

ASSEMBLY BILL NO. 360—ASSEMBLYMEN HORNE,
HEALEY; BOBZIEN AND KIRKPATRICK

MARCH 18, 2013

Referred to Committee on Judiciary

SUMMARY—Revises provisions relating to gaming. (BDR 41-24)

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

~

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

AN ACT relating to gaming; providing certain restrictions governing restricted licenses to operate gaming; providing other matters properly relating thereto.

Legislative Counsel's Digest:

Existing law: (1) defines a “restricted license” as a state gaming license to operate not more than 15 slot machines at an establishment in which the operation of slot machines is incidental to the primary business of the establishment; and (2) provides that such a license may only be granted to the operator of the primary business or to a licensed operator of a slot machine route. (NRS 463.0189, 463.161) This bill provides that a restricted license may only be granted at certain establishments if the establishment contains: (1) a minimum of 2,500 square feet of space available for patrons; (2) a permanent, physical bar; and (3) a restaurant which meets certain requirements.

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

Section 1. NRS 463.161 is hereby amended to read as follows:
463.161 ***1.*** A license to operate 15 or fewer slot machines at an establishment in which the operation of slot machines is incidental to the primary business conducted at the establishment may only be granted to the operator of the primary business or to a licensed operator of a slot machine route.
2. ***A license to operate 15 or fewer slot machines at an establishment which is a bar, tavern, saloon or other similar location licensed to sell alcoholic beverages by the drink, for***



* A B 3 6 0 *

1 *consumption on the premises, may only be granted if the*
2 *establishment meets all the following conditions:*

3 *(a) The establishment contains a minimum of 2,500 square*
4 *feet of space available for use by patrons.*

5 *(b) The establishment contains a permanent, physical bar. If*
6 *the establishment has:*

7 *(1) One to seven slot machines, all slot machines must be*
8 *embedded in the bar.*

9 *(2) Eight to 15 slot machines, at least eight of the slot*
10 *machines must be embedded in the bar.*

11 *(c) The establishment contains a restaurant that meets all the*
12 *following requirements:*

13 *(1) The restaurant must provide seating for at least 25*
14 *patrons. For the purposes of determining the number of seats*
15 *pursuant to this subparagraph, seating that is related to or*
16 *associated with gaming employees, stools at the bar, and seating in*
17 *a lounge or outside dining area must not be counted.*

18 *(2) The restaurant must contain a kitchen which must be*
19 *operated not less than 12 hours each day that the establishment is*
20 *open for business.*

21 *(3) If the restaurant allows admittance of minors, the*
22 *dining room must be divided and separated from the bar area by a*
23 *structural barrier sufficient to exclude minors from the bar area.*
24 *If the restaurant does not allow the admittance of minors, a*
25 *physical separation from the bar is not required, but a sign must*
26 *be posted at the entrance of the establishment which states that the*
27 *entrance of minors is prohibited.*

28 *3. As used in this section:*

29 *(a) "Bar" means a physical structure with a flat horizontal*
30 *counter, on one side of which alcoholic liquors are kept and*
31 *maintained, where seats may be placed for patrons to sit on the*
32 *side opposite from where the alcoholic liquors are kept, and where*
33 *the sale and service of alcoholic beverages are by the drink across*
34 *such structure.*

35 *(b) "Restaurant" means a space operated in conjunction with*
36 *an establishment, which is kept, used, maintained, advertised and*
37 *held out to the public as a place where hot meals are prepared and*
38 *served on premises.*

39 **Sec. 2.** The amendatory provisions of this act apply to any
40 license to operate 15 or fewer slot machines granted on or after
41 July 1, 2013.

42 **Sec. 3.** This act becomes effective on July 1, 2013.

