



BUREAU OF GAMBLING CONTROL
P.O. BOX 168024
SACRAMENTO, CA 95816-8024

December 3, 2019

To: Stakeholders and Rulemaking List Members

Re: Regulations Workshop – December 18, 2019

Pursuant to California Government Code section 11346.45, the Department of Justice, Division of Law Enforcement, Bureau of Gambling Control (Bureau) will be holding a workshop to receive input on rotation of the player-dealer position prior to the initiation of the formal rulemaking process. The workshop is scheduled for:

<u>Date</u>	<u>Location</u>	<u>Time</u>
December 18, 2019	Ben Ali Shrine Center 3262 Marysville Boulevard Sacramento, CA 95815	9:00 a.m.

The Bureau is providing the attached concept language for purposes of discussing regulations governing the rotation of the player-dealer position in controlled games that feature such a position. This concept language is subject to further review and revision by the Bureau. The version which would be included in the initial notice of the regulation as well as the final version of any text submitted to the Office of Administrative Law at the conclusion of the formal rulemaking process may be different from what was distributed for the December 18, 2019-workshop.

Please be advised that the Bureau has not yet initiated the formal rulemaking process for this topic and is presenting this concept language for the benefit of stakeholders and other interested persons so that they may provide comments and analyses of the concept language. The Bureau will provide notifications once the formal rulemaking process is initiated.

Text suggestions, legal analyses, and comments will be accepted at the workshop. If you wish to submit written comments in advance of the workshop in Sacramento, please submit them to the Bureau prior to December 12, 2019, to allow for review prior to the workshop. Written comments may be submitted to Susanne George, by mail at the above address or by e-mail (BGC_Regulations@doj.ca.gov). Additionally, questions concerning the roundtable discussion and requests to receive notifications on future rulemaking activities may be directed to Susanne George at 916-830-9032 or the email provided above.

Sincerely,

Handwritten signature of Stephanie K. Shimazu in blue ink.

STEPHANIE K. SHIMAZU
Director

For XAVIER BECERRA
Attorney General

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TITLE 11. LAW
Division 3. Gambling Control
Chapter 1. Bureau of Gambling Control
Article 7. Games.

Section 20XX. Games with a Player-Dealer Position; Rotation; Operation of Game.

(a) A game that features a player-dealer position shall provide in its rules the following:

(1) The player-dealer position may only be occupied by a person seated at the table, and shall continuously and systematically rotate to another person after every two consecutive rounds of play. The game rules shall specify the means by which the player-dealer position is selected at the opening of a new game, and upon rotation of the player-dealer position to the next person.

(2) Any person who refuses to accept the player-dealer position when it is their turn shall be excluded from the play of the game

[OPTION 1: until that person accepts the player-dealer position]

[OPTION 2: for the duration of the next person's turn in the player-dealer position],

unless the applicant complies with subdivision (4) of this section.

(3) If no one accepts the player-dealer position from the person who last occupied it, the game shall stop, and no further play shall be allowed or commenced unless and until another person accepts the player-dealer position. This subdivision shall apply even if an applicant complies with subdivision (4) of this section.

(4) If the game rules do not mandate acceptance of the player-dealer position by every person at the table, the applicant shall submit information to the Bureau to establish how the maintenance or operation of a bank is rendered impossible by virtue of the game rules.

1 (5) No person shall be allowed to occupy the player-dealer position for more than two
2 consecutive rounds of play.

3 (6) If the player-dealer position is occupied by an owner, as defined in California
4 Code of Regulations, title 4, section 12200, subdivision (a)(16), or an employee or
5 independent contractor of the owner, the next person in the rotation of the player-
6 dealer position may not be the owner or an employee or independent contractor of
7 the owner.

8 (b) A game that features a rotating player-dealer position shall not:

9 (1) Allow any person, other than the person occupying the player-dealer position, to
10 pay winners or collect from losers.

11 (2) Allow any person to place a wager as a supplement to the wager of the person in
12 the player-dealer position.

13 (3) Allow any person to place a wager against a person that is not the person acting as
14 the player-dealer.

15 (4) Allow any persons to combine funds to place a single wager, regardless of
16 whether either person is an active, seated participant in the game.

17 (c) No more than one third-party provider of proposition player services shall be permitted to
18 offer services at a table where a game that features a rotating player-dealer position is
19 being offered for play.

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21 Note: Authority cited: Section 19826, Business and Professions Code.

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23 Reference: Sections 19805, 19826, Business and Professions Code; *Oliver v. County of Los*
24 *Angeles* (1998) 66 Cal.App.4th 1397.