

ASSEMBLY BILL NO. 180—ASSEMBLYMEMBER D’SILVA

PREFILED FEBRUARY 2, 2025

Referred to Committee on Government Affairs

SUMMARY—Revises provisions relating to local governments. (BDR 20-649)

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 local governments; requiring certain boards of county commissioners and the governing bodies of certain incorporated cities, under certain circumstances, to enter into an agreement to establish a multijurisdictional business license for licensed sidewalk vendors or food establishments operating as mobile units under certain circumstances; revising the definition of the term “sidewalk vendor”; revising certain requirements relating to the regulation of sidewalk vendors; revising the applicability of a multijurisdictional business license for certain contractors; and providing other matters properly relating thereto.

**Legislative Counsel’s Digest:**

1 Existing law authorizes counties, cities and towns to issue business licenses and  
2 permits to operate business within the limits of the county, city or town and to  
3 collect taxes on those licenses. (NRS 244.335, 266.355, 268.095, 269.170) Existing  
4 law also authorizes a board of county commissioners in a county whose population  
5 is 100,000 or more (currently Clark and Washoe Counties) and the governing  
6 bodies of cities within such counties to adopt ordinances regulating sidewalk  
7 vendors. (NRS 244.35481, 244.35483, 268.097991, 268.097993) **Section 2** of this  
8 bill requires such a board of county commissioners that has adopted an ordinance  
9 regulating sidewalk vendors and that requires a sidewalk vendor to hold a permit or  
10 license to enter into an agreement with the city council or other governing body of  
11 each incorporated city whose population is 60,000 or more located in such a county  
12 (currently Sparks, North Las Vegas, Reno, Henderson and Las Vegas) for the  
13 establishment of a multijurisdictional business license to allow a licensed sidewalk  
14 vendor to engage in business in the county and each city.

15 **Section 3** of this bill requires a board of county commissioners in each county  
16 whose population is 100,000 or more (currently Clark and Washoe Counties) to



17 enter into an agreement with the city council or other governing body of each  
18 incorporated city whose population is 60,000 or more in such a county for the  
19 establishment of a multijurisdictional business license to allow licensed food  
20 establishments operating as mobile units to engage in business in the county and  
21 each city.

22 **Sections 2 and 3** also require such a board of county commissioners to enter  
23 into similar agreements with the governing body of each incorporated city whose  
24 population is less than 60,000 in a county whose population is 100,000 or more  
25 (currently Boulder City and Mesquite) who chooses to enter into such an  
26 agreement. **Sections 2 and 3** further require such a board of county commissioners  
27 to establish by ordinance a system for issuing the business license which sets forth  
28 the requirements for obtaining the license and the fees for the issuance and renewal  
29 of the license.

30 **Section 13** of this bill requires a city council or other governing body of an  
31 incorporated city whose population is 60,000 or more (currently Sparks, North Las  
32 Vegas, Reno, Henderson and Las Vegas) in a county whose population is 100,000  
33 or more that has adopted an ordinance regulating sidewalk vendors and that  
34 requires sidewalk vendors to hold a permit or license to enter into an agreement  
35 with the board of county commissioners of the county in which the city is located  
36 for the establishment of a multijurisdictional business license to allow a licensed  
37 sidewalk vendor to engage in business in the county and each city.

38 **Section 14** of this bill requires a city council or other governing body of an  
39 incorporated city whose population is 60,000 or more in such a county to enter into  
40 an agreement with the board of county commissioners of the county in which the  
41 city is located for the establishment of a multijurisdictional business license to  
42 allow licensed food establishments operating as mobile units to engage in business  
43 in the county and each city.

44 **Sections 13 and 14** also require such a city council or other governing body to  
45 enter into similar agreements with the governing body of each incorporated city  
46 whose population is less than 60,000 (currently Boulder City and Mesquite) who  
47 chooses to enter into such an agreement. **Sections 13 and 14** further require such  
48 city councils and governing bodies to establish by ordinance a system for issuing  
49 the business license which sets forth the requirements for obtaining the license and  
50 the fees for the issuance and renewal of the license.

51 Existing law requires the board of county commissioners in a county whose  
52 population is 700,000 or more (currently only Clark County) and the governing  
53 body of each incorporated city whose population is 150,000 or more located in such  
54 a county (currently Henderson, Las Vegas and North Las Vegas) to enter into an  
55 agreement for the establishment of a business license to allow a licensed contractor,  
56 under certain circumstances, to engage in the business of contracting in the county  
57 and cities. (NRS 244.33501, 268.0951) **Sections 5 and 15** of this bill revise the  
58 population classifications to require the board of county commissioners in each  
59 county whose population is 100,000 or more (currently Clark and Washoe  
60 Counties) to enter into: (1) an agreement with the governing body of each city  
61 whose population is 60,000 or more located within such a county (currently Sparks,  
62 North Las Vegas, Reno, Henderson and Las Vegas) for the establishment of such  
63 business licenses; and (2) similar agreements with the governing body of each  
64 incorporated city whose population is less than 60,000 (currently Boulder City and  
65 Mesquite) who chooses to enter into such an agreement.

66 Under existing law, the definition of "sidewalk vendor" is "a person who sells  
67 food upon a public sidewalk or other pedestrian path from a conveyance." (NRS  
68 244.35482, 268.097992) **Sections 7 and 17** of this bill expand this definition to  
69 include a person who sells merchandise upon a public sidewalk or other pedestrian  
70 path from a conveyance. **Sections 9 and 19** of this bill provide that an ordinance  
71 regulating sidewalk vendors may require the sidewalk vendor to provide to the



72 designated representative of the county or city a description of any merchandise the  
73 sidewalk vendor offers for sale.

74 **Sections 8 and 18** of this bill prohibit a board of county commissioners or  
75 governing body of an incorporated city, respectively, from enacting an ordinance  
76 which would prohibit, with certain exceptions, a sidewalk vendor from selling food  
77 or merchandise in or adjacent to a park owned or operated by the county or city.

78 **Sections 2, 3, 13, 14 and 22** of this bill provide that the information connected  
79 with the issuance of a multijurisdictional business licenses for sidewalk vending is  
80 confidential and is not a public record.

81 **Section 4** of this bill provides that the provisions of **sections 2 and 3** are an  
82 exception to the authority of a board of county commissioners to regulate all  
83 character of lawful trades, callings, industries, occupations, professions and  
84 business conducted within the county. **Sections 6 and 16** of this bill limit the  
85 applicability of the provisions of **sections 2 and 13** to a county whose population is  
86 100,000 or more and a city located within such a county, respectively. **Sections 10**  
87 **and 20** of this bill authorize a governing body to take certain disciplinary action for  
88 violations of **sections 2 and 13**. **Sections 11 and 21** of this bill establish certain  
89 limitations on the effect of **sections 2 and 13**.

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

1 **Section 1.** Chapter 244 of NRS is hereby amended by adding  
2 thereto the provisions set forth as sections 2 and 3 of this act.

3 **Sec. 2. 1. A board of county commissioners that has**  
4 **adopted an ordinance regulating sidewalk vendors pursuant to**  
5 **NRS 244.35483 which requires a sidewalk vendor to hold a permit**  
6 **or license for sidewalk vending, shall enter into an agreement in**  
7 **accordance with the provisions of NRS 277.080 to 277.180,**  
8 **inclusive, with the city council or other governing body of each**  
9 **incorporated city whose population is 60,000 or more located**  
10 **within the county and with the governing body of each**  
11 **incorporated city located within the county whose population is**  
12 **less than 60,000 who chooses to enter into such an agreement for**  
13 **the establishment of a business license to authorize a person who**  
14 **is permitted or licensed as a sidewalk vendor pursuant to this**  
15 **section and NRS 244.35481 to 244.35488, inclusive, to engage in**  
16 **the business of sidewalk vending within the county and each of**  
17 **those cities.**

18 **2. The agreement required pursuant to subsection 1 must set**  
19 **forth the purposes, powers, rights, obligations and responsibilities,**  
20 **financial and otherwise, of the county and each city that enters**  
21 **into the agreement.**

22 **3. Upon entering into the agreement required pursuant to**  
23 **subsection 1, the board of county commissioners shall establish by**  
24 **ordinance a system for issuing a business license that authorizes a**  
25 **person who is permitted or licensed as a sidewalk vendor pursuant**



1 to this section and NRS 244.35481 to 244.35488, inclusive, to  
2 engage in the business of sidewalk vending within the county and  
3 each city that entered into the agreement pursuant to subsection 1  
4 and in which the person intends to conduct business.

5 4. An ordinance adopted pursuant to subsection 3 must  
6 include, without limitation:

7 (a) The requirements for obtaining the business license;

8 (b) The fees for issuance and renewal of the business license;  
9 and

10 (c) Any other requirements necessary to establish the system  
11 for issuing the business license.

12 5. A person who is required to hold a permit or license for  
13 sidewalk vending pursuant to this section and NRS 244.35481 to  
14 244.35488, inclusive, is eligible to obtain from the county a  
15 business license that authorizes the person to engage in the  
16 business of sidewalk vending within the county and each city  
17 located in the county which enters into an agreement pursuant to  
18 subsection 1 and in which the person intends to engage in the  
19 business of sidewalk vending if the person meets the requirements  
20 to obtain the license set forth in the ordinance adopted pursuant to  
21 subsection 3.

22 6. A person who obtains a business license described in this  
23 section is subject to:

24 (a) All requirements of the county or city in which the person  
25 is doing business that are set forth in an ordinance regulating  
26 sidewalk vendors adopted pursuant to NRS 244.35485 or  
27 268.097993; and

28 (b) All other licensing and permitting requirements of the  
29 State and any other counties and cities in which the person does  
30 business.

31 7. Except as otherwise provided in this chapter and NRS  
32 239.0115, all personal information connected to a business license  
33 issued pursuant to this section is confidential and must not be  
34 disclosed except as required to administer the system established  
35 pursuant to subsection 3 or to comply with a state law or state or  
36 federal court order.

37 **Sec. 3. 1.** The board of county commissioners in each  
38 county whose population is 100,000 or more shall enter into an  
39 agreement in accordance with the provisions of NRS 277.080 to  
40 277.180, inclusive, with the city council or other governing body of  
41 each incorporated city whose population is 60,000 or more located  
42 within the county and with the city council or other governing  
43 body of each incorporated city located within the county whose  
44 population is less than 60,000 who chooses to enter into such an  
45 agreement for the establishment of a business license to authorize



1 a person who is both licensed as a food establishment and  
2 operating as a mobile unit pursuant to chapter 446 of NRS to  
3 engage in the business of operating as a mobile unit within the  
4 county and each of those cities.

5 2. The agreement required pursuant to subsection 1 must set  
6 forth the purposes, powers, rights, obligations and responsibilities,  
7 financial and otherwise, of the county and each city that enters  
8 into the agreement.

9 3. Upon entering into the agreement pursuant to subsection  
10 1, the board of county commissioners shall establish by ordinance  
11 a system for issuing such a business license that authorizes a  
12 person who is both licensed as a food establishment and operating  
13 as a mobile unit pursuant to chapter 446 of NRS to engage in that  
14 business within the county and each city that entered into the  
15 agreement pursuant to subsection 1 and in which the person  
16 intends to conduct business.

17 4. An ordinance adopted pursuant to subsection 3 must  
18 include, without limitation:

19 (a) The requirements for obtaining the business license;

20 (b) The fees for issuance and renewal of the business license;  
21 and

22 (c) Any other requirements necessary to establish the system  
23 for issuing the business license.

24 5. A person who is both licensed as a food establishment and  
25 operating as a mobile unit pursuant to chapter 446 of NRS is  
26 eligible to obtain from the county a business license that  
27 authorizes the person to engage in that business within the county  
28 and each city located in the county which enters into an  
29 agreement pursuant to subsection 1 and in which the person  
30 intends to conduct business if the person meets the requirements  
31 for obtaining the business license set forth in the ordinance  
32 adopted pursuant to subsection 3.

33 6. A person who obtains a business license described in this  
34 section is subject to all other requirements of the county or city in  
35 which the person is doing business and all other licensing and  
36 permitting requirements of the State and any other counties and  
37 cities in which the person does business.

38 7. Except as otherwise provided in this chapter and NRS  
39 239.0115, all personal information connected to a business license  
40 issued pursuant to this section is confidential and must not be  
41 disclosed except as required to administer the licensure program  
42 or comply with a state law or state or federal court order.

43 8. As used in this section:

44 (a) "Food establishment" has the meaning ascribed to it in  
45 NRS 446.020.



1 (b) *“Mobile unit” means any vehicle operating from an*  
2 *approved servicing area in which food, beverages, frozen desserts*  
3 *or dairy products and mixes are prepared, processed or converted*  
4 *for human consumption and which is used to sell and dispense*  
5 *food and beverages to customers. The term does not include a*  
6 *push cart or any similar operation.*

7 **Sec. 4.** NRS 244.335 is hereby amended to read as follows:

8 244.335 1. Except as otherwise provided in subsections 2, 3,  
9 4 and 9, and NRS 244.33501, 244.35253, 244.3535 and 244.35351  
10 to 244.35359, inclusive, a board of county commissioners may:

11 (a) Except as otherwise provided in NRS 244.331 to 244.3345,  
12 inclusive, 598D.150 and 640C.100, 244.35481 to 244.35488,  
13 inclusive, *and sections 2 and 3 of this act*, regulate all character of  
14 lawful trades, callings, industries, occupations, professions and  
15 business conducted in its county outside of the limits of  
16 incorporated cities and towns.

17 (b) Except as otherwise provided in NRS 244.3359 and 576.128,  
18 fix, impose and collect a license tax for revenue or for regulation, or  
19 for both revenue and regulation, on such trades, callings, industries,  
20 occupations, professions and business.

21 2. The county license boards have the exclusive power in their  
22 respective counties to regulate entertainers employed by an  
23 entertainment by referral service and the business of conducting a  
24 dancing hall, escort service, entertainment by referral service or  
25 gambling game or device permitted by law, outside of an  
26 incorporated city. The county license boards may fix, impose and  
27 collect license taxes for revenue or for regulation, or for both  
28 revenue and regulation, on such employment and businesses.

29 3. A board of county commissioners shall not require that a  
30 person who is licensed as a contractor pursuant to chapter 624 of  
31 NRS obtain more than one license to engage in the business of  
32 contracting or pay more than one license tax related to engaging in  
33 the business of contracting, regardless of the number of  
34 classifications or subclassifications of licensing for which the person  
35 is licensed pursuant to chapter 624 of NRS.

36 4. The board of county commissioners or county license board  
37 shall not require a person to obtain a license or pay a license tax on  
38 the sole basis that the person is a professional. As used in this  
39 subsection, “professional” means a person who:

40 (a) Holds a license, certificate, registration, permit or similar  
41 type of authorization issued by a regulatory body as defined in NRS  
42 622.060 or who is regulated pursuant to the Nevada Supreme Court  
43 Rules; and

44 (b) Practices his or her profession for any type of compensation  
45 as an employee.



1 5. The county license board shall provide upon request an  
2 application for a state business license pursuant to chapter 76 of  
3 NRS. No license to engage in any type of business may be granted  
4 unless the applicant for the license:

5 (a) Signs an affidavit affirming that the business has complied  
6 with the provisions of chapter 76 of NRS; or

7 (b) Provides to the county license board the business  
8 identification number of the applicant assigned by the Secretary of  
9 State pursuant to NRS 225.082 which the county may use to  
10 validate that the applicant is currently in good standing with the  
11 State and has complied with the provisions of chapter 76 of NRS.

12 6. No license to engage in business as a seller of tangible  
13 personal property may be granted unless the applicant for the  
14 license:

15 (a) Presents written evidence that:

16 (1) The Department of Taxation has issued or will issue a  
17 permit for this activity, and this evidence clearly identifies the  
18 business by name; or

19 (2) Another regulatory agency of the State has issued or will  
20 issue a license required for this activity; or

21 (b) Provides to the county license board the business  
22 identification number of the applicant assigned by the Secretary of  
23 State pursuant to NRS 225.082 which the county may use to  
24 validate that the applicant is currently in good standing with the  
25 State and has complied with the provisions of paragraph (a).

26 7. Any license tax levied for the purposes of NRS 244.3358 or  
27 244A.597 to 244A.655, inclusive, constitutes a lien upon the real  
28 and personal property of the business upon which the tax was levied  
29 until the tax is paid. The lien has the same priority as a lien for  
30 general taxes. The lien must be enforced:

31 (a) By recording in the office of the county recorder, within 6  
32 months after the date on which the tax became delinquent or was  
33 otherwise determined to be due and owing, a notice of the tax lien  
34 containing the following:

35 (1) The amount of tax due and the appropriate year;

36 (2) The name of the record owner of the property;

37 (3) A description of the property sufficient for identification;

38 and

39 (4) A verification by the oath of any member of the board of  
40 county commissioners or the county fair and recreation board; and

41 (b) By an action for foreclosure against the property in the same  
42 manner as an action for foreclosure of any other lien, commenced  
43 within 2 years after the date of recording of the notice of the tax  
44 lien, and accompanied by appropriate notice to other lienholders.



1 8. The board of county commissioners may delegate the  
2 authority to enforce liens from taxes levied for the purposes of NRS  
3 244A.597 to 244A.655, inclusive, to the county fair and recreation  
4 board. If the authority is so delegated, the board of county  
5 commissioners shall revoke or suspend the license of a business  
6 upon certification by the county fair and recreation board that the  
7 license tax has become delinquent, and shall not reinstate the license  
8 until the tax is paid. Except as otherwise provided in NRS 239.0115  
9 and 244.3357, all information concerning license taxes levied by an  
10 ordinance authorized by this section or other information concerning  
11 the business affairs or operation of any licensee obtained as a result  
12 of the payment of such license taxes or as the result of any audit or  
13 examination of the books by any authorized employee of a county  
14 fair and recreation board of the county for any license tax levied for  
15 the purpose of NRS 244A.597 to 244A.655, inclusive, is  
16 confidential and must not be disclosed by any member, officer or  
17 employee of the county fair and recreation board or the county  
18 imposing the license tax unless the disclosure is authorized by the  
19 affirmative action of a majority of the members of the appropriate  
20 county fair and recreation board. Continuing disclosure may be so  
21 authorized under an agreement with the Department of Taxation or  
22 Secretary of State for the exchange of information concerning  
23 taxpayers.

24 9. Except as otherwise provided by regulations adopted by the  
25 Cannabis Compliance Board pursuant to NRS 678B.645, a board of  
26 county commissioners shall not license or otherwise allow a person  
27 to operate a business that allows cannabis, as defined in NRS  
28 678A.085, or cannabis products, as defined in NRS 678A.120, to be  
29 consumed on the premises of the business, other than a cannabis  
30 consumption lounge, as defined in NRS 678A.087, in accordance  
31 with the provisions of chapter 678B of NRS.

32 **Sec. 5.** NRS 244.33501 is hereby amended to read as follows:

33 244.33501 1. The board of county commissioners in each  
34 county whose population is ~~700,000~~ 100,000 or more shall enter  
35 into an agreement in accordance with the provisions of NRS  
36 277.080 to 277.180, inclusive, with the governing body of each city  
37 whose population is ~~150,000~~ 60,000 or more located within the  
38 county and with the governing body of each city located within the  
39 county whose population is less than ~~150,000~~ 60,000 who chooses  
40 to enter into such an agreement for the establishment of a business  
41 license to authorize a person who is licensed as a contractor  
42 pursuant to chapter 624 of NRS to engage in the business of  
43 contracting within the county and each of those cities.

44 2. The agreement required pursuant to subsection 1 must set  
45 forth the purposes, powers, rights, obligations and responsibilities,





1 financial and otherwise, of the county and each city that enters into  
2 the agreement.

3 3. Upon entering into the agreement required pursuant to  
4 subsection 1, the board of county commissioners shall establish by  
5 ordinance a system for issuing such a business license that  
6 authorizes a person who is licensed as a contractor pursuant to  
7 chapter 624 of NRS to engage in the business of contracting within  
8 the county and each city that entered into the agreement pursuant to  
9 subsection 1 and in which the person intends to conduct business.

10 4. An ordinance adopted pursuant to the provisions of  
11 subsection 3 must include, without limitation:

12 (a) The requirements for obtaining the business license;

13 (b) The fees for the issuance and renewal of the business license;  
14 and

15 (c) Any other requirements necessary to establish the system for  
16 issuing the business license.

17 5. A person who is licensed as a contractor pursuant to chapter  
18 624 of NRS is eligible to obtain from the county a business license  
19 that authorizes the person to engage in the business of contracting  
20 within the county and each city located in the county which enters  
21 into an agreement pursuant to subsection 1 and in which the person  
22 intends to conduct business if the person meets the requirements set  
23 forth in the ordinance to qualify for the license and:

24 (a) The person maintains only one place of business within the  
25 county and the place of business is located within the  
26 unincorporated area of the county;

27 (b) The person maintains more than one place of business within  
28 the county and each of those places of business is located within the  
29 unincorporated area of the county; or

30 (c) The person does not maintain any place of business within  
31 the county.

32 6. A person who obtains a business license described in this  
33 section is subject to all other licensing and permitting requirements  
34 of the State and any other counties and cities in which the person  
35 does business.

36 **Sec. 6.** NRS 244.35481 is hereby amended to read as follows:

37 244.35481 The provisions of NRS 244.35481 to 244.35488,  
38 inclusive, *and section 2 of this act* apply only to a county whose  
39 population is 100,000 or more.

40 **Sec. 7.** NRS 244.35482 is hereby amended to read as follows:

41 244.35482 As used in NRS 244.35481 to 244.35488, inclusive,  
42 *and section 2 of this act*, unless the context otherwise requires,  
43 “sidewalk vendor” means a person who sells food *or merchandise*  
44 upon a public sidewalk or other pedestrian path from a conveyance,  
45 including, without limitation, a pushcart, stand, display,



1 pedal-driven cart, wagon, showcase or rack. The term includes,  
2 without limitation, a nonstationary sidewalk vendor and a stationary  
3 sidewalk vendor.

4 **Sec. 8.** NRS 244.35483 is hereby amended to read as follows:

5 244.35483 1. A board of county commissioners may adopt an  
6 ordinance regulating sidewalk vendors in accordance with the  
7 requirements of NRS 244.35481 to 244.35488, inclusive **[ ]**, *and*  
8 *section 2 of this act.*

9 2. Except as otherwise provided in NRS 244.35481 to  
10 244.35488, inclusive, *and section 2 of this act*, a board of county  
11 commissioners shall not:

12 (a) Enact or enforce a complete prohibition on sidewalk  
13 vendors.

14 (b) Impose a criminal penalty on the act of sidewalk vending in  
15 a residential area.

16 (c) *Enact or enforce an ordinance restricting a sidewalk*  
17 *vendor from selling food or merchandise in or in any location*  
18 *immediately adjacent to a park owned or operated by the county,*  
19 *unless:*

20 (1) *The operator of the park has signed an agreement for*  
21 *concessions that exclusively permits the sale of food or*  
22 *merchandise by the concessionaire; or*

23 (2) *The restriction is objectively and directly related to the*  
24 *health, safety and welfare concerns of the public.*

25 3. A board of county commissioners that does not adopt an  
26 ordinance that complies or substantially complies with NRS  
27 244.35481 to 244.35488, inclusive, *and section 2 of this act* shall  
28 not cite, fine or prosecute a sidewalk vendor for a violation of any  
29 rule or regulation that is inconsistent with the provisions of NRS  
30 244.35481 to 244.35488, inclusive **[ ]**, *and section 2 of this act.*

31 4. If a board of county commissioners adopts an ordinance  
32 pursuant to this section, the board of county commissioners shall  
33 post on its Internet website a map of the zones where a person may  
34 engage in the act of sidewalk vending.

35 **Sec. 9.** NRS 244.35485 is hereby amended to read as follows:

36 244.35485 An ordinance adopted by a board of county  
37 commissioners regulating sidewalk vendors pursuant to NRS  
38 244.35483 may require that a sidewalk vendor:

39 1. Hold:

40 (a) A permit or license for sidewalk vending;

41 (b) A state business license; and

42 (c) Any other licenses issued by a state or local governmental  
43 agency to the extent otherwise required by law.

44 ↪ Nothing in this section shall be construed to authorize a sidewalk  
45 vendor to not comply with any requirement to obtain a state



1 business license or other license issued by a state agency or any  
2 permit or license issued by a local government, agency or board of  
3 health to the extent otherwise required by law.

4 2. Submit information to the designated representative of the  
5 county relating to his or her operations, including, without  
6 limitation:

7 (a) The name and current mailing address of the sidewalk  
8 vendor;

9 (b) If the sidewalk vendor is an agent of an individual, company,  
10 partnership or corporation, the name and business address of the  
11 principal office;

12 (c) A description of the food *or merchandise* offered for sale;  
13 and

14 (d) A certification by the sidewalk vendor that, to the best of his  
15 or her knowledge and belief, the information submitted pursuant to  
16 this section is true.

17 **Sec. 10.** NRS 244.35487 is hereby amended to read as  
18 follows:

19 244.35487 1. In accordance with an ordinance adopted  
20 pursuant to NRS 244.35481 to 244.35488, inclusive, *and section 2*  
21 *of this act*, a board of county commissioners or its designee may:

22 (a) Suspend or revoke any permit or license for sidewalk  
23 vending for any violation of the ordinance or the terms or conditions  
24 of the permit or license in the same manner as such suspensions or  
25 revocations are imposed for other types of businesses;

26 (b) Impose a civil penalty on the holder of a permit or license for  
27 sidewalk vending that engages in sidewalk vending in a prohibited  
28 residential area or for any violation of the terms or conditions of the  
29 permit or license in accordance with the schedule of civil penalties  
30 set forth in the ordinance, if any;

31 (c) Impose a civil penalty on a person who engages in sidewalk  
32 vending without holding a permit or license for sidewalk vending  
33 required by the ordinance in accordance with the schedule of civil  
34 penalties set forth in the ordinance, if any; and

35 (d) Authorize any other action to prevent the sale or  
36 consumption of any food or drink that violates any requirements  
37 established by a local board of health pursuant to NRS 446.861.

38 2. For any person who engages in sidewalk vending without  
39 holding a permit or license for sidewalk vending or who engages in  
40 sidewalk vending in a prohibited area, a board of county  
41 commissioners or its designee may also take any other action  
42 authorized under existing law to enforce any prohibition on  
43 unlicensed business activities, including, without limitation, any  
44 action authorized pursuant to NRS 244.35484.



1     **Sec. 11.** NRS 244.35488 is hereby amended to read as  
2 follows:

3     244.35488 The provisions of NRS 244.35481 to 244.35488,  
4 inclusive, *and section 2 of this act* shall not be construed to:

5     1. Exempt a person from complying with any state or local law  
6 or regulation;

7     2. Provide a defense to any criminal charge unrelated to the act  
8 of sidewalk vending; or

9     3. Affect the rights of a private property owner to use or  
10 authorize or limit the use of a sidewalk that is owned by the private  
11 property owner, including, without limitation, a privately owned  
12 sidewalk that is subject to an easement for public access.

13     **Sec. 12.** Chapter 268 of NRS is hereby amended by adding  
14 thereto the provisions set forth as sections 13 and 14 of this act.

15     **Sec. 13.** *1. A city council or other governing body of an  
16 incorporated city whose population is 60,000 or more, that has  
17 adopted an ordinance regulating sidewalk vendors pursuant to  
18 NRS 268.097993 which requires a sidewalk vendor to hold a  
19 permit or license for sidewalk vending shall enter into an  
20 agreement in accordance with the provisions of NRS 277.080 to  
21 277.180, inclusive, with the board of county commissioners of the  
22 county in which the city is located, with the city council or other  
23 governing body of every other incorporated city located within the  
24 county whose population is 60,000 or more and with the city  
25 council or other governing body of each incorporated city located  
26 within the county whose population is less than 60,000 who  
27 chooses to enter into such an agreement for the establishment of a  
28 business license to authorize a person who is permitted or licensed  
29 as a sidewalk vendor pursuant to this section and NRS 268.097991  
30 to 268.097998, inclusive, to engage in the business of sidewalk  
31 vending within the county and each of those cities.*

32     *2. The agreement required pursuant to subsection 1 must set  
33 forth the purposes, powers, rights, obligations and responsibilities,  
34 financial or otherwise, of the county and each city that enters into  
35 the agreement.*

36     *3. Upon entering into the agreement required pursuant to  
37 subsection 1, the city council or other governing body of the  
38 incorporated city shall establish by ordinance a system for issuing  
39 a business license that authorizes a person who is permitted or  
40 licensed as a sidewalk vendor pursuant to this section and NRS  
41 268.097991 to 268.097998, inclusive, to engage in the business of  
42 sidewalk vending within the county and each city that entered into  
43 the agreement pursuant to subsection 1 and in which the person  
44 intends to conduct business.*



1       4. An ordinance adopted pursuant to subsection 3 must  
2 include, without limitation:

3       (a) The requirements for obtaining the business license;

4       (b) The fees for the issuance and renewal of the business  
5 license; and

6       (c) Any other requirements necessary to establish the system  
7 for issuing the business license.

8       5. A person who is required to hold a permit or license for  
9 sidewalk vending pursuant to this section and NRS 268.097991 to  
10 268.097998, inclusive, is eligible to obtain from the city a business  
11 license that authorizes the person to engage in the business of  
12 sidewalk vending within the county and each city located in the  
13 county which enters into an agreement pursuant to subsection 1  
14 and in which the person intends to engage in the business of  
15 sidewalk vending if the person meets the requirements to obtain  
16 the license set forth in the ordinance adopted pursuant to  
17 subsection 3.

18       6. A person who obtains a business license described in this  
19 section is subject to:

20       (a) All requirements of the county or city in which the person  
21 is doing business that are set forth in an ordinance regulating  
22 sidewalk vendors adopted pursuant to NRS 244.35485 or  
23 268.097993; and

24       (b) All other licensing and permitting requirements of the  
25 State and any other counties and cities in which the person does  
26 business.

27       7. Except as otherwise provided in this chapter and NRS  
28 239.0115, all personal information connected to a business license  
29 issued pursuant to this section is confidential and must not be  
30 disclosed except as required to administer the system established  
31 pursuant to subsection 3 or to comply with a state law or state or  
32 federal court order.

33       **Sec. 14.** 1. A city council or other governing body of an  
34 incorporated city whose population is 60,000 or more shall enter  
35 into an agreement in accordance with the provisions of NRS  
36 277.080 to 277.180, inclusive, with the board of county  
37 commissioners of the county in which the city is located, and with  
38 the city council or other governing body of each incorporated city  
39 located within the county whose population is less than 60,000  
40 who chooses to enter into such an agreement for the establishment  
41 of a business license to authorize a person who is both licensed as  
42 a food establishment and operating as a mobile unit pursuant to  
43 chapter 446 of NRS to engage in the business of operating as a  
44 mobile unit within the county and each of those cities.



1       2. *The agreement required pursuant to subsection 1 must set*  
2 *forth the purposes, powers, rights, obligations and responsibilities,*  
3 *financial and otherwise, of the county and each city that enters*  
4 *into the agreement.*

5       3. *Upon entering into the agreement pursuant to subsection*  
6 *1, the city council or other governing body of the incorporated city*  
7 *shall establish by ordinance a system for issuing such a business*  
8 *license that authorizes a person who is both licensed as a food*  
9 *establishment and operating as a mobile unit pursuant to chapter*  
10 *446 of NRS to engage in that business within the county and each*  
11 *city that entered into the agreement pursuant to subsection 1 and*  
12 *in which the person intends to conduct business.*

13       4. *An ordinance adopted pursuant to subsection 3 must*  
14 *include, without limitation:*

- 15       (a) *The requirements for obtaining the business license;*  
16       (b) *The fees for issuance and renewal of the business license;*  
17 *and*

18       (c) *Any other requirements necessary to establish the system*  
19 *for issuing the business license.*

20       5. *A person who is both licensed as a food establishment and*  
21 *operating as a mobile unit pursuant to chapter 446 of NRS is*  
22 *eligible to obtain from the city a business license that authorizes*  
23 *the person to engage in that business within the county and each*  
24 *city located in the county which enters into an agreement pursuant*  
25 *to subsection 1 and in which the person intends to conduct*  
26 *business if the person meets the requirements for obtaining the*  
27 *business license set forth in the ordinance adopted pursuant to*  
28 *subsection 3.*

29       6. *A person who obtains a business license described in this*  
30 *section is subject to all other requirements of the county or city in*  
31 *which the person is doing business and all other licensing and*  
32 *permitting requirements of the State and any other counties and*  
33 *cities which the person does business.*

34       7. *Except as otherwise provided in this chapter and NRS*  
35 *239.0115, all personal information connected to a business license*  
36 *issued pursuant to this section is confidential and must not be*  
37 *disclosed except as required to administer the licensure program*  
38 *or comply with a state law or state or federal court order.*

39       8. *As used in this section:*

40       (a) *“Food establishment” has the meaning ascribed to it in*  
41 *NRS 446.020.*

42       (b) *“Mobile unit” means any vehicle operating from an*  
43 *approved servicing area in which food, beverages, frozen desserts*  
44 *or dairy products and mixes are prepared, processed or converted*  
45 *for human consumption and which is used to sell and dispense*



1 *food and beverages to customers. The term does not include a*  
2 *push cart or any similar operation.*

3 **Sec. 15.** NRS 268.0951 is hereby amended to read as follows:

4 268.0951 1. The governing body of each incorporated city  
5 whose population is ~~150,000~~ 60,000 or more and which is located  
6 in a county whose population is ~~700,000~~ 100,000 or more, whether  
7 organized under general law or special charter, shall enter into an  
8 agreement in accordance with the provisions of NRS 277.080 to  
9 277.180, inclusive, with the board of county commissioners of the  
10 county in which the city is located, with the governing body of  
11 every other city located within the county whose population is  
12 ~~150,000~~ 60,000 or more and with the governing body of each city  
13 located within the county whose population is less than ~~150,000~~  
14 60,000 who chooses to enter into such an agreement for the  
15 establishment of a business license to authorize a person who is  
16 licensed as a contractor pursuant to chapter 624 of NRS to engage in  
17 the business of contracting within the county and each of those  
18 cities.

19 2. The agreement required pursuant to subsection 1 must set  
20 forth the purposes, powers, rights, obligations and responsibilities,  
21 financial and otherwise, of the county and each city that enters into  
22 the agreement.

23 3. Upon entering into the agreement required pursuant to  
24 subsection 1, the governing body of the city shall establish by  
25 ordinance a system for issuing such a business license that  
26 authorizes a person who is licensed as a contractor pursuant to  
27 chapter 624 of NRS to engage in the business of contracting within  
28 the county and cities that entered into the agreement pursuant to  
29 subsection 1 and in which the person intends to conduct business.

30 4. An ordinance adopted pursuant to the provisions of  
31 subsection 3 must include, without limitation:

- 32 (a) The requirements for obtaining the business license;
- 33 (b) The fees for the issuance and renewal of the business license;
- 34 and
- 35 (c) Any other requirements necessary to establish the system for  
36 issuing the business license.

37 5. A person who is licensed as a contractor pursuant to chapter  
38 624 of NRS is eligible to obtain from the city a business license that  
39 authorizes the person to engage in the business of contracting within  
40 the county and each city located in the county which enters into an  
41 agreement pursuant to subsection 1 and in which the person intends  
42 to conduct business if the person meets the requirements set forth in  
43 the ordinance to qualify for the license and:



1 (a) The person maintains only one place of business within the  
2 county and the place of business is located within the jurisdiction of  
3 the city;

4 (b) The person maintains more than one place of business within  
5 the county and each of those places of business is located within the  
6 jurisdiction of the city; or

7 (c) The person does not maintain any place of business within  
8 the county.

9 6. A person who obtains a business license described in this  
10 section is subject to all other licensing and permitting requirements  
11 of the State and any other counties and cities in which the person  
12 does business.

13 **Sec. 16.** NRS 268.097991 is hereby amended to read as  
14 follows:

15 268.097991 The provisions of NRS 268.097991 to  
16 268.097998, inclusive, *and section 13 of this act* apply only to a  
17 city in a county whose population is 100,000 or more.

18 **Sec. 17.** NRS 268.097992 is hereby amended to read as  
19 follows:

20 268.097992 As used in NRS 268.097991 to 268.097998,  
21 inclusive, *and section 13 of this act*, unless the context otherwise  
22 requires, "sidewalk vendor" means a person who sells food *or*  
23 *merchandise* upon a public sidewalk or other pedestrian path from a  
24 conveyance, including, without limitation, a pushcart, stand, display,  
25 pedal-driven cart, wagon, showcase or rack. The term includes,  
26 without limitation, a nonstationary sidewalk vendor and a stationary  
27 sidewalk vendor.

28 **Sec. 18.** NRS 268.097993 is hereby amended to read as  
29 follows:

30 268.097993 1. A city council or other governing body of an  
31 incorporated city may adopt an ordinance regulating sidewalk  
32 vendors in accordance with the requirements of NRS 268.097991 to  
33 268.097998, inclusive ~~§~~, *and section 13 of this act*.

34 2. Except as otherwise provided in NRS 268.097991 to  
35 268.097998, inclusive, *and section 13 of this act*, a city council or  
36 other governing body of an incorporated city shall not:

37 (a) Enact or enforce a complete prohibition on sidewalk  
38 vendors.

39 (b) Impose a criminal penalty on the act of sidewalk vending in  
40 a residential area.

41 (c) *Enact or enforce an ordinance restricting a sidewalk*  
42 *vendor from selling food or merchandise in or in any location*  
43 *immediately adjacent to a park owned or operated by the city,*  
44 *unless:*





1           (1) *The operator of the park has signed an agreement for*  
2 *concessions that exclusively permits the sale of food or*  
3 *merchandise by the concessionaire; or*

4           (2) *The restriction is objectively and directly related to the*  
5 *health safety and welfare concerns of the public.*

6           3. A city council or other governing body of an incorporated  
7 city that does not adopt an ordinance that complies or substantially  
8 complies with NRS 268.097991 to 268.097998, inclusive, *and*  
9 *section 13 of this act* shall not cite, fine or prosecute a sidewalk  
10 vendor for a violation of any rule or regulation that is inconsistent  
11 with the provisions of NRS 268.097991 to 268.097998, inclusive ~~§~~  
12 *, and section 13 of this act.*

13           4. If a city council or other governing body of an incorporated  
14 city adopts an ordinance pursuant to this section, the city council or  
15 other governing body shall post on its Internet website a map of the  
16 zones where a person may engage in the act of sidewalk vending.

17           **Sec. 19.** NRS 268.097995 is hereby amended to read as  
18 follows:

19           268.097995 An ordinance adopted by a city council or other  
20 governing body of an incorporated city regulating sidewalk vendors  
21 pursuant to NRS 268.097993 may require that a sidewalk vendor:

22           1. Hold:

23           (a) A permit or license for sidewalk vending;

24           (b) A state business license; and

25           (c) Any other licenses issued by a state or local governmental  
26 agency to the extent otherwise required by law.

27           ↪ Nothing in this section shall be construed to authorize a sidewalk  
28 vendor to not comply with any requirement to obtain a state  
29 business license or other license issued by a state agency or any  
30 permit or license issued by a local government, agency or board of  
31 health to the extent otherwise required by law.

32           2. Submit information to the designated representative of the  
33 city relating to his or her operations, including, without limitation:

34           (a) The name and current mailing address of the sidewalk  
35 vendor;

36           (b) If the sidewalk vendor is an agent of an individual, company,  
37 partnership or corporation, the name and business address of the  
38 principal office;

39           (c) A description of the food *or merchandise* offered for sale;  
40 and

41           (d) A certification by the sidewalk vendor that, to the best of his  
42 or her knowledge and belief, the information submitted pursuant to  
43 this section is true.

44           **Sec. 20.** NRS 268.097997 is hereby amended to read as  
45 follows:



1 268.097997 1. In accordance with an ordinance adopted  
2 pursuant to NRS 268.097991 to 268.097998, inclusive, *and section*  
3 *13 of this act*, a city council or other governing body of an  
4 incorporated city, or a designee of the city council or other  
5 governing body, may:

6 (a) Suspend or revoke any permit or license for sidewalk  
7 vending for any violation of the ordinance or the terms or conditions  
8 of the permit or license in the same manner as such suspensions or  
9 revocations are imposed for other types of businesses;

10 (b) Impose a civil penalty on the holder of a permit or license for  
11 sidewalk vending that engages in sidewalk vending in a prohibited  
12 residential area or for any violation of the terms or conditions of the  
13 permit or license in accordance with the schedule of civil penalties  
14 set forth in the ordinance, if any;

15 (c) Impose a civil penalty on a person who engages in sidewalk  
16 vending without holding a permit or license for sidewalk vending  
17 required by the ordinance in accordance with the schedule of civil  
18 penalties set forth in the ordinance, if any; and

19 (d) Authorize any other action to prevent the sale or  
20 consumption of any food or drink that violates any requirements  
21 established by a local board of health pursuant to NRS 446.861.

22 2. For any person who engages in sidewalk vending without  
23 holding a permit or license for sidewalk vending or who engages in  
24 sidewalk vending in a prohibited area, a city council or other  
25 governing body of an incorporated city, or a designee of the city  
26 council or other governing body, may also take any other action  
27 authorized under existing law to enforce any prohibition on  
28 unlicensed business activities, including, without limitation, any  
29 action authorized pursuant to NRS 268.097994.

30 **Sec. 21.** NRS 268.097998 is hereby amended to read as  
31 follows:

32 268.097998 The provisions of NRS 268.097991 to  
33 268.097998, inclusive, *and section 13 of this act* shall not be  
34 construed to:

35 1. Exempt a person from complying with any state or local law  
36 or regulation;

37 2. Provide a defense to any criminal charge unrelated to the act  
38 of sidewalk vending; or

39 3. Affect the rights of a private property owner to use or  
40 authorize or limit the use of a sidewalk that is owned by the private  
41 property owner, including, without limitation, a privately owned  
42 sidewalk that is subject to an easement for public access.

43 **Sec. 22.** NRS 239.010 is hereby amended to read as follows:

44 239.010 1. Except as otherwise provided in this section and  
45 NRS 1.4683, 1.4687, 1A.110, 3.2203, 41.0397, 41.071, 49.095,



1 49.293, 62D.420, 62D.440, 62E.516, 62E.620, 62H.025, 62H.030,  
2 62H.170, 62H.220, 62H.320, 75A.100, 75A.150, 76.160, 78.152,  
3 80.113, 81.850, 82.183, 86.246, 86.54615, 87.515, 87.5413,  
4 87A.200, 87A.580, 87A.640, 88.3355, 88.5927, 88.6067, 88A.345,  
5 88A.7345, 89.045, 89.251, 90.730, 91.160, 116.757, 116A.270,  
6 116B.880, 118B.026, 119.260, 119.265, 119.267, 119.280,  
7 119A.280, 119A.653, 119A.677, 119B.370, 119B.382, 120A.640,  
8 120A.690, 125.130, 125B.140, 126.141, 126.161, 126.163, 126.730,  
9 127.007, 127.057, 127.130, 127.140, 127.2817, 128.090, 130.312,  
10 130.712, 136.050, 159.044, 159A.044, 164.041, 172.075, 172.245,  
11 176.01334, 176.01385, 176.015, 176.0625, 176.09129, 176.156,  
12 176A.630, 178.39801, 178.4715, 178.5691, 178.5717, 179.495,  
13 179A.070, 179A.165, 179D.160, 180.600, 200.3771, 200.3772,  
14 200.5095, 200.604, 202.3662, 205.4651, 209.392, 209.3923,  
15 209.3925, 209.419, 209.429, 209.521, 211A.140, 213.010, 213.040,  
16 213.095, 213.131, 217.105, 217.110, 217.464, 217.475, 218A.350,  
17 218E.625, 218F.150, 218G.130, 218G.240, 218G.350, 218G.615,  
18 224.240, 226.462, 226.796, 228.270, 228.450, 228.495, 228.570,  
19 231.069, 231.1285, 231.1473, 232.1369, 233.190, 237.300,  
20 239.0105, 239.0113, 239.014, 239B.026, 239B.030, 239B.040,  
21 239B.050, 239C.140, 239C.210, 239C.230, 239C.250, 239C.270,  
22 239C.420, 240.007, 241.020, 241.030, 241.039, 242.105, 244.264,  
23 244.335, 247.540, 247.545, 247.550, 247.560, 250.087, 250.130,  
24 250.140, 250.145, 250.150, 268.095, 268.0978, 268.490, 268.910,  
25 269.174, 271A.105, 281.195, 281.805, 281A.350, 281A.680,  
26 281A.685, 281A.750, 281A.755, 281A.780, 284.4068, 284.4086,  
27 286.110, 286.118, 287.0438, 289.025, 289.080, 289.387, 289.830,  
28 293.4855, 293.5002, 293.503, 293.504, 293.558, 293.5757, 293.870,  
29 293.906, 293.908, 293.909, 293.910, 293B.135, 293D.510, 331.110,  
30 332.061, 332.351, 333.333, 333.335, 338.070, 338.1379, 338.1593,  
31 338.1725, 338.1727, 348.420, 349.597, 349.775, 353.205,  
32 353A.049, 353A.085, 353A.100, 353C.240, 353D.250, 360.240,  
33 360.247, 360.255, 360.755, 361.044, 361.2242, 361.610, 365.138,  
34 366.160, 368A.180, 370.257, 370.327, 372A.080, 378.290, 378.300,  
35 379.0075, 379.008, 379.1495, 385A.830, 385B.100, 387.626,  
36 387.631, 388.1455, 388.259, 388.501, 388.503, 388.513, 388.750,  
37 388A.247, 388A.249, 391.033, 391.035, 391.0365, 391.120,  
38 391.925, 392.029, 392.147, 392.264, 392.271, 392.315, 392.317,  
39 392.325, 392.327, 392.335, 392.850, 393.045, 394.167, 394.16975,  
40 394.1698, 394.447, 394.460, 394.465, 396.1415, 396.1425, 396.143,  
41 396.159, 396.3295, 396.405, 396.525, 396.535, 396.9685,  
42 398A.115, 408.3885, 408.3886, 408.3888, 408.5484, 412.153,  
43 414.280, 416.070, 422.2749, 422.305, 422A.342, 422A.350,  
44 425.400, 427A.1236, 427A.872, 427A.940, 432.028, 432.205,  
45 432B.175, 432B.280, 432B.290, 432B.4018, 432B.407, 432B.430,



1 432B.560, 432B.5902, 432C.140, 432C.150, 433.534, 433A.360,  
2 439.4941, 439.4988, 439.5282, 439.840, 439.914, 439A.116,  
3 439A.124, 439B.420, 439B.754, 439B.760, 439B.845, 440.170,  
4 441A.195, 441A.220, 441A.230, 442.330, 442.395, 442.735,  
5 442.774, 445A.665, 445B.570, 445B.7773, 449.209, 449.245,  
6 449.4315, 449A.112, 450.140, 450B.188, 450B.805, 453.164,  
7 453.720, 458.055, 458.280, 459.050, 459.3866, 459.555, 459.7056,  
8 459.846, 463.120, 463.15993, 463.240, 463.3403, 463.3407,  
9 463.790, 467.1005, 480.535, 480.545, 480.935, 480.940, 481.063,  
10 481.091, 481.093, 482.170, 482.368, 482.5536, 483.340, 483.363,  
11 483.575, 483.659, 483.800, 484A.469, 484B.830, 484B.833,  
12 484E.070, 485.316, 501.344, 503.452, 522.040, 534A.031, 561.285,  
13 571.160, 584.655, 587.877, 598.0964, 598.098, 598A.110,  
14 598A.420, 599B.090, 603.070, 603A.210, 604A.303, 604A.710,  
15 604D.500, 604D.600, 612.265, 616B.012, 616B.015, 616B.315,  
16 616B.350, 618.341, 618.425, 622.238, 622.310, 623.131, 623A.137,  
17 624.110, 624.265, 624.327, 625.425, 625A.185, 628.418, 628B.230,  
18 628B.760, 629.043, 629.047, 629.069, 630.133, 630.2671,  
19 630.2672, 630.2673, 630.2687, 630.30665, 630.336, 630A.327,  
20 630A.555, 631.332, 631.368, 632.121, 632.125, 632.3415,  
21 632.3423, 632.405, 633.283, 633.301, 633.427, 633.4715, 633.4716,  
22 633.4717, 633.524, 634.055, 634.1303, 634.214, 634A.169,  
23 634A.185, 634B.730, 635.111, 635.158, 636.262, 636.342, 637.085,  
24 637.145, 637B.192, 637B.288, 638.087, 638.089, 639.183,  
25 639.2485, 639.570, 640.075, 640.152, 640A.185, 640A.220,  
26 640B.405, 640B.730, 640C.580, 640C.600, 640C.620, 640C.745,  
27 640C.760, 640D.135, 640D.190, 640E.225, 640E.340, 641.090,  
28 641.221, 641.2215, 641A.191, 641A.217, 641A.262, 641B.170,  
29 641B.281, 641B.282, 641C.455, 641C.760, 641D.260, 641D.320,  
30 642.524, 643.189, 644A.870, 645.180, 645.625, 645A.050,  
31 645A.082, 645B.060, 645B.092, 645C.220, 645C.225, 645D.130,  
32 645D.135, 645G.510, 645H.320, 645H.330, 647.0945, 647.0947,  
33 648.033, 648.197, 649.065, 649.067, 652.126, 652.228, 653.900,  
34 654.110, 656.105, 657A.510, 661.115, 665.130, 665.133, 669.275,  
35 669.285, 669A.310, 670B.680, 671.365, 671.415, 673.450, 673.480,  
36 675.380, 676A.340, 676A.370, 677.243, 678A.470, 678C.710,  
37 678C.800, 679B.122, 679B.124, 679B.152, 679B.159, 679B.190,  
38 679B.285, 679B.690, 680A.270, 681A.440, 681B.260, 681B.410,  
39 681B.540, 683A.0873, 685A.077, 686A.289, 686B.170, 686C.306,  
40 687A.060, 687A.115, 687B.404, 687C.010, 688C.230, 688C.480,  
41 688C.490, 689A.696, 692A.117, 692C.190, 692C.3507, 692C.3536,  
42 692C.3538, 692C.354, 692C.420, 693A.480, 693A.615, 696B.550,  
43 696C.120, 703.196, 704B.325, 706.1725, 706A.230, 710.159,  
44 711.600, *and sections 2, 3, 13 and 14 of this act*, sections 35, 38  
45 and 41 of chapter 478, Statutes of Nevada 2011 and section 2 of



1 chapter 391, Statutes of Nevada 2013 and unless otherwise declared  
2 by law to be confidential, all public books and public records of a  
3 governmental entity must be open at all times during office hours to  
4 inspection by any person, and may be fully copied or an abstract or  
5 memorandum may be prepared from those public books and public  
6 records. Any such copies, abstracts or memoranda may be used to  
7 supply the general public with copies, abstracts or memoranda of the  
8 records or may be used in any other way to the advantage of the  
9 governmental entity or of the general public. This section does not  
10 supersede or in any manner affect the federal laws governing  
11 copyrights or enlarge, diminish or affect in any other manner the  
12 rights of a person in any written book or record which is  
13 copyrighted pursuant to federal law.

14 2. A governmental entity may not reject a book or record  
15 which is copyrighted solely because it is copyrighted.

16 3. A governmental entity that has legal custody or control of a  
17 public book or record shall not deny a request made pursuant to  
18 subsection 1 to inspect or copy or receive a copy of a public book or  
19 record on the basis that the requested public book or record contains  
20 information that is confidential if the governmental entity can  
21 redact, delete, conceal or separate, including, without limitation,  
22 electronically, the confidential information from the information  
23 included in the public book or record that is not otherwise  
24 confidential.

25 4. If requested, a governmental entity shall provide a copy of a  
26 public record in an electronic format by means of an electronic  
27 medium. Nothing in this subsection requires a governmental entity  
28 to provide a copy of a public record in an electronic format or by  
29 means of an electronic medium if:

30 (a) The public record:

- 31 (1) Was not created or prepared in an electronic format; and  
32 (2) Is not available in an electronic format; or

33 (b) Providing the public record in an electronic format or by  
34 means of an electronic medium would:

- 35 (1) Give access to proprietary software; or  
36 (2) Require the production of information that is confidential  
37 and that cannot be redacted, deleted, concealed or separated from  
38 information that is not otherwise confidential.

39 5. An officer, employee or agent of a governmental entity who  
40 has legal custody or control of a public record:

41 (a) Shall not refuse to provide a copy of that public record in the  
42 medium that is requested because the officer, employee or agent has  
43 already prepared or would prefer to provide the copy in a different  
44 medium.



1 (b) Except as otherwise provided in NRS 239.030, shall, upon  
2 request, prepare the copy of the public record and shall not require  
3 the person who has requested the copy to prepare the copy himself  
4 or herself.





