

1 Title 36 STATE LOTTERY AND
2 GAMING CONTROL AGENCY

3
4 Subtitle 03 GAMING PROVISIONS

5
6 Chapter .10 Video Lottery Facility Minimum Internal Control Standards

7
8 Authority: State Government Article, §§ 9-1A-02(c); 9-1A-04(c), (d); 9-1A-24(b), (f),
9 Annotated Code of Maryland

10
11 **.49 Acceptance of Tips or Gratuities.**

12
13 A. Except as otherwise provided in this Regulation:

14
15 (1) A supervisory video lottery employee of a facility is prohibited from soliciting or
16 accepting a tip or gratuity directly from a player;

17
18 (2) A video lottery employee is prohibited from soliciting a tip or gratuity from a player.

19
20 (3) A facility operator may permit an employee who is authorized to accept a gratuity
21 from a player to accept a gaming ticket if the gaming ticket is redeemed:

22
23 (a) At the cashiers' cage; and

24
25 (b) If the amount of the gaming ticket exceeds \$100, redemption requires the approval
26 of a cashiers' cage supervisor.

27
28 B. At least 30 days before table game operations are to commence, a facility operator shall
29 submit to the Commission for approval internal controls relating to the acceptance of tips or
30 gratuities by dealers at banking and nonbanking table games.

31
32 C. Except as provided in § G of this regulation, a dealer shall immediately deposit all tips and
33 gratuities into a transparent locked box reserved for tips and gratuities, and:

34
35 (1) If Roulette chips are received as a tips or gratuity, the marker button indicating the
36 specific value of the Roulette chips may not be removed until after the dealer, in the
37 presence of a floorperson or above, has converted the Roulette chips into value chips

For May 23, 2013 Commission.

These minor amendments are simply cleanup, and are intended to provide consistency with the rest of the Gaming regulations, which use "player" instead of "patron," and use a gender neutral designation instead of "his" or "her." See p.2, lines 12 -13.

1 which shall then be immediately deposited in the transparent locked box reserved for tips
2 and gratuities;

3
4 (2) Collected and accounted for at least once each gaming day;

5
6 (4) Placed in a common pool for distribution pro rata among all dealers in accordance
7 with § E of this regulation;

8
9 (5) A facility operator may include dealer supervisors in the common pool described in §
10 C(3) of this regulation.

11
12 D. Upon receipt of a tip or gratuity from a ~~patron~~ **player**, a **the** dealer shall extend ~~his~~ **the**
13 **dealer's** arm in an overt motion and deposit the tip or gratuity in the locked box reserved for tips
14 and gratuities.

15
16 E. Tips and gratuities placed in a common pool shall be distributed pro rata among the dealers in
17 the pool based upon the number of hours worked, based on:

18
19 (1) Any standards for distribution established by a facility operator, which may
20 include:

21
22 (a) Hours of vacation time, personal leave time or any other authorized
23 leave of absence in the number of hours worked by each employee;

24
25 (b) The number of hours worked by an employee; and

26
27 (c) Different full-time or part-time employees.

28
29 F. A distribution of tips and gratuities from a common tip pool shall occur no more than once
30 every 7 calendar days.

31
32 G. Notwithstanding the requirements in § C of this regulation, a facility operator that offers the
33 game of Poker may:

34
35 (2) Establish a separate common pool for tips and gratuities received by its Poker
36 dealers; or

- 1 (3) If it allows a Poker dealer to retain his or her own tips and gratuities:
2
3 (a) Shall require tips and gratuities received by a Poker dealer to be deposited
4 in a transparent locked box assigned to the particular dealer; and
5
6 (b) Require that the transparent locked box be moved from table to table with
7 the dealer.
8

9 H. If a facility operator elects to follow the requirements of § G(2) of this regulation, at the end
10 of the Poker dealer's shift:

- 11
12 (1) The dealer shall take the transparent locked box assigned to the dealer to a cage
13 cashier; and
14
15 (2) The cage cashier shall open the container and count the tips and gratuities in the
16 presence of the Poker dealer, and record the total amount of the tips and gratuities
17 received by the dealer, and:
18
19 (a) Return the tips and gratuities to the dealer; or
20
21 (b) Retain all or a portion of the tips and gratuities for inclusion in the dealer's
22 paycheck.
23

24 I.A facility operator shall specify in its internal controls how dealer tips and gratuities will be
25 reported to the Internal Revenue Service.
26

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