

4. Is employed as a junket representative by a junket enterprise which is licensed in accordance with the provisions of section 102 and subsection 92(c) of the Act, N.J.A.C. 19:41 and 19:51 and this chapter, or by a junket enterprise which is registered as a junket enterprise vendor in accordance with the provisions of N.J.A.C. 19:43-10.4 and this chapter.

(d) A junket representative may only be employed by one casino licensee, an affiliate of a casino licensee or junket enterprise at a time. For the purposes of this section, to qualify as an employee of a casino licensee, a junket enterprise licensee or a junket enterprise vendor, a junket representative must:

1. Receive all compensation for his or her services as a junket representative through the payroll account of the employer; and
2. Exhibit all other appropriate indicia of genuine employment, including Federal and State taxation withholdings.

(e) No casino licensee or junket enterprise shall employ or otherwise engage the services of a junket representative except in accordance with the provisions of this section. A junket representative may begin employment with:

1. A casino licensee as soon as he or she is licensed by the Commission in accordance with (c) above; or
2. A junket enterprise as soon as the enterprise or the junket representative has completed and filed with the Commission all information required by the Act and the regulations of the Commission.

Amended by R.1989 d.187, effective April 3, 1989.
See: 20 N.J.R. 2644(a), 21 N.J.R. 933(b).

(b) and (b)1 deleted, (b)2 recodified as new (b) with language added clarifying role of casino key employee. Non-sexist references added throughout.

Amended by R.1992 d.412, effective October 19, 1992.
See: 24 N.J.R. 2695(b), 24 N.J.R. 3738(a).

Junket enterprise added.

Amended by R.1995 d.307, effective June 19, 1995.
See: 27 N.J.R. 1168(a), 27 N.J.R. 2458(a).

Extended the section to affiliates of a casino licensee.

19:49-2.2 Junket enterprises

(a) A junket enterprise, as defined in the Act, is any person, other than the holder of or an applicant for a casino license, who employs or otherwise engages the services of a junket representative in connection with a junket to a licensed casino, regardless of whether or not such activities occur within the State of New Jersey.

(b) A junket enterprise shall be registered as a junket enterprise vendor in accordance with the provisions of N.J.A.C. 19:43-10.4 and this chapter or licensed as a junket enterprise in accordance with the provisions of N.J.S.A. 5:12-92(c), 5:12-102 and N.J.A.C. 19:41 and 19:51 prior to a casino licensee permitting a junket involving that junket enterprise to arrive at its casino. A junket enterprise shall

be considered "involved" in a junket to a licensed casino if it receives any compensation whatsoever from any person as a result of the conduct of the junket. No casino licensee or junket enterprise may engage the services of any junket enterprise which has not been so registered or licensed.

Amended by R.1992 d.412, effective October 19, 1992.
See: 24 N.J.R. 2695(b), 24 N.J.R. 3738(a).

Junkets required to be either registered or licensed.

Amended by R.1995 d.307, effective June 19, 1995.

See: 27 N.J.R. 1168(a), 27 N.J.R. 2458(a).

Corrected citations.

19:49-2.3 Application for initial junket enterprise license

(a) An application for initial issuance of a junket enterprise license pursuant to N.J.S.A. 5:12-92c and 102 shall consist of the fee specified in N.J.A.C. 19:41-9.9A and a completed original and one copy of the following:

1. A Business Entity Disclosure Form—Gaming (BED—Gaming) for the applicant and for each holding company of the applicant as set forth in N.J.A.C. 19:41-5.15;

2. Both of the following in a format prescribed by the Commission:
 - i. A notarized acknowledgment of the equal employment and business opportunity obligations imposed by N.J.S.A. 5:12-134 and 135 and N.J.A.C. 19:53 which shall be signed and dated by the president, chief executive officer, partner or sole proprietor, as applicable; and
 - ii. A statistical report of the composition of the applicant's work force;

3. A completed application in accordance with N.J.A.C. 19:41-7.1A, including a Personal History Disclosure Form—1B (PHD—1B) as set forth in N.J.A.C. 19:41-5.3, for each person required to be qualified pursuant to N.J.S.A. 5:12-92c and 102 and N.J.A.C. 19:51-1.14(a)2 or (b); and

4. Notice of a designated agent for service of process.

Repealed by R.1992 d.412, effective October 19, 1992.
See: 24 N.J.R. 2695(b), 24 N.J.R. 3738(a).
Text on solo owner/operator junket enterprise deleted.
New Rule, R.1994 d.343, effective July 5, 1994.
See: 26 N.J.R. 1617(a), 26 N.J.R. 2803(a).
Amended by R.1995 d.370, effective July 17, 1995.
See: 27 N.J.R. 1533(b), 27 N.J.R. 2704(a).

Repealed by R.1992 d.412, effective October 19, 1992.
See: 24 N.J.R. 2695(b), 24 N.J.R. 3738(a).

Text on solo owner/operator junket enterprise deleted.

New Rule, R.1994 d.343, effective July 5, 1994.

See: 26 N.J.R. 1617(a), 26 N.J.R. 2803(a).

Amended by R.1995 d.370, effective July 17, 1995.

See: 27 N.J.R. 1533(b), 27 N.J.R. 2704(a).

19:49-2.4 Application for renewal of junket enterprise license

(a) An application for renewal of a junket enterprise license pursuant to N.J.S.A. 5:12-92c and 102 shall consist of the fee specified by N.J.A.C. 19:41-9.9A and a completed original and one copy of the following:

1. A Business Entity Disclosure Form—Gaming (BED—Gaming) for the applicant and for each holding

company of the applicant as set forth in N.J.A.C. 19:41-5.15;

2. Both of the following, in a format prescribed by the Commission:

i. A notarized affidavit of compliance with the equal employment and business opportunity requirements of N.J.S.A. 5:12-134 and 135 and N.J.A.C. 19:53 which shall be signed and dated by the president, chief executive officer, partner or sole proprietor of the applicant, as applicable; and

ii. A statistical report of the composition of the applicant's work force in New Jersey;

3. A completed application in accordance with N.J.A.C. 19:41-7.1A, including a Personal History Disclosure Form—1B (PHD-1B) as set forth in N.J.A.C. 19:41-5.3, for each person required to be qualified pursuant to N.J.S.A. 5:12-92c and 102 and N.J.A.C. 19:51-1.14(a)2 or (b) who has not previously been found qualified;

4. An Employee License Renewal Application as set forth in N.J.A.C. 19:41-14.3 for each person required to be qualified pursuant to N.J.S.A. 5:12-92c and 102 and N.J.A.C. 19:51-1.14(a)2 or (b) who has previously been found qualified; and

5. Notice of a designated agent for service of process.

New Rule, R.1994 d.343, effective July 5, 1994.
See: 26 N.J.R. 1617(a), 26 N.J.R. 2803(a).
Amended by R.1995 d.370, effective July 17, 1995.
See: 27 N.J.R. 1533(b), 27 N.J.R. 2704(a).

SUBCHAPTER 3. REPORTING REQUIREMENTS

19:49-3.1 Junket schedules

(a) A junket schedule shall be prepared by a casino licensee for each junket which involves a junket enterprise.

(b) A junket schedule shall be filed with the Division by the casino licensee by the 15th day of the month preceding the month in which the junket is scheduled. If a junket for which a junket schedule is required by (a) above is arranged after the 15th day of the month preceding the arrival of the junket, an amended junket schedule shall be immediately filed with the Division by the casino licensee.

(c) Junket schedules shall be certified by an authorized agent of the casino licensee and shall include:

1. The origin of the junket;
2. The number of participants in the junket;
3. The arrival time and date of the junket;
4. The departure time and date of the junket; and

5. The name of all junket representatives and the name and license or vendor registration number of all junket enterprises involved in the junket.

(d) Any change in the information required by (c)3 or 5 above which occurs after the filing of a junket schedule or amended junket schedule with the Division shall be immediately reported in writing to the Division by the casino licensee. These changes, plus any other material change in the information provided in a junket schedule, shall also be noted on the arrival report maintained pursuant to N.J.A.C. 19:49-3.2.

(e) All filings required by this section shall be made at locations to be designated by the Division.

Petition for Rulemaking: Junket prearrival reports.

See: 19 N.J.R. 467(b).

Amended by R.1987 d.303, effective July 20, 1987.

See: 19 N.J.R. 860(a), 19 N.J.R. 1323(a).

Deleted (a)3.

Petition for Rulemaking: Junket reporting requirements.

See: 20 N.J.R. 1960(b).

Amended by R.1989 d.187, effective April 3, 1989.

See: 20 N.J.R. 2644(a), 21 N.J.R. 933(b).

Eliminated requirement for pre-arrival reports, requires the filing of a less detailed junket schedule with the Division on a monthly basis.

Amended by R.1992 d.412, effective October 19, 1992.

See: 24 N.J.R. 2695(b), 24 N.J.R. 3738(a).

Text on sole owner/operator junket enterprise deleted.

19:49-3.2 Junket arrival reports

(a) An arrival report shall be prepared by a casino licensee for each junket which involves either:

1. A junket enterprise; or
2. An offer of complimentary services or items which have a value in excess of \$200.00 per participant calculated in accordance with the provisions of N.J.A.C. 19:45-1.9; or
3. Complimentary guest room accommodations.

(b) Arrival reports shall be prepared and maintained by the casino licensee on the premises of its casino hotel in accordance with the following:

1. An arrival report on a junket involving complimentary guest room accommodations shall be prepared within 12 hours of the registration of the junket participant.

2. An arrival report on a junket required by (a)1 or 2 above shall be prepared by 5:00 P.M. of the next calendar business day following arrival. A junket arrival which occurs after 12:00 A.M. but before the end of the gaming day shall be deemed to have occurred on the preceding calendar day. For the purposes of this section, a business day shall be defined as any day except a Saturday, Sunday or State and Federal holiday.

(c) Arrival reports shall be certified by an authorized agent of the casino licensee and shall include: