

ASSEMBLY, No. 94

STATE OF NEW JERSEY

Introduced Pending Technical Review by Legislative Counsel

PRE-FILED FOR INTRODUCTION IN THE 1996 SESSION

By Assemblymen ROONEY and RUSSO

1 AN ACT concerning smoking and amending and supplementing
2 P.L.1977, c.110.

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4 **BE IT ENACTED** by the Senate and General Assembly of the State
5 of New Jersey:

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7 1. Section 70 of P.L.1977, c.110 (C.5:12-70) is amended to read
8 as follows:

9 70. Required Regulations. The commission shall, without
10 limitation on the powers conferred in the preceding section, include
11 within its regulations the following specific provisions in accordance
12 with the provisions of this act:

13 a. Prescribing the methods and forms of application which any
14 applicant shall follow and complete prior to consideration of his
15 application by the commission;

16 b. Prescribing the methods, procedures and form for delivery of
17 information concerning any person's family, habits, character,
18 associates, criminal record, business activities and financial affairs;

19 c. Prescribing procedures for the fingerprinting of an applicant,
20 employee of a licensee, or registrant, or other methods of
21 identification which may be necessary in the judgment of the
22 commission to accomplish effective enforcement of restrictions on
23 access to the casino floor, the simulcasting facility, and other restricted
24 areas of the casino hotel complex;

25 d. Prescribing the manner and procedure of all hearings conducted
26 by the commission or any hearing examiner, including special rules of
27 evidence applicable thereto and notices thereof;

28 e. Prescribing the manner and method of collection of payments of
29 taxes, fees, and penalties;

30 f. Defining and limiting the areas of operation, the rules of
31 authorized games, odds, and devices permitted, and the method of
32 operation of such games and devices;

EXPLANATION - Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and intended to be omitted in the law.

Matter underlined thus is new matter.

- 1 g. Regulating the practice and procedures for negotiable
2 transactions involving patrons, including limitations on the
3 circumstances and amounts of such transactions, and the establishment
4 of forms and procedures for negotiable instrument transactions,
5 redemptions, and consolidations;
- 6 h. Prescribing grounds and procedures for the revocation or
7 suspension of operating certificates and licenses;
- 8 i. Governing the manufacture, distribution, sale, and servicing of
9 gaming devices and equipment;
- 10 j. Prescribing for gaming operations the procedures, forms and
11 methods of management controls, including employee and supervisory
12 tables of organization and responsibility, and minimum security
13 standards, including security personnel structure, alarm and other
14 electrical or visual security measures;
- 15 k. Prescribing the qualifications of, and the conditions pursuant to
16 which, engineers, accountants, and others shall be permitted to
17 practice before the commission or to submit materials on behalf of any
18 applicant or licensee; provided, however, that no member of the
19 Legislature, nor any firm with which said member is associated, shall
20 be permitted to appear or practice or act in any capacity whatsoever
21 before the commission or division regarding any matter whatsoever,
22 nor shall any member of the family of the Governor or of a member of
23 the Legislature be permitted to so practice or appear in any capacity
24 whatsoever before the commission or division regarding any matter
25 whatsoever;
- 26 l. Prescribing minimum procedures for the exercise of effective
27 control over the internal fiscal affairs of a licensee, including
28 provisions for the safeguarding of assets and revenues, the recording
29 of cash and evidence of indebtedness, and the maintenance of reliable
30 records, accounts, and reports of transactions, operations and events,
31 including reports to the commission;
- 32 m. Providing for a minimum uniform standard of accountancy
33 methods, procedures and forms; a uniform code of accounts and
34 accounting classifications; and such other standard operating
35 procedures, including those controls listed in section 99a. hereof, as
36 may be necessary to assure consistency, comparability, and effective
37 disclosure of all financial information, including calculations of
38 percentages of profit by games, tables, gaming devices and slot
39 machines;
- 40 n. Requiring quarterly financial reports and the form thereof, and
41 an annual audit prepared by a certified public accountant licensed to
42 do business in this State, attesting to the financial condition of a
43 licensee and disclosing whether the accounts, records and control
44 procedures examined are maintained by the licensee as required by this
45 act and the regulations promulgated hereunder;
- 46 o. Governing the gaming-related advertising of casino licensees,

1 their employees and agents, with the view toward assuring that such
2 advertisements are in no way deceptive; provided, however, that such
3 regulations: (1) shall not prohibit the advertisement of casino location,
4 hours of operation, or types of games and other amenities offered; (2)
5 shall prohibit the advertisement of information about odds, the number
6 of games, and the size of the casino or simulcasting facility; and (3)
7 shall require the words "Bet with your head, not over it," or some
8 comparable language approved by the commission, to appear on all
9 billboards, signs, and other on-site advertising of a casino operation
10 and shall require the words "If you or someone you know has a
11 gambling problem and wants help, call 1-800 GAMBLER," or some
12 comparable language approved by the commission, which language
13 shall include the words "gambling problem" and "call 1-800
14 GAMBLER," to appear legibly on all print, billboard, and sign
15 advertising of a casino operation; and

16 p. (Deleted by amendment, P.L.1991, c.182).

17 q. Concerning the distribution and consumption of alcoholic
18 beverages on the premises of the licensee, which regulations shall be
19 insofar as possible consistent with Title 33 of the Revised Statutes,
20 and shall deviate only insofar as necessary because of the unique
21 character of the hotel casino premises and operations;

22 r. (Deleted by amendment, P.L.1991, c.182).

23 s. Prescribing the procedures for providing nonsmoking sleeping
24 units in an approved hotel as required by section 2 of P.L. , c.
25 (C.) (pending before the Legislature as this bill) and establishing
26 the guidelines for enforcing the provisions of that section.

27 (cf: P.L.1995, c.18, s.17)

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29 2. (New section) An approved hotel as defined in sections 27 and
30 83 of the "Casino Control Act," P.L.1977, c.110, (C.5:12-27 and
31 C.5:12-83) shall prohibit smoking in at least one-third of its sleeping
32 units.

33 Enforcement of the provisions of this section shall be exclusively
34 vested in the commission.

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36 3. This act shall take effect immediately.

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STATEMENT

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41 This bill amends the "Casino Control Act," P.L.1977, c.110,
42 (C.5:12-1 et seq.) by prohibiting smoking in at least one-third of the
43 sleeping units contained in casino hotels. Enforcement of this
44 nonsmoking provision is exclusively vested in the Casino Control
45 Commission.

- 1 _____
- 2
- 3 Prohibits smoking in one-third of casino hotel rooms.