

## **NEW REGULATION 14.320**

**PURPOSE OF AMENDMENTS:** To implement the provisions of Senate Bill 3, as adopted by the 2003 Nevada Legislature, that amended NRS 463.650(4) to allow a person who owns an “antique gaming device” to sell such device without procuring a distributors license therefore to residents of jurisdictions wherein ownership of such device is legal; to establish a definition of “antique gaming device;” to establish the criteria and requirements that must be met before an “antique gaming device” may be sold; to take such additional action as may be necessary and proper to effectuate these stated purposes.

### **MANUFACTURERS, DISTRIBUTORS, OPERATORS OF INTER-CASINO LINKED SYSTEMS, GAMING DEVICES, NEW GAMES, INTER-CASINO LINKED SYSTEMS, ON-LINE SLOT METERING SYSTEMS, CASHLESS WAGERING SYSTEMS AND ASSOCIATED EQUIPMENT**

(Draft: 09/04/03)

#### **14.320. Sale of antique gaming devices.**

1. As used in this section:

(a) “Chairman” means the chairman of the State Gaming Control Board or his designee.

(b) “Antique gaming device” means a gaming device that was manufactured before 1951. For purposes of this definition, the gaming device must be completely mechanical in operation and all of the following parts that make up the gaming device must have been made before 1951:

(1) The cabinet and substantially all castings;

(2) The mechanical mechanism including the following essential parts, if applicable: payout slide(s); clock; reels; mechanism base; mechanism side frames; and

(3) Escalator assembly and coin drop assembly.

2. Upon approval of the chairman and compliance with the provisions of this section, an owner of an antique gaming device who is not a licensed distributor may sell such device through consignment with a licensed distributor. All such sales shall be made only to a resident of a jurisdiction wherein ownership of such device is legal.

3. A licensed distributor shall not distribute a consigned antique gaming device without the approval of the chairman. Applications for approval to sell a consigned antique gaming device must be made, processed, and determined in such manner and using such forms as the chairman may prescribe and may be denied by the chairman for any cause he deems reasonable.

4. A licensed distributor shall submit an application to sell a consigned antique gaming device. Each application must include, in addition to such other items or information as the chairman may require:

(a) The full name, address, telephone number, social security number, birth date and driver's license number of the seller, the purchaser and the person to receive the antique gaming device, if different from the purchaser;

(b) The serial number of each device. In the event a serial number does not exist, the seller shall permanently engrave or stamp in lettering no smaller than 5 millimeters on the metal frame or other permanent component of the device, his initials, together with the last four digits of his social security number, and a different number for each device sold sequentially increasing starting with the number one (1);

(c) The manufacturer and model or description of each device;

(d) The year the device was manufactured;

(e) The denomination of each device, if applicable;

(f) The final sales price of each device;

(g) A written verification by the distributor that the device is an antique gaming device;

(h) A statement by the purchaser under penalty of perjury that the antique gaming device will be used only for lawful purposes; and

(i) A statement by the seller under penalty of perjury that the device meets the definition of antique gaming device as set forth within subsection 1(b) above.

5. If the chairman does not deny the application for approval to sell the antique gaming device within 5 working days of receipt of a complete application, the application will be deemed to be approved.

6. Consigned antique gaming devices may be sold only at a licensed distributor's location, or through a licensed distributor at an auction conducted by an auctioneer licensed in the State of Nevada at a Board approved location.

7. In addition to the requirements of section 4, if the antique gaming device is sold at auction, the following shall be provided to the board by the licensed distributor at least ten (10) working days before the proposed auction:

(a) The auctioneer's name, address and proof of licensing in the State of Nevada;

(b) The date, time and location of the proposed auction; and

(c) The information set forth within subsections 4(b) through (e).

8. An agent of the board may inspect all antique gaming devices sold pursuant to this section at any time prior to transfer of title thereto.

9. A person who is not the holder of a distributor's license who consigns to sell antique gaming devices pursuant to this section shall not:

(a) Display or advertise for sale any gaming device anywhere in this state except as permitted by Regulation 14.340; or

(b) Solicit, accept, or execute orders for the purchase of any gaming device except as permitted by Regulation 14.330.

(Effective: 09/18/03)