

Regulatory Analysis Form

(Completed by Promulgating Agency)

**INDEPENDENT REGULATORY
REVIEW COMMISSION**

(All Comments submitted on this regulation will appear on IRRC's website)

(1) Agency
Pennsylvania Gaming Control Board

(2) Agency Number:

Identification Number: 125-189

IRRC Number: 3112

(3) PA Code Cite: 58 Pa.Code CH. 461a, 463a, 465a, 467a, 601a, 605a and 607a.

(4) Short Title: Hybrid Gaming Tables and Electronic Wagering Terminals

(5) Agency Contacts (List Telephone Number and Email Address):

Primary Contact:

R. Douglas Sherman
Chief Counsel
Pennsylvania Gaming Control Board
P.O. Box 69060
Harrisburg, PA 17101-8323
Phone: (717) 346-8300/ Fax: (717) 703-2988
Email: rsherman@pa.gov

Secondary Contact:

RECEIVED
IRRC
2011 AUG 24 AM 11

(6) Type of Rulemaking (check applicable box):

- Proposed Regulation
 Final Regulation
 Final Omitted Regulation

- Emergency Certification Regulation;
 Certification by the Governor
 Certification by the Attorney General

(7) Briefly explain the regulation in clear and nontechnical language. (100 words or less)

This rulemaking will add a new game technology, hybrid gaming tables, to the complement of table games available for play in the Commonwealth.

(8) State the statutory authority for the regulation. Include specific statutory citation.

The Pennsylvania Gaming Control Board's general authority for the provisions in this rulemaking is in 4 Pa.C.S. § 1202(b)(30)(relating to general and specific powers) and the specific authority is in 4 Pa.C.S. §§ 13A02(1) and (2), (2.1), (4), (6), § 13A25(c) and § 13A62(a).

(9) Is the regulation mandated by any federal or state law or court order, or federal regulation? Are there any relevant state or federal court decisions? If yes, cite the specific law, case or regulation as well as, any deadlines for action.

There are no other applicable federal or state statutes, regulations or court decisions that mandate adoption of these changes contained in this rulemaking.

(10) State why the regulation is needed. Explain the compelling public interest that justifies the regulation. Describe who will benefit from the regulation. Quantify the benefits as completely as possible and approximate the number of people who will benefit.

This rulemaking will give certificate holders additional operational flexibility in the games that they provide to patrons and is needed to establish the requirements for hybrid gaming, a new gaming technology to the Commonwealth.

(11) Are there any provisions that are more stringent than federal standards? If yes, identify the specific provisions and the compelling Pennsylvania interest that demands stronger regulations.

There are no corresponding federal standards for any of these provisions in this rulemaking.

(12) How does this regulation compare with those of the other states? How will this affect Pennsylvania's ability to compete with other states?

This rulemaking expands the compliment of table games available for patron play and will therefore not negatively impact Pennsylvania's ability to compete with other states.

(13) Will the regulation affect any other regulations of the promulgating agency or other state agencies? If yes, explain and provide specific citations.

This regulation will not affect any other regulations of the PGCB nor any other state agency.

(14) Describe the communications with and solicitation of input from the public, any advisory council/group, small businesses and groups representing small businesses in the development and drafting of the regulation. List the specific persons and/or groups who were involved. ("Small business" is defined in Section 3 of the Regulatory Review Act, Act 76 of 2012.)

No other persons or groups were involved in the development and drafting of the regulation.

(15) Identify the types and number of persons, businesses, small businesses (as defined in Section 3 of the Regulatory Review Act, Act 76 of 2012) and organizations which will be affected by the regulation. How are they affected?

There are currently twelve slot machine licensees that have a certificate to operate table games, all of which will be affected by the regulation in that they will have greater flexibility in the compliment of games available for patron play and the formats on which those games are played.

Casinos that operate in the Commonwealth of Pennsylvania are not small business as defined in the United States Small Business Administration's Small Business Size Regulations, under 13 CFR Ch. 1 Part 121.

(16) List the persons, groups or entities, including small businesses that will be required to comply with the regulation. Approximate the number that will be required to comply.

Any of the twelve slot machine licensees that would like to offer the games played on hybrid gaming systems will be required to comply with the requirements of the rulemaking.

(17) Identify the financial, economic and social impact of the regulation on individuals, small businesses, businesses and labor communities and other public and private organizations. Evaluate the benefits expected as a result of the regulation.

It is not anticipated that this rulemaking will have a negative financial or economic impact on the regulated community. Slot machine licensees will be impacted by this rulemaking as they will have a greater number of options to offer at their facilities.

(18) Explain how the benefits of the regulation outweigh any cost and adverse effects.

It is not anticipated that there are any adverse effects of this rulemaking which allows for the use of a new gaming technology to the Commonwealth.

(19) Provide a specific estimate of the costs and/or savings to the **regulated community** associated with compliance, including any legal, accounting or consulting procedures which may be required. Explain how the dollar estimates were derived.

Certificate holders that decide to offer table games played on hybrid gaming systems will be required to submit updated rules submission forms and internal controls to reflect any additions. Any costs incurred to purchase equipment and train employees should be offset by the proceeds of gaming.

(20) Provide a specific estimate of the costs and/or savings to the **local governments** associated with compliance, including any legal, accounting or consulting procedures which may be required. Explain how the dollar estimates were derived.

This rulemaking will have no fiscal impact on local governments. Host municipalities and counties will benefit from the local share funding that is mandated by Act 1.

(21) Provide a specific estimate of the costs and/or savings to the **state government** associated with the implementation of the regulation, including any legal, accounting, or consulting procedures which may be required. Explain how the dollar estimates were derived.

The Board does not expect that the provisions contained in this rulemaking will have any fiscal impact on the Board or any other Commonwealth agency. Internal control procedures and equipment testing will be reviewed by existing Board staff.

(22) For each of the groups and entities identified in items (19)-(21) above, submit a statement of legal, accounting or consulting procedures and additional reporting, recordkeeping or other paperwork, including copies of forms or reports, which will be required for implementation of the regulation and an explanation of measures which have been taken to minimize these requirements.

As stated above, if an operator would like to offer games on hybrid gaming systems, the operator will have to submit updated internal controls, rules submission forms, layout schematics, etc. for approval.

(22a) Are forms required for implementation of the regulation?

No forms are required for implantation of the regulation.

(22b) If forms are required for implementation of the regulation, **attach copies of the forms here**. If your agency uses electronic forms, provide links to each form or a detailed description of the information required to be reported. **Failure to attach forms, provide links, or provide a detailed description of the information to be reported will constitute a faulty delivery of the regulation.**

N/A

(23) In the table below, provide an estimate of the fiscal savings and costs associated with implementation and compliance for the regulated community, local government, and state government for the current year and five subsequent years.

	Current FY Year	FY +1 Year	FY +2 Year	FY +3 Year	FY +4 Year	FY +5 Year
SAVINGS:	\$	\$	\$	\$	\$	\$
Regulated Community	N/A	N/A	N/A	N/A	N/A	N/A
Local Government	N/A	N/A	N/A	N/A	N/A	N/A
State Government	N/A	N/A	N/A	N/A	N/A	N/A
Total Savings	N/A	N/A	N/A	N/A	N/A	N/A
COSTS:						
Regulated Community	N/A	N/A	N/A	N/A	N/A	N/A
Local Government	N/A	N/A	N/A	N/A	N/A	N/A
State Government	N/A	N/A	N/A	N/A	N/A	N/A

Total Costs	N/A	N/A	N/A	N/A	N/A	N/A
REVENUE LOSSES:						
Regulated Community	N/A	N/A	N/A	N/A	N/A	N/A
Local Government	N/A	N/A	N/A	N/A	N/A	N/A
State Government	N/A	N/A	N/A	N/A	N/A	N/A
Total Revenue Losses	N/A	N/A	N/A	N/A	N/A	N/A

(23a) Provide the past three year expenditure history for programs affected by the regulation.

Program	FY -3	FY -2	FY -1	FY 2014/2015
PGCB Overall Budget	\$35,800,000	\$35,501,000	\$36,098,000	\$37,999,000

(24) For any regulation that may have an adverse impact on small businesses (as defined in Section 3 of the Regulatory Review Act, Act 76 of 2012), provide an economic impact statement that includes the following:

(a) An identification and estimate of the number of small businesses subject to the regulation.

The twelve slot machine licensees that operate in the Commonwealth of Pennsylvania will be impacted by this rulemaking; however, in accordance with the United States Small Business Administration's Small Business Size Regulations, under 13 CFR Ch. 1 Part 121, none of the casinos qualify as a small business.

(b) The projected reporting, recordkeeping and other administrative costs required for compliance with the proposed regulation, including the type of professional skills necessary for preparation of the report or record.

N/A

(c) A statement of probable effect on impacted small businesses.

N/A

(d) A description of any less intrusive or less costly alternative methods of achieving the purpose of the proposed regulation.

N/A

(25) List any special provisions which have been developed to meet the particular needs of affected groups or persons including, but not limited to, minorities, the elderly, small businesses, and farmers.

No special provisions have been added.

(26) Include a description of any alternative regulatory provisions which have been considered and rejected and a statement that the least burdensome acceptable alternative has been selected.

No alternative regulatory approaches were considered as this rulemaking contains the rules for hybrid gaming systems, a new gaming technology to the Commonwealth.

(27) In conducting a regulatory flexibility analysis, explain whether regulatory methods were considered that will minimize any adverse impact on small businesses (as defined in Section 3 of the Regulatory Review Act, Act 76 of 2012), including:

As stated in (24), this rulemaking will impact slot machine licensees which are not small businesses under the United States Small Business Administration's Small Business Size Regulations.

a) The establishment of less stringent compliance or reporting requirements for small businesses;

N/A

b) The establishment of less stringent schedules or deadlines for compliance or reporting requirements for small businesses;

N/A

c) The consolidation or simplification of compliance or reporting requirements for small businesses;

N/A

d) The establishment of performing standards for small businesses to replace design or operational standards required in the regulation; and

N/A

e) The exemption of small businesses from all or any part of the requirements contained in the regulation.

N/A

(28) If data is the basis for this regulation, please provide a description of the data, explain in detail how the data was obtained, and how it meets the acceptability standard for empirical, replicable and testable data that is supported by documentation, statistics, reports, studies or research. Please submit data or supporting materials with the regulatory package. If the material exceeds 50 pages, please provide it in a searchable electronic format or provide a list of citations and internet links that, where possible, can be accessed in a searchable format in lieu of the actual material. If other data was considered but not used, please explain why that data was determined not to be acceptable.

There is no data, as defined under section (3) of the Regulatory Review Act (71 P.S. § 745.3), upon which this rulemaking is based.

(29) Include a schedule for review of the regulation including:

A. The date by which the agency must receive public comments: 30 days from publication

B. The date or dates on which public meetings or hearings will be held:	N/A
C. The expected date of promulgation of the proposed regulation as a final-form regulation:	Upon Approval
D. The expected effective date of the final-form regulation:	Upon publication
E. The date by which compliance with the final-form regulation will be required:	Upon publication
F. The date by which required permits, licenses or other approvals must be obtained:	Ongoing

(30) Describe the plan developed for evaluating the continuing effectiveness of the regulations after its implementation.

No formal review schedule has been established. Instead, the Board consistently reviews its regulations and proposes amendments as the need arises.

FACE SHEET
FOR FILING DOCUMENTS
WITH THE LEGISLATIVE REFERENCE
BUREAU

(Pursuant to Commonwealth Documents Law)

RECEIVED
IRRC

2017 AUG 24 A 11: 11

DO NOT WRITE IN THIS SPACE

Copy below is hereby approved as to form and legality
Attorney General

By: _____
(Deputy Attorney General)

DATE OF APPROVAL

Check if applicable
Copy not approved. Objections attached.

Copy below is hereby certified to be true and correct
copy of a document issued, prescribed or promulgated
by:

Pennsylvania Gaming
Control Board

FISCAL NOTE NO. : 125-189

DATE OF ADOPTION: 7/12/17

BY: [Signature]
David M. Barasch, CHAIRMAN

Copy below is hereby approved as to form and legality
Executive or Independent Agencies

BY: [Signature]
R. Douglas Sherman, Chief Counsel

7/12/17
DATE OF APPROVAL

(Deputy General Counsel)
(Chief Counsel - Independent Agency)
(Strike inapplicable title)

Check if applicable. No Attorney General Approval or
objection within 30 days after submission.

FINAL-FORM RULEMAKING
COMMONWEALTH OF PENNSYLVANIA

58 PA. CODE
Final-form Rulemaking

Subparts E & K

Chapters 461a, 463a, 465a, 467a, 601a, 605a, 607a

**COMMENTATORS WHO REQUESTED NOTICE
OF THE FINAL-FORM REGULATION**

FISCAL NOTE: 125-189

While § 5.1(a) of the Regulatory Review Act only requires the Board to provide a list of the commentators who have requested additional information and a copy of the final-form regulation, the PGCB sends a copy of the preamble, Regulatory Analysis Form and the final-form regulation to all commentators. These copies are sent by mail or emailed to the commentator if they request electronic delivery. For this rulemaking, copies of these materials have been sent to the following:

THERE WERE NO COMMENTS SUBMITTED FOR THIS RULEMAKING

FINAL-FORM RULEMAKING

PENNSYLVANIA GAMING CONTROL BOARD

58 PA.CODE CHS. 461a, 463a, 465a, 467a, 601a, 605a and 607a.

The Pennsylvania Gaming Control Board (Board), under the general authority in 4 Pa.C.S. § 1202(b)(30) (relating to general and specific powers) and the specific authority in 4 Pa.C.S. § 13A02(1) and (2), (2.1), (4), (6), § 13A25(c) and § 13A62(a) proposes to amend chapters 461a, 463a, 465a, 467a, 601a, 605a and 607a to read as set forth in Annex A.

Purpose of the Rulemaking

This rulemaking will add a new game technology, hybrid gaming tables, to the complement of table games available for play in the Commonwealth.

Explanation

Hybrid gaming tables, or those tables that combine the live dealer action with fully automated electronic wagering, are a new technology to the Commonwealth. In its essence, hybrid gaming table games are comprised of two very distinct components - 1) a physical table referred to as a "hybrid table" at which a dealer conducts a game on felt covered table, and 2) separate electronic wagering terminals located apart from the table at which players make wagers and monitor the game being dealt at the table. All wagering and recordation of wins and losses as well as printing of gaming vouchers occurs at the electronic wagering terminal.

This rulemaking incorporates this new technology into the existing Board regulations on device testing, internal controls, table game taxes, and the provisions associated with electronic gaming tables.

Chapter 461 (relating to slot machine and table game device testing and control)

Like all slot machines and fully automated electronic gaming tables, electronic wagering terminals (the devices patrons will utilize to wager at hybrid gaming tables) are required to meet a number of criteria to assure the security and proper operation of the gaming equipment as well as to assure fairness to patrons. Specifically, amendments to this Chapter require each

electronic wagering terminal to have an asset number for purposes of tracking the terminal, to be tested and approved, utilize bill validators for the acceptance of cash and gaming vouchers and issue gaming vouchers upon a patron cashing out, and are required to be connected to the Department of Revenue's Central Control Computer System (CCCS). Connection to the CCCS is required because just like slot machines and fully automated electronic gaming tables, all wagering on hybrid gaming tables is conducted electronically through the use of an electronic wagering terminal. Electronic wagering terminals are equipped with a bill validator, meters to determine amount of play and a drop box for the collection of cash and gaming vouchers.

The CCCS will act as the system of record for accounting purposes and the CCCS will calculate revenue for table game tax purposes, just as it does for slot machines and fully automated electronic gaming tables.

In addition to testing of electronic wagering terminals to assure proper operation in accordance with the rules of play and crediting of player accounts (§ 461a.4), pursuant to § 461a.26, a slot machine licensee must provide advance notice of placement of hybrid gaming tables and electronic wagering terminals to the Board prior to placement on the gaming floor to assure that all gaming product has been tested and approved for placement into play in order to promote fairness to the patrons.

Chapter 463a (possession of slot machines, electronic wagering terminals and fully automated electronic gaming tables)

This chapter requires that electronic wagering terminals be treated just like a slot machine or fully automated electronic gaming table as it relates to movement of the machines into, around and out of a licensed facility and requires that operators account for each machine's location in the licensed facility or storage area on a master table game list submitted monthly. These requirements are consistent with the current requirements applicable to slot machines and fully automated electronic gaming tables.

Chapter 465a (accounting and internal controls)

The provisions in this section require that any operator that intends to install a hybrid gaming table and electronic wagering terminals update their internal controls to reflect the additional machines and tables. Surveillance requirements for electronic wagering terminals and hybrid gaming tables are

contained in § 465a.9 (relating to surveillance system; surveillance department control; surveillance department restrictions) and supervision requirements are contained in § 465a.11 (relating to slot machine licensee's organization; jobs compendium). With respect to § 465a.11 supervision requirements, the supervision of electronic gaming terminals and hybrid gaming tables are separated to place supervision of the electronic wagering terminals under the supervision of the slot operations department due to the connectivity to the CCCS, and supervision of the hybrid gaming tables is placed under the table games operations department to assure consistency in game dealing and play among table game dealers.

Sections 465a.18 and 465a.25 address the procedure for the collection and counting of drop boxes connected to electronic wagering terminals. Because revenue is based on a metered win and all electronic wagering terminals are required to be connected to the CCCS, the Board has allowed for the collection of drop boxes connected to electronic wagering terminals to be conducted at the same time as drop boxes connected to slot machines and fully automated electronic gaming tables. Additionally, unlike traditional table game drop boxes that are collected and counted daily, the Board will not require that boxes connected to electronic wagering terminals be collected or counted on a daily basis.

In § 465a.19 (relating to acceptance of tips or gratuities from patrons), a provision was added allowing for the acceptance of tips placed electronically through the use of electronic wagering terminals provided the operator specifies how the tips will be pooled and distributed in conformance with § 13A02(6) of the Act.

As specified above, because wagering at a hybrid gaming table is conducted electronically at an electronic wagering terminal and is not conducted through the use of value chips like a traditional table game, the provisions contained in § 465a.36 through § 465a.42, which are associated with table inventories, opening and closing tables and the distribution and removal of chips, are not applicable; therefore, electronic wagering terminals were excluded from the provisions in those seven sections of the Board's regulations.

Chapter 601a (relating to general table game provisions)

Section 601a.9 addresses the calculation of table game taxes and gross table game revenue. As specified in subsection (e), net

revenue from electronic wagering terminals is determined through the CCCS and will be taxed at the traditional table game rate, not at the fully automated table game rate. This provision is consistent with § 13A62 of the Act which specifies that fully automated electronic gaming tables, which are operated without the assistance of a dealer, are taxed at a higher rate than those tables that operate with the assistance of a dealer, including hybrid gaming tables connected to electronic wagering terminals.

Chapter 605a (relating to electronic gaming tables)

This chapter provides the definitions and requirements specific to hybrid gaming tables and electronic wagering terminals. As defined in § 605a.1, the hybrid gaming table is where the dealing of the table game takes place while electronic wagering terminals are the devices patrons utilize to buy in, cash out and place their wagers.

Because all game play on an electronic wagering terminal is captured utilizing meters, just like fully automated electronic gaming tables, the sections addressing the meter requirements in § 605a.5 (relating to fully automated electronic gaming tables and electronic wagering terminals) were updated to include electronic wagering terminals.

A new section, § 605a.9 (relating to hybrid gaming tables), was added which addresses requirements specific to hybrid gaming tables. Included in this section is the provision that addresses how hybrid gaming tables and electronic wagering terminals will be counted for purposes of the number of gaming tables each facility is authorized to operate.

The Board has specified that regardless of the number of hybrid gaming tables each facility operates, every 5 electronic wagering terminals will count as one gaming table. The Board has focused on the number of electronic wagering terminals instead of the number of hybrid gaming tables because operators can connect a significant number of electronic wagering terminals to each hybrid gaming table, in essence having one table connected to a high number of player positions, far more player positions than a traditional table game could be accommodated.

The Board believes that if it were to ignore the number of electronic wagering terminals and count only the number of hybrid gaming tables a facility operates, the regulation would run afoul of the legislatively mandated cap on the number of

authorized tables which is 250 tables for Category 1 and 2 licensees and 50 tables for Category 3 licensees. See § 13A11(b) of the Act.

Chapter 607a (relating to Possession of table games and table game devices)

This chapter addresses transportation, table game master list, and off-site storage of table games and table game devices which by definition would include hybrid gaming tables. Section 607a.2 is amended to specify that for the purpose of submitting a table game device master list, electronic wagering systems that are required to be listed on the table game device master list, do not include those required under § 463a.5, and that hybrid gaming tables are required to be listed on the table game device master list. Through this amendment, the Board assures that both components of a hybrid table game system comprised of the electronic wagering terminals and the hybrid gaming tables, are accounted for.

Comment and Response Summary

Notice of the proposed rulemaking was published at 45 Pa.B. 4170 (August 1, 2015). The Board did not receive any comments from the regulated community. On September 30, 2015, the Board received the following comments from the Independent Regulatory Review Commission regarding this rulemaking:

Comments of the Independent Regulatory Review Commission

1. The Independent Regulatory Review Commission indicated that the Preamble was not sufficient to determine if the Regulation is in the public interest, specifically where hybrid gaming tables are included in § 461a.4, § 461a.26, § 465a.11(b)(9) and § 607a.2(a)(6). In addition, the Commission requested further explanation where the Board has excluded hybrid tables from provisions being applied to electronic wagering terminals in order for the Commission to determine the public interest (citing §§ 463a.1 - 463a.7).

The Preamble has been amended to address the issues identified above in § 461a.4, § 461a.26, § 465a.11(b)(9) and § 607a.2(a)(6).

In addition, the term "hybrid gaming tables" has been excluded in instances such as §§ 463a.1 - 463a.7 because of the inapplicability of those sections to hybrid gaming tables or,

alternatively because hybrid gaming tables are addressed in different sections. Hybrid gaming table games are comprised of two very distinct components - 1) a physical table referred to as a "hybrid gaming table" at which a dealer conducts a game on a table covered by felt having the traditional look of a table game but without spots for players and 2) separate, electronic wagering terminals located apart from the table at which players make wagers and monitor the game being dealt at the table. All wagering and recordation of wins and losses as well as printing of gaming vouchers occurs at the electronic wagering terminal.

Chapter 463a addresses the possession of slot machines, electronic wagering terminals and fully automated electronic gaming tables. All three of these items are electronic, receive and record wagers, and are connected to the Central Control Computer System (CCCS). Moreover, all three items can only be used for gambling purposes and have no legitimate purpose outside of gambling. As similar electronic gambling devices, they are similarly and strictly controlled in terms of possession (§ 463a.1), transportation (§ 463a.2), location on the floor (§ 463a.3), connection to the Central Control Computer (§ 463a.4), recorded on a master list (§ 463a.5) and subject to strict off-site storage limitations (§ 463a.7).

On the other hand, tables used for the conduct of gaming as hybrid gaming tables are categorized as "table game devices", see 4 Pa.C.S. § 1103, Definitions, and 4 Pa. Code Section 601a.1, Definitions. Because of the differing nature of the actual gambling devices and the tables used in hybrid table gaming, issues including the possession, transportation, master list and off premises storage of table games and table game devices are addressed in Chapter 607a (relating to Possession of table games and table game devices) of the Board's regulations. The preparation of a Table game devices master list and location on the gaming floor are addressed in § 607a.2 (relating to Table game device master list). Hybrid gaming tables are not included in § 463a.4 (relating to Notice and connection to the central control computer system) because the table is not connected to that system, rather the electronic wagering terminal is.

2. The Independent Regulatory Review Commission identified four points seeking clarity in relation to: 1) § 465a.9 (relating to Surveillance system; surveillance department control; surveillance department restrictions) that has been amended to apply to electronic wagering terminals and hybrid gaming tables but only electronic wagering systems had been added to the section; 2) to § 461a.15 (relating to Casino

management systems) and § 461a.16 (relating to Player tracking systems) in which the Board has added "table games and table game devices" to the sections but noting that a "slot machine licensee" may or may not possess a table game operation certificate; 3) § 465a.11 and § 465a.19 where "a slot machine licensee that has a certificate to operate table games" is used and then referred to a "certificate holder" without a definition for the latter term; and 4) in the titles to § 461a.14 and § 465a.11 which do not reflect the addition of new gaming technology to the content of the section.

With respect to § 465a.9, the Preamble states that surveillance requirements for electronic terminals and hybrid gaming tables are contained in § 465a.9 - not that § 465a.9 was amended to include both. Section 465a.9(C)(1)(i) was amended to provide for surveillance coverage over the electronic terminals where wagers are made, and § 465a.9(C)(1)(ii) provides for surveillance over gaming conducted at each table that is not a fully automated electronic gaming table or an electronic wagering terminal. As a hybrid gaming table is neither a fully automated electronic gaming table or an electronic wagering terminal, the hybrid table is subject to the surveillance requirement. Section 465a.9(C)(1)(ii) did not need to be amended to add hybrid tables as they already are included in the section as it existed.

With respect to § 461a.15 and § 461a.16, while the Board recognizes that a slot machine licensee could opt not to obtain a certificate to operate table games and thereby not offer table games, only the holder of a slot machine license can obtain a certificate to operate table games and thereby the holder of that certificate is a slot machine licensee as titled at the highest level. Section 461a.15 Casino management systems, and § 461a.16 Player tracking systems, maintained by the slot machine licensee may be used but are not required to be used by the slot machine licensee for slot machines, table games, table game devices and related systems as approved by the Board. The Board does not believe the use of the term Slot machine licensee is inconsistent or not appropriate in these instances.

With respect to § 465a.11 and § 465a.19, the term "certificate holder" is used according to its definition found in § 401a.3 as a slot machine licensee that was awarded a certificate to operate table games. Section 465a.11(b)(7) has been changed to reflect this usage and to insure consistency.

Finally, with respect to § 461a.14 and § 465a.11, the Board has amended the title of § 461a.14 to "Slot machine, fully automated

gaming tables and electronic wagering terminal monitoring systems" to reflect the addition of the new technology. The Board does not believe amending the title of § 465a.11 is warranted as the section places duties in relation to organization and jobs compendiums on "slot machine licensees" which covers all gaming offerings.

Additional Revisions

At final, the Board made only minor cross-reference corrections to § 461a.4(n) and § 463a.1(b)(6). Chapter 467a was newly included in the final-form to edit a cross-reference in § 467a.1(a)(2).

Fiscal Impact

Commonwealth. The Board does not expect that the provisions contained in this rulemaking will have a fiscal impact on the Board or any other Commonwealth agency as testing and approval of the new hybrid gaming tables will be conducted by existing agency staff.

As it relates to internal controls, updates to internal control procedures will be reviewed by existing agency staff.

Political Subdivisions. This proposed rulemaking will have no fiscal impact on political subdivisions of the Commonwealth.

Private Sector. The amendments contained in this rulemaking will provide slot machine licensees that have a certificate to operate table games ("a certificate holder") with additional table game options. If a certificate holder decides to offer hybrid gaming tables within the licensed facility, the certificate holder will be required to acquire equipment and train their dealers and support staff. While these hybrid gaming table systems require a substantial capital expenditure, the requirements in this rulemaking should not increase costs operators would already have to incur to acquire the new technology. Any costs incurred to train employees or purchase/lease equipment should be offset by the proceeds of gaming.

General Public. This proposed rulemaking will have no fiscal impact on the general public.

Paperwork Requirements.

If a certificate holder elects to offer table gaming on hybrid gaming tables, the certificate holder will be required to update internal controls reflecting the changes and submit them electronically to agency staff.

Effective Date

The rulemaking will become effective upon final-form publication in the *Pennsylvania Bulletin*.

Under section 5(a) of the Regulatory Review Act (71 P.S. § 745.5(a)), the Board submitted a copy of this proposed rulemaking, published on August 1, 2015 at 45 Pa.B. 4170 and a copy of the Regulatory Analysis Form to the Independent Regulatory Review Commission (IRRC) and to the Chairpersons of the House Gaming Oversight Committee and the Senate Community, Economic and Recreational Development Committee.

Under section 5(c) of the Regulatory Review Act, IRRC and the Committees are provided with copies of comments received during the public comment period, as well as other documents when requested. With regard to this rulemaking, no comments were received from the Committees.

Under section 5a(j.2) of the Regulatory Review Act, the final-form rulemaking was deemed approved by the Committees. IRRC met on **INSERT IRRC Scheduled Meeting DATE** and approved the regulations in accordance with section 5a(e) of the Regulatory Review Act.

Findings

The Board finds that:

(1) Public notice of intention to adopt these amendments was given under sections 201 and 202 of the act of July 31, 1968 (P.L. 769, No. 240) (45 P.S. §§ 1201 and 1202) and the regulations thereunder, 1 Pa.Code §§ 7.1 and 7.2.

(2) The final-form rulemaking is necessary and appropriate for the administration and enforcement of 4 Pa.C.S. Part II (relating to gaming).

Order

The Board, acting under 4 Pa.C.S. Part II, orders that:

(1) The regulations of the Board, 58 Pa.Code Chapters 461a, 463a, 465a, 467a, 601a, 605a and 607a to read as set forth in Annex A.

(2) The Chairman of the Board shall certify this order and Annex A and deposit them with the Legislative Reference Bureau as required by law.

(3) This order shall take effect upon publication in the *Pennsylvania Bulletin*.

David M. Barasch
Chairman

Annex A

TITLE 58. RECREATION

PART VII. GAMING CONTROL BOARD

Subpart E. SLOT MACHINES AND ASSOCIATED EQUIPMENT

CHAPTER 461a. SLOT MACHINE AND TABLE GAME DEVICE TESTING AND
CONTROL

§ 461a.1. Definitions.

The following words and terms, when used in this subpart, have the following meanings, unless the context clearly indicates otherwise:

Asset number – A unique number assigned to a slot machine, **fully automated electronic gaming table, electronic wagering terminal** or piece of associated equipment by a slot machine licensee for the purpose of tracking the slot machine, **fully automated electronic gaming table, electronic wagering terminal** or piece of associated equipment while owned by the slot machine licensee.

Automated jackpot payout machine – The collective hardware, software, communications technology and other ancillary equipment used to facilitate the payment of a jackpot that is not totally and automatically paid directly from a slot machine, **fully automated electronic gaming table or electronic wagering terminal**.

Bill validator – An electronic device designed to interface with a slot machine, **fully automated electronic gaming table or electronic wagering terminal** for the purpose of accepting and validating any combination of United States currency, gaming vouchers, coupons or other instruments authorized by the Board for incrementing credits on a slot machine, **fully automated electronic gaming table or electronic wagering terminal**.

* * * * *

Casino management system – The collective hardware, software, communications technology and other ancillary equipment used to collect, monitor, interpret, analyze, report and audit data with regard to activity at slot machines, **fully automated electronic gaming tables or electronic wagering terminals**, inclusive of slot machine level accounting transactions, player tracking and productivity analysis.

* * * * *

Gaming voucher system – The collective hardware, software, communications technology and other ancillary equipment used to facilitate the issuance of gaming vouchers and the redemption of gaming vouchers by slot machines, **fully automated electronic gaming tables, electronic wagering terminals**, automated gaming voucher redemption machines, the cashiers' cage or in other locations.

Hand pay – The payment of credits that are not totally and automatically paid directly from a slot machine, **fully automated electronic gaming table or electronic wagering terminal.**

* * * * *

Modification – A change or alteration in a slot machine, **fully automated electronic gaming table, electronic wagering terminal** or associated equipment that affects the manner or mode of play or operation of the slot machine or associated equipment.

* * * * *

Player tracking system – The collective hardware, software, communications technology and other ancillary equipment used to collect, monitor, interpret, analyze, authorize, report and audit data with regard to player activity generally or on an individual basis at slot machines **or table games.**

* * * * *

RAM clear – A process initiated by a service technician that results in the zeroing out of any meter information, configuration information or data stored in the **[slot machine's memory] memory of a slot machine, fully automated electronic gaming table, electronic wagering terminal or associated equipment.**

* * * * *

Wager – Placing at risk in a slot machine, **fully automated electronic gaming table or electronic wagering terminal** a coin, bill, ticket, gaming voucher, coupon or similar object or, upon payment of any consideration, including the use of cashless funds transfer systems and external bonusing systems.

* * * * *

§ 461a.4. Submission for testing and approval.

* * * * *

(c) For the purposes of this section, slot machines, table game devices and associated equipment that shall be submitted for testing and approval include:

* * * * *

(12) Table game devices including:

(i) Electronic gaming tables as described in § 605a.4 (relating to electronic gaming tables).

(ii) Fully automated electronic gaming tables as described in § 605a.5 (relating to fully automated electronic gaming tables **and electronic wagering terminals**).

* * * * *

(vi) Electronic wagering systems as described in § 605a.2 (relating to electronic wagering systems).

(vii) Electronic wagering terminals as described in § 605a.5.

(viii) Hybrid gaming tables as described in § 605a.9 (relating to hybrid gaming tables).

(d) Slot machine prototypes, table game device prototypes and associated equipment prototypes, and modifications thereto, which are subject to testing and approval under this section will be evaluated by the Bureau of Gaming Laboratory Operations for overall operational integrity and compliance with the act, this subpart and technical standards adopted by the Board as published in the *Pennsylvania Bulletin* and posted on the Board's web site. In addition, with regard to any slot machine, fully automated electronic gaming table, **electronic wagering terminal** or modification thereto, the Bureau of Gaming Laboratory Operations will test for compatibility and compliance with the central control computer and protocol specifications approved by the Department including the ability to communicate with the central control computer for the purpose of transmitting auditing program information, real time information retrieval and activation and disabling of slot machines, **fully automated electronic gaming tables and electronic wagering terminals.**

* * * * *

(n) Concurrent with the initial receipt of slot machines, a slot machine license shall file a slot machine master list as required by § 463a.5 (relating to slot machine, **ELECTRONIC**

WAGERING TERMINAL and fully automated electronic gaming table master lists).

* * * * *

§ 461a.8. Gaming vouchers.

* * * * *

(d) Prior to issuing a gaming voucher, a slot machine licensee shall establish a system of internal controls for the issuance and redemption of gaming vouchers. The internal controls shall be submitted and approved by the Board under § 465a.2 (relating to internal control systems and audit protocols) and address:

(1) Procedures for assigning **[a slot machine's]** an asset number and identifying other redemption locations in the system, and enabling and disabling voucher capabilities for slot machines, **fully automated electronic gaming tables, electronic wagering terminals** and redemption locations.

* * * * *

(h) Upon presentation of a gaming voucher for redemption at a slot machine, **fully automated electronic gaming table or electronic wagering terminal**, the total value of which gaming voucher cannot be completely converted into an equivalent value of credits that match the denomination of the slot machine, **[the slot machine] fully automated electronic gaming table or**

electronic wagering terminal, the slot machine, fully automated electronic gaming table or electronic wagering terminal must perform one of the following procedures:

* * * * *

(l) Gaming vouchers redeemed at cashiering locations shall be transferred to the finance department on a daily basis. Gaming vouchers redeemed by slot machines, **fully automated electronic gaming tables and electronic wagering terminals** shall be counted in the count room and forwarded to the finance department upon the conclusion of the count process. Gaming vouchers redeemed at automated gaming voucher redemption machines shall be forwarded to finance upon the conclusion of the cashiers' cage reconciliation process. Finance department representatives with no incompatible functions shall perform, at a minimum, the following:

* * * * *

§ 461a.10. Automated gaming voucher and coupon redemption machines.

* * * * *

(k) A gaming voucher or coupon accepted by an automated gaming voucher and coupon redemption machine shall be cancelled immediately upon exchange in a manner that effectively prevents its subsequent redemption by the cashiers' cage, another automated gaming voucher and coupon redemption machine or its

acceptance in a slot machine, **fully automated electronic gaming table or electronic wagering terminal** bill validator. The methods utilized to comply with this requirement must be in accordance with this subpart and technical standards adopted by the Board and published in the *Pennsylvania Bulletin* and posted on the Board's web site.

* * * * *

§ 461a.14. Slot MACHINE, FULLY AUTOMATED GAMING TABLES AND ELECTRONIC WAGERING TERMINAL monitoring systems.

(a) A slot machine licensee may utilize a slot monitoring system which has an interface between it and slot machines, **fully automated electronic gaming tables, electronic wagering terminals** and related systems that has been tested and approved by the Board under § 461a.4 (relating to submission for testing and approval).

* * * * *

§ 461a.15. Casino management systems.

(a) A slot machine licensee may utilize a casino management system which has an interface between it and slot machines, **table games, table game devices** and related systems tested and approved by the Board under § 461a.4 (relating to submission for testing and approval).

* * * * *

§ 461a.16. Player tracking systems.

(a) A slot machine licensee may utilize a player tracking system which has an interface between it and slot machines, **table games, table game devices** and related systems tested and approved by the Board under § 461a.4 (relating to submission for testing and approval).

* * * * *

§ 461a.26. Testing and software installation on the live gaming floor.

* * * * *

(b) A slot machine licensee shall notify the Bureau of Gaming Laboratory Operations and the Bureau of Casino Compliance at least 72 hours prior to the installation of any new software or the installation of any change in previously approved software and receive the required approvals prior to the installation of:

* * * * *

- (18) Server based slot systems.
- (19) Hybrid gaming tables.**
- (20) Electronic wagering terminals.**

(c) The notification required under subsection (b) must include:

* * * * *

§ 461a.27. RAM clear.

(a) When a slot machine licensee becomes aware of a nonresponsive slot machine, **fully automated electronic gaming table, hybrid gaming table or electronic wagering terminal** and communication between the slot machine, **fully automated electronic gaming table, hybrid gaming table or electronic wagering terminal** and the central control computer [**can not**] **cannot** be reestablished, the slot machine licensee shall immediately notify the Department's operator of the central control computer and the casino compliance representatives at the licensed facility. The slot machine licensee may not do a RAM clear on the affected slot machine, **fully automated electronic gaming table, electronic wagering terminal or associated equipment** until a casino compliance representative has recorded the information on the financial meters.

* * * * *

**CHAPTER 463a. POSSESSION OF SLOT MACHINES, ELECTRONIC WAGERING
TERMINALS AND FULLY AUTOMATED ELECTRONIC
GAMING TABLES**

§ 463a.1. Possession of slot machines, **electronic wagering terminals** and fully automated electronic gaming tables generally.

(a) Except as otherwise provided in this section and 18 Pa.C.S. § 5513 (relating to gambling devices, gambling, etc.), a person may not possess any slot machine, **electronic wagering**

terminal or fully automated electronic gaming table within this Commonwealth that may be used for gambling activity.

(b) The following persons and any employee or agent acting on their behalf may possess slot machines, **electronic wagering terminals** or fully automated electronic gaming tables in this Commonwealth for the purposes described herein provided that slot machines, **electronic wagering terminals** or fully automated electronic gaming tables located outside of a licensed facility may not be used for gambling activity:

* * * * *

(6) A common carrier, for the purpose of transporting slot machines or fully automated electronic gaming tables in accordance with § 463a.2 (relating to transportation of slot machines, **ELECTRONIC WAGERING TERMINALS** and fully automated electronic gaming tables into, within and out of this Commonwealth).

* * * * *

(c) Persons seeking to possess slot machines, **electronic wagering terminals** or fully automated electronic gaming tables under subsection (b)(4), (5) and (8) shall submit a petition to the Board as required under § 493a.4 (relating to petitions generally). The petition to the Board must contain:

(1) The purpose for having the slot machines, **electronic wagering terminals** or fully automated electronic gaming tables.

(2) The proposed location of the slot machines, **electronic wagering terminals** or fully automated electronic gaming tables.

(3) The time period for which the slot machines, **electronic wagering terminal** or fully automated electronic gaming tables will be kept.

(4) How the slot machines, **electronic wagering terminal** or fully automated electronic gaming tables will be secured.

(d) Requests approved by the Board may be subject to specific terms and conditions imposed by the Board.

(e) A person authorized to possess slot machines, **electronic wagering terminals** or fully automated electronic gaming tables under subsection (d) that desires to store the slot machines, **electronic wagering terminals** or fully automated electronic gaming tables at a location other than the location specified in subsection (c)(2) shall obtain approval from the Board's Executive Director prior to storing the slot machines, **electronic wagering terminal** or fully automated electronic gaming tables at the other location.

§ 463a.2. Transportation of slot machines, **electronic wagering terminals** and fully automated electronic gaming tables into, within and out of this Commonwealth.

(a) In furtherance of section 1511 of the act (relating to declaration of exemption from Federal laws prohibiting slot machines), prior to the transport or movement of a slot machine, **electronic wagering terminal** or fully automated electronic gaming table into, within or out of this Commonwealth, from one person authorized to possess slot machines, **electronic wagering terminals** or fully automated electronic gaming tables under § 463a.1 (relating to possession of slot machines, **electronic wagering terminals** and fully automated electronic gaming tables generally) to another person, the persons causing the slot machine, **electronic wagering terminal** or fully automated electronic gaming table to be transported or moved shall notify the Bureau of Gaming Laboratory Operations and the Bureau of Casino Compliance in writing or in an electronic format approved by the Bureau of Gaming Laboratory Operations. The notice shall be submitted no later than the day the slot machine, **electronic wagering terminal** or fully automated electronic gaming table is transported and include the following information:

(1) The name and address of the person shipping or moving the slot machine, **electronic wagering terminal** or fully automated electronic gaming table.

(2) The name and address of the person who owns the slot machine, **electronic wagering terminal** or fully automated electronic gaming table, if different from the person shipping or moving the machine.

(3) The name and address of a new owner if ownership is being changed in conjunction with the shipment or movement.

(4) The method of shipment or movement and the name and address of the common carrier or carriers, if applicable.

(5) The name and address of the person to whom the slot machine, **electronic wagering terminal** or fully automated electronic gaming table is being sent and the destination of the slot machine, **electronic wagering terminal** or fully automated electronic gaming table, if different from that address.

(6) The quantity of slot machines, **electronic wagering terminals** or fully automated electronic gaming tables being shipped or moved and the manufacturer's serial number of each machine.

(7) The expected date and time of delivery to, or removal from, any authorized location within this Commonwealth.

(8) The port of entry, or exit, if any, of the slot machine, **electronic wagering terminal** or fully automated electronic gaming table if the origin or destination of the slot machine, **electronic wagering terminal** or fully automated

electronic gaming table is outside the continental United States.

(9) The reason for transporting or moving the slot machine, **electronic wagering terminal** or fully automated electronic gaming table.

(b) In addition to the requirements in subsection (a), if a slot machine licensee is shipping slot machines, **electronic wagering terminals** or fully automated electronic gaming tables to or from the slot machine licensee's approved, off-premises storage location, the slot machine licensee shall comply with the requirements in subsection (a) and record the movement in the licensee's movement log as required under § 463a.5(e) (relating to slot machine, **electronic wagering terminal** and fully automated electronic gaming table master lists). If a slot machine, **electronic wagering terminal** or fully automated electronic gaming table is being transported to the licensed facility from the licensee's approved, off-premises storage location, the licensee shall specify in the notice required under subsection (a) whether the slot machine, **electronic wagering terminal** or fully automated electronic gaming table will be placed directly onto the gaming floor or stored off the gaming floor in a restricted area within the licensed facility.

§ 463a.3. Slot machine, **electronic wagering terminal** and fully automated electronic gaming table location on the gaming floor.

(a) A gaming floor must consist of one or more areas within a licensed facility approved by the Board or Executive Director under § 467a.1 (relating to gaming floor plan) for the placement and operation of slot machines, **electronic wagering terminals** or fully automated electronic gaming tables.

(b) A slot machine, **electronic wagering terminal** or fully automated electronic gaming table on a gaming floor shall be placed at a location, which location may contain no more than one slot machine, **electronic wagering terminal** or fully automated electronic gaming table, identified by number on a gaming floor plan approved by the Board or Executive Director under section 1322 of the act (relating to slot machine accounting controls and audits) and § 467a.1 and shall also be identified by this slot machine, **electronic wagering terminal** or fully automated electronic gaming table location number and an asset number on the Gaming Floor Slot Machine, **Electronic Wagering Terminal** and Fully Automated Electronic Gaming Table Master List.

§ 463a.4. Notice and connection to the central control computer system.

(a) Prior to utilization for gambling activity, a slot machine, **electronic wagering terminal** or fully automated electronic gaming table on a gaming floor shall be connected or linked to a central control computer system having the

capabilities and in compliance with the terms of section 1323 of the act (relating to central control computer system).

(b) To ensure activation or disabling, as appropriate, in the central control computer system and the retrieval of real time meter information from the slot machine, **electronic wagering terminal** or fully automated electronic gaming table in conjunction with the movement of a slot machine, **electronic wagering terminal** or fully automated electronic gaming table, the slot machine licensee shall provide the Department with written notice of the slot **machine, electronic wagering terminal** or fully automated electronic gaming table movement, prior to any of the following:

(1) Placement of a slot machine, **electronic wagering terminal** or fully automated electronic gaming table on the gaming floor.

(2) Movement of a slot machine, **electronic wagering terminal** or fully automated electronic gaming table between slot machine, **electronic wagering terminal** or fully automated electronic gaming table locations on the gaming floor.

(3) Removal of a slot machine, **electronic wagering terminal** or fully automated electronic gaming table from the gaming floor.

§ 463a.5. Slot machine, **electronic wagering terminal** and fully automated electronic gaming table master lists.

(a) Prior to the commencement of operations at a licensed facility, a slot machine licensee shall file the following with the Bureau of Gaming Laboratory Operations and the Bureau of Casino Compliance, in an electronic format approved by the Bureau of Gaming Laboratory Operations:

(1) Gaming Floor Slot Machine, **Electronic Wagering Terminal** and Fully Automated Electronic Gaming Table Master List.

(2) Restricted Area/Off Premises Slot Machine, **Electronic Wagering Terminal** and Fully Automated Electronic Gaming Table Master List.

(b) A Gaming Floor Slot Machine, **Electronic Wagering Terminal** and Fully Automated Electronic Gaming Table Master List must list all slot machines, **electronic wagering terminals** and fully automated electronic gaming tables located on the gaming floor in consecutive order by the **[slot machine] device** location number under § 463a.3 (relating to slot machine, **electronic wagering terminal** and fully automated electronic gaming table location on the gaming floor) and contain the following:

(1) The date the list was prepared.

(2) A description of each slot machine, **electronic wagering terminal** or fully automated electronic gaming table which includes:

* * * * *

(viii) The slot machine, **electronic wagering terminal** or fully automated electronic gaming table model.

(ix) The model type (reel or video), **if applicable.**

(x) The game theme/description.

(xi) The minimum payout percentage, **if applicable.**

(xii) The machine displayed payout percentage, **if applicable.**

(xiii) The paytable ID.

(xiv) Whether the slot machine, **electronic wagering terminal** or fully automated electronic gaming table is in a smoking area.

(xv) If the slot machine, **electronic wagering terminal** or fully automated electronic gaming table is a progressive, the type of progressive, the progressive controller type and the progressive software.

(xvi) The fund transfer/voucher system software.

(c) If a slot machine, **electronic wagering terminal** or fully automated electronic gaming table is configured to allow a patron to select from multiple **games or** game themes, each **game or** game theme, minimum and machine displayed payout percentages, **if applicable,** and paytable ID must be listed in the Gaming Floor Slot Machine, **Electronic Wagering Terminal** and Fully

Automated Electronic Gaming Table Master List. Instead of listing each **game or** game theme, minimum and machine displayed payout percentage and payable ID for a slot machine, **electronic wagering terminal** or fully automated electronic gaming table configured to offer multiple game themes with the slot machine, **electronic wagering terminal** or fully automated electronic gaming table, a slot machine licensee may use a unique generic code for the game theme and attach an appendix which lists the game themes, minimum and machine displayed payout percentages and payable IDs that correspond to each unique generic game theme code.

(d) A Restricted Area/Off Premises Slot Machine, **Electronic Wagering Terminal** and Fully Automated Electronic Gaming Table Master List must include all slot machines, **electronic wagering terminals** and fully automated electronic gaming tables located off the gaming floor in a restricted area within the licensed facility approved under § 465a.8(b) (relating to licensed facility), or in storage locations in this Commonwealth off the premises of the licensed facility approved under § 463a.7 (relating to off premises storage of slot machines, **electronic wagering terminals** and fully automated electronic gaming tables) grouped by the location where the slot machines, **electronic wagering terminals** or fully automated electronic gaming tables are located. A Restricted Area/Off Premises Slot Machine,

Electronic Wagering Terminal and Fully Automated Electronic Gaming Table Master List must include the following information:

(1) The date the list was prepared.

(2) A description of each slot machine, **electronic wagering terminal** and fully automated electronic gaming table which includes:

(i) The location of the slot machine, **electronic wagering terminal** or fully automated electronic gaming table.

(ii) The asset number.

(iii) The manufacturer's serial number.

(iv) The game software/program ID.

(v) The operating system/base ROM.

(vi) The game theme/description.

(vii) The manufacturer.

(viii) The slot machine, **electronic wagering terminal** or fully automated electronic gaming table model.

(ix) The model type (reel or video), **if applicable.**

(e) Once a slot machine, **electronic wagering terminal** or fully automated electronic gaming table has been placed in an authorized location on the gaming floor, stored in a restricted area off the gaming floor but within the licensed facility approved under § 465a.8 or in a location in this Commonwealth off the premises of the licensed facility approved under §

463a.7, all subsequent movements of that slot machine, **electronic wagering terminal** or fully automated electronic gaming table shall be recorded by a slot department member in a slot machine movement log which includes the following:

(1) The asset number and model and manufacturer's serial number of the moved slot machine, **electronic wagering terminal** or fully automated electronic gaming table.

(2) The date and time of movement.

(3) The location from which the slot machine, **electronic wagering terminal** or fully automated electronic gaming table was moved.

(4) The location to which the slot machine, **electronic wagering terminal** or fully automated electronic gaming table was moved.

(5) The date and time of any required notice to the Department in connection with activation or disabling of the slot machine, **electronic wagering terminal** or fully automated electronic gaming table in the central control computer system.

(6) The signature of the slot shift manager and the lead technician verifying the movement of the slot machine, **electronic wagering terminal** or fully automated electronic gaming table in compliance with this section.

(f) Documentation summarizing slot machine, **electronic wagering terminal** or fully automated electronic gaming table

movements, as described in subsection (e), shall be submitted to the Bureau of Gaming Laboratory Operations and the Bureau of Casino Compliance, in an electronic format approved by the Bureau of Gaming Laboratory Operations, on a daily basis.

(g) On the first Tuesday of each month a slot machine licensee shall file an updated Gaming Floor Slot Machine, **Electronic Wagering Terminal** and Fully Automated Electronic Gaming Table Master List and an updated Restricted Area/Off Premises Slot Machine, **Electronic Wagering Terminal** and Fully Automated Electronic Gaming Table Master List containing the information required under subsections (b)–(d). The Gaming Floor Slot Machine, **Electronic Wagering Terminal** and Fully Automated Electronic Gaming Table Master List and the Restricted Area/Off Premises Slot Machine, **Electronic Wagering Terminal** and Fully Automated Electronic Gaming Table Master List shall be filed in an electronic format with the Bureau of Gaming Laboratory Operations.

(h) Persons authorized by the Board to possess slot machines, **electronic wagering terminals** or fully automated electronic gaming tables under § 463a.1(c) (relating to possession of slot machines, **electronic wagering terminals** and fully automated electronic gaming tables generally) shall file with the Bureau of Gaming Laboratory Operations, in an electronic format approved by the Bureau of Gaming Laboratory

Operations, a complete list of slot machines, **electronic wagering terminals** or fully automated electronic gaming table possessed by the person. The list shall:

(1) Be denoted as a Slot Machine, **Electronic Wagering Terminal** and Fully Automated Electronic Gaming Table Master List.

(2) Be filed within 3 business days of the initial receipt of slot machines, **electronic wagering terminals** or fully automated electronic gaming tables.

(3) Contain the following information:

(i) The date on which the list was prepared.

(ii) A description of each slot machine, **electronic wagering terminal** or fully automated electronic gaming table including:

(A) The manufacturer.

(B) The manufacturer's serial number.

(C) The slot machine, **electronic wagering terminal** or fully automated electronic gaming table model.

(D) The model type (reel or video), **if applicable.**

(E) Whether or not the slot machine, **electronic wagering terminal** or fully automated electronic gaming table is a progressive, and if it is, the type of progressive.

(i) On the first Tuesday of each month following the initial filing of a Slot Machine, **Electronic Wagering Terminal** and Fully Automated Electronic Gaming Table Master List, those persons enumerated in subsection (h) shall file with the Bureau of Gaming Laboratory Operations, in an electronic format approved by the Bureau of Gaming Laboratory Operations, an updated Slot Machine, **Electronic Wagering Terminal** and Fully Automated Electronic Gaming Table Master List containing the information required in subsection (h).

§ 463a.7. Off premises storage of slot machines, **electronic wagering terminals** and fully automated electronic gaming tables.

(a) A slot machine licensee may not store slot machines, **electronic wagering terminals** or fully automated electronic gaming tables off the premises of a licensed facility without prior approval from the Board's Executive Director.

(b) A slot machine licensee seeking to store slot machines, **electronic wagering terminal or fully automated electronic gaming tables** off the premises of a licensed facility shall submit a written request to the Bureau of Gaming Operations for off premise storage. The written request must include:

* * * * *

(4) The anticipated number of slot machines, **electronic wagering terminals** or fully automated electronic

gaming tables that may be stored at the proposed storage facility.

* * * * *

CHAPTER 465a. ACCOUNTING AND INTERNAL CONTROLS

§ 465a.2. Internal control systems and audit protocols.

* * * * *

(d) A submission by a slot machine licensee must include, at a minimum, the following:

* * * * *

(3) Procedures and controls for ensuring, in accordance with section 1323 of the act (relating to central control computer system), that each slot machine, **electronic wagering terminal** and fully automated electronic gaming table directly provides and communicates all required activities and financial details to the central control computer system as set by the Board.

* * * * *

§ 465a.6. Retention, storage and destruction of books, records and documents.

* * * * *

(c) Original books, records and documents shall be retained by a slot machine licensee for a minimum of 5 years with the following exceptions:

* * * * *

(3) Voided gaming vouchers and gaming vouchers redeemed at a location other than a slot machine, **electronic wagering terminal** or fully automated electronic gaming table shall be retained for a minimum of 30 days.

(4) Gaming vouchers redeemed at a slot machine, **electronic wagering terminal** or fully automated electronic gaming table shall be retained for a minimum of 7 days.

* * * * *

§ 465a.9. Surveillance system; surveillance department control; surveillance department restrictions.

* * * * *

(c) The surveillance system required in this section must include:

(1) Light sensitive cameras with lenses of sufficient magnification and 360° pan, tilt and zoom capabilities, without camera stops, to allow the operator to clandestinely monitor in detail and from various vantage points the following:

(i) The gaming conducted at the slot machines, **electronic wagering terminals** and fully automated electronic gaming tables in the licensed facility with sufficient clarity to read information on a reel strip or electronic table layout and the credit meter.

(ii) The gaming conducted at each table game that is not a fully automated electronic gaming table **or an**

electronic wagering terminal in the licensed facility with sufficient clarity to identify patrons and dealers and sufficient coverage to simultaneously view the table and determine the configuration of wagers, card, dice and tile values and game outcomes.

* * * * *

(2) The following number of cameras dedicated to table games that are not **electronic wagering terminals** or fully automated electronic gaming tables:

* * * * *

§ 465a.11. Slot machine licensee's organization; jobs compendium.

* * * * *

(b) A slot machine licensee's system of internal controls must also include, at a minimum, the following departments and supervisory positions, each of which must be categorized as mandatory and must cooperate with, yet perform independently of, other mandatory departments and supervisory positions of the slot machine licensee. Notwithstanding the foregoing, a department or supervisor that is not required or authorized by this section may operate under or in conjunction with a mandatory department or supervisor provided the organizational structure is consistent with the standards contained within the

act and subsection (a). Mandatory departments and supervisory positions are:

* * * * *

(3) An information technology department supervised by an individual located at the licensed facility who functions, for regulatory purposes, as the information technology director. The information technology director shall be licensed as a key employee and be responsible for the quality, reliability and accuracy of all slot computer systems used by the slot machine licensee regardless of whether data, software or systems are located within or outside the licensed facility. The information technology director shall further be responsible for the security and physical integrity of, and the accountability and maintenance of, the following:

* * * * *

(iv) The computerized slot monitoring system utilized by the slot machine licensee. The information technology director shall ensure that:

(A) Slot machines, **electronic wagering terminals** and fully automated electronic gaming tables located on the gaming floor are connected electronically to the slot machine licensee's computerized slot monitoring system and to the Commonwealth's central control computer in accordance with

section 1323 of the act (relating to central control computer system).

* * * * *

(D) Procedures and controls are in place that define and limit interaction between both the slot operations department and finance department and the computerized slot monitoring system including access to system menus, the establishment of slot machine, **electronic wagering terminal** and fully automated electronic gaming table profile parameters, and the ability of each department to access, delete, create or modify information contained in the slot monitoring system.

(4) Except as provided in **[paragraph (8)] paragraphs (8) and (9)**, a slot operations department supervised by an individual located at the licensed facility who functions, for regulatory purposes, as the director of slot operations. The director of slot operations shall be licensed as a key employee and be responsible for the operation of, and conduct of gaming at, slot machines and fully automated electronic gaming tables within the licensed facility.

* * * * *

(7) Except as provided in **[subsection (8)] paragraphs (8) and (9)**, ~~a slot machine licensee that has a certificate to operate table games~~ **CERTIFICATE HOLDER** shall have a table games department supervised by an individual located at the licensed

facility who functions, for regulatory purposes, as the director of table games. The director of table games shall be licensed as a key employee and responsible for all table game functions including the inventory of table game equipment.

(8) In lieu of separate slot and table games departments, a slot machine licensee may elect to have a gaming department supervised by an individual located at the licensed facility who functions, for regulatory purposes, as the director of gaming. The director of gaming shall be licensed as a key employee and responsible for the overall operation and conduct of gaming at slot machines and table games within the licensed facility. A slot machine licensee may also elect to have a director of table games and a director of slot operations who report to the director of gaming.

(9) Unless otherwise specified by the certificate holder, for the conduct of gaming on electronic wagering terminals and hybrid gaming tables, the slot operations department shall supervise the electronic wagering terminals and the table games department shall supervise the conduct of gaming at hybrid gaming tables as provided in paragraphs (4) and (7).

(c) The supervisors of the surveillance and internal audit departments required under subsection (b) shall report directly to one of the following persons or entities regarding matters of policy, purpose, responsibility and authority, which persons or

entities shall also control the hiring, termination and salary of each supervisor:

* * * * *

§ 465a.17. Bill validators, slot cash storage boxes and table game drop boxes.

(a) Slot machines, **electronic wagering terminals** and fully automated electronic gaming tables must be equipped with a bill validator configured to accept any combination of currency, gaming vouchers, coupons and other instruments authorized by the Board for incrementing credits on a slot machine, **electronic wagering terminal** or fully automated electronic gaming table.

(b) Access to the bill validator must be controlled by at least one lock, the key to which shall be controlled by the slot operations department.

(c) The bill validator in a slot machine, **electronic wagering terminal** or fully automated electronic gaming table must contain a secure tamper resistant container known as a slot cash storage box or table game drop box. Currency, gaming vouchers, coupons and Board-approved instruments inserted into the bill validator shall be deposited into the slot cash storage box or table game drop box.

(d) The slot cash storage box or table game drop box on a fully automated electronic gaming table **or an electronic wagering terminal** must be secured to the bill validator by two

separate locks, the keys to which shall be different from each other, one of which may be the lock to the belly door or main door of the slot machine, **electronic wagering terminal** or fully automated electronic gaming table and a second of which is the lock on the release mechanism on the slot cash storage box or table game drop box. If there is not a full door on the bill validator, the lock on the release mechanism on the slot cash storage box or table game drop box must detect and display whether it is locked or unlocked and communicate whether it is locked or unlocked to a slot monitoring system. The keys shall be maintained and controlled as follows:

(1) The key to the main door and belly door, if applicable, of the slot machine, **electronic wagering terminal** or fully automated electronic gaming table shall be maintained and controlled by the slot operations department. The slot operations department may, immediately prior to the commencement of the drop, issue its main door and belly door key, if applicable, to the finance department. A key transferred from the slot operations department to the finance department shall be returned immediately following the conclusion of the drop. The slot operations department shall establish sign in and sign out procedures in its internal controls documenting this transfer.

(2) The key to the lock securing the release mechanism on the slot cash storage box or table game drop box shall be maintained and controlled by the security department. The security department shall establish a sign out and sign in procedure with regard to this key which includes documentation of this transfer.

(e) A slot cash storage box or table game drop box from a fully automated electronic gaming table **or an electronic wagering terminal** must:

* * * * *

(5) Have an asset number that is permanently imprinted, affixed or impressed on the outside of the slot cash storage box or table game drop box which corresponds to the asset number of the slot machine, **electronic wagering terminal** or fully automated electronic gaming table to which the bill validator has been attached. In lieu of the asset number, a slot machine licensee may develop and maintain, with prior Board approval, a system for assigning a unique identification number to its slot cash storage boxes or table game drop boxes. The system must ensure that each slot cash storage box or table game drop box can readily be identified, either manually or by computer, when in use with, attached to and removed from a particular bill validator. Each unique identification number must be permanently imprinted, affixed or impressed on the

outside of each slot cash storage box or table game drop box that does not otherwise bear an asset number. The asset number or unique identification number must be conspicuous and clearly visible to persons involved in removing or replacing the slot cash storage box or table game drop box in the bill validator and through the slot machine licensee's surveillance system. Notwithstanding the foregoing, emergency slot cash storage boxes and emergency table game drop boxes for fully automated electronic gaming tables **or electronic wagering terminals** may be maintained without an asset number or a unique identification number, provided the word "emergency" is permanently imprinted, affixed or impressed thereon, and when put into use, are temporarily marked with the asset number of the slot machine, **electronic wagering terminal** or fully automated electronic gaming table to which the bill validator is attached.

(6) Be designed and installed in a manner that renders the slot machine, **electronic wagering terminal** or fully automated electronic gaming table inoperable in the event of the removal or absence of the slot cash storage box or table game drop box.

(f) A table game in a licensed facility that is not a fully automated electronic gaming table **or an electronic wagering terminal** must have a secure tamper-resistant table game drop box attached to it in which the following shall be deposited:

* * * * *

(g) A table game drop box from a table game that is not a fully automated electronic gaming table **or electronic wagering terminal** must have:

* * * * *

(h) The key utilized to release the table game drop boxes from table games that are not fully automated electronic gaming tables **or electronic wagering terminals** shall be maintained and controlled by the security department. The security department may, immediately prior to the commencement of the table game count process, issue its release key to the count room supervisor for the purpose of resetting the release mechanism on empty table game drop boxes. A key transferred from the security department shall be returned immediately following the conclusion of the count of the table game drop boxes. The security department shall establish sign in and sign out procedures in its internal controls documenting this transfer and procedures governing the control of the key during any breaks taken by the count room personnel.

(i) The key to one of the locks securing the contents of a table game drop box from a table game that is not a fully automated electronic gaming table **or an electronic wagering terminal** shall be maintained and controlled by the finance department. The key to the second lock securing the contents of

the table game drop box from a table game that is not a fully automated electronic gaming table **or an electronic wagering terminal** shall be maintained and controlled by the casino compliance representatives.

(j) Prior to using a table game drop box labeled "Emergency" for a table game that is not a fully automated electronic gaming table **or an electronic wagering terminal**, the certificate holder shall:

* * * * *

§ 465a.18. Transportation of slot cash storage boxes and table game drop boxes to and from the gaming floor; storage.

(a) Slot machine licensees shall submit and obtain the approval of the Bureau of Casino Compliance, in accordance with § 601a.10(g) (relating to approval of table game layouts, signage and equipment), the plan for the distribution and collection of slot cash storage boxes and table game drop boxes. The plan must:

(1) Provide for the separate distribution and collection of **[table game drop boxes from table games that are not fully automated electronic gaming tables from slot cash storage boxes and table game drop boxes from fully automated electronic gaming tables.]**:

(i) Slot cash storage boxes and table game drop boxes from fully automated electronic gaming tables and electronic wagering terminals.

(ii) Table game drop boxes not otherwise specified in subparagraph (i).

(2) Include the time the distribution and collection of [table game drop boxes from table games that are not fully automated electronic gaming tables, slot cash storage boxes and table game drop boxes from fully automated electronic gaming tables will begin.]:

(i) Slot cash storage boxes and table game drop boxes from fully automated electronic gaming tables and electronic wagering terminals will begin.

(ii) Table game drop boxes not otherwise specified in subparagraph (i) will begin.

(3) Specify which slot cash storage boxes and table game drop boxes from fully automated electronic gaming tables **and electronic wagering terminals** will be picked up on each pick-up day.

(4) Specify the order in which the slot cash storage boxes and table game drop boxes will be distributed and collected.

(5) Specify the route that the drop team will utilize from the gaming floor to the count room.

(b) Slot machine licensees shall maintain and make available to the Bureau of Casino Compliance and the Pennsylvania State Police a current list, with Board credential numbers, of all employees participating in the transportation of slot cash storage boxes and table game drop boxes to and from the gaming floor. The slot machine licensee shall file notice with the Bureau of Casino Compliance and obtain verbal approval from the casino compliance supervisor at the licensed facility prior to:

(1) Deviating from the schedule setting forth the specific times at which slot cash storage boxes or table game drop boxes are brought to or removed from the gaming floor.

(2) Changing which slot cash storage boxes or table game drop boxes from fully automated electronic gaming tables **or electronic wagering terminals** will be picked up on each pick-up day.

(3) Altering the route to the count room.

(c) Table game drop boxes from table games that are not fully automated electronic gaming tables **or electronic wagering terminals** shall be removed from all gaming tables once each gaming day regardless of whether or not the gaming table was open or closed during that gaming day. Table game drop boxes from table games that are not fully automated electronic gaming tables **or electronic wagering terminals** shall be collected separately from slot cash storage boxes and table game drop

boxes from **electronic wagering terminals and** fully automated electronic gaming tables.

(d) Slot cash storage boxes and table game drop boxes removed from bill validators or gaming tables shall be transported directly to, and secured in, the count room or a trolley storage area located immediately adjacent thereto, configured and secured by a minimum of three employees, at least one of which is a member of the security department and at least one of which is a member of the finance department.

* * * * *

(2) Prior to the movement of any trolley, which contains slot cash storage boxes or table game drop boxes, from the gaming floor into the count room, the drop team supervisor shall verify that the number of slot cash storage boxes and table game drop boxes removed from the gaming floor equals the number of slot cash storage boxes and table game drop boxes scheduled to be collected that day and that the locks controlled by security and the finance department have been locked. For table game drop boxes removed from table games that are not fully automated electronic gaming tables **or electronic wagering terminals**, a floorperson or above may verify the number of table game drop boxes removed from the gaming floor instead of the drop team supervisor.

* * * * *

§ 465a.19. Acceptance of tips or gratuities from patrons.

* * * * *

(g) Notwithstanding the requirements in subsection (c), a certificate holder that offers **[the game of Poker may either]**:

(1) Nonbanking Poker may either:

[(1)] (i) Establish a separate common pool for tips and gratuities received by its Poker dealers.

[(2)] (ii) Permit a Poker dealer to retain his own tips and gratuities, in which case the tips and gratuities received by a Poker dealer shall be deposited, in accordance with procedures in subsection (d), in a transparent locked box assigned to the particular dealer. The box shall be moved from table to table with the dealer.

(2) Gaming on electronic wagering terminals may allow players to tip from the electronic wagering terminal provided that the certificate holder specifies how the tips placed electronically will be recorded, pooled and distributed in accordance with this section.

(h) When a slot machine licensee elects to use the option in subsection **[(g) (2)] (g) (1) (ii)**, at the end of the Poker dealer's shift, the dealer shall take the transparent locked box assigned to the dealer to a cage cashier. The cage cashier shall open the container and count the tips and gratuities in the presence of

the Poker dealer and record the total amount of the tips and gratuities received by the dealer and either:

* * * * *

§ 465a.25. Counting and recording of slot cash storage boxes and table game drop boxes.

(a) Prior to commencing gaming operations, a slot machine licensee shall establish a comprehensive system of internal controls addressing the opening, counting and recording of the contents of slot cash storage boxes and table game drop boxes. The internal controls shall be submitted to and approved by the Board under § 465a.2 (relating to internal control systems and audit protocols) and must include:

* * * * *

(3) The procedures for conducting each required count, which must include, at a minimum, the following:

* * * * *

(ix) A gaming voucher or coupon deposited in a slot cash storage box or table game drop box from a fully automated electronic gaming table **or an electronic wagering terminal** shall be counted and included in the calculation of revenue without regard to the validity of the gaming voucher or coupon.

* * * * *

(b) A slot machine licensee shall file with the Bureau of Casino Compliance, in accordance with § 601a.10(g) (relating to

approval of table game layouts, signage and equipment), a schedule setting forth the times during which the contents of slot cash storage boxes, table game drop boxes from table games that are not fully automated electronic gaming tables **or electronic wagering terminals** and table game drop boxes from table games that are fully automated electronic gaming tables **or electronic wagering terminals** are to be counted and recorded. The slot machine licensee shall file notice with the Bureau of Casino Compliance and obtain verbal approval from the casino compliance supervisor at the licensed facility prior to deviating from the count schedule.

* * * * *

(e) The opening, counting and recording of the contents of table game drop boxes from table games that are not fully automated electronic gaming tables **or electronic wagering terminals** may not commence until a casino compliance representative is present in the count room. If the casino compliance representative has to leave the count room during the table game count, the count shall be suspended and all personnel in the count room shall vacate the count room until a casino compliance representative is available to observe the resumption of the count.

* * * * *

(m) All table game drop boxes from table games that are not fully automated electronic gaming tables **or electronic wagering terminals** shall be counted and recorded at least once each gaming day. The slot machine licensee shall designate which slot cash storage boxes and table game drop boxes from fully automated electronic gaming tables **and electronic wagering terminals** will be counted and recorded each gaming day. The following shall be counted and recorded separately:

(1) Slot cash storage boxes and table game drop boxes from fully automated electronic gaming tables **and electronic wagering terminals**.

(2) Table game drop boxes from banking games that are not fully automated electronic gaming tables **or electronic wagering terminals**.

(3) Table game drop boxes from nonbanking games.

(n) After the contents of slot cash storage boxes and table game drop boxes from fully automated electronic gaming tables **and electronic wagering terminals** have been removed and counted, a count team member shall present the currency to a main bank cashier or cage supervisor in the count room who shall recount, either manually or mechanically, the currency prior to having access to the information recorded by the count team.

(o) Table game drop boxes from table games that are not fully automated electronic gaming tables **or electronic wagering terminals** shall be counted and recorded as follows:

* * * * *

(4) After preparation of the Daily Banking Table Game Count Report and the Daily Nonbanking Table Game Count Report or the electronic equivalents prepared on a computer system, the count team members and the count room supervisor shall sign the reports attesting to the accuracy of information recorded thereon. The count room supervisor shall verify that all of the table game drop boxes from table games that are not fully automated electronic gaming tables **or electronic wagering terminals** that were collected and opened by count team members have been recorded on the reports.

(5) Once all currency has been counted and the final count totals have been obtained, employees may not be permitted to leave the count room, except in an emergency, until the recount and presentation procedures in paragraph (6) have been completed.

(6) After the contents of all table game drop boxes from table games that are not fully automated electronic gaming tables **or electronic wagering terminals** have been removed and counted, all cash, value chips and Poker rake chips shall be presented in the count room by a count team member to a main bank cashier or cage

supervisor who, prior to having access to the information recorded on the Daily Banking Table Game Count Report and the Daily Nonbanking Table Game Count Report or electronic equivalents and in the presence of the count team members and the casino compliance representative, shall recount, either manually or mechanically, the currency, value chips and Poker rake chips presented in accordance with the following requirements:

* * * * *

§ 465a.26. Jackpot and credit meter payouts.

(a) Prior to commencing gaming operations, a slot machine licensee shall establish a comprehensive system of internal controls addressing jackpot and credit meter payouts that are not paid directly from a slot machine, **electronic wagering terminal** or fully automated electronic gaming table. The internal controls shall be submitted to and approved by the Board under § 465a.2 (relating to internal control systems and audit protocols).

(b) The internal control procedures must, at a minimum, include:

(1) The use of a two-part electronically generated jackpot/credit meter payout slip created by a slot attendant or slot supervisor or higher slot operations department employee, verifying the winning wager or winning combination of characters

or a code corresponding to the winning combination of characters on the slot machine, **electronic wagering terminal** or fully automated electronic gaming table and the amount of the jackpot or credit meter payout based on the observed winning wager or winning combinations.

* * * * *

(3) A requirement that if the jackpot or credit meter payout is equal to or between \$10,000 and \$24,999.99 on a slot machine, or between \$5,000 and \$24,999.99 on a fully automated electronic gaming table **or electronic wagering terminal**, a security department member, a slot supervisor or other employee holding the same or greater level of authority than a slot supervisor shall sign the jackpot/credit meter payout slip verifying the winning wager or winning combination of characters or a code corresponding to the winning combination of characters on the slot machine, **electronic wagering terminal** or fully automated electronic gaming table, the amount of the jackpot or credit meter payout, and the payment of the jackpot or credit meter payout to the patron. If the two-part electronically generated jackpot/credit meter payout slip required under paragraph (1) is created by a slot supervisor or higher slot operations department employee, the verification required by this paragraph may be completed by a slot attendant, security department

member, a slot supervisor or other employee holding the same or greater level of authority as a slot supervisor.

(4) A requirement that if the jackpot or credit meter payout on a slot machine, **electronic wagering terminal** or fully automated electronic gaming table is \$25,000 or more, a slot supervisor or other employee holding the same or greater level of authority as a slot supervisor shall sign the jackpot/credit meter payout slip verifying the winning wager or winning combination of characters or a code corresponding to the winning combination of characters on the slot machine, **electronic wagering terminal** or fully automated electronic gaming table, the amount of the jackpot or credit meter payout, and the payment of the jackpot or credit meter payout to the patron. If the two-part electronically generated jackpot/credit meter payout slip required under paragraph (1) is created by a slot supervisor or higher slot operations department employee, the verification required by this paragraph may be completed by a slot attendant, security department member, a slot supervisor or other employee holding the same or greater level of authority as a slot supervisor.

(5) A requirement that the following information be on all two-part electronically generated jackpot/credit meter payout slips:

(i) The date and time of the jackpot or credit meter payout.

(ii) The asset number of the slot machine, **electronic wagering terminal** or fully automated electronic gaming table on which the jackpot or credit meter payout was registered.

* * * * *

(7) A requirement that whenever a winning patron is paid directly by a slot attendant's imprest fund, a two-part manual jackpot/credit meter payout slip is completed that contains the following information:

(i) The date and time of the jackpot or credit meter payout.

(ii) The asset number of the slot machine, **electronic wagering terminal** or fully automated electronic gaming table on which the jackpot or credit meter payout was registered.

* * * * *

(10) Detailed procedures on the processing of all system overrides or adjustments to jackpot or credit meter payouts. All jackpot or credit meter payouts that do not match the payout amount electronically sent from the slot machine, **electronic wagering terminal** or fully automated electronic gaming table to the slot monitoring system require an override.

* * * * *

(13) Back-up procedures that will be used when the slot monitoring system is offline or an electronic jackpot payout slip cannot be created, including the use of a three-part manual jackpot or credit meter payout book or equivalent. The three-

part manual jackpot payout book or equivalent must contain preprinted, serial numbered three-part manual jackpot/credit meter payout slips that include the following information:

(i) Preprinted serial numbers.

(ii) The date and time of the jackpot or credit meter payout.

(iii) The asset number of the slot machine, **electronic wagering terminal** or fully automated electronic gaming table on which the jackpot or credit meter payout was registered.

* * * * *

§ 465a.35. Personnel assigned to the operation and conduct of table games.

(a) The following personnel shall be used to operate table games that are not fully automated electronic gaming tables **or electronic wagering terminals** in a licensed facility:

* * * * *

(d) If the gaming tables being supervised by a floorperson are electronic gaming tables, other than fully automated electronic gaming tables **or electronic wagering terminals**, the maximum number of gaming tables that the floorperson may supervise may be increased by 50%. For example, under subsection (c)(1) the floorperson would be allowed to supervise six banking gaming tables instead of four.

* * * * *

§ 465a.36. Table inventories.

(a) When a table game that is not a fully automated electronic gaming table **or electronic wagering terminal** is opened for gaming, operations shall commence with an amount of gaming chips, coins and plaques to be known as the table inventory.

* * * * *

§ 465a.37. Procedures for opening table games.

(a) When a table game that is not a fully automated electronic gaming table **or electronic wagering terminal** is to be opened for gaming activity, the locked container with the table inventory and the duplicate copy of the Table Inventory Slip, if not already attached to the gaming table, shall be transported directly from the cage to the gaming table by a security department employee.

* * * * *

§ 465a.38. Procedures for distributing value chips, coins and plaques to gaming tables.

(a) A request for a fill to add value chips, coins and plaques to table games that are not fully automated electronic gaming tables **or electronic wagering terminals** shall be prepared by a pit clerk or floorperson or above using a Fill Request Slip. Access to the blank Fill Request Slips shall be restricted to pit clerks and floorpersons or above.

* * * * *

§ 465a.39. Procedures for removing value chips, coins and plaques from gaming tables.

(a) A request for a credit to remove value chips, coins and plaques from table games that are not fully automated electronic gaming tables **or electronic wagering terminals** shall be prepared by a pit clerk or floorperson or above using a Credit Request Slip. Access to the blank Credit Request Slips shall be restricted to pit clerks and floorpersons or above.

* * * * *

§ 465a.40. Procedures for accepting cash for gaming chips, plaques or electronic wagering credits at table games.

When cash is presented by a patron at a table game that is not a fully automated electronic gaming table **or electronic wagering terminal** for exchange for gaming chips, plaques or electronic wagering credits:

* * * * *

§ 465a.41. Procedures for drops at open table games.

(a) When a table game that is not a fully automated electronic gaming table **or electronic wagering terminal** is being dropped is to remain open for gaming activity, the value chips, coins and plaques remaining in the table inventory at the time of the drop shall be counted by the dealer or boxperson assigned to the gaming table and recorded on a Table Inventory Slip.

* * * * *

§ 465a.42. Procedures for closing table games.

(a) When gaming activity at a table game that is not a fully automated electronic gaming table **or electronic wagering terminal** is concluded, the value chips, coins and plaques remaining at the gaming table shall be counted by the dealer or boxperson assigned to the gaming table in the presence of the floorperson assigned to the gaming table.

* * * * *

CHAPTER 467a. COMMENCEMENT OF SLOT AND TABLE GAME OPERATIONS

§ 467a.1. Gaming floor plan.

(a) Prior to the commencement of gaming operations, the holder of a slot machine license shall submit to the Board an initial floor plan of its gaming floor and the restricted areas servicing slot and table game operations. A licensee shall submit with its renewal application an up to date floor plan. Initial floor plans and floor plans submitted with a licensee's renewal application shall be drawn to 1/8 inch scale, unless another scale is approved by the Board, and certified by an architect licensed to practice in this Commonwealth. Revised gaming floor plans, which are submitted in accordance with subsection (d), may be submitted electronically, unless otherwise requested by Board staff, provided there is sufficient detail when enlarged to read the information in the electronic submission. A floor plan must depict the following:

- (1) The gaming floor with notations as to:
- (i) Proposed total square footage.
 - (ii) The perimeter of the gaming floor.
 - (iii) A clearly delineated route for underage individuals to access areas adjacent to the gaming floor.
 - (iv) Designated smoking and nonsmoking areas.
- (2) Each slot machine area and table game pit on the gaming floor and each slot machine and table game located within each slot machine area and table game pit. Slot machine and table game locations shall be identified by number in accordance with § 463a.3 (relating to slot machine, ELECTRONIC WAGERING TERMINALS and fully automated electronic gaming table location on the gaming floor).

* * * * *

Subpart K. TABLE GAMES

CHAPTER 601a. GENERAL TABLE GAME PROVISIONS

§ 601a.9. Table game taxes and gross table game revenue.

* * * * *

(b) Gross table game revenue includes the following:

- (1) The net revenue from all banking table games including electronic gaming tables which are not fully automated electronic gaming tables **or electronic wagering terminals.**
- (2) The net revenue from nonbanking table games.

(3) The net revenue from fully automated electronic gaming tables **and electronic wagering terminals.**

(4) The net revenue from contests or tournaments.

(c) Net revenue from banking table games, including electronic gaming tables which are not fully automated electronic gaming tables **or electronic wagering terminals,** must be the sum of the net revenue determined for each banking table game, which is not a fully automated electronic gaming table **or electronic wagering terminals,** individually. The net revenue for an individual banking table game which is not a fully automated electronic gaming table **or electronic wagering terminals** must be equal to the total of paragraphs (1) through (3) minus the total of paragraphs (4) and (5):

* * * * *

(e) Net revenue from fully automated electronic gaming tables **and electronic wagering terminals** shall be determined through the Department's central control computer system. **Fully automated electronic gaming tables shall be taxed in accordance with section 13A62(a)(2) of the act (relating to table game taxes) and electronic wagering terminals operated by a dealer shall be taxed in accordance with section 13A62(a)(1) of the act.**

* * * * *

CHAPTER 605a. ELECTRONIC GAMING TABLES

§ 605a.1. Definitions.

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

Electronic wagering system – A computer or server and any related hardware, software or other device that permits wagering to be conducted at a gaming table **or an electronic wagering terminal.**

Electronic wagering terminal – A mechanical, electrical or computerized device utilizing an electronic wagering system which, upon insertion of cash or cash equivalents or the placement of a wager, is available for operation by a player **wagering at a hybrid gaming table.**

Game account – The funds that are available to a player for use at an electronic gaming table **or electronic wagering terminal.**

Hybrid gaming table – A banked table game operable with the **assistance of a dealer that is connected to one or more electronic wagering terminals.**

Local area progressive controller – The hardware and software used to configure, maintain and operate a shared link between progressive table games within a licensed facility.

§ 605a.2. Electronic wagering systems.

(a) A certificate holder may conduct electronic wagering at a gaming table **or electronic wagering terminal** in accordance with this chapter. Electronic wagering at a gaming table shall be conducted through the use of an electronic wagering system. If an electronic wagering system is in use **[at a gaming table]**, wagers placed at that gaming table **or at each player's electronic wagering terminal**, or only those wagers that are specified in the rules of the game, shall be made using the electronic wagering system **at the table or at each player's electronic wagering terminal**.

(b) An electronic wagering system must be a dedicated computer system. The computer or server controlling the system shall be under dual key control, with one key controlled by the finance department and the other key controlled by the table games department or the slot operations department if the computer or server is controlling a fully automated electronic gaming table **or an electronic wagering terminal**.

(c) All aspects of an electronic wagering system **or electronic wagering terminal**, including the computer or server and any related hardware, software or related devices shall be tested by the Bureau of Gaming Laboratory Operations and approved in accordance with § 461a.4 (relating to submission for testing and

approval) prior to use at any licensed facility in this Commonwealth.

(d) An electronic wagering system must:

(1) Credit funds to the game account of a player when a player buys in to a game at a particular gaming table **or on an electronic wagering terminal** and debit any remaining funds from the game account when a player cashes out of the game.

* * * * *

(6) Accurately report and audit the table **[game's] game or electronic wagering terminal** win or loss or Poker revenue in accordance with § 637a.17.

(7) Be capable of generating reports setting forth, by gaming day, for each gaming table **or electronic wagering terminal** using the electronic wagering system:

[(i) The total amount deposited into the game account of each player.

(ii)] (i) The total amount deposited into game accounts by all players.

[(iii) The total amount credited to the game account of each player in payment of winnings.

(iv)] (ii) The total amount credited to the game accounts of all players in payment of winnings.

[(v) The total amount collected from each player as losing wagers.

(vi)] (iii) The total amount collected from all players as losing wagers.

[(vii)] (iv) For Poker, if applicable[, **the total amount deducted from the game account of each player for collection of Poker rake time charges in accordance with § 637a.17.]:**

[(viii) For Poker, if applicable, the] (A) The total amount collected from the accounts of all players for collection of Poker rake time charges in accordance with § 637a.17.

[(ix) For Poker, if applicable, the] (B) The total amount collected from Poker pots for collection of Poker rake in accordance with § 637a.17.

[(x) The total amount withdrawn from game accounts by each player.

(xi)] (v) The total amount withdrawn from game accounts by all players.

[(xii)] (vi) The table game [win or loss or Poker revenue] or electronic wagering terminal gross table game revenue.

(e) After installation, electronic wagering systems, **hybrid gaming tables and electronic wagering terminals** shall be inspected by the Bureau of Gaming Laboratory Operations in accordance with § 461a.4 prior to use at any licensed facility in this Commonwealth.

§ 605a.3. Procedures for buying in to and cashing out of a table game using an electronic wagering system.

(a) A player shall buy in to a table game using an electronic wagering system as follows:

(1) If the gaming table **or electronic wagering terminal** is equipped with a bill validator, a player shall buy in to the game by either:

(i) Inserting currency or, if the table game is a fully automated electronic gaming table **or an electronic wagering terminal**, a gaming voucher, into the bill validator. The electronic wagering system must credit an equivalent amount of funds into the game account of the player, which must be displayed on the electronic fund display.

(ii) Presenting currency or value chips to the dealer or boxperson if the table game is not a fully automated electronic gaming table **or an electronic wagering system**.

* * * * *

(b) A player shall cash out of a table game using an electronic wagering system as follows:

(1) If the gaming table is a fully automated electronic gaming table **or an electronic wagering terminal**, by receiving a gaming voucher equal in value to the balance in the game account of the player.

(2) If the gaming table is not a fully automated electronic gaming table **or an electronic wagering terminal**, by receiving value chips from the dealer or boxperson from the table inventory container equal in value to the balance in the game account of the player.

(3) If the gaming table is not a fully automated electronic gaming table **or an electronic wagering terminal**, after cashing out the player, the dealer or boxperson shall zero out the amount on the electronic fund display of the player.

§ 605a.4. Electronic gaming tables.

* * * * *

(b) An electronic gaming table system must contain a dedicated computer system. The computer or server controlling the system shall be under dual key control, with one key controlled by the finance department and the other key controlled by the table games department or the slot operations department if the computer or server is controlling a fully automated electronic gaming table **or electronic wagering terminal**. All aspects of an electronic gaming table system, including the computer or server and related hardware, software or related devices shall be tested by the Bureau of Gaming Laboratory Operations and approved in accordance with § 461a.4 (relating to submission for testing and approval), for compliance with the requirements of

this section, prior to use at any licensed facility in this Commonwealth.

* * * * *

~~(f) An electronic gaming table system must display a signal clearly visible to the surveillance department whenever a door or cabinet at an electronic gaming table is open, whenever there is a malfunction in the operation of the electronic gaming table system, or any component thereof, including whenever a printer or currency jam occurs.~~

~~(g)~~ An electronic gaming table that is not a fully automated electronic gaming table **or an electronic wagering terminal** must be equipped with the following meters, when applicable:

* * * * *

§ 605a.5. Fully automated electronic gaming tables **and electronic wagering terminals.**

(a) **[A fully] Fully** automated electronic gaming **[table] tables and electronic wagering terminals** must comply with the comprehensive protocol specifications required under section 1324 of the act (relating to protocol information) that are necessary to enable the fully automated electronic gaming table **or electronic wagering terminal** to communicate with the Department's central control computer system, for the purpose of transmitting auditing program information, real time information

retrieval and **[fully automated table electronic]** game activation and disabling.

(b) A fully automated electronic gaming table must have installed software or hardware that distinguishes the fully automated electronic gaming table from a slot machine as defined by the act.

(c) A fully automated electronic gaming table **and an electronic wagering terminal** must have the capability to accept currency or gaming vouchers and to issue a gaming voucher to a player for any winnings.

(d) A fully automated electronic gaming table **and an electronic wagering terminal** must be equipped with the following meters, where applicable:

(1) *Coin in*. A meter that accumulates the total value of all wagers.

(2) *Coin out*. A meter that accumulates the total value of all amounts directly paid by the fully automated electronic gaming table **or electronic wagering terminal** as a result of winning wagers. This meter may not record amounts awarded as the result of a progressive payout.

(3) *Attendant paid jackpots*. A meter that accumulates the total value of credits paid by an attendant resulting from a single winning outcome, the amount of which is not capable of being paid by the fully automated electronic gaming table **or**

electronic gaming terminal. This meter may not record amounts awarded as the result of a progressive payout.

(4) *Attendant paid cancelled credits.* A meter that accumulates the total value of all amounts paid by an attendant resulting from a player initiated cash-out that exceeds the physical or configured capability of the fully automated electronic gaming table **or electronic wagering terminal.**

(5) *Bill in.* A meter that accumulates the total value of currency accepted. The fully automated electronic gaming table **or electronic wagering terminal** must also have a specific meter for each denomination.

(6) *Voucher in-cashable/value.* A meter that accumulates the total value of cashable gaming vouchers accepted by the fully automated electronic gaming table **or electronic wagering terminal.**

(7) *Voucher in-cashable/count.* A meter that accumulates the total number of cashable gaming vouchers accepted by the fully automated electronic gaming table **or electronic wagering terminal.**

(8) *Voucher out-cashable/value.* A meter that accumulates the total value of cashable gaming vouchers issued by the fully automated electronic gaming table **or electronic wagering terminal.**

(9) *Voucher out-cashable/count.* A meter that accumulates the total number of cashable gaming vouchers accepted by the fully automated electronic gaming table **or electronic wagering terminal.**

(10) *Fully automated electronic gaming table paid progressive payout or electronic wagering terminal paid progressive payout.* For fully automated electronic gaming tables **or electronic wagering terminals** offering a progressive payout, a meter that accumulates the total value of credits paid as a result of progressive awards paid directly by the fully automated electronic gaming table **or electronic wagering terminal.**

(11) *Attendant paid progressive payout.* For fully automated electronic gaming tables **or electronic wagering terminal** offering a progressive payout, a meter that accumulates the total value of credits paid by an attendant as a result of progressive awards that are not capable of being paid by the fully automated electronic gaming table **or electronic wagering terminal.**

(12) *Additional meters.* Other meters required by technical standards adopted by the Board as published in the *Pennsylvania Bulletin* and posted on the Board's web site.

§ 605a.7. Progressive table games.

(a) **The requirements in this section apply to progressives offered on a fully automated electronic gaming table, electronic**

gaming tables, hybrid gaming tables and live table games. Each progressive on a fully automated electronic gaming table, electronic gaming table, **hybrid gaming table** or live table game must have:

(1) A progressive meter visible from the front of the gaming table, which must increase in value based upon wagers, that advises the players of the amount which can be won if the player receives the corresponding outcome.

(2) A meter that accumulates the total value of credits paid as a result of progressive awards paid directly by a fully automated electronic gaming table, **electronic wagering terminal** or electronic gaming table.

(3) A meter that accumulates the total value of credits paid as a result of progressive awards paid directly by an attendant as a result of progressive awards that are not capable of being paid by a fully automated electronic gaming table, **electronic wagering terminal** or electronic gaming table.

* * * * *

(Editor's Note: The following section is new and printed in regular type to enhance readability.)

§ 605a.9. Hybrid gaming tables.

(a) In addition to the requirement in this chapter, hybrid gaming tables and electronic wagering terminals shall comply

with the requirements in Chapter 461a (relating to slot machine and table game device testing and control).

(b) Regardless of the number of hybrid gaming tables, every five electronic wagering terminals count as one gaming table for purposes of the number of gaming tables authorized under section 13A11(b) of the act (relating to authorization to conduct table games). Electronic wagering terminals in excess of multiples of five count as an additional gaming table. For example, 26 electronic wagering terminals that are connected to 1 hybrid gaming table count as 6 gaming tables for purposes of the overall table game count.

(c) Wagering on a hybrid gaming table shall be conducted on an electronic wagering terminal. Each electronic wagering terminal must display the live table game play conducted on a hybrid gaming table.

CHAPTER 607a. POSSESSION OF TABLE GAMES AND TABLE GAME DEVICES

§ 607a.2. Table game device master list.

(a) Prior to commencement of table game operations at a licensed facility, a table games certificate holder shall file with the Bureau of Gaming Laboratory Operations and the Bureau of Casino Compliance, in an electronic format approved by the Bureau of Gaming Laboratory Operations, a Gaming Floor Table Game Device Master List and a Restricted Area/Off Premises Table Game Device Master List for the following table game devices:

* * * * *

(5) Electronic wagering systems as described in § 605a.2 (relating to electronic wagering systems). **For purposes of this section, electronic wagering systems do not include those associated with fully automated electronic gaming tables or electronic wagering terminals which are otherwise included on the Slot Machine, Electronic Wagering Terminal and Fully Automated Electronic Gaming Table Master List required under § 463a.5 (relating to slot machine, electronic wagering terminal and fully automated electronic gaming table master lists).**

(6) Hybrid gaming tables as described in § 605a.9 (relating to hybrid gaming tables).

~~[(6)]~~ (7) Any other mechanical, electrical or computerized contrivance, terminal or machine required to be submitted to the Bureau of Gaming Laboratory Operators for testing and approval in accordance with Chapter 461a (relating to slot machine and table game device testing and control) **that is not otherwise on the slot machine, electronic wagering terminal and fully automated electronic gaming table master list required under § 463a.5.**

* * * * *

(c) In conjunction with the Gaming Floor and Restricted Area/Off Premises Slot Machine and Fully Automated Electronic Gaming Table Master List filed in accordance with §

