

# MAINE STATE LEGISLATURE

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OFFICE OF  
THE GOVERNOR

NO. 15 FY 04/05  
DATE 45 FY 04/05  
May 6, 2004

### AN ORDER CREATING THE GOVERNOR'S GAMBLING CONTROL ADVISORY COUNCIL

**WHEREAS**, An Act to Establish the Gambling Control Board To License and Regulate Slot Machines at Commercial Harness Racing Tracks (the "Governor's Gambling Control Legislation") was enacted by the Legislature and signed into law by Governor John E. Baldacci on May 6, 2004; and

**WHEREAS**, the Gambling and Control Board created by the Governor's Gambling Control Legislation (the "Board") is charged with, among other things, the responsibility to:

- a) Adopt rules necessary to administer and enforce Maine's slot machine gambling industry;
- b) Exercise authority over the licensing of all persons participating in the operation, distribution and maintenance of slot machines and slot machine facilities and over the registration of slot machines;
- c) Develop a standard uniform location agreement;
- d) Prepare and submit to the Department of Public Safety a budget for the administration of the Board;
- e) Research, select, install and operate a central site monitoring system; and
- f) Hire an executive director and other staff to serve the Board.

**WHEREAS**, the Governor's Gambling Control Legislation does not become effective until July 29, 2004;

**WHEREAS**, the Governor's nominees to the Board must be confirmed by the Senate, which confirmation may not take place until the next meeting of the Senate;

**WHEREAS**, considering the foregoing, it is in the interest of the people of Maine that steps be taken to study and develop recommended rules, procedures and standards necessary for the implementation of the Governor's Gambling Control Legislation in order that the Board will be ready to assume its responsibilities when the Board is fully constituted:

**NOW, THEREFORE**, I, John E. Baldacci, under the power vested in me as Governor of the State of Maine, do hereby issue an order creating the Governor's Gambling Control Advisory Council ("Council") as follows:

### **Purpose**

The Council is created to begin developing recommended rules and procedures and making such other recommendations as it believes may be helpful to the Board, once the Board is fully constituted.

### **Membership and Term of Office**

The Council consists of five (5) members appointed by the Governor, who shall serve at the pleasure of the Governor. From the five (5) members, the Governor shall select a Chair of the Council who shall serve as Chair at the pleasure of the Governor.

### **Duties**

The Council shall:

- a) Draft recommended rules to administer and enforce the Governor's Gambling Control Legislation, which may include, but need not be limited to:
  - i. Rules to prevent undesirable conduct relating to the ownership, distribution and operation of slot machines and slot machine facilities;
  - ii. Rules governing methods and forms of application that an applicant must follow and complete prior to consideration of the applicant's application by the board;
  - iii. Rules governing methods, procedures and forms for delivery of information concerning an applicant's immediate family, character, associates, criminal record, business activities and financial affairs;
  - iv. Rules prescribing the method of collection of payments of taxes, fees and penalties;
  - v. Rules governing the location and hours of operation of slot machines, types of slot machines permitted, methods of operation of slot machines and distribution and servicing of slot machines and associated equipment;
  - vi. Rules setting forth procedures, forms and methods of management controls of licensees;
  - vii. Rules setting forth minimum procedures for the exercise of effective control over the internal fiscal affairs of slot machine operators, slot machine distributors, gambling services vendors and non-gambling services vendors;
  - viii. Rules governing gambling-related advertising; and
  - ix. Rules governing the distribution and consumption of alcoholic beverages and tobacco products on the premises of gambling facilities.

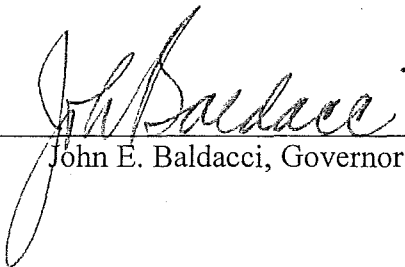
- b) Develop a standard uniform location agreement;
- c) Research and recommend a central site monitoring system;
- d) Interview and make recommendations on staff for the Board; and
- e) Make such other recommendations as the Council believes the Board may find helpful, once the Board is constituted.

### **Staffing**

The Council shall be staffed by the Department of Public Safety from existing resources. The Council shall receive legal support from the Office of the Governor and the Attorney General's Office, as resources permit.

### **Effective Date**

The effective date of this Executive Order is May 6, 2004. The Council shall become inactive and dissolve upon the appointment of the Board.



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John E. Baldacci, Governor