

April 1992 Spec. Sess.
Assembly Bill 4

Date of enactment: **June 10, 1992**
Date of publication*: **June 24, 1992**

1991 WISCONSIN ACT 320

AN ACT to amend 565.49 (2) and (3); and to create 565.49 of the statutes, relating to: background investigations of Indian gaming employes and vendors.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

SECTION 1. 565.49 of the statutes is created to read:

565.49 Certification and background investigation of Indian gaming employes and vendors. (1) In this section:

(a) "Indian gaming compact" means a compact entered into under s. 14.035.

(b) "Indian gaming vendor" means a person who enters into a contract with an Indian tribe for materials, supplies, equipment or services which are unique to the gaming operations of the Indian tribe and not common to the other operations of the Indian tribe, including security services, management contractors, management consulting services regarding the administration, supervision or training of one or more functions relating to gaming management or operations, financing of facilities in which gaming is conducted except for financing by a state or federally chartered financial institution, prize payout agreements or annuity contracts and materials, supplies, equipment or services involving marketing, the printing of gaming tickets or receipts, the receiving or recording of a player's selection in any game conducted by the Indian tribe and the determination of winners of a game conducted by the Indian tribe.

(c) "Indian tribe" means a federally recognized Indian tribe in this state.

(2) In accordance with an Indian gaming compact or with the regulations of or an agreement with the national Indian gaming commission, the executive director shall certify and conduct background investigations of a per-

son proposing to be an Indian gaming vendor and of employes of Indian tribes who are engaged in the conduct of gaming.

(3) The executive director shall require the persons who are subject to the background investigations under sub. (2) to be photographed and fingerprinted on 2 fingerprint cards, each bearing a complete set of the person's fingerprints. The department of justice may submit the fingerprint cards to the federal bureau of investigation for the purpose of verifying the identity of the persons fingerprinted and obtaining records of their criminal arrests and convictions.

(4) If the results of a background investigation under this section disclose information that, under the Indian gaming compact, disqualifies the person from becoming an Indian gaming vendor, any certificate authorizing the person to be an Indian gaming vendor that was issued before that disclosure is void.

SECTION 2. 565.49 (2) and (3) of the statutes, as created by 1991 Wisconsin Act ... (this act), are amended to read:

565.49 (2) In accordance with an Indian gaming compact or with the regulations of or an agreement with the national Indian gaming commission, the ~~executive director~~ commission shall certify and conduct background investigations of a person proposing to be an Indian gaming vendor and of employes of Indian tribes who are engaged in the conduct of gaming.

(3) The ~~executive director~~ commission shall require the persons who are subject to the background investigations under sub. (2) to be photographed and fingerprinted on 2 fingerprint cards, each bearing a complete set of the

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person's fingerprints. The department of justice may submit the fingerprint cards to the federal bureau of investigation for the purpose of verifying the identity of the persons fingerprinted and obtaining records of their criminal arrests and convictions.

SECTION 3. Effective dates. This act takes effect on the day after publication, except as follows:

(1) The amendment of section 565.49 (2) and (3) of the statutes takes effect on October 1, 1992.
