



DIVISION OF GAMBLING CONTROL

BILL LOCKYER
Attorney General

ROBERT LYTLE
Director

NUMBER 3

TRIBAL CASINO ADVISORY

FEBRUARY 1, 2005

HOUSE BANKED GAMES PLAYED WITH DICE

In furtherance of the Government-to-Government relationship existing between the State and the Indian Tribes of California that are authorized by the Tribal State Gaming Compacts now in force to conduct Class III gaming, the Division of Gambling Control, as a component of the State Gaming Agency identified in those Compacts, will from time to time provide information in the form of advisories concerning its practices on matters within the scope of its responsibility under those Compacts. The purpose of an advisory is informational. An advisory does not constitute legal advice.

On April 30, 2004, the Division of Gambling Control released a Tribal Casino Advisory referencing 'California Craps.' In that Advisory the Division stated that 'California Craps' was a house banked **card** game that could be offered by the Tribes at their casinos. The Advisory went on to say, "The Division does not consider 'California Craps' to be the game of 'Craps' because 'California Craps' is a banked **card** game.

The California Division of Gambling Control considers any house banked games played **with dice, whether or not they incorporate the use of cards, to be unauthorized** Class III gaming activities under the 1999 Compacts because they are not among the three categories of Class III gaming—gaming devices, lottery games or devices that may be legally operated by the California State Lottery, and banking and percentage card games—authorized by the governing compacts consistent with the California Constitution. Specifically, because they contravene state law prohibitions on banking games played with **dice, or any device**, they are not within the authorization of the 1999 Compacts, and are therefore not permitted to be offered in Indian Gaming facilities in California.

For more information regarding this advisory, contact the California Department of Justice, Division of Gambling Control, at (916) 263-3408.