

(p) Any progressive jackpot governed by (o) above shall not be subject to the provisions of (l) or (n) above.

Amended by R.1981 d.437, effective November 16, 1981.

See: 13 N.J.R. 534(b), 13 N.J.R. 848(b).

Section substantially amended.

Amended by R.1983 d.300, effective August 1, 1983.

See: 14 N.J.R. 1053(a), 15 N.J.R. 1259(a).

In (f), added requirement that jackpot amount has been recorded with a system of internal controls.

Notice of Receipt of petition for rulemaking: Progressive slot machines.

See: 22 N.J.R. 3638(c).

Administrative Correction.

See: 23 N.J.R. 714(b).

Amended by R.1991 d.230, effective May 6, 1991.

See: 22 N.J.R. 3325(a), 23 N.J.R. 1461(a).

In (j): added "asset" to define number.

Amended by R.1992 d.58, effective February 3, 1992.

See: 23 N.J.R. 1306(a), 24 N.J.R. 487(a).

Allows casinos to establish time limit of not less than 30 days for offering of a progressive jackpot.

Administrative Correction to (f)4.

See: 24 N.J.R. 649(b).

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

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

In (k) and (l): added "gaming" to describe day.

Amended by R.1994 d.504, effective October 3, 1994.

See: 26 N.J.R. 2872(a), 26 N.J.R. 3253(a), 26 N.J.R. 4089(a).

Amended by R.1996 d.440, effective September 16, 1996.

See: 28 N.J.R. 2537(a), 28 N.J.R. 4241(b).

Amended by R.1996 d.486, effective October 21, 1996.

See: 27 N.J.R. 4992(a), 28 N.J.R. 4601(a).

Amended by R.1998 d.20, effective January 5, 1998.

See: 29 N.J.R. 326(a), 30 N.J.R. 120(a).

Added (e)4 and (n).

Amended by R.1999 d.281, effective August 16, 1999.

See: 31 N.J.R. 1171(a), 31 N.J.R. 2372(a).

In (i) and (l), substituted references to the casino floor for references to the gaming floor; in (i), added an exception at the beginning and added the last sentence; in (l), added the last sentence; and in (n), rewrote the last sentence.

Amended by R.2000 d.334, effective August 21, 2000.

See: 31 N.J.R. 2525(a), 32 N.J.R. 3075(a).

Rewrote section.

Petition for Rulemaking.

See: 33 N.J.R. 3379(b), 33 N.J.R. 3775(b).

Amended by R.2001 d.451, effective December 3, 2001.

See: 33 N.J.R. 772(a), 33 N.J.R. 4151(b).

Rewrote (b), (e) and (n).

Amended by R.2002 d.246, effective August 5, 2002.

See: 33 N.J.R. 2955(b), 34 N.J.R. 2801(a).

Rewrote (i); in (n), inserted "or remove" preceding "the amount" and deleted ", remove the slot machine that offers the progressive jackpot from the casino floor" following "progressive meter" in the first sentence, and inserted "the progressive meter for one or more" following "in its entirety, to" and deleted "probability" preceding "or reasonably" in the second sentence.

Amended by R.2002 d.284, effective September 3, 2002 (operative October 18, 2002).

See: 33 N.J.R. 3879(a), 34 N.J.R. 3130(a).

Rewrote the section.

Amended by R.2002 d.366, effective November 18, 2002.

See: 34 N.J.R. 2415(a), 34 N.J.R. 3976(a).

In (c), substituted "Except as provided in (j) below" for "Unless otherwise authorized by the Commission" in the introductory paragraph; rewrote (j).

Petition for Rulemaking.

See: 35 N.J.R. 1964(a), 2755(c).

Amended by R.2003 d.448, effective November 17, 2003.

See: 35 N.J.R. 2618(a), 35 N.J.R. 5267(b).

In (o), rewrote 2 and deleted 3.

Amended by R.2004 d.110, effective March 15, 2004.

See: 35 N.J.R. 5227(a), 36 N.J.R. 1364(a).

Rewrote (n).

Amended by R.2005 d.12, effective January 3, 2005.

See: 36 N.J.R. 4105(a), 37 N.J.R. 100(a).

Rewrote the section.

Amended by R.2005 d.121, effective April 18, 2005.

See: 36 N.J.R. 2996(a), 37 N.J.R. 1227(b).

Rewrote the section.

19:45-1.39A Linked slot machines interconnected in more than one casino; slot system operator; computer monitoring room

(a) Two or more casino licensees may, with the prior approval of the Commission, operate linked slot machines that are interconnected in the participating casinos (a "multi-casino progressive slot system" or "slot system").

(b) Each multi-casino progressive slot system shall be operated and administered by the participating casino licensees in accordance with the terms of a written agreement that has been executed by each participating casino licensee and approved by the Commission ("slot system agreement"). Notwithstanding the foregoing, a slot system agreement may provide, pursuant to N.J.S.A. 5:12-82c(7), that the slot system shall be operated and administered, in whole or in part, by a gaming-related casino service industry applicant or licensee on behalf of the participating casino licensees provided that the slot system agreement is executed by the casino service industry enterprise as well. The person or persons designated in a slot system agreement as being responsible for the operation and administration of a slot system shall be referred to as a "slot system operator."

1. There may be more than one slot system operator involved in the operation and administration of a particular slot system and a particular slot system operator may be involved in the operation and administration of more than one slot system.

i. If more than one slot system operator is involved in the operation and administration of a particular slot system, there may be more than one slot system agreement with regard to that slot system.

ii. Each participating casino licensee shall be a party to all slot system agreements for a particular slot system.

2. An agreement between a slot system manufacturer and a casino licensee pursuant to which the slot system manufacturer agrees to sell, lease or service, but not operate or administer, slot system components shall not be considered a slot system agreement and a separate agreement may be entered between the slot system manufacturer and each casino licensee participating in the slot system.

(c) Each slot system agreement shall specifically identify and describe the role, authority and responsibilities of each participating casino licensee and each slot system operator in the conduct of the slot system including, without limitation:

1. A description of the process by which significant decisions that affect the operation of the game are approved and implemented by each casino licensee or slot system operator;

2. If applicable, the casino licensee or slot system operator responsible for establishing, and serving as trustee of, the trust required by N.J.A.C. 19:45-1.40B for each slot system game offering an annuity jackpot;

3. The casino licensee or slot system operator initially responsible for the funding and payment of all jackpots, fees and taxes associated with the operation of the slot system; and

4. The casino licensee or slot system operator responsible for generating, maintaining and filing all records and reports required by the Act and rules of the Commission.

(d) Each party to a slot system agreement shall only be liable for acts, omissions and violations of the Act or the rules of the Commission related to its own individual responsibilities under the slot system agreement, unless the slot system agreement specifically provides for joint and several liability.

(e) Any multi-casino progressive slot system approved by the Commission shall be operated in accordance with all relevant requirements of the Act and the Commission's regulations governing the conduct of gaming. Any casino licensee or slot system operator seeking approval to participate in a multi-casino progressive slot system shall submit for Commission approval a system of accounting and internal controls specifying the manner in which the participating casino licensees and slot system operators will satisfy the requirements of the Act and the Commission's regulations concerning the operation of slot machines and multi-casino progressive slot systems. Any casino service industry enterprise seeking approval to participate in a slot system as a slot system operator shall, without limitation of the foregoing, specifically:

1. Submit the following for Commission approval:

i. A jobs compendium identifying the organizational structure and position titles involved in the operation and administration of the slot system, which jobs compendium shall comply with the requirements of N.J.A.C. 19:45-1.11A to the extent directed by the Commission;

ii. A list of each employee of the casino service industry enterprise serving in a position title identified in its approved jobs compendium, which list shall be submitted in a manner approved by the Commission and shall include the following information for each current employee:

- (1) Last name, first name and middle initial;
- (2) Date of birth;

(3) Job title as it appears in the casino service industry enterprise's approved jobs compendium;

(4) Position, represented by a job code that corresponds with a position described in the approved jobs compendium;

(5) License or registration number, if applicable; and

(6) License expiration date; and

iii. If the casino service industry enterprise shall be responsible for operating and administering the computer monitoring room required by (g) below, a separate agreement with a casino licensee pursuant to which the casino licensee accepts responsibility for surveillance of the computer monitor room unless:

(1) All terms concerning responsibility for surveillance of the computer monitoring room are established in the slot system agreement; or

(2) The casino service industry enterprise elects to comply with the optional surveillance requirements set forth in (g)2ii below; and

2. Identify the manner in which it will comply with all relevant requirements of N.J.A.C. 19:45-1.8 and 1.45 as if it were a casino licensee.

(f) A casino licensee may, with the prior approval of the Commission, designate one or more casino key employees to represent the interests of the casino licensee in the operation and control of a multi-casino progressive slot system. Any designated representative shall only be permitted to exercise the duties and responsibilities he or she is authorized to perform for the casino licensee pursuant to N.J.A.C. 19:45-1.11; provided, however, a designated representative may also communicate information and directions concerning the operation and control of the system to or from other employees of the casino licensee who are authorized to exercise responsibility for such matters.

(g) Each multi-casino progressive slot system shall be controlled and operated from a computer monitoring room approved by the Commission. The computer monitoring room for a multi-casino progressive slot system shall:

1. Be under the sole possession and control of, and maintained and operated by, employees of the slot system operator designated in the slot system agreement for that slot system;

2. Have continuous clandestine CCTV coverage of the operation of the slot system and its equipment by:

i. The surveillance department of a casino licensee designated in the slot system agreement for that slot system (the "surveillance casino"); or

ii. A video surveillance system maintained in a secure portion of the computer monitoring room that is accessible only in accordance with internal controls approved by the Commission and which shall, at a minimum:

(1) Provide continuous dedicated CCTV coverage to the principal inspector's office, the Commission inspection booth and the Division's office located in one casino hotel facility;

(2) Continuously record the transmissions of the CCTV system and be capable of superimposing the time and date of the transmission on each recording; and

(3) Require the secure retention of the recordings made by the CCTV system on tape or other storage media for a period of no less than 30 days or for such longer period as may be directed by the Commission or Division if particular recordings are determined by the Commission or Division to be of evidentiary value;

3. Be accessible only through a locked door, which door shall be equipped with an alarm device that audibly signals either the CCTV monitoring room of the surveillance casino, if the computer monitoring room is operated pursuant to (g)2i above, or the employees of the slot system operator, if operated pursuant to (g)2ii above, whenever the door to the computer monitoring room is open;

4. Have a Computer Monitoring Room Entry Log, which Log shall be:

i. Kept in the computer monitoring room;

ii. Maintained in a book with bound numbered pages that cannot be readily removed;

iii. Signed by each person whose presence is not expressly authorized and identified in the internal controls of the computer monitoring room slot system operator, with each entry containing, at a minimum, the following information:

(1) The date and time of entering into the computer monitoring room;

(2) The entering person's name, his or her department or employer and, if applicable, his or her employee license number;

(3) The reason for entering the computer monitoring room;

(4) The name of the person authorizing the person's entry into the computer monitoring room; and

(5) The date and time of exiting the computer monitoring room;

5. Be readily accessible to Commission and Division of Gaming Enforcement personnel 24 hours a day;

6. Be contained in a location approved by the Commission, which location shall be in a facility designed for that purpose within the city limits of Atlantic City, New Jersey, which facility shall be owned or leased by a slot system operator in a manner approved by the Commission that assures that the operation of the multi-casino progressive slot systems maintained in the computer monitoring room will not be disrupted.

19:45-1.39A: Experimental 90-day implementation of new rule, pursuant to N.J.S.A. 5:12-69(e), 5:12-70(f), (f) and (m), effective March 23, 1990 (expires June 21, 1990).

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

New Rule, R.1990 d.238, effective May 7, 1990.

See: 22 N.J.R. 624(a), 22 N.J.R. 1381(a).

Amended by R.2000 d.334, effective August 21, 2000.

See: 31 N.J.R. 2525(a), 32 N.J.R. 3075(a).

Rewrote (a).

Amended by R.2003 d.314, effective August 4, 2003.

See: 34 N.J.R. 4323(a), 35 N.J.R. 3565(a).

Added (d).

Petition for Rulemaking.

See: 35 N.J.R. 4332(c), 5171(c).

Petition for Rulemaking.

See: 36 N.J.R. 1135(a).

Amended by R.2005 d.121, effective April 18, 2005.

See: 36 N.J.R. 2996(a), 37 N.J.R. 1227(b).

Rewrote the section.

Petition for Rulemaking.

See: 37 N.J.R. 2096(b).

19:45-1.39B Table game progressive payout wagers

(a) This section shall apply to any table game with a progressive payout wager approved by the Commission. If a casino licensee offers a table game with a progressive payout wager, it may be offered individually at each gaming table or the casino licensee may connect the progressive wager among two or more tables so that the progressive amount increments for all wagers at these two or more tables.

(b) Except as provided in this subsection, each table which offers a progressive payout wager shall have the following features:

1. A mechanical, electrical or electronic device to be known as an "in-meter" that continuously and automatically counts the number of gaming chips wagered by patrons on the progressive payout;

2. A mechanical, electrical or electronic device to be known as a "progressive meter," visible from the front of the gaming table, which increments at a set rate of progression when gaming chips are wagered and accepted for the progressive payout and which prominently displays the amount which can be won if the outcome which awards the entire progressive payout is achieved; provided, however, that more than one gaming table may be connected to a common progressive display unit if:

i. A casino licensee elects to connect two or more tables to the same progressive payout wager pursuant to (d) below; and

ii. The display unit is visible to every player at each of the connected tables;

3. A mechanical, electrical or electronic device to be known as a "progressive payout meter" that continuously and automatically records the number of times each progressive payout wager is won;

4. A separate key and key switch to reset or alter the amount on the "progressive meter" or such other separate mechanism as may be approved by the Commission;

5. A separate key locking the compartment housing the component which acknowledges the acceptance of the progressive payout wager and initiates an increase in the progressive meter or some other means by which to preclude any unauthorized or unintentional alterations to the progressive meter;

6. Dual key control by the Commission and the casino licensee of the location in which the computer that controls the progressive payout wager system and any related component specified by the Commission is housed, which location shall be approved by the Commission; and

7. Storage of and access to any disks specified by the Commission for the computer that controls the progressive payout wager system shall be in accordance with procedures approved by the Commission.

(c) A casino licensee may use a percentage of each progressive payout wager that is accepted at a table to fund a portion of the reset amount for the progressive meter. If a reset fund is established by a casino licensee pursuant to this subsection, each table shall have or be connected to a device known as a "reset meter" which increments at a set rate of progression when gaming chips are wagered and accepted for the progressive payout and which records the amount which shall be transferred to the progressive meter, inclusive of any reset amount funded by the casino licensee, when the entire amount on the progressive meter is won by a player. Each table shall have the following features in addition to those specified in (b) above:

1. A separate key and key switch to reset or alter the amount on the reset meter or such other separate mechanism as may be approved by the Commission; and

2. A separate key locking the compartment housing the component which operates the reset meter or some other mechanism which precludes any unauthorized or unintentional alterations to the reset meter.

(d) If a casino licensee elects to connect two or more tables for a progressive payout wager, the following shall be required:

1. The same denomination gaming chip shall be wagered at all gaming tables connected;

2. The same number of gaming chips shall be wagered to entitle a player to a chance at winning the progressive payout wager, and each gaming chip shall increment the meter by the same rate of progression at all tables connected;

3. The same progressive payouts shall be offered and the probability of hitting those payouts be the same at the connected tables; and

4. A device which shall either automatically or manually lockout all progressive meters if a patron has won a progressive payout wager.

(e) No table game with a progressive payout wager shall be placed in a casino or casino simulcasting facility until the casino licensee has submitted and obtained Commission approval of the following:

1. The authorized game and outcome which will award the progressive payout wager;

2. The initial and reset amounts at which the progressive meter will be set;

3. The proposed rate of progression for each progressive meter and reset meter, if applicable, and the procedure by which any change to the rate of progression will be made, which shall include, at a minimum, prior notice to, and approval by, the Commission;

4. The procedures governing the reset switch or mechanism referenced in (b) and, if applicable, (c) above which shall, at a minimum, preclude the dealer from resetting or altering the amount on the progressive or reset meter;

5. The procedures for operating all the equipment associated with the table games progressive wager including the lockout feature referenced in (d) above;

6. The installation of the computer system that controls the progressive payout wager system, which installation shall occur only after advance written notice of at least three business days to the MIS department of the casino licensee and to designated representatives of the Commission and Division, and which notice shall: