

CHAPTER 51

PERSONS DOING BUSINESS WITH
CASINO LICENSEES

Authority

N.J.S.A. 5:12-63c, 69a, 70a, 70b, 70i, 92 and 94.

Source and Effective Date

R.2001 d.316, effective August 10, 2001.
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Chapter Expiration Date

Chapter 51, Persons Doing Business with Casino Licensees, expires on August 10, 2006.

Chapter Historical Note

Chapter 51, Advertising, was adopted as R.1978 d.14, effective January 23, 1978. See: 9 N.J.R. 603(a), 10 N.J.R. 82(a). Chapter 51 was recodified as N.J.A.C. 19:43-14 by R.1992 d.500, effective December 21, 1992. See: 24 N.J.R. 3225(a), 24 N.J.R. 4563(a). See, also, Chapter 43 Historical Note for rulemaking history of Advertising rules.

Chapter 51, Persons Doing Business with Casino Licensees, was adopted as R.1978 d.50 and codified as N.J.A.C. 19:43 (Chapter 43, Casino Service Industries), effective February 16, 1978. See: 10 N.J.R. 4(b), 10 N.J.R. 128(c). Pursuant to Executive Order No. 66(1978), Chapter 43 was readopted as R.1984 d.187, effective April 27, 1984. See: 16 N.J.R. 515(a), 16 N.J.R. 1285(a). Pursuant to Executive Order No. 66(1978), Chapter 43 was readopted as R.1989 d.281, effective April 27, 1989. See: 21 N.J.R. 705(a), 21 N.J.R. 1525(a). Chapter 43 was retitled and recodified as N.J.A.C. 19:51 by R.1992 d.500, effective December 21, 1992. See: 24 N.J.R. 3225(a), 24 N.J.R. 4563(a).

Pursuant to Executive Order No. 66(1978), Chapter 51, Persons Doing Business with Casino Licensees, was readopted as R.1994 d.258, effective April 27, 1994. See: 26 N.J.R. 1212(a), 26 N.J.R. 2478(a).

Pursuant to Executive Order No. 66(1978), Chapter 51, Persons Doing Business with Casino Licensees, was readopted as R.1996 d.420, effective August 12, 1996. See: 28 N.J.R. 3247(a), 28 N.J.R. 4114(a).

Subchapter 2, gaming Schools, was adopted as R.1997 d.1, effective January 6, 1997. See: 28 N.J.R. 4570(a), 29 N.J.R. 157(a).

Chapter 51, Persons Doing Business with Casino Licensees, was readopted as R.2001 d.316, effective August 10, 2001. See: 33 N.J.R. 2060(a), 33 N.J.R. 3039(a).

CHAPTER TABLE OF CONTENTS

SUBCHAPTER 1. GENERAL PROVISIONS

19:51-1.1	Definitions
19:51-1.2	Gaming-related casino service industry license requirements
19:51-1.2A	Nongaming-related casino service industry and junket enterprise license requirements
19:51-1.2B	Permission to conduct business prior to licensure
19:51-1.3	Standards for qualifications
19:51-1.3A	Application for initial casino service industry license
19:51-1.3B	Application for renewal of casino service industry license
19:51-1.4	(Reserved)
19:51-1.5	Disqualification criteria
19:51-1.6	Competition
19:51-1.7	Investigations; supplementary information
19:51-1.8	Duration of licenses; renewal
19:51-1.9	Record keeping

19:51-1.10	Causes for suspension, failure to renew or revocation of a license
19:51-1.11	Equal employment opportunity
19:51-1.12	Fees
19:51-1.13	Exemption
19:51-1.14	Persons required to be qualified
19:51-1.14A	Notification of changes in qualifiers of gaming-related casino service industry licensees or applicants and holding companies
19:51-1.14B	Temporary qualification at license issuance or renewal; pendent qualifiers during term of license; permission to exercise powers and perform duties prior to Commission finding of plenary qualification
19:51-1.15	Advertising

SUBCHAPTER 2. GAMING SCHOOLS

19:51-2.1	License requirements
19:51-2.2	Gaming equipment

SUBCHAPTER 1. GENERAL PROVISIONS

19:51-1.1 Definitions

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

“Gaming equipment” means any mechanical, electrical or electronic contrivance or machine used in connection with gaming or any game and includes, without limitation, roulette wheels, big six wheels, slot machines, slot tokens, prize tokens, cards, dice, chips, plaques, match play coupons, card dealing shoes, drop boxes, and other devices, machines, equipment, items or articles determined by the Commission to be so utilized in gaming as to require licensing of the manufacturers, distributors or servicers, or as to require Commission approval in order to contribute to the integrity of the gaming industry or to facilitate the operation of the Commission or the Division.

“Gaming equipment distributor” means any person who distributes, sells, supplies or markets gaming equipment.

“Gaming equipment industry” means gaming equipment manufacturers, gaming equipment distributors and gaming equipment servicers.

“Gaming equipment manufacturer” means any person who manufactures, produces or assembles gaming equipment.

“Gaming equipment servicer or repairer” means any person who provides maintenance, service or repair of gaming equipment or devices, machines, equipment, items, or articles governed by N.J.A.C. 19:51-1.2(b) in any manner which has the capacity to affect the outcome of the play of an authorized game or simulcast wagering or calculation, storage, collection, or control of gross revenue.

"Gaming school" means any person, including a governmental agency, that is a "private vocational school" as that term is defined in N.J.A.C. 6:46-1.1 and offers or proposes to offer any course in a specific subject area of gaming or dealing techniques.

"Governmental agency" means any office, department, division, bureau, board, commission, agency, authority, institution, or like government entity of the State of New Jersey or a political subdivision thereof or of any other state or political entity of the United States.

"Inside director" means a director of a casino service industry applicant or licensee or holding or intermediary company thereof who is also an officer or employee of the applicant or licensee or the holding or intermediary company of which he or she is director.

"Outside director" means any director other than an inside director.

"Sales representative" means any person owning an interest in, employed by or representing a casino service industry enterprise licensed in accordance with sections 92a and b of the Act, who solicits the goods and services or business thereof.

"Security business" or "casino security service" means any non-governmental enterprise providing physical security services to a casino, a casino licensee, to an approved hotel or to any premises located within a casino hotel complex.

(b) The following words and terms, when used in this chapter, shall have the meanings set forth in the relevant provisions of the Casino Control Act, N.J.S.A. 5:12-1 et seq., except that any reference contained therein to an applicant for or holder of a casino license shall instead be read to refer to an applicant for or holder of a casino service industry license:

"Holding company"

"Intermediary company"

Amended by R.1981 d.440, effective November 16, 1981.

See: 13 N.J.R. 627(a), 13 N.J.R. 848(a).

Added "electrical or electronic" to definition of "gaming equipment". Deleted definition of "on a regular or continuing basis".

Amended by R.1992 d.412, effective October 19, 1992.

See: 24 N.J.R. 2695(b), 24 N.J.R. 3738(a).

Added definition for junket enterprise.

Amended by R.1994 d.31, effective January 18, 1994.

See: 25 N.J.R. 4866(a), 26 N.J.R. 486(a).

Amended by R.1994 d.137, effective March 21, 1994.

See: 25 N.J.R. 5902(a), 26 N.J.R. 1373(b).

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

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

Amended by R.1995 d.352, effective July 3, 1995.

See: 27 N.J.R. 1371(a), 27 N.J.R. 2598(a).

Extended the definition of "Gaming equipment servicer" to include "or repairer" and rewrote that definition.

Amended by R.1997 d.1, effective January 6, 1997.

See: 28 N.J.R. 4570(a), 29 N.J.R. 157(a).

Inserted "Gaming school" and "Governmental agency".

Amended by R.1998 d.475, effective September 21, 1998.

See: 30 N.J.R. 2370(b), 30 N.J.R. 3515(a).

In (a), added new "Inside director" and "Outside director" definitions; and added a new (b).

19:51-1.2 Gaming-related casino service industry license requirements

(a) No enterprise shall provide goods or services directly related to casino, simulcast wagering or gaming activity to, or otherwise transact business directly related to casino, simulcast wagering or gaming activity with, a casino applicant or licensee, its employees or agents unless licensed in accordance with subsections 92a and b of the Act.

(b) In determining whether an enterprise shall be licensed pursuant to this section, the Commission shall consider, without limitation, whether the enterprise satisfies one or more of the following criteria:

1. Whether the enterprise manufacturers, supplies or distributes devices, machines, equipment, items or articles which:

i. Are specifically designed for use in the operation of a casino or casino simulcasting facility;

ii. Are needed to conduct an authorized game or simulcast wagering;

iii. Have the capacity to affect the outcome of the play of an authorized game or simulcast wagering; or

iv. Have the capacity to affect the calculation, storage, collection, or control of gross revenue.

2. Whether the enterprise is a gaming equipment servicer or repairer;

3. Whether the enterprise provides services directly related to the operation, regulation or management of a casino or casino simulcasting facility; or

4. Whether the enterprise provides such other goods or services determined by the Commission to be so utilized in or incident to gaming, casino or simulcast wagering activity as to require licensing in order to contribute to the public confidence and trust in the credibility and integrity of the gaming industry in New Jersey.

(c) Enterprises required to be licensed in accordance with subsections 92a and b of the Act and (a) above shall include, without limitation, the following:

1. Manufacturers, suppliers, distributors, servicers and repairers of roulette wheels, big six wheels, slot machines, cards, dice, gaming chips, gaming plaques, slot tokens, prize tokens, dealing shoes, drop boxes, computerized gaming monitoring systems, totalisators, pari-mutuel machines, self-service pari-mutuel machines and credit voucher machines;

2. Schools teaching gaming and dealing techniques; and