

Criteria for Denial

Regulation 5.104 Investigation; uniform criteria for objection; objection.

1. Upon receipt of an application for registration, the board shall review it for completeness.
2. Unless the board, after reviewing an application for registration, suspends the temporary registration of the applicant pursuant to Regulation 5.103, it shall conduct an investigation of the applicant to determine whether he is eligible to be or continue to be registered as a gaming employee.
3. The board may object to the registration of an applicant within 120 days after receipt of a complete application for registration for any cause deemed reasonable, including any of the specific grounds cited at NRS 463.335(13).
4. An objection to the registration of an applicant shall be entered if the applicant:
 - (a) Has committed, attempted or conspired to commit any offense in violation of NRS 465.070 to 465.085, inclusive.
 - (b) Has committed, attempted or conspired to commit any offense, within the past 10 years, involving or related to gambling, which is a felony in this state or, if committed in another state, would be a felony in this state.
 - (c) Has committed, attempted or conspired to commit any offense involving larceny related offenses committed against a gaming establishment within the past 10 years.
5. If the board objects to the registration of an applicant pursuant to this regulation, the board shall notify:
 - (a) The applicant pursuant to the notice requirement prescribed in NRS 463.335(11) and the right to apply for a hearing pursuant to NRS 463.335(12); and
 - (b) The applicant's place of employment.The failure of an applicant to seek review of a determination that he is not eligible for registration as a gaming employee shall be deemed to be an admission that the objection is well founded and such failure precludes administrative or judicial review.
6. If the board does not object to the registration of an applicant pursuant to this regulation, the applicant shall be deemed registered as a gaming employee and is eligible for employment with any nonrestricted licensee in the state until such registration expires as prescribed in NRS 463.335(8), is suspended pursuant to NRS 463.3352 or 463.336, or is revoked pursuant to NRS 463.337.

(Adopted: 12/19/02. Amended: 11/20/03. Effective: 1/1/04.)