1. Working group name:

*Law Enforcement Working Group*

1. Individual sponsor(s):

*Chuck Callaway, Las Vegas Metro Police Department*

*Brian Sooudi, Assistant City Attorney, City of Reno*

1. Describe the recommendation:

*Ballot Question 2 does not clearly designate a dedicated revenue stream for public safety. The language in section 16 reads;*

*Sec. 16. Any tax revenues, fees, or penalties collected pursuant to sections 1 to 18, inclusive, of this act, first must be expended to pay the costs of the Department and of each locality in carrying out sections 1 to 18, inclusive, of this act and the regulations adopted pursuant thereto. The Department shall remit any remaining money to the State Treasurer to be deposited to the credit of the State Distributive School Account in the State General Fund.*

*Other states that have legalized recreational marijuana have dedicated revenue directly towards public safety and enforcement.*

*The recommendation is that the Department of Taxation* ***and*** *each locality be required to develop a plan outlining how the revenue collected from recreational marijuana will be used to carry out sections 1 to 8, with a priority on public safety and enforcement.*

*An* ***example*** *of how Oregon has designated their revenue is as follows:*

*Distribution of available moneys in Marijuana Account:*

*(1) There is established Marijuana Account, separate and distinct from the General Fund.*

*(2) At the end of each month, the Department of Taxation shall certify the amount of moneys available for distribution in the Marijuana Account and, after withholding such moneys as it may deem necessary to carry out its obligations, shall within 35 days of the month for which a distribution is made distribute the moneys as follows:*

*Sections (c) and (d) refer directly to public safety;*

*(c) Fifteen percent shall be transferred to the State Police Account;*

*(d) To assist local law enforcement in performing its duties under this Act, ten percent shall be transferred to the cities of the state in the following way...*

*In Nevada, areas that should be a priority for public safety funding include, but are not limited to;*

1. *Training of police officers in Drug Recognition and impairment.*
2. *Increased costs of calls for service/resources related to recreational marijuana enforcement.*
3. *Retraining and purchase of police drug recognition K-9 animals.*
4. *Jail Based programs for offenders to reduce recidivism and provide assistance for substance abuse.*
5. *Purchase of new technology for marijuana enforcement such as field impairment equipment and tracking software for data collection.*
6. *Additional costs to forensic laboratories for blood and saliva testing, and related equipment.*
7. *Code enforcement, safety inspections, etc...*

*(h) Hiring of additional personnel to address the black market and illegal marijuana activity.*

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 5 - Begin a discussion between the State and local governments regarding the costs of carrying out Question 2.*

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

*This recommendation applies to Section 16 of Question 2.*

*Any tax revenue, fees or penalties collected pursuant to section 1 to 18, inclusive, of this act, first must be expended to pay the costs of the Department of each locality in carrying out sections 1 to 18, inclusive, of this act and the regulations adopted pursuant thereto. The Department shall remit any remaining money to the State Treasurer to be deposited to the credit of the State Distributive School Account in the State General Fund.*

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

*Local Law enforcement and public safety are impacted by the legalization of recreational marijuana in two ways.*

*First, there is a need to regulate and enforce the industry regulations and local business licensing requirements that will be enacted. While the Department of Taxation is the primary entity responsible for the enforcement of regulations, complaints, allegations of criminal conduct, and crimes directed at the industry will undoubtedly fall on local law enforcement for investigation.*

*Second, law enforcement must deal with crimes occurring outside of industry related to recreational marijuana. This includes increase in driving impaired by marijuana users, required training for officers, problems with home grow operations, possible increase in black market activity, public consumption, robbery and burglary of businesses, increased homelessness, change of practices and procedures for detention centers, increase on crime labs, etc...*

*These impacts will require additional police resources, investigators, training requirements, purchase of certain equipment. The complete scope of the impact is currently unknown.*

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

*None at this time*

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

*This recommendation could be codified in law by the Nevada Legislature, outlined in the Department of Taxation regulation process, and/or directed to local government by action of the Governor's Office.*

1. Additional information (cost of implementation, priority according to the recommendations, etc.).

*Local government could claim a potential cost associated to the allocation of resources to develop a revenue plan for public safety.*