

51 N.J.R. 877 (b)

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RULE ADOPTIONS

Reporter

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Agency

LAW AND PUBLIC SAFETY > DIVISION OF CONSUMER AFFAIRS > LEGALIZED GAMES OF CHANCE CONTROL COMMISSION

Administrative Code Citation

Adopted Amendments: N.J.A.C. 13:3-1.1 and 1.7

Text

Definitions: Location of Games; Premises with Alcoholic Beverage License

Proposed: May 21, 2018, at 50 N.J.R. 1246(a).

Adopted: September 12, 2018, by the Legalized Games of Chance Control Commission, Steven P. Layman, Chairperson.

Filed: May 7, 2019, as R.2019 d.057, **without change**.

Authority: N.J.S.A. 5:8-79 and P.L. 2015, c. 149.

Effective Date: June 3, 2019.

Expiration Date: November 13, 2021.

Summary of Public Comment and Agency Response:

The official comment period ended July 20, 2018. **The Commission received no comments.**

Federal Standards Statement

A Federal standards analysis is not required because the adopted amendments are governed by N.J.S.A. 5:8-79, and are not subject to any Federal requirements or standards.

Regulations

Full text of the adoption follows:

SUBCHAPTER 1. ISSUANCE OF LICENSES BY MUNICIPAL GOVERNING BODIES

13:3-1.1 Definitions: location of games

- (a) The following words and terms when used in this chapter shall have the following meanings, unless the context clearly indicates otherwise:

...

"Recognized amusement park" means a commercially operated permanent business, open to the public at least 31 consecutive days annually, the location of which is designed and themed for the primary purpose of providing participatory amusements incorporating skill-based attractions, rides, or water slides licensed in accordance with N.J.S.A. 5:3-31 et seq., and food and merchandise concessions in permanent structures. Nothing in this definition shall prevent a license from being issued in any location that has had a license issued prior to May 16, 1988.

...

"Skill-based attraction" means an amusement utilizing a tangible object such as a ball, puck, or other portable object either alone or in competition with other on-premises guests, or requiring the exertion of physical, aerobic activity, such as dancing, climbing, running, or jumping rope, or any amusement that is predominantly skill-based and can be played in competition with other on-premises guests.

- (b) (No change.)

13:3-1.7 Premises with alcoholic beverage license

- (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.

