

**PROPOSED REGULATION OF THE
DEPARTMENT OF TAXATION**

LCB File No. R142-13

December 18, 2013

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

AUTHORITY: §1, NRS 369.150 and 369.485.

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

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

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

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

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

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

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