

# ILLINOIS GAMING BOARD

## Environment and Business Regulations/Executive Agency

**FY14 Headcount: 220**

<http://www.illinoisgamingsystems.com/category/licensing-support/local-liquor-boards/>

### **Summary of Agency Operations**

The Illinois Gaming Board (IGB) administers a regulatory and tax collection system for gaming in Illinois, as mandated by the Riverboat Gambling Act, the Video Gaming Act and all applicable administrative rules. IGB assures the integrity of gaming in Illinois through strict regulatory oversight of casino operators, and licensing of individuals, entities and employees of gaming operations. IGB staff conducts audit, legal, enforcement, investigative, operational and financial analysis activities as mandated by law.

### **Internal Hiring**

#### **Agency positions subject to criminal history restrictions, by statute, regulation or agency policy**

All Gaming Board applicants are subject to background investigation, fingerprint screening (state and federal), and drug testing (hair and urine) for investigative staff.

#### **Statutory, regulatory, agency policy restrictions applicable to internal hiring**

##### **Riverboat Gambling Act [230 ILCS 10/5] (Gaming Board)**

No person shall be a member of the Board who is **not of good moral character or who has been convicted of, or is under indictment for, a felony under the laws of Illinois or any other state, or the United States.**

**Restriction Type:** Mandatory

**Restriction Duration:** Not specific

### **System of personnel administration**

#### **Personnel Code [20 ILCS 415]**

##### **Title 80, Ill Admin Code, Section 302.130 Removal of names from eligible list**

See section IV. of the Final Report for the enumerated criminal history restrictions in the Personnel Code related to being qualified for open competitive examinations and subsequent appointment.

### **Criminal history record check procedures**

#### **1) Self-disclosure on application**

Yes

#### **2) Background check review procedure**

## Illinois Gaming Board

Per agency's report to the Task Force, **any conviction of a felony or crime involving dishonesty/moral turpitude, failed drug test, or any falsification in the background process will preclude an applicant from being hired. Multiple misdemeanor convictions or arrests, failure to disclose information on background forms, failure to be truthful during background interviews, debt obligations, or criminal history of family members may preclude an individual from being hired.**

### **Exemption, waiver, or review mechanisms**

None mentioned in the agency's report to the Task Force

### **Number of job applicants who were subject to a criminal history records check in 2010-2011**

Since July 1, 2009, IGB conducted 65 pre-employment screenings. Of those, 18 were deemed disqualified and were not offered employment.

## **Occupational Licensing, Certification, Regulation**

### **Occupational licenses issued by agency that are subject to criminal history restrictions**

Riverboat owner, manager of operation, supplier of gambling equipment, occupational positions on the riverboat; video gaming terminal manufacturer, distributor, supplier, operator, handler.

#### **Riverboat Gambling Act [230 ILCS 10/7] (Owners Licenses)**

a. A person, firm or corporation is ineligible to receive an owner's license if: **1) The person has been convicted of a felony under the laws of this State, any other state, or United States; 2) The person has been convicted of any violation of Article 28 of the Criminal Code of 1961 or the Criminal Code of 2012, or substantially similar laws of any other jurisdiction**

**Restriction Type:** Mandatory

**Restriction Duration:** Not specified

#### **Riverboat Gambling Act [230 ILCS 10/7.4] (Managers License)**

c. A person, firm, or corporation is ineligible to receive a manager's license if: **1) The person has been convicted of a felony under the laws of this State, any other state, or United States; 2) The person has been convicted of any violation of Article 28 of the Criminal Code of 1961 or the Criminal Code of 2012, or substantially similar laws of any other jurisdiction**

**Restriction Type:** Mandatory

**Restriction Duration:** Not specified

#### **Riverboat Gambling Act [230 ILCS 10/8] (Suppliers License)**

d. A person, firm or corporation is ineligible to receive a supplier's license to distribute gambling equipment if: **1) The person has been convicted of a felony under the laws of this State, any other state, or United States; 2) The person has been convicted of any violation of Article 28 of the Criminal Code of 1961 or the Criminal Code of 2012, or substantially similar laws of any other jurisdiction**

**Restriction Type:** Mandatory

**Restriction Duration:** Not specified

## Illinois Gaming Board

### **Riverboat Gambling Act [230 ILCS 10/9] (Occupational Licenses)**

To be eligible for an occupational license, an applicant must: **2) Not having been convicted of a felony offense, a violation of Article 28 (Gambling and related offenses) of the Criminal Code of 1961 or the Criminal Code of 2012, or a similar statute of any other jurisdiction; 2.5) Not have been convicted of a crime, other than a crime described in item (2) of this subsection (a), involving dishonesty or moral turpitude**, except that the Board may, in its discretion, issue an occupational license to a person who has been convicted of a crime described in this item (2.5) more than 10 years prior to his or her application and has not subsequently been convicted of any other crime.

**Restriction Type:** Mandatory

**Restriction Duration:** Unless convictions occurred more than 10 years prior to license application

### **Background check procedures**

**[230 ILCS 10/9] Occupational licenses** (c) Each applicant shall submit with his application, on forms provided by the Board, 2 sets of his fingerprints. The Board shall charge each applicant a fee set by the Department of State Police to defray the costs associated with the search and classification of fingerprints obtained by the Board with respect to the applicant's application. These fees shall be paid into the State Police Services Fund.

(d) The Board may in its discretion refuse an occupational license to any person: (2) who **fails to disclose or states falsely any information called for in the application**; (3) who has been **found guilty of a violation of this Act or whose prior gambling related license or application therefor has been suspended, restricted, revoked or denied for just cause in any other state**; or (4) **for any other just cause**.

**Restriction Type:** Discretionary

**Restriction Duration:** Not specified

### **Video Gaming Act [230 ILCS 40/45] (Issuance of license)**

d. No person may be licensed as a video gaming terminal manufacturer, distributor, supplier, operator, handler, licensed establishment, licensed truck stop establishment, licensed fraternal establishment, or licensed veterans establishment if that person has been found by the Board to: 1) Have a background, including **a criminal record, reputation, habits, social or business associations, or prior activities that pose a threat to the public interests of the State or to the security and integrity of video gaming**.

**Restriction Type:** Mandatory

**Restriction Duration:** Not specified

**Administrative Code: Title 11, Subtitle D, Chapter I, Part 1800, Sub part D, Section 1800.420. Qualifications for Licensure** a) In addition to the qualifications required in the Act, the Board may not grant any video gaming license until the Board is satisfied that the applicant is: 1) A person of good character, honesty and integrity;

## Illinois Gaming Board

- 2) A person whose background, including criminal record, reputation and associations, is not injurious to the public health, safety, morals, good order and general welfare of the people of the State of Illinois;
- 3) A person whose background, including criminal record, reputation and associations, does not discredit or tend to discredit the Illinois gaming industry or the State of Illinois;
- 4) A person whose background, including criminal record, reputation, habits, social or business associations does not adversely affect public confidence and trust in gaming or pose a threat to the public interests of the State or to the security and integrity of video gaming;
- 8) A person who does not associate with, either socially or in business affairs, or employ persons of notorious or unsavory reputation or who have extensive police records, or who have failed to cooperate with any officially constituted investigatory or administrative body;

**Restriction Type:** Mandatory

**Restriction Duration:** Not specified

### **Occupational Contracting**

#### **Contract positions subject to criminal history restrictions**

#### **Contracting restrictions based on criminal history, by statute or regulation**

##### **Illinois Procurement Code [30 ILCS 500/]**

- 30 ILCS 500/50-2 (Continuing disclosure; false certification)
- 30 ILCS 500/50-5 (Bribery)
- 30 ILCS 500/50-5 (c) (Conduct on behalf of business)
- 30 ILCS 500/50-10 (Felons)
- 30 ILCS 500/50-10.5 (Prohibited bidders and contractors)

See section IV. of this report for a discussion of criminal history-based restrictions on contracting with the State in the Illinois Procurement Code.

### **Summary of Employment Restrictions from Agency Report**

Any conviction of a felony or crime involving dishonesty/moral turpitude, failed drug test, or any falsification in the background process will preclude an applicant from being hired. Multiple misdemeanor convictions or arrests, failure to disclose information on background forms, failure to be truthful during background interviews, debt obligations, or criminal history of family members may preclude an individual from being hired.