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HOUSE BILL 162

45TH LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION, 2002

INTRODUCED BY

Fred Luna

AN ACT

RELATING TO GAMING; CHANGING THE CERTIFICATION REQUIREMENTS
FOR OFFICERS OF NONPROFIT ORGANIZATIONS SEEKING GAMING
LICENSES; AMENDING THE GAMING CONTROL ACT; DECLARING AN
EMERGENCY.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

Section 1. Section 60-2E-20 NMSA 1978 (being Laws 1997,
Chapter 190, Section 22, as amended) is amended to read:

"60-2E-20. INDIVIDUAL CERTIFICATION OF OFFICERS,
DIRECTORS AND OTHER PERSONS. --

A. An officer, director, equity security holder of
five percent or more, partner, general partner, limited
partner, trustee or beneficiary of the company that holds or
has applied for a license shall be certified individually,
according to the provisions of the Gaming Control Act, and if

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1 in the judgment of the board the public interest is served by
2 requiring any or all of the company's key executives to be
3 certified, the company shall require those persons to apply
4 for certification. A person who is required to be certified
5 pursuant to this subsection shall apply for certification
6 within thirty days after becoming an officer, director, equity
7 security holder of five percent or more, partner, general
8 partner, limited partner of five percent or more, trustee,
9 beneficiary or key executive. A person who is required to be
10 certified pursuant to a decision of the board shall apply for
11 certification within thirty days after the board so requests.

12 B. The ~~[president or commander and]~~ key executives
13 of a nonprofit organization that holds or has applied for a
14 license shall be certified individually. For purposes of this
15 subsection, key executives are those officers, employees,
16 volunteers and other persons who are designated by the
17 nonprofit organization as key executives. The board may
18 require additional officers, employees, volunteers and other
19 persons to become certified if the board determines the public
20 interest is served by the additional certifications. A person
21 who is required to be certified pursuant to this subsection
22 shall apply for certification within thirty days after
23 becoming an officer or key executive. A person who is
24 required to be certified pursuant to a decision of the board
25 shall apply for certification within thirty days after the

underscoring material = new
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1 board so requests. An officer, employee, volunteer or other
2 person required or requested to be certified shall provide to
3 the board an application for certification, including personal
4 history, financial statement, copies of the person's income
5 tax returns for the three years immediately prior to the year
6 of the application and ~~any~~ other information that the board
7 deems necessary or appropriate. "

8 Section 2. EMERGENCY. --It is necessary for the public
9 peace, health and safety that this act take effect
10 immediately.

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