

Amendment No. 395

Assembly Amendment to Assembly Bill No. 342	(BDR 56-1024)
Proposed by: Assembly Committee on Judiciary	
Amends: Summary: Yes Title: Yes Preamble: No Joint Sponsorship: No Digest: Yes	

ASSEMBLY ACTION	Initial and Date		SENATE ACTION	Initial and Date
Adopted <input type="checkbox"/>	Lost <input type="checkbox"/>	_____	Adopted <input type="checkbox"/>	Lost <input type="checkbox"/>
Concurred In <input type="checkbox"/>	Not <input type="checkbox"/>	_____	Concurred In <input type="checkbox"/>	Not <input type="checkbox"/>
Receded <input type="checkbox"/>	Not <input type="checkbox"/>	_____	Receded <input type="checkbox"/>	Not <input type="checkbox"/>

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.

SJQ/BAW



Date: 4/17/2023

A.B. No. 342—Requires an adult-use cannabis retail store and cannabis consumption lounge to take certain actions to verify the age of a consumer before selling cannabis or a cannabis product.
(BDR 56-1024)



ASSEMBLY BILL NO. 342—ASSEMBLYMEN HIBBETTS, YUREK, HARDY; GURR AND HAFEN

MARCH 20, 2023

Referred to Committee on Judiciary

SUMMARY—Requires ~~an adult use cannabis retail store and cannabis consumption lounge~~ **a cannabis establishment agent** to take certain actions to verify the age of a consumer before selling cannabis or a cannabis product. (BDR 56-1024)

FISCAL NOTE: Effect on Local Government: No.
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 cannabis; requiring ~~an adult use cannabis retail store and cannabis consumption lounge to take certain actions~~ **a cannabis establishment agent** to verify the age of a consumer before selling cannabis or a cannabis product to the consumer; ~~requiring the Cannabis Compliance Board to adopt regulations~~ setting forth ~~standards for an independent, third party~~ **the method by which the age verification** ~~service to be used by an adult use cannabis retail store and cannabis consumption lounge~~ **is required to be performed;** and providing other matters properly relating thereto.

Legislative Counsel’s Digest:

1 Existing ~~law exempts a person who is 21 years of age or older from certain offenses~~
2 ~~relating to~~ **regulations of the Cannabis Compliance Board require a cannabis** ~~[(NRS~~
3 ~~678D.200) Existing law sets forth various requirements for the sale of]~~ **establishment agent,**
4 **before selling** cannabis ~~[and] or~~ cannabis products to ~~[consumers by a cannabis sales facility,~~
5 ~~including an adult use cannabis retail store and a cannabis consumption lounge. (NRS~~
6 ~~678B.520, 678D.470, 678D.475) This bill requires an adult use cannabis retail store and~~
7 ~~cannabis consumption lounge, before selling cannabis or a cannabis product, to: (1) require~~
8 ~~the consumer to present a]~~ **a consumer, to verify the age of the consumer by checking a**
9 **government-issued identification** ~~[; and (2) perform an age verification through an~~
10 ~~independent, third party age verification service that establishes that]~~ **containing a**
11 **photograph of the consumer** ~~[is 21 years of age or older. This bill also requires the Cannabis~~
12 ~~Compliance Board to adopt regulations setting forth standards for such an age verification~~
13 ~~service.]~~ **using an identification scanner approved by an appropriate agent of the Board**
14 **to determine the validity of any government-issued identification. (Nevada Cannabis**
15 **Compliance Regulations § 7.015) This bill codifies that requirement in statute.**

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

1 Section 1. Chapter ~~[678D]~~ 678B of NRS is hereby amended by adding
2 thereto a new section to read as follows:

3 ~~[1.] Before ~~an adult-use cannabis retail store or cannabis consumption~~
4 ~~lounge sells~~ a cannabis establishment agent sells cannabis or a cannabis product
5 to a consumer, the ~~adult-use cannabis retail store or cannabis consumption~~
6 ~~lounge~~ cannabis establishment agent shall ~~:-~~~~

7 ~~-(a) Require~~ verify the age of the consumer ~~{to present a}~~ by checking a
8 government-issued identification ~~;- and~~

9 ~~-(b) Perform an age verification through an independent, third-party age~~
10 ~~verification service that compares information available from public records to~~
11 ~~the personal information obtained from the~~ that contains a photograph of the
12 consumer using an identification scanner which has been approved by an
13 appropriate agent of the Board to determine the validity of any government-
14 issued identification ~~.~~ ~~{that establishes that the consumer is 21 years of age or~~
15 ~~older.~~

16 ~~2. The Board shall adopt regulations prescribing standards for an~~
17 ~~independent, third-party age verification service required to be used by an adult-~~
18 ~~use cannabis retail store and cannabis consumption lounge pursuant to~~
19 ~~subsection 1. The standards must require such an age verification service to~~
20 ~~verify the age of consumers with not less than 95 percent accuracy.]~~

21 Sec. 2. 1. This section becomes effective upon passage and approval.

22 2. Section 1 of this act becomes effective:

23 (a) Upon passage and approval for the purpose of adopting any regulations and
24 performing any other preparatory administrative tasks that are necessary to carry
25 out the provisions of this act; and

26 (b) On January 1, 2024, for all other purposes.