

5:12-52 et al

LEGISLATIVE HISTORY CHECKLIST

WASA 5:12-52 et al. (Casino Control Commission--Full-time members--removal)

LAWS OF 1980 CHAPTER 28

Bill No. A1081

Sponsor(s) Jackman

Date Introduced Feb. 11, 1980

Committee: Assembly State Govt., Federal & Interstate Relations & Veterans Affairs

Senate State Govt., Federal & Interstate Relations & Veterans Affairs

Amended during passage Yes xxx Amendments during passage denoted by asterisks

Date of Passage: Assembly April 17, 1980

Senate May 19, 1980

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Following statements are attached if available:

Sponsor statement	Yes	xxx
Committee Statement: Assembly	xxx	No
Senate	xxx	No
Fiscal Note	xxx	No
Veto message	xxx	No
Message on signing	Yes	xx
Following were printed:		
Reports	xxx	No
Hearings	Yes	xx

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Public hearing, held March 3, 1980.
Trenton, 1980.

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ASSEMBLY, No. 1081**STATE OF NEW JERSEY**

INTRODUCED FEBRUARY 11, 1980

By Assemblyman JACKMAN

Referred to Committee on State Government, Federal and
Interstate Relations and Veterans AffairsAN ACT to amend and supplement the "Casino Control Act,"
approved June 2, 1977 (P. L. 1977, c. 110).1 BE IT ENACTED *by the Senate and General Assembly of the State*
2 *of New Jersey:*1 1. Section 52 of P. L. 1977, c. 110 (C. 5:12-52) is amended to
2 read as follows:3 52. Appointment and Terms of Commission Members. a. Initial
4 appointments to the commission *made pursuant to this amendatory*
5 *and supplementary act* shall be for terms as follows:

6 *[(1) One member for 1 year;

7 (2) One member for 2 years;

8 (3) One member for 3 years;

9 (4) One member for 4 years; and

10 (5) One member for 5 years, who shall be designated chairman.]*

10A *(1) *One member for 2 years;*10B (2) *One member for 3 years;*10C (3) *One member for 4 years; and*10D (4) *One member for 5 years.*10E **[*The term of any member appointed as the full-time successor to*
10F *any part-time member of the commission who is serving in the*
10G *course of a term of office on the effective date of this amendatory*
10H *and supplementary act shall commence upon the termination of*
10I *service of such part-time member. The full-time member appointed*
10J *as the chairman of the commission pursuant to P. L. 1977, c. 110*
10K *(C. 5:12-1 et seq.) shall continue as a full-time member of the com-*
10L *mission for a term which shall expire on July 25, 1981.***]*11 b. The term of each of the members first appointed *pursuant*
12 *to this amendatory and supplementary act* shall be designated by
13 the Governor.**EXPLANATION—Matter enclosed in bold-faced brackets [thus] in the above bill
is not enacted and is intended to be omitted in the law.**

14 c. After the initial appointments, all members shall be appointed
 15 for terms of 5 years; provided, however, that no member shall
 16 serve more than two terms of 5 years each.

17 d. Appointments to the commission ***and designation of the*
 17A *chairman, except for the initial designation pursuant to this*
 17B *amendatory and supplementary act,*** shall be made by the Gov-
 18 ernor with the advice and consent of the Senate. Prior to nomina-
 19 tion, the Governor shall cause an inquiry to be conducted by the
 20 Attorney General into the nominee's background, with particular
 21 regard to the nominee's financial stability, integrity, and responsi-
 22 bility and his reputation for good character, honesty, and integrity.

23 e. Appointments to fill vacancies on the commission shall be for
 24 the unexpired term of the member to be replaced.

25 f. ***[**The member designated by the Governor to serve as chair-
 26 man shall serve in such capacity throughout such member's entire
 27 term and until his successor shall have been duly appointed and
 28 qualified. No such member, however, shall serve in such capacity for
 29 more than 10 years. The chairman shall be the chief executive
 30 officer of the commission**],.]*** ***The member designated by the*
 31 *Governor to serve as chairman shall serve in such capacity through-*
 32 *out such member's entire term and until his successor shall have*
 32A *been duly appointed and qualified. No such member, however, shall*
 32B *serve in such capacity for more than 10 years. The chairman shall*
 32C *be the chief executive officer of the commission.** All members shall*
 32D devote full time to **[the]** *their* duties of **[his]** office and shall not
 32E pursue or engage in any other business, occupation or other gainful
 32F employment.

33 g. A commissioner may be removed from office for misconduct
 34 in office, willful neglect of duty, or other conduct evidencing un-
 35 fitness for his office, or for incompetence. A proceeding for removal
 36 may be instituted by the Attorney General in the Superior Court.
 37 Notwithstanding any provision of this or any other act, any com-
 38 missioner or employee of the commission shall automatically forfeit
 39 his office or position upon conviction of any crime ****[**or upon re-*
 40 *usal to testify in matters directly relating to the conduct of his*
 41 *office, position or employment before any court, grand jury or the*
 42 *State Commission of Investigation. Any commissioner or employee*
 43 *of the commission failing or refusing to so appear and to so testify,*
 44 *after having been informed of his duty to appear and testify under*
 45 *this act by the prosecuting attorney, or a member of or attorney*
 46 *for the State Commission of Investigation, as the case may be, shall*
 47 *be subject to removal from his office, position or employment.]**
 48 **Any commissioner or employee of the commission shall be subject*

49 *to the duty to appear and testify and to removal from his office,*
 50 *position or employment in accordance with the provisions of P. L.*
 51 *1970, c. 72 (C. 2A:81-17.2a et seq.).**

52 h. Each member of the commission shall serve for the duration
 53 of his term and until his successor shall be duly appointed and
 54 qualified, subject to the limitations in ***[subsections c. and f.]***
 55 ****[*subsection c.]***** ****subsections c. and f.**** of this section*;
 56 *provided, however, that in the event that a successor is not duly*
 57 *appointed and qualified within 120 days after the expiration of the*
 58 *member's term, a vacancy shall be deemed to exist*.*

59 ****[*i. The Governor shall appoint four alternate commissioners,**
 60 *with the advice and consent of the Senate, each for a term of 3*
 61 *years. No more than two of the four alternate commissioners shall be*
 62 *of the same political party. Two alternate commissioners, no*
 63 *more than one of whom shall be of the same political party, shall*
 64 *be appointed within 120 days of the effective date of this amend-*
 65 *atory and supplementary act. Such commissioners shall be qualified*
 66 *pursuant to section 51 of P. L. 1977, c. 110 (C. 5:12-51). Such com-*
 67 *missioners shall serve on the commission pursuant to section 73 of*
 68 *P. L. 1977, c. 110 (C. 5:12-73) and may be reappointed for no more*
 69 *than two succeeding 3-year terms. All such commissioners shall*
 70 *be subject to the same restrictions applicable to the members of the*
 71 *commission pursuant to sections 58 through 62 of P. L. 1977, c. 110*
 72 *(C. 5:12-58 through 62), except for subsection d. of section 59. No*
 73 *such commissioner, however, shall be employed in any capacity by*
 74 *any person licensed by or registered with the commission.*]***

1 2. Section 53 of P. L. 1977, c. 110 (C. 5:12-53) is amended to read
 2 as follows:

3 53. Compensation of Members. Each member of the commission
 4 other than the chairman shall receive compensation of **[\$18,000.00]**
 5 *\$60,000.00* per annum **[and shall also be entitled to reimbursement**
 6 **for his expenses actually and necessarily incurred in the perform-**
 7 **ance of his duties, including expenses of travel outside of the State].**
 8 The compensation of the chairman shall be **[\$60,000.00]** *\$65,000.00*
 9 per annum.

1 *3. Section 54 of P. L. 1977, c. 110 (C. 5:12-54) is amended to
 2 read as follows:

3 54. Organization and Employees. a. The commission may es-
 4 tablish, and from time to time alter, such plan of organization as
 5 it may deem expedient, and may incur expenses within the limits
 6 of funds available to it.

7 b. [The commission shall elect annually by a majority of the full
8 commission one of its members, other than the chairman, to serve
9 as vice-chairman for the ensuing year.] **[Following the appoint-
10 ment and qualification of all members to be appointed pursuant to
11 this amendatory and supplementary act but no later than 5 days
12 after such appointment and qualification, and annually thereafter,
13 the commission shall elect by a majority of the full commission one
14 of its members to serve as chairman and another as vice-chairman.
15 The chairman shall be the chief executive officer of the commis-
16 sion.]** **The commission shall elect annually by a majority of
17 the full commission one of its members, other than the chairman,
18 to serve as vice-chairman for the ensuing year.** The vice-chairman
18A shall be empowered to carry out all of the responsibilities of the
18B chairman as prescribed in this act during his absence, *disqualifica-*
18C *tion*, or inability to serve.

19 c. The commission shall appoint an executive secretary who shall
20 serve at its pleasure and shall be responsible for the conduct of its
21 administrative affairs. No person shall be eligible for such appoint-
22 ment unless he shall have at least 5 years of responsible experience
23 in public or business administration or possesses broad manage-
24 ment skills. The salary of the executive secretary shall be fixed by
25 the commission; provided, however, that such salary shall not
26 exceed \$41,000.00.

27 d. The commission may employ such other personnel as it deems
28 necessary. All employees of the commission, except for secretarial
29 and clerical personnel, shall be in the unclassified service of the
30 Civil Service. All employees of the commission shall be deemed
31 confidential employees for the purposes of the "New Jersey Em-
32 ployer-Employee Relations Act" (P. L. 1941, c. 100; C. 34:13A-1
33 et seq.), as amended. Notwithstanding the provisions of any other
34 law to the contrary, the commission may employ legal counsel
35 who shall represent the commission in any proceeding to which it
36 is a party, and who shall render legal advice to the commission
37 upon its request. The commission may contract for the services
38 of other professional, technical and operational personnel and
39 consultants as may be necessary to the performance of its re-
40 sponsibilities under this act. Members and employees of the com-
41 mission shall be enrolled in the Public Employees Retirement
42 System of New Jersey (P. L. 1954, c. 84; C. 43:15A-1 et seq.).

1 **[4. Section 55 of P. L. 1977, c. 110 (C. 5:12-55) is amended to
2 read as follows:

3 55. Division of Gaming Enforcement. There is hereby estab-
 4 lished in the Department of Law and Public Safety the Division of
 5 Gaming Enforcement. The division shall be under the immediate
 6 supervision of a director who shall also be sworn as an Assistant
 7 Attorney General and who shall administer the work of the division
 8 under the direction and supervision of the Attorney General.
 9 The director shall be appointed by the Governor, with the advice
 10 and consent of the Senate, and shall serve during the term of office
 11 of the Governor, except that the first director shall be appointed for
 12 a term of 2 years. The director may be removed from office by the
 13 Attorney General for cause upon notice and opportunity to be heard.
 14 *The director and any employee or agent of the division shall be*
 15 *subject to the duty to appear and testify and to removal from his*
 16 *office, position or employment in accordance with the provisions of*
 17 *P. L. 1970, c. 72 (C. 2A:81-17.2a et seq.). The Attorney General*
 18 *shall be responsible for the exercise of the duties and powers*
 19 *assigned to the division. *]****

1 ***[3.]* *5.* Section 59 of P. L. 1977, c. 110 (C. 5:12-59) is
 2 amended to read as follows:

3 59. Employment Restrictions on Commissioners, Commission
 4 Employees and Division Employees. a. The "New Jersey Conflicts
 5 of Interest Law" (P. L. 1971, c. 182; C. 52:13D-12 et seq.) shall
 6 apply to members of the commission and to all employees of the
 7 commission and the division, except as herein specifically provided.
 8 *]b. A Code of Ethics governing the specific needs of the com-
 9 mission and the division shall be promulgated by each and shall
 10 include, among other provisions, that:]*

10A *b. *The commission, within 120 days after the initial election of*
 10B *a chairman and vice-chairman, shall promulgate a Code of Ethics*
 10C *that is modeled upon the Code of Judicial Conduct of the American*
 10D *Bar Association, as amended and adopted by the Supreme Court of*
 10E *New Jersey. This Code of Ethics shall include provisions that,*
 10F *among other things, address the propriety of relationships and*
 10G *dealings between the commission and its staff, and licensees and*
 10H *applicants for licensure under this act.*

10I c. *The division shall promulgate a Code of Ethics governing its*
 10J *specific needs.*

10K d. *The Codes of Ethics promulgated by the commission and the*
 10L *division shall be submitted simultaneously to the Senate and Gen-*
 10M *eral Assembly State Government, Federal and Interstate Relations*
 10N *and Veterans Affairs Committees or their successors for review*
 10O *and to the Executive Commission on Ethical Standards for*
 10P *approval. Such approval, however, shall not be granted until at*

10Q *least 30 days following such submission. The Codes of Ethics shall*
 10R *include, among other provisions, that:**

11 (1) No commission member or employee or division employee or
 12 agent shall be permitted to gamble in any establishment licensed
 13 by the commission except in the course of his duties.

14 (2) No commission member or employee or division employee or
 15 agent shall solicit or accept employment from any person licensed
 16 by or registered with the commission or from any applicant for a
 17 period of 4 years after termination of service with the commission,
 18 or division, unless subject to section 60 of this act.

19 (3) *No commission member or employee or any division em-*
 20 *ployee or agent shall act in his official capacity in any matter*
 21 *wherein he or ***[any member of his family]*** *his spouse, child,*
 22 *parent or sibling* has a direct or indirect personal financial interest*
 23 *that might reasonably be excepted to impair his objectivity or in-*
 23A *dependence of judgment.*

24 ***[c.]* *e.*** No commission member or employee or division em-
 25 ployee or agent shall have any interest, direct or indirect, in any
 26 applicant or in any person licensed by or registered with the com-
 27 mission during his term of office or employment.

28 **[d.** No commission member shall be employed in any capacity by
 29 any person licensed by or registered with the commission.]

30 **[e.] ***[d.]*** *f.*** Each *commission member and* employee of the
 31 commission, including legal counsel, and each employee and agent of
 32 the division shall devote his entire time and attention to his duties
 33 and shall not pursue any other business or occupation or other
 34 gainful employment; provided, however, that secretarial and
 35 clerical personnel may engage in such other gainful employment
 36 as shall not interfere with their duties to the commission or division,
 37 unless otherwise directed; and further provided, that the commis-
 38 sion may employ hearing examiners on a part-time basis.

39 **[f.] ***[e.]*** *g.*** No member of the commission, employee of the
 40 commission, or employee or agent of the division shall:

41 (1) Use his official authority or influence for the purpose of
 42 interfering with or affecting the result of an election or a nomina-
 43 tion for office;

44 (2) Directly or indirectly coerce, attempt to coerce, command or
 45 advise any person to pay, lend or contribute anything of value to
 46 a party, committee, organization, agency or person for political
 47 purposes; or

48 (3) Take any active part in political campaigns or the manage-
 49 ment thereof; provided, however, that nothing herein shall pro-

50 hibit a person from voting as he chooses or from expressing his
51 personal opinions on political subjects and candidates.

52 **[g.] *f.]* h.*** For the purpose of applying the provisions of
53 the "New Jersey Conflicts of Interest Law," any consultant or
54 other person under contract for services to the commission shall
55 be deemed to be a special State employee. Such person and any
56 corporation, firm or partnership in which he has an interest or by
57 which he is employed shall not represent any person or party other
58 than the commission before the commission.***

1 ***[4.]* **[*6.]* **4.**** Section 73 of P. L. 1977, c. 110 (C.
2 5:12-73) is amended to read as follows:

3 73. Meetings and Quorum. a. Meetings of the commission will
4 be held at the discretion of the chairman at such times and places
5 as he may deem necessary and convenient, or at the call of three
6 members of the commission****[;** *provided, however, that all hear-*
7 *ings on casino license applications shall be conducted in the City of*
8 *Trenton unless the commission finds good cause for conducting*
9 *part of such hearings elsewhere]**.*

10 b. The commission shall in all respects comply with the provi-
11 sions of the "Open Public Meetings Act" (P. L. 1975, c. 231;
12 C. 10:4-6 et seq.).

12A ****c.** *Any other law, rule or regulation to the contrary notwith-*
12B *standing, the commission shall take all necessary steps to ensure that*
12C *all interested persons are given adequate notice of commission meet-*
12D *ings, and the agenda of such meetings, through the utilization of all*
12E *media engaged in the dissemination of information.***

13 ****[c.]** **d.**** A majority of the full commission shall determine
14 any action of the commission, except that no casino license may be
15 issued without the approval of 4 members. **[**In the event that a
16 vacancy has existed on the commission for more than 60 days, a
17 majority of the full commission may act with respect to any matter,
18 including the issuance of a casino license.**]** ****In the event that a**
18A *vacancy has existed in the commission for more than 60 days, a*
18B *majority of the full commission may act with respect to any matter,*
18C *including the issuance of a casino license.***

19 ***[d.** *In the event of the disqualification or incapacity of a commis-*
20 *sioner, the Governor may designate an interim commissioner who*
21 *shall serve in the place of a disqualified commissioner on the matter*
22 *giving rise to the disqualification, or in the place of an incapacitated*
23 *commissioner during the period of such incapacity. In no case,*
24 *however, shall an interim commissioner serve for a period exceed-*
25 *ing 6 months. Such interim commissioner shall be qualified pur-*
26 *suant to section 51 of this act, shall be selected from among those*

27 *judges of the Superior Court and those Justices of the Supreme*
 28 *Court then retired and shall be paid at a per diem rate to be*
 29 *established by rule of the commission.】**

30 ***【*d. In the event of the disqualification or incapacity of a com-*
 31 *missioner, the Governor may designate one of the alternate commis-*
 32 *sioners appointed pursuant to section 52 of P. L. 1977, c. 110 (C.*
 33 *5:12-52) to serve in the place of a disqualified commissioner on*
 34 *the matter giving rise to the disqualification, or in the place of an*
 35 *incapacitated commissioner during the period of such incapacity.*
 36 *In no case, however, shall an alternate commissioner serve for a*
 37 *period exceeding 6 months. The alternate commissioner who is*
 38 *designated by the Governor shall be of the same political party as*
 39 *the commissioner in whose place he is serving and shall be paid at*
 40 *a per diem rate to be established by rule of the commission.】***

1 **【5.】* **【*7.*】** *5.*** Section 90 of P. L. 1977, c. 110 (C.
 2 5:12-90) is amended to read as follows:

3 90. Licensing of Casino Employees. a. No person may commence
 4 employment as a casino employee unless he is the holder of a valid
 5 casino employee license. 【The chairman may issue and renew said
 6 license and shall endorse upon any license issued hereunder the
 7 particular position which the licensee is qualified to hold, except in
 8 those circumstances where the division objects to licensure of an
 9 applicant or provides information which indicates that an applicant
 10 may lack the qualifications for licensure. In such circumstances,
 11 the commission shall have the exclusive authority to issue or to
 12 renew such a license.】

13 b. Any applicant for a casino employee license must, prior to the
 14 issuance of any such license, produce sufficient information, docu-
 15 mentation and assurances to meet the qualification criteria, includ-
 16 ing New Jersey residency, contained in subsection b. of section 89
 17 of this act and any additional residency requirement imposed under
 18 subsection c. of this section; except that the standards for business
 19 ability and casino experience may be satisfied by a showing of ca-
 20 sino job experience and knowledge of the provisions of this act and
 21 regulations pertaining to the particular position involved, or by
 22 successful completion of a course of study at a licensed school in
 23 an approved curriculum.

24 c. The commission may, by regulation, require that all applicants
 25 for casino employee licenses be residents of this State for a period
 26 not to exceed 6 months immediately prior to the issuance of such
 27 license, but application may be made prior to the expiration of the
 28 required period of residency. The commission shall, by resolution,
 29 waive the required residency period for an applicant upon a show-

30 ing that the residency period would cause undue hardship upon the
31 casino licensee which intends to employ said applicant, or upon a
32 showing of other good cause.

33 d. The commission[, except as provided in subsection a. of this
34 section,] shall endorse upon any license issued hereunder the par-
35 ticular positions as defined by regulation which the licensee is
36 qualified to hold.

37 e. The commission shall deny a casino employee license to any
38 applicant who is disqualified on the basis of the criteria contained
39 in section 86 of this act.

40 f. For the purposes of this section, casino security employees
41 shall be considered casino employees and must, in addition to any
42 requirements under other laws, be licensed in accordance with the
43 provisions of this act.

44 g. A temporary license may be issued by the [chairman] commis-
45 sion to casino employees for positions not directly related to gam-
46 ing activity if, in [his] its judgment, the issuance of a plenary
47 license will be restricted by necessary investigations and said
48 temporary licensing of the applicant is necessary for the opera-
49 tions of the casino. Unless otherwise terminated pursuant to this
50 act, a temporary license issued pursuant to this subsection shall
51 expire 6 months from the date of its issuance and be renewable, at
52 the discretion of the [chairman] commission, for one additional 6
53 month period. Positions "directly related to gaming activity"
54 shall include, but not be limited to, boxmen, floormen, dealers or
55 croupiers, cage personnel, count room personnel, slot and slot
56 booth personnel, credit and collection personnel, casino surveillance
57 personnel, and casino security employees whose employment duties
58 require or authorize access to the casino. This subsection shall
59 expire 18 months subsequent to its enactment; provided, however,
60 that temporary licenses issued pursuant to this subsection may be
61 continued and renewed subsequent to the expiration of this sub-
62 section as if such expiration had not occurred.

63 h. Notwithstanding the provisions of subsection e. of this section,
64 no applicant shall be denied a casino employee license on the basis
65 of a conviction of any of the offenses enumerated in this act as
66 disqualification criteria provided that the applicant has affirma-
67 tively demonstrated his rehabilitation. In determining whether the
68 applicant has affirmatively demonstrated his rehabilitation the com-
69 mission shall consider the following factors:

- 70 (1) The nature and duties of the position applied for;
- 71 (2) The nature and seriousness of the offense;
- 72 (3) The circumstances under which the offense occurred;
- 73 (4) The date of the offense;

- 74 (5) The age of the applicant when the offense was committed;
 75 (6) Whether the offense was an isolated or repeated incident;
 76 (7) Any social conditions which may have contributed to the
 77 offense;
 78 (8) Any evidence of rehabilitation, including good conduct in
 79 prison or in the community, counseling or psychiatric treatment
 80 received, acquisition of additional academic or vocational schooling,
 81 successful participation in correctional work-release programs, or
 82 the recommendation of persons who have or have had the applicant
 83 under their supervision.

1 ***[6.]*** ****[*8.*]**** **6.** Section 91 of P. L. 1977, c. 110 (C.
 2 5:12-91) is amended to read as follows:

3 91. Casino Hotel Employee Licenses. a. No person may com-
 4 mence employment as a casino hotel employee unless he is the
 5 holder of a valid casino hotel employee license issued by the *com-*
 6 *mission* **[chairman]**.

7 b. Any applicant for a casino hotel employee license must, prior
 8 to the issuance of any such license, produce sufficient information,
 9 documentation and assurances to meet the qualification criteria, in-
 10 cluding New Jersey residency, contained in subsections b. (1), b. (2)
 11 and b. (4) of section 89 of this act and any additional residency
 12 requirement imposed under subsection c. of this section. No casino
 13 hotel employee license shall be issued to any person disqualified
 14 on the basis of the criteria contained in section 86 of this act.

15 c. The commission may, by regulation, require that all applicants
 16 for casino hotel employee licenses be residents of this State for a
 17 period not to exceed 3 months immediately prior to the issuance
 18 of such license, but application may be made prior to the expiration
 19 of the required period of residency. The **[chairman]** *commission*
 20 shall waive the required residency period for an applicant upon a
 21 showing that the residency period would cause undue hardship
 22 upon the casino licensee which intends to employ said applicant, or
 23 upon a showing of other good cause.

24 d. Notwithstanding the provisions of subsection b. of this section,
 25 no applicant shall be denied a casino hotel employee license on
 26 the basis of a conviction of any of the offenses enumerated in this
 27 act as disqualification criteria, provided that the applicant has
 28 affirmatively demonstrated his rehabilitation. In determining
 29 whether the applicant has affirmatively demonstrated his rehabilita-
 30 tion the commission shall consider the following factors:

- 31 (1) The nature and duties of the position applied for;
 32 (2) The nature and seriousness of the offenses;
 33 (3) The circumstances under which the offense occurred;
 34 (4) The date of the offense;

35 (5) The age of the applicant when the offense was committed;

36 (6) Whether the offense was an isolated or repeated incident;

37-38 (7) Any social conditions which may have contributed to the
39 offense;

40 (8) Any evidence of rehabilitation, including good conduct in
41 prison or in the community, counseling or psychiatric treatment
42 received, acquisition of additional academic or vocational school-
43 ing, successful participation in correctional work-release programs,
44 or the recommendation of persons who have or have had the appli-
45 cant under their supervision.

46 e. The commission may waive any disqualification criterion for
47 a casino hotel employee consistent with the public policy of this
48 act and upon a finding that the interests of justice so require.

49 f. A temporary license may be issued by the *commission* [chair-
50 man] if in [his] *its* judgment the issuance of a permanent license
51 will be restricted by necessary investigations and said temporary
52 licensing of the applicant is necessary for the operations of the
53 hotel. Unless otherwise terminated pursuant to this act, a ten-
54 porary license issued pursuant to this subsection shall expire 6
55 months from the date of its issuance and be renewable, at the
56 discretion of the *commission* [chairman], for one additional
57 6-month period.

1 ***[7.]*** ****[*9.*]**** **7.** Section 92 of P. L. 1977, c. 110 (C.
2 5:12-92) is amended to read as follows:

3 92. Licensing and Registration of Casino Service Industries.

4 a. All casino service industries offering goods or services on a reg-
5 ular basis which directly relate to casino or gaming activity, in-
6 cluding gaming equipment manufacturers, suppliers and repairers,
7 schools teaching gaming and either playing or dealing techniques,
8 and casino security services, shall be licensed in accordance with
9 the provisions of this act prior to conducting any business whatso-
10 ever with a casino licensee, its employees or agents, and in the case
11 of a school, prior to enrollment of any students or offering of any
12 courses to the public whether for compensation or not; provided
13 however, that upon a showing of good cause by a casino licensee
14 for each business transaction, the commission may permit an ap-
15 plicant for a casino service industry license to conduct business
16 transactions with such casino licensee prior to the licensure of that
17 applicant under this subsection.

18 b. Each casino service industry in subsection a. of this section,
19 as well as its owners, management and supervisory personnel and
20 other principal employees must qualify under the standards, except
21 residency, established for qualification of a casino key employee

22 under this act. In addition, if the business or enterprise is a school
23 teaching gaming and either playing or dealing techniques, each
24 resident director, instructor, principal employee, and sales repre-
25 sentative employed thereby shall be licensed under the standards
26 established for qualification of a casino employee under this act;
27 provided, however, that nothing in this subsection shall be deemed
28 to require, in the case of a public school district or a public insti-
29 tution of higher education, the licensure or qualification of any in-
30 dividuals except those instructors and other principal employees
31 responsible for the teaching of playing or dealing techniques. The
32 **chairman** *commission*, in **his** *its* discretion, may issue a tem-
33 porary license to an applicant for an instructor's license upon a
34 finding that the applicant meets the educational and experiential
35 requirements for such license, that the issuance of a permanent
36 license will be restricted by necessary investigations, and that
37 temporary licensing is necessary for the operation of the gaming
38 school. Unless otherwise terminated pursuant to this act, a tem-
39 porary license issued pursuant to this subsection shall expire 6
40 months from the date of its issuance and be renewable, at the
41 discretion of the **chairman** *commission*, for one additional
42 6-month period. The temporary licensing provisions of this sub-
43 section shall expire 18 months subsequent to its enactment; pro-
44 vided, however, that temporary licenses issued pursuant to this
45 subsection may be continued and renewed subsequent to the expira-
46 tion of the temporary licensing provisions of this subsection as if
47 such expiration had not occurred.

48 c. All casino service industries not included in subsection a. of
49 this section shall be licensed in accordance with rules of the com-
50 mission prior to commencement or continuation of any business
51 with a casino licensee or its agents. Such casino service industries,
52 whether or not directly related to gaming operations, shall include
53 suppliers of alcoholic beverages, food and nonalcoholic beverages;
54 garbage handlers; vending machine providers; linen suppliers;
55 maintenance companies; shopkeepers located within the approved
56 hotel; and limousine services contracting with casino licensees. The
57 commission may exempt any person or field of commerce from the
58 licensing requirements of this subsection if the person or field
59 of commerce demonstrates (1) that it is regulated by a public
60 agency or that it will provide goods or services in insubstantial
61 or insignificant amounts or quantities, and (2) that licensing is
62 not deemed necessary in order to protect the public interest or to
63 accomplish the policies established by this act. Upon granting an
64 exemption or at any time thereafter, the commission may limit
65 or place such restrictions thereupon as it may deem necessary in

66 the public interest, and shall require the exempted person to co-
 67 operate with the commission and the division and, upon request, to
 68 provide information in the same manner as required of a casino
 69 service industry licensed pursuant to this subsection provided,
 70 however, that no exemption shall be granted unless the casino ser-
 71 vice industry complies with the requirements of sections 134 and
 72 135 of this act.

73 d. Licensure pursuant to subsection c. of this section of any ca-
 74 sino service industry may be denied to any applicant disqualified
 75 in accordance with the criteria contained in section 86 of this act.

1 *~~8.~~* **~~10.~~** **8.** Section 94 of P. L. 1977, c. *~~100~~*
 2 *110* (C. 5:12-94) is amended to read as follows:

3 94. Approval and Denial of Registrations and Licenses Other
 4 Than Casino Licenses. a. Upon the filing of an application for any
 5 license or registration required by this act other than a casino
 6 license, and after submission of such supplemental information as
 7 the commission may require, the commission shall request the
 8 division to conduct such investigation into the qualification of
 9 the applicant, and the commission shall conduct such hearings
 10 concerning the qualification of the applicant in accordance with
 11 its regulations as may be necessary to determine qualification for
 12 such license or registration.

13 b. After such investigation, the commission may either deny
 14 the application or grant a license to or accept the registration of
 15 an applicant whom it determines to be qualified to hold such
 16 license or registration. **【Notwithstanding the above, the chairman**
 17 **may, where authorized, grant a casino employee license or a casino**
 18 **hotel employee license upon application therefor; if said applica-**
 19 **tion is denied, the applicant may appeal to the commission in the**
 20 **normal course.】**

21 c. The commission shall have the authority to deny any applica-
 22 tion pursuant to the provisions of this act. When an application
 23 is denied, the commission shall prepare and file its order denying
 24 such application with the general reasons therefor, and if requested
 25 by the applicant, shall further prepare and file a statement of the
 26 reasons for the denial, including the specific findings of facts.

27 d. When the commission grants an application, the commission
 28 may limit or place such restrictions thereupon as it may deem
 29 necessary in the public interest. Licenses shall be granted and
 30 registrations approved for a term of 1 year; provided, however,
 31 that casino employee licenses for positions directly related to
 32 gaming activity and for gaming school resident director, instructor,

33 principal employee and sales representative licenses shall be
 34 granted for a term of 2 years; and provided further that casino
 35 employee licenses for positions not directly related to gaming
 36 activity, casino hotel employee licenses, and casino service industry
 37 licenses issued pursuant to subsection c. of section 92 of P. L. 1977,
 38 c. 110 (C. 5:12-92 c.) shall be granted for a term of 3 years.

39 e. After an application is submitted to the commission, final
 40 action of the commission shall be taken within 90 days after com-
 41 pletion of all hearings and investigations and the receipt of all
 42 information required by the commission.

1 **~~9.~~ *11.* Section 99 of P. L. 1977, c. ~~119~~ *110* (C.
 2 5:12-99) is amended to read as follows:

3 99. Internal Controls. a. Each casino licensee shall submit to
 4 the commission a description of its system of internal procedures
 5 and administrative and accounting controls. Such submission shall
 6 be made at least 90 days before gaming operations are to commence
 7 or before changes in previously submitted control plans are to
 8 become effective, unless otherwise directed by the commission.
 9 Each such submission shall contain both narrative and diagram-
 10 matic representations of the internal control system to be utilized
 11 by the casino, including, but not limited to:

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

14 (2) Procedures, forms, and, where appropriate, formulas cov-
 15 ering the calculation of hold percentages, revenue drop, expense
 16 and overhead schedules, complimentary services, junkets, cash
 17 equivalent transactions, salary structure and personnel practices;

18 (3) Job descriptions and the system of personnel and chain-of-
 19 command, establishing a diversity of responsibility among em-
 20 ployees engaged in casino operations and identifying primary and
 21 secondary supervisory positions for areas of responsibility, which
 22 areas shall not be so extensive as to be impractical for an individual
 23 to monitor;

24 (4) Procedures within the cashier's cage for the receipt, storage
 25 and disbursal of chips, cash, and other cash equivalents used in
 26 gaming; the cashing of checks; the redemption of chips and other
 27 cash equivalents used in gaming; the pay-off of jackpots; and the
 28 recording of transactions pertaining to gaming operations;

29 (5) Procedures for the collection and security of moneys at the
 30 gaming tables;

31 (6) Procedures for the transfer and recordation of chips be-
 32 tween the gaming tables and the cashier's cage;

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

35 (8) Procedures and security for the counting and recordation
36 of revenue;

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

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

41 (11) Procedures and standards for the opening and security of
42 slot machines;

43 (12) Procedures for the payment and recordation of slot ma-
44 chine jackpots;

45 (13) Procedures for the cashing and recordation of checks ex-
46 changed by casino patrons;

47 (14) Procedures governing the utilization of the private security
48 force within the casino;

49 (15) Procedures and security standards for the handling and
50 storage of gaming apparatus including cards, dice, machines,
51 wheels and all other gaming equipment; **[and]**

52 (16) Procedures and rules governing the conduct of particular
53 games and the responsibility of casino personnel in respect
54 thereto**[.]**; *and*

55 ***[(17) Procedures for separately recording all complimentary**
56 *services, discounts and credit provided pursuant to this act to all*
57 *State officers and employees, members of the Judiciary, members*
58 *of the Legislature or officers of a municipality or county in which*
59 *casino gambling is authorized, and for the quarterly filing with the*
60 *Attorney General of a list reporting all such transactions.]**

60A ***(17) Procedures for separately recording all transactions pur-**
60B *suant to section 101 of this act involving any State officer or em-*
60C *ployee, any member of the Judiciary, any member of the Legisla-*
60D *ture, or any officer of a municipality or county in which casino*
60E *gaming is authorized, and for the quarterly filing with the Attorney*
60F *General of a list reportng all such transactions.**

61 b. The commission shall review each submission required by
62 subsection a. hereof, and shall determine whether it conforms to
63 the requirements of this act and to the regulations promulgated
64 thereunder and whether the system submitted provides adequate
65 and effective controls for the operations of the particular casino
66 submitting it. If the commission finds any insufficiencies, it shall
67 specify same in writing to the casino licensee, who shall make

68 appropriate alterations. When the commission determines a sub-
69 mission to be adequate in all respects, it shall notify the casino
70 licensee of same. No casino licensee shall commence gaming opera-
71 tions, or alter in fact its internal controls, unless and until such
72 system of controls is approved by the commission.***

1 **[*12. Section 102 of P. L. 1977, c. 110 (C. 5:12-102) is amended
2 to read as follows:

3 102. Junkets and Complimentary Services. a. No junkets may
4 be organized or permitted except in accordance with the provisions
5 of this act. No person may act as a junket representative except
6 in accordance with this section. For purposes of this section, the
7 term "junket representative" shall mean any person who is re-
8 sponsible for or directly engaged in the creation, organization, or
9 operation of a junket, regardless of whether or not such junket is
10 engaged in or organized within the State of New Jersey.

11 b. A junket representative shall be licensed as a casino key em-
12 ployee in accordance with the provisions of this act; provided,
13 however, that said licensee need not be a resident of this State.
14 No casino licensee may employ or otherwise engage a junket rep-
15 resentative who is not so licensed.

16 c. A casino licensee shall be responsible for the conduct of any
17 junket representative associated with it and for the terms and
18 conditions of any junket engaged in on its premises, regardless of
19 the employment status of any junket representative associated
20 therewith.

21 d. Each casino licensee shall either:

22 (1) Submit to the commission, in accordance with its rules, a
23 report in advance of any junket which shall include the names of
24 the participants, the terms of the junket, the origin and dates of
25 the junket, and such other information as may be required by the
26 commission, including, without limitation, acknowledgments by the
27 participants that they understand the terms of the particular
28 junket; or

29 (2) Submit to the commission, in accordance with its rules,
30 proposals for junkets, which proposals may be approved by the
31 commission for continued use upon the condition that no material
32 aspect of any proposal will be changed except as to participants
33 and that quarterly reports regarding such junkets shall be sub-
34 mitted to the commission, including such information as it may
35 require.

36 e. A casino licensee shall be responsible for any violation or
 37 deviation from the terms of a junket. Notwithstanding any other
 38 provisions of this act, the commission may, after hearings in ac-
 39 cordance with this act, order restitution to junket participants,
 40 assess penalties for such violations or deviations, prohibit future
 41 junkets by the casino licensee or junket representatives, and order
 42 such further relief as it deems appropriate.

43 f. Each casino licensee shall maintain a regulated complimentary
 44 service account and shall submit a quarterly report to the commis-
 45 sion based upon such account and covering all complimentary
 46 services offered or engaged in by the licensee during the immedi-
 47 ately preceding quarter. Such reports shall include identification
 48 of the regulated complimentary services and their respective costs,
 49 the number of persons by category of service who received same,
 50 and such other information as the commission may require.

51 *g. No casino licensee shall provide directly or indirectly, nor shall*
 52 *any State officer or employee or special State officer or employee,*
 53 *as defined in the "New Jersey Conflicts of Interest Law" (P. L.*
 54 *1971, c. 182; C. 52:13D-12 et seq.), any member of the Legislature,*
 55 *any member of the Judiciary or any officer of a municipality or*
 56 *county in which casino gaming is authorized, solicit or accept,*
 57 *directly or indirectly, any complimentary service or discount from*
 58 *any casino applicant or licensee other than such service or discount*
 59 *that is offered to the general public.*]***

1 *~~10.~~* **~~13.~~* Section 107 of P. L. 1977, c. 110 (C. 5:12-107) is
 2 amended to read as follows:

3 107. Conduct of Hearings; Rules of Evidence; Punishment of
 4 Contempts; Rehearing.

5 a. At all hearings of the commission in contested cases, as defined
 6 in section 2 of P. L. 1968, c. 410 (C. 52:14B-2):

7 (1) Unless the commission hears the matter directly, the chair-
 8 man shall refer the matter to the Office of Administrative Law in
 9 accordance with P. L. 1978, c. 67, (C. 52:14F-1 et seq.); provided,
 10 however, that the chairman may, in his discretion, designate a
 11 member of the commission to serve as hearing examiner in a par-
 12 ticular matter*. *Notwithstanding any other law to the contrary, the*
 13 *parties to any proceeding held before a member of the commission*
 14 *may consent, prior to the issuance of his determination on the*
 15 *matter by such a member of the commission, that that determina-*
 16 *tion shall be the final decision of the commission, appeal from*
 17 *which shall be to the Superior Court in accordance with the Rules*
 18 *of Court]*;*

19 (2) The proceedings at the hearing shall be recorded or tran-
20 scribed;

21 (3) Oral evidence shall be taken only upon oath or affirmation;

22 (4) Each party to a hearing shall have the right to call and
23 examine witnesses; to introduce exhibits relevant to the issues of
24 the case, including the transcript of testimony at any investigative
25 hearing conducted by or on behalf of the commission; to cross-
26 examine opposing witnesses in any matters relevant to the issue
27 of the case; to impeach any witness, regardless of which party
28 called him to testify; and to offer rebuttal evidence;

29 (5) If an applicant, licensee, registrant or person who shall be
30 qualified pursuant to this act is a party and if such party shall not
31 testify in his own behalf, he may be called and examined as if under
32 cross-examination;

33 (6) The hearing shall not be conducted according to rules relat-
34 ing to the admissibility of evidence in courts of law. Any relevant
35 evidence may be admitted and shall be sufficient in itself to support
36 a finding if it is the sort of evidence upon which responsible persons
37 are accustomed to rely in the conduct of serious affairs, regardless
38 of the existence of any common law or statutory rule which might
39 make improper the admission of such evidence over objection in
40 a civil action; and

41 (7) The parties or their counsel may, by written stipulation,
42 agree that certain specified evidence may be admitted, although
43 such evidence may be otherwise subject to objection.

44 b. The commission may take official notice of any generally ac-
45 cepted information or technical or scientific matter in the field of
46 gaming and of any other fact which may be judicially noticed by
47 the courts of this State. The parties shall be informed of any in-
48 formation, matters or facts so noticed and shall be given a reason-
49 able opportunity, on request, to refute such information, matters
50 or facts by evidence or by written or oral presentation of authori-
51 ties, the manner of such refutation to be determined by the com-
52 mission. The commission may, in its discretion, before rendering
53 its decision, permit the filing of amended or supplemental pleadings
54 and shall notify all parties thereof and provide a reasonable op-
55 portunity for objections thereto.

56 c. If any person in proceedings before the commission disobeys
57 or resists any lawful order, refuses to respond to a subpoena, re-
58 fuses to take the oath or affirmation as a witness or thereafter re-
59 fuses to be examined, or is guilty of misconduct at the hearing or
60 so near the place thereof as to obstruct the proceeding, the person
61 may be punished for contempt in accordance with the Rules of

62 Court if the commission certifies the facts underlying the contu-
 63 macious behavior to the Superior Court. Thereafter, the courts
 64 shall have jurisdiction in the matter, and the same proceeding shall
 65 be had, the same penalties may be imposed, and the person charged
 66 may purge himself of the contempt in the same way as in the case
 67 of a person who has committed contempt in the trial of a civil
 68 action before the Superior Court.

69 d. The commission may, upon motion therefor made within 10
 70 days after the service of the decision and order, order a rehearing
 71 before the commission upon such terms and conditions as it may
 72 deem just and proper. Such motion shall be granted only upon a
 73 showing that there is additional evidence which is material and
 74 necessary and which would be reasonably likely to change the de-
 75 cision of the commission, and that sufficient reason existed for
 76 failure to present such evidence at the hearing of the commission.
 77 The motion shall be supported by an affidavit of the moving party
 78 or his counsel showing with particularity the materiality and neces-
 79 sity of the additional evidence and the reason why it was not intro-
 80 duced at the hearing. Upon rehearing, rebuttal evidence to the
 81 additional evidence shall be admitted. After rehearing, the com-
 82 mission may modify its decision and order as the additional evi-
 83 dence may warrant.】**

1 **【14. (New section) No holder of, or applicant for, a casino
 2 license, nor any holding, intermediary, or subsidiary company
 3 thereof, shall employ, in any capacity, a relative of a commission
 4 member or employee or of a division employee or agent. For the
 5 purposes of this section, "relative" means the father, mother,
 6 spouse, child, or sibling, whether by the whole or half blood, by
 7 marriage, adoption, or natural relationship, of the member, em-
 8 ployee, or agent.】**

1 **【15. (New section) Neither the Governor, nor any member of
 2 the Legislature, nor any member of the Judiciary, nor, except as
 3 hereinafter provided, any person holding an office or employment in
 4 State Government who is subject to disclosure by law or executive
 5 order, nor any firm with which any of the above persons is asso-
 6 ciated, may acquire any direct or indirect interest in, or accept em-
 7 ployment with, or represent, appear for, or negotiate on behalf of,
 8 any holder of, or applicant for, a casino license for a period of 3
 9 years following the termination of his term of office, service, or
 10 employment. Nothing contained herein shall alter or amend the
 11 post-employment restrictions applicable to members and employees
 12 of the Casino Control Commission and employees and agents of

13 *the Division of Gaming Enforcement pursuant to subsection b. (2)*
 14 *of section 59 and to section 60 of P. L. 1977, c. 110 (C. 5:12-59b. (2)*
 15 *and 12-60).]***

1 ***[16. (New section) The commission and the division shall each*
 2 *maintain a log of all inquiries of or contracts with any member or*
 3 *employee of the commission or any employee or agent of the divi-*
 4 *sion, as the case may be, by any elected State official, any member of*
 5 *the Judiciary, or any State officer or employee or special State*
 6 *officer or employee as defined in the "New Jersey Conflicts of*
 7 *Interest Law" (P. L. 1971, c. 182; C. 52:13D-12 et seq.), except as*
 8 *hereinafter provided. The log shall indicate the nature of the*
 9 *inquiry or contact and the response to or result of the inquiry or*
 10 *contact. Such logs shall be available for inspection pursuant to the*
 11 *provisions of P. L. 1963, c. 73 (C. 47:1A-1 et seq.). No such log*
 12 *shall be required of internal contacts. As used herein, "internal*
 13 *contacts" means and includes, with respect to the commission,*
 14 *contacts between and among members and employees of the com-*
 15 *mission and contacts between members or employees of the com-*
 16 *mission and employees or agents of the division; and with respect*
 17 *to the division, contacts between and among employees and agents*
 18 *of the division and contacts between employees or agents of the*
 19 *division and members or employees of the commission, officers or*
 20 *employees of the Division of State Police, or ranking superior*
 21 *officers in the Department of Law and Public Safety.])***

1 **[11. (New section) a. The current Casino Control Commission is*
 2 *hereby dissolved and reconstituted as provided herein. All func-*
 3 *tions, powers and duties now vested in the commission shall be*
 4 *continued in the commission as reconstituted.*

5 *b. Notwithstanding the dissolution of the commission pursuant*
 6 *to this amendatory and supplementary act, in order to effect an*
 7 *orderly transition, all commissioners serving on the effective date*
 8 *of this act shall continue to serve as interim commissioners under*
 9 *the same conditions as previously provided until commissioners*
 10 *appointed by the Governor pursuant to this amendatory and supple-*
 11 *mentary act take office.*

12 *c. All matters pending before the commission on the effective*
 13 *date of this amendatory and supplementary act shall be continued*
 14 *before the commission as reconstituted herein.*

15 *d. This act shall not affect any actions taken by the commission*
 16 *before the effective date of this act.]**

1 ***[*17.])** **9.** (New section) **[Any]** ***In order to effect*
 2 *an orderly transition, any** part-time member of the commission**

2A who is serving in the course of a term of office on the effective date of
 3 this amendatory and supplementary act shall continue to serve as a
 4 part-time commissioner for the duration of his term of office and
 5 until his full-time successor is duly appointed and qualified, but
 6 not later than 120 days following the expiration of his term of
 7 office; provided, however, that in the event of the termination of
 8 his service prior to the expiration of his term, a full-time successor
 9 shall be appointed for a term to be designated by the Governor pur-
 10 suant to section 52 of P. L. 1977, c. 110 (C. 5:12-52). Any part-time
 11 member of the commission who is serving as a holdover on the effec-
 12 tive date of this amendatory and supplementary act shall continue
 13 to serve until his full-time successor is duly appointed and qualified,
 14 but not later than 120 days following the effective date of this
 15 amendatory and supplementary act. The chairman of the com-
 16 mission on the effective date of this amendatory and supplementary
 17 act shall continue to serve as chairman until ******[all full-time mem-
 18 bers appointed pursuant to this amendatory and supplementary act
 19 assume office and a chairman is elected pursuant to section 54 of
 20 P. L. 1977, c. 110 (C. 5:12-54). In the event of a vacancy in the
 21 chairmanship on the effective date of this amendatory and supple-
 22 mentary act or prior to the election of a chairman pursuant to this
 23 amendatory and supplementary act, the Governor shall appoint a
 24 full-time successor as a member of the commission for a term of
 25 office which shall expire on July 25, 1981, and shall appoint such
 26 member or other member serving on the commission at the time to
 27 serve as chairman until the election of a chairman pursuant to this
 28 amendatory and supplementary act.****** ******November 15, 1980, and
 29 until such time as a successor chairman is designated pursuant to
 30 this amendatory and supplementary act. Thereafter he shall con-
 31 tinue as a member of the commission for a term which shall expire
 32 on July 25, 1981.******

1 ******[12.]***** ******[18.*****]****** ******10.****** This act shall take effect immedi-
 2 ately******, but shall remain inoperative until Senate No. 1068 and
 3 Senate No. 1069 are enacted into law******.

69 d. The commission may, upon motion therefor made within 10
 70 days after the service of the decision and order, order a rehearing
 71 before the commission upon such terms and conditions as it may
 72 deem just and proper. Such motion shall be granted only upon a
 73 showing that there is additional evidence which is material and
 74 necessary and which would be reasonably likely to change the de-
 75 cision of the commission, and that sufficient reason existed for
 76 failure to present such evidence at the hearing of the commission.
 77 The motion shall be supported by an affidavit of the moving party
 78 or his counsel showing with particularity the materiality and neces-
 79 sity of the additional evidence and the reason why it was not intro-
 80 duced at the hearing. Upon rehearing, rebuttal evidence to the
 81 additional evidence shall be admitted. After rehearing, the com-
 82 mission may modify its decision and order as the additional evi-
 83 dence may warrant.

1 11. (New section) a. The current Casino Control Commission is
 2 hereby dissolved and reconstituted as provided herein. All func-
 3 tions, powers and duties now vested in the commission shall be
 4 continued in the commission as reconstituted.

5 b. Notwithstanding the dissolution of the commission pursuant
 6 to this amendatory and supplementary act, in order to effect an
 7 orderly transition, all commissioners serving on the effective date
 8 of this act shall continue to serve as interim commissioners under
 9 the same conditions as previously provided until commissioners
 10 appointed by the Governor pursuant to this amendatory and supple-
 11 mentary act take office.

12 c. All matters pending before the commission on the effective
 13 date of this amendatory and supplementary act shall be continued
 14 before the commission as reconstituted herein.

15 d. This act shall not affect any actions taken by the commission
 16 before the effective date of this act.

1 12. This act shall take effect immediately.

STATEMENT

These amendments will dissolve and reconstitute the Casino Control Commission. The new commission will consist of five members serving on a full-time basis. Their terms will initially be staggered in order to maintain continuity. The annual salary of the chairman will be \$65,000.00 and that of the four other commissioners \$60,000.00. Section 52 of the Casino Control Act is amended to provide additional grounds for the removal of commissioners and employees of the commission from their posts.

The amendments to section 59 would enact conflict of interest

A1081 (1980)

requirements mandating that a commission member or employee or any division employee or agent excuse himself from any matter in which he or any member of his family has a direct or indirect personal financial interest that might reasonably be expected to impair his objectivity or independence of judgment.

Amendments to section 73 provide a procedure for appointment of interim commissioners (in the persons of retired judges) in the event of incapacity or disqualification of the appointed commissioners. Further, the section provides for commission hearings on casino applications to be held in Trenton unless good cause is found to hold them elsewhere.

Amendments to sections 90, 91, 92, 94 and 107 confer authority regarding license issuance currently assigned to the chairman to the commission. This broadened authority appropriately coincides with the appointment of commissioners serving on a full time basis.

The amendment to section 99 requires that each casino gather specified information regarding complimentary services and credit provided to certain New Jersey public officials and employees. It also requires that a quarterly report containing such information be submitted to the Attorney General. This amendment will further aid in the prevention of conflicts of interest.

FROM THE OFFICE OF THE GOVERNOR

FOR IMMEDIATE RELEASE

FOR FURTHER INFORMATION

MAY 20, 1980

JOSEPH SANTANGELO

Governor Brendan Byrne today signed Assembly Bill 1081 sponsored by Christopher A. Jackman (D-Hudson) which reconstitutes the Casino Control Commission as a full-time body.

The Governor also signed Assembly Bill 1512 sponsored by Alan J. Karcher (D-Middlesex) which extends from June 26 to October 26, 1980, the deadline for a temporary operating permit for Caesar's Boardwalk Regency Casino.

The bill to reconstitute the Commission will replace the current Commission which consists of one full-time Chairman, four part-time Commissioners with five full-time members to be paid \$60,000, with the Chairman receiving \$65,000.

The bill would guarantee that the current chairman of the Commission continue as chairman until November 15, 1980, and as a Commission member until July 25, 1981.

Byrne said, "The Legislature has taken important steps to strengthen the casino control process and to maintain public confidence."

Byrne had previously said that he expected the reconstituted Casino Control Commission to conduct all further casino license hearings.

With regard to the companion bills, S-1068 and S-1069, Byrne said that legislators have brought to his attention certain problems and that Legislative Services has noted some technical defects which must be corrected.

#