

**UNPERMITTED
FOOD VENDING
PRESENTED TO THE
SNHD PHAB
JULY 8, 2024**

AGENDA

Senate Bill 92 (SB92) Impacts

Unpermitted food vending complaints

Map of unpermitted food vending complaints

Complaint Numbers

Enforcement/Investigations

Final tips & takeaways

SENATE BILL NO. 92—SENATORS DONATE AND FLORES

PREFILED JANUARY 31, 2023

JOINT SPONSORS: ASSEMBLYWOMEN MARZOLA,
GONZÁLEZ AND TORRES

Referred to Committee on Government Affairs

SUMMARY—Revises provisions relating to sidewalk vendors.
(BDR 20-53)

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

EXPLANATION—Matter in **bolded italics** is new; matter between brackets [**enacted/omitted**] is material to be enacted.

AN ACT relating to sidewalk vendors; establishing certain requirements for the regulation of sidewalk vendors by the governing body of certain counties and cities; requiring a local board of health to adopt certain regulations relating to sidewalk vendors who sell food; creating the Task Force on Safe Sidewalk Vending; setting forth the membership and duties of the Task Force on Safe Sidewalk Vending; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

- 1 Existing law grants a governing body of a county or city all powers necessary
- 2 and proper to address matters of local concern. (NRS 244.146, 268.0035) **Sections**
- 3 **1-11 and 15-24** of this bill set forth various requirements for the licensing and
- 4 regulation of street food and merchandise vendors by the governing body of certain
- 5 counties and cities.
- 6 **Sections 2 and 16** of this bill provide that the provisions of **sections 1-10 and**
- 7 **15-25** of this bill apply only to a county whose population is 100,000 or more
- 8 (currently Clark and Washoe Counties) or to a city in a county whose population is
- 9 100,000 or more.
- 10 **Sections 4-6 and 18-20** of this bill define the terms "roaming sidewalk
- 11 vendor," "sidewalk vendor" and "stationary sidewalk vendor."
- 12 **Sections 7 and 21** of this bill prohibit a governing body of a county or city
- 13 from: (1) enforcing or enacting a complete prohibition on sidewalk vending; (2)
- 14 imposing criminal penalties for the act of sidewalk vending; or (3) regulating



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SENATE BILL 92 (SB92) AND IMPACT ON UNPERMITTED FOOD VENDING

SB92 AND UPV COMPLAINTS

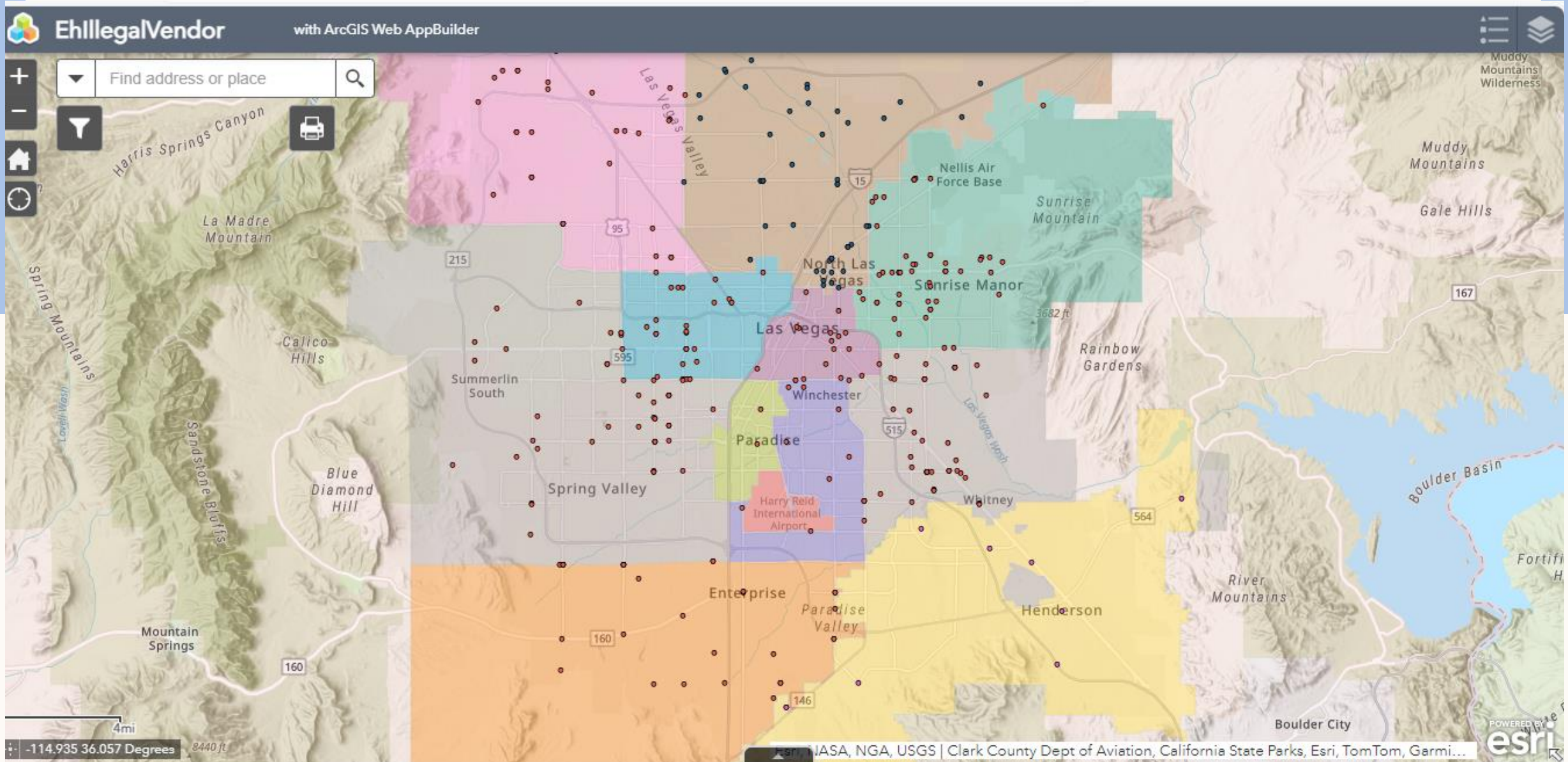
- With the passage of SB92, sidewalk vendor bill, misinformation about the bill spread quickly.
- Many vendors were under the impression sidewalk vending was legal, without going through proper avenues, such as obtaining a health permit and business license.
- Due to misinformation, the number of unpermitted food vendors increased substantially.



EXAMPLES OF UPV COMPLAINTS

- Unpermitted taco/al pastor stands associated with vans from CA
- Unpermitted warehouses
- Unpermitted home commissaries associated with homeowners from CA (also have white vans)
- Unpermitted corn, snow cone, cut fruit carts, and produce stands

MAP OF UPV COMPLAINTS



COMPLAINT NUMBERS

Number of complaints submitted by the public and number of closed complaints from July 1, 2023-June 28, 2024

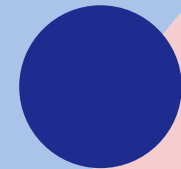
- Complaints submitted
 - 559
- Closed Complaints
 - 205

ENFORCEMENT/INVESTIGATIONS



Coordination for Enforcement Activities and Investigations, as needed with:

- Clark County Business License (can confiscate food per the new ordinance)
- Clark County Code Enforcement
- City of Las Vegas Business License
- City of North Las Vegas Business License
- City of North Las Vegas Code Enforcement
- City of Mesquite Code Enforcement
- Las Vegas Metro Police Department



FINAL TIPS & TAKEAWAYS

- Exemptions
 - Whole, intact produce
 - Non-TCS commercially manufactured pre-packaged food (candy, chips, water, soda)
- Pre-inspection surveys
 - Before starting the permitting process, evaluate equipment according to SNHD requirements
- Applications
 - Documents available in English and Spanish
 - Approved 3 open air vendors (as sidewalk vendors)
 - 1 sidewalk vendor plan review schedule for Tuesday
 - Continuing to meet with vendors and builders regarding permitting
- Plan Reviews
 - Conducted in English or Spanish
- Education (before and during permitting)
 - Handouts in English and Spanish during enforcement actions and during permitting
- Meetings
 - Held with vendors onsite at SNHD and at other venues
- Increasing staff
 - Asking for additional volunteers for enforcement activities and permanent staff

THANK YOU

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