

April 9, 2025

Combined Conceptual Amendments to AB203

Section 1. ~~Chapter 1 678A of NRS is hereby amended by adding thereto a new section to read as follows:~~

~~1. The Social Equity Liaison is hereby created within the Board.~~

~~2. The Executive Director shall appoint a person to serve in the position of Social Equity Liaison. The Social Equity Liaison is in the unclassified service of the State and serves at the pleasure of the Executive Director.~~

~~3. The person appointed pursuant to subsection 2 must be knowledgeable about issues concerning social equity in the cannabis industry.~~

~~4. The Social Equity Liaison shall:~~

~~(a) Conduct community outreach and provide information concerning social equity in the cannabis industry to members of the Board and the public;~~

~~(b) Respond to questions from members of the Board and the public concerning issues relating to social equity in the cannabis industry; and~~

~~(c) Perform any other duties specified by the Executive Director.~~

~~5. The Board shall post contact information for the Social Equity Liaison on the Internet website of the Board.~~

Sec. 2

NRS 678A.450 (1)(h) 1. The Board may adopt regulations necessary or convenient to carry out the provisions of this title. Such regulations may include, without limitation:

...

(h) Requirements relating to the packaging and labeling of cannabis and cannabis products. Such requirements must not require any package of cannabis or cannabis products which is sold at wholesale to contain any label other than a label or tag necessary for the functionality of any computer software used for the seed to-sale tracking of cannabis adopted by the Board and such requirements must not require a cannabis establishment to include information on labeling that is already included on the package.

Add to AB 203 the below changes to NRS 678A to incorporate the definitions of label and packaging

“Label” defined. “Label” means written or printed material affixed to or included with cannabis or a cannabis product to provide identification or other information.

“Packaging” defined. “Packaging” means the immediate consumer-facing wrapper or container in which usable cannabis or cannabis product is packaged.

Add to AB 203 the below changes to NRS 678B.520 to address labelling and to be in line with the proposed changes in Section 2 (above)

Sec. 9

NRS 678B.520 Requirements concerning cannabis products; exception for ready-to-consume cannabis products; additional duties of cannabis sales facility, cannabis production facility and cannabis consumption lounge; requirements and restrictions concerning advertising by cannabis establishment; local government not prohibited from adopting more restrictive regulations concerning advertising.

1. Each cannabis establishment shall, in consultation with the Board, cooperate to ensure that all cannabis products offered for sale:

~~—(a) Are labeled clearly and unambiguously;~~ (a) Are labeled clearly and unambiguously, unless already on the package, the label must include:

(1) As cannabis with the words “THIS PRODUCT CONTAINS CANNABIS” in bold type; and

(2) As required by the provisions of this chapter and [chapters 678C](#) and [678D](#) of NRS.

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

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

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

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

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

(g) Are not packaged and labeled or marketed as candy.

(h) Are labeled with:

(1) The words “Keep out of reach of children”;

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

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

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

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

(a) Is or appears to be a lollipop.

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

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

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

3. A cannabis production facility shall:

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

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

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

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

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

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

6. A cannabis sales facility shall:

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

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

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

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

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

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

(6) That ingesting cannabis or cannabis products with alcohol or other drugs, including prescription medication, may result in unpredictable levels of impairment and that a person should consult with a physician before doing so;

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

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

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

Sec. 4 (1)(a-c):

- While the reasoning behind the section is understood, the burden of determining actual boundaries may be prohibitive for the intended purpose of the amendment.

- Proposed change to the language
 - A cannabis sales facility or third party or intermediary business with whom the cannabis sales facility has contracted pursuant to NRS 678C.440 or 678D.430 may, in accordance with procedures and requirements set forth in this title and the regulations adopted pursuant thereto, deliver cannabis or cannabis products to a consumer at any location, including, without limitation, a private residence, so long as the location is not:
 - (a) ~~Within 1,000 feet of a public or private school that provides formal education traditionally associated with preschool or kindergarten through grade 12;~~
 - (b) ~~Within 300 feet of a community facility;~~
 - ~~(c) Within 300 feet of an establishment that holds a nonrestricted gaming license described in subsection 1 or 2 of NRS 463.0177.~~
 - (c) a commercial location that is within 1500 feet of an establishment where gaming is operated pursuant to a nonrestricted gaming license described in subsection 1 or 2 of NRS 463.0177; or
 - (d) a private residence located within 1500 feet of a property that has a nonrestricted gaming license described in subsection 1 or 2 of NRS 463.0177 except for an "allowed private residence"; or
 - (d) property of an airport

Sec. 4 (3):

- Proposed change to the language:
 - ~~○ For the purposes of subsection 1, the distance must be measured from the location at which cannabis or a cannabis product is transferred to the consumer to the closest point of the property line of a school, community facility or gaming establishment.~~
 - For the purposes of subsection 1, the distance must be measured in a straight line from the delivery address property line to the closest point of the property line of an establishment that holds a nonrestricted gaming license described in subsection 1 or 2 of NRS 463.0177.
 - For the purposes of subsection 1, an "allowed private residence" is a residential unit, including a condominium, apartment, townhouse, or attached or detached dwelling, that is not: (a) connected to, rented to, leased to or leased by, adjacent to, an establishment that holds a nonrestricted gaming license described in subsection 1 or 2 of NRS 463.0177, (b) owned, partially owned, operated, rented, leased to or by, or managed for or by, or otherwise located in the same building as a holder of a nonrestricted license as described in subsection 1 or 2 of NRS 463.0177, or any affiliate of a holder of a nonrestricted gaming license as defined in NRS 78.412, or any person who has been licensed, registered, found suitable, or preliminarily found suitable by the Nevada Gaming Commission.

Sec. 5(2):

- 2. A joint-venture agreement entered into pursuant to subsection 1:
 - (a) Must be submitted to and approved by the Board before it may become effective;

(b) Upon approval of the joint-venture agreement by the Board, the local jurisdiction shall be notified of the joint venture by the cannabis establishment license holder;

~~(b) (c) Must comply with the regulations adopted by the Board pursuant to this section;~~
and

~~(c) (d) May provide for the sharing of profits between the joint venture business and the cannabis~~

Sec. 5(6):

- Recommend removing this section. The liability for possible discipline should be something left to the parties in the joint venture agreement.

Sec. 9(10) – delete this section

- ~~*A cannabis production facility may produce and sell to a cannabis sales facility a non-infused pre-roll.*~~

Sec. 10(2)(c):

- Proposed change to the language:
(c) If the Board requires a cannabis establishment to conduct a quarterly inventory, ~~allow any employee of the cannabis establishment who is not involved in the regular management of the inventory of the cannabis establishment to conduct the quarterly inventory.~~ the quarterly inventory may be conducted by any agent who is not involved in the regular management of the cannabis establishment's inventory. Regular management is meant to include agents who are responsible for oversight of the inventory and designated within the seed to sale system as inventory agents but exclude agents who do not perform daily or routine tasks related to inventory within the facility's inventory control system.

Sec. 23(9-10): (remove this language)

~~9. The excise taxes imposed pursuant to this section do not apply to any sale of cannabis or a cannabis product that was produced by a joint-venture business operating pursuant to a joint-venture agreement approved by the Board pursuant to section 5 of this act.~~

~~10. 9. As used in this section:~~

Sec. 26(2) replace with:

- In addition to the functions and responsibilities set forth in subsection 1, the Investigation Division may collaborate with the Cannabis Compliance Board and other agencies, including but not limited to a local law enforcement agency, for the enforcement of criminal laws relating to unlicensed cannabis activities.

Sec. 28:

- On or before December 31, 2026, The Cannabis Compliance Board and the Nevada Gaming Control Board shall jointly prepare and submit a report concerning the

relationship between the gaming industry and the cannabis industry in this State to the Governor and the Director of the Legislative Counsel Bureau for transmittal to the next regular session of the Legislature. 2. The report required pursuant to subsection 1 must include, without limitation:

- (a) An examination of the federal laws and regulations concerning cannabis;
- (b) Recommendations as to whether and under what circumstances gaming licensees should be authorized to invest in cannabis establishments or otherwise work with the cannabis industry in this State;
- (c) An identification of any specific changes to federal law that would be necessary or preferable in order to authorize gaming licensees to invest in cannabis establishments or otherwise work with the cannabis industry in this State; and
- (d) An explanation of how the two boards will work together in the event that changes to federal law leads to a closer relationship between the gaming industry and the cannabis industry in this State.
- (e) input from relevant research institutions, as relevant.

The respective agencies may accept any gift, donation, bequest, grant or other source of money to carry out the provisions of this title.