

BASIS AND PURPOSE FOR RULE 2

The purpose of Rule 2 is to delegate certain authority to the Director or other Division agent; provide for the review of any action taken pursuant to such authority; provide for the reference by the Director of matters delegated to the Director back to the Commission; and to establish procedures for Commission actions and hearings. Rule 2 also empowers the Commission to contract for legal counsel, and directs the Director to obtain moneys owed to a deceased patron and properly distribute such moneys. The statutory basis for Rule 2 is found in sections 44-30-201, C.R.S., 44-30-203, C.R.S., 44-30-301, C.R.S., 44-30-302, C.R.S., 44-30-501, C.R.S., 44-30-502, C.R.S., 44-30-507, C.R.S., 44-30-1103, C.R.S., and 24-4-105, C.R.S. *Amended 1/14/15*

RULE 2 POWERS AND DUTIES OF COMMISSION AND DIRECTOR *Amended 1/14/15*

30-202 Recessed meetings.

Any meeting of the Commission may be recessed to consider matters ~~which WERE~~ duly noticed as items on the agenda of that meeting, to such time and place as the Commission may designate. Notice of a recessed meeting to consider matters ~~which WERE~~ duly noticed as items on the agenda may be given by announcement at the meeting, but where any other matters are to be considered at a recessed meeting, such matters must be duly noticed as required by statute.

30-203 Appointment of committees.

The Chairperson of the Commission may at the Chairperson's discretion appoint committees to study and report to the Division or the Commission ~~ON~~ any matter appropriate to the Commission's administration of the Colorado Limited Gaming Act or these rules.

30-208 Petition for hearing in an adjudicatory proceeding.

A person aggrieved by an action of the Commission or the Director that was taken without a hearing may, within 30 days following the date of the action, petition the Commission for a hearing. The Commission may in its discretion, disallow the petition, determine that it be treated as one for a declaratory order, or it may grant a hearing to consider the matters alleged in the petition. If a hearing is granted, the Commission may direct the petitioner to provide certain information to the Division prior to the hearing or ~~it may~~ grant the hearing conditioned upon the fulfillment by the petitioner of other reasonable terms and conditions. The hearing must be held at a time and place convenient for the Commission and the petitioner. The hearing shall be considered an adjudicatory proceeding. The Commission shall issue all decisions in any adjudicatory proceeding in writing. Commission actions shall be deemed final in such cases upon the mailing of the decision by first class mail to the petitioner's address listed in the petition.

30-210 Enforcement powers.

In addition to ~~their~~ other powers and duties, the Director or an employee or agent of the Division by direction of the Director may perform the following activities:

- (1) ~~WITHOUT NOTICE,~~ inspect and examine, ~~without notice,~~ premises where gaming is conducted or gaming devices or equipment are located, sold, distributed, or stored;

BASIS AND PURPOSE FOR RULE 3

The purpose of Rule 3 is to establish and provide the specific information required on license applications; to establish yearly license fees for each type of license; to establish nonrefundable application fees; to establish investigation fees for certain applicants and deposit procedures for

investigation fees; to establish procedures for conducting background checks on applicants and other interested persons and assessing the costs of such background checks; to require certain information regarding the premises the applicant wishes to be licensed, and to provide a procedure for approval of modifications of such premises; and to provide for the issuance of conditional, temporary, and duplicate licenses. The statutory basis for Rule 3 is found in sections 44-30-102, C.R.S., 44-30-103, C.R.S., 44-30-201, C.R.S., 44-30-203, C.R.S., 44-30-302, C.R.S., and part 5 of article 30 of title 44, C.R.S. *Amended 1/14/15*

RULE 3 APPLICATIONS, INVESTIGATIONS AND LICENSURE

30-305 Investigation fees.

- (2) Before any such investigations are conducted, each applicant shall pay a deposit by check made out to the Colorado Division of Gaming to the gaming fund as follows: *Eff 04/01/2007*
- (f) For each variation game applicant and table game with electronic betting terminal (EBT) applicant, the deposit shall be \$2,000.00. The Director may waive the background investigation and accompanying deposit for an applicant who has already been found suitable by the Commission or by the Division. *Eff 1/14/2015*
- (7) Within **ninety90** days of the conclusion of the investigation, any deposit balance shall be returned to the applicant. A statement of costs, **ALSO CALLED AN ACCOUNT DETAIL REPORT**, draws upon deposit, and deposit balance shall accompany the return of the deposit balance to the Applicant. *Eff 04/01/2007*

30-305.5 Table game review fees.

30-308 Regulation of ownership interests.

The Director may require any person having an interest in a license or an applicant to complete an application requiring background information, **sources** of funding, and a sworn statement that the interested person or applicant is not holding such interest for another party. The Commission may, in its discretion, require any person having an interest in any licensee to undergo a full background investigation. The Commission may further require the licensee to pay for that background investigation under the same terms and conditions as an applicant for a license.

30-313 Licensed premises – location.

- (3) On each floor of the building in which limited gaming will take place, the licensed premises shall consist of no more than two non-contiguous **areas**. Within the licensed premises, a licensee may arrange gaming equipment or devices **IN** the discretion of the licensee without notice to the Division. Nothing in this section, however, shall be construed to permit violation of any fire safety, health or building codes by any licensee. The licensed premises must be clearly marked as such so that the patrons of each retail gaming establishment can readily discern the licensed premises. *Amended 11/30/2012*

30-314 Licensed premises – safety requirements.

Each applicant for a retail gaming license shall file with the Division as part of its application the following: a certificate of compliance approved by the local fire and building officials which has been approved, or deemed approved, by the **StateCOLORADO** Division of Fire **SafetyPREVENTION AND CONTROL**; a statement by the respective municipal governing body, or its designee, that the building in which limited gaming will take place conforms to the appropriate architectural styles and designs; and a written statement by the appropriate local official that handicapped access to the licensed premises has been provided.

30-319 Temporary license.

- (1) Except as provided in Regulation 30-207, the Commission may in its sole discretion issue a temporary license to any applicant for a permanent license. A temporary license may only be issued where the Commission is satisfied that the investigation of the applicant conducted thus far, and the application in its entirety, indicate that the applicant and its gaming business: meet all the requirements of article 30 of title 44, C.R.S.; do not present any danger to the public or to the reputation of limited gaming in this State; further investigation most likely will not uncover any derogatory information about the applicant; and issuance of a temporary license is of economic necessity to the licensee and is just under the circumstances.

BASIS AND PURPOSE FOR RULE 10

The purpose of Rule 10 is to establish playing rules for authorized types of poker and management procedures for conducting poker games in compliance with section 44-30-302 (2), C.R.S. The statutory basis for Rule 10 is found in sections 44-30-201, C.R.S., 44-30-203, C.R.S., 44-30-302, C.R.S., 44-30-816, C.R.S., and 44-30-818, C.R.S. Amended 8/14/16

RULE 10 RULES FOR POKER

30-1099.06 The play – Omaha Hold ‘Em Poker.

- (1) The dealer shall deal four OR FIVE cards to each player, DEPENDING ON THE VERSION OF OMAHA HOLD ‘EM POKER BEING PLAYED. After each player has received four OR FIVE CARDS, there is a betting round;

30-1099.18 The play – Three Card Poker.

- (21) THE RETAIL LICENSEE MAY OFFER ANY OF THE BELOW “NEXUS” PAY TABLES IF IT WISHES TO CONNECT OTHER BALLY TECHNOLOGIES PROGRESSIVE GAMES THAT ALSO HAVE THESE PAY SCHEDULES APPROVED.

HAND***	PMG SCHEDULE 1		PMG SCHEDULE 2	
	PAYS*	ENVY**	PAYS*	ENVY**
ROYAL FLUSH	100%	\$1,000	100%	\$5,000
STRAIGHT FLUSH	10%	\$300	10%	\$1,500
4 OF A KIND	300 FOR 1		300 FOR 1	
FULL HOUSE	50 FOR 1		50 FOR 1	
FLUSH	40 FOR 1		40 FOR 1	
STRAIGHT	30 FOR 1		30 FOR 1	
3 OF A KIND	9 FOR 1		9 FOR 1	
*ORIGINAL WAGER IS NOT RETURNED.				
**ENVY AND SEED AMOUNT ADJUSTED UP AND DOWN ACCORDINGLY WITH CHANGES MADE TO THE WAGER AMOUNT.				
***BASED ON THE PLAYER’S 5 CARD HAND.				

HAND***	PMG-ML-01		PMG-ML-02		PMG-ML-03	
	PAYS*	ENVY**	PAYS*	ENVY**	PAYS*	ENVY**
ROYAL FLUSH	100% MAJOR	\$1,000	100% MEGA	\$1,000	100% MEGA	\$1,000
STRAIGHT FLUSH	100% MINOR	\$300	100% MAJOR	\$300	100% MAJOR	\$300
4 OF A KIND	300 FOR 1		100% MINOR		100% MINOR	
FULL HOUSE	50 FOR 1		50 FOR 1		50 FOR 1	
FLUSH	40 FOR 1		40 FOR 1		40 FOR 1	

STRAIGHT	30 FOR 1		30 FOR 1		30 FOR 1	
3 OF A KIND	9 FOR 1		10 FOR 1		9 FOR 1	
*ORIGINAL WAGER IS NOT RETURNED.						
**ENVY AND SEED AMOUNT ADJUSTED UP AND DOWN ACCORDINGLY WITH CHANGES MADE TO THE WAGER AMOUNT.						
***BASED ON THE PLAYER'S 5 CARD HAND.						

30-1099.37 The play – Fortune Pai Gow Poker. *Eff 03/16/2012*

(13) Progressive Winners:

(e) When a player has a progressive winner, the dealer shall press the appropriate hand button on the key pad and then contact a supervisor. **IF ONE OF THE "LINKED PAI GOW PROGRESSIVE" PAY SCHEDULES, LISTED BELOW, ARE USED ON THIS GAME, OTHER PAI GOW PROGRESSIVE TABLE THEMES THAT HAVE THE SAME PAY SCHEDULES APPROVED CAN BE CONNECTED TO THE SAME JACKPOT.**

(14) The retail licensee may offer the game using any one of the following pay schedules. The pay schedules in use, or pay outs derived from the pay schedules, must be displayed on the table layout or on signage at the table: *Eff 03/16/2012, Amen 10/16/13*

Fortune Bonus Pay Schedules: *Eff 03/16/2012*

****The information below will be placed after the current pay tables****

LINKED PAI GOW PROGRESSIVE PAY SCHEDULES:

HAND	SEMI WILD PAY SCHEDULE 01*
7 CARD STRAIGHT FLUSH	100%
5 ACES	10%
ROYAL FLUSH	500 FOR 1
STRAIGHT FLUSH	100 FOR 1
FOUR OF A KIND	75 FOR 1
FULL HOUSE	4 FOR 1
*ORIGINAL WAGER IS NOT RETURNED	

HAND	FULLY WILD PAY SCHEDULE 02*
7 CARD STRAIGHT FLUSH	100%
7 CARD WILD STRAIGHT FLUSH	10%
5 OF A KIND	500 FOR 1
ROYAL FLUSH	300 FOR 1
STRAIGHT FLUSH	100 FOR 1
FOUR OF A KIND	30 FOR 1
FULL HOUSE	7 FOR 1
*ORIGINAL WAGER IS NOT RETURNED	

HAND	SEMI WILD PAY SCHEDULE 03*
7 CARD STRAIGHT FLUSH	100%
5 ACES	10%
ROYAL FLUSH	500 FOR 1
STRAIGHT FLUSH	100 FOR 1
4 OF A KIND	75 FOR 1
FULL HOUSE	4 FOR 1
*ORIGINAL WAGER IS NOT RETURNED	

SEMI WILD PAY SCHEDULE 04		
HAND	PAYS*	ENVY
7 CARD STRAIGHT FLUSH	1,000 TO 1 + 100%	\$1,000
ROYAL FLUSH + ROYAL MATCH*	1,000 TO 1 + 25%	\$750
7 CARD STRAIGHT FLUSH WITH JOKER	1,000 TO 1 + 10%	\$250
5 ACES	500 TO 1	\$100
ROYAL FLUSH	100 TO 1	\$50
STRAIGHT FLUSH	40 TO 1	\$20
4 OF A KIND	20 TO 1	\$5
FULL HOUSE	5 TO 1	
FLUSH	4 TO 1	
3 OF A KIND	3 TO 1	
STRAIGHT	3 TO 2	
*ORIGINAL WAGER IS NOT RETURNED		

HAND	MULTI LEVEL PAYS 01*	MULTI LEVEL PAYS 02*
7 CARD STRAIGHT FLUSH	100% OF MEGA PROGRESSIVE METER	100% OF MAJOR PROGRESSIVE METER
5 ACES	100% OF MAJOR PROGRESSIVE METER	100% OF MINOR PROGRESSIVE METER
ROYAL FLUSH	100% OF MINOR PROGRESSIVE METER	500 FOR 1
5 CARD STRAIGHT FLUSH	100 FOR 1	100 FOR 1
FOUR OF A KIND	75 FOR 1	75 FOR 1
FULL HOUSE	4 FOR 1	4 FOR 1
*ORIGINAL WAGER IS NOT RETURNED		

30-1099.49 The play – Poker Burnout.

- (10) Player wins if his/her hand contains a Three of a Kind or better. Player will win 1:1 on his/her Call and Ante wagers. The Blind wager is paid according to the Five Card Poker Hand pay table which shall be posted at the table or appear on the table layout. Only the player's highest qualifying hand will be paid.

TABLE 2	
FIVE CARD POKER HAND	PAY OUT
THREE OF A KIND	4 TO 1
STRAIGHT	6 TO 1
FLUSH	8 TO 1
FULL HOUSE	10 TO 1
FOUR OF A KIND	50 TO 1
STRAIGHT FLUSH	100 TO 1
ROYAL FLUSH	250 TO 1

Poker Burnout Bonanza Option

- (4) A player's Call wager must match his/her Ante wager.

Table 2-TABLE 3	
KICKER (Three Hold Card Poker Hand)	Pay out
Three of a Kind	10 to 1

Straight	10 to 1
Flush	10 to 1
Straight Flush	10 to 1
Royal Flush	10 to 1