

CHAPTER 453D – ADULT USE OF MARIJUANA

Requirements Concerning Operation of Retail Marijuana Stores

Sec. () Hours of operation. (NRS 453D()) *Each retail marijuana store shall:*

1. *Ensure that the retail marijuana store is operating and available to sell marijuana, marijuana products to consumers , during, and only during, the designated hours of operation of the retail marijuana store as provided to the Department pursuant to NAC 453D.() and the hours authorized by the locality in which the retail marijuana store is located; and*
2. *Post, in a place that can be viewed by persons entering the retail marijuana store, the hours of operation during which the retail marijuana store will sell marijuana, marijuana products to consumers.*

Sec. () Duties of establishment agent before selling marijuana. (NRS 453D.())

Before a marijuana establishment agent sells marijuana, the marijuana establishment agent shall:

1. *Verify the age for the sale by checking a photographic ID through an ID scanner approved by the state to determine validity of any government issued photo identification card;*
2. *Offer any appropriate consumer education or support materials;*
3. *Enter the following information into the inventory control system:*
 - (a) *The amount of marijuana sold;*
 - (b) *The date and time at which the marijuana was sold;*

(c) *The number of the marijuana establishment agent registration card of the marijuana establishment agent and performing the sale; and*

(d) *The number of the marijuana establishment license of the marijuana establishment*

Sec. () Acceptable forms of identification for verifying age (NRS 453D.())

The following are acceptable forms of identification for verifying the lawful sale of marijuana or marijuana product:

1. *A retail marijuana store shall refuse the sale of marijuana or marijuana products to anyone, unless such person can produce a form of valid identification showing that the purchaser is 21 years of age or older. If the identification contains a picture and date of birth, the kind and type of identification deemed adequate shall be limited to the following, as long as such identification is valid and not expired:*

(a) *An operator's, chauffeur's or similar type driver's license or instruction permit, issued by any state within the United States or any U.S. Territory;*

(b) *An identification card, issued by any state for the purpose of proof of age;*

(c) *A United States military identification card;*

(d) *A Merchant Marine identification card issued by the United States Coast Guard;*

(e) *A passport; and*

(f) *An enrollment card issued by the governing authority of a federally recognized Indian tribe located in the state of Nevada, if the enrollment card incorporates proof of age requirements.*

Sec. () Maximum allowable quantity of marijuana products to be sold to a consumer. (NRS 453D.())

For the purposes of NRS 453D.(), the maximum allowable quantity of marijuana products allowed to be sold to a consumer is:

- 1. One ounce of usable marijuana other than concentrated marijuana;*
- 2. One-eighth of an ounce of concentrate that is the equivalent of 1750 mg of THC;*
or
- 3. A combination of the two not to exceed the allowable limits.*

Sec. () Allowable products for sale in marijuana retail stores (NRS 453D.())

- 1. Only marijuana products, marijuana-related accessories, CBD products, and hemp products related to marijuana are allowed to be offered for sale in retail marijuana stores;*
- 2. Traditional (non-marijuana) food, beverage and personal care items are prohibited to be sold in marijuana retail stores;*
- 3. Products containing alcohol or nicotine are prohibited to be sold in marijuana retail stores;*
- 4. All products sold in a retail marijuana store should only include marijuana and items that relate to the marijuana establishment; and*
- 5. Retail marijuana stores shall offer for sale containers for the storage of marijuana and marijuana products which lock and are designed to prohibit children from unlocking and opening the container.*

Sec. () Storage of usable marijuana and related products; disclosure of marijuana testing facility which performed quality assurance testing. (NRS 453D.())

- 1. A retail marijuana store must store all usable marijuana, concentrated marijuana and marijuana products behind a counter or other barrier to ensure a customer does not have*

direct access to the usable marijuana, concentrated marijuana, edible marijuana products or marijuana-infused products.

2. *Upon the request of a customer, a retail marijuana store must disclose the name of the marijuana testing facility which performed the required quality assurance tests for the marijuana establishment and the corresponding marijuana testing facility test results.*
3. *Except as otherwise provided in subsection 5, a retail marijuana store may only sell concentrated marijuana and marijuana products obtained from a marijuana product manufacturing facility which holds a marijuana establishment license issued by the Department.*
4. *Except as otherwise provided in subsection 5, a retail marijuana store may not sell a product other than usable marijuana, concentrated marijuana, marijuana products which contains any level of THC or CBD without the approval of the Department. Each retail marijuana store shall maintain a file which contains test results for any such approved product at the retail marijuana store and shall make the file available for review upon request.*
5. *The provisions of subsections 3 and 4 do not apply to industrial hemp, as defined in section 7 of Senate Bill No. 305, chapter 349, Statutes of Nevada 2015, at page 1973 (NRS 557.040), which is certified and registered with the State Department of Agriculture.*