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## **BASIS AND PURPOSE FOR RULE 1**

The purpose of Rule 1 is to present definitions of various terms used throughout the rules of the Colorado Limited Gaming Control Commission so that the rules can be uniformly applied and understood. The statutory basis for Rule 1 is found in sections 44-30-102 C.R.S., 44-30-103, C.R.S., 44-30-104, C.R.S., 44-30-201, C.R.S., 44-30-203, C.R.S., and 44-30-302, C.R.S. *Amended 2/14/14, Amended 1/14/15*

## **RULE 1 GENERAL RULES AND REGULATIONS**

### **30-101 Purpose and statutory authority.**

These Rules and Regulations are adopted by the Colorado Limited Gaming Control Commission governing the establishment and operation of limited gaming in Colorado pursuant to the authority provided by article 30, title 44, C.R.S. The Commission will, from time to time, promulgate, amend and repeal such regulations, consistent with the policy, objects and purposes of the Colorado Limited Gaming Act, as it may deem necessary or desirable in carrying out the policy and provisions of that Act. *Amended 1/14/15*

### **30-102 Construction.**

Nothing contained in these regulations shall be so construed as to conflict with any provision of the Colorado Limited Gaming Act or of any other applicable statute.

### **30-103 Severability.**

If any provision of these regulations be held invalid, it shall not be construed to invalidate any of the other provisions of these regulations.

### **30-104 Authorized games.**

Limited gaming permitted pursuant to article 30 of title 44, C.R.S., shall include only the following games: blackjack (21); poker; slot machines; craps; and roulette. All such games shall be conducted by licensees only in accordance with rules and regulations promulgated by the Commission.

### **30-105 Unauthorized gambling.**

- (1) No licensee shall conduct or permit on its licensed premises any wagering or gambling, except limited gaming which is conducted according to all the rules and regulations promulgated by the Commission and except other wagering activities licensed or approved by an agency of the State of Colorado.
- (2) No person shall make any unauthorized wager or conduct any gambling activity on licensed premises unless in accordance with the act, the rules and regulations promulgated by the Commission, or the laws and regulations governing other wagering activities which are licensed or approved by an agency of the State of Colorado.

### **30-106 Definitions.**

The following definitions of terms, in addition to those set forth in section 44-30-103, C.R.S., shall apply to all rules and regulations promulgated pursuant to article 30 of title 44, of the Colorado Revised Statutes:

- (1) "Agent or Employee of the Commission" shall include all employees of the Division.
- (2) "Association" means two or more persons united and acting together without a corporate charter.
- (3) "Background investigation" means the personal history, character, reputation, associations, record, criminal history, and financial check of an applicant for a license to establish the suitability of such applicant to become a licensee. *Amended 1/14/15*
- (4) "Building" means a common structure that is built or constructed or any piece of constructed work artificially built up or composed of parts joined together in some definite manner.
- (5) *[Repealed 1/14/15]*
- (6) "Chip" means a nonmetal or partly metal representative of value issued and/or sold by a licensee for use at gaming. *Amended 11/30/2012*
  - (a) Cashable chips are issued and/or sold by the licensee for gaming and are redeemable for cash.
  - (b) Non-cashable chips are issued by the licensee for gaming and are not redeemable for cash.
- (7) "Convicted of a Crime" shall include any ultimate finding of fact in a criminal proceeding that an individual is guilty of a crime, whether the judgment rests on a verdict of guilty, a plea of guilty, or of nolo contendere, and irrespective of whether entry of judgment or imposition of sentence is suspended or deferred by the court.
- (8) "Costs" means sums of money to be paid to the Commission. *Amended 1/14/15*
- (8.5)
  - (a) "Credit" means allowing any person any length of time in which to make payment or otherwise honor a financial obligation, whether express or implied and includes lending of cash or cash equivalent. *Amended 11/30/2012, Amended 1/14/15*
  - (b) Markers, promissory notes, IOUs or similar transactions or instruments constituting a memorandum of debt accepted for purposes of participating in limited gaming which are not checks are credit instruments. *Amended 11/30/2012*
  - (c) "Credit" does not include:
    - (i) Transactions in the ordinary course of business which are both disclosed to the Division and approved by the Commission as authorized interests, pursuant to sections 44-30-808, 833, C.R.S, or regulations 30-308, 309, 310, 405, 420;
    - (ii) Lawful transactions in the ordinary course of business in which licensees share resources with each other for business purposes and in which licensees have no ability to attempt to exert control over the affairs of other licensees; and
    - (iii) Pre-paid magnetized strip cards used in lieu of cash, chips, or tokens.
- (8.7) "Dice" means small cubes, each with a different number of spots (1-6) on each side, used in games of chance to generate random numbers.

- (9) "Drop" means the total amount of money, chips, tickets, coupons, Mobile ATM Receipts and tokens removed from the drop boxes. *Amended 7/1/13*
- (10) "Drop box" means a locked container permanently marked with the game and a number corresponding to a permanent number on the table for blackjack, poker, craps, and roulette tables. For slot machines, a container in a locked portion of the machine or its cabinet used to collect the money and tokens retained by the machine that is not used to make automatic payouts from the machine.
- (11) "Financial institution" means a bank, savings and loan association, credit union, trust company, or other similar entity chartered by the United States, a state, or a territory or commonwealth of the United States.
- (12) [Free play - Repealed eff. 05/15/2014]
- (13) "Gaming contract" means an agreement in which a person does business with or on the premises of an entity licensed under article 30 of title 44, C.R.S.;
- (13.5) "Gaming device" or "gaming equipment" includes, in addition to the definition set forth in section 44-30-103(13), C.R.S., any progressive system, slot monitoring or control system, ticket redemption kiosk, or cashless system, and also includes any "physical or electronic versions," pursuant to section 44-30-103(13), (19), C.R.S., to the extent such physical or electronic versions function in the manner of: *Eff 04/30/2007, Amended 2/14/14*
- (a) Slot machines;
  - (b) The games of blackjack, craps, poker, or roulette as defined in section 44-30-103(6), (10), (25), (29), (30), C.R.S.;
  - (c) Tables used for blackjack, craps, poker, and roulette;
  - (d) Cards used to play blackjack or poker; or
  - (e) Dice used to play craps.
- (14) "Gaming employee" means, in addition to the definition set forth in section 44-30-103(14):
- (a) All persons employed by licensed manufacturers or distributors or associated equipment suppliers who install, repair or maintain gaming devices or equipment on the premises of licensed operators or retailers, either directly or by remote access; and *Eff 12/30/2008, Amended 2/14/14*
  - (b) All persons who perform accounting functions, services or duties for any retailer's or operator's business involving the handling, processing, manipulating or generating of gaming documentation or funds, except those persons who perform solely, payroll, or payables services who do not have access to gaming documentation or funds, or those persons who perform independent audits. *Eff 12/30/2008*
- (14.5) "House banked" means a game in which players with winning hands are paid by the dealer with money from the chip bank on the poker table and/or by hand with money belonging to the retail licensee. In a house banked game, player's wagers will not be pulled into a common pot, nor will such a pot be awarded to players with winning hands.
- (15) "Imprest bank" means a predetermined dollar amount of chips, tokens, or cash kept by the licensee.

- (16) "Jackpot verification mode" means the period of time between the progressive jackpot activation of a progressive slot machine and the resetting of the device which caused its activation.
- (17) "Lammer" or "lammer button" means a chip-like implement with a numeral.
- (18) "Licensee" means a person holding any license issued by the Commission, and an employee, agent, or representative of any such person.
- (19) "Link" means one or more progressive slot machines that are connected to a progressive controller and that may be played in order to achieve the stated progressive amount.
- (20) "Matched play" means the use of a coupon at table games that is issued to a patron by an establishment for play that must be accompanied by a bet. *Eff 11/30/2006*
- (21) "Moral turpitude" means an act done contrary to honesty and good morals; it is an act of baseness, vileness, or depravity in the private and social duties which a person owes to a fellowperson or to society in general.
- (22) "Normal mode" means the mode of a progressive slot machine at all times other than when it is in the jackpot verification mode.
- (22.2) "Physical skill" means an individual's physical coordination, agility, or nimbleness, or lack thereof. *Eff 11/30/2007*
- (22.5) "Player banked" means a game in which players with winning hands are awarded all or part of a pot which consists of pooled antes, blinds, and wagers made by players playing in the hand. In a player banked game, the bankroll of the retail licensee is not at risk and is not used to pay winning wagers. The licensee will maintain only an imprest bank at the table.
- (23) "Progressive controller" means the hardware and software that controls all communications among the slot machines within a progressive slot machine link and its associated progressive meter, or among the gaming tables which offer a metered progressive jackpot within a progressive table game link and its associated progressive meter.
- (24) "Proposition player" means a person in a poker game paid a fixed sum by the licensee for the specific purpose of playing in a card game, who uses personal funds and who retains the winnings and absorbs the losses.
- (24.5) "Side Bet" means an unauthorized wager between or among a player and one or more other persons which is apart from, or independent of, wagers permitted by the rules of any approved game or wagering activity.
- (24.7) "Slot Coupon" means an encoded credit certificate which, when inserted into a slot machine, is validated by a computerized system which causes redeemable credits on the face amount to be placed on the machine. A slot coupon has no value unless inserted into a slot machine or redeemed by the casino in another approved manner.
- (25) "Strategy card" means a small, hand-held card imprinted with information which analyzes or suggests the strategy for playing or betting to be used in any authorized casino game. The card may have a movable dial or slide, but it may not have any electronic computing or electronic display capability.
- (26) "Substantial interest" means the lesser of: as large an interest in a corporation, partnership, or association as that of any other shareholder, partner, or principal; or any financial or equity interest equal to or greater than five percent.

- (27) "Support licensee" means a gaming employee licensed by the Commission, but does not include licensed key employees.
- (27.2) "Table Games Mobile ATM" means a mobile payment processing device and service that allows ATM transactions at a table game. *Eff 7/1/13*
- (27.3) "Ticket" means an encoded credit ticket produced by a slot machine ticket printer system when cashing out redeemable credits. (30-106(8.3) added perm. 10/30/99)
- (27.5) "Tournament chip" means a chip issued by a licensee for use solely in tournaments and promotions at a licensed retail location.
- (28) "Token" means a metal or other approved material representative of value, redeemable for cash, issued and sold by a licensee for use in gaming. (30-106(28) amended perm. 10/30/99) *Eff 11/30/2006, Amended 11/30/2012*
- (29) "Wager" means a sum of money, electronic promotional credits or thing of value risked on an uncertain occurrence. Credit and debit cards cannot be used to place a wager in a limited gaming activity. *Eff 11/30/2006, Amended 1/14/2012, Amended 7/1/13*
- (30) "Wireless" means a wireless handheld validation unit used with a supporting Wireless Local Area Network (WLAN) as part of an approved gaming system. *Amended 1/14/15*
- (31) "Electronic Chips" means an electronic facsimile of chip representative of value, redeemable for cash, issued and sold by a licensee when using electronic betting terminals (EBTs). *Eff 03/01/2012*
- (32) "Electronic Dice" means an electronic facsimile of small cubes, each with a different number of spots (1-6) on each side in games of chance to generate random numbers when using electronic betting terminals. *Eff 03/01/2012*
- (33) "Electronic betting terminal" or EBT means an electronic betting terminal or interface used on a table game that allows a patron to exchange cash for electronic chips, and make wagers utilizing those electronic chips. *Eff 03/01/2012*
- (34) "Mobile ATM Receipt" means a receipt generated by a Table Games Mobile ATM in exchange for an authorized debit or credit card transaction. A Mobile ATM Receipt may be exchanged at a table game for physical or electronic chips. *Eff 7/1/13*
- (35) "Tip Storage Device" means a tip storage device, commonly referred to as a toke tube, used for the purpose of temporarily securing chips received by dealers as tips. Use of a tip storage device, must be exclusively for temporarily holding said chips, prior to exchanging lower denomination chips for higher denomination chips to place into the lockbox. The placement of tips into a tip storage device prior to exchanging shall be deemed to comply with C.R.S. 44.-30-820, as it applies to immediately dropping tips. *Eff 7/1/13*
- (36) "Linger in a gaming area of a casino" as used in C.R.S. 44-30-809(1)(a)(I) and (3)(a)(I), means that a person under twenty-one years of age remains, for a period of thirty consecutive minutes or more, within a casino's licensed premises, as defined by C.R.S. 44-30-103(19), which licensed premises are diagrammed on a retail floor plan, pursuant to C.R.S. 44-30-508, and outlined in red, in compliance with Rule 30-313(2). *Effective 12/15/18*