

SENATE BILL NO. 18—COMMITTEE ON JUDICIARY

PREFILED JANUARY 18, 1999

Referred to Committee on Judiciary

SUMMARY—Prohibits certain acts related to biological weapons. (BDR 15-108)

FISCAL NOTE: Effect on Local Government: No.
 Effect on the State or on Industrial Insurance: Yes.

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EXPLANATION – Matter in ***bolded italics*** is new; matter between brackets ~~omitted material~~ is material to be omitted.

AN ACT relating to biological weapons; prohibiting the development, production, stockpiling, transfer, acquisition, retention or possession of a biological agent, toxin or delivery system in certain circumstances; providing a penalty; and providing other matters properly relating thereto.

THE PEOPLE OF THE STATE OF NEVADA, REPRESENTED IN SENATE AND
 ASSEMBLY, DO ENACT AS FOLLOWS:

- 1 **Section 1.** Chapter 202 of NRS is hereby amended by adding thereto a
- 2 new section to read as follows:
- 3 **1. A person who knowingly develops, produces, stockpiles, transfers,**
- 4 **acquires, retains or possesses a biological agent, toxin or delivery system**
- 5 **for use as a weapon, or who knowingly assists an organization to do so, is**
- 6 **guilty of a category A felony and shall be punished by imprisonment in**
- 7 **the state prison:**
- 8 **(a) For life with the possibility of parole, with eligibility for parole**
- 9 **beginning when a minimum of 10 years has been served; or**
- 10 **(b) For a definite term of 25 years, with eligibility for parole beginning**
- 11 **when a minimum of 10 years has been served.**
- 12 **2. As used in this section:**
- 13 **(a) “Biological agent” has the meaning ascribed to it in 18 U.S.C. §**
- 14 **178.**
- 15 **(b) “Delivery system” has the meaning ascribed to it in 18 U.S.C. §**
- 16 **178.**
- 17 **(c) “Toxin” has the meaning ascribed to it in 18 U.S.C. § 178.**
- 18 **3. As used in this section, the term “for use as a weapon” does not**
- 19 **include the development, production, transfer, acquisition, retention or**

1 *possession of a biological agent, toxin or delivery system for prophylactic,*
2 *protective or other peaceful purposes.*
3 **Sec. 2.** The amendatory provisions of this act do not apply to acts that
4 are committed before October 1, 1999.

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