

ASSEMBLY BILL NO. 294—ASSEMBLYMEN HORNE, ATKINSON, OHRENSCHALL, SEGERBLOM; AIZLEY, CARRILLO, DALY, DONDERO LOOP, FLORES, FRIERSON, HOGAN, MUNFORD AND PIERCE

MARCH 16, 2011

Referred to Committee on Judiciary

SUMMARY—Revises various provisions governing mobile gaming. (BDR 41-1042)

FISCAL NOTE: Effect on Local Government: No.
Effect on the State: No.

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EXPLANATION – Matter in **bolded italics** is new; matter between brackets **[omitted material]** is material to be omitted.

AN ACT relating to gaming; clarifying that for purposes of regulation under the Nevada Gaming Control Act, the term “slot machine” does not include any item used for mobile gaming; revising provisions relating to the location of a computer system associated with mobile gaming; and providing other matters properly relating thereto.

Legislative Counsel’s Digest:

1 **Section 2** of this bill clarifies that for purposes of regulation under the Nevada
2 Gaming Control Act, the term “slot machine” does not include any item used for
3 mobile gaming.

4 **Section 4** of this bill clarifies that a computer system associated with mobile
5 gaming may be located outside a licensed gaming establishment but must be
6 located within this State.

THE PEOPLE OF THE STATE OF NEVADA, REPRESENTED IN
SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

1 **Section 1.** (Deleted by amendment.)

2 **Sec. 2.** NRS 463.0191 is hereby amended to read as follows:
3 463.0191 “Slot machine” means any mechanical, electrical or
4 other device, contrivance or machine which, upon insertion of a
5 coin, token or similar object, or upon payment of any consideration,



* A B 2 9 4 R 1 *

1 is available to play or operate, the play or operation of which,
2 whether by reason of the skill of the operator in playing a gambling
3 game which is presented for play by the machine or application of
4 the element of chance, or both, may deliver or entitle the person
5 playing or operating the machine to receive cash, premiums,
6 merchandise, tokens or any thing of value, whether the payoff is
7 made automatically from the machine or in any other manner. *The*
8 *term does not include any mechanical, electrical or other device,*
9 *contrivance or machine used for mobile gaming.*

10 **Sec. 3.** (Deleted by amendment.)

11 **Sec. 4.** NRS 463.730 is hereby amended to read as follows:

12 463.730 1. Except as otherwise provided in subsection 2, the
13 Commission may, with the advice and assistance of the Board,
14 adopt regulations governing the operation of mobile gaming and the
15 licensing of:

16 (a) An operator of a mobile gaming system;

17 (b) A manufacturer, seller or distributor of a mobile gaming
18 system; and

19 (c) A manufacturer of equipment associated with mobile
20 gaming.

21 2. The Commission may not adopt regulations pursuant to this
22 section until the Commission first determines that:

23 (a) Mobile gaming systems are secure and reliable, and provide
24 reasonable assurance that players will be of lawful age and
25 communicating only from areas of licensed gaming establishments
26 that have been approved by the Commission for that purpose; and

27 (b) Mobile gaming can be operated in a manner which complies
28 with all applicable laws.

29 3. The regulations adopted by the Commission pursuant to this
30 section must:

31 (a) Provide that gross revenue received by a licensed gaming
32 establishment or the operator or the manufacturer of a mobile
33 gaming system from the operation of mobile gaming is subject to
34 the same license fee provisions of NRS 463.370 as the other games
35 and gaming devices operated at the licensed gaming establishment.

36 (b) Provide that a mobile communications device which displays
37 information relating to the game to a participant in the game as part
38 of a mobile gaming system is subject to the same fees and taxes
39 applicable to slot machines as set forth in NRS 463.375 and
40 463.385.

41 (c) Set forth standards for the ~~location and~~ security of the
42 computer system *and its location, which may be outside a licensed*
43 *gaming establishment but must be within this State,* and for
44 approval of hardware and software used in connection with mobile
45 gaming.



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- 1 (d) Define “mobile gaming system,” “operator of a mobile
- 2 gaming system,” “equipment associated with mobile gaming” and
- 3 “public area” as the terms are used in this chapter.

