

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

Effective: November 13, 2014.
See: 46 N.J.R. 2418(b).

Chapter Expiration Date

Chapter 47, Rules of Legalized Games of Chance, expires on November 13, 2021.

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

In accordance with N.J.S.A. 52:14B-5.1b, Chapter 47, Rules of Legalized Games of Chance, was scheduled to expire on December 21, 2014. See: 43 N.J.R. 1203(a).

Chapter 47, Rules of Legalized Games of Chance, was readopted, effective November 13, 2014. See: Source and Effective Date.

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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.

including personal data and purchasing habits of players at premises at which games of chance are played.

“Predraw bingo game” means a bingo game played on a non-reusable card which is indelibly marked. A predesignated number of numbers are drawn by the licensee prior to the purchase of cards by the player(s). The cards used are sealed so that the face of the card is undetectable prior to purchase. The prize is determined by a percentage of the gross receipts derived from the sale of cards to participate in the game. The maximum prize is awarded to the player(s) who achieves bingo with the predrawn numbers. The prize is reduced as additional numbers are called.

“Progressive jackpot bingo game” means a bingo game played on a non-reusable card which is indelibly marked, wherein the prize(s) is determined by a percentage of the gross receipts derived from the sale of cards to participate in the game. The jackpot prize winner is the player(s) who completes a full card pattern within a pre-designated number of numbers called. The jackpot game shall on all occasions be played to a conclusion and except for the occasion upon which the jackpot prize is won, award a consolation prize to the player(s) who completes the full card pattern notwithstanding the number of calls in excess of the predesignated number of calls permitted to win the jackpot prize.

“Progressive jackpot prize” means 50 percent of the gross receipts derived from the sale of cards to participate in a progressive jackpot bingo game on the occasion it is won and all previous occasions in the particular progression.

“Qualified organization” means a bona fide organization or association of veterans, religious congregation, religious organization, charitable organization, educational organization, fraternal organization, civic and service club, officially recognized volunteer fire company, officially recognized first aid squad, and officially recognized rescue squad, and senior citizens association or club, which:

1. Is organized as a non-profit or religious organization and is authorized by its certificate or articles of incorporation, bylaws or other written authority to support one of the authorized purposes;
2. Appoints the Executive Officer of the Control Commission as agent for the service of process; and
3. Is constituted of not fewer than five individuals.

“Raffle” means a specific kind of game of chance played by drawing for prizes or the allotment of prizes by chance, by the selling of shares or tickets or rights to participate in such game. Nothing contained in this chapter shall be deemed to authorize as a raffle the playing for money or other valuable thing at any game not specifically authorized by the Control Commission.

“Raffle equipment” means implements, devices and machines designed, intended or used for the conduct of raffles

and the identification of the winning number or unit and the ticket or other evidence of rights to participate in raffles.

“Raffle 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 a raffle, except instant raffle equipment as defined by this chapter.

“Raffle occasion” means the day upon which the drawing or allotment of prizes(s) takes place.

“Registered organization” means a qualified organization, which has applied for, received and possesses a valid registration certificate bearing an identification number issued to it by the Legalized Games of Chance Control Commission. Only a registered organization is qualified to conduct legalized games of chance.

“Regular bingo game” means a game in which a player is entitled to participate without additional charge, upon payment of the charge for admission to the room or place where the game is played.

“Seal card” means a board or placard used in conjunction with an instant raffle game which contains a seal or seals which, when removed or opened, reveals a pre-designated number, letter, symbol or monetary denomination which awards a prize to the winner. Some winners may qualify for an additional top-tier monetary or merchandise prize.

“Secondary component” means additional software or hardware components, provided by the manufacturer that are part of or are connected to an electronic games of chance system.

“Senior citizens association or club” means an association or club that is formed and is functioning as an organization not for profit to the benefit of its membership in general and is comprised predominantly of persons who are at least 62 years of age.

“Serial number” means a number having a minimum of five characters, printed by the manufacturer on each ticket, right or share to participate in an instant raffle game or on each card to participate in a bingo game.

“Services rendered” means repair to equipment and reasonable compensation to bookkeepers or accountants who assist by rendering their professional services for an amount conforming to the schedule of authorized fees fixed by this chapter (see N.J.A.C. 13:47-16.2, Schedule of Fees, “B”). In the case of bingo “services rendered” also means rental of premises (see N.J.A.C. 13:47-14, Rental of Premises for Bingo). Where premises are not rented for a fee, “services rendered” may include a reasonable amount for janitorial service. In the case of raffles, “services rendered” does not include rental of premises but does include rental of equipment for raffles, when rented from an approved person in an amount conforming to the schedule of authorized rates fixed

by these rules. In the case of raffles, “services rendered” shall not be an authorized expense unless rendered solely for the conduct of the raffle.

“Site system” means the computer hardware, software, and peripheral equipment that is located at the bingo premises, is controlled by the registered organization, and interfaces with, connects with, controls or defines the operational parameters of card-minding devices and must include, but is not limited to, the following components: point of sale station, a caller station verifier, required printers, dial-up modem, proprietary executable software, report generation software and an accounting system and database.

“Six-on playing board” means a playing board containing six playing cards used to play bingo.

“Something of value” means any money or property, any token, object or article exchangeable for money or property, or any form of credit or promise directly or indirectly contemplating transfer of money or property or of any interest, or involving extension of a service, entertainment or a privilege of playing at a game without charge.

“‘Special’ bingo game” means a game that is played in addition to a “regular” bingo game, for which a player must pay a charge in addition to the charge for admission to the room or place where the game is played. A “special” game must be played on a non-reusable card that is indelibly marked or an electronic card minding device.

“Special door prize raffle” means a raffle for a door prize(s) of donated merchandise, the total retail value of which shall not exceed \$50.00, for which no extra charge is made, at an assemblage where no other game of chance is held, operated or conducted, and the net proceeds of which are devoted to an authorized purpose.

“Special Senior Citizen Bingo” means any bingo game held, operated and conducted by a senior citizen association or club solely for the purpose of amusement and recreation of its members, where:

1. No player or other person furnishes something of value for the opportunity to participate;
2. The prizes offered or awarded are of nominal value;
3. No person other than a bona fide active member of the licensed organization participates in the conduct of the game or games; and
4. No person is paid for conducting or assisting in the conduct of the game or games.

“Successive occasion” means the next occasion in the sequence of occasions for which the license is issued.

“Terminal number or account number” means the unique identifier containing the name of manufacturer, validation number, the player terminal number, and the date of manufacture.

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).

Added “calendar raffle”, “special senior citizen bingo” and “something of value”.

Amended by R.1996, d.280, effective June 17, 1996.

See: 28 N.J.R. 1939(a), 28 N.J.R. 3180(a).

Amended by R.1996 d.481, effective October 7, 1996.

See: 28 N.J.R. 3711(a), 28 N.J.R. 4486(a).

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.1998 d.428, effective August 17, 1998.

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

In “Calendar raffle”, inserted “upon which a prize(s) is to be awarded” at the end of the second sentence; in “Progressive jackpot bingo game”, inserted “except for the occasion upon which the jackpot prize is won,” in the last sentence; and added new “Golf Hole-in-One Contest” and “Predraw bingo game” definitions.

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

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

Added “Bingo board”, “Bingo card”, “Registered organization”; deleted “Playing board” and “Playing card”.

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

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

Rewrote definition “Authorized purpose”; added definitions “Capital improvements”, “Card” and “Issuing authority”.

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

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

In definition “Qualified organization”, rewrote paragraphs 1, 2 and 3, and deleted 4 and 5.

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

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

Added definition “Compensated worker”.

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

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

In definition “Bingo card”, inserted “or the electronic representation of a card stored in an electronic card minding device”; in definition “Bingo equipment”, inserted “, including electronic card minding systems”; added definitions “Check sum”, “Electronic card minding device”, “Electronic card minding system”, “Electronic device”, “Electronic games of chance system”, “Model number”, “Player tracking software”, “Secondary component”, “Site system” and “Terminal number or account number”; and rewrote definition “Instant raffle game”.

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

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

Reorganized definitions alphabetically; in definition “Bingo board”, substituted “paper sheet” for “board”; in definition “Draw raffle”, deleted “therein” preceding “counterparts”; in definition “Form number”, inserted “of instant raffle tickets”; in definition “Ideal net receipts”, inserted “ideal” and deleted “derived from a deal if all of the instant raffle tickets in the deal are sold” preceding “minus”; added definitions “Nominal” and “Permutation number”; in definition “Registered organization”, substituted “a qualified” for “an” and “legalized games of chance” for “raffles”, and deleted “, within the meaning of N.J.S.A. 5:8-60.3,” following “is qualified”; in definition “Serial number”, deleted “special” preceding “bingo”; and in definition “‘Special’ bingo game”, inserted “or an electronic card minding device”.

Cross References

See Section 16.1 (Schedule of Rates “A”) of this Chapter.

(N.J.S.A. 5:8-57) be liable to a civil penalty of not more than \$7,500 for the first offense and not more than \$15,000 for the second and each subsequent offense.

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

SUBCHAPTER 3. APPLICATIONS

13:47-3.1 Bingo license application form; certificate for rented premises

Applications for bingo licenses shall be made on Form 2B-A, which is hereby adopted. Where premises are to be rented, a certificate of the landlord shall be obtained from the landlord and attached to the application, such certificate to be on Form 10-A which is hereby adopted.

Amended by R.1992 d.96, effective March 2, 1992.
See: 23 N.J.R. 3638(b), 24 N.J.R. 854(a).

Statutory References

See Subchapter 14 (Rentals of Premises for Bingo) of this Chapter.

Case Notes

Bingo license applications are to be filed with the appropriate municipal clerk and provide certain information set out on Commission-approved forms; municipal regulation of bingo licensure preempted by State law. *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).

13:47-3.2 Raffles license application form; certificate for leased equipment

Applications for raffles licenses shall be made on Form 2R-A, which is hereby adopted. Where raffles equipment is to be leased, a certificate of the lessor shall be obtained from the raffle equipment supplier and attached to the application, such certificate to be Form 13 which is hereby adopted.

Amended by R.1992 d.96, effective March 2, 1992.
See: 23 N.J.R. 3638(b), 24 N.J.R. 854(a).

Statutory References

See N.J.S.A. 5:8-52.

13:47-3.3 Filing

License applications shall be filed in quadruplicate with the municipal clerk. One copy shall be retained by the municipal clerk, the second copy shall be returned to the applicant after a license has been granted or denied by the issuing authority. The third copy shall be forwarded to the Control Commission by the municipal clerk and the fourth copy shall be delivered to the law enforcement agency in the municipality.

Amended by R.2006 d.109, effective March 20, 2006.
See: 37 N.J.R. 1165(a), 38 N.J.R. 1462(a).
Substituted "issuing authority" for "governing body".
Amended by R.2008 d.25, effective January 22, 2008.

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

Substituted "law enforcement agency" for "Law Enforcement Agency".

13:47-3.4 Exhibits required for filing application for municipal license

No application shall be accepted unless the applicant at the time of filing the application exhibits a valid registration certificate issued to it by the Control Commission bearing its identification number which shall be entered on the application.

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

13:47-3.5 Assignment of number

Upon receiving a license application by the municipality, the municipal clerk shall assign a number thereto and endorse it on all copies of the application. The number shall be composed of the prefix BA for bingo application or the prefix RA for a raffles application and a consecutive serial number. Thus, the number BA:110 will indicate that the application was filed for Bingo, and that it was the 110th application for a license to conduct games of chance.

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

13:47-3.6 Bingo and raffle; separate application and license; special senior citizen bingo license

(a) A separate application for a Special Senior Citizen Bingo shall be filed with the clerk of the municipality where the games are to be held, operated or conducted. The license shall be valid for a period of two years.

(b) An application and license to conduct bingo may include up to 72 occasions, provided the application does not include:

1. More than six occasions in any one calendar month;
2. Dates of occasions for a period of more than one year; or
3. A date of an occasion beyond the date upon which the applicant's registration with the Control Commission expires.

(c) A separate application and license shall be used for each of the following types of raffles and shall, in each instance, specify the particular type of raffle as follows:

1. On-premises draw raffle offering merchandise as a prize;
2. On-premises 50-50 raffle offering a cash or money prize;
3. Off-premises draw raffle offering a merchandise prize;

4. Non-draw raffles (carnival games and wheels);
5. Off-premises 50-50 raffle offering a cash or money prize;
6. Off-premises duck race raffles offering a merchandise prize;
7. Off-premises calendar raffle offering a merchandise or cash prize;
8. Instant raffle game offering cash or merchandise as a prize;
9. A Golf Hole-in-One Contest offering a merchandise or cash prize;
10. Armchair races; and
11. Casino nights.

(d) In the case of a special door prize raffle, see N.J.A.C. 13:47-8.15, Special door-prize raffle.

(e) No application for a license to conduct any type of game of chance shall be accepted if the application includes:

1. Dates that exceed a period of one year;
2. Dates in a specific time period in excess of the maximum allowable frequency with which that type of game of chance may be held, operated or conducted as set forth in N.J.A.C. 13:47-6.11;
3. A date beyond the date upon which the applicant's registration with the Control Commission expires; or
4. A date in a period during which the applicant organization's registration has been suspended by the Control Commission.

(f) No application shall be accepted if the applicant organization's registration has been revoked 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).

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).

Provided for senior citizen bingo and for off-premises duck race and calendar raffle.

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.1998 d.428, effective August 17, 1998.

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

In (c), deleted "or cash" preceding "prize" in 6, and added a new 9.

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

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

In the introductory paragraph of (b), substituted "bingo" for "Bingo"; in (c)8, deleted "and" from the end; in (c)9, substituted a semicolon for the period at the end; and added (c)10 and (c)11.

Amended by R.2012 d.199, effective December 17, 2012.

See: 44 N.J.R. 2040(a), 44 N.J.R. 3074(b).

In (d), deleted "N.J.A.C. 13:47-3.11, Notice to clerk, and" following "see".

Statutory References

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

13:47-3.7 Register of applications

(a) The municipal clerk shall keep a register or list of all applications filed, containing the following:

1. Date of filing;
2. Name of applicant;
3. Identification number;
4. The designation BA if the application is for bingo, or RA if it is for raffles;
5. The consecutive serial number;
6. Date of issuance of license;
7. Amount of fee paid;
8. Date of denial of license;
9. Date of suspension or revocation of license.

(b) The register shall be substantially in the form designated by Form 3, hereby adopted.

13:47-3.8 Reinstatement of license

When a license has been suspended or revoked, and the suspension or revocation is set aside, or the license is reinstated, the original license shall not be reissued. In such case the applicant shall file a new application, which shall be given a new number, as shall the license issued, as though there had been no prior license, but the number shall be followed by the suffix "X." The licensee shall receive credit for any license fee paid that has not been refunded.

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

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

Deleted "thereon" following "issued".

13:47-3.9 Denial of license set aside

When a license has been denied, and the denial is set aside, the applicant shall again submit the application which was returned to him, and the clerk shall endorse a new application number thereon, and on the clerk's copy, and make entry thereof in the register, as though a new application had been filed. The municipal clerk shall immediately notify the Control Commission of the new application number assigned together with the number which it replaces. The license issued thereon shall carry the new number, but the number shall carry the suffix "Y".

13:47-3.10 Docket

(a) The municipal clerk shall also keep and maintain a docket, with a separate sheet for each licensee, on which he shall enter the following:

(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.

13:47-5A.8 Notification to Control Commission

(a) Within 48 hours after agreeing to provide electronic games of chance, whether or not a charge is made for the equipment, the equipment provider shall send to the Control Commission a written notification that includes the following:

1. The name, address, Control Commission identification number and bingo license number of the licensee to whom the equipment is to be supplied;
2. The address of the location where the equipment will be installed and used;
3. The date on which equipment is to be installed;
4. An exact description of all equipment to be supplied, including the certification of permissibility number of the electronic games of chance system;
5. The date and time when the equipment is to be used;
6. The name and telephone number of the licensee's contact person;
7. The name and telephone number of the equipment provider's contact person; and
8. The total amount of charge made, if any.

New Rule, R.2011 d.122, effective April 18, 2011.
See: 42 N.J.R. 2584(a), 43 N.J.R. 1032(c).

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

1. The numbers appearing on the card presented as a winner correspond with numbers on the objects drawn from the receptacle;

2. The numbers on all objects drawn from the receptacle were announced correctly; and

3. The color of the card and the serial number printed on the card presented as a winner are identical to the color of the card and the serial number of the series of cards sold for the 50/50 bingo game on that occasion.

(b) No 50/50 bingo game prize shall be awarded unless a verification of the card presented as a winner and the numbers on the objects drawn from the receptacle is made in accordance with the provisions of (a) above.

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

13:47-7.44 Special license; senior citizen association or club; amusement and recreation only

(a) A special license shall be issued to any bona fide senior citizen association or club desiring to hold, operate or conduct bingo solely for the purpose of amusement and recreation of its members if:

1. The association or club holds a valid registration certificate issued by the Control Commission;

2. No player or other person furnishes something of value for the opportunity to participate;

3. The prize(s) to be awarded are of nominal retail value;

4. No person other than a bona fide active member of the licensed organization plays, conducts or assists in the conduct of the game(s); and

5. No person is paid for conducting or assisting in the conduct of the game(s).

(b) The special senior citizen bingo license shall be valid for a maximum period of two years or until suspended, revoked or modified by the Control Commission or the issuing municipality.

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

13:47-7.45 Multi-color bingo game: authorization

In addition to the schedule of regular and special games played within the prize limits set forth in N.J.A.C. 13:47-7.2(a), it shall be lawful for a licensee to hold, operate or conduct a multi-color bingo game as defined in this chapter, in the manner described in this section through N.J.A.C. 13:47-7.51.

New Rule, R.1996 d.481, effective October 7, 1996.
See: 28 N.J.R. 3711(a), 28 N.J.R. 4486(a).

13:47-7.46 Multi-color bingo game: schedule of play

The multi-color bingo game shall not be the last game played at an occasion.

New Rule, R.1996 d.481, effective October 7, 1996.
See: 28 N.J.R. 3711(a), 28 N.J.R. 4486(a).

13:47-7.47 Multi-color bingo game: use of disposable cards; indelible marking

No multi-color bingo game shall be played on other than a non-reusable six-on playing board which shall be indelibly marked by the player who purchased the card.

New Rule, R.1996 d.481, effective October 7, 1996.
See: 28 N.J.R. 3711(a), 28 N.J.R. 4486(a).

13:47-7.48 Multi-color bingo game; sale of cards

(a) No charge in excess of \$1.00 shall be made for each card with which a player participates in a multi-color bingo game.

(b) All cards shall be sold prior to the drawing of the first number of the game.

New Rule, R.1996 d.481, effective October 7, 1996.
See: 28 N.J.R. 3711(a), 28 N.J.R. 4486(a).
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 "\$ 1.00" for "or less than \$ 0.25" preceding "shall be made"; deleted former (b) and recodified former (c) as (b).

13:47-7.49 Multi-color bingo game: announcement of prize pool amount

On each occasion when the multi-color bingo game is played, prior to the drawing of the first number in such game, the caller shall announce to the players the dollar amount to be awarded in each category of the prize pool, based upon the winner.

New Rule, R.1996 d.481, effective October 7, 1996.
See: 28 N.J.R. 3711(a), 28 N.J.R. 4486(a).

13:47-7.50 Multi-color bingo game: verification prior to award of prize

(a) Any card presented as a winner of a prize in a multi-color bingo game shall contain the last number called in the game prior to the player declaring "bingo."

(b) When a player claims to be a winner of a multi-color bingo game, prior to awarding the prize, the member in charge of the occasion shall make a verification of all of the numbers on all of the objects drawn from the receptacle and shall inspect the objects in the presence of at least one player other than a player claiming to be the winner of a prize and determine that:

1. The numbers appearing on the card presented as a winner correspond with the numbers on the objects drawn from the receptacle;

2. The numbers drawn from the receptacle were announced correctly; and

3. The color of the playing board and the serial number printed on the playing board containing the playing card presented as a winner are identical to the color of the playing boards and the serial number of the series of playing boards sold for the multi-color bingo game on that occasion.

(c) No multi-color bingo game prize shall be awarded unless a verification of the card presented as a winner and the numbers on the objects drawn from the receptacle is made in accordance with the provisions of (a) and (b) above.

New Rule, R.1996 d.481, effective October 7, 1996.
See: 28 N.J.R. 3711(a), 28 N.J.R. 4486(a).

13:47-7.51 Multi-color bingo game: method of determining winner; method of awarding prize; method of awarding prize to multiple winners

(a) The prize pool in a multi-color bingo game shall be a percentage of the gross receipts derived from the sale of cards to participate in the game. The percentage of the prize pool to which a winner is entitled shall be determined by the color of the card upon which the player achieves bingo.

(b) Based upon a single winner the prize shall be awarded as follows:

1. When a player achieves bingo on a card in the group of three cards of the same color, that player wins 25 percent of the prize pool. Formula: Gross receipts from the sale of cards multiplied by .25 equals the dollar amount to be awarded in the 25 percent category.

2. When a player achieves bingo on one of the two cards of the same color, that player wins 50 percent of the prize pool. Formula: Gross receipts from the sale of cards multiplied by .50 equals the dollar amount to be awarded in the 50 percent category.

3. When a player achieves bingo on one of the single cards having the third color, that player wins 75 percent of the prize pool. Formula: Gross receipts from the sale of cards multiplied by .75 equals the dollar amount to be awarded in the 75 percent category.

(c) In the case of multiple winners, the prize amount available in each prize pool category shall be divided by the total number of winners of the game as follows:

1. Example: There are six winners of a multi-color bingo game.

i. There are three of the winners who have achieved bingo on one of the cards in the group of three cards of the same color, the 25 percent category. That amount, 25 percent of the prize pool, is divided by six to determine the amount to be awarded to each of those three winners. Formula: Gross receipts from the sale of cards multiplied by .25 equals the dollar amount available in the 25 percent category. That dollar amount is then divided by the total number of winners of the game which equals the dollar amount to be awarded to each winner in the 25 percent category.

ii. There are two winners who have achieved bingo on one of the cards in the group of two cards having the same color, the 50 percent category. That amount, 50 percent of the prize pool, is divided by six to determine the amount to be awarded to each winner in the 50 percent category. Formula: Gross receipts from the sale of cards multiplied by .50 equals the dollar amount available in the 50 percent category. That dollar amount divided by the total number of winners of the game equals the total dollar amount to be awarded to each winner in the 50 percent category.

iii. There is one winner who has achieved bingo on the single card having a third color, the 75 percent category. That amount, 75 percent of the prize pool, is divided by six to determine the amount to be awarded to the winner in that category. Formula: Gross receipts from the sale of cards multiplied by .75 equals the dollar amount available in the 75 percent category. That dollar amount divided by the total number of winners of the game equals the dollar amount to be awarded to each winner in the 75 percent category.

New Rule, R.1996 d.481, effective October 7, 1996.
See: 28 N.J.R. 3711(a), 28 N.J.R. 4486(a).

13:47-7.52 Predraw bingo game; authorization

In addition to the regular and special games played in accordance within the prize limits set forth in N.J.A.C. 13:47-7.2(a), it shall be lawful for a licensee to hold, operate and conduct a predraw bingo game as defined in this chapter, in the manner described in this section through 13:47-7.57.

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

13:47-7.53 Predraw bingo game; schedule of play

The predraw bingo game shall be played as the last game at an occasion.

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

13:47-7.54 Predraw bingo game; arrangement of numbers to win

No arrangement of numbers other than a full card pattern shall be required to win a predraw bingo game.