

**PROPOSED REGULATION OF
THE STATE CONTROLLER**

LCB File No. R121-03

September 26, 2003

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

AUTHORITY: §1, Section 164.38 of Senate Bill No. 8 of the 20th special session of the Nevada Legislature, chapter 5, Statutes of Nevada 2003, at page 201.

Section 1. Chapter 353C of NAC is hereby amended by adding thereto a new section to read as follows:

1. Except as otherwise provided in subsection 2, an agency shall charge a person a fee of \$25 for each check or draft returned to the agency because the person:

(a) Had insufficient money or credit with the bank or other financial institution on which the check or draft was to be drawn to pay the check or draft; or

(b) Stopped payment on the check or draft.

2. The State Controller may waive a fee charged pursuant to subsection 1 if the person to whom the fee is charged:

(a) Submits a written application for the waiver to the State Controller within 30 days after the fee is charged; and

(b) Includes with the application set forth in paragraph (a) evidence that the check or draft was dishonored through the fault or error of the bank or other financial institution on which the check or draft was to be drawn.

3. For the purposes of this section, “agency” does not include the Department of Taxation, Nevada Gaming Commission or State Gaming Control Board.