

DESCRIPTION OF LEGAL ADVERTISING

No. 3  
 349008

**TERMS: Please pay from this invoice. It is due upon presentation and is past due after 15 days.**

Legal Ad. Cost 29.60  
 Extra Proofs \_\_\_\_\_  
 Notary Fee 2.00  
 Total Amt due 31.60

- Washoe County Clerk
- PO Box 11130
- Reno NV 89520

MONTH	1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26	27	28	29	30	31
July	X							X																							

**PROOF OF PUBLICATION**

STATE OF NEVADA,  
 COUNTY OF WASHOE

SS.

Joey Hall

NOTICE OF COUNTY GAMING BOARD ORDINANCE NO. 3  
 PUBLIC NOTICE IS HEREBY GIVEN that Gaming Board Ordinance No. 3, Bill No. 3, entitled, "Revises ordinances of County Gaming Board; delegates certain powers of License Division of Development Review; reenacts former ordinances of Gaming License Board for inclusion into Washoe County Code; provides for citations to Washoe County Code; provides for amendments to Washoe County Code by Gaming Board; and providing other matters properly relating thereto," was adopted on June 28, 1991, by Commissioners Larry Beck, Dianne Cornwall, Tina Leighton, Gene McDowell, and Rene Reid, and will become effective on July 8, 1991.  
 Typewritten copies of the ordinance are available for inspection by all interested persons at the office of the County Clerk at the County Courthouse, Virginia and Court Streets, Reno, Nevada.  
 Judi Bailey, County Clerk  
 349008—No. 3  
 July 1, 8—ht133

being first duly sworn, deposes and says: That as the legal clerk of the RENO GAZETTE-JOURNAL, a daily newspaper published in Reno, Washoe County, State of Nevada, that the notice \_\_\_\_\_ of Ordinance \_\_\_\_\_ of which a copy is hereto attached, was first published in said newspaper in its issue dated the 1st day of July, 1991 and, July 8, the full period of 2 days, the last publication thereof being in the issue of July 8, 1991.

Signed Joey Hall

Subscribed and sworn to before me this 8th day of July, 1991

Paula Jean Weber  
 Notary Public



SUMMARY: Revises ordinances of County Gaming Board and provides for inclusion into the Washoe County Code.

BILL NO. 3

GAMING BOARD ORDINANCE NO. 3

REVISES ORDINANCES OF COUNTY GAMING BOARD; DELEGATES CERTAIN POWERS OF BOARD TO LICENSE DIVISION OF DEPARTMENT OF DEVELOPMENT REVIEW; REENACTS FORMER ORDINANCES OF GAMING LICENSING BOARD FOR INCLUSION INTO WASHOE COUNTY CODE; PROVIDES FOR CITATIONS TO WASHOE COUNTY CODE; PROVIDES FOR AMENDMENTS TO WASHOE COUNTY CODE BY GAMING BOARD; AND PROVIDING OTHER MATTERS PROPERLY RELATING THERETO.

THE GAMING BOARD OF THE COUNTY OF WASHOE DOES ORDAIN:

SECTION 1. Chapter 30 of the Washoe County Code is hereby amended by adding thereto the provisions set forth as sections 2 to 44, inclusive, of this ordinance.

SECTION 2.

30.335 Definitions.

1. As used in sections 30.335 to 30.600, inclusive, unless the context clearly otherwise requires, the following words have the meanings set forth in this section:

(a) "Close corporation" is a corporation whose stock, or at least voting stock, is held by a single shareholder or closely knit group of shareholders.

(b) "County" means the unincorporated area of Washoe County, Nevada.

(c) "Gaming board" means the Washoe County gaming license board as established and constituted in NRS 244.345.

(d) "License division" means the license division of the department of development review.

(e) "Public-issue corporation" is a corporation in which there are public investors and whose voting stock outstanding is available for purchase by the public.

(f) "Sheriff" means the sheriff of Washoe County, Nevada, or his designated deputies.

2. Unless the context clearly otherwise requires, the definitions contained in chapter 463 of NRS apply to sections 30.335 to 30.600, inclusive.

SECTION 3.

30.337 Gaming Board ordinances to be included in Washoe County Code; amendments: Citations to Code numbering system.

1. The ordinances of the gaming board are to be included in the Washoe County Code with a numbering system compatible therewith. The utilization of that numbering system shall commence with Gaming Licensing Board Ordinance No. 3.

2. All future ordinances of the gaming board shall add to, amend or repeal the existing provisions of gaming board ordinances by utilizing the numbering system used in the Washoe County Code.

3. The ordinances of the gaming board may be cited by reference to the numbering system utilized in the Washoe County Code.

4. For purposes of NRS 244.345, the ordinances enacted by the gaming board may be deemed the regulations of the gaming board.

#### SECTION 4.

30.338 Gaming board; composition; quorum; voting; delegation of certain administrative powers to license division.

1. Pursuant to NRS 244.345, the gaming board is composed of the board of county commissioners and the sheriff.

2. A majority of the members of the gaming board constitutes a quorum for the transaction of business.

3. A majority vote of the members of the gaming board present at a meeting governs in the transaction of all business.

The gaming board hereby delegates to the license division the powers enumerated in sections 30.335 to 30.430, inclusive, for the purposes of regulating gaming in the unincorporated area of Washoe County.

#### SECTION 5.

30.340 Declaration of policy. It is found and declared that:

1. The public health, safety, morals and welfare of the inhabitants of the county require the regulation and control of all persons engaged in the business of gambling games and devices. All such persons shall be licensed and controlled so as to protect the public health, safety, morals, good order and general welfare of the inhabitants of the county and to safeguard the public.

2. The right to obtain such a license is a privilege, and that the operation of a gambling facility, when authorized by such a license, is a privileged business subject to regulation.

3. A gaming license may be revoked for violation of the conditions of sections 30.335 to 30.430, inclusive.

#### SECTION 6.

30.345 Persons not qualified for license or permit.

1. A valid gaming license issued by the State of Nevada for the particular game or device for the particular location is a prerequisite to the issuance and maintenance of a county license. A person who would be classified as unsuitable to be associated with a gambling enterprise under NRS 463.170 will not be considered qualified to hold a county gaming license.



2. Determination by the appropriate state agencies of suitability for a state license or permit shall be prima facie evidence of suitability for a county gaming license or permit. Such determination may be rebutted by a showing that there is relevant evidence which was not available to the state at the time it made its determination, and that knowledge of that evidence would have affected the state's determination.

#### SECTION 7.

##### 30.350 License required, general business and individual games.

1. It is unlawful for any person, firm, corporation or other association, to conduct a business within the county wherein there is operated any table, slot machine, race or sports book or pool, or other game or device for which a license is required under chapter 463 of NRS without having first obtained and maintained a county business license therefor.

2. Notwithstanding the securing of a general license for the operation of the business, it is unlawful to operate, conduct or carry on any individual table, slot machine or other game or device for which a license is required under chapter 463 of NRS without having first obtained and maintained a county license for each table, slot machine or other game or device.

3. Where the machine, game or device is owned by a person other than the owner or operator of the business wherein it is located, the license may be obtained by either the owner of the machine, game or device or the person in possession of the premises unless the possessor of the premises receives a portion or percentage of the revenue therefrom, in which case the license must be obtained by the possessor of the premises. In any event the premises must be approved by the license division and the State of Nevada for the location of the machine, game or device.

#### SECTION 8.

##### 30.355 Investigation fee.

1. A person filing an original application for a gaming license in the county shall deposit with the license division an investigation fee in the amount of \$175 per applicant.

2. In addition to the fees required to accompany the application, the license division may require payment of such additional investigative fees as it considers appropriate to the circumstances to a maximum of \$5,000. The license division shall receive payment of the supplementary investigative fee in advance as a condition precedent to beginning the investigation. The gaming board may require payment of additional investigative fees above \$5,000. The board will not take final action with respect to an application until all investigative fees have been paid in full. If the license

division has obtained an additional investigative fee which is in excess of the amount expended for investigation, the amount shall be refunded to the applicant.

3. The license division may, in its discretion, waive payment of investigative fees when all parties to an application have been licensed or approved as stockholders or officers or directors under a corporate gaming license within the past year.

4. If an applicant is denied a gaming license after investigation, investigative fees deposited or paid shall be forfeited.

5. If an applicant withdraws an application prior to the beginning of an investigation, fee deposits shall be returned to the applicant.

6. If a person is an applicant or member of a group of applicants and such person has been previously investigated by the license division and has held a license within a preceding period of 1 year, an investigation fee may be waived at the discretion of the board.

#### SECTION 9.

##### 30.360 License application: Contents.

1. No gaming license shall be issued for the operation of any gambling game or device unless the applicant for such license or renewal first presents himself to the office of the sheriff to be fingerprinted and to make written reply to all such questions pertaining to the issuance of the license as are required by the license division on such forms as are required by the license division.

2. In all cases where the applicant for a gaming license is a corporation, the names and addresses of all the officers of the corporation shall be listed on the application. In all such cases, it is necessary that the general manager of the gaming operation and not less than two directors of the corporation be licensed, and at least one of such licensed individuals must be a resident of the county at all times.

3. It is also necessary, in instances where a close corporation is applicant for a gaming license, to state in the application for such license the names and addresses of all such persons owning stock in the corporation. In instances where a public issue corporation is the applicant for a gaming license, the names and addresses of all such persons owning 15 percent or more of the outstanding stock of the corporation shall be stated in the application.

#### SECTION 10.

30.365 Licensing application: Other interests and personnel. All applicants for a gaming license for gambling games and devices shall make application therefor to the license division stating in writing the names and addresses of all persons owning an interest in the business, including the name and address of the general manager or managers of the

business, and, where there is more than one owner of such an establishment, the names of all such persons owning an interest in such business shall be listed on the application, together with a statement as to the percentage of such business owned by each individual. If from the preceding quarter there has been no change of ownership, the applicant for renewal may state "no change." All persons owning an interest in such business, as well as the general manager or managers of the business, shall be licensed. Key employees, as determined by the license division, shall also be licensed.

#### SECTION 11.

30.370 License application: Suitability of landlord. The license division may require the investigation of the suitability of any landlord of the premises on which a gambling game or device is to be conducted by an applicant. The fee for such investigation shall be paid by the applicant in the same manner and in the same amount as the fee for an investigation of an applicant.

#### SECTION 12.

30.375 Licenses nontransferable. No license issued to an applicant under the provisions of sections 30.335 to 30.430, inclusive, is transferable in any manner, and no refund of any portion of the fees charged shall be made if an applicant ceases doing business or his license is suspended or revoked prior to the expiration of the license.

#### SECTION 13.

30.380 Owner of premises: Unlawful acts. It is unlawful for any person knowingly to permit any of the slot machines, games or devices mentioned in section 30.350 to be conducted, operated, dealt or carried on in any house or building owned by him in whole or in part, except by a person who has received a license or his employee.

#### SECTION 14.

30.385 Social games not prohibited. Nothing in sections 30.335 to 30.430, inclusive, shall be construed to prohibit social games played in private homes or residences.

#### SECTION 15.

30.390 License fees. Pursuant to NRS 463.390, there is hereby imposed a quarterly license fee for the operation of a business wherein games, tables, machines or devices are operated. The amount of that fee shall be determined on the basis of the number and types of games, tables, machines or devices contained on the premises.

1. The fee shall be the cumulative total of the calcula-

tions based on the following formula:

(a) \$25 per month for each table used for a card game, including but not limited to, stud and draw poker, bridge, whist, solo, and panguini for money.

(b) \$10 per month for each slot machine unit whether operated solely by a single handle or in combination with another unit with the same handle.

(c) \$50 per month for each game or device other than those described in paragraphs (a) and (b).

2. The initial license fees are payable at the time of application prorated to the end of the calendar quarter during which the application is made. Thereafter, the license fee is due and payable quarterly in advance on January 1, April 1, July 1, and October 1 and will not be refundable after the license is issued.

## SECTION 16.

### 30.395 Investigation, recommendation by license division, issuance.

1. Upon receipt of a completed application accompanied by proof that the applicant holds a valid license issued by the State of Nevada authorizing the particular games or devices at the specified location and a tender of the required fees, the license division shall forthwith conduct an investigation of suitability of each applicant. The sheriff may, upon request of the license division, conduct such an investigation. The investigation should be completed in the shortest possible time, but the license division or the sheriff shall be given a reasonable amount of time to verify any information presented or ascertained. It is the intent of sections 30.335 to 30.430, inclusive, that all investigations be completed within 90 days. However, if it is not possible for the license division or the sheriff to complete an investigation within 90 days after receipt of the application, the license division shall report that fact to the gaming board. The gaming board may order additional time for the investigation, or it may direct the license division to make a report based upon the investigation completed at that time.

2. Upon the completion of the investigation, the license division shall refer the application to the gaming board, together with a recommendation of suitability and all facts upon which such recommendation is based. The recommendation and all facts upon which it is based are privileged information and are confidential to the license division or the sheriff, the gaming board and their staff. All applications shall be heard at the next meeting of the gaming board after the completion of the investigation. The gaming board may approve or disapprove the application at such meeting or at any subsequent regular or recessed regular meeting thereof. A majority vote of the total membership of the gaming board is required for approval or disapproval of any application.

3. After approval by the gaming board, the license division shall issue the license. The license is valid for a



period of 3 months provided that all subsequently required fees or reports are timely made.

SECTION 17.

30.400 Renewal; notice of due date: Form of application.

1. The license division may attempt to notify each licensee of the due date of any fees required in this chapter. However, neither the license division's failure to attempt to so notify nor the failure of the licensee to actually receive such notice excuses the licensee from a timely tender of such fees.

2. An application for renewal must be made on such form as the license division may designate which shall contain substantially the following information and requirements:

(a) A statement that there has been no change in ownership or location of the gambling establishment, games or devices during the preceding quarter of the calendar year.

(b) A statement that the licensee has a valid state gaming license which has not been revoked, suspended, conditioned or limited during the preceding quarter of the calendar year.

(c) A statement of the number of games, slot machines and other gaming devices for which the license is sought, which number shall not be greater than those allowed under the license issued by the State of Nevada.

3. If it appears that there has been no substantial change in the operation of the business since the last complete application, the license division shall issue a new license.

4. If there has been a substantial change in the operation of the business, the license division may require any information on the application for renewal which would be required on an application for a new license and may proceed in the same manner as provided for an application for a new license. Investigative fees which may be required for an application for renewal are not refundable, whether or not the license is renewed.

SECTION 18.

30.405 Location near schools and churches.

1. No gaming license shall be granted for the conducting of a gaming establishment within 500 feet of any school, church, edifice, building or structure erected and used exclusively for devotional services or religious worship, nor shall a gaming license be issued in those areas of the county where operation of the business would create or constitute a public nuisance.

2. This section does not prohibit the issuance of a license for the conducting of a gaming establishment if the establishment was licensed at its existing location before the school, church, edifice or religious structure was constructed.



SECTION 19.30.410 Grounds for refusal to grant, renew gaming license.

The gaming board may refuse to grant, and the license division may refuse to renew, a gaming license to any person if it appears to the gaming board that:

1. The applicant or licensee is not a suitable person to hold a gaming license as provided in section 30.345.
2. The applicant or licensee has not properly and fairly conducted such slot machine, device or game.
3. The applicant or licensee has violated any of the provisions of this code or applicable state or federal law or has committed any illegal act which involves moral turpitude.

SECTION 20.30.415 Posting gaming license required; failure constitutes grounds for revocation.

1. All gaming licenses issued under the provisions of sections 30.335 to 30.430, inclusive, for gambling games, devices and slot machines of every character and description shall be posted in a conspicuous place where such gambling games, devices and slot machines are installed in order that they may be inspected by authorized state and county officials.
2. Failure to comply with the provisions of this section constitutes a ground for the revocation of such license not so posted.

SECTION 21.30.416 Emergency suspension..

1. Notwithstanding any other provision of this code, a license or permit issued pursuant to sections 30.335 to 30.430, inclusive, is subject to immediate suspension by the license division or the sheriff whenever the continued operation of the business constitutes an immediate and clear danger or threat to the health, peace, safety or welfare of the people in Washoe County.
2. Whenever it appears to the license division or the sheriff, by complaint of any person or otherwise, that the continued operation of any business constitutes an immediate danger or threat to the health, peace, safety or welfare of the people in Washoe County, the license division or the sheriff may conduct such investigation as is necessary to determine whether such threat or danger exists.
3. If it is determined that such a threat or danger exists and that immediate action is necessary to protect the health, peace, safety or welfare of the public, the license division or the sheriff may temporarily revoke the license or permit and take whatever action may be necessary to protect the public including, without limitation, the closure of the business and restriction of access to the business and related areas.

4. At the time of such action, the license division or sheriff shall serve a written complaint setting forth the reasons for such action and shall inform the licensee that he has a right to a speedy hearing if he wishes to contest the action. The complaint shall be served in the manner provided in section 30.417. In circumstances where preparation of such complaint is not practicable, the license division shall verbally inform the licensee or any responsible person on the premises of the reasons for the action. If the licensee thereafter makes a written demand to the license division for a hearing, the license division shall inform the gaming board of such demand and a hearing shall be held as soon as practicable. If no such written demand is made, then the normal (nonemergency) revocation procedure shall be followed.

## SECTION 22.

### 30.417 Service of complaint and notice.

1. Service of the complaint may be made by the license division or sheriff by personal delivery:

(a) If the licensee is an individual, upon that individual at the place of business;

(b) If the licensee is a partnership, upon any of the partners whether general or limited at the place of business; or

(c) If the licensee is a corporation, upon the resident agent.

2. If the license division or sheriff is unable to make service as provided in subsection 1, service may be made by leaving a copy of the complaint with an employee at the place of business or with a person of suitable age at the address as shown on the license for the licensee or any partner.

3. If the license division or sheriff is unable to make service as provided in subsections 1 or 2, service may be made by posting a copy of the complaint in some conspicuous place on the premises and by mailing a copy to the address shown on the license for the licensee or any partners. Mailing shall be by U. S. mail with a request for acknowledgment of receipt and return if not delivered within 10 days of the first attempt.

4. If the license division or sheriff is unable to make service as provided in subsections 1, 2 or 3, service may be made by publication in a newspaper of general circulation in the county of a notice that proceedings are being commenced to suspend or revoke the license. Such notice shall inform the licensee that a copy of the complaint is on file with the license division and that a copy may be obtained during normal business hours. A copy of the notice shall also be posted in a public place within the county.

5. Service shall be deemed completed upon personal delivery in the case of service made under subsections 1 or 2, upon posting and mailing in the case of service made under subsection 3, and upon publication and posting in the case of service made under subsection 4.

SECTION 23.30.418 Hearing.

1. At the time set for the hearing the licensee may appear either in person or by counsel authorized to practice law in the State of Nevada, or both. The hearing shall proceed, as much as practicable, in the same sequence as a criminal proceeding and the burden shall be upon the county to establish, by a preponderance of the evidence, that good cause exists for the revocation, suspension or conditioning of the license.

2. No later than 10 days after the conclusion of the hearing, the gaming board shall make findings of fact and order appropriate action. The action of the gaming board may include revocation, suspension, reinstatement, no action or imposition of reasonable conditions necessary to insure the health, safety or welfare of the public.

3. If the order is not made and announced at the hearing, then a written copy of such order shall be delivered to the license division and served in any reasonable manner on the licensee or his designee, if available for service. If those persons are unavailable for service, the order shall be posted upon the business premises.

4. If the licensee fails to appear at the hearing and any action is ordered, there shall be no reopening or review of the proceedings before the gaming board, except that if it subsequently appears to the satisfaction of the gaming board that the licensee's failure to answer or appear was due to matters beyond his control and not to inexcusable negligence on the part of the licensee, the hearing may be reopened or reviewed by the gaming board.

SECTION 24.30.419 Suspension and revocation of gaming licenses.

1. Any license issued pursuant to the provisions of 30.335 to 30.430, inclusive, or any amendment thereof may be suspended or revoked for good cause. Good cause for such suspension or revocation includes, but is not limited to:

(a) The existence of unsanitary conditions, noise, disturbances and other conditions at, near or on the premises which cause or tend to cause or create a public nuisance or which injuriously affect the public health, safety or welfare.

(b) The commission of, or permitting or causing the commission of, any act in the operation of the business which act is made unlawful or is prohibited by any applicable law, ordinance, rule or regulation of any city, county, state or the Federal Government.

(c) Fraudulent practices or misrepresentations in the operation of the business, or concealment or misrepresentation of a material fact in procuring the license.

(d) Any action or circumstance which would warrant the denial of the issuance or renewal of the license.

(e) Violation of any of the terms or conditions of the



license.

2. Upon failure to tender any required fees for a period of 30 days after the due date, the license shall be automatically suspended without further notice or proceedings.

## SECTION 25.

30.420 Procedure for suspension or revocation of licenses. Whenever it appears to the gaming board, by complaint of any person or otherwise, that a licensee is violating any provision of this code or any other applicable law or any of the conditions of the license, the license division may commence proceedings to suspend, revoke, terminate or condition such license or permit in substantially the following manner:

1. The license division may request the sheriff to conduct whatever investigation is necessary and, if warranted, the license division may prepare a complaint and cause it to be served in the manner provided in section 30.417.

2. The complaint must set forth the reasons alleged to constitute grounds for action. It must be accompanied by a notice that a written answer must be filed with the license division and the gaming board within 7 days after service of the complaint, which period may be extended by the license division only upon a showing of good cause. If the notice does not specify a hearing date, it shall inform the licensee that the hearing will be scheduled at the convenience of the gaming board. In such case the licensee must contact the county manager's office to obtain the hearing date.

3. The answer must be made under oath and fully answer and respond to all allegations and specify all excuses or defenses of the licensee. The answer shall also contain the names, addresses, and telephone numbers of at least two persons upon whom any future notices or process may be served during normal daytime business hours. Persons at locations other than the place of business may be included only if no person is present at the place of business, but the persons at other locations must be within Washoe County and not located more than 20 miles from the location of the business.

4. The license division may also set a date and location for the hearing and include that date and location in the notice. Except in the case of an emergency, the date shall be not less than 5 days after the last day for filing of the answer. In setting the hearing date, the license division may anticipate that service will occur at such time as to allow any applicable time periods to be met, but may also provide in the notice that if service occurs less than 12 days before the date specified for the hearing, the hearing will be held on the date of the next following regular meeting of the gaming board unless an alternate time is stated in the notice.

5. If the licensee fails to file a written answer, the gaming board may hear the matter as scheduled in the notice. If no date was included in the notice and no answer was filed within the required time, then the gaming board may, without

any further notice, hear the matter at any regularly or specially scheduled meeting.

6. If the gaming board has not set and included a hearing date in the notice, it may subsequently set a date which shall be not less than 5 days after the filing of the answer and shall give the licensee written notice of that date not less than 5 days before the hearing date.

7. Any notices subsequent to that accompanying the complaint may be served on the licensee or any of those persons designated by the licensee pursuant to subsection 3.

#### SECTION 26.

##### 30.422 Employment of unauthorized personnel prohibited.

1. It is unlawful for any licensee to employ or allow to be employed any gaming employee, as defined in section 30.440, who does not hold a current, valid work permit as required by sections 30.435 to 30.510.

2. In addition to criminal sanctions, a violation of this section is grounds for revocation or suspension of a gaming license.

3. In any proceeding to revoke or suspend a gaming license on the basis of an alleged violation of this section, a defense of good faith belief by a licensee shall not be accepted or considered if the licensee refuses to testify under oath in any related civil or criminal proceeding that the employee produced a facially valid work permit and that the licensee had a bona fide belief that the permit was valid.

#### SECTION 27.

30.430 Severability. If any section of sections 30.335 to 30.430, inclusive, or portion thereof is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such holding shall not invalidate the remaining portions of sections 30.335 to 30.430, inclusive.

#### SECTION 28.

30.435 Definitions. As used in sections 30.435 to 30.510, inclusive, unless the context otherwise requires, the terms defined in sections 30.440 to 30.450, inclusive, have the meanings ascribed to them in those sections.

#### SECTION 29.

##### 30.440 "Gaming employee" defined.

1. "Gaming employee" means any person connected directly with the operation of a gaming establishment licensed to conduct any game, 16 or more slot machines, a horse race book, sports pool or parimutual wagering, including:

- (a) Boxmen;
- (b) Cashiers;

- (c) Change personnel;
  - (d) Counting room personnel;
  - (e) Dealers;
  - (f) Employees of manufacturers or distributors of gaming equipment within this state whose duties are directly involved with the manufacture, repair or distribution of gaming equipment;
  - (g) Employees of operators of slot routes who have keys for slot machines or who accept and transport revenue from the slot drop;
  - (h) Floormen;
  - (i) Hosts or other persons empowered to extend credit or complimentary services;
  - (j) Keno runners;
  - (k) Keno writers;
  - (l) Machine mechanics;
  - (m) Odds makers and line setters;
  - (n) Shift or pit bosses;
  - (o) Shills;
  - (p) Supervisors or managers; and
  - (q) Ticket writers.
2. "Gaming employee" does not include bartenders, cocktail waitresses or other persons engaged in preparing or serving food or beverages.
3. "Gaming employee" does not include gaming security guards or consultants, who must obtain and possess a work card under the provisions of chapter 25 of this code.

#### SECTION 30.

30.445 "Temporary work permit" defined. "Temporary work permit" means a work permit which is valid only for a period not to exceed 90 days from its date of issue and is not renewable.

#### SECTION 31.

30.450 "Work permit" defined. "Work permit" means the permit issued by the sheriff authorizing the employment of the holder thereof as a gaming employee.

#### SECTION 32.

30.455 Work permit condition of employment. No person may be employed as a gaming employee unless he is the holder of a temporary work permit or work permit issued by the sheriff.

#### SECTION 33.

30.460 Application; service charge. The initial and renewal application for a work permit shall be made on forms provided by the sheriff and shall be accompanied by a non-refundable service charge fixed by the sheriff to process the application.



SECTION 34.

30.465 Copy of application to state gaming control board; issuance of temporary work permit. Upon receipt of the completed application and nonrefundable service charge, the sheriff shall mail or deliver a copy of the application to the state gaming control board and may issue a temporary work permit to the applicant.

SECTION 35.

30.470 Issuance, denial of work permit if no objection. If, within 90 days after receipt by the state gaming control board of a copy of the application, the state gaming control board has not notified the sheriff of any objection, the sheriff may issue, renew or deny a work permit to the applicant.

SECTION 36.

30.475 Objection by state gaming control board; denial by sheriff; hearing.

1. If the state gaming control board within the 90-day period notifies the sheriff that the state gaming control board objects to the granting of a work permit to the applicant, the sheriff shall deny the work permit and shall immediately revoke and repossess any temporary work permit which he has issued.

2. The applicant may then apply to the state gaming control board for a hearing on the state gaming control board's objection in the manner prescribed by law.

SECTION 37.

30.480 Expiration of work permit. A work permit expires:

1. Unless renewed within 10 days after the permittee's change of place of employment.

2. If the holder thereof is not employed as a gaming employee within Washoe County for a period of more than consecutive days 90 days.

3. Three years from the date of issuance.

SECTION 38.

30.485 Grounds for refusal to issue, revocation of work permit. The sheriff may refuse to issue a temporary work permit or work permit and may revoke either of such permits if the applicant or holder thereof has:

1. Failed to disclose, misstated or otherwise attempted to mislead the sheriff with respect to any material fact contained in the application for the issuance or renewal of a work permit;

2. Knowingly failed to comply with the provisions of sections 30.435 to 30.510, inclusive, the provisions of chapters

463, 463B, 464 or 465 of NRS, or the regulations of the Nevada gaming commission at a place of previous employment;

3. Committed, attempted or conspired to commit any crime of moral turpitude, embezzlement or larceny against his employer or any gaming licensee, or any violation of any law pertaining to gaming, or any other crime which is inimical to the declared policy of this state concerning gaming;

4. Been identified as being a member or associate of organized crime, or as being of notorious and unsavory reputation;

5. Been placed and remains in the constructive custody of any federal, state, county or city law enforcement authority;

6. Had a work permit revoked or committed any act which is a ground for the revocation of a work permit or would have been a ground for revoking his work permit if he had then held a work permit;

7. Knowingly possessed or permitted to remain in or upon the premises of a licensed gaming establishment any cards, dice, mechanical device or any other cheating device whatever, the use of which is prohibited by statute or ordinance;

8. Concealed or refused to disclose any material fact in any investigation by the sheriff;

9. Committed, attempted or conspired to commit larceny or embezzlement upon the premises of a licensed gaming establishment;

10. Been convicted in any jurisdiction other than Nevada of any offense involving or relating to gambling;

11. Accepted employment without prior approval of the Nevada gaming commission in a position for which he could be required to be licensed under chapter 463 of NRS 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 Nevada gaming commission;

12. 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;

13. 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; or

14. Been convicted of any felony or gross misdemeanor, other than one constituting a violation of chapters 463, 463B, 464 or 465 of NRS.

### SECTION 39.

#### 30.490 Appeal of denial, revocation.

1. If a work permit is denied or revoked by the sheriff, the applicant or holder thereof shall be advised of the reason or reasons therefor and may appeal that decision in writing to the gaming board not later than 60 days thereafter.

2. A failure to appeal the decision of the sheriff within 60 days constitutes an admission that the decision is well founded and precludes further administrative or judicial review.

3. No appeal may be taken from the decision of the sheriff to deny or revoke a temporary work permit.

#### SECTION 40.

##### 30.495 Hearing on appeal; decision of gaming board.

1. When an appeal is filed, the gaming board shall hold a hearing to review the decision made by the sheriff and the reason or reasons therefor.

2. At the hearing, the gaming board shall take any testimony and evidence deemed necessary.

3. After the hearing, the gaming board shall review the testimony and evidence and shall, within 30 days from the date of the hearing, announce its decision sustaining or reversing the decision of the sheriff.

#### SECTION 41.

30.500 Judicial review. Any applicant or holder of a work permit aggrieved by the decision of the gaming board may seek judicial review thereof.

#### SECTION 42.

##### 30.505 Confidential records.

1. All records acquired or compiled by the license division, the sheriff or the gaming board relating to any gaming application license or work permit, all lists of applicants, licensees and persons to whom work permits have been issued or denied and all records of the names or identity of persons engaged in the gaming industry in this county are confidential and must not be disclosed except in the proper administration of sections 30.435 to 30.510, inclusive, or to an authorized agency of criminal justice. The license division shall, upon request of the sheriff or his designee, furnish him with all records, data and other information pertaining to any applicant or licensee.

2. Any record of the license division, sheriff or the gaming board 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.

#### SECTION 43.

30.510 Penalties. Any person who engages in any occupation as a gaming employee without a valid temporary work



permit or work permit authorizing him to do so is guilty of a misdemeanor and shall be punished by a fine of not more than \$1,000, by a term of imprisonment in the county jail of not more than 6 months, or by both such fine and imprisonment.

SECTION 44.

30.600 Licensing board ordinances and regulations: Penalty for violation. Any person committing an act which is declared unlawful by any ordinance or regulation adopted by the liquor board of the County of Washoe or the gaming board of the County of Washoe or any other board which has the power to adopt ordinances or regulations is guilty of a misdemeanor and shall be punished as provided in section 125.050 of this code.

SECTION 45.

Repeal of all prior gaming board ordinances. Gaming board ordinances 1 and 2, as amended, and as codified in sections 30.335 to 30.600, inclusive, of the Washoe County Code, are hereby repealed.

SECTION 46.

Effective dates.

1. Section 45 of this ordinance shall become effective at 12:01 a.m. on the date this ordinance becomes effective pursuant to NRS 244.100.

2. Sections 1 to 44, inclusive, of this ordinance shall become effective at 12:02 a.m. on the date this ordinance becomes effective pursuant to NRS 244.100.

Proposed on the 11th day of June, 1991  
Proposed by Member Beck  
Passed the 25th day of June, 1991

Vote:

Ayes: Members Beck, Cornwall, Leighton, McDowell & Reid.  
Nays: Members None  
Absent: Members None

Attest:

Judi Bailey  
County Clerk

Gene Reid  
Chairman of the Gaming Board

This ordinance shall be in force and effect from and after the 8th day of July, 1991.