

Amendment No. 495

Senate Amendment to Assembly Bill No. 405 First Reprint	(BDR 41-643)
Proposed by: Senate Committee on Judiciary	
Amends: Summary: No Title: Yes Preamble: No Joint Sponsorship: No Digest: Yes	

ASSEMBLY ACTION				Initial and Date	SENATE ACTION				Initial and Date
Adopted	<input type="checkbox"/>	Lost	<input type="checkbox"/>	_____	Adopted	<input type="checkbox"/>	Lost	<input type="checkbox"/>	_____
Concurred In	<input type="checkbox"/>	Not	<input type="checkbox"/>	_____	Concurred In	<input type="checkbox"/>	Not	<input type="checkbox"/>	_____
Receded	<input type="checkbox"/>	Not	<input type="checkbox"/>	_____	Receded	<input type="checkbox"/>	Not	<input type="checkbox"/>	_____

EXPLANATION: Matter in (1) *blue bold italics* is new language in the original bill; (2) variations of green bold underlining is language proposed to be added 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 proposed to be retained in this amendment.



ASSEMBLY BILL NO. 405—COMMITTEE ON JUDICIARY

MARCH 25, 2021

Referred to Committee on Judiciary

SUMMARY—Revises provisions relating to gaming. (BDR 41-643)

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 relating to the filing of certain information with the Nevada Gaming Control Board; prohibiting certain acts relating to gaming; providing a penalty; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

Existing law requires the Nevada Gaming Commission and the Nevada Gaming Control Board to administer state gaming licenses and manufacturer's, seller's and distributor's licenses and to perform various acts relating to the regulation and control of gaming. (NRS 463.140) Existing law also requires a licensee who participates in foreign gaming to file periodically certain documents, reports and other information with the Board. (NRS 463.710) Section 4.5 of this bill removes the requirement that a licensee file information about the accounting and internal control systems utilized in the foreign gaming operation and information about any amendments to the systems as soon as such amendments are made.

Existing law makes it unlawful for a person to engage in certain actions relating to gaming and provides that a person who engages in such actions is guilty of: (1) a category C felony for the first offense; and (2) a category B felony for a second or subsequent offense. (NRS 465.070, 465.088) **Section 5** of this bill makes it unlawful for a person to engage in any of the statutorily prescribed offenses relating to gaming: (1) through an agreement with certain persons; and (2) with the intent that such an agreement is made to use less than the best efforts of the person to win, judge, referee, manage, coach or officiate, to limit a margin of victory or to adversely affect the outcome of a sporting event.

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

Section 1. (Deleted by amendment.)

Sec. 2. (Deleted by amendment.)

Sec. 3. (Deleted by amendment.)

Sec. 4. (Deleted by amendment.)

Sec. 4.5. NRS 463.710 is hereby amended to read as follows:

463.710 Unless otherwise ordered by the Board or Commission, a licensee who participates in foreign gaming shall file with the Board:

1 1. As soon as participation in foreign gaming begins ~~for~~
2 ~~the~~ ~~(a) All~~ all documents filed by the licensee or by an affiliate with the foreign
3 jurisdiction. ~~for and~~

4 ~~(b) The systems of accounting and internal control utilized in the foreign~~
5 ~~gaming operation and any amendments to the systems as soon as made.~~

6 2. Annual operational and regulatory reports describing compliance with
7 regulations, procedures for audit, and procedures for surveillance relating to the
8 foreign gaming operation.

9 3. Quarterly reports regarding any of the following information which is
10 within the knowledge of the licensee:

11 (a) Any changes in ownership or control of any interest in the foreign gaming
12 operation;

13 (b) Any changes in officers, directors or key employees of the foreign gaming
14 operation;

15 (c) All complaints, disputes, orders to show cause and disciplinary actions,
16 related to gaming, instituted or presided over by an entity of the United States, a
17 state or any other governmental jurisdiction concerning the foreign gaming
18 operation;

19 (d) Any arrest of an employee of the foreign gaming operation involving
20 cheating or theft, related to gaming, in the foreign jurisdiction; and

21 (e) Any arrest or conviction of an officer, director, key employee or owner of
22 equity in the foreign gaming operation for an offense that would constitute a gross
23 misdemeanor or felony in this state.

24 4. Such other information as the Commission requires by regulation.

25 **Sec. 5.** NRS 465.070 is hereby amended to read as follows:

26 465.070 It is unlawful for any person:

27 1. To alter or misrepresent the outcome of a game or other event on which
28 wagers have been made after the outcome is made sure but before it is revealed to
29 the players.

30 2. To place, increase or decrease a bet or to determine the course of play after
31 acquiring knowledge, not available to all players, of the outcome of the game or
32 any event that affects the outcome of the game or which is the subject of the bet or
33 to aid anyone in acquiring such knowledge for the purpose of placing, increasing or
34 decreasing a bet or determining the course of play contingent upon that event or
35 outcome.

36 3. To claim, collect or take, or attempt to claim, collect or take, money or
37 anything of value in or from a gambling game, with intent to defraud, without
38 having made a wager contingent thereon, or to claim, collect or take an amount
39 greater than the amount won.

40 4. Knowingly to entice or induce another to go to any place where a gambling
41 game is being conducted or operated in violation of the provisions of this chapter,
42 with the intent that the other person play or participate in that gambling game.

43 5. To place or increase a bet after acquiring knowledge of the outcome of the
44 game or other event which is the subject of the bet, including past-posting and
45 pressing bets.

46 6. To reduce the amount wagered or cancel the bet after acquiring knowledge
47 of the outcome of the game or other event which is the subject of the bet, including
48 pinching bets.

49 7. To manipulate, with the intent to cheat, any component of a gaming device
50 in a manner contrary to the designed and normal operational purpose for the
51 component, including, but not limited to, varying the pull of the handle of a slot
52 machine, with knowledge that the manipulation affects the outcome of the game or
53 with knowledge of any event that affects the outcome of the game.

1 8. To offer, promise or give anything of value to anyone for the purpose of
2 influencing the outcome of a race, sporting event, contest or game upon which a
3 wager may be made, or to place, increase or decrease a wager after acquiring
4 knowledge, not available to the general public, that anyone has been offered,
5 promised or given anything of value for the purpose of influencing the outcome of
6 the race, sporting event, contest or game upon which the wager is placed, increased
7 or decreased.

8 9. To change or alter the normal outcome of any game played on an
9 interactive gaming system or the way in which the outcome is reported to any
10 participant in the game.

11 ***10. To violate any provision of this section through any agreement with a***
12 ***player, participant, judge, referee, manager, coach or other official, if such an***
13 ***agreement is made with the intent for the player, participant, judge, referee,***
14 ***manager, coach or other official to use less than his or her best efforts to win,***
15 ***judge, referee, manage, coach or officiate, to limit a margin of victory or to***
16 ***adversely affect the outcome of a sporting event.***

17 **Sec. 6.** Notwithstanding the provisions of NRS 218D.430 and 218D.435, a
18 committee, other than the Assembly Standing Committee on Ways and Means and
19 the Senate Standing Committee on Finance, may vote on this act before the
20 expiration of the period prescribed for the return of a fiscal note in NRS 218D.475.
21 This section applies retroactively from and after March 22, 2021.

22 **Sec. 7.** (Deleted by amendment.)