

Senate Bill No. 124—Senators Hammond and Goicoechea

Joint Sponsor: Assemblyman Oscarson

CHAPTER.....

AN ACT relating to gaming; revising provisions governing the moving of the location of a gaming establishment and the transferring of its license to another location; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

Existing law authorizes the State Gaming Control Board to allow a licensee to move the location of its establishment and transfer its restricted or nonrestricted license under certain circumstances. (NRS 463.302) This bill additionally authorizes the Board to allow a licensee to move the location of its establishment and transfer its nonrestricted license to a location within 1 mile of the existing location if the move and transfer are necessary because the existing location of the establishment: (1) is adjacent to a military installation; and (2) has been designated by the Federal Government as necessary for the expansion of the military installation.

EXPLANATION – Matter in *bolded italics* is new; matter between brackets ~~omitted material~~ is material to be omitted.

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

Section 1. NRS 463.302 is hereby amended to read as follows:
463.302 1. Notwithstanding any other provision of law and except as otherwise provided in this section, the Board may, in its sole and absolute discretion, allow a licensee to move the location of its establishment and transfer its restricted or nonrestricted license to:

- (a) A location within a redevelopment area created pursuant to chapter 279 of NRS, if the redevelopment area is located in the same local governmental jurisdiction as the existing location of the establishment;
- (b) Any other location, if the move and transfer are necessary because the existing location of the establishment has been taken by the State or a local government through condemnation or eminent domain in accordance with a final order of condemnation entered before June 17, 2005; or
- (c) In any county other than a county whose population is 100,000 or more but less than 700,000, any other location within the same local governmental jurisdiction as the existing location of the establishment, if the move and transfer are necessary because the existing location of the establishment has been taken by the State or



a local government through condemnation or eminent domain in accordance with a final order of condemnation entered on or after June 17, 2005.

2. *Notwithstanding any other provision of law and except as otherwise provided in this section, the Board may, in its sole and absolute discretion, allow a licensee to move the location of its establishment and transfer its nonrestricted license to a location within 1 mile of the existing location if:*

(a) *The existing location of the establishment is adjacent to a military installation; and*

(b) *The move and transfer are necessary because the existing location of the establishment has been designated by the Federal Government for the expansion of the military installation.*

3. The Board shall not approve a move and transfer pursuant to subsection 1 *or* 2 unless, before the move and transfer, the licensee receives all necessary approvals from the local government having jurisdiction over the location to which the establishment wants to move and transfer its license.

~~3~~ 4. Before a move and transfer pursuant to subsection 1 ~~3~~ *or* 2, the Board may require the licensee to apply for a new license pursuant to the provisions of this chapter.

~~4~~ 5. The provisions of subsection 1 do not apply to an establishment that is:

(a) A resort hotel; or

(b) Located in a county, city or town which has established one or more gaming enterprise districts.

6. *As used in this section, "military installation" has the meaning ascribed to it in NRS 278.0166.*

Sec. 2. The amendatory provisions of this act apply to any establishment whose existing location has been designated by the Federal Government for expansion of a military installation before the effective date of this act.

Sec. 3. This act becomes effective upon passage and approval.

