
ASSEMBLY BILL NO. 144—ASSEMBLYMEN LEAVITT, TITUS,
DICKMAN, ELLISON, WHEELER; HAFEN, HANSEN, HARDY,
KASAMA, MATTHEWS, MCARTHUR AND O’NEILL

FEBRUARY 16, 2021

JOINT SPONSORS: SENATORS HARDY, BUCK;
HAMMOND AND KIECKHEFER

Referred to Committee on Judiciary

SUMMARY—Revises provisions relating to background checks for
certain sales or transfers of firearms. (BDR 15-699)

FISCAL NOTE: Effect on Local Government: No.
Effect on the State: No.

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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 firearms; revising certain exceptions to the
requirement to conduct a background check when an
unlicensed person is selling or transferring a firearm; and
providing other matters properly relating thereto.

Legislative Counsel’s Digest:

Existing law generally prohibits an unlicensed person from selling or
transferring a firearm to another unlicensed person unless a licensed dealer first
conducts a background check on the buyer or transferee, with certain exceptions.
(NRS 202.2547) One such exception is that a background check is not required to
be conducted for the sale or transfer of a firearm by or to: (1) any law enforcement
agency; and (2) to the extent he or she is acting within the course and scope of his
or her employment and official duties, any peace officer, security guard entitled to
carry a firearm under NAC 648.345, member of the armed forces or federal official.
(NRS 202.2548) This bill revises that exception with respect to the sale or transfer
of a firearm by or to a peace officer by: (1) removing the requirement that the peace
officer be acting within the course and scope of his or her employment and official
duties; and (2) adding the requirement that the peace officer be employed by a law
enforcement agency and in good standing.



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

Section 1. NRS 202.2548 is hereby amended to read as follows:

202.2548 The provisions of NRS 202.2547 do not apply to:

1. The sale or transfer of a firearm by or to any law enforcement agency and, to the extent he or she is acting within the course and scope of his or her employment and official duties, any ~~peace officer,~~ security guard entitled to carry a firearm under NAC 648.345, member of the armed forces or federal official.

2. *The sale or transfer of a firearm by or to any peace officer who is:*

(a) *Employed by a law enforcement agency; and*

(b) *In good standing. A peace officer shall be deemed to be in good standing if the peace officer is not currently suspended without pay.*

3. The sale or transfer of an antique firearm, as defined in 18 U.S.C. § 921(a)(16).

~~3.~~ 4. The sale or transfer of a firearm between immediate family members, which for the purposes of this section means spouses and domestic partners and any of the following relations, whether by whole or half blood, adoption, or step-relation: parents, children, siblings, grandparents, grandchildren, aunts, uncles, nieces and nephews.

~~4.~~ 5. The transfer of a firearm to an executor, administrator, trustee or personal representative of an estate or a trust that occurs by operation of law upon the death of the former owner of the firearm.

~~5.~~ 6. A temporary transfer of a firearm to a person who is not prohibited from buying or possessing firearms under state or federal law if such transfer:

(a) Is necessary to prevent imminent death or great bodily harm; and

(b) Lasts only as long as immediately necessary to prevent such imminent death or great bodily harm.

~~6.~~ 7. A temporary transfer of a firearm if:

(a) The transferor has no reason to believe that the transferee is prohibited from buying or possessing firearms under state or federal law;

(b) The transferor has no reason to believe that the transferee will use or intends to use the firearm in the commission of a crime; and

(c) Such transfer occurs and the transferee's possession of the firearm following the transfer is exclusively:



(1) At an established shooting range authorized by the governing body of the jurisdiction in which such range is located;

(2) At a lawful organized competition involving the use of a firearm;

(3) While participating in or practicing for a performance by an organized group that uses firearms as a part of the public performance;

(4) While hunting or trapping if the hunting or trapping is legal in all places where the transferee possesses the firearm and the transferee holds all licenses or permits required for such hunting or trapping; or

(5) While in the presence of the transferor.

Sec. 2. This act becomes effective on July 1, 2021.

