

EFFECT OF GOVERNMENT REGULATION OF SMALL BUSINESS



Bulletin No. 79-12

LEGISLATIVE COMMISSION
OF THE
LEGISLATIVE COUNSEL BUREAU
STATE OF NEVADA

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TABLE OF CONTENTS

	<u>Page</u>
1. Assembly Concurrent Resolution No. 3, 59th session of the Nevada legislature (1977).....	1
2. Report of the Legislative Commission.....	2
3. Report of the Legislative Commission's Subcommittee to Study the Effect of Regulation of Small Business by State and Local Government Agencies.....	3
I. Introduction.....	3
II. Comments Received by the Subcommittee.....	3
III. Research Information Considered by the Subcommittee.....	5
IV. Actions Taken by the Subcommittee.....	6
V. Recommendations.....	7
Appendix A--States which Maintain Small Business Assistance Agencies.....	8
Appendix B--Measures Taken by the State of Washington to Limit Duplication of License Applications.....	16
Appendix C--Proposed Legislation: Provides for submission at next general election of question proposing certain changes in Sales and Use Tax Law.....	17
Appendix D--Proposed Legislation: Reduces bonds for certain money order issuers.....	24
Appendix E--Letter to William L. Thomason, D.D.S., Administrator, Bureau of Health Facil- ities, Health Division, Department of Human Resources.....	30
Appendix F--Letter to Mr. Robert E. Goodman, Director, Department of Economic Development.....	32
Appendix G--Assembly Bill No. 194, 59th session (1977).....	53

Assembly Concurrent Resolution No. 3—Assemblymen Coulter, Weise, Dini, Wagner, Jacobsen, Howard, May, Serpa, Rhoads, Hickey, Westall, Polish, Banner, Hayes and Gomes

FILE NUMBER.....33.....

ASSEMBLY CONCURRENT RESOLUTION—Directing the legislative commission to study the effect of regulation of small business by state and local government agencies.

WHEREAS, Small businesses are increasingly regulated by government agencies; and

WHEREAS, Owners of small businesses must spend a great deal of time in providing administrative and other information to these agencies; and

WHEREAS, Many owners of small businesses are of the opinion that this information is unwarranted, unnecessary and unused by these agencies; and

WHEREAS, There is a need to determine whether the regulatory practices of these agencies exceed the limits of their statutory authority; now, therefore, be it

Resolved by the Assembly of the State of Nevada, the Senate concurring, That the legislative commission study the effect of regulation of small business by state and local government agencies; and be it further

Resolved, That the legislative commission submit a report of its findings and recommendations to the 60th session of the legislature.

REPORT OF THE LEGISLATIVE COMMISSION

To the Members of the 60th Session of the Nevada Legislature:

This report is submitted in compliance with Assembly Concurrent Resolution No. 3 of the 59th session of the Nevada legislature, which directed the legislative commission to study the effect of regulation of small business by state and local government agencies.

The legislative commission assigned the inquire to a subcommittee under the chairmanship of Assemblyman Patrick M. Murphy, with Senator Wilbur Faiss as vice chairman and Senator William H. Hernstadt and Assemblymen Steven A. Coulter, Daniel J. Demers, Harley L. Harmon, Marian I. Howard, Don A. Moody and Dean A. Rhoads as members.

This report is transmitted to the members of the 60th session of the legislature for their consideration and for appropriate action.

Respectfully submitted,

Legislative Commission
Legislative Counsel Bureau
State of Nevada

Carson City, Nevada

* * * * *

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REPORT OF THE LEGISLATIVE COMMISSION'S
SUBCOMMITTEE TO STUDY THE EFFECT OF
REGULATION OF SMALL BUSINESS BY
STATE AND LOCAL GOVERNMENT
AGENCIES

I. INTRODUCTION

The Legislative Commission's Subcommittee to Study the Effect of Regulation of Small Business by State and Local Government Agencies was formed to conduct a study of the relations between small business in Nevada and the state and local governments which serve and regulate them.

The subcommittee conducted hearings in Reno, Las Vegas and Carson City, and heard comments from representatives of several interests about particular grievances. There were several major areas of discussion, with most of the persons who appeared before the subcommittee in agreement that relations between government and business were not always cordial.

Several areas of discussion have resulted in recommendations which the subcommittee submits to the legislature as part of this report. Others have resulted in directions to the staff to transmit suggestions to state agencies, which communications are attached to this report as appendices.

Results of research conducted by direction of the subcommittee and its members are included in the report.

II. COMMENTS RECEIVED BY THE SUBCOMMITTEE

At hearings conducted at Reno, Las Vegas and Carson City, the subcommittee heard comments from representatives of several organizations and businesses, which brought several areas of concern to light. These areas, and the comments which were heard, are summarized in this section.

A. Forms Required by State Agencies.

The opinion of many of the persons who appeared before the subcommittee was that the state requires the submission of information on an excessive number of forms, many of which require duplicate information and some of which require information which appears unnecessary or overly detailed. Suggestions were received that agencies, and particularly the Nevada industrial commission and the employment security department, cooperate in forming and using a data retrieval system which would permit businesses to submit information less frequently and avoid duplication.

B. Business Inventory Tax.

Representatives of small business supported the repeal of the tax on inventory held for sale. Those who commented on the tax noted that neighboring states have eliminated this tax, and that the administrative burden of preparing returns and filing were sometimes even more burdensome than the tax payment itself. The difficulty of enforcement was also cited as a reason for the repeal of the tax.

C. Bonds for Payment of Sales and Use Tax and Related Taxes.

The subcommittee heard comments that the security which is required by the tax commission for payment of collections of the sales and use tax, the local school support tax and the city-county relief tax should be returned to the person who placed it after a sufficient time has elapsed to establish the person as one who is inclined to pay the taxes due. Those who supported this change agreed that a period of 1 year after the security was required by the tax commission, or 1 year during which the person had not been delinquent, would be reasonable.

D. State Business Assistance Office.

Persons appearing before the subcommittee asked for the formation of a small business assistance office in the state government to assist persons who wish to begin a business, or who are having difficulties with obtaining state services while engaged in operating a small business. Staff pointed out that the department of economic development was charged with operating a business information service under NRS 231.120. Comment was received that no business person present was aware of the availability of such services.

E. Child Care Administration.

Many of the witnesses who appeared before the subcommittee were operators of child care facilities licensed by the state, by Clark or Washoe counties, or by a city. Their concern was with the failure of the 59th session of the legislature to provide money for the operation of the child care services division of the department of human resources, and the elimination from that organization of the child care policy board. Licensing of child care facilities is in the hands of the bureau of health facilities of the health division of the department of human resources. The witnesses felt that the bureau was unresponsive to their needs, indifferent to any attempt to communicate the needs of the operators of child care facilities, and hostile to attempts to comply with provisions of chapter 233B of NRS in order to receive notice

of regulation hearings at which they might make their opinions known. The operators of child care facilities expressed a desire for uniform regulations and uniform application throughout the state, rather than the patchwork of city, county and state supervision, together with federal interference, with which they are now forced to work.

F. Bonds for Money Order Issuers.

The 59th session of the legislature enacted legislation which became chapter 671 of NRS and which directly affected the business of issuing money orders in Nevada. While the large concerns are not adversely affected by the bonding requirements of NRS 671.100 and 671.110, it is impossible for a small, single-location issuer of money orders to find an insurer willing to write a bond for him, and equally impossible for him to find the \$10,000 which is the minimum security prescribed by statute. Several businesses, such as drug stores and small groceries, which have issued money orders as a service to their customers, have been forced to leave the business or to become agents for huge concerns which take a large share of the small profit from the business. Some small communities are left for long periods of time when banks, other financial institutions and the post office are closed, with no facility at which the people can obtain safe means of transferring money. Witnesses suggested that the legislature exempt small issuers of money orders from bonding requirements, or make the bond minimums smaller for such concerns.

III. RESEARCH INFORMATION CONSIDERED BY THE SUBCOMMITTEE

During the hearings, the subcommittee directed its staff to obtain information on several subjects, to be submitted to the legislature for its consideration.

- A. Other states (particularly California and Washington) which have streamlined duplicative government forms or sought other methods to end unnecessary duplication. This information is included in Appendix A.
- B. Measures taken by the State of Washington to limit duplication of reports by using Federal Government reports and forms. Washington does not use any federal forms in its work, but it has set up a pilot licensing program to provide a single agency for the licensing of grocery stores, and will soon be expanding this program to other businesses. This program is described in Appendix A.

- C. Possibility of consolidating some forms used by both the Nevada industrial commission and the employment security department. Time did not permit exhaustive investigation. Inspection of the forms in question, and telephone interviews with employees of the industrial commission and the employment security department indicated that while a consolidation was possible, it probably was not practical.
- D. States which maintain small business assistance agencies, and their powers and duties. A partial survey is attached as Appendix B.
- E. Services provided by the department of economic development to small businesses under NRS 231.120. An interview with Mr. Robert E. Goodman, director of the department, revealed that the department will render all possible assistance to each applicant, and adapts its assistance to the needs of the business.
- F. Status of the child care policy board and the child care services division of the department of human resources. The child care policy board was eliminated by the 59th session of the legislature when it enacted Assembly Bill No. 278, which reorganized or abolished many executive agencies.

No appropriation for support of the child care services division of the department of human resources was made by the 1977 session of the legislature, and the division is not operating at this time. This was primarily an advocate for the operators of child care facilities, with licensing authority in the bureau of health facilities of the health division of the department of human resources, where it remains.

IV. ACTIONS TAKEN BY THE SUBCOMMITTEE

As a result of comments received at hearings and information made available, the subcommittee:

- A. Suggested to Dr. William L. Thomason, administrator of the bureau of health facilities of the health division of the department of human resources, that certain interpretations of provisions of chapter 233B of NRS dealing with notice of intent to adopt regulations should be applied by his bureau.

A copy of the letter sent to Dr. Thomason is attached as Appendix E.

- B. Concluded that the department of economic development might not be advertising the services which it is required to provide by NRS 231.120, and suggested to Mr. Robert E. Goodman, director of the department, that he review that section of NRS and ensure that the department is providing the services required by law.

A copy of the letter sent to Mr. Goodman is attached as Appendix F.

V. RECOMMENDATIONS

Based upon the comments received from interested citizens at the three hearings conducted by the subcommittee and upon results of research performed for the subcommittee, the following recommendations are submitted to the legislative commission, and through it to the 60th session of the legislature:

- A. The legislature should provide by statute for the return of security posted by persons who collect sales and use taxes, local school support taxes and city-county relief taxes after a 1-year period without delinquency on the part of the person who has posted the security. Recommended legislation is attached as Appendix C.
- B. The legislature should provide by statute for a reduction in the amount of the bond required of certain issuers of instruments under chapter 671 of NRS. The present requirement of \$10,000 has driven many small sellers of money orders out of that business, and the subcommittee recommends a sliding scale for single-location issuers of instruments, as set forth in the recommended legislation attached as Appendix D.
- C. The legislature should provide for central licensing for the processing of business, gaming and liquor licenses. To this end, the subcommittee recommends that the 60th session give consideration to legislation similar to Assembly Bill No. 194 of the 59th session, which is attached as Appendix G.
- D. The legislature should consider alternatives to large bonds for all handlers of money and for others who are required to post bonds with the state to ensure performance or honesty, similar to the recommended legislation in Appendix C.

STATES WHICH MAINTAIN SMALL
BUSINESS ASSISTANCE
AGENCIES

Information received from the National Federation of Independent Business, the federal Small Business Administration and several other national organizations indicates that there is no comprehensive list of states which maintain small business agencies. Nine states with agencies of this nature were identified:

Connecticut	New York	Pennsylvania
Illinois	Ohio	Washington
Minnesota	Oregon	Wisconsin

Of these states, Illinois, Oregon and Pennsylvania have programs which are not limited to small business. The administrators of these agencies explained that in practice, they assist small business, as large industries have resources for dealing with government agencies.

In Oregon, Pennsylvania and Wisconsin, assistance to small business takes the form of an ombudsman, rather than a special office as maintained in Connecticut, Illinois, Minnesota, New York, Ohio and Washington.

In five states which have business assistance offices, they are placed under the department of economic development; in three others, under the department of commerce; and in Washington, the office reports to a combined department of commerce and economic development.

The attached exhibit sets out name of program, powers and duties, budget and staff, authority and the name of a responsible person from whom information can be obtained for each of the nine programs to assist small business.

States with Programs to Assist Small Business

Connecticut

Name of Program -

Office of Small Business Affairs,
Department of Commerce

Powers and Duties -

1. Aid and encourage small business enterprises, especially those operated by minorities and disadvantaged. Issue minority and women business directories.
2. Provide technical assistance to small businesses.
3. Perform financial evaluations and assist in getting loans.
4. Administer state set aside program giving first preference for state contracts to businesses which have existed at least 1 year whose gross sales don't exceed \$1,000,000.

Budget and Staffing -

No budget information.
Director, one professional, one secretary.

Authorization -

Public Act No. 77-808.

Contact -

Frank Silva
203 566-4051

Illinois

Name of Program -

Office of Business Information,
Department of Business and
Economic Development

Powers and Duties -

1. Assist all businesses with problems and questions relating to government (ombudsman functions).
2. Refer to state and federal loan assistance programs.
3. Send licensure information.
4. Will publish Doing Business in Illinois.
5. Provide toll-free number.
6. Participate in Illinois Industry Retention Program--Team of voluntary businesses who talk with businessmen on a personal basis.

Budget and Staffing -

\$98,686 for 1 year.

Three professionals, one secretary.

Authorization -

Administratively created.

Contact -

Mike Goetz
217 782-7500

Minnesota

Name of Program -

Division of Small Business,
Department of Economic Development

Powers and Duties -

1. Identify public and private financial assistance and make referrals.
2. Promote state set asides for small business. Ten percent of all state contracts is offered to small businesses, ten percent of the ten percent goes to disadvantaged small businessmen (ethnic groups, women, handicapped).

3. Assist small businessmen with state and federal regulations, laws and financing. Generate task force to study capital accumulation.

Budget and Staffing -

\$70,000 for 1 year.

Two professionals, one-half clerical.

Authorization -

1978 statute, not yet received.

Contact -

Beverly Braun
612 296-1451

New York

Name of Program -

Division for Small Business,
Commerce Department

Powers and Duties -

1. Coordinate state agency activities which affect small business. Note: N.Y., by executive order, has a bid preference program for state for small businesses, especially minority business.
2. Receive complaints and refer to appropriate agency.
3. Promote and encourage interests of small businesses.
4. Conduct research on small business matters.
5. Represent interests of small business before government.
6. Study and recommend legislative changes and review pending legislation.
7. Initiate small-business education programs.
8. Small business advisory board to advise division.

Budget and Staffing -

Appropriation to Commerce Department, some federal funding.
Fewer than 100 employees.

Authorization -

Article 4-B, sections 130-136,
New York Commerce Law.

Contact -

Raymond R. Norat
Deputy Commissioner
212 949-9300

Ohio

Name of Program -

Office of Small Business Assistance,
Department of Economic and Community Development

Powers and Duties -

1. Liaison between small business and state and federal government.
2. Aids small business with technical and financial assistance problems.
3. Provides information on starting and operating a small business and on training opportunities.
4. A minority business development office provides special assistance to minorities.

Budget and Staffing -

No budget information.
One professional, one secretary.

Authorization -

Governor's directive.

Contact -

Gordon Waltz, Manager
614 466-4945

Oregon

Name of Program -

No special small business office but a designated business ombudsman, Special Assistant to the Director for Business/Government Relations, Department of Economic Development.

Powers and Duties -

1. Ombudsman function of assisting business in its relationships with local, state and federal government.
2. Review laws and make recommendations.
3. Match business people with resources for financial and management assistance.
4. Provide workshops and seminars (for example, "How to use census data to locate new markets").
5. Publish directory of services to business.

Budget and Staffing -

\$165,000 from Federal Pacific Northwest Region grant for 2 1/2 years. State provides space and accounting services.

Authorization -

Position created by the Governor. The Oregon legislature is currently studying the needs of small business and legislative expansion of the program may follow.

Contact -

Allan R. Mann
503 229-5535

Pennsylvania

Name of Program -

Office of the Business Ombudsman,
Department of Commerce.

Powers and Duties -

1. Assist all businesses, not just small ones, with problems involving state government.
2. Provides a directory to other agencies.
3. Provides information on starting a business.
4. Established a toll-free telephone number.

Budget and Staffing -

No specific budget information except that it is funded as part of the Department of Commerce's budget.

Two professionals, small clerical staff.

Authorization -

Governor's directive.

Contact -

Eileen Minner
717 787-1159

Washington

Name of Program -

Office of Small Business,
Small Business Division,
Department of Commerce and Economic Development

Powers and Duties -

1. Be a focal point for dealings with federal, state and local government.
2. Encourage business associations to serve small businesses.
3. Arrange for training.
4. Coordinate with other agencies providing services to small business.
5. Assist small businesses in obtaining technical and financial help.

6. Assist small businesses in obtaining state business.
7. Deal with problems of minority businesses.

Budget and Staffing -

\$99,800 for two years plus \$100,000 for minority business tasks.
One manager, one and one-half persons plus support in Olympia, one in Seattle.

Authorization -

RCW 43. - 31.915, et seq.

Contact -

Douglas Clark
206 753-5614

Wisconsin

Name of Program -

Small Business Ombudsman,
Department of Business Development

Powers and Duties -

1. Handles complaints and problems pertaining to governmental agencies.
2. Recommend legislative or administrative rule changes.
3. Advocate for small business.
4. Perform community outreach.

Budget and Staffing -

\$26,500 for one year.
One professional, one secretary.

Authorization -

Budget created.

Contact -

Edie Bordon
608 266-3222

MEASURES TAKEN BY THE STATE OF WASHINGTON
TO LIMIT DUPLICATION OF REPORTS

In 1976, the State of Washington enacted the Business Coordination Act, which established a pilot master license program for grocery stores. Persons seeking to open new grocery operations, or renew permits for existing stores, are required to fill out one state form and file one fee with the department of commerce and economic development.

The department then circulates copies of the form to the eight or nine state agencies which have jurisdiction over some part of the grocery business in Washington.

The department of commerce and economic development was authorized to establish a program to coordinate state inspections of grocery stores.

In 1977, the Washington legislature extended the business license center of the department of licensing (formerly the department of motor vehicles). The intent of this enactment is to provide a central authority for the filing of business licenses and fees. The business license center is adding more programs to the original grocery store pilot program.

The functions of the business license center include:

- A. Establishing a comprehensive license program for all state business and professional licenses, with authority to regulate and to deny licenses remaining in the state agencies.
- B. Creating a central computer system for information pertaining to business licenses.
- C. Providing a toll free telephone number for information about licenses.
- D. Providing information about requirements for federal and local government.
- E. Adopting criteria for evaluation of licensing forms.

The statute requires that each state agency review its licenses by 1979, and justify to the legislature those which should be retained. A board of review will provide policy direction to the department as it establishes the licensing system.

The budget for the first year of operation of the business license center was \$381,000.

SUMMARY--Provides for submission at next general election of question proposing certain changes in Sales and Use Tax Law. (BDR 32-102)

Fiscal Note: Effect on Local Government: Yes.
Effect on the State or on Industrial Insurance: Yes.

AN ACT relating to taxation; providing for the submission to the registered voters at the general election of 1980 of the question of whether the Sales and Use Tax Act of 1955 should be amended to require return of certain bonds to taxpayers; contingently creating similar requirements for certain analogous taxes; and providing other matters properly relating thereto.

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

Section 1. At the general election on November 4, 1980, a proposal shall be submitted to the registered voters of this state to amend the Sales and Use Tax Act, which was enacted by the 47th session of the legislature of the State of Nevada and approved by the governor in 1955, and subsequently approved by the people of this state in the general election held on November 6, 1956.

Sec. 2. At the time and in the manner provided by law, the secretary of state shall transmit the proposed act to the several county clerks, and the county clerks shall cause it to be published and posted as provided by law.

Sec. 3. The proclamation and notice to the voters given by the county clerks pursuant to law shall be in substantially the following form:

Notice is hereby given that at the general election on November 4, 1980, a question will appear on the ballot for the adoption or rejection by the registered voters of the state the following proposed act:

AN ACT to amend an act entitled "An Act to provide revenue for the State of Nevada; providing for sales and use taxes; providing for the manner of collection; defining certain terms; providing penalties for violation, and other matters properly relating thereto," approved March 29, 1955, as amended.

THE PEOPLE OF THE STATE OF NEVADA DO ENACT AS FOLLOWS:

Section 1. Section 98 of the above-entitled act, being chapter 397, Statutes of Nevada 1955, at page 778, is hereby amended to read as follows:

Section 98. 1. The tax commission, whenever it deems it necessary to insure compliance with this chapter, may require any person subject thereto to place with it such security as the tax commission may determine. The amount of the security shall be fixed by the tax commission but, except as noted below, [~~shall~~] must not be greater than twice the estimated average liability of persons filing returns for quarterly periods or three times the estimated average liability of persons required to file returns for monthly periods, determined in such manner as the tax commission deems proper, or \$10,000, whichever amount is the lesser.

2. In case of persons habitually delinquent in their obligations under this chapter, the amount of the security [shall] must not be greater than three times the average liability of persons filing returns for quarterly periods or five times the average liability of persons required to file returns for monthly periods, or \$10,000, whichever amount is the lesser.

3. The limitations herein provided apply regardless of the type of security placed with the tax commission.

4. The amount of the security may be increased or decreased by the tax commission subject to the limitations herein provided.

5. The tax commission may sell the security at public auction if it becomes necessary so to do in order to recover any tax or any amount required to be collected, interest or penalty due. Notice of the sale may be served upon the person who placed the security personally or by mail; if by mail, service shall be made in the manner prescribed for service of a notice of a deficiency determination and shall be addressed to the person at his address as it appears in the records of the tax commission. Security in the form of a bearer bond issued by the United States or the State of Nevada which has a prevailing market price may, however, be sold by the tax commission at a private sale at a price not lower than the prevailing market price thereof.

6. Upon any sale any surplus above the amounts due shall be returned to the person who placed the security.

7. The tax commission shall return any security which it has required under this section 1 year after requiring it, or 1 year after the person who placed the security has last been delinquent, whichever is later.

Sec. 2. This act shall become effective on January 1, 1981.

Sec. 4. The ballot page assemblies and the paper ballots to be used in voting on the question shall present the question in substantially the following form:

Shall the Sales and Use Tax Act of 1955 be amended to require the return of certain bonds posted by taxpayers?

YES _____ NO _____

Sec. 5. The explanation of the question which shall appear on each paper ballot and sample ballot and in every publication and posting of notice of the question shall be in substantially the following form:

If this proposal is adopted, the tax commission will be required to return any security posted by a person or other entity which collects sales and use taxes on behalf of the state after 1 year if that person or entity has not been delinquent in making payments during that year.

Sec. 6. If a majority of the votes cast on the question is yes, the amendment to the Sales and Use Tax Act of 1955 shall become effective on January 1, 1981. If a majority of votes

cast on the question is no, the question shall have failed and the amendments to the Sales and Use Tax Act of 1955 shall not become effective.

Sec. 7. All general election laws not inconsistent with this act are applicable.

Sec. 8. Any informalities, omissions or defects in the content or making of the publications, proclamations or notices provided for in this act and by the general election laws under which this election is held shall be so construed as not to invalidate the adoption of the act by a majority of the registered voters voting on the question if it can be ascertained with reasonable certainty from the official returns transmitted to the office of the secretary of state whether such amendments were adopted or rejected by a majority of such registered voters.

Sec. 9. NRS 374.515 is hereby amended to read as follows:

374.515 1. The department, whenever it deems it necessary to insure compliance with this chapter, may require any person subject thereto to place with it such security as the department may determine. The amount of the security shall be fixed by the department but, except as noted below, [shall] must not be greater than twice the estimated average liability of persons filing returns for quarterly periods or three times the estimated average liability of persons required to file returns for monthly periods, determined in such manner as the department deems proper, or \$5,000, whichever amount is the lesser.

2. In case of persons habitually delinquent in their obligations under this chapter, the amount of the security [shall] must not be greater than three times the average liability of persons filing returns for quarterly periods or five times the average liability of persons required to file returns for monthly periods, or \$5,000, whichever amount is the lesser.

3. The limitations herein provided apply regardless of the type of security placed with the department.

4. The amount of the security may be increased or decreased by the department subject to the limitations herein provided.

5. The department may sell the security at public auction if it becomes necessary so to do in order to recover any tax or any amount required to be collected, interest or penalty due. Notice of the sale may be served upon the person who placed the security personally or by mail; if by mail, service shall be made in the manner prescribed for service of a notice of a deficiency determination and shall be addressed to the person at his address as it appears in the records of the department. Security in the form of a bearer bond issued by the United States or the State of Nevada which has a prevailing market price may, however, be sold by the department at a private sale at a price not lower than the prevailing market price thereof.

6. Upon any sale any surplus above the amounts due shall be returned to the person who placed the security.

7. The tax commission shall return any security which it has required under this section 1 year after requiring it, or 1 year

after the person who placed the security has last been delin-
quent, whichever is later.

Sec. 10. Sections 1 to 8, inclusive, of this act and this section shall become effective on July 1, 1979. Section 9 shall become effective on January 1, 1981, only if the question provided for in section 3 of this act is approved by the voters at the general election on November 4, 1980.

SUMMARY--Reduces bonds for certain money order issuers.
(BDR 55-103)

Fiscal Note: Effect on Local Government: No.
Effect on the State or on Industrial
Insurance: No.

AN ACT relating to issuers of certain instruments; providing for flexible bond amounts for certain issuers of instruments; and providing other matters properly relating thereto.

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

Section 1. Chapter 671 of NRS is hereby amended by adding thereto the provisions set forth as sections 2 and 3 of this act.

Sec. 2. 1. Except as provided in NRS 671.110 and section 3 of this act, each licensee shall have in force a surety bond payable to the State of Nevada for the use and benefit of any holder of any outstanding check sold or issued by a licensee in the normal course of business and for value in the following minimum principal sums:

(a) For the first location granted in the license, \$10,000;
and

(b) For each additional location in this state where its business is conducted directly or through an agent, \$5,000.

2. The maximum amount of any surety bond required under this section is \$250,000.

Sec. 3. 1. A licensee who engages in the business of issuing checks in one location only shall have in force a

surety bond payable to the State of Nevada for the use and benefit of any holder of any outstanding check sold or issued by the licensee in the normal course of business and for value in an amount calculated in accordance with this section.

2. The superintendent may not require any bond under this section in a principal sum of more than \$10,000.

3. The superintendent shall calculate the minimum principal sum of the bond as follows:

(a) For a licensee who has been in the business of issuing checks for more than 1 year, \$1,000 or the highest total face amount of checks issued in any quarter of the previous calendar year, whichever is higher.

(b) For a licensee who has been in the business of issuing checks for less than 1 year, \$1,000 or the highest total face amount of checks issued during any calendar quarter.

(c) For a person who is seeking a new license to issue checks in one location, \$1,000 or an amount which the superintendent determines to be an approximation of the average quarterly sales of checks for that licensee, considering the type of business, location and other relevant factors. The minimum amount established under this paragraph must be adjusted upward after any quarter in which the face value of sales exceeds the amount of the bond then in force.

Sec. 4. NRS 671.050 is hereby amended to read as follows:

671.050 1. Every application for a license required under this chapter shall be in writing, signed by the applicant, and in the form prescribed by the superintendent.

2. The application shall contain:

(a) The name and principal business address of the applicant and, if incorporated, the date and place of its incorporation;

(b) The name and address of each of the applicant's branch offices, subsidiaries or affiliates, if any, which will be operated under the license;

(c) The name and addresses, business and residential, of the proprietor or partners of the applicant or, if the applicant is a corporation or association, of each of the directors, trustees and principal officers, and of any stockholder who owns 20 percent or more of the applicant's stock; and

(d) Such other pertinent information as the superintendent requires.

3. The application shall be accompanied by:

(a) A surety bond or securities as required by this chapter; [and]

(b) A certified financial statement, satisfactory to the superintendent, showing that the applicant's net worth exceeds \$100,000, unless the applicant's surety bond or securities is in at least twice the minimum principal sum required by [NRS 671.100;] this chapter; and

(c) A license fee of \$100 which is refundable if the application for the license is denied and an investigation fee of \$100 which is nonrefundable.

Sec. 5. NRS 671.100 is hereby amended to read as follows:

671.100 1. [Except as provided in NRS 671.110, each

licensee shall have in force a surety bond payable to the State of Nevada for the use and benefit of any holder of any outstanding check sold or issued by a licensee in the normal course of business and for value in the following minimum principal sums:

(a) For the first location granted in the license, \$10,000; and

(b) For each additional location in this state where its business is conducted directly or through an agent, \$5,000.

flush The maximum amount of any surety bond required under this subsection is \$250,000.

2.] The bond [shall] posted by a licensee must be in a form satisfactory to the superintendent, issued by a bonding company authorized to do business in this state, and shall secure the faithful performance of the obligations of the licensee respecting the sale or issuance of checks and receipt for transmission or transmission of money or credits.

[3.] 2. A licensee shall, within 10 days after the commencement of any action or notice of entry of any judgment against him by any creditor or claimant arising out of business regulated by this chapter, give notice thereof to the superintendent by registered or certified mail with details sufficient to identify the action or judgment. The surety shall, within 10 days after it pays any claim or judgment to such a creditor or claimant, give notice thereof to the superintendent by registered or certified mail with details sufficient to identify the creditor or claimant and the claim or judgment so paid.

[4.] 3. Whenever the principal sum of the bond is reduced by recoveries or payments thereon, the licensee shall furnish:

(a) A new or additional bond so that the total or aggregate principal sum of the bonds equals the sum required under subsection 1; or

(b) An endorsement, duly executed by the surety reinstating the bond to the required principal sum.

[5.] 4. The liability of the surety on the bond to such a creditor or claimant is not affected by any misrepresentation, breach of warranty, failure to pay a premium, or other act or omission of the licensee, or by any insolvency or bankruptcy of the licensee.

[6.] 5. The liability of the surety continues as to all transactions entered into in good faith by the creditors and claimants with the licensee's agents within 30 days after:

(a) The licensee's death or the dissolution or liquidation of his business; or

(b) The termination of the bond,

flush whichever event occurs first.

[7.] 6. Whenever the superintendent determines that the protection of the public so requires, he may order that an increase be made in the principal sum of the bond of any licensee, except that the superintendent may not order an increase of more than \$10,000 if the licensee has submitted a current financial statement, or more than \$15,000 otherwise.

[8.] 7. Neither a licensee nor his surety may cancel or alter such a bond except after notice to the superintendent by registered or certified mail. The cancellation or alteration is not effective until 10 days after receipt of the notice by the superintendent. A cancellation or alteration does not affect any liability incurred or accrued on the bond before the expiration of the 30-day period designated in subsection [6.] 5.

August 28, 1978

William L. Thomason, D.D.S.
Administrator
Bureau of Health Facilities
505 East King Street
Carson City, Nevada 89710

Dear Doctor Thomason:

The legislative commission's subcommittee for the study of regulation of small business has instructed me to write to you with regard to certain comments received from representatives of providers of child care during public hearings.

In a letter, dated August 12, 1977, to Marjorie S. Henze, president of the Clark County Child Care Association, you set forth as your interpretation of NRS 233B.060 the contention that your office is not required to place names of members of an association on the mailing list for notices required by that section at the behest of the association, and that each member would have to apply to be placed on the list.

While the subcommittee recognizes that a strict interpretation of the section in question might yield the result which you set forth, it was their consensus that the intent of the legislature in enacting NRS 233B.060, and requiring notice, was to ensure that the citizens of Nevada would be properly informed of pending regulations and amendments to regulations, and not to serve the convenience of the agencies which propose the regulations.

The subcommittee requested, on the record, that you make every effort to make notice available at every opportunity, rather than placing obstacles in the way of those who wish to be informed of your proposals for regulations.

William L. Thomason, D.D.S.
August 28, 1978
Page 2

A person who made comment before the subcommittee indicated that it was his understanding that your office is requiring that persons who request to be given notice of regulation hearings renew their requests every 6 months.

NRS 233B.060 does not contain any time limit which permits purging of mailing lists for hearings on proposed regulations or amendments. NRS 241.020, which is part of what is commonly known as the "Open Meeting Law", does contain such a provision which requires resubmission every 6 months, but that time limit does not by its terms extend to notices of intent to consider regulations or amendments under chapter 233B of NRS. The relative infrequency of this latter action, as compared to general meetings of local governing bodies or administrative boards, seems to require a longer time.

The subcommittee has instructed me to inform you of its request that, if you are not already doing so, you should retain each listing for notice of regulation hearings under chapter 233B of NRS until you have actual knowledge that the person listed is no longer interested in attending hearings.

Very truly yours,

FRANK W. DAYKIN
Legislative Counsel

By _____
David G. Stankow
Deputy Legislative Counsel

DGS:ab

STATE OF NEVADA
LEGISLATIVE COUNSEL BUREAU

LEGISLATIVE BUILDING
CAPITOL COMPLEX
CARSON CITY, NEVADA 89710



LEGISLATIVE COMMISSION (702) 885-5627

DONALD R. MELLO, *Assemblyman, Chairman*
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INTERIM FINANCE COMMITTEE (702) 885-5640

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(702) 885-5627

FRANK W. DAYKIN, *Legislative Counsel* (702) 885-5627
JOHN R. CROSSLEY, *Legislative Auditor* (702) 885-5620
ANDREW P. GROSE, *Research Director* (702) 885-5637

August 30, 1978

Mr. Robert E. Goodman, Director
Department of Economic Development
108 West Second Street
Carson City, Nevada 89710

Dear Mr. Goodman:

Thank you for taking the time to talk with me yesterday, and to explain the measures which your office takes to assist small businesses in Nevada.

The members of the Legislative Commission's subcommittee on regulation of small business were concerned about the lack of publicity of your services to small business, as reflected in the lack of awareness of their availability on the part of persons who made comments to the subcommittee.

The subcommittee has instructed me to convey its suggestion that you make a careful review of the duties which are imposed upon you by NRS 231.120, and particularly by subsections 6 and 10 of that section.

The subcommittee further suggested that you carefully consider the publication of a directory of state services to business, similar to the one published by the Oregon Department of Economic Development. I attach a copy of the text of that pamphlet for your convenience.

Very truly yours,

FRANK W. DAYKIN
Legislative Counsel

By David A. Stankow
David G. Stankow
Deputy Legislative Counsel

DGS:ke
Enclosure

Directory of Oregon State Services to Business

Published by the Oregon Department
of Economic Development

This directory was created to help small businesses cut through the maze of governmental agencies and departments and quickly find the right person to answer business-related questions. Arranged according to common problem areas, this easy-to-use booklet contains most of the phone numbers a small business will ever need in dealing with State government.

This publication was funded in part by a grant from the Pacific Northwest Regional Commission.

This Directory is intended as a guide for businesses and is not a complete listing of all Oregon State agencies.

**Department of Economic Development
State of Oregon**

Robert W. Straub
Governor

Daniel L. Goldy
Director, Department of Economic Development

Economic Development Commission

Jack Meier
(Portland) Chairman

Robert G. Kennedy
(Salem) Member

Robert D. Pittam
(North Bend) Member

Joe Yoshihiro Saito
(Ontario) Member

Kenneth W. Self
(Portland) Member

Joseph Smith
(Klamath Falls) Member

Department Staff

Roger Eiss
Deputy Director

Maxine Thompson
Administrative Assistant to the Director

Marlyn R. Lewis
Manager, Administrative Services

Allan Mann
Special Assistant to the Director for Business-Government Relations

Richard J. Porn
Manager, Industrial Development

Howard Traver
Manager, International Trade

Douglas Frangle
Assistant Manager, International Trade

Floyd L. Shelton
Manager, Ports Division

Stephen R. Shambaugh
Oregon Ports Revolving Fund Manager

Laila F. Cully
Manager, Research/Agency Liaison

Richard Pearson
Manager, Local Planning and Community Development

Clarence Parker
Economic Development Specialist

William Rankin
Economic Development Specialist

Department Offices

317 S.W. Alder, Portland, Oregon 97204
Telephone 503/229-5535

South Central Oregon Regional Office

James E. Curtis
Economic Development Specialist
409 N.E. Greenwood Avenue
Bend, Oregon 97701
Telephone 503/389-6261

Eastern Oregon Regional Office

John N. Groupe
Economic Development Specialist
4th and K Avenues
P.O. Box 1006, La Grande, Oregon 97850
Telephone 503/963-8676

Using this directory

We've arranged this directory to help you get the information you need, fast. Here's how it works:

1. Look up the problem area — packaging, auto licensing, burning permits, structural codes, or whatever. Problem areas are listed alphabetically.
2. Under the problem area, an agency name, location and phone number are provided. Call that number. In most cases you'll reach the specific person who can help.
3. There are some areas — i.e., taxes, permits, etc. — where only a general number is given. In these cases, explain your problem more specifically to be directed to the right person.

When all else fails

We've tried to make this directory as complete as possible. However, if you've looked and still can't find what you need, there is one final step you can take.

Call Allan Mann, Special Assistant to the Director for Business-Government Relations, Department of Economic Development, (503) 229-5535 or (toll free) 1-800-452-7813. Allan knows business and the state government. He can help you get what you need.

Accident Insurance		
Accident Insurance Fund (SAIF)	Salem	378-3400
Accidents, On the Job		
Accident Insurance Fund (SAIF)	Salem	378-3400
Accounting Practices		
Board of Accountancy, Commerce	Salem	378-4181
Agricultural Information		
Agricultural Export Marketing		
Agricultural Development, Agriculture	Salem	378-3787
Agricultural Regulations		
Business Office, Agriculture	Salem	378-3137
Animal Feed Manufacturing		
Plants, Agriculture	Salem	378-3776
Animal Import Permits		
Animal Health, Agriculture	Salem	378-4710
Apiary Inspection and Registration		
Commodity Inspection, Agriculture	Salem	378-3774
Bee Keeping		
Commodity Inspection, Agriculture	Salem	378-3774
Counseling and Education		
Extension Service, Oregon State University	Corvallis	754-2713
Device Licensing		
Business Office, Agriculture	Salem	378-3137
Domestic Agricultural Marketing		
Agricultural Development	Salem	378-3787
Equipment Certification		
Weights and Measures, Agriculture	Salem	378-3792
Export Marketing		
Agricultural Development, Agriculture	Salem	378-3787
Feed Manufacturing and Formula Registration		
Plants, Agriculture	Salem	378-3776
Fertilizer Registration		
Plants, Agriculture	Salem	378-3776
Field Burning		
Air Quality Control, Environmental Quality	Eugene	686-7837
Fruit, Nut and Vegetable Inspection		
Commodity Inspection, Agriculture	Salem	378-3774
Gasoline Pump Inspection		
Weights and Measures, Agriculture	Salem	378-3792
Hop Inspection and Testing		
Commodity Inspection, Agriculture	Salem	378-3774
Import Permits, Animals		
Animal Health, Agriculture	Salem	378-4710
Labeling Regulations		
Weights and Measures, Agriculture	Salem	378-3792
Liquid Fuels, Meter Testing		
Weights and Measures, Agriculture	Portland	238-8365
Marketing, Domestic and Export		
Agricultural Development, Agriculture	Salem	378-3787
Meter Testing, Liquid Fuels		
Weights and Measures, Agriculture	Portland	238-8365

Milk Handler Licensing		
Milk Stabilization, Agriculture	Salem	378-3798
Milk Marketing		
Milk Stabilization, Agriculture	Salem	378-3798
Noxious Weed Control		
Commodity Inspection, Agriculture	Salem	378-3774
Nursery Licensing		
Plants, Agriculture	Salem	378-3776
Nut Inspection		
Commodity Inspection, Agriculture	Salem	378-3774
Packaged Products		
Weights and Measures, Agriculture	Salem	378-3792
Pesticide Licensing and Registration		
Plants, Agriculture	Salem	378-3776
Phytosanitary Certification		
Plants, Agriculture	Salem	378-3776
Plant Shipping Certificates		
Plants, Agriculture	Salem	378-3776
Produce Dealer Licensing		
Commodity Inspection, Agriculture	Salem	378-3774
Scale Inspection		
Weights and Measures, Agriculture	Salem	378-3792
Seed Sampling and Dealer Licensing		
Commodity Inspection, Agriculture	Salem	378-3774
Standards Calibrations		
Weights and Measures, Agriculture	Salem	378-3792
Standards of Fill		
Weights and Measures, Agriculture	Salem	378-3792
Vegetable Inspection		
Commodity Inspection, Agriculture	Salem	378-3774
Weed Control		
Commodity Inspection, Agriculture	Salem	378-3774
Weights and Measures		
Business Office, Agriculture	Salem	378-3137
Air Carrier Regulations		
Air Program, Public Utilities	Salem	378-6207
Air Freight Regulations		
Air Program, Public Utilities	Salem	378-6207
Air Pollution		
Air Quality Control, Environmental Quality	Portland	229-5397
Airport Development		
Aeronautics, Transportation	Salem	378-4880
Air Routes		
Aeronautics, Transportation	Salem	378-4880
Alcohol		
Permits and Regulations		
Liquor Control Commission	Portland	653-3056
Problem Programs		
Oregon Alcoholic Treatment, Human Resources	Portland	229-5430

Animal Import Permits		
Animal Health, Agriculture	Salem	378-4710
Apprenticeship and Training		
Apprenticeship and Training, Labor Bureau	Portland	229-6008
Architectural Barriers		
Building Codes, Commerce	Salem	378-8086
Architectural Building Codes		
Building Codes, Commerce	Salem	378-4207
Architects Licensing		
Architect Examiners, Commerce	Salem	378-4270
Assumed Business Names		
Corporation, Commerce	Salem	378-4166
Auctioneers Licensing		
Board of Auctioneers, Commerce	Salem	378-4492
Audits		
Corporate Audit, Revenue	Salem	378-3745
Automobiles		
Accident Records		
Motor Vehicles	Salem	378-6908
Dealer Licensing		
Motor Vehicles	Salem	378-6948
Inspection for Emissions		
Environmental Quality	Portland	229-6200
Licensing		
Motor Vehicles	Salem	378-6947
Title Transfer		
Motor Vehicles	Salem	378-6932
Aviation		
Aeronautics, Transportation	Salem	378-4880
Banking Regulations		
Banking, Commerce	Salem	378-4140
Barbers Licensing		
Board of Barbers and Hairdressers, Commerce	Salem	378-8667
Birth and Death Statistics		
Health, Human Resources	Portland	229-5895
Blasting (Explosive) Permits		
Fire Marshall, Commerce	Salem	378-4917
Boats, Licenses and Regulations		
Marine Board	Salem	378-8587
Boiler Inspection		
Building Codes, Commerce	Salem	378-3290
	Portland	229-5755
Bonding		
Insurance, Commerce	Salem	378-4271
Builders		
Builders Board, Commerce	Salem	378-4621

Building Codes

Architectural

Building Codes, Commerce	Salem	378-4270
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Architectural Barriers

Building Codes, Commerce	Salem	378-8086
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Electrical Requirements

Building Codes, Commerce	Salem	378-3986
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Modular Homes

Building Codes, Commerce	Salem	378-3925
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Mobile Homes

Building Codes, Commerce	Salem	378-3986
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Plumbing

Building Codes, Commerce	Salem	378-3819
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Building Construction and Repair

Building Codes, Commerce

Salem	378-3176
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Burning Permits

Field Burning

Air Quality Control, Environmental Quality	Eugene	686-7837
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Fire Permits

Fire Marshal, Commerce	Salem	378-4917
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Fire Permits, Forest Areas

Fire Control, Forestry	Salem	378-2515
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Business Incentives

"Freeport" Tax Exemption

Industrial, Revenue	Salem	378-3372
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Industrial Revenue Bonds

Economic Development	Portland	229-5535
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Pollution Control Tax Credits

Environmental Quality	Portland	229-6484
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Commercial Construction Tax Exemptions

Revenue	Salem	378-8812
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Industrial Construction Tax Exemptions

Industrial, Revenue	Salem	378-3372
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Business Names

Corporation, Commerce

Salem	378-4166
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Business Opportunities

Economic Development

Portland	229-5535
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Business Permits and Filings

Air and Water Discharge

Environmental Quality	Portland	229-6449
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Business Names

Corporation, Commerce	Salem	378-4166
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Corporations

Corporation, Commerce	Salem	378-4166
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Foreign Corporations

Corporation, Commerce	Salem	378-4166
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Franchises

Corporation, Commerce	Salem	378-4387
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Partnerships

Corporation, Commerce	Salem	378-4166
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Proprietorships		
Corporation, Commerce	Salem	378-4166
Securities		
Corporation, Commerce	Salem	378-4387
Trademarks and Service Marks		
Corporation, Commerce	Salem	378-4380
Water and Air Discharge		
Environmental Quality	Portland	229-6449
Water Rights		
Water Resources	Salem	378-3066
Chiropractor Licensing		
Board of Chiropractic Examiners	Portland	257-4377
Collection Agencies (Real Estate)		
Real Estate, Commerce	Salem	378-8419
Competitive Bidding		
Contract Review Board	Salem	378-4256
Construction Codes		
Building Codes, Commerce	Salem	378-4133
Construction Safety		
Accident Prevention, Workers' Compensation	Salem	378-3272
Consumer Complaints		
Consumer Services, Commerce	Salem	378-4320
	Portland	229-6479
Public Utility Commissioner	Salem	378-6600
Corporate Excise Tax		
Corporate Audit, Revenue	Salem	378-3745
Corporate Filings and Licenses		
Corporation, Commerce	Salem	378-4166
Cosmetician Licensing		
Board of Barbers and Hairdressers, Commerce	Salem	378-8667
CPA Licensing		
Board of Accountancy, Commerce	Salem	378-4181
Credit Unions		
Banking, Commerce	Salem	378-4140
Day Care Programs		
Childrens Services, Human Resources	Salem	378-3178
Debentures		
Corporation, Commerce	Salem	378-4387
Demographics		
Center for Population Research, Portland State	Portland	229-3922
Dentist Licensing		
Board of Dental Examiners	Portland	229-5520
Discrimination		
Civil Rights, Labor Bureau	Portland	229-5741
Employment, Human Resources	Salem	378-8666
Housing, Labor Bureau	Portland	229-6413

Economic Information		
Economic Development	Portland	229-5535
Elections and Elected Officials		
Elections and Public Records, Secretary of State	Salem	378-4144
Electrical Inspection		
Building Codes, Commerce	Salem Portland	378-3288 229-5758
Electrician Licensing		
Building Codes, Commerce	Salem	378-8395
Electric Power, Availability and Rates		
Public Utilities	Salem	378-6604
Embalmer Licensing		
Health, Human Resources	Portland	229-5681
Emissions Control		
Air Quality Control, Environmental Quality	Portland	229-5397
Employment		
Education and Training		
Apprenticeship and Training, Labor Bureau	Portland	229-6008
Employment Division, Human Resources	Salem	378-3979
Equal Opportunity		
Civil Rights, Labor Bureau	Portland	229-5741
Employment, Human Resources	Salem	378-8666
Job Placement		
Employment, Human Resources	Salem	378-8244
Job Safety		
Accident Prevention, Workers' Compensation	Salem	378-3276
Wages and Hours		
Wage and Hour, Labor Bureau	Portland	229-5750
Energy Availability		
Energy Programs, Department of Energy	Salem	378-4129
Energy Conservation		
Energy Conservation, Department of Energy	Salem	378-8445
Engineer Licensing		
Board of Engineering Examiners, Commerce	Salem	378-4180
Environmental Regulations		
Air Quality, Environmental Quality	Portland	229-5397
Noise, Environmental Quality	Portland	229-5989
Non-Point Source, Environmental Quality	Portland	229-6086
Solid Wastes, Environmental Quality	Portland	229-5356
Water Quality, Environmental Quality	Portland	229-5324
Equipment Certification, Agricultural		
Weights and Measures, Agriculture	Salem	378-3792
Escrows		
Real Estate, Commerce	Salem	378-4170
Explosive (Blasting) Permits		
Fire Marshal, Commerce	Salem	378-4917

Exports		
Economic Development	Portland	229-5535
Farm Information		
Agriculture	Salem	378-4152
Feed Manufacturing and Formula Registration		
Plants, Agriculture	Salem	378-3776
Field Burning Permits		
Emissions Management, Environmental Quality	Eugene	686-7837
Financial Filings		
Secretary of State	Salem	378-4146
Financial Resources		
Banking, Commerce	Salem	378-4140
Fire Permits, Forests		
Fire Control, Forestry	Salem	378-2515
Fire Regulations and Permits		
Fire Marshal, Commerce	Salem	378-4917
Fire Prevention		
Fire Marshal, Commerce	Salem	378-4917
Fireworks Permits		
Fire Marshal, Commerce	Salem	378-4917
Fisheries		
Pacific Marine Fisheries Commission	Portland	229-5840
Fish Hatcheries		
Fish and Wildlife	Portland	229-5433
Florist Licensing		
Agriculture	Salem	378-3137
Food Handling		
Health, Human Resources	Portland	229-5861
Food Inspection and Purity		
Food and Dairy, Agriculture	Salem	378-3790
Foreign Trade		
Economic Development	Portland	229-5535
Forest Practices		
Management, Forestry	Salem	378-2543
Franchises		
Corporation, Commerce	Salem	378-4387
Freeport Tax Exemptions		
Industrial Revenue	Salem	378-3372
Fruit and Nut Inspection		
Commodity Inspection, Agriculture	Salem	378-3774
Fuels Tax		
Fuels Tax, Motor Vehicles	Salem	378-6963
Funeral Director Licensing		
Health, Human Resources	Portland	229-5681

Gas Exploration		
Minerals Leasing, State Lands	Salem	378-3805
Gasoline Pump Inspection		
Weights and Measures, Agriculture	Salem	378-3792
Geological Information		
Department of Geology and Mineral Industries	Portland	229-5580
Geological Licensing		
Board of Geologist Examiners	Salem	378-4294
Geothermal Permits		
Geology and Mineral Industries	Portland	229-5580
Hatcheries (Fish)		
Fish and Wildlife	Portland	229-5433
Hauling Permits		
Highways, Transportation	Salem	378-2568
Hearing Aid Dealer Registration		
Health, Human Resources	Portland	229-5054
Highways		
Highway, Transportation	Salem	378-6891
Housing		
Discrimination, Labor Bureau	Portland	229-6413
Housing, Commerce	Salem	378-4343
Imports		
Economic Development	Portland	229-5535
Imports, Animals		
Animal Health, Agriculture	Salem	378-4710
Income Tax		
Personal Income Tax, Revenue	Salem	378-3366
	Portland	229-5833
Industrial Development		
Economic Development	Portland	229-5535
Industrial Revenue Bonds		
Economic Development	Portland	229-5535
Industrial Safety		
Industrial Safety, Workers' Compensation	Salem	378-3278
Inheritance and Gift Tax		
Estate Audit, Revenue	Salem	378-3366
Insect Control		
Plants, Agriculture	Salem	378-3776
Insurance Agent Licensing		
Insurance, Commerce	Salem	378-4280
Insurance Companies		
Insurance, Commerce	Salem	378-4281
Insurance Rates and Forms		
Insurance, Commerce	Salem	378-4271

International Trade		
Economic Development	Portland	229-5535
Job Placement		
Employment, Human Resources	Salem	378-8244
Job Safety		
Accident Prevention, Workers' Compensation	Salem	378-3276
Job Training, Trades		
Apprenticeship and Training, Labor Bureau	Portland	229-6008
Job Training, Other		
Training and Career Development, Employment	Salem	378-3052
Labor Market Information		
Employment Division, Human Resources	Salem	378-8656
Economic Development	Portland	229-5535
Landscape Architects Licensing		
Board of Landscape Architects, Commerce	Salem	378-4492
Land Surveying		
Board of Engineering Examiners, Commerce	Salem	378-4180
Legal Services		
Oregon State Bar	Portland	229-5788
Lending Regulations		
Banking, Commerce	Salem	378-4140
Licensing, Professional and Commercial		
Accountants	Salem	378-4181
Architects	Salem	378-4270
Auctioneers	Salem	378-4492
Barbers	Salem	378-4617
Boiler Operators	Salem	378-8395
Builders	Salem	378-4581
Chiropractors	Portland	257-4377
Cosmetic Therapy	Salem	378-8667
Dentists	Portland	229-5520
Doctors	Portland	229-5770
Electricians	Salem	378-8395
Embalmers	Portland	229-5681
Engineering Examiners	Salem	378-4180
Florists	Salem	378-3137
Funeral Directors	Portland	229-5681
Geologists	Salem	378-4294
Health Division	Portland	229-5808
Insurance Agents	Salem	378-4280
Landscape Architects	Salem	378-4492
Landscape Contractors	Salem	378-4492
Masseurs	Portland	229-5686
Medical Examiners	Portland	229-5770
Nurses	Portland	229-5653
Nursing Home Administrators	Portland	229-5791
Optometrists	McMinnville	472-5427
Pharmacists	Portland	229-5849
Physical Therapists	Portland	227-1687

Plumbers	Salem	378-8395
Podiatrists	Portland	229-5917
Psychologists	Salem	378-4154
Real Estate	Salem	378-4170
River Pilots	Portland	229-5227
Sanitarians	Portland	229-6939
Speech Pathologists and Audiologists	Portland	229-3776
Tax Service Examiners	Salem	378-4034
Television and Radio Servicemen	Salem	378-4860
Veterinarians	Salem	378-8089
Watch Makers	Salem	378-4492
Welders	Salem	378-8395
Liquid Fuels, Meter Testing		
Weights and Measures, Agriculture	Portland	238-8365
Liquor Permits and Regulations		
Licensing, Liquor Control Commission	Portland	653-3056
Maps		
Highway, Transportation	Salem	378-6309
Mass Transit		
Mass Transit, Transportation	Salem	378-8201
Meat Inspection		
Food and Dairy, Agriculture	Salem	378-3790
Medical Examiners		
Board of Medical Examiners	Portland	229-5770
Mining Permits		
Minerals Leasing, State Lands	Salem	378-3805
Mining Permits, Surface		
Geology and Mineral Industries	Albany	928-5386
Mobile Homes		
Building Codes, Commerce	Salem	378-3986
Modular Homes		
Building Codes, Commerce	Salem	378-3986
Motor Carrier Permits		
Registration, Public Utilities	Salem	378-6699
Motor Vehicles		
Automobile Registration		
Motor Vehicles	Salem	378-6974
Truck Registration		
Registration, Public Utilities	Salem	378-6699
Moving and Storage Regulations		
Registration, Public Utilities	Salem	378-6699
Natural Gas		
Availability and Rates, Public Utilities	Salem	378-6630
Natural Gas Exploration and Permits		
Minerals Leasing, State Lands	Salem	378-3805

Noise Pollution		
Noise Pollution Control Environmental Quality	Portland	229-5989
Nurse Licensing		
Health, Human Resources	Portland	229-5653
Nurseries (Plants)		
Plants, Agriculture	Salem	378-3776
Nursing Home Administrator Licensing		
Health, Human Resources	Portland	229-5791
Nut Inspection		
Commodity Inspection, Agriculture	Salem	378-3774
Oil Exploration and Permits		
Minerals Leasing, State Lands	Salem	378-3805
Oil and Gas Drilling Permits		
Geology and Mineral Industries	Portland	229-5580
Optometrist Licensing		
Health, Human Resources	McMinnville	472-5427
Packaging and Labeling Regulations		
Weights and Measures, Agriculture	Salem	378-3792
Partnership Agreements		
Corporation, Commerce	Salem	378-4166
Pawnbrokers		
Banking, Commerce	Salem	378-4140
Permits, State Information		
Intergovernmental Relations	Toll Free 1-800-452-0347	
	Salem	378-3732
Personal Income Tax		
Personal Income Tax, Revenue	Salem	378-3366
Pesticide Licensing		
Plants, Agriculture	Salem	378-3776
Pharmacist Licensing		
Health, Human Resources	Portland	229-5849
Physical Therapist Licensing		
Health, Human Resources	Portland	227-1687
Phytosanitary Certification		
Plants, Agriculture	Salem	378-3776
Plant Safety		
Industrial Safety, Workers' Compensation	Salem	378-3278
Plant Location and Expansion		
Economic Development	Portland	229-5535
Plumber Licensing		
Commerce	Salem	378-8395
Plumbing Inspections		
Building Codes, Commerce	Salem	378-3819

Podiatrist Licensing		
Health, Human Resources	Portland	229-5917
Police		
State Police	Salem	378-3720
Pollution Control		
Air Pollution		
Air Quality Control Environmental Quality	Portland	229-5397
Hazardous Waste Disposal		
Solid Waste, Environmental Quality	Portland	229-6210
Noise Pollution		
Noise Control, Environmental Quality	Portland	229-5989
Non-point Sources		
Water Quality, Environmental Quality	Portland	229-6086
Solid Waste		
Solid Waste, Environmental Quality	Portland	229-5913
Water		
Water Quality Control, Environmental Quality	Portland	229-6493
Population Statistics		
Center for Population Research, Portland State	Portland	229-3922
Ports		
Ports, Economic Development	Portland	229-5535
Prefab Construction		
Building Codes, Commerce	Salem	378-8319
Produce Dealer Licensing		
Commodity Inspection, Agriculture	Salem	378-3774
Product Packaging		
Weights and Measures, Agriculture	Salem	378-3792
Property Tax		
Assessment and Appraisal, Revenue	Salem	378-3378
Proprietorships		
Corporation, Commerce	Salem	378-4166
Psychologist Licensing		
Health, Human Resources	Salem	378-4154
Public Accountants		
Board of Accountancy, Commerce	Salem	378-4181
Public Utilities Complaints		
Public Utility Commissioner	Salem	378-6600
Railroad Rates and Service		
Rail Program, Public Utilities	Salem	378-6660
Real Estate		
Advertising		
Real Estate, Commerce	Salem	378-8414
Collection Agencies		
Real Estate, Commerce	Salem	378-8419
Industrial Developments		
Real Estate, Commerce	Salem	378-8422

Licensing		
Real Estate, Commerce	Salem	378-4170
Subdivision Regulations		
Real Estate, Commerce	Salem	378-8422
Recycling		
Solid Wastes, Environmental Quality	Portland	229-5555
Revenue Bonds		
Economic Development	Portland	229-5535
River Pilot Licensing		
Pilot Commissioners, Commerce	Portland	229-5227
Right of Way		
Highway, Transportation	Salem	378-6299
Roads and Highways		
Highway, Transportation	Salem	378-6891
Savings and Loan Associations		
Corporation, Commerce	Salem	378-4852
Securities		
Corporation, Commerce	Salem	378-4387
Security Agreements		
Secretary of State	Salem	378-4146
Septic Tanks		
Water Quality Control, Environmental Quality	Portland	229-6402
Service Marks and Trademarks		
Corporation, Commerce	Salem	378-4380
Sewerage Works Construction		
Water Quality Control, Environmental Quality	Portland	229-5311
Solid Wastes Problems		
Solid Waste, Environmental Quality	Portland	229-5356
Speech Pathologist and Audiologist Licensing		
Health, Human Services	Portland	229-5776
State Accident Insurance Information		
Administration, SAIF	Salem	378-3400
State Forests		
Forestry	Salem	378-2521
State Health Division Licensing		
Health, Human Resources	Portland	229-5808
Stock Issues		
Corporation, Commerce	Salem	378-4387
Structural Codes		
Building Codes, Commerce	Salem	378-8086
Subdivisions		
Real Estate, Commerce	Salem	378-8422
Surface Mining Permits		
Geology and Mineral Industries	Albany	928-5386

Taxes

Amusement Devices		
Collection, Revenue	Salem	378-6522
Audits		
Corporate Audit, Revenue	Salem	378-3745
Corporate Excise		
Corporate Audit, Revenue	Salem	378-3745
Industrial Assessments		
Assessment and Appraisal, Revenue	Salem	378-3372
Inheritance and Gift		
Audit, Revenue	Salem	378-3366
Mass Transit		
Collection, Revenue	Salem	378-3392
Personal Income		
Audit, Revenue	Salem	378-3366
Pollution Control Credits		
Tax Credit Relief, Environmental Quality	Portland	229-6484
Prepayment, Corporate Income		
Corporate Audit, Revenue	Salem	378-3745
Prepayment, Withholding		
Collection, Revenue	Salem	378-3392
Property		
Assessment and Appraisal, Revenue	Salem	378-3372
Timber		
Assessment and Appraisal, Revenue	Salem	378-3375
Unemployment Insurance		
Employment, Human Resources	Salem	378-3214
Tax Section, Employment Division	Portland	280-6755
	Salem	378-3230
Withholding Tax		
Collection, Revenue	Toll Free 1-800-452-0330	
	Salem	378-3392
Workers' Compensation		
Compliance, Workers' Compensation	Salem	378-4950
Tax Preparers Licensing		
Tax Service Examiners, Commerce	Salem	378-4034
Television and Radio Servicemen Licensing		
Board of Television and Radio Licensing, Commerce	Salem	378-4860
Title Insurance		
Insurance, Commerce	Salem	378-4271
Tourist Information		
Public Affairs, Transportation	Salem	378-6546
Trademarks and Service Marks		
Corporation, Commerce	Salem	378-4380
Traffic Problems		
Highway, Transportation	Salem	378-6537

Transportation**Air**

Air Program, Public Utilities	Salem	378-6207
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Hauling Permits

Highway, Transportation	Salem	378-2568
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Marine

Ports, Economic Development	Portland	229-5535
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Moving and Storage

Registration, Public Utilities	Salem	378-6699
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Rail

Rail Program, Public Utilities	Salem	378-6660
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River Pilots

Pilot Commissioners, Commerce	Portland	229-5227
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Roads and Highways

Highway, Transportation	Salem	378-6891
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Trucking

Motor Carrier, Public Utilities	Salem	378-6667
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Truck Licensing

Registration, Public Utilities	Salem	378-6699
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Unemployment Insurance

Employment, Human Resources	Salem	378-3214
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Tax Section, Employment Division	Portland	280-6755
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	Salem	378-3230
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Uniform Commercial Code

Secretary of State	Salem	378-4146
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Utilities**Electric Power, Availabilities**

Utility Program, Public Utilities	Salem	378-6635
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Natural Gas, Availabilities

Utility Program, Public Utilities	Salem	378-6115
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Sewer

Water Quality, Environmental Quality	Portland	229-5325
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Water

Policy and Planning, Water Resources	Salem	378-3671
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Vegetable Inspection

Commodity Inspection, Agriculture	Salem	378-3774
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Vehicle Licensing

Motor Vehicles, Transportation	Salem	378-6993
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Vehicle Inspection (Portland Area Only)

Air Quality Control, Environmental Quality	Portland	229-6235
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Veterinarian Licensing

Health, Human Resources	Salem	378-8089
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Vital Statistics**Births, Deaths, Marriages and Divorces**

Health, Human Resources	Portland	229-5895
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Demographic

Center for Population Research, Portland State	Portland	229-3922
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Wages and Hours

Wage and Hour, Labor Bureau	Portland	229-5750
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Watchmakers Licensing		
Board of Watchmakers, Commerce	Salem	378-4492
Waste Disposal		
Solid Waste, Environmental Quality	Portland	229-5356
Water Pollution		
Water Quality Control, Environmental Quality	Portland	229-5324
Water Rights		
Water Rights, Water Resources	Salem	378-8453
Water Service		
Policy and Planning, Water Resources	Salem	378-3671
Waterways and Submerged Lands		
Fills and Removal Permits		
Environmental Permits, State Lands	Salem	378-3058
Waterway Use		
Waterway Manager, State Lands	Salem	378-3763
Weed Control		
Commodity Inspection, Agriculture	Salem	378-3774
Weights and Measures		
Weights and Measures, Agriculture	Salem	378-3792
Withholding Tax		
Collection, Revenue	Toll Free 1-800-452-0330	
	Salem	378-3392
Worker Training		
Training and Career Development		
Employment, Human Resources	Salem	378-3979
Apprenticeship Programs		
Apprenticeship and Training, Labor Bureau	Portland	229-6008
Worker Compensation		
Compliance, Workers' Compensation	Salem	378-4937

Federal information phones

The following is a list of federal bureaus and departments most often called by small businesses:

Bureau of Land Management	234-3361
Customs Service	221-2871
Department of Commerce	221-3001
Environmental Protection Agency	221-3250
Farmers Home Administration	221-2731
Food and Drug Administration	221-2031
Forest Service	221-2877
Internal Revenue Service	221-3960
Interstate Commerce Commission	221-3102
Labor Relations Board	221-3085
Occupational Safety and Health Administration	221-2251
Small Business Administration	221-2682
Social Security Administration	221-3381
Federal Information Center	221-2222

ASSEMBLY BILL NO. 194—ASSEMBLYMEN DEMERS,
HARMON AND WAGNER

JANUARY 31, 1977

Referred to Committee on Government Affairs

SUMMARY—Requires certain counties to establish central licensing agencies for processing all business, gaming and liquor license applications. (BDR 32-567)

FISCAL NOTE: Local Government Impact: No.
State or Industrial Insurance Impact: No.

EXPLANATION—Matter in *italics* is new; matter in brackets [] is material to be omitted.

AN ACT relating to license taxes; requiring the establishment of a central licensing agency in counties having a population of 200,000 or more for processing all business, gaming and liquor license applications; and providing other matters properly relating thereto.

1 WHEREAS, The maintenance of separate local government offices for
2 processing applications for business, liquor and gaming licenses which will
3 be utilized within one county is expensive and reflects inefficient utilization
4 of resources; and

5 WHEREAS, The establishment of a central office for processing such
6 applications would be more efficient and serve the best interests of local
7 governments and persons submitting such applications; now, therefore,

8
9 *The People of the State of Nevada, represented in Senate and Assembly,*
10 *do enact as follows:*

11
12 SECTION 1. Chapter 364 of NRS is hereby amended by adding
13 thereto the provisions set forth as sections 2 to 6, inclusive, of this act.

14 SEC. 2. 1. *In each county having a population of 200,000 or more,*
15 *as determined by the last preceding national census of the Bureau of the*
16 *Census of the United States Department of Commerce, the board of*
17 *county commissioners shall establish and maintain a central licensing*
18 *agency to act on behalf of the various political subdivisions to receive,*
19 *process and investigate, if necessary, all applications for any business,*
20 *gaming or liquor license which is to be utilized within the boundaries of*
21 *the county.*

22 2. *The central licensing agency shall provide forms upon which an*
23 *application for any business, gaming or liquor license is to be submitted*
24 *and shall make such forms available to all local licensing authorities.*

25 3. *The central licensing agency shall be responsible for collecting*
26 *all business, gaming and liquor taxes in the county. The board of county*

1 commissioners may enact ordinances to establish procedures to facili-
2 tate this function.

3 SEC. 3. 1. Any person who wishes to obtain a business, gaming
4 or liquor license shall file with the central licensing agency a separate
5 application for each type of license he wishes to obtain. Only one appli-
6 cation is to be submitted if the applicant is seeking to obtain a license
7 for the same activity from more than one licensing authority.

8 2. Each application for a business, gaming or liquor license which
9 does not require the approval of the licensing authority must be accom-
10 panied by payment of the license tax established by the governing body of
11 the local government in which the license is to be utilized. If the applica-
12 tion is for a license from more than one local government, the total tax to
13 be paid is the same as would be collected if separate applications were sub-
14 mitted to each licensing authority.

15 3. The central licensing agency shall deduct 5 percent of each license
16 tax collected for an incorporated city or town as a fee for administrative
17 services. All fees deducted by the agency shall be deposited in the county
18 general fund and the balance of the license tax shall be deposited to the
19 credit of the appropriate local government.

20 SEC. 4. The county sheriff's office shall, upon request of the central
21 licensing agency, assist the agency in investigating any applicant or in
22 verifying any information submitted by an applicant.

23 SEC. 5. 1. After each application for a business, gaming or liquor
24 license requiring specific approval of a licensing authority has been com-
25 pletely processed by the central licensing agency, it shall be transmitted
26 with any necessary or supplemental documentation to the appropriate
27 licensing authority for its consideration. The local government may
28 require the applicant to submit additional information if it feels such
29 information would be beneficial in evaluating the application.

30 2. If the application for a particular license is approved by the licens-
31 ing authority, notification shall be given to the central licensing agency
32 and it shall issue the particular license to the applicant upon the payment
33 of the required license tax.

34 SEC. 6. The provisions of NRS 364.010 to 364.070, inclusive, do not
35 apply in any county which is required to establish a central licensing
36 agency pursuant to the provisions of sections 2 to 5, inclusive, of this act.

37 SEC. 7. NRS 244.337 is hereby amended to read as follows:

38 244.337 1. The board of county commissioners of any county may
39 provide by ordinance for the licensing and regulating of farmers' markets
40 located outside of an incorporated city or town.

41 2. **[Every]** Except in a county which has established a central licens-
42 ing agency pursuant to sections 2 to 5, inclusive, of this act to receive and
43 process business license applications, every person, firm, association or
44 corporation who **[establishes]** wishes to establish a farmers' market shall
45 make application to the board of county commissioners of the county in
46 which the farmers' market is to be located. The application shall be in a
47 form **[and manner]** prescribed by the board of county commissioners.

48 3. The board of county commissioners may:

49 (a) Fix, impose and collect license fees upon the market.

1 (b) Grant or deny applications for licenses or impose conditions, lim-
2 itations and restrictions upon the licensee.

3 (c) Adopt, amend and repeal regulations relating to the licenses and
4 licensees of farmers' markets.

5 SEC. 8. NRS 244.345 is hereby amended to read as follows:

6 244.345 1. **[Every]** *Except in a county which has established a cen-*
7 *tral licensing agency pursuant to the provisions of sections 2 to 5, inclu-*
8 *sive, of this act to receive and process business, gaming and liquor license*
9 *applications, every* person, firm, association of persons or corporation
10 wishing to engage in the business of conducting a billiard or pool hall,
11 dancing hall, bowling alley, theater, soft-drink establishment, gambling
12 game or device permitted by law, or other place of amusement, entertain-
13 ment or recreation, outside of an incorporated city or incorporated town,
14 shall:

15 (a) **[Make application by petition]** *Apply* to the license board, as
16 provided in subsection 2, of the county in which any such business is to
17 be engaged in, for a county license of the kind desired. Such application
18 shall be in a form prescribed by the regulations of the license board.

19 (b) File the application with the required license fee with the county
20 license collector, who shall present the same to the license board at its
21 next regular meeting.

22 2. The license board may refer **[the petition]** *any application*
23 *received pursuant to this section* to the sheriff, who shall report upon the
24 same at the following regular meeting of the board. The board shall then
25 and there grant or refuse the license prayed for or enter such other order
26 as is consistent with its regulations. Except in the case of an application
27 for a license to conduct a gambling game or device, the sheriff may, in
28 his discretion, grant a temporary permit to an applicant, valid only until
29 the next regular meeting of the board. In unincorporated towns and cities
30 governed under the provisions of chapter 269 of NRS, the license board
31 shall have the exclusive power to license and regulate the businesses
32 herein set forth.

33 **[2.]** 3. The board of county commissioners and the sheriff of each
34 county shall constitute the license board, and the county clerk or other
35 person designated by the license board shall be the clerk thereof, in the
36 respective counties of this state.

37 **[3.]** 4. The license board is empowered and commissioned to act
38 for the purposes of this section (without further compensation to the
39 board or the clerk thereof) as a licensed board to:

40 (a) Fix, impose and collect license fees upon the businesses herein
41 mentioned.

42 (b) Grant or deny applications for licenses and impose conditions,
43 limitations and restrictions upon the licensee.

44 (c) Adopt, amend and repeal regulations relating to licenses and
45 licensees.

46 (d) Restrict, revoke or suspend licenses for cause after hearing. In an
47 emergency the board may issue an order for immediate suspension or
48 limitation of a license, but the order shall state the reason for suspension
49 or limitation and shall afford the licensee a hearing.

1 **[4.]** 5. The license board shall hold a hearing before adopting pro-
2 posed regulations, before adopting amendments to regulations, and before
3 repealing regulations relating to the control or the licensing of the busi-
4 nesses mentioned in this section. Notice of such hearing shall be published
5 in a newspaper published in and having general circulation in the county
6 at least once a week for a period of 2 weeks before the hearing.

7 **[5.]** 6. New regulations shall be adopted after public hearing by a
8 vote of at least two-thirds of the members present. Upon adoption of new
9 regulations the board shall designate their effective date, which shall not
10 be earlier than 15 days after their adoption. Immediately after adoption
11 a copy of any new regulations shall be mailed to the address of each
12 licensee and each practicing attorney in the county.

13 **[6.]** 7. Except for the adoption of new regulations a majority vote
14 of the members of the license board present shall govern in the transac-
15 tion of all business. A majority of the members thereof shall constitute a
16 quorum for the transaction of business.

17 **[7.]** 8. Any person, firm, association of persons or corporation who
18 shall engage in any of the businesses herein mentioned without first having
19 obtained the license and paid the license fee therefor as herein provided
20 shall be guilty of a misdemeanor.

21 **[8.]** 9. In any county having a population of 200,000 or more, as
22 determined by the last preceding national census of the Bureau of the
23 Census of the United States Department of Commerce, the license board
24 shall not grant any license to a petitioner for the purpose of operating a
25 house of ill fame or repute or any other business employing any female for
26 the purpose of prostitution.

27 **SEC. 9.** NRS 268.092 is hereby amended to read as follows:

28 268.092 1. The city council or other governing body of any incorpo-
29 rated city or town in the State of Nevada, whether organized under general
30 law or special charter, may provide by ordinance for the licensing and reg-
31 ulating of farmers' markets.

32 2. **[Every]** *Except in counties which have established central licensing*
33 *agencies pursuant to the provisions of sections 2 to 5, inclusive, of this act*
34 *to receive and process business, gaming and liquor license applications,*
35 *every person, firm, association or corporation who [establishes] wishes*
36 *to establish a farmers' market shall make application to the city council or*
37 *other governing body of the incorporated city or town in which the farm-*
38 *ers' market is to be located. The application shall be in a form and man-*
39 *ner prescribed by the city council or other governing body.*

40 3. The city council or other governing body may:

41 (a) Fix, impose and collect license fees upon the market.

42 (b) Grant or deny applications for licenses or impose conditions,
43 limitations and restrictions upon the license.

44 (c) Adopt, amend and repeal regulations relating to the licenses and
45 licensees of farmers' markets.

46 **SEC. 10.** NRS 369.190 is hereby amended to read as follows:

47 369.190 1. **[An]** *Except in counties which have established central*
48 *licensing agencies pursuant to the provisions of sections 2 to 5, inclusive,*
49 *of this act to receive and process business, gaming and liquor license*
50 *applications, an application for any of the licenses described in NRS*

1 369.180 shall be made to the board of county commissioners of the
2 county in which the applicant maintains his principal place of business.

3 2. Each application shall:

4 (a) Be made on such form as the department [shall prescribe.] *pre-*
5 *scribes.*

6 (b) Include the name and address of the applicant. If the applicant is:

7 (1) A partnership, the application shall include the names and
8 addresses of all partners.

9 (2) A corporation, association or other organization, the application
10 shall include the names and addresses of the president, vice president, sec-
11 retary and managing officer or officers.

12 (3) A person carrying on or transacting business in this state under
13 an assumed or fictitious name, the person making the application shall
14 attach thereto:

15 (I) A certified copy of the certificate required by NRS 602.010.

16 (II) A certificate signed by an officer of the corporation or by each
17 person interested in, or conducting or carrying on such business, or intend-
18 ing so to do, and acknowledged before some officer authorized to take
19 acknowledgments of conveyances of real property, indicating the name of
20 the authorized representative whose signature may be required on the
21 license under the provisions of this chapter.

22 (c) Specify the location, by street and number, of the premises for
23 which the license is sought.

24 (d) Be accompanied by the annual license fee required for the particu-
25 lar license for which application is made.

26 3. Each applicant for an importer's license or for a wholesale wine
27 or liquor dealer's license or for a wholesale beer dealer's license shall
28 agree to establish and maintain a place of business in the State of Nevada,
29 in good faith actually to carry on a bona fide wholesale business, and
30 must keep on hand therein at all times liquor of a wholesale value of at
31 least \$1,000.

32 4. The board of county commissioners shall examine all applications
33 [filed with it,] and in addition thereto shall require satisfactory evidence
34 that the applicant is a person of good moral character.

35 SEC. 11. NRS 463.320 is hereby amended to read as follows:

36 463.320 1. All gaming license fees imposed by the provisions of
37 NRS 463.370, 463.373, 463.375, 463.380, 463.383 and 463.390 shall
38 be collected and disposed of as herein provided.

39 2. All state gaming license fees and penalties shall be collected by the
40 commission and paid over immediately to the state treasurer to be dis-
41 posed of as follows:

42 (a) All state gaming license fees and penalties other than the license
43 fees imposed by the provisions of NRS 463.380 shall be deposited for
44 credit to the general fund.

45 (b) All state gaming license fees imposed by the provisions of NRS
46 463.380 shall, after deduction of costs of administration and collection, be
47 divided equally among the various counties and transmitted to the respec-
48 tive county treasurers. Such fees, except as otherwise provided herein,
49 shall be deposited by the county treasurer in the county general fund and

1 shall be expended for county purposes. If the board of county commission-
2 ers desires to apportion and allocate all or a portion of such fees to one or
3 more incorporated or unincorporated cities or towns within the county, the
4 board of county commissioners shall, annually, prior to the preparation of
5 the city or town budget or budgets as required by chapter 354 of NRS,
6 adopt a resolution so apportioning and allocating a percentage of such fees
7 anticipated to be received during the coming fiscal year to such city or
8 cities or town or towns for the next fiscal year commencing July 1. After
9 the adoption of the resolution the percentage so apportioned and allocated
10 shall be converted to a dollar figure and included in city or town budget or
11 budgets as an estimated receipt for the next fiscal year. Quarterly upon
12 receipt of the moneys from the state, the county treasurer shall deposit an
13 amount of money equal to the percentage so apportioned and allocated to
14 the credit of the city or town fund to be used for city or town purposes,
15 and the balance remaining shall be deposited in the county general fund
16 and shall be expended for county purposes.

17 3. *Except as otherwise provided in sections 2 to 5, inclusive, of this*
18 *act:*

19 (a) County license fees shall be collected by the sheriff, and no license
20 money paid to the sheriff shall be refunded, whether the slot machine,
21 game or device for which such license was issued has voluntarily ceased
22 or its license has been revoked or suspended, or for any other reason.

23 (b) The sheriff in his county shall demand that all persons required to
24 procure county licenses in accordance with this chapter take out and pay
25 for the same, and he shall be held liable on his official bond for all moneys
26 due for such licenses remaining uncollected by reason of his negligence.

27 (c) On or before the 5th day of each month the sheriff shall pay over
28 to the county treasurer all moneys received by him for licenses and take
29 from the county treasurer a receipt therefor, and he shall immediately on
30 the same day return to the county auditor all licenses not issued or dis-
31 posed of by him as is by law provided in respect to other county licenses.

32 **[(d)]** 4. All moneys received for county gaming licenses under this
33 chapter shall be paid: 25 percent to the state treasurer for credit to the
34 general fund of the state, and 75 percent shall be retained by the county
35 treasurer for credit to the county general fund, except:

36 **[(1)]** (a) Where the license is collected within the boundaries of
37 any incorporated city or town, the county shall retain 25 percent of such
38 moneys, and the incorporated city or town shall receive 50 percent of
39 such moneys, which shall be paid into the general fund of such incorpo-
40 rated city or town.

41 **[(2)]** (b) Where the license is collected within the boundaries
42 of any unincorporated city or town that is under the control of the board
43 of county commissioners under and by virtue of chapter 269 of NRS,
44 the county shall retain 25 percent of such moneys, and 50 percent of
45 such moneys so collected shall be placed in the town government fund
46 for general use and benefit of such unincorporated city or town.

47 SEC. 12. NRS 463.390 is hereby amended to read as follows:

48 463.390 1. Any person, firm, association or corporation desiring to
49 conduct, operate or carry on any gambling game, slot machine or any
50 game of chance shall, upon proper application to a *central licensing*

1 agency established pursuant to sections 2 to 5, inclusive, of this act or to
2 the sheriff of the county wherein it is proposed that such slot machine,
3 game or games shall be conducted or operated, be issued a license for
4 each particular device or game or slot machine under the following con-
5 ditions and regulations:

6 (a) The person, firm, association or corporation so applying for a
7 license shall furnish a complete description of the particular room and
8 premises in which the licensee desires to carry on or conduct such slot
9 machine, device or game, together with the location of the building, its
10 street number, if such there be, and any other information by which it
11 may be definitely and readily located and recognized.

12 (b) The person, firm, association or corporation so applying for a
13 license shall state definitely the particular type of slot machine or the
14 particular game or device which the licensee desires to carry on or con-
15 duct in the room and premises, and as so stated the same shall be spe-
16 cifically described in and entered upon the license.

17 (c) Card games, that is, stud and draw poker, bridge, whist, solo, and
18 panguingui for money, shall be licensed independently of other games
19 mentioned in this section, regardless of locality or population, at the
20 rate of \$25 per table per month, payable at the time of the application
21 prorated to the end of the calendar quarter during which the application
22 is made, and thereafter payable 3 months in advance.

23 (d) A license fee of \$50 per month, payable at the time of the applica-
24 tion prorated to the end of the calendar quarter during which the applica-
25 tion is made, and thereafter payable for 3 months in advance, shall be paid
26 to the central licensing agency or to the sheriff for each game or device
27 license issued except those games as otherwise provided for herein and
28 except slot machines. For each money slot machine the license fee shall be
29 \$10 per month, payable at the time of the application prorated to the end
30 of the calendar quarter during which the application is made, and there-
31 after payable for 3 months in advance. When a combination of units are
32 operated by one handle the license fee shall be the sum of \$10 per month,
33 payable at the time of the application prorated to the end of the calendar
34 quarter during which the application is made, and thereafter payable for
35 3 months in advance, for each and every unit paying in identical denomi-
36 nations operated thereby.

37 (e) The license shall entitle the holder or holders, or his or their
38 employee or employees, to carry on, conduct and operate the specific slot
39 machine, game or device for which the license is issued in the particular
40 room and premises described therein, but not for any other slot machine,
41 game or device than that specified therein, or the specified slot machine,
42 game or device in any other place than the room and premises so
43 described, for a period of 3 months next succeeding the date of issuance of
44 the license.

45 2. The licensee shall be entitled to carry on, conduct and operate
46 two or more slot machines, games or devices, in the same room, by pay-
47 ing the license fee herein provided for, for each slot machine, game or
48 device and otherwise complying with the terms of this section.

49 SEC. 13. NRS 583.455 is hereby amended to read as follows:

50 583.455 1. Each official establishment at which livestock, poultry or

1 other animals are slaughtered or carcasses or parts thereof are processed
2 for intrastate commerce shall be operated in accordance with sanitary
3 practices required by rules or regulations prescribed by the officer. No
4 livestock, poultry or other animal carcasses or parts thereof shall be
5 admitted into any official establishment unless they have been prepared in
6 accordance with procedures approved pursuant to NRS 583.255 to 583.-
7 565, inclusive, the Wholesome Poultry Products Act or the Wholesome
8 Meat Act, or unless their admission is permitted by rules or regulations
9 prescribed by the state board of health.

10 2. The officer may approve establishments for operation as official
11 establishments but shall not approve any establishment whose premises,
12 facilities or equipment, or the operation thereof, fail to meet the require-
13 ments of this section.

14 3. A local government shall not *authorize the issuance nor* issue a
15 business license for operation of any establishment unless it has been
16 approved as an official establishment.