

P.L. 1997, CHAPTER 83, *approved April 30, 1997*  
Senate, No. 1145 (*First Reprint*)

1 AN ACT concerning tips for dealers at casinos and amending P.L.1977,  
2 c.110.

3

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.). <sup>1</sup>Notwithstanding the foregoing, if  
15 the commission approves the game of keno as an authorized game  
16 pursuant to section 5 of P.L.1977, c.110 (C.5:12-5), as amended, keno  
17 tickets may be sold or redeemed in accordance with commission  
18 regulations at any location in a casino hotel approved by the  
19 commission for such activity.<sup>1</sup>

20 b. Gaming equipment shall not be possessed, maintained or  
21 exhibited by any person on the premises of a casino hotel <sup>1</sup>[complex]<sup>1</sup>  
22 except in <sup>1</sup>[the] a<sup>1</sup> casino room, in the simulcasting facility, or in  
23 restricted casino areas used for the inspection, repair or storage of  
24 such equipment and specifically designated for that purpose by the  
25 casino licensee with the approval of the commission. Gaming  
26 equipment which supports the conduct of gaming in <sup>1</sup>[the] a<sup>1</sup> casino  
27 or simulcasting facility but does not permit or require patron access,  
28 such as computers, may be possessed and maintained by a casino  
29 licensee in restricted casino areas specifically designated for that  
30 purpose by the casino licensee with the approval of the commission.  
31 No gaming equipment shall be possessed, maintained, exhibited,

**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.

Matter enclosed in superscript numerals has been adopted as follows:

<sup>1</sup> Senate SJU committee amendments adopted September 19, 1996.

1 brought into or removed from a casino room or simulcasting facility  
2 by any person unless such equipment is necessary to the conduct of an  
3 authorized game, has permanently affixed, imprinted, impressed or  
4 engraved thereon an identification number or symbol authorized by the  
5 commission, is under the exclusive control of a casino licensee or his  
6 employees, and is brought into or removed from the casino room or  
7 simulcasting facility following 24-hour prior notice given to an  
8 authorized agent of the commission.

9 Notwithstanding the foregoing, a person may, with the prior  
10 approval of the commission and under such terms and conditions as  
11 may be required by the commission, possess, maintain or exhibit  
12 gaming equipment in any other area of the casino hotel <sup>1</sup>[complex]<sup>1</sup>;  
13 provided such equipment is used for nongaming purposes.

14 c. Each casino hotel shall contain a count room and such other  
15 secure facilities as may be required by the commission for the counting  
16 and storage of cash, coins, tokens and checks received in the conduct  
17 of gaming and for the inspection, counting and storage of dice, cards,  
18 chips and other representatives of value. All drop boxes and other  
19 devices wherein cash, coins, or tokens are deposited at the gaming  
20 tables or in slot machines, and all areas wherein such boxes and  
21 devices are kept while in use, shall be equipped with two locking  
22 devices, one key to which shall be under the exclusive control of the  
23 commission and the other under the exclusive control of the casino  
24 licensee, and said drop boxes and other devices shall not be brought  
25 into or removed from <sup>1</sup>[the] a<sup>1</sup> casino room or simulcasting facility, or  
26 locked or unlocked, except at such times, in such places, and  
27 according to such procedures as the commission may require.

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

30 e. All gaming shall be conducted according to rules promulgated  
31 by the commission. All wagers and pay-offs of winning wagers shall  
32 be made according to rules promulgated by the commission, which  
33 shall establish such limitations as may be necessary to assure the  
34 vitality of casino operations and fair odds to patrons. Each slot  
35 machine shall have a minimum payout of 83%.

36 f. Each casino licensee shall make available in printed form to any  
37 patron upon request the complete text of the rules of the commission  
38 regarding games and the conduct of gaming, pay-offs of winning  
39 wagers, an approximation of the odds of winning for each wager, and  
40 such other advice to the player as the commission shall require. Each  
41 casino licensee shall prominently post within <sup>1</sup>[the] a<sup>1</sup> casino room and  
42 simulcasting facility, as appropriate, according to regulations of the  
43 commission such information about gaming rules, pay-offs of winning  
44 wagers, the odds of winning for each wager, and such other advice to  
45 the player as the commission shall require.

46 g. Each gaming table shall be equipped with a sign indicating the

1 permissible minimum and maximum wagers pertaining thereto. It shall  
2 be unlawful for a casino licensee to require any wager to be greater  
3 than the stated minimum or less than the stated maximum; provided,  
4 however, that any wager actually made by a patron and not rejected by  
5 a casino licensee prior to the commencement of play shall be treated  
6 as a valid wager.

7 h. (1) No slot machine shall be used to conduct gaming unless it is  
8 identical in all electrical, mechanical and other aspects to a model  
9 thereof which has been specifically tested by the division and licensed  
10 for use by the commission. The division may, in its discretion, and for  
11 the purpose of expediting the approval process, refer testing to any  
12 testing laboratory with a plenary license as a casino service industry  
13 pursuant to subsection a. of section 92 of P.L.1977, c.110  
14 (C.5:12-92). The division shall give priority to the testing of slot  
15 machines which a casino licensee has certified it will use in its casino  
16 in this State. The commission shall, by regulation, establish such  
17 technical standards for licensure of slot machines, including mechanical  
18 and electrical reliability, security against tampering, the  
19 comprehensibility of wagering, and noise and light levels, as it may  
20 deem necessary to protect the player from fraud or deception and to  
21 insure the integrity of gaming. The denominations of such machines  
22 shall be set by the licensee; the licensee shall simultaneously notify the  
23 commission of the settings.

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

26 (a) promote optimum security for casino operations;

27 (b) avoid deception or frequent distraction to players at gaming  
28 tables;

29 (c) promote the comfort of patrons;

30 (d) create and maintain a gracious playing environment in the  
31 casino; and

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

34 Any such regulation promulgated by the commission which determines  
35 the permissible number and density of slot machines in a licensed  
36 casino shall provide that all casino floor space and all space within a  
37 casino licensee's casino simulcasting facility shall be included in any  
38 calculation of the permissible number and density of slot machines in  
39 a licensed casino.

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

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

42 k. It shall be unlawful for any person to exchange or redeem chips  
43 for anything whatsoever, except for currency, negotiable personal  
44 checks, negotiable counter checks, other chips, coupons or  
45 complimentary vouchers distributed by the casino licensee, or, if  
46 authorized by regulation of the commission, a valid charge to a credit

1 or debit card account. A casino licensee shall, upon the request of any  
2 person, redeem that licensee's gaming chips surrendered by that person  
3 in any amount over \$100 with a check drawn upon the licensee's  
4 account at any banking institution in this State and made payable to  
5 that person.

6 1. It shall be unlawful for any casino licensee or its agents or  
7 employees to employ, contract with, or use any shill or barker to  
8 induce any person to enter a casino or simulcasting facility or play at  
9 any game or for any purpose whatsoever.

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

14 n. It shall be unlawful for any casino key employee or any person  
15 who is required to hold a casino key employee license as a condition  
16 of employment or qualification to wager in any casino or simulcasting  
17 facility in this State, or any casino employee, other than a junket  
18 representative, bartender, waiter, waitress, or other casino employee  
19 who, in the judgment of the commission, is not directly involved with  
20 the conduct of gaming operations, to wager in <sup>1</sup>[the] a<sup>1</sup> casino or  
21 simulcasting facility in the casino hotel in which the employee is  
22 employed or in any other casino or simulcasting facility in this State  
23 which is owned or operated by the same casino licensee. Any casino  
24 employee, other than a junket representative, bartender, waiter,  
25 waitress, or other casino employee who, in the judgment of the  
26 commission, is not directly involved with the conduct of gaming  
27 operations, must wait at least 30 days following the date that the  
28 employee either leaves employment with a casino licensee or is  
29 terminated from employment with a casino licensee before the  
30 employee may gamble in <sup>1</sup>[the] a<sup>1</sup> casino or simulcasting facility in the  
31 casino hotel in which the employee was formerly employed or in any  
32 other casino or simulcasting facility in this State which is owned or  
33 operated by the same casino licensee.

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

39 (2) A dealer may accept tips or gratuities from a patron at the table  
40 at which such dealer is conducting play, subject to the provisions of  
41 this subsection. All such tips or gratuities shall be immediately  
42 deposited in a lockbox reserved for that purpose, accounted for, and  
43 placed in a pool for distribution pro rata among the dealers, with the  
44 distribution based upon the number of hours each dealer has worked,  
45 except that the commission may permit a separate pool to be

1 established for dealers in the game of poker.

2 (cf: P.L.1996, c.84, s.6)

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4 2. This act shall take effect immediately.

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