

See: 13 N.J.R. 534(b), 13 N.J.R. 780(b).

(a) added "shall only be required for denominations over \$5.00 and". Amended by R.1983 d.539, effective November 21, 1983.

See: 15 N.J.R. 1239(a), 15 N.J.R. 1957(c).

Substantially amended and recodified text.

Amended by R.1993 d.37, effective January 19, 1993.

See: 24 N.J.R. 3695(a), 25 N.J.R. 348(b).

Simulcast provisions added.

Amended by R.1997 d.132, effective March 17, 1997.

See: 28 N.J.R. 5160(a), 29 N.J.R. 923(a).

Substantially amended (a); deleted (b), relating to secondary sets of value chips; recodified (c) through (e) as (b) through (d); in (c), substituted references to gaming chips or to chips in active use for references to primary gaming chips and substituted reference to back-up chips for reference to secondary chips; in (d), substituted references to chips in active use for references to primary gaming chips; and added new (e) and (f).

Amended by R.1998 d.236, effective May 18, 1998.

See: 30 N.J.R. 619(a), 30 N.J.R. 1853(b).

In (a), substituted a reference to denominations of \$10.00 or less for a reference to denominations of \$5.00 or less in the first sentence.

Amended by R.1999 d.221, effective July 19, 1999.

See: 30 N.J.R. 3171(a), 31 N.J.R. 1943(a).

In (a), rewrote the first sentence.

#### 19:46-1.4 Gaming plaques; issuance and use; denominations; physical characteristics

(a) Each gaming plaque issued by a casino licensee shall be a solid, one-piece object constructed entirely of plastic or any other substance approved by the Commission and shall have no more than six, and at least two, smooth, plane surfaces. At least two of the plane surfaces, each to be known as a "face," shall be opposite and parallel to each other and identical in shape, which shall be either a square, rectangle or ellipse. All other surfaces of a gaming plaque shall be known collectively as the "edge."

(b) No gaming plaque shall be issued by a casino licensee or utilized in a casino or casino simulcasting facility unless and until:

1. The design specifications of the proposed gaming plaque are, prior to the manufacture of the gaming plaque, submitted to and approved by the Commission, which submission shall include a detailed schematic depicting the actual size and, as appropriate, location of the following:

i. Each face;

ii. The edge; and

iii. Any colors, words, designs, graphics or security measures contained on the gaming plaque;

2. A sample gaming plaque, manufactured in accordance with its approved design specifications, is submitted to and approved by the Commission; and

3. A system of internal procedures and administrative and accounting controls, governing the distribution, redemption, receipt and inventory of gaming plaques, by serial number, is submitted and approved pursuant to N.J.A.C. 19:45-1.3.

(c) Each face of a square gaming plaque shall measure no smaller than nine square inches. Each face of a rectangular or elliptical gaming plaque shall measure no smaller than three inches in length by two inches in width. In the case of an elliptical gaming plaque, the length and width of the plaque shall be measured at its axes.

(d) Each gaming plaque issued by a casino licensee shall be designed and manufactured with sufficient graphics or other security measures so as to prevent, to the greatest extent possible, the counterfeiting of such gaming plaque.

(e) Each casino licensee shall be authorized to issue and use gaming plaques in denominations of \$10,000, \$25,000, \$50,000 and \$100,000, and in such quantities as the casino licensee may deem proper to conduct gaming in its casino or casino simulcasting facility. Each gaming plaque of a specific denomination utilized by a casino licensee shall be in a shape and of a size, as approved by the Commission, which is identical to the shape and size of all other gaming plaques of that denomination issued by that casino licensee. The size and shape of each denomination of gaming plaque issued by a casino licensee shall be readily distinguishable from the size and shape of every other denomination of gaming plaque issued by that casino licensee.

(f) Each gaming plaque issued by a casino licensee shall contain certain identifying characteristics which shall appear at least once on each face of the gaming plaque and shall be applied in a manner which ensures that each such characteristic shall be clearly visible and remain a permanent part of the gaming plaque. These characteristics shall, at a minimum, include:

1. The denomination of the gaming plaque, expressed in numbers of no less than three-eighths inch in height;

2. The name, trade name, or other approved identification of the casino licensee issuing the gaming plaque, which shall be applied in such a manner so as to be visible to surveillance employees using the closed circuit television system; and

3. A unique serial number.

(g) No casino licensee shall issue, use or allow a patron to use in its casino or casino simulcasting facility any gaming plaque that it knows, or reasonably should know, is materially different from the sample of that gaming plaque approved by the Commission pursuant to this section.

Amended by R.1982 d.329, effective October 4, 1982.

See: 14 N.J.R. 708(a), 14 N.J.R. 1101(c).

Deleted gaming plaques denominations of \$500.00 and \$1,000.00 and added denominations of \$25,000, \$50,000, and \$100,000. Added last sentence to (b). Added (d) and (e).

Amended by R.1990 d.171, effective March 19, 1990.

See: 22 N.J.R. 23(a), 22 N.J.R. 983(a).

In (b): added language "Unless . . . Commission".

Amended by R.1993 d.37, effective January 19, 1993.

See: 24 N.J.R. 3695(a), 25 N.J.R. 348(b).

Simulcast provisions added.

Recodified from 19:46-1.2 and amended by R.1997 d.132, effective March 17, 1997.

See: 28 N.J.R. 5160(a), 29 N.J.R. 923(a).

Substantially amended section. Former section, "Submission of gaming chips, plaques, match play coupons and progressive wager coupons for review and approval", repealed.

Amended by R.1999 d.221, effective July 19, 1999.

See: 30 N.J.R. 3171(a), 31 N.J.R. 1943(a).

In (e), deleted a denomination of \$5,000.

#### 19:46-1.5 Nature, exchange and redemption of gaming chips, plaques and match play coupons

(a) All wagering on authorized games, other than slot machines or keno, in a casino or casino simulcasting facility shall be conducted with gaming chips or plaques; provided, however, that match play coupons shall be permitted for use in wagering at authorized games in accordance with N.J.A.C. 19:45-1.18 and 1.46. A casino licensee shall submit for approval to the Commission a sample of each denomination of its match play coupon. Value chips previously issued by a casino licensee which are not in active use by that casino licensee shall not be used for wagering at authorized table games, keno or casino simulcasting, and shall not be accepted nor exchanged for any purpose at a gaming table, keno work station or a casino simulcast counter. Such chips shall only be redeemed at the cashiers' cage pursuant to (g) below.

(b) Gaming chips or plaques shall be issued to a patron only at the request of such patron and shall not be given as change in any other but a gaming transaction. Gaming chips and plaques shall be issued only by dealers to casino patrons at gaming tables, or by chippersons to patrons seated at a poker table at which a game is in progress. Gaming plaques and value chips shall only be redeemed by casino patrons at the cashiers' cage; provided, however, that value chips may be:

1. Issued to a patron in payment of a winning keno or simulcast wager and as part of a keno or simulcast wagering transaction in which value chips are tendered for wager;
2. Exchanged by a patron at the slot booths or with changepersons for currency, coin or slot tokens to play the slot machines, and
3. Used by a patron for keno or simulcast wagering, including keno wagers in public keno areas.

(c) Except as provided in (j) and (l) below and as otherwise may be specifically approved by the Commission, each casino licensee shall redeem its gaming chips and plaques only from its patrons and shall not knowingly redeem its gaming chips and plaques from any non-patron source.

(d) Non-value chips shall be presented for redemption only at the gaming table from which they were issued and shall not be redeemed or exchanged at any other location within the casino or casino simulcasting facility. When non-value chips are presented for redemption, the dealer shall accept them in exchange for an equivalent amount of value chips which may then be used by the patron in gaming or simulcast wagering or redeemed in the same manner as any other value chip.

(e) Each casino licensee shall have the discretion to permit, limit or prohibit the use of value chips in gaming at roulette and pokette, provided however, that:

1. No person shall be permitted to wager a value chip with a match play coupon at any roulette table at which match play coupons are permitted to be used; and

2. When value chips are in use, it shall be the responsibility of the casino licensee and its employees to keep an accurate account of the wagers being made with value chips at any such game so that the wagers being made by each player are readily distinguishable from those being made by every other player at the table.

(f) Each gaming chip and plaque is solely evidence of a debt that the issuing casino licensee owes to the person legally in possession of the gaming chip or plaque, and shall remain the property of the issuing casino licensee. Each casino licensee shall have the right at any time to demand that the person in possession of the gaming chip or plaque surrender the item for redemption in accordance with (g) below.

(g) Each casino licensee shall redeem promptly its own genuine gaming chips and gaming plaques presented by a patron in person, except when the gaming chips or plaques were obtained or being used unlawfully. A casino licensee shall redeem its value chips or gaming plaques by accepting them in exchange for an equivalent amount of cash, except that:

1. Upon request by a patron who surrenders value chips or gaming plaques in any amount over \$100.00, a casino licensee shall exchange them for a casino check of that casino licensee in the amount of the value chips or gaming plaques surrendered and dated the day of such redemption;

2. A casino licensee may apply all or any part of the value chips or gaming plaques presented by a patron to the redemption of any Counter Check or Slot Counter Check drawn by the patron in accordance with N.J.A.C. 19:45-1.25 or 1.25A, or to the payment of any returned check in accordance with N.J.A.C. 19:45-1.29, provided that the casino licensee has given that patron prior written notice of such right of setoff and has obtained the patron's written acknowledgment thereof:

- i. As part of the patron's credit application;
- ii. In a separate writing, which shall be maintained in the patron's credit file; or
- iii. On a Counter Check or Slot Counter Check drawn by the patron and issued pursuant to N.J.A.C. 19:45-1.25 or 1.25A; provided that the patron specifically acknowledges the notice by signing his or her name thereunder or in any other manner approved by the Commission, and further provided that a photocopy of the signed Counter Check or Slot Counter Check shall be maintained in the patron's credit file.

(h) Notwithstanding (g) above, if a patron requests by mail to redeem value chips in any amount, a casino licensee may effectuate such redemption, however, only by a cage supervisor as defined in N.J.A.C. 19:45-1.1, in accordance with internal controls approved by the Commission which, at a minimum, shall detail procedures for the issuance of a casino check and the transfer of the surrendered value chips to the chip bank in a transaction fully supported by proper documentation.

(i) Each casino licensee shall accept, exchange, use or redeem only gaming chips or plaques that it has issued and shall not knowingly accept, exchange, use or redeem gaming chips or plaques, or objects purporting to be gaming chips or plaques, that have been issued by any other person, except that a casino licensee may accept and redeem gaming chips or plaques issued by another legally operated casino from:

1. A patron, upon the patron's representation that such chips or plaques had been purchased or received as payment in a gaming transaction from an employee of the casino licensee during the normal course of the employee's duties while on the premises of the casino licensee; or

2. One of its employees who is authorized to receive gratuities, upon the employee's representation that the gaming chips were received as gratuities in the normal course of his or her duties while on the premises of the casino licensee.

(j) Employees of a casino licensee who are authorized to receive gaming chips as personal gratuities may redeem the gaming chips at the cashiers' cage or at another secure location in the casino hotel as approved by the Commission. Gaming chips redeemed by employees at a non-cage employee redemption site shall be exchanged on a daily basis with the cashiers' cage pursuant to N.J.A.C. 19:45-1.15 and in accordance with procedures approved by the Commission.

(k) Each casino licensee shall redeem promptly its own genuine value chips and gaming plaques presented to it by any other legally operated casino licensee upon the representation that such chips and plaques were received or accepted unknowingly, inadvertently or in error or were redeemed in accordance with the provisions of (i) above. Each casino licensee shall submit to the Commission for approval a system for the exchange, with other legally operated casino licensees, of value chips and gaming plaques:

1. That are in its possession and that have been issued by any other legally operated casino licensee; and

2. That it has issued and that are presented to it for redemption by any other legally operated casino licensee.

(l) Each casino licensee shall cause to be posted and remain posted in a prominent place on the front of the cashiers' cage, any satellite cage, the simulcast counter, the

keno booth and any satellite keno booth a sign that reads as follows:

"By law, gaming chips or plaques issued by another casino may not be used, exchanged or redeemed in this casino or casino simulcasting facility."

Amended by R.1984 d.564, effective December 17, 1984.  
See: 16 N.J.R. 41(a), 16 N.J.R. 3494(b).

Substantially amended.

Amended by R.1988 d.224, effective May 16, 1988.  
See: 20 N.J.R. 516(a), 20 N.J.R. 1099(c).

Substantially amended.

Amended by R.1991 d.232, effective May 6, 1991.  
See: 22 N.J.R. 3327(a), 23 N.J.R. 1463(b).

In (c): added "slot" booth to text.

Amended by R.1993 d.37, effective January 19, 1993.  
See: 24 N.J.R. 3695(a), 25 N.J.R. 348(b).

Simulcast provisions added; satellite cages added.  
Administrative correction to (b).  
See: 25 N.J.R. 1778(b).

Amended by R.1993 d.431, effective September 7, 1993.  
See: 25 N.J.R. 2233(a), 25 N.J.R. 4126(a).

Amended by R.1993 d.492, effective October 4, 1993.  
See: 25 N.J.R. 3107(b), 25 N.J.R. 4618(a).

Amended by R.1994 d.137, effective March 21, 1994.  
See: 25 N.J.R. 5902(a), 26 N.J.R. 1373(b).

Amended by R.1994 d.504, effective October 3, 1994.  
See: 26 N.J.R. 2872(a), 26 N.J.R. 3253(a), 26 N.J.R. 4089(a).  
Amended by R.1995 d.285, effective June 5, 1995.

See: 26 N.J.R. 2218(a), 27 N.J.R. 2254(a).

Amended by R.1996 d.269, effective June 17, 1996.

See: 28 N.J.R. 1614(a), 28 N.J.R. 3175(a).

Amended by R.1996 d.442, effective September 16, 1996.

See: 28 N.J.R. 3246(a), 28 N.J.R. 4242(a).

Amended by R.1997 d.132, effective March 17, 1997.

See: 28 N.J.R. 5160(a), 29 N.J.R. 923(a).

In (a), amended N.J.A.C. references and inserted second sentence; in (b), substituted "gaming tables. Gaming plaques and value chips shall only be redeemed" for "gaming tables and shall only be redeemed" and inserted reference to keno wagers in public keno areas; inserted new (c) and (d); recodified former (c) through (i) as (d) through (k); and made conforming changes to subsection references and substituted references to value chips for references to gaming chips throughout.

Amended by R.1997 d.217, effective May 19, 1997.

See: 29 N.J.R. 325(b), 29 N.J.R. 2470(a).

Subdivided (b); in (b), substituted "Gaming plaques and value chips" for "and", and "value chips may be" for "gaming chips may be"; inserted (b)1; and in (b)3, inserted "by a patron" and "including keno wagers in public areas".

Petition for Rulemaking: Notice of Receipt of a Petition for Rulemaking.

See: 29 N.J.R. 2571(c).

Amended by R.1997 d.250, effective June 16, 1997.

See: 29 N.J.R. 745(a), 29 N.J.R. 2675(a).

In (b)3, deleted "including keno wagers in public keno areas"; recodified former (e) as (c), and former (c) and (d) as (d) and (e); in (e), inserted cite to (l); inserted new (j); and recodified former (j) and (k) as (k) and (l).

Amended by R.1997 d.423, effective October 6, 1997.

See: 28 N.J.R. 4181(b), 29 N.J.R. 4304(b).

Inserted (e)1 and 2.

Amended by R.1997 d.490, effective November 17, 1997.

See: 29 N.J.R. 3440(b), 29 N.J.R. 4863(a).

Added (g)2i through (g)2iii.

Amended by R.1998 d.164, effective April 6, 1998.

See: 29 N.J.R. 2632(a), 30 N.J.R. 1304(a).

In (a), inserted a reference to keno in the first sentence, and substituted a reference to keno work stations for a reference to keno booths in the third sentence; and in (b)3, added a reference to keno wagers in public keno areas.

Amended by R.1999 d.379, effective November 1, 1999.

See: 30 N.J.R. 4147(b), 31 N.J.R. 3527(a).

In (b), rewrote the second sentence in the introductory paragraph. Amended by R.2001 d.450, effective December 3, 2001.

See: 33 N.J.R. 3253(a), 33 N.J.R. 4155(b).

Rewrote (i) and (k).

**19:46-1.6 Receipt of gaming chips or plaques from manufacturer or distributor; inventory, security, storage and destruction of chips and plaques**

(a) When gaming chips or plaques are received from the manufacturer or distributor thereof, they shall be opened and checked by at least three people, one of whom shall be from the accounting or auditing department of the casino licensee. Any deviation between the invoice accompanying the chips and plaques and the actual chips or plaques received or any defects found in such chips or plaques shall be reported promptly to the Commission and Division.

(b) After checking the gaming chips or plaques received, the casino licensee shall cause to be recorded in a chip inventory ledger the assigned alphabetical designation, the denomination of the value chips and gaming plaques received, the number of each denomination of value chip and gaming plaque received, the serial number, if required by N.J.A.C. 19:46-1.1A(i) or 1.4(b), of the value chips and gaming plaques received, the number and description of all non-value chips received, the date of any such receipt and the signatures of the individuals who checked any such chips and plaques. If the gaming chips will not be put into active use, the ledger shall also identify the storage location.

(c) Any gaming chips not in active use shall be stored in:

1. An approved casino vault;
2. The cashiers' cage; or
3. A comparable secure area, approved by the Commission, which is adjacent to and accessible exclusively from the casino.

(d) Whenever any gaming chips or plaques are taken from or returned to an approved storage area, at least two individuals shall be present, and the following information shall be recorded in the chip inventory ledger together with the date and signatures of the individuals involved:

1. The alphabetical designation, and if applicable, any numeric designation;
2. The number, dollar amount, and, if required by N.J.A.C. 19:46-1.1A(i) or 1.4(b), serial number for each denomination of value chip or gaming plaque removed or returned;
3. The number and description of the non-value chips removed or returned;
4. The specific storage area being entered; and
5. The reason for the entry into the storage area.

(e) At the end of each gaming day, a casino licensee shall compute and record the unredeemed liability for each denomination of value chips and gaming plaques. At least once every 30 days, at a minimum, each casino licensee shall inventory all sets of value chips and gaming plaques in its possession and shall record the result of such inventory in the chip inventory ledger. The procedures to be utilized to compute the unredeemed liability and to inventory value chips and gaming plaques shall be submitted to the Commission for approval. A physical inventory of value chips and gaming plaques not in active use shall only be required annually if the inventory procedures incorporate the sealing of the locked compartment.

1. If a casino licensee elects to commingle gaming chips pursuant to N.J.A.C. 19:46-1.3(e), a member of the casino accounting department shall, on a quarterly basis, inventory all gaming chips of a particular sample and readjust the starting inventory for those gaming chips which are no longer in the possession of the casino licensee. The adjusted inventory figure shall be recorded in the chip inventory ledger and shall be the new beginning inventory figure for the next quarter for purposes of computing the daily outstanding chip liability required by this section.

(f) Prior to the destruction of gaming chips and plaques, the casino licensee shall notify the Commission and the Division, in writing, of the date and the location at which the destruction will be performed, the denomination, number and amount of value chips and plaques to be destroyed, the description and number of non-value chips to be destroyed and a detailed explanation of the method of destruction. Unless otherwise authorized by the Commission, the destruction of gaming chips and plaques shall be carried out in the presence of at least two employees of the casino licensee, one of whom shall be from the accounting or auditing department of the casino licensee and one of whom shall be from any other mandatory department of the casino licensee. The denomination, number and amount of value chips and plaques or, in the case of non-value chips, the description and number so destroyed shall be recorded in the chip inventory ledger together with the signatures of the individuals carrying out such destruction, and the date on which said destruction took place. The casino licensee shall also maintain a written log of the names and license numbers of all casino personnel involved in each such destruction, as well as the names and addresses of all non-casino personnel involved.

(g) A casino licensee shall ensure that at all times there is adequate security, as approved by the Commission, for all gaming chips and plaques in its possession.

Amended by R.1983 d.299, effective August 1, 1983.

See: 14 N.J.R. 828(a), 15 N.J.R. 1259(b).

In (f), added requirement to compute and record the unredeemed liability of chips and plaques on a daily basis.

Amended by R.1984 d.564, effective December 17, 1984.

See: 16 N.J.R. 41(a), 16 N.J.R. 3494(b).

Section substantially amended.

Amended by R.1991 d.468, effective September 16, 1991.

See: 23 N.J.R. 1780(a), 23 N.J.R. 2869(a).

In (g): added security department reference and text regarding the maintenance of a written log.

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

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

In subsections (f) and (h), revised text to specify time frames for rule.

Amended by R.1993 d.37, effective January 19, 1993.

See: 24 N.J.R. 3695(a), 25 N.J.R. 348(b).

"Casino" changed to "casino licensee."

Amended by R.1993 d.254, effective June 7, 1993.

See: 25 N.J.R. 1083(a), 25 N.J.R. 2508(a).

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

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

Amended by R.1996 d.14, effective January 2, 1996.

See: 27 N.J.R. 3772(a), 28 N.J.R. 181(a).

(g) Each casino licensee that has confiscated any gaming or simulcast wagering equipment or any related device or software on the reasonable suspicion that such item has been altered or tampered with, or that has confiscated any item enumerated in N.J.A.C. 19:47-8.1 or in Article 9 of the Act on the reasonable suspicion that such item was present in the casino or casino simulcasting facility in violation of the Act or the rules of the Commission, shall preserve such item in the state it was in when so confiscated and shall deliver such item to the Division as soon as possible. A

casino licensee's right, if any, to confiscate such items shall exist, if at all, independently of this subsection based on statute, regulation or common law as may elsewhere be provided, and no separate right to confiscate is created hereby. Notwithstanding the foregoing, each casino licensee that has confiscated any such item, whether by such right or under color thereof, nevertheless has a duty to preserve and deliver such item in accordance with this subsection.

Amended by R.1987 d.336, effective August 17, 1987.

See: 19 N.J.R. 2121(a), 19 N.J.R. 1570(b).

Added (c).

Amended by R.1991 d.615, effective December 16, 1991.

See: 23 N.J.R. 2922(a), 23 N.J.R. 3820(b).

Revised (a) and (c) with provisions for sic bo.

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

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

In (c): revised internal code reference.

Amended by R.1992 d.411, effective October 19, 1992.

See: 24 N.J.R. 558(a), 24 N.J.R. 3753(a).

Pai gow provisions added.

Amended by R.1992 d.453, effective November 16, 1992.

See: 24 N.J.R. 2140(a), 24 N.J.R. 4279(b).

In (a) and (c), added reference to pokette wheels.

Amended by R.1993 d.37, effective January 19, 1993.

See: 24 N.J.R. 3695(a), 25 N.J.R. 348(b).

Simulcast provisions added.

Amended by R.1993 d.38, effective January 19, 1993.

See: 24 N.J.R. 2351(a), 25 N.J.R. 367(a).

Card reader device added.

Administrative Correction.

See: 25 N.J.R. 2507(a).

Administrative Correction.

See: 25 N.J.R. 4762(a).

Amended by R.1994 d.33, effective January 18, 1994 (operative February 22, 1994).

See: 25 N.J.R. 4737(a), 26 N.J.R. 489(a).

Amended by R.1994 d.265, effective June 6, 1994.

See: 25 N.J.R. 5893(a), 26 N.J.R. 2463(a).

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

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

Amended by R.1995 d.285, effective June 5, 1995.

See: 26 N.J.R. 2218(a), 27 N.J.R. 2254(a).

Amended by R.1996 d.122, effective March 4, 1996.

See: 27 N.J.R. 1775(a), 28 N.J.R. 1399(a).

Amended by R.1996 d.315, effective July 15, 1996.

See: 28 N.J.R. 1947(a), 28 N.J.R. 3623(a).

Amended by R.1999 d.173, effective June 7, 1999.

See: 30 N.J.R. 2164(a), 31 N.J.R. 1502(a).

Rewrote the section.

**19:46-1.21 Expiration of slot machine and slot machine program approvals issued pursuant to N.J.A.C. 19:46-1.20; resubmission**

(a) The approval of any slot machine or slot machine program issued by the Commission pursuant to N.J.A.C. 19:46-1.20 shall expire, unless earlier revoked by the Commission, on the second day of January in the year following the 12th anniversary of its latest approval. Notwithstanding the foregoing, any approved slot machine or slot machine program that has already passed the 11th anniversary of its latest approval as of August 21, 2000 shall expire, unless earlier revoked by the Commission, on the second day of January in the year following the 13th anniversary of its latest approval. For the purposes of this section, any modification to a slot machine or slot machine program approved by the Commission pursuant to N.J.A.C. 19:46-1.29(c) shall not affect the expiration date of the latest approval unless the Commission specifically finds that the modifications were so substantial as to constitute the approval of a new slot machine or slot machine program pursuant to N.J.A.C. 19:46-1.20.

(b) A casino licensee shall remove any slot machine from its casino or deactivate any slot machine program upon expiration of its latest approval unless and until the slot machine or program has been resubmitted, tested and ap-

proved in accordance with the provisions of this section, and N.J.A.C. 19:46-1.20 and 1.28.

(c) An approved slot machine or slot machine program may be resubmitted for testing and approval pursuant to N.J.A.C. 19:46-1.20 and 1.28 at any time following the 11th anniversary of its latest approval. A previously approved slot machine or slot machine program shall be subject to all relevant requirements in effect as of the date of resubmission.

(d) Each casino licensee shall develop and submit internal controls to ensure that no slot machine shall remain on the casino floor and that no slot machine program shall remain in use if the latest approval of that slot machine or program has expired pursuant to (a) above.

New Rule, R.2000 d.337, effective August 21, 2000.

See: 32 N.J.R. 178(a), 32 N.J.R. 3081(a).

**19:46-1.22 Possession of slot machines**

(a) Except as otherwise provided in this section and N.J.S.A. 2C:37-7, no person shall possess within this State any slot machine or similar device which may be used for gambling activity.

(b) The following persons and any employee or agent acting on their behalf may, subject to any terms and conditions imposed by the Commission, possess slot machines in this State for the purposes provided herein provided that the machines are kept only in such locations as may be specifically approved in writing by the Commission and that any machines located outside of a licensed casino room not be used for gambling activity:

1. An applicant for or holder of:

i. A casino license, for the purpose of maintaining for use or actually using such machines in the operation of a licensed casino;

ii. A gaming school license, for the purpose of teaching slot machine design, operation, repair or servicing; or

iii. A gaming related casino service industry license, for the purpose of manufacturing, distributing, repairing or servicing slot machines;

2. An out-of-State manufacturer or distributor of slot machines for the purpose of exhibition or demonstration;

3. A common carrier, for the purpose of transporting such slot machines in accordance with N.J.A.C. 19:46-1.23;

4. An employee or agent of the Commission or Division, for the purpose of fulfilling official duties or responsibilities; or

5. Any other person the Commission may approve after finding that possession of slot machines by such

person in this State is necessary and appropriate to fulfill the goals and objectives of the Act.

New Rule, R.1978 d.160, effective May 17, 1978.

See: 10 N.J.R. 176(c), 10 N.J.R. 266(c).

Amended by R.1992 d.118, effective March 16, 1992.

See: 23 N.J.R. 3729(a), 24 N.J.R. 970(c).

Revised rule regarding out-of-State manufacturers and distributors of slot machines and their transport. Revised and restructured (b)1-6 as new (b)1-5. Deleted subsection (c) regarding demonstration permits.

#### 19:46-1.23 Transportation of slot machines into, within and out-of-State

(a) Prior to the transport or movement of any slot machine into, from one authorized location to another authorized location within, or out of, this State; the manufacturer, distributor, seller, or other person causing such slot machine to be transported or moved shall first notify the Commission and Division in writing giving the following information:

1. The full name and address of the person shipping or moving said machine;
2. The full name and address of the person who owns the machine, including the name of any new owner in the event ownership is being changed in conjunction with the shipment or movement;
3. The method of shipment or movement and the name of the carrier or carriers;
4. The full name and address of the person to whom the machine is being sent, and the destination of said machine if different from such address;
5. The quantity of machines being shipped or moved and the manufacturer's serial number of each machine;
6. The expected date and time of delivery to or removal from any authorized location in this State;
7. The port of entry, or exit, if any, of the machine if the origin or destination of the machine is outside the continental United States; and
8. The reason for transporting the machine.

(b) Each casino licensee shall obtain approval for and provide notice of the movement of any slot machine into or out of its casino room only to the extent required by N.J.A.C. 19:45-1.38(b). A record of the move shall be maintained in accordance with N.J.A.C. 19:45-1.38(c).

(c) The person shipping or moving any slot machine shall provide to the carrier, or to the operator of the transporting conveyance in the event the mode of transport is not a common carrier, an invoice, at least one copy of which shall be kept with the slot machine at all times during the shipping process, containing the following information:

1. The manufacturer's serial number of the slot machine being transported;
2. The full name and address of the person from whom the machine was obtained;

3. The full name and address of the person to whom the machine is being sent; and

4. The dates of shipment.

R.1978 d.160, effective May 17, 1978.

See: 10 N.J.R. 176(c), 10 N.J.R. 266(c).

Repeal and New Rule, R.1992 d.118, effective March 16, 1992.

See: 23 N.J.R. 3729(a), 24 N.J.R. 970(c).

Amended by R.1996 d.122, effective March 4, 1996.

See: 27 N.J.R. 1775(a), 28 N.J.R. 1399(a).

Amended by R.1996 d.350, effective August 5, 1996.

See: 28 N.J.R. 2348(a), 28 N.J.R. 3816(a).

#### 19:46-1.24 Slot machine seals

(a) Each slot machine shall have a seal affixed to it by the Commission when the slot machine is placed on the casino floor. The seal shall be located on either side of the slot machine cabinet, provided, however, that if both sides of the cabinet are not visible when the machine is installed on the casino floor, the seal shall be placed on the front of the cabinet.

(b) A slot machine being temporarily removed from the casino floor shall have an additional seal affixed to it by the Commission in such a manner so as to enable the Commission to determine if the main door of the slot machine was opened while the slot machine was off the casino floor. If, when the slot machine is returned to the casino floor, the additional seal:

1. Is intact, the Commission shall remove the additional seal;
2. Has been broken, the slot machine shall be reinspected prior to its use for gaming.

(c) A slot machine being transported out of New Jersey or being converted to any other lawful non-gaming use shall have all seals removed from it by the Commission prior to such transportation or conversion.

R.1978 d.160, effective May 17, 1978.

See: 10 N.J.R. 176(c), 10 N.J.R. 266(c).

Amended by R.1990 d.196, effective April 2, 1990.

See: 22 N.J.R. 24(a), 22 N.J.R. 1156(a).

In (a): revised location of State seal on slot machine.

Amended by R.1996 d.533, effective November 18, 1996.

See: 28 N.J.R. 4092(b), 28 N.J.R. 4899(b).

#### 19:46-1.25 (Reserved)

R.1978 d.160, effective May 17, 1978.

See: 10 N.J.R. 176(c), 10 N.J.R. 266(c).

Amended by R.1984 d.564, effective December 17, 1984.

See: 16 N.J.R. 41(a), 16 N.J.R. 3494(b).

(a) added: "or tokens."

Petition for Rulemaking: Slot machine bill changer system.

See: 19 N.J.R. 1110(a).

Amended by R.1988 d.224, effective May 16, 1988.

See: 20 N.J.R. 516(a), 20 N.J.R. 1099(c).

Substantially amended.

Experimental 90-day implementation pursuant to N.J.S.A. 5:12-69(e), (P.L. 1987 c.354), 5:12-70(f) and 5:12-100(e), effective April 11, 1988 (expires July 10, 1988).

See: 20 N.J.R. 769(a).

Amended by: R.1988 d.387, effective August 15, 1988.