



STATEMENT OF BOARD POLICY

Transportation of Pull-Tab Equipment Into, Out of and Around the State of New Mexico

At the Board's regular board meeting on October 18, 2023, members discussed a change in board policy regarding Transportation of Pull-Tab Equipment into, out of and Around the State of New Mexico.

It is the policy of the Board to strictly regulate gaming in the State in a manner that ensures honest and competitive gaming that is free from criminal and corruptive elements and influences, while promoting economic development in the State without imposing an undue regulatory burden.

Going forward, Manufacturers and Distributors licensed to do business in New Mexico will be required to comply with the shipping requirement as stated below, into, out of and around the State of New Mexico. Please review them and ensure that your Transportation Request Tracking (TRT) forms are submitted in accordance with this Statement of Board Policy. See below:

Law:

60-2F-4. Definitions.

H. "distributor" means a person, other than a manufacturer, who provides equipment to a qualified organization but does not manufacture the equipment;

R. "manufacturer" means a person who manufactures, fabricates, assembles, produces, programs or makes modifications to equipment for use or play in games of chance in New Mexico or for sale or distribution outside of New Mexico;

K. "equipment" means:

(2) with respect to pull-tabs:

(a) the pull-tabs;

(b) the pull-tab flares; and

(c) the dispensing machines;

60-2F-5. Application of act.

The New Mexico Bingo and Raffle Act applies to:

A. unless exempted pursuant to Section 26 [[60-2F-26](#) NMSA 1978] of that act, qualified organizations that conduct games of chance and the games of chance conducted by the qualified organizations;

B. persons who provide equipment to qualified organizations for use or play of games of chance in New Mexico; and

C. persons who manufacture, fabricate, assemble, produce, program or make modifications to equipment for use or play of games of chance in New Mexico or for sale or distribution outside of New Mexico.

EFFECTIVE IMMEDIATELY, the following procedures will be followed by licensed Manufacturers, Distributors and Operators as applies to everything defined in § 60-2F-4(K)(2) NMSA 1978.

1. No person shall initiate transport of any equipment used for Pull-tabs other than a licensed manufacturer or distributor.
2. Equipment shipped or transported into the state when the starting point for shipping or transporting begins:
 - a. outside the state and terminated in the state;
 - b. begins in state and terminates in state.
3. A manufacturer or distributor licensee shipping or transporting one (1) or more pieces of equipment into the state shall notify the board's operations division of the shipment prior to the time the shipment is made so the board's operations division can assign a control number to the TRT form and notify the manufacturer or distributor licensee shipping the devices(s) of the assigned control number within three (3) business days of receipt of the completed TRT form prior to shipping.
4. Notice of transport of equipment for Pull-Tabs shall be made on TRT forms approved by the board for transportation of the type of equipment to be transported.
5. The transportation form shall, at a minimum, include the following information:
 - a. the full name, address, and license number of the person making the shipment;
 - b. the method of shipment and the name of the carrier, if any;

- c. the full name, address, and license number of the person to whom the equipment is being sent and the destination of the shipment, if different from the address;
- d. the number of pieces of equipment in the shipment;
- e. the serial number of each piece of equipment;
- f. the model number and description of each piece of equipment;
- g. the expected arrival date of the equipment at its destination within the state; and
- h. such other information as required by the board.

6. TRT forms shall be filled out completely and legibly, signed by the person completing the form and notarized. The completed forms shall be transmitted to the board's operations division by faxing or e-mailing a copy of the form to the division.

7. The board's operations division shall assign a control number to the TRT form and notify the manufacturer or distributor licensee shipping the device(s) of the assigned control number within three (3) business days of receipt of the completed TRT form.

8. The manufacturer or distributor shipping the equipment to a licensee, may ship it to the receiving licensee upon receipt of the control number by the board. The shipping licensee shall note the assigned control number on the TRT form for the device and shall include the original TRT form in the shipment. The original TRT form shall have the control number on it and accompany the equipment coming into or being moved around New Mexico.

9. A licensee receiving shipment of equipment shall notify the board's enforcement division of the receipt of the shipment. Following notification an agent of the board's enforcement division shall inspect the shipment and the TRT form included with the shipment to ensure that the TRT form accurately identifies the equipment included in the shipment.

10. A licensee receiving a shipment of equipment shall not remove the packaging in which it was shipped until an agent of the board has inspected the shipment and released it to the receiving licensee. Equipment transported into the state shall not be made available for play until an agent of the board has inspected it and released it for play.

11. Any and all removable media requires a TRT form. For purpose of conduct of the Pull-Tab deal, there can NOT be a network or wifi connection. Only updates to the accounting reports may be transmitted by wifi connection, or thumb drive (shipped separately). See Associated Equipment List Matrix (NMGCB Website).

With the continued growth in the gaming industry, advances in technology driven options to improve the patron experience in all aspects of commercial gambling whether it be for profit or charity requires that the Board adapt its regulatory practices to maintain its mission when it comes to the integrity of gaming. Knowing what is available to patrons and making sure that it

is appropriate and legal in the State of New Mexico is integral to the NMGCB's regulatory responsibilities.

Great consideration was given to this policy. The Board expects that this will provide for transparency and responsibility in the regulation and monitoring of commercial gambling in New Mexico, striving for integrity and honesty for and between parties.



Patrick Garrett, Chairman
New Mexico Gaming Control Board

OCTOBER 19th, 2023
Date