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SENATE BILL NO. 137—SENATORS GUSTAVSON; CEGAVSKE,  
GOICOECHEA AND SETTELMAYER

FEBRUARY 18, 2013

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JOINT SPONSORS: ASSEMBLYMEN FIORE, OSCARSON; ELLISON,  
HAMBRICK, HANSEN, LIVERMORE AND WHEELER

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Referred to Committee on Judiciary

SUMMARY—Revises provisions governing concealed firearms.  
(BDR 15-426)

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.

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AN ACT relating to concealed firearms; removing the prohibition against carrying a concealed firearm; repealing certain provisions relating to permits to carry concealed firearms; deleting certain provisions relating to the registration of firearms capable of being concealed; and providing other matters properly relating thereto.

**Legislative Counsel's Digest:**

1 Existing law prohibits a person from carrying certain concealed weapons,  
2 including firearms, without a permit. (NRS 202.350, 202.3653-202.369) **Section 2**  
3 of this bill removes firearms from the list of weapons which a person is prohibited  
4 from carrying in a concealed manner. **Section 11** of this bill repeals the provision  
5 which requires a person to have a permit to carry a concealed firearm and repeals  
6 certain other provisions concerning permits to carry concealed firearms.  
7 Existing law also requires certain political subdivisions of this State in a county  
8 whose population is 700,000 or more (currently Clark County), which adopted  
9 ordinances or regulations before June 13, 1989, that require the registration of  
10 firearms capable of being concealed, to make certain amendments to such  
11 registration provisions. (NRS 244.364, 268.418, 269.222) **Sections 8-10** of this bill  
12 delete the provisions requiring certain political subdivisions of this State to make  
13 such amendments.



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

- 1       **Section 1.** NRS 202.340 is hereby amended to read as follows:  
2       202.340 1. Except as otherwise provided for firearms  
3       forfeitable pursuant to NRS 453.301, when any instrument or  
4       weapon described in NRS 202.350 *or any firearm* is taken from the  
5       possession of any person charged with the commission of any public  
6       offense or crime or any child charged with committing a delinquent  
7       act, the instrument , ~~☒~~ weapon *or firearm* must be surrendered to:  
8       (a) The head of the police force or department of an  
9       incorporated city if the possession thereof was detected by any  
10      member of the police force of the city; or  
11      (b) The chief administrator of a state law enforcement agency,  
12      for disposal pursuant to NRS 333.220, if the possession thereof was  
13      detected by any member of the agency.  
14      ↳ In all other cases, the instrument , ~~☒~~ weapon *or firearm* must  
15      be surrendered to the sheriff of the county or the sheriff of the  
16      metropolitan police department for the county in which the  
17      instrument , ~~☒~~ weapon *or firearm* was taken.  
18      2. Except as otherwise provided in subsection 5, the governing  
19      body of the county or city or the metropolitan police committee on  
20      fiscal affairs shall at least once a year order the local law  
21      enforcement officer to whom any instrument , ~~☒~~ weapon *or*  
22      *firearm* is surrendered pursuant to subsection 1 to:  
23      (a) Retain the confiscated instrument , ~~☒~~ weapon *or firearm*  
24      for use by the law enforcement agency headed by the officer;  
25      (b) Sell the confiscated instrument , ~~☒~~ weapon *or firearm* to  
26      another law enforcement agency;  
27      (c) Destroy or direct the destruction of the confiscated  
28      instrument , ~~☒~~ weapon *or firearm* if it is not otherwise required to  
29      be destroyed pursuant to subsection 5;  
30      (d) Trade the confiscated instrument , ~~☒~~ weapon *or firearm* to  
31      a properly licensed retailer or wholesaler in exchange for equipment  
32      necessary for the performance of the agency's duties; or  
33      (e) Donate the confiscated instrument , ~~☒~~ weapon *or firearm*  
34      to a museum, the Nevada National Guard or, if appropriate, to  
35      another person for use which furthers a charitable or public interest.  
36      3. All proceeds of a sale ordered pursuant to subsection 2 by:  
37      (a) The governing body of a county or city must be deposited  
38      with the county treasurer or the city treasurer and the county  
39      treasurer or the city treasurer shall credit the proceeds to the general  
40      fund of the county or city.  
41      (b) A metropolitan police committee on fiscal affairs must be  
42      deposited in a fund which was created pursuant to NRS 280.220.



1 4. Any officer receiving an order pursuant to subsection 2 shall  
2 comply with the order as soon as practicable.

3 5. Except as otherwise provided in subsection 6, the officer to  
4 whom a confiscated instrument , ~~or~~ weapon *or firearm* is  
5 surrendered pursuant to subsection 1 shall:

6 (a) Except as otherwise provided in paragraph (c), destroy or  
7 direct to be destroyed any instrument , ~~or~~ weapon *or firearm*  
8 which is determined to be dangerous to the safety of the public.

9 (b) Except as otherwise provided in paragraph (c), return any  
10 instrument , ~~or~~ weapon ~~or~~ *firearm* which has not been  
11 destroyed pursuant to paragraph (a):

12 (1) Upon demand, to the person from whom the instrument ,  
13 ~~or~~ weapon *or firearm* was confiscated if the person is acquitted of  
14 the public offense or crime of which the person was charged; or

15 (2) To the legal owner of the instrument , ~~or~~ weapon *or*  
16 *firearm* if the Attorney General or the district attorney determines  
17 that the instrument , ~~or~~ weapon *or firearm* was unlawfully  
18 acquired from the legal owner. If retention of the instrument , ~~or~~  
19 weapon *or firearm* is ordered or directed pursuant to paragraph (c),  
20 except as otherwise provided in paragraph (a), the instrument , ~~or~~  
21 weapon *or firearm* must be returned to the legal owner as soon as  
22 practicable after the order or direction is rescinded.

23 (c) Retain the confiscated instrument , ~~or~~ weapon *or firearm*  
24 held by the officer pursuant to an order of a judge of a court of  
25 record or by direction of the Attorney General or district attorney  
26 that the retention is necessary for purposes of evidence, until the  
27 order or direction is rescinded.

28 (d) Return any instrument , ~~or~~ weapon *or firearm* which was  
29 stolen to its rightful owner, unless the return is otherwise prohibited  
30 by law.

31 6. Before any disposition pursuant to subsection 5, the officer  
32 who is in possession of the confiscated instrument , ~~or~~ weapon *or*  
33 *firearm* shall submit a full description of the instrument , ~~or~~  
34 weapon *or firearm* to a laboratory which provides forensic services  
35 in this State. The director of the laboratory shall determine whether  
36 the instrument , ~~or~~ weapon ~~or~~ *firearm*:

37 (a) Must be sent to the laboratory for examination as part of a  
38 criminal investigation; or

39 (b) Is a necessary addition to a referential collection maintained  
40 by the laboratory for purposes relating to law enforcement.

41 **Sec. 2.** NRS 202.350 is hereby amended to read as follows:

42 202.350 1. Except as otherwise provided in this section and  
43 NRS 202.355 , ~~and 202.3653 to 202.369, inclusive,~~ a person  
44 within this State shall not:



1 (a) Manufacture or cause to be manufactured, or import into the  
2 State, or keep, offer or expose for sale, or give, lend or possess any  
3 knife which is made an integral part of a belt buckle or any  
4 instrument or weapon of the kind commonly known as a  
5 switchblade knife, blackjack, slungshot, billy, sand-club, sandbag or  
6 metal knuckles;

7 (b) Manufacture or cause to be manufactured, or import into the  
8 State, or keep, offer or expose for sale, or give, lend, possess or use  
9 a machine gun or a silencer, unless authorized by federal law;

10 (c) With the intent to inflict harm upon the person of another,  
11 possess or use a nunchaku or trefoil; or

12 (d) Carry concealed upon his or her person any:

13 (1) Explosive substance, other than ammunition or any  
14 components thereof;

15 (2) Dirk, dagger or machete;

16 (3) ~~{Pistol, revolver or other firearm, or other dangerous}~~  
17 *Dangerous* or deadly weapon ~~{}~~, *other than a pistol, revolver or*  
18 *other firearm;* or

19 (4) Knife which is made an integral part of a belt buckle.

20 2. Except as otherwise provided in NRS 202.275 and 212.185,  
21 a person who violates any of the provisions of:

22 (a) Paragraph (a) or (c) or subparagraph (2) or (4) of paragraph  
23 (d) of subsection 1 is guilty:

24 (1) For the first offense, of a gross misdemeanor.

25 (2) For any subsequent offense, of a category D felony and  
26 shall be punished as provided in NRS 193.130.

27 (b) Paragraph (b) or subparagraph (1) or (3) of paragraph (d) of  
28 subsection 1 is guilty of a category C felony and shall be punished  
29 as provided in NRS 193.130.

30 3. Except as otherwise provided in this subsection, the sheriff  
31 of any county may, upon written application by a resident of that  
32 county showing the reason or the purpose for which a concealed  
33 weapon is to be carried, issue a permit authorizing the applicant to  
34 carry in this State the concealed weapon described in the permit.  
35 The sheriff shall not issue a permit to a person to carry a  
36 switchblade knife. This subsection does not authorize the sheriff to  
37 issue a permit to a person to carry a pistol, revolver or other firearm.

38 4. Except as otherwise provided in subsection 5, this section  
39 does not apply to:

40 (a) Sheriffs, constables, marshals, peace officers, correctional  
41 officers employed by the Department of Corrections, special police  
42 officers, police officers of this State, whether active or honorably  
43 retired, or other appointed officers.



1 (b) Any person summoned by any peace officer to assist in  
2 making arrests or preserving the peace while the person so  
3 summoned is actually engaged in assisting such an officer.

4 (c) Any full-time paid peace officer of an agency of the United  
5 States or another state or political subdivision thereof when carrying  
6 out official duties in the State of Nevada.

7 (d) Members of the Armed Forces of the United States when on  
8 duty.

9 5. The exemptions provided in subsection 4 do not include a  
10 former peace officer who is retired for disability unless his or her  
11 former employer has approved his or her fitness to carry a concealed  
12 weapon.

13 6. The provisions of paragraph (b) of subsection 1 do not apply  
14 to any person who is licensed, authorized or permitted to possess or  
15 use a machine gun or silencer pursuant to federal law. The burden of  
16 establishing federal licensure, authorization or permission is upon  
17 the person possessing the license, authorization or permission.

18 7. This section shall not be construed to prohibit a qualified  
19 law enforcement officer or a qualified retired law enforcement  
20 officer from carrying a concealed weapon in this State if he or she is  
21 authorized to do so pursuant to 18 U.S.C. § 926B or 926C.

22 8. As used in this section:

23 (a) "Concealed weapon" means a weapon described in this  
24 section that is carried upon a person in such a manner as not to be  
25 discernible by ordinary observation.

26 (b) "Honorably retired" means retired in Nevada after  
27 completion of 10 years of creditable service as a member of the  
28 Public Employees' Retirement System. A former peace officer is  
29 not "honorably retired" if he or she was discharged for cause or  
30 resigned before the final disposition of allegations of serious  
31 misconduct.

32 (c) "Machine gun" means any weapon which shoots, is designed  
33 to shoot or can be readily restored to shoot more than one shot,  
34 without manual reloading, by a single function of the trigger.

35 (d) "Nunchaku" means an instrument consisting of two or more  
36 sticks, clubs, bars or rods connected by a rope, cord, wire or chain  
37 used as a weapon in forms of Oriental combat.

38 (e) "Qualified law enforcement officer" has the meaning  
39 ascribed to it in 18 U.S.C. § 926B(c).

40 (f) "Qualified retired law enforcement officer" has the meaning  
41 ascribed to it in 18 U.S.C. § 926C(c).

42 (g) "Silencer" means any device for silencing, muffling or  
43 diminishing the report of a firearm, including any combination of  
44 parts, designed or redesigned, and intended for use in assembling or



1 fabricating a silencer or muffler, and any part intended only for use  
2 in such assembly or fabrication.

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

10 (i) "Trefoil" means an instrument consisting of a metal plate  
11 having three or more radiating points with sharp edges, designed in  
12 the shape of a star, cross or other geometric figure and used as a  
13 weapon for throwing.

14 **Sec. 3.** NRS 33.018 is hereby amended to read as follows:

15 33.018 1. Domestic violence occurs when a person commits  
16 one of the following acts against or upon the person's spouse or  
17 former spouse, any other person to whom the person is related by  
18 blood or marriage, any other person with whom the person is or was  
19 actually residing, any other person with whom the person has had or  
20 is having a dating relationship, any other person with whom the  
21 person has a child in common, the minor child of any of those  
22 persons, the person's minor child or any other person who has been  
23 appointed the custodian or legal guardian for the person's minor  
24 child:

25 (a) A battery.

26 (b) An assault.

27 (c) Compelling the other person by force or threat of force to  
28 perform an act from which the other person has the right to refrain  
29 or to refrain from an act which the other person has the right to  
30 perform.

31 (d) A sexual assault.

32 (e) A knowing, purposeful or reckless course of conduct  
33 intended to harass the other person. Such conduct may include, but  
34 is not limited to:

35 (1) Stalking.

36 (2) Arson.

37 (3) Trespassing.

38 (4) Larceny.

39 (5) Destruction of private property.

40 (6) ~~Carrying~~ **Unlawfully carrying** a concealed weapon  
41 without a permit.

42 (7) Injuring or killing an animal.

43 (f) A false imprisonment.



1 (g) Unlawful entry of the other person's residence, or forcible  
2 entry against the other person's will if there is a reasonably  
3 foreseeable risk of harm to the other person from the entry.

4 2. As used in this section, "dating relationship" means  
5 frequent, intimate associations primarily characterized by the  
6 expectation of affectional or sexual involvement. The term does not  
7 include a casual relationship or an ordinary association between  
8 persons in a business or social context.

9 **Sec. 4.** NRS 171.1225 is hereby amended to read as follows:

10 171.1225 1. When investigating an act of domestic violence,  
11 a peace officer shall:

12 (a) Make a good faith effort to explain the provisions of NRS  
13 171.137 pertaining to domestic violence and advise victims of all  
14 reasonable means to prevent further abuse, including advising each  
15 person of the availability of a shelter or other services in the  
16 community.

17 (b) Provide a person suspected of being the victim of an act of  
18 domestic violence with a written copy of the following statements:

19 (1) My name is officer ..... (naming the  
20 investigating officer). Nevada law requires me to inform you of the  
21 following information.

22 (2) If I have probable cause to believe that a battery has been  
23 committed against you, your minor child or the minor child of the  
24 person believed to have committed the battery in the last 24 hours  
25 by your spouse, your former spouse, any other person to whom you  
26 are related by blood or marriage, a person with whom you are or  
27 were actually residing, a person with whom you have had or are  
28 having a dating relationship or a person with whom you have a child  
29 in common, I am required, unless mitigating circumstances exist, to  
30 arrest the person suspected of committing the act.

31 (3) If I am unable to arrest the person suspected of  
32 committing the battery, you have the right to request that the  
33 prosecutor file a criminal complaint against the person. I can  
34 provide you with information on this procedure. If convicted, the  
35 person who committed the battery may be placed on probation,  
36 ordered to see a counselor, put in jail or fined.

37 (4) The law provides that you may seek a court order for the  
38 protection of you or your minor children against further threats or  
39 acts of domestic violence. You do not need to hire a lawyer to  
40 obtain such an order for protection.

41 (5) An order for protection may require the person who  
42 committed or threatened the act of domestic violence against you to:

43 (I) Stop threatening, harassing or injuring you or your  
44 children;

45 (II) Move out of your residence;



- 1 (III) Stay away from your place of employment;  
2 (IV) Stay away from the school attended by your  
3 children;  
4 (V) Stay away from any place you or your children  
5 regularly go; and  
6 (VI) Avoid or limit all communication with you or your  
7 children.
- 8 (6) A court may make future orders for protection which  
9 award you custody of your children and require the person who  
10 committed or threatened the act of domestic violence against you to  
11 pay:
- 12 (I) The rent or mortgage due on the place in which you  
13 live;  
14 (II) The amount of money necessary for the support of  
15 your children; and  
16 (III) Part or all of the costs incurred by you in obtaining  
17 the order for protection.
- 18 (7) To get an order for protection, go to room number .....  
19 (state the room number of the office at the court) at the court, which  
20 is located at ..... (state the address of the court). Ask the  
21 clerk of the court to provide you with the forms for an order of  
22 protection.
- 23 (8) If the person who committed or threatened the act of  
24 domestic violence against you violates the terms of an order for  
25 protection, the person may be arrested and, if:
- 26 (I) The arresting officer determines that such a violation  
27 is accompanied by a direct or indirect threat of harm;  
28 (II) The person has previously violated a temporary or  
29 extended order for protection; or  
30 (III) At the time of the violation or within 2 hours after  
31 the violation, the person has a concentration of alcohol of 0.08 or  
32 more in the person's blood or breath or an amount of a prohibited  
33 substance in the person's blood or urine that is equal to or greater  
34 than the amount set forth in subsection 3 of NRS 484C.110,  
35 ➤ the person will not be admitted to bail sooner than 12 hours after  
36 arrest.
- 37 (9) You may obtain emergency assistance or shelter by  
38 contacting your local program against domestic violence at  
39 ..... (state name, address and telephone number of local  
40 program) or you may call, without charge to you, the Statewide  
41 Program Against Domestic Violence at ..... (state toll-  
42 free telephone number of Statewide Program).
- 43 2. As used in this section, "act of domestic violence" means  
44 any of the following acts committed by a person against his or her  
45 spouse, former spouse, any other person to whom he or she is





1 related by blood or marriage, a person with whom he or she is or  
2 was actually residing, a person with whom he or she has had or is  
3 having a dating relationship, a person with whom he or she has a  
4 child in common, the minor child of any of those persons or his or  
5 her minor child:

6 (a) A battery.  
7 (b) An assault.  
8 (c) Compelling the other by force or threat of force to perform  
9 an act from which he or she has the right to refrain or to refrain from  
10 an act which he or she has the right to perform.

11 (d) A sexual assault.  
12 (e) A knowing, purposeful or reckless course of conduct  
13 intended to harass the other. Such conduct may include, but is not  
14 limited to:

15 (1) Stalking.  
16 (2) Arson.  
17 (3) Trespassing.  
18 (4) Larceny.  
19 (5) Destruction of private property.  
20 (6) ~~Carrying~~ *Unlawfully carrying* a concealed weapon  
21 without a permit.

22 (f) False imprisonment.  
23 (g) Unlawful entry of the other's residence, or forcible entry  
24 against the other's will if there is a reasonably foreseeable risk of  
25 harm to the other from the entry.

26 3. The failure of a peace officer to carry out the requirements  
27 set forth in subsection 1 is not a defense in a criminal prosecution  
28 for the commission of an act of domestic violence, nor may such an  
29 omission be considered as negligence or as causation in any civil  
30 action against the peace officer or the officer's employer.

31 4. As used in this section, "dating relationship" means  
32 frequent, intimate associations primarily characterized by the  
33 expectation of affectional or sexual involvement. The term does not  
34 include a casual relationship or an ordinary association between  
35 persons in a business or social context.

36 **Sec. 5.** NRS 213.10983 is hereby amended to read as follows:

37 213.10983 1. A parole or probation officer shall immediately  
38 deliver to the Division any seized, abandoned or unclaimed  
39 property, other than an instrument or weapon described in NRS  
40 202.350 ~~or~~ *or a firearm*, which the parole or probation officer  
41 obtains in the pursuance of his or her duty, unless the parole or  
42 probation officer is required to retain the property as evidence  
43 pursuant to a court order or directive of the Attorney General or a  
44 district attorney. Property retained as evidence must be placed in a  
45 secured locker for evidence at a law enforcement agency in this state



1 and when released from evidence must be immediately delivered to  
2 the Division.

3 2. The Division shall keep the property for return to the owner  
4 and, unless it is contraband, return it to the owner if the owner  
5 submits a claim to the Division and establishes his or her ownership  
6 within 1 year after the Division comes into possession of it.  
7 Contraband includes any property which, if possessed by a parolee  
8 or probationer, would constitute a violation of the terms of his or her  
9 parole or probation or any federal or state law. Contraband becomes  
10 the property of the Division.

11 3. Any contraband consisting of controlled substances or  
12 dangerous drugs must be disposed of or destroyed as provided by  
13 law.

14 4. If the Division is not able to determine the owner of the  
15 property within the 1-year period, the Division acquires title to it  
16 and the Chief Parole and Probation Officer shall:

17 (a) Sell the property at a public auction at the same times and  
18 places that confiscated instruments , ~~hand~~ weapons *and firearms*  
19 are sold; or

20 (b) Retain the property for the official use of the Division.

21 5. The Division shall keep accurate records of all property  
22 governed by this section.

23 **Sec. 6.** NRS 213.10985 is hereby amended to read as follows:

24 213.10985 1. A parole or probation officer shall immediately  
25 deliver to the Division any seized, abandoned or unclaimed  
26 instrument or weapon described in NRS 202.350 *or firearm* which  
27 the parole or probation officer obtains in the pursuance of his or her  
28 duty, unless the parole or probation officer is required to retain it as  
29 evidence pursuant to a court order or directive of the Attorney  
30 General or a district attorney. Property retained as evidence must be  
31 placed in a secured locker for evidence at a law enforcement agency  
32 in this state and when released from evidence must be immediately  
33 delivered to the Division.

34 2. The Division shall:

35 (a) Destroy or direct to be destroyed the instrument , ~~or~~  
36 weapon *or firearm* if it is determined to be dangerous to the safety  
37 of the public.

38 (b) Return an instrument , ~~or~~ weapon *or firearm* which has not  
39 been destroyed pursuant to paragraph (a), upon demand, to any  
40 person other than a parolee or probationer:

41 (1) From whom it was confiscated if that person is acquitted  
42 of the public offense or crime of which that person was charged; or

43 (2) Who otherwise claims and establishes ownership of it.  
44 Any such instrument , ~~or~~ weapon *or firearm* which is not



1 destroyed, returned or claimed within 1 year after the Division  
2 comes into possession of it becomes the property of the Division.

3 3. The Chief Parole and Probation Officer shall at least once a  
4 year order the officers who have custody of such instruments, ~~and~~  
5 weapons *and firearms* that have become the property of the  
6 Division to:

7 (a) Retain the ~~instrument or weapon~~ *instruments, weapons*  
8 *and firearms* for official use by the Division.

9 (b) Deliver the instruments, ~~and~~ weapons *and firearms* to  
10 another custodial officer of the Division to be sold.

11 (c) Sell any such instrument, ~~or~~ weapon *or firearm* to another  
12 law enforcement agency at a price not less than its prevailing market  
13 value.

14 (d) Sell all unretained and unsold instruments, ~~and~~ weapons  
15 *and firearms* at a public auction to be held at least once in each  
16 year, after notice of such public auction describing the ~~instrument~~  
17 ~~or~~ *instruments, weapons and firearms* to be sold is published once  
18 a week for 2 weeks immediately preceding the date of the auction in  
19 a newspaper of general circulation in the county or city of the sale.

20 4. All proceeds of the sales provided for in subsection 3 must  
21 be deposited with the State Treasurer for credit to the State General  
22 Fund.

23 5. Any officer receiving an order as provided in subsection 3  
24 shall comply with such order as soon as practicable.

25 6. The Division shall keep accurate records of all instruments,  
26 ~~and~~ weapons *and firearms* governed by this section.

27 **Sec. 7.** NRS 217.400 is hereby amended to read as follows:

28 217.400 As used in NRS 217.400 to 217.475, inclusive, unless  
29 the context otherwise requires:

30 1. "Dating relationship" means frequent, intimate associations  
31 primarily characterized by the expectation of affectional or sexual  
32 involvement. The term does not include a casual relationship or an  
33 ordinary association between persons in a business or social context.

34 2. "Division" means the Division of Child and Family Services  
35 of the Department of Health and Human Services.

36 3. "Domestic violence" means:

37 (a) The attempt to cause or the causing of bodily injury to a  
38 family or household member or the placing of the member in fear of  
39 imminent physical harm by threat of force.

40 (b) Any of the following acts committed by a person against a  
41 family or household member, a person with whom he or she had or  
42 is having a dating relationship or with whom he or she has a child in  
43 common, or upon his or her minor child or a minor child of that  
44 person:

45 (1) A battery.



- 1 (2) An assault.  
2 (3) Compelling the other by force or threat of force to  
3 perform an act from which he or she has the right to refrain or to  
4 refrain from an act which he or she has the right to perform.  
5 (4) A sexual assault.  
6 (5) A knowing, purposeful or reckless course of conduct  
7 intended to harass the other. Such conduct may include, without  
8 limitation:  
9 (I) Stalking.  
10 (II) Arson.  
11 (III) Trespassing.  
12 (IV) Larceny.  
13 (V) Destruction of private property.  
14 (VI) ~~Carrying~~ *Unlawfully carrying* a concealed weapon  
15 without a permit.  
16 (6) False imprisonment.  
17 (7) Unlawful entry of the other's residence, or forcible entry  
18 against the other's will if there is a reasonably foreseeable risk of  
19 harm to the other from the entry.  
20 4. "Family or household member" means a spouse, a former  
21 spouse, a parent or other adult person who is related by blood or  
22 marriage or is or was actually residing with the person committing  
23 the act of domestic violence.  
24 5. "Participant" means an adult, child or incompetent person  
25 for whom a fictitious address has been issued pursuant to NRS  
26 217.462 to 217.471, inclusive.  
27 6. "Victim of domestic violence" includes the dependent  
28 children of the victim.  
29 7. "Victim of sexual assault" means a person who has been  
30 sexually assaulted as defined in NRS 200.366 or a person upon  
31 whom a sexual assault has been attempted.  
32 8. "Victim of stalking" means a person who is a victim of the  
33 crime of stalking or aggravated stalking as set forth in NRS 200.575.  
34 **Sec. 8.** NRS 244.364 is hereby amended to read as follows:  
35 244.364 1. Except as otherwise provided by specific statute,  
36 the Legislature reserves for itself such rights and powers as are  
37 necessary to regulate the transfer, sale, purchase, possession,  
38 ownership, transportation, registration and licensing of firearms and  
39 ammunition in Nevada, and no county may infringe upon those  
40 rights and powers. As used in this subsection, "firearm" means any  
41 weapon from which a projectile is discharged by means of an  
42 explosive, spring, gas, air or other force.  
43 2. A board of county commissioners may proscribe by  
44 ordinance or regulation the unsafe discharge of firearms.



~~1     §3. If a board of county commissioners in a county whose  
2 population is 700,000 or more has required by ordinance or  
3 regulation adopted before June 13, 1989, the registration of a  
4 firearm capable of being concealed, the board of county  
5 commissioners shall amend such an ordinance or regulation to  
6 require:~~

~~7     —(a) A period of at least 60 days of residency in the county before  
8 registration of such a firearm is required.~~

~~9     —(b) A period of at least 72 hours for the registration of a pistol  
10 by a resident of the county upon transfer of title to the pistol to the  
11 resident by purchase, gift or any other transfer.~~

~~12     —4. Except as otherwise provided in subsection 1, as} As used in  
13 this {section:~~

~~14     —(a) “Firearm”} subsection, “firearm” means any device  
15 designed to be used as a weapon from which a projectile may be  
16 expelled through the barrel by the force of any explosion or other  
17 form of combustion.~~

~~18     {(b) “Firearm capable of being concealed” includes all firearms  
19 having a barrel less than 12 inches in length.~~

~~20     —(c) “Pistol” means a firearm capable of being concealed that is  
21 intended to be aimed and fired with one hand.}~~

**Sec. 9.** NRS 268.418 is hereby amended to read as follows:

22     268.418 1. Except as otherwise provided by specific statute,  
23 the Legislature reserves for itself such rights and powers as are  
24 necessary to regulate the transfer, sale, purchase, possession,  
25 ownership, transportation, registration and licensing of firearms and  
26 ammunition in Nevada, and no city may infringe upon those rights  
27 and powers. As used in this subsection, “firearm” means any  
28 weapon from which a projectile is discharged by means of an  
29 explosive, spring, gas, air or other force.

30     2. The governing body of a city may proscribe by ordinance or  
31 regulation the unsafe discharge of firearms.

~~32     §3. If the governing body of a city in a county whose  
33 population is 700,000 or more has required by ordinance or  
34 regulation adopted before June 13, 1989, the registration of a  
35 firearm capable of being concealed, the governing body shall amend  
36 such an ordinance or regulation to require:~~

~~37     —(a) A period of at least 60 days of residency in the city before  
38 registration of such a firearm is required.~~

~~39     —(b) A period of at least 72 hours for the registration of a pistol  
40 by a resident of the city upon transfer of title to the pistol to the  
41 resident by purchase, gift or any other transfer.~~

~~42     —4. Except as otherwise provided in subsection 1, as} As used in  
43 this {section:~~



1 ~~—(a) “Firearm”~~ *subsection, “firearm”* means any device  
2 designed to be used as a weapon from which a projectile may be  
3 expelled through the barrel by the force of any explosion or other  
4 form of combustion.

5 ~~[(b) “Firearm capable of being concealed” includes all firearms~~  
6 ~~having a barrel less than 12 inches in length.~~

7 ~~—(c) “Pistol” means a firearm capable of being concealed that is~~  
8 ~~intended to be aimed and fired with one hand.]~~

9 **Sec. 10.** NRS 269.222 is hereby amended to read as follows:

10 269.222 1. Except as otherwise provided by specific statute,  
11 the Legislature reserves for itself such rights and powers as are  
12 necessary to regulate the transfer, sale, purchase, possession,  
13 ownership, transportation, registration and licensing of firearms and  
14 ammunition in Nevada, and no town may infringe upon those rights  
15 and powers. As used in this subsection, “firearm” means any  
16 weapon from which a projectile is discharged by means of an  
17 explosive, spring, gas, air or other force.

18 2. A town board may proscribe by ordinance or regulation the  
19 unsafe discharge of firearms.

20 ~~[(3. If a town board in a county whose population is 700,000 or~~  
21 ~~more has required by ordinance or regulation adopted before~~  
22 ~~June 13, 1989, the registration of a firearm capable of being~~  
23 ~~concealed, the town board shall amend such an ordinance or~~  
24 ~~regulation to require:~~

25 ~~—(a) A period of at least 60 days of residency in the town before~~  
26 ~~registration of such a firearm is required.~~

27 ~~—(b) A period of at least 72 hours for the registration of a pistol~~  
28 ~~by a resident of the town upon transfer of title to the pistol to the~~  
29 ~~resident by purchase, gift or any other transfer.~~

30 ~~—4. Except as otherwise provided in subsection 1, as} As used in~~  
31 ~~this [section:~~

32 ~~—(a) “Firearm”~~ *subsection, “firearm”* means any device  
33 designed to be used as a weapon from which a projectile may be  
34 expelled through the barrel by the force of any explosion or other  
35 form of combustion.

36 ~~[(b) “Firearm capable of being concealed” includes all firearms~~  
37 ~~having a barrel less than 12 inches in length.~~

38 ~~—(c) “Pistol” means a firearm capable of being concealed that is~~  
39 ~~intended to be aimed and fired with one hand.]~~

40 **Sec. 11.** NRS 202.3667, 202.3673, 202.3688 and 202.3689 are  
41 hereby repealed.



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LEADLINES OF REPEALED SECTIONS

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**202.3667** Permittee to carry permit and proper identification when in possession of concealed firearm; penalty.

**202.3673** Permittee authorized to carry concealed firearm while on premises of public building; exceptions; penalty.

**202.3688** Circumstances in which holder of permit issued by another state may carry concealed firearm in this State; holder of permit issued by another state subject to same restrictions and requirements as holder of permit issued in this State.

**202.3689** Department to prepare list of states that meet certain requirements concerning permits; Department to provide copy of list to law enforcement agencies in this State; Department to make list available to public.

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