

**PROPOSED REGULATION OF THE  
DEPARTMENT OF TAXATION**

**LCB File No. R142-13**

December 18, 2013

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

AUTHORITY: §1, NRS 369.150 and 369.485.

A REGULATION relating to intoxicating liquor; authorizing a retail liquor store to use the electronic transfer of money to pay a wholesale dealer for liquor under certain circumstances; prohibiting a retail liquor store from conditioning the purchase of any liquor from a wholesale dealer upon the consent of the wholesale dealer to the use of the electronic transfer of money to make payment for the liquor; and providing other matters properly relating thereto.

**Section 1.** Chapter 369 of NAC is hereby amended by adding thereto a new section to read as follows:

*1. A retail liquor store may make payment to a wholesale dealer for liquor pursuant to NRS 369.485 by use of the electronic transfer of money if the wholesale dealer:*

- (a) Consents to the use of the electronic transfer of money for such payment; and*
- (b) Does not pay any costs incurred by the retail liquor store for use of the electronic transfer of money.*

*2. A retail liquor store shall not condition any purchase of liquor from a wholesale dealer upon the consent of the wholesale dealer to the use of the electronic transfer of money to make payment for the liquor.*

*3. As used in this section, “electronic transfer of money” means any transfer of money, other than a transaction initiated by a check, draft or other similar instrument, that is initiated*

*through an electronic terminal, telephone, computer or magnetic tape for the purpose of ordering, instructing or authorizing a financial institution or person holding an account on behalf of another to debit or credit an account.*