

- vi. Supervise surveillance investigations or the operation of the surveillance department during a shift;
  - vii. Supervise security investigations or the operation of the security department during a shift;
  - viii. Function as a cage manager in accordance with N.J.A.C. 19:45-1.11(b)7;
  - ix. Supervise the operation of the cashiers' cage, table games cage or slot machine cage during a shift. Persons who supervise the operation of a cashiers' cage, table games cage or slot machine cage, in a position directly subordinate to the cage shift manager, shall be required to obtain a key license where the organization of the cage operations, the size of the casino operation, the nature and volume of the transactions performed by the cage and the number and locations of cage operations indicate that such person exercises a comparable level of responsibility and authority;
  - x. Supervise the hard count or soft count room or function as a count room supervisor in accordance with N.J.A.C. 19:45-1.33 or 1.43;
  - xi. Supervise the patron check collection unit;
  - xii. Function as a simulcast counter shift supervisor in accordance with N.J.A.C. 19:45-1.12(i)2; or
  - xiii. Function as a keno manager;
2. The authority to develop or administer policy or long-range plans to make discretionary regulating casino or simulcast facility operations. Such positions shall include, without limitation, persons who:
- i. Function as an officer or comparable non-corporate employee of the casino licensee;
  - ii. Function as a casino manager in accordance with N.J.A.C. 19:45-1.11(b)4 and 1.12(a);
  - iii. Function as a slot department manager in accordance with N.J.A.C. 19:45-1.11(b)4 and 1.12(h)5;
  - iv. Function as a director of surveillance in accordance with N.J.A.C. 19:45-1.11(b)1;
  - v. Function as a director of security in accordance with N.J.A.C. 19:45-1.11(b)6;
  - vi. Function as a controller in accordance with N.J.A.C. 19:45-1.11(b)7;
  - vii. Function as a credit manager in accordance with N.J.A.C. 19:45-1.11(b)5;
  - viii. Function as an audit department executive in accordance with N.J.A.C. 19:45-1.11(b)2;
  - ix. Function as an MIS department manager or as an MIS security officer in accordance with N.J.A.C. 19:45-1.11(b)3;
  - x. Manage a marketing department;
  - xi. Function as an assistant manager of a mandatory casino department;
  - xii. Function as an equal opportunity officer in accordance with N.J.S.A. 5:12-134 and 135 and N.J.A.C. 19:53-1.4; or
  - xiii. Manage casino administrative operations; or
3. The authority to develop or administer policy or long-range plans or to make discretionary decisions regulating the management of an approved hotel. Such positions shall include, without limitation, persons who:
- i. Manage the operation of the hotel;
  - ii. Manage the entertainment activities of the casino licensee;
  - iii. Manage the food and beverage operations of the casino licensee; and
  - iv. Manage the human resource activities of the casino licensee.
- (b) In addition to the persons required to hold a casino key employee license pursuant to (a) above, any natural person who will be employed in a position designated by the Commission, for reasons consistent with the policies of the Act, as a casino key employee in the jobs compendium of a casino licensee shall be required to hold, prior to such employment, a current and valid casino key employee license issued in accordance with N.J.S.A. 5:12-89. Such positions shall include, without limitation, any employee of a casino licensee who:
- 1. Is required to be qualified pursuant to N.J.S.A. 5:12-85c;
  - 2. Will provide legal representation for the casino licensee in matters before the Commission or provide legal counsel regarding compliance with the Act or the rules of the Commission;
  - 3. Will purchase or contract for goods and services involving an annual expenditure of \$10,000 or more;
  - 4. May authorize the issuance of patron credit;
  - 5. May authorize the issuance of cash complimentaries in the amount of \$10,000 or more in accordance with N.J.A.C. 19:45-1.9B; or
  - 6. Will supervise an employee who is required to be licensed as a casino key employee.

New Rule, R.1995 d.467, effective August 21, 1995.

See: 27 N.J.R. 2116(a), 27 N.J.R. 3222(a).

Administrative Correction.

See: 28 N.J.R. 1403(a).

Amended by R.1997 d.447, effective October 20 1997.

See: 29 N.J.R. 2811(a), 29 N.J.R. 4560(a).

In (a)1x, added "or function as a count room supervisor in accordance with N.J.A.C. 19:45-1.33 or 1.43".

Amended by R.1998 d.18, effective January 5, 1998.

See: 29 N.J.R. 3432(b), 30 N.J.R. 112(b).

Deleted (a)2x; recodified existing (a)2xi through (a)2xiv as (a)2x through (a)2xiii; deleted (b)6; and recodified existing (b)7 as (b)6. Amended by R.2003 d.117, effective March 17, 2003.

See: 34 N.J.R. 3941(a), 35 N.J.R. 1428(a).

In (a)1xiii, deleted "or keno shift supervisor".

Amended by R.2005 d.216, effective July 5, 2005.

See: 36 N.J.R. 3242(a), 37 N.J.R. 2561(a).

In (a)2ix inserted "or as an MIS security officer" following "Function as an MIS department manager".

#### Historical Note

A former N.J.A.C. 19:41-1.1, "Casino licenses" was repealed by R.1992 d.500, effective December 21, 1992. See: 24 N.J.R. 3225(a), 24 N.J.R. 4563(a).

#### Case Notes

Casino key employee license; rehabilitation. Application of Tufi for a Casino Key Employee License, 95 N.J.A.R.2d (CCC) 18.

### 19:41-1.2 Persons required to obtain a casino employee license

(a) Any natural person who will be employed in the operation of a licensed casino or a simulcasting facility, or whose employment duties predominantly involve the maintenance or operation of gaming activity or equipment and assets associated therewith, or regularly requires work in a restricted casino area shall be required to hold, prior to such employment, a current and valid casino employee license issued in accordance with N.J.S.A. 5:12-90 unless a casino key employee license is otherwise required by N.J.S.A. 5:12-9 and N.J.A.C. 19:41-1.1. Such positions shall include, without limitation, persons who:

1. Function as a dealer in accordance with N.J.A.C. 19:45-1.12(b)2;
2. Function as a boxperson in accordance with N.J.A.C. 19:45-1.12(b)4;
3. Function as a floorperson in accordance with N.J.A.C. 19:45-1.12(b)5;
4. Perform, under the supervision of an audit department executive, the duties and responsibilities of the internal audit department in accordance with N.J.A.C. 19:45-1.11(b)2, including, without limitation, the supervision of personnel in the internal audit department; the monitoring of compliance with regulations and internal controls; and the evaluation of the adequacy of accounting and administrative controls;
5. Perform, under the supervision of a controller, the duties and responsibilities of the casino accounting department in accordance with N.J.A.C. 19:45-1.11(b)7 including, without limitation, the supervision of personnel in the casino accounting department; overseeing the review, verification and recordation of casino revenue journal entries; and the processing or control of active accounting documents related to casino gaming activity.
6. Have access to active accounting documents related to casino gaming activity;

7. Conduct surveillance investigations and operations in accordance with N.J.A.C. 19:45-1.11(b)1;

8. Repair and maintain slot machines and bill changers in accordance with N.J.A.C. 19:45-1.12(h)1;

9. Assist in the operation of slot machines and bill changers, including, without limitation, persons who participate in manual jackpot payouts and fill payout reserve containers, or supervise such persons in accordance with N.J.A.C. 19:45-1.12(h)3;

10. Participate in the operation of simulcast wagering or keno wagering, including a keno supervisor as required by N.J.A.C. 19:45-1.12(j)2;

11. Identify patrons or groups of patrons to receive complimentary based on actual patron play, authorize such complimentary or determine the amount of such complimentary;

12. Function as a junket representative as defined in N.J.S.A. 5:12-29.2 and N.J.A.C. 19:49-2.1;

13. Analyze casino operations data and make recommendations to casino key employee personnel relating to, without limitation, casino marketing, complimentary, junkets, gaming, casino simulcasting, keno wagering, special events, promotions and player ratings;

14. Enter data in casino computer systems or develop, maintain, install or operate casino computer systems or related software;

15. Collect and record, pursuant to N.J.A.C. 19:45-1.29, patron checks and personal checks which are dishonored and returned by a bank;

16. Develop marketing programs to promote casino gaming including, without limitation, coupon redemption and other complimentary distribution programs;

17. Distribute, redeem, account for, inventory, or assign for distribution coupons that are considered in the calculation of gross revenue as defined in N.J.A.C. 19:40-1.2, provided, however, that:

i. Employees whose duties and responsibilities are limited to the nondiscretionary distribution of coupons to patrons shall not be required to obtain a license; and

ii. Notwithstanding (a)27 below, any person who supervises an employee exempted from licensure by (a)17i above shall be required to obtain a casino employee license;

18. Process or maintain information on credit applications or the redemption of counterchecks;

19. Process coins, currency, gaming chips, gaming plaques, slot tokens or cash equivalents;

20. Repair or maintain the closed circuit television system equipment that is required by N.J.A.C. 19:45-1.10 as an employee of the surveillance department;