

CHAPTER.....

AN ACT relating to crimes; prohibiting the sale of black powder and smokeless gunpowder to certain persons; providing a penalty; and providing other matters properly relating thereto.

**Legislative Counsel's Digest:**

Under federal law, it is a crime for licensed importers, manufacturers, dealers or collectors of firearms or ammunition to sell or deliver any firearm or ammunition: (1) to a person who the licensee knows or reasonably believes is under 18 years of age; or (2) if the firearm is not a shotgun or rifle or the ammunition is not for use in a shotgun or rifle, to a person who the licensee knows or reasonably believes is under 21 years of age. (18 U.S.C. § 922(b)(1)) This bill similarly makes it unlawful for a person to distribute: (1) black powder to a person who is under 18 years of age; or (2) smokeless gunpowder to a person who is under 18 years of age or, if such smokeless gunpowder is not intended for use in a rifle or shotgun, to a person who is under 21 years of age. A person who violates any such provision is guilty of a misdemeanor, punishable by a fine of up to \$500.

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

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

**Section 1.** Chapter 476 of NRS is hereby amended by adding thereto a new section to read as follows:

*1. Except as otherwise provided in subsection 2, any person who distributes:*

*(a) Black powder to a person under the age of 18 years; or*

*(b) Smokeless gunpowder to a person:*

*(1) Under the age of 18 years; or*

*(2) Under the age of 21 years, if the smokeless gunpowder is intended for use other than in a rifle or shotgun,*

*↪ is guilty of a misdemeanor and shall be punished by a fine of not more than \$500.*

*2. A person shall be deemed to be in compliance with the provisions of subsection 1 if, before the person distributes black powder or smokeless gunpowder to another person, the person:*

*(a) Asks the other person to declare the intended use for the black powder or smokeless gunpowder;*

*(b) Demands that the other person present a valid driver's license or other written or documentary evidence which shows that the other person meets the appropriate age requirement set forth in subsection 1;*



*(c) Is presented a valid driver's license or other written or documentary evidence which shows that the other person meets the appropriate age requirement set forth in subsection 1; and*

*(d) Reasonably relies upon the declaration of intended use by the other person and the driver's license or other written or documentary evidence presented by the other person.*

*3. As used in this section, "distribute" has the meaning ascribed to it in NRS 476.010.*

