

ADVANCE NOTICE OF INTENT TO READOPT EMERGENCY REGULATIONS

TITLE 11. LAW DIVISION. 3 GAMBLING CONTROL CHAPTER 1. THE BUREAU OF GAMBLING CONTROL ARTICLE 8. MAJOR LEAGUE SPORTS RAFFLE PROGRAM

Notice Published December 19, 2016

NOTICE IS HEREBY GIVEN that the Department of Justice (Department) intends to file a second request to readopt the Major League Sports Raffle Program regulations originally approved by the Office of Administrative Law (OAL) on April 28, 2016, which became effective on April 28, 2016 (OAL file number 2016-0418-03E). On October 17, 2016, the OAL approved a first readoption of emergency regulations, which became effective on October 17, 2016, and which will expire on January 24, 2017 (OAL file number 2016-1005-01EE). This action is being taken in accordance with Government Code sections 11346.1 and 11349.6 of the California Administrative Procedure Act.

DILIGENT ADOPTION OF PERMANENT REGULATIONS

Pursuant to California Code of Regulations, title 1, section 52, subdivision (b)(1), the Department has made substantial progress and proceeded with diligence to comply with Government Code section 11346.1, subdivision (e), by undertaking the following activities:

- The regulations were again reviewed by the Department following the first readoption of the emergency regulations.
- The Department has worked, and is working, with its legal division to update and improve certain procedures associated with the regulations.
- As a result of comments and experiences gained since the implementation of the initial emergency regulations, the Department made changes to the Major League Sports Raffle Program.
- The Department submitted the notification package to the OAL on November 15, 2016. The proposed permanent regulations are currently posted for a 45-day public comment period.

As required by California Code of Regulations, title 1, section 52, the emergency circumstances have not changed since the OAL originally adopted the Major League Sports Raffle Program regulations.

The Department hereby incorporates by reference the rulemaking record of OAL file numbers 2016-0418-03E and 2016-1005-01EE.

PUBLIC COMMENT

This notice is sent in accordance with Government Code section 11346.1, subdivision (a)(2), and California Code of Regulations section 52, which require State of California agencies to give at least five working day's advance notice of intent to readopt emergency regulations with the OAL to

every person who has filed a request for notice of regulatory action. As required by Government Code section 11346.1, subdivisions (a)(2) and (b)(2), this notice appends the following: (1) the specific language proposed to be readopted and (2) the Finding of Emergency. These documents are also available for review on the Department's Web site at: <https://oag.ca.gov/gambling/regulations>. After the Department's submission of the proposed readoption to OAL, any interested person will have five calendar days to submit related comments to OAL as set forth in Government Code section 11349.6. Also upon submission, OAL will have ten calendar days within which to review and make a decision on the proposed readoption.

The Department plans to file the second readoption of the Major League Sports Raffle Program emergency regulation package with OAL at least five working days from the date of this notice. If you wish to comment on this proposed temporary readoption of the emergency regulations, you must submit the comment directly to OAL within five calendar days of OAL's posting of the proposed readoption on the OAL's Web site. You may submit comments on the proposed readoption to OAL at:

Office of Administrative Law
OAL Reference Attorney
300 Capitol Mall, Suite 1250
Sacramento, California 95814
E-mail: staff@oal.ca.gov

When you submit a comment to OAL, you must also submit a copy of your comment simultaneously to the Department at:

Bureau of Gambling Control
PO Box 168024
Sacramento, CA 95816
Attn: Susanne George
E-mail: Susanne.George@doj.ca.gov

OAL will confirm that the Department has received the comment before considering it. Pursuant to California Code of Regulations, title 1, section 55, subdivision (b)(1) through (4), the comment must state that it is about an emergency regulation currently under OAL review, and include the topic of the emergency regulation.

Adoption of emergency regulations does not require response to submitted comments. Any response to comments from the Department will be submitted to OAL within eight calendar days following the date of submission of the proposed emergency regulation to OAL, unless specific exceptions are applicable.

Any questions regarding this proposed emergency regulatory action may be directed to Susanne.George@doj.ca.gov or by calling Susanne George at (916) 227-2461.