

SENATE BILL NO. 356—SENATOR ROGICH

MARCH 17, 2025

Referred to Committee on Commerce and Labor

SUMMARY—Revises provisions relating to hemp. (BDR 56-916)

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 ~~formatted material~~ is material to be omitted.

AN ACT relating to hemp; setting forth certain requirements and restrictions concerning consumable hemp products; revising the powers and duties of the Cannabis Compliance Board to include certain powers and duties relating to consumable hemp products; revising provisions governing the maximum THC concentration for hemp; and providing other matters properly relating thereto.

**Legislative Counsel’s Digest:**

1 Existing law creates the Cannabis Compliance Board to license and regulate  
2 persons and establishments involved in the cannabis industry in this State. (Title 56  
3 of NRS) **Sections 3, 4, 6, 7 and 9** of this bill require the Board to take certain  
4 actions relating to the regulation of consumable hemp products. **Section 2** of this  
5 bill defines “consumable hemp product” to mean hemp, a commodity or product  
6 containing hemp or a commodity or product purporting to contain cannabidiol that:  
7 (1) has a THC concentration that does not exceed the maximum THC concentration  
8 for hemp; and (2) is intended for human consumption. **Section 2** excludes from the  
9 definition of “consumable hemp product” a commodity or product that contains  
10 only an approved hemp component and no other hemp.

11 **Section 3** prohibits a person from manufacturing, storing, distributing,  
12 advertising, marketing, selling or offering to sell a consumable hemp product in this  
13 State with a THC concentration that exceeds the limit of detection, which **section 3**  
14 defines to mean the lowest concentration of THC that can be reliably detected using  
15 a method of testing established by the Board by regulation. **Section 3** additionally:  
16 (1) prohibits a person from selling or offering to sell a consumable hemp product  
17 with a THC concentration that does not exceed the limit of detection to a person  
18 who is under 21 years of age; and (2) requires such a product to be sold in a single  
19 package that meets certain requirements. **Section 3** also requires a person who  
20 manufactures a consumable hemp product to maintain and provide to the Board  
21 upon request a certificate of analysis issued by a cannabis independent testing



laboratory indicating that the consumable hemp product contains a THC concentration that does not exceed the limit of detection.

**Section 3** requires the Board to adopt certain regulations governing consumable hemp products, which must: (1) establish requirements relating to testing and serving sizes of such products; (2) establish requirements and restrictions for the marketing and advertising of such products; and (3) provide for the investigation of violations of the provisions of **section 3** and for the imposition of penalties against persons who commit such violations.

Existing law authorizes the Board to seize and destroy cannabis and cannabis products involved in unlicensed cannabis activities in accordance with the procedures set forth in existing law governing seizure and forfeiture. (NRS 678A.440) **Sections 3, 6 and 11** of this bill similarly authorize the Board to seize and destroy consumable hemp products that violate the provisions of **section 3** in accordance with such procedures. **Section 6** additionally authorizes the Board to commit resources and take certain actions to address violations of **section 3**.

**Section 4** creates an account in the State General Fund which is administered by the Board to carry out the purposes of **section 3**. **Section 5** of this bill makes a conforming change so that the definition of a consumable hemp product set forth in **section 2** applies to the provisions of existing law governing the cannabis industry.

**Section 7** provides for the testing of consumable hemp products by a cannabis independent testing laboratory. **Sections 8 and 10** of this bill revise existing provisions setting forth certain authorizations and requirements for cannabis establishments which engage in certain activities relating to hemp to specify that the requirements and restrictions relating to consumable hemp products set forth in **section 3** apply to a cannabis establishment.

Existing law prohibits a person from selling or offering to sell any commodity or product containing hemp which is intended for human consumption or any other commodity or product that purports to contain cannabidiol with a THC concentration that does not exceed the maximum THC concentration established by federal law for hemp unless the commodity or product has been tested and is labeled in accordance with requirements established by the Department of Health and Human Services. (NRS 439.532) **Section 12** of this bill specifies that such requirements: (1) are in addition to the requirements set forth in **section 3**; and (2) do not apply to a cannabis establishment.

Existing law requires the State Department of Agriculture to establish the maximum THC concentration for hemp. (NRS 557.160, 557.260) **Sections 14 and 16** of this bill: (1) remove the authority of the Department to establish the maximum THC concentration for hemp; and (2) revise the definition of "hemp" to require hemp to have a THC concentration that does not exceed 0.3 percent on a dry weight basis, as measured using post-decarboxylation or another similarly reliable testing method. **Sections 13, 15, 17 and 18** of this bill make conforming changes to revise other references in existing law to the maximum THC concentration of hemp.

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

**Section 1.** Chapter 678A of NRS is hereby amended by adding thereto the provisions set forth as sections 2, 3 and 4 of this act.

**Sec. 2. 1. "Consumable hemp product" means hemp, as defined in NRS 557.160, a commodity or product containing hemp**



1 *or any other commodity or product that purports to contain*  
2 *cannabidiol that:*

3 *(a) Has a THC concentration that does not exceed the*  
4 *maximum THC concentration set forth in NRS 557.160 for hemp;*  
5 *and*

6 *(b) Is intended for human consumption by ingestion or*  
7 *inhalation or for topical application to the skin or hair of a*  
8 *human.*

9 *2. The term does not include a commodity or product that*  
10 *contains only an approved hemp component, as defined in NRS*  
11 *446.844, and no other hemp.*

12 **Sec. 3. 1.** *A person shall not manufacture, store, distribute,*  
13 *advertise, market, sell or offer to sell a consumable hemp product*  
14 *in this State with a THC concentration that exceeds the limit of*  
15 *detection.*

16 *2. A person shall not sell or offer to sell a consumable hemp*  
17 *product with a THC concentration that does not exceed the limit*  
18 *of detection to a person who is under 21 years of age.*

19 *3. A consumable hemp product must be sold in a single*  
20 *package that contains:*

21 *(a) A THC concentration that does not exceed the limit of*  
22 *detection; and*

23 *(b) Not more than five servings of a size established by the*  
24 *Board by regulation.*

25 *4. A person who manufactures a consumable hemp product*  
26 *shall maintain and provide to the Board upon request a certificate*  
27 *of analysis issued by a cannabis independent testing laboratory*  
28 *indicating that the consumable hemp product contains a THC*  
29 *concentration that does not exceed the limit of detection.*

30 *5. A person engaged in the sale of consumable hemp*  
31 *products shall comply with all requirements and restrictions*  
32 *established by the Board relating to the marketing and advertising*  
33 *of consumable hemp products.*

34 *6. A consumable hemp product that exceeds the limit of*  
35 *detection in violation of the provisions of this section is subject to*  
36 *forfeiture pursuant to NRS 179.1156 to 179.121, inclusive.*

37 *7. The Board shall adopt regulations governing consumable*  
38 *hemp products. Such regulations must:*

39 *(a) Establish the method of testing consumable hemp products*  
40 *that is required to be used by a cannabis independent testing*  
41 *laboratory;*

42 *(b) Establish serving sizes for consumable hemp products;*

43 *(c) Establish reasonable requirements for and restrictions on*  
44 *the marketing and advertising of consumable hemp products; and*



1 (d) Provide for the investigation of violations of the provisions  
2 of this section and for the imposition of penalties against persons  
3 who commit such violations, including, without limitation,  
4 regulations that:

5 (1) Establish penalties to be imposed for violations of the  
6 provisions of this section, which may include, without limitation,  
7 the issuance of a cease and desist order or citation and the  
8 imposition of an administrative fine, a civil penalty and other  
9 similar penalties;

10 (2) Set forth the procedures by which the Board may  
11 impose a penalty against a person for committing a violation of  
12 the provisions of this section; and

13 (3) Set forth the circumstances under which the Board is  
14 required to refer matters concerning a violation of the provisions  
15 of this section to an appropriate state or local law enforcement  
16 agency.

17 8. As used in this section, "limit of detection" means the  
18 lowest concentration of THC that can be reliably detected using a  
19 method of testing established by the Board by regulation.

20 **Sec. 4. 1. All money collected by the Board pursuant to**  
21 **section 3 of this act as fines or penalties must be deposited in the**  
22 **State Treasury and accounted for separately in the State General**  
23 **Fund. The money in the account:**

24 (a) May only be used by the Board for carrying out the  
25 purposes of section 3 of this act;

26 (b) Does not revert to the State General Fund at the end of any  
27 fiscal year; and

28 (c) Must be carried forward to the next fiscal year.

29 2. The Board shall administer the account. Any interest and  
30 income earned on the money in the account, after deducting any  
31 applicable charges, must be credited to the account.

32 3. All claims against the account must be paid as other claims  
33 against the State are paid.

34 **Sec. 5. NRS 678A.010 is hereby amended to read as follows:**

35 678A.010 As used in this title, unless the context otherwise  
36 requires, the words and terms defined in NRS 678A.020 to  
37 678A.240, inclusive, **and section 2 of this act** have the meanings  
38 ascribed to them in those sections.

39 **Sec. 6. NRS 678A.440 is hereby amended to read as follows:**

40 678A.440 In addition to any other powers granted by this title,  
41 the Board has the power to:

42 1. Enter into interlocal agreements pursuant to NRS 277.080 to  
43 277.180, inclusive.



1 2. Establish and amend a plan of organization for the Board,  
2 including, without limitation, organizations of divisions or sections  
3 with leaders for such divisions or sections.

4 3. Appear on its own behalf before governmental agencies of  
5 the State or any of its political subdivisions.

6 4. Apply for and accept any gift, donation, bequest, grant or  
7 other source of money to carry out the provisions of this title.

8 5. Execute all instruments necessary or convenient for carrying  
9 out the provisions of this title.

10 6. Prepare, publish and distribute such studies, reports,  
11 bulletins and other materials as the Board deems appropriate.

12 7. Refer cases to the Attorney General for criminal prosecution.

13 8. Maintain an official Internet website for the Board.

14 9. Monitor federal activity regarding cannabis and report its  
15 findings to the Legislature.

16 10. Employ the services of such persons the Board considers  
17 necessary for the purposes of hearing disciplinary proceedings.

18 11. In accordance with NRS 179.1156 to 179.121, inclusive,  
19 seize and destroy cannabis and cannabis products involved in  
20 unlicensed cannabis activities.

21 12. *In accordance with NRS 179.1156 to 179.121, inclusive,*  
22 *seize and destroy consumable hemp products that violate the*  
23 *provisions of section 3 of this act.*

24 13. Commit resources and take action to address unlicensed  
25 cannabis activities, including, without limitation:

26 (a) Investigating and referring matters involving unlicensed  
27 cannabis activities to the appropriate state or local law enforcement  
28 agency, including, without limitation, the Investigation Division of  
29 the Department of Public Safety and the Attorney General, for  
30 further investigation and possible criminal prosecution;

31 (b) Educating the public through various types of media and  
32 communication and other forms of public outreach on the dangers  
33 and illegality of unlicensed cannabis activities and the importance of  
34 having cannabis establishments which are licensed and regulated;

35 (c) Creating a system through which the public, licensees and  
36 registrants may file confidential reports of unlicensed cannabis  
37 activities; and

38 (d) Imposing penalties against persons who engage in  
39 unlicensed cannabis activities in accordance with the regulations  
40 adopted by the Board pursuant to NRS 678A.450.

41 14. *Commit resources and take action to address violations of*  
42 *section 3 of this act, including, without limitation:*

43 (a) *Investigating and referring matters involving a violation of*  
44 *section 3 of this act to the appropriate state or local law*  
45 *enforcement agency, including, without limitation, the*



1 *Investigation Division of the Department of Public Safety and the*  
2 *Attorney General, for further investigation and possible criminal*  
3 *prosecution; and*

4 *(b) Imposing penalties against persons who commit violations*  
5 *of section 3 of this act in accordance with the regulations adopted*  
6 *by the Board pursuant to section 3 of this act.*

7 **Sec. 7.** NRS 678B.290 is hereby amended to read as follows:

8 678B.290 1. The Board shall establish standards for and  
9 certify one or more cannabis independent testing laboratories to:

10 (a) Test cannabis for adult use and adult-use cannabis products  
11 that are to be sold in this State;

12 (b) Test cannabis for medical use and medical cannabis products  
13 that are to be sold in this State; and

14 (c) In addition to the testing described in paragraph (a) or (b),  
15 test *consumable hemp products and other* commodities or products  
16 containing hemp, as defined in NRS 557.160, or cannabidiol which  
17 are intended for human or animal consumption and sold by a  
18 cannabis establishment , ~~for~~ a person described in NRS 446.844 ~~;~~  
19 *or another person.*

20 2. Such a cannabis independent testing laboratory must be able  
21 to:

22 (a) Determine accurately, with respect to cannabis or cannabis  
23 products that are sold or will be sold at cannabis sales facilities in  
24 this State:

25 (1) The concentration therein of THC and cannabidiol.

26 (2) The presence and identification of microbes, molds and  
27 fungi.

28 (3) The composition of the tested material.

29 (4) The presence of chemicals in the tested material,  
30 including, without limitation, pesticides, heavy metals, herbicides or  
31 growth regulators.

32 (b) Demonstrate the validity and accuracy of the methods used  
33 by the cannabis independent testing laboratory to test cannabis and  
34 cannabis products.

35 3. To obtain a license to operate a cannabis independent testing  
36 laboratory, an applicant must:

37 (a) Apply successfully as required pursuant to NRS 678B.210 or  
38 678B.250, as applicable.

39 (b) Pay the fees required pursuant to NRS 678B.390.

40 (c) Agree to become accredited pursuant to standard ISO/IEC  
41 17025 of the International Organization for Standardization within 1  
42 year after licensure by an impartial organization that operates in  
43 accordance with standard ISO/IEC 17011 of the International  
44 Organization for Standardization and is a signatory to the Mutual



1 Recognition Arrangement of the International Laboratory  
2 Accreditation Cooperation.

3 **Sec. 8.** NRS 678B.520 is hereby amended to read as follows:

4 678B.520 1. Each cannabis establishment shall, in  
5 consultation with the Board, cooperate to ensure that all cannabis  
6 products offered for sale:

7 (a) Are labeled clearly and unambiguously:

8 (1) As cannabis with the words "THIS PRODUCT  
9 CONTAINS CANNABIS" in bold type; and

10 (2) As required by the provisions of this chapter and chapters  
11 678C and 678D of NRS.

12 (b) Are not presented in packaging that contains an image of a  
13 cartoon character, mascot, action figure, balloon or toy, except that  
14 such an item may appear in the logo of the cannabis production  
15 facility which produced the product.

16 (c) Are regulated and sold on the basis of the concentration of  
17 THC in the products and not by weight.

18 (d) Are packaged and labeled in such a manner as to allow  
19 tracking by way of an inventory control system.

20 (e) Are not packaged and labeled in a manner which is modeled  
21 after a brand of products primarily consumed by or marketed to  
22 children.

23 (f) Are labeled in a manner which indicates the amount of THC  
24 in the product, measured in milligrams, and includes a statement  
25 that the product contains cannabis and its potency was tested with an  
26 allowable variance of the amount determined by the Board by  
27 regulation.

28 (g) Are not labeled or marketed as candy.

29 (h) Are labeled with:

30 (1) The words "Keep out of reach of children";

31 (2) A list of all ingredients used in the cannabis product;

32 (3) A list of all major food allergens in the cannabis product;

33 and

34 (4) Any other information the Board may require by  
35 regulation.

36 2. A cannabis production facility shall not produce cannabis  
37 products in any form that:

38 (a) Is or appears to be a lollipop.

39 (b) Bears the likeness or contains characteristics of a real or  
40 fictional person, animal or fruit, including, without limitation, a  
41 caricature, cartoon or artistic rendering.

42 (c) Is modeled after a brand of products primarily consumed by  
43 or marketed to children.



1 (d) Is made by applying concentrated cannabis, as defined in  
2 NRS 453.042, to a commercially available candy or snack food item  
3 other than dried fruit, nuts or granola.

4 3. A cannabis production facility shall:

5 (a) Seal any cannabis product that consists of cookies or  
6 brownies in a bag or other container which is not transparent.

7 (b) Maintain a hand washing area with hot water, soap and  
8 disposable towels which is located away from any area in which  
9 cannabis products are cooked or otherwise prepared.

10 (c) Require each person who handles cannabis products to  
11 restrain his or her hair, wear clean clothing and keep his or her  
12 fingernails neatly trimmed.

13 (d) Package all cannabis products produced by the cannabis  
14 production facility on the premises of the cannabis production  
15 facility.

16 4. A cannabis establishment shall not engage in advertising that  
17 in any way makes cannabis or cannabis products appeal to children,  
18 including, without limitation, advertising which uses an image of a  
19 cartoon character, mascot, action figure, balloon, fruit or toy.

20 5. Each cannabis sales facility shall offer for sale containers for  
21 the storage of cannabis and cannabis products which lock and are  
22 designed to prohibit children from unlocking and opening the  
23 container.

24 6. A cannabis sales facility shall:

25 (a) Convey to each purchaser of cannabis or cannabis products  
26 the following information in a manner prescribed by the Board:

27 (1) To keep cannabis and cannabis products out of the reach  
28 of children;

29 (2) That cannabis products can cause severe illness in  
30 children;

31 (3) That allowing children to ingest cannabis or cannabis  
32 products or storing cannabis or cannabis products in a location  
33 which is accessible to children may result in an investigation by an  
34 agency which provides child welfare services or criminal  
35 prosecution for child abuse or neglect;

36 (4) That the intoxicating effects of edible cannabis products  
37 may be delayed by 2 hours or more and users of edible cannabis  
38 products should initially ingest a small amount of the product, then  
39 wait at least 120 minutes before ingesting any additional amount of  
40 the product;

41 (5) That pregnant women should consult with a physician  
42 before ingesting cannabis or cannabis products;

43 (6) That ingesting cannabis or cannabis products with  
44 alcohol or other drugs, including prescription medication, may result





1 in unpredictable levels of impairment and that a person should  
2 consult with a physician before doing so;

3 (7) That cannabis or cannabis products can impair  
4 concentration, coordination and judgment and a person should not  
5 operate a motor vehicle while under the influence of cannabis or  
6 cannabis products; and

7 (8) That ingestion of any amount of cannabis or cannabis  
8 products before driving may result in criminal prosecution for  
9 driving under the influence.

10 (b) Enclose all cannabis and cannabis products in opaque, child-  
11 resistant packaging upon sale.

12 7. A cannabis sales facility shall allow any person who is at  
13 least 21 years of age to enter the premises of the cannabis sales  
14 facility.

15 8. If the health authority, as defined in NRS 446.050, where a  
16 cannabis production facility, cannabis sales facility or cannabis  
17 consumption lounge which sells edible cannabis products is located  
18 requires persons who handle food at a food establishment to obtain  
19 certification, the cannabis production facility, cannabis sales facility  
20 or cannabis consumption lounge shall ensure that at least one  
21 employee maintains such certification.

22 9. A cannabis production facility may , *subject to the*  
23 *provisions of section 3 of this act*, sell a *consumable hemp product*  
24 *or other* commodity or product made using hemp, as defined in  
25 NRS 557.160, or containing cannabidiol to a cannabis sales facility.

26 10. In addition to any other product authorized by the  
27 provisions of this title, a cannabis sales facility may , *subject to the*  
28 *provisions of section 3 of this act*, sell:

29 (a) ~~[Any]~~ *A consumable hemp product or any other* commodity  
30 or product made using hemp, as defined in NRS 557.160;

31 (b) Any commodity or product containing cannabidiol with a  
32 THC concentration of not more than 0.3 percent; and

33 (c) Any other product specified by regulation of the Board.

34 11. A cannabis establishment:

35 (a) Shall not engage in advertising which contains any statement  
36 or illustration that:

37 (1) Is false or misleading;

38 (2) Promotes overconsumption of cannabis or cannabis  
39 products;

40 (3) Depicts the actual consumption of cannabis or cannabis  
41 products; or

42 (4) Depicts a child or other person who is less than 21 years  
43 of age consuming cannabis or cannabis products or objects  
44 suggesting the presence of a child, including, without limitation,  
45 toys, characters or cartoons, or contains any other depiction which is



1 designed in any manner to be appealing to or encourage  
2 consumption of cannabis or cannabis products by a person who is  
3 less than 21 years of age.

4 (b) Shall not advertise in any publication or on radio, television  
5 or any other medium if 30 percent or more of the audience of that  
6 medium is reasonably expected to be persons who are less than 21  
7 years of age.

8 (c) Shall not place an advertisement:

9 (1) Within 1,000 feet of a public or private school,  
10 playground, public park or library, but may maintain such an  
11 advertisement if it was initially placed before the school,  
12 playground, public park or library was located within 1,000 feet of  
13 the location of the advertisement;

14 (2) On or inside of a motor vehicle used for public  
15 transportation or any shelter for public transportation;

16 (3) At a sports event to which persons who are less than 21  
17 years of age are allowed entry; or

18 (4) At an entertainment event if it is reasonably estimated  
19 that 30 percent or more of the persons who will attend that event are  
20 less than 21 years of age.

21 (d) Shall not advertise or offer any cannabis or cannabis product  
22 as “free” or “donated” without a purchase.

23 (e) Shall ensure that all advertising by the cannabis  
24 establishment contains such warnings as may be prescribed by the  
25 Board, which must include, without limitation, the following words:

26 (1) “Keep out of reach of children”; and

27 (2) “For use only by adults 21 years of age and older.”

28 (f) Shall ensure that all advertising by the cannabis  
29 establishment contains:

30 (1) The name of the cannabis establishment; and

31 (2) Except as otherwise provided in subsection 12, the adult-  
32 use cannabis establishment license number or medical cannabis  
33 establishment license number of the cannabis establishment or any  
34 other unique identifier assigned to the cannabis establishment by the  
35 Board.

36 12. A cannabis establishment that holds more than one license  
37 may satisfy the requirement set forth in subparagraph (2) of  
38 paragraph (f) of subsection 11 if the cannabis establishment includes  
39 in all advertising conducted by the cannabis establishment:

40 (a) Any one of the adult-use cannabis establishment license  
41 numbers or medical cannabis establishment license numbers of the  
42 cannabis establishment; or

43 (b) Any one unique identifier assigned to the cannabis  
44 establishment by the Board.



1 13. Nothing in subsection 11 shall be construed to prohibit a  
2 local government, pursuant to chapter 244, 268 or 278 of NRS, from  
3 adopting an ordinance for the regulation of advertising relating to  
4 cannabis which is more restrictive than the provisions of subsection  
5 11 relating to:

6 (a) The number, location and size of signs, including, without  
7 limitation, any signs carried or displayed by a natural person;

8 (b) Handbills, pamphlets, cards or other types of advertisements  
9 that are distributed, excluding an advertisement placed in a  
10 newspaper of general circulation, trade publication or other form of  
11 print media;

12 (c) Any stationary or moving display that is located on or near  
13 the premises of a cannabis establishment; and

14 (d) The content of any advertisement used by a cannabis  
15 establishment if the ordinance sets forth specific prohibited content  
16 for such an advertisement.

17 14. If a cannabis establishment engages in advertising for  
18 which it is required to determine the percentage of persons who are  
19 less than 21 years of age and who may reasonably be expected to  
20 view or hear the advertisement, the cannabis establishment shall  
21 maintain documentation for not less than 5 years after the date on  
22 which the advertisement is first broadcasted, published or otherwise  
23 displayed that demonstrates the manner in which the cannabis  
24 establishment determined the reasonably expected age of the  
25 audience for that advertisement.

26 15. To the extent that they are inconsistent or otherwise  
27 conflict with the regulations adopted by the Board pursuant to NRS  
28 678D.480, the requirements of this section pertaining to cannabis  
29 products do not apply to ready-to-consume cannabis products  
30 prepared and sold by a cannabis consumption lounge.

31 16. In addition to any other penalties provided for by law, the  
32 Board may impose a civil penalty upon a cannabis establishment  
33 that violates the provisions of subsection 11 or 14 as follows:

34 (a) For the first violation in the immediately preceding 2 years, a  
35 civil penalty not to exceed \$1,250.

36 (b) For the second violation in the immediately preceding 2  
37 years, a civil penalty not to exceed \$2,500.

38 (c) For the third violation in the immediately preceding 2 years,  
39 a civil penalty not to exceed \$5,000.

40 (d) For the fourth violation in the immediately preceding 2  
41 years, a civil penalty not to exceed \$10,000.

42 17. As used in this section, "motor vehicle used for public  
43 transportation" does not include a taxicab, as defined in  
44 NRS 706.124.



1       **Sec. 9.** NRS 678B.650 is hereby amended to read as follows:  
2       678B.650 The Board shall adopt such regulations as it  
3 determines to be necessary or advisable to carry out the provisions  
4 of this chapter. Such regulations are in addition to any requirements  
5 set forth in statute and must, without limitation:

6       1. Prescribe the form and any additional required content of  
7 applications for licenses or registration cards issued pursuant to this  
8 chapter;

9       2. Establish procedures for the suspension or revocation of a  
10 license or registration card or other disciplinary action to be taken  
11 against a licensee or registrant;

12       3. Set forth rules pertaining to the safe and healthful operation  
13 of cannabis establishments, including, without limitation:

14       (a) The manner of protecting against diversion and theft without  
15 imposing an undue burden on cannabis establishments or  
16 compromising the confidentiality of consumers and holders of  
17 registry identification cards and letters of approval, as those terms  
18 are defined in NRS 678C.080 and 678C.070, respectively;

19       (b) Minimum requirements for the oversight of cannabis  
20 establishments;

21       (c) Minimum requirements for the keeping of records by  
22 cannabis establishments;

23       (d) Provisions for the security of cannabis establishments,  
24 including, without limitation, requirements for the protection by a  
25 fully operational security alarm system of each cannabis  
26 establishment; and

27       (e) Procedures pursuant to which cannabis establishments must  
28 use the services of cannabis independent testing laboratories to  
29 ensure that any cannabis or cannabis product , *consumable hemp*  
30 *product* or *other* commodity or product made from hemp, as defined  
31 in NRS 557.160, sold by a cannabis sales facility to an end user is  
32 tested for content, quality and potency in accordance with standards  
33 established by the Board;

34       4. Establish circumstances and procedures pursuant to which  
35 the maximum fees set forth in NRS 678B.390 may be reduced over  
36 time to ensure that the fees imposed pursuant to NRS 678B.390 are,  
37 insofar as may be practicable, revenue neutral;

38       5. Establish different categories of cannabis establishment  
39 agent registration cards, including, without limitation, criteria for  
40 issuance of a cannabis establishment agent registration card for a  
41 cannabis executive and a cannabis establishment agent registration  
42 card for a cannabis receiver and criteria for training and  
43 certification, for each of the different types of cannabis  
44 establishments at which such an agent may be employed or  
45 volunteer or provide labor as a cannabis establishment agent;



1 6. As far as possible while maintaining accountability, protect  
2 the identity and personal identifying information of each person who  
3 receives, facilitates or delivers services in accordance with this  
4 chapter;

5 7. Establish procedures and requirements to enable a dual  
6 licensee to operate a medical cannabis establishment and an adult-  
7 use cannabis establishment at the same location;

8 8. Determine whether any provision of this chapter or chapter  
9 678C or 678D of NRS would make the operation of a cannabis  
10 establishment by a dual licensee unreasonably impracticable;

11 9. Allow for any record relating to the delivery of cannabis or  
12 cannabis products that is required to be kept by a cannabis  
13 establishment to be created and maintained in an electronic format;

14 10. Prescribe the manner in which the Board will determine  
15 whether a person who holds an adult-use cannabis establishment  
16 license is ineligible to hold additional licenses pursuant to NRS  
17 678B.325 and 678B.328;

18 11. Set forth rules pertaining to the safe and healthful operation  
19 of cannabis consumption lounges, including, without limitation:

20 (a) Standards for the air quality in a cannabis consumption  
21 lounge;

22 (b) Procedures and requirements for the collection and disposal  
23 of cannabis and cannabis products which are left at a cannabis  
24 consumption lounge; and

25 (c) Requirements for the training of employees of a cannabis  
26 consumption lounge in the sale and safe consumption of single-use  
27 cannabis products and ready-to-consume cannabis products; and

28 12. Address such other matters as the Board deems necessary  
29 to carry out the provisions of this title.

30 **Sec. 10.** NRS 678C.410 is hereby amended to read as follows:

31 678C.410 1. A medical cannabis establishment is prohibited  
32 from acquiring, possessing, cultivating, manufacturing, delivering,  
33 transferring, transporting, supplying or dispensing cannabis for any  
34 purpose except to:

35 (a) Directly or indirectly assist patients who possess valid  
36 registry identification cards;

37 (b) Assist patients who possess valid registry identification cards  
38 or letters of approval by way of those patients' designated primary  
39 caregivers; and

40 (c) Return for a refund cannabis, medical edible cannabis  
41 products or medical cannabis-infused products to the medical  
42 cannabis establishment from which the cannabis, medical edible  
43 cannabis products or medical cannabis-infused products were  
44 acquired.



1 ↪ For the purposes of this subsection, a person shall be deemed to  
2 be a patient who possesses a valid registry identification card or  
3 letter of approval if he or she qualifies for nonresident reciprocity  
4 pursuant to NRS 678C.470.

5 2. A medical cannabis dispensary and a medical cultivation  
6 facility may acquire usable cannabis or cannabis plants from a  
7 person who holds a valid registry identification card, including,  
8 without limitation, a designated primary caregiver. Except as  
9 otherwise provided in this subsection, the patient or caregiver, as  
10 applicable, must receive no compensation for the cannabis. A  
11 patient who holds a valid registry identification card, and the  
12 designated primary caregiver of such a patient, or the designated  
13 primary caregiver of a person who holds a letter of approval may  
14 sell usable cannabis to a medical cannabis dispensary one time and  
15 may sell cannabis plants to a cultivation facility one time.

16 3. A medical cannabis production facility and a medical  
17 cannabis dispensary may acquire hemp, as defined in NRS 557.160,  
18 or a commodity or product made using such hemp from a grower or  
19 handler registered by the State Department of Agriculture pursuant  
20 to chapter 557 of NRS. A medical cannabis production facility may  
21 use hemp or a commodity or product made using such hemp to  
22 manufacture medical cannabis products. A medical cannabis  
23 dispensary may, *subject to the provisions of section 3 of this act*,  
24 dispense hemp or a commodity or product made using such hemp  
25 and medical edible cannabis products and medical cannabis-infused  
26 products manufactured using hemp or a commodity or product made  
27 using such hemp.

28 4. A dual licensee:

29 (a) Shall comply with the regulations adopted by the Board  
30 pursuant to subsection 7 of NRS 678B.650 with respect to the  
31 medical cannabis establishment operated by the dual licensee; and

32 (b) May, to the extent authorized by such regulations, combine  
33 the location or operations of the medical cannabis establishment  
34 operated by the dual licensee with the adult-use cannabis  
35 establishment operated by the dual licensee.

36 5. If a medical cannabis establishment is operated by a dual  
37 licensee, any provision of this section which is determined by the  
38 Board to be unreasonably impracticable pursuant to subsection 8 of  
39 NRS 678B.650 does not apply to the medical cannabis  
40 establishment.

41 **Sec. 11.** NRS 179.1164 is hereby amended to read as follows:

42 179.1164 1. Except as otherwise provided in subsection 2,  
43 the following property is subject to seizure and forfeiture in a  
44 proceeding for forfeiture:



1 (a) Any proceeds attributable to the commission or attempted  
2 commission of any felony.

3 (b) Any property or proceeds otherwise subject to forfeiture  
4 pursuant to NRS 179.121, 200.760, 202.257, 370.419, 453.301 or  
5 501.3857 ~~[ ]~~ *or section 3 of this act.*

6 2. Property may not, to the extent of the interest of any  
7 claimant, be declared forfeited by reason of an act or omission  
8 shown to have been committed or omitted without the knowledge,  
9 consent or willful blindness of the claimant.

10 3. Unless the owner of real property or a mobile home:

11 (a) Has given the tenant notice to surrender the premises  
12 pursuant to NRS 40.254 within 90 days after the owner receives  
13 notice of a conviction pursuant to subsection 2 of NRS 453.305; or

14 (b) Shows the court that the owner had good cause not to evict  
15 the tenant summarily pursuant to NRS 40.254,

16 ↪ the owner of real property or a mobile home used or intended for  
17 use by a tenant to facilitate any violation of the provisions of NRS  
18 453.011 to 453.552, inclusive, except NRS 453.336, is disputably  
19 presumed to have known of and consented to that use if the notices  
20 required by NRS 453.305 have been given in connection with  
21 another such violation relating to the property or mobile home. The  
22 holder of a lien or encumbrance on the property or mobile home is  
23 disputably presumed to have acquired an interest in the property for  
24 fair value and without knowledge or consent to such use, regardless  
25 of when the act giving rise to the forfeiture occurred.

26 **Sec. 12.** NRS 439.532 is hereby amended to read as follows:

27 439.532 1. ~~[Unless]~~ *In addition to any applicable*  
28 *requirements set forth in section 3 of this act, and unless* federal  
29 law or regulation otherwise requires, a person shall not sell or offer  
30 to sell any *consumable hemp product, any other* commodity or  
31 product containing hemp which is intended for human consumption  
32 or any other commodity or product that purports to contain  
33 cannabidiol with a THC concentration that does not exceed the  
34 maximum THC concentration ~~[established by federal law]~~ *set forth*  
35 *in NRS 557.160* for hemp unless such a commodity or product:

36 (a) Has been tested by ~~[an]~~ *a cannabis* independent testing  
37 laboratory and meets the standards established by regulation of the  
38 Department pursuant to subsection 3; and

39 (b) Is labeled in accordance with the regulations adopted by the  
40 Department pursuant to subsection 3.

41 2. A person who produces or offers for sale a commodity or  
42 product described in subsection 1 may submit such a commodity or  
43 product to a cannabis independent testing laboratory for testing  
44 pursuant to this section and a cannabis independent testing  
45 laboratory may perform such testing.



1 3. The Department shall adopt regulations requiring the testing  
2 and labeling of any commodity or product described in subsection 1.  
3 Such regulations must:

4 (a) Set forth protocols and procedures for the testing of the  
5 commodities and products described in subsection 1;

6 (b) Identify contaminants of the commodities and products  
7 described in subsection 1 which are foods that contain an approved  
8 hemp component, as defined in NRS 446.844, and prescribe  
9 tolerances for such contaminants; and

10 (c) Require that any commodity or product described in  
11 subsection 1 is labeled in a manner that is not false or misleading in  
12 accordance with the applicable provisions of chapters 446 and 585  
13 of NRS.

14 4. *The provisions of this section do not apply to a cannabis*  
15 *establishment, as defined in NRS 678A.095.*

16 5. As used in this section:

17 (a) "Cannabis independent testing laboratory" has the meaning  
18 ascribed to it in NRS 678A.115.

19 (b) *"Consumable hemp product" has the meaning ascribed to*  
20 *it in section 2 of this act.*

21 (c) "Food" has the meaning ascribed to it in NRS 446.017.

22 ~~[(e)]~~ (d) "Hemp" has the meaning ascribed to it in  
23 NRS 557.160.

24 ~~[(d)]~~ (e) "Intended for human consumption" means intended for  
25 ingestion or inhalation by a human or for topical application to the  
26 skin or hair of a human.

27 ~~[(e)]~~ (f) "THC" has the meaning ascribed to it in NRS 453.139.

28 **Sec. 13.** NRS 453.096 is hereby amended to read as follows:

29 453.096 1. "Marijuana" means:

30 (a) All parts of any plant of the genus Cannabis, whether  
31 growing or not;

32 (b) The resin extracted from any part of the plant, including  
33 concentrated cannabis;

34 (c) Every compound, manufacture, salt, derivative, mixture or  
35 preparation of the plant, or its resin;

36 (d) Any commodity or product made using hemp which exceeds  
37 the maximum THC concentration ~~[established by the State~~  
38 ~~Department of Agriculture]~~ *set forth in NRS 557.160* for hemp; and

39 (e) Any product or commodity made from hemp which is  
40 manufactured or sold by a cannabis establishment which violates  
41 any regulation adopted by the Cannabis Compliance Board pursuant  
42 to paragraph (g) of subsection 1 of NRS 678A.450 relating to THC  
43 concentration.

44 2. "Marijuana" does not include:





1 (a) Hemp, as defined in NRS 557.160, which is grown or  
2 cultivated pursuant to the provisions of chapter 557 of NRS;

3 (b) The mature stalks of the plant and root balls which have  
4 been fully separated from the stalks of the plant after harvest, fiber  
5 produced from the stalks, seeds of the plant, oil or cake made from  
6 the seeds of the plant, any other compound, manufacture, salt,  
7 derivative, mixture or preparation of the mature stalks (except the  
8 resin extracted therefrom), fiber, oil or cake; or

9 (c) Any commodity or product made using hemp, as defined in  
10 NRS 557.160, which does not exceed the maximum THC  
11 concentration ~~[established by the State Department of Agriculture]~~  
12 *set forth in NRS 557.160* for hemp.

13 **Sec. 14.** NRS 557.160 is hereby amended to read as follows:

14 557.160 1. "Hemp" means any plant of the genus *Cannabis*  
15 *sativa* L. and any part of such a plant, including, without limitation,  
16 the seeds thereof and all derivatives, extracts, cannabinoids,  
17 isomers, acids, salts and salts of isomers, whether growing or not,  
18 with a THC concentration that does not exceed ~~[the maximum THC~~  
19 ~~concentration established by the Department for hemp.]~~ *0.3 percent*  
20 *on a dry weight basis, as measured using post-decarboxylation or*  
21 *another similarly reliable testing method.*

22 2. "Hemp" does not include any commodity or product made  
23 using hemp.

24 **Sec. 15.** NRS 557.240 is hereby amended to read as follows:

25 557.240 1. A grower or handler shall keep and maintain for a  
26 period of not less than 3 years such records as the Department may  
27 prescribe by regulation and, upon 3 days' notice, make such records  
28 available to the Department for inspection during normal business  
29 hours. The Department may inspect records pursuant to this  
30 subsection to determine whether a person has complied with the  
31 provisions of this chapter, the regulations adopted pursuant thereto  
32 and any lawful order of the Department.

33 2. The Department may inspect any growing crop of a grower  
34 and take a representative sample for analysis in the field. If the  
35 testing of such a sample in the field determines that the crop  
36 contains a THC concentration that exceeds the maximum THC  
37 concentration ~~[established by the Department]~~ *set forth in NRS*  
38 *557.160* for hemp, the grower shall submit a plan for the effective  
39 disposal or remediation of the crop to the Department for its  
40 approval.

41 3. If a crop has been determined pursuant to subsection 2 to  
42 contain a THC concentration that exceeds the maximum THC  
43 concentration ~~[established by the Department]~~ *set forth in NRS*  
44 *557.160* for hemp, the grower of the crop may elect to perform  
45 remediation activities to render the crop compliant. After a grower



1 performs remediation activities pursuant to a plan for the effective  
2 remediation of a crop approved pursuant to subsection 2, an  
3 additional inspection, sampling and testing of the crop must be  
4 conducted to determine the THC concentration of the crop.

5 4. If a grower fails to submit an approved plan to the  
6 Department pursuant to subsection 2 or fails to follow the provisions  
7 of such a plan, or if a crop continues to contain a THC concentration  
8 that exceeds the maximum THC concentration ~~established by the~~  
9 ~~Department]~~ *set forth in NRS 557.160* for hemp after remediation  
10 pursuant to subsection 3, the Department may:

11 (a) Impose any additional requirement it determines necessary  
12 upon the grower;

13 (b) Suspend or revoke the registration of the grower;

14 (c) Impose an administrative fine pursuant to NRS 557.280 on  
15 the grower;

16 (d) Report the grower to the appropriate local law enforcement  
17 agency for investigation of a violation of the provisions of chapter  
18 453 of NRS; or

19 (e) Detain, seize or embargo the crop.

20 5. If the Department determines that the land or crop  
21 management practices of a grower, handler or producer are  
22 inadequate, inconsistent with the information concerning such  
23 practices submitted to the Department pursuant to NRS 557.200 or  
24 negatively affect natural resources, the Department may impose an  
25 administrative fine pursuant to NRS 557.280.

26 **Sec. 16.** NRS 557.260 is hereby amended to read as follows:

27 557.260 1. The Department may adopt regulations necessary  
28 to:

29 (a) Establish quality standards and requirements for the  
30 packaging and labeling of agricultural hemp seed;

31 (b) Provide for the certification and registration of sites used for  
32 growing, producing or handling hemp; and

33 (c) Comply with any requirement imposed by the United States  
34 Department of Agriculture, including, without limitation, any  
35 requirement related to reporting information regarding growers,  
36 handlers and producers.

37 2. ~~[The Department shall adopt regulations establishing the~~  
38 ~~maximum THC concentration for hemp.~~

39 ~~—3.]~~ A producer shall comply with:

40 (a) Any regulation adopted by the Department pursuant to  
41 subsection 1 ; ~~for 2;~~ and

42 (b) The provisions of NRS 587.015 to 587.123, inclusive, and  
43 any regulations adopted pursuant thereto.

44 ~~[4.]~~ 3. Any agricultural hemp seed which is obtained by a  
45 grower and was produced:



1 (a) In this State must be produced by a producer; and  
2 (b) In another state must be produced by a person who is  
3 registered and approved to produce and sell agricultural hemp seed  
4 pursuant to the laws of that state.

5 ~~16.1~~ 4. The Department shall provide adequate information to  
6 growers to identify producers from which a grower may purchase  
7 agricultural hemp seed.

8 ~~16.1~~ 5. A handler may only obtain hemp from a grower and  
9 agricultural hemp seed for cleaning and future propagation from a  
10 producer.

11 **Sec. 17.** NRS 557.270 is hereby amended to read as follows:

12 557.270 1. A grower, handler or producer may submit hemp  
13 or a commodity or product made using hemp, other than a  
14 commodity or product described in subsection 1 of NRS 439.532, to  
15 a cannabis independent testing laboratory for testing pursuant to this  
16 section and a cannabis independent testing laboratory may perform  
17 such testing.

18 2. Before the harvest of any crop, the Department shall collect  
19 a sample of the crop. A grower or producer must harvest a crop in a  
20 timely manner after the collection of such a sample and within the  
21 period of time prescribed in the regulations promulgated by the  
22 Secretary of Agriculture of the United States pursuant to 7 U.S.C. §  
23 1639r. A grower or producer who does not harvest a crop within that  
24 period of time shall not harvest the crop before the Department has  
25 collected a new sample of the crop.

26 3. The Department or a cannabis independent testing laboratory  
27 approved by the Department shall test each sample collected  
28 pursuant to subsection 2 to determine whether the crop has a THC  
29 concentration that exceeds the maximum THC concentration  
30 ~~established by the Department~~ set forth in NRS 557.160 for hemp.  
31 The Department may adopt regulations relating to such testing  
32 which include, without limitation:

33 (a) Protocols and procedures for the testing of a crop, including,  
34 without limitation, determining appropriate standards for sampling  
35 and for the size of batches for testing; and

36 (b) A requirement that a cannabis independent testing laboratory  
37 provide the results of the testing directly to the Department in a  
38 manner prescribed by the Department.

39 4. When the Department has obtained the results of the testing  
40 required by subsection 3, the Department shall issue to the grower  
41 or producer of the crop a report of the results of the testing which  
42 must include, without limitation, the THC concentration of the crop.

43 5. A crop which is harvested before a sample has been  
44 collected by the Department pursuant to subsection 2 shall be  
45 deemed to have failed the testing required by subsection 3 and may



1 be detained, seized or embargoed by the Department. The  
2 Department shall not renew the registration of a grower or producer  
3 who harvests a crop before a sample has been collected by the  
4 Department pursuant to subsection 2.

5 6. Except as otherwise provided in subsection 5 and by federal  
6 law, a grower or producer whose crop fails a test prescribed by the  
7 Department pursuant to this section may request that the Department  
8 collect a new sample of that same crop for retesting. The  
9 Department shall adopt regulations establishing protocols and  
10 procedures for such retesting.

11 7. As used in this section, "cannabis independent testing  
12 laboratory" has the meaning ascribed to it in NRS 678A.115.

13 **Sec. 18.** NRS 638.135 is hereby amended to read as follows:

14 638.135 1. A licensed veterinarian may:

15 (a) Administer to an animal a product containing hemp or CBD  
16 if the product:

17 (1) Has a THC concentration of not more than ~~[0.3 percent~~  
18 ~~on a dry weight basis;]~~ *the maximum THC concentration set forth*  
19 *in NRS 557.160 for hemp;* and

20 (2) Is intended for use or consumption through means other  
21 than inhalation to treat a condition of the animal; and

22 (b) Recommend to the owner of an animal the use of such a  
23 product to treat a condition of the animal.

24 2. The Board shall not take any disciplinary action against a  
25 licensed veterinarian or the facility in which the licensed  
26 veterinarian engages in the practice of veterinary medicine solely for  
27 administering or recommending the use of products pursuant to  
28 subsection 1.

29 3. As used in this section:

30 (a) "Administer" has the meaning ascribed to it in NRS 453.021.

31 (b) "CBD" has the meaning ascribed to it in NRS 453.033.

32 (c) "Hemp" has the meaning ascribed to it in NRS 557.160.

33 (d) "THC" has the meaning ascribed to it in NRS 453.139.

