

TITLE 15 GAMBLING AND LIQUOR CONTROL
CHAPTER 4 BINGO AND RAFFLES
PART 6 EQUIPMENT; BINGO, RAFFLE, PULL-TABS

15.4.6.1 ISSUING AGENCY: New Mexico Gaming Control Board.
[15.4.6.1 NMAC - Rp, 15.4.6.1 NMAC, 4/15/2013]

15.4.6.2 SCOPE: This rule applies to all persons subject to regulations promulgated under the New Mexico Bingo and Raffle Act by the New Mexico gaming control board.
[15.4.6.2 NMAC - Rp, 15.4.6.2 NMAC, 4/15/2013]

15.4.6.3 STATUTORY AUTHORITY: Authority for this rule derives from the New Mexico Bingo and Raffle Act [Section 60-2F-3 NMSA 1978]. Section 60-2F-6 H authorizes the board to adopt rules to implement the New Mexico Bingo and Raffle Act and to ensure that games of chance conducted in New Mexico are conducted with fairness and that the participants and patrons are protected against illegal practices on any premises.
[15.4.6.3 NMAC - Rp, 15.4.6.3 NMAC, 4/15/2013]

15.4.6.4 DURATION: Permanent.
[15.4.6.4 NMAC - Rp, 15.4.6.4 NMAC, 4/15/2013]

15.4.6.5 EFFECTIVE DATE: April 15, 2013, unless a later date is cited at the end of a section.
[15.4.6.5 NMAC - Rp, 15.4.6.5 NMAC, 4/15/2013]

15.4.6.6 OBJECTIVE: This rule establishes standards for the evaluation, testing, approval, modification, maintenance, and disposition of bingo, raffle and pull-tab equipment.
[15.4.6.6 NMAC - Rp, 15.4.6.6 NMAC, 4/15/2013]

15.4.6.7 DEFINITIONS: [Reserved]
[15.4.6.7 NMAC - Rp, 15.4.6.7 NMAC, 4/15/2013]

15.4.6.8 BINGO EQUIPMENT:

A. Authorized equipment and cards, including all bingo related items used in the conduct of bingo, shall be maintained in good repair and sound working condition. The board or its agents may order that any equipment, cards or related items immediately be repaired or replaced, if after examination, they are found to be defective.

B. All 75 balls of equal weight and diameter shall be present for bingo games and free of creases, holes or other damage.

C. The master board is the only official scorer. A lighted display board may be used, but it is not official.

D. Disposable bingo cards shall be used in all bingo games, including specials.

E. Each pack of bingo cards sold wholesale shall be consecutively numbered from the first card to the last and shall contain, on its face, both its individual consecutive serial number and the identification number assigned by the manufacturer.

F. Hard cards are prohibited.

G. If a wholesale of bingo cards to a non-licensee in the amount of \$100 or greater is conducted then the seller shall report to the board the buyers name, address and phone number within three business days.

H. When bingo equipment is sold to a non-licensee the seller shall report the buyer's name, address and phone number to the board within three business days.

I. When a wholesale of bingo cards to a licensee is conducted the seller shall record and maintain an itemized invoice and the buyer's organization's name, license number and contact information.

[15.4.6.8 NMAC - Rp, 15.4.2.10 NMAC, 4/15/2013]

15.4.6.9 RAFFLE TICKETS:

A. Raffle ticket requirements:

(1) all tickets sold in any raffle shall have the state license number, the word "Raffle" and the date, time, and place of drawing printed on each ticket;

- (2) all tickets shall be consecutively numbered;
- (3) all major cash or merchandise prizes conspicuously printed on the ticket; and
- (4) the cost of each ticket shall be printed on the front of each ticket.

B. If the ticket holder is required to be present at the drawing to be eligible for the prize, a statement setting forth this condition shall be conspicuously printed on each ticket and on all promotional material concerning the raffle.

C. When a prize exceeds \$75,000 licensee shall submit a valid copy of a raffle ticket to the board prior to selling any tickets.

[15.4.6.9 NMAC - Rp, 15.4.8.8 NMAC, 4/15/2013]

15.4.6.10 PULL-TAB EQUIPMENT:

A. No licensee shall permit the display or operation of any pull-tabs which may have in any manner been marked, defaced, tampered with or otherwise placed in a condition, or operated in a manner which may deceive the public.

B. Electronic and video pull-tab machines are prohibited.

C. Pull-tab dispensers shall be maintained in good repair and sound working condition.

D. All pull-tabs in a deal shall be sold at the same price.

E. A deal shall not exceed 25,000 tickets.

F. The seller or leasor of video pull-tab dispensers shall report to the board the sale or lease of the device prior to the delivery or placement of the device on a licensed premise.

G. Deals intended for use in a video pull-tab dispenser comprised of multiple rolls shall have all rolls indistinguishable from every roll in the deal.

[15.4.6.10 NMAC - N, 4/15/2013]

15.4.6.11 DISALLOWANCE OF BINGO, RAFFLE AND PULL-TAB EQUIPMENT:

A. The board may disallow the use of bingo, raffle or pull-tab equipment when in the interest of the public.

B. The board shall advise the manufacturer or distributor of the disallowed equipment of the date on which use of the disallowed equipment shall cease.

C. The board shall advise the licensees or applicants of the date on which the use of the disallowed equipment shall cease.

D. A licensee shall cease using the disallowed equipment by the date established by the board.

E. Licensee shall obtain written approval from the board prior to making any equipment modifications that may affect the outcome of a game of chance.

[15.4.6.11 NMAC - N, 4/15/2013]

15.4.6.12 LOSS, THEFT, MECHANICAL FAILURE, INOPERATION, DESTRUCTION OR

MALFUNCTION: The bingo manager shall report to the enforcement division each instance that a pull-tab dispenser with or without video displays, in play malfunctions and each instance when play is disrupted or ceases operation regardless of the reason or length of time of disruption or malfunction or whether or not there is a monetary loss.

[15.4.6.12 NMAC - N, 4/15/2013]

HISTORY OF 15.4.6 NMAC:

Pre-NMAC History: The material in this part was derived from that previously filed with the state records center and archives by department of alcohol and beverage control under:

Regulation No. 2B-4(F), Penalties for Violations of Bingo & Raffle Act or Regulations, Interpreting and Exemplifying Section 60-2B-4(F) NMSA 1978, filed 3/21/84.

History of Repealed Material:

15.4.6 NMAC, Bingo Penalties, filed 9/16/2005 - Repealed, effective 4/15/2013.