

Comments of the Independent Regulatory Review Commission



Pennsylvania Gaming Control Board Regulation #125-170 (IRRC #3011)

Table Games Rules of Play

July 24, 2013

We submit for your consideration the following comment on the proposed rulemaking published in the May 25, 2013 *Pennsylvania Bulletin*. Our comment is based on criteria in Section 5.2 of the Regulatory Review Act (71 P.S. § 745.5b). Section 5.1(a) of the Regulatory Review Act (71 P.S. § 745.5a(a)) directs the Pennsylvania Gaming Control Board (Board) to respond to all comments received from us or any other source.

Cross-References to Section 605a.8 (relating to linked progressive table games). – Clarity, Implementation procedure.

This regulation cross-references Section 605a.8 (relating to linked progressive table games) in several subsections, including 639a.2(d), 641a.2(d), 643a.2(e), 647a.2(d), 649a.2(d), 653a.2(d), 655a.2(d) and 657a.2(d). The cross-reference lacks clarity because Section 605a.8 is not in existing regulation. Section 605a.8 will be established by another pending Board rulemaking, #125-169: Electronic Gaming Tables and Table Games Rules of Play (IRRC #3005). We are concerned that this rulemaking may be finalized before rulemaking #125-169 is finalized. If this occurs, it could lead to a confusing regulatory environment for those that must comply with the rulemaking. In the Preamble to the final-form version of this rulemaking, we ask the Board to explain its plan for promulgating these regulations in a manner that ensures all references are valid.