

SENATE BILL NO. 445—COMMITTEE ON JUDICIARY

MARCH 23, 2015

Referred to Committee on Judiciary

SUMMARY—Revises provisions relating to race books and sports pools. (BDR 41-1134)

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; requiring the Nevada Gaming Commission to adopt regulations relating to certain risk management by an operator of a race book or sports pool; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

1 Existing law establishes various provisions for the licensing and control of
2 gaming in this State. (Chapter 463 of NRS) This bill requires the Nevada Gaming
3 Commission to adopt regulations relating to global risk management, which is
4 defined as an operation, by a person who has been issued a license to operate a race
5 book or sports pool, of certain risk management services between and among
6 various jurisdictions through communications technology for the purposes of the
7 management, or consultation or instruction in the management, of wagering pools
8 and the transmission of information relating to wagering pools or other similar
9 information.

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

1 **Section 1.** Chapter 463 of NRS is hereby amended by adding
2 thereto the provisions set forth as sections 2 and 3 of this act.

3 **Sec. 2. 1. *As used in sections 2 and 3 of this act, unless the***
4 ***context otherwise requires, "global risk management" means the***
5 ***operation, by a person who has been issued a license to operate a***
6 ***race book or sports pool, of risk management services between and***
7 ***among permissible jurisdictions through communications***
8 ***technology for the purposes of providing the management, or***
9 ***consultation or instruction in the management, of wagering pools***



1 *and the transmission of information relating to wagering pools or*
2 *other similar information. The term:*

3 *(a) Includes, without limitation:*

4 *(1) The management of risks associated with a wagering*
5 *pool for a race or sporting event or any other event for which a*
6 *wager may be accepted.*

7 *(2) The setting or changing of bets or wagers, cutoff times*
8 *for bets or wagers, acceptance or rejection of bets or wagers,*
9 *pooling or laying off of bets or wagers, lines, point spreads, odds*
10 *or other activity relating to betting or wagering.*

11 *(3) The use, transmittal and accumulation of information*
12 *and data for the purpose of providing risk management services.*

13 *(b) Does not include:*

14 *(1) The transmission or placement of a bet or wager for a*
15 *race or sporting event or any other event for which a wager may*
16 *be accepted between or among permissible jurisdictions.*

17 *(2) The provision of any information service, as defined by*
18 *NRS 463.01642.*

19 *2. As used in this section:*

20 *(a) "Communications technology" has the meaning ascribed*
21 *to it in NRS 463.016425.*

22 *(b) "Permissible jurisdiction" means any jurisdiction in which*
23 *global risk management or the betting or wagering on a race or*
24 *sporting event is lawful or not otherwise expressly prohibited*
25 *under the laws of that jurisdiction.*

26 *(c) "Wagering pool" means a pool or a combination of*
27 *multiple pools for the placement of bets or wagers for a race or*
28 *sporting event or any other event for which a wager may be*
29 *accepted and which is located in a permissible jurisdiction.*

30 **Sec. 3.** *The Commission shall, with the advice and assistance*
31 *of the Board, adopt regulations for global risk management. The*
32 *regulations adopted by the Commission pursuant to this section*
33 *may include, without limitation:*

34 *1. Provisions which establish minimum internal and*
35 *operational control standards for global risk management; and*

36 *2. Any additional provisions which the Commission deems*
37 *necessary and appropriate to carry out the provisions of this*
38 *section and which are consistent with the public policy of this*
39 *State pursuant to NRS 463.0129.*

40 **Sec. 4.** *NRS 465.090 is hereby amended to read as follows:*

41 *465.090 1. It is unlawful for a person to furnish or*
42 *disseminate any information in regard to racing or races, from any*
43 *point within this state to any point outside the State of Nevada, by*
44 *telephone, telegraph, teletype, radio or any signaling device, with*
45 *the intention that the information is to be used to induce betting or*



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1 wagering on the result of the race or races, or with the intention that
2 the information is to be used to decide the result of any bet or wager
3 made upon the race or races.

4 2. This section does not prohibit:

5 (a) A newspaper of general circulation from printing and
6 disseminating news concerning races that are to be run or the results
7 of races that have been run; ~~for~~

8 (b) The furnishing or dissemination of information concerning
9 wagers made in an off-track pari-mutuel system of wagering
10 approved by the Nevada Gaming Commission ~~for~~; or

11 *(c) Global risk management pursuant to sections 2 and 3 of*
12 *this act.*

13 3. A person who violates the provisions of this section is guilty
14 of a category B felony and shall be punished by imprisonment in the
15 state prison for a minimum term of not less than 1 year and a
16 maximum term of not more than 6 years, or by a fine of not more
17 than \$5,000, or by both fine and imprisonment.

18 **Sec. 5.** NRS 465.094 is hereby amended to read as follows:

19 465.094 The provisions of NRS 465.092 and 465.093 do not
20 apply to *global risk management pursuant to sections 2 and 3 of*
21 *this act or to* a wager placed by a person for the person's own
22 benefit or, without compensation, for the benefit of another that is
23 accepted or received by, placed with, or sent, transmitted or relayed
24 to:

25 1. A race book or sports pool that is licensed pursuant to
26 chapter 463 of NRS, if the wager is accepted or received within this
27 State and otherwise complies with all other applicable laws and
28 regulations concerning wagering;

29 2. A person who is licensed to engage in off-track pari-mutuel
30 wagering pursuant to chapter 464 of NRS, if the wager is accepted
31 or received within this State and otherwise complies with subsection
32 3 of NRS 464.020 and all other applicable laws and regulations
33 concerning wagering;

34 3. A person who is licensed to operate a mobile gaming system
35 pursuant to chapter 463 of NRS, if the wager is accepted or received
36 within this State and otherwise complies with all other applicable
37 laws and regulations concerning wagering;

38 4. Any other person or establishment that is licensed to engage
39 in wagering pursuant to title 41 of NRS, if the wager is accepted or
40 received within this State and otherwise complies with all other
41 applicable laws and regulations concerning wagering; or

42 5. Any other person or establishment that is licensed to engage
43 in wagering in another jurisdiction and is permitted to accept or
44 receive a wager from patrons within this State under an agreement
45 entered into by the Governor pursuant to NRS 463.747.



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- 1 **Sec. 6.** The Nevada Gaming Commission shall adopt the
2 regulations required by section 3 of this act on or before
3 September 30, 2015.
4 **Sec. 7.** This act becomes effective upon passage and approval.

