

(REPRINTED WITH ADOPTED AMENDMENTS)
FIRST REPRINT **S.B. 416**

SENATE BILL NO. 416—SENATOR SCHNEIDER

MARCH 19, 2001

Referred to Committee on Commerce and Labor

SUMMARY—Exempts certain persons and governmental entities from provisions governing licensure of private investigators. (BDR 54-933)

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 private investigators; exempting certain persons and governmental entities from the provisions governing 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.
19 5. To a reposessor employed exclusively by one employer regularly
20 in connection with the affairs of that employer if a bona fide employer-
21 employee relationship exists, except as otherwise provided in NRS
22 648.060, 648.140 and 648.203.




* S B 4 1 6 R 1 *

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

3 7. To a charitable philanthropic society or association incorporated
4 under the laws of this state which is organized and maintained for the
5 public good and not for private profit.

6 8. To an attorney at law in performing his duties as such.

7 9. To a collection agency unless engaged in business as a reposessor,
8 licensed by the commissioner of financial institutions, or an employee
9 thereof while acting within the scope of his employment while making an
10 investigation incidental to the business of the agency, including an
11 investigation of the location of a debtor or his assets and of property which
12 the client has an interest in or lien upon.

13 10. To admitted insurers and agents and insurance brokers licensed by
14 the state  performing duties in connection with insurance transacted by
15 them.

16 11. To any bank organized pursuant to the laws of this state or to any
17 national bank engaged in banking in this state.

18 12. To any person employed to administer a program of supervision
19 for persons who are serving terms of residential confinement.

20 *13. To any person who acts as a customer of a business or a client of*
21 *a business organization or governmental entity for the purpose of*
22 *evaluating the service provided to customers or clients by the employees*
23 *of the business, business organization or governmental entity, the*
24 *operational procedures and cleanliness of the business, business*
25 *organization or governmental entity, and the quality, availability and*
26 *prices of the goods and services of the business, business organization or*
27 *governmental entity if:*

28 *(a) The person uses a questionnaire approved by the business,*
29 *business organization or governmental entity to record those*
30 *observations;*

31 *(b) The information contained in the questionnaire is not used as the*
32 *sole basis to discipline or discharge an employee of the business,*
33 *business organization or governmental entity;*

34 *(c) The information contained in the questionnaire is used to provide*
35 *training or incentives to employees of the business, business organization*
36 *or governmental entity; and*

37 *(d) The person does not engage in any investigation or observation of*
38 *an employee of the business, business organization or governmental*
39 *entity for the purpose of determining whether the employee has*
40 *committed a crime.*

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

