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BILL NO. _____

SUMMARY – An ordinance to amend Clark County Code Title 6, Chapter 6.76 to update terminology for electronic alarm systems; add definitions; clarify duties of an electronic security services provider; and providing for other matters properly related thereto.

ORDINANCE NO. _____

(of Clark County, Nevada)

AN ORDINANCE TO AMEND CLARK COUNTY CODE TITLE 6, CHAPTER 6.76 TO UPDATE TERMINOLOGY FOR ELECTRONIC ALARM SYSTEMS; ADD DEFINITIONS; CLARIFY DUTIES OF AN ELECTRONIC SECURITY SERVICES PROVIDER; AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

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

SECTION ONE. Title 6, Chapter 6.76 of the Clark County Code is hereby amended by revising the title as follows:

Chapter 6.76 [~~BURGLAR ALARM SYSTEMS~~] ELECTRONIC SECURITY SYSTEMS

SECTION TWO. Title 6, Chapter 6.76 of the Clark County Code is hereby amended by adding Section 6.76.005 and Subsections 6.76.005.010 through 6.76.005.090 to read as follows:

6.76.005 - Definitions.

The words and terms contained in this chapter shall have the meaning ascribed in this section unless a different meaning clearly applies in the context.

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6.76.005.010 – Alarm

“Alarm” means the activation of an electronic security system that is designed to communicate by electronic or audible means (or a combination thereof) that some event related to the security of premises has occurred or is perceived to have occurred.

6.76.005.020 – Alarm monitoring services.

“Alarm monitoring services” means services that receive or respond to signals or other communications from devices that are part of an electronic security system.

6.76.005.030 – Electronic security services.

“Electronic security services” means services that supply, sell, install, maintain, service, repair or monitor electronic security systems for one or more end users. The term includes the provision of any combination of the services described in the preceding sentence, as well as the provision of any related service that allows a provider access to an end user’s individual system information.

6.76.005.040 – Electronic security system.

“Electronic security system” means a combination of equipment, devices, software, and communication systems that are designed or intended to control access to buildings or premises, or to signal the presence of unauthorized entry or other unexpected or emergency conditions regarding the security of premises that warrant urgent attention. The term includes without limitation video surveillance, security cameras, video recording equipment, video management equipment, biometric authentication systems, electronic access control, card access systems, or digital or electromechanical locks whose installation and use pertain to the intent and purpose set forth in the preceding sentence.

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6.76.005.050 – End user.

“End user” with regard to an electronic security system, means the person or persons for whose benefit the system has been installed and who occupies or otherwise uses the building or location that is protected by the system.

6.76.005.060 – Individual system information.

“Individual system information” with respect to a particular electronic security system, means information pertaining to the location, extent or design of system components, and includes related contact lists and password information for the system’s end users or users.

6.76.005.070 – Public safety answering point.

“Public safety answering point” has the meaning ascribed to it in NRS 707.500(2)(b) and means a facility, operated 24 hours a day, 7 days a week, that is responsible for receiving 911 telephone calls and directly dispatching emergency response services, or transferring or relaying 911 telephone calls to other public safety agencies. A public safety answering point is the first point of reception by a public safety agency of 911 telephone calls and serves the jurisdiction in which it is located and other participating jurisdictions.

6.76.005.080 – Security camera.

“Security camera” means a camera connected to an electronic security system used for monitoring or recording areas for the purposes of enhancing safety, monitoring restricted areas or equipment to discourage theft and other criminal activities, and for preventing, investigating and resolving incidents.

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6.76.005.090 – Security guard.

“Security guard” means a person who is properly licensed or registered pursuant to the provisions of NRS Chapter 648.

SECTION THREE. Title 6, Chapter 6.76, Section 6.76.010 of the Clark County Code is hereby amended to read as follows:

6.76.010 License required.

~~[It is unlawful for any person to engage in, conduct or carry on the business of maintaining, servicing, repairing, altering, replacing, moving, installing or causing to be installed, in or on the building place or premises, within the county, any device known as a burglar alarm without having first obtained a license to do so in accordance with the provisions of this chapter.]~~ No person shall engage in the business of providing electronic security services without first obtaining and thereafter maintaining a valid unexpired business license therefor pursuant to the provisions of this chapter.

SECTION FOUR. Title 6, Chapter 6.76 of the Clark County Code is hereby amended by adding a new Section 6.76.015 to read as follows:

6.76.015 Applicability.

Nothing in this Chapter shall be deemed to apply to any transaction by which a merchant sells one or more components of an electronic security system to a customer if the merchant does not perform installation, monitoring or on-site services pertaining to the use of the system.

SECTION FIVE. Title 6, Chapter 6.76, Section 6.76.040 of the Clark County Code is hereby amended to read as follows:

6.76.040 Investigation.

After the applicant has properly executed [the](#) ~~[this]~~ form provided in Section [6.76.020](#) ~~[6.68.020]~~, and made a deposit toward the cost of investigation, the director of business license shall forthwith submit the application, together with all other related information to the sheriff who shall conduct an investigation of the character, reputation and integrity of the applicant, and upon completion of his investigation, shall report his findings and recommendations to the director of business license, who shall place it on the agenda of the next regularly scheduled meeting of the board of county commissioners.

SECTION SIX. Title 6, Chapter 6.76, Section 6.76.060 of the Clark County Code is hereby amended to read as follows:

6.76.060 License fee.

No license shall be issued until the applicant pays to the director of business license a semiannual license fee to be determined from the schedule of gross semiannual sales contained in Section [6.12.995](#) ~~[6.12.835]~~.

SECTION SEVEN. Title 6, Chapter 6.76 of the Clark County Code is hereby amended by deleting Section 6.76.070 in its entirety.

SECTION EIGHT. Title 6, Chapter 6.76, Section 6.76.090 of the Clark County Code is hereby amended to read as follows:

6.76.090 Employees.

No electronic security [~~burglar alarm~~] systems licensee shall employ, and no person shall accept employment as an employee of an electronic security [~~a burglar alarm~~] system licensee until such employee shall have registered and obtained a sheriff's card from the sheriff and shall have paid the investigation fee as required in Section 6.76.030 [~~6.68.030~~]. [~~No sheriff card shall be issued to any person convicted of a felony or two or more misdemeanors involving moral turpitude.~~]
The sheriff or his authorized designee may deny the issuance or renewal of a work identification card pursuant to Section 6.10.040.

SECTION NINE. Title 6, Chapter 6.76, Section 6.76.110 of the Clark County Code is hereby amended to read as follows:

6.76.110 Alarm service.

~~[All alarms installed by the licensee shall terminate in an office of the licensee. The licensee, having reason to believe there is a valid alarm, will immediately notify the sheriff and dispatch his employee or employees to that location. For the purpose of notifying the sheriff, the maximum equipment allowed shall be a direct line to the sheriff's switchboard, but such line shall only be voice actuated and no mechanical or electronic actuation shall be permitted.]~~

(a) All electronic security systems installed by a licensee shall terminate in an office of the installing licensee or of another person licensed under this Chapter to perform alarm monitoring services. Each licensee engaged in providing monitoring services that has reason to believe a valid alarm has been initiated shall immediately attempt to notify the

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end user associated with the alarm or the end user's designee in an attempt to verify the validity of the alarm signal. If the licensee is unable to verify the validity of the signal, the licensee shall dispatch an employee or a security guard to the location of the alarm. If the end user, the end user's designee, an employee of a licensee, or a security guard verifies that the signal is valid or is unable to determine the validity of the signal, the licensee or a security guard shall be responsible for notifying the Las Vegas Metropolitan Police Department of the alarm.

(b) Every licensee maintaining an electronic security system ~~[alarm device]~~ shall post a ~~[framed]~~ notice containing the name, address and telephone number of the company or person to be notified to render repairs or service during any hour of the day or night that the electronic security system is activated with an audible signal ~~[alarm rings]~~. Such notice shall be posted so ~~[near the alarm in such a position]~~ as to be visible and legible from just outside the main entrance ~~[the ground level adjacent]~~ to the building.

~~[No alarm with a sound similar to that of any emergency vehicle or civil defense siren shall be installed. Upon notification by the sheriff or other source that a ringer-type alarm is ringing, the licensee shall immediately dispatch an employee or employees to the location.]~~

(c) No electronic security system shall include as part of the installation:

1. An audible signal with a sound similar to that of any emergency vehicle; or
2. A communication signal that sends a recorded message of a potential alarm to a public safety answering point.

~~[When notifying the sheriff of an alarm, the licensee shall state his business name and furnish the exact address from which the alarm originated, the name and type of establishment~~

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~~and, if more than one floor or department, the precise location of the alarm shall be given and the type of alarm, such as silent robbery, silent burglary, or ringer type alarm.]~~

(d) When notifying the Las Vegas Metropolitan Police Department of an alarm, the licensee shall provide:

1. The licensee's business name;
2. The exact address of the structure from which the alarm originated, the name and type of the establishment or occupancy at that location, and, if the structure has more than one floor or occupancy, the precise location within the building where the alarm was activated; and
3. The type of alarm trigger (burglary, panic, etc.) and whether the alarm is silent or audible.

~~[It shall be the responsibility of the licensee to install and maintain a trouble-free alarm system, and clearly instruct his subscribers in the use and operation of the alarm, and especially those factors which can cause a false alarm. Periodic inspections shall be made by the licensee or his employee to reeducate the subscriber and his employees to obtain compliance.]~~

(e) Each licensee that installs or maintains an electronic security system is responsible for:

1. Installing or maintaining the system in a trouble-free condition; and
2. Instructing end users in the use and operation of the system, including factors that can cause a false alarm.

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~~[Licensees using an answering service for their alarm service other than a central office service under their immediate supervision, shall be responsible for giving proper instructions to the answering service personnel for their compliance.]~~

SECTION TEN. 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 ELEVEN. 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 TWELVE. This ordinance shall take effect and be in force from and 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.

PROPOSED on the _____ day of _____, 2022.

PROPOSED BY: Commissioner _____

PASSED on the _____ day of _____, 2022.

AYES: _____

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NAYS: _____

ABSTAINING: _____

ABSENT: _____

BOARD OF COUNTY COMMISSIONERS

BY: _____

JAMES B. GIBSON, Chair

ATTEST:

LYNN MARIE GOYA, County Clerk

This ordinance shall be in force and effect from and after
the _____ day of _____ 2022.