

**May 21, 2020****Guidance for Restarting Lawful Gambling on June 1**

In conjunction with Governor Walz's May 20, 2020, announcement, lawful gambling may be conducted outdoors at permitted premises beginning June 1, 2020. These lawful gambling activities must be conducted in compliance with all applicable executive orders and Centers for Disease Control guidance. All lawful gambling statutes and rules remain in effect and compliance will be enforced.

**Outdoor Sales Conduct**

- You may sell gambling equipment only in those areas where food and alcohol are allowed to be served.
- Focus on internal controls.
  - Cash and games (including electronic games) must be secured at all times and games must remain in view of the site's staff to ensure integrity of the games.
  - All games (except raffles) must be sold and played outside on the premises, but may not leave the outdoor dining area.
  - House Rules must reflect any changes to the conduct of games at the permitted premises.

**Gambling Equipment - Ordering and Delivery**

- Only gambling managers and assistant gambling managers may place orders for new games prior to the reopening of permitted premises. After restarting, gambling managers may delegate the authority to order more games.
- Delivery of cash banks and any new games may not be made earlier than four days (seven days for electronic gambling equipment) prior to the Governor's lifting of those executive order restrictions.

**We urge your organization to be patient and not restart any gambling activities before they are allowed. Any failure to comply with those requirements prior to the lifting of the executive orders will lead to the prosecution of all violations via applicable adverse administrative and criminal actions.**

**June 1 Lawful Gambling Restart – Q & A**

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**Q.** *Can a bar have a window that opens to the outside to sell paper pull-tabs and electronic pull-tabs to customers who come up to the window?*

**A.** Yes.

**Q.** *How many paper pull-tab deals need to be available to customers in order to also sell electronic pull-tabs?*

**A.** One. The pull-tab game can have regular multi-ply window tickets or jar tickets.

**Q.** *Can a seller bring paper pull-tab games on a cart or tray to sell directly to the player outside?*

**A.** Yes, so long as the entire deal, flare, and house rules are visible to the player at the point of purchase.

**Q.** *Can a seller collect money from a player outside who is able to see the flare, house rules, and pull-tab container that is located inside, and subsequently go inside to collect the pull-tab ticket or electronic device and return that ticket/device to the player outside?*

**A.** Yes, so long as the same individual who collects the money from the player is the same seller who is authorized to go inside and conduct the lawful gambling.

**Q.** *In full view of the player, will the waitstaff be able to collect money for paper pull-tabs or electronic devices and go inside to the bar to get the tickets/electronic device from the actual seller, and then deliver them back to the player outside?*

**A.** No. The player must complete the purchase while outdoors without any intermediary.

**Q.** *Will customers be allowed to go inside a bar/restaurant to purchase pull-tabs from a pull-tab dispensing device if they take the tickets back outside to open them?*

**A.** No. Customers may not go inside to purchase any gambling equipment. Organizations would be allowed to bring the dispensing device outside if they're able to do so (see last question below). The outdoor pull-tab dispensing device would need to be in a location where it's visible by bar/restaurant staff.

**Q.** *Can customers go inside to purchase electronic pull-tabs?*

**A.** No. Customers are not allowed in the building. This is per the governor's announcement allowing bars and restaurants to open for business outdoors only.

**Q.** *If a bar has seating for 300 people and no executive order restrictions, it can have up to 12 electronic devices. However, in compliance with the Executive Order 20-63, if the number of seats is reduced to only 50 people outside, is that site's limit now 6 devices?*

**A.** No. The executive order limiting the number of customers would not reduce the 12 devices allowed.

**Q.** *If an organization conducts gambling from midnight to 2:00 AM on June 1, is that activity reported as May or June receipts?*

**A.** Normally for lawful gambling reporting purposes, receipts from midnight to 2:00 AM are considered as part of the previous business day's receipts. However, given that bars and restaurants will not be open on May 31 (the last day of May), it will be acceptable to combine the June 1 midnight to 2:00 AM receipts with the receipts from the June 1 business day's receipts.

**Q.** *Once lawful gambling sales resume inside the building, if pull-tab boxes were being sold outside, will those open boxes be allowed for continued sale inside or will those boxes need to be closed and start only new boxes inside?*

**A.** When organizations resume pull-tab sales inside, organizations will be allowed to move inside those pull-tab games that were in play outside but not yet closed.

**Q.** *Are there any concerns with bringing a pull-tab dispensing device outside?*

**A.** Yes. Although there are no specific restrictions on locating a pull-tab dispensing device outdoors, please consider the following:

- Devices can be 300 lbs. without tickets.
- Some devices can be moved with a two-wheel cart, while others would require a four-wheel flat cart. Dispensing devices are top heavy and cannot be left on a cart.
- Dispensing devices are not made for outdoor use and must be taken inside each night.
- Tickets may swell with humidity which may cause jamming.
- Moving a dispensing device can also cause jamming.
- Dispensing devices should be kept out of the direct sun; the screens are difficult to see in the sun, and buttons may melt.