

BILL NO. 91-70

Ordinance No. 3619

AN ORDINANCE RELATING TO LIQUOR CONTROL; REPEALING SECTIONS 440 THROUGH 520, INCLUSIVE, OF CHAPTER 50, TITLE 6, OF THE MUNICIPAL CODE OF THE CITY OF LAS VEGAS, NEVADA, 1983 EDITION; AMENDING SAID TITLE AND CHAPTER BY ADDING NEW PROVISIONS REQUIRING ALL PERSONS EMPLOYED BY A LIQUOR LICENSEE TO SELL, SERVE OR DISTRIBUTE ALCOHOLIC BEVERAGES TO HAVE SUCCESSFULLY COMPLETED A COURSE OR PASS AN EXAMINATION REGARDING ALCOHOL AWARENESS; REQUIRING THAT PERSONS OFFERING OR INSTRUCTING COURSES CONCERNING ALCOHOL AWARENESS BE CERTIFIED AS COMPETENT BY THE METROPOLITAN POLICE DEPARTMENT; REQUIRING THAT ALCOHOL AWARENESS TRAINING COURSE PROGRAMS BE CERTIFIED AS TO COMPETENCY BY THE METROPOLITAN POLICE DEPARTMENT; REQUIRING THAT AN ALCOHOL AWARENESS REFRESHER TRAINING COURSE BE SUCCESSFULLY COMPLETED EVERY FIVE YEARS; REQUIRING THAT SUCH REFRESHER COURSES AND INSTRUCTORS THEREOF BE CERTIFIED AS TO COMPETENCY BY THE METROPOLITAN POLICE DEPARTMENT; MAKING IT UNLAWFUL FOR EMPLOYEES TO WORK OR EMPLOYERS TO HIRE PERSONS WHO DO NOT POSSESS CERTIFICATION OF SUCCESSFULLY COMPLETING AN ALCOHOL AWARENESS TRAINING COURSE OR REFRESHER COURSE; PROVIDING PROVISIONS FOR DISCIPLINARY PROCEEDINGS TO BE TAKEN AGAINST THE CERTIFICATION OF THE ALCOHOL AWARENESS TRAINING PROGRAMS, AND PERSONS OFFERING OR INSTRUCTING SUCH PROGRAMS; PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO; AND REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HEREWITH.

|                          |                                                                                                                                                                                                         |
|--------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Sponsored by:            | Summary:                                                                                                                                                                                                |
| Councilman Frank Hawkins | Requires employees of liquor licensees to have successfully completed a certified alcohol awareness training course program or examination before selling, serving or distributing alcoholic beverages. |

THE CITY COUNCIL OF THE CITY OF LAS VEGAS DOES HEREBY ORDAIN AS FOLLOWS:

SECTION 1: Sections 440 through 520, of Title 6, Chapter 50, of the Municipal Code of the City of Las Vegas, Nevada, 1983 Edition, are hereby repealed in their entirety.

SECTION 2: Title 6, Chapter 50, of the Municipal Code of the City of Las Vegas, Nevada, 1983 Edition, is hereby amended by adding thereto new provisions that are set forth as Sections 3 to 16, inclusive, of this Ordinance.

SECTION 3: (A) Beginning April 1, 1992, except as is otherwise provided in subsection (B) of this Section, no person may be employed by a licensee to serve, sell, distribute

1 alcoholic beverages, or perform security guard functions unless  
2 such person has successfully completed a comprehensive alcohol  
3 awareness training course of not less than four hours in duration  
4 and has completed an alcohol awareness training refresher course  
5 not less than two hours in duration every five years from the  
6 date of their most recent course certification.

7 (B) With respect to a special event that is licensed  
8 pursuant to LVMC 6.50.120 or 6.50.130, only the responsible  
9 licensee thereof needs successfully to complete such alcohol  
10 awareness training course, or such licensee may, in lieu thereof,  
11 substitute a successfully completed alcohol awareness cer-  
12 tification examination that is administered by the Las Vegas  
13 Metropolitan Police Department. The requirement of successfully  
14 completing such examination or training course shall not apply to  
15 holders of wholesale general licenses.

16 (C) Persons who successfully complete either the exami-  
17 nation or the training courses described in subsections (A) or  
18 (B) of this Section shall be deemed to be certified for alcohol  
19 awareness.

20 SECTION 4: Each applicant shall submit with the  
21 application the name of a manager who is certified for alcohol  
22 awareness as provided by Section 3 of this Ordinance. All per-  
23 sons who are licensed under this Chapter on January 1, 1992,  
24 shall submit the name of the manager who is so qualified when  
25 they submit the semiannual license fee payment due on April 1,  
26 1992.

27 SECTION 5: The subject matter of the test and the  
28 courses described in Section 3 of this Ordinance must include at  
29 least the following:

- 30 (A) The clinical effects of alcohol on the human body;  
31 (B) Methods of identifying intoxicated persons;  
32 (C) The liquor laws of the State of Nevada and the City

1 of Las Vegas;

2 (D) Methods of preventing fights and disruptions of the  
3 peace;

4 (E) Methods of preventing minors from entering taverns,  
5 bars and package liquor stores, and preventing minors from  
6 purchasing and drinking alcoholic beverages.

7 A score of seventy-five percent correct answers shall be  
8 the passing score on the test.

9 SECTION 6: All persons teaching or offering an alco-  
10 hol awareness training course are subject to the following  
11 requirements:

12 (A) The training course must be an alcohol awareness  
13 training program, similar to the program offered by TAM  
14 (Techniques in Alcohol Management) or TIPS (Training for Inter-  
15 vention Procedures), and certified as to competency by the Metro-  
16 politan Police Department. Such certification of course com-  
17 petency shall be accomplished by said department by a complete  
18 review of the course material and lesson presentation.

19 (B) The competency of all persons teaching or offering  
20 the training courses of subsection (A) must be initially cer-  
21 tified by the Metropolitan Police Department and recertified by  
22 said Department every two years from the date of their most  
23 recent certification.

24 (C) The Metropolitan Police Department is authorized to  
25 monitor such courses and to administer to course participants on  
26 a random basis the test described in Section 3 of this Ordinance.

27 If representatives of the Metropolitan Police Depart-  
28 ment administer that test to a group of course participants and  
29 fewer than seventy-five percent of the groups pass the test, the  
30 person having final organizational authority for that course will  
31 be deemed to be certified on a probationary basis. If represen-  
32 tatives of the Metropolitan Police Department subsequently admin-

1 ister the test to another group of course participants organized  
2 by the same person and fewer than seventy-five percent of that  
3 group pass the test, that person's certification will be deemed  
4 revoked.

5 (D) The person teaching such course must supply the  
6 Metropolitan Police Department with a list of all persons suc-  
7 cessfully completing the course within five days thereof. Such  
8 list shall state the name, social security number, date of  
9 completion of course, and place of employment of each person  
10 completing the course.

11 (E) The person teaching the course must supply all per-  
12 sons successfully completing the course with a wallet-size cer-  
13 tification card that states the name of the training course, the  
14 name of the person passing the course and their social security  
15 number, and the date the course was taken within seven days of  
16 the person completing the course.

17 (F) All persons certified to offer an alcohol awareness  
18 training course have a duty to inform the Metropolitan Police  
19 Department of any substantive change in the certified course  
20 material or method of presenting such material.

21 SECTION 7: All persons offering an alcohol awareness  
22 training refresher course are subject to the following require-  
23 ments:

24 (A) The refresher course will include, but not be  
25 limited to, teaching and refreshing the applicants as to:

26 (1) The clinical effects of alcohol on the human  
27 body;

28 (2) Methods of identifying intoxicated persons;

29 (3) The liquor laws of the State of Nevada and  
30 City of Las Vegas; and

31 (4) Methods of restraining entry of minors into  
32 taverns and package liquor stores and preventing sales to and

1 drinking of alcoholic liquor by minors.

2 (B) The refresher training course must be an alcohol  
3 awareness training program certified as to competency by the  
4 Metropolitan Police Department. Such certification of refresher  
5 course competency shall be accomplished by said Department by a  
6 complete review of the course materials and lesson presentation.

7 (C) All persons certified to offer an alcohol awareness  
8 training course have a duty to inform the Metropolitan Police  
9 Department of any substantive change in the certified course  
10 material or method of presenting such material.

11 (D) The person teaching such refresher course must  
12 supply the Metropolitan Police Department with a list of all per-  
13 sons successfully completing the course within five days thereof  
14 excluding holidays and weekends. Such list shall state the name  
15 and social security number of the person, place of employment,  
16 and date of certification and recertification.

17 (E) The person teaching the refresher course must  
18 supply all persons successfully completing the course a wallet-  
19 size certification card that states the name of the refresher  
20 course, the name of the person passing the course and their  
21 social security number, and the date the course was taken within  
22 seven days of the person completing the course.

23 (F) The competency of all persons teaching or offering  
24 such refresher course must be initially certified by the Metro-  
25 litan Police Department and recertified by said Department every  
26 two years from the date of their most recent certification.

27 (G) All persons certified to offer an alcohol awareness  
28 training refresher course have a duty to inform the Metropolitan  
29 Police Department of any substantive change in the certified  
30 course material or method of presenting such material.

31 SECTION 8: The completion card or a copy thereof  
32 issued by the instructor of an alcohol awareness training course

1 or refresher course to a person successfully completing the  
2 course must be available during the work shift on the premises  
3 where said person, as an employee, is serving, selling or distri-  
4 buting alcoholic beverages for inspection by the Metropolitan  
5 Police Department, City or other governmental personnel.

6 SECTION 9: Licenses of all licensees other than  
7 hotels licensed for nonrestricted gaming which do not comply with  
8 the requirements of alcohol awareness certification are automati-  
9 cally suspended until compliance is shown.

10 SECTION 10: (A) Any instructor certification issued  
11 pursuant to the provisions of this Section may be suspended or  
12 revoked (not to exceed two years) by the City Council, with or  
13 without the recommendation of the Sheriff of the Las Vegas Metro-  
14 politan Police Department, after notice and hearing, if it is  
15 determined that the instructor has:

16 (1) Failed to timely supply the list of all per-  
17 sons completing each course within five days thereof with  
18 required information;

19 (2) Failed to provide the required wallet-size  
20 certification card with required information within seven days of  
21 course completion excluding holidays and weekends;

22 (3) Failed to teach the certification course or  
23 refresher course pursuant to the approved certification plan sub-  
24 mitted by the instructor or approved training program under which  
25 the instructor is teaching; or

26 (4) Committed, attempted or conspired to commit  
27 any crime of moral turpitude or commits an act of fraud, drug  
28 sales, prostitution, solicitation of prostitution, pandering or  
29 any act or crime against decency or morals or any act or crime  
30 which is inimical to the declared policy of this Chapter while  
31 certified as an instructor;  
32 or for any cause deemed reasonable.

1 (B) Any alcohol awareness training program or refresher  
2 program certification issued pursuant to the provisions of this  
3 Chapter may be suspended or revoked (not to exceed two years) by  
4 the City Council, with or without the recommendation of the  
5 Sheriff of the Las Vegas Metropolitan Police Department, after  
6 notice and hearing, if it is determined that the certified  
7 training or refresher program:

8 (1) Fails to timely supply the list of all persons  
9 completing each course;

10 (2) Fails to provide the required wallet-size cer-  
11 tification card with required information within seven days of  
12 course completion excluding holidays and weekends;

13 (3) Allows the liquor server awareness training  
14 program or refresher program to be taught in a manner that is  
15 different from the program certified under this Chapter; or

16 (4) Operates the training program or refresher  
17 program in a manner that fails to instruct the participants in  
18 the minimum requirements set out within this Chapter;  
19 or for any cause deemed reasonable.

20 (C) The Sheriff of the Las Vegas Metropolitan Police  
21 Department or his designee may, upon good cause, suspend or  
22 revoke the certification of the instructor or program upon ten  
23 days notice to any person or program committing any act which is  
24 grounds for suspension or revocation of certification. Such  
25 suspension or revocation notice shall contain information  
26 regarding the appeal and stay of such notice as is provided in  
27 Section 11 of this Ordinance.

28 SECTION 11: Any person whose certification to offer  
29 or instruct an alcohol awareness training course or refresher  
30 course has been revoked pursuant to Section 10, Subsection (C) of  
31 this Ordinance, may appeal such revocation to the City Council by  
32 filing written notice of appeal with the City Clerk. The City

1 Council shall hear the appeal at the next regularly scheduled  
2 meeting following the expiration of ten days after the person  
3 files a notice of appeal.

4 SECTION 12: If a disciplinary action involving a  
5 violation of this Chapter is filed, the City Council may, in  
6 addition to any other sanctions, limitations, restrictions or  
7 conditions other than revocation, require that within thirty days  
8 of the final decision of the City Council, every manager and  
9 employee of the licensee involved in selling or serving alcoholic  
10 beverages or providing security on the licensed premises:

11 (A) Successfully complete the test administered by the  
12 Metropolitan Police Department; or

13 (B) Complete the training course described in Section 3  
14 of this Ordinance.

15 SECTION 13: The Metropolitan Police Department shall  
16 establish fees, based on its expenses, for administering the  
17 tests, and certifying the competency of the courses and course  
18 instructors.

19 SECTION 14: All licensees must indicate on the list  
20 required by Section 6.86.180 of this Code which employees have  
21 successfully completed either the course, refresher course, or  
22 the test provided for in Section 3 of this Ordinance and the date  
23 of completion.

24 SECTION 15: (A) It is unlawful for any person  
25 required to be certified for alcohol awareness pursuant to this  
26 Chapter to be employed by a licensee under this Chapter unless  
27 the person is so certified.

28 (B) It is unlawful for any licensee under this Chapter  
29 to employ a person required to be certified for alcohol awareness  
30 pursuant to this Chapter knowing that such person is not so cer-  
31 tified.

32 SECTION 16: The provisions of Sections 1 and 2 of

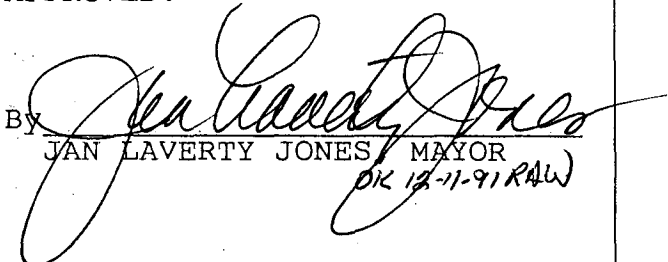
1 this Ordinance do not take effect until April 1, 1992.

2 SECTION 17: If any section, subsection, subdivision,  
3 paragraph, sentence, clause or phrase in this ordinance or any  
4 part thereof, is for any reason held to be unconstitutional or  
5 invalid or ineffective by any court of competent jurisdiction,  
6 such decision shall not affect the validity or effectiveness of  
7 the remaining portions of this ordinance or any part thereof.  
8 The City Council of the City of Las Vegas, Nevada, hereby  
9 declares that it would have passed each section, subsection, sub-  
10 division, paragraph, sentence, clause or phrase thereof irrespec-  
11 tive of the fact that any one or more sections, subsections, sub-  
12 divisions, paragraphs, sentences, clauses or phrases be declared  
13 unconstitutional, invalid or ineffective.

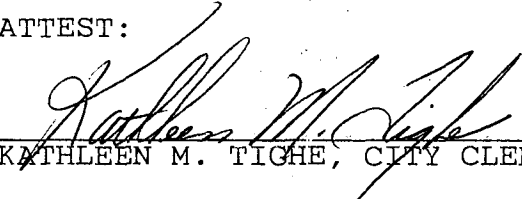
14 SECTION 18: All ordinances or parts of ordinances,  
15 sections, subsections, phrases, sentences, clauses or paragraphs  
16 contained in the Municipal Code of the City of Las Vegas, Nevada,  
17 1983 Edition, in conflict herewith are hereby repealed.

18 PASSED, ADOPTED AND APPROVED this 4th day of December,  
19 1991.

20 APPROVED:

21  
22 By   
JAN LAVERTY JONES, MAYOR  
OK 12-11-91 RAW

23 ATTEST:

24   
25 KATHLEEN M. TICHE, CITY CLERK  
26  
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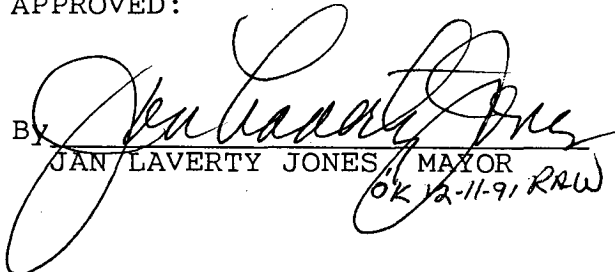
1 The above and foregoing ordinance was first proposed and  
2 read by title to the City Council on the 6th day of November,  
3 1991, and referred to the following committee composed of  
4 Councilmen Hawkins and Nolen  
5 for recommendation; thereafter the said committee reported  
6 favorably on said ordinance on the 4th day of December, 1991,  
7 which was a regular meeting of said Council; that at said  
8 regular meeting, the proposed ordinance was read by  
9 title to the City Council as amended and adopted by the following  
10 vote:

11 VOTING "AYE": Councilmen Adamsen, Higginson, Hawkins Jr. and Mayor Jones

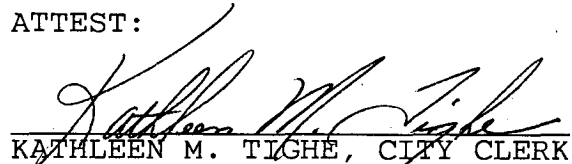
12 VOTING "NAY": Councilman Nolen

13 ABSENT: NONE

14 APPROVED:

15  
16 BY   
17 JAN LAVERTY JONES, MAYOR  
18 OK 12-11-91 RAW

18 ATTEST:

19   
20 KATHLEEN M. TIGHE, CITY CLERK  
21  
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SEE SECOND AMENDMENT

FIRST AMENDMENT

BILL NO. 91-70

Ordinance No. \_\_\_\_\_

AN ORDINANCE RELATING TO LIQUOR CONTROL; REPEALING SECTIONS 440 THROUGH 520, INCLUSIVE, OF CHAPTER 50, TITLE 6, OF THE MUNICIPAL CODE OF THE CITY OF LAS VEGAS, NEVADA, 1983 EDITION; AMENDING SAID TITLE AND CHAPTER BY ADDING NEW PROVISIONS REQUIRING ALL PERSONS EMPLOYED BY A LIQUOR LICENSEE TO SELL, SERVE OR DISTRIBUTE ALCOHOLIC BEVERAGES TO HAVE SUCCESSFULLY COMPLETED A COURSE OR PASS AN EXAMINATION REGARDING ALCOHOL AWARENESS; REQUIRING THAT PERSONS OFFERING OR INSTRUCTING COURSES CONCERNING ALCOHOL AWARENESS BE CERTIFIED AS COMPETENT BY THE METROPOLITAN POLICE DEPARTMENT; REQUIRING THAT ALCOHOL AWARENESS TRAINING COURSE PROGRAMS BE CERTIFIED AS TO COMPETENCY BY THE METROPOLITAN POLICE DEPARTMENT; REQUIRING THAT AN ALCOHOL AWARENESS REFRESHER TRAINING COURSE BE SUCCESSFULLY COMPLETED EVERY FIVE YEARS; REQUIRING THAT SUCH REFRESHER COURSES AND INSTRUCTORS THEREOF BE CERTIFIED AS TO COMPETENCY BY THE METROPOLITAN POLICE DEPARTMENT; MAKING IT UNLAWFUL FOR EMPLOYEES TO WORK OR EMPLOYERS TO HIRE PERSONS WHO DO NOT POSSESS CERTIFICATION OF SUCCESSFULLY COMPLETING AN ALCOHOL AWARENESS TRAINING COURSE OR REFRESHER COURSE; PROVIDING PROVISIONS FOR DISCIPLINARY PROCEEDINGS TO BE TAKEN AGAINST THE CERTIFICATION OF THE ALCOHOL AWARENESS TRAINING PROGRAMS, AND PERSONS OFFERING OR INSTRUCTING SUCH PROGRAMS; PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO; AND REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HEREWITH.

Sponsored by:

Councilman Frank Hawkins

Summary: Requires employees of liquor licensees to have successfully completed a certified alcohol awareness training course program or examination before selling, serving or distributing alcoholic beverages.

THE CITY COUNCIL OF THE CITY OF LAS VEGAS DOES HEREBY ORDAIN AS FOLLOWS:

SECTION 1: Sections 440 through 520, of Title 6, Chapter 50, of the Municipal Code of the City of Las Vegas, Nevada, 1983 Edition, are hereby repealed in their entirety.

SECTION 2: Title 6, Chapter 50, of the Municipal Code of the City of Las Vegas, Nevada, 1983 Edition, is hereby amended by adding thereto new provisions that are set forth as Sections 3 to 16, inclusive, of this Ordinance.

SECTION 3: (A) Beginning April 1, 1992, except as is otherwise provided in subsection (B) of this Section, no person may be employed by a licensee to serve, sell, distribute

1 alcoholic beverages, or perform security guard functions unless  
2 such person has successfully completed a comprehensive alcohol  
3 awareness training course of not less than four hours in duration  
4 and has completed an alcohol awareness training refresher course  
5 not less than four hours in duration every five years from the  
6 date of their most recent course certification.

7 (B) With respect to a special event that is licensed  
8 pursuant to LVMC 6.50.120 or 6.50.130, only the responsible  
9 licensee thereof needs successfully to complete such alcohol  
10 awareness training course, or such licensee may, in lieu thereof,  
11 substitute a successfully completed alcohol awareness cer-  
12 tification examination that is administered by the Las Vegas  
13 Metropolitan Police Department. The requirement of successfully  
14 completing such examination or training course shall not apply to  
15 holders of wholesale general licenses.

16 (C) Persons who successfully complete either the exami-  
17 nation or the training courses described in subsections (A) or  
18 (B) of this Section shall be deemed to be certified for alcohol  
19 awareness.

20 SECTION 4: Each applicant shall submit with the  
21 application the name of a manager who is certified for alcohol  
22 awareness as provided by Section 3 of this Ordinance. All per-  
23 sons who are licensed under this Chapter on January 1, 1992,  
24 shall submit the name of the manager who is so qualified when  
25 they submit the semiannual license fee payment due on April 1,  
26 1992.

27 SECTION 5: The subject matter of the test and the  
28 courses described in Section 3 of this Ordinance must include at  
29 least the following:

- 30 (A) The clinical effects of alcohol on the human body;  
31 (B) Methods of identifying intoxicated persons;  
32 (C) The liquor laws of the State of Nevada and the City

1 of Las Vegas;

2 (D) Methods of preventing fights and disruptions of the  
3 peace;

4 (E) Methods of preventing minors from entering taverns,  
5 bars and package liquor stores, and preventing minors from  
6 purchasing and drinking alcoholic beverages.

7 A score of seventy-five percent correct answers shall be  
8 the passing score on the test.

9 SECTION 6: All persons teaching or offering an alco-  
10 hol awareness training course are subject to the following  
11 requirements:

12 (A) The training course must be an alcohol awareness  
13 training program, similar to the program offered by TAM  
14 (Techniques in Alcohol Management) or TIPS (Training for Inter-  
15 vention Procedures), and certified as to competency by the Metro-  
16 politan Police Department. Such certification of course com-  
17 petency shall be accomplished by said department by a complete  
18 review of the course material and lesson presentation.

19 (B) The competency of all persons teaching or offering  
20 the training courses of subsection (A) must be initially cer-  
21 tified by the Metropolitan Police Department and recertified by  
22 said Department every two years from the date of their most  
23 recent certification.

24 (C) The Metropolitan Police Department is authorized to  
25 monitor such courses and to administer to course participants on  
26 a random basis the test described in Section 3 of this Ordinance.

27 If representatives of the Metropolitan Police Depart-  
28 ment administer that test to a group of course participants and  
29 fewer than seventy-five percent of the groups pass the test, the  
30 person having final organizational authority for that course will  
31 be deemed to be certified on a probationary basis. If represen-  
32 tatives of the Metropolitan Police Department subsequently admin-

1 ister the test to another group of course participants organized  
2 by the same person and fewer than seventy-five percent of that  
3 group pass the test, that person's certification will be deemed  
4 revoked.

5 (D) The person teaching such course must supply the  
6 Metropolitan Police Department with a list of all persons suc-  
7 cessfully completing the course within five days thereof. Such  
8 list shall state the name, social security number, date of  
9 completion of course, and place of employment of each person  
10 completing the course.

11 (E) The person teaching the course must supply all per-  
12 sons successfully completing the course with a wallet-size cer-  
13 tification card that states the name of the training course, the  
14 name of the person passing the course and their social security  
15 number, and the date the course was taken within seven days of  
16 the person completing the course.

17 (F) All persons certified to offer an alcohol awareness  
18 training course have a duty to inform the Metropolitan Police  
19 Department of any substantive change in the certified course  
20 material or method of presenting such material.

21 SECTION 7: All persons offering an alcohol awareness  
22 training refresher course are subject to the following require-  
23 ments:

24 (A) The refresher course will include, but not be  
25 limited to, teaching and refreshing the applicants as to:

26 (1) The clinical effects of alcohol on the human  
27 body;

28 (2) Methods of identifying intoxicated persons;

29 (3) The liquor laws of the State of Nevada and  
30 City of Las Vegas; and

31 (4) Methods of restraining entry of minors into  
32 taverns and package liquor stores and preventing sales to and

1 drinking of alcoholic liquor by minors.

2 (B) The refresher training course must be an alcohol  
3 awareness training program certified as to competency by the  
4 Metropolitan Police Department. Such certification of refresher  
5 course competency shall be accomplished by said Department by a  
6 complete review of the course materials and lesson presentation.

7 (C) All persons certified to offer an alcohol awareness  
8 training course have a duty to inform the Metropolitan Police  
9 Department of any substantive change in the certified course  
10 material or method of presenting such material.

11 (D) The person teaching such refresher course must  
12 supply the Metropolitan Police Department with a list of all per-  
13 sons successfully completing the course within five days thereof  
14 excluding holidays and weekends. Such list shall state the name  
15 and social security number of the person, place of employment,  
16 and date of certification and recertification.

17 (E) The person teaching the refresher course must  
18 supply all persons successfully completing the course a wallet-  
19 size certification card that states the name of the refresher  
20 course, the name of the person passing the course and their  
21 social security number, and the date the course was taken within  
22 seven days of the person completing the course.

23 (F) The competency of all persons teaching or offering  
24 such refresher course must be initially certified by the Metro-  
25 politan Police Department and recertified by said Department every  
26 two years from the date of their most recent certification.

27 (G) All persons certified to offer an alcohol awareness  
28 training refresher course have a duty to inform the Metropolitan  
29 Police Department of any substantive change in the certified  
30 course material or method of presenting such material.

31 SECTION 8: The completion card or a copy thereof  
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1 or refresher course to a person successfully completing the  
2 course must be available during the work shift on the premises  
3 where said person, as an employee, is serving, selling or distri-  
4 buting alcoholic beverages for inspection by the Metropolitan  
5 Police Department, City or other governmental personnel.

6 SECTION 9: Licenses of all licensees other than  
7 hotels licensed for nonrestricted gaming which do not comply with  
8 the requirements of alcohol awareness certification are automati-  
9 cally suspended until compliance is shown.

10 SECTION 10: (A) Any instructor certification issued  
11 pursuant to the provisions of this Section may be suspended or  
12 revoked (not to exceed two years) by the City Council, with or  
13 without the recommendation of the Sheriff of the Las Vegas Metro-  
14 politan Police Department, after notice and hearing, if it is  
15 determined that the instructor has:

16 (1) Failed to timely supply the list of all per-  
17 sons completing each course within five days thereof with  
18 required information;

19 (2) Failed to provide the required wallet-size  
20 certification card with required information within seven days of  
21 course completion excluding holidays and weekends;

22 (3) Failed to teach the certification course or  
23 refresher course pursuant to the approved certification plan sub-  
24 mitted by the instructor or approved training program under which  
25 the instructor is teaching; or

26 (4) Committed, attempted or conspired to commit  
27 any crime of moral turpitude or commits an act of fraud, drug  
28 sales, prostitution, solicitation of prostitution, pandering or  
29 any act or crime against decency or morals or any act or crime  
30 which is inimical to the declared policy of this Chapter while  
31 certified as an instructor;  
32 or for any cause deemed reasonable.

1 (B) Any alcohol awareness training program or refresher  
2 program certification issued pursuant to the provisions of this  
3 Chapter may be suspended or revoked (not to exceed two years) by  
4 the City Council, with or without the recommendation of the  
5 Sheriff of the Las Vegas Metropolitan Police Department, after  
6 notice and hearing, if it is determined that the certified  
7 training or refresher program:

8 (1) Fails to timely supply the list of all persons  
9 completing each course;

10 (2) Fails to provide the required wallet-size cer-  
11 tification card with required information within seven days of  
12 course completion excluding holidays and weekends;

13 (3) Allows the liquor server awareness training  
14 program or refresher program to be taught in a manner that is  
15 different from the program certified under this Chapter; or

16 (4) Operates the training program or refresher  
17 program in a manner that fails to instruct the participants in  
18 the minimum requirements set out within this Chapter;  
19 or for any cause deemed reasonable.

20 (C) The Sheriff of the Las Vegas Metropolitan Police  
21 Department or his designee may, upon good cause, suspend or  
22 revoke the certification of the instructor or program upon ten  
23 days notice to any person or program committing any act which is  
24 grounds for suspension or revocation of certification. Such  
25 suspension or revocation notice shall contain information  
26 regarding the appeal and stay of such notice as is provided in  
27 Section 11 of this Ordinance.

28 SECTION 11: Any person whose certification to offer  
29 or instruct an alcohol awareness training course or refresher  
30 course has been revoked pursuant to Section 10, Subsection (C) of  
31 this Ordinance, may appeal such revocation to the City Council by  
32 filing written notice of appeal with the City Clerk. The City

1 Council shall hear the appeal at the next regularly scheduled  
2 meeting following the expiration of ten days after the person  
3 files a notice of appeal.

4 SECTION 12: If a disciplinary action involving a  
5 violation of this Chapter is filed, the City Council may, in  
6 addition to any other sanctions, limitations, restrictions or  
7 conditions other than revocation, require that within thirty days  
8 of the final decision of the City Council, every manager and  
9 employee of the licensee involved in selling or serving alcoholic  
10 beverages or providing security on the licensed premises:

11 (A) Successfully complete the test administered by the  
12 Metropolitan Police Department; or

13 (B) Complete the training course described in Section 3  
14 of this Ordinance.

15 SECTION 13: The Metropolitan Police Department shall  
16 establish fees, based on its expenses, for administering the  
17 tests, and certifying the competency of the courses and course  
18 instructors.

19 SECTION 14: All licensees must indicate on the list  
20 required by Section 6.86.180 of this Code which employees have  
21 successfully completed either the course, refresher course, or  
22 the test provided for in Section 3 of this Ordinance and the date  
23 of completion.

24 SECTION 15: (A) It is unlawful for any person  
25 required to be certified for alcohol awareness pursuant to this  
26 Chapter to be employed by a licensee under this Chapter unless  
27 the person is so certified.

28 (B) It is unlawful for any licensee under this Chapter  
29 to employ a person required to be certified for alcohol awareness  
30 pursuant to this Chapter knowing that such person is not so cer-  
31 tified.

32 SECTION 16: The provisions of Sections 1 and 2 of

1 this Ordinance do not take effect until April 1, 1992.

2 SECTION 17: If any section, subsection, subdivision,  
3 paragraph, sentence, clause or phrase in this ordinance or any  
4 part thereof, is for any reason held to be unconstitutional or  
5 invalid or ineffective by any court of competent jurisdiction,  
6 such decision shall not affect the validity or effectiveness of  
7 the remaining portions of this ordinance or any part thereof.  
8 The City Council of the City of Las Vegas, Nevada, hereby  
9 declares that it would have passed each section, subsection, sub-  
10 division, paragraph, sentence, clause or phrase thereof irrespec-  
11 tive of the fact that any one or more sections, subsections, sub-  
12 divisions, paragraphs, sentences, clauses or phrases be declared  
13 unconstitutional, invalid or ineffective.

14 SECTION 18: All ordinances or parts of ordinances,  
15 sections, subsections, phrases, sentences, clauses or paragraphs  
16 contained in the Municipal Code of the City of Las Vegas, Nevada,  
17 1983 Edition, in conflict herewith are hereby repealed.

18 PASSED, ADOPTED AND APPROVED this \_\_\_\_ day of \_\_\_\_\_,  
19 1991.

20 APPROVED:

21  
22 By \_\_\_\_\_  
JAN LAVERTY JONES, MAYOR

23 ATTEST:

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25 \_\_\_\_\_  
KATHLEEN M. TIGHE, CITY CLERK  
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The above and foregoing ordinance was first proposed and read by title to the City Council on the \_\_\_\_ day of \_\_\_\_\_, 1991, and referred to the following committee composed of \_\_\_\_\_ and \_\_\_\_\_ for recommendation; thereafter the said committee reported favorably on said ordinance on the \_\_\_\_ day of \_\_\_\_\_, 1991, which was a \_\_\_\_\_ meeting of said Council; that at said \_\_\_\_\_ meeting, the proposed ordinance was read by title to the City Council as amended and adopted by the following vote:

VOTING "AYE": \_\_\_\_\_  
VOTING "NAY": \_\_\_\_\_  
ABSENT: \_\_\_\_\_

APPROVED:

By \_\_\_\_\_  
JAN LAVERTY JONES, MAYOR

ATTEST:

\_\_\_\_\_  
KATHLEEN M. TIGHE, CITY CLERK

SEE FIRST AMENDMENT

BILL NO. 91-70

Ordinance No. \_\_\_\_\_

AN ORDINANCE RELATING TO LIQUOR CONTROL; REPEALING SECTIONS 440 THROUGH 520, INCLUSIVE, OF CHAPTER 50, TITLE 6, OF THE MUNICIPAL CODE OF THE CITY OF LAS VEGAS, NEVADA, 1983 EDITION; AMENDING SAID TITLE AND CHAPTER BY ADDING NEW PROVISIONS REQUIRING ALL PERSONS EMPLOYED BY A LIQUOR LICENSEE TO SELL, SERVE OR DISTRIBUTE ALCOHOLIC BEVERAGES TO HAVE SUCCESSFULLY COMPLETED A COURSE OR PASS AN EXAMINATION REGARDING ALCOHOL AWARENESS; REQUIRING THAT PERSONS OFFERING OR INSTRUCTING COURSES CONCERNING ALCOHOL AWARENESS BE CERTIFIED AS COMPETENT BY THE METROPOLITAN POLICE DEPARTMENT; REQUIRING THAT ALCOHOL AWARENESS TRAINING COURSE PROGRAMS BE CERTIFIED AS TO COMPETENCY BY THE METROPOLITAN POLICE DEPARTMENT; REQUIRING THAT AN ALCOHOL AWARENESS REFRESHER TRAINING COURSE BE SUCCESSFULLY COMPLETED EVERY FIVE YEARS; REQUIRING THAT SUCH REFRESHER COURSES AND INSTRUCTORS THEREOF BE CERTIFIED AS TO COMPETENCY BY THE METROPOLITAN POLICE DEPARTMENT; MAKING IT UNLAWFUL FOR EMPLOYEES TO WORK OR EMPLOYERS TO HIRE PERSONS WHO DO NOT POSSESS CERTIFICATION OF SUCCESSFULLY COMPLETING AN ALCOHOL AWARENESS TRAINING COURSE OR REFRESHER COURSE; PROVIDING PROVISIONS FOR DISCIPLINARY PROCEEDINGS TO BE TAKEN AGAINST THE CERTIFICATION OF THE ALCOHOL AWARENESS TRAINING PROGRAMS, AND PERSONS OFFERING OR INSTRUCTING SUCH PROGRAMS; PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO; AND REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HEREWITH.

Sponsored by:

Councilman Frank Hawkins

Summary: Requires employees of liquor licensees to have successfully completed a certified alcohol awareness training course program or examination before selling, serving or distributing alcoholic beverages.

THE CITY COUNCIL OF THE CITY OF LAS VEGAS DOES HEREBY ORDAIN AS FOLLOWS:

SECTION 1: Sections 440 through 520, of Title 6, Chapter 50, of the Municipal Code of the City of Las Vegas, Nevada, 1983 Edition, are hereby repealed in their entirety.

SECTION 2: Title 6, Chapter 50, of the Municipal Code of the City of Las Vegas, Nevada, 1983 Edition, is hereby amended by adding thereto new provisions that are set forth as Sections 3 to 16, inclusive, of this Ordinance.

SECTION 3: (A) Beginning April 1, 1992, except as is otherwise provided in subsection (B) of this Section, no person may be employed by a licensee to serve, sell, distribute alcoholic beverages, or perform security guard functions unless

1 such person has successfully completed a comprehensive alcohol  
2 awareness training course of not less than four hours in duration  
3 and has completed an alcohol awareness training refresher course  
4 not less than four hours in duration every five years from the  
5 date of their most recent course certification.

6 (B) With respect to a special event that is licensed  
7 pursuant to LVMC 6.50.120 or 6.50.130, only the responsible  
8 licensee thereof needs successfully to complete such alcohol  
9 awareness training course, or such licensee may, in lieu thereof,  
10 substitute a successfully completed alcohol awareness cer-  
11 tification examination that is administered by the Las Vegas  
12 Metropolitan Police Department. The requirement of successfully  
13 completing such examination or training course shall not apply to  
14 holders of wholesale general licenses.

15 (C) Persons who successfully complete either the exami-  
16 nation or the training courses described in subsections (A) or  
17 (B) of this Section shall be deemed to be certified for alcohol  
18 awareness.

19 SECTION 4: Each applicant shall submit with the  
20 application the name of a manager who is certified for alcohol  
21 awareness as provided by Section 3 of this Ordinance. All per-  
22 sons who are licensed under this Chapter on January 1, 1992,  
23 shall submit the name of the manager who is so qualified when  
24 they submit the semiannual license fee payment due on April 1,  
25 1992.

26 SECTION 5: The subject matter of the test and the  
27 courses described in Section 3 of this Ordinance must include at  
28 least the following:

- 29 (A) The clinical effects of alcohol on the human body;  
30 (B) Methods of identifying intoxicated persons;  
31 (C) The liquor laws of the State of Nevada and the City  
32 of Las Vegas;

1 (D) Methods of preventing fights and disruptions of the  
2 peace;

3 (E) Methods of preventing minors from entering taverns,  
4 bars and package liquor stores, and preventing minors from  
5 purchasing and drinking alcoholic beverages.

6 A score of seventy-five percent correct answers shall be  
7 the passing score on the test.

8 SECTION 6: All persons teaching or offering an alco-  
9 hol awareness training course are subject to the following  
10 requirements:

11 (A) The training course must be an alcohol awareness  
12 training program, similar to the program offered by TAM  
13 (Techniques in Alcohol Management) or TIPS (Training for Inter-  
14 vention Procedures), and certified as to competency by the Metro-  
15 politan Police Department. Such certification of course com-  
16 petency shall be accomplished by said department by a complete  
17 review of the course material and lesson presentation.

18 (B) The competency of all persons teaching or offering  
19 the training courses of subsection (A) must be initially cer-  
20 tified by the Metropolitan Police Department and recertified by  
21 said Department every two years from the date of their most  
22 recent certification.

23 (C) The Metropolitan Police Department is authorized to  
24 monitor such courses and to administer to course participants on  
25 a random basis the test described in Section 3 of this Ordinance.

26 If representatives of the Metropolitan Police Depart-  
27 ment administer that test to a group of course participants and  
28 fewer than seventy-five percent of the groups pass the test, the  
29 person having final organizational authority for that course will  
30 be deemed to be certified on a probationary basis. If represen-  
31 tatives of the Metropolitan Police Department subsequently admin-  
32 ister the test to another group of course participants organized

1 by the same person and fewer than seventy-five percent of that  
2 group pass the test, that person's certification will be deemed  
3 revoked.

4 (D) The person teaching such course must supply the  
5 Metropolitan Police Department with a list of all persons suc-  
6 cessfully completing the course within five days thereof. Such  
7 list shall state the name, social security number, date of  
8 completion of course, and place of employment of each person  
9 completing the course.

10 (E) The person teaching the course must supply all per-  
11 sons successfully completing the course with a wallet-size cer-  
12 tification card that states the name of the training course, the  
13 name of the person passing the course and their social security  
14 number, and the date the course was taken within seven days of  
15 the person completing the course.

16 (F) All persons certified to offer an alcohol awareness  
17 training course have a duty to inform the Metropolitan Police  
18 Department of any substantive change in the certified course  
19 material or method of presenting such material.

20 SECTION 7: All persons offering an alcohol awareness  
21 training refresher course are subject to the following require-  
22 ments:

23 (A) The refresher course will include, but not be  
24 limited to, teaching and refreshing the applicants as to:

25 (1) The clinical effects of alcohol on the human  
26 body;

27 (2) Methods of identifying intoxicated persons;

28 (3) The liquor laws of the State of Nevada and  
29 County of Clark; and

30 (4) Methods of restraining entry of minors into  
31 taverns and package liquor stores and preventing sales to and  
32 drinking of alcoholic liquor by minors.

1 (B) The refresher training course must be an alcohol  
2 awareness training program certified as to competency by the  
3 Metropolitan Police Department. Such certification of refresher  
4 course competency shall be accomplished by said Department by a  
5 complete review of the course materials and lesson presentation.

6 (C) All persons certified to offer an alcohol awareness  
7 training course have a duty to inform the Metropolitan Police  
8 Department of any substantive change in the certified course  
9 material or method of presenting such material.

10 (D) The person teaching such refresher course must  
11 supply the Metropolitan Police Department with a list of all per-  
12 sons successfully completing the course within five days thereof  
13 excluding holidays and weekends. Such list shall state the name  
14 and social security number of the person, place of employment,  
15 and date of certification and recertification.

16 (E) The person teaching the refresher course must  
17 supply all persons successfully completing the course a wallet-  
18 size certification card that states the name of the refresher  
19 course, the name of the person passing the course and their  
20 social security number, and the date the course was taken within  
21 seven days of the person completing the course.

22 (F) The competency of all persons teaching or offering  
23 such refresher course must be initially certified by the Metro-  
24 politan Police Department and recertified by said Department every  
25 two years from the date of their most recent certification.

26 (G) All persons certified to offer an alcohol awareness  
27 training refresher course have a duty to inform the Metropolitan  
28 Police Department of any substantive change in the certified  
29 course material or method of presenting such material.

30 SECTION 8: The completion card or a copy thereof  
31 issued by the instructor of an alcohol awareness training course  
32 or refresher course to a person successfully completing the

1 course must be available during the work shift on the premises  
2 where said person, as an employee, is serving, selling or distri-  
3 buting alcoholic beverages for inspection by the Metropolitan  
4 Police Department, City or other governmental personnel.

5 SECTION 9: Licenses of all licensees other than  
6 hotels licensed for nonrestricted gaming which do not comply with  
7 the requirements of alcohol awareness certification are automati-  
8 cally suspended until compliance is shown.

9 SECTION 10: (A) Any instructor certification issued  
10 pursuant to the provisions of this Section may be suspended or  
11 revoked (not to exceed two years) by the City Council, with or  
12 without the recommendation of the Sheriff of the Las Vegas Metro-  
13 politan Police Department, after notice and hearing, if it is  
14 determined that the instructor has:

15 (1) Failed to timely supply the list of all per-  
16 sons completing each course within five days thereof with  
17 required information;

18 (2) Failed to provide the required wallet-size  
19 certification card with required information within seven days of  
20 course completion excluding holidays and weekends;

21 (3) Failed to teach the certification course or  
22 refresher course pursuant to the approved certification plan sub-  
23 mitted by the instructor or approved training program under which  
24 the instructor is teaching; or

25 (4) Committed, attempted or conspired to commit  
26 any crime of moral turpitude or commits an act of fraud, drug  
27 sales, prostitution, solicitation of prostitution, pandering or  
28 any act or crime against decency or morals or any act or crime  
29 which is inimical to the declared policy of this Chapter while  
30 certified as an instructor;

31 or for any cause deemed reasonable.

32 (B) Any alcohol awareness training program or refresher

1 program certification issued pursuant to the provisions of this  
2 Chapter may be suspended or revoked (not to exceed two years) by  
3 the City Council, with or without the recommendation of the  
4 Sheriff of the Las Vegas Metropolitan Police Department, after  
5 notice and hearing, if it is determined that the certified  
6 training or refresher program:

7 (1) Fails to timely supply the list of all persons  
8 completing each course;

9 (2) Fails to provide the required wallet-size cer-  
10 tification card with required information within seven days of  
11 course completion excluding holidays and weekends;

12 (3) Allows the liquor server awareness training  
13 program or refresher program to be taught in a manner that is  
14 different from the program certified under this Chapter; or

15 (4) Operates the training program or refresher  
16 program in a manner that fails to instruct the participants in  
17 the minimum requirements set out within this Chapter;  
18 or for any cause deemed reasonable.

19 (C) The Clark County Sheriff or his designee may, upon  
20 good cause, suspend or revoke the certification of the instructor  
21 or program upon ten days notice to any person or program com-  
22 mitting any act which is grounds for suspension or revocation of  
23 certification. Such suspension or revocation notice shall con-  
24 tain information regarding the appeal and stay of such notice as  
25 is provided in Section 11 of this Ordinance.

26 SECTION 11: Any person whose certification to offer  
27 or instruct an alcohol awareness training course or refresher  
28 course has been revoked pursuant to Section 10, Subsection (C) of  
29 this Ordinance, may appeal such revocation to the City Council by  
30 filing written notice of appeal with the City Clerk. The City  
31 Council shall hear the appeal at the next regularly scheduled  
32 meeting following the expiration of ten days after the person

1 files a notice of appeal.

2 SECTION 12: If a disciplinary action involving a  
3 violation of this Chapter is filed, the City Council may, in  
4 addition to any other sanctions, limitations, restrictions or  
5 conditions other than revocation, require that within thirty days  
6 of the final decision of the City Council, every manager and  
7 employee of the licensee involved in selling or serving alcoholic  
8 beverages or providing security on the licensed premises:

9 (A) Successfully complete the test administered by the  
10 Metropolitan Police Department; or

11 (B) Complete the training course described in Section 3  
12 of this Ordinance.

13 SECTION 13: The Metropolitan Police Department shall  
14 establish fees, based on its expenses, for administering the  
15 tests, and certifying the competency of the courses and course  
16 instructors.

17 SECTION 14: All licensees must indicate on the list  
18 required by Section 6.86.180 of this Code which employees have  
19 successfully completed either the course, refresher course, or  
20 the test provided for in Section 3 of this Ordinance and the date  
21 of completion.

22 SECTION 15: (A) It is unlawful for any person  
23 required to be certified for alcohol awareness pursuant to this  
24 Chapter to be employed by a licensee under this Chapter unless  
25 the person is so certified.

26 (B) It is unlawful for any licensee under this Chapter  
27 to employ a person required to be certified for alcohol awareness  
28 pursuant to this Chapter knowing that such person is not so cer-  
29 tified.

30 SECTION 16: The provisions of Sections 1 and 2 of  
31 this Ordinance do not take effect until April 1, 1992.

32 SECTION 17: If any section, subsection, subdivision,

1 paragraph, sentence, clause or phrase in this ordinance or any  
2 part thereof, is for any reason held to be unconstitutional or  
3 invalid or ineffective by any court of competent jurisdiction,  
4 such decision shall not affect the validity or effectiveness of  
5 the remaining portions of this ordinance or any part thereof.  
6 The City Council of the City of Las Vegas, Nevada, hereby  
7 declares that it would have passed each section, subsection, sub-  
8 division, paragraph, sentence, clause or phrase thereof irrespec-  
9 tive of the fact that any one or more sections, subsections, sub-  
10 divisions, paragraphs, sentences, clauses or phrases be declared  
11 unconstitutional, invalid or ineffective.

12 SECTION 18: All ordinances or parts of ordinances,  
13 sections, subsections, phrases, sentences, clauses or paragraphs  
14 contained in the Municipal Code of the City of Las Vegas, Nevada,  
15 1983 Edition, in conflict herewith are hereby repealed.

16 PASSED, ADOPTED AND APPROVED this \_\_\_\_ day of \_\_\_\_\_,  
17 1991.

18 APPROVED:

19  
20 By \_\_\_\_\_  
21 JAN LAVERTY JONES, MAYOR

22 ATTEST:

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24 KATHLEEN M. TIGHE, CITY CLERK  
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1           The above and foregoing ordinance was first proposed and  
2 read by title to the City Council on the \_\_\_\_ day of \_\_\_\_\_,  
3 1991, and referred to the following committee composed of  
4 \_\_\_\_\_ and \_\_\_\_\_  
5 for recommendation; thereafter the said committee reported  
6 favorably on said ordinance on the \_\_\_\_ day of \_\_\_\_\_, 1991,  
7 which was a \_\_\_\_\_ meeting of said Council; that at said  
8 \_\_\_\_\_ meeting, the proposed ordinance was read by  
9 title to the City Council as first introduced and adopted by the  
10 following vote:

11 VOTING "AYE": \_\_\_\_\_

12 VOTING "NAY": \_\_\_\_\_

13 ABSENT: \_\_\_\_\_

14

APPROVED:

15

16

By \_\_\_\_\_  
JAN LAVERTY JONES, MAYOR

17

18 ATTEST:

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20 KATHLEEN M. TIGHE, CITY CLERK

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# AFFIDAVIT OF PUBLICATION

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SECOND AMENDMENT  
BILL NO. 91-70  
ORDINANCE NO. 3619

AN ORDINANCE RELATING TO LIQUOR CONTROL; REPEALING SECTIONS 440 THROUGH 520, INCLUSIVE, OF CHAPTER 50, TITLE 6, OF THE MUNICIPAL CODE OF THE CITY OF LAS VEGAS, NEVADA, 1983 EDITION; AMENDING SAID TITLE AND CHAPTER BY ADDING NEW PROVISIONS REQUIRING ALL PERSONS EMPLOYED BY A LIQUOR LICENSEE TO SELL, SERVE OR DISTRIBUTE ALCOHOLIC BEVERAGES TO HAVE SUCCESSFULLY COMPLETED A COURSE OR PASS AN EXAMINATION REGARDING ALCOHOL AWARENESS; REQUIRING THAT PERSONS OFFERING OR INSTRUCTING COURSES CONCERNING ALCOHOL AWARENESS BE CERTIFIED AS COMPETENT BY THE METROPOLITAN POLICE DEPARTMENT; REQUIRING THAT ALCOHOL AWARENESS TRAINING COURSE PROGRAMS BE CERTIFIED AS TO COMPETENCY BY THE METROPOLITAN POLICE DEPARTMENT; REQUIRING THAT AN ALCOHOL AWARENESS REFRESHER TRAINING COURSE BE SUCCESSFULLY COMPLETED EVERY FIVE YEARS; REQUIRING THAT SUCH REFRESHER COURSES AND INSTRUCTORS THEREOF BE CERTIFIED AS TO COMPETENCY BY THE METROPOLITAN POLICE DEPARTMENT; MAKING IT UNLAWFUL FOR EMPLOYEES TO WORK OR EMPLOYERS TO HIRE PERSONS WHO DO NOT POSSESS CERTIFICATION OF SUCCESSFULLY COMPLETING AN ALCOHOL AWARENESS TRAINING COURSE OR REFRESHER COURSE; PROVIDING PROVISIONS FOR DISCIPLINARY PROCEEDINGS TO BE TAKEN AGAINST THE CERTIFICATION OF THE ALCOHOL AWARENESS TRAINING PROGRAMS, AND PERSONS OFFERING OR INSTRUCTING SUCH PROGRAMS; PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO; AND REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HEREWITH.

SPONSORED BY: Councilman Frank Hawkins  
SUMMARY: Requires employees of liquor licenses to have successfully completed a certified alcohol awareness training course program or examination before selling, serving or distributing alcoholic beverages. The above and foregoing amended ordinance was first proposed and read by title to the City Council on the 6th day of November, 1991, and referred to the following committee composed of Councilmen Hawkins and Nalen, for recommendation; thereafter the said committee reported favorably on said amended ordinance on the 4th day of December, 1991, which was a regular meeting of said City Council; that at said regular meeting the proposed ordinance was read by title to the City Council as amended and adopted by the following vote:  
VOTING "AYE" Councilmen: Adamsen, Higginson, Hawkins, Jr. and Mayor Jones  
VOTING "NAY" Councilmen: Nalen  
ABSENT: Councilmen: NONE  
COPIES OF THE COMPLETE ORDINANCE ARE AVAILABLE FOR PUBLIC INFORMATION IN THE OFFICE OF THE CITY CLERK, 10TH FLOOR, 400 EAST STEWART AVENUE, LAS VEGAS, NEVADA.  
PUB: December 7, 1991  
Las Vegas Review-Journal

STATE OF NEVADA)  
COUNTY OF CLARK)

SS:

TERINA L CHAPLIN, being first duly sworn, deposes and says:

That she/he is a legal clerk for the LAS VEGAS REVIEW-JOURNAL and THE LAS VEGAS SUN, daily newspapers regularly issued, published and circulated in the City of Las Vegas, County of Clark, State of Nevada, and that the advertisement, a true copy of which is attached, was continuously published in the LAS VEGAS REVIEW-JOURNAL or THE LAS VEGAS SUN for a period of ONE insertions from the period of DECEMBER 7, 1991 to DECEMBER 7, 1991, on the following days:

DECEMBER 7, 1991

Signed:

Subscribed and sworn to before me this

9th day of Dec., 1991

Maria C. Therien  
Notary Public

MARIA C. THERIEN  
Notary Public-State of Nevada  
CLARK COUNTY  
My Appointment Expires May 11, 1994

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CITY CLERK

# AFFIDAVIT OF PUBLICATION

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BILL NO. 91-70

AN ORDINANCE RELATING TO LIQUOR CONTROL; REPEALING SECTIONS 440 THROUGH 520, INCLUSIVE, OF CHAPTER 50, TITLE 6, OF THE MUNICIPAL CODE OF THE CITY OF LAS VEGAS, NEVADA, 1983 EDITION, AMENDING SAID TITLE AND CHAPTER BY ADDING NEW PROVISIONS REQUIRING ALL PERSONS EMPLOYED BY A LIQUOR LICENSEE TO SELL, SERVE OR DISTRIBUTE ALCOHOLIC BEVERAGES TO HAVE SUCCESSFULLY COMPLETED A COURSE OR PASS AN EXAMINATION REGARDING ALCOHOL AWARENESS; REQUIRING THAT PERSONS OFFERING OR INSTRUCTING COURSES CONCERNING ALCOHOL AWARENESS BE CERTIFIED AS COMPETENT BY THE METROPOLITAN POLICE DEPARTMENT; REQUIRING THAT ALCOHOL AWARENESS TRAINING COURSE PROGRAMS BE CERTIFIED AS TO COMPETENCY BY THE METROPOLITAN POLICE DEPARTMENT; REQUIRING THAT AN ALCOHOL AWARENESS REFRESHER TRAINING COURSE

BE SUCCESSFULLY COMPLETED EVERY FIVE YEARS; REQUIRING THAT SUCH REFRESHER COURSES AND INSTRUCTORS THEREOF BE CERTIFIED AS TO COMPETENCY BY THE METROPOLITAN POLICE DEPARTMENT; MAKING IT UNLAWFUL FOR EMPLOYEES TO WORK OR EMPLOYERS TO HIRE PERSONS WHO DO NOT POSSESS CERTIFICATION OF SUCCESSFULLY COMPLETING AN ALCOHOL AWARENESS TRAINING COURSE OR REFRESHER COURSE; PROVIDING PROVISIONS FOR DISCIPLINARY PROCEEDINGS TO BE TAKEN AGAINST THE CERTIFICATION OF THE ALCOHOL AWARENESS TRAINING PROGRAMS, AND PERSONS OFFERING OR INSTRUCTING SUCH PROGRAMS; PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO; AND REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HEREWITH.

SPONSORED BY: Councilman Frank Hawkins

SUMMARY: Requires employees of liquor licensees to have successfully completed a certified alcohol awareness training course program or examination before selling, serving or

distributing alcoholic beverages.

At a City Council meeting November 6, 1991

BILL NO. 91-70 WAS READ BY TITLE AND REFERRED TO RECOMMENDING COMMITTEE: Councilmen Hawkins and Nolen COPIES OF THE COMPLETE BILL ARE AVAILABLE FOR PUBLIC INFORMATION IN THE OFFICE OF THE CITY CLERK, 10TH FLOOR, CITY HALL, 400 EAST STEWART AVENUE, LAS VEGAS, NEVADA.

PUB: November 21, 1991  
Las Vegas Review-Journal

STATE OF NEVADA)  
COUNTY OF CLARK)

SS:

TERINA L CHAPLIN, being first duly sworn, deposes and says:

That she/he is a legal clerk for the LAS VEGAS REVIEW-JOURNAL and THE LAS VEGAS SUN, daily newspapers regularly issued, published and circulated in the City of Las Vegas, County of Clark, State of Nevada, and that the advertisement, a true copy of which is attached, was continuously published in the LAS VEGAS REVIEW-JOURNAL or THE LAS VEGAS SUN for a period of ONE insertions from the period of NOVEMBER 21, 1991 to NOVEMBER 21, 1991, on the following days:

NOVEMBER 21, 1991

Signed:

Subscribed and sworn to before me this

21st day of Nov., 1991

Maria C. Therien  
Notary Public

MARIA C. THERIEN  
Notary Public-State of Nevada  
CLARK COUNTY  
My Appointment Expires May 11, 1994

RECEIVED

# AFFIDAVIT OF PUBLICATION

CITY OF

SECOND AMENDMENT  
BILL NO. 91-70  
ORDINANCE NO. 3419

AN ORDINANCE RELATING TO LIQUOR CONTROL; REPEALING SECTIONS 440 THROUGH 520, INCLUSIVE, OF CHAPTER 50, TITLE 4 OF THE MUNICIPAL CODE OF THE CITY OF LAS VEGAS, NEVADA, 1983 EDITION; AMENDING SAID TITLE AND CHAPTER BY ADDING NEW PROVISIONS REGARDING ALL PERSONS EMPLOYED BY A LIQUOR LICENSEE TO SELL, SERVE OR DISTRIBUTE ALCOHOLIC BEVERAGES TO HAVE SUCCESSFULLY COMPLETED A COURSE OR PASS AN EXAMINATION REGARDING ALCOHOL AWARENESS; REQUIRING THAT PERSONS OFFERING OR INSTRUCTING COURSES CONCERNING ALCOHOL AWARENESS BE CERTIFIED AS COMPETENT BY THE METROPOLITAN POLICE DEPARTMENT; REQUIRING THAT ALCOHOL AWARENESS TRAINING COURSE PROGRAMS BE CERTIFIED AS TO COMPETENCY BY THE METROPOLITAN POLICE DEPARTMENT; REQUIRING THAT AN ALCOHOL AWARENESS REFRESHER TRAINING COURSE BE SUCCESSFULLY COMPLETED EVERY FIVE YEARS; REQUIRING THAT SUCH REFRESHER COURSES AND INSTRUCTORS THEREOF BE CERTIFIED AS TO COMPETENCY BY THE METROPOLITAN POLICE DEPARTMENT; MAKING IT UNLAWFUL FOR EMPLOYEES TO WORK OR EMPLOYERS TO HIRE PERSONS WHO DO NOT POSSESS CERTIFICATION OF SUCCESSFULLY COMPLETING AN ALCOHOL AWARENESS TRAINING COURSE OR REFRESHER COURSE; PROVIDING PROVISIONS FOR DISCIPLINARY PROCEEDINGS TO BE TAKEN AGAINST THE CERTIFICATION OF THE ALCOHOL AWARENESS TRAINING PROGRAMS, AND PERSONS OFFERING OR INSTRUCTING SUCH PROGRAMS; PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO; AND REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HEREWITH.

SPONSORED BY: Councilman Frank Hawkins

SUMMARY: Requires employees of liquor licensees to have successfully completed a certified alcohol awareness training course program or examination before selling, serving or distributing alcoholic beverages.

The above and foregoing amended ordinance was first proposed and read by title to the City Council on the 6th day of November, 1991, and referred to the following committee composed of Councilmen Hawkins and Nolen, for recommendation; thereafter the said committee reported favorably on said amended ordinance on the 4th day of December, 1991, which was a regular meeting of said City Council; that at said regular meeting the proposed ordinance was read by title to the City Council as amended and adopted by the following vote:

VOTING "AYE" Councilmen: Adamsen, Higginson, Hawkins, Jr. and Mayor Jones

VOTING "NAY" Councilmen: Nolen

ABSENT: Councilman: NONE

COPIES OF THE COMPLETE ORDINANCE ARE AVAILABLE FOR PUBLIC INFORMATION IN THE OFFICE OF THE CITY CLERK, 10TH FLOOR, 400 EAST STEWART AVENUE, LAS VEGAS, NEVADA.

PUB: December 7, 1991  
Las Vegas Review-Journal

HERE

STATE OF NEVADA)  
COUNTY OF CLARK) SS:

TERINA L CHAPLIN, being first duly sworn, deposes and says:

That she/he is a legal clerk for the LAS VEGAS REVIEW-JOURNAL and THE LAS VEGAS SUN, daily newspapers regularly issued, published and circulated in the City of Las Vegas, County of Clark, State of Nevada, and that the advertisement, a true copy of which is attached, was continuously published in the LAS VEGAS REVIEW-JOURNAL or THE LAS VEGAS SUN for a period of ONE insertions from the period of DECEMBER 7, 1991 to DECEMBER 7, 1991, on the following days:

DECEMBER 7, 1991

Signed:

Subscribed and sworn to before me this

9th day of Dec., 1991

Maria C. Therien  
Notary Public

MARIA C. THERIEN  
Notary Public-State of Nevada  
CLARK COUNTY  
My Appointment Expires May 11, 1994



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