

2023 -- H 5925

LC002107

STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 2023

A N A C T

RELATING TO SPORTS, RACING, AND ATHLETICS -- DIVISION OF GAMING AND  
ATHLETICS LICENSING

Introduced By: Representatives Baginski, Solomon, Edwards, and Shallcross Smith

Date Introduced: March 01, 2023

Referred To: House Judiciary

It is enacted by the General Assembly as follows:

1 SECTION 1. Section 41-1-1 of the General Laws in Chapter 41-1 entitled "Division of  
2 Gaming and Athletics Licensing" is hereby amended to read as follows:

3 **41-1-1. Division of gaming and athletics licensing — Duties.**

4 Within the department of business regulation there shall be a division of gaming and  
5 athletics licensing. The division shall supervise the enforcement of all laws relating to the regulation  
6 and control of racing and athletics, and may in the first instance make decisions and issue orders,  
7 subject to appeal to the racing and athletics hearing board. The division shall exercise all powers  
8 and duties prescribed by chapters 3, 3.1, 4, 5, 7, and 11 of this title, and all other acts relative to the  
9 regulation and supervision of horse racing, dog racing, and athletics, heretofore performed by the  
10 commission on horse racing and athletics. The division shall comply with § 42-14-14 in the conduct  
11 of any investigation related to any license application, permit and/or registration related to chapters  
12 3, 3.1, 4, 7, and 11 of this title. The division may comply with § 42-14-14 in the conduct of any  
13 investigation related to any license application, permit and/or registration related to chapters 5 and  
14 5.2 of this title. The investigation shall require the applicant to apply ~~to the bureau of criminal~~  
15 ~~identification of the Rhode Island state police or the Rhode Island department of the attorney~~  
16 ~~general~~ for a nationwide criminal records check with fingerprinting. The applicant shall be  
17 responsible for payment of the costs of the criminal records check. The ~~Rhode Island state police~~  
18 ~~or the Rhode Island department of the attorney general, as applicable, shall send the~~ results of the

1 criminal records check [shall be sent](#) to the division. Once the results are sent to and received by the  
2 Rhode Island lottery, the Rhode Island state police and the Rhode Island department of attorney  
3 general shall promptly destroy the fingerprint record(s). On or before February 1, 2011, the agency  
4 shall adopt rules and regulations establishing criteria to be used in determining whether, based upon  
5 a criminal records check, an application will be approved.

6 SECTION 2. This act shall take effect upon passage.

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EXPLANATION  
BY THE LEGISLATIVE COUNCIL  
OF

A N A C T

RELATING TO SPORTS, RACING, AND ATHLETICS -- DIVISION OF GAMING AND  
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1           This act would remove the requirement that the Rhode Island state police or the department  
2 of attorney general complete the nationwide criminal records check for any license application,  
3 permit and/or registration and require the applicant to apply for a nationwide criminal records check  
4 with fingerprinting and submission to the division of gaming and athletics.

5           This act would take effect upon passage.

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