
ASSEMBLY BILL NO. 497—COMMITTEE ON
COMMERCE AND LABOR

MARCH 24, 2003

Referred to Committee on Commerce and Labor

SUMMARY—Exempts licensed child care facility from regulation
as food establishment. (BDR 40-1199)

FISCAL NOTE: Effect on Local Government: No.
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 food establishments; exempting a licensed child
care facility from regulation as a food establishment; and
providing other matters properly relating thereto.

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

- 1 **Section 1.** NRS 446.020 is hereby amended to read as follows:
2 446.020 1. Except as otherwise limited by subsection 2,
3 “food establishment” means any place, structure, premises, vehicle
4 or vessel, or any part thereof, in which any food intended for
5 ultimate human consumption is manufactured or prepared by any
6 manner or means whatever, or in which any food is sold, offered or
7 displayed for sale or served.
8 2. The term does not include:
9 (a) Private homes, unless the food prepared or manufactured in
10 the home is sold, or offered or displayed for sale or for
11 compensation or contractual consideration of any kind;
12 (b) Fraternal or social clubhouses at which attendance is limited
13 to members of the club;
14 (c) Vehicles operated by common carriers engaged in interstate
15 commerce;
16 (d) Any establishment in which religious, charitable and other
17 nonprofit organizations sell food occasionally to raise money or in
18 which charitable organizations receive salvaged food in bulk



1 quantities for free distribution, unless the establishment is open on a
2 regular basis to sell food to members of the general public;

3 (e) Any establishment where animals are slaughtered which is
4 regulated and inspected by the State Department of Agriculture;

5 (f) Dairy farms and plants which process milk and products of
6 milk or frozen desserts which are regulated under chapter 584 of
7 NRS; ~~for~~

8 (g) The premises of a wholesale dealer of alcoholic beverages
9 licensed under chapter 369 of NRS who handles only alcoholic
10 beverages which are in sealed containers ~~for~~; *or*

11 *(h) A child care facility that is licensed pursuant to chapter*
12 *432A of NRS.*

13 **Sec. 2.** This act becomes effective on July 1, 2003.

