

CHAPTER 47

RULES OF LEGALIZED GAMES OF CHANCE

Authority

N.J.S.A. 5:8-6.

Source and Effective Date

R.2002 d.258, effective July 12, 2002.
See: 34 N.J.R. 986(a), 34 N.J.R. 2864(a).

Chapter Expiration Date

Chapter 47, Rules of Legalized Games of Chance, expires on July 12, 2007.

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: Source and Effective Date. See, also, section annotations.

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SUBCHAPTER 1. DEFINITIONS

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. Such terms do not include the erection, acquisition, improvement, maintenance or repair 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 board containing more than one bingo card.

“Bingo card” means a card 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.

“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.

“Consolation prize” means 25 percent of the gross receipts derived from the sale of cards to participate in a Progressive Jackpot Bingo Game on each occasion.

“Control Commission” means the Legalized Games of Chance Control Commission.

“Deal” means a package sealed by the manufacturer consisting of one game of instant raffle tickets with the same serial number.

“Distributor” means any person who sells, offers to sell or otherwise provides to a registered organization, any instant raffle ticket or any equipment or device to be used in, or in connection with, an instant raffle game.

“Draw raffle” means a raffle in which the winners are determined by drawing from a container having therein counterparts of all tickets sold.

“Duck race raffle” means a variation of an off-premises draw raffle wherein a player is sold a ticket, share or right to participate. Game pieces representing all tickets, shares or rights to participate are released into a running waterway which has been barricaded in an acceptable form to create a gate which will permit the passage of only one game piece at a time. The winner is the holder of the ticket, share or right to participate on which is printed the number that corresponds with the number on the game piece that passes through the gate in the predetermined sequence required to win a particular prize.

“50/50 bingo game” means a bingo game played on non-reusable cards that are permanently marked wherein the prizes awarded are 50 percent of the gross receipts derived from the sale of cards for participation in the game.

“50/50 bingo game prize” means 50 percent of the gross receipts from the sale of all cards to participate in the game.

“Flare” means the information sheet provided by the manufacturer which describes a particular instant raffle game.

“Form number” means a unique number used by the manufacturer to identify the type of game, price to play and the prize structure.

“Golf Hole-in-One Contest” means a golf-like game categorized as a non-draw raffle in which a participant pays a fee for the right to drive a golf ball from a tee into a golf hole in an area known as or similar to a “green” on a golf course by striking it one time. The grand prize winner(s) is the player(s) whose ball lands in the grand prize hole in one stroke in the final phase of play. These contests may be conducted as multiple day events having qualifying phases where participants qualify for the final phase. Participants may also qualify to win ancillary prizes for other accomplishments.

“Goods, wares and merchandise” means prizes, equipment as defined in this section, chairs and tables, and articles of a minor nature such as pencils, crayons, tickets, envelopes, paper clips and coupons necessary to the conduct of games of chance.

“Horse race wheel” means a wheel having a 60-inch diameter, manufactured to have on its face 10 sections each of which contain six subsections which subsections are located on the outer rim of the wheel. Each section bears a number from 1 through 10 together with a picture of a horse. Each of the six subsections located along the outer rim of the wheel and contained in each of the 10 sections determines the odds to be paid to a winner and shows the following payoff odds: 7 to 1, 6 to 1, 5 to 1 and 4 to 1 and two of the six subsections show 3 to 1 payoff odds. The wheel has a laydown with the numbers 1 through 10 which corresponds with the numbers displayed on the pictorial of the horse in each of the 10 sections on the face of the wheel.

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:

1. The serial number of all licenses issued to each licensee;
2. The date of issue;
3. The dates for which the license permits games of chance to be played;
4. The retail value of prizes to be awarded by raffles as to raffles subject to an annual limit; and
5. The date when the report is filed.

(b) The dates for which bingo and raffles are licensed shall be entered in separate columns to permit determination of compliance with limits on the number of games per month.

(c) The docket shall be substantially in the form designated by Form 4, hereby adopted.

13:47-3.11 Notice to clerk

(a) Before conducting a special door prize raffle for which no license is required, the qualified organization shall notify the clerk of the municipality in which the door prize will be awarded.

(b) The notice shall be in writing and in duplicate signed by an officer, giving the following:

1. The name and identification number of the organization;
2. The place and date for the special door prize raffle or raffles;
3. A description of the prizes and the retail value thereof;
4. Names of the donors of the prizes.

(c) The notice shall be sent at least one week in advance of the raffle.

(d) The municipal clerk, on receipt of the notice, shall forthwith forward one copy to the Control Commission.

SUBCHAPTER 4. LICENSE ISSUANCE

13:47-4.1 Findings and determination

(a) Upon investigating and passing upon a license application, or an amendment, suspension or revocation of license, the governing body shall record its findings and

determination as to each of the conditions established by law.

(b) At least seven days shall elapse between the time the application is filed and the time when the governing body makes its findings and determination.

(c) Such record shall be made in duplicate, on Form 5-A, which is hereby adopted, Form 5-A shall be signed by a member of the governing body or the municipal clerk.

Amended by R.1996 d.177, effective April 1, 1996.
See: 27 N.J.R. 4498(a), 28 N.J.R. 1863(a).
In (c) permitted municipal clerk to sign record.

Statutory References

As to Bingo, see N.J.S.A. 5:8-27, and as to Raffles, see N.J.S.A. 5:8-53.

13:47-4.2 Transmittal of copies of findings and determination

Upon making its findings and determination, the governing body shall forthwith (within three days) transmit one copy thereof to the Control Commission. Said copy together with the third copy of the application as provided in Section 3.3 (Filing) of this Chapter, must be received by the Control Commission at least seven days prior to the holding of the first game authorized.

13:47-4.3 Duties of municipal clerk; computation of fees; notice of denial; license issuance

(a) Upon receiving the finding and determination of the governing body the municipal clerk shall, if the license is granted, compute the fee payable by law, collect any fee due the municipality or the State from the applicant organization and forward any fee due the State together with the application to the Control Commission.

(b) At least 14 days shall have elapsed between the time the municipality forwards the application and licensing fee to the Control Commission and the license is issued by the municipality.

(c) If the license is denied, the municipal clerk shall forward a copy of the application marked denied, together with a copy of the findings and determinations of the governing body to the Control Commission and notify the applicant by regular mail. The notification of the Control Commission and the applicant shall be made within three days of the governing body's decision to deny the license.

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

Cross References

See Section 4.9 (Fees payable by law) of this Chapter.

Statutory References

As to Bingo license fee, see N.J.S.A. 5:8-27, and as to Raffles license fee see N.J.S.A. 5:8-53.

13:47-4.4 Form for license issuance

(a) Bingo licenses and Raffles licenses shall be issued on Form 6B/R which is hereby adopted.

(b) In the case of Raffles licenses, the license must show the specific type and number of raffle games or allotment of prizes by chance to be conducted under the license.

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. 5:8-29, and as to Raffles, see N.J.S.A. 5:8-56.

13:47-4.5 Endorsement of license number

Upon the issuance of a license, the municipal clerk shall endorse a license number thereon, which shall be the same as the application number, except that the prefix shall be BL for bingo licenses and RL for raffles licenses.

13:47-4.6 Copies of license

The municipal clerk shall prepare licenses in triplicate, retaining one copy, issuing the original to the licensee and forwarding the second copy to the Law Enforcement Agency of the municipality.

13:47-4.7 Duration of license

No licenses for the holding, operating and conducting of any game of chance shall be effective for a period of more than one year or for a date beyond the date upon which the organization's registration with the Control Commission expires.

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. 5:8-27, and as to Raffles, see N.J.S.A. 5:8-54.

13:47-4.8 Joint license

No joint license for the holding, operating and conducting of any game of chance shall be issued to two or more organizations.

13:47-4.9 Licensing fees payable to the Control Commission

(a) Except as provided in (d) below, all licensing fees are to be paid by check made payable to the Legalized Games of Chance Control Commission at the time the application is filed with the municipality, except as set forth in (c) below.

(b) The licensing fees payable by law to the Control Commission which are set forth in this chapter are non-refundable.

(c) The licensing fees payable to the Commission are:

1. Bingo: \$10.00 for each occasion on which any game or games of bingo are to be conducted under the license;
2. On-premises draw raffle for cash prizes (50/50) in excess of \$400.00 or merchandise prizes where the total combined retail value of prizes awarded is in excess of \$400.00: \$10.00 for each day on which a drawing(s) is to be conducted under the license;
3. On-premises draw raffle for cash prizes (50/50) that do not exceed \$400.00 or merchandise prizes where the total combined retail value of prizes awarded does not exceed \$400.00: no licensing fee. In the event the retail value of the prize(s) offered or awarded exceeds \$400.00 in a raffle in which it was anticipated that the retail value would not exceed \$400.00, the licensee shall submit a check or money order made payable to the Legalized Games of Chance Commission in the amount of \$10.00 at the time of filing the report of operations required by N.J.A.C. 13:47-9 and if required, provide the licensing municipality with any additional fees due, together with a copy of the Report of Raffle Operations;
4. Off-premises draw raffle awarding merchandise as a prize: \$10.00 for each \$1,000 or part thereof of the retail value of the prize(s) to be awarded;
5. Carnival games or wheels: \$10.00 for each game or wheel held on any one day, or any series of consecutive days not exceeding six at one location;
6. Off-premises cash (50/50) raffle: a \$10.00 fee shall be paid at the time the application is filed. In the event the awarded prize exceeds \$1,000, then an additional fee of \$10.00 for each \$1,000 or part thereof in value of the awarded prize in excess of \$1,000 shall be forwarded to the Control Commission by check payable to the Legalized Games of Chance Control Commission together with the Report of Operations as required by N.J.A.C. 13:47-9 and if required, any additional fees due, together with a copy of the Report of Raffle Operations shall be provided to the licensing municipality;
7. Special door prize raffle: no fee is payable and no license is required, provided the merchandise is wholly donated, has a total retail value of less than \$50.00, and the raffle is conducted in accordance with N.J.A.C. 13:47-3.11 and 8.15;
8. Calendar raffle awarding cash or merchandise as a prize: \$10.00 for each \$1,000 or part thereof of the retail value of the prize(s) to be awarded.
9. Instant raffle games awarding cash or merchandise as a prize:

- i. \$10.00 for each day on which instant raffle tickets are sold or offered for sale; or
- ii. \$500.00 for a one-year license to sell, or to offer for sale, instant raffle tickets during that year.

10. Golf Hole-in-One Contest: \$10.00 for each \$1,000 or part thereof of the retail value of the ancillary prizes offered.

11. Armchair race: \$50.00 per licensed day of operation.

(d) The licensee fees set forth in (a) through (c) above shall not apply to any senior citizen association or club registered with the Control Commission, which will hold, operate or conduct the games solely for the bona fide active members of the licensed association or club. No fee shall be charged to any senior citizen association or club for processing an application or issuing a license to hold, operate or conduct any legalized game of chance solely for its bona fide active members.

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 fee exemption for senior citizen associations.
 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), added a new 10.
 Amended by R.2001 d.343, effective September 17, 2001.
 See: 33 N.J.R. 2422(a), 33 N.J.R. 3336(a).
 Added (c)11.
 Amended by R.2002 d.258, effective August 5, 2002.
 See: 34 N.J.R. 986(a), 34 N.J.R. 2864(a).
 In (c), rewrote 3 and 6 and substituted "13:47-8.15" for "13:47-3.11".

13:47-4.10 Licensing fees payable to the licensing municipality

(a) Where no specific ordinance setting fees due the licensing municipality exists, the licensing municipality shall charge a fee in an amount equal to the amount charged by the Control Commission.

(b) Each licensing municipality may set by ordinance a licensing fee in an amount necessary to defray all proper expenses incurred by the municipality in the administration of the Bingo Licensing Law, the Raffles Licensing Law and the regulations governing the conduct of any game or games held, operated or conducted under any license issued by it. No municipal licensing fee shall be set at an amount in excess of the amount charged by the Control Commission.

(c) A municipality may by ordinance exempt all qualified organizations from the payment of any municipal licensing fee.

(d) No municipal ordinance shall exempt any organization from payment of any fee due the Control Commission.

(e) Each licensing municipality shall forward a copy of any such ordinance to the Control Commission immediately upon adoption.

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

SUBCHAPTER 5. LICENSE AMENDMENT

13:47-5.1 Application form

Application to amend a license shall be made by an officer of the licensee on Form 7-A, hereby adopted. The application shall have annexed such proofs, signatures and verifications as would have been necessary if the changes were in the original application.

Statutory References

As to Bingo, see N.J.S.A. 5:8-28, and as to Raffles, see N.J.S.A. 5:8-55.

13:47-5.2 Copies of application

The same number of copies of an application to amend a license shall be required as for an application for a license, and the application shall be processed and disposed of in the same manner.

13:47-5.3 Approval

When the governing body approves an amendment of a license, the original license shall be returned and exchanged for the amended license, upon payment of any additional fee required.

13:47-5.4 New date

If a game of chance cannot be held on the date stated in the license because of emergency weather conditions or because of other emergency conditions determined by the Control Commission, the organization may within 48 hours fix a new date for the game, which date shall be within seven days of the original date. Within such 48-hour period, and in any case before the postponed game is held, written notification of the new date shall be filed in duplicate with the municipal clerk of the municipality in which the Game of Chance is to be held. The municipal clerk shall immediately forward the duplicate copy of the notification to the Control Commission.

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

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

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 licensee, active members of its parent organization, active members of an auxiliary organization, active members of an organization of which the licensee 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 licensed 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 this chapter 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.

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 specifically 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) 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 rule set forth in this chapter.

(d) Whenever an organization shall conduct any draw raffle, or non-draw raffle which offers cash or money as a

prize, it shall cause a sign to be displayed adjacent to the place of the allotment of prize(s) by chance as follows: "Persons under the age of 18 years are not permitted to participate in this game of chance (N.J.S.A. 5:8-59)." The sign shall not be smaller than 288 square inches and shall be posted in such a location as to be in view of all persons who shall desire to participate.

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.280, effective June 17, 1996.
See: 28 N.J.R. 1939(a), 28 N.J.R. 3180(a).

Statutory References

As to Bingo, see N.J.S.A. 5:8-32, and as to Raffles, see N.J.S.A. 5:8-59.

13:47-6.11 Frequency and location of games

(a) No registered organization shall conduct any game(s) of chance more often than as set forth in this section:

1. Bingo shall not be conducted more often than six days in any calendar month.
2. On-premises draw raffles awarding either cash or merchandise as prizes shall not be conducted more often than six days in any one week.
3. Off-premises draw raffles awarding merchandise prizes shall not be conducted more often than six days in any one week.
4. Non-draw raffles (wheels and games) shall not be conducted more often than six days in any one week.
5. Off-premises 50/50 cash draw raffles shall not be conducted more often than once in any calendar month.
6. A Duck Race raffle shall not be conducted more often than once in any calendar month.
7. A calendar raffle shall not be conducted more often than twice in any calendar year.
8. No instant raffle game shall be held, operated or conducted at any location or on any date within the licensing municipality unless the license indicates each location where, and each date when, the instant raffle games are to be held, operated or conducted and conforms to the provisions of N.J.A.C. 13:47-6.9.
9. Armchair race events shall not be conducted more often than six times in any one week.

(b) Only the day upon which a drawing or allotment of prizes takes place shall be considered when determining the frequency of games prescribed by this section.

(c) A license issued for the purpose of holding an armchair race shall be valid on the date of the occasion for which the license is issued beginning at 12:00 A.M. and will expire at 2:00 A.M. the next day.

(d) 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 shall only be held, operated or conducted, including the sale of a ticket, share or right to participate in the game, in a municipality in which the voters have approved a referendum making the applicable law operable in that municipality.

Repeal and New Rule, R.1992 d.96, effective March 2, 1992.
See: 23 N.J.R. 3638(a), 24 N.J.R. 854(a).

Old section was "Time limitation".

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 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.2001 d.343, effective September 17, 2001.
See: 33 N.J.R. 2422(a), 33 N.J.R. 3336(a).

Added (a)9; added (c).

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 "one week" for "calendar month" throughout; added (d).

Statutory References

As to Bingo, see N.J.S.A. 5:8-33, and as to Raffles, see N.J.S.A. 5:8-60.

13:47-6.12 Expenses: payment requirements

(a) No item of expense shall be incurred or paid in connection with the holding, operating, or conducting of a game of chance, except such expenses as are bona fide items of reasonable amount for goods, wares and merchandise furnished or services rendered, which are reasonably necessary to be purchased or furnished for the holding, operating or conducting of the game of chance.

(b) No item of expense shall be incurred or paid for any goods, wares, merchandise, service, equipment or premises provided for use in or in connection with the holding, operating, or conducting of any game of chance that is not provided by a person approved by the Control Commission.

(c) No expense other than cash prizes, incurred in the holding, operating or conducting of any game of chance shall be paid from any source other than the account required by N.J.A.C. 13:47-6.2.

(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 purchased 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 Transportation of patrons

No licensee shall provide by contract or other arrangement transportation of patrons to or from the place where any game of chance is played. The providing of such transportation by another to the knowledge of a licensee shall be presumed to be the act of the licensee and shall constitute a violation of the rules and regulations of this chapter.

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.

13:47-6.19 Gifts other than prizes

No licensee shall offer, distribute or give any service or thing of value without charge, other than the prizes awarded in the conduct of a game of chance.

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.

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) alcoholic beverages, 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)".

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".

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 \$250.00 for a single game, nor may the aggregate of all prizes offered and awarded in all games held on one occasion exceed \$1,000, 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).

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) A charge shall be made for the playing of bingo. No more than \$1.00 and no less than \$0.50 shall be charged for admission to a room or place in which bingo is to be held, operated or conducted. This fee shall entitle a person to one card allowing him to participate without additional charge in all regular games to be played on that occasion.

(b) No charge in excess of \$0.25 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 and no less than \$0.25 may be charged for any extra card with which a player may participate in all regular games on an occasion.

(d) All charges to participate in a bingo game shall be paid in cash. No check shall be accepted or extension of credit allowed as payment of a charge to participate in a bingo game. Extension of credit shall include, but not be limited to, purchases on account or through the use of a credit card or a bank card.

(e) 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.

(f) No charge for the playing of bingo shall be made or accepted in any municipality which has not adopted the Bingo Licensing Law.

(g) 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.

(h) 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).

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.

(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 (c).
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) as new (a). Section was "One day time limit".

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).

13:47-7.17 Exclusion of other games

No licensee shall allow or permit the playing for money or other valuable thing of any game not licensed and held, operated and conducted pursuant to the provisions of the Bingo Licensing Law, N.J.S.A. 5:8-24 et seq., the Raffles Licensing Law, N.J.S.A. 5:8-50 et seq., or the provisions of

this chapter during or in connection with the holding, operating or conducting of any licensed bingo game.

Amended by R.1988 d.184, effective April 18, 1988.
See: 20 N.J.R. 249(a), 20 N.J.R. 912(b).
Changed to unlicensed game of chance.
Repeal and New Rule, R.1998 d.428, effective August 17, 1998.
See: 30 N.J.R. 978(a), 30 N.J.R. 3062(a).
Section was "Exclusion of other games".

13:47-7.18 Physical presence

(a) In the playing of bingo, no person who is not physically present on the premises where the game is actually conducted shall be allowed to participate as a player in the game.

(b) No seat or place shall be reserved in any room or area where bingo is held, operated or conducted for any person who is not physically present in that room or area.

(c) No persons shall be admitted to the room or area where bingo is held, operated or conducted, except a person who has paid the charge for admission, a person authorized to conduct or assist in the conduct of the game or a person approved to provide a service in or in connection with the game.

(d) No person under the age of 18 years shall be physically present in any room or area where bingo is held, operated or conducted.

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 (c).

13:47-7.19 Scope

All games falling within the definition of "bingo" or "lotto" contained in Article IV, Section VII, paragraph 2 of the Constitution of the State of New Jersey, as amended November 3, 1953, shall be subject to the rules and regulations of this Chapter regardless of the name by which the game is called, and regardless of variations in the mode of play not specified by said Constitution.

13:47-7.20 (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 "Varied prizes".

13:47-7.21 Notice of rules; posting

(a) The licensee shall post a notice on the premises where Bingo is played containing the rules governing the conduct of Bingo.

(b) The notice shall be in the form prescribed and provided by the Control Commission.

13:47-7.22 Rentals; payment

Where premises are rented for the conduct of bingo, rentals must be paid to the rentor within 48 hours after the holding of the bingo occasion.

Cross References

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

13:47-7.23 Selection of cards

(a) Each player shall have the right to select his or her own card or cards for regular games from the deck, group or series of cards and shall be entitled to select any card in the deck, group or series of cards that has not already been selected by a player.

(b) A specific card shall not be reserved for any player except for legally blind or otherwise disabled players.

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); rewrote former (b) and (c) and recodified them as new (a) and (b).

13:47-7.24 Progressive jackpot 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 and conduct a progressive jackpot bingo game as defined in this chapter, in the manner described in N.J.A.C. 13:47-7.25 through 7.36.

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

13:47-7.25 Progressive jackpot game; arrangement of numbers

No arrangement of numbers other than a full card pattern shall be required to win a progressive jackpot prize or a consolation prize.

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

13:47-7.26 Progressive jackpot game; schedule of play

The progressive jackpot game shall not be played as the last game of an occasion.

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

13:47-7.27 Progressive jackpot game; use of disposable cards; indelible marking

No progressive jackpot game shall be played on other than a non-reusable card which shall be indelibly marked by the player who purchased the card.

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

13:47-7.28 Progressive jackpot game; charge to play; uniform charge to play

(a) No charge in excess of or less than \$0.25 shall be made for each card with which a player participates in a progressive jackpot game.

(b) All cards shall be sold at a uniform price with no discount or allowance for the purchase of more than one card.

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

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

13:47-7.29 Progressive jackpot game; notice to be posted at game

(a) Whenever a progressive jackpot game is conducted the licensee shall conspicuously post a notice stating:

1. The date of each potential successive occasion in the particular progression being conducted;
2. The maximum number of calls in which a player must complete a full card pattern in order to win the jackpot prize on each occasion; and
3. The prize amount offered to the winner of the progressive jackpot and the consolation prize on that occasion.

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

13:47-7.30 Progressive jackpot game; announcement; amount of prize; number of calls

(a) On each occasion, prior to the drawing of the first number of the progressive jackpot game the caller shall announce to all players:

1. The maximum number of numbers to be called within which a player must achieve bingo in order to win the jackpot prize on that occasion; and
2. The dollar amount to be awarded to the winner of the jackpot game prize and the consolation prize on that occasion.

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

13:47-7.31 Progressive jackpot game; amount of prize; number of calls

(a) On the first occasion of a progressive jackpot bingo game, a player shall not be required to attain bingo in less than 50 numbers called in order to win the progressive jackpot prize.

(b) The number of allowable calls required in order to win the progressive jackpot prize shall be increased by one number on each successive occasion in a particular progression.

(c) The progressive jackpot prize must be offered at each successive occasion in a particular progression.

(d) No progression shall continue for more than 10 successive occasions.

(e) If the progressive jackpot prize has not been awarded by the tenth successive occasion in a particular progression, a progressive jackpot winner must be determined and the progressive jackpot prize must be awarded regardless of the number of calls necessary.

(f) No progression shall be terminated or interrupted prior to the tenth successive occasion by any means other than:

1. Determining a winner of the progressive jackpot prize;
2. Expiration of the license to conduct bingo which authorized the conduct of the game; or
3. A valid emergency condition under which the licensed organization is unable to continue to conduct the game.

New Rule, 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 (f).

13:47-7.32 Progressive jackpot game; award of prizes; exclusion

(a) The progressive jackpot prize shall be awarded to the player or players who complete the full card pattern in the predesignated number of numbers called, except in the case of the tenth occasion of a particular progression when it shall be awarded to the player or players who first complete the full card pattern.

(b) A consolation prize shall be awarded on each occasion at which a progressive jackpot bingo game is played, except the occasion upon which the progressive jackpot prize is won. On the occasion when the progressive jackpot prize is awarded, the consolation prize shall be held or awarded as provided in (d) below.

(c) The consolation prize shall be awarded to the player or players who complete the full card pattern on each

occasion, except the occasion upon which the progressive jackpot prize is won, notwithstanding the number of numbers called in excess of the predesignated number of numbers allowed to be called in order to win the progressive jackpot prize.

(d) On an occasion when the jackpot prize is awarded, the amount calculated to be the consolation prize for that occasion shall be held by the organization and added to the progressive jackpot prize on the following licensed occasion. In the case of the occasion being the last licensed occasion on the license or when the organization plans to discontinue playing the progressive jackpot game, the game shall continue and the consolation prize shall be awarded to the player or players who next complete the full card pattern.

(e) No card that has been determined to be a winner of a progressive jackpot prize shall be eligible to win any portion of the consolation prize.

(f) Any card determined to be a winner of a consolation prize shall contain the last number called in the game prior to the player declaring "Bingo."

New Rule, 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).

In (a), deleted "successive" following "tenth"; in (b), substituted "except the" for "including an" in the first sentence and added a new second sentence; in (c), added "except the occasion upon which the progressive jackpot prize is won," preceding "notwithstanding"; and rewrote (d).

13:47-7.33 Progressive jackpot game; verification prior to award of prize

(a) When a player claims to be a winner of a progressive jackpot game prize, 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 the player claiming to be the winner of the prize and determine that:

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 and displayed correctly;
3. The actual number of numbers called did not exceed the maximum number of numbers allowed to be called in order to win the progressive jackpot prize; and

4. The color of the card and the serial number printed on the card presented as a winner are identical to the color of the cards and the serial number of the series of cards sold for the progressive jackpot game on that occasion.

(b) No progressive jackpot 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).

13:47-7.34 Progressive jackpot game; license expiration

When a license expires prior to the tenth occasion of a particular progression, all winners shall be determined and all prizes awarded on the last occasion authorized under the license.

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

13:47-7.35 Progressive jackpot game; emergency termination of progression; notification

(a) In the event a progression cannot be completed due to an emergency condition, the licensee shall give written notification to the Control Commission and the licensing municipality no later than the close of the business day next following the day upon which the licensee has knowledge of its inability to complete the progression.

(b) The notification shall be made on LGCCC Form 7-A, and shall contain at least the following information:

1. The reason for the cancellation;
2. The name, address and telephone number of the member in charge of the operation of the game and of the member responsible for the proceeds held as the progressive jackpot prize;
3. The name, address of the bank and the number of the account in which the progressive jackpot prize is deposited;
4. The dollar amount of the progressive jackpot prize held in the account; and
5. The time, date and location where the progression will continue.

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

13:47-7.36 Progressive jackpot game; maintenance of progressive jackpot prize

(a) All proceeds from the sale of cards to participate in the progressive jackpot game shall be held in the licensed organization's bank account required by N.J.A.C. 13:47-6.2(b) for the duration of the progression.

(b) All proceeds must be deposited in the bank account no later than the close of the business day next following the day upon which they were received or made available as a prize.

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

13:47-7.37 50/50 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 and conduct a bingo game known as a 50/50 bingo game as described in N.J.A.C. 13:47-1.1.

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

13:47-7.38 50/50 bingo game; division of prizes

If the prize pool is to be divided into multiple sections, the schedule of games shall indicate the percentage of the prize pool to be awarded to the winner(s) of each section.

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

13:47-7.39 50/50 bingo game; schedule of play

The 50/50 bingo game shall not be played as the last game of an occasion.

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

13:47-7.40 50/50 bingo game; use of disposable cards; indelible marking

No 50/50 bingo game shall be played on other than a nonreusable card which shall be indelibly marked by the player who purchased the card.

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

13:47-7.41 50/50 bingo game; charge to play; uniform charge to play

(a) No charge in excess of or less than \$0.25 shall be made for each card with which a player participates in a 50/50 bingo game.

(b) All cards shall be sold at a uniform price with no discount or allowance for the purchase of more than one card.

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

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

13:47-7.42 50/50 bingo game; amount of prize; announcement

On each occasion, prior to the drawing of the first number of the 50/50 bingo game the caller shall announce to all players the dollar amount of the prize to be awarded to the winner(s) of the game.

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

13:47-7.43 50/50 bingo game; verification prior to award of prize

(a) When a player claims to be a winner of a 50/50 bingo game prize, 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 the player claiming to be the winner of the prize and determine that:

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: charge to play; uniform price to play

(a) No charge in excess of or less than \$0.25 shall be made for each card with which a player participates in a multi-color bingo game.

(b) All cards shall be sold for a uniform price with no discount or allowance for the purchase of more than one card.

(c) 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).

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.

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

13:47-7.55 Predraw bingo game; use of disposable cards; indelible marking; sealed, undetectable face

No predraw bingo game shall be played on other than a non-reusable card which shall be indelibly marked by the player who purchased the card. The card shall be manufactured and sealed so that the face of the card is undetectable by any method until the card is purchased by the player who then removes the seal(s) to disclose the face of the card.

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

13:47-7.56 Predraw bingo game; charge to play; uniform price to play

(a) No charge in excess of or less than \$0.25 shall be made for each card with which a player participates in a predraw bingo game.

(b) All cards shall be sold for a uniform price with no discount or allowance for the purchase of more than one card.

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

13:47-7.57 Predraw bingo game; method of determining winner; method of awarding prize; method of awarding prize to multiple winners

(a) Prior to beginning the calling of numbers for the regular or other percentage games scheduled for the occasion, the licensee shall draw 50 numbers from the receptacle containing all 75 numbers to be called in the bingo game. The 50 predrawn numbers shall remain on display throughout the bingo occasion until a winner is determined.

(b) Cards to participate in the predraw bingo game shall only be sold to players throughout the occasion until a player achieves bingo or until the drawing of the 51st number in the game, whichever comes first.

(c) The prize pool in a predraw 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 the winner is entitled shall be determined by the number of numbers called when the player achieves bingo.

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

1. If a player achieves bingo in 50 numbers, that player wins 90 percent of the gross receipts derived from the sale of cards to participate in the game.

2. If no player achieves bingo in 50 numbers called, the licensee shall draw an additional number (51). If a player achieves bingo in 51 numbers called, that player wins 80 percent of the gross receipts derived from the sale of cards to participate in the game.

3. If no player achieves bingo in 51 numbers called, the licensee shall draw an additional number (52). If a player achieves bingo in 52 numbers called, that player wins 70 percent of the gross receipts derived from the sale of cards to participate in the game.

4. If no player achieves bingo in 52 numbers called, the licensee shall draw an additional number (53). If a player achieves bingo in 53 numbers called, that player wins 60 percent of the gross receipts derived from the sale of cards to participate in the game.

5. If no player achieves bingo in 53 numbers called, the licensee shall draw an additional number (54). If a player achieves bingo in 54 numbers called, that player wins 50 percent of the gross receipts derived from the sale of cards to participate in the game.

6. If no player achieves bingo in 54 numbers called, the licensee shall continue to draw numbers from the receptacle until a player achieves bingo and shall award that winner 50 percent of the gross receipts derived from the sale of cards to participate in the game.

(e) When more than one player is found to be the winner on the call of the same number in the game, the designated prize shall be divided equally among the winning cards unless identical cards as set forth in N.J.A.C. 13:47-7.14(e) have been sold to players in that game.

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

13:47-8.26 Charges to play non-draw raffles; cash only

All charges to participate in any non-draw raffle game shall be paid by cash. No check shall be accepted or extension of credit allowed as payment of charge to participate. Extension of credit shall include, but not be limited to, purchase on account or through the use of a credit card or a bank card.

New Rule, R.1996 d.280, effective June 17, 1996.
See: 28 N.J.R. 1939(a), 28 N.J.R. 3180(a).

13:47-8.27 Wheels offering and awarding cash or money as a prize: location, partition required

(a) The area in which any wheel is used to determine the winner of a non-draw raffle offering and awarding cash or money as a prize shall be partitioned as to be set apart from any other activity including, but not limited to, any other non-draw raffle held, operated or conducted at the same location.

(b) No person under the age of 18 years shall be admitted to the partitioned area where the wheel is located.

New Rule, R.1996 d.280, effective June 17, 1996.
See: 28 N.J.R. 1939(a), 28 N.J.R. 3180(a).

13:47-8.28 Wheels offering and awarding cash or money as a prize: authorization; type of wheel; minimum and maximum wagers and payoff odds

(a) Cash prizes may be offered and awarded in a non-draw raffle where the winner is determined by the spin of a wheel only if the following conditions are met:

1. No wheel other than the big six and horse race as defined in N.J.A.C. 13:47-1.1 shall be used to determine the winner;
2. No less than \$1.00 and no more than \$2.00 shall be wagered by any one player or accepted by any licensed organization from any one player on any one number or figure in any single spin of a wheel; and
3. The payoff odds offered and awarded on any wheel authorized by this chapter shall not be less than 1 to 1 nor more than 7 to 1 for the horse race wheel and not less than 1 to 1 nor more than 3 to 1 for the big six wheel.

New Rule, R.1996 d.280, effective June 17, 1996.
See: 28 N.J.R. 1939(a), 28 N.J.R. 3180(a).

13:47-8.29 Wheels offering and awarding cash or money as a prize: alteration; adjustment

(a) All wheels shall be rented or purchased from a licensed raffle equipment supplier.

(b) A registered organization may use its own wheel or lend the wheel to another organization, free of charge, if the wheel conforms to the provisions of this subchapter.

(c) No wheel shall be altered in any way including, but not limited to, the alteration of any number or symbol in any section or subsection or adjusting the balance of the wheel.

New Rule, R.1996 d.280, effective June 17, 1996.
See: 28 N.J.R. 1939(a), 28 N.J.R. 3180(a).

13:47-8.30 Wheels awarding cash or money as a prize

(a) The operation of a wheel offering and awarding cash or money as a prize shall be allowed.

(b) No more than two wheels offering and awarding cash or money as a prize shall be operated by any one licensee at any one location.

New Rule, R.1996 d.280, effective June 17, 1996.
See: 28 N.J.R. 1939(a), 28 N.J.R. 3180(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 (a) and (b); and deleted former (c) and (d).

13:47-8.31 Big six wheel: authorization; description

(a) Any big six wheel used to determine a winner of a non-draw raffle shall:

1. Have a 60-inch diameter;
2. Be divided into 60 equal subsections;
3. Show one side of three dice in each subsection as follows:
 - i. Twenty subsections shall show one side of three dice bearing the same number;
 - ii. Twenty subsections shall show one side of two dice bearing the same number and one side of a die bearing a different number;
 - iii. Twenty subsections shall show one side of three dice bearing three different numbers; and
 - iv. Not show repetitive dice number patterns in adjacent subsections;
4. Have a laydown with six divided sections showing one each of the numbers 1 through 6; and
5. Be balanced.

New Rule, R.1996 d.280, effective June 17, 1996.
See: 28 N.J.R. 1939(a), 28 N.J.R. 3180(a).

13:47-8.32 Big six wheel: method of play; determining winner and odds to be paid

(a) A big six wheel shall be played in the following manner:

1. Players place a separate wager of no less than \$1.00 and no more than \$2.00, pursuant to N.J.A.C. 13:47-8.28(a)2, on one or more of the six numbers on the laydown;

2. Only a person authorized to conduct or assist in the conduct of the non-draw raffle shall spin the wheel;

3. The number or numbers showing on the one side of the three dice in the section of the wheel in which the indicator arm rests when the wheel stops determines the winning number or numbers; and

4. The odds at which a player is to be paid are determined by how many times the number upon which the player placed a wager appears on the face of the dice in the section in which the indicator arm rests when the wheel stops.

New Rule, R.1996 d.280, effective June 17, 1996.
See: 28 N.J.R. 1939(a), 28 N.J.R. 3180(a).

13:47-8.33 Horse race wheel: authorization; manufacture; maintenance; laydown

(a) Any horse race wheel used to determine a winner of a non-draw raffle shall:

1. Have a 60-inch diameter;
2. Have 10 sections containing six subsections each on the face;
3. Show one each of the numbers 1 through 10 together with a picture of a horse on each section;
4. Have six subsections located along the outer rim of the wheel in each section which shall be numbered 3-4-5-6-7-3, which shall indicate the odds to be used to determine the amount to be paid to a winner;
5. Have a laydown with 10 divided sections showing one each of the numbers 1 through 10; and
6. Be balanced.

New Rule, R.1996 d.280, effective June 17, 1996.
See: 28 N.J.R. 1939(a), 28 N.J.R. 3180(a).

13:47-8.34 Horse race wheel: method of play; determining winner, odds and amount to be paid

(a) A horse race wheel shall be played in the following manner:

1. Players place a separate wager on one or more of the 10 numbers on the laydown;
2. Only a person authorized to conduct or assist in the conduct of the non-draw raffle shall spin the wheel; and
3. The winner and the odds used to determine the amount to be paid shall be determined by where the indicator arm rests when the wheel stops. The number in the section of the wheel containing the subsection in which the indicator arm rests when the wheel stops indicates the winning number. The number in the subsection of a particular section in which the indicator arm rests when the wheel stops indicates the odds to be paid.

New Rule, R.1996 d.280, effective June 17, 1996.
See: 28 N.J.R. 1939(a), 28 N.J.R. 3180(a).

13:47-8.35 (Reserved)

13:47-8.36 Instant raffle game: flare; contents; posting; replacement

(a) The flare for each instant raffle deal in play shall be conspicuously posted in full view of the players at the location where the instant raffle game is held, operated or conducted.

(b) A flare describing an instant raffle game shall contain at least the following information:

1. The name of the game;
2. The manufacturer's name or registered trade mark or logo;
3. The form number;
4. The prize structure;
5. The cost per play; and
6. The game serial number.

(c) If an original flare is lost or damaged beyond use, a replacement flare shall be obtained from the distributor from whom the deal was purchased. The replacement flare shall comply with all the requirements in (a) and (b) above.

(d) No organization shall post a copy or facsimile of any flare for an instant raffle game which has not been provided by the manufacturer or distributor of the game.

(e) When the flare for an instant raffle game is lost or damaged beyond use, the instant raffle game shall be removed from play until the replacement flare is obtained.

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

13:47-8.37 Instant raffle ticket: standards

(a) All instant raffle tickets sold in this State shall conform to the following standards:

1. The ticket shall be designed, constructed, glued and assembled in such a manner as to prevent determination of a winning or losing ticket without removing the tabs or otherwise uncovering the symbols or numbers as intended.
2. A concealed number, symbol, or winner protection feature shall be concealed so that it is impossible to view, read or determine the number, symbol or winning protection feature from the outside of the instant raffle ticket using a high intensity lamp with or without utilizing a focusing lens or by using any other device or method.

3. All winning instant raffle tickets shall be distributed and mixed among all others in a deal so as to eliminate detection of any pattern from which the location or approximate location of any winning instant raffle ticket

may be determined. The instant raffle deal shall be assembled so that winning or losing instant raffle tickets are not detectable.

3. A narrative of any additional facts, not presented to the governing body, which it is requested be considered on the appeal;

4. Argument on the facts and law.

(b) On or before the filing thereof, a copy of the Counterstatement of Appeal shall be served upon the party aggrieved.

13:47-11.8 Counterstatement of appeal; annexations

(a) The Counterstatement of Appeal shall have annexed, in the form of affidavits and exhibits, proofs in support of any disputed facts, any additional facts not presented to the governing body.

(b) There shall also be affixed a copy of the Report of Findings and Determination of the Governing Body.

13:47-11.9 Filing with Control Commission

Filing with the Control Commission may be by registered or certified mail, return receipt requested, and shall be complete on mailing.

SUBCHAPTER 12. APPEALS: HEARINGS AND DISPOSITION

13:47-12.1 Date and place

Upon receipt of the Counterstatement of Appeal, the matter shall be transmitted to the Office of Administrative Law or scheduled for hearing before the Control Commission. Such hearing shall be conducted pursuant to the Administrative Procedure Act, N.J.S.A. 52:14B-1 et seq. and 52:14F-1 et seq. and Uniform Administrative Procedure Rules, N.J.A.C. 1:1.

Amended by R.1992 d.96, effective March 2, 1992.
See: 23 N.J.R. 3638(b), 24 N.J.R. 854(a).
Administrative correction.
See: 31 N.J.R. 886(a).

13:47-12.2 (Reserved)

Repealed by R.1992 d.96, effective March 2, 1992.
See: 23 N.J.R. 3638(b), 24 N.J.R. 854(a).
Old section was "Duty to produce witness".

13:47-12.3 (Reserved)

Repealed by R.1992 d.96, effective March 2, 1992.
See: 23 N.J.R. 3638(b), 24 N.J.R. 854(a).
Section was "Additional witnesses".

13:47-12.4 (Reserved)

Repealed by R.1992 d.96, effective March 2, 1992.
See: 23 N.J.R. 3638(b), 24 N.J.R. 854(a).
Section was "Subpoenas".

13:47-12.5 Stenographic record

(a) Whenever oral argument, or the oral testimony of witnesses, or both, is presented at the hearing of an appeal, any party may, at his own expense, have a certified shorthand reporter present to take a stenographic record of the proceedings.

(b) If such record is made, the party shall file the original transcript with the Control Commission.

(c) Any other party shall be entitled to secure a copy from the reporter at his own expense.

13:47-12.6 Adjournment

Hearings may be adjourned by the Control Commission from time to time at the request of any party, but only for good cause shown, but hearings shall be held and concluded with reasonable dispatch and without unnecessary delay.

13:47-12.7 Quorum

(a) Three members of the Control Commission shall constitute a quorum for the hearing of an appeal.

(b) The Control Commission shall decide the appeal within 15 days of the hearing.

(c) The concurring vote of at least three members of the Control Commission shall be required for the determination of any appeal.

13:47-12.8 Findings

(a) Upon the determination of an appeal, the Control Commission shall state its findings and record the vote of the members participating therein.

(b) All parties shall be notified by the Secretary of the action of the Control Commission and shall be furnished a copy of the findings.

SUBCHAPTER 13. RAFFLES AND BINGO EQUIPMENT PROVIDERS; INSTANT RAFFLE EQUIPMENT PROVIDERS; ARMCHAIR RACE EQUIPMENT AND PERSONNEL PROVIDERS; FEES NOTIFICATIONS; QUALIFICATIONS

13:47-13.1 Application

(a) An applicant desiring to provide or supply equipment or personnel for an armchair race, bingo, raffle or instant raffle for use in, or in connection with, holding, operating or conducting an armchair race, bingo, raffle or instant raffle game shall first be approved by the Control Commission.

(b) Any person desiring such approval shall apply to the Control Commission, in writing and in duplicate, on Form 11 which is hereby adopted, and shall provide the Control Commission with any additional information requested.

(c) The application shall be signed under oath.

(d) Where such applicant is a natural person, partnership or other association of natural persons, the application shall be signed and sworn to by all of them.

(e) Where such applicant is a corporation, or association in the nature thereof, it shall be signed and sworn to by all of its officers and by all holders of ten per cent or more of its capital stock issued and outstanding, of all classes.

(f) If any such stockholder shall itself be a corporation or association in the nature thereof, the application shall also be signed and sworn to by all of the officers, and by all of the stockholders holding ten per cent or more of the capital stock issued and outstanding, of all classes, of such corporate stockholder.

(g) Each applicant desiring to provide equipment or personnel to be used in or in connection with an armchair race, a bingo or raffle shall forward together with Form 11, a non-refundable application fee of \$100.00 by check or money order made payable to the order of the Legalized Games of Chance Control Commission.

(h) Each applicant desiring to supply instant raffle equipment shall forward, together with a completed Form 22, a non-refundable application fee of \$100.00 by certified check or money order made payable to the order of the Legalized Games of Chance 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 (g).

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).

Rewrote (a) and (g).

13:47-13.2 Agent for service of process

(a) All applicants before receiving approval shall appoint the Executive Officer of the Control Commission as agent for the Service of process.

(b) Such appointment shall be made on Form 12 or 12A which are hereby adopted.

(c) Upon the service of any papers upon the Executive Officer of the Control Commission as such agent, the Executive Officer shall forthwith forward the papers by registered or certified mail, return receipt requested, to the person named in such power of Attorney and who is a defendant in such proceeding at the address that appears in the latest application filed with the Commission or at any new address subsequently furnished to the Control Commission by such applicant in writing.

13:47-13.3 Approval

(a) If, upon considering such application the Control Commission shall be satisfied that the applicant (or its officers and stockholders of 10 percent or more of its stock when the applicant is a corporation) is of good moral character and has not been convicted of crime, it shall enter its approval in its records, shall notify the applicant accordingly, and shall issue its certificate with an identifying number.

(b) No person approved by the Control Commission to provide equipment for use in or in connection with any game licensable 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., shall provide any such equipment to a person not registered 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).

13:47-13.4 Application hearing

(a) If, on considering such application, the Control Commission shall not be so satisfied, it shall notify the applicant, by registered or certified mail, return receipt requested, setting out the date and place of hearing on the application, to be held at least one week after the date of the notice.

(b) At the hearing, the burden of proof shall be on the applicant, and the Control Commission shall not enter an approval unless it is satisfied by the proofs of the existence of the conditions fixed by law.

13:47-13.5 Procedures

(a) The rules governing subpoenas, stenographic record, adjournments, quorum, vote and findings, applicable to appeals to the Control Commission, shall also apply to hearings on applications for approval.

(b) The Control Commission may, on its own initiative, issue subpoenas for the attendance of witnesses and the production of books, records, and other documents.

13:47-13.6 Approval; time limitations; renewal

(a) Upon notification of approval by the Commission, each armchair race, bingo and raffle equipment provider shall forward an annual licensing fee of \$500.00 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 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 and raffle equipment provider shall submit an application for license renewal together with the annual license renewal fee.

(c) Upon notification of approval by the Commission, each manufacturer of instant raffle equipment shall forward an annual licensing fee of \$1,500 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 when granted shall be valid for one year.

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

(e) Upon notification of approval by the Commission, each distributor of instant raffle equipment 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 instant raffle equipment when granted shall be valid for one year.

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

(g) The Commission may suspend or revoke the license of armchair race, bingo 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,".

13:47-13.7 Certification

(a) Within 48 hours after agreeing to supply armchair race or raffles 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 or raffles equipment supplier 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.

13:47-13.8 Providing armchair race, bingo or raffle equipment; restriction

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

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".

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.

“Rental”—The amount paid or payable by an organization to a rentor for the use of premises including janitorial services, utilities, tables and chairs rented, furnished or supplied to said organization for the purpose of holding, operating or conducting games of chance under the Bingo Licensing Law. No additional charge may be made for any service.

“Rentor”—The owner, lessor, and supplier of premises furnished or supplied to, or used by, an organization for the purpose of holding, operating or conducting games of chance under the Bingo Licensing Law.

13:47-14.2 Applications and licensing

(a) Applications for licenses as an approved rentor shall be made on Form 15 which is hereby adopted (See Section 16.21 (LGCCC15) of this Chapter). The application with supporting material as set forth below shall be filed with the Secretary of the Control Commission in duplicate.

(b) Each application shall be accompanied by a rental statement on Form 16 which is hereby adopted.

(c) Where the owner is an individual, the application shall be accompanied by identification statement for individuals on Form 19 which is hereby adopted. (See Section 16.25 (LGCCC19) of this Chapter). Where the owner is a partnership, association, joint venture, or other business entity, except a corporation, it shall be accompanied by the identification statement on Form 17 which is hereby adopted (See Section 16.23 (LGCCC17) of this Chapter). Each person referred to in Form 17 shall file an identification statement for an individual on Form 19.

(i) A \$10.00 fee, in the form of a certified check payable to the Legalized Games of Chance Control Commission, shall be forwarded by the renter to the Commission for each occasion on which bingo games are held, pursuant to N.J.S.A. 5:8-24 et seq. Payment of this fee shall be made no later than the 10th day of the month immediately following the month in which the premises was used for the holding, operating or conducting of bingo together with a statement disclosing:

1. Location of premises and name of person receiving payment;
2. Date and amount of payment received and description of method of payment;
3. Name, identification number and bingo license number of organization which conducted bingo;
4. Date when bingo was conducted; and
5. The commercial renter's license number issued by the Control Commission for the premises.

(j) No rentor shall allow or permit bingo to be conducted or played on premises rented for that purpose unless there shall be in existence a valid license for the conduct of the games by the organization actually conducting the same and unless the aid license is prominently displayed on the premises during the conduct of the game as required by the rules and regulations applicable.

(k) No rentor shall lend money to or borrow money from any organization licensed to conduct bingo games, or any person who is an officer of any such organization or who is in charge of or assists in the conduct of the games, so long as such rentor shall rent, or offer to rent or allow the use of premises for the conduct or playing of bingo.

(l) A rentor which is itself licensed to hold, operate or conduct games of chance under the Bingo Licensing Law, and which executes and files with the Commission a declaration of trust, in such form as it may require, stating that it will devote the entire gross rentals received by it for the rental or use of premises, exclusively to one or more authorized purposes expressly identified in such declaration and approved by the Commission, need not submit any data or information to support the fairness and reasonableness of the rental or other payment to be received.

(m) Every commercial rentor shall promptly notify the Commission of any change in its organization structure or mode of operation, and of any change in the identity of the persons named or required to be named in the application

or of the nature or extent of their interest as set forth in the application.

(n) Every rentor holding a license shall, at the Commission's request, file such forms and furnish such information as may be required from time to time for the purpose of maintaining current and reliable information as to the continuance of the qualifications required for such license.

(o) Qualified organizations registered with the Control Commission may donate their premises to another qualified organization, licensed to conduct bingo, but may not make any change for services rendered or otherwise.

(p) A rentor must post the license on the premises where bingo is played.

(q) Rentals must be collected by the commercial rentor within 48 hours after the holding of the bingo occasion.

Amended by R.1987 d.230, effective June 1, 1987.

See: 18 N.J.R. 1180(b), 19 N.J.R. 987(a).

(b) amended to have Bingo twice a day.

Amended by R.1989 d.562, effective November 6, 1989.

See: 21 N.J.R. 2233(a), 21 N.J.R. 3475(b).

In (j): Added new language regarding \$5.00 fee. Old text concerned requirement about filing a statement of receipt of payment for rentals for bingo games.

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.481, effective October 7, 1996.

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

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

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

In (f)10, inserted "except as provided in N.J.A.C. 13:47-6.13 and 6.14," preceding "neither the renter".

13:47-14.4 Premises located in senior citizen development; exemption from fees and reports

Any premises located in a senior citizen development, whether incorporated or unincorporated, which are held as a common element, are regularly used and occupied by the senior citizen association or club for activities other than the conduct of legalized games of chance that are leased, rented or provided with or without charge to a qualified senior citizen association or club for the conduct of bingo solely by and for its own members shall be subject to all of the provisions of the Bingo Licensing Law N.J.S.A. 5:8-24 et seq., and this chapter, except that the owners of the premises shall not be required to pay the annual licensing fee prescribed by N.J.A.C. 13:47-14.2(h) or to file the report or pay the per occasion fee prescribed by N.J.A.C. 13:47-14.3(h).

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

13:47-14.5 Senior citizen rentor; exemption

For the purposes of this chapter, no owner of property in a senior citizen development who is also a member of the senior citizen association or club holding, operating or conducting bingo solely by and for its own members in a premises described in N.J.A.C. 13:47-14.4 shall be considered a rentor or in any way be subject to the restrictions placed on persons approved as commercial rentors pursuant to this subchapter.

New Rule, R.1996 d.177, effective April 1, 1996.
See: 27 N.J.R. 4498(a), 28 N.J.R. 1863(a).
Administrative correction.
See: 31 N.J.R. 886(a).

Equipment	Rental (No more than)	
	Per week	Per day
Number Merchandise Wheels 60" and larger	\$100.00	\$ 75.00
Number Merchandise Wheels less than 60"	10.00	2.00
Merchandise Dart Wheels	10.00	2.00
Big Six Wheel	500.00	150.00
Horse Race Wheel	500.00	150.00
Raffle Barrel	10.00 per week or any fraction thereof	
Any other equipment in the nature of Raffle Wheels not specifically referred to above	7.50	1.50
Tents:		
8' x 14' Tent with or without Booth	26.00 per week or any part thereof	
14' x 14' Tent with or without Booth	32.50 per week or any part thereof	
8' x 14' Booth without Tent	26.00 per week or any part thereof	
14' x 14' Booth without Tent	32.50 per week or any part thereof	

(Money wheels may not be used under any circumstance)

(b) No rate in excess of that set forth in this section shall be paid or accepted for the rental or use of any equipment used in or in connection with the holding, operating or conducting of a raffle.

(c) The rate for the rental or use of any authorized game shall include all equipment, material and devices necessary to hold, operate or conduct the particular game.

Administrative Correction.
See: 28 N.J.R. 2078(b).
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.2001 d.343, effective September 17, 2001.
See: 33 N.J.R. 2422(a), 33 N.J.R. 3336(a).
Added (b) and (c).

SUBCHAPTER 15. GENERAL PROVISIONS

13:47-15.1 Forms

(a) All forms other than Form 1-A, 8B-A, 8R-A, 8R-A1, 11, 12, and 12A, 14, 15, 16, 17, 18, 19, 20, and 21, shall be supplied by the municipalities.

(b) All forms, other than Form 1-A, and all papers on appeal shall be on good white paper. Forms 2B-A, 2R-A, 8B-A and 8R-A shall be on paper 8½ x 22 inches in size.

(c) Other forms, with the exception of Forms 1-A, 3, 4, 8B-A, 8R-A and 11 and papers on appeal shall be on paper 8½ x 11 inches in size.

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

Cross References

See Subchapter 16 (Forms) of this Chapter.

13:47-15.2 Seal

The seal of the Control Commission shall consist of the seal of the State of New Jersey with the words "New Jersey Legalized Games of Chance Control Commission" around the circumference.

13:47-15.3 (Reserved)

Repealed by R.1995 d.41, effective January 17, 1995.
See: 26 N.J.R. 4326(a), 27 N.J.R. 374(a).
Section was "Reports". See, now, 13:47-9.7.

SUBCHAPTER 16. SCHEDULES

13:47-16.1 Rates for equipment

(a) The schedule of rates "A" is:

13:47-16.2 Rates for services

(a) The following fees may be charged for the services listed:

Schedule of Fees "B"

Service	Fee (No more than)
Making bookkeeping entries for operation of games of chance on any one day	\$ 2.00
Preparing Reports of Operations for any one game	3.00
Opening books for a game of chance account	15.00
Supervising bookkeeping and accounting system without making entries or preparing reports	5.00 per month
Supervising accounting system and making bookkeeping entries and preparing reports	15.00 per month
Armchair race projectionist	\$250.00 per day
Armchair race cashier	\$250.00 per day

(b) No rate in excess of that set forth in this section shall be paid or accepted for the services provided.

Administrative correction.
See: 28 N.J.R. 2078(b).
Administrative correction.
See: 31 N.J.R. 886(a).

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.

13:47-16.3 (Reserved)

Repealed by R.1966 d.177, effective April 1, 1996.

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

Section was "LGCCC 1-A".

13:47-16.4 (Reserved)

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

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

Section was "LGCCC 2B-A".

13:47-16.5 (Reserved)

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

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

Section was "LGCCC 2R-A".

13:47-16.6 (Reserved)

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

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

Section was "Form 3".

13:47-16.7 (Reserved)

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

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

Section was "Form 4".

13:47-16.8 (Reserved)

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

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

Section was "LGCCC 5-A".

13:47-16.9 (Reserved)

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

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

Section was "Form 6B/R".

13:47-16.10 (Reserved)

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

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

Section was "LGCCC 7-A".

13:47-16.11 (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 "LGCCC 8B-A".

13:47-16.12 (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 "LGCCC 8R-A".

13:47-16.13 (Reserved)

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

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

Section was "LGCCC 8R-A1".

13:47-16.14 (Reserved)

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

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

Section was "LGCCC 9".

13:47-16.15 (Reserved)

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

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

Section was "LGCCC 10-A".

13:47-16.16 (Reserved)

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

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

Section was "LGCCC 11".

13:47-16.17 (Reserved)

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

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

Section was "LGCCC 12".

13:47-16.18 (Reserved)

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

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

Section was "LGCCC 12A".

13:47-16.19 (Reserved)

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

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

Section was "LGCCC 13".

13:47-16.20 (Reserved)

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

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

Section was "LGCCC 14".

13:47-16.21 (Reserved)

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

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

Section was "LGCCC 15".

13:47-16.22 (Reserved)

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

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

Section was "LGCCC 16".

13:47-16.23 (Reserved)

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

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

Section was "LGCCC 17".

13:47-16.24 (Reserved)

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

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

Section was "LGCCC 18".

13:47-16.25 (Reserved)

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

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

Section was "LGCCC 19".

13:47-16.26 (Reserved)

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

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

Section was "LGCCC 20".

13:47-18.11 Qualifications of equipment provider

An armchair race equipment provider shall be thoroughly familiar with the method of operation of an armchair race as set forth in this subchapter.

13:47-18.12 Equipment; method of play

(a) All equipment used in an armchair race shall be provided by an equipment provider approved by the Control Commission pursuant to the Raffles Licensing Law, N.J.S.A. 5:8-50 et seq., and this chapter.

(b) An armchair race holder shall obtain the following equipment from an approved armchair race equipment provider:

1. A container, holding a previously filmed horse race(s), sealed in accordance with N.J.A.C. 13:47-18:9;
2. A race program which indicates the number of horses in each race and identifies the horses in each race by number and fictitious name but which in no way indicates the past performance of the horses;
3. Wagering tickets which contain at least the following information:
 - i. The date of the occasion;
 - ii. The name of the organization and the identification number issued to it by the Control Commission;
 - iii. The license number issued by the municipality for the armchair race;
 - iv. The race number;
 - v. The number of the horse(s) wagered upon; and
 - vi. The serial number to identify the tickets used at that armchair race; and
4. Ticket control and wager computation sheets.

13:47-18.13 Armchair race; method of operation; restriction

(a) If a film contains only one race, all wagers shall be placed and all cashier windows shall be closed prior to removing the seal on the film container. The race shall not be shown if the seal has been tampered with or removed.

(b) If a film contains more than one race, the armchair race holder shall announce, prior to the removal of the seal on the film container, whether wagers for all races on that film shall be placed before the seal is broken or whether wagers shall be placed on each race prior to the showing of each race. If wagers are to be placed prior to the showing of each race, the film shall be stopped at the blank space at the end of each race to allow wagers to be placed on the horses in the next race.

(c) The film(s) shall not be shown if the equipment provider's seal has been tampered with or removed, except

when a film contains more than one race and an announcement has been made, and the film has been stopped at the end of each race, as required by (b) above.

(d) An armchair race holder may accept wagers for one or more races provided that the equipment provider's seal on the films has not been broken, except when a film contains more than one race and an announcement has been made, and the film has been stopped at the end of each race, as required by (b) above.

(e) No person shall disclose any information regarding the identity of a horse, its past performance, or the outcome of a race prior to the conclusion of the race.

(f) No previously filmed horse race shall be shown more than once at any armchair race event.

(g) A previously filmed horse race shown at an armchair race event shall have been run at least one year prior to the date of the armchair race event.

13:47-18.14 Armchair race; designated member in charge of the conduct of the event

(a) The officers of the armchair race 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, in addition, the member in charge shall:

1. Supervise the banker, cashier, projectionist and all persons operating games at the event;
2. Receive the film(s) and any associated documents from the approved equipment provider;
3. Maintain the equipment provider's seal(s) placed on the film(s) until each race is shown; and
4. Return the film(s) to the approved equipment provider on the next business day following the day upon which the armchair race event is held.

13:47-18.15 Armchair race; designated member in charge of net proceeds

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

13:47-18.16 Armchair race banker

(a) An armchair race banker shall:

1. Be a bona fide active member of the armchair race holder; and
2. Convert cash or money into imitation money at the posted exchange rate.

(b) An armchair race banker shall not:

1. Convert imitation money into cash or money;

2. Work as a cashier at the same armchair race event;
or
3. Be compensated for services as a banker.

13:47-18.17 Armchair race cashier

- (a) An armchair race cashier shall:
1. Accept wagers and pay out winnings for successful wagers;
 2. Exchange imitation money for merchandise or raffle tickets at the posted exchange rate;
 3. Complete a ticket control and wager computation sheet for each race, daily double, trifecta, quiniela and exacta. Each sheet shall contain the following information:
 - i. Total number of tickets sold;
 - ii. Total dollar amount collected;
 - iii. Amount of commission;
 - iv. Distribution of winnings;
 - v. Winning entry or combination;
 - vi. Winners to be paid; and
 - vii. Total to be paid; and
 4. Distribute the winnings.
- (b) An armchair race cashier shall not:
1. Process transactions involving cash or money;
 2. Work as a banker at the same armchair race event;
or
 3. Convert imitation money into cash or money.

13:47-18.18 Authorized wagering

- (a) Wagers for armchair races shall be in full dollar amounts in imitation money.
- (b) Only straight betting, exacta, daily double, trifecta and quiniela wagering shall be allowed at an armchair race.

13:47-18.19 Distribution of winnings

The armchair race holder shall retain a percentage of the total amount wagered in each race, daily double, trifecta, quiniela and exacta. The amount remaining shall be distributed among the winners.

EXAMPLE: The total amount of imitation money wagered in a race is \$400.00. The armchair race holder retains a 50 percent commission on the race, leaving \$200.00 of imitation money to be distributed among the winners. Horse number 6 wins the race. Eight wagers were placed (that is, tickets were purchased) on horse number 6. The cashier divides eight into \$200.00 and pays out \$25.00 in imitation money for each ticket purchased.

13:47-18.20 Prizes

The aggregate retail value of all merchandise prizes awarded at an armchair race event by drawing and/or redemption shall not exceed \$100,000.

**SUBCHAPTER 19. COMPENSATED ARMCHAIR
RACE PROJECTIONIST AND CASHIER**

Authority

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

Source and Effective Date

R.2001 d.343, effective September 17, 2001.
Sec: 33 N.J.R. 2422(a), 33 N.J.R. 3336(a).

13:47-19.1 Application procedure

(a) A person who wants to be a compensated armchair race projectionist or cashier shall submit to the Control Commission a Commission-provided application and a non-refundable \$100.00 fee by check or money order made payable to the Legalized Games of Chance Control Commission. The application shall be completed in duplicate, signed by the applicant and notarized.

(b) A person who wants to be a compensated armchair race projectionist or cashier, who is employed by a licensed equipment provider, shall submit to the Control Commission a Commission-provided application and a non-refundable \$25.00 fee by check or money order made payable to the Legalized Games of Chance Control Commission. The application shall be completed in duplicate, signed by the applicant and the approved equipment provider by whom the applicant is employed, and shall be notarized.

(c) The Commission shall review the application for completeness, and barring any conviction of a crime, violation of the Bingo Licensing Law, the Raffle Licensing Law, the Amusement Games Licensing Law or disciplinary action relative to a license, certificate or registration in another state, shall approve the application.

(d) The Commission shall notify the applicant of the approval and issue a license and license number.

13:47-19.2 Agent for service of process

(a) All armchair race projectionist and cashier applicants shall appoint the Executive Officer of the Control Commission as agent for service of process on a form provided by the Commission.

(b) Upon the service of any papers on the Executive Officer of the Control Commission as agent for the armchair race projectionist or cashier, 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 Commission.

13:47-19.3 Authorized races

A person who has been approved as an armchair race projectionist or cashier by the Control Commission shall only work at an armchair race event if the event has been authorized by the Control Commission and licensed by the municipality in which the race(s) are to be held and the equipment to be used has been provided by an approved supplier in accordance with this chapter.

13:47-19.4 License approval and renewal

(a) Upon notification of approval by the Control Commission, each armchair race projectionist or cashier applicant shall forward a license fee of \$125.00 by certified check or money order made 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) Upon notification of approval by the Control Commission, each armchair race projectionist or cashier applicant, who is employed by a licensed equipment provider, shall forward a license fee of \$25.00 by certified check or money order made 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.

(c) Prior to the expiration of the annual license period, each licensed armchair race projectionist or cashier desiring to renew his or her license shall submit an application for license renewal together with an annual license renewal fee of \$125.00.

(d) Prior to the expiration of the annual license period, each licensed armchair race projectionist or cashier who is employed by a licensed equipment provider shall submit an application for license renewal together with an annual license renewal fee of \$25.00.

(e) The Control Commission may suspend or revoke the license of an armchair race projectionist or cashier 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 et seq., 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 Commission.