

SENATE BILL NO. 404—COMMITTEE ON JUDICIARY

MARCH 28, 2011

Referred to Committee on Judiciary

SUMMARY—Revises provisions concerning information that a gaming applicant or licensee must provide. (BDR 41-1102)

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

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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; revising provisions concerning information that a gaming applicant or licensee must provide; requiring the Nevada Gaming Commission to adopt regulations prescribing the information to be provided by a gaming applicant or licensee regarding any discrimination in employment by such applicant or licensee; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

1 Existing law requires the Nevada Gaming Commission to adopt, amend or
2 repeal gaming regulations as the Commission may deem necessary or desirable in
3 the public interest. The regulations must include certain provisions, including
4 provisions which prescribe the information to be provided by any applicant for a
5 gaming license or any gaming licensee regarding the past or present antecedents,
6 habits, character, associates, criminal record, business activities and financial
7 affairs of the applicant or licensee. (NRS 463.150) This bill requires the
8 Commission to adopt regulations which prescribe the information to be provided by
9 such an applicant or licensee regarding any past or present discrimination in
10 employment by the applicant or licensee. This bill also specifies that for the
11 purposes of such information being provided, "discrimination in employment"
12 means any proven violation of any laws or regulations enforced by the United
13 States Equal Employment Opportunity Commission relating to discriminatory
14 practices in the workplace.



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

Section 1. NRS 463.150 is hereby amended to read as follows:
463.150 1. The Commission shall, from time to time, adopt, amend or repeal such regulations, consistent with the policy, objects and purposes of this chapter as it may deem necessary or desirable in the public interest in carrying out the policy and provisions of this chapter.

2. These regulations must, without limiting the general powers herein conferred, include the following:

(a) Prescribing the method and form of application which any applicant for a gaming license or for a manufacturer's, seller's or distributor's license must follow and complete before consideration of his or her application by the Board.

(b) Prescribing the information to be furnished by any applicant or licensee concerning his or her antecedents, habits, character, associates, criminal record, business activities, **discrimination in employment** and financial affairs, past or present.

(c) Prescribing the information to be furnished by a licensee relating to the licensee's gaming employees.

(d) Requiring fingerprinting of an applicant or licensee or employee of a licensee or other methods of identification.

(e) Prescribing the manner and procedure of all hearings conducted by the Board or Commission or any hearing examiner of the Board or Commission, including special rules of evidence applicable thereto and notices thereof.

(f) Requiring any applicant to pay all or any part of the fees and costs of investigation of such applicant as may be determined by the Board.

(g) Prescribing the manner and method of collection and payment of fees and issuance of licenses.

(h) Defining and limiting the area, games and devices permitted, and the method of operation of such games and devices for the purposes of this chapter.

(i) Prescribing under what conditions the nonpayment of a gambling debt by a licensee shall be deemed grounds for revocation or suspension of the licensee's license.

(j) Governing the manufacture, sale and distribution of gambling devices and equipment.

(k) Requiring any applicant or licensee to waive any privilege with respect to any testimony at any hearing or meeting of the Board or Commission, except any privilege afforded by the Constitutions of the United States or this state.



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(l) Prescribing the qualifications of, and the conditions under which, attorneys, accountants and others are permitted to practice before the Board or Commission.

3. For the purposes of this section, "discrimination in employment" means any proven violation of any laws or regulations enforced by the United States Equal Employment Opportunity Commission relating to discriminatory practices in the workplace.

Sec. 2. The Nevada Gaming Commission shall adopt the regulations required to be adopted pursuant to the amendatory provisions of this act on or before October 1, 2011.

Sec. 3. This act becomes effective:

1. Upon passage and approval, for the purpose of adopting regulations; and

2. On October 1, 2011, for all other purposes.

