

SENATE BILL NO. 334—SENATOR SCHNEIDER

MARCH 8, 1999

Referred to Committee on Commerce and Labor

SUMMARY—Exempts certain persons from provisions governing licensure of private investigators. (BDR 54-1150)

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 private investigators; exempting persons who are retained by business establishments to act as customers solely to assess the service given to customers by the employees of such establishments from provisions governing the licensure of private investigators; 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 648.018 is hereby amended to read as follows:
2 648.018 Except as to polygraphic examiners and interns, this chapter
3 does not apply:
4 1. To any detective or officer belonging to the law enforcement
5 agencies of the State of Nevada or the United States, or of any county or
6 city of the State of Nevada, while the detective or officer is engaged in the
7 performance of his official duties.
8 2. To special police officers appointed by the police department of any
9 city, county, or city and county within the State of Nevada while the officer
10 is engaged in the performance of his official duties.
11 3. To insurance adjusters and their associate adjusters licensed
12 pursuant to the Nevada Insurance Adjusters Law who are not otherwise
13 engaged in the business of private investigators.
14 4. To any private investigator, private patrolman, process server, dog
15 handler or security consultant employed by an employer regularly in
16 connection with the affairs of that employer if a bona fide employer-
17 employee relationship exists, except as otherwise provided in NRS
18 648.060, 648.140 and 648.203.

1 5. To a reposessor employed exclusively by one employer regularly in
2 connection with the affairs of that employer if a bona fide employer-
3 employee relationship exists, except as otherwise provided in NRS
4 648.060, 648.140 and 648.203.

5 6. To a person engaged exclusively in the business of obtaining and
6 furnishing information as to the financial rating of persons.

7 7. *To a person retained by a business establishment to act as a*
8 *customer solely to assess the service provided to customers by employees*
9 *of the business establishment, including, without limitation, the courtesy,*
10 *friendliness, habits, knowledge, efficiency or appearance of such*
11 *employees, and not to investigate any suspected criminal behavior of*
12 *such employees.*

13 8. To a charitable philanthropic society or association incorporated
14 under the laws of this state which is organized and maintained for the
15 public good and not for private profit.

16 ~~{8.}~~ 9. To an attorney at law in performing his duties as such.

17 ~~{9.}~~ 10. To a collection agency unless engaged in business as a
18 reposessor, licensed by the commissioner of financial institutions, or an
19 employee thereof while acting within the scope of his employment while
20 making an investigation incidental to the business of the agency, including
21 an investigation of the location of a debtor or his assets and of property
22 which the client has an interest in or lien upon.

23 ~~{10.}~~ 11. To admitted insurers and agents and insurance brokers
24 licensed by the state, performing duties in connection with insurance
25 transacted by them.

26 ~~{11.}~~ 12. To any bank organized pursuant to the laws of this state or to
27 any national bank engaged in banking in this state.

28 ~~{12.}~~ 13. To any person employed to administer a program of
29 supervision for persons who are serving terms of residential confinement.

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