

**NEVADA STATE GAMING CONTROL BOARD  
EMPLOYEE REGISTRATION**



**STATUTES & REGULATIONS**

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## **NRS 463.0157 “Gaming employee” defined.**

1. “Gaming employee” means any person connected directly with an operator of a slot route, the operator of a pari-mutuel system, the operator of an inter-casino linked system or a manufacturer, distributor or disseminator, or with the operation of a gaming establishment licensed to conduct any game, 16 or more slot machines, a race book, sports pool or pari-mutuel wagering, including:

(a) Accounting or internal auditing personnel who are directly involved in any recordkeeping or the examination of records associated with revenue from gaming;

(b) Boxmen;

(c) Cashiers;

(d) Change personnel;

(e) Counting room personnel;

(f) Dealers;

(g) Employees of a person required by [NRS 464.010](#) to be licensed to operate an off-track pari-mutuel system;

(h) Employees of a person required by [NRS 463.430](#) to be licensed to disseminate information concerning racing;

(i) Employees whose duties are directly involved with the manufacture, repair or distribution of gaming devices, cashless wagering systems, mobile gaming systems, equipment associated with mobile gaming systems, interactive gaming systems or equipment associated with interactive gaming;

(j) Employees of operators of slot routes who have keys for slot machines or who accept and transport revenue from the slot drop;

(k) Employees of operators of inter-casino linked systems, mobile gaming systems or interactive gaming systems whose duties include the operational or supervisory control of the systems or the games that are part of the systems;

(l) Employees whose responsibilities include performing the duties relating to the process of registration of gaming employees that a licensee is required to perform pursuant to the provisions of this chapter and any regulations adopted pursuant thereto;

(m) Floormen;

(n) Hosts or other persons empowered to extend credit or complimentary services;

(o) Keno runners;

(p) Keno writers;

(q) Machine mechanics;

(r) Odds makers and line setters;

(s) Security personnel;

(t) Shift or pit bosses;

(u) Shills;

(v) Supervisors or managers;

(w) Ticket writers; and

(x) Employees of a person required by [NRS 463.160](#) to be licensed to operate an information service.

2. “Gaming employee” does not include bartenders, cocktail waitresses or other persons engaged exclusively in preparing or serving food or beverages.

(Added to NRS by 1981, 1067; A 1985, 2135; 1987, 413; 1989, 666; 1991, 1837; 1993, 308; 1995, 756; 1997, 1117, 3498; [2001, 3079](#); [2005, 716](#); [2007, 1102](#))

## **NRS 463.335 – Gaming Employee Registration**

### **NRS 463.335 Gaming employee or independent agent must be registered as gaming employee; notice of change of employment; investigation of applicant; fee; expiration of registration; suspension of or objection to registration; hearing and review; confidentiality of records.**

1. The Legislature finds that, to protect and promote the health, safety, morals, good order and general welfare of the inhabitants of the State of Nevada and to carry out the policy declared in [NRS 463.0129](#), it is necessary that the Board:

(a) Ascertain and keep itself informed of the identity, prior activities and present location of all gaming employees and independent agents in the State of Nevada; and

(b) Maintain confidential records of such information.

2. Except as otherwise provided in subsection 4, a person may not be employed as a gaming employee or serve as an independent agent unless he is temporarily registered or registered as a gaming employee pursuant to this section. An applicant for registration or renewal of registration as a gaming employee must file an application for registration or renewal of registration with the Board. Whenever a registered gaming employee, whose registration has not expired, has not been objected to by the Board, or has not been suspended or revoked becomes employed as a gaming employee at another or additional gaming establishment, he must file a change of employment notice within 10 days with the Board. The application for registration and change of employment notice must be filed through the licensee for whom the applicant will commence or continue working as a gaming employee, unless otherwise filed with the Board as prescribed by regulation of the Commission.

3. The Board shall prescribe the forms for the application for registration as a gaming employee and the change of employment notice.

4. An independent agent is not required to be registered as a gaming employee if he is not a resident of this state and has registered with the Board in accordance with the provisions of the regulations adopted by the Commission.

5. A complete application for registration or renewal of registration as a gaming employee or a change of employment notice received by a licensee must be mailed or delivered to the Board within 5 business days of receipt unless the date is administratively extended by the Chairman of the Board for good cause. A licensee is not responsible for the accuracy or completeness of any application for registration or renewal of registration as a gaming employee or any change of employment notice.

6. The Board shall immediately conduct an investigation of each person who files an application for registration or renewal of registration as a gaming employee to determine whether he is eligible for registration as a gaming employee. In conducting the investigation, two complete sets of the applicant's fingerprints must be submitted to the Central Repository for Nevada Records of Criminal History for:

(a) A report concerning the criminal history of the applicant; and

(b) Submission to the Federal Bureau of Investigation for a report concerning the criminal history of the applicant.

The investigation need not be limited solely to consideration of the results of the report concerning the criminal history of the applicant. The fee for processing an application for registration or renewal of registration as a gaming employee may be charged only to cover the actual investigative and administrative costs related to processing the application and the fees charged by the Central Repository for Nevada Records of Criminal History and the Federal Bureau of Investigation to process the fingerprints of an applicant pursuant to this subsection.

7. Upon receipt of a change of employment notice, the Board may conduct any investigations of the gaming employee that the Board deems appropriate to determine whether the gaming employee may remain registered as a gaming employee. The filing of a change of employment notice constitutes an application for registration as a gaming employee, and if the Board, after conducting its investigation, suspends or objects to the continued registration of the gaming employee, the provisions of subsections 11 to 17, inclusive, apply to such suspension by or objection of the Board. No fee may be charged by the Board to cover the actual investigative and administrative costs related to processing a change of employment notice.

8. Except as otherwise prescribed by regulation of the Commission, an applicant for registration or renewal of registration as a gaming employee is deemed temporarily registered as a gaming employee as of the date a complete application for registration or renewal of registration is submitted to the licensee for which he will commence or continue working as a gaming employee. Unless objected to by the Board or suspended or revoked, the initial registration of an applicant as a gaming employee expires 5 years after the date employment commences with the applicable licensee or, in the case of an independent agent, 5 years after the date he contracts with an applicable licensee. Any subsequent renewal of registration as a gaming employee, unless objected to by the Board or suspended or revoked, expires 5 years after the expiration date of the most recent registration or renewal of registration of the gaming employee.

9. If, within 120 days after receipt by the Board of a complete application for registration or renewal of registration as a gaming employee, including classifiable fingerprints, or a change of employment notice, the Board has not notified the applicable licensee of any suspension or objection, the applicant shall be deemed to be registered as a gaming employee. A complete application for registration or renewal of registration as a gaming employee is composed of:

(a) The fully completed form for application for registration as a gaming employee prescribed in subsection 3;

(b) Two complete sets of the fingerprints of the applicant, unless directly forwarded electronically or by another means to the Central Repository for Nevada Records of Criminal History;

(c) The fee for processing the application for registration or renewal of registration as a gaming employee prescribed by the Board pursuant to subsection 6, unless otherwise prescribed by regulation of the Commission; and

(d) A completed statement as prescribed in subsections 1 and 2 of [NRS 463.3351](#).

If the Board determines after receiving an application for registration or renewal of registration as a gaming employee that the application is incomplete, the Board may suspend the temporary registration as a gaming employee of the applicant who filed the incomplete application. An applicant whose temporary registration is suspended shall not be eligible to work as a gaming employee until such time as he files a complete application.

10. A person who is temporarily registered or registered as a gaming employee is eligible for employment in any licensed gaming establishment in this state until such registration is objected to by the Board, expires or is suspended or revoked. The Commission shall adopt regulations to:

(a) Establish uniform procedures for the registration of gaming employees;

(b) Establish uniform criteria for objection by the Board of an application for registration; and

(c) Provide for the creation and maintenance of a system of records that contain information regarding the current place of employment of each person who is registered as a gaming employee and each person whose registration as a gaming employee has expired, was objected to by the Board, or was suspended or revoked. The system of records must be accessible by licensees for the limited purpose of complying with subsection 2.

11. If the Board, within the 120-day period prescribed in subsection 9, notifies:

(a) The applicable licensee; and

(b) The applicant,

that the Board suspends or objects to the temporary registration of an applicant as a gaming employee, the licensee shall immediately terminate the applicant from employment or reassign him to a position that does not require registration as a gaming employee. The notice of suspension or objection by the Board which is sent to the applicant must include a statement of the facts upon which the Board relied in making its suspension or objection.

12. Any person whose application for registration or renewal of registration as a gaming employee has been suspended or objected to by the Board may, not later than 60 days after receiving notice of the suspension or objection, apply to the Board for a hearing. A failure of a person whose application has been objected to or suspended to apply for a hearing within 60 days or his failure to appear at a hearing of the Board conducted pursuant to this section shall be deemed to be an admission that the suspension or objection is well-founded, and the failure precludes administrative or judicial review. At the hearing, the Board shall take any testimony deemed necessary. After the hearing, the Board shall review the testimony taken and any other

evidence, and shall, within 45 days after the date of the hearing, mail to the applicant its decision sustaining or reversing the suspension or the objection to the registration of the applicant as a gaming employee.

13. The Board may suspend or object to the registration of an applicant as a gaming employee for any cause deemed reasonable by the Board. The Board may object to or suspend the registration if the applicant has:

(a) Failed to disclose or misstated information or otherwise attempted to mislead the Board with respect to any material fact contained in the application for registration as a gaming employee;

(b) Knowingly failed to comply with the provisions of this chapter or [chapter 463B](#), [464](#) or [465](#) of NRS or the regulations of the Commission at a place of previous employment;

(c) Committed, attempted or conspired to commit any crime of moral turpitude, embezzlement or larceny or any violation of any law pertaining to gaming, or any crime which is inimical to the declared policy of this state concerning gaming;

(d) Committed, attempted or conspired to commit a crime which is a felony or gross misdemeanor in this state or an offense in another state or jurisdiction which would be a felony or gross misdemeanor if committed in this state and which relates to the applicant's suitability or qualifications to work as a gaming employee;

(e) Been identified in the published reports of any federal or state legislative or executive body as being a member or associate of organized crime, or as being of notorious and unsavory reputation;

(f) Been placed and remains in the constructive custody of any federal, state or municipal law enforcement authority; or

(g) Had registration as a gaming employee revoked or committed any act which is a ground for the revocation of registration as a gaming employee or would have been a ground for revoking registration as a gaming employee if the applicant had then been registered as a gaming employee.

If the Board registers or does not suspend or object to the registration of an applicant as a gaming employee, it may specially limit the period for which the registration is valid, limit the job classifications for which the registered gaming employee may be employed and establish such individual conditions for the renewal and effectiveness of the registration as the Board deems appropriate, including required submission to unscheduled tests for the presence of alcohol or controlled substances.

14. Any applicant aggrieved by the decision of the Board may, within 15 days after the announcement of the decision, apply in writing to the Commission for review of the decision. Review is limited to the record of the proceedings before the Board. The Commission may sustain, modify or reverse the Board's decision. The decision of the Commission is subject to judicial review pursuant to [NRS 463.315](#) to [463.318](#), inclusive.

15. The Chairman of the Board may designate a member of the Board or the Board may appoint a hearing examiner and authorize that person to perform on behalf of the Board any of the following functions required of the Board by this section concerning the registration or renewal of registration of gaming employees:

(a) Conducting a hearing and taking testimony;

(b) Reviewing the testimony and evidence presented at the hearing;

(c) Making a recommendation to the Board based upon the testimony and evidence or rendering a decision on behalf of the Board to sustain or reverse the suspension of or the objection to the registration of an applicant as a gaming employee; and

(d) Notifying the applicant of the decision.

16. Notice by the Board as provided pursuant to this section is sufficient if it is mailed to the applicant's last known address as indicated on the application for registration as a gaming employee or the record of the hearing, as the case may be. The date of mailing may be proven by a certificate signed by an officer or employee of the Board which specifies the time the notice was mailed. The notice shall be deemed to have been received by the applicant 5 days after it is deposited with the United States Postal Service with the postage thereon prepaid.

17. Except as otherwise provided in this subsection, all records acquired or compiled by the Board or Commission relating to any application made pursuant to this section, all lists of persons



registered as gaming employees, all lists of persons suspended or objected to by the Board and all records of the names or identity of persons engaged in the gaming industry in this state are confidential and must not be disclosed except in the proper administration of this chapter or to an authorized law enforcement agency. Upon receipt of a request from the Welfare Division of the Department of Human Resources pursuant to [NRS 425.400](#) for information relating to a specific person who has applied for registration as a gaming employee or is registered as a gaming employee, the Board shall disclose to the Division his social security number, residential address and current employer as that information is listed in the files and records of the Board. Any record of the Board or Commission which shows that the applicant has been convicted of a crime in another state must show whether the crime was a misdemeanor, gross misdemeanor, felony or other class of crime as classified by the state in which the crime was committed. In a disclosure of the conviction, reference to the classification of the crime must be based on the classification in the state where it was committed.

(Added to NRS by 1965, 758; A 1975, 686; 1977, 1434; 1979, 783; 1981, 548, 1084; 1983, 1563; 1989, 494; 1991, 589, 926, 1840, 1931; 1993, 577, 580, 649, 652; 1995, 208; [1999, 899](#); [2001, 3081](#); [2003, 211](#), [216](#), [2698](#); [2003, 20th Special Session, 4](#))

### **NRS 463.3351 and 463.3352 – Child Support Compliance Requirements**

**NRS 463.3351 Payment of child support: Statement by applicant for registration as gaming employee; grounds for denial of registration; duty of Board. [Expires by limitation on the date of the repeal of the federal law requiring each state to establish procedures for withholding, suspending and restricting the professional, occupational and recreational licenses for child support arrearages and for noncompliance with certain processes relating to paternity or child support proceedings.]**

1. An applicant for registration or renewal of registration as a gaming employee shall submit to the Board the statement prescribed by the Welfare Division of the Department of Human Resources pursuant to [NRS 425.520](#). The statement must be completed and signed by the applicant.

2. The Board shall include the statement required pursuant to subsection 1 in:

(a) The application or any other forms that must be submitted for registration or renewal of registration as a gaming employee; or

(b) A separate form prescribed by the Board.

3. An applicant may not be registered as a gaming employee if the applicant:

(a) Fails to submit the statement required pursuant to subsection 1; or

(b) Indicates on the statement submitted pursuant to subsection 1 that he is subject to a court order for the support of a child and is not in compliance with the order or a plan approved by the district attorney or other public agency enforcing the order for the repayment of the amount owed pursuant to the order.

4. If an applicant indicates on the statement submitted pursuant to subsection 1 that he is subject to a court order for the support of a child and is not in compliance with the order or a plan approved by the district attorney or other public agency enforcing the order for the repayment of the amount owed pursuant to the order, the Board shall advise the applicant to contact the district attorney or other public agency enforcing the order to determine the actions that the applicant may take to satisfy the arrearage.

(Added to NRS by 1997, 2060; A [2003, 20th Special Session, 9](#))

**NRS 463.3352 Suspension of registration as gaming employee for failure to pay child support or comply with certain subpoenas or warrants; reinstatement of registration. [Expires by limitation on the date of the repeal of the federal law requiring each state to establish procedures for withholding, suspending and restricting the professional, occupational and recreational licenses for child support arrearages and for noncompliance with certain processes relating to paternity or child support proceedings.]**

1. If the Board receives a copy of a court order issued pursuant to [NRS 425.540](#) that provides for the suspension of all professional, occupational and recreational licenses, certificates and permits issued to a person who is registered as a gaming employee, the Board shall deem the

registration of that person to be suspended at the end of the 30th day after the date on which the court order was issued unless the Board receives a letter issued to the registered gaming employee by the district attorney or other public agency pursuant to [NRS 425.550](#) stating that the registered gaming employee has complied with the subpoena or warrant or has satisfied the arrearage pursuant to [NRS 425.560](#).

2. The Board shall reinstate the registration as a gaming employee of a person that has been suspended by a district court pursuant to [NRS 425.540](#) if the Board receives a letter issued by the district attorney or other public agency pursuant to [NRS 425.550](#) to the person whose registration was suspended stating that the person whose registration was suspended has complied with the subpoena or warrant or has satisfied the arrearage pursuant to [NRS 425.560](#).

(Added to NRS by 1997, 2061; A [2003, 20th Special Session, 10](#))

## **NRS 463.3354 – Social Security Number Requirements**

**NRS 463.3354 Application for registration as gaming employee to include social security number of applicant. [Expires by limitation on the date of the repeal of the federal law requiring each state to establish procedures for withholding, suspending and restricting the professional, occupational and recreational licenses for child support arrearages and for noncompliance with certain processes relating to paternity or child support proceedings.]** An application for registration or renewal of registration as a gaming employee must include the social security number of the applicant.

(Added to NRS by 1997, 2061; A [2003, 20th Special Session, 10](#))

## **NRS 463.336 – Suspension of Registration by Gaming Commission**

**NRS 463.336 Issuance of order summarily suspending registration as gaming employee; hearing; notice of defense.**

1. The Commission may issue an order summarily suspending a person's registration as a gaming employee upon a finding that the suspension is necessary for the immediate preservation of the public peace, health, safety, morals, good order or general welfare. The order becomes effective when served upon the person registered.

2. The order of summary suspension must state the facts upon which the finding of necessity for the suspension is based. For purposes of this section, the order of summary suspension shall be deemed a complaint.

3. An order of summary suspension must be signed by at least three members of the Commission.

4. The person whose registration as a gaming employee is summarily suspended:

(a) Has a right to a hearing on the order. The Commission shall schedule a hearing within 5 days after receipt of the person's notice of defense.

(b) Must file a notice of defense within 30 days after the effective date of the order of summary suspension. Failure to file this notice in a timely manner waives his right to a hearing before the Commission and to judicial review of the final decision.

5. All affirmative defenses must be specifically stated in the notice of defense and unless an objection is stated to the form or manner of the order, all objections to the form of the complaint shall be deemed waived.

6. Except as otherwise provided in this section, the procedures for a disciplinary action in [NRS 463.312](#) to [463.3145](#), inclusive, must be followed.

(Added to NRS by 1981, 1072; A 1983, 1565; 1989, 497; [2003, 20th Special Session, 10](#))

## **NRS 463.337 – Revocation of Gaming Registration**

**NRS 463.337 Revocation of registration as gaming employee: Grounds; power of Commission; judicial review.**

1. If any gaming employee or independent agent, who is registered as a gaming employee with the Board, is convicted of any violation of this chapter or [chapter 463B](#), [464](#) or [465](#) of NRS, or if in investigating an alleged violation of this chapter by any licensee the Commission finds that



a registered gaming employee employed by or a registered independent agent contracting with the licensee has been guilty of cheating, the Commission shall, after a hearing as provided in [NRS 463.310](#) and [463.312](#) to [463.3145](#), inclusive, revoke the registration.

2. The Commission may revoke the registration of a gaming employee or independent agent if the Commission finds, after a hearing as provided in [NRS 463.310](#) and [463.312](#) to [463.3145](#), inclusive, that the gaming employee or independent agent has failed to disclose, misstated or otherwise misled the Board in respect to any fact contained within any application for registration as a gaming employee or, subsequent to being registered as a gaming employee:

(a) Committed, attempted or conspired to do any of the acts prohibited by this chapter or [chapter 463B](#), [464](#) or [465](#) of NRS;

(b) Knowingly possessed or permitted to remain in or upon any licensed premises any cards, dice, mechanical device or any other cheating device whatever, the use of which is prohibited by statute or ordinance;

(c) Concealed or refused to disclose any material fact in any investigation by the Board;

(d) Committed, attempted or conspired to commit larceny or embezzlement against a gaming licensee or upon the premises of a licensed gaming establishment;

(e) Been convicted in any jurisdiction other than Nevada of any offense involving or relating to gambling;

(f) Accepted employment without prior Commission approval in a position for which he could be required to be licensed under this chapter after having been denied a license for a reason involving personal unsuitability or after failing to apply for licensing when requested to do so by the Commission;

(g) Been refused the issuance of any license, permit or approval to engage in or be involved with gaming or pari-mutuel wagering in any jurisdiction other than Nevada, or had any such license, permit or approval revoked or suspended;

(h) Been prohibited under color of governmental authority from being present upon the premises of any gaming establishment or any establishment where pari-mutuel wagering is conducted for any reason relating to improper gambling activities or any illegal act;

(i) Contumaciously defied any legislative investigative committee or other officially constituted bodies acting on behalf of the United States or any state, county or municipality which seeks to investigate crimes relating to gaming, corruption of public officials, or any organized criminal activities; or

(j) Been convicted of any felony or gross misdemeanor, other than one constituting a violation of this chapter or [chapter 463B](#), [464](#) or [465](#) of NRS.

3. A gaming employee or independent agent whose registration as a gaming employee has been revoked pursuant to this section is entitled to judicial review of the Commission's action in the manner prescribed by [NRS 463.315](#) to [463.318](#), inclusive.

4. Nothing in this section limits or prohibits the enforcement of [NRS 463.165](#), [463.560](#), [463.595](#), [463.637](#) or [463.645](#).

(Added to NRS by 1967, 1042; A 1969, 3, 465; 1973, 659; 1975, 688; 1977, 1437; 1979, 786; 1981, 1086; 1983, 1566; 1991, 1842; [2003, 20th Special Session, 11](#))

## **Gaming Regulation 5.100 – Definitions.**

**5.100 Definitions.** As used in Regulations 5.100 to 5.109, inclusive:

1. "Applicant" means a person who has submitted an application for registration or renewal of registration as a gaming employee and, unless otherwise indicated, also means a person who has filed a change of employment notice.

2. "Application for registration" means an application package containing all the components of a complete application for registration or renewal of registration as a gaming employee consisting of:

(a) The form for application;

(b) Two sets of fingerprints of the applicant or, if applicable, proof that the applicant's fingerprints were submitted electronically or by another means to the Central Repository for Nevada Records of Criminal History;

(c) The fee or a voucher guaranteeing payment of the fee for processing the application for registration; and

(d) The statement prescribed in subsections 1 and 2 of NRS 463.3351.

Unless otherwise indicated, an "application for registration" also means the change of employment notice prescribed by the board.

3. "Form for application" means the application form prescribed by the board for registration or renewal of registration as a gaming employee and, unless otherwise indicated, also means the change of employment notice form prescribed by the board.

(Amended: 8/25/94; 12/19/02; 11/20/03. Effective: 1/1/04.)

## **Gaming Regulation 5.101 – Requirement for Registration**

### **5.101 Registration required.**

1. No person shall be employed as a gaming employee, or serve as an independent agent if a resident of this state, unless such person is temporarily registered or registered as a gaming employee in accordance with NRS 463.335 and these regulations.

2. Any person who holds a valid work permit issued before January 1, 2004 shall be deemed to be registered as a gaming employee on January 1, 2004, and the registration of such person shall be deemed to expire on the expiration date set forth on the work permit, unless objected to by the board, suspended or revoked. If there is no expiration date set forth on the work permit, the registration of such person shall be deemed to expire on the person's birthday in 2005, unless objected to by the board, suspended or revoked.

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

## **Gaming Regulation 5.102 – Temporary Registration Defined**

### **5.102 Temporary registration.**

1. A person is deemed temporarily registered as a gaming employee upon submission of an application for registration to the licensee for which he will commence or continue working as a gaming employee, unless otherwise prescribed by the chairman.

2. Temporary registration as a gaming employee is valid for a period of 120 days after an application for registration is received by the board, unless objected to by the board, or otherwise suspended or revoked.

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

## **Gaming Regulation 5.103 – Suspension of Temporary Registration**

### **5.103 Suspension and reinstatement of temporary registration.**

1. The board may suspend the temporary registration of an applicant if it determines that:

(a) The application for registration received from the applicant is not complete; or

(b) If the application for registration is not a change of employment notice, the fingerprints submitted by the applicant are illegible or unclassifiable.

2. The board shall suspend the temporary registration of an applicant if it determines that the statement prescribed by the Welfare Division of the Department of Human Resources pursuant to NRS 425.520 is not completed, not signed, or the applicant indicates on the statement that he is subject to a court order for the support of a child and is not in compliance with the order or a plan approved by the district attorney or other public agency enforcing the order for the repayment of the amount owed pursuant to the order.

3. If the board suspends the temporary registration of an applicant pursuant to subsections 1 or 2, it shall notify the applicant and his place of employment of such suspension.

4. An applicant whose temporary registration is suspended pursuant to subsections 1 or 2 shall not be eligible to work as a gaming employee until such time as he rectifies the cause for such suspension and the board reinstates his temporary registration. If an applicant rectifies the cause for his suspension and the board reinstates his temporary registration, the period of time in which the applicant's temporary registration was suspended pursuant to this regulation shall not be included in measuring the 120-day period in which the board may object to such temporary registration of the applicant.

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

## **Gaming Regulation 5.104 – Background Investigations**

### **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.)

## **Gaming Regulation 5.105 – Duties of Licensee**

### **5.105 Duties of licensee.**

1. A nonrestricted licensee shall not knowingly employ any person as a gaming employee or enter into a contract, or the equivalent thereof, with an independent agent who is required to be registered as a gaming employee unless such person is temporarily registered or registered as a gaming employee. A licensee may rely on the system of records maintained by the board to verify the temporary registration, registration or eligibility of a person seeking employment as a gaming employee with such licensee.
2. A licensee shall only access the system of records after a person applies for a position as a gaming employee solely to determine whether the person is registered, temporarily registered, or subject to objection, suspension or revocation. A licensee shall maintain written documentation establishing that it received an application for employment from a person for a position as a gaming employee prior to accessing the system of records and shall retain such documentation for at least 5 years.
3. Before a licensee grants any employee access to the system of records maintained by the board, it shall provide the board with the name, social security number and date of birth of such employee. Upon the termination of employment of such employee or the reassignment of such employee to a position that no longer requires him to access the system of records, the licensee shall immediately notify the board of such termination or reassignment. The information contained within the system of records is confidential and must not be disclosed by such employee or the licensee.

4. If a licensee determines, after accessing the system of records maintained by the board, that a person seeking employment as a gaming employee with such licensee is not temporarily registered or registered as a gaming employee, and is not subject to objection, suspension or revocation, the licensee shall provide the person with a form for application, the statement prescribed in subsections 1 and 2 of NRS 463.3351 and instruct the person to:

(a) Complete the form for application and the statement prescribed in subsections 1 and 2 of NRS 463.3351;

(b) Obtain two complete sets of fingerprints;

(c) Obtain a money order, cashier's check or voucher in the amount prescribed by the board in accordance with NRS 463.335(6); and

(d) Unless otherwise prescribed by the chairman, return the application for registration to the licensee in a sealed envelope, or in any other confidential manner permitted by the board, for submission to the board.

If the person's fingerprints are submitted electronically or by another means to the Nevada Records of Criminal History, tangible proof of such shall be included in the application for registration in lieu of the fingerprint cards.

A licensee shall not employ a person who is not temporarily registered or registered as a gaming employee until such time as the person complies with this subsection.

5. If a licensee determines, after accessing the system of records maintained by the board, that a person seeking employment as a gaming employee with such licensee is subject to objection, suspension or revocation, the licensee shall:

(a) Not accept an application for registration from such person; and

(b) Notify the person that he must contact the board in order to pursue reversal or removal of such objection, suspension or revocation.

6. If a licensee determines, after accessing the system of records maintained by the board, that a person seeking employment as a gaming employee with such licensee is temporarily registered or registered as a gaming employee, the licensee shall provide such person with a change of employment notice and the statement prescribed in subsections 1 and 2 of NRS 463.3351, and instruct him to complete such notice and statement and, unless otherwise prescribed by the chairman, return them to the licensee in a sealed envelope, or in any other confidential manner permitted by the board, for submission to the board.

7. A licensee which instructs a person to obtain two complete sets of fingerprints shall be responsible for nonpayment by such person of the fee charged by the Central Repository for Nevada Records of Criminal History and the Federal Bureau of Investigation for processing such fingerprints.

8. Upon receipt of an application for registration, a licensee shall mail or deliver it to the board within 5 business days as prescribed in NRS 463.335(5).

9. The application for registration is confidential and shall not be accessed or used for any purpose by a licensee.

10. A licensee shall immediately terminate a person it has employed or contracted with as a gaming employee, or reassign him to a position that does not require registration as a gaming employee, if the board notifies a licensee that the temporary registration or registration of the person it has employed as a gaming employee has been objected to by the board, or otherwise suspended or revoked.

11. On or before the fifteenth (15th) day of each month, each licensee shall submit a written report to the board containing the name, social security number, position held, and date of hire of each gaming employee hired during the previous month.

12. On or before the fifteenth (15th) day of the ensuing month after a calendar quarter, each licensee shall submit a written report to the board containing the name, social security number, position held, and date of termination or separation of all gaming employees terminated or separated from service within the preceding quarter.

13. Each licensee must maintain a photo of every gaming employee employed by the licensee. The licensee shall maintain the photo for a period of no less than 5 years after the date in which the gaming employee is no longer employed by the licensee as a gaming employee. The photo must be large enough and of sufficient clarity to be able to clearly identify the gaming employee

from the photo. The photo may be in the form of a photograph or it may be digitally stored, but it must be capable of being reproduced and provided at the request of the board.

14. Any violation of subsections 2 or 3 constitutes an unsuitable method of operation and shall be grounds for disciplinary action by the board and the commission in accordance with the Nevada Gaming Control Act and the regulations of the commission.

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

### **Gaming Regulation 5.106 – Change of Employment Location/Additional Employment Notice**

#### **5.106 Change of employment notice.**

1. Whenever a registered gaming employee becomes employed as a gaming employee with another or additional licensee, he shall file a change of employment notice with the board by submitting it to such licensee within 10 days, unless otherwise prescribed by the chairman.

2. A person is deemed temporarily registered as a gaming employee upon the filing of a change of employment notice in accordance with subsection 1 and such temporary registration is valid for a period of 120 days after the change of employment notice is received by the board, unless objected to by the board, or otherwise suspended or revoked.

3. The expiration date of a gaming employee's registration shall not change as a result of the filing of a change of employment notice.

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

### **Gaming Regulation 5.107 – System of Records**

#### **5.107 System of records: contents; confidentiality; penalties.**

1. The board shall create and maintain a system of records that:

(a) Contains information regarding the current place of employment of each person who is registered as a gaming employee; and

(b) Identifies each person whose registration as a gaming employee has expired, was objected to by the board, or was otherwise suspended or revoked.

2. The system of records may only be accessed by on-line Internet connection and only by those persons or entities authorized by the board.

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

### **NRS 425.520 – Child Support Compliance Statements**

**Statement by applicant for professional, occupational or recreational license, certificate or permit. [Expires by limitation on the date of the repeal of the federal law requiring each state to establish procedures for withholding, suspending and restricting the professional, occupational and recreational licenses for child support arrearages and for noncompliance with certain processes relating to paternity or child support proceedings.]**

1. The Division shall prescribe, by regulation, a statement which must be submitted to an agency that issues a professional, occupational or recreational license, certificate or permit, other than the Department of Wildlife, by an applicant for the issuance or renewal of such a license, certificate or permit.

2. The statement prescribed pursuant to subsection 1 must:

(a) Provide the applicant with an opportunity to indicate that:

(1) He is not subject to a court order for the support of a child;

(2) He is subject to a court order for the support of one or more children and is in compliance with the order or is in compliance with a plan approved by

the district attorney or other public agency enforcing the order for the repayment of the amount owed pursuant to the order; or

(3) He is subject to a court order for the support of one or more children and is not in compliance with the order or a plan approved by the district attorney or other public agency enforcing the order for the repayment of the amount owed pursuant to the order;

(b) Include a statement that the application for the issuance or renewal of the license, certificate or permit will be denied if the applicant does not indicate on the statement which of the provisions of paragraph (a) applies to the applicant; and

(c) Include a space for the signature of the applicant.

(Added to NRS by 1997, 2025; A 1999, [169](#); 2003, [1563](#))

### **NRS 202.360 – Firearm Possession Prohibitions**

#### **NRS 202.360 Ownership or possession of firearm by certain persons prohibited; penalties.**

1. A person shall not own or have in his possession or under his custody or control any firearm if he:

(a) Has been convicted of a felony in this or any other state, or in any political subdivision thereof, or of a felony in violation of the laws of the United States of America, unless he has received a pardon and the pardon does not restrict his right to bear arms;

(b) Is a fugitive from justice; or

(c) Is an unlawful user of, or addicted to, any controlled substance.

É A person who violates the provisions of this subsection is guilty of a category B felony and shall be punished by imprisonment in the state prison for a minimum term of not less than 1 year and a maximum term of not more than 6 years, and may be further punished by a fine of not more than \$5,000.

2. A person shall not own or have in his possession or under his custody or control any firearm if he:

(a) Has been adjudicated as mentally ill or has been committed to any mental health facility; or

(b) Is illegally or unlawfully in the United States.

A person who violates the provisions of this subsection is guilty of a category D felony and shall be punished as provided in [NRS 193.130](#).

3. As used in this section:

(a) “Controlled substance” has the meaning ascribed to it in 21 U.S.C. § 802(6).

(b) “Firearm” includes any firearm that is loaded or unloaded and operable or inoperable.

[2:47:1925; A 1955, 185] + [3:47:1925; NCL § 2304]—(NRS A 1959, 548; 1967, 487; 1979, 1435; 1983, 926; 1985, 453, 594; 1991, 72; 1995, 1208; 1997, 828; [2003, 1352](#))