

Michigan Office of Administrative Hearings and Rules
Administrative Rules Division (ARD)

MOAHR-Rules@michigan.gov

REQUEST FOR RULEMAKING (RFR)

1. Department:

Treasury

2. Bureau:

Michigan Gaming Control Board

3. Promulgation type:

Full Process

4. Title of proposed rule set:

Millionaire Parties

5. Rule numbers or rule set range of numbers:

R 432.101 - R 432.410

6. Estimated time frame:

6 months

Name of person filling out RFR:

Wendy Harns

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Phone number of person filling out RFR:

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7. Describe the general purpose of these rules, including any problems the changes are intended to address.

The rules will provide the regulatory framework for the licensing and operation of millionaire parties in the state of Michigan pursuant to the Traxler-McCauley-Law-Bowman Bingo Act, MCL 432.101 to 432.152. These rules are being amended for consistency with amendments to the Traxler-McCauley-Law-Bowman Bingo Act which became effective on December 20, 2019, and which codified many regulatory requirements that were previously established by rule.

8. Please cite the specific promulgation authority for the rules (i.e. department director, commission, board, etc.).

The Executive Director is given discretionary authority under §49(2) of the Traxler-McCauley-Law-Bowman Bingo Act, as amended, MCL 432.149(2), to promulgate rules in accordance with the Administrative Procedures Act.

A. Please list all applicable statutory references (MCLs, Executive Orders, etc.).

The Executive Director is given discretionary authority under §49(2) of the Traxler-McCauley-Law-Bowman Bingo Act, as amended, MCL 432.149(2), to promulgate rules in accordance with the Administrative Procedures Act.

B. Are the rules mandated by any applicable constitutional or statutory provision? If so, please explain.

The rules are not mandated by any applicable constitutional or statutory provision.

9. Please describe the extent to which the rules conflict with or duplicate similar rules, compliance requirements, or other standards adopted at the state, regional, or federal level.

The rules do not conflict with or duplicate similar rules or regulations.

10. Is the subject matter of the rules currently contained in any guideline, handbook, manual, instructional bulletin, form with instructions, or operational memoranda?

The subject matter of these rules is not contained in any guideline, handbook, manual, instructional bulletin, form with instructions or operational memoranda.

11. Are the rules listed on the department's annual regulatory plan as rules to be processed for the current year?

Yes, these rules are on the department's annual regulatory plan.

12. Will the proposed rules be promulgated under Section 44 of the Administrative Procedures Act, 1969 PA 306, MCL 24.244, or under the full rulemaking process?

Full Process

13. Please describe the extent to which the rules exceed similar regulations, compliance requirements, or other standards adopted at the state, regional, or federal level.

These rules do not exceed similar regulations, compliance requirements, or other standards.

14. Do the rules incorporate the recommendations received from the public regarding any complaints or comments regarding the rules? If yes, please explain.

At this point, no recommendations have been received from the public about these rules.

15. If amending an existing rule set, please provide the date of the last evaluation of the rules and the degree, if any, to which technology, economic conditions, or other factors have changed the regulatory activity covered by the rules since the last evaluation.

The Millionaire Party rules were promulgated in 2014 after the Executive Director of the Michigan Gaming Control Board was given all regulatory authority over millionaire parties pursuant to Executive Order 2012-04. In 2019, the Traxler-McCauley-Law-Bowman Bingo Act was amended to incorporate many of the current rules into Article 2 of that statute.

16. Are there any changes or developments since implementation that demonstrate there is no continued need for the rules, or any portion of the rules?

Millionaire parties are public gaming conducted by qualified non-profit organizations. Regulation of such public gaming is necessary, especially since amendment of the Traxler-McCauley-Law-Bowman Bingo Act, which now permits a qualified non-profit organization to have \$20,000 worth of chip sales per day. While there are several rules that will be rescinded because they have been incorporated into the statute or can combined with other rules, there is a continued need for the rules.

17. Is there an applicable decision record (as defined in MCL 24.203(6) and required by MCL 24.239(2))? If so, please attach the decision record.

No