

visor or supervisor thereof or the designated casino key employee and a casino security representative shall transport the number of sealed containers of cards needed for that gaming day to the gaming pits where the cards will be utilized and either lock the containers in the pit stand or place the containers in an alternative locked cabinet in accordance with (r)8i below. A record of the removal of the sealed containers of cards from the card storage area and their distribution to the gaming pits shall be maintained by the casino security department in a manner approved by the Commission.

(d) Notwithstanding (c) above, if the decks of cards to be used at poker for that gaming day shall be removed from the poker storage area, the poker shift supervisor or supervisor thereof and a casino security officer shall, prior to the commencement of each gaming day and at such other times as may be necessary, remove the appropriate number of decks from the poker storage area and distribute the decks in accordance with the provisions of (c)1, 2 or 3 above. The number of decks distributed shall include extra decks that shall be placed in the pit stand for card reserve. Decks of cards in the pit stand shall be placed in a locked compartment, the keys to which shall be in the possession of the poker shift supervisor or supervisor thereof.

(e) With the exception of cards used to game at pokette, which are governed by the requirements of N.J.A.C. 19:47-12.3, each deck of cards shall be inspected by a dealer and the inspection verified by a floorperson or pit boss in accordance with the provisions of (e)1 or 2 below prior to the use of the cards on a gaming table. The purpose of the inspection is to assure that the cards specified in N.J.A.C. 19:46-1.17 are actually contained in the deck and that the back of each card is not flawed, scratched or marked in any way that might compromise the integrity or fairness of the game.

1. Card inspection at an open gaming table shall require each deck of cards to be sorted into sequence and into suit and a visual inspection of the back of each card. If, after inspecting the cards, the dealer finds that a card is unsuitable for use or an extra card is found, the following procedures shall be observed:

i. If a card is unsuitable for use:

(1) A poker shift supervisor or casino supervisor shall bring a substitute card from the card reserve in the pit stand;

(2) The unsuitable card shall be placed in a sealed envelope or container, identified by table number, date, and time and shall be signed by the dealer and floorperson assigned to that table; and

(3) The poker shift supervisor or casino supervisor shall maintain the envelope or container in a secure place within the pit until collection by a casino security officer; or

ii. If an extra card is found:

(1) The poker shift supervisor or casino supervisor shall place the extra card in a sealed envelope or container, identified by table number, date and time and signed by the dealer and floorperson assigned to that table; and

(2) The poker shift supervisor or casino supervisor shall maintain the envelope or container in a secure place within the pit until collection by a casino security officer.

2. Card inspection at a closed gaming table as part of the pre-inspection and pre-shuffling procedure authorized pursuant to (r) below shall comply with the requirements of that subsection.

(f) All envelopes and containers used to hold or transport cards collected by security shall be transparent.

1. The envelopes or containers and the method used to seal them shall be designed or constructed so that any tampering shall be evident.

2. The envelopes or containers and seals shall be approved by the Commission.

(g) Any cards, which have been opened and placed on a gaming table shall be changed at least every 24 hours. In addition:

1. Except as otherwise provided for in (g)5 below for baccarat and in N.J.A.C. 19:46-1.12(c) for minibaccarat, cards opened for use on a baccarat, minibaccarat or fast action hold 'em table shall be changed at least once during the gaming day;

2. Cards opened for use on a pai gow poker, caribbean stud poker, let it ride poker, colorado hold 'em poker, boston 5 stud poker, double cross poker, four card poker, texas hold 'em bonus poker, ultimate texas hold 'em, two card joker poker, flop poker, asia poker, winner's pot poker or three card poker table and dealt from a dealing shoe and cards opened for use on a double down stud table and dealt from the hand shall be changed at least every eight hours;

3. Cards opened for use on a pai gow poker, caribbean stud poker, let it ride poker, colorado hold 'em poker, boston 5 stud poker, four card poker, double cross poker, texas hold 'em bonus poker, ultimate texas hold 'em, flop poker, two card joker poker, asia poker, winner's pot poker or three card poker table and dealt from the dealer's hand shall be changed at least every four hours;

4. Cards opened for use on a blackjack table offering the 6 to 5 blackjack variation shall be changed at least every four hours;

5. Cards opened for use on a baccarat table using the alternative dealing procedure set forth at N.J.A.C. 19:47-3.7(d) shall be changed after each shoe; and

6. Cards opened for use on a poker table shall be changed at least every six hours.

(h) Cards damaged during course of play shall be replaced by the dealer who shall request a floorperson or supervisor thereof for the game of poker or casino supervisor for all other games to bring cards in substitution from the pit stand.

1. The damaged cards shall be placed in a sealed envelope, identified by table number, date and time and shall be signed by the dealer and the individual who brought the replacement card to the table.

2. The poker shift supervisor or casino supervisor shall maintain the envelopes or containers in a secure place within the pit until collection by a casino security officer.

(i) At the end of each gaming day or, in the alternative, at least once each gaming day at the same time each day, as designated by the casino licensee and approved by the Commission, and at such other times as may be necessary, the floorperson or supervisor thereof for the game of poker or casino supervisor for all other games shall collect all used cards.

1. These cards shall be placed in a sealed envelope or container. A label shall be attached to each envelope or container which shall identify the table number, date and time and shall be signed by the dealer and floorperson assigned to the table.

2. The poker shift supervisor or casino supervisor shall maintain the envelopes or containers in a secure place within the pit until collection by a casino security officer.

(j) The casino licensee shall remove any cards at any time during the day if there is any indication of tampering, flaws, scratches, marks or other defects that might affect the integrity or fairness of the game, or at the request of the Commission or Division.

(k) Except for decks that have been pre-shuffled and pre-inspected pursuant to (r) below, all extra decks or packaged sets of multiple decks in card reserve with broken seals shall be placed in a sealed envelope or container, with a label attached to each envelope or container that contains the number of decks or packaged sets of multiple decks, as applicable, included therein, the date and time and the signature of the floorperson or supervisor thereof for poker and the pit boss for all other games.

(l) At the end of each gaming day or, in the alternative, at least once each gaming day at the same time each day, as designated by the casino licensee and approved by the Commission, and at such other times as may be necessary, a casino security officer shall collect and sign all envelopes or containers with damaged cards, cards used during the gaming day, and all extra decks in card reserve with broken seals, except those that have been pre-shuffled and pre-inspected pursuant to (r) below, and shall return the envelopes or containers to the casino security department.

(m) At the end of each gaming day or, in the alternative, at least once each gaming day at the same time each day, as designated by the casino licensee and approved by the Com-

mission, and at such other times as may be necessary, a table games shift manager or casino supervisor thereof may collect all extra decks in card reserve. If the casino maintains a separate storage area for poker cards, a poker shift supervisor or supervisor thereof may collect all extra decks in card reserve for the game of poker. If collected, all sealed decks shall either be canceled or destroyed or returned to the storage area.

(n) When the envelopes or containers of used cards and reserve cards with broken seals are returned to the casino security department, they shall be inspected for tampering, marks, alterations, missing or additional cards or anything that might indicate unfair play.

1. For cards used in blackjack, spanish 21, double attack blackjack, double cross poker, red dog, casino war, fast action hold 'em or minibaccarat using the dealing procedures in N.J.A.C. 19:47-7.7(c)1 or 2, the casino licensee shall cause to be inspected either:

i. All decks used during the day; or

ii. A sample of decks selected at random or in accordance with an approved stratification plan, provided that the procedures for selecting the sample size and for assuring a proper selection of the sample are submitted to and approved by the Commission. This sample shall be collected, stored and inspected separately from the sample required by (n)2 below, and shall not be commingled with any cards from that sample.

2. For cards used in baccarat, or cards used in mini-baccarat using the dealing procedures in N.J.A.C. 19:47-7.7(c)3, the casino licensee shall cause to be inspected all decks used during the gaming day. Notwithstanding the foregoing, for any decks that are opened for a single use in a shoe (the cards are not reshuffled for a subsequent use and are removed from the table), a casino licensee may cause to be inspected a sample of decks selected at random or in accordance with an approved stratification plan, provided that the procedures for selecting the sample size and for assuring a proper selection of the sample are submitted to and approved by the Commission.

3. The casino licensee shall also inspect:

i. Any cards which the Commission or Division requests the casino licensee to remove for the purpose of inspection;

ii. Any cards the casino licensee removed for indication of tampering;

iii. All cards used for pai gow poker, caribbean stud poker, let it ride poker, colorado hold 'em poker, boston 5 stud poker, double cross poker, four card poker, texas hold 'em bonus poker, ultimate texas hold 'em, flop poker, two card joker poker, asia poker, winner's pot poker or three card poker;

iv. All cards used for pokette, which must be inspected by sorting the cards sequentially by suit; and

v. All cards used for poker.

4. The procedures for inspecting all decks required to be inspected under this subsection, with the exception of pokette cards, shall, at a minimum, include:

i. The sorting of cards sequentially by suit or utilizing a machine approved by the Commission capable of

reading the cards to determine whether any deck contains missing or additional cards;

ii. The inspection of the backs with an ultraviolet light;

iii. The inspection of the sides of the cards for crimps, bends, cuts and shaving; and

iv. The inspection of the front and back of all plastic cards for consistent shading and coloring.

5. If, during the inspection procedures required in (n)3 above, one or more plastic cards in a deck are determined to be unsuitable for continued use, those cards shall be placed in a sealed envelope or container and a three-part Card Discrepancy Report shall be completed in accordance with n(9) below.

6. Upon completion of the inspection procedures required in (n)3 above, each deck of plastic cards which is determined suitable for continued use shall be placed in sequential order, repackaged and returned to the primary or poker storage area for subsequent use. If a deck has any missing cards pursuant to n(4) above, the individual who repackages the cards shall indicate the need for the appropriate replacement card(s) in a manner approved by the Commission.

7. The casino licensee shall develop internal control procedures for returning the repackaged cards to the storage area.

8. The individuals performing said inspection shall complete a work order form which shall detail the procedures performed and list the tables from which the cards were removed and the results of the inspection. The individual shall sign the form upon completion of the inspection procedures.

9. The casino licensee shall submit the training procedures for those employees performing the inspection, which shall be approved by the Commission.

10. Evidence of tampering, marks, alterations, missing or additional cards or anything that might indicate unfair play discovered at this time, or at any other time, shall be immediately reported to the Commission and Division by the completion and delivery of a three-part Card Discrepancy Report.

i. The report shall accompany the cards when delivered to the Commission.

ii. The cards shall be retained for further inspection by the Commission.

iii. The Commission inspector receiving the cards shall sign the original, duplicate and triplicate copy of the Card Discrepancy Report and retain the original at the Commission Booth. The duplicate copy shall be delivered to the Division office located within the casino

hotel facility. The triplicate copy shall be retained by the casino licensee.

11. Notwithstanding any provision in this subsection to the contrary, for cards used in any authorized game or variation thereof which permits a player to touch them, the casino licensee shall cause to be inspected all decks used during the day.

(o) The casino licensee shall separately account for decks of cards packaged individually and in sets of multiple decks in accordance with Commission approved procedures for:

1. A card inventory system, which shall include, at a minimum, the recordation of the following:

i. The balance of decks of cards on hand;

ii. The decks of cards removed from storage;

iii. The decks of cards returned to storage or received from the manufacturer;

iv. The date of the transaction; and

v. The signatures of the individuals involved;

2. A reconciliation on a daily basis of the decks of cards distributed, destroyed and cancelled, returned to the storage area and, if any, in card reserve; and

3. A physical inventory of the decks of cards at least once every three months.

i. This inventory shall be performed by an individual with no incompatible functions and shall be verified to the balance of decks of cards on hand required in (o)1i above.

ii. Any discrepancies shall immediately be reported to the Commission and Division.

(p) Where cards in an envelope or container are inspected and found to be without any indication of tampering, marks, alterations, missing or additional cards or anything that might indicate unfair play, those cards with the exception of plastic cards used at poker which are of sufficient quality for reuse, shall within 72 hours of collection be destroyed or canceled. Once released by the Commission and Division, the cards submitted as evidence shall immediately be destroyed or canceled.

1. Destruction of cards shall be by shredding.

2. Cancellation of cards shall be by drilling a circular hole of at least one fourth of an inch in diameter through the center of each card in the deck.

3. The destruction and cancellation of cards shall take place in a secure place, the location and physical characteristics of which shall be approved by the Commission.

(q) If a deck of plastic cards has been reused 12 or more times and the deck has been determined to be suitable for reuse by the individual performing the inspection procedures

required by (n)3 above, before that deck may be reused at a poker table, the deck must be inspected by a poker shift supervisor or floorperson. A satisfactory inspection shall be documented by the poker shift supervisor or floorperson. If the poker shift supervisor or floorperson determines that the deck may not be reused, the deck shall be placed in a sealed envelope or container, with a label attached which identifies the date and time and shall be signed by the poker shift supervisor or floorperson. At the end of the gaming day or at such other times as may be necessary, said envelope or container shall be collected by a casino security officer and be returned to the casino security department for destruction or cancellation pursuant to (p) above.

(r) If a casino licensee elects to pre-inspect and pre-shuffle cards at a closed gaming table prior to the delivery of the cards to an open gaming table, the procedures set forth in this subsection shall be performed by a dealer and verified by a floorperson or pit boss with no concurrent supervisory responsibility for open gaming tables. A schedule of the proposed time and location for the pre-inspection and pre-shuffling shall be provided to the principal inspector at least 24 hours prior to commencement of the process. The procedures required by (r)1 through 7 below shall be recorded by the surveillance department and each such recording shall be retained by the casino licensee for no less than seven days.

1. Upon receipt of the decks of cards pursuant to (c)2 above, the dealer shall perform the procedures in (r)2 through 7 below independently for each batch of cards that will be sealed in a container pursuant to (r)7 below, with the number of decks of cards in each batch being equal to the number of decks of cards required for the table game in which they are intended to be used.

2. The dealer shall visually inspect the back of each card to assure that it is not flawed, scratched or marked in any way that might compromise the integrity or fairness of the game.

3. The dealer shall then shuffle the cards in a manner permitted by the applicable rules governing the table game at which the cards will be utilized.

4. To ensure that there are no missing or extra cards, the dealer shall inspect the cards utilizing a machine approved by the Commission.

i. The machine shall issue a receipt that shall be attached to the original Pre-inspected/Pre-shuffled Form required by (r)7 below and shall, at a minimum, include:

- (1) The manufacturer, model and serial number of the card inspection machine;
- (2) The name or identification number of the dealer who operates the machine;
- (3) The number of the closed gaming table at which the inspection is performed;
- (4) The date and time of the inspection;

(5) The manufacturer and type of cards, the number of decks, and the table game for which the cards are inspected;

(6) The result of the inspection and, if failed, the identification of any missing or extra card(s); and

(7) The number of the seal to be used on the clear container in which the cards will be placed pursuant to (r)7 below.

5. If, after inspecting the cards, a card is determined to be unsuitable for use or an extra card is found, the following procedures shall be observed:

i. If a card is unsuitable for use:

(1) The unsuitable card shall be placed in a sealed envelope or container which shall be identified by table number, date, and time and signed by the dealer and floorperson or pit boss performing the pre-inspection and pre-shuffle;

(2) The sealed envelope or container containing the unsuitable card shall be maintained by the floorperson or pit boss until collection by a casino security officer at the conclusion of the pre-inspection and pre-shuffle procedure; and

(3) The floorperson or pit boss verifying the inspection shall provide a substitute card from the pre-inspected cards being maintained for card reserve; or

ii. If an extra card is found:

(1) The floorperson or pit boss verifying the inspection shall place the extra card in a sealed transparent bag identified on a label by pit number, table number, date and time, and signed by the dealer and floorperson or pit boss performing the pre-inspection and pre-shuffle; and

(2) The sealed transparent bag shall be maintained by the floorperson or pit boss until collection by a casino security officer at the conclusion of the pre-inspection and pre-shuffling procedure.

6. Upon completion of the pre-inspection and pre-shuffling process of the cards in the batch, the dealer and supervisor shall complete items (r)6i through v below on a two-part Pre-shuffled/Pre-inspected Form or such other documentation as approved by the Commission, which documentation shall, at a minimum, include:

- i. The time and date the Form was prepared;
- ii. The number of decks in the batch;
- iii. The table games at which the cards will be utilized;
- iv. The signature of the dealer who pre-inspected and pre-shuffled the cards, certifying that the cards were

pre-inspected and pre-shuffled in accordance with this subsection;

v. The signature of the floorperson or pit boss who witnessed and verified the pre-inspection and pre-shuffling;

vi. The time, date and gaming table to which the sealed container of cards is subsequently delivered; and

vii. The signature of the floorperson or pit boss who delivers the sealed container of cards to the gaming table pursuant to (r)9 below.

7. The dealer shall then place the pre-inspected and pre-shuffled batch of cards, together with the Form or such other documentation and the attached card inspection machine receipt required by (r)4 above, in a clear container that conforms to the requirements of (f) above and seal the container with a pre-numbered label unique to such container. Procedures for maintenance and security of unused seals, and the distribution, return and reconciliation of seals used on containers holding pre-inspected and pre-shuffled cards shall be subject to internal controls approved by the Commission.

8. The sealed containers of cards shall be transported by:

i. A pit boss or poker shift supervisor to the gaming pit of the gaming tables where they will be utilized and either locked in the pit stand in accordance with (c) or (d) above or, with the approval of the Commission, placed in an alternative locked cabinet in the gaming pit, the keys to which shall be available only to floorpersons and pit bosses and subject to sign-out and sign-in procedures approved by the Commission; or

ii. A table games shift manager or supervisor thereof or a casino key employee designated in accordance with the provisions of (c) above and a casino security officer to a primary card storage or poker storage area where they shall be placed back into card inventory and segregated from cards that have not been pre-inspected and pre-shuffled. A record of the transport of the sealed containers of cards to the card storage area shall be maintained by the casino security department in a manner approved by the Commission.

9. When they are needed for play, each container of cards shall be delivered by a floorperson or pit boss to an open gaming table. Upon delivery, the floorperson or pit boss shall unseal the container, place the decks of cards on the gaming table in front of the dealer, complete and sign the Pre-shuffled/Pre-inspected Form, drop the original Form and attached card inspection machine receipt in a locked box in the gaming pit for the casino manager and forward the copy of the Form to the casino security department.

10. The dealer at the gaming table shall perform a strip shuffle or riffle shuffle of the cards and then cut the cards

in the manner prescribed by the rules governing the particular table game.

11. The dealer shall then proceed to deal the cards in accordance with the rules governing the particular table game.

Amended by R.1983 d.308, effective August 1, 1983.
See: 14 N.J.R. 829(a), 15 N.J.R. 1259(a).

Text substantially amended.

Amended by R.1983 d.538, effective November 21, 1983.

See: 15 N.J.R. 1370(a), 15 N.J.R. 1958(b).

Substantially amended text.

Amended by R.1987 d.336, effective August 17, 1987.

See: 19 N.J.R. 2121(a), 19 N.J.R. 1570(b).

Added "immediately" and "and delivery" to (l).

Experimental 90-day implementation (N.J.A.C. 19:46-1.18(k) and (n)), pursuant to N.J.S.A. 5:12-69(e), 5:12-70(f) and 5:12-100(e), effective March 12, 1990 (expired June 10, 1990).

See: 22 N.J.R. 841(b).

Amended by R.1992 d.110, effective March 2, 1992.

See: 23 N.J.R. 3243(a), 24 N.J.R. 858(c).

Revised text to modify procedures for handling extra cards in card reserve. Stylistic revisions throughout text. Restructured section through (g)-(p).

Amended by R.1992 d.406, effective October 19, 1992.

See: 24 N.J.R. 569(a), 24 N.J.R. 1517(a), 24 N.J.R. 3742(a).

Added text, throughout section, regarding games of pai gow poker and pokette.

Amended by R.1992 d.453, effective November 16, 1992.

See: 24 N.J.R. 2140(a), 24 N.J.R. 4279(b).

In (e) and (n), added text regarding cards used in pokette.

Experimental implementation pursuant to N.J.S.A. 5:12-69(e), effective on or after November 24, 1992.

See: 24 N.J.R. 4283(a).

Dealing pai gow poker from the hand.

Amended by R.1993 d.37, effective January 19, 1993.

See: 24 N.J.R. 3695(a), 25 N.J.R. 348(b).

Revised (a).

Amended by R.1993 d.86, effective February 16, 1993.

See: 24 N.J.R. 4339(a), 25 N.J.R. 719(a).

In (a), deleted language stipulating that primary storage area be located "in or immediately adjacent to the casino floor". In (i), (l) and (m), added alternative provision for collection of cards.

Amended by R.1993 d.192, effective May 3, 1993.

See: 24 N.J.R. 4247(a), 25 N.J.R. 1887(b).

Revised (g)2 and added (g)3.

Amended by R.1994 d.141, effective March 21, 1994.

See: 25 N.J.R. 5906(a), 26 N.J.R. 1380(a).

Amended by R.1995 d.430, effective August 7, 1995.

See: 27 N.J.R. 1767(b), 27 N.J.R. 2967(a).

Added caribbean stud poker.

Amended by R.1995 d.534, effective October 2, 1995.

See: 27 N.J.R. 2119(a), 27 N.J.R. 3795(b).

Amended by R.1996 d.317, effective July 15, 1996.

See: 28 N.J.R. 1362(a), 28 N.J.R. 3627(a).

Amended by R.1997 d.134, effective March 17, 1997.

See: 28 N.J.R. 2531(a), 29 N.J.R. 928(a).

In (g)2, (g)3 and (n)2iii, added reference to three card poker.

Petition for Rulemaking: Notice of Receipt of a Petition for Rulemaking.

See: 29 N.J.R. 2571(d).

Amended by R.1998 d.18, effective January 5, 1998.

See: 29 N.J.R. 3432(b), 30 N.J.R. 112(b).

Amended by R.1998 d.371, effective July 20, 1998.

See: 29 N.J.R. 4672(a), 30 N.J.R. 2639(b).

In (g)1 and (n)1, inserted references to fast action hold 'em.

Amended by R.1999 d.29, effective January 19, 1999.

See: 30 N.J.R. 30(a), 31 N.J.R. 144(a).

In (n)1, inserted references to casino war and fast action hold 'em.

Amended by R.1999 d.42, effective February 1, 1999.

See: 30 N.J.R. 4034(a), 31 N.J.R. 454(a).

In (n), inserted a reference to casino war, deleted "baccarat" preceding "fast action" and inserted "using the dealing procedures in N.J.A.C.

19:47-7.7(c) 1 or (c)2" in the introductory paragraph of 1, added a new last sentence in Iii, added a new 2, and recodified former 2 through 9 as 3 through 10.

Amended by R.2000 d.2, effective January 3, 2000.

See: 30 N.J.R. 4149(a), 32 N.J.R. 71(a).

In (n)1, rewrote the introductory paragraph.

Amended by R.2001 d.288, effective August 20, 2001.

See: 32 N.J.R. 4240(a), 33 N.J.R. 2824(a).

In (g)2, (g)3 and (n)3iii, added references to colorado hold 'em poker.

Petition for Rulemaking.

See: 34 N.J.R. 2871(b).

Amended by R.2003 d.243, effective June 16, 2003.

See: 35 N.J.R. 1395(a), 35 N.J.R. 2740(a).

In (g)2 and 3 and (n)3iii, inserted ", boston 5 stud poker" following "colorado hold 'em poker".

Amended by R.2004 d.326, effective August 16, 2004.

See: 36 N.J.R. 1305(a), 36 N.J.R. 3889(a).

Inserted "double cross poker" following "5 stud poker," throughout.

Amended by R.2004 d.340, effective September 7, 2004.

See: 36 N.J.R. 2310(a), 36 N.J.R. 4166(a).

In (n), inserted "double attack blackjack" in 1 and "double cross poker" in 3iii.

Amended by R.2004 d.465, effective December 20, 2004.

See: 36 N.J.R. 3639(a), 36 N.J.R. 5704(a).

Inserted "four card poker" following "boston 5 stud poker" throughout.

Amended by R.2005 d.102, effective April 4, 2005.

See: 36 N.J.R. 4699(a), 37 N.J.R. 1087(a).

Rewrote (g).

Amended by R.2005 d.241, effective July 18, 2005.

See: 36 N.J.R. 3246(a), 37 N.J.R. 2691(a).

In (n), rewrote 4i.

Amended by R.2005 d.356, effective October 17, 2005.

See: 37 N.J.R. 2301(a), 37 N.J.R. 4034(a).

In (g)2 and 3 and (n)3iii, added ", texas hold 'em bonus poker"; deleted ", " following "boston 5" in (g)3.

Amended by R.2006 d.36, effective January 17, 2006.

See: 37 N.J.R. 2159(a), 38 N.J.R. 842(b).

In (g)4, added "and on a blackjack table offering the 6 to 5 blackjack variation"; rewrote (n)2; added (n)11.

Amended by R.2006 d.69, effective February 21, 2006.

See: 37 N.J.R. 4210(a), 38 N.J.R. 1228(a).

In (g)4, deleted "poker table and on a" and decreased the frequency of changing cards from four hours to six hours; added (g)6.

Amended by R.2006 d.70, effective February 21, 2006.

See: 37 N.J.R. 4214(a), 38 N.J.R. 1228(b).

In introductory paragraph (p), extended destruction or cancellation time of cards from 48 hours to 72 hours.

Amended by R.2006 d.276, effective July 17, 2006.

See: 38 N.J.R. 1413(a), 38 N.J.R. 3067(a).

In (g)2, (g)3 and (n)3iii, inserted ", flop poker".

Amended by R.2006 d.341, effective September 18, 2006.

See: 38 N.J.R. 2404(a), 38 N.J.R. 3920(a).

In (g)2, (g)3, and (n)3iii, inserted "two card joker poker".

Petition for Rulemaking.

See: 38 N.J.R. 4510(b), 5423(b).

Petition for Rulemaking.

See: 39 N.J.R. 805(a).

Amended by R.2007 d.86, effective March 19, 2007.

See: 38 N.J.R. 3149(a), 39 N.J.R. 940(a).

Rewrote (c) through (e); in (g)2, inserted "and cards opened for use on a double down stud table and dealt from the hand"; in (k), substituted "Except for decks that have been pre-shuffled and pre-inspected pursuant to (r) below, all" for "All"; in (l), inserted ", except those that have been pre-shuffled and pre-inspected pursuant to (r) below,," and added (r).

Administrative correction.

See: 39 N.J.R. 1803(a).

Petition for Rulemaking: Gaming Equipment.

See: 39 N.J.R. 805(a), 39 N.J.R. 1828(a).

Amended by R.2007 d.246, effective August 20, 2007.

See: 39 N.J.R. 1652(a), 39 N.J.R. 3551(d).

In (g)2, (g)3, and (n)3iii, inserted ", asia poker" and in (g)3, deleted "and" from the end.

Amended by R.2008 d.95, effective April 21, 2008.

See: 39 N.J.R. 5192(a), 40 N.J.R. 2132(a).

In the introductory paragraph of (g), inserted a comma following "cards"; in (g)2, (g)3, and (n)3iii, inserted "ultimate texas hold 'em,"; and in (n)9, substituted a period for a semicolon at the end.

Amended by R.2008 d.263, effective September 2, 2008.

See: 40 N.J.R. 2422(a), 40 N.J.R. 5064(a).

In (g)2, (g)3, and (n)3iii, inserted ", winner's pot poker".

Amended by R.2008 d.264, effective September 2, 2008.

See: 39 N.J.R. 5199(a), 40 N.J.R. 5069(a).

In the third sentence of (a), inserted "decks of", in the fourth sentence of (a), substituted "Decks of cards" for "Cards" and "decks" for "cards", and in the last sentence of (a), substituted "decks of cards" for "the cards"; in (b), the introductory paragraph of (c), and (d), substituted "Decks of cards" for "Cards"; in (d), inserted "decks of"; in (k), inserted "or packaged sets of multiple decks", and substituted "that contains the number of decks or packaged sets of multiple decks, as applicable, included therein," for "which identifies" and "the signature of" for "is signed by"; in the introductory paragraph of (o), substituted "separately account for decks of cards packaged individually and in sets of multiple decks in accordance with Commission approved" for "submit to the Commission for approval"; in (o)1 and (o)3, inserted "decks of" throughout; in the introductory paragraph of (o)1, inserted a comma following "system"; and in (o)2, inserted "decks of" and deleted "the cards" preceding "destroyed", "returned" and "in card reserve".

Amended by R.2009 d.29, effective January 20, 2009.

See: 40 N.J.R. 3987(a), 41 N.J.R. 639(a).

Section was "Cards; receipt, storage, inspections, and removal from use". In (n)1, inserted "double-cross poker," in (n)1ii, deleted "ii" following "(n)2", and in (n)2, inserted "gaming" and inserted the final sentence.

19:46-1.19 Dealing shoes; automated shuffling devices

(a) The following words and terms when used in this section shall have the following meanings:

"Base plate" means the interior shelf of the dealing shoe on which the cards rest.

"Face plate" means the front wall of the dealing shoe against which the next card to be dealt rests and which typically contains a cutout.

(b) Cards used to game at blackjack, spanish 21, double attack blackjack, pai gow poker, minibaccarat, red dog, caribbean stud poker, let it ride poker, three card poker, fast action hold 'em, colorado hold 'em poker, casino war, boston 5 stud poker, double cross poker, four card poker, texas hold 'em bonus poker, ultimate texas hold 'em poker, flop poker, two card joker poker, asia poker, winner's pot poker and double down stud shall be dealt from a manual or automated dealing shoe, which shall be secured to the gaming table when the table is open for gaming activity and secured in a locked compartment when the table is not open for gaming activity. Cards used to game at baccarat shall be dealt from a dealing shoe, which shall be secured in a locked compartment when the table is not open for gaming activity. Notwithstanding the foregoing, cards used to game at:

1. Pai gow poker, double down stud, caribbean stud poker, three card poker, colorado hold 'em poker, boston 5 stud poker, double cross poker, flop poker, four card poker, texas hold 'em bonus poker, ultimate texas hold 'em poker,

asia poker, winner's pot poker and two card joker poker may be dealt from the dealer's hand in accordance with the rules for each game in N.J.A.C. 19:47; and

2. The 6 to 5 blackjack variation shall be dealt from the dealer's hand in accordance with N.J.A.C. 19:47-2.6A.

1. Minor changes in the operation or design of the prototype may be made with the prior approval of the Division; and

2. The manufacturer or distributor of the prototype may receive compensation for the use of the prototype.

R.1978 d.160, effective May 17, 1978.
See: 10 N.J.R. 176(c), 10 N.J.R. 266(c).
Amended by R.1999 d.173, effective June 7, 1999.
See: 30 N.J.R. 2164(a), 31 N.J.R. 1502(a).

Rewrote the section.
Administrative change.
See: 33 N.J.R. 1018(a).
Amended by R.2001 d.402, effective November 5, 2001.
See: 33 N.J.R. 2633(a), 33 N.J.R. 3762(a).

In (a)2, inserted "and table game progressive payout wager" preceding "systems".

Amended by R.2002 d.208, effective July 1, 2002.
See: 34 N.J.R. 1372(a), 34 N.J.R. 2337(a).

Rewrote (g)2.

19:46-1.28A Standards for the approval of a slot machine game

(a) No slot machine game shall be approved by the Commission for casino gaming unless it complies with the requirements of this section.

(b) Except as otherwise provided in this section, each slot machine game shall have a theoretical payout percentage equal to or greater than 83 percent but less than 100 percent. A game-within-a-game may have a theoretical payout percentage equal to or greater than 100 percent if the theoretical payout percentage of the game-within-a-game and the primary slot machine game within which it is included, when determined together, is less than 100 percent.

(c) Except as otherwise provided in this section, each play offered by a slot machine game shall have a theoretical payout percentage equal to or greater than 83 percent. A particular play may have a theoretical payout percentage that is equal to or greater than 100 percent if the primary slot machine game in which the play is included has a theoretical payout percentage that is less than 100 percent. No play offered by a slot machine game shall have a theoretical payout percentage which is less than, when calculated to one hundredth of a percentage point, the theoretical payout percentage for any other play offered by that slot machine game which is activated by a slot machine wager in a lesser amount than the slot machine wager required for that play. Notwithstanding the foregoing, the theoretical payout percentage of one or more particular plays may be less than the theoretical payout percentage of one or more plays which require a lesser wager provided that:

1. The aggregate total of the decreases in the theoretical payout percentage for plays offered by the slot machine game is no more than one-half of one percent; and

2. The theoretical payout percentage for every play offered by the slot machine game is equal to or greater than the theoretical payout percentage for the play that requires

the lowest possible wager that will activate the slot machine game.

(d) When determining whether a slot machine game or play meets the minimum 83 percent payout requirement, the following shall not be included as a payout:

1. A payout of merchandise or thing of value pursuant to N.J.S.A. 5:12-45 and N.J.A.C. 19:45-1.40A;

2. The amount of a progressive jackpot in excess of the initial or reset amount;

3. A cash or noncash complimentary issued pursuant to N.J.A.C. 19:45-1.9(i); and

4. A limited time payout.

(e) A slot machine game that includes a play with a skill feature and does not automatically disclose the choice that represents optimal strategy or provide mathematically sufficient information for a patron to derive optimal strategy shall have a theoretical payout percentage equal to or greater than 85 percent.

(f) The theoretical payout percentage of a play and slot machine game with a strategy feature or skill feature shall be calculated on the assumption that a patron will always exercise optimal strategy.

(g) A slot machine game that offers one or more games-within-a-game shall comply with the following requirements:

1. The primary slot machine game shall satisfy the 83 percent minimum payout requirement independently of any game-within-a-game;

2. Each game-within-a-game shall satisfy the 83 percent minimum payout requirement independently of the primary slot machine game within which it is included;

3. Each game-within-a-game, other than a game with a theoretical payout percentage equal to 100 percent, shall have an in meter, jackpot meter and manual jackpot meter that operate independently of the metering of the primary slot machine game, and the meters for the primary slot machine game shall be inclusive of all game-within-a-game activity;

4. The last game recall of the primary slot machine game shall include all game-within-a-game activity; and

5. The theoretical payout percentage of a game-within-a-game that can be played through the use of a free play award shall be equal to or greater than the theoretical payout percentage of the primary slot machine game.

(h) A slot machine game that includes plays with one or more strategy features shall comply with the following requirements:

1. Whenever a patron has an option to make a strategy choice, the slot machine game shall, in a manner approved

by the Commission including, without limitation, through a readily available help screen, automatically disclose the choice that represents optimal strategy or information that is mathematically sufficient for a patron to derive optimal strategy; and

2. Once a patron has achieved the highest award offered on a play by a strategy feature, the slot machine game shall not permit the patron to risk the award by making an additional strategy choice.

(i) Unless the Commission expressly finds, after consultation with the Division, that a particular type of proposed scripting would not be deceptive, or unless otherwise provided in this subsection, scripting shall not be permitted in any slot machine game. Jackpot scripting shall be permitted if:

1. It does not include any outcome in which no award will be received;
2. It does not display any unachievable result; and
3. It is not otherwise misleading.

(j) A slot machine game that offers free play awards shall not display as a possible outcome of a wager any amount that could only be won through the consecutive activation of free play awards won on the wager. For example, if the highest jackpot offered by a slot machine game is \$1,000 and it is possible to win two free play awards on one wager, the slot machine game shall not display \$2,000 as a possible jackpot.

(k) A multi-denominational slot machine shall comply with the following requirements:

1. All meters required by N.J.A.C. 19:45-1.37(b)1 to 4 shall increment in dollars and cents;
2. The slot machine shall provide the notice required by N.J.A.C. 19:45-1.37(a)4ix; and
3. Unless all credits on the slot machine can be fully redeemed by a gaming voucher or other means:
 - i. The value of the coin or slot token in the slot machine's hopper shall be equal to the lowest denomination that can be wagered on any slot machine game on the slot machine; and
 - ii. Each denomination that can be wagered on any slot machine game on the slot machine shall be evenly divisible by the lowest denomination that can be wagered. For example, a slot machine may offer wagers in denominations of five cents, 10 cents, 25 cents and \$1.00, but may not offer wagers in denominations of 10 cents, 25 cents and \$1.00.

New Rule, R.2001 d.451, effective December 3, 2001.
See: 33 N.J.R. 772(a), 33 N.J.R. 4151(b).
Amended by R.2003 d.462, effective December 1, 2003.
See: 35 N.J.R. 2792(a), 35 N.J.R. 5435(a).
Added (k).
Amended by R.2005 d.103, effective April 4, 2005.

See: 36 N.J.R. 5239(a), 37 N.J.R. 1088(a).

In (i), deleted 1 and recodified former 2 through 4 as 1 through 3.

19:46-1.28B Gaming voucher redemption machines; requirements

(a) A gaming voucher redemption machine may be used to redeem a gaming voucher issued to a patron pursuant to N.J.A.C. 19:45-1.54 and 1.55 if the machine is connected electronically to the casino licensee's gaming voucher system and does not have the capability of affecting the security or integrity of that system.

(b) Each gaming voucher redemption machine shall be designed and constructed to provide maximum security for the gaming vouchers, coupons and cash contained therein and shall permit a patron to redeem a gaming voucher and, if applicable, a coupon, for cash by verifying and electronically canceling the voucher or coupon when it is scanned. Each gaming voucher redemption machine shall include, at a minimum, a tower light that displays its operational status and a cabinet which contains a cash dispenser unit, a bill validator, one or more bill validator boxes, currency cassettes, a currency cassette reject bin, coin hoppers, a computer and terminal and a printer.

(c) The computer required by (b) above shall include computer software which has the capability, at a minimum, to:

1. Communicate and store, in machine-readable form, separate from the gaming voucher system, data with respect to all transactions related to:
 - i. The redemption of gaming vouchers and, if applicable, coupons;
 - ii. The removal or insertion of bill validator boxes, currency cassettes, currency cassette reject bins, or coin hoppers from the gaming voucher redemption machine; and
 - iii. If applicable, bill breaking and ATM transactions.
2. Determine and report the value of cash or the number of bills, coins, gaming vouchers and coupons in each currency cassette, currency cassette reject bin, coin hopper and bill validator box at all times; and
3. Generate all forms and reports required by N.J.A.C. 19:45-1.33A and 1.35A.

(d) Nothing shall preclude the use of a related computer to satisfy the requirements of (c) above, provided that the requirements of (e), (i), (j), (k) and (l) below shall also be satisfied with respect to the related computer.

(e) Access to the computer software and data required in (c) above shall be restricted in a manner as set forth in the casino licensee's internal controls so that, at a minimum, no employee of the casino accounting or independent slot machine cage department or the department responsible for slot