

MOCK-UP

PROPOSED AMENDMENT 4520 TO
SENATE BILL NO. 115

PREPARED FOR SENATOR DENIS
MAY 8, 2017

PREPARED BY THE LEGAL DIVISION

NOTE: THIS DOCUMENT SHOWS PROPOSED AMENDMENTS IN CONCEPTUAL FORM. THE LANGUAGE AND ITS PLACEMENT IN THE OFFICIAL AMENDMENT MAY DIFFER.

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.

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

Section 1. NRS 202.265 is hereby amended to read as follows:

202.265 1. Except as otherwise provided in this section, a person shall not carry or possess while on the property of the Nevada System of Higher Education ~~or~~ or a private or public school, *public library* or child care facility, or while in a vehicle of a private or public school, *public library* or child care facility:

- (a) An explosive or incendiary device;
- (b) A dirk, dagger or switchblade knife;
- (c) A nunchaku or trefoil;
- (d) A blackjack or billy club or metal knuckles;
- (e) A pneumatic gun;
- (f) A pistol, revolver or other firearm; or
- (g) Any device used to mark any part of a person with paint or any other substance.

2. Any person who violates subsection 1 is guilty of a gross misdemeanor.

3. This section does not prohibit the possession of a weapon listed in subsection 1 on ~~the property of~~

~~(a) A~~ :

(a) The property of a public library, the Nevada System of Higher Education or a private or public school or child care facility by a:

- (1) Peace officer;
- (2) School security guard; or
- (3) Person having written permission from *the governing board of the public library*, the president of a branch or facility of the Nevada System of Higher Education, ~~or~~ the principal of the school or the person designated by ~~or~~ *the* child care facility to give permission to carry or possess the weapon.

(b) A road or parking lot located on the property of a public library, the Nevada System of Higher Education or a private or public school or child care facility unless the governing board of the public library, the president of a branch or facility of the Nevada System of Higher Education, the principal of the school or the person designated by the child care facility to adopt policies relating to weapons adopts a policy prohibiting the possession of a weapon listed in subsection 1 on any such road or parking lot.

(c) The property of a child care facility which is located at or in the home of a natural person by the person who owns or operates the facility so long as the person resides in the home and the person complies with any laws governing the possession of such a weapon.

4. The provisions of this section apply to a child care facility located at or in the home of a natural person only during the normal hours of business of the facility.

5. For the purposes of this section:

1 (a) "Child care facility" means any child care facility that is licensed pursuant to chapter 432A of
2 NRS or licensed by a city or county.

3 (b) "Nunchaku" has the meaning ascribed to it in NRS 202.350.

4 (c) "Pneumatic gun" means any implement designed as a gun that may expel a ball bearing or a pellet
5 by action of pneumatic pressure. The term includes, without limitation, a paintball gun that expels plastic
6 balls filled with paint for the purpose of marking the point of impact.

7 (d) *"Public library" has the meaning ascribed to it in*
8 *NRS 379.0057.*

9 (e) "Switchblade knife" means a spring-blade knife, snap-blade knife or any other knife having the
10 appearance of a pocketknife, any blade of which is 2 or more inches long and which can be released
11 automatically by a flick of a button, pressure on the handle or other mechanical device, or is released by
12 any type of mechanism. The term does not include a knife which has a blade that is held in place by a
13 spring if the blade does not have any type of automatic release.

14 ~~(f)~~ (f) "Trefoil" has the meaning ascribed to it in
15 NRS 202.350.

16 ~~(g)~~ (g) "Vehicle" has the meaning ascribed to "school bus" in NRS 484A.230.

17 **Sec. 2.** NRS 202.3673 is hereby amended to read as follows:

18 202.3673 1. Except as otherwise provided in subsections 2 and 3, a permittee may carry a
19 concealed firearm while the permittee is on the premises of any public building.

20 2. A permittee shall not carry a concealed firearm while the permittee is on the premises of a public
21 building that is located on the property of a public airport.

22 3. A permittee shall not carry a concealed firearm while the permittee is on the premises of:

23 (a) A public building that is located on the property of a public school, *a public library* or a child
24 care facility or the property of the Nevada System of Higher Education, unless the permittee has obtained
25 written permission to carry a concealed firearm while he or she is on the premises of the public building
26 pursuant to subparagraph (3) of paragraph (a) of subsection 3 of NRS 202.265.

27 (b) A public building that has a metal detector at each public entrance or a sign posted at each public
28 entrance indicating that no firearms are allowed in the building, unless the permittee is not prohibited
29 from carrying a concealed firearm while he or she is on the premises of the public building pursuant to
30 subsection 4.

31 4. The provisions of paragraph (b) of subsection 3 do not prohibit:

32 (a) A permittee who is a judge from carrying a concealed firearm in the courthouse or courtroom in
33 which the judge presides or from authorizing a permittee to carry a concealed firearm while in the
34 courtroom of the judge and while traveling to and from the courtroom of the judge.

35 (b) A permittee who is a prosecuting attorney of an agency or political subdivision of the United
36 States or of this State from carrying a concealed firearm while he or she is on the premises of a public
37 building.

38 (c) A permittee who is employed in the public building from carrying a concealed firearm while he or
39 she is on the premises of the public building.

40 (d) A permittee from carrying a concealed firearm while he or she is on the premises of the public
41 building if the permittee has received written permission from the person in control of the public building
42 to carry a concealed firearm while the permittee is on the premises of the public building.

43 5. A person who violates subsection 2 or 3 is guilty of a misdemeanor.

44 6. As used in this section:

45 (a) "Child care facility" has the meaning ascribed to it in paragraph (a) of subsection 5 of NRS
46 202.265.

47 (b) "Public building" means any building or office space occupied by:

48 (1) Any component of the Nevada System of Higher Education and used for any purpose related to
49 the System; or

50 (2) The Federal Government, the State of Nevada or any county, city, school district or other
51 political subdivision of the State of Nevada and used for any public purpose.

52 ↪ If only part of the building is occupied by an entity described in this subsection, the term means only
53 that portion of the building which is so occupied.

54 (c) *"Public library" has the meaning ascribed to it in*
55 *NRS 379.0057.*

56 **Sec. 3.** This act becomes effective on July 1, 2017.