

SENATE BILL NO. 352—COMMITTEE ON HUMAN  
RESOURCES AND FACILITIES

MARCH 15, 2001

Referred to Committee on Human Resources and Facilities

SUMMARY—Excludes wholesale dealer of nonalcoholic beverages from regulation as food establishment. (BDR 40-1489)

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 food establishments; excluding the premises of certain wholesale dealers of nonalcoholic beverages from regulation as food establishments; 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 446.020 is hereby amended to read as follows:  
2     446.020 1. Except as otherwise limited by subsection 2, “food  
3     establishment” means any place, structure, premises, vehicle or vessel, or  
4     any part thereof, in which any food intended for ultimate human  
5     consumption is manufactured or prepared by any manner or means  
6     whatever, or in which any food is sold, offered or displayed for sale or  
7     served.  
8     2. The term does not include:  
9     (a) Private homes;  
10    (b) Fraternal or social clubhouses at which attendance is limited to  
11    members of the club;  
12    (c) Vehicles operated by common carriers engaged in interstate  
13    commerce;  
14    (d) Any establishment in which religious, charitable and other nonprofit  
15    organizations sell food occasionally to raise money or in which charitable  
16    organizations receive salvaged food in bulk quantities for free distribution,  
17    unless the establishment is open on a regular basis to sell food to members  
18    of the general public;  
19    (e) Any establishment where animals are slaughtered which is regulated  
20    and inspected by the state department of agriculture;



- 1 (f) Dairy farms and plants which process milk and products of milk or  
2 frozen desserts which are regulated under chapter 584 of NRS; ~~to~~  
3 (g) The premises of a wholesale dealer of alcoholic beverages licensed  
4 under chapter 369 of NRS who handles only ~~these~~ *alcoholic* beverages  
5 which are in sealed containers ~~to~~; *or*  
6 *(h) The premises of a wholesale dealer of nonalcoholic beverages*  
7 *who:*  
8 *(1) Handles only nonalcoholic beverages which are in sealed*  
9 *containers and which were manufactured, prepared or bottled in a food*  
10 *processing establishment approved by the health authority; and*  
11 *(2) Does not manufacture, prepare or bottle such beverages on the*  
12 *premises.*  
13 **Sec. 2.** This act becomes effective on July 1, 2001.

