

ASSEMBLY BILL NO. 217—ASSEMBLYMAN HAMBRICK

PREFILED FEBRUARY 13, 2017

Referred to Committee on Government Affairs

SUMMARY—Provides for the revocation of the business license of a place of transient lodging where repeated acts of prostitution have regularly occurred. (BDR 20-278)

FISCAL NOTE: Effect on Local Government: May have Fiscal Impact. 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 prostitution; requiring counties and cities to revoke the business license of any place of transient lodging where repeated acts of prostitution have regularly occurred on the premises; and providing other matters properly relating thereto.

**Legislative Counsel’s Digest:**

1 Existing law provides that it is unlawful for any person to: (1) engage in  
2 prostitution or solicitation therefor, except in a licensed house of prostitution; or (2)  
3 offer or agree to engage in, engage in or aid and abet any act of prostitution. (NRS  
4 201.354, 207.030) **Sections 1 and 3** of this bill require a county or city, as  
5 applicable, to revoke the business license issued to a place of transient lodging  
6 located within its jurisdiction if: (1) there have been repeated acts of prostitution  
7 regularly occurring on the premises; and (2) the person in control of the place of  
8 transient lodging knew or should have known that acts of prostitution were  
9 regularly occurring on the premises and failed to take reasonable remedial measures  
10 to ensure that such violations did not continue to occur.

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

**Section 1.** Chapter 244 of NRS is hereby amended by adding thereto a new section to read as follows:

***1. The board of county commissioners or county license board shall, after notice and an opportunity to be heard, revoke a license issued for the operation of a place of transient lodging that***



1 *is located within an unincorporated area of the county if the board*  
2 *determines that:*

3 *(a) Repeated violations of NRS 201.354 or 207.030 have*  
4 *regularly occurred on the premises of the place of lodging; and*

5 *(b) The person in control of the place of transient lodging*  
6 *knew or should have known that repeated violations of NRS*  
7 *201.354 or 207.030 were regularly occurring on the premises and*  
8 *failed to take reasonable remedial measures to ensure that such*  
9 *violations did not continue to occur.*

10 2. *As used in this section, "place of transient lodging" means*  
11 *any establishment that is required to pay any tax on rental of*  
12 *transient lodging imposed by an ordinance enacted pursuant to*  
13 *NRS 244.3351.*

14 **Sec. 2.** Chapter 268 of NRS is hereby amended by adding  
15 thereto a new section to read as follows:

16 1. *The governing body of an incorporated city shall, after*  
17 *notice and an opportunity to be heard, revoke a license issued for*  
18 *the operation of a place of transient lodging that is located within*  
19 *an unincorporated area of the county if the governing body*  
20 *determines that:*

21 *(a) Repeated violations of NRS 201.354 or 207.030 have*  
22 *regularly occurred on the premises of the place of lodging; and*

23 *(b) The person in control of the place of transient lodging*  
24 *knew or should have known that repeated violations of NRS*  
25 *201.354 or 207.030 were regularly occurring on the premises and*  
26 *failed to take reasonable remedial measures to ensure that such*  
27 *violations did not continue to occur.*

28 2. *As used in this section, "place of transient lodging" means*  
29 *any establishment that is required to pay any tax on rental of*  
30 *transient lodging imposed by an ordinance enacted pursuant to*  
31 *NRS 268.095.*

32 **Sec. 3.** The provisions of this act apply to a judgment of  
33 conviction for a violation of NRS 201.354 or 207.030 that is entered  
34 on or after October 1, 2017.

