

EMERGENCY REQUEST OF SENATE MAJORITY LEADER

SENATE BILL NO. 452—SENATOR CANNIZZARO

MAY 18, 2021

Referred to Committee on Judiciary

SUMMARY—Prohibits the carrying or possession of a firearm on a covered premises in certain circumstances. (BDR 15-1154)

FISCAL NOTE: Effect on Local Government: Increases or Newly Provides for Term of Imprisonment in County or City Jail or Detention Facility.  
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 crimes; prohibiting a person from carrying or possessing a firearm on a covered premises under certain circumstances; providing a penalty; requiring the reporting of certain information relating to carrying or possessing a firearm on a covered premises; and providing other matters properly relating thereto.

**Legislative Counsel's Digest:**

Existing law prohibits a person from carrying or possessing certain weapons while on the property of the Nevada System of Higher Education, a private or public school or a child care facility, or while in a vehicle of a private or public school or child care facility, unless the person: (1) is a peace officer; (2) is a school security guard; or (3) has written permission from the president of a branch or facility of the Nevada System of Higher Education, the principal of the school or a person designated by the child care facility to give permission to carry or possess the weapon. (NRS 202.265) **Section 1** of this bill establishes similar provisions which make it unlawful for a person to carry or possess a firearm on a covered premises if the owner or operator or an agent thereof has elected to prohibit the carrying or possession of a firearm on the covered premises. **Section 1** defines "covered premises" as any real property containing a licensed gaming establishment which is owned or operated by a person who holds a nonrestricted gaming license or any affiliate thereof.

**Section 1** requires the owner or operator of a covered premises or an agent thereof who elects to prohibit the carrying or possession of a firearm on the covered premises to: (1) notify the applicable law enforcement agency that the owner,



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operator or agent has elected to prohibit the carrying or possession of a firearm on the covered premises; (2) adopt certain policies and procedures; (3) post any policy prohibiting the carrying or possession of a firearm on the Internet website of the covered premises; and (4) post certain signs in certain locations on the covered premises.

**Section 1** provides that any person who carries or possesses a firearm on a covered premises in an unlawful manner: (1) is guilty of a gross misdemeanor; and (2) must be given an opportunity by a peace officer to comply with the policies and procedures before he or she is arrested. Finally, **section 1** requires the owner or operator of a covered premises or an agent thereof to submit to the Nevada Gaming Control Board a report containing certain information relating to any incident wherein a law enforcement agency was called to respond. **Section 3.3** of this bill then requires the Board to transmit annually such reports to the Director of the Legislative Counsel Bureau for transmittal to the Legislature.

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

**Section 1.** Chapter 202 of NRS is hereby amended by adding thereto a new section to read as follows:

*1. Except as otherwise provided in this section, a person shall not carry or possess a firearm on a covered premises if an owner or operator of a covered premises or an agent thereof does all of the following:*

*(a) Elects to prohibit a person from carrying or possessing a firearm on the covered premises.*

*(b) Not later than 7 calendar days after making an election pursuant to paragraph (a), notifies a law enforcement agency with jurisdiction over a violation of this subsection of such an election.*

*(c) Adopts policies and procedures to carry out the provisions of this section. The policies and procedures must include training for any security guard employed by the owner or operator of the covered premises. Such training must include, without limitation:*

*(1) De-escalation techniques;*

*(2) Completion and certification from a course of training approved by the Private Investigator's Licensing Board in carrying, handling and using firearms safely;*

*(3) Competency in cultural diversity; and*

*(4) Implicit bias.*

*(d) Posts any policy that prohibits the carrying or possession of a firearm pursuant to this section on the Internet website of the covered premises.*

*(e) Posts at each public entrance, hotel check-in, if applicable, and cashier cage, if applicable, of the covered premises the following sign, which must be not less than 8 1/2 inches in width by 11 inches in height:*





2. Except as otherwise provided in this section, a person who violates subsection 1 is guilty of a gross misdemeanor.

3. Before making an arrest pursuant to this section, a peace officer must provide the person an opportunity to comply with the policies and procedures of the covered premises.

4. This section:

(a) Except as otherwise provided in paragraph (b), applies to any person entering a covered premises, including, without limitation, any person who is the holder of a permit to carry a concealed firearm issued pursuant to NRS 202.3653 to 202.369, inclusive.

(b) Does not apply to:

(1) A peace officer;

(2) A residential unit owner who:

(I) Carries or stores a firearm in his or her unit;

(II) Carries a firearm directly to his or her unit from a location where he or she is authorized to carry or store a firearm under this subparagraph or from his or her unit to a location where he or she is authorized to carry or store a firearm under this subparagraph;

(III) Carries or stores a firearm in his or her vehicle located in a parking area designated for the residential unit owner; or

(IV) Carries a firearm directly to his or her vehicle located in a parking area designated for the residential unit owner from a location where he or she is authorized to carry or store a firearm under this subparagraph or from such a vehicle to a location where he or she is authorized to carry or store a firearm under this subparagraph;

(3) A guest of a public accommodation facility who:



(I) Purchases a firearm at a trade show in this State;  
(II) Transports the purchased firearm directly from the trade show to the public accommodation facility in accordance with all applicable laws;

(III) Enters the public accommodation facility with the firearm unloaded and contained within a bag; and

(IV) Notifies the public accommodation facility in writing that his or her bag contains an unloaded firearm; or

(4) A person who has the written consent of the owner or operator of a covered premises or an agent thereof to carry or possess a firearm on the covered premises.

5. If the owner or operator of a covered premises or an agent thereof requests the assistance of a law enforcement agency to enforce the provisions of this section, the person making such a request must submit a report to the Nevada Gaming Control Board. The report must include, without limitation:

(a) The date, time and location of the incident giving rise to the request; and

(b) The demographic information of the person suspected of violating this section.

6. As used in this section:

(a) "Consent" does not include consent that is induced by force, threat or fraud.

(b) "Covered premises" means any real property containing a licensed gaming establishment which is owned or operated by a person who holds a nonrestricted license, as defined in NRS 463.0177, or any affiliate thereof. The term includes, without limitation, any tenant of the real property or establishment located within the bounds of the real property.

(c) "Law enforcement agency" has the meaning ascribed to it in NRS 289.010.

(d) "Licensed gaming establishment" has the meaning ascribed to it in NRS 463.0169.

(e) "Peace officer" has the meaning ascribed to it in NRS 289.010.

(f) "Public entrance" includes, without limitation, a parking lot or parking structure.

(g) "Residential unit owner" has the meaning ascribed to it in NRS 116B.205.

(h) "Trade show" means an event of limited duration primarily attended by members of a particular trade or industry for the purpose of exhibiting their merchandise or services or discussing matters of interest to members of that trade or industry.

Sec. 2. (Deleted by amendment.)

Sec. 3. (Deleted by amendment.)



**Sec. 3.3.** Chapter 463 of NRS is hereby amended by adding thereto a new section to read as follows:

*The Board shall transmit the reports submitted pursuant to section 1 of this act to the Director of the Legislative Counsel Bureau for transmission to the Legislature on or before January 1 of each calendar year.*

**Sec. 3.7.** The provisions of NRS 218D.380 do not apply to any provision of this act which adds or revises a requirement to submit a report to the Legislature.

**Sec. 4.** Notwithstanding the provisions of NRS 218D.430 and 218D.435, a committee, other than the Assembly Standing Committee on Ways and Means and the Senate Standing Committee on Finance, may vote on this act before the expiration of the period prescribed for the return of a fiscal note in NRS 218D.475. This section applies retroactively from and after March 22, 2021.

**Sec. 5.** This act becomes effective upon passage and approval.

