

SENATE BILL NO. 256—SENATORS FARLEY,
HARDY; HARRIS AND SETTELMAYER

MARCH 12, 2015

Referred to Committee on Commerce, Labor and Energy

SUMMARY—Revises provisions relating to the civil liability of innkeepers. (BDR 54-1018)

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 innkeepers; revising provisions relating to the civil liability of innkeepers; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

1 Existing law limits the liability of an innkeeper for the loss of or damage to
2 certain personal property brought by a patron onto the premises of the innkeeper,
3 including that left in a motor vehicle upon the premises. (NRS 651.010) The
4 Nevada Supreme Court has ruled that the language of the statute does not shield an
5 innkeeper from liability for the loss of or damage to a motor vehicle itself, as
6 separate from the contents, brought by a patron onto the premises of the innkeeper.
7 (*Arguello v. Sunset Station, Inc.*, 127 Nev. Adv. Op. 29, 252 P.3d 206 (2011)) This
8 bill revises existing law to limit the liability of an innkeeper for the loss of or
9 damage to a motor vehicle brought by a patron onto the premises of the innkeeper,
10 and not just the contents of the motor vehicle.

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

1 **Section 1.** NRS 651.010 is hereby amended to read as follows:
2 651.010 1. An owner or keeper of any hotel, inn, motel,
3 motor court, boardinghouse or lodging house in this State is not
4 civilly liable for the theft, loss, damage or destruction of any
5 property brought by a patron upon the premises , *including, without*
6 *limitation, a motor vehicle or property* left in a motor vehicle upon
7 the premises , because of theft, burglary, fire or otherwise, in the
8 absence of gross neglect by the owner or keeper.



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1 2. An owner or keeper of any hotel, inn, motel, motor court,
2 boardinghouse or lodging house in this State is not civilly liable for
3 the theft, loss, damage or destruction of any property of a guest left
4 in a guest room if:

5 (a) The owner or keeper provides a fireproof safe or vault in
6 which guests may deposit property for safekeeping;

7 (b) Notice of this service is personally given to a guest or posted
8 in the office and the guest's room; and

9 (c) The property is not offered for deposit in the safe or vault by
10 a guest,

11 ↪ unless the owner or keeper is grossly negligent.

12 3. An owner or keeper is not obligated to receive property to
13 deposit for safekeeping which exceeds \$750 in value or is of a size
14 which cannot easily fit within the safe or vault.

15 4. The liability of the owner or keeper does not exceed the sum
16 of \$750 for any property, including, but not limited to, property
17 which is not deposited in a safe or vault because it cannot easily fit
18 within the safe or vault, of an individual patron or guest, unless the
19 owner or keeper receives the property for deposit for safekeeping
20 and consents to assume a liability greater than \$750 for its theft,
21 loss, damage or destruction in a written agreement in which the
22 patron or guest specifies the value of the property.

23 **Sec. 2.** This act becomes effective on July 1, 2015.

