

MARYLAND REGISTER

Proposed Action on Regulations

Transmittal Sheet PROPOSED OR REPROPOSED Actions on Regulations	Date Filed with AELR Committee	TO BE COMPLETED BY DSD
	05/01/2014	Date Filed with Division of State Documents
		Document Number
		Date of Publication in MD Register

1. Desired date of publication in Maryland Register: 5/16/2014

2. COMAR Codification

Title Subtitle Chapter Regulation

36 05 02 13, .16

3. Name of Promulgating Authority

Maryland State Lottery and Gaming Control Agency

4. Name of Regulations Coordinator Telephone Number
James B Butler 410-230-8781

Mailing Address

1800 Washington Blvd., Ste. 330

City State Zip Code
Baltimore MD 21230

Email
jbutler@maryland.gov

5. Name of Person to Call About this Document Telephone No.
James B. Butler (410) 230-8781

Email Address
jbutler@maryland.gov

6. Check applicable items:
 New Regulations

X- Amendments to Existing Regulations

Date when existing text was downloaded from COMAR online: May 1, 2014.

- Repeal of Existing Regulations
- Recodification
- Incorporation by Reference of Documents Requiring DSD Approval
- Reproposal of Substantively Different Text:

: Md. R
(vol.) (issue) (page nos) (date)

Under Maryland Register docket no.: --P.

7. Is there emergency text which is identical to this proposal:

Yes **X-** No

8. Incorporation by Reference

Check if applicable: Incorporation by Reference (IBR) approval form(s) attached and 18 copies of documents proposed for incorporation submitted to DSD. (Submit 18 paper copies of IBR document to DSD and one copy to AELR.)

9. Public Body - Open Meeting

X- OPTIONAL - If promulgating authority is a public body, check to include a sentence in the Notice of Proposed Action that proposed action was considered at an open meeting held pursuant to State Government Article, §10-506(c), Annotated Code of Maryland.

OPTIONAL - If promulgating authority is a public body, check to include a paragraph that final action will be considered at an open meeting.

10. Children's Environmental Health and Protection

Check if the system should send a copy of the proposal to the Children's Environmental Health and Protection Advisory Council.

11. Certificate of Authorized Officer

I certify that the attached document is in compliance with the Administrative Procedure Act. I also certify that the attached text has been approved for legality by Robert T. Fontaine, Assistant Attorney General, (telephone #(410) 230-8780) on February 27, 2014. A written copy of the approval is on file at this agency.

Name of Authorized Officer

Stephen Martino

Title

Director

Date

May 1, 2014

Telephone No.

(410) 230-8790

MARYLAND STATE LOTTERY AND GAMING CONTROL AGENCY

Subtitle 05 TABLE GAMES

36.05.02 Table Game Equipment

Authority: 36.05.02: State Government Article, §§ 9-1A-02 and 9-1A-04, Annotated Code of Maryland
36.05.02: State Government Article, §§ 9-1A-02 and 9-1A-04, Annotated Code of Maryland

Notice of Proposed Action

□

The Maryland Lottery and Gaming Control Agency proposes to amend Regulations .13 and .16 under COMAR 36.05.02, Table Game Equipment.

This action was considered at the Maryland State Lottery and Gaming Control Commission open meeting held on February 27, 2014, notice of which was given pursuant to State Government Article, § 10-506(c), Annotated Code of Maryland.

Statement of Purpose

The purpose of this action is to update the Regulations of the Maryland Lottery and Gaming Control Agency to incorporate provisions that better define and refine the requirements for Table Games equipment and operations.

Comparison to Federal Standards

There is no corresponding federal standard to this proposed action.

Estimate of Economic Impact

The proposed action has no economic impact.

Economic Impact on Small Businesses

The proposed action has minimal or no economic impact on small businesses.

Impact on Individuals with Disabilities

The proposed action has no impact on individuals with disabilities.

Opportunity for Public Comment

Comments may be sent to James B. Butler, Director, Legislative and Policy Affairs, Maryland Lottery and Gaming Control Agency, 1800 Washington Blvd., Suite 330, Baltimore, MD 21230, or call (410) 230-8781, or email to jbutler@maryland.gov, or fax to (410) 230-8727. Comments will be accepted through June 17, 2014. A public hearing has not been scheduled.

Economic Impact Statement Part C

A. Fiscal Year in which regulations will become effective: FY 2014

B. Does the budget for the fiscal year in which regulations become effective contain funds to implement the regulations?

Yes

C. If 'yes', state whether general, special (exact name), or federal funds will be used:

Special (Gaming Proceeds)

D. If 'no', identify the source(s) of funds necessary for implementation of these regulations:

E. If these regulations have no economic impact under Part A, indicate reason briefly:

To update the Regulations of the Maryland Lottery and Gaming Control Agency to incorporate provisions that better define and refine the requirements for Table Games equipment and operations.

F. If these regulations have minimal or no economic impact on small businesses under Part B, indicate the reason and attach small business worksheet.

To update the Regulations of the Maryland Lottery and Gaming Control Agency to incorporate provisions that better define and refine the requirements for Table Games equipment and operations.

G. Small Business Worksheet:

Attached Document:

36.05.02.13 (May 1, 2014)

.13 Dice—Receipt, Storage, Inspection, and Removal.

A. – J. (text unchanged)

K. [A security department employee shall collect and sign all envelopes or containers of used dice and reserve dice that are to be destroyed or cancelled and shall transport the dice to the security department for cancellation or destruction.] *At the end of each gaming day or at least once each gaming day, as designated by the facility operator and approved in advance by the Commission under COMAR 36.05.03.16, and at other times as may be necessary:*

(1) [Envelopes and containers shall be collected:] *Except as provided in § K(2) of this regulation, a security department employee shall collect and sign all envelopes or containers of used dice and reserve dice that are to be destroyed or cancelled and transport the dice to the security department for cancellation or destruction;*

(a) At the end of each gaming day or at least once each gaming day, as designated by the facility operator and approved in advance by the Commission under COMAR 36.05.03.16; and

(b) At other times as may be necessary.]

(2) *If an alternative procedure for collecting, destroying or cancelling dice described in § (K)(1) of this regulation has been submitted to, and approved by, the Commission, a security department employee:*

(a) *Shall collect all envelopes or containers and return them to the security department; and*

(b) *May sign the envelopes or containers; and*

[(2)] (3) (text unchanged)

L. – N. (text unchanged)

36.05.02.16 (May 1, 2014)

.16 Cards—Receipt, Storage, Inspection, and Removal.

A. - L. (text unchanged)

M. At the end of each gaming day or at least once each gaming day, as designated by the facility operator and approved in advance by the Commission under COMAR 36.05.03.16, and at other times as may be necessary:

(1) [A] *Except as provided in § M(2) of this regulation, a security department employee shall collect and sign all envelopes or containers with damaged decks of cards, decks of cards required to be removed that gaming day, and all extra decks in the card reserve with broken seals and return the envelopes or containers to the security department; [and]*

(2) If an alternative procedure for collecting, destroying or cancelling a deck of cards described in § M(1) of this regulation has been submitted to, and approved by, the Commission, a security department employee:

(a) Shall collect all envelopes or containers and return them to the security department; and

(b) May sign the envelopes or containers; and

[(2)] (3) A *table game department* supervisor or above may collect all extra decks with intact seals in the card reserve.

N. - S. (text unchanged)