

Amendment No. 423

Senate Amendment to Senate Bill No. 425

(BDR 41-1111)

Proposed by: Senate Committee on Judiciary**Amends:** Summary: Yes Title: Yes Preamble: No Joint Sponsorship: No Digest: Yes

ASSEMBLY ACTION				Initial and Date	SENATE ACTION				Initial and Date
Adopted	☐	Lost	☐	_____	Adopted	☐	Lost	☐	_____
Concurred In	☐	Not	☐	_____	Concurred In	☐	Not	☐	_____
Receded	☐	Not	☐	_____	Receded	☐	Not	☐	_____

EXPLANATION: Matter in (1) *blue bold italics* is new language in the original bill; (2) *green bold italic underlining* is new language proposed in this amendment; (3) ~~red strikethrough~~ is deleted language in the original bill; (4) ~~purple double strikethrough~~ is language proposed to be deleted in this amendment; (5) orange double underlining is deleted language in the original bill that is proposed to be retained in this amendment; and (6) *green bold underlining* is newly added transitory language.

NCA/BAW



Date: 4/18/2013

S.B. No. 425—Repeals certain provisions relating to pari-mutuel wagering.

(BDR 41-1111)



SENATE BILL NO. 425—COMMITTEE ON JUDICIARY

MARCH 25, 2013

Referred to Committee on Judiciary

SUMMARY—~~Repeals~~ Revises certain provisions relating to pari-mutuel wagering. (BDR 41-1111)

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; ~~repealing~~ revising certain ~~prohibitions~~ provisions relating to pari-mutuel wagering; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

Existing law prohibits a person who is licensed to engage in off-track pari-mutuel wagering from: (1) accepting less than the full face value of an off-track pari-mutuel wager; (2) agreeing to refund or rebate a portion or percentage of the full face value of an off-track pari-mutuel wager; or (3) increasing the payoff or paying a bonus on a winning off-track pari-mutuel wager. (NRS 464.075) This bill ~~repeals those prohibitions on~~ instead authorizes a person who is licensed to engage in off-track pari-mutuel wagering to accept certain wagers, agree to refunds ~~or~~ rebates, increase payoffs or pay bonuses on off-track pari-mutuel wagers ~~or~~, unless the Nevada Gaming Commission otherwise prohibits such conduct by regulation.

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

Section 1. ~~NRS 464.100 is hereby amended to read as follows:~~
~~464.100 [Except as otherwise provided in NRS 464.075, a] 4 violation of any~~
~~of the provisions of this chapter or the regulations adopted pursuant to this chapter~~
~~is a misdemeanor.] (Deleted by amendment.)~~

Sec. 2. ~~NRS 464.075 is hereby repealed.] (Deleted by amendment.)~~

Sec. 3. NRS 464.075 is hereby amended to read as follows:

464.075 1. Except as otherwise provided in ~~subsection~~ subsections 4 ~~or~~
and 5, a person who is licensed to engage in off-track pari-mutuel wagering ~~shall~~
~~not~~ may:

(a) Accept from a patron less than the full face value of an off-track pari-mutuel wager;

(b) Agree to refund or rebate to a patron any portion or percentage of the full face value of an off-track pari-mutuel wager; or

(c) Increase the payoff of, or pay a bonus on, a winning off-track pari-mutuel wager.

2. A person who is licensed to engage in off-track pari-mutuel wagering and who:

(a) Attempts to evade the provisions of subsection ~~HH~~ 4 by offering to a patron a wager that is not posted and offered to all patrons; or

(b) Otherwise violates the provisions of subsection ~~HH~~ 4, is subject to the investigatory and disciplinary proceedings that are set forth in NRS 463.310 to 463.318, inclusive, and shall be punished as provided in those sections.

3. The Nevada Gaming Commission ~~shall~~ may adopt regulations to carry out the provisions of subsections ~~HH and~~ 2 ~~of this section~~ and 4.

4. The Nevada Gaming Commission may, by regulation, ~~exempt~~ prohibit certain bets, refunds, rebates, payoffs or bonuses ~~from~~ under the provisions of subsection 1 if the Commission determines that such ~~exemptions~~ prohibitions are in the best interests of the State of Nevada and licensed gaming in this state. ~~Any~~

5. A person who is licensed to engage in off-track pari-mutuel wagering may not accept bets, agree to refunds, ~~HH~~ or rebates, increase payoffs or pay bonuses that would result in the amount of such bets, refunds, rebates, payoffs or bonuses being directly or indirectly deductible from gross revenue. ~~may not be exempt.~~

Sec. 4. This act becomes effective:

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

2. On October 1, 2013, for all other purposes.

†

TEXT OF REPEALED SECTION

~~464.075 Altering value of wager for patron prohibited; regulations; exemptions.~~

~~1. Except as otherwise provided in subsection 4, a person who is licensed to engage in off track pari mutuel wagering shall not:~~

~~(a) Accept from a patron less than the full face value of an off track pari-mutuel wager;~~

~~(b) Agree to refund or rebate to a patron any portion or percentage of the full face value of an off track pari mutuel wager; or~~

~~(c) Increase the payoff of, or pay a bonus on, a winning off track pari mutuel wager.~~

~~2. A person who is licensed to engage in off track pari mutuel wagering and who:~~

~~(a) Attempts to evade the provisions of subsection 1 by offering to a patron a wager that is not posted and offered to all patrons; or~~

~~(b) Otherwise violates the provisions of subsection 1;~~

~~is subject to the investigatory and disciplinary proceedings that are set forth in NRS 463.310 to 463.318, inclusive, and shall be punished as provided in those sections.~~

~~3. The Nevada Gaming Commission shall adopt regulations to carry out the provisions of subsections 1 and 2 of this section.~~

~~4. The Nevada Gaming Commission may, by regulation, exempt certain bets, refunds, rebates, payoffs or bonuses from the provisions of subsection 1 if the~~

~~Commission determines that such exemptions are in the best interests of the State of Nevada and licensed gaming in this state. Any bets, refunds, rebates, payoffs or bonuses that would result in the amount of such bets, refunds, rebates, payoffs or bonuses being directly or indirectly deductible from gross revenue may not be exempt.~~