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## INDEPENDENT REGULATORY REVIEW COMMISSION

333 MARKET STREET, 14TH FLOOR, HARRISBURG, PA 17101

May 10, 2017

Kevin O'Toole, Executive Director  
Pennsylvania Gaming Control Board  
Strawberry Square  
Verizon Tower, 5th Floor  
Harrisburg, PA 17106-9060

Re: Regulation #125-204 (IRRC #3164)  
Pennsylvania Gaming Control Board  
Four Card Prime and Cajun Stud; Table Game Rules of Play

Dear Mr. O'Toole:

Enclosed are the Commission's comments for consideration when you prepare the final version of this regulation. These comments are not a formal approval or disapproval of the regulation. However, they specify the regulatory review criteria that have not been met.

The comments will be available on our website at [www.irrc.state.pa.us](http://www.irrc.state.pa.us). If you would like to discuss them, please contact me.

Very truly yours,

David Sumner  
Executive Director  
sfh  
Enclosure

cc: Honorable Mario Scavello, Majority Chairman, Senate Community, Economic and Recreational Development Committee  
Honorable Lawrence M. Farnese, Jr., Minority Chairman, Senate Community, Economic and Recreational Development Committee  
Honorable Scott A. Petri, Majority Chairman, House Gaming Oversight Committee  
Honorable Patrick J. Harkins, Minority Chairman, House Gaming Oversight Committee  
Amy Elliott, Esq., Office of Attorney General

## Comments of the Independent Regulatory Review Commission



### Pennsylvania Gaming Control Board Regulation #125-204 (IRRC #3164)

#### Four Card Prime and Cajun Stud; Table Game Rules of Play

May 10, 2017

We submit for your consideration the following comments on the proposed rulemaking published in the March 11, 2017 *Pennsylvania Bulletin*. Our comments are 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.

1. **Section 683a.8. Procedures for dealing the cards from a manual dealing shoe.**  
**Section 683a.9. Procedures for dealing the cards from the hand. -- Clarity.**

These sections do not indicate how or when the three community cards are to be dealt. By comparison, parallel Subsection 683a.10(c)(2) (relating to Procedures for dealing the cards from an automated dealing shoe) specifically provides this information in a sequential manner so that it is clear to the dealer and player how and when those cards are to be dealt. We recommend amending Sections 683a.8 and 683a.9 to be consistent with Subsection 683a.10(c)(2).

2. **Section 683a.11. Procedures for completion of each round of play. -- Clarity; and Reasonableness.**

Paragraph (a)(2) states that "each player shall keep his five cards in full view of the dealer at all times." We note that each player is only dealt two cards. The remaining three cards used to make each player's hand are not dealt to the player but rather to an area designated for the community cards. How is the player to comply with this provision when three of the five cards are controlled by the dealer and shared by all players? The Board should amend Paragraph (a)(2) to address this concern or explain in the Preamble to the final-form regulation the Board's intent.