

TITLE 4: ECONOMIC RESOURCES
DIVISION 2: TOURISM

§ 2318. Investigations.

(a) Prior to the issuance of the license under this title, the Commonwealth Lottery Commission shall investigate the applicant and any related or associated person holding more than five percent or more shares of the share capital up to the ultimate shareholder or a publicly held corporation for such license, as the Commonwealth Lottery Commission determines to protect the public interest. If such person or a publicly held corporation holds a similar license from any other United States jurisdiction, the Commonwealth Lottery Commission shall limit such investigation in determining the validity of that license and inquiring of the issuer of such license regarding any negative information relating to such person or a publicly held corporation. The Commonwealth Lottery Commission may similarly limit the investigation of any such person or a publicly held corporation that holds such a license issued by a foreign jurisdiction upon the advice of the Federal Bureau of Investigation, the United States Department of the Treasury, or other applicable federal agency that the foreign issuer may be relied upon for such purpose.

(1) If the Commonwealth Casino Commission is established prior to or during the course of the Commonwealth Lottery Commission's investigation of the applicants, the Commonwealth Lottery Commission shall work in cooperation with the Commission to carry out its investigation.

(b) The Commonwealth Casino Commission shall, in connection with the potential sale, lease, transfer, change in ownership, or other change related to a license issued under this title, investigate any person involved in such transaction as necessary to protect the public interest in future activities under such license.

(c) The Commonwealth Lottery Commission shall not require that the applicant reimburse the Commonwealth Lottery Commission for its outside expenses incurred in the conduct of an investigation of an applicant. The Commonwealth Casino Commission may require that a licensee reimburse the Commonwealth Casino Commission for its outside expenses incurred in the conduct of an investigation of the licensee or transferee.

(d) The Commonwealth Casino Commission may at any time investigate the holder of any license under this title or any related person, with or without notice to such holder or person, when it determines that such investigation is warranted.

Source: PL 18-38 § 5(208) (Mar. 21, 2014); subsection (a) amended by PL 18-43 § 17 (Apr. 1, 2014); repealed by PL 18-56 § 2 and reenacted by PL 18-56 § 7(2318) (July 11, 2014).