

Games of Chance

#	Proposed Amendment	Source	Comments
	Chapter 1. Legalized Games of Chance Control Commission		
1	<u>§ 1-1 Definitions</u>	N.J.S. 5:8-25*; 5:8-49.2, 5:8-51*; 5:8-101*; N.J. Const. Art IV, Sect. VII, par. 2(A)*, A3811, S501	<ul style="list-style-type: none"> • <u>Add the following terms:</u> • Arcade • Armchair races • Casino nights • Electronic amusement • Electronic raffle systems • Firearm-related item • Gambling • Large sporting venue • Net proceeds • On-premises draw raffle • Person • Premises • Punch-board • Queen of Hearts raffle • Rentor • Rental • Savings Promotion <ul style="list-style-type: none"> • Note omission of NJS 5:8-101. • NJS 5:8-60.2 definition of "penny auction" deleted - See sec. 4.7(c) infra. • NJS 5:8-101 contains definitions for "recognized amusement park", "skill-based attraction" and "eletronic amusement" which are not used in the Games of Chance Project.
2	§ 1-2 Legalized Games of Chance Control Commission	N.J.S. 5:8-1, 5:8-2, 5:8-3, 5:8-4, 5:8-5	No changes recommended.
3	§ 1-3 Expenses and personnel	N.J.S. 5:8-21, 5:8-94	§ a. add lang. "within the limits of any sums appropriated or made available to the commissioner for such purposes pursuant to section 1-4 of this Act
4	§ 1-4 Legalized Games of Chance Control Commission Fund	N.J.S. 5:8-21.1	§ c. add phrase "or its successor" to the final sentence to provided for a successor to the Dept. of Law & Public Safety.
5	§ 1-5 Study of Licensing laws; Commission reports & recommendations	N.J.S. 5:8-12, 5:8-13, 5:8-23, 5:8-85, 5:8-86, 5:8-96	No changes recommended.
6	§ 1-6 Administrative regulations; forms; fees	N.J.S. 5:8-6, 5:8-7, 5:8-49.9, 5:8-79, 5:8-79.1, 5:8-80, 5:8-125, 5:8-126	Amend source to include references to 5:8-49.9, 5:8-125 and 5:8-126
	Chapter 2. Games of Chance; General Provisions		
7	§ 2-1 Legalized games of chance, immunity from prosecution for gambling	N.J.S. 5:8-40, N.J.S. 5:8-67, 5:8-110	Add reference to N.J.S. 5:8-110 as a source for this section. Note that 5:8-40 and 5:8-110 are virtually identical. Strike language in comment as an update.

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8	§ 2-2 Supervision	N.J.S. 5:8-6, N.J.S. 5:8-79	No changes recommended.
9	§ 2-3 Inspection; Suspension; revocation; summary proceeding	N.J.S. 5:8-9; 5:8-30; 5:8-30.1; 5:8-57; 5:8-57.1, 5:8-82	d. Delegates the taking of testimony. Reorders the balance of the section.
10	§ 2-4 Investigations and hearings; subpoenas	N.J.S. 5:8-8; 5:8-14; 5:8-16; 5:8-17; 5:8-85; 5:8-87; 5:8-89; 5:8-90	No changes recommended.
11	§ 2-5(a) & (b) Witness privilege	N.J.S. 5:8-15	No changes recommended.
12	§ 2-5(c) Witness privilege	N.J.S. 5:8-18 & N.J.S. 5:8-91	No changes recommended.
13	§ 2-6 Registration of qualified organization	N.J.S. 5:8-6, 5:8-51.3	No changes recommended.
14	§ 2-7 Bingo and raffle equipment; approved lessor of equipment	N.J.S. 5:8-6; 5:8-34; 5:8-49.6; 5:8-52; 5:8-61	• N.J.S. 5:8-6 was amended in 2003 to include background checks. Sub§§ b.-e. have been added to reflect the background check language.
15	§ 2-8 Statement of receipts, expenses; records	N.J.S. 5:8-37; 5:8-64; 5:8-98	No changes recommended.
16	§ 2-9 Examination of records and person; disclosure	N.J.S. 5:8-38; 5:8-65, 5:8-108	The addition of amusement games to this section is consistent with the language set forth in N.J.S. 5:8-108.
17	§ 2-10 Civil penalties	N.J.S. 5:8-30.2; 5:8-57.2; 5:8-8-82	No changes recommended.
18	§ 2-11 Prosecution for violations	N.J.S. 5:8-10; 5:8-83; 5:8-41; 5:8-68	No changes recommended.
19	§ 2-12 Advertising	N.J.S. 5:8-63.1	Previously deleted; no changes recommended.
19	§ 2-12 Saving promotions; exemption from chapter violations	N.J.S. 5:8-9.1	Added to the Act in 2015, this section exempts saving promotions from criminal or civil prosecution under the Act
20	§ 3-1 Short title	N.J.S. 5:8-24	No changes recommended.
21	§ 3-2 Municipal adoption of Bingo Licensing Law; resubmission; form of question	N.J.S. 5:8-22; 5:8-42; 5:8-44; 5:8-45	No changes recommended.
22	§ 3-3 Rescinding the Bingo Licensing Law	N.J.S. 5:8-47; 5:8-48; 5:8-49	No changes recommended.
23	§ 3-4 Application for license to operate or hold bingo game; fees; issuance; duration; display; amendment	N.J.S. 5:8-26; 5:8-27*; 5:8-29	• N.J.S. 5:8-27 was amended in 2005 raising the maximum prize value to \$1,000 from \$250; these terms were not mentioned in original report, or update.

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24	§ 3-5 Licensing of registered organizations; proceeds of games	N.J.S. 5:8-25*; 5:8-25.3	<ul style="list-style-type: none"> N.J.S. 5:8-25.3 was amended in 2002 to permit the net proceeds of a bingo or lotto game to be used for capital improvements to a facility owned by the licensee under certain circumstances. Amendment provides for this exception.
25	§ 3-5.1 <i>Exemption of games of chance solely for amusement and recreation from licensing requirement; gaming requirements</i>	N.J.S. 5:8-25.1	<ul style="list-style-type: none"> The source was amended by L.2012, c. 63, § 1, eff. Nov. 19, 2012. This language has been added to this Report.
26	§ 3-6 Limitations on operation or holding of games	N.J.S. 5:8-31; 5:8-32; 5:8-33*	<ul style="list-style-type: none"> Sub§§ c. and d. have been modified to reflect the 2010 amendments by the Legislature regarding the frequency of such games c. and the alcohol exemption set forth in sub§ d.
27	§ 3-7 Prizes	N.J.S. 5:8-27*; 5:8-35*	No changes recommended.
28	§ 3-8 Persons operating or holding bingo; compensation; equipment; expenses; rents; regulations	N.J.S. 5:8-34; N.J.S. 5:8-34.1, 5:8-49.10	<ul style="list-style-type: none"> Amend subsection (e) to prohibit the the collection of excess rents and removes the ability to have these moneys considered an allowable expenditure or taken into account in determining net proceeds. N.J.S. 5:8-49.10.
29	§ 3-9 Bingo premises; license for rentor of premises to operator of bingo	N.J.S. 5:8-49.3; 5:8-49.4; 5:8-49.5; 5:8-49.6; 5:8-49.7	No changes recommended.
30	§ 4-1 Short title (raffles licensing law)	N.J.S. 5:8-50	No changes recommended.
31	§ 4-2 Municipal adoption of Raffles Licensing Law; resubmission; form of question	N.J.S. 5:8-22; 5:8-69; 5:8-71; 5:8-72	No changes recommended.
32	§ 4-3 Rescinding the Raffles Licensing Law	N.J.S. 5:8-74; 5:8-75; 5:8-76	No changes recommended.
33	§ 4-4 Application for license to operate or hold a raffle; fees; issuance; duration; display; amendment	N.J.S. 5:8-52; 5:8-53; 5:8-54; 5:8-55; 5:8-56	No changes recommended.
34	§ 4-5 Licensing of registered organizations	N.J.S. 5:8-51*; 5:8-54	<ul style="list-style-type: none"> Amendments made to move definitions in c(1) and (2) to sec. 1-1. Other changes were not in prior revisions.
35	§ 4-6 Limitations on operation of raffles	N.J.S. 5:8-58; 5:8-60	No changes recommended.
36	§ 4-7 Persons under 18 not allowed to participate	N.J.S. 5:8-59; 5:8-60.2	<ul style="list-style-type: none"> NJS 5:8-60.2 definition of "penny auction" deleted
37	§ 4-8 Cash prizes; retail value of prizes	N.J.S. 5:8-62	No changes recommended.

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38	§ 4-8.1 Certain prizes prohibited	New	<ul style="list-style-type: none"> This section is based on A3811, which was introduced on March 16, 2020, in the New Jersey Assembly. The proposed definition for “firearm-related item” appears in the general definition section 1-1 supra.
39	§ 4-9 Regulations; prizes; discount tickets; non-draw raffles	N.J.S. 5:8-60.3	No changes recommended.
40	§ 4-10 Persons operating or holding a raffle; compensation; equipment; expenses; rents	N.J.S. 5:8	No changes recommended.
41	§ 4-11 Statement for approved rentor of premises used for raffle	N.J.S. 5:8-27; 5:8-34	No changes recommended.
42	§ 4-12 Pamphlet	N.J.S. 5:8-60.4	No changes recommended.
43	§ 4-13 Violation of rules of conduct; oral or written warning	N.J.S. 5:8-60.5	No changes recommended.
44	§ 4-14 On-premises cash draw raffle	New Source at time of NJLRC Action	<ul style="list-style-type: none"> The definition of on-premises raffle has been moved to the consolidated definition section 1-1.
45	§ 4-15 Adoption of regulations authorizing licensees to hold and conduct punch-board games	N.J.S. 5:8-51.5	<ul style="list-style-type: none"> This section is a new addition to the report.
46	§ 4-16 Adoption of regulations authorizing licensees to hold and conduct queen of hearts raffle games	S501	<ul style="list-style-type: none"> This section is a new addition to the report.
47	§ 4-17 Conducting raffles at large sporting venues; requirements governing law	Note: New section 5:8-51.6 was added in 2018 and allows raffles at large sporting events, including on Sundays and through electronic means of purchase.	<ul style="list-style-type: none"> This section is a new addition to the report. In 2018 N.J.S. 5:8-51.6 was enacted to permit raffles at large sporting venues.
48	§ 5-1 Short Title - Amusement Games Licensing Law	N.J.S. 5:8-100	No changes recommended.
49	§ 5-2 Municipal disapproval of Amusement Games Licensing Law; resubmission form of question	N.J.S. 5:8-116	No changes recommended.
50	§ 5-3 Rescinding disapproval of the Amusement Games Licensing Law	New in last report.	No changes recommended.
51	§ 5-4 Place of Games	N.J.S. 5:8-101; 5:8-121, 5:8-122, 5:8-123.	Amend source to include references to 5:8-121, 5:8-122, 5:8-123.
52	§ 5-5 Certification of games	N.J.S. 5:8-79; 5:8-106 ; 5:8-112; 5:8-113.	In 2017, the Legislature amended N.J.S. 5:8-106 to provided for the testing procedures for newly offered electronic devices. These provisions have been drafted into § 5-5 (d)(1) and (2) and (e).

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53	§ 5-6 Application for license to operate an amusement game; fees; hearing; issuance; duration; display; amendment	N.J.S. 5:8-101; 5:8-102; 5:8-103; 5:8-104; 5:8-105	No changes recommended.
54	§ 5-6.1 Issuance of amusement games license to certain special concessionaire permit holders in international airport terminals	N.J.S. 5:8-101.1	• Provides for amusement games license to certain special concessionaire permit holders in international airport terminals and is based upon the source.
55	§ 5-6.2 Eligibility of bowling alley for amusement game license; requirements	N.J.S. 5:8-78.2	• Provides for eligibility of bowling alleys for amusement game licenses and is based substantially upon the source.
56	§ 5-7 Qualifications for license to operate an amusement game	N.J.S. 5:8-103, 5:8-78.1 N.J.A.C. 13:3-1.7	• Proposed statute has been modified to incorporate a reference to NJAC 13:3-1.7 which was amended in 2019 as follows: (a) Except as provided in (b) below, no amusement game license shall be issued for any premises that holds an alcoholic beverage license. (b) An amusement game license may be issued for a premise that holds a plenary retail consumption alcoholic beverage license, if the premise is at least 20,000 square feet and includes at least 100 amusement games.
57	§ 5-8 Contents of license	N.J.S. 5:8-103; 5:8-105	No changes recommended.
58	§ 5-9 Restriction on time of operation of amusement game	New in last report.	No changes recommended.
59	§ 5-10 Charges; prize	N.J.S. 5:8-107	No changes recommended.
60	§ 5-11 Reports by license	N.J.S. 5:8-98	No changes recommended.
61	§ 5-12 Merchandise giveaways	New in last report.	No changes recommended.
62	§ 5-12 Gambling transactions unlawful	New in last report.	Moved to definition section 1-1.