

(c) Notwithstanding (a) and (b) above, the Commission may require a casino service industry applicant or licensee to establish the qualifications of any person if the Commission determines that the qualification of such person would further the policies of the Act. In making such determination, the Commission shall consider, without limitation, the following:

1. Title, duties and responsibilities;
2. Terms of compensation;
3. Ownership interest;
4. Prior status as a qualifier;
5. Ability to appoint a member of the board of directors;
6. Commonality of interest with other owners of the applicant or licensee, or holding or intermediary company thereof;
7. Business relationship with the applicant or licensee;
8. Criminal conduct or associations; and
9. The recommendations of the Division.

(d) In addition to the persons required to qualify pursuant to (a) above, each applicant for a junket enterprise license may be required, upon directive from the Commission, to establish the qualifications of any junket representative employed by that junket enterprise, regardless of whether such junket representative deals directly with a casino licensee.

1. The Division may request the Commission to require a junket representative employed by a junket enterprise licensee or applicant to establish his or her qualifications at any time.
2. Any junket enterprise required to establish the qualifications of a junket representative pursuant to this subsection may be required, subject to the provisions of N.J.A.C. 19:41-8.6, to pursue a determination as to the qualifications of the junket representative regardless of whether the employment relationship with the junket representative has been terminated.
3. Any person required to establish his or her qualifications as a junket representative pursuant to this subsection may be required to pursue a determination as to his or her qualifications as a junket representative regardless of whether the employment relationship with the junket enterprise has been terminated.

R.1979 d.376, effective September 26, 1979.
See: 11 N.J.R. 265(a), 11 N.J.R. 599(b).
Amended by R.1989 d.281, effective June 5, 1989.
See: 21 N.J.R. 705(a), 21 N.J.R. 1525(a).

Technical changes.
Amended by R.1992 d.412, effective October 19, 1992.
See: 24 N.J.R. 2695(b), 24 N.J.R. 3738(a).
Junket enterprise added; open to review at any time.
Amended by R.1993 d.37, effective January 19, 1993.
See: 24 N.J.R. 3695(a), 25 N.J.R. 348(b).

Stylistic changes.
Amended by R.1997 d.1, effective January 6, 1997.
See: 28 N.J.R. 4570(a), 29 N.J.R. 157(a).
Amended section name.
Amended by R.1998 d.475, effective September 21, 1998.
See: 30 N.J.R. 2370(b), 30 N.J.R. 3515(a).
Rewrote (a); and added new (b) and (c).
Amended by R.2001 d.94, effective March 19, 2001.
See: 32 N.J.R. 3757(a), 33 N.J.R. 1019(b).
Rewrote section.

19:51-1.14A Notification of changes in qualifiers of gaming-related casino service industry licensees or applicants and holding companies

(a) Each casino service industry licensee or applicant required to be licensed in accordance with N.J.S.A. 5:12-92a and N.J.A.C. 19:51-1.2 shall notify the Commission and the Division, in writing, within five business days, of the following:

1. The appointment, nomination, election, resignation, termination, incapacitation or death of any natural person required to qualify pursuant to N.J.A.C. 19:51-1.14(a)1 or (c);
2. The identity of any person required to be qualified pursuant to N.J.A.C. 19:51-1.14(a)1iii or iv on the basis of a newly acquired ownership interest; or
3. The identity of any person whose obligation to qualify was waived pursuant to N.J.A.C. 19:51-1.14(b)3 or 4 if that person subsequently attains an ownership interest that is:
 - i. At least five percent greater than the interest held at the time the most recent waiver was granted; and
 - ii. At least 10 percent or more of the applicant, licensee or holding or intermediary company thereof.

(b) For each new qualifier identified pursuant to (a)1 or 2 above, the following forms, as applicable, shall be filed with the Commission within 30 days of the mailing of the required notice; provided, however, that the Commission may, upon written request from the licensee or applicant and for good cause shown, grant an additional 30 days within which to file the required forms:

1. A complete application for qualification as set forth in N.J.A.C. 19:41-7.1A for each new natural person qualifier, except that an outside director of a holding or intermediary company shall be permitted to file a Personal History Disclosure Form-2A (PHD-2A) as set forth in N.J.A.C. 19:41-5.4; or
2. A complete Business Entity Disclosure Form-Gaming (BED-Gaming) as set forth in N.J.A.C. 19:41-5.15 for each new entity qualifier.

(c) For each person identified pursuant to (a)3 above, a new petition for a waiver of qualification pursuant to N.J.A.C. 19:51-1.14(b)3 or 4 shall be filed with the Commission within 30 days of the mailing of the required notice.

(d) All notices and filings required by this section shall be directed to the Enterprise License Bureau of the Commission at the address provided in N.J.A.C. 19:40-3.1(a) and to the Service Industry Licensing Section of the Division at the address provided in N.J.A.C. 19:40-3.1(c)1.

(e) If a casino service industry licensee fails to file the notices and forms required by this section, the Commission may, upon the filing of a written complaint by the Division and after appropriate hearings and factual determinations, impose any of the sanctions authorized by N.J.S.A. 5:12-129, including the suspension or revocation of the casino service industry license. If an applicant for an initial casino service industry license fails to file the notices and forms required by this section, the pending application shall be considered incomplete for purposes of N.J.A.C. 19:51-1.2b and the Commission may, after an appropriate hearing, prohibit the applicant from transacting any business with casino licensees or applicants.

New Rule, R.2001 d.94, effective March 19, 2001.
See: 32 N.J.R. 3757(a), 33 N.J.R. 1019(b).

19:51-1.15 Advertising

(a) Any advertisement by an applicant for or holder of a casino service industry license issued pursuant to N.J.S.A. 5:12-92a and b or by any agent thereof shall be subject to the provisions of N.J.A.C. 19:43-14 to the same extent as if such advertisement were by a casino licensee or applicant.

(b) Notwithstanding the provisions of (a) above, an applicant for or holder of a casino service industry license issued pursuant to N.J.S.A. 5:12-92a and b and any agent thereof shall not be subject to the provisions of N.J.A.C. 19:43-14.3(b).

New Rule, R.1992 d.500, effective December 21, 1992.
See: 24 N.J.R. 3225(a), 24 N.J.R. 4563(a).

SUBCHAPTER 2. GAMING SCHOOLS

Authority

N.J.S.A. 5:12-63c, 69a, 70a, 90b, and 92.

Source and Effective Date

R.1997 d.1, effective January 6, 1997.
See: 28 N.J.R. 4570(a), 29 N.J.R. 157(a).

19:51-2.1 License requirements

Except as otherwise provided in N.J.A.C. 19:51-1.2B, no gaming school shall enroll any student or offer any course concerning gaming or dealing techniques or conduct any business whatsoever with a casino licensee or applicant, its employees or agents unless such gaming school is licensed in accordance with N.J.S.A. 5:12-92a and b and has complied with all applicable requirements of the State Department of Education necessary to conduct business as a vocational school in this State.

19:51-2.2 Gaming equipment

(a) All gaming equipment utilized by a gaming school, including gaming chips and plaques, shall be used for training, instructional and practice purposes only. The use of any such gaming equipment for actual gaming by any person is prohibited and may constitute cause for the suspension or revocation of the gaming school license.

(b) Unless the Commission otherwise determines, all gaming chips and plaques utilized by a gaming school shall be distinctly dissimilar to any gaming chips and plaques utilized by a casino licensee.

(c) No gaming school shall possess any slot machine or remove or transport any slot machine except in accordance with the Act and N.J.A.C. 19:46-1.22, 1.23 and 1.24.

(d) Each slot machine on the premises of a gaming school shall have permanently affixed on it a serial number which, together with the location of the machine, shall be filed with the Commission.

(e) Each gaming school shall provide adequate security for the slot machines on the gaming school premises.

(f) No gaming school shall sell or transfer any slot machine except upon prior written notice to the Commission and the Division and the removal of all serial numbers required by this section.