

ASSEMBLY BILL NO. 375—COMMITTEE ON COMMERCE AND LABOR

MARCH 15, 2001

Referred to Committee on Commerce and Labor

SUMMARY—Enacts provisions governing possession, use, manufacture and distribution of certain items employed to commit theft. (BDR 15-1462)

FISCAL NOTE: Effect on Local Government: Yes.  
Effect on the State: Yes.

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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 crimes; enacting provisions governing the possession, use, manufacture or distribution of certain items employed to commit theft; providing penalties; 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.** Chapter 205 of NRS is hereby amended by adding thereto  
2     the provisions set forth as sections 2 and 3 of this act.
- 3     **Sec. 2.** *1. A person shall not, with the intent to cheat or defraud a*  
4     *retailer, possess, make, alter, forge or counterfeit any sales receipt or*  
5     *inventory pricing label.*  
6     *2. Unless a greater penalty is imposed by a specific statute and except*  
7     *as otherwise provided in subsection 3, a person who violates any*  
8     *provision of subsection 1 is guilty of a category E felony and shall be*  
9     *punished as provided in NRS 193.130.*  
10    *3. Unless a greater penalty is imposed by a specific statute, a person*  
11    *who violates any provision of subsection 1 and who possesses 15 or more*  
12    *fraudulent sales receipts or inventory pricing labels is guilty of a category*  
13    *D felony and shall be punished as provided in NRS 193.130.*  
14    *4. As used in this section, "inventory pricing label" includes, without*  
15    *limitation, any written or electronic record or label used by a retailer to*  
16    *identify, inventory or price any product or item it offers for sale.*  
17    **Sec. 3.** *1. A person shall not, with the intent to commit, aid or abet*  
18    *a theft, possess any theft detection shielding device or theft detection*  
19    *device deactivator.*  
20    *2. A person shall not, with the intent to commit, aid or abet a theft,*  
21    *manufacture, sell or distribute any theft detection shielding device or*  
22    *theft detection device deactivator.*



\* A B 3 7 5 R 1 \*

- 1     3. *A person who violates any provision of this section is guilty of a*  
2 *category D felony and shall be punished as provided in NRS 193.130.*  
3     4. *As used in this section:*  
4       (a) *“Theft detection device deactivator” includes, without limitation,*  
5 *any tool or device designed to allow, or capable of allowing, the*  
6 *deactivation or removal of a theft detection device from any merchandise.*  
7       (b) *“Theft detection shielding device” includes, without limitation, any*  
8 *laminated or coated bag or device intended to shield merchandise from*  
9 *detection by an electronic or magnetic theft detector.*  
10    **Sec. 4.** The amendatory provisions of this act do not apply to offenses  
11 committed before October 1, 2001.

