

SENATE BILL NO. 31—COMMITTEE ON COMMERCE AND LABOR

(ON BEHALF OF THE CANNABIS COMPLIANCE BOARD)

PREFILED NOVEMBER 16, 2022

Referred to Committee on Commerce and Labor

**SUMMARY**—Authorizes a cannabis establishment to move to a new location under the jurisdiction of a different local government under certain circumstances. (BDR 56-279)

**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 cannabis; authorizing a cannabis establishment to move to a new location under the jurisdiction of a different local government under certain circumstances; deeming the license of a cannabis establishment that completes such a move to have been issued in the local governmental jurisdiction in which the new location is located; and providing other matters properly relating thereto.

**Legislative Counsel’s Digest:**

Existing law authorizes a cannabis establishment to move to a new location under the jurisdiction of the same local government as its original location if the local government approves the move. (NRS 678B.500) This bill authorizes a cannabis establishment to move to a new location under the jurisdiction of a different local government if: (1) the local government in which the new location is located and the Cannabis Compliance Board approve the move; and (2) the new location is not located in a county whose population is 100,000 or more (currently Clark and Washoe Counties).

Existing law limits the number of medical cannabis establishment licenses for a medical cannabis dispensary and adult-use cannabis establishment licenses for an adult-use cannabis retail store that the Board is authorized to issue in a county based on the population of the county. (NRS 678B.220, 678B.260) With respect to a county whose population is 100,000 or more (currently Clark and Washoe Counties), existing law requires the Board to ensure that: (1) not more than 25 percent of the total number of medical cannabis dispensaries that are authorized to be licensed in the county are located within one local governmental jurisdiction



within the county; and (2) the Board does not issue to one person, group of persons or entity the greater of one medical or adult-use cannabis establishment license or more than 10 percent of the total number of such licenses otherwise allocable for the county. (NRS 678B.230, 678B.270) Existing law also imposes certain requirements on the Board regarding the issuance of adult-use cannabis establishment licenses for a retail cannabis consumption lounge or an independent cannabis consumption lounge in a local governmental jurisdiction that limits the number of business licenses issued to cannabis consumption lounges. (NRS 678B.327) This bill provides that, for the purposes of those requirements and restrictions, the license of a cannabis establishment that moves to a new location under the jurisdiction of a different local government is deemed to have been issued in the local governmental jurisdiction in which the new location is located.

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

**Section 1.** NRS 678B.500 is hereby amended to read as follows:

678B.500 1. Each cannabis establishment must comply with all local ordinances and rules pertaining to zoning, land use and signage.

2. A cannabis establishment may move to a new location under the jurisdiction of the same local government as its original location and regardless of the distance from its original location if the operation of the cannabis establishment at the new location has been approved by the local government. A local government may approve a new location pursuant to this subsection only in a public hearing for which written notice is given at least 7 working days before the hearing.

*3. A cannabis establishment may move to a new location under a different local governmental jurisdiction than its original location if:*

*(a) The operation of the cannabis establishment at the new location has been approved by:*

*(1) The local governmental jurisdiction of the new location; and*

*(2) The Board; and*

*(b) The new location is located in a county whose population is less than 100,000.*

*4. For the purposes of NRS 678B.220, 678B.230, 678B.260, 678B.270 and 678B.327, the license of a cannabis establishment that moves to a new location under a different local governmental jurisdiction than its original location pursuant to subsection 3 shall be deemed to have been issued in the local governmental jurisdiction in which the new location is located.*



- 1        **5.** *As used in this section, “local governmental jurisdiction”*  
2        *means a city or unincorporated area within a county.*  
3        **Sec. 2.** This act becomes effective on July 1, 2023.

