

ASSEMBLY, No. 2038

STATE OF NEW JERSEY

INTRODUCED MAY 30, 1996

By Assemblymen LeFEVRE and BLEE

1 AN ACT concerning tips for dealers at casinos and amending P.L.1977,
2 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 100 of P.L.1977, c.110 (C.5:12-100) is amended to read
8 as follows:

9 100. Games and Gaming Equipment.

10 a. This act shall not be construed to permit any gaming except the
11 conduct of authorized games in a casino room in accordance with this
12 act and the regulations promulgated hereunder and in a simulcasting
13 facility to the extent provided by the "Casino Simulcasting Act,"
14 P.L.1992, c.19 (C.5:12-191 et al.).

15 b. Gaming equipment shall not be possessed, maintained or
16 exhibited by any person on the premises of a casino hotel complex
17 except in the casino room, in the simulcasting facility, or in restricted
18 casino areas used for the inspection, repair or storage of such
19 equipment and specifically designated for that purpose by the casino
20 licensee with the approval of the commission. Gaming equipment
21 which supports the conduct of gaming in the casino or simulcasting
22 facility but does not permit or require patron access, such as
23 computers, may be possessed and maintained by a casino licensee in
24 restricted casino areas specifically designated for that purpose by the
25 casino licensee with the approval of the commission. No gaming
26 equipment shall be possessed, maintained, exhibited, brought into or
27 removed from a casino room or simulcasting facility by any person
28 unless such equipment is necessary to the conduct of an authorized
29 game, has permanently affixed, imprinted, impressed or engraved
30 thereon an identification number or symbol authorized by the
31 commission, is under the exclusive control of a casino licensee or his
32 employees, and is brought into or removed from the casino room or
33 simulcasting facility following 24-hour prior notice given to an
34 authorized agent of the commission.

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 Notwithstanding the foregoing, a person may, with the prior
2 approval of the commission and under such terms and conditions as
3 may be required by the commission, possess, maintain or exhibit
4 gaming equipment in any other area of the casino hotel complex;
5 provided such equipment is used for nongaming purposes.

6 c. Each casino hotel shall contain a count room and such other
7 secure facilities as may be required by the commission for the counting
8 and storage of cash, coins, tokens and checks received in the conduct
9 of gaming and for the inspection, counting and storage of dice, cards,
10 chips and other representatives of value. All drop boxes and other
11 devices wherein cash, coins, or tokens are deposited at the gaming
12 tables or in slot machines, and all areas wherein such boxes and
13 devices are kept while in use, shall be equipped with two locking
14 devices, one key to which shall be under the exclusive control of the
15 commission and the other under the exclusive control of the casino
16 licensee, and said drop boxes and other devices shall not be brought
17 into or removed from the casino room or simulcasting facility, or
18 locked or unlocked, except at such times, in such places, and
19 according to such procedures as the commission may require.

20 d. All chips used in gaming shall be of such size and uniform color
21 by denomination as the commission shall require by regulation.

22 e. All gaming shall be conducted according to rules promulgated
23 by the commission. All wagers and pay-offs of winning wagers shall
24 be made according to rules promulgated by the commission, which
25 shall establish such limitations as may be necessary to assure the
26 vitality of casino operations and fair odds to patrons. Each slot
27 machine shall have a minimum payout of 83%.

28 f. Each casino licensee shall make available in printed form to any
29 patron upon request the complete text of the rules of the commission
30 regarding games and the conduct of gaming, pay-offs of winning
31 wagers, an approximation of the odds of winning for each wager, and
32 such other advice to the player as the commission shall require. Each
33 casino licensee shall prominently post within the casino room and
34 simulcasting facility, as appropriate, according to regulations of the
35 commission such information about gaming rules, pay-offs of winning
36 wagers, the odds of winning for each wager, and such other advice to
37 the player as the commission shall require.

38 g. Each gaming table shall be equipped with a sign indicating the
39 permissible minimum and maximum wagers pertaining thereto. It shall
40 be unlawful for a casino licensee to require any wager to be greater
41 than the stated minimum or less than the stated maximum; provided,
42 however, that any wager actually made by a patron and not rejected by
43 a casino licensee prior to the commencement of play shall be treated
44 as a valid wager.

45 h. (1) No slot machine shall be used to conduct gaming unless it
46 is identical in all electrical, mechanical and other aspects to a model

1 thereof which has been specifically tested by the division and licensed
2 for use by the commission. The division may, in its discretion, and for
3 the purpose of expediting the approval process, refer testing to any
4 testing laboratory with a plenary license as a casino service industry
5 pursuant to subsection a. of section 92 of P.L.1977, c.110
6 (C.5:12-92). The division shall give priority to the testing of slot
7 machines which a casino licensee has certified it will use in its casino
8 in this State. The commission shall, by regulation, establish such
9 technical standards for licensure of slot machines, including mechanical
10 and electrical reliability, security against tampering, the
11 comprehensibility of wagering, and noise and light levels, as it may
12 deem necessary to protect the player from fraud or deception and to
13 insure the integrity of gaming. The denominations of such machines
14 shall be set by the licensee; the licensee shall simultaneously notify the
15 commission of the settings.

16 (2) The commission shall, by regulation, determine the permissible
17 number and density of slot machines in a licensed casino so as to:

18 (a) promote optimum security for casino operations;

19 (b) avoid deception or frequent distraction to players at gaming
20 tables;

21 (c) promote the comfort of patrons;

22 (d) create and maintain a gracious playing environment in the
23 casino; and

24 (e) encourage and preserve competition in casino operations by
25 assuring that a variety of gaming opportunities is offered to the public.

26 Any such regulation promulgated by the commission which determines
27 the permissible number and density of slot machines in a licensed
28 casino shall provide that all casino floor space and all space within a
29 casino licensee's casino simulcasting facility shall be included in any
30 calculation of the permissible number and density of slot machines in
31 a licensed casino.

32 i. (Deleted by amendment, P.L.1991, c.182).

33 j. (Deleted by amendment, P.L.1991, c.182).

34 k. It shall be unlawful for any person to exchange or redeem chips
35 for anything whatsoever, except for currency, negotiable personal
36 checks, negotiable counter checks, other chips, coupons or
37 complimentary vouchers distributed by the casino licensee, or, if
38 authorized by regulation of the commission, a valid charge to a credit
39 or debit card account. A casino licensee shall, upon the request of any
40 person, redeem that licensee's gaming chips surrendered by that person
41 in any amount over \$100 with a check drawn upon the licensee's
42 account at any banking institution in this State and made payable to
43 that person.

44 l. It shall be unlawful for any casino licensee or its agents or
45 employees to employ, contract with, or use any shill or barker to
46 induce any person to enter a casino or simulcasting facility or play at

1 any game or for any purpose whatsoever.

2 m. It shall be unlawful for a dealer in any authorized game in which
3 cards are dealt to deal cards by hand or other than from a device
4 specifically designed for that purpose, unless otherwise permitted by
5 the rules of the commission.

6 n. It shall be unlawful for any casino key employee or any person
7 who is required to hold a casino key employee license as a condition
8 of employment or qualification to wager in any casino or simulcasting
9 facility in this State, or any casino employee, other than a junket
10 representative, bartender, waiter, waitress, or other casino employee
11 who, in the judgment of the commission, is not directly involved with
12 the conduct of gaming operations, to wager in the casino or
13 simulcasting facility in the casino hotel in which the employee is
14 employed or in any other casino or simulcasting facility in this State
15 which is owned or operated by the same casino licensee. Any casino
16 employee, other than a junket representative, bartender, waiter,
17 waitress, or other casino employee who, in the judgment of the
18 commission, is not directly involved with the conduct of gaming
19 operations, must wait at least 30 days following the date that the
20 employee either leaves employment with a casino licensee or is
21 terminated from employment with a casino licensee before the
22 employee may gamble in the casino or simulcasting facility in the
23 casino hotel in which the employee was formerly employed or in any
24 other casino or simulcasting facility in this State which is owned or
25 operated by the same casino licensee.

26 o. (1) It shall be unlawful for any casino key employee or boxman,
27 floorman, or any other casino employee who shall serve in a
28 supervisory position to solicit or accept, and for any other casino
29 employee to solicit, any tip or gratuity from any player or patron at the
30 casino or simulcasting facility where he is employed.

31 (2) A dealer may accept tips or gratuities from a patron at the table
32 at which such dealer is conducting play, subject to the provisions of
33 this subsection. All such tips or gratuities shall be immediately
34 deposited in a lockbox reserved for that purpose, accounted for, and
35 placed in a pool for distribution pro rata among the dealers, with the
36 distribution based upon the number of hours each dealer has worked,
37 except that the commission may permit a separate pool to be
38 established for dealers in the game of poker.

39 (cf: P.L.1995, c.18, s.37)

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41 2. This act shall take effect immediately.

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STATEMENT

This bill authorizes the Casino Control Commission to establish a separate pool of tips for dealers in the game of poker. Current law requires all dealer tips to be pooled and distributed pro rata among all the dealers.

Authorizes Casino Control Commission to establish separate pool of tips for dealers in the game of poker.