

SENATE BILL NO. 358—SENATORS DENIS AND BROWER

MARCH 21, 2011

Referred to Committee on Government Affairs

SUMMARY—Makes various changes concerning the operation of certain vending stands. (BDR 22-665)

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 regional transportation commissions; revising provisions pertaining to vending stands provided for by such a commission; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

1 Existing law establishes a priority of right for persons who are blind or visually
2 impaired to operate vending stands in or on any public buildings or properties.
3 (NRS 426.640) Existing law also exempts from that priority of right vending stands
4 in any building, terminal or parking facility owned, operated or leased by a regional
5 transportation commission in a county whose population is 400,000 or more
6 (currently Clark County). (NRS 277A.320) **Section 2** of this bill removes that
7 exemption for both existing and future contracts. **Section 3** of this bill clarifies that
8 the removal of the exemption applies with respect to any vending stand contract
9 entered into by such a regional transportation commission on or after the effective
10 date of this bill, and that any such existing vending stand contract must comply
11 with the amendatory provisions of this bill on and after July 1, 2011.

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

1 **Section 1.** The Legislature hereby finds and declares that:
2 1. There is a great need, as described in NRS 426.640, to
3 provide persons who are blind with remunerative employment,
4 enlarge the economic opportunities of persons who are blind and
5 stimulate persons who are blind to greater efforts to make
6 themselves self-supporting with independent livelihoods; and



2. It is the policy of the Legislature and of this State to support the needs of persons who are blind by vigorously enforcing and promoting the provisions of NRS 426.630 to 426.720, inclusive.

Sec. 2. NRS 277A.320 is hereby amended to read as follows:

277A.320 1. In a county whose population is 400,000 or more, the commission may provide for the construction, installation and maintenance of vending stands for passengers of public mass transportation in any building, terminal or parking facility owned, operated or leased by the commission.

2. The provisions of NRS 426.630 to 426.720, inclusive, ~~do~~ **not** apply to a vending stand constructed, installed or maintained pursuant to this section.

Sec. 3. 1. The amendatory provisions of this act apply to any contract for the operation of a vending stand that is entered into on or after the effective date of this act.

2. In addition to the provisions of subsection 1, all contracts for the operation of a vending stand that are in existence on the date on which this act becomes effective and are affected by the amendatory provisions of this act must be in compliance with the amendatory provisions of this act on and after July 1, 2011.

3. As used in this section, "vending stand" has the meaning ascribed to it in NRS 426.630.

Sec. 4. This act becomes effective upon passage and approval.

