

Amendment No. 468

Senate Amendment to Senate Bill No. 430	(BDR 17-1283)
Proposed by: Senate Committee on Legislative Operations and Elections	
Amends: Summary: No Title: No Preamble: No Joint Sponsorship: No Digest: Yes	

ASSEMBLY ACTION			Initial and Date	SENATE ACTION			Initial and Date		
Adopted	☐	Lost	☐	_____	Adopted	☐	Lost	☐	_____
Concurred In	☐	Not	☐	_____	Concurred In	☐	Not	☐	_____
Receded	☐	Not	☐	_____	Receded	☐	Not	☐	_____

EXPLANATION: Matter in (1) *blue bold italics* is new language in the original bill; (2) *green bold italic underlining* is new language proposed in this amendment; (3) ~~red strikethrough~~ is deleted language in the original bill; (4) ~~purple double strikethrough~~ is language proposed to be deleted in this amendment; (5) orange double underlining is deleted language in the original bill that is proposed to be retained in this amendment; and (6) *green bold* is newly added transitory language.

JLW/BJE



Date: 4/17/2007

S.B. No. 430—Authorizes the Director of the Legislative Counsel Bureau to include the sale of souvenir wine in the Legislative Gift Shop.
(BDR 17-1283)



SENATE BILL NO. 430—SENATOR SCHNEIDER

MARCH 19, 2007

Referred to Committee on Legislative Operations and Elections

SUMMARY—Authorizes the Director of the Legislative Counsel Bureau to include the sale of souvenir wine in the Legislative Gift Shop. (BDR 17-1283)

FISCAL NOTE: Effect on Local Government: No.
Effect on the State: No.

~

EXPLANATION – Matter in *bolded italics* is new; matter between brackets ~~omitted material~~ is material to be omitted.

AN ACT relating to the Legislative Counsel Bureau; authorizing the Director to include the sale of souvenir wine with other souvenirs sold in the Legislative Gift Shop; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

Existing law authorizes the Director of the Legislative Counsel Bureau to approve the purchase and sale of souvenirs of the Nevada Legislature and of the State of Nevada. (NRS 218.6845) Pursuant to this authority, the Legislative Gift Shop was established. **Section 1** of this bill authorizes the Director to include the sale of souvenir wine in the gift shop. **Sections 2** ~~(, 3 and 4)~~ **and 3** of this bill exempt the Legislative Counsel Bureau from **certain** licensing requirements with respect to the purchase and sale of souvenir wine in the gift shop. (NRS 244.350, 268.090) ~~(, 369.180)~~

THE PEOPLE OF THE STATE OF NEVADA, REPRESENTED IN
SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

Section 1. NRS 218.6845 is hereby amended to read as follows:

218.6845 1. The Director may approve the purchase and sale of souvenirs of the Nevada Legislature and of the State of Nevada in the legislative building or any building maintained for the use of the Legislature or the Legislative Counsel Bureau. *Such souvenirs may include, without limitation, souvenir wine.* The Director shall fix reasonable fees for the items which must in the aggregate at least cover the cost to the Legislative Counsel Bureau of purchasing and selling the items.

2. The money received from the sale of souvenirs must be deposited in a revolving account in the Legislative Fund. The money in the revolving account must be used to purchase additional souvenirs for sale and pay any other expenses related to the sale of souvenirs deemed appropriate by the Director. The balance in

1 the revolving account not exceeding \$150,000 must not be reverted to the
2 Legislative Fund at the end of the fiscal year.

3 **Sec. 2.** NRS 244.350 is hereby amended to read as follows:

4 244.350 1. The board of county commissioners and, in a county whose
5 population is less than 400,000, the sheriff of that county, constitute a liquor board.
6 The liquor board may, without further compensation, grant or refuse liquor licenses,
7 and revoke those licenses whenever there is, in the judgment of a majority of the
8 board, sufficient reason for revocation. The board shall elect a chairman from
9 among its members.

10 2. ~~The~~ *Except as otherwise provided in this section, the* liquor board in
11 each of the several counties shall enact ordinances:

12 (a) Regulating the sale of intoxicating liquors in their respective counties.

13 (b) Fixing the hours of each day during which liquor may be sold or disposed
14 of.

15 (c) Prescribing the conditions under which liquor may be sold or disposed of.

16 (d) Prohibiting the employment or service of minors in the sale or disposition
17 of liquor.

18 (e) Prohibiting the sale or disposition of liquor in places where, in the judgment
19 of the board, the sale or disposition may tend to create or constitute a public
20 nuisance, or where by the sale or disposition of liquor a disorderly house or place is
21 maintained.

22 3. In a county whose population is 400,000 or more, the liquor board shall
23 refer any petition for a liquor license to the metropolitan police department. The
24 department shall conduct an investigation relating to the petition and report its
25 findings to the liquor board at the next regular meeting of the board.

26 4. All liquor dealers within any incorporated city are exempt from the effect
27 of this section, and are to be regulated only by the government of that city.

28 5. The liquor board may deny or refuse to renew the license of a person who
29 has willfully violated the provisions of NRS 369.630 more than three times in any
30 24-month period.

31 6. The liquor board shall not deny a license to a person solely because he is
32 not a citizen of the United States.

33 *7. The Legislative Counsel Bureau is exempt from the provisions of this*
34 *section with respect to the purchase and sale of souvenir wine pursuant to*
35 *NRS 218.6845.*

36 **Sec. 3.** NRS 268.090 is hereby amended to read as follows:

37 268.090 1. In addition to any authority or power now provided by the
38 charter of any incorporated city in this State, whether incorporated by general or
39 special act, or otherwise, *except as otherwise provided in this section,* there is
40 hereby granted to each of the cities incorporated under any law of this State the
41 power and authority to fix, impose and collect a license tax on, and regulate the sale
42 of, beer, wines or other beverages now or hereafter authorized to be sold by act of
43 Congress.

44 2. An incorporated city may deny or refuse to renew the license of a person
45 who has willfully violated the provisions of NRS 369.630 more than three times in
46 any 24-month period.

47 3. An incorporated city shall not deny a license to a person solely because he
48 is not a citizen of the United States.

49 *4. The Legislative Counsel Bureau is exempt from the provisions of this*
50 *section with respect to the purchase and sale of souvenir wine pursuant to*
51 *NRS 218.6845.*

1 **Sec. 4.** ~~[NRS 369.190 is hereby amended to read as follows:~~
2 ~~369.190 1. [In] Except as otherwise provided in this section, in addition to~~
3 ~~the limitations imposed by NRS 597.210 and 597.220, a person shall not:~~
4 ~~(a) Import liquors into this State unless he first secures an importer's license or~~
5 ~~permit from this State;~~
6 ~~(b) Engage in business as a wholesale dealer of wines and liquors in this State~~
7 ~~unless he first secures a wholesale wine and liquor dealer's license from this State;~~
8 ~~(c) Engage in business as a wholesale dealer of beer in this State unless he first~~
9 ~~secures a wholesale beer dealer's license from this State;~~
10 ~~(d) Operate a winery in this State or export wine from this State unless he first~~
11 ~~secures a wine maker's license from this State;~~
12 ~~(e) Operate an instructional wine-making facility in this State unless he first~~
13 ~~secures a license for the instructional wine-making facility from this State;~~
14 ~~(f) Operate a brewery in this State unless he first secures a brewer's license~~
15 ~~from this State;~~
16 ~~(g) Operate a brew pub in this State unless he first secures a brew pub's license~~
17 ~~from this State;~~
18 ~~2. A person who holds a license for an instructional wine-making facility;~~
19 ~~(a) May engage in any activity authorized by NRS 597.245;~~
20 ~~(b) May not engage in any other activity for which a license is required~~
21 ~~pursuant to this chapter, unless the person holds the appropriate license for that~~
22 ~~activity;~~
23 ~~3. The Legislative Counsel Bureau is exempt from the provisions of this~~
24 ~~section with respect to the purchase and sale of souvenir wine pursuant to~~
25 ~~NRS 219.6945;~~
26 ~~4. As used in this section:~~
27 ~~(a) "Brew pub" has the meaning ascribed to it in NRS 597.200;~~
28 ~~(b) "Brewery" means an establishment which manufactures malt beverages but~~
29 ~~does not sell those malt beverages at retail;~~
30 ~~(c) "Malt beverage" has the meaning ascribed to it in NRS 597.200.] (Deleted~~
31 ~~by amendment.)~~