

SENATE BILL NO. 59—COMMITTEE ON JUDICIARY

(ON BEHALF OF THE SECRETARY OF STATE)

PREFILED DECEMBER 20, 2014

Referred to Committee on Judiciary

SUMMARY—Revises provisions relating to the state business portal. (BDR 7-448)

FISCAL NOTE: Effect on Local Government: May have Fiscal Impact.
Effect on the State: Yes.

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

AN ACT relating to business; declaring certain records to be confidential; revising provisions governing the state business portal; revising provisions governing applications for certain authorizations to conduct a business in this State issued by state and local agencies and health districts; revising provisions governing the state business license; requiring the Secretary of State to issue unique business identification numbers under certain circumstances; revising provisions governing the issuance of certain licenses by incorporated cities and counties; removing the prohibition against a county clerk refusing to accept for filing certain business certificates in certain circumstances; revising provisions governing the disclosure of certain information by the Employment Security Division of the Department of Employment, Training and Rehabilitation; repealing certain provisions relating to the collection of information from businesses seeking certain authorizations to conduct business in this State; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

- 1 Under existing law, the Secretary of State is required to establish the state
- 2 business portal to facilitate interaction among businesses and governmental
- 3 agencies in this State by allowing businesses to conduct necessary transactions with



4 governmental agencies in this State through the state business portal. (NRS
5 75A.100) **Section 4** of this bill requires the Secretary of State to: (1) establish
6 common business registration information that is used by state and local agencies
7 and health districts to conduct necessary transactions with businesses in this State;
8 and (2) cause the state business portal to provide common business registration
9 information to state and local agencies and health districts that conduct necessary
10 transactions with businesses in this State. **Section 4** further authorizes state and
11 local agencies and health districts to: (1) integrate their electronic applications
12 processes into the state business portal; (2) use the state business portal to accept
13 and disseminate common business registration information that is needed by the
14 state or local agency or health district to issue a license, certificate, registration,
15 permit or similar type of authorization to conduct a business in this State or to
16 engage in an occupation or profession in this State; (3) make available on the
17 Internet applications for a license, certificate, registration, permit or similar type of
18 authorization to conduct a business in this State or to engage in an occupation or
19 profession in this State and to integrate such applications into the state business
20 portal; and (4) meet certain other requirements related to participation in the state
21 business portal. However, **section 4** also specifies that a state or local agency or
22 health district is not required to disseminate or release information if such action
23 would result in the state or local agency or health district violating any provision of
24 state or federal law relating to the confidentiality of the information. **Section 3** of
25 this bill deems that the records and files collected as common business registration
26 information by the Secretary of State are confidential and privileged unless an
27 exception applies.

28 **Section 5** of this bill requires the Secretary of State to assign a unique business
29 identification number to each business entity organized in this State and to each
30 person who is issued a state business registration or who claims to be excluded
31 or exempt from the requirement to obtain a state business registration. Under
32 **section 4**: (1) the Secretary of State must cause the state business portal to interface
33 with the system used by the Secretary of State to assign business identification
34 numbers; and (2) state and local agencies and health districts that issue licenses,
35 certificates, registrations, permits or similar types of authorization to conduct a
36 business in this State or to engage in an occupation or profession in this State must
37 require an applicant for such a license, certificate, registration or permit to include
38 the applicant's business identification number on the application.

39 **Sections 7 and 8** of this bill amend provisions governing city and county
40 business licenses so that certain information regarding industrial insurance is
41 provided through the state business portal. **Section 9** of this bill removes the
42 provision from existing law which prohibits a county clerk, in certain
43 circumstances, from refusing to accept for filing a certificate or renewal certificate
44 concerning persons doing business in this State under an assumed or fictitious name
45 that is filed by a foreign artificial person or persons. **Section 10** of this bill
46 authorizes the Employment Security Division of the Department of Employment,
47 Training and Rehabilitation to make certain information available to the Secretary
48 of State for certain purposes related to operating and maintaining the state business
49 portal. **Section 12** of this bill repeals certain provisions relating to: (1) the
50 coordination of the collection of certain information and forms from businesses by
51 state agencies and local governments; and (2) the affidavit required to be filed by
52 an applicant who wishes to obtain a local business license to sell certain retail
53 merchandise. **Sections 4.3, 4.6, 6.5 and 7.5** of this bill change the term "state
54 business license" to "state business registration."



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

1 **Section 1.** Chapter 75A of NRS is hereby amended by adding
2 thereto the provisions set forth as sections 2 and 3 of this act.

3 **Sec. 2.** *As used in this chapter, unless the context otherwise*
4 *requires, "health district" means a health district created pursuant*
5 *to NRS 439.362 or 439.370.*

6 **Sec. 3. 1.** *Except as otherwise provided in subsection 2 and*
7 *NRS 239.0115, the records and files collected by the Secretary of*
8 *State pursuant to paragraph (f) of subsection 2 of NRS 75A.100*
9 *are confidential and privileged. The Secretary of State and any*
10 *employee of the Secretary of State who is authorized to view or use*
11 *the information in such records or files:*

12 (a) *Shall not disclose any information obtained from such*
13 *records or files other than specific information contained in the*
14 *record or file that is deemed a public record; and*

15 (b) *May not be required to produce any of the records, files*
16 *and information for the inspection of any person or governmental*
17 *entity or for use in any action or proceeding.*

18 **2.** *The records and files collected pursuant to paragraph (f)*
19 *of subsection 2 of NRS 75A.100 are not confidential and*
20 *privileged in the following cases:*

21 (a) *Testimony by the Secretary of State or any employee of the*
22 *Secretary of State and the production of records, files and*
23 *information on behalf of the Secretary of State or a person in any*
24 *action or proceeding before the Secretary of State or a court in*
25 *this State if that testimony or the records, files or information, or*
26 *the facts shown thereby, are directly involved in the action or*
27 *proceeding.*

28 (b) *Delivery to a person or his or her authorized representative*
29 *of a copy of any document filed by the person pursuant to this*
30 *chapter.*

31 (c) *Publication by a governmental agency of statistics so*
32 *classified as to prevent the identification of a particular business*
33 *or document.*

34 (d) *Exchanges of information with the Secretary of State or a*
35 *federal agency in accordance with any agreement made and*
36 *provided for in such cases or disclosure in confidence to any*
37 *federal agency that requests the information for use by the agency*
38 *in a civil or criminal investigation or prosecution.*

39 (e) *Disclosure in confidence to the Attorney General or other*
40 *legal representative of the State or a federal agency in connection*
41 *with an action or proceeding relating to a taxpayer, or to any*
42 *agency of this or any other state or the Federal Government*



1 *charged with the administration or enforcement of laws relating to*
2 *workers' compensation, unemployment compensation, public*
3 *assistance, taxation, labor or gaming or which issues licenses,*
4 *certificates, registrations, permits or similar types of authorization*
5 *to conduct a business in this State.*

6 *(f) Disclosure by the Secretary of State for the purpose of*
7 *collection of a debt, fee or obligation owed to the Secretary of*
8 *State.*

9 *(g) A business that submits information to the state business*
10 *portal and agrees to a provision authorizing the release of*
11 *information contained in the records and files of the state business*
12 *portal for a purpose which must be specified in the provision.*

13 **Sec. 4.** NRS 75A.100 is hereby amended to read as follows:

14 75A.100 1. The Secretary of State shall provide for the
15 establishment of a state business portal to facilitate interaction
16 among businesses and governmental agencies in this State by
17 allowing businesses to conduct necessary transactions with
18 governmental agencies in this State through use of the state business
19 portal.

20 2. The Secretary of State shall:

21 (a) Establish, through cooperative efforts ~~†~~ *and consultation*
22 *with representatives of state agencies, local governments, health*
23 *districts and businesses,* the standards and requirements necessary
24 to design, build and implement the state business portal;

25 (b) Establish the standards and requirements necessary for a
26 state or local agency to participate in the state business portal;

27 (c) Authorize a state or local agency to participate in the state
28 business portal if the Secretary of State determines that the agency
29 meets the standards and requirements necessary for such
30 participation ~~†~~ *and the agency has entered into an agreement for*
31 *access to the state business portal with the Secretary of State;*

32 (d) Determine the appropriate requirements to be used by
33 businesses and governmental agencies conducting transactions
34 through use of the state business portal;

35 (e) *Cause the state business portal to interface with the system*
36 *established by the Secretary of State to assign business*
37 *identification numbers;*

38 (f) *For the purpose of coordinating the collection of common*
39 *information from businesses using the state business portal:*

40 (1) *Establish common business registration information to*
41 *be collected from businesses by state and local agencies and health*
42 *districts which issue licenses, certificates, registrations, permits or*
43 *similar types of authorization to conduct a business in this State,*
44 *which collect taxes or fees or which conduct other necessary*
45 *transactions with businesses in this State; and*



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1 ***(2) Cause the state business portal to exchange the common***
2 ***business registration information among state and local agencies***
3 ***and health districts which participate in the state business portal***
4 ***and which use the common business registration information to***
5 ***issue licenses, certificates, registrations, permits or similar types of***
6 ***authorization to conduct a business in this State, to collect taxes or***
7 ***fees or to conduct other necessary transactions with businesses in***
8 ***this State;***

9 ***(g)*** In carrying out the provisions of this section, consult with
10 the Executive Director of the Office of Economic Development to
11 ensure that the activities of the Secretary of State are consistent with
12 the State Plan for Economic Development developed by the
13 Executive Director pursuant to subsection 2 of NRS 231.053; and

14 ~~***(h)***~~ ***(h)*** Adopt such regulations and take any appropriate action
15 as necessary to carry out the provisions of this chapter.

16 ***3. Each state agency or health district that issues a license,***
17 ***certificate, registration, permit or similar type of authorization to***
18 ***conduct a business in this State may, to the extent practicable, and***
19 ***each local agency that issues a license, certificate, registration,***
20 ***permit or similar type of authorization to conduct a business in the***
21 ***jurisdiction of the local agency may, as approved by the governing***
22 ***body of the local government:***

23 ***(a) Make available on its Internet website any of its***
24 ***applications for a license, certificate, registration, permit or***
25 ***similar type of authorization to conduct a business in this State.***

26 ***(b) Accept the electronic transfer of common business***
27 ***registration information from the state business portal for use in***
28 ***any electronic application for a license, certificate, registration,***
29 ***permit or similar type of authorization to conduct a business in***
30 ***this State or for use in an application processing system.***

31 ***(c) Integrate with the state business portal any of its***
32 ***applications for a license, certificate, registration, permit or***
33 ***similar type of authorization to conduct a business in this State. As***
34 ***used in this paragraph, "integrate" means to consolidate an***
35 ***electronic application process so that it is capable of collecting and***
36 ***disseminating information to a state or local agency or health***
37 ***district for the processing of the application for a license,***
38 ***certificate, registration, permit or similar type of authorization to***
39 ***conduct a business in this State.***

40 ***(d) Allow for the acceptance of an electronic signature for a***
41 ***declaration or affirmation under penalty of perjury or as provided***
42 ***for in statute.***

43 ***(e) Require an applicant for a license, certificate, registration,***
44 ***permit or similar type of authorization to conduct a business in***



1 *this State to include in the application the applicant's business*
2 *identification number.*

3 *(f) Ensure that the state or local agency or health district, as*
4 *applicable, is capable of using the state business portal to accept*
5 *and disseminate to participating state and local agencies and*
6 *health districts the common business registration information*
7 *established pursuant to subparagraph (1) of paragraph (f) of*
8 *subsection 2 which is needed by the state or local agency or health*
9 *district to issue a license, certificate, registration, permit or similar*
10 *type of authorization to conduct a business in this State.*

11 *(g) Establish and maintain its rules, data and processes*
12 *relating to businesses in accordance with the agreement entered*
13 *into by the state or local agency or health district pursuant to*
14 *paragraph (c) of subsection 2 and any corresponding technical*
15 *documentation.*

16 *4. The provisions of subsection 3 do not require a state or*
17 *local agency or health district to:*

18 *(a) Disseminate or release information if such action would*
19 *result in the state or local agency or health district violating any*
20 *provision of state or federal law relating to the confidentiality of*
21 *the information.*

22 *(b) Upgrade its information technology system or incur*
23 *significant expense to comply with the provisions of this section.*

24 *5. Except as otherwise provided in NRS 239.0115, all records*
25 *containing technical specifications, processing protocols or*
26 *programmatic or system architecture of the state business portal,*
27 *and any other records containing information the disclosure of*
28 *which would endanger the security of the state business portal, or*
29 *proprietary information related to the functions, operations,*
30 *processes or architecture of the state business portal, are deemed*
31 *confidential and privileged.*

32 *6. As used in this section:*

33 *(a) "Business identification number" means the number*
34 *assigned by the Secretary of State pursuant to section 5 of this act*
35 *to an entity organized pursuant to this title or to a person who is*
36 *issued a state business registration or who claims to be excluded*
37 *or exempt from the requirement to obtain a state business*
38 *registration pursuant to chapter 76 of NRS.*

39 *(b) "Disseminate" means to distribute in an electronic format*
40 *that is capable of being accepted by participating state and local*
41 *agencies and health districts and used by participants as the*
42 *common business registration information used to issue a license,*
43 *certificate, registration, permit or similar type of authorization, to*
44 *collect taxes or fees or to conduct other necessary transactions*
45 *with businesses in this State.*



1 **Sec. 4.3.** NRS 76.030 is hereby amended to read as follows:

2 76.030 “State business ~~{license^{22}}}~~ *registration*” means the
3 ~~{business license}~~ *registration* required pursuant to this chapter.

4 **Sec. 4.6.** NRS 76.100 is hereby amended to read as follows:

5 76.100 1. A person shall not conduct a business in this State
6 unless and until the person obtains a state business ~~{license}~~
7 *registration* issued by the Secretary of State. If the person is:

8 (a) An entity required to file an initial or annual list with the
9 Secretary of State pursuant to this title, the person must obtain the
10 state business ~~{license}~~ *registration* at the time of filing the initial or
11 annual list.

12 (b) Not an entity required to file an initial or annual list with the
13 Secretary of State pursuant to this title, the person must obtain the
14 state business ~~{license}~~ *registration* before conducting a business in
15 this State.

16 2. An application for a state business ~~{license}~~ *registration*
17 must:

18 (a) Be made upon a form prescribed by the Secretary of State;

19 (b) Set forth the name under which the applicant transacts or
20 intends to transact business, or if the applicant is an entity organized
21 pursuant to this title and on file with the Secretary of State, the exact
22 name on file with the Secretary of State, the ~~{entity}~~ *business*
23 *identification* number as assigned by the Secretary of State ~~{, if~~
24 ~~{known.}~~ *pursuant to section 5 of this act*, and the location in this
25 State of the place or places of business;

26 (c) Be accompanied by a fee in the amount of \$100; and

27 (d) Include any other information that the Secretary of State
28 deems necessary.

29 ↳ If the applicant is an entity organized pursuant to this title and on
30 file with the Secretary of State and the applicant has no location in
31 this State of its place of business, the address of its registered agent
32 shall be deemed to be the location in this State of its place of
33 business.

34 3. The application must be signed pursuant to NRS 239.330 by:

35 (a) The owner of a business that is owned by a natural person.

36 (b) A member or partner of an association or partnership.

37 (c) A general partner of a limited partnership.

38 (d) A managing partner of a limited-liability partnership.

39 (e) A manager or managing member of a limited-liability
40 company.

41 (f) An officer of a corporation or some other person specifically
42 authorized by the corporation to sign the application.

43 4. If the application for a state business ~~{license}~~ *registration* is
44 defective in any respect or the fee required by this section is not



1 paid, the Secretary of State may return the application for correction
2 or payment.

3 5. The state business ~~license~~ *registration* required to be
4 obtained pursuant to this section is in addition to any license to
5 conduct business that must be obtained from the local jurisdiction in
6 which the business is being conducted.

7 6. For the purposes of this chapter, a person shall be deemed to
8 conduct a business in this State if a business for which the person is
9 responsible:

10 (a) Is organized pursuant to this title, other than a business
11 organized pursuant to:

12 (1) Chapter 82 or 84 of NRS; or

13 (2) Chapter 81 of NRS if the business is a nonprofit
14 religious, charitable, fraternal or other organization that qualifies as a
15 tax-exempt organization pursuant to 26 U.S.C. § 501(c).

16 (b) Has an office or other base of operations in this State;

17 (c) Has a registered agent in this State; or

18 (d) Pays wages or other remuneration to a natural person who
19 performs in this State any of the duties for which he or she is paid.

20 7. As used in this section, "registered agent" has the meaning
21 ascribed to it in NRS 77.230.

22 **Sec. 5.** Chapter 225 of NRS is hereby amended by adding
23 thereto a new section to read as follows:

24 *For the purpose of establishing the identity of an entity*
25 *organized pursuant to title 7 of NRS or a person who is issued a*
26 *state business registration pursuant to chapter 76 of NRS or who*
27 *claims to be excluded or exempt from the requirement to obtain a*
28 *state business registration pursuant to NRS 76.105, the Secretary*
29 *of State shall assign a unique business identification number to*
30 *each such entity or person.*

31 **Sec. 6.** NRS 239.010 is hereby amended to read as follows:

32 239.010 1. Except as otherwise provided in this section and
33 NRS 1.4683, 1A.110, 49.095, 62D.420, 62D.440, 62E.516,
34 62E.620, 62H.025, 62H.030, 62H.170, 62H.220, 62H.320, **75A.100**,
35 76.160, 78.152, 80.113, 81.850, 82.183, 86.246, 86.54615, 87.515,
36 87.5413, 87A.200, 87A.580, 87A.640, 88.3355, 88.5927, 88.6067,
37 88A.345, 88A.7345, 89.045, 89.251, 90.730, 91.160, 116.757,
38 116A.270, 116B.880, 118B.026, 119.260, 119.265, 119.267,
39 119.280, 119A.280, 119A.653, 119B.370, 119B.382, 120A.690,
40 125.130, 125B.140, 126.141, 126.161, 126.163, 126.730, 127.007,
41 127.057, 127.130, 127.140, 127.2817, 130.312, 159.044, 172.075,
42 172.245, 176.015, 176.0625, 176.09129, 176.156, 176A.630,
43 178.39801, 178.4715, 178.5691, 179.495, 179A.070, 179A.165,
44 179A.450, 179D.160, 200.3771, 200.3772, 200.5095, 200.604,
45 202.3662, 205.4651, 209.392, 209.3925, 209.419, 209.521,



1 211A.140, 213.010, 213.040, 213.095, 213.131, 217.105, 217.110,
2 217.464, 217.475, 218E.625, 218F.150, 218G.130, 218G.240,
3 218G.350, 228.270, 228.450, 228.495, 228.570, 231.069, 233.190,
4 237.300, 239.0105, 239.0113, 239B.030, 239B.040, 239B.050,
5 239C.140, 239C.210, 239C.230, 239C.250, 239C.270, 240.007,
6 241.020, 241.030, 242.105, 244.264, 244.335, 250.087, 250.130,
7 250.140, 250.150, 268.095, 268.490, 268.910, 271A.105, 281.195,
8 281A.350, 281A.440, 281A.550, 284.4068, 286.110, 287.0438,
9 289.025, 289.080, 289.387, 293.5002, 293.503, 293.558, 293B.135,
10 293D.510, 331.110, 332.061, 332.351, 333.333, 333.335, 338.070,
11 338.1379, 338.1725, 338.1727, 348.420, 349.597, 349.775, 353.205,
12 353A.085, 353A.100, 353C.240, 360.240, 360.247, 360.255,
13 360.755, 361.044, 361.610, 365.138, 366.160, 368A.180, 372A.080,
14 378.290, 378.300, 379.008, 386.655, 387.626, 387.631, 388.5275,
15 388.528, 388.5315, 388.750, 391.035, 392.029, 392.147, 392.264,
16 392.271, 392.652, 392.850, 394.167, 394.1698, 394.447, 394.460,
17 394.465, 396.3295, 396.405, 396.525, 396.535, 398.403, 408.3885,
18 408.3886, 412.153, 416.070, 422.290, 422.305, 422A.320,
19 422A.350, 425.400, 427A.1236, 427A.872, 432.205, 432B.175,
20 432B.280, 432B.290, 432B.407, 432B.430, 432B.560, 433.534,
21 433A.360, 439.270, 439.840, 439B.420, 440.170, 441A.195,
22 441A.220, 441A.230, 442.330, 442.395, 445A.665, 445B.570,
23 449.209, 449.245, 449.720, 453.1545, 453.720, 453A.610,
24 453A.700, 458.055, 458.280, 459.050, 459.3866, 459.555,
25 459.7056, 459.846, 463.120, 463.15993, 463.240, 463.3403,
26 463.3407, 463.790, 467.1005, 467.137, 481.063, 482.170, 482.5536,
27 483.340, 483.363, 483.800, 484E.070, 485.316, 503.452, 522.040,
28 534A.031, 561.285, 571.160, 584.583, 584.655, 598.0964,
29 598.0979, 598.098, 598A.110, 599B.090, 603.070, 603A.210,
30 604A.710, 612.265, 616B.012, 616B.015, 616B.315, 616B.350,
31 618.341, 618.425, 622.310, 623.131, 623A.353, 624.110, 624.265,
32 624.327, 625.425, 625A.185, 628.418, 629.069, 630.133,
33 630.30665, 630.336, 630A.555, 631.368, 632.121, 632.125,
34 632.405, 633.283, 633.301, 633.524, 634.212, 634.214, 634A.185,
35 635.158, 636.107, 637.085, 637A.315, 637B.288, 638.087, 638.089,
36 639.2485, 639.570, 640.075, 640A.220, 640B.730, 640C.400,
37 640C.745, 640C.760, 640D.190, 640E.340, 641.090, 641A.191,
38 641B.170, 641C.760, 642.524, 643.189, 644.446, 645.180, 645.625,
39 645A.050, 645A.082, 645B.060, 645B.092, 645C.220, 645C.225,
40 645D.130, 645D.135, 645E.300, 645E.375, 645G.510, 645H.320,
41 645H.330, 647.0945, 647.0947, 648.033, 648.197, 649.065,
42 649.067, 652.228, 654.110, 656.105, 661.115, 665.130, 665.133,
43 669.275, 669.285, 669A.310, 671.170, 673.430, 675.380, 676A.340,
44 676A.370, 677.243, 679B.122, 679B.152, 679B.159, 679B.190,
45 679B.285, 679B.690, 680A.270, 681A.440, 681B.260, 681B.280,



1 683A.0873, 685A.077, 686A.289, 686B.170, 686C.306, 687A.110,
2 687A.115, 687C.010, 688C.230, 688C.480, 688C.490, 692A.117,
3 692C.190, 692C.420, 693A.480, 693A.615, 696B.550, 703.196,
4 704B.320, 704B.325, 706.1725, 710.159, 711.600 **†** and **section 3**
5 **of this act and** sections 35, 38 and 41 of chapter 478, Statutes of
6 Nevada 2011 and section 2 of chapter 391, Statutes of Nevada 2013
7 and unless otherwise declared by law to be confidential, all public
8 books and public records of a governmental entity must be open at
9 all times during office hours to inspection by any person, and may
10 be fully copied or an abstract or memorandum may be prepared
11 from those public books and public records. Any such copies,
12 abstracts or memoranda may be used to supply the general public
13 with copies, abstracts or memoranda of the records or may be used
14 in any other way to the advantage of the governmental entity or of
15 the general public. This section does not supersede or in any manner
16 affect the federal laws governing copyrights or enlarge, diminish or
17 affect in any other manner the rights of a person in any written book
18 or record which is copyrighted pursuant to federal law.

19 2. A governmental entity may not reject a book or record
20 which is copyrighted solely because it is copyrighted.

21 3. A governmental entity that has legal custody or control of a
22 public book or record shall not deny a request made pursuant to
23 subsection 1 to inspect or copy or receive a copy of a public book or
24 record on the basis that the requested public book or record contains
25 information that is confidential if the governmental entity can
26 redact, delete, conceal or separate the confidential information from
27 the information included in the public book or record that is not
28 otherwise confidential.

29 4. A person may request a copy of a public record in any
30 medium in which the public record is readily available. An officer,
31 employee or agent of a governmental entity who has legal custody
32 or control of a public record:

33 (a) Shall not refuse to provide a copy of that public record in a
34 readily available medium because the officer, employee or agent has
35 already prepared or would prefer to provide the copy in a different
36 medium.

37 (b) Except as otherwise provided in NRS 239.030, shall, upon
38 request, prepare the copy of the public record and shall not require
39 the person who has requested the copy to prepare the copy himself
40 or herself.

41 **Sec. 6.5.** NRS 244.335 is hereby amended to read as follows:

42 244.335 1. Except as otherwise provided in subsections 2, 3
43 and 4, and NRS 244.33501, a board of county commissioners may:

44 (a) Except as otherwise provided in NRS 244.331 to 244.3345,
45 inclusive, 598D.150 and 640C.100, regulate all character of lawful



1 trades, callings, industries, occupations, professions and business
2 conducted in its county outside of the limits of incorporated cities
3 and towns.

4 (b) Except as otherwise provided in NRS 244.3359 and 576.128,
5 fix, impose and collect a license tax for revenue or for regulation, or
6 for both revenue and regulation, on such trades, callings, industries,
7 occupations, professions and business.

8 2. The county license boards have the exclusive power in their
9 respective counties to regulate entertainers employed by an
10 entertainment by referral service and the business of conducting a
11 dancing hall, escort service, entertainment by referral service or
12 gambling game or device permitted by law, outside of an
13 incorporated city. The county license boards may fix, impose and
14 collect license taxes for revenue or for regulation, or for both
15 revenue and regulation, on such employment and businesses.

16 3. A board of county commissioners shall not require that a
17 person who is licensed as a contractor pursuant to chapter 624 of
18 NRS obtain more than one license to engage in the business of
19 contracting or pay more than one license tax related to engaging in
20 the business of contracting, regardless of the number of
21 classifications or subclassifications of licensing for which the person
22 is licensed pursuant to chapter 624 of NRS.

23 4. The board of county commissioners or county license board
24 shall not require a person to obtain a license or pay a license tax on
25 the sole basis that the person is a professional. As used in this
26 subsection, "professional" means a person who:

27 (a) Holds a license, certificate, registration, permit or similar
28 type of authorization issued by a regulatory body as defined in NRS
29 622.060 or who is regulated pursuant to the Nevada Supreme Court
30 Rules; and

31 (b) Practices his or her profession for any type of compensation
32 as an employee.

33 5. The county license board shall provide upon request an
34 application for a state business ~~license~~ *registration* pursuant to
35 chapter 76 of NRS. No license to engage in any type of business
36 may be granted unless the applicant for the license:

37 (a) Signs an affidavit affirming that the business has complied
38 with the provisions of chapter 76 of NRS; or

39 (b) Provides to the county license board the ~~entity~~ *business*
40 *identification* number of the applicant assigned by the Secretary of
41 State *pursuant to section 5 of this act* which the county may use to
42 validate that the applicant is currently in good standing with the
43 State and has complied with the provisions of chapter 76 of NRS.



1 6. No license to engage in business as a seller of tangible
2 personal property may be granted unless the applicant for the
3 license:

4 (a) Presents written evidence that:

5 (1) The Department of Taxation has issued or will issue a
6 permit for this activity, and this evidence clearly identifies the
7 business by name; or

8 (2) Another regulatory agency of the State has issued or will
9 issue a license required for this activity; or

10 (b) Provides to the county license board the ~~entity~~ *business*
11 *identification* number of the applicant assigned by the Secretary of
12 State *pursuant to section 5 of this act* which the county may use to
13 validate that the applicant is currently in good standing with the
14 State and has complied with the provisions of paragraph (a).

15 7. Any license tax levied for the purposes of NRS 244.3358 or
16 244A.597 to 244A.655, inclusive, constitutes a lien upon the real
17 and personal property of the business upon which the tax was levied
18 until the tax is paid. The lien has the same priority as a lien for
19 general taxes. The lien must be enforced:

20 (a) By recording in the office of the county recorder, within 6
21 months after the date on which the tax became delinquent or was
22 otherwise determined to be due and owing, a notice of the tax lien
23 containing the following:

24 (1) The amount of tax due and the appropriate year;

25 (2) The name of the record owner of the property;

26 (3) A description of the property sufficient for identification;

27 and

28 (4) A verification by the oath of any member of the board of
29 county commissioners or the county fair and recreation board; and

30 (b) By an action for foreclosure against the property in the same
31 manner as an action for foreclosure of any other lien, commenced
32 within 2 years after the date of recording of the notice of the tax
33 lien, and accompanied by appropriate notice to other lienholders.

34 8. The board of county commissioners may delegate the
35 authority to enforce liens from taxes levied for the purposes of NRS
36 244A.597 to 244A.655, inclusive, to the county fair and recreation
37 board. If the authority is so delegated, the board of county
38 commissioners shall revoke or suspend the license of a business
39 upon certification by the county fair and recreation board that the
40 license tax has become delinquent, and shall not reinstate the license
41 until the tax is paid. Except as otherwise provided in NRS 239.0115
42 and 244.3357, all information concerning license taxes levied by an
43 ordinance authorized by this section or other information concerning
44 the business affairs or operation of any licensee obtained as a result
45 of the payment of such license taxes or as the result of any audit or



1 examination of the books by any authorized employee of a county
2 fair and recreation board of the county for any license tax levied for
3 the purpose of NRS 244A.597 to 244A.655, inclusive, is
4 confidential and must not be disclosed by any member, officer or
5 employee of the county fair and recreation board or the county
6 imposing the license tax unless the disclosure is authorized by the
7 affirmative action of a majority of the members of the appropriate
8 county fair and recreation board. Continuing disclosure may be so
9 authorized under an agreement with the Department of Taxation or
10 Secretary of State for the exchange of information concerning
11 taxpayers.

12 **Sec. 7.** NRS 244.33505 is hereby amended to read as follows:

13 244.33505 1. In a county in which a license to engage in a
14 business is required, the board of county commissioners shall not
15 issue such a license unless the applicant for the license:

16 (a) Signs an affidavit affirming that the business:

17 (1) Has received coverage by a private carrier as required
18 pursuant to chapters 616A to 616D, inclusive, and chapter 617 of
19 NRS;

20 (2) Maintains a valid certificate of self-insurance pursuant to
21 chapters 616A to 616D, inclusive, of NRS;

22 (3) Is a member of an association of self-insured public or
23 private employers; or

24 (4) Is not subject to the provisions of chapters 616A to 616D,
25 inclusive, or chapter 617 of NRS; or

26 (b) If the applicant submits his or her application electronically,
27 attests to his or her compliance with the provisions of paragraph (a).

28 2. In a county in which such a license is not required, the board
29 of county commissioners shall require a business, when applying for
30 a post office box, to submit to the board the affidavit or attestation
31 required by subsection 1.

32 3. ~~Each~~ *Except as otherwise provided in this subsection,*
33 *each* board of county commissioners shall submit to the
34 Administrator of the Division of Industrial Relations of the
35 Department of Business and Industry monthly a ~~list~~ *report*
36 of the names of those businesses which have submitted an affidavit or
37 attestation required by subsections 1 and 2. *A board of county*
38 *commissioners is not required to include in the monthly report the*
39 *name of a business which has submitted an attestation*
40 *electronically via the state business portal.*

41 4. ~~Upon~~ *Except as otherwise provided in subsection 5, upon*
42 receiving an affidavit ~~for attestation~~ required by this section, a
43 board of county commissioners shall provide the owner of the
44 business with a document setting forth the rights and responsibilities
45 of employers and employees to promote safety in the workplace, in



1 accordance with regulations adopted by the Division of Industrial
2 Relations of the Department of Business and Industry pursuant to
3 NRS 618.376.

4 **5. *If a business submits an attestation required by this section***
5 ***electronically via the state business portal, the state business portal***
6 ***shall provide the owner of the business with access to information***
7 ***setting forth the rights and responsibilities of employers and***
8 ***employees to promote safety in the workplace, in accordance with***
9 ***regulations adopted by the Division of Industrial Relations of the***
10 ***Department of Business and Industry pursuant to NRS 618.376.***

11 **6. *As used in this section, "state business portal" means the***
12 ***state business portal established pursuant to chapter 75A of NRS.***

13 **Sec. 7.5.** NRS 268.095 is hereby amended to read as follows:

14 268.095 1. Except as otherwise provided in subsection 4 and
15 NRS 268.0951, the city council or other governing body of each
16 incorporated city in this State, whether organized under general law
17 or special charter, may:

18 (a) Except as otherwise provided in subsection 2 and NRS
19 268.0968 and 576.128, fix, impose and collect for revenues or for
20 regulation, or both, a license tax on all character of lawful trades,
21 callings, industries, occupations, professions and businesses
22 conducted within its corporate limits.

23 (b) Assign the proceeds of any one or more of such license taxes
24 to the county within which the city is situated for the purpose or
25 purposes of making the proceeds available to the county:

26 (1) As a pledge as additional security for the payment of any
27 general obligation bonds issued pursuant to NRS 244A.597 to
28 244A.655, inclusive;

29 (2) For redeeming any general obligation bonds issued
30 pursuant to NRS 244A.597 to 244A.655, inclusive;

31 (3) For defraying the costs of collecting or otherwise
32 administering any such license tax so assigned, of the county fair
33 and recreation board and of officers, agents and employees hired
34 thereby, and of incidentals incurred thereby;

35 (4) For operating and maintaining recreational facilities
36 under the jurisdiction of the county fair and recreation board;

37 (5) For improving, extending and bettering recreational
38 facilities authorized by NRS 244A.597 to 244A.655, inclusive; and

39 (6) For constructing, purchasing or otherwise acquiring such
40 recreational facilities.

41 (c) Pledge the proceeds of any tax imposed on the revenues from
42 the rental of transient lodging pursuant to this section for the
43 payment of any general or special obligations issued by the city for
44 a purpose authorized by the laws of this State.



- 1 (d) Use the proceeds of any tax imposed pursuant to this section
2 on the revenues from the rental of transient lodging:
- 3 (1) To pay the principal, interest or any other indebtedness
4 on any general or special obligations issued by the city pursuant to
5 the laws of this State;
- 6 (2) For the expense of operating or maintaining, or both, any
7 facilities of the city; and
- 8 (3) For any other purpose for which other money of the city
9 may be used.
- 10 2. The city council or other governing body of an incorporated
11 city shall not require that a person who is licensed as a contractor
12 pursuant to chapter 624 of NRS obtain more than one license to
13 engage in the business of contracting or pay more than one license
14 tax related to engaging in the business of contracting, regardless of
15 the number of classifications or subclassifications of licensing for
16 which the person is licensed pursuant to chapter 624 of NRS.
- 17 3. The proceeds of any tax imposed pursuant to this section
18 that are pledged for the repayment of general obligations may be
19 treated as “pledged revenues” for the purposes of NRS 350.020.
- 20 4. The city council or other governing body of an incorporated
21 city shall not require a person to obtain a license or pay a license tax
22 on the sole basis that the person is a professional. As used in this
23 subsection, “professional” means a person who:
- 24 (a) Holds a license, certificate, registration, permit or similar
25 type of authorization issued by a regulatory body as defined in NRS
26 622.060 or who is regulated pursuant to the Nevada Supreme Court
27 Rules; and
- 28 (b) Practices his or her profession for any type of compensation
29 as an employee.
- 30 5. The city licensing agency shall provide upon request an
31 application for a state business ~~license~~ *registration* pursuant to
32 chapter 76 of NRS. No license to engage in any type of business
33 may be granted unless the applicant for the license:
- 34 (a) Signs an affidavit affirming that the business has complied
35 with the provisions of chapter 76 of NRS; or
- 36 (b) Provides to the city licensing agency the ~~entity~~ *business*
37 *identification* number of the applicant assigned by the Secretary of
38 State *pursuant to section 5 of this act* which the city may use to
39 validate that the applicant is currently in good standing with the
40 State and has complied with the provisions of chapter 76 of NRS.
- 41 6. No license to engage in business as a seller of tangible
42 personal property may be granted unless the applicant for the
43 license:
- 44 (a) Presents written evidence that:



1 (1) The Department of Taxation has issued or will issue a
2 permit for this activity, and this evidence clearly identifies the
3 business by name; or

4 (2) Another regulatory agency of the State has issued or will
5 issue a license required for this activity; or

6 (b) Provides to the city licensing agency the ~~entity~~ **business**
7 **identification** number of the applicant assigned by the Secretary of
8 State **pursuant to section 5 of this act** which the city may use to
9 validate that the applicant is currently in good standing with the
10 State and has complied with the provisions of paragraph (a).

11 7. Any license tax levied under the provisions of this section
12 constitutes a lien upon the real and personal property of the business
13 upon which the tax was levied until the tax is paid. The lien has the
14 same priority as a lien for general taxes. The lien must be enforced:

15 (a) By recording in the office of the county recorder, within 6
16 months following the date on which the tax became delinquent or
17 was otherwise determined to be due and owing, a notice of the tax
18 lien containing the following:

19 (1) The amount of tax due and the appropriate year;

20 (2) The name of the record owner of the property;

21 (3) A description of the property sufficient for identification;

22 and

23 (4) A verification by the oath of any member of the board of
24 county commissioners or the county fair and recreation board; and

25 (b) By an action for foreclosure against such property in the
26 same manner as an action for foreclosure of any other lien,
27 commenced within 2 years after the date of recording of the notice
28 of the tax lien, and accompanied by appropriate notice to other
29 lienholders.

30 8. The city council or other governing body of each
31 incorporated city may delegate the power and authority to enforce
32 such liens to the county fair and recreation board. If the authority is
33 so delegated, the governing body shall revoke or suspend the license
34 of a business upon certification by the board that the license tax has
35 become delinquent, and shall not reinstate the license until the tax is
36 paid. Except as otherwise provided in NRS 239.0115 and 268.0966,
37 all information concerning license taxes levied by an ordinance
38 authorized by this section or other information concerning the
39 business affairs or operation of any licensee obtained as a result of
40 the payment of those license taxes or as the result of any audit or
41 examination of the books of the city by any authorized employee of
42 a county fair and recreation board for any license tax levied for the
43 purpose of NRS 244A.597 to 244A.655, inclusive, is confidential
44 and must not be disclosed by any member, official or employee of
45 the county fair and recreation board or the city imposing the license



1 tax unless the disclosure is authorized by the affirmative action of a
2 majority of the members of the appropriate county fair and
3 recreation board. Continuing disclosure may be so authorized under
4 an agreement with the Department of Taxation or the Secretary of
5 State for the exchange of information concerning taxpayers.

6 9. The powers conferred by this section are in addition and
7 supplemental to, and not in substitution for, and the limitations
8 imposed by this section do not affect the powers conferred by, any
9 other law. No part of this section repeals or affects any other law or
10 any part thereof, it being intended that this section provide a
11 separate method of accomplishing its objectives, and not an
12 exclusive one.

13 **Sec. 8.** NRS 268.0955 is hereby amended to read as follows:

14 268.0955 1. In an incorporated city in which a license to
15 engage in a business is required, the city council or other governing
16 body of the city shall not issue such a license unless the applicant
17 for the license:

18 (a) Signs an affidavit affirming that the business:

19 (1) Has received coverage by a private carrier as required
20 pursuant to chapters 616A to 616D, inclusive, and chapter 617 of
21 NRS;

22 (2) Maintains a valid certificate of self-insurance pursuant to
23 chapters 616A to 616D, inclusive, of NRS;

24 (3) Is a member of an association of self-insured public or
25 private employers; or

26 (4) Is not subject to the provisions of chapters 616A to 616D,
27 inclusive, or chapter 617 of NRS; or

28 (b) If the applicant submits his or her application electronically,
29 attests to his or her compliance with the provisions of paragraph (a).

30 2. In an incorporated city in which such a license is not
31 required, the city council or other governing body of the city shall
32 require a business, when applying for a post office box, to submit to
33 the governing body the affidavit or attestation required by
34 subsection 1.

35 3. ~~Each~~ *Except as otherwise provided in this subsection,*
36 *each* city council or other governing body of an incorporated city
37 shall submit to the Administrator of the Division of Industrial
38 Relations of the Department of Business and Industry monthly a
39 ~~list~~ *report* of the names of those businesses which have submitted
40 an affidavit or attestation required by subsections 1 and 2. *A city*
41 *council or other governing board of an incorporated city is not*
42 *required to include in the monthly report the name of a business*
43 *which has submitted an attestation electronically via the state*
44 *business portal.*



1 4. ~~Upon~~ *Except as otherwise provided in subsection 5, upon*
2 receiving an affidavit ~~for attestation~~ required by this section, the
3 city council or other governing body of an incorporated city shall
4 provide the applicant with a document setting forth the rights and
5 responsibilities of employers and employees to promote safety in the
6 workplace in accordance with regulations adopted by the Division
7 of Industrial Relations of the Department of Business and Industry
8 pursuant to NRS 618.376.

9 *5. If a business submits an attestation required by this section*
10 *electronically via the state business portal, the state business portal*
11 *shall provide the owner of the business with access to information*
12 *setting forth the rights and responsibilities of employers and*
13 *employees to promote safety in the workplace, in accordance with*
14 *regulations adopted by the Division of Industrial Relations of the*
15 *Department of Business and Industry pursuant to NRS 618.376.*

16 *6. As used in this section, "state business portal" means the*
17 *state business portal established pursuant to chapter 75A of NRS.*

18 **Sec. 9.** NRS 602.020 is hereby amended to read as follows:

19 602.020 1. A certificate filed pursuant to NRS 602.010 or a
20 renewal certificate filed pursuant to NRS 602.035 must state the
21 assumed or fictitious name under which the business is being
22 conducted or is intended to be conducted, and if conducted by:

23 (a) A natural person:

24 (1) His or her full name;

25 (2) The street address of his or her residence or business; and

26 (3) If the mailing address is different from the street address,
27 the mailing address of his or her residence or business;

28 (b) An artificial person:

29 (1) Its name; and

30 (2) Its mailing address;

31 (c) A general partnership:

32 (1) The full name of each partner who is a natural person;

33 (2) The street address of the residence or business of each
34 partner who is a natural person;

35 (3) If the mailing address is different from the street address,
36 the mailing address of the residence or business of each partner who
37 is a natural person; and

38 (4) If one or more of the partners is an artificial person
39 described in paragraph (b), the information required by paragraph
40 (b) for each such partner; or

41 (d) A trust:

42 (1) The full name of each trustee of the trust;

43 (2) The street address of the residence or business of each
44 trustee of the trust; and



1 (3) If the mailing address is different from the street address,
2 the mailing address of the residence or business of each trustee of
3 the trust.

4 2. The certificate must be:

5 (a) Signed:

6 (1) In the case of a natural person, by that natural person;

7 (2) In the case of an artificial person, by an officer, director,
8 manager, general partner, trustee or other natural person having the
9 authority to bind the artificial person to a contract;

10 (3) In the case of a general partnership, by each of the
11 partners who is a natural person and, if one or more of the partners
12 is an artificial person described in subparagraph (2), by the person
13 described in subparagraph (2); or

14 (4) In the case of a trust, by each of the trustees; and

15 (b) Notarized, unless the board of county commissioners of the
16 county adopts an ordinance providing that the certificate may be
17 filed without being notarized.

18 3. ~~No county clerk may refuse to accept for filing a certificate~~
19 ~~filed by a foreign artificial person or foreign artificial persons~~
20 ~~because the foreign artificial person or foreign artificial persons~~
21 ~~have not qualified to do business in this State under title 7 of NRS.~~

22 ~~4.~~ As used in this section:

23 (a) "Artificial person" means any organization organized under
24 the law of the United States, any foreign country, or a state,
25 province, territory, possession, commonwealth or dependency of the
26 United States or any foreign country, and as to which the
27 government, state, province, territory, possession, commonwealth or
28 dependency must maintain a record showing the organization to
29 have been organized.

30 (b) ~~"Foreign artificial person" means an artificial person that is~~
31 ~~not organized under the laws of this State.~~

32 ~~(c)~~ "Record" means information which is inscribed on a
33 tangible medium or which is stored in an electronic or other medium
34 and is retrievable in perceivable form.

35 **Sec. 10.** NRS 612.265 is hereby amended to read as follows:

36 612.265 1. Except as otherwise provided in this section and
37 NRS 239.0115 and 612.642, information obtained from any
38 employing unit or person pursuant to the administration of this
39 chapter and any determination as to the benefit rights of any person
40 is confidential and may not be disclosed or be open to public
41 inspection in any manner which would reveal the person's or
42 employing unit's identity.

43 2. Any claimant or a legal representative of a claimant is
44 entitled to information from the records of the Division, to the
45 extent necessary for the proper presentation of the claimant's claim



1 in any proceeding pursuant to this chapter. A claimant or an
2 employing unit is not entitled to information from the records of the
3 Division for any other purpose.

4 3. Subject to such restrictions as the Administrator may by
5 regulation prescribe, the information obtained by the Division may
6 be made available to:

7 (a) Any agency of this or any other state or any federal agency
8 charged with the administration or enforcement of laws relating to
9 unemployment compensation, public assistance, workers'
10 compensation or labor and industrial relations, or the maintenance
11 of a system of public employment offices;

12 (b) Any state or local agency for the enforcement of child
13 support;

14 (c) The Internal Revenue Service of the Department of the
15 Treasury;

16 (d) The Department of Taxation; ~~and~~

17 (e) The State Contractors' Board in the performance of its duties
18 to enforce the provisions of chapter 624 of NRS ~~H~~; and

19 *(f) The Secretary of State to operate the state business portal*
20 *established pursuant to chapter 75A of NRS for the purposes of*
21 *verifying that data submitted via the portal has satisfied the*
22 *necessary requirements established by the Division, and as*
23 *necessary to maintain the technical integrity and functionality of*
24 *the state business portal established pursuant to chapter 75A of*
25 *NRS.*

26 ↪ Information obtained in connection with the administration of the
27 Division may be made available to persons or agencies for purposes
28 appropriate to the operation of a public employment service or a
29 public assistance program.

30 4. Upon written request made by a public officer of a local
31 government, the Administrator shall furnish from the records of the
32 Division the name, address and place of employment of any person
33 listed in the records of employment of the Division. The request
34 must set forth the social security number of the person about whom
35 the request is made and contain a statement signed by the proper
36 authority of the local government certifying that the request is made
37 to allow the proper authority to enforce a law to recover a debt or
38 obligation owed to the local government. Except as otherwise
39 provided in NRS 239.0115, the information obtained by the local
40 government is confidential and may not be used or disclosed for any
41 purpose other than the collection of a debt or obligation owed to that
42 local government. The Administrator may charge a reasonable fee
43 for the cost of providing the requested information.

44 5. The Administrator may publish or otherwise provide
45 information on the names of employers, their addresses, their type



1 or class of business or industry, and the approximate number of
2 employees employed by each such employer, if the information
3 released will assist unemployed persons to obtain employment or
4 will be generally useful in developing and diversifying the economic
5 interests of this State. Upon request by a state agency which is able
6 to demonstrate that its intended use of the information will benefit
7 the residents of this State, the Administrator may, in addition to the
8 information listed in this subsection, disclose the number of
9 employees employed by each employer and the total wages paid by
10 each employer. The Administrator may charge a fee to cover the
11 actual costs of any administrative expenses relating to the disclosure
12 of this information to a state agency. The Administrator may require
13 the state agency to certify in writing that the agency will take all
14 actions necessary to maintain the confidentiality of the information
15 and prevent its unauthorized disclosure.

16 6. Upon request therefor, the Administrator shall furnish to any
17 agency of the United States charged with the administration of
18 public works or assistance through public employment, and may
19 furnish to any state agency similarly charged, the name, address,
20 ordinary occupation and employment status of each recipient of
21 benefits and the recipient's rights to further benefits pursuant to this
22 chapter.

23 7. To further a current criminal investigation, the chief
24 executive officer of any law enforcement agency of this State may
25 submit a written request to the Administrator that the Administrator
26 furnish, from the records of the Division, the name, address and
27 place of employment of any person listed in the records of
28 employment of the Division. The request must set forth the social
29 security number of the person about whom the request is made and
30 contain a statement signed by the chief executive officer certifying
31 that the request is made to further a criminal investigation currently
32 being conducted by the agency. Upon receipt of such a request, the
33 Administrator shall furnish the information requested. The
34 Administrator may charge a fee to cover the actual costs of any
35 related administrative expenses.

36 8. In addition to the provisions of subsection 5, the
37 Administrator shall provide lists containing the names and addresses
38 of employers, and information regarding the wages paid by each
39 employer to the Department of Taxation, upon request, for use in
40 verifying returns for the taxes imposed pursuant to chapters 363A
41 and 363B of NRS. The Administrator may charge a fee to cover the
42 actual costs of any related administrative expenses.

43 9. A private carrier that provides industrial insurance in this
44 State shall submit to the Administrator a list containing the name of
45 each person who received benefits pursuant to chapters 616A to



1 616D, inclusive, or chapter 617 of NRS during the preceding month
2 and request that the Administrator compare the information so
3 provided with the records of the Division regarding persons
4 claiming benefits pursuant to this chapter for the same period. The
5 information submitted by the private carrier must be in a form
6 determined by the Administrator and must contain the social
7 security number of each such person. Upon receipt of the request,
8 the Administrator shall make such a comparison and, if it appears
9 from the information submitted that a person is simultaneously
10 claiming benefits under this chapter and under chapters 616A to
11 616D, inclusive, or chapter 617 of NRS, the Administrator shall
12 notify the Attorney General or any other appropriate law
13 enforcement agency. The Administrator shall charge a fee to cover
14 the actual costs of any related administrative expenses.

15 10. The Administrator may request the Comptroller of the
16 Currency of the United States to cause an examination of the
17 correctness of any return or report of any national banking
18 association rendered pursuant to the provisions of this chapter, and
19 may in connection with the request transmit any such report or
20 return to the Comptroller of the Currency of the United States as
21 provided in section 3305(c) of the Internal Revenue Code of 1954.

22 11. If any employee or member of the Board of Review, the
23 Administrator or any employee of the Administrator, in violation of
24 the provisions of this section, discloses information obtained from
25 any employing unit or person in the administration of this chapter,
26 or if any person who has obtained a list of applicants for work, or of
27 claimants or recipients of benefits pursuant to this chapter uses or
28 permits the use of the list for any political purpose, he or she is
29 guilty of a gross misdemeanor.

30 12. All letters, reports or communications of any kind, oral or
31 written, from the employer or employee to each other or to the
32 Division or any of its agents, representatives or employees are
33 privileged and must not be the subject matter or basis for any
34 lawsuit if the letter, report or communication is written, sent,
35 delivered or prepared pursuant to the requirements of this chapter.

36 **Sec. 11.** (Deleted by amendment.)

37 **Sec. 12.** NRS 237.180, 364.110 and 364.120 are hereby
38 repealed.

39 **Sec. 12.5.** The Legislative Counsel shall:

40 1. In preparing the Nevada Revised Statutes, use the authority
41 set forth in subsection 10 of NRS 220.120 to substitute
42 appropriately the term "state business registration" for the term
43 "state business license" as previously used, to substitute
44 appropriately the terms "register," "registered" or "registration" for
45 the terms "license," "licensed" or "licensing" as previously used in



1 reference to the issuance of a state business license and to substitute
2 appropriately the term "business identification number" for the term
3 "state business license number" as previously used; and
4 2. In preparing supplements to the Nevada Administrative
5 Code, substitute appropriately the term "state business registration"
6 for the term "state business license" as previously used, substitute
7 appropriately the terms "register," "registered" or "registration" for
8 the terms "license," "licensed" or "licensing" as previously used in
9 reference to the issuance of a state business license and substitute
10 appropriately the term "business identification number" for the term
11 "state business license number" as previously used.

12 **Sec. 13.** This act becomes effective on July 1, 2015.

TEXT OF REPEALED SECTIONS

237.180 Requirements; annual meeting to design and modify joint forms.

1. The agencies of this State, and the local governments within this State, that collect taxes or fees from persons engaged in business, or require such persons to provide related information and forms, shall coordinate their collection of information and forms so that each enterprise is required to furnish information in as few separate reports as possible. This section applies specifically, but is not limited, to the Department of Taxation, the Employment Security Division of the Department of Employment, Training and Rehabilitation, the State Department of Conservation and Natural Resources, and the counties and cities that require a business license.

2. On or before October 1 of each year, the Executive Director of the Department of Taxation shall convene the heads, or persons designated by the respective heads, of the state agencies named in subsection 1 and the appropriate officers of the cities and counties that require a business license. The Secretary of State, a representative of the Nevada Association of Counties and a representative of the Nevada League of Cities must be invited to attend the meeting. If the Executive Director knows, or is made aware by persuasive information furnished by any enterprise required to pay a tax or fee or to provide information, that any other state or local agency needs to participate to accomplish the purpose set forth in subsection 1, the Executive Director shall also invite the head of that agency or the appropriate officer of the local government, and the person so invited shall attend. The



Administrator of the Division of Enterprise Information Technology Services of the Department of Administration shall assist in effecting the consolidation of the information and the creation of the forms.

3. The persons so assembled shall design and modify, as appropriate, the necessary joint forms for use during the ensuing fiscal year to accomplish the purpose set forth in subsection 1. If any dispute cannot be resolved by the participants, it must be referred to the Nevada Tax Commission for a decision that is binding on all parties.

4. The provisions of chapter 241 of NRS apply to a meeting held pursuant to this section. The Executive Director of the Department of Taxation shall provide members of the staff of the Department of Taxation to assist in complying with the requirements of chapter 241 of NRS.

364.110 Licensing authority to require affidavit. No county license board and no other licensing authority, whether county, city or township, within the State of Nevada, shall issue an initial license or transfer any license to any person, firm or corporation authorizing the person, firm or corporation to engage in, or in any manner carry on, any business of the retail sale of wines, beers, liquors, soft drinks, produce, meats or other foodstuffs, clothing, hardware, or any other type or class of merchandise whatever, without requiring the applicant or applicants for the license to file with the licensing authority an affidavit showing:

1. Whether the applicant or applicants are engaged in business under a fictitious name, and if so engaged in business, that the applicant or applicants have complied with the provisions of chapter 602 of NRS.

2. Whether there has been any change in ownership in the business of the applicant or applicants during the preceding calendar year, and if there has been any such change in ownership, that the change was made in compliance with the provisions of chapter 104 of NRS.

364.120 Filing fee for required affidavit. Any licensing authority coming within the provisions of NRS 364.110 is authorized to collect a filing fee of not to exceed \$3 for the filing of the affidavit required to be filed by NRS 364.110.

