

**CHAPTER 47**

**RULES OF LEGALIZED GAMES OF CHANCE**

**Authority**

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

**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**

**Law Review and Journal Commentaries**

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

**13:47-1.1 Words and phrases defined**

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

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

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

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

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

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

“Bingo board” means a 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.

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

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

“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 lay-down 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.

“Ideal gross receipts” means the gross receipts derived from a deal if all of the instant raffle tickets in the deal are sold.

“Ideal net receipts” means the gross receipts derived from a deal if all of the instant raffle tickets in the deal are sold minus the prizes awarded.

“Instant raffle equipment” means any ticket, equipment or device designed and approved for use in conducting, or in connection with the conduct of, any instant raffle game.

“Instant raffle equipment supplier” means any distributor or manufacturer licensed by the Control Commission to provide instant raffle equipment or services.

“Instant raffle game” means a non-draw raffle game in which a player purchases shares, tickets or rights to participate and the winner(s) is determined by a previously determined prize designation which has been obscured from the player’s view until a tab or other opaque covering has been removed.

“Instant raffle ticket” means a folded and banded paper ticket or a paper card with perforated break-open tabs, the face of which is covered or otherwise hidden from view to conceal a number, letter, symbol, or set of numbers, letters or symbols, some of which have been designated in advance as prize winners.

“Issuing authority” means the governing body of a municipality or a person to whom a municipal governing body has delegated by ordinance the authority to approve the granting of raffle and bingo licenses.

“Laydown” means the shelf area in the front of a booth containing a raffle wheel divided into sections each of which bears a number or symbol corresponding to a number or symbol on the wheel upon which participants place their wagers.

“Manufacturer” means a person who assembles from raw materials, supplies or subparts, any ticket, equipment or device used in connection with the holding, operating or conducting of any instant raffle game.

“Merchandise” means any objects, wares, goods or commodities not specifically prohibited by this chapter.

“Multi-color bingo game” means a game played on a minimum of six non-reusable cards, three of which are one color, two of which are a different color and one of which is a third color, which are indelibly marked wherein the prize(s) are a percentage of the gross receipts derived from the sale of cards to participate in the game and are determined by the color of the card upon which the player achieves bingo. If 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. If a player achieves bingo on one of the two cards of the same color, that player wins 50 percent of the prize pool. If a player achieves bingo on the single card having the third color, that player wins 75 percent of the prize pool.

“Multi-color bingo prize pool” means the gross receipts derived from the sale of cards to participate in the multi-color bingo game. Prizes of 75 percent, 50 percent and 25 percent of the prize pool are awarded to the winner(s) of the multi-color bingo game based upon the specific category of the card on which the winner(s) achieve bingo.

“Net proceeds,” as pertains to bingo, means the gross income received from all activities engaged in on an occasion when bingo is played, less only such actual expenses incurred as are authorized in the Bingo Licensing Law and this chapter.

“Net proceeds,” as pertains to raffle, means the gross income from the sale of tickets or rights to participate in a raffle, whether sold in advance of the occasion or not, less only such actual expenses incurred as are authorized in the Raffles Licensing Law and this chapter. In the case of a special door prize raffle, “net proceeds” means the entire net income derived from the assemblage at which such raffle is held.

“Non-draw raffle” means a raffle conducted by means other than drawing from a container having therein the counterparts of all tickets or rights to participate, that is, any wheel or game approved by the Control Commission to be licensed as an allotment of a prize(s) by chance.

“Off-premises draw raffle” means a raffle conducted by a drawing, for a merchandise prize(s), with respect to which tickets may be sold in advance of the occasion of the drawing and the winner(s) need not be present to win.

“Off-premises 50-50 raffle” means a raffle conducted by a drawing for a cash or money prize or prizes, with respect to which tickets may be sold in advance of the occasion of the drawing and the winner(s) need not be present to win, the prize or prizes equaling 50 percent of the amount received for all tickets or rights to participate.

“On premises draw raffle” means a raffle conducted by a drawing for a merchandise prize or prizes, with respect to which all tickets are sold only to persons present at the place of the drawing, the winner(s) determined and the prize(s) awarded to a person or persons present at the drawing.

“On-premises 50-50 raffle” means a raffle conducted by a drawing for cash or money prizes, with respect to which all tickets are sold only to persons present at the place of the drawing, the winner(s) determined and the prize(s) awarded equaling 50 percent of the amount received for all tickets or rights to participate.

“Person” means a natural person, firm, association, corporation or other legal entity.

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

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

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

“Raffle equipment provider” means any person licensed by the Control Commission to provide equipment for use in, or in connection with, the holding, operating or conducting of a raffle, except instant raffle equipment as defined by this chapter.

“Registered organization” means an organization which has applied for, received and possesses a valid registration certificate bearing an identification number issued to it by the Legalized Games of Chance Control Commission. Only a registered organization is qualified, within the meaning of N.J.S.A. 5:8-60.3, to conduct raffles.

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

1. If incorporated, is incorporated in New Jersey as a religious corporation or as an association not for pecuniary profit and is empowered by its articles of incorporation to further one or more of the authorized purposes;
2. If unincorporated, is organized in New Jersey as a religious organization or as an organization not for pecuniary profit and is authorized by its written constitution, charter or by-laws, or by the written constitution, charter or by-laws of a parent organization of which it is a part, to further one or more of the authorized purposes;
3. Has a membership of not less than 25 persons;
4. Has actively engaged prior to its initial application for registration in serving one or more of the authorized purposes in this State for a period of not less than one year; and
5. Has received and used and in good faith expects to continue to receive and use funds from sources other than the conducting of games of chance for the furtherance of an authorized purpose.

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

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

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

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

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

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

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

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

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

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

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

“Special door prize raffle” means a raffle for a door prize(s) of donated merchandise, the total retail value of which shall not exceed \$50.00, for which no extra charge is made, at an assemblage where no other game of chance is

held, operated or conducted, and the net proceeds of which are devoted to an authorized purpose.

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

Amended by R.1996 d.538, effective November 18, 1996.

See: 28 N.J.R. 4169(b), 28 N.J.R. 4891(a).

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

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

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

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

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

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

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

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

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

#### Cross References

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



## SUBCHAPTER 2. REGISTRATION AND IDENTIFICATION

### 13:47-2.1 General provisions

(a) Every organization desiring to apply for a license to conduct bingo or raffles or to allow its members to assist a licensed affiliated organization, as described in N.J.A.C. 13:47-6.4 shall, before making any such application or allowing any assistance, register with the Control Commission and secure an identification number.

(b) An identification number issued by the Control Commission shall be valid for a period of two years or until modified, suspended or revoked 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).

#### Case Notes

Krishna colporteur (religious book peddling) at Meadowlands sports complex is protected under the free exercise of religion clause of the U.S. Constitution; as facility is not a public forum, lessee organizations have the right to regulate patrons' activities on the premises; bingo and raffle rules cited in support of precedent that fundraising for religious purposes is accorded free exercise clause protection. *International Society for Krishna Consciousness, Inc. v. New Jersey Sports and Exposition Authority*, 532 F.Supp. 1088 (D.N.J.1981) affirmed 691 F.2d 155 (3rd Cir.1982).

### 13:47-2.2 Registration form

Registration shall be upon a form supplied on request by the Secretary of the Control Commission. Form 1-A is hereby adopted for that purpose.

### 13:47-2.3 Application for registration: renewal; fees

(a) Except as provided in subsection (b) below, each organization requesting registration shall remit by check or money order a non-refundable biennial registration fee of \$50.00, payable to the Legalized Games of Chance Control Commission, and shall submit a completed application together with sufficient proof of the organization's eligibility for registration. Such proofs shall include at least the following:

1. The by-laws and constitution or any other written authority under which the applicant organization operates;
2. A detailed financial summary, showing all sources and amounts of income and expenditures, including the amounts, recipients and the purpose for which the expended funds were used, for a period of not less than one year prior to the date of application;
3. A complete list of the organization's members, including the name, address and age of each member; and
4. If incorporated, a copy of the applicant organization's articles of incorporation which have been filed with the Secretary of State of New Jersey.

(b) A senior citizen association or club requesting registration shall submit a completed application together with sufficient proof of the organization's eligibility for registration. Qualified senior citizen associations and clubs shall be exempt from the biennial registration fee.

(c) The Control Commission, when provided with all information required by this section and upon its considered review of such qualifying information, and being satisfied that the applicant organization is a qualified organization, shall direct the Secretary to assign an identification number to the organization and affix that number to a copy of Form 1-AC.

(d) Each registered organization requesting renewal of its registration with the Control Commission shall apply for renewal on the form provided by the Commission. The renewal form shall report any changes in the information previously supplied or shall confirm that the information previously supplied to the Commission has not changed.

(e) Each registered organization requesting renewal of its registration with the Control Commission shall remit by check payable to the Legalized Games of Chance Control Commission, a non-refundable fee of \$50.00 together with any additional information requested by the Control Commission.

Amended by R.1992 d.96, effective March 2, 1992.  
See: 23 N.J.R. 3638(b), 24 N.J.R. 854(a).  
Amended by R.1995 d.41, effective January 17, 1995.  
See: 26 N.J.R. 4326(a), 27 N.J.R. 374(a).  
Amended by R.1996 d.177, effective April 1, 1996.  
See: 27 N.J.R. 4498(a), 28 N.J.R. 1863(a).  
Provided fee exemption for senior citizen associations.

### 13:47-2.4 Identification number

All applications for licenses, amendment of licenses, reports and any other papers relating to licensed games of chance, shall bear the identification number of the organization involved.

### 13:47-2.5 Municipal approval

Neither registration nor the assignment of an identification number shall entitle any organization to hold, operate or conduct, or assist in the holding, operating or conducting of, any game or games of chance without the approval of the issuing authority of the municipality in which the game or games are to be held, operated or conducted.

Repeal and New Rule, R.1992 d.96, effective March 2, 1992.  
See: 23 N.J.R. 3638(b), 24 N.J.R. 854(a).  
Old section was "Evidence of eligibility".  
Amended by R.2006 d.109, effective March 20, 2006.  
See: 37 N.J.R. 1165(a), 38 N.J.R. 1462(a).  
Substituted "issuing authority" for "governing body".

#### Case Notes

Ordinance restricting issuance of bingo licenses was invalid as contrary to State law. *Kendall Park Chapter of Deborah v. New Brunswick*, 159 N.J.Super. 249, 387 A.2d 1214 (App.Div.1978), certification denied 78 N.J. 396, 396 A.2d 583 (1978).



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)6 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.

12. Casino Night: \$100.00 for each 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".

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

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

In (c), added 12.

**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 issuing authority approves an amendment of a license, the original license shall be returned by the license holder and exchanged for the amended license, upon payment of any additional fee required.

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

Substituted "issuing authority" for "governing body" and added "by the license holder".

**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).

(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 (Reserved)

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

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

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

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

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

Section was "Transportation of patrons".

### 13:47-6.19 (Reserved)

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

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

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

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

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

Section was "Gifts other than prizes".

### 13:47-6.20 Prohibited prizes

(a) No licensee shall offer or award any prize consisting of real estate or any interest therein, bonds, shares of stock, securities or evidences of indebtedness, weapons, live animals (except a gift certificate redeemable for live, edible seafood) 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".

#### 13:47-6.25 Cheating; notification; liability

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

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

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

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

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

### SUBCHAPTER 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) The fee for admission to a room or place in which bingo is to be held, operated or conducted shall not exceed \$5.00. This fee shall entitle a person to at least one card allowing such person to participate without additional charge in all regular games to be played on that occasion.

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

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

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

1. The name of the registered organization holding, operating and conducting the bingo occasion and the identification number issued to it by the Control Commission;

2. The municipal license number issued for the occasion, and the date, time and place of the occasion; and

3. The price paid and the goods, wares or merchandise to be received for that price.

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

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

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

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

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

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

Rewrote (e) and (f).

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

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

Rewrote (a); in (b), substituted "\$ 1.00" for "\$ 0.25" preceding "may be made"; in (c), deleted "and no less than \$ 0.25" preceding "may be charged"; deleted former (d) and recodified former (e) as (d); deleted former (f) and recodified former (g) and (h) as (e) and (f).

**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.

SUBCHAPTER 8. CONDUCT OF RAFFLES

Cross References

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

**13:47-8.1 (Reserved)**

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

**13:47-8.2 Adoption of statute prerequisite**

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

Statutory References

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

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

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

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

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

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

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

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

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

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

Statutory References

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

**13:47-8.4 Method of play**

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

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

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

1. All instant raffle tickets in a particular deal shall be placed in a receptacle and the deal shall be thoroughly mixed prior to being offered for sale to the public;

2. No deal shall contain more than 4,000 instant raffle tickets; and

3. No deal shall be sold or offered for sale unless the prize schedule of the game is structured to pay out at least 65 percent of the ideal gross receipts to the players.

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

1. The seal card shall be conspicuously posted in full view of the players at the location where the game is held, operated or conducted;

2. Names of holders of instant raffle tickets which contain the matching predesignated numbers on the seal card shall be printed on the appropriate line next to that number on the seal card; and

3. When the seal card is completed or all the tickets have been sold, the seal(s) shall be removed to reveal the prize and the winning line(s).

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

1. A registered organization may commingle a maximum of two deals;

2. The two deals shall be thoroughly intermixed and shall be placed in play in a single receptacle; and

3. The deals commingled shall be identical as to particular type, form number, name of game, cost per play, the color of the band in a banded and folded ticket, and number of instant raffle tickets.

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

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

Amended by R.1996 d.538, effective November 18, 1996.



Sec: 28 N.J.R. 4169(b), 28 N.J.R. 4891(a).

### 13:47-8.5 Method of determining winners; announcement

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

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

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

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

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

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

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

### 13:47-8.6 Open drawing

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

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

### 13:47-8.7 Contents of ticket; off-premises raffle awarding merchandise as a prize

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

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

4. The number of the ticket;

5. Price of the ticket;

6. The purpose to which the entire net proceeds will be devoted;

7. The statement: "No substitution of the offered prize may be made and no cash will be given in lieu of the prize."

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

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

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

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).

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

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

1. Name and identification number of the qualified organization and number of the license issued for the occasion;
2. Place where the occasion will be held and the date and time thereof;
3. The statement: "This is a 50/50 cash raffle and the winner will receive 50 percent of the amount received for all tickets or rights to participate";
4. If the prize pool is to be divided among multiple winners, the ticket must indicate the percentage of the prize pool that each winner will receive;
5. The number of the ticket;
6. Price of the ticket;
7. The purpose to which the entire net proceeds will be devoted; and
8. The statement: "No substitution of the offered prize may be made."

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 AND CASINO NIGHT 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, casino night, raffle or instant raffle for use in, or in connection with, holding, operating or conducting an armchair race, bingo, casino night, 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, a casino night, or a 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).

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

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

In (a) and (g), inserted references to casino night following references to bingo.

### 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 Control Commission, each armchair race, bingo, casino night 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, casino night and raffle equipment, when granted, shall be valid for one year.

(b) Prior to the expiration of the current annual license period, each licensed armchair race, bingo, casino night and raffle equipment provider shall submit an application for license renewal together with the annual license renewal fee of \$500.00.

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

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

In (a) provided for an annual fee.

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

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

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

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

In (a), inserted "Control" following "approval by the"; in (b), inserted "of \$ 500.00" following "annual license renewal fee"; in (g), inserted "Control" preceding "Commission may suspend"; inserted references to casino night following references to bingo throughout.

### 13:47-13.7 Certification

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

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

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

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

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

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

In (a), rewrote the introductory paragraph.

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

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

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

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

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

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

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

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

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

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

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

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

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

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

### 13:47-13.9 Reporting requirements

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

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

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

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

v. The name, address and telephone number of the member of the organization who has been notified of the delinquency.

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

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

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

## SUBCHAPTER 14. RENTAL OF PREMISES FOR BINGO

### 13:47-14.1 Definitions

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

"Commercial renter"—A renter 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.

(d) If the owner is a corporation, it shall be accompanied by the identification statement for a corporation on Form 18 which is hereby adopted (See Section 16.24 (LGCCC18) of this Chapter). Each stockholder shall file an identification statement for an individual on Form 19.

(e) No license as an approved rentor shall be granted:

1. If any person whose signature or name appears in the application is not the real party in interest or if the person so signing or named in the application is an undisclosed agent or trustee for any such real party in interest; and

2. Unless the Commission shall determine that the applicant and, if the applicant is not the owner, the owners of said premises, and if said applicant or the owner is a corporation, all of its officers and each of its stockholders who own ten per cent or more of its issued and outstanding stock, are of good moral character and have not been convicted of a crime.

(f) The Commission will, among other things, and without limitation, consider a violation of N.J.S.A. 5:8-1 *et seq.* or any amendment of or supplement to said Act as evidence of lack of good moral character.

(g) The Commission in its inquiry and investigation of an application may hold a hearing at which the applicant or if the applicant is a corporation its officers, directors and stockholders shall appear and testify under oath respecting the contents of the application.

(h) When the Commission is satisfied that the applicant possesses the qualifications to receive a license, the Secretary shall issue and deliver a license to an applicant as an approved rentor of specified premises upon the payment by the applicant of an annual license fee in the amount of \$500.00. Such payment shall be made by certified check payable to the order of the Legalized Games of Chance Control Commission.

(i) Any license as an approved rentor issued pursuant to this Chapter may be revoked or suspended for such period as the Commission deems in the public interest for any of the following offenses on the part of the licensee, its agent or employees, or any person required by this Chapter to sign or be identified in an original application for a license:

1. Any cause which would permit or require disqualification of the licensee from receiving a license upon original application;

2. Fraud, deceit or misrepresentation in securing the license or in the conduct of the licensed activity or in connection with any application submitted to, or any interview, hearing or proceeding conducted by, the Commission;

3. Failure by the licensee to maintain a complete set of books and records containing a true and accurate

account of the licensee's receipts and disbursements arising out of his activities;

4. Failure to keep said books and records available during business hours for inspection by the Commission and its duly designated representatives until the expiration of the second calendar year following the calendar year during which the transactions recorded therein occurred;

5. Violation of any provisions of this Chapter, the Bingo Licensing Law or the rules and regulations adopted by the Commission.

(j) A license as an approved rentor shall be valid until revoked, suspended or modified by the Commission.

(k) The Commission may issue a temporary permit to an applicant pending final action on the application. Any such temporary permit shall be valid for a period not in excess of 180 days.

(l) Licenses for approved rentors shall be issued on Form 20 which is hereby adopted.

(m) Qualified organizations registered with the Control Commission who file with the Secretary a declaration of trust on Form 21 which is hereby adopted that they will devote all of the rentals received to authorized purposes are hereby automatically approved and licenses shall issue upon the filing of such declaration. Form 21 shall be supplied and prepared by the organization.

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

### 13:47-14.3 Regulations concerning rentals

(a) No agreements or arrangements for the rental or use of premises for the playing of bingo shall be valid and no moneys paid by licensed organizations for such rental or use or services shall be allowable expenditures to be taken into account in determining net proceeds unless made in accordance with the provisions of the rules and regulations of this Chapter.

(b) No premises shall be used or allowed to be used for the conduct of bingo unless the same are either owned by the licensed organization conducting the games or rented or supplied in compliance with the provisions of the statute and the rules and regulations of this Chapter.

(c) No rentor shall rent, or allow the use of, any premises for bingo to be conducted by a licensed organization unless such rentor is either itself a qualified organization holding a valid license issued by a municipality in this State for the conduct of bingo for a period including the date of such rental or use, or is a licensed rentor holding a valid license issued by the Commission for the specific premises.



(d) No premises shall be rented or allowed to be used unless all of the terms and conditions of such rental or use are set forth in a written agreement.

(e) No agreement for the rental or use of any premises for bingo shall be valid unless the entire agreement is in writing, signed by the parties thereto, and an executed copy filed with the Commission at least 15 days prior to the date of any occupancy or use thereunder.

(f) No agreement for the rental or use of any premises for bingo shall be valid unless the same shall contain the following provisions, terms and conditions:

1. That neither the renter nor the owner of the premises will make any charge, or receive or accept, any money or other valuable thing from the licensed organization other than the payments expressly provided in such agreement;

2. That neither the renter nor the owner of the premises will enter into any arrangement or transaction with the licensed organization other than for the rental of premises, which includes the rental of chairs and tables and janitor service as set out in the agreement;

3. That neither the renter nor any person having an interest in the renter, or the owner, or any person having an interest in the owner, nor any office, director, stockholder, employee, agent or servant of the renter or owner shall conduct, participate or assist in the conduct of bingo or render any service to anyone conducting, participating or assisting in the conduct of bingo at any time during the calendar year in which such agreement is made or during which the same may be in force; but this requirement shall apply only to a commercial renter;

4. That no payments shall be made to the renter or owner or accepted by the renter or owner except by check;

5. That the renter will not allow the presence on the premises of any person or persons directed by the Commission to be kept off the premises;

6. That all of the terms, covenants and conditions of the agreement shall be subject to amendment, supplement, modification or change as may be required by any rule, regulation or specific order of the Commission thereafter adopted or entered, but in any such event either party to the agreement shall be entitled to terminate the agreement at any time thereafter on seven days' notice;

7. That the renter and owner shall at all times comply with any rule, regulation or specific order of the Commission thereafter adopted or entered and applicable to the renter or owner;

8. That any person, whether a renter or owner, who shall receive any money or other valuable thing directly or indirectly from the licensed organization on or after the date on which such renter or owner shall violate any term, covenant or condition of the agreement, or of any rule, regulation or specific order of the Commission, applicable to such renter or owner, shall be obliged to repay and refund any and all sums and things so received from the date of such violation and until such violation shall cease, to the licensed organization upon request of such licensed organization or the Commission;

9. That the licensed organization may cancel in accordance with the rules and regulations of this Chapter any date scheduled for the conduct of bingo on the premises without being obliged to make any payment for such date;

10. That except as provided in N.J.A.C. 13:47-6.13 and 6.14, neither the renter nor the owner of the premises will in any way advertise or announce, or allow any other person to advertise or announce, by any means which come to the attention of the public, that the premises are used, or are available for rental or use for the conduct of bingo;

11. A statement listing the commercial renter's license number or the bingo license of a licensed organization renter, as the case may be, the identification number and bingo license number of the organization to which the premises are rented.

(g) No agreement for the rental or use of premises for the conduct of bingo shall be valid for a period beyond one calendar year from the effective date thereof.

(h) Every renter shall keep and maintain a register in which there shall be entered a record of all dates reserved for rental to or use by any licensed organization for the conduct or playing of bingo and a record of rental and use, which record shall indicate:

1. The date and portion of the day reserved;
2. The name, identification number and license number for the licensed organization;
3. The amount to be charged for the rental or use;
4. The date of the agreement for rental or use and its filing number;
5. A statement whether the premises were so used on the specified date;
6. A description of the check received in payment of the rental or charge made, including date, bank, payee, and amount.

(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).

## 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:

<u>Equipment</u>	<u>Rental (No more than)</u>	
	<u>Per week</u>	<u>Per day</u>
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	1.50
Any other equipment in the nature of Raffle Wheels not specifically referred to above		
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	

<u>Equipment</u>	<u>Rental (No more than)</u>	
	<u>Per week</u>	<u>Per day</u>
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	

(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.

(d) The maximum rate for the rental or use of casino night games, which include baccarat, beat the dealer, blackjack, caribbean stud poker, chuck-a-luck, craps, joker seven, let it ride, mini baccarat, money wheel, multi-action blackjack, red dog, roulette, skill stop reel or skill stop video games, token pushers or under/over, is \$250.00 per game per day.

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).

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

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

In (a), deleted "(Money wheels may not be used under any circumstance)" at the end of the schedule of rates "A"; added (d).

### 13:47-16.2 Rates for services

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

#### Schedule of Fees "B"

<u>Service</u>	<u>Fee (No more than)</u>
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 ac- count .....	15.00
Supervising bookkeeping and accounting system without making entries or prepar- ing reports .....	5.00 per month
Supervising accounting system and making bookkeeping entries and preparing re- ports .....	15.00 per month
Armchair race projectionist .....	\$250.00 per day
Armchair race cashier .....	\$250.00 per day
Class "A" casino night operator .....	\$500.00 per day
Class "B" casino night operator .....	\$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.