

SENATE BILL NO. 341—SENATORS FARLEY AND SEGERBLOM

MARCH 20, 2017

Referred to Committee on Judiciary

SUMMARY—Revises provisions relating to medical marijuana establishments. (BDR 40-1110)

FISCAL NOTE: Effect on Local Government: May have Fiscal Impact.
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 marijuana; authorizing the registration of medical marijuana research facilities; revising the purposes for which the Division of Public and Behavioral Health of the Department of Health and Human Services may spend certain money relating to the medical use of marijuana collected by the Division; authorizing any institution of the Nevada System of Higher Education to seek the approval of the Federal Government to perform research relating to marijuana; and providing other matters properly relating thereto.

Legislative Counsel’s Digest:

1 Existing law exempts a person who holds a valid medical marijuana
2 establishment registration certificate from state prosecution for possession, delivery
3 and production of marijuana and provides for the registration and regulation of such
4 establishments. (NRS 453A.320-453A.370) **Sections 1.1-1.8** of this bill authorize
5 the existence of medical marijuana research facilities. **Section 1.3** of this bill
6 establishes requirements for the certification and operation of a medical marijuana
7 research facility. **Section 1.5** of this bill requires the submission of proof of the
8 approval by the scientific review panel established by the Division of Public and
9 Behavioral Health of the Department of Health and Human Services of the program
10 of research in which a medical marijuana research facility is engaged for renewal of
11 the medical marijuana establishment registration certificate of the facility. **Section**
12 **1.8** of this bill prohibits research not approved by the scientific review panel. **Section**
13 **2** of this bill establishes the fees for the issuance and renewal of a medical
14 marijuana establishment registration certificate for a medical marijuana research
15 facility.

16 Existing law requires that the money raised from applications for and the
17 issuance and renewal of medical marijuana establishment registration certificates be
18 expended first to pay the costs of the Division in carrying out the provisions of



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19 existing law relating to medical marijuana establishments, with any excess money
20 deposited to the credit of the State Distributive School Account in the State General
21 Fund. (NRS 453A.344) Existing law also requires that any money received by the
22 Division as a gift, grant, donation or contribution or as an appropriation to carry out
23 the provisions of existing law relating to the medical use of marijuana must be used
24 to carry out those provisions or to carry out certain alcohol and drug abuse
25 programs. (NRS 453A.730) **Sections 2 and 7** of this bill allow such money to also
26 be spent to support programs to provide education and outreach relating to the safe
27 usage of marijuana and to prevent the abuse of marijuana.

28 Existing law requires the University of Nevada School of Medicine to seek
29 federal approval to establish a program of research relating to the medical use of
30 marijuana and, upon receiving such approval, establish the program of research.
31 (NRS 453A.600) **Sections 3-6** of this bill allow any institution of the Nevada
32 System of Higher Education to also seek such approval and establish such a
33 program of research.

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

1 **Section 1.** (Deleted by amendment.)

2 **Sec. 1.1.** Chapter 453A of NRS is hereby amended by adding
3 thereto the provisions set forth as sections 1.2 and 1.3 of this act.

4 **Sec. 1.2.** *“Medical marijuana research facility” means a*
5 *facility described in section 1.3 of this act.*

6 **Sec. 1.3.** *1. The Division shall establish standards for and*
7 *certify one or more medical marijuana research facilities to*
8 *perform research relating to the medical use of marijuana,*
9 *including, without limitation, the possession, cultivation and*
10 *processing of marijuana, the creation of products containing*
11 *marijuana and the administration of products containing*
12 *marijuana to persons who may legally consume such products for*
13 *scientific study.*

14 *2. To obtain certification by the Division as a medical*
15 *marijuana research facility, an applicant must:*

16 *(a) Be certified pursuant to this section.*

17 *(b) Apply successfully as required pursuant to NRS 453A.322.*

18 *(c) Pay the fees required pursuant to NRS 453A.344.*

19 *3. The Division shall establish a scientific review panel*
20 *composed of persons with the experience, knowledge and ability to*
21 *evaluate:*

22 *(a) A program of research proposed by a proposed medical*
23 *marijuana research facility;*

24 *(b) Revisions to a program of research proposed by a medical*
25 *marijuana research facility; and*

26 *(c) Whether a proposed medical marijuana research facility or*
27 *medical marijuana research facility, as applicable, has the*
28 *appropriate personnel, expertise, infrastructure, funding and any*



1 *necessary approval from the Federal Government, this State or a*
2 *local government to successfully perform a proposed or revised*
3 *program of research, as applicable.*

4 *4. Before issuing a medical marijuana establishment*
5 *registration certificate to a medical marijuana research facility,*
6 *the Division shall:*

7 *(a) Require the proposed medical marijuana research facility*
8 *to submit to the Division a description of the program of research*
9 *that the proposed medical marijuana research facility intends to*
10 *conduct and the capacity of the proposed medical marijuana*
11 *research facility to conduct the proposed program of research;*
12 *and*

13 *(b) If the program of research has not received approval from*
14 *the Federal Government pursuant to 21 U.S.C. § 823 or other*
15 *applicable provisions of federal law, transmit the information*
16 *received pursuant to paragraph (a) to the scientific review panel*
17 *for evaluation.*

18 *5. Before a medical marijuana research facility makes any*
19 *change to its program of research which has not received approval*
20 *from the Federal Government pursuant to 21 U.S.C. § 823 or*
21 *other applicable provisions of federal law, the medical marijuana*
22 *research facility must submit to the Division for transmittal to the*
23 *scientific review panel a description of the revised program of*
24 *research that the medical marijuana research facility intends to*
25 *conduct and the capacity of the medical marijuana research*
26 *facility to conduct the revised program of research.*

27 *6. The scientific review panel shall evaluate the information*
28 *received from the Division pursuant to subsection 4 or 5 as soon*
29 *as practicable and recommend to the Division whether the*
30 *program of research should be approved.*

31 *7. If the scientific review panel recommends approval of a*
32 *program of research or a program of research has received*
33 *approval from the Federal Government pursuant to 21 U.S.C. §*
34 *823 or other applicable provisions of federal law, the Division*
35 *may:*

36 *(a) Approve the issuance of a medical marijuana*
37 *establishment registration certificate to the proposed medical*
38 *marijuana research facility; or*

39 *(b) Authorize the medical marijuana research facility to*
40 *change its program of research.*

41 **Sec. 1.4.** NRS 453A.010 is hereby amended to read as
42 follows:

43 453A.010 As used in this chapter, unless the context otherwise
44 requires, the words and terms defined in NRS 453A.020 to



1 453A.170, inclusive, *and section 1.2 of this act* have the meanings
2 ascribed to them in those sections.

3 **Sec. 1.5.** NRS 453A.116 is hereby amended to read as
4 follows:

5 453A.116 "Medical marijuana establishment" means:

6 1. An independent testing laboratory;

7 2. A cultivation facility;

8 3. A facility for the production of edible marijuana products or
9 marijuana-infused products; ~~for~~

10 4. A medical marijuana dispensary ~~H~~; *or*

11 *5. A medical marijuana research facility.*

12 **Sec. 1.6.** NRS 453A.200 is hereby amended to read as
13 follows:

14 453A.200 1. Except as otherwise provided in this section and
15 NRS 453A.300, a person who holds a valid registry identification
16 card issued to the person pursuant to NRS 453A.220 or 453A.250 is
17 exempt from state prosecution for:

18 (a) Possession, delivery or production of marijuana;

19 (b) Possession or delivery of paraphernalia;

20 (c) Aiding and abetting another in the possession, delivery or
21 production of marijuana;

22 (d) Aiding and abetting another in the possession or delivery of
23 paraphernalia;

24 (e) Any combination of the acts described in paragraphs (a) to
25 (d), inclusive; and

26 (f) Any other criminal offense in which the possession, delivery
27 or production of marijuana or the possession or delivery of
28 paraphernalia is an element.

29 2. In addition to the provisions of subsections 1 and 5, no
30 person may be subject to state prosecution for constructive
31 possession, conspiracy or any other criminal offense solely for being
32 in the presence or vicinity of the medical use of marijuana in
33 accordance with the provisions of this chapter.

34 3. The exemption from state prosecution set forth in subsection
35 1 applies only to the extent that a person who holds a registry
36 identification card issued to the person pursuant to paragraph (a)
37 subsection 1 of NRS 453A.220 and the designated primary
38 caregiver, if any, of such a person:

39 (a) Engage in or assist in, as applicable, the medical use of
40 marijuana in accordance with the provisions of this chapter as
41 justified to mitigate the symptoms or effects of a person's chronic or
42 debilitating medical condition; and

43 (b) Do not, at any one time, collectively possess with another
44 who is authorized to possess, deliver or produce more than:



- 1 (1) Two and one-half ounces of usable marijuana in any one
2 14-day period;
- 3 (2) Twelve marijuana plants, irrespective of whether the
4 marijuana plants are mature or immature; and
- 5 (3) A maximum allowable quantity of edible marijuana
6 products and marijuana-infused products as established by
7 regulation of the Division.
- 8 ➤ The persons described in this subsection must ensure that the
9 usable marijuana and marijuana plants described in this subsection
10 are safeguarded in an enclosed, secure location.
- 11 4. If the persons described in subsection 3 possess, deliver or
12 produce marijuana in an amount which exceeds the amount
13 described in paragraph (b) of that subsection, those persons:
- 14 (a) Are not exempt from state prosecution for possession,
15 delivery or production of marijuana.
- 16 (b) May establish an affirmative defense to charges of
17 possession, delivery or production of marijuana, or any combination
18 of those acts, in the manner set forth in NRS 453A.310.
- 19 5. A person who holds a valid medical marijuana establishment
20 registration certificate issued to the person pursuant to NRS
21 453A.322 or a valid medical marijuana establishment agent
22 registration card issued to the person pursuant to NRS 453A.332,
23 and who confines his or her activities to those authorized by NRS
24 453A.320 to 453A.370, inclusive, *and section 1.3 of this act*, and
25 the regulations adopted by the Division pursuant thereto, is exempt
26 from state prosecution for:
- 27 (a) Possession, delivery or production of marijuana;
- 28 (b) Possession or delivery of paraphernalia;
- 29 (c) Aiding and abetting another in the possession, delivery or
30 production of marijuana;
- 31 (d) Aiding and abetting another in the possession or delivery of
32 paraphernalia;
- 33 (e) Any combination of the acts described in paragraphs (a) to
34 (d), inclusive; and
- 35 (f) Any other criminal offense in which the possession, delivery
36 or production of marijuana or the possession or delivery of
37 paraphernalia is an element.
- 38 6. Notwithstanding any other provision of law and except as
39 otherwise provided in this subsection, after a medical marijuana
40 dispensary opens in the county of residence of a person who holds a
41 registry identification card, including, without limitation, a
42 designated primary caregiver, such a person is not authorized to
43 cultivate, grow or produce marijuana. The provisions of this
44 subsection do not apply if:



1 (a) The person who holds the registry identification card was
2 cultivating, growing or producing marijuana in accordance with this
3 chapter on or before July 1, 2013;

4 (b) All the medical marijuana dispensaries in the county of
5 residence of the person who holds the registry identification card
6 close or are unable to supply the quantity or strain of marijuana
7 necessary for the medical use of the person to treat his or her
8 specific medical condition;

9 (c) Because of illness or lack of transportation, the person who
10 holds the registry identification card is unable reasonably to travel to
11 a medical marijuana dispensary; or

12 (d) No medical marijuana dispensary was operating within 25
13 miles of the residence of the person who holds the registry
14 identification card at the time the person first applied for his or her
15 registry identification card.

16 7. As used in this section, "marijuana" includes, without
17 limitation, edible marijuana products and marijuana-infused
18 products.

19 **Sec. 1.7.** NRS 453A.322 is hereby amended to read as
20 follows:

21 453A.322 1. Each medical marijuana establishment must
22 register with the Division.

23 2. A person who wishes to operate a medical marijuana
24 establishment must submit to the Division an application on a form
25 prescribed by the Division.

26 3. Except as otherwise provided in NRS 453A.324, 453A.326,
27 453A.328 and 453A.340, not later than 90 days after receiving an
28 application to operate a medical marijuana establishment, the
29 Division shall register the medical marijuana establishment and
30 issue a medical marijuana establishment registration certificate and
31 a random 20-digit alphanumeric identification number if:

32 (a) The person who wishes to operate the proposed medical
33 marijuana establishment has submitted to the Division all of the
34 following:

35 (1) The application fee, as set forth in NRS 453A.344;

36 (2) An application, which must include:

37 (I) The legal name of the proposed medical marijuana
38 establishment;

39 (II) The physical address where the proposed medical
40 marijuana establishment will be located and the physical address of
41 any co-owned additional or otherwise associated medical marijuana
42 establishments, the locations of which may not be within 1,000 feet
43 of a public or private school that provides formal education
44 traditionally associated with preschool or kindergarten through
45 grade 12 and that existed on the date on which the application for



1 the proposed medical marijuana establishment was submitted to the
2 Division, or within 300 feet of a community facility that existed on
3 the date on which the application for the proposed medical
4 marijuana establishment was submitted to the Division;

5 (III) Evidence that the applicant controls not less than
6 \$250,000 in liquid assets to cover the initial expenses of opening the
7 proposed medical marijuana establishment and complying with the
8 provisions of NRS 453A.320 to 453A.370, inclusive **H**, and
9 *section 1.3 of this act*;

10 (IV) Evidence that the applicant owns the property on
11 which the proposed medical marijuana establishment will be located
12 or has the written permission of the property owner to operate the
13 proposed medical marijuana establishment on that property;

14 (V) For the applicant and each person who is proposed to
15 be an owner, officer or board member of the proposed medical
16 marijuana establishment, a complete set of the person's fingerprints
17 and written permission of the person authorizing the Division to
18 forward the fingerprints to the Central Repository for Nevada
19 Records of Criminal History for submission to the Federal Bureau
20 of Investigation for its report;

21 (VI) The name, address and date of birth of each person
22 who is proposed to be an owner, officer or board member of the
23 proposed medical marijuana establishment; and

24 (VII) The name, address and date of birth of each person
25 who is proposed to be employed by or otherwise provide labor at the
26 proposed medical marijuana establishment as a medical marijuana
27 establishment agent;

28 (3) Operating procedures consistent with rules of the
29 Division for oversight of the proposed medical marijuana
30 establishment, including, without limitation:

31 (I) Procedures to ensure the use of adequate security
32 measures; and

33 (II) The use of an electronic verification system and an
34 inventory control system, pursuant to NRS 453A.354 and
35 453A.356;

36 (4) If the proposed medical marijuana establishment will sell
37 or deliver edible marijuana products or marijuana-infused products,
38 proposed operating procedures for handling such products which
39 must be preapproved by the Division;

40 (5) If the city, town or county in which the proposed medical
41 marijuana establishment will be located has enacted zoning
42 restrictions, proof of licensure with the applicable local
43 governmental authority or a letter from the applicable local
44 governmental authority certifying that the proposed medical



1 marijuana establishment is in compliance with those restrictions and
2 satisfies all applicable building requirements; and

3 (6) Such other information as the Division may require by
4 regulation;

5 (b) None of the persons who are proposed to be owners, officers
6 or board members of the proposed medical marijuana establishment
7 have been convicted of an excluded felony offense;

8 (c) None of the persons who are proposed to be owners, officers
9 or board members of the proposed medical marijuana establishment
10 have:

11 (1) Served as an owner, officer or board member for a
12 medical marijuana establishment that has had its medical marijuana
13 establishment registration certificate revoked; or

14 (2) Previously had a medical marijuana establishment agent
15 registration card revoked; and

16 (d) None of the persons who are proposed to be owners, officers
17 or board members of the proposed medical marijuana establishment
18 are under 21 years of age.

19 4. For each person who submits an application pursuant to this
20 section, and each person who is proposed to be an owner, officer or
21 board member of a proposed medical marijuana establishment, the
22 Division shall submit the fingerprints of the person to the Central
23 Repository for Nevada Records of Criminal History for submission
24 to the Federal Bureau of Investigation to determine the criminal
25 history of that person.

26 5. Except as otherwise provided in subsection 6, if an
27 application for registration as a medical marijuana establishment
28 satisfies the requirements of this section and the establishment is not
29 disqualified from being registered as a medical marijuana
30 establishment pursuant to this section or other applicable law, the
31 Division shall issue to the establishment a medical marijuana
32 establishment registration certificate. A medical marijuana
33 establishment registration certificate expires 1 year after the date of
34 issuance and may be renewed upon:

35 (a) Resubmission of the information set forth in this section;

36 ~~and~~

37 (b) Payment of the renewal fee set forth in NRS 453A.344 ~~H~~ ;
38 and

39 *(c) If the medical marijuana establishment is a medical*
40 *marijuana research facility, submission of proof that the program*
41 *of research, and any changes thereto, in which the medical*
42 *marijuana research facility is engaged has been approved by the*
43 *scientific review panel established by the Division pursuant to*
44 *section 1.3 of this act.*



1 6. In determining whether to issue a medical marijuana
2 establishment registration certificate pursuant to this section, the
3 Division shall consider the criteria of merit set forth in
4 NRS 453A.328.

5 7. As used in this section, "community facility" means:

- 6 (a) A facility that provides day care to children.
- 7 (b) A public park.
- 8 (c) A playground.
- 9 (d) A public swimming pool.

10 (e) A center or facility, the primary purpose of which is to
11 provide recreational opportunities or services to children or
12 adolescents.

13 (f) A church, synagogue or other building, structure or place
14 used for religious worship or other religious purpose.

15 **Sec. 1.8.** NRS 453A.340 is hereby amended to read as
16 follows:

17 453A.340 The following acts constitute grounds for immediate
18 revocation of a medical marijuana establishment registration
19 certificate:

20 1. Dispensing, delivering or otherwise transferring marijuana
21 to a person other than a medical marijuana establishment agent,
22 another medical marijuana establishment or a person who holds a
23 valid registry identification card, including, without limitation, a
24 designated primary caregiver.

25 2. Acquiring usable marijuana or mature marijuana plants from
26 any person other than a medical marijuana establishment agent,
27 another medical marijuana establishment or a person who holds a
28 valid registry identification card, including, without limitation, a
29 designated primary caregiver.

30 3. Violating a regulation of the Division, the violation of which
31 is stated to be grounds for immediate revocation of a medical
32 marijuana establishment registration certificate.

33 4. Failure to pay a fee imposed pursuant to NRS 453A.330.

34 **5. *Engaging in research not approved by the scientific review***
35 ***panel established by the Division pursuant to section 1.3 of this***
36 ***act.***

37 **Sec. 2.** NRS 453A.344 is hereby amended to read as follows:

38 453A.344 1. Except as otherwise provided in subsection 2,
39 the Division shall collect not more than the following maximum
40 fees:

41	
42	For the initial issuance of a medical marijuana
43	establishment registration certificate for a
44	medical marijuana dispensary \$30,000



1	For the renewal of a medical marijuana	
2	establishment registration certificate for a	
3	medical marijuana dispensary	5,000
4	For the initial issuance of a medical marijuana	
5	establishment registration certificate for a	
6	cultivation facility	3,000
7	For the renewal of a medical marijuana	
8	establishment registration certificate for a	
9	cultivation facility	1,000
10	For the initial issuance of a medical marijuana	
11	establishment registration certificate for a	
12	facility for the production of edible marijuana	
13	products or marijuana-infused products	3,000
14	For the renewal of a medical marijuana	
15	establishment registration certificate for a	
16	facility for the production of edible marijuana	
17	products or marijuana-infused products	1,000
18	For each person identified in an application for	
19	the initial issuance of a medical marijuana	
20	establishment agent registration card	75
21	For each person identified in an application for	
22	the renewal of a medical marijuana	
23	establishment agent registration card	75
24	For the initial issuance of a medical marijuana	
25	establishment registration certificate for an	
26	independent testing laboratory.	5,000
27	For the renewal of a medical marijuana	
28	establishment registration certificate for an	
29	independent testing laboratory.	3,000
30	<i>For the initial issuance of a medical marijuana</i>	
31	<i>establishment registration certificate for a</i>	
32	<i>medical marijuana research facility</i>	<i>5,000</i>
33	<i>For the renewal of a medical marijuana</i>	
34	<i>establishment registration certificate for a</i>	
35	<i>medical marijuana research facility</i>	<i>3,000</i>

36
37 2. In addition to the fees described in subsection 1, each
38 applicant for a medical marijuana establishment registration
39 certificate must pay to the Division:

- 40 (a) A one-time, nonrefundable application fee of \$5,000; and
- 41 (b) The actual costs incurred by the Division in processing the
- 42 application, including, without limitation, conducting background
- 43 checks.

44 3. Any revenue generated from the fees imposed pursuant to
45 this section:



1 (a) Must be expended first to pay the costs of the Division in
2 carrying out the provisions of NRS 453A.320 to 453A.370,
3 inclusive ~~† and †~~, *and section 1.3 of this act*;

4 (b) *May be expended to support programs to provide education*
5 *and outreach relating to the safe usage of marijuana and to*
6 *prevent the abuse of marijuana; and*

7 (c) If any excess revenue remains after paying the costs
8 described in ~~† paragraph †~~ *paragraphs (a) † and (b)*, such excess
9 revenue must be paid over to the State Treasurer to be deposited to
10 the credit of the State Distributive School Account in the State
11 General Fund.

12 **Sec. 3.** NRS 453A.600 is hereby amended to read as follows:

13 453A.600 1. The University of Nevada School of Medicine
14 shall, *and any other institution of the Nevada System of Higher*
15 *Education may*, establish a program for the evaluation and research
16 of the medical use of marijuana in the care and treatment of persons
17 who have been diagnosed with a chronic or debilitating medical
18 condition.

19 2. Before ~~†the School of Medicine†~~ *an institution of the*
20 *Nevada System of Higher Education* establishes a program
21 pursuant to subsection 1, the ~~†School of Medicine†~~ *institution* shall
22 aggressively seek and must receive approval of the program by the
23 Federal Government pursuant to 21 U.S.C. § 823 or other applicable
24 provisions of federal law, to allow the creation of a federally
25 approved research program for the use and distribution of marijuana
26 for medical purposes.

27 3. A research program established pursuant to this section *by*
28 *the University of Nevada School of Medicine* must include
29 residents of this state who volunteer to act as participants and
30 subjects, as determined by the School of Medicine.

31 4. A resident of this state who wishes to serve as a participant
32 and subject in a research program established pursuant to this
33 section *by the University of Nevada School of Medicine* may notify
34 the School of Medicine and may apply to participate by submitting
35 an application on a form prescribed by the Department of
36 Administration of the School of Medicine.

37 5. The *University of Nevada* School of Medicine shall, on a
38 quarterly basis, report to the Interim Finance Committee with
39 respect to:

40 (a) The progress made by the School of Medicine in obtaining
41 federal approval for the research program; and

42 (b) If the research program receives federal approval, the status
43 of, activities of and information received from the research program.



1 **Sec. 4.** NRS 453A.610 is hereby amended to read as follows:
2 453A.610 1. Except as otherwise provided in this section and
3 NRS 239.0115, ~~{the University of Nevada School of Medicine}~~ *an*
4 *institution of the Nevada System of Higher Education* shall
5 maintain the confidentiality of and shall not disclose:

6 (a) The contents of any applications, records or other written
7 materials that the ~~{School of Medicine}~~ *institution* creates or
8 receives pursuant to the research program described in NRS
9 453A.600; or

10 (b) The name or any other identifying information of a person
11 who has applied to or who participates in the research program
12 described in NRS 453A.600.

13 ↳ Except as otherwise provided in NRS 239.0115, the items of
14 information described in this subsection are confidential, not subject
15 to subpoena or discovery and not subject to inspection by the
16 general public.

17 2. Notwithstanding the provisions of subsection 1, ~~{the School~~
18 ~~of Medicine}~~ *an institution of the Nevada System of Higher*
19 *Education* may release the name and other identifying information
20 of a person who has applied to or who participates in the research
21 program described in NRS 453A.600 to:

22 (a) Authorized employees of the State of Nevada as necessary to
23 perform official duties related to the research program; and

24 (b) Authorized employees of state and local law enforcement
25 agencies, only as necessary to verify that a person is a lawful
26 participant in the research program.

27 **Sec. 5.** NRS 453A.620 is hereby amended to read as follows:

28 453A.620 1. ~~{The Department of Administration of the~~
29 ~~University of Nevada School of Medicine}~~ *An institution of the*
30 *Nevada System of Higher Education* may apply for or accept any
31 gifts, grants, donations or contributions from any source to carry out
32 the provisions of NRS 453A.600.

33 2. Any money ~~{the Department of Administration}~~ *an*
34 *institution* receives pursuant to subsection 1 must be deposited in
35 the State Treasury pursuant to NRS 453A.630.

36 **Sec. 6.** NRS 453A.630 is hereby amended to read as follows:

37 453A.630 1. Any money ~~{the Department of Administration~~
38 ~~of the University of Nevada School of Medicine}~~ *an institution of*
39 *the Nevada System of Higher Education* receives pursuant to
40 NRS 453A.620 or that is appropriated to carry out the provisions of
41 NRS 453A.600:

42 (a) Must be deposited in the State Treasury and accounted for
43 separately in the State General Fund;

44 (b) May only be used to carry out the provisions of NRS
45 453A.600, including the dissemination of information concerning



1 the provisions of that section and such other information as is
2 determined appropriate by the ~~{Department of Administration;}~~
3 *institution*; and

4 (c) Does not revert to the State General Fund at the end of any
5 fiscal year.

6 2. The ~~{Department of Administration of the School of}~~
7 ~~*Medicine*~~ *institution* shall administer the account. Any interest or
8 income earned on the money in the account must be credited to the
9 account. Any claims against the account must be paid as other
10 claims against the State are paid.

11 **Sec. 7.** NRS 453A.730 is hereby amended to read as follows:

12 453A.730 1. Any money the Administrator of the Division
13 receives pursuant to NRS 453A.720 or that is appropriated to carry
14 out the provisions of this chapter:

15 (a) Must be deposited in the State Treasury and accounted for
16 separately in the State General Fund;

17 (b) May only be used to carry out:

18 (1) The provisions of this chapter, including the
19 dissemination of information concerning the provisions of this
20 chapter and such other information as determined appropriate by the
21 Administrator; ~~{and}~~

22 (2) *Programs to provide education and outreach relating to*
23 *the safe usage of marijuana and to prevent the abuse of*
24 *marijuana; and*

25 (3) Alcohol and drug abuse programs pursuant to NRS
26 458.094; and

27 (c) Does not revert to the State General Fund at the end of any
28 fiscal year.

29 2. The Administrator of the Division shall administer the
30 account. Any interest or income earned on the money in the account
31 must be credited to the account. Any claims against the account
32 must be paid as other claims against the State are paid.

33 **Sec. 8.** (Deleted by amendment.)

34 **Sec. 9.** (Deleted by amendment.)

35 **Sec. 10.** (Deleted by amendment.)

36 **Sec. 11.** (Deleted by amendment.)

37 **Sec. 12.** This act becomes effective on July 1, 2017.



