

Underlined material is that portion being added.
~~Strikethrough~~ material is that portion being deleted.

BILL NO. 10-1-24-1

SUMMARY – An ordinance to amend Clark County Code Title 8, Chapter 8.20 and Chapter 8.24 regarding the handling, transport, and delivery of liquor; adding a new section to provide for the licensure of liquor delivery support services; revising the exceptions for the off-premise delivery of alcohol by package liquor licensees to include liquor stores, grocery stores, and liquor delivery support services; adding a section to prohibit the employment of minors to sell or handle liquor; establishing operational requirements for the delivery of liquor to a consumer in certain areas by a grocery store, liquor store, or a liquor delivery support service; requiring work identification cards for any person employed by a liquor delivery support service; and providing for other matters properly related thereto.

ORDINANCE NO. _____

(of Clark County, Nevada)

AN ORDINANCE TO AMEND CLARK COUNTY CODE TITLE 8, CHAPTER 8.20 AND CHAPTER 8.24 REGARDING THE HANDLING, TRANSPORT, AND DELIVERY OF LIQUOR; ADDING A NEW SECTION TO PROVIDE FOR THE LICENSURE OF LIQUOR DELIVERY SUPPORT SERVICES; REVISING THE EXCEPTIONS FOR THE OFF-PREMISE DELIVERY OF ALCOHOL BY PACKAGE LIQUOR LICENSEES TO INCLUDE LIQUOR STORES, GROCERY STORES, AND LIQUOR DELIVERY SUPPORT SERVICES; ADDING A SECTION TO PROHIBIT THE EMPLOYMENT OF MINORS TO SELL OR HANDLE LIQUOR; ESTABLISHING OPERATIONAL REQUIREMENTS FOR THE DELIVERY OF LIQUOR TO A CONSUMER IN CERTAIN AREAS BY A GROCERY STORE, LIQUOR STORE, OR A LIQUOR DELIVERY SUPPORT SERVICE; REQUIRING WORK IDENTIFICATION CARDS FOR ANY PERSON EMPLOYED BY A LIQUOR DELIVERY SUPPORT SERVICE; AND PROVIDING FOR OTHER MATTERS PROPERLY RELATED THERETO.

Underlined material is that portion being added.
~~Strikethrough~~ material is that portion being deleted.

THE BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF CLARK,
STATE OF NEVADA, DOES HEREBY ORDAIN AS FOLLOWS:

SECTION ONE. Title 8, Chapter 8.20 of the Clark County Code is hereby amended by adding a new Section 8.20.020.187 to read as follows:

8.20.020.187 Liquor delivery support service.

"Liquor delivery support service" means a business established for the delivery of alcoholic liquor, beer, wine, and spirit based products to an individual purchaser on behalf of a licensed liquor store or grocery store pursuant to a written agreement and to the extent permitted by Section 8.20.360 and Section 8.20.361 of this code. A liquor delivery support service that desires to operate within the jurisdiction of Clark County is required to apply for and obtain a county business license for a liquor delivery support service. Each applicant must:

- (a) Submit a completed application on a form approved by the Director of Business License;
- (b) Pay a non-refundable application fee as provided by Section 6.08.030 of this Code;
- (c) Comply with the requirements for the delivery of liquor set forth in Section 8.20.360 and Section 8.20.361 of this code, including the submission of all required documents; and
- (d) Complete a background investigation and obtain a finding of suitability pursuant to Clark County Code Section 8.20.030.

A liquor delivery support service shall pay a license fee of one thousand five hundred dollars annually. A liquor delivery support service shall maintain a current list of all liquor stores and grocery stores with which it has entered into written agreements for liquor delivery support services as permitted by this Section and Sections 8.20.360 through 8.20.361 of this code. Said list shall be available during all business hours for inspection by licensing officials and law enforcement officers.

Underlined material is that portion being added.
~~Strikethrough~~ material is that portion being deleted.

SECTION TWO. Title 8, Chapter 8.20, Subsection 8.20.020.250 of the Clark County Code is hereby amended to read as follows:

8.20.020.250 Package licenses.

- (a) All "package licenses" permit the sale of alcoholic liquors, beer, wine, and spirit based products in unopened original containers for consumption off-premises only; however, on-premises wine, beer, cordial and liqueur tasting is permitted at a liquor store if the licensee also holds a wine, beer, cordial and liqueur tasting license for that location. Alcoholic liquor sold under a package license in a resort hotel or hotel may be consumed only away from the licensed premises which includes all hotel areas other than guest rooms.
- (b) Except when issued in conjunction with taverns licensed by the Clark County department of business license that have been approved for a package license prior to January 1, 2018, main bars and in resort hotels and hotels under subsection 8.20.020.265(a)(14), no package license shall be granted to any establishment having less than one thousand two hundred square feet of floor space, exclusive of warehouse and office space, devoted to the display of merchandise for sale to the public.
- (c) It is unlawful for any licensee to provide window or drive-thru service or deliver alcohol outside the licensed portion of the building except for: (1) delivery pursuant to a package beer keg license; (2) room service delivery of alcoholic liquor in unopened original containers in a resort hotel by a licensee holding a main bar license and package license in that resort hotel; ~~and (3) a grocery store licensed for the Internet internet sale and delivery of alcohol pursuant to Section 8.20.360~~ (3) delivery by a licensed grocery store or a liquor delivery support service pursuant to Section 8.20.360 of this code; and (4) delivery by a

Underlined material is that portion being added.
~~Strikethrough~~ material is that portion being deleted.

licensed liquor store or liquor delivery support service pursuant to Section 8.20.361 of this code.

- (d) Nothing in this chapter prohibits the holder of a liquor store license, as defined in subsection 8.20.020.190 of this code, or a brew pub, as defined in subsection 8.20.020.040 of this code, or a main bar, as defined in subsection 8.20.020.210 of this code in a resort hotel, from dispensing beer or cider in a growler sold or provided by the licensee, or a clean, sanitary growler provided by the customer, with a maximum capacity which does not exceed one gallon (128 ounces) subject to the following conditions:
- (1) Only the licensee or the licensee's employee shall fill the growler at the time of sale;
 - (2) The licensee or licensee's employee that fills the growler must be at least twenty-one years of age and must have a valid ~~an~~ alcohol education ~~awareness~~ card in accordance with Section 8.20.055 of this code;
 - (3) The growler shall be filled only at the time of the in-person sale to the consumer;
 - (4) The growler shall be filled only with beer or cider from the original container procured from a duly licensed wholesaler or, if licensee is a brew pub, from original containers where beer or cider that is manufactured on the premises is stored;
 - (5) The beer or cider is not consumed on the licensee's premises;
 - (6) The growler is sealed with a plastic adhesive or tamper-evident seal; and
 - (7) The growler shall be affixed with a label or hang tag that shall contain the following information in type not smaller than three millimeters in height and not more than twelve characters per inch:

Underlined material is that portion being added.
~~Strikethrough~~ material is that portion being deleted.

- (a) Brand name of the product dispensed;
- (b) Name of brewer or bottler;
- (c) Class of product (e.g., beer, ale, porter, lager, bock, stout, or other brewed or fermented beverage); and
- (d) Net contents (e.g. ounces, liters, etc.).

SECTION THREE. Title 8, Chapter 8.20 of the Clark County Code is hereby amended by adding a new Section 8.20.357 to read as follows:

8.20.357 Employment of Minors to Sell or Handle Liquor Prohibited.

It is unlawful for any licensee to employ any minor person to sell or handle any alcoholic liquor of any kind, or to permit any minor person to handle such liquor in his place of business in any way, regardless of whether such place of business may be a duly licensed restaurant, eating establishment of any kind, drugstore, grocery store, shopping center, supermarket, hotel, import-wholesaler beverage licensee, package liquor establishment, tavern or other license, and whenever such practice is permitted, the license of such licensee may be suspended or revoked; provided, however, that grocery store, shopping center, and supermarket licensees affording "box-boy" or other transfer service from the place of sale to the vehicle of the purchaser shall be responsible under the foregoing prohibition only until the sale is completed, and that minors may nevertheless carry or transfer alcoholic liquors from the place of such consummated sale to the vehicle of the purchaser, in which event such purchaser shall be deemed to have assumed full and complete ownership of and responsibility for such alcoholic liquor.

SECTION FOUR. Title 8, Chapter 8.20, Section 8.20.360 of the Clark County Code is hereby amended to read as follows:

Underlined material is that portion being added.
~~Strikethrough~~ material is that portion being deleted.

8.20.360 ~~Transport~~ Delivery of liquor by a grocery store.

~~(a) It is unlawful for any licensee to employ any minor person to sell or handle any alcoholic liquor of any kind, or to permit any minor person to handle such liquor in his place of business in any way, regardless of whether such place of business may be a duly licensed restaurant, eating establishment of any kind, drugstore, grocery store, shopping center, supermarket, hotel, import wholesaler beverage licensee, package liquor establishment, tavern or other license, and whenever such practice is permitted, the license of such licensee may be suspended or revoked; provided, however, that grocery store, shopping center, and supermarket licensees affording "box-boy" or other delivery service from the place of sale to the conveyance of the purchaser shall be responsible under the foregoing prohibition only until the sale is completed, and that minors may nevertheless carry or transport alcoholic liquors from the place of such consummated sale to the conveyance of the purchaser, in which event such purchaser shall be deemed to have assumed full and complete ownership of and responsibility for such alcoholic liquor.~~

~~(b) The following words shall have the meaning ascribed to them for the purposes of this section:~~

~~"Delivery" means the transportation of goods from the retail store where those goods were purchased to the purchaser's location:~~

~~"Internet" means a global network of computers, connected to one another through the use of common electronic communications protocols.~~

~~(c) Notwithstanding other provisions in this code, a licensee approved by the licensing board for the off-premises retail sale of package liquor and package beer, wine and spirit based products in conjunction with a grocery store may petition to the board for approval to sell~~

Underlined material is that portion being added.
~~Strikethrough~~ material is that portion being deleted.

~~package liquor and package beer, wine and spirit based products over the Internet for delivery to the purchaser subject to the following regulations:~~

- ~~(1) The licensee must adopt a policy, pursuant to NRS 202.055, to prevent minors from obtaining the licensee's alcoholic beverages through the use of the Internet;~~
- ~~(2) A copy of that policy must be submitted, along with the petition requesting approval to conduct Internet sales of package alcohol, to the director along with an application processing fee of five hundred dollars;~~
- ~~(3) Delivery of the alcoholic beverages may only be made to the person placing the Internet purchase order;~~
- ~~(4) The person placing the Internet purchase order must be of legal age to purchase alcoholic liquor;~~
- ~~(5) Each Internet sales transaction shall have written documentation of the sale and delivery on forms acceptable to the Director, which shall include at a minimum:
 - ~~(a) The business name and address of the grocery store;~~
 - ~~(b) A detailed list of the items, including alcoholic beverages, purchased in each sales transaction;~~
 - ~~(c) The name and address of the purchaser;~~
 - ~~(d) The type of identification used to prove the age of the purchaser; and~~
 - ~~(e) The signature of the delivery person and the purchaser involved in the sales transaction;~~~~
- ~~(6) All changes to the written policy submitted to the department must be reported to the director within ten working days prior to implementation of the new policy;~~

Underlined material is that portion being added.
~~Strikethrough~~ material is that portion being deleted.

~~(7) The board reserves the right, through the director, to implement reviews and audits necessary to ensure compliance with these regulations.~~

~~(d) Grocery stores in adjacent licensing jurisdictions that hold valid liquor licenses for the Internet sale and delivery of alcohol within their respective jurisdictions may deliver alcohol into the unincorporated area of Clark County provided those stores: (1) apply for and maintain a Clark County interjurisdictional general business license pursuant to Chapter 6.12 of this code; and (2) comply with all requirements of subsection (e) of this section except the city licensee is exempt from the application processing fee as identified in subsection (e)(2) of this section and in lieu of filing a petition to the director, the applicant must submit a copy of the applicant's city business license as proof that the applicant holds a valid liquor license for the Internet sale and delivery of alcohol within an adjacent licensing jurisdiction.~~

1. The following words shall have the meaning ascribed to them for the purposes of this section:

(a) "Delivery" means the transportation of goods from the retail store where those goods were purchased to the purchaser's location.

(b) "Internet" means a global network of computers, connected to one another through the use of common electronic communications protocols.

(c) "Marketing area" shall have the meaning ascribed to it in NRS 597.136 and means the area where a wholesaler sells a product of a supplier pursuant to the terms, provisions, and conditions of a franchise.

2. Notwithstanding other provisions in this code, a grocery store licensed for the retail sale of package liquor and package beer, wine, and spirit based products, or a liquor delivery support

Underlined material is that portion being added.
~~Strikethrough~~ material is that portion being deleted.

service acting on behalf of such a grocery store, may accept orders for and deliver alcoholic liquor in its original package to a consumer pursuant to this section and NRS 369.489, only if:

(a) The alcoholic liquor is not for resale;

(b) The original package of alcoholic liquor originates from the premises of the grocery store making the sale;

(c) The alcoholic liquor is sold by the grocery store;

(d) The grocery store has a county business license and has met all local licensing requirements to engage in business as a retailer of alcoholic liquor in the jurisdiction where the grocery store is located and where the delivery occurs;

(e) The alcoholic liquor was purchased by the grocery store from a wholesaler in compliance with the marketing area of the wholesaler;

(f) The delivery originates during the posted business hours of the grocery store; and

(g) In the case of a liquor delivery support service acting on behalf of a grocery store, the liquor delivery support service has entered into a written agreement with the grocery store to deliver alcoholic liquor to consumers on behalf of the grocery store.

3. A grocery store or its agent may accept an order for the sale and delivery of liquor pursuant to this section that is made in person, is submitted in writing or is made by telephone or through the Internet.

4. Any alcoholic liquor intended for delivery to a consumer must be transported in the trunk of the vehicle or, if the vehicle is not equipped with a trunk area, be kept in an area of the vehicle not normally occupied by the driver or passengers until arrival at the address specified in the order. Only a person making a delivery on behalf of a grocery store, or a

Underlined material is that portion being added.
~~Strikethrough~~ material is that portion being deleted.

liquor delivery support service acting on behalf of a grocery store, is permitted in the vehicle during a delivery except for passengers 21 years of age or older. The grocery store, or a liquor delivery support service acting on behalf of a grocery store, shall ensure that any motor vehicle used to make a delivery has automobile liability insurance and valid motor vehicle registration in Nevada.

5. A grocery store, or a liquor delivery support service acting on behalf of a grocery store, shall ensure that any person making a delivery on behalf of the grocery store or liquor delivery support service:

(a) Is not less than 21 years of age;

(b) Maintains the delivery log required by this subsection;

(c) Possesses a valid work identification card as required by Section 8.24.020;

(d) Possesses a valid alcohol education card issued by an alcoholic beverage awareness program certified under NRS 369; and

(e) Possesses a valid Nevada driver's license.

6. A grocery store, or a liquor delivery support service acting on behalf of a grocery store, shall ensure that any independent contractors it retains as a driver to make deliveries holds a county business license pursuant to Section 6.12.447. A grocery store, or a liquor delivery support service acting on behalf of a grocery store, shall maintain records of independent contractors that must be made available to the Department upon request.

7. A grocery store, or a liquor delivery support service acting on behalf of a grocery store, shall make a delivery of alcoholic liquor only to a person at the address specified in the order as the delivery address who is 21 years of age or older. The address specified in the order as the delivery address may be the designated pick-up area of the grocery store. If no person 21

Underlined material is that portion being added.
~~Strikethrough~~ material is that portion being deleted.

years of age or older is present at the delivery address to accept the order, the grocery store, or liquor delivery support service acting on behalf of the grocery store, shall retain possession of the alcoholic liquor and return it to the grocery store prior to the end of their shift.

8. A grocery store, or a liquor delivery support service acting on behalf of a grocery store, shall not make a delivery of alcoholic liquor to a person who appears to show signs of intoxication.
9. Action taken by a liquor delivery support service on behalf of a grocery store to facilitate a sale of liquor by the grocery store, including the soliciting or receiving of an order for alcoholic liquor or the delivery of alcoholic liquor on behalf of a grocery store, shall not be deemed a sale, as defined in NRS 369.100, by the liquor delivery support service.
10. Each person who makes a delivery, on behalf of a grocery store, or liquor delivery support service acting on behalf of a grocery store, shall maintain a delivery log which includes the following for each delivery of liquor made:
 - (a) The name of the purchaser;
 - (b) The name and date of birth of the person who accepts delivery as shown on his or her form of identification shown;
 - (c) The street address of the delivery location;
 - (d) The time and date of the purchase and delivery;
 - (e) The signature of the person who accepts the delivery;
 - (f) The business name and address of the grocery store;
 - (g) The name of the delivery person; and

Underlined material is that portion being added.
~~Strikethrough~~ material is that portion being deleted.

(h) A detailed list of the items, including alcoholic beverages, purchased in each sales transaction.

11. A person who makes a delivery, on behalf of a grocery store, or a liquor delivery support service acting on behalf of a grocery store, shall not release the delivery until he or she has been shown an acceptable form of identification by the person who accepts delivery at the address listed on the order as the delivery address. Acceptable forms of identification are a valid driver's license, permanent resident card, tribal identification card or any other written or documentary evidence issued by a governmental entity indicating that the person is 21 years of age or older.

12. A grocery store shall maintain the delivery orders, delivery logs, receipts, and journals relevant to each delivery made by the grocery store, or liquor delivery support service acting on behalf of the grocery store and preserve those records for at least 4 years. All such delivery orders, delivery logs, receipts, and journals shall be exhibited at any time during business hours, upon reasonable notice, to Department and officers of Las Vegas Metropolitan Police Department. Any person preventing or interfering with such inspection shall be guilty of a misdemeanor.

13. A grocery store, or a liquor delivery support service acting on behalf of a grocery store, is responsible for the acts of its agents, employees, subcontractors and independent contractors, including but not limited to drivers and delivery personnel. It is the affirmative duty of the grocery store, or a liquor delivery support service acting on behalf of the grocery store, to conduct all activities in a decent, orderly and respectful manner and shall not knowingly permit activities that endanger the public peace, health, safety, order, or welfare. Liquor delivery is not intended for use at a location/establishment as a means of circumventing the

Underlined material is that portion being added.
~~Strikethrough~~ material is that portion being deleted.

liquor licensing laws. Liquor delivery is not to be conducted in such a manner so as to constitute a permanent or semipermanent activity at a particular location/establishment that would require its own liquor license or additional liquor license pursuant to the requirements of this chapter.

14. A grocery store, or a liquor delivery support service acting on behalf of a grocery store, shall not deliver alcoholic liquor to:

- (a) Any location in a CR (Commercial Resort, formerly H-1) zone other than a residence;
- (b) Any location licensed for the retail sale of beer, wine, and liquor or the retail sale of package liquor or package beer and wine;
- (c) Any property owned or maintained by the Clark County department of aviation;
- (d) Any school property, any place wherein a school is conducted;
- (e) Any location that does not have a permanent address that includes a street name and number.

15. Prior to accepting any orders for the sale and delivery of liquor, a grocery store or a liquor delivery support service acting on behalf of a grocery store shall adopt and provide to the Department upon request a policy with procedures to:

- (a) Prevent minors from obtaining the grocery store's alcoholic beverages during the delivery process;
- (b) Ensure proper documentation of deliveries; and
- (c) Provide persons making deliveries with training on relevant state and local laws pertaining to the delivery of liquor, including but not limited to this section and Chapter 369 of the Nevada Administrative Code.

Underlined material is that portion being added.
~~Strikethrough~~ material is that portion being deleted.

All changes to the written policy submitted to the Department must be reported to the Director within ten working days prior to implementation of the new policy.

16. Grocery stores in adjacent licensing jurisdictions that hold valid liquor licenses for the Internet sale and delivery of alcohol within their respective jurisdictions may deliver alcohol into the unincorporated area of Clark County provided those stores:

(a) apply for and maintain a Clark County interjurisdictional general business license pursuant to Chapter 6.12 of this code; and

(b) comply with all requirements of this section and in lieu of filling a petition to the director, the applicant must submit a copy of the applicant's city business license as proof that the applicant holds a valid liquor license for the Internet sale and delivery of alcohol within an adjacent licensing jurisdiction.

SECTION FIVE. Title 8, Chapter 8.20 of the Clark County Code is hereby amended by adding a new Section 8.20.361 to read as follows:

8.20.361 Delivery of liquor by a liquor store.

1. The following words shall have the meaning ascribed to them for the purposes of this section:

(a) "Delivery" means the transportation of goods from the retail store where those goods were purchased to the purchaser's location.

(b) "Internet" means a global network of computers, connected to one another through the use of common electronic communications protocols.

(c) "Marketing area" shall have the meaning ascribed to it in NRS 597.136 and means the area where a wholesaler sells a product of a supplier pursuant to the terms, provisions, and conditions of a franchise.

Underlined material is that portion being added.
~~Strikethrough~~ material is that portion being deleted.

2. Notwithstanding other provisions in this code, a liquor store or a liquor delivery support service acting on behalf of a liquor store, may accept orders for and deliver alcoholic liquor in its original package to a consumer pursuant to this section and NRS 369.489, only if:
 - (a) The alcoholic liquor is not for resale;
 - (b) The original package of alcoholic liquor originates from the premises of the liquor store making the sale;
 - (c) The alcoholic liquor is sold by the liquor store;
 - (d) The liquor store has a county business license and has met all local licensing requirements to engage in business as a retailer of alcoholic liquor in the jurisdiction where the liquor store is located and where the delivery occurs;
 - (e) The alcoholic liquor was purchased by the liquor store from a wholesaler in compliance with the marketing area of the wholesaler; and
 - (f) The delivery originates during the posted business hours of the liquor store;
 - (g) The delivery originates from a liquor store where the total square footage of the non-retail floor space is no more than twenty-five percent (25%) of the total square footage of the liquor store; and
 - (h) In the case of a liquor delivery support service acting on behalf of a liquor store, the liquor delivery support service has entered into a written agreement with the liquor store to deliver alcoholic liquor to consumers on behalf of the liquor store.
3. A liquor store or its agent may accept an order for the sale and delivery of liquor pursuant to this section that is made in person, is submitted in writing or is made by telephone or through the Internet.

Underlined material is that portion being added.
~~Strikethrough~~ material is that portion being deleted.

4. Any alcoholic liquor intended for delivery to a consumer must be transported in the trunk of the vehicle or, if the vehicle is not equipped with a trunk area, be kept in an area of the vehicle not normally occupied by the driver or passengers until arrival at the address specified in the order. Only a person making a delivery on behalf of a liquor store, or a liquor delivery support service acting on behalf of a liquor store, is permitted in the vehicle during a delivery except for passengers 21 years of age or older. The liquor store, or a liquor delivery support service acting on behalf of a liquor store, shall ensure that any motor vehicle used to make a delivery has automobile liability insurance and valid motor vehicle registration in Nevada.
5. A liquor store, or a liquor delivery support service acting on behalf of a liquor store, shall ensure that any person making a delivery on behalf of the liquor store or liquor delivery support service:
 - (a) Is not less than 21 years of age;
 - (b) Maintains the delivery log required by this subsection;
 - (c) Possesses a valid work identification card as required by Section 8.24.020;
 - (d) Possesses a valid alcohol education card issued by an alcoholic beverage awareness program certified under NRS 369; and
 - (e) Possesses a valid Nevada driver's license.
6. A liquor store, or a liquor delivery support service acting on behalf of a liquor store, shall ensure that any independent contractors it retains as a driver to make deliveries holds a county business license pursuant to Section 6.12.447. A liquor store, or a liquor delivery support service acting on behalf of a liquor store, shall maintain records of independent contractors that must be made available to the Department upon request.

Underlined material is that portion being added.
~~Strikethrough~~ material is that portion being deleted.

7. A liquor store, or a liquor delivery support service acting on behalf of a liquor store, shall make a delivery of alcoholic liquor only to a person at the address specified in the order as the delivery address who is 21 years of age or older. The address specified in the order as the delivery address may be the designated pick-up area of the liquor store. If no person 21 years of age or older is present at the delivery address to accept the order, the liquor store, or liquor delivery support service acting on behalf of the liquor store, shall retain possession of the alcoholic liquor and return it to the liquor store prior to the end of their shift.
8. A liquor store, or a liquor delivery support service acting on behalf of a liquor store, shall not make a delivery of alcoholic liquor to a person who appears to show signs of intoxication.
9. Action taken by a liquor delivery support service on behalf of a liquor store to facilitate a sale of liquor by the liquor store, including the soliciting or receiving of an order for alcoholic liquor or the delivery of alcoholic liquor on behalf of a liquor store, shall not be deemed a sale, as defined in NRS 369.100, by the liquor delivery support service.
10. Each person who makes a delivery, on behalf of a liquor store, or liquor delivery support service acting on behalf of a liquor store, shall maintain a delivery log which includes the following for each delivery of liquor made:
 - (a) The name of the purchaser;
 - (b) The name and date of birth of the person who accepts delivery as shown on his or her form of identification shown;
 - (c) The street address of the delivery location;
 - (d) The time and date of the purchase and delivery;
 - (e) The signature of the person who accepts the delivery;
 - (f) The business name and address of the liquor store;

Underlined material is that portion being added.
~~Strikethrough~~ material is that portion being deleted.

(g) The name of the delivery person; and

(h) A detailed list of the items, including alcoholic beverages, purchased in each sales transaction.

11. A person who makes a delivery, on behalf of a liquor store, or a liquor delivery support service acting on behalf of a liquor store, shall not release the delivery until he or she has been shown an acceptable form of identification by the person who accepts delivery at the address listed on the order as the delivery address. Acceptable forms of identification are a valid driver's license, permanent resident card, tribal identification card or any other written or documentary evidence issued by a governmental entity indicating that the person is 21 years of age or older.

12. A liquor store shall maintain the delivery orders, delivery logs, receipts, and journals relevant to each delivery made by the liquor store, or liquor delivery support service acting on behalf of the liquor store and preserve those records for at least 4 years. All such delivery orders, delivery logs, receipts, and journals shall be exhibited at any time during business hours, upon reasonable notice, to Department and officers of Las Vegas Metropolitan Police Department. Any person preventing or interfering with such inspection shall be guilty of a misdemeanor.

13. A liquor store, or a liquor delivery support service acting on behalf of a liquor store, is responsible for the acts of its agents, employees, subcontractors and independent contractors, including but not limited to drivers and delivery personnel. It is the affirmative duty of the liquor store, or a liquor delivery support service acting on behalf of the liquor store, to conduct all activities in a decent, orderly and respectful manner and shall not knowingly permit activities that endanger the public peace, health, safety, order, or welfare. Liquor

Underlined material is that portion being added.
~~Strikethrough~~ material is that portion being deleted.

delivery is not intended for use at a location/establishment as a means of circumventing the liquor licensing laws. Liquor delivery is not to be conducted in such a manner so as to constitute a permanent or semipermanent activity at a particular location/establishment that would require its own liquor license or additional liquor license pursuant to the requirements of this chapter.

14. A liquor store, or a liquor delivery support service acting on behalf of a liquor store, shall not deliver alcoholic liquor to:

(a) Any location in a CR (Commercial Resort, formerly H-1) zone;

(b) Any location licensed for the retail sale of beer, wine, and liquor or the retail sale of package liquor or package beer and wine;

(c) Any property owned or maintained by the Clark County department of aviation;

(d) Any school property, any place wherein a school is conducted;

(e) Any location that does not have a permanent address that includes a street name and number.

15. Prior to accepting any orders for the sale and delivery of liquor, a liquor store or a liquor delivery support service acting on behalf of a liquor store shall adopt and provide to the Department upon request a policy with procedures to:

(a) Prevent minors from obtaining the liquor store's alcoholic beverages during the delivery process;

(b) Ensure proper documentation of deliveries; and

(c) Provide persons making deliveries with training on relevant state and local laws pertaining to the delivery of liquor, including but not limited to this section and Chapter 369 of the Nevada Administrative Code.

Underlined material is that portion being added.
~~Strikethrough~~ material is that portion being deleted.

All changes to the written policy submitted to the Department must be reported to the Director within ten working days prior to implementation of the new policy.

16. Liquor stores in adjacent licensing jurisdictions that hold valid liquor licenses for the Internet sale and delivery of alcohol within their respective jurisdictions may deliver alcohol into the unincorporated area of Clark County provided those stores:

(a) apply for and maintain a Clark County interjurisdictional general business license pursuant to Chapter 6.12 of this code; and

(b) comply with all requirements of this section and in lieu of filling a petition to the director, the applicant must submit a copy of the applicant's city business license as proof that the applicant holds a valid liquor license for the Internet sale and delivery of alcohol within an adjacent licensing jurisdiction.

SECTION SIX. Title 8, Chapter 8.24, Subsection 8.24.020 of the Clark County Code is hereby amended to read as follows:

8.24.020 Work identification card required.

(A) It shall be unlawful for any establishment employing nongaming employees as defined by Section 8.24.010(B) to employ any person defined in said section unless such person is the holder of a valid work identification card issued in conformity with the provisions of Title 6, Chapter 6.10 of this code. It shall be unlawful for any person to be employed as a nongaming employee as defined in Section 8.24.010 in or by a gaming, liquor, dancehall or escort establishment whether licensed as such or not, or by a liquor delivery support service as defined in Section 8.20.020.187, or to work as an escort unless such person has a valid work identification card. A work card is required for each specific establishment or business with which a person is employed or for which a person performs compensated services, and must be

Underlined material is that portion being added.
~~Strikethrough~~ material is that portion being deleted.

carried upon the person at all times said person is working or employed in the occupation and for the employer for which the card was issued. The work identification card issued pursuant to this chapter shall not be defaced or modified by the employer or holder of the work identification card.

(B) All owners, key employees, officers, directors, managers of a limited liability company and stockholders actively engaging in the management and operation of a liquor business must obtain and be a holder of a valid work identification card as required pursuant to Section 8.20.220. The work identification card shall be carried upon the person at all times.

SECTION SEVEN. If any provision, section, paragraph, sentence, clause, or phrase of this ordinance or portion thereof is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such invalidity or unconstitutionality shall not affect the validity of the remaining parts of this ordinance. It is the intent of the County Commission in adopting this ordinance that no portion or provision thereof shall become inoperative or fail by reason of any invalidity or unconstitutionality of any other portion or provision, and to this end all provisions of this ordinance are declared to be severable.

SECTION EIGHT. All ordinances, parts of ordinances, chapters, sections, subsections, clauses, phrases or sentences contained in the Clark County Code in conflict herewith are hereby repealed.

SECTION NINE. This ordinance shall take effect and be in force after its passage and the publication thereof by title only, together with the names of the County Commissioners voting for or against its passage, in a newspaper published in and having a general circulation in Clark County, Nevada, at least once a week for a period of two (2) weeks.

Underlined material is that portion being added.
~~Strikethrough~~ material is that portion being deleted.

PROPOSED on the _____ day of _____, 2024.

PROPOSED BY: Commissioner _____

PASSED on the _____ day of _____, 2024.

AYES: _____

NAYS: _____

ABSTAINING: _____

ABSENT: _____

Underlined material is that portion being added.
~~Strikethrough~~ material is that portion being deleted.

LIQUOR AND GAMING LICENSING BOARD

BY: _____
WILLIAM McCURDY II, Chair

ATTEST:

LYNN MARIE GOYA, County Clerk

This ordinance shall be in force and effect from and after
the _____ day of _____ 2024.