

CHAPTER 47

RULES OF LEGALIZED GAMES OF CHANCE

Authority

N.J.S.A. 5:8-6, 5:8-21, 5:8-25, 5:8-34, 5:8-51 and 5:8-61.

Source and Effective Date

R.2008 d.25, effective December 21, 2007.
See: 39 N.J.R. 3483(a), 40 N.J.R. 726(b).

Chapter Expiration Date

Chapter 47, Rules of Legalized Games of Chance, expires on December 21, 2012.

Chapter Historical Note

Chapter 47, Rules of Legalized Games of Chance, was filed and became effective prior to September 1, 1969.

Pursuant to Executive Order No. 66(1978), Chapter 47, Rules of Legalized Games of Chance, was readopted as R.1992 d.96, effective January 27, 1992. See: 23 N.J.R. 3638(b), 24 N.J.R. 854(a).

Subchapter 13, Raffles and Bingo Equipment Providers; Fees Notifications; Qualifications, was renamed Raffles and Bingo Equipment Providers; Instant Raffle Equipment Suppliers; Fees Notifications; Qualifications, by R.1996 d.538, effective November 18, 1996. See: 28 N.J.R. 4169(b), 28 N.J.R. 4891(a).

Pursuant to Executive Order No. 66(1978), Chapter 47, Rules of Legalized Games of Chance, was readopted as R.1997 d.89, effective January 24, 1997. See: 28 N.J.R. 5139(a), 29 N.J.R. 581(a).

Subchapter 18, Conduct of Armchair Races, and Subchapter 19, Compensated Armchair Race Projectionist and Cashier, were adopted as R.2001 d.343, effective September 17, 2001. See: 33 N.J.R. 2422(a), 33 N.J.R. 3336(a).

Chapter 47, Rules of Legalized Games of Chance, was readopted as R.2002 d.258, effective July 12, 2002. See: 34 N.J.R. 986(a), 34 N.J.R. 2864(a).

Subchapter 20, Conduct of Casino Nights, was adopted as new rules by R.2003 d.199, effective May 19, 2003. See: 34 N.J.R. 1629(a), 35 N.J.R. 2233(a).

Subchapter 6A, Compensated Workers, was adopted as new rules by R.2007 d.141, effective May 7, 2007. See: 38 N.J.R. 3141(a), 39 N.J.R. 1763(a).

Subchapter 5A, Certification of Permissibility: Electronic Games of Chance Systems, was adopted as new rules by R.2007 d.166, effective May 21, 2007. See: 38 N.J.R. 2024(a), 39 N.J.R. 2125(b).

Chapter 47, Rules of Legalized Games of Chance, was readopted as R.2008 d.25, effective December 21, 2007. See: Source and Effective Date. See, also, section annotations.

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SUBCHAPTER 1. DEFINITIONS

Law Review and Journal Commentaries

Bingo and Raffles: Nonprofits and Games of Chance. Richard J. Van Wagner, Bernadette Fallows Davidson, 8189 N.J.L.J. 19 (1998).

13:47-1.1 Words and phrases defined

The following words and terms, when used in this chapter, shall have the following meanings unless the context clearly indicates otherwise:

“Authorized purpose” means an educational, charitable, patriotic, religious or public-spirited purpose, which terms are defined to be the purpose of benefiting an indefinite number of persons either by bringing their minds or hearts under the influence of education or religion, by relieving their bodies from disease, suffering, or constraint, by assisting them to establish themselves in life or by erecting or maintaining public buildings or works, or otherwise lessening the burden of government or, in the case of a senior citizen association or club, the support of such organization. Authorized purpose includes capital improvements to a facility owned by the licensee as limited by N.J.A.C. 13:47-6.3. Authorized purpose does not include the erection or acquisition of property, real, personal or mixed, unless such property is and shall be used exclusively for one or more of the purposes hereinabove stated.

“Authorized use” means the use of funds for an authorized purpose.

“Balanced” means the wheel is so installed as to give each section or subsection on the wheel an equal opportunity to win.

“Big six wheel” means a wheel having a 60-inch diameter, manufactured to have 60 sections of equal size on the face of the wheel. Each section of the wheel contains three dice with one side of each of the three dice bearing one of the numbers 1 through 6. The wheel has a laydown containing the numbers 1 through 6.

“Bingo” means a specific kind of game of chance played for prizes with cards bearing numbers or other designations five or more in one line, the holder covering numbers, as objects, similarly numbered, are drawn from a receptacle and the game being won by the person who first covers a previously designated arrangement of numbers on such card, by selling tickets or rights to participate in such games.

“Bingo board” means a paper sheet containing more than one bingo card.

“Bingo card” means a card or the electronic representation of a card stored in an electronic card minding device containing five lines of numbers or other designations, five or more in one line, with each line being identified by a letter printed at the top of the line in the following order B, I, N, G, O.

“Bingo equipment” means the receptacle and numbered objects to be drawn from it, the master board upon which such objects are placed as drawn, the cards or sheets bearing numbers or other designations to be covered and the objects used to cover them, the boards or signs, however operated, used to announce or display the numbers or designations as they are drawn, public address systems, and all other articles essential to the operation, conduct and playing of bingo, including electronic card minding systems.

“Bingo equipment provider” means any person licensed by the Control Commission to provide equipment for use in, or in connection with, the holding, operating or conducting of bingo games.

“Bingo occasion” means a single gathering or session at which a series of successive bingo games is played not to exceed 35 in number.

“Calendar raffle” means an off-premises draw raffle in which calendars bearing non-repeating consecutive numbers are sold. A specific cash or merchandise prize is designated for each date on the calendar upon which a prize(s) is to be awarded. The winners are determined by drawing from a container, objects bearing numbers matching the non-repeating numbers on all calendars sold.

“Capital improvements” means the improvement, maintenance or repair of a facility.

“Card” means a non-reusable card which is indelibly marked by the player upon which bingo is played.

(b) Except for the release of the information to the Control Commission in accordance with (a) above, the manufacturer shall secure all protocols, passwords, and any other required information needed to access its system and such information shall not be accessible so that it is not able to be altered.

(c) If an electronic games of chance system includes player tracking software, records generated by the use of the player tracking software are subject to review by the Control Commission. The records shall be maintained by the registered organization for a period of not less than 12 months. Player tracking records shall at all times be the property of the registered organization and neither the manufacturer nor the distributor shall utilize or make available to any person, other than the Control Commission or as otherwise authorized by law, the information contained within the player tracking software without the express written permission of the registered organization.

(d) An electronic games of chance system shall permit the games of chance to be played in accordance with the rules established by the Control Commission.

(e) An electronic games of chance system shall be designed with sufficient security safeguards so as to permit verification that all proprietary software components are authentic copies of the approved software components and all functioning components of the electronic games of chance system are operating with identical copies of approved software programs. The system shall also have sufficient security safeguards so that any restrictions or requirements authorized by the Control Commission or any approved proprietary software are protected from alteration by unauthorized personnel.

13:47-5A.3 Right to restrict specific terms of certification

Any certification of permissibility for an electronic games of chance system may restrict the number of places or the number of specific kinds of games that may be held, operated or conducted by any one licensee, directly or indirectly, and by the imposition of such other controls as the Control Commission shall deem suitable and proper.

13:47-5A.4 Amendments of certifications

Certifications of permissibility for an electronic games of chance system may be granted by the Control Commission in terms applicable to more than one of certain named or described games, all of which are similar in specific kind, and such certifications may be amended from time to time to include additional games differently named or described, but similar in specific kind to those previously certified.

13:47-5A.5 Numbering of certifications

Each certification of permissibility granted by the Control Commission shall bear a serial number. That number shall be included in the description of the game to be licensed in the

application for license and in the license certification when issued.

13:47-5A.6 Cancellation of certification

(a) Any certification of permissibility may be cancelled and vacated or modified by the Control Commission in its sound discretion at any time, either specifically as to a particular license or licenses, or generally as to all licenses issued on the basis of the particular certification. Those licenses affected shall, 30 days after the cancellation and vacation, no longer authorize the holding, operation or conduct of the game which was the subject of the certification, or, in the case of the modification of a certification, shall authorize the holding, operating and conduct of the game only in the manner specified in the modified certification.

(b) Before any cancellation and vacation or modification of a certification shall occur, any licensee operating a game under such certification shall be given notice and afforded an opportunity to be heard by the Control Commission.

13:47-5A.7 Games authorized only in respect to particular certification

Any license issued to authorize the holding, operation and conduct of any kind of game of chance shall be deemed to authorize such holding, operation and conduct only in the manner and to the extent certified as permissible by the certification of permissibility granted with respect to such game.

SUBCHAPTER 6. GENERAL CONDUCT OF GAMES OF CHANCE

13:47-6.1 Member in charge of conduct of games

(a) The officers of a licensee shall designate a bona fide, active member to be in charge of, and primarily responsible for, the conduct of the game of chance on each occasion.

(b) The member in charge shall supervise all activities on the occasions for which he is in charge and shall be responsible for the making of the required report of operations thereof.

(c) The member in charge shall be familiar with the provisions of the Bingo Licensing Law or the Raffles Licensing Law as the case may be and the rules and regulations of this Chapter.

Amended by R.1995 d.41, effective January 17, 1995.
See: 26 N.J.R. 4326(a), 27 N.J.R. 374(a).

Statutory References

As to Bingo, see N.J.S.A. 5:8-26, and as to Raffles, see N.J.S.A. 5:8-52.

13:47-6.2 Member in charge of proceeds; separate bank account

(a) The officers of a licensee shall designate an officer or member to be in full charge of, and responsible for, the proper utilization of the entire net proceeds of the games of chance in accordance with the law and the rules and regulations of this Chapter.

(b) Each registered organization shall establish, keep and maintain a bank account in a State or Federal chartered banking institution in which only the proceeds derived from the conduct of games of chance shall be deposited and from which only payments for authorized expenses and utilization of net proceeds for authorized purposes shall be made.

Amended by R.1995 d.41, effective January 17, 1995.
See: 26 N.J.R. 4326(a), 27 N.J.R. 374(a).

13:47-6.3 Use of proceeds; capital improvements

(a) The entire net proceeds of the games of chance must be devoted to authorized purposes.

(b) A qualified organization shall not provide all or any portion of the net proceeds from a game of chance directly to an individual. A qualified organization may use net proceeds to pay expenses on the behalf of an individual for authorized purposes.

(c) A bona fide organization or association of veterans of any war in which the United States has been engaged, church or religious congregation or religious organization, charitable, educational or fraternal organization, civic or service club, officially recognized volunteer fire company, or officially recognized volunteer first aid or rescue squad licensed to hold and operate games of chance may use the net proceeds of games of chance for capital improvements to a facility owned by the licensee only if:

1. The facility is devoted full-time to an authorized purpose;
2. A portion of the facility is devoted full-time to an authorized purpose, in which case all of the net proceeds may be used for capital improvements to that portion of the facility so devoted; or
3. All or a portion of the facility is devoted part-time to an authorized purpose, in which case a percentage of the net proceeds may be used for capital improvements to the facility or to that portion of a facility so devoted. The percentage of the net proceeds which may be used for capital improvements under this paragraph shall be equal to the percentage that represents the number of days of the preceding calendar year during which the facility or portion thereof was devoted to an authorized purpose.

(d) In determining the amount of net proceeds a licensee may use for capital improvements pursuant to (b) above, an amount not to exceed 25 percent of the total cost of the capital improvement shall be allowed for facility space used

full-time for administrative or operational activities of the licensee, provided the space is located in a facility at least half of which was devoted to an authorized purpose for at least 70 days in the previous calendar year.

(e) The use of a facility or a portion thereof for an authorized purpose for at least three hours in any one day shall be sufficient to substantiate that the facility or portion thereof was devoted that day to an authorized purpose.

Amended by R.2006 d.109, effective March 20, 2006.
See: 37 N.J.R. 1165(a), 38 N.J.R. 1462(a).

Section was "Use of proceeds"; designated former section as (a); added (b) through (d).

Amended by R.2008 d.25, effective January 22, 2008.

See: 39 N.J.R. 3483(a), 40 N.J.R. 726(b).

Added new (b); and recodified former (b) through (d) as (c) through (e).

Statutory References

As to Bingo, see N.J.S.A. 5:8-25, and as to Raffles, see N.J.S.A. 5:8-51.

13:47-6.4 Conduct by active members and compensated non-members

(a) No person shall assist in the holding, operating or conducting of a game of chance except:

1. Active members of the registered organization, active members of its parent organization, active members of an auxiliary organization, active members of an organization of which the registered organization is an auxiliary or active members of an organization having a common parent organization, provided that the assisting organization is registered with the Control Commission; and
2. A person who is not a member of the registered organization, an auxiliary or affiliated organization as described in this subsection, and who has been approved by the Control Commission in accordance with the provisions of N.J.A.C. 13:47-6A and who will be compensated for holding, operating or conducting or assisting in the holding, operating or conducting of the game.

(b) Before members of an affiliated organization assist the licensee in the conduct of a game of chance, the affiliated organization shall register with the Control Commission and secure an identification number.

(c) Bookkeepers and accountants who assist by rendering their professional services need not be within the categories stated in (a) above, provided the professional services of bookkeepers and accountants are limited to making bookkeeping entries for the operation of games of chance on any one day, preparing reports of operations required by this chapter for any game of chance, opening books for a games of chance account, or supervising bookkeeping and accounting systems for the operation of games of chance.

(d) No bookkeeper or accountant shall receive or handle any of the proceeds of a game of chance during the conduct

of the game of chance or be present in the money room or other place on the licensed premises where the proceeds of the game of chance are received by the member of the licensee designated to be in charge of and primarily responsible for the proceeds.

(e) No bookkeeper or accountant shall assist in the holding, operating or conducting of a game of chance except as specified in (c) above.

(f) No person who has participated as a player in any game of chance held, operated or conducted concurrently with the holding, operating or conducting of bingo, including, but not limited to, participating in the playing of bingo shall hold, operate or conduct or assist in the holding, operating or conducting of any game of chance conducted on that occasion.

(g) No person who has held, operated or conducted or assisted in the holding, operating or conducting of any game of chance held, operated or conducted concurrently with the holding, operating or conducting of bingo shall participate as a player in any game of chance held, operated or conducted on that occasion including, but not limited to, the playing of bingo.

Amended by R.1995 d.41, effective January 17, 1995.

See: 26 N.J.R. 4326(a), 27 N.J.R. 374(a).

Amended by R.2001 d.343, effective September 17, 2001.

See: 33 N.J.R. 2422(a), 33 N.J.R. 3336(a).

Added (a)2.

Amended by R.2007 d.141, effective May 7, 2007.

See: 38 N.J.R. 3141(a), 39 N.J.R. 1763(a).

In (a)1, substituted "registered organization" for "licensee" twice; and in (a)2, substituted "registered" for "licensed" and "N.J.A.C. 13:47-6A" for "this chapter".

13:47-6.5 Compensation

(a) No commission, salary, compensation, reward or recompense may be paid to any member of the licensed organization or a member of an organization which is auxiliary to or affiliated with the licensed organization for holding, operating or conducting, or assisting in the holding, operating or conducting of a game of chance, except for bookkeepers or accountants who assist by rendering their professional services for an amount within the schedule of fees fixed by these rules, or a person approved by the Control Commission as a game operator who is not a member of the licensed organization or a member of an organization which is auxiliary to or affiliated with the licensed organization.

(b) No person holding, operating or conducting, or assisting in the holding, operating or conducting of a game of chance may receive or accept any reward, compensation, gratuity or recompense, directly or indirectly, from any patron or participant in such game of chance.

Amended by R.2001 d.343, effective September 17, 2001.

See: 33 N.J.R. 2422(a), 33 N.J.R. 3336(a).

Rewrote the section.

Cross References

See Section 16.2 (Schedule of Fees "B") of this Chapter.

Statutory References

As to Bingo, see N.J.S.A. 5:8-26, and as to Raffles, see N.J.S.A. 5:8-52.

13:47-6.6 Display of license; other notice

(a) Each license issued for the conduct of a game of chance shall be conspicuously displayed at the place where the game of chance is being conducted at all times during the conduct of the game.

(b) Whenever an organization shall conduct a game of chance it shall display, adjacent to the wheel or the place of the allotment of prize(s) by chance, a sign as follows: "Is gambling a problem for you or someone in your family? Dial 1-800-GAMBLER." The sign shall be provided by the Control Commission.

Amended by R.1995 d.41, effective January 17, 1995.

See: 26 N.J.R. 4326(a), 27 N.J.R. 374(a).

Statutory References

As to Bingo, see N.J.S.A. 5:8-28, and as to Raffles, see N.J.S.A. 5:8-56.

13:47-6.7 Inspection

(a) The premises where any game of chance is being held, operated or conducted, or where it is intended that any game of chance shall be held, operated or conducted, or where it is intended that any equipment be used, shall at all times be open to inspection by the officers and agents of the municipality in which the premises are situated and to the Control Commission and its agents and employees.

(b) If, in the course of such inspection, a violation of the rules and regulations of this Chapter or the Bingo Licensing Law or the Raffles Licensing Law shall be observed, said officers and agents of the municipality in which the premises are situated or said agents and employees of the Control Commission shall have the right to suspend the continued operation of any and all games of chance being held, operated or conducted on the premises until such time as said violation is corrected and all games of chance are held, operated and conducted in accord with the license therefor, the Rules and Regulations promulgated by the Control Commission and the Bingo or Raffles Licensing Law.

Statutory References

As to Bingo, see N.J.S.A. 5:8-30, and as to Raffles, see N.J.S.A. 5:8-57.

13:47-6.8 Authorization by municipality for games on Sunday

No municipality may authorize the holding, operating or conducting of a game of chance on Sunday, unless specifi-

cally so authorized by an ordinance duly adopted by the municipality.

Statutory References

As to Bingo, see N.J.S.A. 5:8-31, and as to Raffles, see N.J.S.A. 5:8-58.

13:47-6.9 Provision in license for games on Sunday

No game of chance shall be conducted under any license on Sunday, unless the license specifically so provides.

Statutory References

As to Bingo, see N.J.S.A. 5:8-31, and as to Raffles, see N.J.S.A. 5:8-58.

13:47-6.10 Player age limitation

(a) No person under the age of 18 years shall be permitted to participate as a player in any game of bingo.

(b) No person under the age of 18 years shall be permitted to participate in any draw raffle or in any non-draw raffle offering and awarding cash or money as a prize.

(c) Except for the serving or selling of food and beverages, no person under the age of 18 years shall hold, operate or conduct or assist in the holding, operating or conducting of any game of chance held, operated or conducted under any license issued pursuant to the Bingo Licensing Law, N.J.S.A. 5:8-24 et seq. or the Raffles Licensing Law, N.J.S.A. 5:8-50 et seq., and the rules set forth in this chapter.

(d) Payment for prizes in a draw raffle shall be made prior to the date of the drawing.

(e) Payment for prizes in a non-draw raffle shall either be made prior to the date of the allotment of prizes or be available to the winner through the licensed organization which holds the prize on consignment basis through a contract agreement between the licensed organization and a person approved by the Control Commission.

(f) The registered organization shall pay for all services rendered and equipment used in or in connection with the holding, operating or conducting of a game licensed pursuant to the provisions of the Bingo Licensing Law, N.J.S.A. 5:8-24 et seq., or the Raffles Licensing Law, N.J.S.A. 5:8-50 et seq., and this chapter no later than 60 days from the date upon which the service is rendered or the equipment is delivered or provided to the registered organization except, when equipment is rented, leased or purchased on conditional sale or on any other installment purchase arrangement in accordance with a written agreement filed with the Control Commission.

Amended by R.1995 d.41, effective January 17, 1995.
 See: 26 N.J.R. 4326(a), 27 N.J.R. 374(a).
 Amended by R.1996 d.177, effective April 1, 1996.
 See: 27 N.J.R. 4498(a), 28 N.J.R. 1863(a).
 Added (d) and (e).
 Amended by R.2002 d.258, effective August 5, 2002.
 See: 34 N.J.R. 986(a), 34 N.J.R. 2864(a).
 Added (f).

Statutory References

As to Bingo, see N.J.S.A. 5:8-34 and as to Raffles, see N.J.S.A. 5:8-61.

13:47-6.13 Advertisement; bingo

(a) No bingo game shall be advertised by means of newspaper, radio, television, sound truck, or by means of billboards, posters or handbills, or any other means addressed to the general public; provided, however, that signs not exceeding 60 square feet, each, in area may be displayed as follows:

1. One sign on or adjacent to the premises where the game is to be held; and
2. One sign on or adjacent to the premises where the prize or prizes are exhibited; the prize may be exhibited only in the municipality in which the game of chance is to be held and in the municipality in which the licensee has its headquarters; except as provided in paragraphs 3 and 4 of this subsection; and
3. By a volunteer fire company holding the license for the game, on any fire-fighting equipment belonging to it, in and throughout any community which it serves; and
4. By a first-aid or rescue squad holding the license for the game, on any first-aid or rescue squad equipment belonging to it, in and throughout any community which it serves.

Amended by R.1998 d.428, effective August 17, 1998.
 See: 30 N.J.R. 978(a), 30 N.J.R. 3062(a).

In (a), substituted "bingo game" for "game of chance" in the introductory paragraph.

Statutory References

As to Bingo, see N.J.S.A. 5:8-36, and as to Raffles, see N.J.S.A. 5:8-63.

13:47-6.14 Advertisement of raffle; mandatory information

(a) A raffle may be advertised by means of newspaper, radio, television, sound truck, or by means of billboards, posters or handbills, or any other means addressed to the general public in accordance with the provisions of (c) through (e) below only in a municipality in which the majority of the voters therein have voted in favor of the adoption of the Raffles Licensing Law, N.J.S.A. 5:8-50 et seq.

(b) No person shall make any false, deceptive, misleading or fraudulent statement as to any representation of the value or description of the prize offered, the time, date or place of the drawing or allotment of the prize(s), or the purpose to which the entire net proceeds of a raffle shall be devoted.

(c) No person shall make any comparison whatsoever, directly or indirectly, between a raffle being advertised and any other raffle licensed or unlicensed held, operated or conducted, or to be held, operated or conducted.

(d) Only reasonable costs for advertisement consistent with the size and scope of a raffle shall be authorized as an expense to be deducted from the gross receipts derived from the conduct of the raffle.

(e) In the event a raffle is held, operated or conducted in conjunction with another activity that is advertised together with the raffle, the cost of advertisement shall not be authorized as an expense deductible from the gross receipts derived from the conduct of the raffle.

(f) Any advertisement of a raffle, whether written or oral, shall contain at least the following information:

1. The name of the licensed organization;
2. The identification number issued to it by the Control Commission;
3. The raffle license number issued by the municipality in which the allotment of prizes will take place;
4. The date, time and place of the allotment of the prize(s);
5. An accurate description of the prize(s) to be awarded;
6. The current retail value of the prize(s) to be awarded;

7. The purpose to which the entire net proceeds of the raffle are to be devoted; and

8. The price of the ticket share or right to participate in the raffle.

(g) When the advertised raffle is a draw raffle or is a nondraw raffle offering cash or money as a prize, the advertisement shall contain the statement or announcement "No one under the age of 18 years is permitted to participate."

(h) Each raffle advertisement shall contain the statement or announcement "If gambling is a problem for you or someone in your family, Dial 1-800-GAMBLER."

New Rule, R.1998 d.428, effective August 17, 1998.

See: 30 N.J.R. 978(a), 30 N.J.R. 3062(a).

Former N.J.A.C. 13:47-6.14, Examination of licensee, was recodified to N.J.A.C. 13:47-6.15.

13:47-6.15 Examination of licensee

The governing body of a municipality where a game of chance is to be held and its duly authorized agents and employees, and the Control Commission and its duly authorized agents and employees, may examine the books and records of any licensee, so far as those books and records relate to any transaction connected with the holding, operating and conducting of a game of chance, and may examine any manager, officer, director, agent, member, employee or assistant of the licensee under oath in relation to the conduct of a game of chance.

Recodified from N.J.A.C. 13:47-6.14 by R.1998 d.428, effective August 17, 1998.

See: 30 N.J.R. 978(a), 30 N.J.R. 3062(a).

Former N.J.A.C. 13:47-6.15, Value of merchandise prize, was recodified to N.J.A.C. 13:47-6.16.

Statutory References

As to Bingo, see N.J.S.A. 5:8-38, and as to Raffles, see N.J.S.A. 5:8-65.

13:47-6.16 Value of merchandise prize

When any merchandise prize is awarded in a game of chance, its value for the purpose of the Bingo Licensing Law, the Raffles Licensing Law, and the rules and regulations of this chapter shall be its current retail price. No merchandise prize shall be redeemable or convertible into cash directly or indirectly.

Recodified from N.J.A.C. 13:47-6.15 by R.1998 d.428, effective August 17, 1998.

See: 30 N.J.R. 978(a), 30 N.J.R. 3062(a).

Former N.J.A.C. 13:47-6.16, Price of supplies; interest, was recodified to N.J.A.C. 13:47-6.17.

13:47-6.17 Price of supplies; interest

Equipment, prizes and supplies for games of chance shall not be purchased or sold at prices in excess of the usual cash price thereof and when purchased on conditional sale or on any other installment purchase arrangement shall be pur-

chased only at the usual cash price with interest not to exceed six percent per annum on the unpaid balance.

Recodified from N.J.A.C. 13:47-6.16 by R.1998 d.428, effective August 17, 1998.

See: 30 N.J.R. 978(a), 30 N.J.R. 3062(a).

Former N.J.A.C. 13:47-6.17, Transportation of patrons, was recodified to N.J.A.C. 13:47-6.18.

13:47-6.18 (Reserved)

Recodified from N.J.A.C. 13:47-6.17 by R.1998 d.428, effective August 17, 1998.

See: 30 N.J.R. 978(a), 30 N.J.R. 3062(a).

Former N.J.A.C. 13:47-6.18, Gifts other than prizes, was recodified to N.J.A.C. 13:47-6.19.

Repealed by R.2003 d.199, effective May 19, 2003.

See: 34 N.J.R. 1629(a), 35 N.J.R. 2233(a).

Section was "Transportation of patrons".

13:47-6.19 (Reserved)

Recodified from N.J.A.C. 13:47-6.18 by R.1998 d.428, effective August 17, 1998.

See: 30 N.J.R. 978(a), 30 N.J.R. 3062(a).

Former N.J.A.C. 13:47-6.19, Prohibited prizes, was recodified to N.J.A.C. 13:47-6.20.

Repealed by R.2003 d.199, effective May 19, 2003.

See: 34 N.J.R. 1629(a), 35 N.J.R. 2233(a).

Section was "Gifts other than prizes".

13:47-6.20 Prohibited prizes

(a) No licensee shall offer or award any prize consisting of real estate or any interest therein, bonds, shares of stock, securities or evidences of indebtedness, weapons, live animals (except a gift certificate redeemable for live, edible seafood), foreign or domestic coins (except collector pieces or sets that are marketed as such and are clearly not intended for use as legal tender), tobacco products, motor vehicle leases, or any merchandise refundable in any of the foregoing or as money or cash.

(b) A prize consisting of cash or money shall not be offered or awarded except in the case of:

1. A raffle conducted by drawing with the prize(s) equaling 50 percent of the amount received for all tickets or fights to participate;

2. A calendar raffle with the maximum prize amount not to exceed \$25,000, held, operated, and conducted pursuant to N.J.A.C. 13:47-8;

3. An instant raffle game having a maximum prize amount of \$500.00 for any one ticket, held, operated, and conducted pursuant to N.J.A.C. 13:47-8;

4. Any bingo game(s) held, operated and conducted in accordance with the provisions of this chapter and the Bingo Licensing Law, N.J.S.A. 5:8-24 et seq.; or

5. Big six wheels and horse race wheels conducted in accordance with the provisions set forth in N.J.A.C. 13:47-8.

Recodified from N.J.A.C. 13:47-6.19 and amended by R.1998 d.428, effective August 17, 1998.

See: 30 N.J.R. 978(a), 30 N.J.R. 3062(a).

Rewrote (a); and in (b), added new 2 and 3 and recodified former 2 and 3 as 4 and 5. Former N.J.A.C. 13:47-6.20, Conduct by unaffiliated organizations, was recodified to N.J.A.C. 13:47-6.21.

Amended by R.2002 d.258, effective August 5, 2002.

See: 34 N.J.R. 986(a), 34 N.J.R. 2864(a).

In (a), inserted “(except a gift certificate redeemable for live, edible seafood)”.

Amended by R.2006 d.301, effective August 21, 2006.

See: 37 N.J.R. 3028(a), 38 N.J.R. 3309(b).

In (a), deleted “alcoholic beverages” following “seafood” and inserted a comma following “legal tender”.

13:47-6.21 Conduct by unaffiliated organizations

(a) Two or more unaffiliated organizations may not conduct bingo at the same place on the same day except as provided in N.J.A.C. 13:47-14.3(c).

(b) Two or more unaffiliated organizations may conduct raffles at the same place at the same time.

Amended by R.1988 d.184, effective April 18, 1988.

See: 20 N.J.R. 249(a), 20 N.J.R. 912(b).

Recodified from N.J.A.C. 13:47-6.20 by R.1998 d.428, effective August 17, 1998.

See: 30 N.J.R. 978(a), 30 N.J.R. 3062(a).

Former N.J.A.C. 13:47-6.21, Time limit for devoting of proceeds, was recodified to N.J.A.C. 13:47-6.22.

13:47-6.22 Time limit for devoting of proceeds

(a) The net proceeds derived from the holding of a game of chance must be devoted to one or more of the authorized purposes within one year of the holding of the game of chance. Organizations failing to comply with this section will be required to show cause before the Commission why their right to conduct games of chance should not be revoked.

(b) Any organization desiring to hold the net proceeds of games of chance for a period longer than one year may apply to the Commission for special permission.

Recodified from N.J.A.C. 13:47-6.21 by R.1998 d.428, effective August 17, 1998.

See: 30 N.J.R. 978(a), 30 N.J.R. 3062(a).

Former N.J.A.C. 13:47-6.22, Unreasonable proceeds, was recodified to N.J.A.C. 13:47-6.23.

13:47-6.23 Unreasonable proceeds

Any organization licensed to conduct games of chance, which does not show that the conduct of games of chance during any one year period has produced reasonable net proceeds for authorized purposes, will be required to show cause before the Commission why its right to conduct games of chance should not be revoked.

Recodified from N.J.A.C. 13:47-6.22 by R.1998 d.428, effective August 17, 1998.

See: 30 N.J.R. 978(a), 30 N.J.R. 3062(a).

Former N.J.A.C. 13:47-6.23, Payment for equipment, was recodified to N.J.A.C. 13:47-6.24.

13:47-6.24 (Reserved)

Repealed by R.2002 d.258, effective August 5, 2002.

See: 34 N.J.R. 986(a), 34 N.J.R. 2864(a).

Section was “Payment for equipment”.

13:47-6.25 Cheating: notification; liability

(a) A player in any game of chance authorized by the Control Commission shall play the game solely to win and shall take no action to improve another player’s chance of winning.

(b) A licensee who has reasonable cause to believe that a player has acted or is acting in violation of (a) above or any other regulation included in this chapter, shall require the player to cease playing the game and shall notify the Control Commission in writing as expeditiously as possible.

(c) A licensee who takes good faith action pursuant to (b) above shall not be required to refund or redeem any imitation money held by a player who improved the chances of another player or the player whose chances were improved.

New Rule, R.2003 d.199, effective May 19, 2003.

See: 34 N.J.R. 1629(a), 35 N.J.R. 2233(a).

SUBCHAPTER 6A. COMPENSATED WORKERS

13:47-6A.1 Application procedure

(a) A person who wants to be compensated for holding, operating or conducting, or assisting in the holding, operating or conducting games of chance for a registered organization shall submit to the Control Commission:

1. An application for a compensated worker license, which includes a statement indicating that the applicant is familiar with the rules governing the operation of games of chance found in N.J.A.C. 13:47;
2. The non-refundable application fee as set forth in N.J.A.C. 13:47-6A.7 by check or money order payable to the Control Commission;
3. A completed criminal history investigation form, provided by the Control Commission authorizing a criminal history record check by the Division of State Police—State Bureau of Investigation; and
4. The criminal history investigation fee as set by the Division of State Police in N.J.A.C. 13:59-1.3(b) by check or money order.

(b) The Control Commission shall review the application for completeness, and provided that the applicant meets the qualifications set forth in N.J.A.C. 13:47-6A.4, and barring any violation of the Bingo Licensing Law, N.J.S.A. 5:8-24 et seq., the Raffle Licensing Law, N.J.S.A. 5:8-50 et seq., the Amusement Games Licensing Law, N.J.S.A. 5:8-100 et seq. or disciplinary action in connection with a license, certificate, or registration in another state, shall approve the application.

(c) The Control Commission shall notify the applicant of the approval or disapproval of the application and, if approved, issue a license and a license number.

Amended by R.2008 d.25, effective January 22, 2008.
See: 39 N.J.R. 3483(a), 40 N.J.R. 726(b).
Rewrote (a).

13:47-6A.2 Agent for service of process

(a) All applicants for licensure as a compensated worker shall appoint the Executive Officer of the Control Commission as agent for service of process on a form provided by the Control Commission.

(b) Upon the service of process on the Executive Officer of the Control Commission as agent for a compensated worker, the Executive Officer shall forward the papers by registered or certified mail, return receipt requested, to the person named and who is a defendant in the proceeding, at the last known address on file with the Control Commission.

13:47-6A.3 License approval and renewal

(a) Upon notification of approval by the Control Commission, the applicant shall forward a license fee as set forth in N.J.A.C. 13:47-6A.7 by certified check or money order payable to the Legalized Games of Chance Control Commission. The license shall be valid for one year unless modified, suspended or revoked by the Control Commission.

(b) Prior to the expiration of the annual license period, each licensee shall submit an application for license renewal and payment of a license renewal fee as set forth in N.J.A.C. 13:47-6A.7.

(c) The Control Commission may suspend or revoke the license of a licensee, after an opportunity to be heard, for any violation of the Bingo Licensing Law, N.J.S.A. 5:8-24 et seq., the Raffle Licensing Law, N.J.S.A. 5:8-50, the Amusement Games Licensing Law, N.J.S.A. 5:8-100 et seq., this chapter or any other applicable statute or rule of the Control Commission.

13:47-6A.4 Qualifications of compensated workers

(a) In order to be approved for licensure as a compensated worker by the Control Commission, a person must be:

1. At least 18 years of age; and
2. Of good moral character and free of criminal convictions.

13:47-6A.5 Duties of compensated workers

(a) A licensed compensated worker may perform all of the duties and functions commonly associated with operating the games of chance, except that no such person shall be authorized to make payments from the licensed organization's games of chance account as required by N.J.A.C. 13:47-6.2.

(b) If the person licensed as a compensated worker is a corporation or other business entity, each officer, manager or employee who is holding, operating or conducting, or assisting in the holding, operating or conducting games of chance at the premises where the games are being held shall be a licensed compensated worker.

(c) A licensed compensated worker holding, operating or conducting or assisting in the holding, operating or conducting bingo games shall be subject to the supervision of the member in charge of the occasion appointed in accordance with N.J.A.C. 13:47-6.1.

13:47-6A.6 Compensation

A person licensed by the Control Commission who is to be compensated for services rendered to a registered organization in connection with holding, operating or conducting or assisting in the holding, operating or conducting games of chance shall be compensated at a rate that is not less than the minimum wage required to be paid by employers to their employees established pursuant to N.J.S.A. 34:11-56a4, as amended and supplemented.

13:47-6A.7 Fees

(a) The following fees for compensated workers shall be charged by the Control Commission:

1. Application fee..... \$100.00;
2. License fee..... \$125.00; and
3. License renewal fee \$125.00.

SUBCHAPTER 7. CONDUCT OF BINGO

13:47-7.1 (Reserved)

Amended by R.1989 d.431, effective August 21, 1989.
See: 21 N.J.R. 698(b), 21 N.J.R. 2526(a).
Added (e) and (f).
Repealed by R.1995 d.41, effective January 17, 1995.
See: 26 N.J.R. 4326(a), 27 N.J.R. 374(a).
Formerly "Personnel".

13:47-7.2 Amount of prize limitation

(a) No prize may be offered or awarded in excess of the sum or value of \$1,000 for a single game, nor may the aggregate of all prizes offered and awarded in all games held on one occasion exceed \$3,000, except as provided in (b) below.

(b) No prize awarded in a bingo game wherein the prize is a percentage of the gross receipts derived from the sale of cards to participate in the game, which is authorized to be held, operated and conducted pursuant to this subchapter shall be subject to the limitations set forth in (a) above.

(c) No prize shall be offered or awarded in any bingo game in any manner that is not specifically authorized by this subchapter.

Amended by R.1995 d.41, effective January 17, 1995.
See: 26 N.J.R. 4326(a), 27 N.J.R. 374(a).
Amended by R.1998 d.428, effective August 17, 1998.
See: 30 N.J.R. 978(a), 30 N.J.R. 3062(a).
Rewrote (b).
Amended by R.2007 d.166, effective May 21, 2007.

See: 38 N.J.R. 2024(a), 39 N.J.R. 2125(b).
In (a), substituted "\$1,000" for "\$250.00" and "\$3,000" for "\$1,000".

Statutory References

See N.J.S.A. 5:8-27.

13:47-7.3 Alcoholic beverage prohibition

No game may be conducted in any room or outdoor area where alcoholic beverages are sold, dispensed or consumed during the period between the commencement of the first and the conclusion of the last bingo game of the occasion.

Statutory References

See N.J.S.A. 5:8-33.

13:47-7.4 Equipment, premises: limitation

(a) No licensee shall use any equipment or premises for the holding, operating or conducting of bingo unless:

1. The equipment or premises is wholly owned by the licensee;
2. The equipment or premises is provided by a person, and at a rate approved by the Control Commission; or
3. The equipment or premises is loaned free of charge to the licensee by another qualified organization that is registered with the Control Commission.

(b) Any premises used for the holding, operating or conducting of bingo shall be used in accordance with the provisions of N.J.A.C. 13:47-14.

Amended by R.1995 d.41, effective January 17, 1995.
See: 26 N.J.R. 4326(a), 27 N.J.R. 374(a).

Statutory References

See N.J.S.A. 5:8-34.

13:47-7.5 Charge for playing bingo

(a) The fee for admission to a room or place in which bingo is to be held, operated or conducted shall not exceed \$5.00. This fee shall entitle a person to at least one card allowing such person to participate without additional charge in all regular games to be played on that occasion. There may be an additional fee for the use of an electronic card minding device, but such fee shall not be charged on the basis of the number of cards played.

(b) No charge in excess of \$1.00 may be made for a single opportunity to participate in any special game to be played on an occasion.

(c) No more than \$1.00 may be charged for any extra card with which a player may participate in all regular games on an occasion.

(d) The charge for admission to the room or place where bingo is to be played and for any card(s) to participate in all games played on the occasion may be accepted in advance of the time and date bingo is to be played, provided a receipt is given to the purchaser upon payment of the charge, containing at least the following information:

1. The name of the registered organization holding, operating and conducting the bingo occasion and the identification number issued to it by the Control Commission;
2. The municipal license number issued for the occasion, and the date, time and place of the occasion; and
3. The price paid and the goods, wares or merchandise to be received for that price.

(e) Legally blind or otherwise disabled players may use their personal bingo card(s) or licensees may provide such players with modified bingo card(s) to participate in any bingo game upon payment of an amount equal to that paid by players using traditional cards.

(f) Legally blind or otherwise disabled players using modified card(s) to participate in a special bingo game shall purchase traditional special cards and keep them as proof of purchase until the game is won, at which time the member in charge of the occasion shall cause the paper special cards to be destroyed.

Amended by R.1995 d.41, effective January 17, 1995.
See: 26 N.J.R. 4326(a), 27 N.J.R. 374(a).
Amended by R.2002 d.258, effective August 5, 2002.
See: 34 N.J.R. 986(a), 34 N.J.R. 2864(a).

Rewrote (e) and (f).
Amended by R.2003 d.199, effective May 19, 2003.
See: 34 N.J.R. 1629(a), 35 N.J.R. 2233(a).
Rewrote (a); in (b), substituted "\$ 1.00" for "\$ 0.25" preceding "may be made"; in (c), deleted "and no less than \$ 0.25" preceding "may be charged"; deleted former (d) and recodified former (e) as (d); deleted former (f) and recodified former (g) and (h) as (e) and (f).
Amended by R.2007 d.166, effective May 21, 2007.
See: 38 N.J.R. 2024(a), 39 N.J.R. 2125(b).
In (a), inserted the last sentence.

Statutory References

See N.J.S.A. 5:8-35.

13:47-7.6 Division of prize

When more than one player is found to be the winner on the call of the same number in the same game, the designated prize shall be divided as equally as possible; and when division is not possible, substitute prizes, whose aggregate value shall not exceed that of the designated prize, shall be awarded; but such substitute prizes shall be of equal value to each other.

13:47-7.7 Notice

(a) The licensee shall conspicuously post a notice in the premises where bingo is played, listing the amounts of the charges for admission and the opportunity to play and for any other service or privilege offered.

(b) The notice shall also describe the nature and amount of prizes to be awarded.

(c) The notice shall also bear the name of the licensee, the name of the member in charge, and the identification and license numbers.

(d) The notice shall also bear the statement “no tipping of bingo workers.”

(e) The notice shall include the statement “Is gambling a problem for you or someone in your family? Dial 1-800-GAMBLER.” The notice shall be provided by the Control Commission.

Amended by R.1992 d.96, effective March 2, 1992.

See: 23 N.J.R. 3638(b), 24 N.J.R. 854(a).

Added (d).

Amended by R.1995 d.41, effective January 17, 1995.

See: 26 N.J.R. 4326(a), 27 N.J.R. 374(a).

13:47-7.8 Person conducting bingo; restriction; minimum age

(a) No licensee shall permit any person to engage in the conduct of bingo for it or in its behalf who has engaged in the conduct of bingo for or on behalf of any unaffiliated licensee during the same calendar year, except as provided in (c) below.

(b) No licensed organization shall permit any person under the age of 18 years to conduct or assist in the conduct of bingo including the sale or distribution of any bingo card, merchandise or service, except for food or beverages, at any time after the room or area where bingo games are to be played is open to the players.

(c) A compensated worker licensed by the Control Commission may render services in connection with holding, operating or conducting or assisting in the holding, operating or conducting games for or on behalf of more than one registered organization in the same calendar year if such person is not a member of the registered organization.

Amended by R.1992 d.96, effective March 2, 1992.

See: 23 N.J.R. 3638(b), 24 N.J.R. 854(a).

Amended by R.1998 d.428, effective August 17, 1998.

See: 30 N.J.R. 978(a), 30 N.J.R. 3062(a).

Added a new (b).

Amended by R.2006 d.109, effective March 20, 2006.

See: 37 N.J.R. 1165(a), 38 N.J.R. 1462(a).

In (b), substituted “except” for “including”.

Amended by R.2007 d.141, effective May 7, 2007.

See: 38 N.J.R. 3141(a), 39 N.J.R. 1763(a).

In (a), inserted “, except as provided in (c) below”; and added (c).

13:47-7.9 Equipment; general operation of bingo

(a) Bingo games shall be held, operated and conducted in the manner prescribed by N.J.S.A. 5:8-25 and by Section 1.1 (Definitions) of this Chapter.

(b) The electronic card minding system of only one manufacturer may be used on any single occasion.

(c) Effective September 20, 2006, all bingo games shall be played on non-reusable cards which are to be indelibly marked when played.

(d) The equipment used in the playing of bingo and the method of play shall be such that each card shall have an equal opportunity to be a winner.

(e) The objects to be drawn shall be essentially equal as to size, shape, weight and balance and as to all other characteristics that may control their selection and all shall be present in the receptacle before each game is begun.

(f) Objects shall not be drawn from the receptacle until the caller is ready to announce the number on the object. Numbers on objects drawn from the receptacle shall not be announced if a player declares bingo prior to the caller starting vocally to make the announcement. Numbers on the objects drawn from the receptacle shall be announced so as to be visible or audible to all players.

(g) When a player achieves bingo, it shall be that player’s responsibility to declare bingo loud enough for the caller to hear and so that the calling of numbers is stopped. If the player fails to do so and another number(s) is called, the player who had bingo and failed to make his or her bingo known to the caller shall share the prize with any player(s) who achieved bingo on the call of the additional number(s). If the last number called is required to win the game, the player who did not make his or her bingo known prior to the call of an additional number shall not be entitled to any portion of the prize.

(h) If a player is required to achieve bingo in a pre-designated number of numbers called and the player fails to make his or her bingo known to the caller until after that number of calls has been exceeded, the player shall not be entitled to the prize offered for achieving bingo in the pre-determined number of calls.

(i) Whenever a player declares bingo, the caller shall not modify the operation of the ball selection device until the card is verified as a winner. In the event the declaration of bingo was made in error the caller shall continue the game by calling the number that was next to be called prior to the erroneous declaration of bingo.

(j) A bingo player shall not use more than one electronic card minding device at one occasion.

(k) A bingo player shall not play more than 54 card faces per electronic card minding device per game.

(l) The bingo player using an electronic card minding device shall input each number or symbol called by the licensed authorized organization into the memory of the card minding device by use of a separate and distinct action for each number or symbol called. Automatic marking of numbers or symbols is prohibited.

(m) The bingo player shall notify the licensed organization when a winning pattern or “bingo” occurs by means that do not utilize the card minding device or the associated system.

(n) Electronic card minding devices shall be loaded or enabled for play on the premises where the game will be played.

(o) No electronic card minding device shall be voided after the call of the first number of the second game of the occasion.

(p) The registered organization conducting the game shall assure that adequate backup units or batteries are available to replace defective or malfunctioning electronic card minding devices.

(q) No licensed organization shall reserve or allow to be reserved any specific bingo card for use by players except modified paper cards for use by legally blind or otherwise disabled players. Nothing in this subsection shall be construed to prohibit the acceptance of the charge for admission to the room or place where bingo is to be played or for cards to participate in any game played on a bingo occasion in advance of the time or date of the occasion provided a receipt in the form prescribed in N.J.A.C. 13:47-7.5(b) is issued to the purchaser.

(r) Modified paper cards used by legally blind or otherwise disabled players shall be commercially produced by a manufacturer approved by the Control Commission.

(s) A licensed organization shall have and exercise the right to inspect, accept or reject, with due cause, any personal paper bingo card used by a legally blind or otherwise disabled player.

(t) All cards to participate in any bingo game shall be purchased prior to the call of the first number in the game. A card purchased after the call of the first number in the game shall not be valid in that game and the holder of the card shall not be eligible for any portion of the prize offered in that game.

(u) In a multi-part game, the order in which the parts of the game were announced before the game began is the order in which the game shall be played. Each part of the game shall be played to conclusion and the winner(s) awarded the prize(s) before continuing to the next part of the game. If a player achieves a bingo in a part of the game other than the part being played, which has not been closed, the player shall wait until the caller opens the part of the game in which he or she has achieved bingo and declare bingo prior to the call of the first number in that part of the game.

(v) In a multi-part game, if a player declares bingo when the caller opens a particular part of the game, no additional number shall be called until the bingo is either verified or rejected as erroneous. If the bingo is verified the caller shall proceed to close that part of the game and award the prize. If the bingo is erroneous, the caller shall continue to call numbers until a winner(s) is declared.

Amended by R.1992 d.96, effective March 2, 1992.
See: 23 N.J.R. 3638(b), 24 N.J.R. 854(a).
Revised (d)-(e); added (f).

Amended by R.1995 d.41, effective January 17, 1995.

See: 26 N.J.R. 4326(a), 27 N.J.R. 374(a).

Amended by R.2002 d.258, effective August 5, 2002.

See: 34 N.J.R. 986(a), 34 N.J.R. 2864(a).

Rewrote (e) through (h) and (k) through (l); added (m).

Amended by R.2006 d.109, effective March 20, 2006.

See: 37 N.J.R. 1165(a), 38 N.J.R. 1462(a).

Added (b); recodified former (b)-(m) as (c)-(n).

Amended by R.2007 d.166, effective May 21, 2007.

See: 38 N.J.R. 2024(a), 39 N.J.R. 2125(b).

Added new (b); recodified former (b) through (h) as (c) through (i); added new (j) through (p); recodified former (i) through (n) as (q) through (v); and in (q), (r) and (s), inserted "paper".

13:47-7.10 Arrangement of numbers; announcement

The particular arrangement of numbers required to be covered in order to win the game shall be clearly described and announced to the players immediately before each game is begun.

13:47-7.11 Arrangement of numbers; limitations; required notice

(a) The licensee shall describe and illustrate in the application for license the arrangement of numbers required to be covered in order to win each game.

(b) No arrangement of numbers shall require a player to cover fewer than four numbers on any one card.

(c) No arrangement of numbers shall require the use of more than four cards.

(d) An illustration of the arrangement of numbers required to win the game must be clearly visible to all players during the conduct of the game.

Amended by R.1992 d.96, effective March 2, 1992.

See: 23 N.J.R. 3638(b), 24 N.J.R. 854(a).

Case Notes

Commission rules provide for types of arrangements of numbers on bingo cards. Kendall Park Chapter of Deborah v. New Brunswick, 159 N.J.Super. 249, 387 A.2d 1214 (App.Div.1978), certification denied 78 N.J. 396, 396 A.2d 583 (1978).

13:47-7.12 Alternate prizes

(a) Within the limits contained in N.J.A.C. 13:47-7.2, alternate prizes may be offered depending upon the number of calls within which bingo is reached, provided the application for bingo license and the license so specify.

(b) If a licensee avails itself of the provisions of this Section, it must announce at the beginning of each game the number of calls within which bingo is to be reached and the amount of the alternate prizes to be awarded.

(c) Within the limits contained in N.J.A.C. 13:47-7.2, the prizes offered may be varied depending upon the number of people who attend the occasion, provided the application for bingo license and the bingo license so specify.

(d) If a licensee avails itself of the provisions of this section, it must announce at the beginning of each game the number of people present and the prizes to be awarded.

Amended by R.2002 d.258, effective August 5, 2002.

See: 34 N.J.R. 986(a), 34 N.J.R. 2864(a).

In (a), substituted "N.J.A.C. 13:47-7.2" for "Section 7.2 (Amount of prize limitation) of this chapter"; added (c) and (d).

13:47-7.13 Verification of numbers

(a) Prior to the commencement of bingo games on any occasion, the member in charge of the game shall cause to be made a verification of all objects to be placed in the receptacle and shall inspect the objects in the presence of a disinterested person to insure that all objects are present and that there is no duplication of numbers on said objects prior to the commencement of the bingo games.

(b) Any player shall be entitled to call for a verification of all numbers drawn at the time a winner is determined, and for a verification of the objects remaining in the receptacle and not yet drawn. The verification shall be made in the immediate presence of the member designated to be in charge on the occasion, but if such member be also the announcer, then in the immediate presence of an officer of the licensee.

Case Notes

Commission rules provide for the manner in which winning numbers shall be determined and declared. *Kendall Park Chapter of Deborah v. New Brunswick*, 159 N.J.Super. 249, 387 A.2d 1214 (App.Div.1978), certification denied 78 N.J. 396, 396 A.2d 583 (1978).

13:47-7.14 Determination of winner

(a) When a caller has started vocally to announce a call, he shall complete the call of that number.

(b) After the caller has started vocally to announce a call, if any person shall have gone bingo based upon the previous number called, such person shall share the designated prize with any other person or persons who may have gone bingo on the completed call.

(c) When a player declares "bingo," the usher shall announce the serial number and color of the card and the numbers on the card which confirm it as a winner of the game. The caller shall repeat the numbers announced by the usher and verify or reject the card presented as a winner. In the event an electronic verifier is used, which contains the identical permutations as those on the cards in play, it is permissible for the usher to substitute the permutation number of the card for the numbers contained in the arrangement of numbers required to win the game, provided a screen displaying a reproduction of the card presented as a winner is visible to the players.

(d) When a winner of a bingo game is determined, the caller shall announce to the players present, "Are there any other winners?" If there are no other winners, the caller shall

then state, "I declare this game closed," and shall proceed to award the prize.

(e) No person shall be entitled to share the designated prize unless he or she shall have declared bingo and his or her card determined to be a winner prior to the announcement that the game has been closed.

(f) If it is determined that a player(s) has won a bingo game on two or more identical bingo cards containing the identical arrangement of numbers (duplicate cards), the licensed organizations shall pay each winning duplicate card the full amount of the offered prize. If another winning card(s) is presented, which is not a duplicate card, when calculating the prize amount to be awarded to each winner the duplicate cards shall be counted as one winner. For example, if there are four winning cards and two of those cards are duplicate cards, the licensed organization shall divide the prize amount offered by three and award one-third of the prize amount to each of the four winners. In this case, the licensed organization shall pay out one and one-third of the amount of the prize offered.

Amended by R.1998 d.428, effective August 17, 1998.

See: 30 N.J.R. 978(a), 30 N.J.R. 3062(a).

Added a new (e).

Amended by R.2002 d.258, effective August 5, 2002.

See: 34 N.J.R. 986(a), 34 N.J.R. 2864(a).

Rewrote (c) through (e); added (f).

Case Notes

Commission rules provide for the manner in which winning numbers shall be determined and declared. *Kendall Park Chapter of Deborah v. New Brunswick*, 159 N.J.Super. 249, 387 A.2d 1214 (App.Div.1978), certification denied 78 N.J. 396, 396 A.2d 583 (1978).

13:47-7.15 Prize availability

(a) All prizes shall be awarded immediately upon verification of a winner.

Amended by R.1995 d.41, effective January 17, 1995.

See: 26 N.J.R. 4326(a), 27 N.J.R. 374(a).

Amended by R.2002 d.258, effective August 5, 2002.

See: 34 N.J.R. 986(a), 34 N.J.R. 2864(a).

Deleted former (a); recodified former (b) Section was "One day time limit" (a).

Case Notes

Commission rules provide for the manner in which winning numbers shall be determined and declared. *Kendall Park Chapter of Deborah v. New Brunswick*, 159 N.J.Super. 249, 387 A.2d 1214 (App.Div.1978), certification denied 78 N.J. 396, 396 A.2d 583 (1978).

13:47-7.16 Number of games per occasion

No licensee shall conduct more than 35 bingo games on a single occasion.

Case Notes

Commission rules provide for the maximum number of games on one occasion. *Kandall Park Chapter of Deborah v. New Brunswick*, 159 N.J.Super. 249, 387 A.2d 1214 (App.Div.1978), certification denied 78 N.J. 396, 396 A.2d 583 (1978).

SUBCHAPTER 8. CONDUCT OF RAFFLES

Cross References

See Subchapter 6 (General Conduct of Games of Chance) of this Chapter.

13:47-8.1 (Reserved)

Repealed by R.1995 d.41, effective January 17, 1995.
See: 26 N.J.R. 4326(a), 27 N.J.R. 374(a).
Formerly "Personnel".

13:47-8.2 Adoption of statute prerequisite

No shares or tickets or rights to participate in raffles may be sold in any municipality which has not adopted the Raffles Licensing Law.

Statutory References

See N.J.S.A. 5:8-51.

13:47-8.3 Amount of prize limitation; maximum charge; method of payment

(a) No prize having a retail value greater than that set forth in this section shall be offered or awarded in any raffle.

(b) The aggregate retail value of all prizes to be offered or awarded by a licensee in any one calendar year shall not exceed \$500,000 except that no licensee shall offer or award a prize or prizes of a sum or value greater than \$100,000, in any one raffle conducted by drawing.

(c) The limit of the aggregate retail value of the prizes which may be awarded in any one calendar year shall not apply to on-premise raffles or where all of the prizes are wholly donated.

(d) No prize having a retail value greater than \$500.00 shall be offered or awarded in any raffle not conducted by drawing.

(e) A single opportunity to participate in any instant raffle game shall not cost more than \$1.00.

(f) Instant raffle tickets shall be sold only for the price stated by the manufacturer on the instant raffle ticket and the flare.

(g) No person shall alter an instant raffle ticket or flare or offer or award a prize other than that designated by the manufacturer on the instant raffle ticket or flare.

Amended by R.1992 d.96, effective March 2, 1992.
See: 23 N.J.R. 3638(b), 24 N.J.R. 854(a).
Amended by R.1995 d.41, effective January 17, 1995.
See: 26 N.J.R. 4326(a), 27 N.J.R. 374(a).
Amended by R.1996 d.538, effective November 18, 1996.
See: 28 N.J.R. 4169(b), 28 N.J.R. 4891(a).

Statutory References

See N.J.S.A. 5:8-62.

13:47-8.4 Method of play

(a) The equipment used in the conduct of raffles, and the method of play, shall be such that each ticket, share or right to participate shall have an equal opportunity to be a winner.

(b) In a draw raffle, all the counterparts of the ticket sold, and no others, shall be present in the container before each drawing, except for those already drawn.

(c) In any instant raffle game, including those using seal cards and commingled deals:

1. All instant raffle tickets in a particular deal shall be placed in a receptacle and the deal shall be thoroughly mixed prior to being offered for sale to the public;
2. No deal shall contain more than 4,000 instant raffle tickets; and
3. No deal shall be sold or offered for sale unless the prize schedule of the game is structured to pay out at least 65 percent of the ideal gross receipts to the players.

(d) In an instant raffle game using a seal card:

1. The seal card shall be conspicuously posted in full view of the players at the location where the game is held, operated or conducted;
2. Names of holders of instant raffle tickets which contain the matching predesignated numbers on the seal card shall be printed on the appropriate line next to that number on the seal card; and
3. When the seal card is completed or all the tickets have been sold, the seal(s) shall be removed to reveal the prize and the winning line(s).

(e) In an instant raffle game using commingled deals:

1. A registered organization may commingle a maximum of two deals;
2. The two deals shall be thoroughly intermixed and shall be placed in play in a single receptacle; and
3. The deals commingled shall be identical as to particular type, form number, name of game, cost per play, the color of the band in a banded and folded ticket, and number of instant raffle tickets.

(f) If all prizes in the top-two winning tiers of an instant raffle game have been awarded, a registered organization may close that game and account for the actual profit from each deal.

(g) If a registered organization closes a game in which some instant raffle tickets remain unsold, the organization shall retain all unsold raffle tickets for a period of three years.

Amended by R.1996 d.538, effective November 18, 1996.
See: 28 N.J.R. 4169(b), 28 N.J.R. 4891(a).

13:47-8.5 Method of determining winners; announcement

(a) The particular method of determining winners shall be clearly described and announced immediately before the drawing begins.

(b) In an instant raffle game, no player shall physically hand pick an instant raffle ticket from a receptacle.

(c) In an instant raffle game, a registered organization shall not award a prize to any player who attempts to redeem an instant raffle ticket which has been marked, defaced or tampered with in any manner.

(d) In an instant raffle game, when a winning instant raffle ticket is presented, the organization redeeming the instant raffle ticket shall verify, before paying the prize, that the serial number and form number on the ticket are identical to the serial number and form number of the instant raffle deal currently in play at that particular location.

(e) An organization shall immediately void a redeemed winning instant raffle ticket by defacing or punching it out, but shall not deface or punch out that area of the ticket which displays the winning number or symbol.

(f) Notwithstanding the provisions of N.J.A.C. 13:47-8.12, upon verification of a winning ticket, the registered organization shall immediately award the prize.

Amended by R.1996 d.538, effective November 18, 1996.
See: 28 N.J.R. 4169(b), 28 N.J.R. 4891(a).
Amended by R.2002 d.258, effective August 5, 2002.
See: 34 N.J.R. 986(a), 34 N.J.R. 2864(a).
Rewrote (f).

13:47-8.6 Open drawing

(a) Every drawing and every allotment by chance shall be conducted openly and in plain view of all players present.

(b) All counterparts drawn shall be immediately exhibited and shall be held open for inspection until the end of the occasion.

13:47-8.7 Contents of ticket; off-premises raffle awarding merchandise as a prize; additional requirement for alcoholic beverage as prize

(a) When tickets are sold for an off-premise raffle awarding merchandise as a prize, each ticket shall contain at least the following information:

1. Name and identification number of the qualified organization and number of the license issued for the occasion;
2. Place where the occasion will be held and the date and time thereof;
3. A list of the prizes and the retail value of each;

4. The number of the ticket;
5. Price of the ticket;
6. The purpose to which the entire net proceeds will be devoted;
7. The statement: "No substitution of the offered prize may be made and no cash will be given in lieu of the prize."

(b) The presence of the holder of a ticket shall not be required in order to win unless the ticket bears the statement "NOT VALID UNLESS HOLDER IS PRESENT AT THE DRAWING."

(c) The stub of each ticket shall bear the name and address of the holder, the number of the ticket, the raffle license issued for the occasion and the identification of the licensed organization.

(d) All information required by (a), (b) and (c) above shall be clearly and conspicuously set forth on the face of the ticket.

(e) In addition to the requirements of (a) through (d) above, a ticket for which one of the prizes is an alcoholic beverage shall bear the statement "Winner must be at least 21 years of age."

Amended by R.1992 d.96, effective March 2, 1992.

See: 23 N.J.R. 3638(b), 24 N.J.R. 854(a).

Amended by R.1995 d.41, effective January 17, 1995.

See: 26 N.J.R. 4326(a), 27 N.J.R. 374(a).

Amended by R.1996 d.177, effective April 1, 1996.

See: 27 N.J.R. 4498(a), 28 N.J.R. 1863(a).

Amended by R.2006 d.301, effective August 21, 2006.

See: 37 N.J.R. 3028(a), 38 N.J.R. 3309(b).

Section was "Contents of ticket, off-premises raffle awarding merchandise as a prize". Added (e).

13:47-8.8 Contents of ticket; off-premises raffle awarding cash or money as a prize

(a) When tickets are sold for an off-premise raffle awarding cash or money as a prize, each ticket shall contain at least the following information:

1. Name and identification number of the qualified organization and number of the license issued for the occasion;
2. Place where the occasion will be held and the date and time thereof;
3. The statement: "This is a 50/50 cash raffle and the winner will receive 50 percent of the amount received for all tickets or rights to participate";
4. If the prize pool is to be divided among multiple winners, the ticket must indicate the percentage of the prize pool that each winner will receive;
5. The number of the ticket;

6. Price of the ticket;
7. The purpose to which the entire net proceeds will be devoted; and
8. The statement: "No substitution of the offered prize may be made."

equipment provider shall forward an annual licensing fee of \$1,000 by certified check or money order made payable to the order of the Legalized Games of Chance Control Commission. The approval to supply armchair race, bingo, casino night and raffle equipment, when granted, shall be valid for one year.

(b) Prior to the expiration of the current annual license period, each licensed armchair race, bingo, casino night and raffle equipment provider shall submit an application for license renewal together with the annual license renewal fee of \$1,000.

(c) Upon notification of approval by the Control Commission, each instant raffle equipment supplier shall forward an annual licensing fee of \$3,000 by certified check or money order made payable to the order of the Legalized Games of Chance Control Commission. The approval to supply instant raffle equipment and personnel when granted shall be valid for one year.

(d) Prior to the expiration of the current annual license period, each licensed instant raffle equipment supplier shall submit an application for license renewal together with the annual license renewal fee.

(e) Upon notification of approval by the Control Commission, each manufacturer of electronic games of chance systems who is not otherwise required to be licensed under this section shall forward an annual licensing fee of \$3,000 by check or money order made payable to the order of the Legalized Games of Chance Control Commission. The approval to supply games of chance systems when granted shall be valid for one year.

(f) Prior to the expiration of the current annual license period, each licensed manufacturer of electronic games of chance systems who is not otherwise licensed under this section shall submit an application for license renewal together with the annual license renewal fee of \$3,000 payable by check or money order made payable to the order of the Legalized Games of Chance Control Commission.

(g) (Reserved)

(h) (Reserved)

(i) Each licensed distributor of electronic games of chance systems, or, if a system is owned by a licensed organization, the licensed organization, in addition to the use fee required under N.J.A.C. 13:47-4.9, shall pay a fee for the use of the electronic games of chance systems as follows:

1. For use of electronic card minding systems, a \$25.00 fee, in the form of a check payable to the Legalized Games of Chance Control Commission, for each occasion on which electronic card minding devices are used in the conduct of games of chance. The fee shall be paid no later than the last day of the month immediately following the month in which the electronic card minding system was

used for the holding, operating or conducting of bingo games together with a statement disclosing:

- i. The date and amount of payment received and description of method of payment;
- ii. The name and identification number of the distributor or registered organization, as the case may be;
- iii. The name and identification number of each organization and the number of the organization's license for conducting the games of chance;
- iv. The location of premises where the games were conducted;
- v. The date when the games were conducted;
- vi. The number on the certification of permissibility issued for the electronic card minding system used for conducting the games; and
- vii. The number of devices used for conducting the games.

(j) The Control Commission may suspend or revoke the license of armchair race, bingo, casino night and raffle equipment providers or manufacturers and distributors of instant raffle equipment issued by the Commission, after an opportunity for a hearing pursuant to the Administrative Procedure Act, N.J.S.A. 52:14B-1 et seq., and the Uniform Administrative Procedure Rules, N.J.A.C. 1:1, for any violation of the Bingo Licensing Law, the Raffle Licensing Law, the Amusement Games Licensing Law, this chapter or any other relevant law.

Amended by R.1996 d.177, effective April 1, 1996.
See: 27 N.J.R. 4498(a), 28 N.J.R. 1863(a).

In (a) provided for an annual fee.
Amended by R.1996 d.538, effective November 18, 1996.
See: 28 N.J.R. 4169(b), 28 N.J.R. 4891(a).
Amended by R.2001 d.343, effective September 17, 2001.
See: 33 N.J.R. 2422(a), 33 N.J.R. 3336(a).

In (a) and (b), inserted references to armchair races; in (g), inserted "armchair race," following "license of" and "the Amusement Games Licensing Law," following "Raffle Licensing Law,".
Amended by R.2003 d.199, effective May 19, 2003.
See: 34 N.J.R. 1629(a), 35 N.J.R. 2233(a).

In (a), inserted "Control" following "approval by the"; in (b), inserted "of \$ 500.00" following "annual license renewal fee"; in (g), inserted "Control" preceding "Commission may suspend"; inserted references to casino night following references to bingo throughout.
Amended by R.2006 d.294, effective August 21, 2006.
See: 38 N.J.R. 1535(a), 38 N.J.R. 3310(a).

In (a) and (b), substituted "\$1,000" for "\$500.00"; in (c), substituted "\$3,000" for "\$1,500"; and in (e), substituted "\$3,000" for "\$1,000".
Amended by R.2007 d.166, effective May 21, 2007.
See: 38 N.J.R. 2024(a), 39 N.J.R. 2125(b).

Section was "Approval; time limitations; renewal". In (c), inserted "Control", "supplier" and "and personnel", deleted "manufacturer of" following "each" and substituted "\$3,000" for "\$1,500"; in (d), deleted "manufacturer of" following "each licensed" and inserted "supplier"; deleted former (e) and (f); added new (e) through (i); and recodified former (g) as (j).
Amended by R.2010 d.007, effective January 4, 2010.
See: 41 N.J.R. 3032(a), 42 N.J.R. 73(b).

In the introductory paragraph of (i)1, deleted the second sentence, and substituted "last" for "10th".

13:47-13.7 Certification

(a) Within 48 hours after agreeing to provide armchair race, casino night or raffle equipment or personnel to a licensee, except when provided in compliance with N.J.A.C. 13:47-8.14(b)4, and whether or not a charge is made by the supplier, the armchair race, casino night or raffle equipment provider shall send to the Control Commission a certification as to the following:

1. Name and address of the licensee to whom the equipment was supplied;
2. Address of the place where the equipment was installed or is to be used;
3. Exact description of all equipment supplied;
4. Date upon which the equipment is to be used.
5. Total amount of charge made.

(b) Such certification shall be made by the supplier in letter form.

(c) In the case of a corporate supplier, it shall be signed by an authorized officer.

Amended by R.2001 d.343, effective September 17, 2001.

See: 33 N.J.R. 2422(a), 33 N.J.R. 3336(a).

In (a), rewrote the introductory paragraph.

Amended by R.2003 d.199, effective May 19, 2003.

See: 34 N.J.R. 1629(a), 35 N.J.R. 2233(a).

In (a), substituted "provide" for "supply" following "after agreeing to", substituted "provider" for "supplier" preceding "shall send" and inserted references to casino night following references to armchair race throughout the introductory paragraph.

13:47-13.8 Providing armchair race, bingo, casino night or raffle equipment and personnel; restriction

(a) No person approved by the Control Commission to provide equipment or personnel for use in or in connection with the conduct of an armchair race, bingo, or casino night or raffle game shall provide such equipment or personnel to any person not registered with the Control Commission and licensed by the municipality in which the activity is held, operated or conducted.

(b) An equipment provider who provides equipment or personnel for use in or in connection with the conduct of an armchair race, bingo, or casino night event or raffle game shall be responsible for the proper operation of the equipment provided and the actions of any personnel provided, whether or not the licensed provider is present at the event or raffle game.

New Rule, R.1996 d.177, effective April 1, 1996.

See: 27 N.J.R. 4498(a), 28 N.J.R. 1863(a).

Amended by R.2001 d.343, effective September 17, 2001.

See: 33 N.J.R. 2422(a), 33 N.J.R. 3336(a).

Inserted "an armchair race," following "the conduct of".

Amended by R.2003 d.199, effective May 19, 2003.

See: 34 N.J.R. 1629(a), 35 N.J.R. 2233(a).

Designated existing paragraph as (a), inserted "or personnel" following "equipment" throughout and inserted ", or casino night" following "bingo"; added (b).

13:47-13.9 Reporting requirements

(a) On the 15th day of each month, each person approved by the Control Commission to provide equipment for use in or in connection with the conduct of bingo games shall file a report with the Control Commission containing the following information:

1. The name, address and license number issued by the Control Commission to the provider;
2. The name, address and identification number issued by the Control Commission to each organization to which bingo equipment was provided in the preceding month;
3. A complete description of the equipment provided including the type of product, quantity, series number serial numbers, cut and color of paper;
4. The date the equipment was delivered to the licensed organization;
5. The amount charged for each item and the total amount of each invoice;
6. The date upon which payment was received by the provider; and
7. Any outstanding balances owed to the provider.

(b) Any person approved by the Control Commission to provide equipment in or in connection with the holding, operating or conducting of bingo or raffle games shall notify the Control Commission in writing of any organization that has not paid in full the amount charged for all bingo or raffle equipment delivered or provided within 60 days.

1. Such notification shall be made no later than 10 days after the date upon which the account becomes delinquent.
2. A copy of the notification shall be sent to the delinquent organization.
3. The notification of a delinquent account shall contain the following:
 - i. The name, address and identification number of the delinquent organization;
 - ii. A description of the equipment for which payment has not been received;
 - iii. The amount past due;
 - iv. A copy of the invoice indicating the items for which payment has not been received; and
 - v. The name, address and telephone number of the member of the organization who has been notified of the delinquency.

(c) On the 15th day of each month, each person approved by the Control Commission to supply equipment for use in, or in connection with, the conduct of instant raffle games shall file a report with the Control Commission containing the following information:

1. The name, address and license number issued by the Control Commission to the supplier;
2. The name, address and identification number or license number issued by the Control Commission to each organization or supplier to which instant raffle equipment was supplied in the preceding month;
3. A complete description of the instant raffle equipment supplied including the type and quantity of the equipment and the form and serial number of each instant raffle game;
4. The date the instant raffle equipment was delivered to the licensed organization or distributor;
5. The amount charged for each item and the total amount of each invoice;
6. The date upon which payment was received by the supplier;
7. In the case of distributors, any outstanding balances owed to the supplier; and
8. Any returned instant raffle equipment.

New Rule, R.1996 d.177, effective April 1, 1996.
 See: 27 N.J.R. 4498(a), 28 N.J.R. 1863(a).
 Amended by R.1996 d.538, effective November 18, 1996.
 See: 28 N.J.R. 4169(b), 28 N.J.R. 4891(a).
 Administrative correction.
 See: 31 N.J.R. 886(a).

SUBCHAPTER 14. RENTAL OF PREMISES FOR BINGO

13:47-14.1 Definitions

The following words and terms, when used in this Subchapter, shall have the following meanings, unless the context clearly indicates otherwise:

“Commercial rentor”—A rentor who is not a qualified organization registered with the Control Commission.

“Organization”—Any organization licensed to hold, operate or conduct games of chance under the Bingo Licensing Law.

“Person”—Not only a natural person but also any partnership, joint venture, association, corporation or any other legal entity.

“Premises”—Any land, building, enclosure or part thereof used for the purpose of operating or conducting games of chance under the Bingo Licensing Law.

on the top side of the dice is compared to the wagers placed to determine the winner(s). Winners are paid according to a set schedule.

“Cutting card” means a card of an opaque solid color, with no figures or value, used only for cutting a deck.

“Dealer” means the person who is in charge of the operation of the game and controls the bank.

“Exchange rate” means the rate at which cash or money is converted into imitation money.

“Exchange ratio” means the rate at which imitation money is redeemed for merchandise or raffle tickets.

“Flush” means a hand consisting of five cards of the same suit.

“Fold” means to withdraw from a round of play.

“Forced bet” means a wager which is required to start the wagering on the first betting round.

“Fouled hand” means a hand that either has an improper number of cards or has come into contact with other cards in such a way as to render it impossible to determine accurately which cards are contained in the hand.

“Four-of-a-kind” means a hand consisting of four cards of the same rank, with four aces being the highest ranking four-of-a-kind and four deuces being the lowest ranking four-of-a-kind.

“Full house” means a hand consisting of “three-of-a-kind” and a “pair,” with three aces and two kings being the highest ranking full house and three deuces and two threes being the lowest ranking full house.

“Hand” means the cards dealt to a player or a dealer in a particular round of play.

“High” means a game of poker in which the highest ranking hand wins the pot.

“Hole card” means any card dealt to a player face down.

“Imitation money” means any chip, script, ticket or token which is used to place a wager, pay a winning wager, redeem a merchandise prize or purchase a raffle ticket for an opportunity to win a merchandise prize.

“Joker seven” means a card game played with one deck of cards and two jokers included with the deck and a layout which shows various combinations which can occur when a hand of seven cards is dealt. Players place wagers on the various combinations. Winners are paid according to a set schedule.

“Let it ride” means a card game based on five card stud poker. Players do not compete against the dealer or each other. Each player is dealt three cards. Using the dealt cards

and two community cards held by the dealer, each player attempts to attain the best poker hand possible. Winning wagers are paid according to a set payout schedule.

“Mini-baccarat” means a card game in which a player places a bet that either the bank or the player will attain a score of or closest to nine, or that the bank and player will be dealt cards of equal point value. Originally four cards are dealt alternately to the player and the bank. If the point value of either original hand is eight or nine it is called a “natural” and no additional cards are dealt. Additional cards are dealt if appropriate according to a set schedule. Up to seven players can be accommodated at a single table.

“Money wheel” means a wheel with a 48-inch or 60-inch diameter divided into 50 equal spaces. Each space is divided by a peg. The face of \$1.00, \$2.00, \$5.00, \$10.00 or \$20.00 bills appear in all but two spaces. Two of the spaces are marked with a special designator(s). Players place wagers on a layout with identical faces and designators as the wheel. The dealer spins the wheel. A player wins when the wheel stops and the indicator arm rests on a bill face or designator that is identical to a bill face or designator on the layout on which the player placed a wager.

“Multi action blackjack” means a card game in which a player attempts to draw cards that total a maximum point value of 21 or comes closer to 21 than the dealer, which is similar to blackjack except that three hands are played. The dealer retains his original card in all three rounds of play, while players are dealt a completely new hand of cards each round of play.

“Opening bet” means the first bet in a round of play.

“Pair” means two cards of the same rank.

“Pot” means the amount which is awarded to the winning player or players at the conclusion of a round of play and is equal to the total amount anted and bet by the players during the round of play, less any rake.

“Protected hand” means a hand of cards which the player is physically holding or has placed under imitation money.

“Push” means the relative ranking of the hand dealt to the player and the hand dealt to the dealer in the same round of play are equal.

“Raise” means a bet in an amount greater than the immediately preceding bet in that betting round.

“Rake” means the amount of imitation money collected by the dealer as poker revenue.

“Red dog” means a card game in which the player bets that the third card dealt will or will not be between the point spread of the first and second card dealt.

“Roulette” means a game played on a table that consists of a betting area displaying several wagering opportunities and a

large bowl shaped recess in which the wheel head rests. The wheel contains 36 numbers and the symbols 0 and 00. A roulette ball, which the dealer spins in a groove in the interior of the circumference of the wheel, settles in a section of the wheel to determine the winner(s). Winning wagers are paid in accordance with a set schedule.

“Round of play” means, for any game of poker, the process by which cards are dealt, bets are placed and the winner of the pot is determined and paid in accordance with the rules of this subchapter.

“Royal flush” means a hand consisting of an ace, king, queen, jack and 10 of the same suit.

“Showdown” means the action of revealing the hands of each player in order to determine who shall win the pot.

“Shuffle” means immediately prior to commencement of play and after the completion of each round of play, the dealer intermixes the entire deck of cards, either manually or by use of an automated shuffling device, so that the cards are randomly arranged.

“Side pot” means a separate pot formed when one or more players are all-in.

“Skill stop reel” means a mechanical game which upon insertion of a token operates a certain number of reels containing figures which a player stops by pressing a button adjacent to each reel. Imitation money is awarded according to a set schedule based upon the combination of figures showing on the win line(s) when the player stops the reel.

“Skill stop video” means an electronic video game which upon insertion of a token operates a certain number of video images which a player stops by pressing a button adjacent to each image or touching the screen. Imitation money is awarded according to a set schedule based upon the combination of images showing on the win line(s) when the player stops the images.

“Straight” means a hand consisting of five cards of consecutive rank, regardless of suit, with an ace, king, queen, jack and 10 being the highest ranking straight and an ace, two, three, four and five being the lowest ranking straight; provided, however, that an ace may not be combined with any other sequence of cards for purposes of determining a winning hand (for example, queen, king, ace, two, three).

“Straight flush” means a hand consisting of five cards of the same suit in consecutive ranking with king, queen, jack, 10 and nine being the highest ranking straight flush and ace, two, three, four and five being the lowest ranking straight flush.

“Stub” means the remaining portion of the deck after all cards in a round of play have been dealt.

“Suit” means one of the four categories of cards: club, diamond, heart or spade, with no suit being higher in rank than another.

“Table stakes” means the imitation money on the table in play from which a player may not subtract at any time during ongoing play.

“Three-of-a-kind” means a hand consisting of three cards of the same rank, with three aces being the highest ranking three-of-a-kind and three deuces being the lowest ranking three-of-a-kind.

“Token pusher” means an electronic game where a player inserts a token into a chute in an effort to place it in a position to push other tokens off a moving shelf.

“Two pairs” means a hand containing two “pair.”

“Under/over” means a game played with two large dice enclosed in a wire cage or chute and a layout with a wagering section marked “seven, over seven and under seven.” A player places a wager on the layout. The dealer turns the cage or chute to tumble the dice. Winner(s) are determined by adding the point value on the top side of the two dice, which will show “seven, over seven or under seven.”

“Up-card” means, in a game of stud poker, any card dealt to a player face up.

Amended by R.2006 d.350, effective October 2, 2006.
See: 38 N.J.R. 1642(a), 38 N.J.R. 4232(a).

Added definitions “All-in”, “Ante”, “Bet”, “Betting round”, “Blind bet”, “Button”, “Call”, “Check”, “Common card”, “Community card”, “Cover card”, “Forced bet”, “Fouled hand”, “High”, “Hole card”, “Opening bet”, “Pot”, “Protected hand”, “Raise”, “Rake”, “Round of play”, “Showdown”, “Side pot”, “Stub”, “Table stakes” and “Up-card”.

13:47-20.3 Casino night; authorization; license required

It shall be lawful for a registered organization to hold a casino night when properly licensed in accordance with the provisions of N.J.S.A. 5:8-50 et seq. and this subchapter.

13:47-20.4 Casino night; games authorized; license required

It shall be lawful for a registered organization to conduct any of the following games at a lawfully operated casino night, if the games are properly licensed in accordance with the provisions of N.J.S.A. 5:8-50 et seq. and this subchapter: baccarat, beat the dealer, blackjack, caribbean stud poker, chuck-a-luck, craps, hold 'em poker, joker seven, let it ride, mini-baccarat, money wheel, multi action blackjack, red dog, roulette, seven-card stud poker, skill-stop reel, still-stop video, token pusher or under/over.

Amended by R.2006 d.350, effective October 2, 2006.
See: 38 N.J.R. 1642(a), 38 N.J.R. 4232(a).

Inserted “hold 'em poker,” and “seven-card stud poker,”.

13:47-20.5 Personnel; qualifications; compensation

(a) To be qualified as a class “A” operator, a person shall be thoroughly familiar with the casino night method of operation as set forth in this subchapter, and:

1. Complete a course of study from a casino dealer school which includes instruction in the operation and conduct of the games as defined in this subchapter;
2. Demonstrate at least three years of experience working at a lawfully operated casino(s) supervising or operating casino games which are comparable to those as defined in this subchapter; or
3. Demonstrate at least three years of experience working at lawfully operated casino nights, operating and supervising the operation of casino night games as defined in this subchapter and the personnel necessary to operate the games.

(b) To be qualified as a class “B” operator a person shall:

1. Prior to operating any casino night game, receive instruction in the operation of the game(s) from a class “A” operator responsible for supervising the class “B” operator’s work; and
2. Be thoroughly familiar with the casino night method of operation as set forth in this subchapter.

(c) Any person who assists a class “A” or a class “B” operator in the conduct of any casino night game shall be thoroughly familiar with the method of operation of the game.

(d) In addition to bookkeepers and accountants who may be compensated pursuant to N.J.A.C. 13:47-6.5, a person who is not a member of the licensed organization, an auxiliary or affiliated organization and has been approved by the Control Commission pursuant to N.J.A.C. 13:47-19.1, may be compensated for services as a class “A” or class “B” operator at a casino night, but only in the amounts set forth in the schedule in N.J.A.C. 13:47-16.2.

13:47-20.6 Casino night; designated member in charge of the conduct of the event

(a) The officers of the casino night holder shall designate a member who shall be in charge of the conduct of the event. The duties of the member in charge shall include all the duties set forth in N.J.A.C. 13:47-6.1, and the member in charge shall also:

1. Supervise the banker and all persons operating or assisting in the operation of any casino night game or other legalized game of chance except that the member in charge shall not overrule the decision of a class “A” operator regarding the operation of a casino night game; and
2. Receive the equipment from the approved equipment provider.

13:47-20.7 Casino night; designated member in charge of net proceeds

The officers of the casino night holder shall designate a member in charge of proceeds who shall have the responsibilities set forth in N.J.A.C. 13:47-6.2.

13:47-20.8 Casino night banker

(a) A casino night banker shall:

1. Be a bona fide member of the casino night holder;
2. Convert cash or money into imitation money, at the posted exchange rate; and
3. Immediately upon conclusion of the event, deposit the gross receipts of the event into the holder’s account as required by N.J.A.C. 13:47-6.2(b).

(b) A casino night banker shall not:

1. Convert imitation money into cash or money;
2. Work as a game operator while acting as the banker; or
3. Be compensated for services as a banker.

2. Dealing to an incorrect starting position if the error has been detected prior to two players voluntarily placing wagers into the pot;

3. If more than one card is found face-up in the deck; and

4. Failure to deal to an eligible seated player, if the error has been detected prior to two or more players voluntarily placing wagers into the pot.

(g) If one or more cards are mistakenly dealt to an ineligible player, only those cards dealt to that player shall be discarded and the round of play shall be continued.

(h) If, at any time during a round of play, missing cards are discovered or additional cards are found, the round of play shall be called dead, all imitation money in the pot shall be returned to the appropriate player and the deck shall no longer be used, but shall be placed in a sealed envelope and given to the designated member of the casino night holder in charge of the conduct of the event. Another deck shall be placed upon the table pursuant to N.J.A.C. 13:47-20.34(a).

(i) A card found face upwards in the deck shall not be used in the game and shall be placed with the pile of discarded cards.

(j) A player who fails to take reasonable means to protect his or her hand shall have no redress if his or her hand becomes a fouled hand or the dealer accidentally collects the hand.

1. Hole cards in a game of stud poker shall be considered protected for purposes of fouling a hand.

2. If a protected hand comes into contact with discarded cards, every effort shall be made to reconstruct the hand and complete the round of play.

3. A player who has a protected hand collected by the dealer or fouled by discarded cards shall be entitled to a refund from the pot of all imitation money that he or she put in the pot if the player has been a victim of and not a contributor to the error.

4. A player who leaves the table without comment and has an unprotected hand shall be assumed to have no interest in the pot, and his or her cards shall be collected and discarded.

(k) Verbal statements which are clearly audible by and directed to the dealer shall always have precedence over actions and gestures and are considered binding on the player whose turn it is to act.

1. A player shall be deemed to have folded if, when faced with making or calling a wager, he or she:

i. Discards his or her hand face-down towards the pile of discarded cards or the pot; or

ii. Turns face-down his or her up-cards in a game of stud poker.

2. If a player is obligated to place a wager by virtue of a verbal statement or forced betting situation, throwing away his or her cards does not relieve the player of that obligation.

(l) If a player's first or second hole card is accidentally turned face-up in the dealing process, the third card shall be dealt face-down. If both hole cards are accidentally turned face-up, the dealer shall collect the two cards, call the player's hand dead and return the player's ante, if applicable.

(m) If a card is accidentally dealt off the table, it shall not be used in that round of play and shall be placed with the pile of discarded cards after a thorough examination by the dealer.

(n) If any of the face-down cards in the game of hold 'em are accidentally turned face-up in the dealing process, the dealer shall exchange the exposed card with a card from the top of the deck and place the exposed card with the pile of discarded cards.

(o) If an automated card shuffling device is being used and the device jams, stops shuffling during a shuffle, or fails to complete a shuffle cycle, the cards shall be reshuffled by hand.

(p) Any automated card shuffling device shall be removed from the poker table before another method of shuffling may be utilized at that table.

New Rule, R.2006 d.350, effective October 2, 2006.
See: 38 N.J.R. 1642(a), 38 N.J.R. 4232(a).

13:47-20.39 Notice of minimum and maximum wagers when playing poker

Each casino night holder shall provide notice of the minimum and maximum wagers in effect at each poker table, by posting the notice on a sign on the poker table. Such sign shall also include any restrictions with regard to the maximum number of raises that may be permitted for any round of betting.

New Rule, R.2006 d.350, effective October 2, 2006.
See: 38 N.J.R. 1642(a), 38 N.J.R. 4232(a).