Young, VFW Post 2269		Change persons to individuals	Only authorized individuals are allowed in demarcated area; person is defined to include more than just an individual	R 432.310(7)(f)
2	Pamala Young, VFW Post 2269		Change persons to individuals	Because person is defined to mean individual, firm, association, corporation or other legal entity keeping it would be duplicative when the rule uses business, partnership, corporation, or account	R 432.316(4)(c)
3	Katharine Hude, Michigan Charitable Gaming Association (MiCGA)		To “advertising must include all of the following”, add (a)“millionaire party” before “licensee” (d)“Date or dates of the millionaire party licensee’s event” (e)“Location name”	Clarifies licensee to be specific to millionaire party licensee and modifies advertising requirements	R 432.319(2)
4	Katharine Hude, Michigan Charitable Gaming Association (MiCGA)		strike	With addition of location name and date of millionaire party event to R 432.319(2), this rule was modified for clarity	R 432.319(4)(a)

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5	Katharine Hude, Michigan Charitable Gaming Association (MiCGA)		Add "millionaire party" before "licensee"	Clarifies licensee to be specific to millionaire party licensee	R 432.319(6) and (7)(a)
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14. Date report completed:

8/9/2023