

3340

RECEIVED

MAY 17 2022

Independent Regulatory
Review Commission

bmm testlabs

Pennsylvania Private Testing and Certification Facilities
Chapters 461a and 469a

Category	Section	Quote From Standards	BMM Testlabs Feedback
		General	<p>The terms "slot machines, tables games, table game devices, interactive games, sports wagering devices, video gaming terminals and all associated equipment" are used extensively through these regulations. For clarity and improved readability, BMM suggests combining these items into one all-encompassing term such as "Gaming Products and Associated Equipment" or a similar term.</p> <p>BMM suggests the following language for section §461a.3 and replacing all subsequent references to "slot machines, tables games, table game devices, interactive games, sports wagering devices, video gaming terminals and all associated equipment" as applicable:</p> <p>§461a.3. Testing and approval of games and gaming devices, generally.</p> <p>(a) In accordance with sections 1320, 13A41, 13B41 and 3701 of the act, slot machines, table games, table game devices, interactive games, sports wagering devices, video gaming terminals and all associated equipment (<u>herein after "gaming products and associated equipment"</u>) operated in this Commonwealth must be tested and approved in accordance with §461a.4(g), Chapters 810a, 1112a and 1407a.</p>
		General	<p>Similar to the comment above, the term "manufacturer or gaming related gaming service provider" is used extensively throughout 461a and 469a in reference to product submissions. BMM suggests combining these items into one all-encompassing term such as "Submitting Entity" or similar.</p> <p>Please consider the following alternative language for section §461a.4.(g) and replacing all subsequent references to "manufacturer or gaming related gaming service provider" as applicable when referring to handling of a submission or submission status:</p> <p>(g) When an applicant for, or holder of, a manufacturer license... associated equipment prototype, or any modification thereto, the manufacturer or gaming related gaming service</p>

Category	Section	Quote From Standards	BMM Testlabs Feedback
			<p>provider (herein after "Submitting Entity") shall submit to the Bureau of Gaming Laboratory Operations the following:...</p>
Testing Facilities	§ 469a.4. Responsibilities of a private testing and certification facility. (n)	<p>(n) A private testing and certification facility shall retain all submission and testing-related documentation. The records may be maintained in electronic form. The obligation to maintain these records continues even if the private testing and certification facility ceases to be registered with the Board or otherwise ceases its business operation. The private testing and certification facility may turn these records over to the Board in electronic form as an alternative to having to maintain the records after the facility is no longer registered or after the facility ceases business operation.</p>	<p><i>This section appears to require that private testing facilities maintain all submission and testing-related documents indefinitely. Though this section allows for records to be in electronic form, asserting an open-ended, cost bearing obligation on any regulated entity is unsustainable. It is fiscally unsustainable to maintain an indefinite, ever-growing library of submitted software and associated data, reports and materials.</i></p> <p><i>While we understand the concern the Board seeks to address with this information, we must request a measurable duration. No maintenance requirement should exceed the lifecycle of the product or record needing to be maintained.</i></p> <p><i>Please consider the following language:</i></p> <p>(n) A private testing and certification facility shall retain all submission and testing-related documentation <u>for as long as the product remains approved or authorized for use in Pennsylvania</u>. The records may be maintained in electronic form. The obligation to maintain these records continues...</p>