

5:12-100

LEGISLATIVE HISTORY CHECKLIST
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(Gambling--permit employees
to gamble in certain casinos)

NJSA: 5:12-100

LAWS OF: 1992

CHAPTER: 18

BILL NO: S467

SPONSOR(S): Gormley

DATE INTRODUCED: February 27, 1992

COMMITTEE: ASSEMBLY: ---

SENATE: Judiciary

AMENDED DURING PASSAGE: Yes Amendments during passage denoted
by asterisks

DATE OF PASSAGE: ASSEMBLY: May 28, 1992

SENATE: May 7, 1992

DATE OF APPROVAL: June 12, 1992

FOLLOWING STATEMENTS ARE ATTACHED IF AVAILABLE:

SPONSOR STATEMENT: Yes

COMMITTEE STATEMENT: ASSEMBLY: No

SENATE: Yes

FISCAL NOTE: No

VETO MESSAGE: No

MESSAGE ON SIGNING: No

FOLLOWING WERE PRINTED:

REPORTS: No

HEARINGS: No

KBG:pp

[FIRST REPRINT]

SENATE, No. 467

STATE OF NEW JERSEY

INTRODUCED FEBRUARY 27, 1992

By Senator GORMLEY

1 AN ACT concerning casino employees and amending P.L.1977,
2 c.110.

3
4 BE IT ENACTED *by the Senate and General Assembly of the*
5 *State of New Jersey*::

6 1. Section 100 of P.L.1977, c.110 (C.5:12-100) is amended to
7 read as follows:

8 100. Games and Gaming Equipment. a. This act shall not be
9 construed to permit any gaming except the conduct of authorized
10 games in a casino room in accordance with this act and the
11 regulations promulgated hereunder.

12 b. Gaming equipment shall not be possessed, maintained or
13 exhibited by any person on the premises of a casino hotel complex
14 except in the casino room and in secure areas used for the
15 inspection, repair or storage of such equipment and specifically
16 designated for that purpose by the casino licensee with the
17 approval of the commission. No gaming equipment shall be
18 possessed, maintained, exhibited, brought into or removed from a
19 casino room by any person unless such equipment is necessary to
20 the conduct of an authorized game, has permanently affixed,
21 imprinted, impressed or engraved thereon an identification
22 number or symbol authorized by the commission, is under the
23 exclusive control of a casino licensee or his employees, and is
24 brought into or removed from the casino room at times
25 authorized for that purpose by the commission or at other times
26 when prior notice has been given to and written approval granted
27 by an authorized agent of the commission.

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

33 c. Each casino hotel shall contain a count room and such other
34 secure facilities as may be required by the commission for the
35 counting and storage of cash, coins, tokens and checks received in
36 the conduct of gaming and for the inspection, counting and
37 storage of dice, cards, chips and other representatives of value.
38 All drop boxes and other devices wherein cash, coins, or tokens
39 are deposited at the gaming tables or in slot machines, and all
40 areas wherein such boxes and devices are kept while in use, shall
41 be equipped with two locking devices, one key to which shall be
42 under the exclusive control of the commission and the other
43 under the exclusive control of the casino licensee, and said drop

EXPLANATION--Matter enclosed in bold-faced brackets [thus] in the
above bill is not enacted and is intended to be omitted in the law.

Matter underlined thus is new matter.

Matter enclosed in superscript numerals has been adopted as follows:

¹ Senate SJU committee amendments adopted May 4, 1992.

1 boxes and other devices shall not be brought into or removed
2 from the casino room, or locked or unlocked, except at such
3 times, in such places, and according to such procedures as the
4 commission may require.

5 d. All chips used in gaming at all casinos shall be of such size
6 and uniform color by denomination as the commission shall
7 require by regulation.

8 e. All gaming shall be conducted according to rules
9 promulgated by the commission. All wagers and pay-offs of
10 winning wagers at table games shall be made according to rules
11 promulgated by the commission, which shall establish such
12 minimum wagers and other limitations as may be necessary to
13 assure the vitality of casino operations and fair odds to and
14 maximum participation by casino patrons; provided, however,
15 that a licensee may establish a higher minimum wager with the
16 prior approval of the commission. Each slot machine shall have a
17 minimum payout of 83%.

18 f. Each casino licensee shall make available in printed form to
19 any casino patron upon request the complete text of the rules of
20 the commission regarding games and the conduct of gaming,
21 pay-offs of winning wagers, an approximation of the odds of
22 winning for each wager, and such other advice to the player as
23 the commission shall require. Each casino licensee shall
24 prominently post within the casino room according to regulations
25 of the commission such information about gaming rules, pay-offs
26 of winning wagers, the odds of winning for each wager, and such
27 other advice to the player as the commission shall require.

28 g. Each gaming table shall be equipped with a sign indicating
29 the permissible minimum and maximum wagers pertaining
30 thereto. It shall be unlawful for a casino licensee to require any
31 wager to be greater than the stated minimum or less than the
32 stated maximum; provided, however, that any wager actually
33 made by a patron and not rejected by a casino licensee prior to
34 the commencement of play shall be treated as a valid wager.

35 h. No slot machine shall be used to conduct gaming unless it is
36 identical in all electrical, mechanical and other aspects to a
37 model thereof which has been specifically tested by the division
38 and licensed for use by the commission. The commission shall, by
39 regulation, establish such technical standards for licensure,
40 including mechanical and electrical reliability, security against
41 tampering, the comprehensibility of wagering, and noise and light
42 levels, as it may deem necessary to protect the player from fraud
43 or deception and to insure the integrity of gaming. In no event
44 shall slot machines, including walkways between them, occupy
45 more than 45% of the first 50,000 square feet of floor space of a
46 casino, or more than 32% of any additional floor space of a casino
47 larger than 50,000 square feet in the case of a casino hotel with
48 fewer than 1,200 qualifying sleeping units or more than 45% of
49 such additional floor space in the case of a casino hotel with at
50 least 1,200 qualifying sleeping units. In the case of casinos in
51 operation on the effective date of this amendatory and
52 supplementary act, P.L.1991, c.182, up to 10% of the number of
53 slot machines in operation on that effective date may be added
54 by the end of the first year after the effective date, up to 20% of

1 that number may be added by the end of the second year after
2 the effective date, and up to 30% of that number may be added
3 by the end of the third year after the effective date. The
4 commission shall, by regulation, determine the permissible
5 density of particular licensed slot machines or combinations
6 thereof, based upon their size and light and noise levels, so as to
7 create and maintain a gracious playing environment in the casino
8 and to avoid deception or frequent distraction to players at
9 gaming tables. The denominations of such machines shall be set
10 by the licensee, subject to the prior approval of the commission.

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

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

13 k. It shall be unlawful for any person to exchange or redeem
14 chips for anything whatsoever, except currency, negotiable
15 personal checks, negotiable counter checks or other chips. A
16 casino licensee shall, upon the request of any person, redeem that
17 licensee's gaming chips surrendered by that person in any amount
18 over \$25.00 with a check drawn upon the licensee's account at
19 any banking institution in this State and made payable to that
20 person.

21 l. It shall be unlawful for any casino licensee or its agents or
22 employees to employ, contract with, or use any skill or barker to
23 induce any person to enter a casino or play at any game or for
24 any purpose whatsoever.

25 m. It shall be unlawful for a dealer in any authorized game in
26 which cards are dealt to deal cards by hand or other than from a
27 device specifically designed for that purpose.

28 n. It shall be unlawful for any casino key employee, other than
29 a junket representative, to wager at any game in any casino in
30 this State, or any casino employee, other than a bartender,
31 waiter, waitress, or other casino employee who in the judgment
32 of the commission is not directly involved with the conduct of
33 gaming operations, to wager at any game in the casino in which
34 the employee is employed or in any other casino in this State
35 which is owned or operated by the same casino licensee. Any
36 casino employee, other than a bartender, waiter, waitress, or
37 other casino employee who in the judgement of the commission is
38 not directly involved with the conduct of gaming operations, must
39 wait at least 30 days following the date that the employee either
40 leaves employment with a casino licensee or is terminated from
41 employment with a casino licensee before the employee may
42 gamble in the casino in which the employee was formerly
43 employed or in any other casino in this State which is owned or
44 operated by the same casino licensee.

45 o. (1) It shall be unlawful for any casino key employee or
46 boxman, floorman, or any other casino employee who shall serve
47 in a supervisory position to solicit or accept, and for any other
48 casino employee to solicit, any tip or gratuity from any player or
49 patron at the casino where he is employed.

50 (2) A dealer may accept tips or gratuities from a patron at the
51 table at which such dealer is conducting play, subject to the
52 provisions of this subsection. All such tips or gratuities shall be
53 immediately deposited in a lockbox reserved for that purpose,
54 accounted for, and placed in a pool for distribution pro rata

1 among the dealers, with the distribution based upon the number
2 of hours each dealer has worked.

3 (cf: P.L.1991, c.182, s.38)

4 12. Section 99 of P.L.1977, c.110 (C.5:12-99) is amended to
5 read as follows:

6 99. Internal Controls. a. Each casino licensee shall submit to
7 the commission a description of its system of internal procedures
8 and administrative and accounting controls for gaming operations
9 and a description of any changes thereof. Such submission shall
10 be made at least 60 days before gaming operations are to
11 commence or at least 60 days before any change in those
12 procedures or controls is to take effect, unless otherwise directed
13 by the commission. Each such submission shall contain both
14 narrative and diagrammatic representations of the internal
15 control system to be utilized by the casino, including, but not
16 limited to:

17 (1) Accounting controls, including the standardization of forms
18 and definition of terms to be utilized in the gaming operations;

19 (2) Procedures, forms, and, where appropriate, formulas
20 covering the calculation of hold percentages, revenue drop,
21 expense and overhead schedules, complimentary services, junkets,
22 cash equivalent transactions, salary structure and personnel
23 practices;

24 (3) Job descriptions and the system of personnel and
25 chain-of-command, establishing a diversity of responsibility
26 among employees engaged in casino operations and identifying
27 primary and secondary supervisory positions for areas of
28 responsibility, which areas shall not be so extensive as to be
29 impractical for an individual to monitor;

30 (4) Procedures within the cashier's cage for the receipt,
31 storage and disbursal of chips, cash, and other cash equivalents
32 used in gaming; the cashing of checks; the redemption of chips
33 and other cash equivalents used in gaming; the pay-off of
34 jackpots; and the recording of transactions pertaining to gaming
35 operations;

36 (5) Procedures for the collection and security of moneys at the
37 gaming tables;

38 (6) Procedures for the transfer and recordation of chips
39 between the gaming tables and the cashier's cage;

40 (7) Procedures for the transfer of moneys from the gaming
41 tables to the counting process;

42 (8) Procedures and security for the counting and recordation of
43 revenue;

44 (9) Procedures for the security, storage and recordation of
45 chips and other cash equivalents utilized in the gaming operation;

46 (10) Procedures for the transfer of moneys or chips from and
47 to the slot machines;

48 (11) Procedures and standards for the opening and security of
49 slot machines;

50 (12) Procedures for the payment and recordation of slot
51 machine jackpots;

52 (13) Procedures for the cashing and recordation of checks
53 exchanged by casino patrons;

54 (14) Procedures governing the utilization of the private

1 security force within the casino;

2 (15) Procedures and security standards for the handling and
3 storage of gaming apparatus including cards, dice, machines,
4 wheels and all other gaming equipment;

5 (16) Procedures and rules governing the conduct of particular
6 games and the responsibility of casino personnel in respect
7 thereto; and

8 (17) Procedures for separately recording all transactions
9 pursuant to section 101 of this act involving the Governor, any
10 State officer or employee, or any special State officer or
11 employee, any member of the Judiciary, any member of the
12 Legislature, [or] any officer of a municipality or county in which
13 casino gaming is authorized, or any gaming related casino
14 employee, and for the quarterly filing with the Attorney General
15 of a list reporting all such transactions.

16 In addition, each casino licensee shall submit to the commission
17 a description of its system of internal procedures and
18 administrative and accounting controls for non-gaming operations
19 and a description of any changes thereof no later than five days
20 after those operations commence or after any change in those
21 procedures or controls takes effect.

22 b. The commission shall review each submission required by
23 subsection a. hereof, and shall determine whether it conforms to
24 the requirements of this act and to the regulations promulgated
25 thereunder and whether the system submitted provides adequate
26 and effective controls for the operations of the particular casino
27 hotel submitting it. If the commission finds any insufficiencies, it
28 shall specify same in writing to the casino licensee, who shall
29 make appropriate alterations. When the commission determines a
30 submission to be adequate in all respects, it shall notify the
31 casino licensee of same. No casino licensee shall commence or
32 alter gaming operations unless and until such system of controls
33 is approved by the commission.¹

34 (cf: P.L.1991, c.182, s.37)

35 ¹[2.] 3.1 This act shall take effect immediately.

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41 Permits gaming-related casino employees to gamble in any casino
42 in the State except for casino where employed or other casino
owned or operated by employer.

1 among the dealers, with the distribution based upon the number
2 of hours each dealer has worked.

3 (cf: P.L.1991, c.182, s.38)

4 2. This act shall take effect immediately.

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STATEMENT

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9 This bill amends section 100 of the Casino Control Act,
10 P.L.1977, c.110 (C.5:12-100) to allow certain casino employees to
11 gamble in any casino except for the one in which they are
12 employed and any other casino owned or operated by the same
13 casino licensee. In addition, the bill imposes a 30-day waiting
14 period before casino employees who either leave their
15 employment or are terminated from employment can gamble in
16 the casino where they were formerly employed or any other
17 casino owned or operated by the same casino licensee.

18 At present, casino employees other than bartenders, waiters,
19 waitresses, and nongaming related employees are prohibited from
20 gambling at any casino in the State. This bill would permit those
21 employees to gamble in any casino except for the one in which
22 they are employed and any other casino owned or operated by the
23 same casino licensee.

24 Casino key employees, i.e., those employees working in a
25 managerial or supervisory capacity relating to the casino
26 operation or an approved hotel, would continue to be prohibited
27 from gambling in any casino in the State.

28 This bill will help to end discrimination against certain
29 casino-gaming employees by permitting them to gamble in any
30 casino in the State other than the one in which they are employed
31 or any other casino owned or operated by the same casino
32 licensee.

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38 Permits gaming-related casino employees to gamble in any casino
39 in the State except for casino where employed or other casino
owned or operated by employer.

SENATE JUDICIARY COMMITTEE

STATEMENT TO

SENATE, No. 467

STATE OF NEW JERSEY

DATED: MARCH 9, 1992

The Senate Judiciary committee reports favorably Senate Bill No. 467.

At present, casino employees other than bartenders, waiters, waitresses, and nongaming related employees are prohibited from gambling at any casino in the State. The bill would permit those employees to gamble in any casino except for the one in which they are employed and any other casino owned or operated by the same casino licensee. In addition, this bill imposes a 30-day waiting period before casino employees who either leave their employment or are terminated from employment can gamble in the casino where they were formerly employed or any other casino owned or operated by the same casino licensee.

Casino key employees, i.e., those employees working in a managerial or supervisory capacity relating to the casino operation or an approved hotel, would continue to be prohibited from gambling in any casino in the State.