

Amendment No. CA11

Conference Committee Amendment to Senate Bill No. 425 Second Reprint	(BDR 41-1111)
Proposed by: Conference Committee	
Amends: Summary: Yes Title: Yes Preamble: No Joint Sponsorship: No Digest: Yes	

EXPLANATION: Matter in (1) *blue bold italics* is new language in the original bill; (2) *green bold italic underlining* is new language proposed in this amendment; (3) ~~red strikethrough~~ is deleted language in the original bill; (4) ~~purple double strikethrough~~ is language proposed to be deleted in this amendment; (5) ~~orange double underlining~~ is deleted language in the original bill that is proposed to be retained in this amendment; and (6) *green bold underlining* is newly added transitory language.

NCA/BAW



Date: 6/2/2013

S.B. No. 425—Authorizes the Nevada Gaming Commission to establish a study group relating to pari-mutuel wagering. (BDR 41-1111)



SENATE BILL NO. 425—COMMITTEE ON JUDICIARY

MARCH 25, 2013

Referred to Committee on Judiciary

SUMMARY—Authorizes the Nevada Gaming Commission to establish a study group relating to pari-mutuel wagering. (BDR ~~(41-1111)~~ S-1111)

FISCAL NOTE: Effect on Local Government: No.
Effect on the State: No.

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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; ~~authorizing~~ requiring the Nevada Gaming Commission to ~~establish a~~ study ~~group~~ and review certain issues relating to pari-mutuel wagering; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

Existing law prohibits a person who is licensed to engage in off-track pari-mutuel wagering from: (1) accepting less than the full face value of an off-track pari-mutuel wager; (2) agreeing to refund or rebate a portion or percentage of the full face value of an off-track pari-mutuel wager; or (3) increasing the payoff of or paying a bonus on a winning off-track pari-mutuel wager. (NRS 464.075) This bill ~~authorizes~~ requires the Nevada Gaming Commission to ~~establish a~~ study ~~group to~~ and review issues relating to the offering of rebates ~~for~~ on pari-mutuel wagers, including the feasibility of: (1) accepting less than the full face value of an off-track pari-mutuel wager; (2) agreeing to refund or rebate a portion or percentage of the full face value of an off-track pari-mutuel wager; and (3) increasing the payoff of or paying a bonus on a winning off-track pari-mutuel wager. This bill further requires the Commission to adopt regulations exempting certain bets, refunds, rebates, pavoffs or bonuses relating to off-track pari-mutuel wagering from the current prohibition under state law if, after studying and reviewing the issue, the Commission determines that it is in the best interests of this State and licensed gaming in this State.

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

Section 1. (Deleted by amendment.)

Sec. 2. (Deleted by amendment.)

Sec. 3. ~~NRS 464.075 is hereby amended to read as follows:~~

~~1. Except as otherwise provided in subsection 4, a person who is licensed to engage in off-track pari-mutuel wagering shall not:~~

1 ~~(a) Accept from a patron less than the full face value of an off track pari-mutuel wager;~~

2 ~~(b) Agree to refund or rebate to a patron any portion or percentage of the full~~
3 ~~face value of an off track pari-mutuel wager; or~~

4 ~~(c) Increase the payoff of, or pay a bonus on, a winning off track pari-mutuel~~
5 ~~wager.~~

6 ~~2. A person who is licensed to engage in off track pari-mutuel wagering and~~
7 ~~who:~~

8 ~~(a) Attempts to evade the provisions of subsection 1 by offering to a patron a~~
9 ~~wager that is not posted and offered to all patrons; or~~

10 ~~(b) Otherwise violates the provisions of subsection 1;~~

11 ~~is subject to the investigatory and disciplinary proceedings that are set forth in~~
12 ~~NRS 463.210 to 463.218, inclusive, and shall be punished as provided in those~~
13 ~~sections.~~

14 ~~3. The Nevada Gaming Commission shall adopt regulations to carry out the~~
15 ~~provisions of subsections 1 and 2. [of this section.]~~

16 ~~4. The Nevada Gaming Commission may, by regulation, exempt certain bets,~~
17 ~~refunds, rebates, payoffs or bonuses from the provisions of subsection 1 if the~~
18 ~~Commission determines that such exemptions are in the best interests of the State~~
19 ~~of Nevada and licensed gaming in this state. Any bets, refunds, rebates, payoffs or~~
20 ~~bonuses that would result in the amount of such bets, refunds, rebates, payoffs or~~
21 ~~bonuses being directly or indirectly deductible from gross revenue may not be~~
22 ~~exempt.~~

23 ~~5. The Commission may establish and appoint a study group to review~~
24 ~~issues relating to the offering of rebates on pari-mutuel wagers. The study group~~
25 ~~may:~~

26 ~~(a) Be comprised of the members of the Off Track Pari-Mutuel Wagering~~
27 ~~Committee established pursuant to NRS 464.020 and any other operators of a~~
28 ~~race book.~~

29 ~~(b) Evaluate the feasibility of:~~

30 ~~(1) Accepting less than the full face value of an off track pari-mutuel~~
31 ~~wager;~~

32 ~~(2) Agreeing to refund or rebate a portion or percentage of the full face~~
33 ~~value of an off track pari-mutuel wager; or~~

34 ~~(3) Increasing the payoff of or paying a bonus on a winning off track~~
35 ~~pari-mutuel wager.~~

36 ~~6. The Commission may consider any findings by the study group appointed~~
37 ~~pursuant to subsection 5 in determining whether to adopt regulations to exempt~~
38 ~~bets, refunds, rebates, payoffs or bonuses from the provisions of subsection 1.]~~

39 ~~(Deleted by amendment.)~~

40 Sec. 3.5. 1. Not later than January 1, 2014, the Nevada Gaming
41 Commission shall study and review issues relating to the offering of rebates on
42 pari-mutuel wagers. The Commission shall evaluate the feasibility of:

43 (a) Accepting less than the full value of an off-track pari-mutuel wager;

44 (b) Agreeing to refund or rebate a portion or percentage of the full face
45 value of an off-track pari-mutuel wager; or

46 (c) Increasing the payoff of or paying a bonus on a winning off-track pari-
47 mutuel wager.

48 2. If the Commission determines that exempting certain bets, refunds,
49 rebates, payoffs or bonuses from the provisions of subsection 1 of NRS
50 464.075;

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1 (a) Is in the best interests of the State and licensed gaming in this State,
2 the Commission shall adopt regulations pursuant to subsection 4 of NRS
3 464.075 not later than April 1, 2014.

4 (b) Is not in the best interests of the State and licensed gaming in this
5 State, the Commission shall, following the conclusion of the Commission's
6 study and review, report its findings at the next regularly scheduled meeting of
7 the Legislative Commission.

8 **Sec. 4.** This act becomes effective upon passage and approval.