

SENATE BILL NO. 169—SENATOR DOÑATE

PREFILED FEBRUARY 3, 2025

Referred to Committee on Commerce and Labor

SUMMARY—Prohibits a third-party restaurant reservation service platform provider from engaging in certain activities. (BDR 52-627)

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 trade practices; prohibiting a third-party restaurant reservation service platform provider from engaging in certain activities; providing penalties; and providing other matters properly relating thereto.

Legislative Counsel’s Digest:

1 This bill enacts certain provisions relating to a third-party restaurant reservation
2 service platform, which this bill defines as an Internet website, online service or
3 mobile application which offers or arranges for a reservation for on-premises
4 service for a customer at a food dispensing establishment and which is owned and
5 operated by a person other than the person who owns the food dispensing
6 establishment. This bill also defines “third-party restaurant reservation service
7 platform provider” to mean a person who operates a third-party restaurant
8 reservation service platform.

9 This bill prohibits a third-party restaurant reservation service platform provider
10 from listing, advertising, promoting or selling a reservation for on-premises service
11 for a customer at a food dispensing establishment through the third-party restaurant
12 reservation service platform of the provider unless the provider has entered into a
13 written agreement with the food dispensing establishment or a designee of the food
14 dispensing establishment that expressly authorizes the provider to engage in such
15 activities. This bill provides that a third-party restaurant reservation service
16 platform provider who violates that prohibition is subject to a civil penalty of
17 \$1,000 per day for the violation, recoverable by the Attorney General or district
18 attorney in a civil action.



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

1 **Section 1.** Chapter 597 of NRS is hereby amended by adding
2 thereto a new section to read as follows:

3 **1. A third-party restaurant reservation service platform**
4 **provider shall not list, advertise, promote or sell a reservation for**
5 **on-premises service for a customer at a food dispensing**
6 **establishment through the third-party restaurant reservation**
7 **service platform of the provider unless the provider has entered**
8 **into a written agreement with either the food dispensing**
9 **establishment or a person to whom the food dispensing**
10 **establishment has, by contract, provided the authority to enter into**
11 **such written agreements that expressly authorizes the provider to**
12 **engage in such activities.**

13 **2. A third-party restaurant reservation service platform**
14 **provider who violates the provisions of subsection 1 is subject to a**
15 **civil penalty not to exceed \$1,000 per day of the violation, and**
16 **each day's continuance of the violation constitutes a separate and**
17 **distinct violation. The Attorney General or any district attorney of**
18 **this State may recover the penalty in a civil action brought in the**
19 **name of the State of Nevada in any court of competent**
20 **jurisdiction.**

21 **3. As used in this section:**

22 **(a) "Food dispensing establishment" has the meaning ascribed**
23 **to it in NRS 597.7629.**

24 **(b) "Third-party restaurant reservation service platform"**
25 **means an Internet website, online service or mobile application**
26 **which offers or arranges a reservation for on-premises service for**
27 **a customer at a food dispensing establishment and which is owned**
28 **and operated by a person other than the person who owns the food**
29 **dispensing establishment.**

30 **(c) "Third-party restaurant reservation service platform**
31 **provider" or "provider" means a person who operates a third-**
32 **party restaurant reservation service platform.**

