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Governor

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NOTICE TO LICENSEES

Notice # 2021-13 Issuing Division: Administration

DATE: **February 16, 2021**

TO: **All Gaming Licensees and Other Interested Persons**

FROM: **J. Brin Gibson, Chairman**

SUBJECT: **Emergency Directive 037**

This Industry Notice amends the "Health and Safety Policies for the Resumption of Gaming Operations: Nonrestricted Licensees," the "Health and Safety Policies for the Resumption of Gaming Operations: Restricted Licensees," and supersedes Industry Notices #2020-25, #2020-30, #2020-43, #2020-47, #2020-90, and #2020-108 for purposes of those Policies.

To meet its obligation under Governor Sisolak's Emergency Directive 037, the Board reissues the following:

Health and Safety Policies for the Resumption of Gaming Operations: Nonrestricted Licensees

Health and Safety Policies for the Resumption of Gaming Operations: Restricted Licensees

NONRESTRICTED LICENSEES

Gaming Operations

Pursuant to section 7 of Emergency Directive 037, licensees must limit the maximum occupancy on the gaming floor and other gaming areas to 35% of its maximum capacity assigned to it by local building and fire codes.

Effective March 15, 2021, licensees must limit the maximum occupancy on the gaming floor and other gaming areas to 50% of its maximum capacity assigned to it by local building and fire codes.

Licensees' plans that have been granted approval by the Board with variances for partitions at gaming tables, partitions between gaming machines, and other such variances will remain in effect under the restrictions imposed by Emergency Directive 037. New reopening/operational plans do not need to be submitted based on the updated capacity restrictions.

Substantive updates to the aforementioned Policy also address the applicable provisions of Emergency Directive 037 which relate to the requirements imposed upon licensees who intend to hold large gatherings and events.

Food and Beverage Establishments

Pursuant to section 13 of Emergency Directive 037, food and beverage establishments may operate at no more than 35% of their indoor occupancy maximum capacity. Patrons who dine outdoors do not count towards the 35% capacity limit. Food and beverage establishments are no longer required to utilize a reservation system.

Effective March 15, 2021, food and beverage establishments may operate at no more than 50% of their indoor occupancy maximum capacity.

The Board notes that, regardless of the ownership and operational structure of a food and beverage establishment within a licensee's property, it is incumbent upon the licensee to ensure that its food and beverage tenants are fully complying with section 13 of Emergency Directive 037 and every applicable provision of other emergency directives. The Board will consider the imposition of disciplinary action on a licensee whose tenants are out of compliance with such requirements.

RESTRICTED LICENSEES

Restaurants and Taverns

Restaurants and taverns with restricted gaming operations must comply with every provision of section 13 of Emergency Directive 037. Bar top gaming machines may remain operational and in use.

Supermarkets and Convenience Stores

Supermarkets and convenience stores with restricted gaming operations may continue to operate at 50% of their posted maximum capacities, while still ensuring compliance with existing health and safety requirements, including proper social distancing between machines and disinfection protocols.

CONCLUSION

In conjunction with state and local health officials, the Board will continue to ensure that best practices are used in the mitigation of COVID-19, and its effect on the resumption of gaming and other licensee operations, and will issue further notices as appropriate.