

PROPOSED AMENDMENTS TO REGULATIONS 14.030, 14.080, 14.110, and 14.130

PURPOSE: To change the methods and formats of software submissions to the Board; to establish standards for the methods and formats of software submissions; to change the time periods applicable to field testing gaming devices and modifications of gaming devices for field tests conducted pursuant to New Innovation Beta; and to take such additional action as may be necessary and proper to effectuate these stated purposes.

REGULATION 14

MANUFACTURERS, DISTRIBUTORS, OPERATORS OF INTER-CASINO LINKED SYSTEMS, GAMING DEVICES, NEW GAMES, INTER-CASINO LINKED SYSTEMS, ON-LINE SLOT METERING SYSTEMS, CASHLESS WAGERING SYSTEMS, MOBILE GAMING SYSTEMS, INTERACTIVE GAMING SYSTEMS AND ASSOCIATED EQUIPMENT; INDEPENDENT TESTING LABORATORIES

(Draft Date: June 25, 2020)

ADOPTED

New

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14.030 Approval of gaming devices and the operation of new inter-casino linked systems; applications and procedures.

1. No Change.
2. No Change.
3. No Change.
4. No Change.
5. Each application shall include, in addition to other items or information as the Chair may require:
 - (a) A complete, comprehensive, and technically accurate description and explanation in both technical and lay language of the manner in which the gaming device or inter-casino linked system operates and complies with all applicable statutes, regulations and technical standards, signed under penalty of perjury;
 - (b) A statement under penalty of perjury that, to the best of the manufacturer's knowledge, the gaming device meets the standards of section 14.040 or, in the case of an inter-casino linked system, that to the best of the operator's knowledge the system meets the standards of section 14.045;
 - (c) In the case of a gaming device, a copy of all executable software, including data and graphic information, and a copy of all source code for programs that cannot be reasonably demonstrated to have any use other than in a gaming device, submitted ~~on electronically readable, unalterable media~~ using a method acceptable to the chair;
 - (d) In the case of a gaming device, a copy of all graphical images displayed on the gaming device including, but not limited to, reel strips, rules, instructions and paytables;
 - (e) In the case of an inter-casino linked system:
 - (1) An operator's manual;
 - (2) A network topology diagram;
 - (3) An internal control system;

- (4) A hold harmless agreement;
- (5) A graphical representation of the system theme and all related signage;
- (6) Information sufficient to calculate a theoretical payoff schedule amount including, but not limited to, the base and reset amounts, the total contribution percentage and a breakdown of that percentage including contribution rates to all progressive payoff schedules and all reset funds, the odds of winning the progressive payoff schedule and the amount of the wager required to win the progressive payoff schedule; and
- (7) The form of any agreement or written specifications permitted or required of an operator by any other state or tribal government and affecting a multi-jurisdictional progressive prize system;
- (f) In the case of a mobile gaming system:
 - (1) An operator's manual;
 - (2) A network topology diagram; and
 - (3) An internal control system; and
- (g) All materials relating to the results of the registered independent testing laboratory's inspection and certification process that are required under section 14.400.

14.080 Field test of new gaming devices and new inter-casino linked systems.

1. No Change.
2. In the interests of expediting the introduction of innovative, alternative and advanced technology for gaming devices and inter-casino linked systems for use or play in Nevada, a manufacturer may request its new gaming device or inter-casino linked system be considered for evaluation under New Innovation Beta as an alternative to the field testing process set forth under subsection 1.
 - (a) For purposes of this section only, the term "New Innovation Beta" means a process of evaluating a new gaming device or inter-casino linked system utilizing a field testing period under conditions and limitations described in this subsection.
 - (b) The terms and conditions imposed under the New Innovation Beta will be set forth by the Chair, and ~~may~~ *shall* include, without limitation, the requirements that:
 - (1) ~~a~~ A licensee notify patrons that the new gaming device or inter-casino linked system is part of such a field test and is being exposed for play prior to finalization of the product in order to allow the evaluation of the gaming device or inter-casino linked system at an earlier stage of the regulatory approval process and
 - (2) A field test will be for a period of not more than 270 days. Upon written request of the manufacturer, distributor, or operator, the Chair may, by written agreement, allow the test period to be continued an additional 90 days beyond the 270-day maximum New Innovation Beta field test period, for the purpose of allowing the application for approval of the new gaming device or application to operate a new inter-casino linked system to be acted upon by the Board and Commission.
 - (c) The decision whether to permit a new gaming device or inter-casino linked system to be evaluated utilizing New Innovation Beta is at the sole and absolute discretion of the Chair.
 - (d) When considering the request to evaluate a new gaming device or inter-casino linked system utilizing New Innovation Beta, the Chair will consider factors including, without limitation, the ability of the gaming device to accurately determine, evaluate, and display the game outcome, the ability of the gaming device to accurately process the

acceptance and award of all payments, and the extent to which an inter-casino linked system complies with the requirements of section 14.045.

(e) The Chair may also consider the approval status of the gaming device or inter-casino linked system in another state or foreign jurisdiction in which gaming is legal and regulated by a government agency with standards for gaming devices and inter-casino linked systems materially the same as those in Nevada, the determination of which is within the sole discretion of the Chair.

3. No Change.
4. No Change.
5. No Change.
6. No Change.

14.110 Approval to modify gaming devices or inter-casino linked systems; applications and procedures.

1. No Change.
2. No Change.

3. Applications for approval to modify a gaming device or an inter-casino linked system shall be made by a manufacturer and processed in such manner and using such forms as the Chair may prescribe. Each application shall include, in addition to such other items or information as the Chair may require:

(a) A complete, comprehensive, and technically accurate description and explanation of the modification in both technical and lay language signed under penalty of perjury;

(b) Unless the standards of section 14.040 or section 14.045 have been waived pursuant to subsection 2, a statement under penalty of perjury that to the best of the manufacturer's knowledge, the gaming device, as modified, meets the standards of section 14.040 or, in the case of an inter-casino linked system, a statement under penalty of perjury that to the best of the operator's knowledge the inter-casino linked system, as modified, meets the standards of section 14.045;

(c) In the case of a gaming device:

(1) A copy of all executable software, including data and graphic information, and a copy of all source code for programs that cannot be reasonably demonstrated to have any use other than in a gaming device, submitted ~~[on electronically readable, unalterable media]~~ using a method acceptable to the chair;

(2) A copy of all graphical images displayed on the gaming device including, but not limited to, reel strips, rules, instructions and paytables;

(d) In the case of a modification to the control program of a gaming device that includes software, source language or executable code designed or developed by an independent contractor:

(1) The name of the independent contractor; and

(2) A general subject matter description of such software, source language or executable code compiled into the control program as part of the submission to the Board;

(e) In the case of an inter-casino linked system:

(1) An operator's manual;

(2) An internal control system;

(3) A hold harmless agreement;

- (4) A graphical representation of the system theme and all related signage; and
- (5) Information sufficient to calculate a theoretical payoff schedule amount.
- (f) All materials relating to the results of the registered independent testing laboratory's inspection and certification process that are required under section 14.400.

14.130 Field test of modified gaming devices and modified inter-casino linked systems.

1. No Change.

2. In the interests of expediting innovative, alternative and advanced technology in the modification of gaming devices and inter-casino linked systems approved for use or play in Nevada, a manufacturer may request a modification to its gaming device or inter-casino linked system be considered for evaluation under New Innovation Beta as an alternative to the field testing process set forth under subsection 1.

(a) For purposes of this section only, the term “New Innovation Beta” means a process of evaluating a modification to a gaming device or inter-casino linked system utilizing a field testing period under conditions and limitations described in this subsection.

(b) The terms and conditions imposed under New Innovation Beta will be set forth by the Chair, and ~~may~~ *shall* include, without limitation, ~~the~~ requirements that:

(1) ~~a~~ A licensee notify patrons that the modification to an approved gaming device or inter-casino linked system is part of such a field evaluation and is being exposed for play prior to finalization of the product in order to allow the evaluation of the modification to the gaming device or inter-casino linked system at an earlier stage of the regulatory approval process *and*

(2) A field test will be for a period of not more than 270 days.

(c) The decision whether to permit a modification to an approved gaming device or inter-casino linked system to be evaluated utilizing New Innovation Beta is at the sole and absolute discretion of the Chair.

(d) When considering the request to evaluate a modification to an approved gaming device or inter-casino linked system utilizing New Innovation Beta, the Chair will consider factors including, without limitation, the ability of the gaming device to accurately determine, evaluate, and display the game outcome, the ability of the gaming device to accurately process the acceptance and award of all payments, and the extent to which an inter-casino linked system complies with the requirements of section 14.045.

(e) The Chair may also consider the approval status of the modification to an approved gaming device or inter-casino linked system in another state or foreign jurisdiction in which gaming is legal and regulated by a government agency with standards for modifications of gaming devices and inter-casino linked systems materially the same as those in Nevada, the determination of which is within the sole discretion of the Chair.

3. No Change.

4. No Change.

5. No Change.

6. No Change.

Effective upon adoption by the Nevada Gaming Commission.