

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

13:69E-1.13X Lunar poker table; high roll dice shaker; physical characteristics

(a) Lunar poker shall be played at a table having on one side places for the players and on the opposite side a place for the dealer.

b) The layout for a lunar poker table shall contain, at a minimum, the following:

1. Four or five separate designated player positions, one for each of four or five players at the table;

2. For each player position:

i. An ante wagering area for the placement of an ante wager;

ii. A bet wagering area for the placement of a bet wager;

iii. A super side bet wagering area for the placement of a super side bet; and

iv. An options payment area for the placement of an exchange cards payment, buy a card payment, or a force the dealer payment;

3. An inscription denoting that the dealer only plays with ace-king or better;

4. Payout odds for bet wagers, instant cash payouts, super side bet wagers and, if applicable, maximum

payout per player per round of play; and

5. The name or trade name of the casino licensee offering the game.

(c) If the payout odds for any wager or, if applicable, maximum payout per player per round of play are not inscribed on the layout as required in (b)4 above, the payout odds and maximum payout shall be posted on a sign at the lunar poker table. In addition, signage shall be posted at each lunar poker setting forth the following:

1. Resolution of the ante wager in the event the dealer either qualifies or fails to qualify;

2. Requirement for second qualifying hand payout; and

3. Dealer procedure and hand resolution in the event a player "forces the dealer" as defined at N.J.A.C. 13:69F-38.1.

(d) If a casino licensee offers a progressive wager pursuant to N.J.A.C. 13:69F-38.11 and 38.12, the lunar poker layout shall have designated areas for the placement of the progressive wager and shall contain the following equipment in addition to the requirements of N.J.A.C. 13:69D-1.39B:

1. A separate acceptor device mounted in a location approved by the Division for the placement of a progressive wager. Each acceptor device shall have a light which shall illuminate upon insertion and acceptance of a gaming chip;

2. A method to ensure that only one progressive wager is made per person, per round of play;

3. A device or method to indicate that a progressive wager has been won;

4. A sign describing the winning wagers and the payouts to be awarded on winning progressive wagers at a location near the table as approved by the Division;

5. A table controller panel located in an area of the table as approved by the Division. The table controller panel shall be equipped with a "lock-out" button which, once activated by the dealer, will prevent any player from depositing a gaming chip in the acceptor device; and

6. A mechanical, electrical or electronic table inventory return device which shall permit all gaming chips deposited into the acceptor devices referenced in (d)1 above to be collected and immediately returned to a designated area within the table inventory container prior to the dealing of a hand. The table inventory return device shall be designed and constructed to contain any feature the Division require to maintain the security and integrity of the game. The procedures for the operation of all functions of the table inventory return device shall maintained by the casino licensee and be made available to the Division upon request.

(e) Each lunar poker table shall have a drop box and tip box attached to it on the same side of the gaming table as, but on opposite sides of, the dealer, and in locations approved by the Division.

(a) (No change.)

(b) Cards used to game at authorized table games shall be dealt from a manual or automated dealing shoe which shall be secured to the gaming table when the table is open for gaming activity and secured in a locked compartment when the table is not open for gaming activity, except that cards used to game at baccarat shall be dealt from a dealing shoe which shall not be secured to the gaming table.

Notwithstanding the foregoing, cards used to game at:

1. Pai gow poker, double down stud, caribbean stud poker, three card poker, colorado hold 'em poker, boston 5 stud poker, double cross poker, flop poker, four card poker, texas hold 'em bonus poker, ultimate texas hold 'em poker, asia poker, winner's pot poker, supreme pai gow, mississippi stud, [and] two card joker poker **and lunar poker** may be dealt from the dealer's hand in accordance with the rules for each game in N.J.A.C. 13:69F; and

2. (No change.)

(c) A device which automatically shuffles cards may be utilized at the game of blackjack, spanish 21, double attack blackjack, triple attack blackjack, pai gow poker, minibaccarat, red dog, poker, caribbean stud poker, let it ride poker, three card poker, fast action hold'em, colorado hold 'em poker, casino war, boston 5 stud poker, double cross poker, four card poker, texas hold 'em bonus poker, ultimate texas hold 'em poker, flop poker, two card joker poker, asia poker, winner's pot poker, supreme pai gow, mississippi stud, **lunar poker** and double down stud in addition to a manual or automated dealing shoe, provided that:

1. - 2. (No change.)

(d) - (h) (No change.)

SUBCHAPTER 38. LUNAR POKER

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13:69F-38.1 Definitions

The following words and terms, when used in this subchapter, shall have the following meanings unless the context clearly indicates otherwise:

"Ante wager" means the initial wager placed prior to any cards being dealt in order to participate in the round of play.

"Bet wager" means an additional wager, in an amount double the player's ante wager, placed after all cards for the round of play have been dealt but before the dealer's hole cards are exposed.

"Buy a card" means the player's option to add a sixth card to his or her hand, upon posting a buy a card payment.

"Buy a card payment" means a payment for a sixth card, in an amount equal to the player's ante wager, posted by the player after his or her initial five cards have been dealt, but prior to the player placing a bet wager.

"Exchange cards" means the player's option to exchange two, three, four or five of the cards in his or her hand, upon posting an exchange cards payment.

"Exchange cards payment" means a payment to exchange cards, in an amount equal to the player's ante wager, posted by the player after his or her initial five cards have been dealt, but prior to the player placing a bet wager.

"Fold" means the withdrawal of a player from a round of play by discarding his or her hand of cards after all cards have been dealt and prior to placing a bet wager.

"Force the dealer" means the player's option to require that the dealer discard the highest value card in the dealer's hand and draw a replacement card, upon posting a force the dealer payment.

"Force the dealer payment" means a payment to require the dealer to discard the highest value card in the dealer's hand and draw a replacement card, in an amount equal to the player's ante wager, posted by the player after (i) the dealer's determination that he or

she does not have a qualifying hand, (ii) the dealer's resolution of any instant cash payouts, and (iii) the dealer's resolution of any super side bets.

"Hand" means the five or six card hand dealt to each player and the dealer.

"Hole card" means any of the four cards which are dealt face down to the dealer.

"Instant cash payout" means the payment to a player, without regard to whether the dealer has a qualifying hand, upon the initial five cards dealt to the player comprising a hand with a rank of either a "royal flush" or a "straight flush," as set forth in N.J.A.C. 13:69F-38.10.

"Progressive payout hand" means a flush, full house, four-of-a-kind, straight flush or royal flush, as defined in N.J.A.C. 13:69F-38.5 and 38.11.

"Push" means a tie, as defined in N.J.A.C. 13:69F-38.10.

"Qualifying hand" means either a player's hand or the dealer's hand with a rank of ace, king, four, three and two or better.

"Rank" or "ranking" means the relative position of a card or group of cards as set forth in N.J.A.C. 13:69F-38.5.

"Round of play" or "round" means one complete cycle of play during which all players then playing at the table have been dealt a hand, have folded or wagered upon it, and have had their wagers paid off or collected in accordance with the rules of this subchapter.

"Stub" means the remaining portion of the deck after all cards in the round of play have been dealt.

"Suit" means one of the four categories of cards: club, diamond, heart or spade, with no suit being higher in rank than another.

"Super side bet" means the optional, supplemental wager made by a player placed prior to any cards for the round of play being dealt.

13:69F-1.2 Cards; number of decks

(a) Except as provided in (b) below, lunar poker shall be played with one deck of cards with backs of the same color and design, one additional cutting card and one additional cover card to be used in accordance with the procedures set forth in N.J.A.C. 13:69F-38.4. The cutting card and cover card shall be opaque and in a solid color readily distinguishable from the color of the backs and edges of the playing cards, as approved by the Division. The deck of cards shall meet the requirements of N.J.A.C. 13:69E-1.17.

(b) If an automated card shuffling device is used, a casino licensee shall be permitted to use a second deck of cards to play the game, provided that:

1. Each deck of cards complies with the requirements of (a) above;

2. The backs of the cards in the two decks are of different color;

3. One deck is being shuffled by the automated card shuffling device while the other deck is being dealt or used to play the game;

4. Both decks are continuously alternated in and out of play, with each deck being used for every other round of play; and

5. The cards from only one deck shall be placed in the discard rack at any given time.

13:69F-38.3 Opening of the table for gaming

(a) After receiving a deck of cards at the table in accordance with N.J.A.C. 13:69E-1.18, the dealer shall, as applicable, comply with the requirements of either N.J.A.C. 13:69E-1.18(e)1 and (b) through (d) below or the requirements of N.J.A.C. 13:69E-1.18(e)2 and (r).

(b) Following the inspection of the cards by the dealer and the verification by the floorperson assigned to the table, the cards shall be spread out face up on the table for visual inspection by the first player to arrive at the table. The cards shall be spread out according to suit and in sequence.

(c) After the first player is afforded an opportunity to visually inspect the cards, the cards shall be turned face down on the table, mixed thoroughly by a "washing" or "chemmy shuffle" of the cards and stacked. Once the cards have been stacked, they shall be shuffled in accordance with N.J.A.C. 13:69F-38.4.

(d) If a casino licensee uses an automated card shuffling device to play the game and two decks of cards are received at the table pursuant to N.J.A.C. 13:69E-1.18 and 13:69F-38.2, each deck of cards shall be separately sorted, inspected, verified, spread, inspected, mixed, stacked and shuffled in accordance with the provisions of (a) through (c) above.

13:69F-1.4 Shuffle and cut of the cards

(a) Immediately prior to the commencement of play, unless the cards were pre-shuffled pursuant to N.J.A.C. 13:69E-1.18(r), and after each round of play has been completed, the dealer shall shuffle the cards, either manually or by use of an automated card shuffling device, so that the cards are randomly intermixed. Upon completion of the shuffle, the dealer or device shall place the deck of cards in a single stack; provided, however, that nothing herein shall be deemed to prohibit the use of an automated card shuffling device which, upon completion of the shuffling of the cards, inserts the stack of cards directly into a dealing shoe.

(b) After the cards have been shuffled and stacked, the dealer shall:

1. If the cards were shuffled using an automated card shuffling device, deal or deliver the cards in accordance with the procedures set forth in N.J.A.C. 13:69F-38.7, 38.8 or 38.9; or

2. If the cards were shuffled manually or were pre-shuffled pursuant to N.J.A.C. 13:69E-1.18(r), cut the cards in accordance with the procedures set forth in (c) below.

(c) If a cut of the cards is required, the dealer shall:

1. Cut the deck, using one hand, by:
 - i. Placing the cover card on the table in front of the deck of cards;
 - ii. Taking a stack of at least 10 cards from the top of the deck and placing them on top of the cover card;

iii. Placing the cards remaining in the deck on top of the stack of cards that were cut and placed on the cover card pursuant to section (c)l ii above; and

iv. Removing the cover card and placing it in the discard rack; and

2. Deal the cards in accordance with the procedures set forth in N.J.A.C. 13:69F-38.7, 38.8 or 38.9.

(d) Notwithstanding (c) above, after the cards have been cut and before any cards have been dealt, a casino supervisor may require the cards to be recut if he or she determines that the cut was performed improperly or in any way that might affect the integrity or fairness of the game.

(e) Whenever there is no gaming activity at a lunar poker table which is open for gaming, the cards shall be spread out on the table either face up or face down. If the cards are spread face down, they shall be turned face up once a player arrives at the table. After the first player is afforded an opportunity to visually inspect the cards, the procedures outlined in N.J.A.C. 13:69F-38.3(c) shall be completed.

13:69F-38.5 Lunar poker rankings

(a) The rank of the cards used in lunar poker, for the determination of winning hands, in order of highest to lowest rank, shall be: ace, king, queen, jack, 10, 9, 8, 7, 6, 5, 4, 3, and 2. Notwithstanding the foregoing, an ace may be used to complete a "straight flush" or "straight" formed with a 2, 3, 4 and 5.

(b) The permissible poker hands at the game of lunar poker, in

order of highest to lowest rank, shall be:

1. "Royal flush" is a hand consisting of an ace, king, queen, jack and 10 of the same suit;
2. "Straight flush" is a hand consisting of five cards of the same suit in consecutive ranking, with king, queen, jack, 10 and nine being the highest ranking straight flush and ace, two, three, four and five being the lowest ranking straight flush;
3. "Four-of-a-kind" is a hand consisting of four cards of the same rank, with four aces being the highest ranking four-of-a-kind and four twos being the lowest ranking four-of-a-kind;
4. "Full house" is a hand consisting of "three-of-a-kind" and a "pair," with three aces and two kings being the highest ranking full house and three twos and two threes being the lowest ranking full house;
5. "Flush" is a hand consisting of five cards of the same suit;
6. "Straight" is a hand consisting of five cards of consecutive rank, regardless of suit, with an ace, king, queen, jack and 10 being the highest ranking straight and an ace, two, three, four and five being the lowest ranking straight; provided, however, that an ace may not be combined with any other sequence of cards for purposes of determining a winning hand (e.g., queen, king, ace, two, three);
7. "Three-of-a-kind" is a hand consisting of three cards of the same rank, with three aces being the highest ranking three-of-a-kind and three twos being the lowest ranking three-of-a-kind;
8. "Two pairs" is a hand containing two "pairs," with two

aces and two kings being the highest ranking two pair and two threes and two twos being the lowest ranking two pair; and

9. "One Pair" is a hand containing two cards of the same rank, with two aces being the highest ranking pair and two twos being the lowest ranking pair.

(c) When comparing two hands which are of identical poker hand rank pursuant to the provisions of this section, or which contain none of the hands authorized herein, the hand which contains the highest ranking card as provided in (a) above which is not contained in the other hand shall be considered the higher ranking hand. If the hands are of identical rank after the application of this subsection, the hands shall be considered a push.

13:69F-38.6 Wagers

(a) All wagers at lunar poker shall be made by placing gaming chips or plaques and, if applicable, a match play coupon on the appropriate betting areas of the table layout. A verbal wager accompanied by cash shall not be accepted.

(b) All ante wagers and super side bets shall be placed prior to the dealer announcing "No more bets" in accordance with the dealing procedure in N.J.A.C. 13:69F-38.7, 38.8 or 38.9. Except as provided in N.J.A.C. 13:69F-38.7 and 38.10, no wager shall be made, increased, or withdrawn after the dealer has announced "No more bets."

(c) Upon placing an ante wager, a player may, at his or her discretion, place a progressive payout wager either by placing a \$1.00 gaming chip into the progressive wagering device designated for that

player or by redeeming a progressive wager coupon in accordance with the provisions of N.J.A.C. 13:69D-1.18. Each player shall be responsible for verifying that his or her respective progressive payout wager has been accepted.

(d) A bet wager shall be made in accordance with N.J.A.C. 13:69F-38.10.

(e) No player may view the cards of any other player at the lunar poker table. No player may communicate the contents of such player's hand to any other player at the lunar poker table.

(f) No player may play more than one hand per round of play.

(g) Only players who are seated at the lunar poker table may place a wager at the game. Once a player has placed a wager and received cards, that player must remain seated until the completion of the round of play.

13:69F-38.7 Procedure for dealing the cards from a manual dealing shoe

(a) If a casino licensee chooses to have the cards dealt from a manual dealing shoe, the dealing shoe shall meet the requirements of N.J.A.C. 13:69E-1.19 and shall be located on the table in a location as approved by the Division. Once the procedures required by N.J.A.C. 13:69F-38.4 have been completed, the stacked deck of cards shall be placed in the dealing shoe either by the dealer or by an automatic shuffling device.

(b) Prior to dealing the cards and once all ante wagers, super side bets and progressive payout wagers have been placed, the dealer

shall then announce "No more bets" and use the table game progressive payout wager system to prevent the placement of any additional progressive payout wagers. The dealer shall then collect any progressive payout wagers and, on the layout in front of the table inventory container, verify that the number of gaming chips wagered equals the number of progressive payout wagers accepted by the table game progressive payout wager system. The dealer shall then place the gaming chips into the table inventory container in accordance with N.J.A.C. 13:69D-1.20.

(c) Each card shall be removed from the dealing shoe with the hand of the dealer that is closest to the dealing shoe and placed on the appropriate area of the layout with the opposite hand.

(d) The dealer shall, starting with the player farthest to his or her left and continuing around the table in a clockwise manner, deal the cards as follows:

1. One card face down to each player;
2. One card face up to an area directly in front of the table inventory container designated for the dealer's hand;
3. A second card face down to each player directly on top of that player's first card;
4. A second card face down to the dealer to the right of the dealer's first card dealt face up; and
5. A third, fourth and fifth card, in succession, face down to each player and the dealer directly on top of the preceding card dealt face down.

(e) After five cards have been dealt to each player and the area designated for the hand of the dealer, the dealer shall remove the stub from the manual dealing shoe and, except as provided in (f) below, place the stub in the discard rack without exposing the cards.

(f) The dealer shall be required to count the stub at least once every five rounds of play in order to determine that the correct number of cards are still present in the deck. The dealer shall determine the number of cards in the stub by counting the cards face down on the layout.

1. If the count of the stub indicates that 52 cards are in the deck, the dealer shall place the stub in the discard rack without exposing the cards.

2. If the count of the stub indicates that the number of cards in the deck is incorrect, the dealer shall determine if the cards were misdealt. If the cards have been misdealt (a player or the area designed for the placement of the dealer's hand has more or less than five cards) but 52 cards remain in the deck, all hands shall be void pursuant to N.J.A.C. 13:69F-38.13. If the cards have not been misdealt, all hands shall be considered void and the entire deck of cards shall be removed from the table pursuant to N.J.A.C. 13:69E-1.18.

13:69F-38.8 Procedures for dealing the cards from the hand

(a) Notwithstanding any other provisions of N.J.A.C. 13:69E or this chapter, a casino licensee may, in its discretion, permit a dealer to deal the cards used to play lunar poker from his or her

hand.

(b) If a casino licensee chooses to have the cards dealt from the dealer's hand, the following requirements shall be observed.

1. The casino licensee shall use an automated shuffling device to shuffle the cards.

2. Once the procedures required by N.J.A.C. 13:69F-38.4 and 38.7(b) have been completed, the dealer shall place the stacked deck of cards in either hand.

i. Once the dealer has chosen the hand in which he or she will hold the cards, the dealer shall use that hand whenever holding the cards during that round of play.

ii. The cards held by the dealer shall at all times be kept in front of the dealer and over the table inventory container.

3. The dealer shall then announce "No more bets." The dealer shall deal each card by holding the deck of cards in the chosen hand and using the other hand to remove the top card of the deck and place it face down on the appropriate area of the layout.

(c) The dealer shall, starting with the player farthest to his or her left and continuing around the table in a clockwise manner, deal the cards as follows:

1. One card face down to each player;

2. One card face up to an area directly in front of the table inventory container designated for the dealer's hand;

3. A second card face down to each player directly on top of that player's first card;

4. A second card face down to the dealer to the right of the

dealer's first card dealt face up; and

5. A third, fourth and fifth card face down to each player and the dealer, in succession, directly on top of the preceding card dealt face down.

(d) After five cards have been dealt to each player and the area designated for the placement of the dealer's hand, the dealer shall, except as provided in (e) below, place the stub in the discard rack without exposing the cards.

(e) The dealer shall be required to count the stub at least once every five rounds of play in order to determine that the correct number of cards are still present in the deck. The dealer shall count the stub in accordance with the provisions of N.J.A.C. 13:69F-38.7.

13:69F-38.9 Procedures for dealing the cards from an automated dealing shoe

(a) Notwithstanding any other provision of N.J.A.C. 13:69E or this chapter, a casino licensee may, in its discretion, choose to have the cards used to play lunar poker dealt from an automated dealing shoe which dispenses cards in stacks of five cards, provided that the shoe, its location and the procedures for its use are approved by the Division.

(b) If a casino licensee chooses to have the cards dealt from an automated dealing shoe, the following requirements shall be observed.

1. Once the procedures required by N.J.A.C. 13:69F-38.4 and 38.7(b) have been completed, the cards shall be placed in the automated dealing shoe.

2. The dealer shall then announce "No more bets."

(c) The dealer shall deliver the first stack of cards dispensed by the automated dealing shoe face down to the player farthest to his or her left who has placed a wager in accordance with N.J.A.C. 13:69F-38.6. As the remaining stacks are dispensed to the dealer by the automated dealing shoe, the dealer shall, moving clockwise around the table, deliver a stack face down to each of the other players who has placed a wager in accordance with N.J.A.C. 13:69F-38.6. The dealer shall then deliver a stack of five cards face down to the area designated for the dealer's hand.

(d) After each stack of five cards has been dispensed and delivered in accordance with this subsection, the dealer shall remove the stub from the automated dealing shoe and, except as provided in (e) below, place the cards in the discard rack without exposing the cards.

(e) The dealer shall be required to count the stub at least once every five rounds of play in order to determine that the correct number of cards are still present in the deck. The dealer shall count the stub in accordance with the provisions of N.J.A.C. 13:69F-38.7.

(f) Notwithstanding the provisions of (e) above, the counting of the stub shall not be required if an automated card shuffling device is used that counts the number of cards in the deck after the completion of each shuffle and indicates whether 52 cards are still present. If the automated card shuffling device reveals that an incorrect number of cards are present, the deck shall be removed from the table in accordance with the provisions of N.J.A.C. 13:69E-1.18.

(g) The stack of five cards comprising the dealer's hand shall then be spread in a row directly in front of the table inventory container with the top card to the dealer's right and the bottom card to the dealer's left. The dealer shall then expose the bottom card of the dealer's hand, or that card farthest to the dealer's left, and the round of play shall proceed in accordance with N.J.A.C. 13:69F-38.10.

13:69F-38.10 Procedure for completion of each round of play;
collection and payment of wagers

(a) After the dealing procedures required by N.J.A.C. 13:69F-38.7, 38.8 or 38.9 have been completed but before the dealer exposes the hole cards, each player shall, after examining his or her cards, determine whether the player's hand qualifies for an instant cash payment or, if applicable, a super side bet payout. Each player is responsible for determining and declaring any hand that qualifies for an instant cash payout or a super side bet payout, and a player's failure to do so prior to any additional cards being dealt shall constitute the player's forfeiture of a claim to any such payment or payout.

1. A player is entitled to an instant cash payout if the first five cards initially dealt to the player comprise either a "royal flush" or a "straight flush". In such case, the player shall reveal player's hand, and the dealer shall verify the player's hand which shall remain face up on the layout until the instant cash payout and, if applicable, a progressive payout hand are paid. Qualifying hands for the instant cash payout and winning progressive wagers shall

be paid in accordance with the payout odds listed in N.J.A.C. 13:69F-38.12(c) and (g), respectively. After making an instant cash payout to a player who has not placed a progressive payout wager, the dealer shall immediately collect the cards of the player and place them in the discard rack, concluding the player's round of play. If a player has also won a progressive payout not paid from the table inventory container, the cards of that player shall remain on the table until the necessary documentation has been completed pursuant to N.J.A.C. 13:69D-1.52.

2. If a player has placed a super side bet and is entitled to a payout thereon, the player shall reveal the player's hand, and the dealer shall verify the player's hand and pay the player in accordance with the payout odds set forth in N.J.A.C. 13:69F-38.12(d). The player's hand shall then be returned to the player to enable the player to continue play during the round.

(b) After the dealer has resolved all instant cash payouts, super side bets and progressive payout wagers, each remaining player shall elect one of the following:

1. Buy one card by placing a buy a card payment in the designated area on the layout in accordance with the procedures in (b) below;

2. Exchange two, three, four or five cards by placing an exchange cards payment in the designated area on the layout;

3. Place a bet wager in the designated area on the layout;

or

4. Fold and forfeit the ante wager.

(c) For each player who elects to buy a card, the buy a card payment shall be collected by the dealer and placed in the table inventory container and the dealer shall deliver one new card. After examining his or her cards, the player shall (i) place a bet wager in the designated betting area, or (ii) fold and forfeit the ante wager. If a player folds, the entire ante wager shall be collected by the dealer and placed in the table inventory container. A folded hand shall then be immediately collected by the dealer and placed in the discard rack.

(d) For each player who elects to exchange cards, the exchange cards payment shall be collected by the dealer and placed in the table inventory container. The player shall place the cards he or she intends to discard face down to the right of the designated options area and the dealer shall verbally confirm the number of cards the player intends to discard. The dealer shall deliver the number of new cards equal to the number of cards discarded by the player. The dealer shall immediately collect the cards selected by the player for discard, confirm the number of cards and place them in the discard rack. After examining his or her cards, the player shall (i) place a bet wager in the designated betting area, or (ii) fold and forfeit the ante wager. If a player folds, the entire ante wager shall be collected by the dealer and placed in the table inventory container. A folded hand shall then be immediately collected by the dealer and placed in the discard rack.

(e) Each player who makes a bet wager shall be responsible for his or her own hand and no other person other than the dealer may

touch the cards of that player. Each player shall be required to keep the five or six cards in full view of the dealer at all times. Once each player has examined his or her cards and placed the five or six cards face down on the appropriate area of the layout, the player shall not touch the cards again.

(f) No player may exchange or communicate information regarding his or her hand prior to the dealer revealing the hole cards. Any violation shall result in a forfeiture of all wagers on that round of play by the player(s) communicating.

(g) After all players have either placed a bet wager or folded, the dealer shall turn over and reveal the dealer's hole cards and set the highest ranking poker hand. If a player has opted to buy a card, the player's hand shall be ranked on the basis of the highest ranking five-card combination in such player's hand.

(h) After the dealer's hole cards are revealed, the dealer shall, starting with the player farthest to his or her right, turn over the player's cards and settle all of a player's wagers in accordance with either (i) or (j) below, as applicable.

(i) The following rules shall apply if the dealer has a qualifying hand:

1. A player's ante wager and bet wager shall lose if the qualifying hand of the dealer ranks higher than the hand of that player. All losing wagers shall immediately be collected by the dealer and placed in the table inventory container. All losing hands shall then be immediately collected by the dealer and placed in the discard rack.

2. A player's ante wager and bet wager shall be a push if the hand of the player is equal in rank to the dealer's qualifying hand. The dealer shall neither collect nor pay ante wagers or bet wagers, but shall immediately collect the cards of that player after all losing wagers and hands have been collected.

3. A player's ante wager shall be a push (the dealer neither collects nor pays the ante wager) and the bet wager shall win if the player's hand ranks higher than the qualifying hand of the dealer. The player's hand shall remain face up on the layout until the winning bet wager and, if applicable, progressive payout wager are paid. Winning wagers shall be paid in accordance with the payout odds listed in N.J.A.C. 13:69F-38.12. In addition to the resolution of a player's winning bet wager, the player's hand may qualify for a second payout if a second hand that qualifies for a payout can be formed with at least one card that was not included in the player's original winning hand. A player holding a second qualifying hand shall be paid in accordance with the payout odds set forth in N.J.A.C. 13:69F-38.12 for such second hand regardless of whether the second qualifying hand is ranked higher than the dealer's hand. After paying a winning bet wager, the dealer shall immediately collect the cards of the winning player and place them in the discard rack. If a player has won a progressive payout which is not being paid from the table inventory container, the cards of that player shall remain on the table until the necessary documentation has been completed pursuant to N.J.A.C. 19:45-1.52.

(j) The following rules shall apply if the dealer does not have a

qualifying hand:

1. The dealer shall immediately announce "No hand" and shall pay all ante wagers at payout odds of 1 to 1. The dealer shall pay all ante wagers beginning with the player farthest to the right of the dealer and continuing counterclockwise around the table. All bet wagers shall be considered void and the dealer shall neither collect nor pay said wagers.

2. The dealer shall immediately collect the cards of all players and place them in the discard rack, together with the remaining cards in the deck used for the round of play; provided, however, that the dealer shall be required to turn over the cards of any player who has made a progressive wager pursuant to N.J.A.C. 13:69F-38.11. If a player has won a progressive payout which is not being paid from the table inventory container, the cards of that player shall not be collected until the necessary documentation has been completed pursuant to N.J.A.C. 19:45-1.52.

(k) Notwithstanding the provisions of N.J.A.C. 13:69F-38.10(j), after the hole cards are revealed and it is determined that the dealer does not have a qualifying hand, any player may elect to force the dealer. Each player who elects to force the dealer shall place a force the dealer payment in the designated options area of the layout, and the force the dealer payment shall be collected by the dealer and placed in the table inventory container. The dealer shall then identify and discard the highest ranking card in the dealer's hand and place such card in the discard rack. The dealer shall deal face up one new card to the dealer's hand. After the dealing procedures

described above have been completed, the following procedures shall apply:

1. If the dealer has a qualifying hand, then the dealer shall set the highest ranking poker hand and the procedures required by N.J.A.C. 13:69F-38.10(i) shall apply.

2. If the dealer does not have a qualifying hand, then the ante wager(s) and bet wager(s) shall be considered void and the dealer shall neither collect nor pay the ante wager(s) and bet wager(s).

(1) All cards collected by the dealer shall be picked up in order and placed in the discard rack in such a way that they can be readily arranged to reconstruct each hand in the event of a question or dispute.

13:69F-38.11 Progressive payout

(a) A progressive payout wager shall be paid pursuant to the payout table listed in N.J.A.C. 13:69F-38.12, the procedures approved pursuant to N.J.A.C. 13:69E-1.52 and prior to the collection of the cards by the dealer.

(b) Prior to paying a progressive payout hand, the dealer shall:

1. Verify that the hand is a winning hand;

2. Verify that the appropriate light on the acceptor device has been illuminated; and

3. Have a casino supervisor validate the progressive payout pursuant to approved internal control procedures.

(c) Any winning progressive payout wager shall be paid irrespective of the rank of the hand of the dealer or even if the

dealer does not have a qualifying hand or has a higher ranking hand.

13:69F-38.12 Payout odds; rate of progression; payout limitation

(a) The payout odds for winning wagers at lunar poker printed on any layout or in any brochure or other publication distributed by a casino licensee shall be stated through the use of the word "to" or "win," and no odds shall be stated through the use of the word "for."

(b) A casino licensee shall pay winning ante wagers at payout odds of 1 to 1, except when a player is entitled to an instant cash payout

(c) Subject to the payout limitation in (f) below, a casino licensee shall pay each instant cash payout at no less than the odds listed below:

<u>Hand</u>	<u>Payout odds</u>
Royal Flush	600 to 1
Straight Flush	200 to 1

(d) Subject to the payout limitation in (f) below, a casino licensee shall pay each winning super side bet for the highest qualifying hand at no less than the odds listed below:

<u>Hand</u>	<u>Payout odds</u>
Four-of-a-kind	250 to 1
Same colored straight	150 to 1
Full House	100 to 1
Flush	60 to 1
Straight	30 to 1
Three-of-a-kind	7 to 1

Ace-King-Queen	5 to 1
5 same colored cards	2 to 1

(e) Subject to the payout limitation in (f) below, a casino licensee shall pay each winning bet wager at no less than the odds listed below:

<u>Hand</u>	<u>Payout odds</u>
Royal Flush	100 to 1
Straight Flush	50 to 1
Four-of-a-kind	20 to 1
Full House	7 to 1
Flush	5 to 1
Straight	4 to 1
Three-of-a-kind	3 to 1
Two Pair	2 to 1
One Pair	1 to 1
Ace-King	1 to 1

(f) Notwithstanding the payout odds in (e) above, the payout limit on each bet wager for any hand shall be no less than \$5,000 or the maximum amount that one patron could win per round when betting the minimum permissible wager, whichever is greater.

(g) A casino licensee shall pay winning progressive payouts at no less than the percentages or amounts listed below:

<u>Hand</u>	<u>Payout Percentage or Amount</u>
Royal Flush	100 percent of progressive jackpot

Straight Flush	Either 10 percent of progressive jackpot or \$5,000, as designated in the casino licensee's system of internal controls
Four-of-a-kind	\$500.00
Full House	\$100.00
Flush	\$50.00

(h) The rate of progression for the progressive meter used for the progressive payouts in (g) above shall be no less than 70 percent. The initial and reset amount shall be established by each casino licensee and approved pursuant to N.J.A.C. 13:69E-1.39B.

(i) Winning progressive payout hands shall be paid in accordance with the amount on the meter when it is the player's turn to be paid in accordance with N.J.A.C. 13:69F-38.11; provided, however, if more than one player at a table has a royal flush progressive payout hand, each player shall share equally in the amount on the progressive meter when the first player with a royal flush is to be paid.

13:69F-38.13 Irregularities

(a) If a hole card is exposed prior to the dealer announcing "No more bets" pursuant to N.J.A.C. 13:69F-38.7, all hands shall be void.

(b) A card that is found face up in the shoe or the deck while the cards are being dealt shall not be used in the game and shall be placed in the discard rack. If more than one card is found face up in the shoe or the deck during the dealing of the cards, all hands shall

be void and the cards shall be reshuffled.

(c) A card drawn in error without its face being exposed shall be used as though it was the next card from the shoe or the deck.

(d) If any player is dealt an incorrect number of cards, that player's hand shall be void. If the dealer is dealt four cards of the five card hand, the dealer shall deal an additional card to complete the hand. Any other misdeal to the dealer shall result in all hands being void and the cards shall be reshuffled.

(e) If an automated card shuffling device is being used and the device jams, stops shuffling during a shuffle, or fails to complete a shuffle cycle, the cards shall be reshuffled.

(f) If an automated dealing shoe is being used and the device jams, stops dealing cards, or fails to deal all cards during a round of play, the round of play shall be void and the cards shall be removed from the device and reshuffled with any cards already dealt.

(g) Any automated card shuffling device or automated dealing shoe shall be removed from a gaming table before any other method of shuffling or dealing may be utilized at that table.

