

SENATE BILL NO. 188—SENATORS HANSEN, STONE,  
BUCK, GOICOECHEA AND KRASNER

FEBRUARY 22, 2023

Referred to Committee on Judiciary

SUMMARY—Revises provisions governing firearms.  
(BDR 15-172)

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 firearms; authorizing a person who holds a permit to carry a concealed firearm to do so on the property of the Nevada System of Higher Education under certain circumstances; and providing other matters properly relating thereto.

**Legislative Counsel’s Digest:**

1 Existing law prohibits a person from carrying a concealed firearm on the  
2 property of the Nevada System of Higher Education, unless the person holds a  
3 permit to carry a concealed firearm and has written permission from the president  
4 of a branch or facility of the System to carry the concealed firearm. (NRS 202.265,  
5 202.3673) **Sections 1 and 2** of this bill authorize a person who holds a permit to  
6 carry a concealed firearm to do so while on the property of the Nevada System of  
7 Higher Education unless the person is attending an event held at a sporting venue  
8 with a seating capacity of 1,000 or more.

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

1 **Section 1.** NRS 202.265 is hereby amended to read as follows:  
2 202.265 1. Except as otherwise provided in this section, a  
3 person shall not carry or possess while on the property of the  
4 Nevada System of Higher Education, a private or public school or  
5 child care facility, or while in a vehicle of a private or public school  
6 or child care facility:  
7 (a) An explosive or incendiary device;



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

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

10 3. This section does not prohibit the possession of a weapon  
11 listed in subsection 1 *while* on the property of:

12 (a) ~~§~~ *The Nevada System of Higher Education, a* private or  
13 public school or *a* child care facility by a:

- 14 (1) Peace officer;
- 15 (2) School security guard; or
- 16 (3) Person having written permission from the president of a  
17 branch or facility of the Nevada System of Higher Education or the  
18 principal of the school or the person designated by a child care  
19 facility to give permission to carry or possess the weapon.

20 (b) A child care facility which is located at or in the home of a  
21 natural person by the person who owns or operates the facility so  
22 long as the person resides in the home and the person complies with  
23 any laws governing the possession of such a weapon.

24 4. *This section does not prohibit the possession of a firearm*  
25 *on the property of the Nevada System of Higher Education by a*  
26 *person who is authorized to carry a concealed firearm pursuant to*  
27 *the provisions of NRS 202.3653 to 202.369, inclusive, except*  
28 *during any period in which the person attends an event specified*  
29 *in subsection 4 of NRS 202.3673.*

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

33 ~~§~~ 6. For the purposes of this section:

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

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

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

43 (d) "Switchblade knife" means a spring-blade knife, snap-blade  
44 knife or any other knife having the appearance of a pocketknife, any  
45 blade of which is 2 or more inches long and which can be released



1 automatically by a flick of a button, pressure on the handle or other  
2 mechanical device, or is released by any type of mechanism. The  
3 term does not include a knife which has a blade that is held in place  
4 by a spring if the blade does not have any type of automatic release.

5 (e) "Trefoil" has the meaning ascribed to it in NRS 202.350.

6 (f) "Vehicle" has the meaning ascribed to "school bus" in  
7 NRS 484A.230.

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

9 202.3673 1. *Except as otherwise provided in subsection 4, a*  
10 *permittee may carry a concealed firearm while the permittee is on*  
11 *the property of the Nevada System of Higher Education or on the*  
12 *premises of a public building that is located on the property of the*  
13 *Nevada System of Higher Education.* Except as otherwise provided  
14 in subsections 2 and 3, a permittee may carry a concealed firearm  
15 while the permittee is on the premises of any public building.

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

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

21 (a) A public building that is located on the property of a public  
22 school or a child care facility , ~~for the property of the Nevada~~  
23 ~~System of Higher Education,~~ unless the permittee has obtained  
24 written permission *from the principal of the school or the person*  
25 *designated by the child care facility* to carry a concealed firearm  
26 while he or she is on the premises of the public building pursuant to  
27 subparagraph (3) of paragraph (a) of subsection 3 of NRS 202.265.  
28 *If a public school or a child care facility is located on the property*  
29 *of the Nevada System of Higher Education, this paragraph must*  
30 *be construed to prohibit only the carrying of a concealed firearm*  
31 *in that portion of the public building and on that portion of the*  
32 *property of the Nevada System of Higher Education that is*  
33 *occupied by the public school or child care facility, assuming that*  
34 *the permittee has not obtained written permission to carry a*  
35 *concealed firearm while he or she is on the premises of the public*  
36 *building pursuant to subparagraph (3) of paragraph (a) of*  
37 *subsection 3 of NRS 202.265 from the principal of the public*  
38 *school or the person designated by the child care facility to give*  
39 *such permission.*

40 (b) A public building that has a metal detector at each public  
41 entrance or a sign posted at each public entrance indicating that no  
42 firearms are allowed in the building, unless ~~the~~ :

43 (1) *The public building is located on the property of the*  
44 *Nevada System of Higher Education; or*



1 (2) *The* permittee is not prohibited from carrying a concealed  
2 firearm while he or she is on the premises of the public building  
3 pursuant to subsection ~~[4.]~~ 5.

4 4. *A permittee shall not carry a concealed firearm while the*  
5 *permittee is attending any event held on the premises of a stadium,*  
6 *arena, field house or other athletic facility with a seating capacity*  
7 *of 1,000 or more that is located on the property of the Nevada*  
8 *System of Higher Education.*

9 5. The provisions of paragraph (b) of subsection 3 do not  
10 prohibit:

11 (a) A permittee who is a judge from carrying a concealed  
12 firearm in the courthouse or courtroom in which the judge presides  
13 or from authorizing a permittee to carry a concealed firearm while in  
14 the courtroom of the judge and while traveling to and from the  
15 courtroom of the judge.

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

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

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

28 ~~[5.]~~ 6. A person who violates subsection 2, ~~[or]~~ 3 *or* 4 is guilty  
29 of a misdemeanor.

30 ~~[6.]~~ 7. As used in this section:

31 (a) "Child care facility" has the meaning ascribed to it in  
32 paragraph (a) of subsection ~~[5.]~~ 6 of NRS 202.265. *If only part of*  
33 *the building is occupied by a child care facility, the term means*  
34 *only that portion of the building which is so occupied.*

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

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

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

42 ➔ If only part of the building is occupied by an entity described in  
43 this ~~[subsection.]~~ *paragraph*, the term means only that portion of the  
44 building which is so occupied.



1       **Sec. 3.** NRS 62C.060 is hereby amended to read as follows:

2       62C.060 1. If a child is taken into custody for an unlawful act  
3 that involves the possession, use or threatened use of a firearm, the  
4 child must not be released before a detention hearing is held  
5 pursuant to NRS 62C.040.

6       2. At the detention hearing, the juvenile court shall, if the child  
7 was taken into custody for:

8       (a) Carrying or possessing a firearm while on the property of the  
9 Nevada System of Higher Education, a private or public school or  
10 child care facility, or while in a vehicle of a private or public school  
11 or child care facility, order the child to:

12           (1) Be evaluated by a qualified professional; and

13           (2) Submit to a test to determine whether the child is using  
14 any controlled substance.

15       (b) Committing an unlawful act involving a firearm other than  
16 the act described in paragraph (a), determine whether to order the  
17 child to be evaluated by a qualified professional.

18       3. If the juvenile court orders the child to be evaluated by a  
19 qualified professional or to submit to a test to determine whether the  
20 child is using any controlled substance, the evaluation or the results  
21 from the test must be completed not later than 14 days after the  
22 detention hearing. Until the evaluation or the test is completed, the  
23 child must be:

24       (a) Detained at a facility for the detention of children; or

25       (b) Placed under a program of supervision in the home of the  
26 child that may include electronic surveillance of the child.

27       4. If a child is evaluated by a qualified professional pursuant to  
28 this section, the statements made by the child to the qualified  
29 professional during the evaluation and any evidence directly or  
30 indirectly derived from those statements may not be used for any  
31 purpose in a proceeding which is conducted to prove that the child  
32 committed a delinquent act or criminal offense. The provisions of  
33 this subsection do not prohibit the district attorney from proving that  
34 the child committed a delinquent act or criminal offense based upon  
35 evidence obtained from sources or by means that are independent of  
36 the statements made by the child to the qualified professional during  
37 the evaluation.

38       5. As used in this section, "child care facility" has the meaning  
39 ascribed to it in paragraph (a) of subsection ~~5~~ 6 of NRS 202.265.

40       **Sec. 4.** NRS 396.110 is hereby amended to read as follows:

41       396.110 1. The Board of Regents may prescribe rules for:

42           (a) Its own government; and

43           (b) The government of the System.

44       2. The Board of Regents shall prescribe rules for the granting  
45 of permission to carry or possess a weapon pursuant to



1 NRS 202.265. *The rules prescribed by the Board of Regents*  
2 *pursuant to this subsection:*

3 (a) *Must allow a person to carry a concealed firearm if the*  
4 *person is authorized to carry a concealed firearm pursuant to the*  
5 *provisions of NRS 202.3653 to 202.369, inclusive.*

6 (b) *Must not require a person who is authorized to carry a*  
7 *concealed firearm pursuant to the provisions of NRS 202.3653 to*  
8 *202.369, inclusive, to obtain permission to carry a concealed*  
9 *firearm.*

10 (c) *Except as otherwise provided in paragraphs (a) and (b),*  
11 *must provide for the storage of firearms in dormitories,*  
12 *apartments and other facilities for housing that are located on the*  
13 *property of the System.*

14 (d) *Must include provisions concerning the carrying of a*  
15 *concealed firearm in a parking area that is located on the property*  
16 *of the System during any period in which the parking area is used*  
17 *or available for use by persons attending an event described in*  
18 *subsection 4 of NRS 202.3673, or on any other property of the*  
19 *System which is set aside for, or otherwise used or available for*  
20 *use by, persons to park or gather before attending an event*  
21 *described in subsection 4 of NRS 202.3673.*

22 *↳ Any rules prescribed by the Board of Regents before, on or*  
23 *after July 1, 2023, that are inconsistent with the provisions of this*  
24 *subsection are void.*

25 **Sec. 5.** This act becomes effective on July 1, 2023.

