1. Working group name:

*Law Enforcement Working Group*

1. Individual sponsor(s):

*Joshua Chaney, Deputy, Carson City Sheriff’s Office*

*Pamela Del Porto, Inspector General, Nevada Department of Corrections*

*Demetri Kouretas, CEO, The Grove*

*Mike Allen, Sheriff, Humboldt County, Nevada Sheriff’s Office*

1. Describe the recommendation:

*This working group’s recommendation on preventing the use of violence and firearms in Marijuana distribution and cultivation is consider adapting the language under NRS for dangerous weapon and where you cannot carry a firearm on the grounds of schools, public buildings, day cares and system of higher education and add Marijuana dispensaries, cultivation/manufacturing sites or retail Marijuana sites. It is our proposal to have this considered, or something similar for implementation:*

*1. Except as otherwise provided in this section, a person shall not carry or possess while on the property of any Marijuana Establishment, Marijuana product manufacturing facility, marijuana cultivation facility, or retail marijuana store:*

*(a) An explosive or incendiary device;*

*(b) A dirk, dagger or switchblade knife;*

*(c) A nunchaku or trefoil;*

*(d) A blackjack or billy club or metal knuckles;*

*(e) A pneumatic gun;*

*(f)  A pistol, revolver or other firearm; or*

*(g) Any device used to mark any part of a person with paint or any other substance.*

*2. Any person who violates subsection 1 is guilty of a Gross Misdemeanor*

*3. This section does not prohibit the possession of a weapon listed in subsection 1 by a:*

*(1) Peace Officer; or*

*(2) Licensed Security Guard on duty on said location.*

*(3) Owners or employees of the business*

*4. As used in this section:*

*(a) Marijuana establishment, marijuana product manufacturing facility, marijuana cultivation facility, and retail marijuana store shall have the meanings ascribed to them in NRS 453D.030*

*(b) Security Guard has the meaning ascribed to it in NRS 648.016*

*(Added to NRS by*[*1989, 1210*](https://www.leg.state.nv.us/Statutes/65th/Stats198907.html#Stats198907page1210))

*(Language provided by Carson City Deputy District Attorney Melanie Brantingham)*

1. Which guiding principle(s) does this recommendation support?

*Guiding Principle 1 - Promote the health, safety, and well-being of Nevada’s communities*

*Guiding Principle 2 - Be responsive to the needs and issues of consumers, non-consumers, local governments and the industry*

*Guiding Principle 6 - Establish regulations that are clear and practical, so that interactions between law enforcement (at the local, state, and federal levels), consumers, and licensees are predictable and understandable.*

1. What provision(s) of Question 2 does this recommendation apply to?

*Sec 4 (2)*

*(e) Undertaking any task under the influence of Marijuana that constitutes negligence or professional malpractice.*

1. What issue(s) does the recommendation resolve?

*This issue will resolve being able to carry firearms on the premises of a Marijuana locations, with the exemption of Law Enforcement and on duty security guards. It is still federally illegal to have firearms with controlled substances and is punishable under NRS 202.360(1)d.*

1. Was there dissent in the group regarding this recommendation? If yes, please provide a summary of the dissenting opinion regarding the recommendation.

*Some discussion on this working group has been that there is currently in house Security for the medical dispensaries. One concern was providing this already in place Security would have to change to an outside source causing undue fiscal impacts on the businesses. The dissent is on the verbiage of licensed security guard and the recommendation would be to allow just Security Guard on duty at said location.*

1. What action(s) will be necessary to adopt the recommendation? Will statute, policy, regulations, etc. need to be addressed?

*Legislative update of NRS*

*Little to no Cost would be associated*

*Regulatory language through the local jurisdictions*