

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:**

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

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



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

1       **Section 1.** (Deleted by amendment.)

2       **Sec. 2.** (Deleted by amendment.)

3       **Sec. 3.** (Deleted by amendment.)

4       **Sec. 4.** (Deleted by amendment.)

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

6       463.710 Unless otherwise ordered by the Board or  
7 Commission, a licensee who participates in foreign gaming shall file  
8 with the Board:

9       1. As soon as participation in foreign gaming begins ~~§~~

10 ~~—(a) AHJ~~, all documents filed by the licensee or by an affiliate  
11 with the foreign jurisdiction. ~~§; and~~

12 ~~—(b) The systems of accounting and internal control utilized in the~~  
13 ~~foreign gaming operation and any amendments to the systems as~~  
14 ~~soon as made. §~~

15       2. Annual operational and regulatory reports describing  
16 compliance with regulations, procedures for audit, and procedures  
17 for surveillance relating to the foreign gaming operation.

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

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

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

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

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

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

35       4. Such other information as the Commission requires by  
36 regulation.

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

38       465.070 It is unlawful for any person:

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



1 2. To place, increase or decrease a bet or to determine the  
2 course of play after acquiring knowledge, not available to all  
3 players, of the outcome of the game or any event that affects the  
4 outcome of the game or which is the subject of the bet or to aid  
5 anyone in acquiring such knowledge for the purpose of placing,  
6 increasing or decreasing a bet or determining the course of play  
7 contingent upon that event or outcome.

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

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

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

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

22 7. To manipulate, with the intent to cheat, any component of a  
23 gaming device in a manner contrary to the designed and normal  
24 operational purpose for the component, including, but not limited to,  
25 varying the pull of the handle of a slot machine, with knowledge  
26 that the manipulation affects the outcome of the game or with  
27 knowledge of any event that affects the outcome of the game.

28 8. To offer, promise or give anything of value to anyone for the  
29 purpose of influencing the outcome of a race, sporting event, contest  
30 or game upon which a wager may be made, or to place, increase or  
31 decrease a wager after acquiring knowledge, not available to the  
32 general public, that anyone has been offered, promised or given  
33 anything of value for the purpose of influencing the outcome of the  
34 race, sporting event, contest or game upon which the wager is  
35 placed, increased or decreased.

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

39 *10. To violate any provision of this section through any*  
40 *agreement with a player, participant, judge, referee, manager,*  
41 *coach or other official, if such an agreement is made with the*  
42 *intent for the player, participant, judge, referee, manager, coach*  
43 *or other official to use less than his or her best efforts to win,*  
44 *judge, referee, manage, coach or officiate, to limit a margin of*  
45 *victory or to adversely affect the outcome of a sporting event.*



1     **Sec. 6.** Notwithstanding the provisions of NRS 218D.430 and  
2 218D.435, a committee, other than the Assembly Standing  
3 Committee on Ways and Means and the Senate Standing Committee  
4 on Finance, may vote on this act before the expiration of the period  
5 prescribed for the return of a fiscal note in NRS 218D.475. This  
6 section applies retroactively from and after March 22, 2021.  
7     **Sec. 7.** (Deleted by amendment.)

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