

Amendment No. 385

Senate Amendment to Senate Bill No. 253	(BDR 20-968)
Proposed by: Senate Committee on Government Affairs	
Amends: Summary: No Title: Yes Preamble: No Joint Sponsorship: No Digest: Yes	

ASSEMBLY ACTION				Initial and Date	SENATE ACTION				Initial and Date
Adopted	<input type="checkbox"/>	Lost	<input type="checkbox"/>	_____	Adopted	<input type="checkbox"/>	Lost	<input type="checkbox"/>	_____
Concurred In	<input type="checkbox"/>	Not	<input type="checkbox"/>	_____	Concurred In	<input type="checkbox"/>	Not	<input type="checkbox"/>	_____
Receded	<input type="checkbox"/>	Not	<input type="checkbox"/>	_____	Receded	<input type="checkbox"/>	Not	<input type="checkbox"/>	_____

EXPLANATION: Matter in (1) *blue bold italics* is new language in the original bill; (2) variations of green bold underlining is language proposed to be added 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 proposed to be retained in this amendment.



SENATE BILL NO. 253—SENATOR SETTELMAYER

MARCH 16, 2021

Referred to Committee on Government Affairs

SUMMARY—Revises provisions related to alarm systems. (BDR 20-968)

FISCAL NOTE: Effect on Local Government: May have Fiscal Impact.
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 alarm systems; prohibiting, under certain circumstances, the governing body of a county or city from imposing a penalty, fine or fee on an alarm system contractor or monitoring company; ~~revising provisions relating to the information required to be included on advertising by a licensed contractor who installs alarm systems;~~ and providing other matters properly relating thereto.

Legislative Counsel's Digest:

Existing law provides, with certain exceptions, that a board of county commissioners has the power and jurisdiction in its county to do and perform all acts and things as may be lawful and necessary to the full discharge of the powers and jurisdiction conferred on the board. (NRS 244.195) **Section 1** of this bill prohibits a board of county commissioners from imposing any penalty, fine or fee on an alarm system contractor or alarm system monitoring company for any false alarm that cannot be attributed to the improper installation of the alarm system or any other error committed by the contractor or monitoring company. **Section 2** of this bill indicates the placement of **section 1** in the Nevada Revised Statutes.

Section 3 of this bill prohibits the governing body of an incorporated city from imposing any penalty, fine or fee on an alarm system contractor or alarm system monitoring company for any false alarm that cannot be attributed to the improper installation of the alarm system or any other error committed by the contractor or monitoring company.

~~Existing law requires that all advertising by a licensed contractor must include the number of the contractor's license. (NRS 624.720) Section 4 of this bill provides that advertising by a contractor who installs alarm systems may include, instead, an Internet website or a phone number through which a person can obtain the number of the contractor's license.~~

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

Section 1. Chapter 244 of NRS is hereby amended by adding thereto a new section to read as follows:

A board of county commissioners shall not impose any penalty, fine or fee on an alarm system contractor or alarm system monitoring company for a false alarm that cannot be attributed to the improper installation of the alarm system

1 *or any other error committed by the alarm system contractor or alarm system*
2 *monitoring company.*

3 **Sec. 2.** NRS 244.195 is hereby amended to read as follows:

4 244.195 Except as otherwise provided in NRS 244.137 to 244.146, inclusive,
5 *and section 1 of this act*, the boards of county commissioners shall have power and
6 jurisdiction in their respective counties to do and perform all such other acts and
7 things as may be lawful and necessary to the full discharge of the powers and
8 jurisdiction conferred on the board.

9 **Sec. 3.** Chapter 268 of NRS is hereby amended by adding thereto a new
10 section to read as follows:

11 *The governing body of a city shall not impose any penalty, fine or fee on an*
12 *alarm system contractor or alarm system monitoring company for a false alarm*
13 *that cannot be attributed to the improper installation of the alarm system or any*
14 *other error committed by the alarm system contractor or alarm system monitoring*
15 *company.*

16 **Sec. 4.** ~~NRS 624.720 is hereby amended to read as follows:~~

17 ~~624.720 1. It is unlawful for any person, including a person exempt under~~
18 ~~the provisions of NRS 624.031, to advertise as a contractor unless the person has a~~
19 ~~license in the appropriate classification established by the provisions of NRS~~
20 ~~624.215 and 624.220.~~

21 ~~2. Notwithstanding any other provision of this chapter, any person not~~
22 ~~licensed pursuant to the provisions of this chapter who advertises to perform or~~
23 ~~complete construction work or a work of improvement must state in the~~
24 ~~advertisement that he or she is not licensed pursuant to this chapter.~~

25 ~~3. It is unlawful for a licensed contractor to disseminate, as part of any~~
26 ~~advertising by the contractor, any false or misleading statement or representation of~~
27 ~~material fact that is intended, directly or indirectly, to induce another person to use~~
28 ~~the services of the contractor or to enter into any contract with the contractor or any~~
29 ~~obligation relating to such a contract.~~

30 ~~4. [All] Except as otherwise provided in this subsection, all advertising by a~~
31 ~~licensed contractor must include the name of the contractor's company and the~~
32 ~~number of the contractor's license. Advertising by a contractor who installs alarm~~
33 ~~systems is not required to include the number of the contractor's license if the~~
34 ~~advertisement includes an Internet website or a phone number through which a~~
35 ~~person can obtain the number of the contractor's license.~~

36 ~~5. It is unlawful for any person, whether or not licensed pursuant to this~~
37 ~~chapter, to advertise to perform or complete construction work or a work of~~
38 ~~improvement using a license number that does not correspond to a valid license~~
39 ~~issued to that person under this chapter.~~

40 ~~6. If, after giving notice and holding a hearing pursuant to NRS 624.291, the~~
41 ~~Board determines that a person has engaged in advertising in a manner that violates~~
42 ~~the provisions of this section, the Board may, in addition to any penalty,~~
43 ~~punishment or disciplinary action authorized by the provisions of this chapter, issue~~
44 ~~an order to the person to cease and desist the unlawful advertising and to cause any~~
45 ~~telephone number included in the advertising to be disconnected.~~

46 ~~7. If a person fails to comply with subsection 6 within 5 days after receiving~~
47 ~~an order pursuant to subsection 6, the Board may request the Public Utilities~~
48 ~~Commission of Nevada to order the appropriate provider of telephone service to~~
49 ~~disconnect any telephone number included in the advertisement.~~

50 ~~8. As used in this section:~~

51 ~~(a) "Advertising" includes, but is not limited to, the issuance of any sign, card~~
52 ~~or device, or the permitting or allowing of any sign or marking on a motor vehicle,~~
53 ~~in any building, structure, newspaper, magazine or airway transmission, on the~~

~~Internet or in any directory under the listing of “contractor” with or without any limiting qualifications.~~

~~“(b) Provider of telephone service” has the meaning ascribed to it in NRS 707.355.]~~ (Deleted by amendment.)