

Temporary Amendments To Operation Certificate For Pit And Slot Zone
Changes

Casino Licensees

Proposed Amendment: N.J.A.C. 19:43-7.7

Authority: N.J.S.A. 5:12-63, 69, 70, 99 and 100

Calendar Reference: See Summary below for explanation of exception to
calendar requirement.

Submit written comments by February 5, 2010 to:

Seth H. Brilliant, Senior Counsel
Casino Control Commission
Arcade Building
Tennessee Avenue and the Boardwalk
Atlantic City, N. J. 08401

The agency proposal follows:

Summary

Whenever a casino licensee wishes to make any temporary changes to the type or configuration of table games in a pit or any changes to the footprint of a slot machine zone, it must file an application with the Commission for a temporary operation certificate. Any changes contained in any approved temporary operation certificate may be implemented for a maximum of 60 days, after which time the casino licensee is required to amend its permanent operation certificate. See N.J.A.C. 19:43-7.6.

Casino licensees have represented to the Commission that this requirement is impractical, because up to 120 days are typically needed to obtain the architect's floor plan and certification that is required by N.J.A.C. 19:43-7.6(a). Accordingly, the proposed rule amendment would increase the maximum term for a temporary operation certificate for a reconfiguration of the casino floor from 60 to 120 days. This change should create a more practical method for a casino licensee to effectuate changes to its casino floor that will be implemented for more than 60, but less than 120, days.

This notice of proposal is not required to be referenced in a rulemaking calendar since a public comment period of 60 days is being provided. See N.J.A.C. 1:30-3.3(a)5.

Full text of the proposal follows (additions indicated in boldface **thus**; deletions indicated in brackets **[thus]**):

19:43-7.7 Operation certificate; temporary amendments for pit and slot zone reconfigurations or reconstitutions

(a) – (b) (No change.)

(c) In accordance with the specific terms of any temporary operation certificate issued by the Commission, the casino licensee to which the temporary operation certificate is issued shall implement the reconfiguration or reconstitution for a period of no more than **[60] 120** consecutive days.

Notwithstanding the foregoing, the Commission may approve the implementation of reconfiguration of a pit in conjunction with the test of a new table game or table game wager pursuant to N.J.A.C. 19:47-8.4 for a period up to 270 days from the day such test commences. Each such reconfigured pit shall not:

1. - 2. (No change.)

(d) – (e) (No change.)