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CLOSED EVENT POLICY FOR GAMING ESTABLISHMENTS

Summary

These policies and procedures ("Policy") address the Nevada Gaming Control Board's requirements for licensed gaming establishments to hold Events that are closed to the public and are recorded, filmed, streamed or broadcast. On March 12, 2020, Governor Steve Sisolak issued the Declaration of Emergency for COVID-19 pursuant to the emergency powers conferred upon the Governor of Nevada by chapter 414 of NRS. Pursuant to the Declaration of Emergency, on May 28, 2020, Governor Steve Sisolak issued Directive 021 which directed, in relevant part, that "[e]ffective 12:01 am on May 29, 2020, musical performances, live entertainment, concerts, competitions, sporting events, and any events which live performances may resume, but shall remained closed for public attendance."

The purpose of this Policy is to notify event operators of the Nevada Gaming Control Board's operational requirements to minimize the risk of exposure to COVID-19. During the state of emergency, certain events may be conducted at licensed gaming establishments without live spectators or guests for the purpose of broadcast or streaming. For purposes of this Policy, the term "Event" means any live event that is traditionally held before an in-person audience. The term includes, without limitation, sporting events, concerts, entertainment shows, and non-sporting competitions.

This Policy constitute the minimum requirements that should be followed by Event Operators. For purposes of this Policy, the term "Event Operators" shall include, without limitation, the producer and sponsor of the Event, any governing or sanctioning body with jurisdiction over the Event or its participants, the owner and operator of the venue in which the Event will be held, the licensed gaming establishment where the venue is located, any third-party contractor involved in the presentation of the Event, any other party involved in the presentation of the Event, and any agent or employee of those entities or persons. This Policy shall be adhered to under the combined effort of the Event Operators.

To hold an Event while this Policy in effect, an Event Operator shall submit an Operation Plan to the Chair of the Nevada Gaming Control Board at least 14 days prior to the planned date of the Event to allow for adequate review of the Operation Plan. The Operation Plan shall provide, in detail, the steps the Event Operators will follow to comply with the requirements of this Policy. The Chair, in the Chair's sole and absolute discretion, may approve or deny an Operation Plan. An Event shall not take place unless the Operation Plan is approved by the Chair.

The Board's Policy applies to all Events held on the premises of a licensed gaming establishment. In the situation where another state agency has issued its own policies and procedures governing an Event to be held at a licensed gaming establishment, the Chair may elect to allow the other state agency's policies and procedures to

be enforced in place of the Board's, provided the Chair determines that the other state agency's policies and procedures are substantively equal to, or more restrictive than, those of the Board.

This Policynshall be effective until further notice.

Section I: Closed System Operations

A. Closed System

In addition to adherence to all Federal, state, and local regulations and guidelines concerning COVID-19 mitigation, including those promulgated under the Governor's March 12, 2020 Declaration of Emergency, Events may only proceed while utilizing a **closed system** of operations. The core principle of a closed system is to minimize the chance of transmission of COVID-19.

The term "closed system" should be construed to encompass the entire network of operations through which the Event is produced. It is not limited to the Event(s) being operated or performed for broadcast or streaming, but includes, without limitation, personnel management, all facilities utilized (*e.g.*, Event venue, lodging, staging areas, training/practice facilities, rest areas, etc.), and transportation.

Key components of a closed system include, but are not limited to, prohibiting the general public from having access, limiting access to specified personnel, controlled points of ingress/egress, policies and procedures for introducing personnel into the closed system, provision of medical testing, control and monitoring of the utilized facilities to ensure adherence to social distancing standards, organization and layout of Event space to ensure social distancing standards, sanitation procedures, and policies and procedures to ensure limited compromise of the closed network in the event of a positive COVID-19 test.

Operation Plans should be written with the core goal of explaining the policies and procedures Event Operators are implementing to ensure a closed system for the duration of the production of the Event.

B. Facilities

Event Operators must ensure that the closed system is structured to account for all facilities being used in the production of the Event. Operation Plans must provide details on all facilities being utilized, and relevant policies and procedures for maintaining integrity of the closed system across facilities. This includes, but is not limited to:

- *Event Venue*

Information on the venue where the Event intended for broadcasting/streaming is being hosted, and ancillary facilities (staging rooms, locker rooms, green rooms, break rooms, production/media rooms, and other "back-of-house" facilities being used to facilitate production of the Event).

- *Lodging*

Information on lodging/housing accommodations being utilized, including e.g. details on the number and distribution of personnel among housing.

- *Training/Practice Facilities*

Information on any facilities being utilized for training or practice. Event Operators should note whether equipment used at a training/practice facility (sporting equipment, musical instruments, etc.) will also be used in the Event, and note how equipment will be moved about the closed system to ensure integrity of the system.

Operating Plans must include a floor plan or diagram of the Event venue (and back-of-house facilities being used), as well as any training/practice/rehearsal facilities being used by Event Operators. Floor plans should include sufficient labeling and notation. This includes, without limitation, marking the placement of personnel to indicate adherence to social distancing, labeling of areas by function, marking points of ingress/egress to the closed system, and noting movement flow of personnel.

Floor plans of lodging facilities are not required as part of the Operating Plan.

Additionally, Event Operators should take efforts to limit the possibility of spreading COVID-19 through food and catering, such as utilizing single serve/portioned/boxed meals (versus self-serve style catering) and using single use/disposable cutlery, dishes, and other tableware/drinkware used in serving and consuming food.

C. Personnel

An essential component of maintaining the integrity of a closed system is controlled access, movement, and function of ALL personnel involved in Event operations and production. "Personnel" includes, without limitation, production staff, security personnel, cleaning staff, medical staff, Event participants (athletes, performers), participants' support staff, officiants, regulatory agents or other state or local government officials, and any other individuals introduced into the closed system.

Operation Plans must include details on personnel including, but not limited to, number of personnel, title/function of personnel to the production, responsibility for personnel (*i.e.*, details on principal/agent relationship an individual is operating under--is the individual an agent of the venue operator, the licensed gaming establishment, a professional sports sanctioning organization, Event production company, etc.), details on any internal system being used to group/designate personnel and the privileges afforded to those groups (Example: what access to specific parts of the venue are granted to personnel falling within a certain group, expected interaction between personnel, etc.). Personnel should likewise be visually identifiable through a credential marker such as a badge or uniform.

Prior to entering the closed system, all personnel should be provided information on the importance of safe measures to mitigate the spread of virus infection utilizing recommendations from the CDC. Operation Plans should include a copy of the education being provided and details on how such information is being disseminated to personnel.

Personnel should treat the closed system as a large-scale quarantine, and should make arrangements for the procurement of required goods and services from outside of the closed system in a manner that limits interaction with the Nevada public (example: delivery of goods rather than traveling to a retail location for pickup, or alternatively having designated personnel local to Nevada to handle pickup).

Maintaining social distancing is a key component to the closed system. However, the nature of some Events, particularly contact sports, may involve prolonged interaction between personnel within 6 feet of one another. Operation Plans should note where such anticipated close-quarters interactions are anticipated to occur in the normal course of the Event.

D. Sanitation of Closed System

Event Operators must ensure a sufficient number of dedicated sanitation staff within the closed system trained in COVID-19 cleaning and disinfection protocols as recommended by the CDC.

Operating Plans must provide an overview of sanitation procedures that will be implemented prior to, through the course of, and subsequent to the Event and its operations. Details should include procedures for sanitation of locations/facilities, equipment, and means of transportation. Plans must also detail sanitation procedures for parts of the closed system that present a higher risk of exposure to infection, specifically facilities and equipment where medical testing is performed and any facilities where personnel are quarantined while awaiting the results of testing. Sanitation procedures should also provide specific procedures for disposal of medical waste.

Section II: Health & Safety

A. Closed System Screenings

A key step in preventing compromise of the closed system is a controlled process for introduction of personnel into the system. Event Organizers should have detailed policies and procedures in place for admitting personnel, including, but not limited to, temperature screenings (maximum 100.4°F), a questionnaire assessing recent activity by the individual, and COVID-19 testing.

Information to be ascertained prior to entry into the closed system includes, but is not limited to:

- What, if any, travel has the individual made in the past 2-weeks, particularly to or from an area that is considered high risk or includes a government mandated quarantine.
- Whether the individual has come into contact with a person confirmed, or suspected to be, infected with COVID-19, and if so, when.
- Whether the individual, in the past two weeks, has experienced any symptoms associated with COVID-19, including:
    - Coughing
    - Shortness of breath or difficulty breathing
    - Fever
    - Chills
    - Muscle pain

- Sore throat
- New loss of taste of smell
- Nausea
- Vomiting
- Diarrhea

Operating Plans should detail what personnel will be responsible for administering the questionnaire, including who will be assessing the answers and making a determination as to whether the questioned individual may enter the closed system. Questionnaires must be reviewed by a professional medical consultant.

In addition to initial screenings when being introduced to the closed system, Event Operators should have policies and procedures in place for the performance of daily COVID-19 risk assessments.

B. COVID-19 Testing

All personnel must be subjected to polymerase chain reaction ("PCR") testing for COVID-19. Event Operators must provide for testing in a facility/setting that offers sufficient continuity into the closed system so as to minimize risk of personnel exposure between testing and entrance into the closed system. Event Operators should consult with appropriate health officials regarding test frequency. Due to limitations on early detection of COVID-19 in an infected individual through viral testing, Event Operators may need to conduct multiple rounds of viral testing dependent on the duration of the Event. Event Operators should also be educated in the basics of COVID-19 testing as explained on the CDC's Testing information webpage, as well as the CDC's guidance on INTERPRETING COVID-19 TEST RESULTS. Testing should be overseen by a trained medical professional.

PCR testing—testing that is used to determine if an individual currently has a COVID-19 infection through samples from an individual's respiratory system—must be administered by nasal swab or saliva collection. Event Operators must coordinate for delivery and testing of samples to a laboratory conducting FDA testing or other viral testing resources provided by state health officials. Collecting and handling of PCR tests should be done in accordance with CDC interim guidelines.

Operation Plans must detail policies and procedures for the administration of PCR tests, including, without limitation, identifying medical personnel that will be responsible for administration of testing, agreements with state and local health officials regarding the performance and reporting of testing, and quarantining procedures for personnel while awaiting test results.

C. Positive Test Results

Any personnel who receives a positive result from a COVID-19 PCR test will be required to seek immediate primary care, and enter **isolation** in accordance with local, state, and CDC guidance. Event Operators must have policies and procedures in place, consistent with CDC guidance on Quarantine and Isolation, to provide resources for personnel traveling from out-of-state in the event they must enter isolation.

In the event a COVID-19 PCR test returns a positive result, any personnel that have had close contact with the infected individual will be required to enter into **quarantine** for 14 days in accordance with local, state, and CDC

recommendations on Quarantine measures. Event Operators must have policies and procedures in place to provide resources for personnel traveling from out-of-state in the event they must enter quarantine. Such policies and procedures must be specified in the Operation Plan for the Event.

Operation Plans should detail the policies and procedures in place for personnel that must enter isolation or quarantine. These policies and procedures must include, at minimum, provision of housing for isolated/quarantined individuals, and a plan for administering healthcare treatment to infected individuals in consultation with healthcare experts.

D. Contact Tracing

Information must be held on file for all personnel sufficient for local health authorities to conduct contact tracing in the event of a positive test. Operation Plans must detail procedures for contact tracing, including, but not limited to, how the Event Operator will log appropriate information (names, times) needed for contact tracing, identifying which personnel will be responsible for supplying local health authorities with requested information and for serving as contact points for additional cooperation as required by the local health authorities. Event Operators should be familiar with CDC guidelines on Contact Tracing and consult with local health authorities ahead of the Event production so as to anticipate their needs in the event they must conduct contact tracing.

E. Social Distancing

A core principle of operating an Event in a closed system is facilitating an environment promoting social distancing by personnel. As identified by the CDC, the key tenets of social distancing are maintaining a minimum distance of 6 feet between individuals, avoiding gathering in groups, and avoiding crowded places/mass gatherings.

Event Operators must consider all applicable Federal, state, and local social distancing guidelines, including those addressing limits on the size of public gatherings, across all aspects of the Event, including, without limit, the stationing/placement of personnel (example: spacing of recording equipment, spacing of musicians in a concert, etc.), the movement and flow of personnel in performance of their duties, the grouping of personnel in staging and waiting areas, the transportation of personnel, the lodging or housing arrangements for personnel, and any extended one-on-one interactions between personnel (example: post-game interview of an athlete).

Operation Plans must detail policies and procedures that are designed, to the maximum extent reasonably possible, to adhere to social distancing.

F. Personal Protective Equipment

All personnel must utilize personal protective equipment ("PPE") at all times during the Event. Operation Plans must detail who will be responsible for the procurement and distribution of PPE, what PPE will be utilized by personnel (at minimum, Cloth Face Coverings), and what education/instruction will be provided on the proper use of PPE. Cleaning staff must also wear gloves. State and local health authorities should also be consulted with regards to appropriate PPE for medical personnel, such as those conducting COVID-19 testing.

Due to the nature of some Events, there may be periods where it is impractical for those participating to wear PPE. Operation Plans should note where such instances will be anticipated to occur in the normal course of the Event.

CONCLUSION

This Policy is subject to revision by the Chair of the Nevada Gaming Control Board based on recommendations from federal, state, and local health authorities related to the spread of COVID-19. The Chair will keep licensees apprised of any changes so that Operating Plans may be updated.