

SENATE BILL NO. 253—SENATOR SCHNEIDER

FEBRUARY 25, 1999

Referred to Committee on Commerce and Labor

SUMMARY—Revises provisions governing withholding of wages to provide that certain deductions may be made with specific written consent of employee under certain circumstances. (BDR 53-168)

FISCAL NOTE: Effect on Local Government: No.
Effect on the State or on Industrial Insurance: 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 wages; providing that certain deductions may be withheld from the wages or compensation of an employee with the specific written consent of that employee under certain circumstances; 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 608.110 is hereby amended to read as follows:
- 2 608.110 1. This chapter does not preclude the withholding from the
- 3 wages or compensation of any employee of any ~~dues,~~ :
- 4 ***(a) Dues,*** rates or assessments becoming due to any hospital association
- 5 or to any relief, savings or other department or association maintained by
- 6 the employer or employees for the benefit of the employees ~~or other~~ ; ***or***
- 7 ***(b) Other*** deductions authorized by written order of an employee ~~or~~ :
- 8 ***(1) For the benefit of the employee; or***
- 9 ***(2) Pursuant to subsection 2.***
- 10 2. ***An employer may withhold from the wages of an employee, with***
- 11 ***the specific written consent of that employee, an amount of money***
- 12 ***determined to be missing from a fund of money entrusted to the***
- 13 ***employee by the employer for use in transactions with customers if:***
- 14 ***(a) The employer has itemized the amount of money in the fund***
- 15 ***provided to the employee according to the denominations of money***
- 16 ***represented*** ***therein;***

1 ***(b) The employee was given the opportunity to verify the amount of***
2 ***money in the fund before accepting responsibility for the fund;***

3 ***(c) The employee exercises exclusive control over the money in the***
4 ***fund during the hours of his employment; and***

5 ***(d) The employer and the employee determine the amount of money***
6 ***that is missing and agree that the shortage is attributable to the***
7 ***negligence of the employee and is not attributable to an act outside the***
8 ***control of the employee.***

9 **3.** At the time of payment of wages or compensation, the employer
10 shall furnish the employee with an itemized list showing the respective
11 deductions made from the total amount of wages or compensation.

12 ~~3.~~ **4.** Except as otherwise provided by an agreement between the
13 employer and employee, any employer who withholds money from the
14 wages or compensation of an employee for deposit in a financial institution
15 shall deposit the money in the designated financial institution within 5
16 working days after the day on which the wages or compensation from
17 which it was withheld is paid to the employee.

18 **Sec. 2.** This act becomes effective upon passage and approval.