SUBCHAPTER 1. CONSTRUCTION AND APPLICATION OF RULES

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19:40-1.1 Authority

These rules and regulations are issued under and pursuant to the authority of the Casino Control Act, constituting chapter 110, Laws of New Jersey 1977, as amended.

19:40-1.2 Definitions

(a) The following words and terms are defined in the New Jersey Casino Control Act (P.L. 1977, c.110, as amended) and are used in the rules of the Commission as defined in that Act:

"Applicant"
"Application"
"Casino"
"Casino employee"
"Casino hotel employee"
"Casino hotel security employee"
"Casino key employee"
"Casino license"
"Casino security employee"
"Casino service industry"

"Commission"

"Complimentary service or item"

"Conservator"

"Creditor"

"Debt"

"Director"

"Division"

"Encumbrance"

"Equal employment opportunity"

"Equity security"

“Establishment” or “casino hotel” or “casino hotel facility”

"Family"

"Game" or "gambling game"

"Gaming" or "gambling"

"Gaming device" or "gaming equipment"

"Gross revenue"

"Hearing examiner"

"Holding company"

"Hotel" or "approved hotel"

"Intermediary company"

"Junket"

"Junket enterprise"

"Junket representative"

"License"

"License or registration fee"

"Licensed casino operation"

"Licensee"

"Operation"

"Party"

"Person"

"Principal employee"

"Property"

"Publicly traded corporation"

"Registrant"

"Registration"

"Regulated complimentary service account"

"Resident"

"Respondent"

"Security"

"Slot machine"

"Statement of compliance"

"Subsidiary"

"Transfer"

(b) The following words and terms, when used in these rules, shall have the following meanings, unless the context clearly indicates otherwise:

"Access badge" is defined in N.J.A.C. 19:41-1.4(b).

"Act" or "Casino Control Act" means the New Jersey Casino Control Act (P.L. 1977, c.110, as amended).

"Affiliate" of, or a person "affiliated" with, a specific person means a person that directly, or indirectly through one or more intermediaries, controls, or is controlled by, or is under common control with, the person specified.

"All-purpose slot machine hopper" or "all-purpose hopper" is defined in N.J.A.C. 19:45-1.36.

“ATM transaction” is defined in N.J.A.C. 19:46-1.28B(r).

“ATM Transaction Report” is defined in N.J.A.C. 19:45-1.33A(a)7.

"Audit department executive" is defined in N.J.A.C. 19:41-1.11(b)2.

"Authorized game" or "authorized gambling game" is defined at N.J.S.A. 5:12-5 and includes any game approved by the Commission pursuant thereto, including all table games, all slot machine games and keno.

“Automated jackpot payout machine” is defined in N.J.A.C. 19:46-1.28C.

“Automated Jackpot Payout Machine Journal Report” is defined in N.J.A.C. 19:45-1.35A(o).

“Balance Receipt” is defined in N.J.A.C. 19:45-1.35A(j).

“Bill changer” means any mechanical, electrical, or other device, contrivance or machine designed to interface mechanically, electrically or electronically with a slot machine for the purpose of dispensing from an all-purpose hopper an amount of coins or slot tokens that is equal to the value of currency, the value of a gaming voucher, or the denomination of a coupon inserted into the bill changer.

“Bill validator” means a device on a gaming voucher redemption machine which accepts gaming vouchers, coupons and currency.

“Bill validator box” means a removable, secure, tamper-resistant container approved by the Commission into which are deposited all gaming vouchers, coupons and currency accepted by a bill validator.

“Bill validator drop” is defined in N.J.A.C. 19:45-1.33A(a).

“Bill Validator Receipt” is defined in N.J.A.C. 19:45-1.33A(a)3.

“Cash Fill” is defined in N.J.A.C. 19:45-1.35A(b).

"Casino affiliate check" means a check issued by a person that is an affiliate of a New Jersey casino licensee and holds a gaming license in any other jurisdiction. A casino affiliate check shall be drawn on the bank account of the affiliate, be made payable only to the person presenting the check, and shall not contain any other endorsements.

“Casino check” means a check, which is drawn by a casino licensee upon the licensee's account at any New Jersey banking institution and made payable to a person for a purpose other than employment compensation or payment for goods or services rendered and which is identifiable in a manner approved by the Commission. At a minimum, such identification method shall include an endorsement or imprinting on the check, which indicates that the check is issued for a purpose other than employment compensation or payment for goods or services rendered.

“Casino computer system” is defined in N.J.A.C. 19:45-2.1.

"Casino hotel alcoholic beverage (CHAB) employee" means any natural person employed by a CHAB licensee whose responsibilities include the handling, service, delivery, purchase, control or storage of alcoholic beverages.

"Casino hotel alcoholic beverage (CHAB) licensee" is defined at N.J.A.C. 19:50-1.1.

"Casino licensee" or "licensed casino" means the holder of any license, issued pursuant to the Casino Control Act, that authorizes the ownership or operation of a casino and, if applicable, of a casino simulcasting facility.

"Casino manager" is defined in N.J.A.C. 19:19:45-1.11(b)4 and 19:45-1.12(a).

"Casino simulcasting" is defined in N.J.A.C. 19:55-1.1.

"Casino simulcasting facility" is defined in N.J.A.C. 19:55-3.1 through 3.4.

“CCTV” means closed circuit television.

"Chairman" or "Chair" and "Commissioner" or "member" means the Chair and any member of the Casino Control Commission, respectively.

"Change machine" means any mechanical, electrical, or other device which operates independently of a slot machine which, upon insertion of currency therein, shall dispense an equivalent amount of loose or rolled coin or slot tokens.

"Changeperson" means a person employed in the operation of a casino to possess an imprest inventory of coin, currency and slot tokens received pursuant to N.J.A.C. 19:45-1.35(d) and used for the even exchange with slot machine patrons of coupons, coin, currency, gaming chips, slot tokens and prize tokens.

"Chief executive officer" means:

1. As to casino licensees or applicants, the natural person who is ultimately responsible for the daily conduct of the hotel and gaming business of one or more affiliated casino licensees or applicants, regardless of the form of

business association of the casino licensee or applicant or the particular title which that person or any other person holds. The chief executive officer may also function as the chief gaming executive, as defined in N.J.A.C. 19:45-1.1, of a single casino licensee or applicant if the chief executive officer is principally located at that casino hotel facility.

2. As to casino service industry enterprise licensees or applicants, the natural person who bears ultimate responsibility for the organization and business activities of the enterprise.

"Chipperson" means a person employed in the operation of a casino to possess an imprest inventory of gaming chips and currency received pursuant to N.J.A.C. 19:45-1.14(a)5, 1.15(c)3vi and 1.15(c)4vi, placed in a chip cart pursuant to N.J.A.C. 19:45-1.53, and used for the even exchange of coin, currency, coupons and slot tokens and other functions permitted by N.J.A.C. 19:45-1.53(a), only with patrons seated at a poker table at which a game is in progress.

"Coin acceptor" means the slot and accompanying device, approved by the Commission, that is the part of a slot machine into which a patron, in the normal course of operating the machine, inserts a coin or slot token for the purpose of activating play and which is designed to identify those coins or slot tokens so inserted that are appropriate for use in that machine and to reject all slugs, prize tokens and other non-conforming objects so inserted.

“Coin hopper” means a secure, removable or non-removable, tamper-resistant container approved by the Commission, which holds and dispenses a single denomination of coin from an automated jackpot payout machine or gaming voucher redemption machine.

“Coin hopper fill” means the initial placement of coin into an automated jackpot payout machine or gaming voucher redemption machine by inserting removable coin hoppers, containing coin or depositing coin into non-removable coin hoppers or the subsequent replenishment of coin by replacing removable

coin hoppers with coin hoppers containing coin or depositing coin into non-removable coin hoppers.

“Commission inspector” means any authorized representative of the Commission.

“Computer access” or “logical access” is defined in N.J.A.C. 19:45-2.1.

“Computer security” is defined in N.J.A.C. 19:45-2.1.

"Contested case" means a proceeding, including any licensing proceedings, in which the legal rights, duties, obligations, privileges, benefits or other legal relations of specific parties are required by constitutional right or by statute to be determined by an agency by decisions, determinations, or orders, addressed to them or disposing of their interests, after opportunity for an agency hearing.

"Controller" is defined in N.J.A.C. 19:45-1.11(b)7.

"Count room" is defined in N.J.A.C. 19:45-1.32.

"Count room supervisor" is defined in N.J.A.C. 19:45-1.33 and 1.43.

“Coupon acceptance system” means a computerized system utilized by a casino licensee to establish the validity of and redeem coupons.

“Coupon Redemption Report” is defined in N.J.A.C. 19:45-1.33A(a)6.

"Coupons considered in the calculation of gross revenue" shall include, without limitation, match play coupons, chip coupons, keno coupons and coupons accepted by bill validators.

"Credit card chip transaction" is defined in N.J.A.C. 19:45- 1.18A.

"Credit manager" is defined in N.J.A.C. 19:45-1.11(b)5.

“Credit Receipt” is defined in N.J.A.C. 19:45-1.35A(f)1.

“Cumulative progressive jackpot meter” is defined in N.J.A.C. 19:45-1.39(b)2.

“Currency” means paper money issued by the United States of America as legal tender.

“Currency cassette” means a secure, removable, tamper-resistant container, approved by the Commission, which holds and dispenses a single

denomination of currency from an automated coupon redemption machine, automated jackpot payout machine or gaming voucher redemption machine.

“Currency cassette fill” means the initial placement of currency into an automated jackpot payout machine or gaming voucher redemption machine by inserting currency cassettes containing currency and an empty currency cassette reject bin, or the subsequent replenishment of currency into such a machine by replacing currency cassettes and the currency cassette reject bin with currency cassettes containing currency and an empty currency cassette reject bin.

“Currency cassette reject bin” means a secure, tamper-resistant container in an automated jackpot payout machine or gaming voucher redemption machine into which currency is deposited from a currency cassette as a test or because the currency cassette dispensed the incorrect amount of currency.

"Debit card chip transaction" is defined in N.J.A.C. 19:45- 1.18A.

"Director of security" is defined in N.J.A.C. 19:45-1.11(b)6.

"Director of surveillance" is defined in N.J.A.C. 19:45-1.11(b)1.

“Electronic credit” means an electronic signal or transmission which is generated by a device contained in or connected to a slot machine and which is initiated by a player as a means to activate the play of the slot machine. Electronic credits shall include, without limitation, electronic credits generated in accordance with the provisions of N.J.A.C. 19:45-1.37A.

“Electronic transfer credit system” is defined in N.J.A.C. 19:45-1.37A.

“Express jackpot” is defined in N.J.A.C. 19:45-1.40F.

“Fill Receipt” is defined in N.J.A.C. 19:45-1.35A(f)3.

"Foreign slot token" means a slot token issued by an establishment other than the casino licensee at which it is wagered.

“Free play award” means an outcome on a slot machine play that has no cash value to the patron but entitles the patron to activate one or more additional plays without making an additional slot machine wager.

“Game cycle” means the estimated number of game activations required to achieve each of the game outcomes that are possible in a primary slot machine game.

“Game-within-a-game” means a distinct set of plays that are described to the public on a slot machine as an authorized game in accordance with N.J.A.C. 19:45-1.37(a)4 but are only available for wagering if a patron first makes a wager on, and achieves a specific outcome from, a play offered as part of a primary slot machine game. A single primary slot machine game may include more than one game-within-a-game.

"Gaming chip" is defined in N.J.A.C. 19:46-1.1.

"Gaming day" is defined in N.J.A.C. 19:45-1.1A.

"Gaming guide" is defined in N.J.A.C. 19:47-8.5.

"Gaming plaque" is defined in N.J.A.C. 19:46-1.4.

“Gaming voucher” means a hard copy receipt that evidences a payout from a slot machine, is printed by and dispensed from a device contained in and operatively connected to a slot machine in a manner approved by the Commission, and complies with the requirements of N.J.A.C. 19:45-1.54.

“Gaming Voucher Error Receipt” is a receipt issued by a gaming voucher redemption machine to evidence the failure of the machine to issue the full amount of cash in redemption of a gaming voucher. It contains the time and date, identifies the machine and specifies the amount of money that the machine failed to dispense.

“Gaming voucher redemption machine” is defined in N.J.A.C. 19:46-1.28B.

“Gaming Voucher Redemption Machine Journal Report” is defined in N.J.A.C. 19:45-1.35A(p).

“Gaming Voucher Redemption Machine Report” is defined in N.J.A.C. 19:45-1.33A(a)5.

“Gaming Voucher System Report” is defined in N.J.A.C. 19:45-1.33A(a)11.

"Hard count room" is defined in N.J.A.C. 19:45-1.32.

"Hopper" is defined in N.J.A.C. 19:45-1.36.

"Hub facility" is defined in N.J.A.C. 19:55-1.1

"Interested person" means any person whose specific legal rights, duties, obligations, privileges, benefits or other specific legal relations are affected by the adoption, amendment or repeal of a specific regulation or by any decision, order or ruling of the commission.

“Inventory Report” is defined in N.J.A.C. 19:45-1.35A(n).

“Jackpot” means any money, merchandise or thing of value to be paid to a patron as determined by the approved program that controls a slot machine.

“Jackpot display” means a specific combination of characters or other display on a slot machine generated by the slot machine’s approved program to clearly indicate it has awarded a specific jackpot.

“Jackpot scripting” means a programmed sequence of events included in a slot machine game that is used to disclose a randomly pre-selected variable outcome to a patron in a particular manner but does not otherwise affect the outcome.

“Jackpot-to-credit-meter switch” is defined in N.J.A.C. 19:45-1.37(h) and 19:46-1.26(e).

"Keno runner" is defined in N.J.A.C. 19:45-1.47A.

"Keno runner request" is defined in N.J.A.C. 19:47-15.1.

"Keno ticket receipt" is defined in N.J.A.C. 19:47-15.1.

"Keno writer request" is defined in N.J.A.C. 19:47-15.1.

“Last game recall” means the capability of a slot machine game to display the outcome of the previous play.

“Layout” means the cloth covering a gaming table, containing designated areas for patrons to place the various wagers of the game, and such rules of the game, payoff odds and other information or graphics as the Commission shall require.

“Limited time payout” means a jackpot offered by a slot machine game that is only available to be won for a limited period of time during the game cycle.

“Linked slot machine” is defined in N.J.A.C. 19:45-1.39.

"Location number" means the unique number assigned to each site on a casino floor or in a casino simulcasting facility that contains the following: a pit and each table game located therein, a slot machine and any bill changer attached thereto or incorporated therein, an automated coupon redemption machine, a credit voucher machine or a self-service pari-mutuel machine.

"Logic board serial number" means a number assigned to a logic board by a casino licensee or its agent for identification and control purposes, which number shall correspond to the manufacturer's serial number of the slot machine in which the logic board is installed and shall be permanently imprinted, impressed, affixed or engraved on the logic board.

"Machine denomination equivalent" is defined in N.J.A.C. 19:45-1.37.

“Manual slot payout” is defined in N.J.A.C. 19:45-1.40(a).

“Manual Slot Payout Report” is defined in N.J.A.C. 19:45-1.40F(c)7.

"Manufacturer's serial number" means a unique number permanently assigned to a slot machine by a slot machine manufacturer for identification and control purposes, which number shall be affixed to the outside of the slot machine cabinet in a location as approved by the Commission.

"MIS department manager" is defined in N.J.A.C. 19:45-1.11(b)3.

“MIS security officer” is defined in N.J.A.C. 19:45-1.11(b)3.

“Multi-casino progressive slot system” or “slot system” is defined in N.J.A.C. 19:45-1.39A.

“Multi-denominational,” when used in conjunction with or in reference to a slot machine, means a slot machine that contains one or more slot machine games on which a patron has the option to make wagers in different denominations.

"Non-value chip" is defined in N.J.A.C. 19:46-1.1B.

"On a daily basis" means something which occurs or is performed each gaming day.

"Operation certificate" means a certificate issued by the Commission which certifies that operation of a casino and, if applicable, of a casino simulcasting facility conforms to the requirements of the Act and applicable regulations.

“Optimal strategy” means the choice from among more than one option presented to a patron by a slot machine game which, if selected by the patron, offers the greatest theoretical rate of return to the patron.

"Pari-mutuel ticket" is defined in N.J.A.C. 19:55-1.1.

"Pari-mutuel window" is defined in N.J.A.C. 19:45-1.14A(b)1.

“Patron access control” means a system or device used by a casino licensee to uniquely identify and grant a patron exclusive authority to initiate the transmission of electronic credits to the electronic transfer credit meter of a slot machine in accordance with the provisions of N.J.A.C. 19:45-1.37A and may include, without limitation, the use of a patron access card with a magnetically coded strip, a coded key pad system or any other means of patron access control approved by the Commission.

"Payout-only jackpot meter" and "payout-only win meter" are defined in N.J.A.C. 19:45-1.37.

"Payout-only slot machine hopper" or "payout-only hopper" is defined in N.J.A.C. 19:45-1.36.

"Physical connection" for the purposes herein means an enclosed permanent pedestrian passageway. In no event shall the main entrance or only access to an approved hotel be through a casino.

"Pit" means the area enclosed or encircled by the arrangement of gaming tables in which casino personnel administer and supervise the games played at the tables by the patrons located on the outside perimeter of the area.

“Play,” as in “a play,” means, for purposes of a slot machine game, all gaming transactions that may be initiated by the making of a specific slot

machine wager. A play includes the making of a slot machine wager or the use of a free play award in lieu of the wager, the activation of the slot machine game by the patron and an indication to the patron of the outcome of the wager including, if a jackpot is won, the payment of the jackpot. All available plays must be displayed on the slot machine in accordance with the provisions of N.J.A.C. 19:45-1.37(a)4. For example, a slot machine game may include a $1.00 play (requiring a $1.00 wager), a $2.00 play (requiring a $2.00 wager) and a $3.00 play (requiring a $3.00 wager). The $1.00 play includes all potential outcomes that may result when a $1.00 wager is made on the slot machine game.

“Primary slot machine game” means a distinct set of plays that are described to the public on a slot machine as an authorized game in accordance with N.J.A.C. 19:45-1.37(a)4 and are available to a patron for wagering without regard to whether the patron has made a prior slot machine wager on that slot machine game. A single slot machine may contain one or more primary slot machine games.

“Principal inspector” means the authorized representative of the Commission located at a casino hotel facility who is assigned primary responsibility for the implementation of the on-site obligations of the Commission under the Act and the Commission’s regulations, or any other person authorized to act in such capacity.

"Prize token" is defined in N.J.A.C. 19:46-1.33.

“Progressive jackpot” is defined in N.J.A.C. 19:45-1.39.

“Promotional non-gaming chip” is defined in N.J.A.C. 19:46-1.1.

“Promotional non-gaming token” is defined in N.J.A.C. 19:46-1.33.

"Public area" means the areas in each casino and casino simulcasting facility that are open to the public in accordance with a casino licensee's internal controls.

"Public keno area" is defined in N.J.A.C. 19:45-1.47B.

"Regulation" or "rule" means the regulation adopted by the Commission pursuant to the Act.

"Restricted areas" or "restricted casino areas" means the cashiers' cage, the soft count room, the hard count room, the slot booths and runway areas, the interior of table game pits, the surveillance room and catwalk areas, the slot machine repair room, the simulcast counter, the specific areas designated and approved pursuant to N.J.S.A. 5:12-100b for the possession and maintenance of gaming equipment (such as computers) that supports the conduct of gaming in the casino or casino simulcasting facility, the areas used for storing or destroying dice or cards, any additional area that a casino licensee designates as restricted in its internal controls, and any other area specifically designated by the Commission as restricted elsewhere in the rules of the Commission or in a particular casino licensee's operation certificate.

“Restricted brewery authorization” is defined in N.J.A.C. 19:50-1.4A.

“Riffle shuffle” means a type of shuffle performed by the dealer pursuant to which a single deck of cards is divided into two approximately equal stacks that are placed face down on the gaming table next to one another, the shorter edges of the cards in both stacks are bent upwards and released in such a manner so that the cards in both stacks become interlaced and combined to reform a single complete deck of cards. If multiple decks of cards are being riffle shuffled, the dealer shall place the decks in a single stack, remove a stack of cards from the top that is approximately equal to a single deck of cards, perform a riffle shuffle on the removed stack, and repeat the process as many times as necessary until the entire original stack of cards has been shuffled in this manner.

“Satellite cage” is defined in N.J.A.C. 19:45-1.14.

“Scripting” means information that is programmed to be displayed in a particular manner by a slot machine game that is unrelated or unnecessary to the illustration of the actual gaming transaction to the patron.

"Security podium" is defined in N.J.A.C. 19:41-1.4(g)4.

"Simulcast counter" is defined in N.J.A.C. 19:45-1.14A(c).

"Simulcast horse race" is defined in N.J.A.C. 19:55-1.1.

"Simulcast payout" means the money paid to a patron in exchange for a credit voucher or a winning, cancelled or refunded pari-mutuel ticket.

“Skill feature” means a play on a slot machine game that requires the patron to make a choice as to how to proceed in the game, where the available choices affect the theoretical payout percentage of the play and the game, and the game uses electronic representations of a standard set of playing cards, a standard set of dice, or some other set of symbols or numbers where the probability of choosing any particular symbol or number in the set is one divided by the total number of elements in the set.

"Slot department manager" is defined in N.J.A.C. 19:45-1.11(b)4 and 19:45-1.12(h)5.

"Slot machine drop" is defined in N.J.A.C. 19:45-1.1.

“Slot machine game” means a primary slot machine game or a game-within-a-game.

“Slot machine main program” means the software that controls those aspects of a slot machine prototype that are necessary to the operation of a slot machine game, including, without limitation, its meters, random number generator and security. More than one slot machine main program may be approved for a slot machine prototype, but only one slot machine main program shall at any given time control the operation of a slot machine. “Slot machine main program” does not include software that controls only, without limitation, the pay tables, sound or graphics of a slot machine game or the operation of a bill changer or gaming voucher printer connected to the slot machine.

“Slot machine wager” means the total value of coins, currency, coupons, slot tokens or electronic credits generated pursuant to N.J.A.C. 19:45-1.37A that are required to activate a particular slot machine play.

“Slot system operator” is defined in N.J.A.C. 19:45-1.39A.

"Slot token" is defined in N.J.A.C. 19:46-1.33.

"Slot zone" means a specified area on a casino floor that contains one or more a slot machines.

“Slug” means any object, excluding coin appropriately used to activate play and foreign slot tokens, that is found in a slot machine hopper, slot drop bucket or slot drop box and that is not approved pursuant to N.J.A.C. 19:46-1.33.

“Soft count room” is defined in N.J.A.C. 19:45-1.32.

“Strategy feature” means a play on a slot machine game that requires a patron to make a choice whether to accept a variable outcome or risk it for another variable outcome.

“Strip shuffle” means a type of shuffle performed by the dealer pursuant to which a single deck of cards is placed face down on the gaming table and stacks of cards comprised of no more than 15 cards each are successively removed from the top of the deck and placed adjacently on the gaming table to reform a stacked single deck. If multiple decks of cards are being strip shuffled, the dealer shall place the decks of cards in a single stack, remove a stack of cards from the top that is approximately equal to a single deck of cards, perform a strip shuffle on the removed stack, and repeat the process as many times as necessary until the entire original stack of cards has been shuffled in this manner.

“System override” is defined in N.J.A.C. 19:45-1.40(h).

“Table game” means one of the following authorized games approved by the Commission pursuant to N.J.S.A. 5:12-5: asia poker, baccarat, big six, blackjack, boston 5 stud poker, caribbean stud poker, casino war, colorado hold ’em poker, craps, double attack blackjack, double cross poker, double down stud, fast action hold ’em, flop poker, four card poker, let it ride poker, minibaccarat, mini-craps, mini-dice, pai gow, pai gow poker, poker, pokette, red dog, roulette, sic bo, spanish 21, supreme pai gow, texas hold ’em bonus poker, three card poker, two card joker poker and ultimate texas hold ’em.

"Theoretical payout percentage" of a play or slot machine game means the total value of the jackpots expected to be paid by a play or slot machine game divided by the total value of slot machine wagers expected to be made on that play or slot machine game during the same portion of the game cycle, calculated in accordance with the provisions of N.J.A.C. 19:46-1.28A.

"Value chip" is defined in N.J.A.C. 19:46-1.1A.

"Variable outcome" means an outcome that is randomly selected from a disclosed range of outcomes that become available when a specified jackpot is achieved in a slot machine game. The probability of selecting any particular outcome in the range shall in no way be based upon the number or value of prior slot machine wagers made on the slot machine game.

"Washing or chemmy shuffle" means a mixing of the cards, during which the cards are placed face down on the table and randomly intermixed by the dealer using the heels of the palms of the hands, by rotating one hand in a circular clockwise motion and the other hand in a circular counterclockwise motion, with each hand completing at least eight full circles.

"Zone letter" or "zone number" means the unique alpha or numeric designation assigned to each slot zone.

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As amended, effective: 01/06/03
As amended, effective: 06/16/03
As amended, effective: 12/01/03
As amended, effective: 05/03/04
As amended, effective: 08/16/04
As amended, effective: 09/07/04
As amended, effective: 12/20/04
As amended, effective: 01/03/05
As amended, effective: 03/07/05
As amended, effective: 04/18/05
As amended, effective: 07/05/05
As amended, effective: 10/17/05
As amended, effective: 07/17/06
As amended, effective: 09/18/06
As amended, effective: 03/19/07
As amended, effective: 04/16/07
As amended, effective: 07/16/07
As amended, effective: 08/20/07
As amended, effective: 04/21/08
As amended, effective: 09/02/08
As amended, effective: 10/05/09
As amended, effective: 11/16/09

19:40-1.3 Construction and amendments

(a) These rules shall be construed in accordance with generally accepted

principles of statutory construction, including those set forth in N.J.S.A. 1:11 et seq.

(b) These rules shall be liberally construed to permit the Commission and the Division to effectively carry out their respective statutory functions and to secure a just and expeditious determination of issues properly presented to the Commission.

(c) Nothing contained in these rules shall be so construed as to conflict with any provision of the New Jersey Casino Control Act or any other applicable statute.

(d) In special cases and for good cause shown, the Commission may relax or permit deviations from these rules.

(e) These rules may be amended by the Commission from time to time in accordance with the provisions of the Administrative Procedure Act (N.J.S.A. 52:14B1 et seq.).

(f) Whenever any provision of these rules requires that an act or event occur on a specified day or date, and such day or date falls upon a Saturday, Sunday or legal holiday, such provision shall be construed to refer to the next business day immediately following such day or date.

(g) Pursuant to N.J.S.A. 5:1269(e), the Commission may authorize the temporary adoption, amendment or repeal of any rule concerning the conduct of gaming or simulcast wagering, the use or design of gaming or simulcast wagering equipment or the internal procedures and administrative and accounting controls required by N.J.S.A. 5:12-99 for a period not to exceed 270 days, for the purpose of determining whether such rules should be adopted on a permanent basis. Any interested person may file a petition for temporary rulemaking with the Commission in accordance with N.J.A.C. 19:403.6.

1. The Commission shall file notice of any temporary rulemaking with the Office of Administrative Law for publication in the New Jersey Register at least seven days prior to initiation of the experiment, and shall prominently post such notice in each casino participating in the experiment.

2. The Commission shall post the text of any temporary rule in each casino participating in the experiment and shall make copies of such text available upon request to the Commission.

As amended, effective: 08/02/82, operative: 09/15/82
As amended, effective: 09/18/89
As amended, effective: 09/06/94
As amended, effective: 08/05/96

19:40-1.4 Words and terms; tense, number and gender

(a) In construing the provisions of these rules and regulations, except when otherwise plainly declared or clearly apparent from the context:

1. Words in the present tense shall include the future tense.

2. Words in the masculine shall include the feminine and neuter genders.

3. Words in the singular shall include the plural and the plural shall include the singular.

19:40-1.5 Severability and preemption

(a) If any clause, sentence, subparagraph, paragraph, subsection, section, chapter or other portion of these rules or the application thereof to any person or circumstance shall be held to be invalid, such holding shall not affect, impair or invalidate the remainder of these rules or the application of such portion held invalid to any other person or circumstances, but shall be confined in its operation to the clause, sentence, subparagraph, paragraph, subsection, section, chapter or other portion thereof directly involved in such holding or to the person or circumstance therein involved.

(b) Notwithstanding the provisions of any other law to the contrary, no local government unit of this State may enact or enforce any ordinance or resolution conflicting with any provision of the Act or of these rules or with any

policy of this State expressed or implied herein, whether by exclusion or inclusion. The Commission shall have exclusive jurisdiction over all matters delegated to it or within the scope of its powers under the provisions of the Act and these rules.

As amended, effective: 10/15/84

19:40-1.6 Practice where regulations do not govern

In any matter not governed by these rules and regulations, the Commission or the Division shall exercise its discretion so as to carry out the purposes of the Act.

As amended, effective: 10/15/84

19:40-1.7 (Reserved)

19:40-1.8 (Reserved)

19:40-1.9 (Reserved)

19:40-1.10 (Reserved)

19:40-1.11 (Reserved)

19:40-1.12 (Reserved)

19:40-1.13 (Reserved)