

Legalized Games of Chance Control Commission
Public Session Minutes
April 9, 2008

The Legalized Games of Chance Control Commission met on April 9, 2008, at the Office of the Division of Consumer Affairs, located at 124 Halsey Street, 7th Floor, Essex Room, Newark, New Jersey. Present for the meeting were Commissioners, Edward Barrett, Christine Vanek, and Timothy E Ryan (present via teleconference.) Not present were Commissioners Marilou Halvorsen and Frank Ragazzo. Also present were Deputy Attorney General Nancy Costello Miller; LGCCC Supervisor to the Investigative Unit Scott Jenkins; LGCCC Investigators William Carter, Martin Silva, and supporting staff Farah Rodriguez and Mary Grant. The meeting was opened at 10:47 a.m. by Commissioners Edward Barrett, pursuant to provisions of the Open public Meetings Act. N.J.S.A. 10:4-1 et seq. Adequate notice of the Legalized Games Public meeting was provided by mailing on March 5, 2008 in accordance with Chapter 231 P.L. 1975, more commonly referred to as the Sunshine Law. A list of all regularly scheduled Commission meetings to be held during 2008 was provided to the Office of the Secretary of State, Star Ledger, Trenton Times, the Director of the Division of Consumer Affairs, and posted in the State Building at 124 Halsey Street, Newark, New Jersey as well as being posted on LGCCC website: www.state.nj.us/lps/ca/lgccc.htm.

1. Reading and Approval of the Agenda

The Commission reviewed and approved the amended agenda. Items G1 & 2 and H1 from the Executive agenda will be moved to the public agenda.

MOTION: Vanek SECOND: Ryan APPROVED: Unanimous

2. Minutes of the Public Session meeting March 9, 2007 The Commission reviewed and approved the amended minutes.

MOTION: Barrett SECOND: Vanek APPROVED: Unanimous

3. Public Comment

Edward McGlynn, Counsel for the New Jersey Amusement Association, asked to comment on item 6. The Commission granted the request. Bob Smolinsky, Continental State Fair, expressed on behalf of the organizations listed under item 12, appreciation to the LGCCC for addressing the electronic hand held equipment fee.

4. Statistics report and comparison figures from LGCCC to DCA for the month of February 2008.

FYI

5. List of organizations approved or denied requests for registration for the months of February and March 2008.

The Commission approved the approved and denied list for registration applications for February and March 2008.

MOTION: Vanek SECOND: Ryan APPROVED: Unanimous

6. Proposed re-adoption of amusement games rules

Regulatory Analyst Charles Manning informed the Commission that the amusement games rules will sunset on October 15, 2008. He also informed the Commission that the Regulatory Committee recommended some changes in the proposal for re-adoption

- a.) Amend 13:3-3.5 (a) to prohibit live animals / creatures as a prize.
- b.) Amend 13:3-3.8 (a) 1 to require items that are not prizes to be conspicuously marked if (display only) in the playing field.
- c.) Amend 13:3-3.13 Licensee is required to provide requested records within 5 business days.
- d.) Amend 13:3-4.4 to allow the release of reports to other government agencies in with their obligations.

Items for further discussion are to prohibit unregistrable vehicles as prizes and to require that all prizes must pass all requirements for sale or offer for sale in the United States.

Edward McGlynn questioned why LGCCC would like to prohibit fish as prizes.

DAG Miller noted that the LGCCC has received a number of complaints regarding the use of live animals and that it conflicts with the animal cruelty code, NJSA 4:22-26 (p).

The Commission approved all the proposed regulation changes.

MOTION: Vanek SECOND: Ryan APPROVED: Unanimous

A) Fees for handheld devices.

Regulatory Analyst Charles Manning discussed the Division's position on fees for handheld pending full review of financial impact The Commission determined to waive the additional fee of \$10.00 per each portion of 10 and permit organizations using these devices to submit just the flat fee of \$25.00.

MOTION: Vanek SECOND: Ryan APPROVED: Unanimous

7. 7 Recommended Approval for the approved and denied list of Casino Operators; Casino Operators Pending Additional Correspondence; Manufacturers, Distributors, and Providers, Compensated Workers and Games Submissions for the Month of March 2008 The Commission approved the recommendations for the approved and denied list of Casino Operators, Manufacturers, Distributors, and Providers and Compensated Workers for the months of January and February 2008

MOTION: Vanek SECOND: Ryan APPROVED: Unanimous

8. FYI-List of Signed Warning Letters, UPL Letters & Consent Orders for the month of March 2008

Warning Letters Signed

A. LG-07-148 Monmouth Beach Education Foundation (Warning Letter Signed)

UPL Letters Signed

- A. LGA-07-181 Francis Killino (Penalty Paid)
- B. LGA-07-230 Blue Sky Amusements (Penalty Paid)
- C. LGA-07-358 WC & FR. LLC (Penalty Paid)
- D. LGA-07-364 Charles Hornsby (Penalty Paid)
- E. LGA-07-398 Sportsland Ltd. Blackbeard's Cave (Penalty Paid)

Consent Orders

A. LGA-07-350, 382 MCR Concessions (Penalty Paid)

9. Games for the April 2008 Agenda Pending Approval

Game Name Certification # Manufacturer LGC #

Hummer Off Roadn' 2-701 Bay-tek LGC 08-17

Roulette Twirl 2-703 Family Fun Companies LGC 08-20

Betty Boop 2-709 Coast tot Coast Enter. Inc. LGC 08-79

NFL 2 Minute Drill 2-710 Innovative Concepts of Enter. LGC 08-80

Lucky Lady 2-713 Coast to Coast Enter. Inc. LGC 08-83

Popeye 2-714 Coast to Coast Enter. Inc. LGC 08-84

Going For Broke 2-715 Coast to Coast Enter. Inc. LGC 08-85

The Commission determined to approve the pending games for April 2008.

MOTION: Vanek SECOND: Ryan APPROVED: Unanimous

10. Regulations regarding Private Contest (Margaret Bakumo-Mason) FYI

11. BPOE #2534 Manasquan Lodge ID # 279-06-23370

Request to use net proceeds for capital improvement

The Commission determined to request further information, regarding the purposes for which the lodge is used.

12. FYI Letter sent advising organization and supplier that the Commission had received their Inquiry.

A) Continental State Fair Bingo

B) St Francis Xavier Roman Catholic Church

C) PAL of Wayne

D) Boys & Girls Club of Clifton

E) Boys & Girls Club of Hawthorne

F) Boys & Girls Club of Union

G) Keyport First Aid Squad Inc

H) St Thomas More RC Church

13. Old Business

None

14. New Business

Items moved from the Executive Agenda to the Public Agenda

G. Discussion

1. Issuing a IRT certification fee:

The Commission determined to propose a rule imposing a minimum one time fee of \$25.00 on each IRT certification.

MOTION: Vanek SECOND: Ryan APPROVED: Unanimous

2. Handheld Bingo fees status.

Discussed in item 6A.

H. Move to Public Item:

1. RMLG-08-02 Resident Club Co-op IV Crestwood Village Inc. Request to use bingo proceeds to extend their parking lot. LGCCC received the two estimates that the Commission requested.

The Commission determined to grant permission for the organization to use the proceeds to extend the parking lot.

MOTION: Barrett SECOND: Ryan APPROVED: Unanimous

Previously: The Commission determined to table this item for further information. The Commission would like to request two more estimates and also determine the percentage of time that the club members use this location.

18. Executive Officer's Report

None

The Commission moved to adjourn the meeting. After approving the reading of the closing statement by Commissioner Barrett, the meeting was adjourned at 12:41 p.m.

MOTION: Ryan SECOND: Vanek APPROVED: Unanimous

Approved by:

Edward Barrett
Acting Chairperson

MCH:mg enc. (3)

1. [Statistics report and comparison figures from LGCCC to DCA for February 2008.](#) (Refer to item 4)
2. [List of organizations approved or denied requests for registration for February and March 2008.](#) (Refer to item 5)
3. [List of approved and denied Compensated Workers, Commercial Licenses March 2008.](#) (Refer to item 7)

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