

## LAW AND PUBLIC SAFETY

shall indicate all required information and contain an indication of "No Activity" or similar message if no data appears for the period specified.

(c) Gaming systems shall provide a mechanism to export the data generated for any report to a format approved by the Division.

(d) An Internet gaming system and a mobile gaming system shall be capable of generating the following daily reports for each gaming day in order to calculate the taxable revenue:

1. A Patron Account Detail Report, which shall include transaction information by patron for the following categories:

- i. Beginning balance;
- ii. Total amount of deposits;
- iii. Total amount of transfers to games;
- iv. Total amount of transfers from games;
- v. Total amount of withdrawals; and
- vi. Ending balance;

2. A Patron Account Summary Report, which shall include a daily total of all transactions by category as reported in (d)1 above. If the Patron Account Detail Report includes daily totals, this report shall not be required;

3. A Wagering Detail Report, which shall include game activity by game type as follows:

- i. Coin in;
- ii. Coin out; and
- iii. Win/loss;

4. A Wagering Summary Report, which shall include the total win/loss for each game type and the total combined win/loss for all game types; and

5. A Variance Report, which shall include any variance between the Account Summary Report and the Wagering Summary Report.

(e) A casino licensee shall utilize the Wagering Summary Report to calculate gross revenue and Internet gaming gross revenue on a daily basis for reporting purposes. In addition, the casino licensee shall investigate each variance included on the Variance Report and:

1. Prepare a summary schedule of each variance, which schedule shall include the date, source of the variance, variance amount, and the reason for the variance; and

2. Report a manual adjustment to increase revenue by the amount of the variance whenever the total of the Account Summary Report is greater than total of the Wagering Summary Report, unless the reason for the variance documented in (e)1 above is sufficient to support a determination that revenue was properly reported.

(f) In lieu of (b) above, a licensee may summarize the daily variance report review in a manner and on a monthly schedule prescribed by the Division.

(g) A gaming system shall generate, on a daily basis commencing one year after the creation of the first Internet or mobile gaming account, a Dormant Account Report, which shall list all patron accounts that have had no activity for a period of one year. The report shall include:

1. The patron name and account number;
2. The date of the last transaction; and
3. The account balance.

(h) No voids of completed wagering transactions shall occur without Division approval.

(i) A gaming system shall generate a Performance Report, which compares the theoretical Return to Patron (RTP) as defined in N.J.A.C. 13:69D-1.1 to the actual RTP of each game offered by a gaming system. The report shall also provide the total number of rounds of play for each game and shall be generated and reviewed weekly by the licensee to evaluate the performance of all games offered to the public.

(j) A gaming system shall generate a Patron Account Adjustments Report, which shall be reviewed by the licensee on a daily basis to evaluate the legitimacy of patron account adjustments. Unless otherwise authorized by the Division, the report shall at a minimum include:

1. The patron's name;
2. An account number;
3. The date and time of the adjustment;
4. The person who performed the adjustment;
5. The reason for the adjustment; and
6. The amount of the adjustment.

## ADOPTIONS

(k) An Internet gaming system shall generate a report on a weekly basis identifying potential problem gamblers, including those patrons who self-report. The casino licensee shall review the report and document any action taken.

### SUBCHAPTER 2. INTERNET GAMING RECIPROCAL AGREEMENTS

13:69O-2.1 Reciprocal agreements; prohibition of Internet gaming in establishments that do not hold an Internet gaming permit

(a) The Division may authorize a permit holder in New Jersey to participate in Internet gaming with patrons located in jurisdictions outside New Jersey pursuant to a reciprocal agreement that has been entered into by the State of New Jersey, if the Division determines that such wagering is not inconsistent with Federal law or the law of the jurisdiction in which any such person is located or such wagering is conducted.

(b) No organization or commercial enterprise, other than a casino located in Atlantic City or its Internet gaming affiliate that has been issued a permit to conduct Internet gaming and has located all of its equipment used to conduct Internet gaming, including computers, servers, monitoring rooms, and hubs, in Atlantic City, shall make its premises available for placing wagers at casinos using the Internet or advertise that its premises may be used for such purpose.

(c) An organization or commercial enterprise that is determined by the Division to have violated the provisions of this section shall be subject to a penalty of \$1,000 per patron per day for making its premises available for placing wagers at casinos using the Internet and of \$10,000 per violation for advertising that its premises may be used for such purpose.

(a)

### DIVISION OF CONSUMER AFFAIRS AUDIOLOGY AND SPEECH-LANGUAGE PATHOLOGY ADVISORY COMMITTEE Notice of Administrative Correction Renewal of License N.J.A.C. 13:44C-4.1

**Take notice** that the Director of the Division of Consumer Affairs has found a citation error in the text of N.J.A.C. 13:44C-4.1(f). The reference to the examination requirement for initial licensure cites to "N.J.A.C. 13:44C-3.2(a)3." This reference is corrected to "N.J.A.C. 13:44C-3.2(a)2."

This notice of administrative correction is published pursuant to N.J.A.C. 1:30-2.7.

**Full text** of the corrected rule follows (addition indicated in boldface **thus**; deletion indicated in brackets [thus]):

13:44C-4.1 Renewal of license

(a)-(e) (No change.)

(f) A person seeking reinstatement after more than five years following the suspension of a license shall successfully complete the examination required for initial licensure as set forth in N.J.A.C. 13:44C-3.2(a)[3]2 and shall submit:

1.-4. (No change.)

(g)-(h) (No change.)

## PUBLIC UTILITIES

(b)

### BOARD OF PUBLIC UTILITIES Energy Emergency Readoption with Amendments: N.J.A.C. 14:29

Proposed: June 3, 2013, at 45 N.J.R. 1371(a).

Adopted: September 18, 2013, by the Board of Public Utilities, Robert M. Hanna, President; and Jeanne M. Fox, Joseph L. Fiordaliso, Mary-Anna Holden and Diane Solomon, Commissioners.

Filed: September 18, 2013, as R.2013 d.126, **without change**.

Authority: N.J.S.A. 52:27F-11, 16 through 18, 21, and 24.

BPU Docket Number: EX13020141.

Effective Dates: September 18, 2013, Reoption;  
October 21, 2013, Amendments.

Expiration Date: September 18, 2020.

The Board of Public Utilities is readopting its rules governing energy emergencies at N.J.A.C. 14:29. These rules implement N.J.S.A. 52:27F-16 and 17, which require the Board to establish a plan for addressing the situation in which the Governor declares an energy emergency. The rules govern both the planning for such an energy emergency, and the implementation of the plan when necessary.

**Summary of Public Comment and Agency Response:**

**No comments were received.** The notice of proposal is being adopted without change.

#### Federal Standards Statement

Executive Order No. 27 (1994) and P.L. 1995, c. 65 (N.J.S.A. 52:14B-22 through 24) require State agencies, which adopt State rules that exceed any Federal requirements, to include in the rulemaking document a comparison with Federal law. While comparable Federal law is found at 42 U.S.C. §§ 8511 et seq., the proposed amendments to N.J.A.C. 14:29 do not contain standards or requirements that exceed those Federal requirements. The Federal law requires the President to set Federal and State energy conservation targets in times of energy emergency. The State is then required to submit an energy conservation plan describing how the targets will be met. The Federal law also encourages the States to submit energy conservation plans in advance, in order to be prepared in the event of an energy emergency. The rules readopted with amendments are such a plan.

**Full text** of the readopted rules can be found in the New Jersey Administrative Code at N.J.A.C. 14:29.

**Full text** of the adopted amendments follows:

#### SUBCHAPTER 1. GENERAL PROVISIONS

##### 14:29-1.1 Scope

(a)-(c) (No change.)

(d) Information regarding this chapter can be obtained on the Board's website at <http://www.nj.gov/bpu/about/divisions/reliability/>.

##### 14:29-1.2 Definitions

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

"Authorized emergency vehicles" means vehicles of fire departments, utilities, police vehicles, ambulances, and such other vehicles as are approved by the Chief Administrator of the New Jersey Motor Vehicle Commission pursuant to N.J.S.A. 39:1-1 et seq.

...

"Farm vehicle" means any vehicle registered under the provisions of N.J.S.A. 39:3-24 (self-propelled farm tractors, traction equipment, and farm machinery) and N.J.S.A. 39:3-25 (farm trucks) which bear farmer, farm use, or tractor plates.

...

##### 14:29-1.3 Exemptions

(a) A person may apply for an exemption from one or more of the requirements of this chapter on the basis of extraordinary hardship or public welfare to the Division of Reliability and Security staff, which shall consult with the Division of Energy.

(b)-(e) (No change.)

(f) An application under this section shall be submitted by mail to Board staff, at the address in N.J.A.C. 14:29-5.3(d).

##### 14:29-1.6 Website

The New Jersey Board of Public Utilities maintains a website at [www.nj.gov/bpu](http://www.nj.gov/bpu). If the Governor declares an energy emergency, information pertaining to the energy emergency will be posted on the website from time to time to assist the public.

#### SUBCHAPTER 5. PETROLEUM PRODUCTS

##### 14:29-5.1 Required set aside of regulated petroleum products

(a)-(b) (No change.)

(c) Seven business days before the start of each month, each prime supplier shall notify the Board of the quantity of its set aside for the upcoming month for each regulated petroleum product handled by the supplier. Notification must be made in writing to the Board at the address provided at N.J.A.C. 14:29-5.3(d) or at <http://www.nj.gov/bpu/about/divisions/reliability/>.

(d)-(e) (No change.)

##### 14:29-5.3 Prime suppliers—reporting, non-discrimination

(a)-(c) (No change.)

(d) The information required under this section shall be sent either by e-mail to the address provided at <http://www.nj.gov/bpu/about/divisions/reliability/>, or by U.S. mail to:

New Jersey Board of Public Utilities  
PO Box 350  
Trenton, NJ 08625-0350  
Attention: Energy Emergency Team

(e)-(f) (No change.)

#### SUBCHAPTER 6. REGULATION AND CONTROL OF SALE OF MOTOR FUEL

##### 14:29-6.6 Exemptions from odd/even limits; by application

(a) This section provides for exemptions for certain vehicles, to be issued by the Division of Reliability and Security staff, in consultation with the Division of Energy, from the odd/even restrictions on sales of motor fuel at N.J.A.C. 14:29-6.2. An exemption issued under this section applies to the vehicle and not to its operator.

(b)-(c) (No change.)

(d) To obtain an exemption under this section, a person shall submit an application to the Division of Reliability and Security, at the address in N.J.A.C. 14:29-5.3(d), which includes documentation that one or more of the following criteria are met:

1.-4. (No change.)

(e) To obtain an exemption under this section, a person shall submit a completed application to the Division of Reliability and Security staff, which in consultation with the Division of Energy, shall determine the type and amount of documentation necessary to adequately demonstrate that a vehicle meets the criteria at (d) above.