

Amendment No. 332

Senate Amendment to Senate Bill No. 416

(BDR 40-1140)

Proposed by: Senate Committee on Judiciary**Amends:** Summary: No Title: Yes Preamble: No Joint Sponsorship: No Digest: Yes

ASSEMBLY ACTION			Initial and Date	SENATE ACTION			Initial and Date	
Adopted	☐	Lost	☐ _____		Adopted	☐	Lost	☐ _____
Concurred In	☐	Not	☐ _____		Concurred In	☐	Not	☐ _____
Receded	☐	Not	☐ _____		Receded	☐	Not	☐ _____

EXPLANATION: Matter in (1) *blue bold italics* is new language in the original bill; (2) variations of green bold underlining is language proposed to be added in this amendment; (3) ~~red strikethrough~~ is deleted language in the original bill; (4) ~~purple double strikethrough~~ is language proposed to be deleted in this amendment; (5) orange double underlining is deleted language in the original bill proposed to be retained in this amendment.

AAK/BJE



Date: 4/20/2017

S.B. No. 416—Authorizes the formation of apprenticeship programs for medical marijuana establishment agents. (BDR 40-1140)



SENATE BILL NO. 416—SENATORS SPEARMAN,
SEGERBLOM; AND FARLEY

MARCH 20, 2017

Referred to Committee on Judiciary

SUMMARY—Authorizes the formation of apprenticeship programs for medical marijuana establishment agents. (BDR 40-1140)

FISCAL NOTE: Effect on Local Government: No.
Effect on the State: 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 marijuana; authorizing a medical marijuana establishment, ~~for~~ an association of medical marijuana establishments or a joint committee consisting of representatives of a labor organization and medical marijuana establishments to propose and enter into an agreement to carry out a program of apprenticeship for medical marijuana establishment agents; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

Existing law requires a person who volunteers or works at or provides labor to a medical marijuana establishment as a medical marijuana establishment agent to register with the Division of Public and Behavioral Health of the Department of Health and Human Services. (NRS 453A.332) Existing law also requires the State Apprenticeship Council to register and approve or reject proposed programs and standards for apprenticeship. (NRS 610.095) This bill authorizes a medical marijuana establishment, ~~for~~ an association of medical marijuana establishments or a joint committee consisting of representatives of a labor organization and medical marijuana establishments to propose and enter into an agreement to carry out a program of apprenticeship for medical marijuana establishment agents.

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

Section 1. NRS 453A.352 is hereby amended to read as follows:
453A.352 1. The operating documents of a medical marijuana establishment must include procedures:
(a) For the oversight of the medical marijuana establishment; and
(b) To ensure accurate recordkeeping, including, without limitation, the provisions of NRS 453A.354 and 453A.356.
2. Except as otherwise provided in this subsection, a medical marijuana establishment:

1 (a) That is a medical marijuana dispensary must have a single entrance for
2 patrons, which must be secure, and shall implement strict security measures to deter
3 and prevent the theft of marijuana and unauthorized entrance into areas containing
4 marijuana.

5 (b) That is not a medical marijuana dispensary must have a single secure
6 entrance and shall implement strict security measures to deter and prevent the theft
7 of marijuana and unauthorized entrance into areas containing marijuana.

8 ➤ The provisions of this subsection do not supersede any state or local
9 requirements relating to minimum numbers of points of entry or exit, or any state or
10 local requirements relating to fire safety.

11 3. A medical marijuana establishment is prohibited from acquiring,
12 possessing, cultivating, manufacturing, delivering, transferring, transporting,
13 supplying or dispensing marijuana for any purpose except to:

14 (a) Directly or indirectly assist patients who possess valid registry
15 identification cards; and

16 (b) Assist patients who possess valid registry identification cards or letters of
17 approval by way of those patients' designated primary caregivers.

18 ➤ For the purposes of this subsection, a person shall be deemed to be a patient who
19 possesses a valid registry identification card or letter of approval if he or she
20 qualifies for nonresident reciprocity pursuant to NRS 453A.364.

21 4. All cultivation or production of marijuana that a cultivation facility carries
22 out or causes to be carried out must take place in an enclosed, locked facility at the
23 physical address provided to the Division during the registration process for the
24 cultivation facility. Such an enclosed, locked facility must be accessible only by
25 medical marijuana establishment agents who are lawfully associated with the
26 cultivation facility, except that limited access by persons necessary to perform
27 construction or repairs or provide other labor is permissible if such persons are
28 supervised by a medical marijuana establishment agent.

29 5. A medical marijuana dispensary and a cultivation facility may acquire
30 usable marijuana or marijuana plants from a person who holds a valid registry
31 identification card, including, without limitation, a designated primary caregiver.
32 Except as otherwise provided in this subsection, the patient or caregiver, as
33 applicable, must receive no compensation for the marijuana. A patient who holds a
34 valid registry identification card, and the designated primary caregiver of such a
35 patient, or the designated primary caregiver of a person who holds a letter of
36 approval may sell usable marijuana to a medical marijuana dispensary one time and
37 may sell marijuana plants to a cultivation facility one time.

38 6. A medical marijuana establishment shall not allow any person to consume
39 marijuana on the property or premises of the establishment.

40 7. Medical marijuana establishments are subject to reasonable inspection by
41 the Division at any time, and a person who holds a medical marijuana establishment
42 registration certificate must make himself or herself, or a designee thereof,
43 available and present for any inspection by the Division of the establishment.

44 8. A medical marijuana establishment, ~~for~~ an association of medical
45 marijuana establishments or a joint committee consisting of representatives of a
46 labor organization and medical marijuana establishments may, in accordance
47 with the provisions of chapter 610 of NRS, propose and enter into an agreement
48 to carry out a program of apprenticeship for medical marijuana establishment
49 agents.

50 9. As used in this section, "labor organization" has the meaning ascribed to
51 it in NRS 613.230.

52 Sec. 2. This act becomes effective on July 1, 2017.