

GARDNERVILLE TOWN BOARD

Meeting Agenda

Linda Slater, Chairman Lloyd Higuera, Vice Chairman Mary Wenner, Board Member Mike Philips, Board Member Ken Miller, Board Member 1407 Highway 395 N. Gardnerville, Nevada 89410 (p)775-782-7134 (f): 775-782-7135 www.gardnerville-nv.gov

Contact: Carol Louthan, Office Manager Senior for any questions or additional information. You may also view the board packet online at the town's website.

Tuesday, June 3, 2014

4:30 p.m.

Gardnerville Town Hall

MISSION STATEMENT

"The Town of Gardnerville provides high quality services based on community needs in a cost effective and efficient manner. We will strive to protect the community's quality of life while proactively preparing for the future. We will be accessible and fully accountable to our community."

Copies of the finalized agenda are posted at the following locations prior to meeting day in accordance with NRS Chapter 241: Gardnerville Town Offices, Gardnerville Post Office, Carson Valley Chamber of Commerce and Visitors Authority and the Douglas County 8th Street Historic Courthouse. The agenda is also posted on the Internet at www.gardnerville-nv.gov. All items shall include discussion and possible action to approve, modify, deny, or continue.

Notice to Persons with Disabilities: Members of the public who are disabled and require special assistance or accommodations at the meeting are requested to notify the Gardnerville Town Offices in writing at 1407 Highway 395, Gardnerville NV 89410, or by calling (775) 782-7134 at least 24 hours in advance.

Notice regarding NRS 237: The Gardnerville Town Board has adopted a Standard Policy No. 7, which contains a motion regarding Business Impact Statements. When the Town Board approves its agenda, it also approves a motion which includes ratification of staff action taken pursuant to NRS 237-030 et seq. with respect to items on the agenda, and determines that each Rule which is on the agenda for which a BIS has been prepared does impose a direct and significant economic burden on a business or directly restricts the formation, operation or expansion of a business, and each Rule which is on the agenda for which a BIS has not been prepared does not impose a direct and significant economic impact on a business or directly restrict the formation, operation or expansion of a business.

Notice: Items on the agenda may be taken out of order; the Gardnerville Town Board may combine two or more agenda items for consideration; and the Gardnerville Town Board may remove an item from the agenda or delay discussion relating to an item on the agenda at any time.

4:30 P.M. Call to Order and Determination of a Quorum

PLEDGE OF ALLEGIANCE- Mike Philips

FOR POSSIBLE ACTION: APPROVAL OF AGENDA, with public comment prior to Board action.

The Gardnerville Town Board reserves the right to take items in a different order to accomplish business in the most efficient manner.

FOR POSSIBLE ACTION: APPROVAL OF PREVIOUS MINUTES:

May 6, 2014 Regular Board meeting, with public comment prior to Board action.

PUBLIC INTEREST COMMENTS (No Action)

This portion of the meeting is open to the public to speak on any topic not on the agenda and must be limited to 3 minutes. The Gardnerville Town Board is prohibited by law from taking immediate action on issues raised by the public that are not listed on the agenda.

CONSENT CALENDAR FOR POSSIBLE ACTION

Items appearing on the Consent Calendar are items that may be adopted with one motion after public comment. Consent items may be pulled at the request of Town Board members wishing to have an item or items discussed further. When items are pulled for discussion, they will be automatically placed at the beginning of the Administrative Agenda.

- 1. For Possible Action: Correspondence
- 2. For Possible Action: Health and Sanitation & Public Works Departments Monthly Report of activities
- 3. For Possible Action: Approve May 2014 claims
- For possible action: Approve the Town of Gardnerville's insurance renewal proposal from the Nevada Public Agency Insurance Pool (POOL) and payment of \$21,956.46 for fiscal year 2014-2015.

www.gardnerville-nv.gov June 3, 2014



GARDNERVILLE TOWN BOARD MEETING AGENDA - CONT'D

ADMINISTRATIVE AGENDA

(Any agenda items pulled from the Consent Calendar will be heard at this point)

- 5. Not for Possible Action: Discussion on the Main Street Program Manager's Monthly Report of activities for May 2014. (approx. 30 minutes)
- 6. <u>For Possible Action</u>: Discussion to approve, approve with modifications or deny a request by Main Street Gardnerville to create a Gardnerville Community Enrichment Council as a 501c3 organization. If approved, Article II-c of the Council's bylaws will state that it is to work "in partnership with the Town of Gardnerville"; with public comment prior to Board action. (approx. 15 minutes)
- 7. For possible action: Discussion and possible action to direct staff to provide information to Douglas County in relation to the Town of Gardnerville recommending allowance or prohibition of medical marijuana establishments (MME) within the Town of Gardnerville, presentation by Cynthia Gregory, Deputy District Attorney and Hope Sullivan, Douglas County Planning Manager, with public comment prior to board action. (approx. 45 minutes)
- 8. For possible action: Discussion to approve or deny continuing the Town of Gardnerville's membership to the Nevada League of Cities and Municipalities for fiscal year 2014 2015 at a cost of \$2,800 and determine the number of the board members participating in the annual Nevada League of Cities conference, held at the Texas Station, City of North Las Vegas, Las Vegas Nevada, with public comment prior to Board action. (approx. 15 minutes)
- 9. <u>For possible action</u>: Discussion on any future 2015 legislative issues or bill draft requests the town would like to submit to the League for consideration in presenting to the 2015 legislature, with public comment prior to Board action. (approx. 10 minutes)
- 10. <u>For possible action</u>: Discussion to approve, approve with conditions, continue or deny the proposed Town of Gardnerville Employee Evaluation and Merit System; with public comment prior to Board action, (approx. 10 minutes)
- 11. Not For Possible Action: Discussion on the Town Attorney's Monthly Report of activities for May 2014. (approx. 5 minutes)
- 12. <u>Not For Possible Action</u>: Discussion on the Town Manager/Engineer's Monthly Report of activities for May 2014. (approx. 10 minutes)

Next regular Town Board Meeting - July 1, 2014 - 4:30 PM Town Administrative Offices

June 6, 2014 - Movies in the Park - Frozen - Heritage Park

June 7, 2014 - Chillin & Grillin - Heritage Park

June 13-14, 2014 - Carson Valley Days

June 27, 2014 - Movies in the Park - Percy Jackson & the Sea of Monsters - Heritage Park



GARDNERVILLE TOWN BOARD

Meeting Minutes

Linda Slater, Chairman Lloyd Higuera, Vice Chairman Mary Wenner, Board Member Mike Philips, Board Member Ken Miller, Board Member

1407 Highway 395 N. Gardnerville, Nevada 89410 (p)775-782-7134 (f): 775-782-7135 www.gardnerville-nv.gov

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Tuesday, May 6, 2014

4:30 p.m.

Gardnerville Town Hall

Chairman Slater called the meeting to order and made the determination a quorum is present.

PLEDGE OF ALLEGIANCE- Mary Wenner led the flag salute.

FOR POSSIBLE ACTION: APPROVAL OF AGENDA, with public comment prior to Board action.

The Gardnerville Town Board reserves the right to take items in a different order to accomplish business in the most efficient manner.

Motion Higuera/Miller to approve the agenda.

No public comment.

Upon call for the vote, motion carried unanimously.

FOR POSSIBLE ACTION: APPROVAL OF PREVIOUS MINUTES:

April 2, 2014 Regular Board meeting, with public comment prior to Board action.

Motion Higuera/Wenner to approve the minutes of April 2, 2014.

No public comment.

Upon call for the vote, motion carried.

PUBLIC INTEREST COMMENTS (No Action)

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No public comment.



CONSENT CALENDAR FOR POSSIBLE ACTION

Items appearing on the Consent Calendar are items that may be adopted with one motion after public comment. Consent items may be pulled at the request of Town Board members wishing to have an item or items discussed further. When items are pulled for discussion, they will be automatically placed at the beginning of the Administrative Agenda.

Motion Higuera/Miller to approve the consent calendar.

1. For Possible Action: Correspondence

Read and noted.

2. For Possible Action: Health and Sanitation & Public Works Departments Monthly Report of activities

Accepted.

3. For Possible Action: Approve April 2014 claims

Approved.

Approve budget transfers for Fiscal Year 2013/2014.

4. For Possible Action: Approved.

5. For Possible Action: Recommend approval of a Douglas County Outdoor Festival Entertainment Event Application by Douglas County Senior Services for the 14th Annual Big Mama's Show & Shine, May 10,

2014 at Lampe Park. Recommend approval.

6. For Possible Action: Accept the Tree City USA Award for 2013.

Accepted.

7. For Possible Action: Recommend approval of Douglas County Outdoor Festival Entertainment Event

Application for the 104th Annual Carson Valley Days Festival scheduled for June 13 through 15, 2014, sponsored by Carson Valley Active 20-30 Club #85. Recommend approval.

No public comment.

Upon call for the vote, motion carried unanimously.

ADMINISTRATIVE AGENDA

(Any agenda items pulled from the Consent Calendar will be heard at this point)

8. Not for Possible Action: Discussion on the Main Street Program Manager's Monthly Report of activities for April 2014.

Ms. Lochridge reported the board has finally approved their annual report and action plans. The planning is under way for the Freedom 5K Fun Run/Walk and Yankee Doodle Chalk Artfest. We have a lot of great partners involved: American Cancer Society, Carson Valley Lions Club, Carson Valley Arts Council, East Fork Gallery and Shop Small Northern Nevada. There is also a kids' zone this year organized by the American Cancer Society. We held a wine walk training event. We had a small turnout but we videotaped it and we will be sharing that with our businesses. The first wine walk is next Thursday. We currently have about 30 businesses signed up. We will be trying something different. We have KBUL 98.1 coming out and doing a live remote. We are hoping there will be a lot more excitement. They also reach out to the areas we have been trying to draw from. The Historian Inn is offering a special staycation package to the people who want to stay in town overnight. We are working with legal counsel regarding the mural project. We are in the process of finalizing our timeline for the light pole street banners. We do have some new businesses in the district: One Studio, Angler's Edge, Lone Tree Frame Co. and Bling for the King is a new business that will be moving in sometime in June. I did hear of four more businesses that are moving into our district but I haven't gotten that confirmed yet. We are filling up some of the vacancies. We could use volunteers at our events.

9. For Possible Action: Approve a town event application by Shop Small Northern Nevada LLC for a monthly business/vendor event scheduled for Saturday, May 24; Friday, June 13 and Saturday, June 14; Saturday, July 12; and Saturday, August 9, 2014 at Heritage Park from 8:00 a.m. to 4:30 p.m. considered to be a Class IV use under the park use policy.; with public comment prior to Board action.

Mr. Dallaire brought this back to the board because Jennifer Cantley had an event last month and would like to have more. She thought it was extremely successful. It turned out the weekend she wanted was Carson Valley Days weekend. She came to the annual bar meeting about the Friday night. She was hoping to have a band on Friday night but the bars already have theirs approved at Buckaroos. The vendor part of it will move forward. They still need to work out the details. This is the first time we have had an event in the park over Carson Valley Days. I wanted to make sure you were okay with having it there. She will also be doing an event on Pep Circle at the end of the month.

Ms. Wenner attended the last event. They had some nice things.

Chairman Slater thought it might be nice to have more people back there on the weekend just to keep a presence.

Mr. Dallaire advised we do have all the paperwork. I brought it back to approve all the dates. You only approved one date last time.

No public comment.

Motion Wenner/Philips to approve the requested dates for the use of Heritage Park. Motion carried unanimously.

10. For Possible Action: Discussion on a Major Variance review for raising the Smith's sign one foot (1') ten inches (10") and adding the fuel price signs and logo to the existing sign, located between Jack in the Box, 1345 Highway 395 and Taco Bell, 1343 Highway 395; located on APN 1220-04-501-012; with public comment prior to Board action.

Mr. Dallaire pointed out page10-3 shows what Smith's was proposing at the design review stage. We approved

that review. Douglas County had some issues in the review so the picture you have in front of you is what Douglas County approved. The gas prices are digital numbers similar to Golden Gate Petroleum. Diesel will have a black background with the green lights. They want to have the black with white as their brand colors and not the red anymore. We did go out and look at the sign. It does have a black border around the Taco Bell and Jack in the Box sign. The Jack in the Box sign has a black background. In my letter I told them we wanted the platinum and red to match what was at the design review but the county made them change it.

No public comment.

Motion Higuera/Philips to approve a major variance for raising the Smith's sign one foot 10" and adding the fuel price signs and logos to the existing sign located between Jack in the Box, 1345 Highway 395 and Taco Bell, at 1343 Highway 395, APN 1220-04-501-012.

Mr. Dallaire asked if the motion was with or without the color?

Higuera/Philips added to the motion to approve the black color. Motion carried unanimously.

11. For Possible Action: Discussion to approve amending the contract with Sierra Nevada Construction for a volume adjustment in asphalt due to the varying pavement depth in an amount not to exceed \$10,000, as specified in Change Order #1 within the 2014 Chichester Crack Repair contract #2014-05; with public comment prior to Board action.

Mr. Dallaire just resolved this yesterday afternoon late. The quantities we determined came out to about \$5,200. We had \$3,000 before. We did use \$3300 on the compaction of the asphalt and the dirt densities. So we do have a contract consultant doing that work. The \$10,000 more than covers it. But you can authorize it as \$6,000 and it will be fine. They will be coming back May 14th or 15th to finish it up. We will put out flyers to the residents. There are 23 cracks left, five of which have already been sawcut.

- Ms. Wenner asked which streets.
- Mr. Dallaire believed Falstaff, Winwood and Harvest.
- Mr. Lacost added Hastings, Granborough and Westminster.
- Mr. Dallaire added everything will be done except for Cardiff in Chichester. Staff will be going back and doing the small cracks that need filling. We don't have another project in Chichester until fiscal year 17/18. Then we will finish Cardiff and do all the cracks on Charlotte and Larson.
 - Mr. Miller mentioned the repair works looks good.
 - Mr. Dallaire believed they did a great job. Now we need to put the traffic counters out there.

No public comment.

Motion Higuera/Wenner to approve amending the contract with Sierra Nevada Construction for a volume adjustment in asphalt due to the varying pavement depth in an amount not to exceed \$6,000 as specified in Change Order #1 within the 2014 Chichester crack repair contract #2014-05. Motion carried unanimously.

12. For Possible Action: Discussion on the possible purchase of a used 2008 Ford truck cab and chassis with transmission mounted PTO to be purchased from Douglas Disposal for use as a replacement cab and chassis for the town's 3 yard dump truck, amending the current 614 fund 2013-2014 fiscal year's budget; with public comment prior to Board action.

Mr. Dallaire reported this truck is available from Douglas Disposal. They had to increase the size of their truck and decided to buy a new unit. There is about \$3,000 worth of work that needs to be done by Ford. DDI will reduce the price by the \$3,000. They are asking \$14,000 and they would sell it for \$11,000. We have a truck planned for fiscal year14/15 at \$32,000. In order to buy a brand new truck it would be about \$59,000. We can take the body off the old truck, put it on the new one and just do the controls. This one will last quite a long time. It has 132,000 miles on it. I wasn't able to get Chris Oakden down here from the Douglas County maintenance yard to verify it would fit. I am still waiting for confirmation.

Mr. Philips felt it would be a no go if it doesn't fit.

Chairman Slater called for public comment.

Mr. Linderman thought it sounded good.

No further public comment.

Motion Higuera/Miller to approve the purchase of a used 2008 Ford truck cab and chassis with transmission mounted PTO from Douglas Disposal for use as a replacement cab and chassis for the town's 3 yard dump truck and amending the current 614 fund for 2013/2014 fiscal year's budget. Motion carried unanimously.

13. For Possible Action: Discussion on providing direction to staff in developing an acquisition plan and funding strategy for the acquisition of the 5.08 acres of commercial zoned property adjacent to Heritage Park (APN: 1320-33-310-004) located within the Town of Gardnerville service area for expansion and enhancement of Heritage Park and use during current town events by increase public parking and public event area; with public comment prior to board action.

Mr. Dallaire, realizing how many events we have had so far this year, and still have more coming, wanted to know if the board is okay with looking at or pursuing either one of the parcels on Gilman to increase the parking capability. It is not for sale currently. The last time it was listed it was \$375,000. I didn't want to talk to them if you weren't thinking it would be a good move on the town's part. The corner towards the Ranch would be utilized for the fireworks display. We have to have that radius for that event for a safety zone. We use the property for Old Town Days. We use it for parking at all the events. It is a pretty big asset to the park itself. We do have Chichester but even with that parking it fills up during the movie. I have a meeting at the state lands department to talk about Hellwinkel on Thursday at 2:00 p.m. and I want to talk to parks to see if land acquisition can be funded or partially funded. We do have the \$122,000 a year that we have been paying on the street lights in town. We could take a portion of that and create a payment plan.

Mr. Philips asked where you might look for the money.

Mr. Dallaire mentioned Linda had a question earlier about the taxes. Right now vacant that site has \$3,535 in tax revenue for the county. \$645 of that comes to the town. It is a commercial zone within a flood plain. There is no floodway. The Heritage Park Garden is adjacent to it.

Mr. Philips thought it would be worth looking into.

Vice-Chairman Higuera felt it was a logical expansion.

Mr. Dallaire would have to go through the appraisal process just to make sure the asking price is not over the value. We use this parcel at every event.

Mr. Miller mentioned we maintain that property as far as weed control.

Mr. Dallaire stated staff sprayed pre-emergent in preparation for the dog show this summer. We do not want goatheads in there. We used it for staging for the rocks.

Mr. Miller saw a Century 21 sign down from that parcel or north of it.

Mr. Dallaire has seen it for years. My worry is someone will buy it and build. The Plan for Prosperity shows a commercial development along Gilman. Paula has been looking for a location for a pelota court. We met with Jacques and Dominique from the Basque Club and that was high on their priority list. Board members have a copy of the email.

Mr. Philips believed the main use for that should be parking no matter what else we do with it.

Mr. Dallaire mentioned if the school is willing and they are going to keep CVMS as a middle school, they need to do something on 395 or High School. This parcel has the right-of-way or provided the right-of-way to Gilman. There is a right-of-way all the way up to Slaughterhouse that could be a road. If we expand the park, do we need Ezell if we do High School Street? We need to do a master plan on the area. We could do similarly what Minden did with the

CVIC Hall and rent some space. We could sell the pad or build a building with the pelota court and have a couple of units there for rent. You could turn Gilman into a side main street. There are a lot of options if we owned the property. We could have an education center at the gardens where the asphalt drainage collects into a catch basin and goes into the wetlands. We could get a sample of the rain water before it enters the wetlands and then before it leaves the property and have that as an education system. Most people don't understand how many contaminants are dropping from vehicles into parking lots. Have some samples of before it enters the wetland and then after. There are a lot of opportunities.

Chairman Slater asked Mr. Dallaire to add another potential site. I did have the opportunity to speak with a homeowner on Mission Street. We don't know if that person would be willing to sell but it would be a nice parcel for additional parking. It might be worth pursuing to see a cost.

- Mr. Philips mentioned if that property sells to someone else it is hard to say what will end up going in there.
- Mr. Miller would like to see us pursue it for less than the appraisal. It's been on the market before and it did not sell. Take that into consideration and try to negotiate.
- Mr. Dallaire stated part of the property is in a 500 year flood zone. For parking, as long as you don't go over the grade that is there we'll be okay. If it's a local road it will have to be at grade as well.

Chairman Slater thought it would be a good idea to move forward with a funding strategy. I definitely would like to add the second parcel to your list of inquiries. It is centrally located as well. Bring it back to the board and then we can decide if we want to move forward at that time.

Chairman Slater called for public comment.

- Mr. Linderman would like to see it stay more like a park.
- Mr. Kurt Hildebrand asked what the acreage is on Heritage Park?
- Mr. Dallaire answered a little over 2 acres.
- Mr. Hildebrand believed this would be quite an addition to that. It would eat Heritage Park.

Mr. Linderman believed this kind of usage for that area would be a great asset to the community. It's all residential back there. Commercial really doesn't fit. That's been proven after the last couple of proposals that were shot down.

No further public comment.

Motion Miller/Higuera to direct staff in developing an acquisition plan and funding strategy for the acquisition of 5.08 acres of commercial zoned property adjacent to Heritage Park, APN 1320-33-310-04. Motion carried unanimously.

14. For Possible Action: Discussion on the Fiscal Year 2015-2019 final Capital Improvement Plan (CIP), with public comment prior to Board action.

Mr. Dallaire reported we have a pretty aggressive plan for next year. It is time to get these projects done. We do have the plans for Hellwinkel finished. I have a meeting set up with Q1 to make sure the process is set and the funding still good. I am doing another presentation to NDOT on the project that is not listed on this year's funding. I have it here on the 2015/2016 item. We have Kingslane, Hellwinkel channel, the amenities around Gilman ponds, all have to get done once the irrigation season is over. Once I get the report from Denny we can get it all submitted to Army Corp and that handles all three of those projects. I took off the ADA improvements. I had \$15,000 listed and then an additional \$17,556, but the crosswalk improvements are ADA improvements so I used the \$15,000 for the 17 match funds for the NDOT TAP from 2013. I still have not heard from NDOT on a contract for that. That's all crosswalks. I didn't change the small dump truck because I wasn't sure what we would decide tonight.

Chairman Slater called for public comment.

Mr. Hildebrand asked about the plans to move the crosswalk in front of the Record Courier. Is that part of this?

Mr. Dallaire answered it was not. There is a plan that was submitted to NDOT several years ago. They haven't funded that at all. It is still on their list of projects but it hasn't been a priority. Once the rapid flashing beacons are completed then we have two more: one at Church and the one at Centertowne.

No further comments.

Motion Higuera/Philips to approve the fiscal year 2015-2019 final Capital Improvement Plan. Motion carried unanimously.

- 15. For Possible Action: Public hearing to adopt the final budget for fiscal year 2014-2015; with public comment prior to Board action.
- Mr. Dallaire reviewed final budget in a power point presentation that was given to the county commissioners earlier today. One thing I did want to talk about is the merit scoring. We got a call from Human Resources this past month. Human Resources wants a list from Gardnerville similar to Minden or East Fork's scoring scale. Do you want to go from 0 to 6 and not have to change it later or do we establish 0 to 4 with a maximum 4% merit. Do you want me to come back and we will establish this so we have something to give to HR or do we just use the old numbers?
 - Mr. Miller asked if they can change this down the road.
- Mr. Dallaire would bring it to the board on an annual basis. I was using the old range. We have one employee who is maxed out so we will see what happens. We are going through the compensation study process with the county and the salary ranges will most likely change. I suspect all the jobs will go up.
 - Mr. Philips asked if we have a program in place for someone who tops out to get a one-time payment?
 - Mr. Dallaire answered the county has a policy.
- Mr. Miller likes the new scoring range. It rewards people for a higher performance. If we use the new one, we are recognizing those individuals that give a better performance.
 - Mr. Philips thought they should change it.
- Mr. Dallaire asked if they want to do the scale based on what we are awarding rather than going out to six percent. Do you see any other options?

Chairman Slater liked the Minden revised score range.

Mr. Philips asked to work out a score range and bring it back with a couple options.

No public comment.

Motion Higuera/Wenner to adopt the final budget for fiscal year 2014/2015. Motion carried unanimously.

- 16. Not For Possible Action: Discussion on the Town Attorney's Monthly Report of activities for April 2014.
- Mr. Rowe has spent some time working with Main Street Gardnerville. Reviewed and revised the draft mural agreement. There has been some flack from the Douglas County Republican Committee on the form used for the wine walk. They don't like the release language that is contained in the form. The letter Paula sent me was very vague. She will be scheduling a meeting with them to find out what their concerns are. I have a strong feeling on the release language in the wine walk form because you mix wine and other activities there's all kinds of potential for different sorts of issues to come up. I need to see what concerns they have. Worked with Tom on various things: the deed for the pond; a couple of matters on the Gardnerville Station (former Eagle Gas station); Marie and I have been monitoring the Sharkey's bankruptcy and they are now paid in full. In last month's minutes Debra reported on the new state website and the requirement by July 14th for all entities to be linked to the website for posting agendas and access to agendas. I did note Debra said she was going to send a memo. I did not see the draft of that.
 - Mr. Dallaire mentioned Kim sent it over.

Mr. Rowe reported my partners and I have no immediate plans to hire an associate. You will see one of the partners at your meetings for the immediate future.

Chairman Slater mentioned they do need continuity.

- Ms. Yturbide reported that is one of the things we discussed. We aren't going anywhere so we wanted to make sure you have the continuity.
- Mr. Rowe will be happy to respond to any questions. Before the meeting Ken had asked to take a look at the Supreme Court decision on public prayer. All I have seen on it is just the reporting. I will pull that and provide the information to Ken.
- Mr. Miller felt we have a community that is based with a lot of different faiths and if we can reach out to those faiths with prayer at public events, it would help our relations.
 - Mr. Rowe will be looking at that and reviewing the opinion. It was a divided court.

17. Not For Possible Action: Discussion on the Town Manager/Engineer's Monthly Report of activities for April 2014.

- Mr. Dallaire reported the Virginia Canal crossing is open. I did attend the Douglas County Economic Vitality program meeting. They are changing the economic vitality program from 12 programs to 8 and they are lumping Main Street and Minden Momentum into the Valley Vision. They are taking the vision at South Lake Tahoe and the Valley vision and combining them into one item. The support for Main Street will still be there. We did budget the \$10,000 and they are very interested in finding out what Minden is going to do after we go to the Main Street conference in Detroit this month. That is on the 17th through the 20th. Paula, Stephanie Waggoner and myself are going. Dominique and Jacques are working on a transportation attraction. Chris Bently is trying to get a train system down here. They have a lot of ideas that will take time and money.
 - Mr. Miller asked about Janice Rice.
- Mr. Dallaire met her over at the barn. She would like to be able to use it as a facility for events and parties. They have some funding. They are looking to buy a barn or a piece of property to build a barn specifically for their event.
- Mr. Lacost talked with her. She thought parking would be an issue. She was considering buying one of the additional properties we talked about today. She does want to work with us in enlarging the barn: removing some of the walls to make it a larger open area for weddings and dances.
- Mr. Dallaire went over what they could do to the barn. She wanted to take out where the cow feeding station was and put in a buffet table. That's the history part of it. If it is accessible and viewable in some way it would be beneficial. No structures can be built on the property. It would have to be the parcel where the dirt mounds are. The dirt mounds were supposed to be there for two years back in 1999.

I didn't look online to see how many fish NDOW planted. They have been putting in around 500 fish. We have a couple signed applications in addition to what you heard earlier. This one they are not changing; they are just refinishing the sign. They are taking the Carson Valley Fair out, raising the signs up, putting the Grocery Outlet on it. Jacobs wants a sign out there. He is proposing to do a sign to advertise his berry farm. We will be replacing the town sign out front and get Main Street's logo on it. We will look into redoing the door sign.

Mr. Dallaire reported on the speed information he received from the counters that were set out on Wildrose. Jennifer is dealing with the speed problem on Deseret. Minden has purchased a radar sign.

Rachel Hamer, Minden Senior Secretary spoke with Greg today and on Spruce and Wildrose there is about 500 cars every day. He logged about 11,000 cars total.

Mr. Dallaire had the counters out there two weeks. We had almost 2,000 cars on Deseret and 6,100 on Wildrose. At the end of the year I hope to buy a couple of radar signs. I would like to get two. The last thing, Barry is looking at doing a drive through fast food restaurant. We will see what happens.

Chairman Slater thought a one-way would be good on Service Drive. That way you can have parking on one side. Anybody that went in would have to go all the way around.

Gardnerville Town Board Meeting May 6, 2014 - 4:30 p.m. Page 8

Mr. Dallaire needs the two-way up to Carrick. I've told Barry Jones the pedestrian link is a high priority in the Plan for Prosperity. He is looking at trying to drain the back portion of the parking lot into the pond. I made the Wal Mart contractor lower the floats. They lowered the floats but they lowered the on and off. I went out there with staff and we raised them back up so we have the on separated. It will fluctuate, but I am hoping we won't have the algae problem.

Chairman Slater added algae or mosquito.

Mr. Dallaire expanded on some of the items in the manager's report.

Chairman Slater asked about the kickoff meeting on the process of hiring the county manager.

Mr. Dallaire mentioned this was just an update on where they are in the process. Sounds like there will be three interview boards.

Chairman Slater has asked Tom if he would make an effort to be part of that process.

Mr. Dallaire has a presentation on Thursday to NDOT for TAP funding on the S curve. Cleanup Day is this Saturday with the Rotary Club. Geoff and Ron have done a lot of work on this. There will be a planting class before the volunteers begin.

Mr. Linderman asked who authorized the smiley faces on 395? There are six of them. There is one in front of the car wash.

Mr. Philips wished all the ladies Happy Mother's Day.

Meeting adjourned at 6:37 p.m.

Tom Dallaire Town Manager

Gardnerville Town Board AGENDA ACTION SHEET

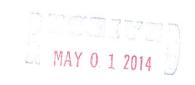


1. For Possible Action: Correspondence 2. Recommended Motion: Receive and file Funds Available:
Yes 3. Department: Administration Prepared by: Tom Dallaire 4. Meeting Date: June 3, 2014 Time Requested: N/A 5. Agenda: 戶Consent ☐ Administrative 6. Background Information: See attached. 7. Other Agency Review of Action: ☐ Douglas County ₩N/A 8. Board Action: ☐ Approved Approved with Modifications □ Denied □ Continued

CARSON VALLEY SERTOMA

Chartered on November 4, 1978





P. O. Box 1546 Minden, NV 89423

April 30, 2014

Town of Gardnerville 1407 Hwy 395 South Gardnerville, NV 89410

Dear Sir(s)

I would like to take this opportunity to personally thank The Town of Gardnerville on behalf of the Carson Valley Sertoma Club for your support during our 23rd Annual Chili & Craft Fair. The posting of our sign advertising our event on Town property is sincerely appreciated and goes a long way to making the event successful. This annual charity event assists our local residents in numerous ways throughout the year.

Thanking You Again,

Mile Brown

Mike Brown

Chairman Sertoma Chili & Craft Fair

Dallaire, Tom

From: LaCost, Geoffrey

Sent: Thursday, May 22, 2014 11:19 AM

To: Dallaire, Tom

Subject: Complement for the Chichester Crack Repairs

Tom,

This morning I received a call from "Luis Gulick" who resides at 1439 Edlesborough. He wanted to let us know he was happy with the repairs, the professionalism of the contractor, and communications provided through the Chichester Crack Repair project.

Thanks, Geoffrey



Geoffrey LaCost E.I. Town of Gardnerville Civil Engineer I 1407 highway 395 N. Gardnerville, NV 89410 (p) (775) 782.7134 (f) (775) 782.7135 (c) (775) 691.6148

Email: GLaCost@co.douglas.nv.us

Nevada League of Cities & Municipalities



BOARD OF DIRECTOR'S MEETING NOTICE

Meet & Greet Reception

Date: Thursday, June 19, 2014

Time: 6:00 - 7:30 p.m.

Location: Grimaldi's

The Legends at Sparks Marina

1180 Scheel's Drive Sparks, NV 89434

Quarterly Board of Directors

Date: Friday, June 20, 2014

Time: 8:00 a.m.

Location: Sparks City Hall

431 Prater Way Sparks, NV 89431 City of Nevada

Gardnerville Town Board AGENDA ACTION SHEET

☐ Approved ☐ Denied



	For Possible Ac Report of activi		ation & Public Works De	partments Monthly
2.		Motion: Accept as subm ble: ☐ Yes	itted	
3.	Department: Ad	ministration		
	Prepared by:	Carol Louthan		
4.	Meeting Date:	June 3, 2014 Time R	equested: N/A	
5.	Agenda: ☑Cons	sent — Administra	ntive	
6.	Background Inf	ormation		
		Residential Accounts Commercial Accounts Green Waste Accounts Cleanup Dumpsters X-cans # of new residential accounts # of new commercial accounts Minimum User Accounts Total tons of trash	1740 218 1208 6 686 12 accts transferred to new owners 0 38 325.88	
		Total tons of Greenwaste	46.23	
	7. Other Agence 8. Board Action	y Review of Action: Do	ouglas County	N/A

□ Approved with Modifications□ Continued

Gardnerville Town Board AGENDA ACTION SHEET



1.	For Possible Action: A	pprove Ma	ay claims		
2.	Recommended Motion Funds Available:				
3.	Department: Administra	tion			
	Prepared by: Carol Lo	uthan			
4.	Meeting Date: June 3,	2014	Time Requested:	N/A	
5.	Agenda: ☐ Consent	□ Adı	ministrative		
6.	Background Information	on : See at	tached.		
7.	Other Agency Review of	of Action:	□ Douglas County		™ N/A
8.	Board Action:				
		Approve	d with Modificationed	15	

Accounts Payable by G/L Distribution Report G/L Date Range 05/01/14 - 05/31/14

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Fund 610 - Gardnerville Town			110000000000000000000000000000000000000					
Department 921 - Gardnerville Admin Account 510.150 - Board Compensation	n Compensation							
4288 - Higuera Lloyd W	5/14 BOARD	G'VILLE	Paid by Check # 619645	05/01/2014	05/09/2014	05/09/2014	05/09/2014	250.00
28960 - Miller Kenneth	5/14 BOARD	G'VILLE	Paid by Check # 619678	05/01/2014	05/09/2014	05/09/2014	05/09/2014	250.00
18629 - Philips Míchael	5-14 BOARD	G'VILLE	Paid by Check	05/01/2014	05/09/2014	05/09/2014	05/09/2014	250.00
2969 - Slater Linda	5-14 BOARD	G'VILLË	# 019/19 Paid by Check # 619750	05/01/2014	05/09/2014	05/09/2014	05/09/2014	275.00
			Account 510.1	Account 510.150 - Board Compensation Totals	sation Totals	Invoice Transactions 4		\$1,025.00
Account 511.181 - Retirement 2433 - NV ST Public Employees 4-1	ment 4-14	PAYROLL	Paid by Check	05/06/2014	05/09/2014	05/09/2014	05/09/2014	(1.28)
				Account 511.181 - Retirement Totals	ement Totals	Invoice Transactions 1	IS 1	(\$1.28)
Account 511.201 - PEBS-Ret.Medical 20219 - NV ST Public Employees 5-14	Ret.Medical 5-14	731	Edit	05/22/2014	05/30/2014	05/30/2014		20.98
	PKEMIUMS		Account 51	Account 511,201 - PEBS-Ret. Medical Totals	edical Totals	Invoice Transactions 1	IS 1	\$20.98
Account 520.055 - Telephone Expense 29103 - Frontier	ione Expense 782-7134 4/14	77578271340502795	ā	04/16/2014	05/02/2014	05/02/2014	05/02/2014	98.46
29103 - Frontier	782-3856 4/14	77578238560808025	# 619343 Paid by Check	04/16/2014	05/02/2014	05/02/2014	05/02/2014	46.11
13097 - Verizon Wireless	9724484985	842011146-00001	# 619343 Paid by Check # 610151	05/01/2014	05/16/2014	05/16/2014	05/16/2014	123,99
				Account 520.055 - Telephone Expense Totals	pense Totals	Invoice Transactions		\$268.56
Account 520.072 - Advertising 656 - Carson Valley Chamber Of Commerce 7707	tising ce 7707	G'VILLE	Paid by Check	04/30/2014	05/16/2014	05/16/2014	05/16/2014	32.50
22633 - Sierra Nevada Media Group	1057644043014 1057644	1057644	# 013630 Paid by Check	04/30/2014	05/16/2014	05/16/2014	05/16/2014	220.00
			# 620110 Acco	Account 520.072 - Advertising Totals	r tising Totals	Invoice Transactions	IS 2	\$252.50
Account 520.084 - Replacement & Repair 11985 - Ace Hardware	cement & Repair 090322/1	1236	Paid by Check	04/25/2014	05/16/2014	05/16/2014	05/16/2014	6.28
			# 619802 Account 520.08	soz Account 520.084 - Replacement & Repair Totals	Repair Totals	Invoice Transactions 1	ls 1	\$6.28
Account 520.089 - Power 2924 - NV Energy	791804 4-14	791804	Paid by Check	04/25/2014	05/09/2014	05/09/2014	05/09/2014	193.45
			# 0.19096	Account 520.089 - Power Totals	Power Totals	Invoice Transactions	1 2	\$193,45

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Accounts Payable by G/L Distribution Report G/L Date Range 05/01/14 - 05/31/14

	Invoice No.	Invoice Description	Status	Held Reason Invoice Date Due Date	hate Due Date	G/L Date	Received Date Payment Date	Invoice Amount
Fund 610 - Gardnerville Town Department 921 - Gardnerville Admin Account 520.092 - Heating								יוואסגרר עווסמוזר
	15779022 4-	0015779022 4- 2410015779022 14	Paid by Check # 619470	04/17/2014	14 05/02/2014	05/02/2014	05/02/2014	42.09
3021 - Southwest Gas-Las Vegas 107	1072224004 4-	2411072224004	Paid by Check	04/17/2014	14 05/02/2014	05/02/2014	05/02/2014	74.59
3021 - Southwest Gas-Las Vegas 116	1188600002 4- 7	2411188600002	Paid by Check # 619470	04/17/2014	14 05/02/2014	05/02/2014	05/02/2014	8.25
aint B&				Account 520.092	Account 520.092 - Heating Totals		Invoice Transactions 3	\$124.93
3472 - Whipple Electric&Security Inc 217	^	19	Paid by Check # 620509	05/06/2014	14 05/23/2014	05/23/2014	05/23/2014	143.75
Account 520.098 - Janitorial Services	rvices			Account 520.097 - Maint B&G Totals	faint B&G Totals		Invoice Transactions 1	\$143.75
27347 - A+ Janitorial Service TOC	TOG0214	G'VILLE	Paid by Check	04/21/2014	14 05/02/2014	05/02/2014	05/02/2014	85.00
27347 - A+ Janitorial Service TOC	TOG0314	G'VILLE	# 019230 Paid by Check # 619238	04/21/2014	14 05/02/2014	05/02/2014	05/02/2014	85.00
Account 520.136 - Rents & Leases Equipment	ses Eauiome	ent	Accor	Account 520.098 - Janitorial Services Totals	I Services Totals		Invoice Transactions 2	\$170.00
3519 - Xerox Corporation 073	073844220	716307012	Paid by Check # 620176	05/01/2014	14 05/16/2014	05/16/2014	05/16/2014	228.69
Account 520.187 - Internet Expense	ense		Account 520.1	Account 520.136 - Rents & Leases Equipment Totals	quipment Totals	Jun	Invoice Transactions 1	\$228.69
15887 - Charter Communications 001	0012509 5/14	8354110060012509	Paid by Check # 619865	05/02/2014	14 05/16/2014	05/16/2014	05/16/2014	65.00
Account 521,130 - Legal Services	S		Acco	Account 520.187 - Internet Expense Totals	t Expense Totals	Invo	Invoice Transactions 1	\$65.00
10816 - Rowe Hales & Yturbide LLP 23609	60	G'VILLE	Edit	05/16/2014 05/30/2014 Account 521.130 - Legal Services Totals	14 05/30/2014 Services Totals	05/30/2014	014 Invoice Transactions 1	1,435.00
Account 532.056 - Subscriptions 12997 - Do Co Procurement Program 4-14	ions 4-14 LOUTHAN G'VILLE	G'VILLE	Paid by Check	04/27/2014	14 05/16/2014	05/16/2014	05/16/2014	\$50.00
				Account 532.056 - Subscriptions Totals	scriptions Totals	Invo	Invoice Transactions 1	\$550.00

Accounts Payable by G/L Distribution Report 6/L Date Range 05/01/14 - 05/31/14

Vendor	Invoice No.	Invoice Description	Status	Held Reason Invoice Date Due Date	Invoice Date	Due Date	G/L Date	Received Date Payment Date Invoice Amount	Invoice Amount
Fund 610 - Gardnerville Town									
Department 921 - Gardnerville Admin	_								
Account 533.800 - Office Supplies	Supplies								
12997 - Do Co Procurement Program	4-14	G'VILLE	Paid by Check		04/27/2014	05/16/2014	05/16/2014	05/16/2014	17.50
	NICHOLSON		# 619898						
12997 - Do Co Procurement Program	4-14 DALLAIRE G'VILLE	G'VILLE	Paid by Check		04/27/2014	05/16/2014	05/16/2014	05/16/2014	121.56
			# 619898						
12997 - Do Co Procurement Program	4-14 LOUTHAN G'VILLE	G'VILLE	Paid by Check		04/27/2014	05/16/2014	05/16/2014	05/16/2014	155.74
			# 619898						
2549 - Dallaire Tom-Petty Cash	5-14 G'VILLE2	PETTY CASH	Paid by Check		05/15/2014	05/23/2014	05/23/2014	05/23/2014	17.50
			# 620265						
6089 - A-#1 Chemical Inc	4870724 CR	296958	EĞ		04/10/2014	05/30/2014	05/30/2014		(4.61)
6089 - A-#1 Chemical Inc	5038596	296958	Edit		04/30/2014	05/30/2014	05/30/2014		31.15
			Q	Account 533.800 - Office Supplies Totals	0 - Office Sup	oplies Totals	Invoi	Invoíce Transactions 6	\$338.84
Account 533.806 - Software	are								
16648 - E Squared C Inc	40803	G'VILLE	Paid by Check		04/01/2014	04/01/2014 05/23/2014	05/23/2014	05/23/2014	37.50
			# 620278						
				Account 5	Account 533,806 - Software Totals	ware Totals	Invoi	Invoice Transactions 1	\$37.50
			Depa	Department 921 - Gardnerville Admin Totals	ardnerville A	dmin Totals	Invoi	Invoice Transactions 30	\$4,859.20

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Accounts Payable by G/L Distribution Report 6/L Date Range 05/01/14 - 05/31/14

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Vendor	Invoice No.	Invoice Description	Status Held Reason	Invoice Date Due Date	Dua Date	G/I Date		
Fund 610 - Gardnerville Town Department 923 - Parks & Recreation	uc				700	ole Date	veceiveu Date Payment Date	Invoice Amount
Account 520.084 - Replacement & Repair 2358 - Newman Traffic Signs Inc TT-0272611	scement & Repair TI-0272611	GAR025	Paid by Check	04/15/2014	05/02/2014	05/02/2014	05/02/2014	163.16
11985 - Ace Hardware	089747/1	1236	# 619414 Paid by Check	04/02/2014	05/16/2014	05/16/2014	05/16/2014	18.97
11985 - Ace Hardware	089865/1	1236	# 619802 Paid by Check	04/08/2014	05/16/2014	05/16/2014	05/16/2014	7.86
11985 - Ace Hardware	090094/1	1236	# 519802 Paid by Check # 519803	04/16/2014	05/16/2014	05/16/2014	05/16/2014	2.48
13485 - Ahern Rentals Inc	13153767-1	205304	# b19802 Paid by Check # 610807	04/01/2014	05/16/2014	05/16/2014	05/16/2014	60.16
13485 - Ahem Rentals Inc	13179836-1	205304	# 019605 Paid by Check # (19907	04/08/2014	05/16/2014	05/16/2014	05/16/2014	19.97
13485 - Ahern Rentals Inc	13180370-1	205304	# b19805 Paid by Check # 610507	04/08/2014	05/16/2014	05/16/2014	05/16/2014	17.67
13485 - Ahern Rentals Inc	13206055-1	205304	# 619805 Paid by Check # 61000F	04/15/2014	05/16/2014	05/16/2014	05/16/2014	32.50
13485 - Ahern Rentals Inc	13211349-1	205304	# 015003 Paid by Check # 610001	04/16/2014	05/16/2014	05/16/2014	05/16/2014	16.47
13485 - Ahern Rentals Inc	13212851-1	205304	# b19605 Paid by Check # 63000	04/16/2014	05/16/2014	05/16/2014	05/16/2014	42.63
13485 - Ahern Rentals Inc	13236479-1	205304	# 519805 Paid by Check # 61000E	04/23/2014	05/16/2014	05/16/2014	05/16/2014	9.14
1130 - Do Co Weed Control	32060W	G'VILLE	# 619805 Paid by Check # 61600	04/23/2014	05/16/2014	05/16/2014	05/16/2014	200.40
9081 - Genoa Trees & Landscape Inc	3915	G'VILLE	# 619905 Paid by Check # 610030	04/24/2014	05/16/2014	05/16/2014	05/16/2014	239.75
2121 - Meeks Lumber	799282	06G1570	# o19939 Paid by Check	04/01/2014	05/16/2014	05/16/2014	05/16/2014	19.93
2121 - Meeks Lumber	799460	06G1570	# 620013 Paid by Check # 630613	04/02/2014	05/16/2014	05/16/2014	05/16/2014	54.60
2121 - Meeks Lumber	800686	06G1570	# e20013 Paid by Check # 620643	04/08/2014	05/16/2014	05/16/2014	05/16/2014	17.54
2121 - Meeks Lumber	696008	06G1570	# ozouzs Paid by Check # 63643	04/09/2014	05/16/2014	05/16/2014	05/16/2014	18.04
2121 - Meeks Lumber	802800	06G1570	# 620013 Paid by Check # 62063	04/17/2014	05/16/2014	05/16/2014	05/16/2014	1.51
3457 - Western Nevada Supply Company	45830206	71273	# 620013 Paid by Check # 62646	04/01/2014	05/16/2014	05/16/2014	05/16/2014	85.43
3457 - Western Nevada Supply Company	15830215	71273	# 020109 Paid by Check # 620160	04/03/2014	05/16/2014	05/16/2014	05/16/2014	66.20
3457 - Western Nevada Supply Company	45834089	71273	# ozozos Paid by Check # czozos	04/04/2014	05/16/2014	05/16/2014	05/16/2014	10.00
3457 - Western Nevada Supply Company	15834086	71273	# 620169 Paid by Check (S) # 620169	04/07/2014	05/16/2014	05/16/2014	05/16/2014	426.98
TTTT MILE			201020					

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Accounts Payable by G/L Distribution Report 6/L Date Range 05/01/14 - 05/31/14

Vendor	Invoice No.	Invoice Description	Status He	ld Reason	Held Reason Invoice Date Due Date	Due Date	G/L Date	Received Date Payment Date Invoice Amount	Invoice Amount
Fund 610 - Gardnerville Town									
Department 923 - Parks & Recreation									
Account 520.084 - Replacement & Repair	ement & Repair								
3457 - Western Nevada Supply Company	15836218	71273	Paid by Check # 620169	_	04/08/2014	05/16/2014	05/16/2014	05/16/2014	26.48
3457 - Western Nevada Supply Company	45845098	71273	Paid by Check # 620169	_	04/15/2014	05/16/2014	05/16/2014	05/16/2014	72.00
3457 - Western Nevada Supply Company	CM45845098	71273	Paid by Check # 620169	_	04/17/2014	05/16/2014	05/16/2014	05/16/2014	(72.00)
3457 - Western Nevada Supply Company	45859949	71273	Paid by Check # 620169	•	04/29/2014	05/16/2014	05/16/2014	05/16/2014	464.00
27147 - Impact Construction	561	GVILLE	Paid by Check # 620333	•	05/14/2014	05/23/2014	05/23/2014	05/23/2014	1,097.00
C C C C C C C C C C C C C C C C C C C			Account 520).084 - Repla	Account 520.084 - Replacement & Repair Totals	epair Totals	Invoi	Invoice Transactions 27	\$3,118.87
Account 320.059 - Power 2924 - NV Energy	791804 4-14	791804	Paid by Check # 619698	J	04/25/2014	04/25/2014 05/09/2014	05/09/2014	05/09/2014	444,33
				Account	Account 520.089 - Power Totals	ower Totals	Invoi	Invoice Transactions 1	\$444.33

Accounts Payable by G/L Distribution Report 6/L Date Range 05/01/14 - 05/31/14

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ate Invoice Amount		4 354.84	4 99.24	4 52.88	4 399.17	126.50	125.00	1 65.60	39.00	300.48	327.67	250.16	218.98	78.92	23.21	51.66	181.83	\$2,695.14	90.56	\$90.56	160.00	\$160.00
Received Date Payment Date	מיניין בין המיניין בין בין המיניין בין המיניין בין המיניין בין המיניין בין המיניין בין בין המיניין בין בין המיניין בין המיניין בין בין בין בין בין בין בין בין בין	05/16/2014	05/16/2014	05/16/2014	05/16/2014	05/16/2014	05/16/2014	05/16/2014	05/16/2014	05/16/2014	05/16/2014	05/16/2014	05/16/2014	05/16/2014	05/16/2014	05/16/2014	05/16/2014	Invoice Transactions 16	05/16/2014	Invoice Transactions 1	05/16/2014	Invoice Transactions 1
G/L Date		05/16/2014	05/16/2014	05/16/2014	05/16/2014	05/16/2014	05/16/2014	05/16/2014	05/16/2014	05/16/2014	05/16/2014	05/16/2014	05/16/2014	05/16/2014	05/16/2014	05/16/2014	05/16/2014	Invoic	05/16/2014	Invoic	05/16/2014	Invoic
Due Date	ľ	05/16/2014	05/16/2014	05/16/2014	05/16/2014	05/16/2014	05/16/2014	05/16/2014	05/16/2014	05/16/2014	05/16/2014	05/16/2014	05/16/2014	05/16/2014	05/16/2014	05/16/2014	05/16/2014	Nater Totals	05/16/2014	& Oil Totals	05/16/2014	ojects Totals
Held Reason Invoice Date		05/02/2014	05/02/2014	05/02/2014	05/02/2014	05/02/2014	05/02/2014	05/02/2014	05/02/2014	05/02/2014	05/02/2014	05/02/2014	05/02/2014	05/02/2014	05/02/2014	05/02/2014	05/02/2014	Account 520.090 - Water Totals	04/30/2014	Account 532.003 - Gas & Oil Totals	04/26/2014	Account 533.817 - Small Projects Totals
Status Held		Paid by Check # 619936	Paid by Check # 619936	Paid by Check	# 610036 # 610036	# C17735 Paid by Check # 610036	# VISSOU Paid by Check # 610026	# 019950 Paid by Check # 610036	# 019930 Paid by Check # 619936	Paid by Check # 619936	Paid by Check	# C19935 Paid by Check # 619936	Paid by Check # 619936	Paid by Check # 619936	Paid by Check	Paid by Check # 619936	Paid by Check # 619936		Paid by Check # 619923		Paid by Check # 619983	-
Invoice Description		1302.01	1321.01	1340.01	1348.01	1373.01	1745.01	2139.01	2140.01	2226.01	2297.01	2431.01	2593.01	2624.01	640.01	690.01	2641.02		8308		GVILLE	
7			4.	14	1/14	4/14	1 4/14	2139.01 4/14	2140.01 4/14	2226.01 4/14	2297.01 4/14	2431.01 4/14	2593.01 4/14	2624.01 4/14	640.01 4/14	690.01 4/14	2641.02 4/14		CFS0815727	£n.	32	
Invoice No.		1302.01 4/14	1321.01 4/14	1340.01 4/14	1348.01 4/14	1373.01 4/14	1745.01 4/14	2139.0	2140.0	2226.(2297.0	2431.(2593.0	2624.(640.0	.0'069	2641.0	Account 532,003 - Gas & Oil	CFS08	Account 533.817 - Small Projects	450732	

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Accounts Payable by G/L Distribution Report G/L Date Range 05/01/14 - 05/31/14

Paid by Check Paid by Chec	Vendor	Invoice No.	Invoice Description	Status	Held Reason Invoice Date	Due Date	G/L Date Received I	Received Date Payment Date	Invoice Amount
1	Fund 610 - Gardnerville Town								
Design D	Department 926 - Other Public Works								
Industrial/Cons Suppl NVMINHQUAR NVMINN0004 Field by Check OH/21/2014 GS/16/2014 GS/16/2	Account 520.084 - Replace	ement & Repair		•		* 1000	7,000,000,100	4400,007,00	c
Paid by Check 13236479-1 205304 \$\frac{\pmatrix}{\pmatrix} \text{Total by Check }	18821 - Fastenal Industrial/Cons Suppl	NVMIN41004	NVMIN0004	Paid by Check	04/14/2014	05/02/2014	U5/U2/2U14	05/02/2014	0 0 0
State Stat	13485 - Ahern Rentals Inc	13236479-1	205304	Paid by Check	04/23/2014	05/16/2014	05/16/2014	05/16/2014	9.14
# 61998 agon Environmental LTD 14-01090 GVILLE Padd by Check 04/23/2014 05/16/2014 05/16/2014 05/16/2014 agon Environmental LTD 14-01090 GVILLE Padd by Check 61998 agon Environmental LTD 14-01090 GVILLE Padd by Check 61998 agon Environmental LTD 14-01090 GVILLE Padd by Check 61998 agon Environmental LTD 14-01090 GVILLE Padd by Check 61998 and 520.095 - Street Lights court 520.095 - Street Ligh	19007 - Do Co Brownsomant Broaram	NAHTI O 14-14	GVIIIE	# 619805 Paid by Check	04/27/2014	05/16/2014	05/16/2014	05/16/2014	43.79
Sacontrol 32060W GVILLE Paid by Check O4/23/2014 G5/16/2014 G5/16/201	במשלי - חס כס בוסכמיבוויבויי בוסלומויי	11100111	0 2111	# 619898	101 (11)	· · · · · · · · · · · · · · · · · · ·			
spont Environmental LTD 14-01090 GVILLE Pad by Check at 14-01090 04/23/2014 05/16/2014 <td>1130 - Do Co Weed Control</td> <td>32060W</td> <td>G'VILLE</td> <td>Paid by Check</td> <td>04/23/2014</td> <td>05/16/2014</td> <td>05/16/2014</td> <td>05/16/2014</td> <td>200.40</td>	1130 - Do Co Weed Control	32060W	G'VILLE	Paid by Check	04/23/2014	05/16/2014	05/16/2014	05/16/2014	200.40
vironmental Corp 37470 01GA65383 # 613945 # 620124 Account \$20.084 - Replacement & Repair Totals 05/16/2014 05/16/2014 05/16/2014 65/2014 05/16/2014 65/2014 05/16/2014 65/2014	30212 - Green Dragon Environmental LTD		G'VILLE	# 015505 Paid by Check	04/23/2014	05/16/2014	05/16/2014	05/16/2014	204.24
# 6.0.095 - Street Lights Ount 520.095 - Street Lights Paid by Check	Inc 2225 - Sunrise Environmental Corp	37470	01GA65383	# 619945 Paid by Check	05/01/2014	05/16/2014	05/16/2014	05/16/2014	85.17
ount 520.005 - Street Lights Paid by Check Tournel Consultation Street Lights Account 520.005 - Street Lights Totals Invoice Transactions 1 \$6,09/2014 65/09/2014 66,09/2014				# 620124 Account 52	0.084 - Replacement & I	Repair Totals	Invoice Transac		\$552.64
Total Head Automated Total Board Board Automated Total Board	Account 520.095 - Street L	Lights			-	•			
NVMIN40226 NVMIN0011 Paid by Check O3/31/2014 O5/02/2014 O	2924 - NV Energy	791804 4-14	791804	Paid by Check	04/25/2014	05/09/2014	05/09/2014	05/09/2014	6,569.82
nt Road nt Road nt Road 03/31/2014 05/02/2014					Account 520.095 - Street	Lights Totals	Invoice Transact	tions 1	\$6,569.82
NVMIN40226 NVMIN0011 Paid by Check 03/31/2014 05/02/2014 05/02/2014 05/02/2014 05/02/2014 05/02/2014 05/02/2014 05/02/2014 05/02/2014 05/16/2014 05/16/2014 05/16/2014 05/16/2014 05/16/2014 05/16/2014 05/16/2014 05/16/2014 05/02/2014 0	Account 520,103 - Maint R	bed				ı			
# 619808 # 6198	18821 - Fastenal Industrial/Cons Suppl	NVMIN40226	NVMIN0011	Paid by Check	03/31/2014	05/02/2014	05/02/2014	05/02/2014	14.93
nt Equip Account 520.103 - Maint Road Totals Involce Transactions 2 \$ 63320699 TO23913 Paid by Check # 619449 Account 520.107 - Maint Equip Totals Invoice Transactions 1 Invoice Transactions 1 \$ 1neering 2698 GVILLE Follows Road Follows Road Road Follows Road Road Road Road Road Road Road Road	12997 - Do Co Procurement Program	4-14 DALLAIRE	G'VILLE	# p19330 Paid by Check # 610009	04/27/2014	05/16/2014	05/16/2014	05/16/2014	547.00
nt Equip 63320699 TO23913 Paid by Check # 619449 Paid by Check Account 520.107 - Maint Equip Totals 04/20/2014 05/02/2014 05/02/2014 05/02/2014 05/02/2014 05/02/2014 05/02/2014 3, Rount 520.107 - Maint Equip Totals Paid by Check # 619258 Paid by Check # 619334 Account 521.200 - Engineering Totals 05/02/2014 05/02/2014 05/02/2014 3, Roll CFS0815727 8308 Paid by Check # 619923 Account 532.003 - Gas & Oil Totals 05/16/2014 05/16/2014 05/16/2014 05/16/2014 05/16/2014				060670 #	Account 520.103 - Maint	t Road Totals	Invoice Transac		\$561.93
# 619449 Account 520.107 - Maint Equip Totals Invoice Transactions 1 Recount 520.107 - Maint Equip Totals Invoice Transactions 1 Recount 520.107 - Maint Equip Totals Invoice Transactions 1 Recount 520.107 - Maint Equip Totals Invoice Transactions 1 Recount 521.200 - Engineering Totals Invoice Transactions 2 Recount 522.003 - Gas & Oil Totals Invoice Transactions 2 Recount 532.003 - Gas & Oil Totals Invoice Transactions 2	Account 520.107 - Maint E	iquip	CHOCCOT	Joseph W. Charle	A100/80/A0	05/00/2014	05/02/2014	05/02/2014	94.87
ineering Account 520.107 - Maint Equip Totals Invoice Transactions 1 2698 G'VILLE Paid by Check # 619258 04/20/2014 05/02/2014 05/02/2014 05/02/2014 3, & Oil CFS0808863 8308 Paid by Check # 619334 04/15/2014 05/02/2014 05/02/2014 05/02/2014 05/02/2014 05/02/2014 05/02/2014 05/02/2014 05/02/2014 05/02/2014 05/16/2014	6321 - Sarety-Nieen Inc	6600700	1023913	# 619449	1102/20/10	1 40% /20 /00	102/20/00		
ineering Paid by Check 2698 Paid by Check 619258 Paid by Check 619258 Paid by Check 619258 Account 521.200 - Engineering Totals Invoice Transactions 1 \$3 & Oil CFS0808863 8308 Paid by Check 619334 04/15/2014 05/02/2014					Account 520.107 - Maint	Equip Totals	Invoice Transac	tions 1	\$94.87
2.003 - Gas & Oil CFS0808863 8308 Paid by Check F04/30/2014 05/02/2014 05/02/2014 05/02/2014 05/16/	Account 521.200 - Engine 8603 - Applied Engineering Consultant	ering 2698	G'VILLE	Paid by Check	04/20/2014	05/02/2014	05/02/2014	05/02/2014	3,330.00
2.003 - Gas & Oil CFS0808863 8308 Paid by Check (04/15/2014 05/02/2014 05/02/2014 05/02/2014 05/02/2014 05/02/2014 # 619334 CFS0815727 8308 # 619923 Account 532.003 - Gas & Oil Totals Invoice Transactions 2 \$\frac{1}{8}\$				# 077528	Account 521.200 - Engin	eering Totals	Invoice Transac	tions 1	\$3,330.00
# 619923 Account 532.003 - Gas & Oil Totals Invoice Transactions 2 (55/16/2014 05/16/2	Account 532.003 - Gas & C 3814 - Flyers Energy LLC		8308	Paid by Check	04/15/2014	05/02/2014	05/02/2014	05/02/2014	440.15
Account 532.003 - Gas & Oil Totals Invoice Transactions 2	3814 - Hyers Energy LLC	CFS0815727	8308	# 019554 Paid by Check	04/30/2014	05/16/2014	05/16/2014	05/16/2014	161.35
				# 019923	Account 532.003 - Ga	s & Oil Totals	Invoice Transac	tions 2	\$601.50

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Vendor	Invoice No.	Invoice Description	Status	Held Reason	Invoice Data - Duta Data	Due Date	G/I Date	Deceived Pate Dament Land	7
Fund 610 - Gardnerville Town Department 926 - Other Public Works Account 532.028 - Uniforms	SI						J - Dake	Neceived Date Fayinein Date Invoice Alfidunt	JIVOICE AITIOUNE
5785 - Alsco Inc	LREN913806	000330	Paid by Check		04/01/2014	05/16/2014	05/16/2014	05/16/2014	4.39
5785 - Alsco Inc	LREN915922	000330	Paid by Check # 619809		04/08/2014	05/16/2014	05/16/2014	05/16/2014	4.39
5785 - Alsco Inc	LREN917945	000330	Paid by Check		04/15/2014	05/16/2014	05/16/2014	05/16/2014	4.39
5785 - Alsco Inc	LREN920006	000330	Paid by Check		04/22/2014	05/16/2014	05/16/2014	05/16/2014	4.39
5785 - Alsco Inc	LREN921979	000330	Paid by Check # 619809		04/29/2014	05/16/2014	05/16/2014	05/16/2014	4.39
1973 - McGee Steve	5-14 PANTS	G'VILLE	Paid by Check # 620373		05/13/2014	05/23/2014	05/23/2014	05/23/2014	92.60
Account 562.000 - Capital Projects	Projects			Account 53	Account 532.028 - Uniforms Totals	orms Totals	Invoic	Invoice Transactions 6	\$114.55
29947 - Denton E Peters Consulting	200	GVILLE	Paid by Check # 619598		04/30/2014 05/09/2014	05/09/2014	05/09/2014	05/09/2014	8,750.00
2514 - Stowell Candace	10	GVILLE	Paid by Check # 619757		05/01/2014	05/09/2014	05/09/2014	05/09/2014	315.00
			Ac Depa	Account 562.000 - Capital Projects Totals Department 926 - Other Public Works Totals Fund 610 - Gardnerville Town Totals	unt 562.000 - Capital Projects Totals tent 926 - Other Public Works Totals Fund 610 - Gardnerville Town Totals	jects Totals forks Totals fown Totals	Invoid Invoid Invoid	Invoice Transactions 2 Invoice Transactions 21 Invoice Transactions 97	\$9,065.00 \$20,890.31 \$32,258.41

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Accounts Payable by G/L Distribution Report G/L Date Range 05/01/14 - 05/31/14

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Find 611 - Gardnerville Health & San			West of the second seco		200		יייייייייייייייייייייייייייייייייייייי	
Department 925 - Health & Sanitation Account 510,150 - Board Compensation	n Compensation							
4288 - Higuera Lloyd W	5/14 BOARD	G'VILLE	Paid by Check	05/01/2014	05/09/2014	05/09/2014	05/09/2014	250.00
28960 - Miller Kenneth	5/14 BOARD	G'VILLE	# 5125 t3 Paid by Check # 510578	05/01/2014	05/09/2014	05/09/2014	05/09/2014	250.00
18629 - Philips Michael	5-14 BOARD	G'VILLE	# 015076 Paid by Check # 619719	05/01/2014	05/09/2014	05/09/2014	05/09/2014	250.00
2969 - Slater Linda	5-14 BOARD	G'VILLE	# 0127.13 Paid by Check # 619750	05/01/2014	05/09/2014	05/09/2014	05/09/2014	275.00
			Account 510.150 - Board Compensation Totals	oard Compen	sation Totals	Invoic	Invoice Transactions 4	\$1,025.00
Account 520.055 - Telephone Expense 29103 - Frontier 782-7134 4	one Expense 782-7134 4/14	77578271340502795	Paid by Check # 619343	04/16/2014	05/02/2014	05/02/2014	05/02/2014	98.46
29103 - Frontier	782-3856 4/14	77578238560808025	# 012345 Paid by Check # 619343	04/16/2014	05/02/2014	05/02/2014	05/02/2014	46.11
13097 - Verizon Wireless	9724484985	842011146-00001	# 019343 Paid by Check # 620151	05/01/2014	05/16/2014	05/16/2014	05/16/2014	123.99
			# OZOLDI Account 520.055 - Telephone Expense Totals	Telephone Ex	pense Totals	Invoic	Invoice Transactions 3	\$268.56
Account 520.084 - Replacement & Repair 11985 - Ace Hardware	ement & Repair 090322/1	1236	Paid by Check # £10003	04/25/2014	05/16/2014	05/16/2014	05/16/2014	6,27
13485 - Ahern Rentals Inc	13206055-1	205304	# 013002 Paid by Check # 610805	04/15/2014	05/16/2014	05/16/2014	05/16/2014	32.49
7100 - Amrep Inc	249925	GAR050	# 01000 Paid by Check # 610814	04/01/2014	05/16/2014	05/16/2014	05/16/2014	181.29
7100 - Amrep Inc	249928	GAR050	# C19017 Paid by Check # C10014	04/01/2014	05/16/2014	05/16/2014	05/16/2014	22.75
7100 - Amrep Inc	250167	GAR050	# 019014 Paid by Check # 610014	04/08/2014	05/16/2014	05/16/2014	05/16/2014	600.00
7100 - Amrep Inc	250349	GAR050	# 019014 Paid by Check # 610814	04/10/2014	05/16/2014	05/16/2014	05/16/2014	94.95
7100 - Amrep Inc	250690	GAR050	# 019014 Paid by Check # 610814	04/21/2014	05/16/2014	05/16/2014	05/16/2014	118.34
7100 - Amrep Inc	251084	GAR050	# 019014 Paid by Check # 610814	04/30/2014	05/16/2014	05/16/2014	05/16/2014	573.12
12997 - Do Co Procurement Program	4-14	G'VILLE	# b19814 Paid by Check # 61000	04/27/2014	05/16/2014	05/16/2014	05/16/2014	2.74
30212 - Green Dragon Environmental LTD	NICHOLSON 14-01090	G'VILLE	# 019696 Paid by Check # 610045	04/23/2014	05/16/2014	05/16/2014	05/16/2014	204.24
Inc 12198 - O'Reilly Auto Parts	3530-321992	1075650	# 015543 Paid by Check # 620063	03/14/2014	05/16/2014	05/16/2014	05/16/2014	51.96
12198 - O'Reilly Auto Parts	3530-324824	1075650	eck	04/03/2014	05/16/2014	05/16/2014	05/16/2014	15.82
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Accounts Payable by G/L Distribution Report G/L Date Range 05/01/14 - 05/31/14

Vendor	Invoice No.	Invoice Description	Status Held	Held Reason Inv	Invoice Date Due Date	Due Date	G/L Date	Received Date Dayment Date	Invoice Amount
Fund 611 - Gardnerville Health & San Department 925 - Health & Sanitation							200	1	TIMOICE WILLOUIL
Account 520.084 - Replacement & Repair	ment & Repair								
12198 - O'Reilly Auto Parts	3530-326096	1075650	Paid by Check # 620062	04/	04/11/2014	05/16/2014	05/16/2014	05/16/2014	6.29
12198 - O'Reilly Auto Parts	3530-327255	1075650	Paid by Check # 620067	04/	04/18/2014	05/16/2014	05/16/2014	05/16/2014	4.37
2510 - Parts House	550769	4170	Paid by Check # 620070	04/	04/07/2014	05/16/2014	05/16/2014	05/16/2014	44,13
2510 - Parts House	551503	4170	Paid by Check	04/	04/10/2014	05/16/2014	05/16/2014	05/16/2014	243.05
2510 - Parts House	553827	4170	# 620070 # 620070	04/7	04/24/2014	05/16/2014	05/16/2014	05/16/2014	97.03
2225 - Sunrise Environmental Corp	37470	01GA65383	# 520124 # 620124	05/0	05/01/2014	05/16/2014	05/16/2014	05/16/2014	170.33
7198 - Consolidated Fabricators	165645	TOWN01	Paid by Check # 620256	02/(05/02/2014	05/23/2014	05/23/2014	05/23/2014	278.45
26482 - Peterbilt Truck Parts & Eq LLC	5220075	365290	Paid by Check	03/2	03/31/2014	05/23/2014	05/23/2014	05/23/2014	1,059.99
26482 - Peterbilt Truck Parts & Eq LLC	5220076	365290	Paid by Check	03/2	03/31/2014	05/23/2014	05/23/2014	05/23/2014	400.00
26482 - Peterbilt Truck Parts & Eq LLC	5220268	365290	# 020428 Paid by Check # 620438	04/0	04/01/2014	05/23/2014	05/23/2014	05/23/2014	158.98
26482 - Peterbilt Truck Parts & Eq LLC	510311	365290	# 020428 Paid by Check # 630439	04/0	04/02/2014 (05/23/2014	05/23/2014	05/23/2014	(400.00)
26482 - Peterbilt Truck Parts & Eq LLC	5221383	365290	# 525725 Paid by Check # 636436	04/1	04/10/2014 (05/23/2014	05/23/2014	05/23/2014	401.57
26482 - Peterbilt Truck Parts & Eq LLC	5221972	365290	# 020426 Paid by Check # 620438	04/1	04/16/2014 (05/23/2014	05/23/2014	05/23/2014	37.99
26482 - Peterbilt Truck Parts & Eq LLC	5221999	365290	# OZUTES Paid by Check # 620428	04/1	04/16/2014 (05/23/2014	05/23/2014	05/23/2014	70.48
26482 - Peterbilt Truck Parts & Eq LLC	510920	365290	# 620428 # 620428	04/1	04/17/2014 (05/23/2014	05/23/2014	05/23/2014	200.00
Account 520.089 - Power			Account 520.0	Account 520.084 - Replacement & Repair Totals	nent & Re	pair Totals	Invoic	Invoice Transactions 27	\$4,676.63
2924 - NV Energy	791804 4-14	791804	Paid by Check # 619698	04/2	04/25/2014 (05/09/2014	05/09/2014	05/09/2014	203.49
				Account 520.089 - Power Totals	J.089 - Po	wer Totals	Invoic	Invoice Transactions 1	\$203.49

Accounts Payable by G/L Distribution Report 6/L Date Range 05/01/14 - 05/31/14

1.00 1.00	Vendor	Invoice No.	Invoice Description	Status	Held Reason Invoice Date	Due Date	G/L Date Received Date	Received Date Payment Date	Invoice Amount
Fig. Company 640.01 4/14 640.01 Paid by Check 65/02/2014 65/16/201	Julio 61.1 - Gardnerville nearling Sail Department 925 - Health & Sanitation Account 520.090 - Water	-							
er Company 690.01 4/14 690.02 6/14 690.02 6/14 690.02 6/14 690.02 6/14 690.02 6/14 690.02 6/14 690.02 6/14	1429 - Gardnerville Water Company	640.01 4/14	640.01	Paid by Check # 619936	05/02/2014	05/16/2014	05/16/2014	05/16/2014	23.20
For Company 1305 2 Paid by Check 03/31/2014 65/16/2014	[429 - Gardnerville Water Company	690.01 4/14	690.01	Paid by Check # 619936	05/02/2014	05/16/2014	05/16/2014	05/16/2014	51.67
Paid by Check 04/30/2014 05/16/2014		1305	2	Paid by Check # 619936	03/31/2014	05/16/2014	05/16/2014	05/16/2014	22.98
20.092 - Heating se Vegas 114 20.092 - Leating se Vegas 117224004	1429 - Gardnerville Water Company	1322	2	Paid by Check # 619936	04/30/2014	05/16/2014	05/16/2014	05/16/2014	3.30
Sevesas 1012773022 + 2410015779022 Paid by Check Paid by	Account 520,092 - Heating	=			Account 520.090 -	Wate r Totals	Invoice Transaction	ls 4	\$101.15
10 10 10 10 10 10 10 10	1021 - Southwest Gas-Las Vegas		2410015779022	Paid by Check	04/17/2014	05/02/2014	05/02/2014	05/02/2014	42,10
as Vegas 118600002 4 2411188600002	3021 - Southwest Gas-Las Vegas	1072224004 4-		Paid by Check	04/17/2014	05/02/2014	05/02/2014	05/02/2014	74.58
20.097 Maint 8&G Security Inc 217 19 Paid by Check Count 520.092 - Heating Totals Invoice Transactions 3 February 1nc 217 19 Paid by Check Count 520.097 - Maint 8&G Security Inc 217 19 Paid by Check Count 520.097 - Maint 8&G Totals Invoice Transactions 1 February 1nc 20.098 - Janitorial Services TOG0314 GVILLE Paid by Check O4/21/2014 G5/02/2014 G5/0	8021 - Southwest Gas-Las Vegas	1188600002 4- 14	2411188600002	# 012470 Paid by Check # 619470	04/17/2014	05/02/2014	05/02/2014	05/02/2014	24.74
20.097 - Maint B&G Security Inc 217 19 Paid by Check 65/05/09 Account 520.097 - Maint B&G Totals Paid by Check 65/05/09 Account 520.097 - Maint B&G Totals Paid by Check 04/21/2014 65/02/2014 65/02/2014 65/02/2014 65/02/2014 Paid by Check 04/21/2014 65/02/2014 65/02/2014 65/02/2014 65/02/2014 20.107 - Maint Equip 63320699 TOZ3913 Paid by Check 04/09/2014 65/02/2014 65		Ţ.			Account 520.092 - H	eating Totals	Invoice Transactior	- E SI	\$141.42
20.098 - Janitorial Services rvice T0G0214 GVILLE # 619238 rvice T0G0314 GVILLE # 619238 Account 520.098 - Janitorial Services Totals Invoice Transactions 2 20.107 - Maint Equip 63320699 T0Z3913 Paid by Check 04/09/2014 GS/02/2014 GS/02/2014 GS/02/2014 GS/02/2014 63320699 T0Z3913 Paid by Check 04/09/2014 GS/02/2014 GS/02/2014 GS/02/2014 GS/02/2014 20.136 - Rents & Leases Equipment n	Account 520.097 - Maint E 1472 - Whipple Electric&Security Inc	3& G 217	19	Paid by Check	05/06/2014	05/23/2014	05/23/2014	05/23/2014	143,75
20.098 - Janitorial Services rvice T0G0214 GVILLE				# 02020 #	Account 520,097 - Mair	nt B&G Totals	Invoice Transaction	1s 1	\$143.75
# 619238 20.107 - Maint Equip 63320699	Account 520.098 - Janitor i ?7347 - A+ Janitorial Service	ial Services TOG0214	G'VILLE	Paid by Check	04/21/2014	05/02/2014	05/02/2014	05/02/2014	85.00
20.107 - Maint Equip 63320699 TO23913 Paid by Check 04/09/2014 05/02/2014 05/02/2014 05/02/2014 05/02/2014 05/02/2014 05/02/2014 05/02/2014 05/02/2014 05/02/2014 05/02/2014 05/02/2014 05/02/2014 05/02/2014 05/02/2014 05/16/2014 05/	.7347 - A+ Janitorial Service	T0G0314	G'VILLE	# 019238 Paid by Check # 610738	04/21/2014	05/02/2014	05/02/2014	05/02/2014	85.00
20.107 - Maint Equip 63320699 TO23913					nt 520.098 - Janitorial Se	ervices Totals	Invoice Transaction		\$170.00
Account 520.107 - Maint Equip Totals Invoice Transactions 1 \$ 0.136 - Rents & Leases Equipment 073844220 716307012 Paid by Check 05/01/2014 05/16/2	Account 520.107 - Maint E 321 - Safety-Kleen Inc	equip 63320699	T023913	Paid by Check	04/09/2014	05/02/2014	05/02/2014	05/02/2014	94,88
0.136 - Rents & Leases Equipment					Account 520.107 - Maint	Equip Totals	Invoice Transaction		\$94.88
Account 520.136 - Rents & Leases Equipment Totals Invoice Transactions 1 \$\frac{\pi}{4}\] Internet Expense 0012509 5/14 8354110060012509 Paid by Check 05/02/2014 05/16/2014 05/16/2014 05/16/2014 \$\frac{\pi}{4}\] Landfill Expense Paid by Check 04/01/2014 05/16/2014 05/16/2014 05/16/2014 \$\frac{\pi}{4}\] Landfill Expense Paid by Check 04/01/2014 05/16/2014 05/16/2014 05/16/2014 \$\frac{\pi}{4}\]	Account 520.136 - Rents & 519 - Xerox Corporation	k Leases Equipm 073844220	ent 716307012	Paid by Check	05/01/2014	05/16/2014	05/16/2014	05/16/2014	228.68
Internet Expense 1. Internet Expense 1. Inter				# 620176 Account 520.1 3	36 - Rents & Leases Equi	pment Totals	Invoice Transaction	1 sr	\$228.68
Account 520.187 - Internet Expense Totals Invoice Transactions 1 197 - Landfill Expense 10115411 228079 Paid by Check (λ) 04/01/2014 05/16/2014 05/16/2014 05/16/2014 05/16/2014	Account 520.187 - Interne 5887 - Charter Communications	et Expense 0012509 5/14	8354110060012509	Paid by Check # 619865	05/02/2014	05/16/2014	05/16/2014	05/16/2014	65.00
10115411 228079 Paid by Check 04/01/2014 05/16/2014 05/16/2014 05/16/2014 05/16/2014 # 619848 \(\tau \)	Highwar I Con Oct to work	1			ınt 520.187 - Internet E x	rpense Totals	Invoice Transaction	1s 1	\$65.00
	Account 3.50.157 - Lanum 5853 - Carson City Landfill	10115411	228079	Paid by Check # 619848		05/16/2014	05/16/2014	05/16/2014	98.60

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Accounts Payable by G/L Distribution Report G/L Date Range 05/01/14 - 05/31/14

Vendor	Invoice No.	Invoice Description	Status Held Reason	n Tovoice Date - Due Date	Due Date	a etc (/5)	Daraived Pata Damont Data	; ; ;
Fund 611 - Gardnerville Health & San								TINOILE AHIONIE
Department 925 - Health & Sanitation Account 520.197 - Landfill Expense	Expense							
15853 - Carson City Landfill	10115470	228079	Paid by Check	04/01/2014	05/16/2014	05/16/2014	05/16/2014	281.88
15853 - Carson City Landfill	10115808	228079	Paid by Check	04/02/2014	05/16/2014	05/16/2014	05/16/2014	338.14
15853 - Carson City Landfill	10115826	228079	# b19848 Paid by Check	04/02/2014	05/16/2014	05/16/2014	05/16/2014	420.50
15853 - Carson City Landfill	10115838	228079	# 619848 Paid by Check # 710010	04/02/2014	05/16/2014	05/16/2014	05/16/2014	321.90
15853 - Carson City Landfill	10116110	228079	# olysts Paid by Check # 61664	04/03/2014	05/16/2014	05/16/2014	05/16/2014	400.78
15853 - Carson City Landfill	10116132	228079	# 619848 Paid by Check # 610040	04/03/2014	05/16/2014	05/16/2014	05/16/2014	411.22
15853 - Carson City Landfill	10116169	228079	# 015040 Paid by Check # 610840	04/03/2014	05/16/2014	05/16/2014	05/16/2014	280.72
15853 - Carson City Landfill	10116478	228079	# 017046 Paid by Check # 610848	04/04/2014	05/16/2014	05/16/2014	05/16/2014	373.52
15853 - Carson City Landfill	10116512	228079	# 013046 Paid by Check # 610848	04/04/2014	05/16/2014	05/16/2014	05/16/2014	381.64
15853 - Carson City Landfill	10117211	228079	# 019040 Paid by Check # 610040	04/07/2014	05/16/2014	05/16/2014	05/16/2014	578.84
15853 - Carson City Landfill	10117494	228079	# 019046 Paid by Check # 610848	04/08/2014	05/16/2014	05/16/2014	05/16/2014	340.46
15853 - Carson City Landfill	10117730	228079	# 019040 Paid by Check # 610040	04/09/2014	05/16/2014	05/16/2014	05/16/2014	427.46
15853 - Carson City Landfill	10117732	228079	# 013040 Paid by Check # 610040	04/09/2014	05/16/2014	05/16/2014	05/16/2014	489.52
15853 - Carson City Landfill	10117814	228079	# 019046 Paid by Check # 610848	04/09/2014	05/16/2014	05/16/2014	05/16/2014	402.52
15853 - Carson City Landfill	10118025	228079	# 015046 Paid by Check # 610848	04/10/2014	05/16/2014	05/16/2014	05/16/2014	501.70
15853 - Carson City Landfill	10118096	228079	# 0100 to Paid by Check # 610848	04/10/2014	05/16/2014	05/16/2014	05/16/2014	353.80
15853 - Carson City Landfill	10119132	228079	# 015046 Paid by Check # 610848	04/14/2014	05/16/2014	05/16/2014	05/16/2014	557.96
15853 - Carson City Landfill	10119165	228079	# 013046 Paid by Check # 610848	04/14/2014	05/16/2014	05/16/2014	05/16/2014	422.24
15853 - Carson City Landfill	10119498	228079	"	04/15/2014	05/16/2014	05/16/2014	05/16/2014	465.16
15853 - Carson City Landfill	10119801	228079	# 012040 Paid by Check # 610840	04/16/2014	05/16/2014	05/16/2014	05/16/2014	464.00
15853 - Carson City Landfill	10119823	228079	# 013046 Paid by Check # 610848	04/16/2014	05/16/2014	05/16/2014	05/16/2014	383.96
15853 - Carson City Landfill	10120078	228079	# 015040 Paid by Check (2) # 619848	04/17/2014	05/16/2014	05/16/2014	05/16/2014	452.40

Accounts Payable by G/L Distribution Report G/L Date Range 05/01/14 - 05/31/14

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1882 Carson Chy Landfill 10121026 228079 94th Protect 04177014 051467014 0	10120145 228079 Paid by Check	Vendor End 611 . Cardnewille Health & Can	Invoice No.	Invoice Description	Status Held Reason	Invoice Date	Due Date	G/L Date	Received Date Payment Date	Invoice Amount
10120123 228079 Padd by Check 04/17/2014 55/16/2014 05/16/2014	10120123 228079 Padd NG Check OH/17/2014 OS/16/2014 OS/16/	Pund 011 - Gardnervine nearth & Sanitatio Department 925 - Health & Sanitatio Account 520.197 - Landf	i on TII Expense							
1012043 228079 \$ # 61986k	1012045 228079 Paid by Check 04/17/2014 05/16/2	15853 - Carson City Landfill	10120123	228079	Paid by Check # 619848	04/17/2014	05/16/2014	05/16/2014	05/16/2014	372.94
1012046 228079 # 61986k	1012043 228079 Paud by Check 04/18/2014 65/16/2014 65/1	15853 - Carson City Landfill	10120145	228079	Paid by Check # 619848	04/17/2014	05/16/2014	05/16/2014	05/16/2014	442.54
10121046 228079	10121216 228079 Padi by Check 04/18/2014 05/16/	15853 - Carson City Landfill	10120423	228079	Paid by Check	04/18/2014	05/16/2014	05/16/2014	05/16/2014	431.52
1012115	1012136 228079 Pald by Check 04/21/2014 05/16/2	15853 - Carson City Landfill	10120446	228079	# 610848 # 610848	04/18/2014	05/16/2014	05/16/2014	05/16/2014	426.88
10121/92 228079 Pad by Check 04/22/2014 05/16/2014 05/16/2014 05/16/2014 10121/57 228079 Pad by Check 04/23/2014 05/16/2014 05/16/2014 05/16/2014 10121/62 228079 Pad by Check 04/23/2014 05/16/2014 05/16/2014 05/16/2014 10121/62 228079 Pad by Check 04/23/2014 05/16/2014 05/16/2014 05/16/2014 10122061 228079 Pad by Check 04/23/2014 05/16/2014 05/16/2014 05/16/2014 10122060 228079 Pad by Check 04/24/2014 05/16/2014 05/16/2014 05/16/2014 10122060 228079 Pad by Check 04/25/2014 05/16/2014 05/16/2014 05/16/2014 10122360 228079 Pad by Check 04/25/2014 05/16/2014 05/16/2014 05/16/2014 10122361 228079 Pad by Check 04/25/2014 05/16/2014 05/16/2014 05/16/2014 10123580 228079 Pad by Check 04/25/2014 05/16/2014	10121492 228079 Padd by Check 04/22/2014 05/16/	15853 - Carson City Landfill	10121216	228079	# OLOGA Paid by Check # 510848	04/21/2014	05/16/2014	05/16/2014	05/16/2014	580.00
10121757 228079 Paid by Check Fel 19848 04/23/2014 05/16/2014	10121762 228079 Pad by Check O4/23/2014 05/16/2014 05/1	15853 - Carson City Landfill	10121492	228079	# 015040 Paid by Check # 610849	04/22/2014	05/16/2014	05/16/2014	05/16/2014	369.46
10121762 228079 Fald by Check Paid by Check	10121762 228079 Paid by Check 64/23/2014 65/16/2014 65/	15853 - Carson City Landfill	10121757	228079	# 012040 Paid by Check # 610849	04/23/2014	05/16/2014	05/16/2014	05/16/2014	416.44
10121808 228079 Paid 19 Check 1848 04/24/2014 05/16	101218006 228079 Paid by Check O4/23/2014 O5/16/2014 O5/16	15853 - Carson City Landfill	10121762	228079	# 015040 Paid by Check # 619848	04/23/2014	05/16/2014	05/16/2014	05/16/2014	355.54
10122061 228079 Paid by Check Fail Solution of App Check 04/24/2014 05/16/2014<	10122061 228079 Paid by Check 04/24/2014 65/16/2014 65/	15853 - Carson City Landfill	10121808	228079	Forces Paid by Check	04/23/2014	05/16/2014	05/16/2014	05/16/2014	344.52
10122090 228079 Faid by Check # 619848 04/24/2014 05/16/2014 0	10122090 228079 Fig de Check 04/24/2014 05/16/2014 05/	15853 - Carson City Landfill	10122061	228079	# 015046 Paid by Check # 510848	04/24/2014	05/16/2014	05/16/2014	05/16/2014	488,94
10122090 228079 Paid by Check (4/24/2014 6/5/16/2014 6	10122090 228079 Paid by Check 64/24/2014 65/16/2014 61/2888	15853 - Carson City Landfill	10122070	228079	# 015010 Paid by Check # 610848	04/24/2014	05/16/2014	05/16/2014	05/16/2014	325.96
10122369 228079 Paid by Check # 619848 04/25/2014 05/16/2014 0	10122369 228079 # 619848	15853 - Carson City Landfill	10122090	228079	# O10010 Paid by Check # 610848	04/24/2014	05/16/2014	05/16/2014	05/16/2014	302.18
10123381 228079 Fig d by Check Fig 48 04/25/2014 05/16/2014 05/16/2014 05/16/2014 05/16/2014 05/16/2014 10123305 228079 Paid by Check Fig 48 04/29/2014 05/16/2014 05/16/2014 05/16/2014 10123574 228079 Paid by Check Fig 48 04/30/2014 05/16/2014 05/16/2014 05/16/2014 10123580 228079 Paid by Check Fig 58 04/30/2014 05/16/2014 05/16/2014 05/16/2014 10123580 228079 Paid by Check Fig 58 04/30/2014 05/16/2014 05/16/2014 05/16/2014 10123647 228079 Paid by Check Fig 58 04/30/2014 05/16/2014 05/16/2014 05/16/2014 40990612 4/14 40990612 Paid by Check Fig 58 05/01/2014 05/16/2014 05/16/2014 05/16/2014 05/16/2014 40990612 4/14 40990612 Paid by Check Fig 58 05/01/2014 05/13/2014 05/13/2014 05/13/2014 05/13/2014 3,420/2014	10122381 228079 Paid by Check 6 04/25/2014 65/16/2014 619848 619848 619848 619848 619848 619848 619848 619848 619848 61923540 65/16/2014 65/16/2014 65/16/2014 65/16/2014 65/16/2014 65/16/2014 65/16/2014 65/16/2014 65/16/2014 65/16/2014 65/16/2014 619848 619848 619848 619848 619848 619848 619848 619848 619848 619848 619848 619848 619848 619848 65/16/2014 65/16/2	15853 - Carson City Landfill	10122369	228079	# 0.15040 Paid by Check # 5.10840	04/25/2014	05/16/2014	05/16/2014	05/16/2014	348,00
10123005 228079 Paid by Check # 619848 04/28/2014 05/16/2014 05/16/2014 05/16/2014 05/16/2014 05/16/2014 10123353 228079 Paid by Check # 619848 04/30/2014 05/16/2014 05/16/2014 05/16/2014 10123574 228079 Paid by Check # 619848 04/30/2014 05/16/2014 05/16/2014 05/16/2014 10123580 228079 Paid by Check # 619848 04/30/2014 05/16/2014 05/16/2014 05/16/2014 40990612 4/14 40990612 Paid by Check # 619848 05/10/2014 05/16/2014 05/16/2014 05/16/2014 40990612 4/14 40990612 Paid by Check # 620272 05/10/2014 05/13/2014 05/23/2014 05/23/2014	10123055 228079 Paid by Check 64/28/2014 05/16/2014 05/	15853 - Carson City Landfill	10122381	228079	# 015040 Paid by Check # 619848	04/25/2014	05/16/2014	05/16/2014	05/16/2014	366.56
10123353 228079 Paid by Check # 619848 04/29/2014 05/16/2014 05/16/2014 05/16/2014 05/16/2014 10123574 228079 Paid by Check # 619848 04/30/2014 05/16/2014 05/16/2014 05/16/2014 05/16/2014 10123580 228079 Paid by Check # 619848 04/30/2014 05/16/2014 05/16/2014 05/16/2014 05/16/2014 10123647 228079 Paid by Check # 619848 04/30/2014 05/16/2014 05/16/2014 05/16/2014 40990612 4/14 40990612 Paid by Check # 620272 Account 520.197 - Landfill Expense Totals 1nvoice Transactions 43 \$20/10/10/10/10/10/10/10/10/10/10/10/10/10	10123353 228079 Paid by Check 64/29/2014 05/16/2014 05/16/2014 05/16/2014 61/8014 05/16/2014 05/16/	15853 - Carson City Landfill	10123005	228079	# 012010 Paid by Check # 619848	04/28/2014	05/16/2014	05/16/2014	05/16/2014	522.58
10123574 228079 Paid by Check 64/30/2014 05/16/2014 05/16/2014 05/16/2014 05/16/2014	10123574 228079 Paid by Check 64/30/2014 05/16/2014 05/16/2014 05/16/2014	15853 - Carson City Landfill	10123353	228079	Paid by Check # 619848	04/29/2014	05/16/2014	05/16/2014	05/16/2014	423.98
10123580 228079 Paid by Check 64/30/2014 05/16/2014 05/16/2014 05/16/2014 # 619848 10123647 228079 Paid by Check 04/30/2014 05/16/2014 05/16/2014 05/16/2014 # 619848 40990612 4/14 40990612 Paid by Check Paid by Check 05/01/2014 05/23/2014 05/23/2014 05/23/2014 34/20272 # 620272 Account 520.197 - Landfill Expense Totals Invoice Transactions 43 #\$20,	10123580 228079 Paid by Check 04/30/2014 05/16/2014 05/16/2014 05/16/2014 05/16/2014	15853 - Carson City Landfill	10123574	228079	Paid by Check # 619848	04/30/2014	05/16/2014	05/16/2014	05/16/2014	439.64
10123647 228079 Paid by Check 04/30/2014 05/16/2014 05/16/2014 05/16/2014	10123647 228079 Paid by Check 04/30/2014 05/16/2014 05/16/2014 05/16/2014 05/16/2014	15853 - Carson City Landfill	10123580	228079	Paid by Check # 619848	04/30/2014	05/16/2014	05/16/2014	05/16/2014	424,56
40990612 4/14 40990612 Paid by Check 05/01/2014 05/23/2014 05/23/2014 05/23/2014	40990612 4/14 40990612 Paid by Check 05/01/2014 05/23/2014 05/23/2014 05/23/2014	15853 - Carson City Landfill	10123647	228079	# 619848 # 619848	04/30/2014	05/16/2014	05/16/2014	05/16/2014	426.30
Account 520.197 - Landfill Expense Totals Invoice Transactions 43	Account 520.197 - Landfill Expense Totals Invoice Transactions 43	9016 - Douglas Disposal Inc	40990612 4/1		Paid by Check	05/01/2014	05/23/2014	05/23/2014	05/23/2014	3,378.48
	3				-	7 - Landfill Ex	pense Totals	Invo	ice Transactions 43	\$20,335.94

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Accounts Payable by G/L Distribution Report G/L Date Range 05/01/14 - 05/31/14

Collection Coat	Fund 611 - Gardnerville Health & San	allyonce No.	וואסורב הבצרוחנוסו	Status	Held Keason Invoice Date	e Due Date	G/L Date Received Date Payment Date	nt Date Invoice Amount	nount
1.135 - Legal-Collection Cost Account 521.130 - Legal Services Totals Invoice Trainsactions Account 521.130 - Legal-Collection Cost Totals Invoice Trainsactions Account 521.130 - Legal-Collection Cost Totals Invoice Trainsactions Account 521.130 - Legal-Collection Cost Totals Invoice Trainsactions	Department 925 - Health & Sanitatio Account 521.130 - Legal	Ser							
1.135 - Legal-Collection Cost and Program Art Micholson Arcount 5.1.135 - Legal-Collection Cost Totals Account 5.1.135 - Legal-Collection Cost Totals Arcount 5.1.135	10816 - Rowe Hales & Yturbide LLP	23609	G'VILLE		05/16/2014	05/30/2014	05/30/2014		15.00
NICHOLSON A-144	Account 521.135 - Legal-	l-Collection Cost		Ā.	ccount 521.130 - Legal S	services Totals	Invoice Transactions 1	[\$	\$15.00
CF0003663 S308 Paid by Check O4/15/2014 G5/02/2014 G5/02/2	12997 - Do Co Procurement Program	4-14 NICHOLSON	G'VILLE	Paid by Check # 619898	04/27/2014	05/16/2014			14.00
CF50808653 8308 Paid by Check O4/15/2014 G5/02/2014 G5/02/	Account 532,003 - Gas &			Account 5	i 21.135 - Legal-Collecti	on Cost Totals	Invoice Transactions 1	₩	\$14.00
CF50815727 S308 Paid by Check O4/30/2014 O5/16/2014 O5/16/	3814 - Flyers Energy LLC	CFS0808863	8308	Paid by Check	04/15/2014				1,425.45
2.028 - Uniforms 2.028 - Uniforms LREN913806 0.00330 LREN913806 0.00330 LREN913806 0.00330 LREN913909 LREN913909 LREN913909 LREN913909 LREN913909 LREN913909 LREN913909 LREN913900 000330 LREN913909 LREN9139	3814 - Flyers Energy L.C	CFS0815727	8308	Paid by Check	04/30/2014				1,888.83
Account 532.003 - Gas & Oil Totals Account 532.003 Addity Check Addity Chec	24693 - NC Auto Parts	11035813	79090	# 015525 Paid by Check # 620041	04/07/2014				1,150.00
LREN913806 000330 Faid by Check 04/01/2014 05/16/2014 05/1	Account 532,028 - Unifor	Sul			Account 532.003 - G a	as & Oil Totals		\$4,46	\$4,464.28
LREN915922 CO00330	5785 - Alsco Inc	LREN913806	000330	Paid by Check	04/01/2014	05/16/2014		014	4.39
LREN917945 CO0330 Paid by Check Paid b	5785 - Alsco Inc	LREN915922	000330	# o15009 Paid by Check # 61000	04/08/2014	05/16/2014			4.39
LREN920006 000330 Paid by Check 04/22/2014 05/16/2014 05/1	5785 - Alsco Inc	LREN917945	000330	# b19809 Paid by Check # 616960	04/15/2014	05/16/2014			4.39
LREN921979 000330 Fid by Check 04/29/2014 05/16	5785 - Alsco Inc	LREN920006	000330	# blygov Paid by Check # 610900	04/22/2014	05/16/2014			4.39
Fig. 2002 Office Supplies 3.800 - Office Supplies nt Program 4-14 NICHOLSON The Program 4-14 Cash 5-14 PANTS Account 532.028 - Uniforms Totals Invoice Transactions 6 Invoice Transactions 5	5785 - Alsco Inc	LREN921979	000330	# 013003 Paid by Check # 610800	04/29/2014	05/16/2014			4.39
Account 532.028 - Uniforms Totals Invoice Transactions 6 nt Program NICHOLSON 4-14 LOUTHAN G'VILLE Paid by Check # 619898 04/27/2014 05/16/2014 05/16/2014 05/16/2014 05/16/2014 Cash 5-14 G'VILLE PETTY CASH Paid by Check # 619898 04/27/2014 05/16/2014 05/16/2014 05/16/2014 Cash 5-14 G'VILLE PETTY CASH Paid by Check # 619898 05/15/2014 05/13/2014 05/13/2014 05/13/2014 Cash 5-14 G'VILLE PETTY CASH Paid by Check # 620265 04/10/2014 05/13/2014 05/13/2014 05/13/2014 A870724 CR 296958 Edit Account 533.800 - Office Supplies Totals Totals Invoice Transactions 5	1973 - McGee Steve	5-14 PANTS	G'VILLE	# 019009 Paid by Check # 620373	05/13/2014				92.60
nt Program 4-14 GVILLE Paid by Check # 619898 04/27/2014 05/16/2014 05/16/2014 05/16/2014 05/16/2014 nt Program 4-14 LOUTHAN GVILLE Paid by Check # 619898 04/27/2014 05/16/2014 05/16/2014 05/16/2014 Cash 5-14 GVILLE PETTY CASH Paid by Check # 619898 05/15/2014 05/23/2014 05/23/2014 4870724 CR 296958 Edit 04/10/2014 05/30/2014 05/30/2014 5038596 296958 Edit Account 533.800 - Office Supplies Totals 1nvoice Transactions 5	Account 533.800 - Office (Supplies			Account 532.028 - Un	iiforms Totals	Invoice Transactions 6	\$11	\$114.55
The Program 4-14 LOUTHAN G'VILLE Paid by Check Paid by Che	12997 - Do Co Procurement Program	4-14 NTCHOLSON	G'VILLE	Paid by Check	04/27/2014	05/16/2014			17.50
Cash 5-14 GVILLE2 PETTY CASH Paid by Check 05/15/2014 05/23/2014 05/23/2014 05/23/2014 05/23/2014 05/23/2014 05/23/2014 05/30/2014 65/30/2014 65/30/2014 65/30/2014 0	12997 - Do Co Procurement Program	4-14 LOUTHAN		# CLOSSON Paid by Check # 619898	04/27/2014	05/16/2014			155.74
4870724 CR 296958 Edit 04/10/2014 05/30/2014 05/30/2014 Edit 04/30/2014 05/30/2014 05/30/2014 05/30/2014 05/30/2014 05/30/2014 05/30/2014 05/30/2014 05/30/2014 05/30/2014 05/30/2014 05/30/2014	2549 - Dallaire Tom-Petty Cash	5-14 G'VILLE2	PETTY CASH	Paid by Check	05/15/2014	05/23/2014			17.50
	6089 - A-#1 Chemical Inc 6089 - A-#1 Chemical Inc	4870724 CR 5038596	296958 296958		04/10/2014 04/30/2014 ount 533.800 - Office St	05/30/2014 05/30/2014 upplies Totals	oice Transactions	(4 3. \$21;	(4.62) 31.16 \$217.28

Accounts Payable by G/L Distribution Report 6/L Date Range 05/01/14 - 05/31/14

Invoice Amount	37.50	\$37.50 \$32,317.11 \$32,317.11 \$64,575.52
Held Reason Invoice Date Date G/L Date Received Date Payment Date Invoice Amount	05/23/2014	Invoice Transactions 1 Invoice Transactions 108 Invoice Transactions 108 Invoice Transactions 205
G/L Date	05/23/2014	Invoi Invoi Invoi
Due Date	04/01/2014 05/23/2014 05/23/2014	tware Totals tation Totals & San Totals Grand Totals
Invoice Date	04/01/2014	Account 533.806 - Software Totals t 925 - Health & Sanitation Totals Gardnerville Health & San Totals Grand Totals
Held Reason		Account 533.806 - Software Totals Department 925 - Health & Sanitation Totals Fund 611 - Gardnerville Health & San Totals Grand Totals
Status	Paid by Check # 620278	De Tu
Invoice No. Invoice Description	G'VILLE	
Invoice No.	e 40803	
Vendor	Department 925 - Health & Sanitation Account 533.806 - Software 16648 - E Squared C Inc	* = Prior Fiscal Year Activity

3-16

Gardnerville Town Board AGENDA ACTION SHEET



1	. <u>For Possible Action:</u> Approve the Town of Gardnerville's insurance renewal proposal from the Nevada Public Agency Insurance Pool (POOL) and payment of \$21,956.46 for fiscal year 2014-2015.
2.	Recommended Motion: Approve Town of Gardnerville's insurance renewal proposa from Nevada Public Agency Insurance Pool and payment of \$21,956.46 for fisca year 2014-2015. Funds Available: ☑ Yes □ N/A
3.	Department: Administration
	Prepared by: Tom Dallaire
4.	Meeting Date: June 3, 2014 Time Requested: N/A
5.	Agenda: ☐ Administrative
6.	Background Information: See attached
7.	Other Agency Review of Action: Douglas County
8.	Board Action: Approved Approved With Modifications Denied Continued



1521 Highway 395 North Gardnerville, NV 89410 Phones: (775) 782-2277 / (775) 882-3624

Fax: (775) 782-7387

May 19, 2014

Town of Gardnerville 1407 Hwy 395 Gardnerville, NV 89410

Re: NPAIP Renewal Proposal

Dear Board Members,

Attached is the renewal proposal from the Nevada Public Agency Insurance Pool along with our summary of insurance.

This year the POOL physically appraised all buildings for the Town of Gardnerville. This resulted in a decrease of the insured value of the buildings decreasing from 2,063,180 to \$1,576,900 and contents from \$394,700 to \$363,500. The insurance with the POOL guarantees to replace the building even if the insurance is less than the actual cost of replacement.

Below is a comparison of premiums with last year:

13/14

Total NPAIP Program Cost

\$24,468.41

\$21,956.46

14/15

Also, as you requested, the premium for the Jail building is \$220.00 for \$92,400 coverage on the building.

Should you have any questions, I would be happy to answer them.

Sincerely,

Bruce E. Hollander, C.P.C.U

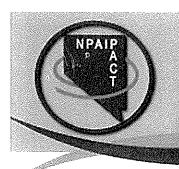
Warren Reed Insurance

Enclosure

Warren Reed Insurance, Inc. 1521 Highway 395 North Gardnerville, NV 89410 Phone: 775-782-2277 Fax: 775-782-7387

†Town of Gardnerville Tom Dallaire 1407 Hwy 395 Gardnerville, NV 89410

INVO	ICE#	13611	Page 1
ACCOUNT NO. GARDN-4	OP DR	DATE 05/19/	the state of the first of the state of the s
		CESSAS GERCISIO SE ORREDO DE MITERALES PERSONA	
COMPANY Willis Poolir			
			
EFFECTIVE 07/01/14	EXPIRATION 07/01/15		e due on 14



MEMBER COVERAGE SUMMARY

Prepared For:

Gardnerville, Town of
Prepared By:
Warren Reed Insurance

This summary is intended for reference only. For specific terms, conditions, limitations and exclusions, please refer to the POOL Coverage Form edition July 1, 2014.

Dear POOL Member:

Thank you for your renewed commitment to the Nevada Public Agency Insurance Pool (POOL). In 1987, four counties in Nevada formed their own municipal risk sharing pool and now a quarter of a century later, the vast majority of Nevada's rural public entities remain committed to each other and the mission of this organization.

We are pleased to provide this Member Coverage Summary for your review. We continue to excel and provide an unparalleled level of service to our members. Our mission seeks to help members manage their risks so they can serve the public effectively.

The POOL/PACT Board is comprised of an impressive group of dedicated, hardworking, and ethical leaders in public sector risk management. They continue to do a superb job of representing the interests of the Memberowners of POOL.

Our members continue to see great value in being part of POOL/PACT because of the extensive services, thus membership retention remains strong. We encourage you to discuss the services we offer with your insurance agent, a valued partner in the POOL program. Details on the financial performance and the services we offer are available on our website at www.poolpact.com.

If you have any questions, please call us toll free: (877) 883-7665 or (775) 885-7475.

Sincerely,

Wayne Carlson

Executive Director

Nevada Public Agency Insurance Pool

Public Agency Compensation Trust

The Power Of The Pool.^{5M} poolpact.com

PUBLIC AGENCY INSURANCE POOL (POOL) COVERAGE SUMMARY

RENEWAL	COVERAGE PERIOD	NAMED	MAINTENANCE
PROPOSAL		ASSURED	DEDUCTIBLE
	07/01/2014 -	Gardnerville,	\$ 500 all perils
	07/01/2015 Standard	Town of	each and every
	Time		loss

PROPERTY LIMITS

Blanket Limit per schedule of locations on file with POOL subject to a maximum limit of \$300,000,000 per loss. The following sub-limits apply to Section V. C. Extensions of Property Coverage:

Accounts Receivable	\$5,000,000 per loss
Arson Reward	10% up to \$25,000 per loss
Earthquake	\$100,000,000 aggregate
Flood	\$100,000,000 aggregate
	\$10,000,000 aggregate - Flood Zone A
Equipment Breakdown	\$60,000,000 per loss
Loss of Income & Extra	included
Expense	
Hazardous Substance	\$250,000 per loss
Coverage	
Spoilage Coverage	\$250,000 per loss
Data Restoration	\$100,000 per loss
Expediting Expenses	\$25,000 per loss
Unintentional Errors and	\$5,000,000 per loss
Omissions	
Money and Securities	\$500,000 per loss
Transmission Facilities	\$100,000 per loss
Vehicle Replacement	Per Attachment E, if applicable

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LIABILITY LIMITS

The Limits of Liability are as follows:

Combined Single Limit	\$10,000,000	Each Event/Each Member					
Liability Limits are further subject to sub-limits, Member Annual Aggregate Limits and							
Group Annual Aggregate lim		33 3					

CYBER SECURITY EVENT AND PRIVACY RESPONSE EXPENSE COVERAGE LIMITS

The Limits of Liability are as follows:

Per Cyber Security Event	\$2,000,000	Each Member/Annual
1700-1		Aggregate
Privacy Response Expense Coverage	\$500,000	

MEMBER CONTRIBUTION (Not including Critical Infrastructure or Track and Roadbed):

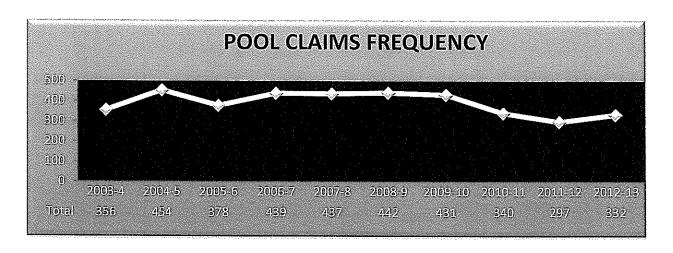
TOTAL COST:	\$20,520.46
AGENT COMMISSION:	\$1,436.00
TOTAL PROGRAM COST:	\$21,956.46

This summary is intended for reference only. For specific terms, conditions, limitations and exclusions, please refer to the POOL Coverage From edition July 1, 2014.

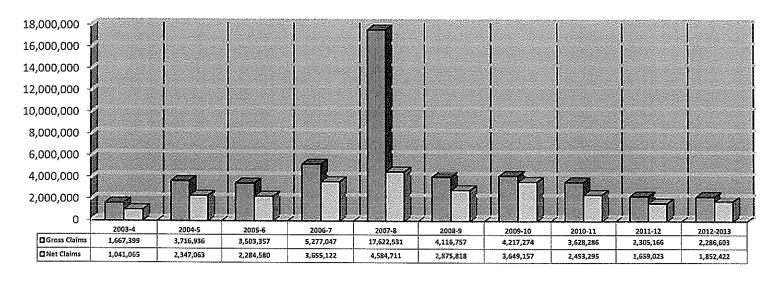
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TOTAL POOL EXPERIENCE

The claims count per year averaged 391 for the ten year period. Claims activity overall appears to be fairly stable.



POOL CLAIMS SEVERITY



Severity, based on total loss costs incurred without deduction for excess/reinsurance or member deductibles, has averaged \$4,834,136 with the worst year (2007-8) at \$17,622,531 comprising 36.5% of total costs for all years. Net of member deductibles and of excess/reinsurance payments, 2007-8 also was the worst year at 17.4%. The POOL's retained incurred claims averaged \$2,640,225 for the period. Large losses in 2007-08 were from one catastrophic property and one class action liability loss.

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NPAIP Membership

Counties:

Churchill County
Douglas County
Elko County
Esmeralda County
Eureka County
Humboldt County
Lander County
Lincoln County
Lyon County
Mineral County
Nye County
Pershing County
Storey County
White Pine County

Towns:

Town of Gardnerville
Town of Genoa
Town of Minden
Town of Pahrump
Town of Round Mountain
Town of Tonopah

School Districts:

Carson City School District
Churchill County School District
Douglas County School District
Elko County School District
Esmeralda County School District
Eureka County School District
Humboldt County School District
Lander County School District
Lincoln County School District
Lyon County School District
Mineral County School District
Nye County School District
Pershing County School District
Storey County School District
White Pine County School District

Cities:

Boulder City
City of Caliente
City of Carlin
City of Elko
City of Ely
City of Fernley
City of Lovelock
City of Mesquite
City of Wells
City of West Wen

City of West Wendover City of Winnemucca City of Yerington

Fire Districts:

North Lake Tahoe Fire Protection District

Pahranagat Valley Fire District Sierra Fire Protection District Tahoe Douglas Fire Protection District

Truckee Meadows Fire Protection

District

Washoe County Fire Suppression White Pine Fire District

Others:

Central Nevada Regional Water Authority County Fiscal Officers Association of Nevada

Douglas County Redevelopment Agency Elko Central Dispatch

Elko Convention & Visitors Authority Humboldt River Basin Water Authority Nevada Association of Counties

Nevada Commission for the Reconstruction of the V & T Railway

Nevada League of Cities

Nevada Rural Housing Authority
Truckee Meadows Regional Planning

U.S. Board of Water Commissioners Virginia City Convention & Tourism Authority

Western Nevada Regional Youth Center White Pine County Tourism

Special Districts:

Alamo Water & Sewer District Amargosa Library District Beatty Library District

Beatty Water & Sanitation District Canyon General Improvement District Carson-Truckee Water Conservancy District Carson Water Subconservancy District

Churchill County Mosquito, Vector and Weed Control

District

Coyote Springs General Improvement District

Douglas County Mosquito District East Fork Swimming Pool District Elko County Agricultural Association Fernley Swimming Pool District

Gardnerville Ranchos General Improvement District

Gerlach General Improvement District Incline Village General Improvement District Indian Hills General Improvement District Kingsbury General Improvement District Lakeridge General Improvement District

Lincoln County Water District

Logan Creek Estates General Improvement District

Lovelock Meadows Water District Marla Bay General Improvement District Mason Valley Swimming Pool District Minden Gardnerville Sanitation District

Moapa Valley Water District

Nevada Tahoe Conservation District

Pahrump Library District

Palomino Valley General Improvement District Pershing County Water Conservation District Sierra Estates General Improvement District Silver Springs General Improvement District Skyland General Improvement District

Smoky Valley Library District

Stagecoach General Improvement District Sun Valley General Improvement District

Tahoe Douglas District

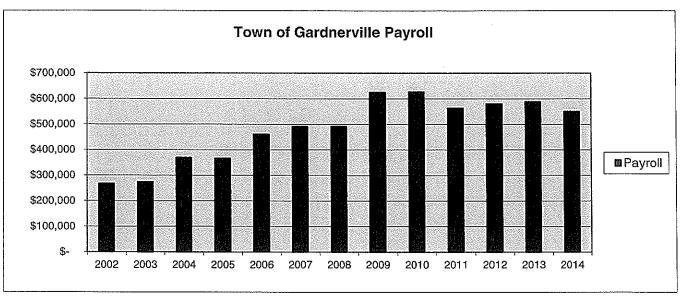
TRI General Improvement District

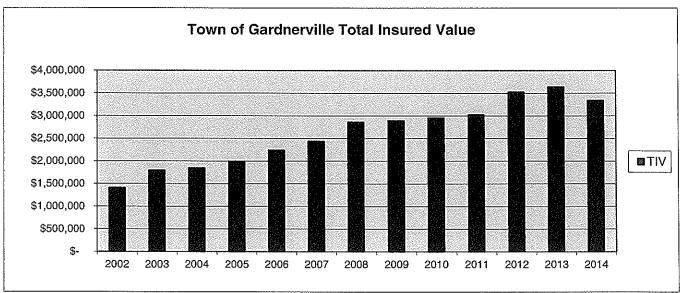
Tonopah Library District Virgin Valley Water District Walker River Irrigation District

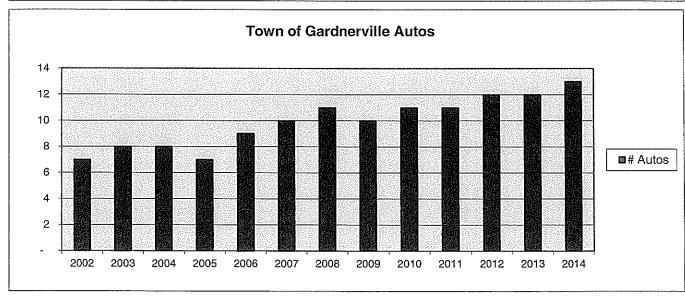
Washoe County Water Conservation District

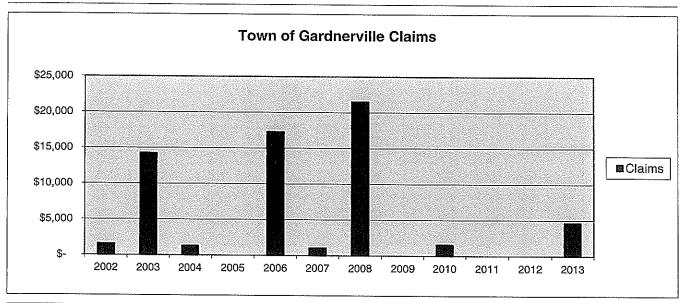
West Wendover Recreation District
Western Nevada Development District

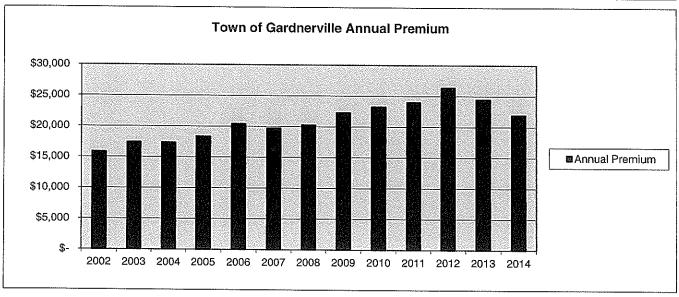
The Power Of The Pool.⁵⁶¹ poolpact.com











Prepared: 5/19/2014

Page 1

For Town of Gardnerville

Tom Dallaire 1407 Hwy 395 Gardnerville, NV

89410 775-782-7134

Coverage	Amount	Сотрапу	Policy No.	Eff	Exp	Premium
Commercial Application		Willis Pooling	NPAIP201314	07/01/14	07/01/15	
First Named Insured and Other Named	Insureds					
Town of Gardnerville				į		
Premises						
Premise 1 Building 1 1407 Hwy 395 No. Gardnerville, NV 89410				100		
Nature of Business: Town						
Premise 1 Building 2 1369 Hwy 395 Gardnerville, NV 89410						
Nature of Business: Storage						-
Premise 1 Building 3 1369 Hwy 395 Gardnerville, NV 89410				T TOO TO THE TOTAL THE TOTAL TO THE TOTAL TOTAL TO THE TO	a de	
Nature of Business: Storage						
Premise 4 Building 1407 Hwy 395 North Gardnerville, NV 89410	Antimotor Contraction				<u>}</u>	
Nature of Business: Office		-				
Premise 005 Building 001 1447 Courthouse Gardnerville, NV 89410						

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For Town of Gardnerville

Tom Dallaire 1407 Hwy 395 Gardnerville, NV

Gardnerville, NV 89410 775-782-7134

Coverage		Amount	Company	Policy No	Eff	Exp	Premium
Commercial Applic	ation (Continued)			the second of the second secon		e Hada A.	a termung
Nature of Business:	Pavilion			T according			
		T 100 00 00 00 00 00 00 00 00 00 00 00 00					
Property Policy Level Informa	tion		Willis Pooling	NPAIP201314	07/01/14	07/01/15	
Premise 1 Building							
1407 Hwy 395 No. G	Sardnerville , NV 894	10					
BUILDING -		337,300					
Coins %	90						
Valuation	RC						
Cause of Loss	SPECIAL						
Deductible	500	112					
CONTENTS -		91,600					
Coins %	90			İ			
Valuation	RC		1				
Cause of Loss	SPECIAL						
Deductible	500 ·	 					
Forms #	OFF/GARAGE						
Premise 1 Building	2				5		
1369 Hwy 395 Gardn							
BUILDING -		32,700					
Coins %	90	.,			,		
Valuation	RC	- Increase are					
Cause of Loss	SPECIAL	ĺ				ļ	
Deductible	500			;		ļ	
CONTENTS -		11,200					
Coins %	90						
Valuation	RC						
Cause of Loss	SPECIAL	1	e de la companya de l			ļ	
Deductible	500					}	
Forms #	STORG BLDG						
					}		
]		

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For Town of Gardnerville Tom Dallaire 1407 Hwy 395 Gardnerville, NV 89410 775-782-7134

Coverage	ia kadibagai bagajai	Amount	Company	Policy No	Eff. S	Exp	Premium
Property (Continue	d)						
Premise 001 Build	ing 3						
BUILDING -		325,900					
Coins %	90						
Valuation	RC	ļ					
Cause of Loss	SPECIAL				ļ		
Deductible	500						
Forms #	VEHICLE				1		
CONTENTS -		162,300					
Coins %	90			:			
Valuation	RC						
Cause of Loss	SPECIAL						
Deductible	500						
Forms #	MAINT.BLDG						
Premise 002 Buildi	ina Od						
Premise 002 Build	ing or						
BUILDING -		122,100		VALUE OF THE PARTY			
Coins %	90						
Valuation	RC						
Cause of Loss	SPECIAL						
Deductible	500						
Forms #	BARN						
CONTENTS -		5,500					
Coins %	90						
Valuation	RC						
Cause of Loss	SPECIAL						
Deductible	500						
December 004 Duitel	· 004						
Premise 004 Build	ing 001						
BUILDING -		15,600					
Coins %	90						
Valuation	RC						
Cause of Loss	SPECIAL						
					According to the second		
	the state of the s			Property of the control of the contr	1		G-22/2501115

Prepared: 5/19/2014

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For Town of Gardnerville Tom Dallaire 1407 Hwy 395 Gardnerville, NV 89410 775-782-7134

Coverage	Parta (Charlest List Literations for Richard	Amount	Company	Policy No	Eff. ii. 5.	Exp.	Premium-
Property (Continue	ed)						
Deductible	500						
Forms #	STORAGE						Octobro de la companya del companya de la companya del companya de la companya de
CONTENTS -		1,200			-		
Coins %	90	1,200					
Valuation	RCC]		
Cause of Loss	SPECIAL.				[•
Deductible	500				[Ì
Forms #	SHED				!		
rums#	SUED						
Premise 005 Build	ling 001						
	ardnerville , NV 89410	b					
BUILDING -		85,100					
Coins %	90	,					
Valuation	RC :						
Cause of Loss	SPECIAL	1					
Deductible	500						
Forms #	WOOD		•				
i offilo ir	VVOOD						
CONTENTS -		5,500					
Coins %	90						
Valuation	RC						
Cause of Loss	SPECIAL						
Deductible	500	***************************************					<u> </u>
Forms #	SHOP						
Premise 005 Build	ing 02						E
DI III DIMO	i	20.400					
BUILDING -	00	92,400					
Coins %	90				ļ		
Cause of Loss	SPECIAL						
Deductible	5000					•	
Forms #	CLUB	,] [
CONTENTS -	THE POST OF THE PO	þ					
Coins %	90						

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For Town of Gardnerville

Tom Dallaire 1407 Hwy 395 Gardnerville, NV

89410 775-782-7134

Coverage	r par market	Amount	Company	Policy No	Eff. La E	XD	Premium
Property (Continue	d)						
Cause of Loss	SPECIAL				1		
Deductible	5000				!		
Forms#	MEETING						
Premise 346 Buildi	ng 001				Transfer of the second		
BUILDING -		117,860					
Coins %	90	·					
Valuation	RC						
Cause of Loss	SPECIAL						
Deductible	5000						
Forms #	OFFICE						
CONTENTS -		81,200					
Coins %	90						
Valuation	RCC						
Cause of Loss	SPECIAL						
Deductible	5000						
Premise 009 Buildi	ing 01						
BUILDING -		79,100					
Coins %	90	-					
Valuation	RC						
Cause of Loss	SPECIAL			L TOWN THE PROPERTY OF THE PRO			
Deductible	5000						
Forms#	PAVILION						
CONTENTS -							
Coins %	90	1					
Valuation	RCC						
Cause of Loss	SPECIAL						
Deductible	5000						
Premise 010 Build	ing 001						
FIEINISE VIV BUIIG	ing oo i						

445

Prepared: 5/19/2014

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For Town of Gardnerville Tom Dallaire 1407 Hwy 395 Gardnerville, NV 89410 775-782-7134

Coverage		Amount	Company	Policy No	Eff. (6%)	Exp	Premium
Property (Continued)							programme decreased by a colonial section of the se
Valuation Cause of Loss Deductible	90 RC SPECIAL 5000 RESTROOM	73,400					
Valuation I Cause of Loss S	90 RCC SPECIAL 5000	(
Premise 006 Building 0	01		·				
Valuation F Cause of Loss S Deductible 5	00 RC SPECIAL 5000 NFO CENTR	1,452,900					
Valuation F Cause of Loss S	RCC SPECIAL	5,000			99		
General Liability Occurrence General Aggregate Products/Completed Ope Personal & Advertising In Each Occurrence Per Occurrence		13,000,000 13,000,000 10,000,000 10,000,000	Willis Pooling	NPAIP201314	07/01/14	07/01/15	
Out the Substitute of the Agency of the Control of	본 3. (1년 호텔 · 기본 3. i) (1 기본 전체 · 기본 · 기	i i i o o o o o o o o o o o o o o o o o					

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Town of Gardnerville Tom Dallaire 1407 Hwy 395

Gardnerville, NV 89410 775-782-7134

For

Coverage	Amount	Company	Policy No	Efficiency	Exp	Premium
General Liability (Continued)						
Other Deductible Deductible	500					
Location 1 Building						
Business Auto		Willis Pooling	NPAIP201314	07/01/14	07/01/15	
Liability						
CSL Any Auto	10,000,000			***		
* See Attached Vehicle Schedule						
Prof. Errors & Omissions		Willis Pooling	NPAIP201314	07/01/13	07/01/14	
LIMIT OF LIABILITY DEDUCTIBLE	10,000,000 2,500			, commented	**************************************	
Crime Employee Dishonesty Blanket	500,000	Willis Pooling	NPAIP201314	07/01/14	07/01/15	
Theft, Disappearance & Destruction Inside Premises Outside Premises	500,000 500,000	1				
Blanket	300,000					
Equipment Floater		Willis Pooling	NPAIP201314	07/01/14	07/01/15	
Coverage/Deductible All Risk Coverage Unscheduled Equipment						100
% Coinsurance * See Attached Equipment Schedule	34					
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	and the second s					-
				Little dan brok i kar restroir	aley' 'a'ish	and the state of t

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For Bus	ineg	Town of Gardne Tom Dallaire 1407 Hwy 395 Gardnerville, NV 89410 775-78; ss Automobile - V	Town of Gardnerville Tom Dallaire 1407 Hwy 395 Gardnerville, NV 89410 775-782-7134	Schedule	v No. NDAID201314		
Business /	S >	Automob Make	Business Automobile - Vehicle	Schedule ViN	Policy No. NPAIP201314	Class Cost New	
1994	ά	Lone Wolf	58T	94101001	Gardnerville, NV 89410 ACV:	 825	825 X
-	1998	8 Peterbilt	Refuse	1NPZL90X7WD710877	Gardnerville, NV 89410 ACV:	 124,580	124,580 X
005	1999	9 Chevy	Dump	1GBJK34JXXF030752	Gardnerville, NV 89410	 10,000	10,000 X
007	2000	0 Contrail		4KNVC1623YL164108	Gardnerville, NV 89410 ACV:	2,500	2,500 X
009	2002	2 Peterbilt	Refuse	1NPZL00X72D713624	Gardnerville, NV 89410 ACV:	139,419	139,419 X
010	2001	1 Crafco	Super 60	1C9SU081111418146	Gardnerville, NV 89410 ACV:	19,300	19,300 X
011	2003	3 Peterbilt	Refuse	1NPZLT0X43D714989	Gardnerville, NV 89410 ACV:	155,000	155,000 X
011	2003		Equip Trir	129AV121X3R173797	Gardnerville, NV 89410 ACV:	1,054	1,054 X
012	2004	Chevy	Sierra	1GTEK14T54Z257604	Gardnerville, NV 89410 ACV:	25,000	25,000 X
013	2005	Chevy	C15	1GCEK19Z35Z300738	Gardnerville, NV 89410 ACV:	23,000	23,000 X
013	2005	GMC	Service	1GDJK34U85E14948	Gardnerville, NV 89410 ACV:	35,878	35,878 X
014	2005	Peterbilt	320	1NPZL00X76D716724	Gardnerville, NV 89410 ACV:	155,000	155,000 X
귥	2007	Sterling	Street	49HAADBV67DX61652	Gardnerville, NV 89410 ACV:	100,000	100,000 X
016	1995	Ford	Bucket	1FDLF47G0SEA15976	Gardnerville, NV 89410 ACV:	7,500	7,500 X
017	2001	GMC	3500	1GTJK34G21F125992	Gardnerville, NV 89410 ACV:	24,688	24,688 X
016	2011	Mack	Refuse	1M2AV04C9M009427	Gardnerville, NV 89410 ACV:	 205,000	205,000 X
017	2013	GMC		1GD322CG5DF147828	Gardnerville, NV 89410	41,000	41,000 X

		ල ₀ #	Bu For	ഗ
		# Year	or Town of Gardnerville Tom Dallaire 1407 Hwy 395 Gardnerville, NV 89410 775-782-7134 Business Automobile - Vehicle Schedule	SUMIMARY OF INSURANCE
		ar N	To: To: 140 140 Ga 892	
型数形式 基值主		Make	Town of Gardnerville Tom Dallaire 1407 Hwy 395 Gardnerville, NV 89410 775-782-713	
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		Z	f Gardnerville Illaire vy 395 rville, NV 775-782-7134 nobile - Vehicle	
		Model	terv terv 1V 82-7	
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	ACV:	Gar	Policy No. NPAIP201314	Prepared: 5/19/2014
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	4-19			

Prepared: 5/19/2014

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For Town of Gardnerville

Tom Dallaire 1407 Hwy 395 Gardnerville, NV 89410 775-782-7134

Equipment Floater Equipment Schedule

Policy No. NPAIP201	314
---------------------	-----

1996		1		•	
	Type: John Deere Lawn Tractor MDL 265 Manufacturer: Model: Other: Capacity:	M00265A160441	11		4965
1996	Type: John Deere 25 Gal. Sprayer W/Trailer Manufacturer: Model: Other: Capacity:	M025GAA015630	11		500
1996	Type: Howard SPT Spin Spreader Manufacturer: Model: Other: Capacity:	5123002534	11		450
2000	Type: Bobcat Loader Manufacturer: Model: Other: Capacity:	514444308			14858
2000	Type: Bobcat Pallet Fork Attach Manufacturer: Model: Other: Capacity:	6561383			170
2000	Type: Bobcat Auger Attach Manufacturer: Model: Other: Capacity:	187407597			910
2000	Type: Bobcat Brush Atach Manufacturer: Model: Other: Capacity:	467001325			2576
	1996 2000 2000	Model: Other: Capacity: 1996 Type: John Deere 25 Gal. Sprayer W/Trailer Manufacturer: Model: Other: Capacity: 1996 Type: Howard SPT Spin Spreader Manufacturer: Model: Other: Capacity: 2000 Type: Bobcat Loader Manufacturer: Model: Other: Capacity: 2000 Type: Bobcat Pallet Fork Attach Manufacturer: Model: Other: Capacity: 2000 Type: Bobcat Auger Attach Manufacturer: Model: Other: Capacity: 2000 Type: Bobcat Auger Attach Manufacturer: Model: Other: Capacity: 2000 Type: Bobcat Brush Atach Manufacturer: Model: Other: Capacity:	Model: Other: Capacity: 1996 Type: John Deere 25 Gal. Sprayer W/Trailer Manufacturer: Model: Other: Capacity: 1996 Type: Howard SPT Spin Spreader Manufacturer: Model: Other: Capacity: 2000 Type: Bobcat Loader Manufacturer: Model: Other: Capacity: 2000 Type: Bobcat Pallet Fork Attach Manufacturer: Model: Other: Capacity: 2000 Type: Bobcat Auger Attach Manufacturer: Model: Other: Capacity: 2000 Type: Bobcat Auger Attach Manufacturer: Model: Other: Capacity: 2000 Type: Bobcat Auger Attach Manufacturer: Model: Other: Capacity: 2000 Type: Bobcat Brush Atach Manufacturer: Model: Other: Capacity: 2000 Type: Bobcat Brush Atach Manufacturer: Model: Other: Capacity: 2000 Type: Bobcat Brush Atach Manufacturer: Model: Other: Capacity:	Model: Other: Capacity: 1996 Type: John Deere 25 Gal. Sprayer W/Trailer Manufacturer: Model: Other: Capacity: 1996 Type: Howard SPT Spin Spreader Manufacturer: Model: Other: Capacity: 2000 Type: Bobcat Loader Manufacturer: Model: Other: Capacity: 2000 Type: Bobcat Pallet Fork Attach Manufacturer: Model: Other: Capacity: 2000 Type: Bobcat Auger Attach Manufacturer: Model: Other: Capacity: 2000 Type: Bobcat Auger Attach Manufacturer: Model: Other: Capacity: 2000 Type: Bobcat Brush Atach Manufacturer: Model: Other: Capacity: 2000 Type: Bobcat Brush Atach Manufacturer: Model: Other: Capacity:	Model: Other: Capacity: 1996 Type: John Deere 25 Gal. Sprayer W/Trailer Manufacturer: Model: Other: Capacity: 1996 Type: Howard SPT Spin Spreader Manufacturer: Model: Other: Capacity: 2000 Type: Bobcat Loader Manufacturer: Model: Other: Capacity: 2000 Type: Bobcat Pallet Fork Attach Manufacturer: Model: Other: Capacity: 2000 Type: Bobcat Auger Attach Manufacturer: Model: Other: Capacity: 2000 Type: Bobcat Auger Attach Manufacturer: Model: Other: Capacity: 2000 Type: Bobcat Auger Attach Manufacturer: Model: Other: Capacity: 2000 Type: Bobcat Brush Atach Manufacturer: Model: Other: Capacity: 2000 Type: Bobcat Brush Atach Manufacturer: Model: Other: Capacity: 2000 Type: Bobcat Brush Atach Manufacturer: Model: Other: Capacity:

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For Town of Gardnerville

Tom Dallaire 1407 Hwy 395 Gardnerville, NV

775-782-7134 89410

Equip	ment Floa	ter Equipr	nent Schedule	Policy	No. NPAIP201314

Equi	oment F	loater Equipment Schedule Policy	No. NPAIP201314	Benediction of the second second	grandence week	r Andreas (10° kg) of the following service is the visited
#. 3840	Year	Description	ID/Serial Number	Date Purchased	New/Used	Amount of Insurance
800	2000	Type: Robin Port Generator Manufacturer:	1089143			1276
		Model: Other: Capacity:				
009	2000	Type: Campbell Air Compressor	L9/25/2000-00013			1140
000		Manufacturer: Model:	25,25,2555 555.6			
		Other: Capacity:				
010	2000	Type: Bosch Pavement Breaker Manufacturer: Model:	9700219			975
		Other: Capacity:				
012	2001	Type: Great Dane Riding Lawn Mower Manufacturer: Model:	349300	Constitution of the consti		8,200
		Other: Capacity:				
013	a contraction and the cont	Type: Coxreels Sprayer Manufacturer: Model:	20010307			1,040
		Other: Capacity:				
014	and the second	Type: Vibratory Plate Compactor Manufacturer: Model: Other: Capacity:	5220422			2,000
015	2000	Type: Bobcat Combo Bucket Attach Manufacturer: Model:	375900926		Administra	1344
		Other: Capacity:				
			i turning and a second a second and a second a second and			
						Louis
	<u> </u>					

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For Town of Gardnerville

Tom Dallaire 1407 Hwy 395 Gardnerville, NV 89410 775-782-7134

Equipment Floater Equipment Schedule Policy No. NPAIP201314

Equi	pment l	Floater Equipment Schedule Policy	No. NPAIP201314			
.# . (3.	Year	Description	ID/Serial Number	Date Purchased	New/Used	Amount of Insurance
016	2003	Type: Hotsy Pressure washer Manufacturer: Model: Other: Capacity:	1003-52024		N	3300
017	2003	Type: Archer Explorer Port. Sound Equip Manufacturer: Model: Other: Capacity:	J3000470 - 1300		N	1300
017	2004	Type: Grasshopper Mower & attachments Manufacturer: Model: Other: Capacity:	5421917			22000
018	2005	Type: Trailblazer Manufacturer: Trailblazer Model: Other: Capacity:	LE383136			3936
019	2005	Type: Spectrum Plasma Cutter Manufacturer: Miller Model: Other: Capacity:	LF200250P			1773
020	2004	Type: Sander Manufacturer: Swenson Model: Other: Capacity:	11031088			5829
021	2004	Type: Sander Manufacturer: Swenson Model: Other: Capacity:	6V0438FN6			4000
V- 7341	i Nagyang	(基於)(2) (中)(2)(2)(2)(2)(2)(2)(2)(2)(2)(2)(2)(2)(2)				Charles and Silver Visit Science in

Prepared: 5/19/2014

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For

Town of Gardnerville

Tom Dallaire 1407 Hwy 395 Gardnerville, NV 89410 775-782-7134

#		loater Equipment Schedule Policy Description	No. NPAIP201314 ID/Serial Number	Date Purchased	New/Used	Amount of Insurance
022	2005	Type: Snowplow	C2878			4626
		Manufacturer: Boss		;		
		Model:				
		Other:				
		Capacity:				
23		Type: Snowplow	B1122567			4000
	İ	Manufacturer: Western				
		Model:				
		Other:			'	
		Capacity:				
24		Type: Misc Small Tools				10000
144		Manufacturer:				10000
		Model:				
		Other:			<u>.</u>	
		Capacity:	1000000			
25	2006	Type: Kings Spray Applicator	PC00100SWSL		A DO	1900
	1	Manufacturer:				
		Model:			<u> </u>	
		Other:	}			
		Capacity:				
26	2005	Type: Boss Snow Plow	D8371			4600
		Manufacturer:				
		Model:				
		Other:				
		Capacity:				
27	2006	Type: Imer Cement Mixer	0000616064	w.		1700
	2000	Manufacturer:				,
		Model:				
		Other:		ļ		
		f			The state of the s	
		Capacity;				
28	2006	Type: Ariens Snow Thrower	022183			1200
		Manufacturer:				
		Model:				
		Other:				
		Capacity:				

Prepared: 5/19/2014

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For Town of Gardnerville

Tom Dallaire 1407 Hwy 395 Gardnerville, NV

89410 775-782-7134
Equipment Floater Equipment Schedule

Equi	pment F	loater Equipment Schedule Policy	No. NPAIP201314			
#30	Year	Description	ID/Serial Number	Date Purchased	New/Used	Amount of Insurance
29		Type: Various event sound system equipment Manufacturer: Model: Other: Capacity:				3700
030	2007	Type: Sanyo Projector Manufacturer: Sanyo Model: Projector Other: Capacity:	G6X05320			6500
031	2007	Type: John Deere Gator Manufacturer: John Deere Model: Gator Other: Capacity:	MOHP4GX051875			9500
032	2007	Type: Tank EQ CO Manufacturer: Model: Spray Rig Other: Capacity:	4PTC191775250108			4560
033		Type: Mower Manufacturer: John Deere Model: JD4700 Other: Capacity:	1TC7400XCCT05005			29495
	2011	Type: Air Compressor Manufacturer: Model: Other: Capacity:	4FVCABAA3BU425675			16028
035		Type: Manufacturer: Vermeer Model: BC1000XL Other: Capacity:	1VRY1119X61007155			14004
J (45%)			1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1		det or the training of the state of	

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For	Tom 1407	n of Gardnerville Dallaire ' Hwy 395 Inerville, NV					
	8941	0 775-782-7134					
#	Year	loater Equipment Schedule Description	Policy N	lo. NPAIP201314 ID/Serial Number	Date Purchased	New/Used	Amount of Insurance
036	2013	Type: Snow Plow Manufacturer: Boss Model: Other:		and and a second control of the second and the seco		en esta esta esta esta esta esta esta esta	8400
		Capacity:					
TIT 440							
And the state of t							
	:						
			THE SECTION OF THE SE				

Gardnerville Town Board AGENDA ACTION SHEET



٠.	Report of activities for May 2014.
2.	Recommended Motion: Receive and file a. Funds Available: ☐ Yes ☐ N/A
3.	Department: Administration
4.	Prepared by: Paula Lochridge
5.	Meeting Date: June 3, 2014 Time Requested: Approximately 5 minutes
6.	Agenda: □Consent
7.	Background Information N/A
8.	Other Agency Review of Action: □ Douglas County ☑ N/A
9.	Board Action:
	Approved



Main Street Gardnerville's Report Gardnerville Town Board Meeting, June 3, 2014

Hello Gardnerville Town Board Members, Here is our report for activities from May 2014:

- I've attached a short version of some of my notes from the National Main Street Conference, May 17-21. I noted which ones I have handouts/presentations for, so if you're interested in more information on any of these, please let me know and I can email them to you. Over the course of the next few weeks, I will be gathering notes from others that attended as well.
 - While at the conference, Tom Dallaire, Stephanie Waggoner, Jenifer Davidson and I had a great meeting with both Carolyn Dellutri, Senior Director of Programs and Services, and Kathy LaPlante, Senior Main Street Program Officer, with the National Main Street Center, on moving forward with our efforts to become a designated Main Street program. They are thrilled with our accomplishments so far, especially without having a state program in place. They plan to make us a top priority by creating new policy to help us, and other towns/cities in similar situations, move forward within the national program while trying to get a state program in place.
- We will have a board vacancy at the end of June... Carol Sandmeier will be stepping down at the end of
 her term but will remain on as the chairperson of the Heritage Park Gardens Committee. A press release
 will go out this week regarding both this board vacancy and the vacancy left by Susie Biaggini
 resigning. (You'll find a copy of her letter in your packet.)
- Membership renewal letters for the next fiscal year will go out via email this week/early next week to our membership base.
- Flower Projects:
 - Flower Baskets: We have 45 sponsored so far with 23 left needing to be sponsored. Hopes are to have the flower baskets up sometime next week. Waiting to finalize some details with all entities involved.
 - Adopt-a-Pots: We 39 adopted out with 23 left to be adopted. These will be going out around the same time as the baskets. These were all grown and planted by the students at Smith Valley.
- Our first wine walk of the season had a great turnout... nearly 350 registered walkers. We had 39 businesses participate. People seemed to enjoy having the themes back.

Business Updates:

• Joe Bonigno's Tree Service moved from Stratton Center to just outside of our district in the old Ahern Rentals location.

Upcoming Conferences:

 CVCC offering Customer Service Training Class for June 5th. (See attached) Recommend sending someone from our District Vitality Committee. CalFest One Day Conference in Sparks, June 10th. Sending Paula Lochridge & Debbie Palio. (See attached for more information)

Upcoming events and dates:

- Monthly Morning Coffee Meeting, Tuesday, June 3rd, at 8:30 am at Sharkey's Casino
- Town's Movies in the Park-Frozen, Friday, June 5th at dusk
- Cash Mob: Saturday June 7th at Classical Glass & Gifts
- MSG Board Meeting, June 17th
- Thirsty Third Thursday Wine Walk June 19th
- Town's Movies in the Park-Percy Jackson Sea of Monsters, Friday, June 27th at dusk
- Freedom 5K Fun Run/Walk & Yankee Doodle Chalk Artfest, July 4th

Thank you for your continued support of our program.

Paula Lochridge

Paula Hochridge

Program Manager, Main Street Gardnerville

Better Recruitment: Better Boards

(I have handouts from this session)

Presenter: Donna Ann Harris, Heritage Consulting Inc

- We should have a Nominating Committee. This committee is concerned with the long time future of the organization and should meet quarterly.
- The committee should be made up of board president, past president and two other board members.
- After your organization has been in existence for over 5 years, you should create a strategic plan. (Since we have one from the very beginning we may want to revisit ours.)
- Develop a list of types of people that would be beneficial to our board then recruit.
- List of questions... possibly ask just one from each section on her handout.
- Create a waiting list... pre-qualify a variety of talents.
- SHOULD have term limits... like two 3-year terms then they can take a one year break and cycle back in if need be/or desired.
- When asking questions of potential board members... are we in your top 3 of your philanthropic causes? If we aren't, their time commitment and dedication may not be there.
- Each board member, when at all possible, should attend each and every program event, whether it's a fundraiser or not. It's a way to show their support of what the program is doing and may encourage others to be a part of it in some way.
- Some programs require that potential board members serve as volunteers on a committee prior to applying for the board. This works well for well-established programs, may not work as well for newly formed ones.
- Create PR on new board members... possibly create one with current board members too this time around.
- Hold a welcome/farewell reception for new and retiring members. Past members invited too.
- Check out MN Council on nonprofits (on web) great information on duties and such. <u>http://www.minnes</u>otanonprofits.org/
- Set up new members with a "board buddy".
- Board members are responsible for a well-funded organization... this is not the responsibility of the program manager/executive director.

Tell Your Main Street Story Loud and Clear

(Awaiting handouts from this session)

Presenter: Jacqueline Wolven, Eureka Springs Downtown Network/Do Good Work http://eurekaspringsdowntown.com/about-main-street/

**Sign up for Google Alerts; use program name, town's name, manager's name, and any other terms that might be connected to your program. This is HOW you'll learn about who's talking about us.

Don't just send out press releases on just events... here's a list of story ideas:

- Openings
- Anniversaries
- Trees/Flowers
- Positive City Work (even if you didn't have anything to do with it)
- Partnerships
- Highlight an entrepreneur
- Events
 - Upcoming/Save the date
 - o Right before
 - o Right after
 - o Post event impact
- Meeting agendas (all, including committees... could garner interest for more volunteers)
- Board Member/Volunteer spot light
- · Good news story
 - o Why we exist
 - o Mission statement, etc.
- Highlight a national trend to a local initiative (ex: last election national news kept focusing on wall street and main street... give it a local twist
- · People/Human interest stories that tug at the heart strings
- Tis the season... retail impact is real and important
- Tie retail buying to what's happening in your district
- Real story is financial impact and tie to larger theme
- Thank people
 - Business milestones and anniversaries can be exciting because of people (numbers are important but people make people care

Other Miscellaneous Items:

- Follow reporters on Twitter then start talking to them about projects and events. You become a news source for them.
- Check out http://www.helpareporter.com/ News people from across the country are always looking for sources for stories.
- Instagram attracts a younger crowd... post pictures here.
- FaceBook... be sure to put your press release on your wall.

Narrowing Roads, Expanding Economy

(I have handouts from this session)

Presenter: Matthew Butts, City of Grandville Grandville MI took 7 years for their "Road Diet"

Fear of change was biggest challenge. They overcame this via patience, perseverance and education.

Must meet with the businesses and keep them in the loop.

Their homework included:

- Traffic engineer
- Traffic model
- National traffic
- Safety accidents report
- Case studies
- Economic benefits of narrower streets
- Economic benefits on street parking

Grass roots support:

- One on one dialog
- Wine and cheese gatherings to present facts
- Make sure supporters are present
- Facilitate open dialogue-concerns and feedback
- · Acknowledge their concerns
- Benefits of streetscape

Public education

- Traffic modeling
- Visualize change
- Take stakeholders and tour other areas

Project costs

Project implementation ~\$5 million

Project funding

4 blocks long and 2 blocks with green space/lighting

Presenter: Deb Cooper, Beckett & Raeder, Inc: Bria2.com coop@bria1.com

- Amenities to buffer pedestrians as they're walking.
- Focused hard on intersections and entry ways.
- Took photos and enhance them to show community.
- Wayfinding signage.

Presenter: Sandy LeBlanc Grandville Chamber of Commerce

- 25 vacancies before; afterwards 5 vacancies. Impacts outside project area too.
- They turned an old empty gas station into an ice cream shop
- Downtown event planner hired for district

- Chamber helped businesses that would be in the construction zone... they would provide extra promotion and advertise them. No one had bad sales during the time in fact a couple of the businesses had record breaking sales years.
- Landscaping company was hired to water and maintain the flowers. Then they hired a couple of retirees to take over the care of the landscaping and flowers at a reduced rate.
- Look up: Jeff Spec—Road diet how to convince community
- Project increased biking in the area
- Make intersections more efficient to aid commute.
- They made it a split project so they could keep on lane alway open for businesses
- Raised money... 1 million trust fund from MDOT; funds from their DDA; bonded 1.7 million; city / road funds \$150,000.
- The truck traffic eventually reduced as they started going around the area as they hated to go through with the fewer lanes.
- They sacrificed bike lanes for parking lanes in this project.
- Don't recommend using temporary paint lines and such to show "what it will look like" as all the amenities won't be in place so it could have a negative result. Show it in the conceptual drawings.

To List or Not to List

(I have power point from this session)

Presenter: Jim Gabbert, National Register of Historic Places

Local designation (LD)

- Driven by the community
- Zoning
- Design Review
- More or less restrictive

National Register Listing (NR)

- Not restrictive
- Limited protection from federal undertakings
- Eligibility for tax credits for rehab of historic buildings. (most important)
- Meet SHPO go to their conference great source for reference/advice

Process

- Local elected officials and government staff
- Involve property owners
- Determine extent of area affected community defines limits
- Clear reasonable guidelines and stick to them
- Be sure to have community involved or you will upset those in your community.

Positives/Negatives

Positives:

- Control of significant aesthetic elements
- Stabilization or possible positive effect on property values
- Promotes sense of place

Negatives:

- · Potential for resentment
- Legal problems if design review is capricious and arbitrary
- Preservation Nay-sayers... you need to educate them.

Steps:

- Survey everything
- Know your resources
- Select boundaries
- Ownership is NOT a justifiable basis for leaving eligible properties out
- Don't confuse function with significance
- Integrity

The "District" is the single property

Get it together: Aps, Tips and Tricks

(Awaiting handouts from this session)

Presenter: Robyne Beaubieu, Beaubien Consulting

Look up most of these:

- Eisenhower method http://www.fluent-time-management.com/eisenhower-method.html
- Promodora method (25 minute increments) http://pomodorotechnique.com/
- Getting things done David Allen. Sort out immediately. http://gettingthingsdone.com/
- Don't break the chain (Jerry Sinefeld) http://lifehacker.com/5886128/how-seinfelds-productivity-secret-fixed-my-procrastination-problem
 - Figure out goals and set daily minimum

Tips & Tricks

- 1. Determine your most productive time
- 2. Block out time on calendar for specific tasks; don't procrastinate
- 3. Set boundaries/learn to say no
- 4. Negotiate with yourself; what tasks can be flexible
- 5. Schedule catch up time
- 6. Your work environment matters
- 7. Delegate as much as possible to others
- 8. If you can't stop interruptions then go elsewhere when you need time alone... fight for your right to work uninterrupted when you need to
- Always probe deadlines to establish the true situation... people asking you to do things will often say "now" when "later today" would be perfectly acceptable.
- 10. Plan.... It's impossible for anyone to do a good job without the opportunity to plan and prioritize
- 11. What to do with big tasks... how do you eat an elephant? (one piece at a time)
- 12. Remember that it's impossible to get everything done (20% of your thoughts, conservations and activities produce 80% of your results)
- 13. Always look for ways to do things faster and smarter
- 14. Put up a "Do not disturb" or "office closed" sign when you absolutely have to get work done.
- 15. Build solid processes
- 16. Manage time wasters
 - a. Phone: use voice mail, complete actions immediately after call, set aside a time of day to return calls
 - b. Visitors: set office hours inside your operating hours; set appointments
 - c. Meetings: if you are leading a meeting start and end on time; keep to the agenda; don't let people rabbit trail.
 - d. Log in time for everything... including newsletters, social media updates, catch up time... EVERYTHING... the best way to keep from being overwhelmed.
- 17. Streamline social media tasks
 - a. Hootsuite
 - b. Wordpress-facebook-twitter
- 18. Make your last task each day to schedule the next day
- 19. Ask people who get a lot done how they manage their time.
- 20. Implement your plan

Mastering a Social Media Calendar

(Awaiting handouts from this session)

Presenter: Robyne Beaubien, New Mexico Main Street Program/Beaubien Consulting Helps to plan and prepare.

- Check out http://www.slideshare.net/ (Carol Ann-Social Media Marketing)
- Check out https://hootsuite.com/
- Facebook ads are worth the money spent also helps adding more friends too
- Saturday is a primetime for folks to read emails/social media
- Schedule my media into my calendar
- Youtube has a nonprofit program that has special things for 501c3s
- Check out Tech Suite... they offer specials on software for 501c3s
- Google analytics can be hooked up not only to your website but also to your facebook page.
- Think variety when posting content on any social media. Keep it short.
- Know your numbers on sites/databases and log them to keep track of when numbers increase/decrease.
- It's ok to say NO. There is NO WAY that one person can do all the social media postings by themselves. You need help. If you have to cut back on the number of social media formats that you use, then so be it. It's important to keep them fresh and updated on a regular basis.
- Use hashtags... you can track who else has "hashed" your tag this way. You can also see similar postings that use the same tags.

Creating a Culture of Volunteerism

(I have handouts and a list of links from this session)

Presenter: Todd Barman

- Volunteers... do a "Friend Raiser" where volunteers bring a friend to various meetings and events.
- Categorize your volunteers by: interests, level of involvement and tasks
- Check out Signup Genius at http://www.signupgenius.com/
- Important to empower your volunteers.
- Each committee has their own budget line, allow them to use it and take control of what they can and cannot do.
- Send personal emails/notes thanking volunteers... this can be done via Committee Chairs, Board Members and Program Manager/Executive Director.
- Have volunteers update their interests, etc. now that they've been involved for a while. Ask them WHY do they continue to volunteer?

Volunteer development:

- 1. Establish volunteer policies and management
- 2. Recruitment
- 3. Orientation
- 4. Training
- 5. Motivation-recognition
- Organization Committee and/or Program Manager/Executive Director should do volunteer performance evaluations. You should provide feedback so they know what they're doing matters.
- Sometimes you worry "are volunteers worth the stress and drama?"... YES!
- Check out the Red Cross volunteer plan using these two links:
 http://www.redcross.org/images/MEDIA CustomProductCatalog/m16840292 Be a Volunteer
 Guide Alabama Region.pdf also http://www.redcross.org/support/volunteer
- Remember, if you come across that you're desperate for volunteers, then you're setting your bar low and it's harder to get volunteers that way.
- Have a confidential policy in place for ER committees dealing with personal business information.
- Check out Ken Culp, III at this link: http://www2.ca.uky.edu/HES/index.php?p=1103 He has written great articles on volunteerism.
- Should have a budget for volunteer involvement: Recognition, training, refreshments for meetings, notecards/thank you cards, etc.
- Recruitment... should have volunteer descriptions... never refer to what volunteers do as a "job" as when "job" is used, it could mean they are to receive payment for services. Lawsuits have been filed and won over the use of "job" in the descriptions/policies.
- Another great source of volunteer information is at http://www.energizeinc.com/ with Susan J. Ellis.

- Remember, part of the reason most managers/directors get overwhelmed is the fact that you take on too much and should let the responsibilities fall on the volunteers' shoulders. It's OK to let a volunteer fail at something. If you as a manager/director are always stepping in, then that's what the volunteers grow accustomed to... knowing that they can depend on you to finish it up. (You don't want to let them fail at highly important stuff, that's a given, but any tasks that won't make or break the program is OK to let them fail at.) Remember, they have offered to volunteer... so let them do it. Trust me, if they fail at something and see that because of their failure to complete the task the job didn't get done, it will make them step up their game for future tasks. Remember, failure is a learning process... expect it.
- There is a difference between orientation and training. Orientation should involve the director/manager and another volunteer/board member.
- Give the volunteer the WHOLE work plan for the program, not just for the committee that they're volunteering for. They need to know what the other committees are doing.
- Should hold a bi-annual volunteer meeting for training.
- Do some sort of tracking for volunteers... for volunteer of the year/best volunteer, a great incentive would be to take them to a conference.
- Remember to hold tight, effective meetings. An hour max is highly recommended.
- Promote volunteers within... it's recommended that potential board members should volunteer first before being considered for the board.
- Recommended that board members rotate committees every year or so... for cross training and to help reduce burn out on a particular committee.
- Delegate... volunteers need to take ownership of projects/events.
- Check out Steve Siemens at http://www.thepeoplebuilder.com/

Getting Started or Just Need a Jump Start

(I have handouts from this session)

Presenters: Molly Wieber, Main Street Mgr with City of Ostego, & Cindy Czubko, Beckett & Raeder, Inc.

- Check out their video the submitted to become a Main Street Select City at this link: http://otsegomainstreet.org/gallery/
- Develop your story: Give time, give money, tell a friend. Share your story.
- Use the "remember when" scenario for telling your story.
- Presentations whenever you can... schools, service clubs, staff meetings for larger companies (such as GE), etc.
- The latest trend on Facebook is "Throw Back Thursdays"... take advantage of this and post old photos from your district each week.
- Getting residents more involved:
 - Use students to help board members visit residents in the district and put door hangars on each door that includes resident/business testimonials and a brochure promoting your program.
 - Hold mixers/house parties and invite neighbors. Get them to sign pledge letters. Pledge to donate &/or volunteer.
- Connect with church secretaries in your district. Find out the parameters for their bulletins, information boards, etc.
- Create a buzz; inspire community pride. Create a "love" campaign like Otsego and Muskegon did. http://www.lovemuskegon.com/
- When posting on social media, like facebook, post questions like: "What do you love about MSG?"; "What type of businesses do you want to see downtown?" Encourage them to like and share all of your posts.
- Invite media members for a tour of your district. (Much like a fam tour)
- Check out the Wayne Ripple effect: http://waynepride.wordpress.com/home/
- Invest in consistent "open" flag signs.

May 13, 2014

To: Board of Directors, Main Street Gardnerville

From: Carol Sandmeier

At the end of June, I will finish two 3-year terms on the Main Street Gardnerville Board. After careful consideration, I have decided that I will not seek another term.

A major reason is that I believe term limits serve a purpose and that it is healthy to allow space for new thinking and creative ideas. Although MSG does not have term limits, I think it is a good idea to step aside and allow change to occur.

On a personal level, it has taken an inordinate amount of time to chair two very active committees. Our family situation is changing in the year ahead and I need to eliminate some meetings and agendas to clear time for family.

I do wish to continue leadership of the Heritage Park Gardens project and as leader of that committee I will continue to be a part of the Design Committee but will not be the Chair.

I believe in all that MSG does in and for our community. It has been my privilege to be a part of it since its inception and I will continue to be a major cheerleader as the future unfolds. All the best to each of you as you continue your work in support of our Main Street District.

1. WHAT?

Cash Mobs are flash sales • BOOST sales for a business • SUPPORTS locals • a FUN way to get out & become INVOLVED!

2.WHERE?

Classical Glass & Gifts 1453 Hwy 395 N Gardnerville, NV 89410

QUESTIONS?

MainStreetGardnerville.org info@MainStreetGardnerville.org 775.782.8027





3. WHEN?

Saturday, June 7th 10 am—4:30 pm

4. HOW?

Come out & commit to spend \$10-\$20 and support this locally owned business.

Classical Glass & Gifts offers a variety of products... everything from jewelry, home décor, cards, children's items and of course, beautiful and unique glass items.

5-15



Walk the Main Street Wine Walks District and see what you've been missing!

> Money raised will help fund the revitalization efforts in the Main Street District

THEMES ARE BACK!

May 15th **Nevada Hat Day**

June 19th

Hawaiian ~ Aloha

July 17th

Christmas In July

August 21st

Pick Your Decade

September 18th

Happy Birthday Nevada!

Cost: \$5 for a Commemorative Forever Wine Glass then just \$10 to register at each wine walk.

> This wine glass with light blue logo can be used at ALL future wine walks

Two Registration Booths located at Town of Gardnerville Offices, 1407 Main Street Stratton Center North near Big Daddy's Bike Shop, 1546 Hwy 395

Registration Booths open 4:30-7:00 pm on each day of event. Wine walk ends at 7:30 pm.

All registered wine walkers will be entered into seasonal drawings to win a \$250 Gift Certificate and

VIP passes to future wine walks.



MainStreetGardnerville.org 775,782,8027



ID Cards will be checked so please bring one with you. Please drink responsibly.



Family Fun Event

Registration—Fun Run/Walk \$15 in advance, \$20 day of event Family rates available

July 4, 2014 Heritage Park

7 am—12 pm

Run starts at 8 am
Walk starts at 8:15 am









No Registration fee for Veterans & Active Military

Deck yourself out in a patriotic costume
and show off your American spirit!

Carson Valley Lions Club will be hosting a

"Pancake Breakfast" - \$6







"Yankee Doodle Chalk Artfest"
hosted by the
Carson Valley Arts Council

& East Fork Gallery Registration fee \$10









For more information: 775.782.8027, www.Gardnerville-NV.gov or www.MainStreetGardnerville.org



Gardnerville Adopt-a-Pot Program

It's that time of year again. The Main Street Gardnerville Flower Committee is promoting the Adopt-A-Pot Program. The pots are \$40 and available for adoption by the Main Street merchants and residents who would like to adopt one for their favorite merchant as a thank you.





Your support and continuous efforts to beautify the Main Street District is appreciated by both the local schools' Horticultural Programs and volunteers on the Flower Committee.

For more information, or to donate or volunteer, please contact us....

Program Manager: Paula Lochridge

Flower Committee Chair: Linda Dibble

Address: 1407 Main Street (Hwy 395), Gardnerville, NV 89410

Email: Info@MainStreetGardnerville.org
Website: www.MainStreetGardnerville.org

Phone: 775.782.8027 • **Fax:** 775.782.7135

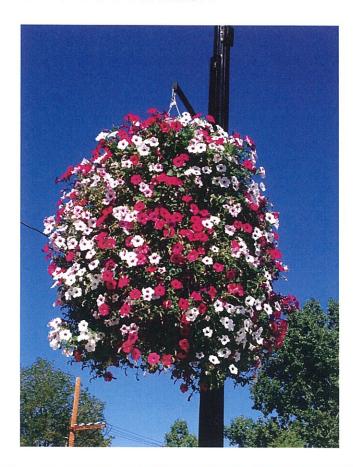
Main Street Gardnerville is a 501c6 nonprofit corporation & an equal opportunity provider and employer.



Let's Make Gardnerville Bloom

Sponsor a "Basket of Flowers" and keep the Main Street Gardnerville District in bloom all summer!

Sponsoring a
"Basket of Flowers"
supports the
beautification efforts
for downtown
Gardnerville and the
Horticultural
Programs at China
Spring Facility,
Douglas High School,
and Smith Valley
School.





The donation cost is \$85 per basket.

Please contact:

Main Street Gardnerville 1407 Main Street, Hwy 395 Gardnerville, NV 89410

Phone: **775.782.8027**

Email: info@mainstreetgardnerville.org
Website: MainStreetGardnerville.org



You're invited to our once a month morning coffee meetings.

The purpose of these casual meetings is to get together with members of our community and talk about upcoming events, projects or just things in general that might have an impact on our downtown district.

It is also a great way to meet and share ideas with your neighbors.

These meetings are held the first
Tuesday of each month, 8:30-9:30am
at Sharkey's Casino.
Coffee provided. Gratuity appreciated.

For more information, and to RSVP, please call 782.8027.

Gardnerville Town Board AGENDA ACTION SHEET



1. For Possible Action: Discussion to approve, approve with modifications or deny a request by Main Street Gardnerville to create a Gardnerville Community Enrichment Council as a 501c3 organization. If approved, Article II-c of the Council's bylaws will state that it is to work "in partnership with the Town of Gardnerville"; with public comment prior to Board action. 2. Recommended Motion: Approve the request by Main Street Gardnerville to create a Gardnerville Community Enrichment Council as a 501c3 organization. Funds Available:
Yes ☑ N/A 3. Department: Administration Prepared by: Paula Lochridge 4. Meeting Date: June 3, 2014 Time Requested: 15 minutes 5. Agenda: Consent Administrative 6. Background Information: Dorette Caldana will be present to provide more information. The 501c3 application is required to create the Gardnerville Community Enrichment Council (GCEC), which is a goal of the Main Street Gardnerville (MSG) Organization Committee. Once the application is submitted, the GCEC will be its own entity. The benefit of creating the 501c3 would enable both MSG and the Town of Gardnerville funding opportunities where a 501c3 is required applying for qualified projects that fall under the guidelines of the GCEC 501c3. Copies of the Bylaws, Conflict of Interest and Parties Involved in the process are included in your packet. 7. Other Agency Review of Action: Douglas County N/A 8. Board Action: ☐ Approved Approved with Modifications Denied Continued

The following were involved in the 501c3 process:

- 1. Dorette Caldana, President of Board, Chair of Org Committee responsible for implementation of goal from annual action plan to implement 501c3
- 2. Carol Sandmeier, VP of Board
- 3. Margaret Pross, Board Member and Member of County Planning Commission
- 4. Jim Woods, MSG Volunteer
- 5. Yu Shimizu, MSG Volunteer
- 6. Kathleen Tomascak, Grant Writer and Employed by TRPA
- 7. Joanna Lilly, Financial Coordinator for Western Nevada College and currently employed in Accounting with TRPA
- 8. Paula Lochridge
- 9. Katherine Chase, Accountant who reviewed the 501c3
- 10.Scott Lichtig, Attorney

GARDNERVILLE COMMUNITY ENRICHMENT COUNCIL CONFLICT OF INTEREST POLICY

ARTICLE I. Purpose

The purpose of the conflict of interest policy is to protect the interest of the Gardnerville Community Enrichment Council, hereafter referred to as the "Organization", when it is contemplating entering into a transaction or arrangement that might benefit the private interest of an officer or director of the Organization or might result in a possible excess benefit transaction. This policy is intended to supplement but not replace any applicable state and federal laws governing conflict of interest applicable to nonprofit and charitable organizations.

Article II. Definitions

Interested Person

Any director, principal officer, or member of a committee with governing board delegated powers, who has a direct or indirect financial interest, as defined below, is an interested person.

2. Financial Interest

A person has a financial interest if the person has, directly or indirectly, through business, investment, or family:

- a. An ownership or investment interest in any entity with which the Organization has a transaction or arrangement,
- A compensation arrangement with the Organization or with any entity or individual with which the Organization has a transaction or arrangement, or
- c. A potential ownership or investment interest in, or compensation arrangement with, any entity or individual with which the Organization is negotiating a transaction or arrangement.

Compensation includes direct and indirect remuneration as well as gifts or favors that are not insubstantial.

A financial interest is not necessarily a conflict of interest. Under Article III, Section 2, a person who has a financial interest may have a conflict of interest only if the appropriate governing board or committee decides that a conflict of interest exists.

Article III. Procedures

1. Duty to Disclose

In connection with any actual or possible conflict of interest, an interested person must disclose the existence of the financial interest and be given the opportunity to disclose all material facts to the directors and members of committees with governing board delegated powers considering the proposed transaction or arrangement.

2. Determining Whether a Conflict of Interest Exists After disclosure of the financial interest and all material facts, and after any discussion with the interested person, he/she shall leave the governing board or committee meeting while the determination of a conflict of interest is discussed and voted upon. The remaining board or committee members shall decide if a conflict of interest exists.

3. Procedures for Addressing the Conflict of Interest

- a. An interested person may make a presentation at the governing board or committee meeting, but after the presentation, he/she shall leave the meeting during the discussion of, and the vote on, the transaction or arrangement involving the possible conflict of interest.
- b. The chairperson of the governing board or committee shall, if appropriate, appoint a disinterested person or committee to investigate alternatives to the proposed transaction or arrangement.
- c. After exercising due diligence, the governing board or committee shall determine whether the Organization can obtain with reasonable efforts a more advantageous transaction or arrangement from a person or entity that would not give rise to a conflict of interest.
- d. If a more advantageous transaction or arrangement is not reasonably possible under circumstances not producing a conflict of interest, the governing board or committee shall determine by a majority vote of the disinterested directors whether the transaction or arrangement is in the Organization's best interest, for its own benefit, and whether it is fair and reasonable. In conformity with the above determination it shall make its decision as to whether to enter into the transaction or arrangement.

4. Violations of the Conflicts of Interest Policy

a. If the governing board or committee has reasonable cause to believe a member has failed to disclose actual or possible conflicts of interest, it shall inform the

- member of the basis for such belief and afford the member an opportunity to explain the alleged failure to disclose.
- b. If, after hearing the member's response and after making further investigation as warranted by the circumstances, the governing board or committee determines the member has failed to disclose an actual or possible conflict of interest, it shall take appropriate disciplinary and corrective action.

Article IV. Records of Proceedings

The minutes of the governing board and all committees with board delegated powers shall contain:

- The names of the persons who disclosed or otherwise were found to have a financial
 interest in connection with an actual or possible conflict of interest, the nature of the
 financial interest, any action taken to determine whether a conflict of interest was
 present, and the governing board's or committee's decision as to whether a conflict of
 interest in fact existed.
- 2. The names of the persons who were present for discussions and votes relating to the transaction or arrangement, the content of the discussion, including any alternatives to the proposed transaction or arrangement, and a record of any votes taken in connection with the proceedings.

Article V. Compensation

- 1. A voting member of the governing board who receives compensation, directly or indirectly, from the Organization for services is precluded from voting on matters pertaining to that member's compensation.
- 2. A voting member of any committee whose jurisdiction includes compensation matters and who receives compensation, directly or indirectly, from the Organization for services is precluded from voting on matters pertaining to that member's compensation.
- 3. No voting member of the governing board or any committee whose jurisdiction includes compensation matters and who receives compensation, directly or indirectly, from the Organization, either individually or collectively, is prohibited from providing information to any committee regarding compensation.

Article VI. Annual Statements

Each director, principal officer and member of a committee with governing board delegated powers shall annually sign a statement which affirms such person:

- a. Has received a copy of the conflicts of interest policy,
- b. Has read and understands the policy,
- c. Has agreed to comply with the policy, and
- d. Understands the Organization is charitable and in order to maintain its federal tax exemption it must engage primarily in activities which accomplish one or more of its tax-exempt purposes.

Article VII. Periodic Reviews

To ensure the Organization operates in a manner consistent with charitable purposes and does not engage in activities that could jeopardize its tax-exempt status, periodic reviews shall be conducted. The periodic reviews shall, at a minimum, include the following subjects:

- 1. Whether compensation arrangements and benefits are reasonable, based on competent survey information, and the result of arm's length bargaining.
- Whether partnerships, joint ventures, and arrangements with management organizations conform to the Organization's written policies, are properly recorded, reflect reasonable investment or payments for goods and services, further charitable purposes and do not result in inurement, impermissible private benefit or in an excess benefit transaction.

Article VIII. Use of Outside Experts

When conducting the periodic reviews as provided for in Article VII, the Organization may, but need not, use outside advisors. If outside experts are used, their use shall not relieve the governing board of its responsibility for ensuring periodic reviews are conducted.

Adopted	 	
Signature, Title		

GARDNERVILLE COMMUNITY ENRICHMENT COUNCIL BYLAWS

ARTICLE I. Name and Location

The corporation shall be known as Gardnerville Community Enrichment Council, hereafter referred to as the "Organization". The Organization is a Nevada corporation and the governing body, known as the Board of Directors, may change the location of the principal office from one location to another at any time.

ARTICLE II. Purpose and Function

The Organization is a non-profit Nevada Corporation organized under NRS Chapter 82, exclusively for educational and charitable purposes, more specifically for promoting the enrichment and beautification of the Gardnerville community. In order to accomplish these purposes, the Organization has the following objectives in conjunction with the Town of Gardnerville:

- a. To promote the revitalization of Gardnerville's historic corridors by enhancing the streetscape with building improvements, preservation projects, and other programs that beautify and improve the community.
- b. To provide and support cultural community enrichment events to benefit and support Gardnerville such as public art exhibits, festivals, and other related activities.
- c. To develop and maintain Heritage Park Gardens, and other projects that provide public gardening spaces, demonstration gardens, food production for the local food banks, a Children's Garden, and public events to promote awareness of principles of sustainable living and environmental stewardship in partnership with the Town of Gardnerville.
- d. To manage and fund local community rejuvenation efforts for public benefit through varied funding sources.

ARTICLE III. Board of Directors

Section 1. Number and Qualifications

The Organization shall have no more than seven (7) but never less than one (1) Director(s) and collectively they shall be known as the Board of Directors. The number of Directors may fluctuate based on the need and size of the organization as determined by a majority vote of the Board. The President shall act as the Chairperson of the Board if one is not selected. All members of the Board of Directors must be at least eighteen (18) years of age.

Section 2. Powers

Subject to the provisions of the laws of this state and any limitations in the Articles of Incorporation and the Bylaws of this Organization, the activities and affairs of this Organization shall be conducted and all corporate powers shall be exercised by or under the direction of the Board of Directors.

Section 3. Duties

It shall be the duty of the Directors to:

- a. Perform any and all duties imposed on them collectively or individually by law, by the Articles of Incorporation, or by these Bylaws;
- b. Maintain the focus and purpose of the organization and provide direction and support to the operational aspects of the organization;
- c. Establish and measure systems for the continual evaluation of projects and activities of the organization;
- d. Actively engage in the work of the organization;
- e. Appoint and remove, employ and discharge, and, except as otherwise provided in these Bylaws, prescribe the duties and fix the compensation, if any, of all Officers, agents, and employees of the Organization;
- f. Supervise all Officers, agents, and employees of the Organization to assure that their duties are performed properly;
- g. Ensure effective fiscal management of the organization; raise funds as necessary; review and approve an annual budget and regular financial reporting with direction from the treasurer and in consultation with a qualified CPA;
- h. Meet at such times and places as required by these Bylaws;
- Register their addresses with the secretary of the Organization. The secretary of the
 organization shall be responsible for accurate and complete minutes of each meeting to
 be approved by the board at the following meeting as well as all necessary
 correspondence;
- j. Confirm that he/she has read these Bylaws prior to his/her election;
- k. Fully disclose his/her conflict of interest to the entire Board and remain in compliance with the Organization's Conflict of Interest Policy;
- I. Promote and enhance the public image of the Organization.

Section 4. Election and Term of Office

Each Director shall hold office for a period of three (3) years and until his or her successor is elected and qualifies. The expiration of each Director's term will be staggered to promote the continuity of the organization. The initial Board of Directors shall be elected as follows:

- a. Two (2) Directors shall be appointed for a one (1) year term expiring on the next Fiscal Year End of the Organization.
- b. Two (2) Directors shall be appointed for a two (2) year term expiring on the Fiscal Year End following the Organization's next Fiscal Year End.
- c. Three (3) Directors shall be appointed for a three (3) year term expiring on the Fiscal Year End following the Organization's next two (2) Fiscal Year Ends.
- d. If only one Director makes up the original Board, the term shall be a three (3) year term expiring on the Organization's third Fiscal Year End from taking office.
- e. After all terms of the initial Directors have expired, the terms of all Directors shall expire three (3) years from the expiration date of his/her predecessor.

The Board will annually nominate and elect Directors whose term is expiring, in addition to the transaction of such other business as may come before the Board.

Each Director shall cast one vote per candidate, and may vote for as many candidates as there are open offices. The candidates receiving the highest number of votes shall be elected to serve.

Section 5. Compensation

Directors shall serve without compensation. However, they shall be allowed reasonable reimbursement of expenses incurred in the performance of their duties when such services have been authorized or directed by the Board. Any payments to Directors shall be approved in advance in accordance with this Organization's Conflict of Interest Policy.

Section 6. Regular and Annual Meetings

Regular meetings shall be held at such frequency, time, and place as the Board determines. Monthly meetings will be standard unless otherwise determined by the Board. An annual meeting must be held once during the year. Any one of the regular meetings may be designated as the annual meeting.

Section 7. Special Meetings

Special meetings of the Board of Directors may be called by the President, Vice President, or by majority vote of the Board of Directors, or, if different, by the persons specifically authorized under the laws of this state to call special meetings of the Board. Such meetings shall be held at a location determined by the Board. At least one week prior notice shall be given to the Board for a special meeting.

Section 8. Quorum for Meetings

In order to conduct business, a quorum of the Board membership must be present. Fifty-one percent (51%) of the members of the Board of Directors shall constitute a quorum at any regular or special meeting of the Board.

Except as otherwise provided under the Articles of Incorporation, these Bylaws, or provisions of law, no business shall be considered by the Board at any meeting at which the required quorum is not present, and the only motion which the chair shall entertain at such meeting is a motion to adjourn.

Section 9. Proxy

A Board Member may give a written proxy to another Board Member if they are unable to attend a meeting.

Section 10. Conduct of Meetings

Meetings of the Board of Directors shall be presided over by the chairperson of the Board, or, if no such person has been so designated, or in his or her absence, the President of the Organization, or in his or her absence, by the Vice President of the Organization, or in the absence of each of these persons, by a chairperson chosen by a majority of the Directors present at the meeting. The Secretary of the Organization shall act as Secretary of all meetings of the Board, provided that, in his or her absence, the presiding officer shall appoint another person to act as Secretary of the meeting.

Section 11. Rules of Parliamentary Practice

The rules of parliamentary practice contained in Robert's Rules of Order, as most recently published, shall govern the conduct of business for all meetings.

Section 12. Vacancies

Vacancies on the Board of Directors shall exist 1) on the death, resignation, or removal of any Director, and 2) whenever the number of authorized Directors is increased.

Any Director may resign effective upon giving written notice to the chairperson of the Board, the President, the Secretary, or the Board of Directors, unless the notice specifies a later time for the effectiveness of such resignation. No Director may resign if the Organization would then be left without a duly elected Director or Directors in charge of its affairs, except upon notice to the office of the Attorney General or other appropriate agency of this state.

Directors may be removed from office, with or without cause, as permitted by and in accordance with the laws of this state.

Unless otherwise prohibited by the Articles of Incorporation, these Bylaws, or provisions of law, vacancies on the Board may be filled by approval of the Board of Directors. If the number of Directors then in office is less than a quorum, a vacancy on the Board may be filled by approval of a majority of the Directors then in office or by a sole remaining Director. A person elected to fill a vacancy on the Board shall hold office until the next election of the Board of Directors or until his or her death, resignation, or removal from office.

Section 13. Non-liability of Directors

The Directors shall not be personally liable for the debts, liabilities, or other obligations of the Organization.

Section 14. Indemnification by Corporation of Directors and Officers

The Directors and Officers of the Organization shall be indemnified by the Organization to the fullest extent permissible under the laws of this state.

Section 15. Insurance for Corporate Agents

Except as may be otherwise provided under provisions of law, the Board of Directors may adopt a resolution authorizing the purchase and maintenance of insurance on behalf of any agent of the Organization (including a Director, Officer, employee, or other agent of the Organization) against liabilities asserted against or incurred by the agent in such capacity or arising out of the agent's status as such, whether or not the Organization would have the power to indemnify the agent against such liability under the Articles of Incorporation, these Bylaws, or provisions of law.

ARTICLE IV. Officers

Section 1. Designation and Qualification of Officers

The Officers of the Organization shall be a President, a Vice President, a Treasurer, and Secretary. Any person over the age of eighteen (18) may serve as Officer of this Organization.

Section 2. Election and Term of Office

Officers shall be elected by the Board of Directors at the Annual Meeting or as vacancies occur. Each Officer shall hold office for a three (3) year term, until he or she resigns or is removed or is otherwise disqualified to serve, or until his or her successor shall be elected and qualified, whichever occurs first. The expiration of each Officer's term will be staggered to promote the continuity of the organization. The initial Officers shall be elected as follows:

- a. The President and Vice President shall begin with a one (1) year term expiring on the Organization's next Fiscal Year End.
- b. The Secretary shall begin with a two (2) year term expiring on the Fiscal Year End following the Organization's next Fiscal Year End.
- c. The Treasurer shall begin with a three (3) year term expiring on the Fiscal Year End following the Organization's next two (2) Fiscal Year Ends.
- d. After the first terms of the initial Officers have expired, the terms of all Officers shall expire three (3) years from the expiration date of his/her predecessor.

Section 3. Removal and Resignation

Any Officer may be removed, either with or without cause, by the Board of Directors, at any time. Any Officer may resign at any time by giving written notice to the Board of Directors or to the President or Secretary of the Organization. Any such resignation shall take effect at the date of receipt of such notice or at any later date specified therein, and, unless otherwise specified therein, the acceptance of such resignation shall not be necessary to make it effective. The above provisions of this section shall be superseded by any conflicting terms of a contract

Gardnerville Community Enrichment Council Bylaws

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which has been approved or ratified by the Board of Directors relating to the employment of any Officer of the Organization.

Section 4. Vacancies

Any vacancy caused by the death, resignation, removal, disqualification, or otherwise, of any Officer shall be filled by the Board of Directors. In the event of a vacancy in any office other than that of President, such vacancy may be filled temporarily by appointment by the President until such time as the Board shall fill the vacancy. Vacancies occurring in offices of Officers appointed at the discretion of the Board may or may not be filled as the Board shall determine.

Section 5. Duties of President

The President shall be the chief executive officer of the Organization and shall, subject to the control of the Board of Directors, supervise and control the affairs of the Organization and the activities of the Officers. He or she shall perform all duties incident to his or her office and such other duties as may be required by law, by the Articles of Incorporation, or by these Bylaws, or which may be prescribed from time to time by the Board of Directors. Unless another person is specifically appointed as chairperson of the Board of Directors, the President shall preside at all meetings of the Board of Directors. The President will not vote on matters coming before the Board of Directors, except to break a tie vote of the other members. Except as otherwise expressly provided by law, by the Articles of Incorporation, or by these Bylaws, he or she shall, in the name of the Organization, execute such deeds, mortgages, bonds, contracts, checks, or other instruments which may from time to time be authorized by the Board of Directors.

Section 6. Duties of Vice President

In the absence of the President, or in the event of his or her inability or refusal to act, the Vice President shall perform all the duties of the President, and when so acting shall have all the powers of, and be subject to all the restrictions on, the President. The Vice President shall have other powers and perform such other duties as may be prescribed by law, by the Articles of Incorporation, or by these Bylaws, or as may be prescribed by the Board of Directors.

Section 7. Duties of Treasurer

- a. Have charge and custody of, and be responsible for, all funds and securities of the Organization, and deposit all such funds in the name of the Organization in such banks, trust companies, or other depositories as shall be selected by the Board of Directors.
- b. Keep and maintain adequate and correct accounts including backup documentation for all transactions of the Organization's properties and business transactions, including accounts of its assets, liabilities, receipts, disbursements, gains, and losses. Accounting procedures shall follow generally accepted accounting principles.
- c. Assist the President in developing an annual budget to be approved by the Board including plans for the fiscal support of the programs of the Organization. The Treasurer shall further report regularly on the status of the budget. Any change to the budget must be approved by the Board of Directors. The Fiscal Year shall be on a calendar year.

- d. Assist the Board in ensuring that all assets are permanently dedicated to exempt purposes.
- e. Keep books and records detailing all activities both financial source of support like contributions, grants, sponsorships, and other sources of revenues. All forms of support will be tracked throughout the year in preparation of annual reports.
- f. Prepare, submit, and keep on file for the required time period all required financial reports required by law such as applicable 990 Form(s) and schedules, applicable tax forms and estimated tax payments.
- g. At all reasonable times satisfy requests for the books of account and financial records to any Director of the Organization, or anyone else in accordance with these Bylaws or as required by law.
- h. Render to the President and Directors, whenever requested, an account of any or all of his or her transactions as Treasurer and of the financial condition of the Organization.
- i. Prepare and certify the financial statements to be included in any required reports.
- j. In general, perform all duties incident to the office of Treasurer and such other duties as may be required by law, by the Articles of Incorporation of the Organization, or by these Bylaws, or which may be assigned to him or her from time to time by the Board of Directors.

Section 8. Duties of Secretary

- a. Certify and keep at the principal office of the Organization or at such other place as the Board may determine:
 - a master file of all records of the Organization with applicable originals and copies including, but not limited to the Organization's Articles of Incorporation and Bylaws as amended to date, forms submitted for incorporation;
 - ii. a book of minutes of all meetings and attendance of the Directors and Committees recording therein the time and place of holding, whether regular or special, how called, how notice thereof was given, the names of those present or represented at the meeting, and the proceedings thereof.
- b. See that all meeting notices are duly given in accordance with the provisions of these Bylaws or as required by law.
- c. Satisfy request for documents of the Organization in accordance with the provisions of these Bylaws or as required by law.
- d. Sign as necessary with the President or Vice President in the name and on behalf of the organization any contracts or agreements authorized by the Board.
- e. Provide or delegate duties of photo documentation of activities done by the organization.

f. In general, perform all duties incident to the office of Secretary and such other duties as may be required by law, by the Articles of Incorporation, or by these Bylaws, or which may be assigned to him or her from time to time by the Board of Directors.

Section 9. Compensation

Officers shall serve without compensation. However, the organization may reimburse any Officer for reasonable expenses incurred in connection with services to the Board when such service has been authorized or directed by the Board. Nothing herein contained shall be construed to preclude any Officer or Director from serving the Organization in any other capacity and receiving compensation therefore.

ARTICLE V. Committees

Section 1. Standing Committees

The Board of Directors may appoint ad hoc or standing committees as needed for administration of the Organization. These committees may consist of persons who are not also members of the Board and shall act in an advisory capacity to the Board.

Section 2. Executive Committee

Policies of the Board of Directors are carried out by the Executive Committee, made up of the President, Vice President, Treasurer, and Secretary. The Committee shall oversee all administrative functions and governing policies, such as human resources, finance, information systems, facilities and investments and shall act as necessary between regularly scheduled meetings of the Board of Directors. They shall have the authority to develop and review the management of the Organization including any internal personnel issues. Its actions shall be subject to approval by the Board of Directors.

Section 3. Meetings and Action of Committees

Meetings and action of committees shall be governed by, noticed, held, and taken in accordance with the provisions of these Bylaws concerning meetings of the Board of Directors, with such changes in the context of such bylaw provisions as are necessary to substitute the committee and its members for the Board of Directors and its members, except that the time for regular and special meetings of committees may be fixed by resolution of the Board of Directors or by the committee. The Board of Directors may also adopt rules and regulations pertaining to the conduct of meetings of committees to the extent that such rules and regulations are not inconsistent with the provisions of these Bylaws.

ARTICLE VI. Execution of Instruments, Deposits, and Funds

Section 1. Execution of Instruments

The Board of Directors, except as otherwise provided in these Bylaws, may by resolution authorize any Officer or agent of the Organization to enter into any contract or execute and

deliver any instrument in the name of and on behalf of the Organization, and such authority may be general or confined to specific instances. Unless so authorized, no Officer, agent, or employee shall have any power or authority to bind the Organization by any contract or engagement or to pledge its credit or to render it liable monetarily for any purpose or in any amount.

Section 2. Checks and Notes

Except as otherwise specifically determined by resolution of the Board of Directors, or as otherwise required by law, checks, drafts, promissory notes, orders for the payment of money, and other evidence of indebtedness of the Organization shall be signed by the Treasurer for amounts of \$500.00 or less. The President of the Organization or a Director's signature will also be required for checks over \$500.00.

Section 3. Deposits

All funds of the Organization shall be deposited in a timely manner (no more than 14 days after the date of receipt) to the credit of the Organization in such banks, trust companies, or other depositories as the Board of Directors may select.

ARTICLE VII. Corporate Records and Reports

Section 1. Directors' Inspection Rights

Every Director shall have the absolute right at any reasonable time to inspect and copy all books, records, and documents of every kind and to inspect the physical properties of the Organization, and shall have such other rights to inspect the books, records, and properties of this Organization as may be required under the Articles of Incorporation, other provisions of these Bylaws, and provisions of law.

Section 2. Right to Copy and Make Extracts

Any inspection under the provisions of this article may be made in person or by agent or attorney and the right to inspection shall include the right to copy and make extracts.

Section 3. Periodic Report

The Board shall cause any annual or periodic report required under law to be prepared and delivered to an office of this state or to the members, if any, of this Organization, to be so prepared and delivered within the time limits set by law.

Section 4. Financial Audit

Annual audits of the Organization's financial transactions shall be conducted at the direction of the Board and in coordination with the Treasurer.

ARTICLE VIII. IRC 501(c)(3) Tax Exemption Provisions

Section 1. Limitations on Activities

No substantial part of the activities of this Organization shall be the carrying on of propaganda, or otherwise attempting to influence legislation, and this Organization shall not participate in, or intervene in (including the publishing or distribution of statements), any political campaign on behalf of, or in opposition to, any candidate for public office.

Notwithstanding any other provisions of these Bylaws, this Organization shall not carry on any activities not permitted to be carried on 1) by a corporation exempt from federal income tax under Section 501(c)(3) of the Internal Revenue Code, or 2) by a corporation, contributions to which are deductible under Section 170(c)(2) of the Internal Revenue Code.

Section 2. Prohibition Against Private Inurement

No part of the net earnings of this Organization shall inure to the benefit of, or be distributable to, its members, Directors or trustees, Officers, or other private persons, except that the Organization shall be authorized and empowered to pay reasonable compensation for services rendered and to make payments and distributions in furtherance of the purposes of this Organization.

Section 3. Distribution of Assets

Upon the dissolution of this Organization, its assets remaining after payment, or provision for payment, of all debts and liabilities of this Organization, shall be distributed for one or more exempt purposes within the meaning of Section 501(c)(3) of the Internal Revenue Code or shall be distributed to the federal government, or to a state or local government, for a public purpose. Such distribution shall be made in accordance with all applicable provisions of the laws of this state.

ARTICLE IX. Amendment of Bylaws

These Bylaws may be altered, amended, or repealed by a two-thirds majority of the Board of Directors.

ARTICLE X. Construction and Terms

If there is any conflict between the provisions of these Bylaws and the Articles of Incorporation of this Organization, the provisions of the Articles of Incorporation shall govern.

Should any of the provisions or portions of these Bylaws be held unenforceable or invalid for any reason, the remaining provisions and portions of these Bylaws shall be unaffected by such holding.

All references in these Bylaws to the Articles of Incorporation shall be to the Articles of Incorporation, Articles of Organization, Certificate of Incorporation, Organizational Charter,

Corporate Charter, or other founding document of this Organization filed with an office of this state and used to establish the legal existence of this Organization.

All references in these Bylaws to a section or sections of the Internal Revenue Code shall be to such sections of the Internal Revenue Code of 1986 as amended from time to time, or to corresponding provisions of any future federal tax code.

ADOPTION OF BYLAWS

We, the undersigned, are all of the initial Directors or incorporators of this Organization, and we consent to, and hereby do, adopt the foregoing Bylaws as the Bylaws of this Organization.					
Dated:					
Printed Name:					
Printed Name:					
Printed Name:					
Printed Name:					

Gardnerville Town Board AGENDA ACTION SHEET



- 1. **For Possible Action:** Discussion and possible action to direct staff to provide information to Douglas County in relation to the Town of Gardnerville recommending allowance or prohibition of medical marijuana establishments (MME) within the Town of Gardnerville, presentation by Cynthia Gregory, Deputy District Attorney and Hope Sullivan, Douglas County Planning Manager, with public comment prior to board action.
- 2. **Recommended Motion:** no recommended motion. Deliberate the issues identified in the county staff report, specifically the four (4) questions proposed in the discussion points on page two of the county staff report.

Funds Available: Yes N/A

3. Department: Administration

Prepared by: Tom Dallaire

4. Meeting Date: June 3, 2014 Time Requested: 45 minutes

5. Agenda:

☐ Consent
☐ Administrative

Background Information: See the attached county staff report, Presentation materials being presented at the meeting, the map of the restricted areas per the state law, and federal guidance documents.

The federal government does not recognize marijuana as a legal substance; therefore it is illegal for the use and possession of the drug.

Per town counsel, it is a violation of the Controlled Substances Act, passed by Congress, which finds that marijuana is a Schedule I controlled substance, and Congress determined that marijuana is a dangerous drug, the possession, distribution and sale of which is a serious crime under any circumstances. Further, counsel advises that as a Schedule I drug it has a high potential for abuse and no currently accepted medical use in treatment in the U.S. according to the Office of National Drug Control Policy. The town board may determine as its concern regarding allowing or prohibiting medical marijuana establishments that until the inconsistencies between federal and state laws are resolved, the Town of Gardnerville does not wish to condone, by supporting medical marijuana establishments within the town, a violation of the Controlled Substances Act. The United States Supreme Court has held that the federal Controlled Substances Act prohibits local cultivation and use of marijuana under all circumstances. *Gonzales v. Raich*, 125 S. Ct. 2195 (2005)

Town staff has attached additional guidance from the Federal Government on the Enforcement of Marijuana and its use.

	Genoa "it's not a go	view of Action: Douglas County od fit for our town"	□N/A
/.	Board Action:		
	Approved Denied	Approved with ModificationsContinued	

Town of Gardnerville June 3, 2014

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Medical Marijuana Establishments

SB 374: Key Elements



- * Effective April 1, 2014
- Increased Amount of Medical Marijuana
- * Medical Marijuana Establishments (MMEs)
- Cultivation Facilities
- Independent Testing Labs
- Production Facilities for Edible or Infused Products
- Medical Marijuana Dispensaries

SB 374: Key Elements



- ❖ New <u>use</u> within State of Nevada
- Previously "self-grow" state
- Regulated by Division of Public and Behavioral Health
- Application Process, Security, Safety, Labeling & Packaging, Inventory, Agent Cards, Delivery, Advertising
- Issues Registration Certificates
- Enforcement Authority
- Receives fees and 25% of excise taxes

Douglas County Current Status of MMEs



- 1) County Ordinance temporarily prohibits MMEs
- Imposes a 180 day initial moratorium on MMEs
- ❖ Sept. 16, 2014
- * Staff will report back on the final regulations, provide updates and seek further direction
- Allows the Board to extend moratorium for another 180 days → March 15, 2015 3)
- Terminate the moratorium following adoption of prohibition or zoning control ordinance

Town Input/Recommendation Discussion Points

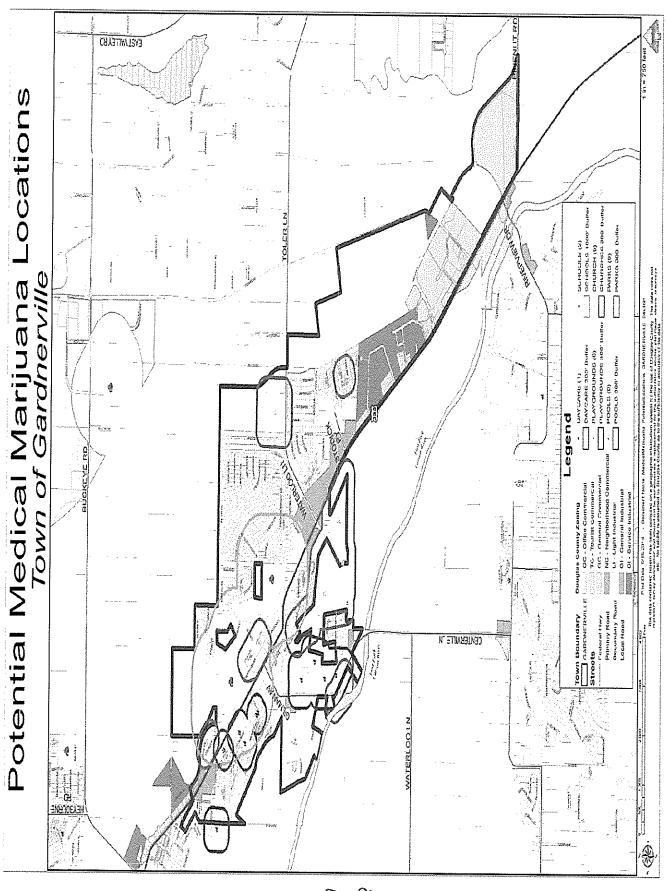
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- régulations would the Town recommend be imposed? ca 4) If MMEs were allowed, what type of zoning

Douglas County



- ❖ NRS 453A.324: Allowed only 1 Dispensary
- ❖ NRS: delegated authority to Division to set number of labs, cultivation, production facilities
- * NRS 453A. 350(1): MMEs can only be located within Industrial or Commercial Zone or Overlay
- ❖ NRS 453A.322: MMEs cannot be located within:
- 1,000 ft. of existing schools at time of application
- * 300 ft. of existing community facilities at time of application



Options



- Can County opt out?
- * YES--ability to restrict includes ability to prohibit as long as can comply with both County regulations and Nevada Constitution
- Registered Card Patients can still use Medical Marijuana within Douglas County
- Marijuana still an illegal substance per Federal Government

Options

8

- Can County adopt zoning restrictions?
- ❖ YES—zoning controls
- ❖ SUP
- Limit location near residential zoning
- Increase area for schools/community facilities
- Allow some MMEs, but not all (labs & cultivation)
- 25 mile rule, some self grow will still be allowed

Town Input/Recommendation Discussion Points

8

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CONGRESS, GO

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H.R.499 - Ending Federal Marijuana Prohibition Act of 2013

113th Congress (2013-2014)

BILL

Sponsor: Rep. Polis, Jared [D-CO-2] (Introduced 02/05/2013)

Cosponsors:

<u>16</u>

Latest Action: 02/28/2013 Referred to the Subcommittee on Crime,

Terrorism, Homeland Security, And Investigations.

Tracker:

Introduced

Passed House

Passed Senate

To President

Became Law

More on This

Bill

Constitutional **Authority**

Statement

Primary Subject:

Crime and Law Enforcement

View all subjects

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Summary (1) Text (1) Actions (10) Titles (2) Amendments (0)

Committees (5)

Related Bills (0)

Summary: H.R.499 — 113th Congress (2013-2014)

There is one summary for this bill. Bill summaries are authored by CRS.

Shown Here:

Introduced in House (02/05/2013)

Ending Federal Marijuana Prohibition Act of 2013 - Directs the Attorney General to issue a final order that removes mariju in any form from all schedules of controlled substances under the Controlled Substances Act.

Amends such Act to: (1) provide that schedules I, II, III, IV, and V shall consist of the drugs and other substances that are forth in the respective schedules in part 1308 of title 21 of the Code of Federal Regulations; (2) exempt marijuana from su Act except as provided in this Act; (3) revise the definition of "felony drug offense" to exclude conduct relating to marijuan. and (4) eliminate marijuana from provisions setting forth penalties applicable to prohibited conduct under such Act.

Prohibits shipping or transporting marijuana from any place outside a jurisdiction of the United States into such a jurisdicti which its possession, use, or sale is prohibited.

7-12

Eliminates marijuana as: (1) a controlled substance for purposes of the Controlled Substances Import and Export Act or the National Forest System Drug Control Act of 1986, (2) a dangerous drug for purposes of federal criminal code provisions authorizing interception of communications, and (3) a targeted drug for purposes of provisions of the national youth anti-d media campaign under the Office of National Drug Control Policy Reauthorization Act of 1998.

Amends the Federal Alcohol Administration Act to set forth procedures for the issuance and revocation by the Secretary of Preasury of permits for importing, shipping or selling in interstate or foreign commerce, purchasing for resale, producing, packaging, or warehousing marijuana. Prohibits any person from engaging in such conduct without a permit, subject to a \$1,000 fine and/or a \$500 payment. Sets forth criteria for ineligible applicants and disqualifying offenses.

Subjects marijuana to the provisions that apply to: (1) intoxicating liquors under the Original Packages Act, the Webb-Ken Act, and the Victims of Trafficking and Violence Protection Act of 2000; and (2) distilled spirits under the Federal Alcohol Administration Act.

Grants the Food and Drug Administration (FDA) the same authorities with respect to marijuana as it has for alcohol. Transfunctions of the Administrator of the Drug Enforcement Administration (DEA) relating to marijuana enforcement to the Dire of the Bureau of Alcohol, Tobacco, Firearms, and Explosives (ATF). Renames: (1) ATF as the Bureau of Alcohol, Tobacco Marijuana, Firearms and Explosives; and (2) the Alcohol and Tobacco Tax and Trade Bureau as the Alcohol, Tobacco, ar Marijuana Tax and Trade Bureau.

Directs the Comptroller General to review federal laws, regulations, and policies to determine if changes are desirable in I of this Act.



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JUSTICE NEWS

Department of Justice

Office of Public Affairs

FOR IMMEDIATE RELEASE

Thursday, August 29, 2013

Justice Department Announces Update to Marijuana **Enforcement Policy**

Today, the U.S. Department of Justice announced an update to its federal marijuana enforcement policy in light of recent state ballot initiatives that legalize, under state law, the possession of small amounts of marijuana and provide for the regulation of marijuana production, processing, and sale.

In a new memorandum outlining the policy, the Department makes clear that marijuana remains an illegal drug under the Controlled Substances Act and that federal prosecutors will continue to aggressively enforce this statute. To this end, the Department identifies eight (8) enforcement areas that federal prosecutors should prioritize. These are the same enforcement priorities that have traditionally driven the Department's efforts in this area.

Outside of these enforcement priorities, however, the federal government has traditionally relied on state and local authorizes to address marijuana activity through enforcement of their own narcotics laws. This guidance continues that policy.

For states such as Colorado and Washington that have enacted laws to authorize the production, distribution and possession of marijuana, the Department expects these states to establish strict regulatory schemes that protect the eight federal interests identified in the Department's guidance. These schemes must be tough in practice, not just on paper, and include strong, state-based enforcement efforts, backed by adequate funding. Based on assurances that those states will impose an appropriately strict regulatory system, the Department has informed the governors of both states that it is deferring its right to challenge their legalization laws at this time. But if any of the stated harms do materialize—either despite a strict regulatory scheme or because of the lack of one—federal prosecutors will act aggressively to bring individual prosecutions focused on federal enforcement priorities and the Department may challenge the regulatory scheme themselves in these states.

A copy of the memorandum, sent to all United States Attorneys by Deputy Attorney General James M. Cole, is available below.

Related Material:

DAG Memo 8-29-13

13-974

Office of Public Affairs



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OFFICISION UNITED STATES ATTORNEYS

7-14

News Release

FOR IMMEDIATE RELEASE October 22, 2009 Contact: DEA Public Affairs (202) 307-7977

DEA Statement on New Department of Justice Marijuana Guidelines

OCT 22 - The Department of Justice recently issued guidelines regarding the use of federal resources in investigations and prosecutions in states that have passed laws authorizing the use of marijuana for medical purposes.

The Drug Enforcement Administration (DEA) issued the following statement:

"DEA welcomes the issuance of these clarifying guidelines pertaining to the use of federal investigative and prosecutorial resources in states that have enacted laws authorizing the use of marijuana for medical purposes.

"These guidelines do not legalize marijuana. It is not the practice or policy of DEA to target individuals with serious medical conditions who comply with state laws authorizing the use of marijuana for medical purposes. Consistent with the DOJ guidelines, we will continue to identify and investigate any criminal organization or individual who unlawfully grows, markets or distributes marijuana or other dangerous drugs. Those who unlawfully possess firearms, commit acts of violence, provide drugs to minors, or have ties to other criminal organizations may also be subject to arrest.

"As these guidelines point out, marijuana remains a top revenue source for the Mexican drug cartels that are wreaking havoc in Mexico and along the Southwest Border. Accordingly, DEA will continue to disrupt and dismantle these drug trafficking organizations."

×І	Federal & State Law			// Administration	
	[Marijuana Rx] [Alliance for Car	nnabis The	erapeutics]		·································

Many people are confused about the legality of medical access to marijuana. The passage of state initiatives in recent years has intensified this confusion and places many people at risk.

First and foremost: Marijuana, for <u>any</u> use, is illegal under federal law. Even if you live in a state that has enacted legislation or passed a ballot initiative that recognizes marijuana's medical utility you are subject to arrest by federal officials for possession or cultivation of marijuana.

Secondly, it is illegal to ship or receive marijuana by mail. Do not be fooled by individuals who claim they can legally ship marijuana because they live in a state or country where "marijuana is legal." Interstate shipment of marijuana is a federal offense. So is importation of marijuana.

If you do reside in a state that has enacted a ballot initiative "legalizing" medical access to marijuana it is important that you check with an attorney or local officials about the policy in your region.

※ Federal Laws

The Controlled Substances Act classifies cannabis as a Schedule I drug and defines it as a drug "with no accepted medical value in treatment." Despite its long history of use as a medication, cannabis is classified as a "new drug" and legal access is only possible through an Investigational New Drug Application (IND) issued by the Food and Drug Administration (FDA).

業 State Laws

Beginning in 1978, the states began responding to pleas from the seriously ill for legal access to marijuana for medical purposes. <u>Thirty-four states</u> have enacted laws which recognize marijuana's medical value. Many of these laws authorized state research programs which would allow citizens to gain legal access to marijuana. Several states developed complicated research programs which gave their citizens limited access to legal

Federal & State Law Page 2 of 2

supplies of medical marijuana. These programs were short-lived, however. Complex federal regulations and the continuous intervention of federal officials made such programs too difficult for most states to administer.

For a more complete discussion of state actions relative to medical marijuana please see *Marijuana as Medicine: A Recent History* (1976-1996) with Recommendations.

💥 Proposition 215 and Other State Initiatives

Frustrated with federal intransigence, voters in six states have supported ballot initiatives which "legalize" marijuana for medical purposes. These measures have demonstrated the strong public support for medical access to marijuana but they have failed to resolve the problem of legal access to marijuana for medical purposes because federal law supersedes state law.

In California, for example, Proposition 215 allows medical access to marijuana but federal officials, most notably the Drug Czar Barry McCaffrey, have threatened doctors with arrest if they prescribe marijuana. Federal law enforcement officials from the DEA have continued to make arrests in the state.



U.S. Department of Justice

Office of the Deputy Attorney General

The Deputy Attorney General

Washington, D.C. 20530

August 29, 2013

MEMORANDUM FOR ALL UNITED STATES ATTORNEYS

FROM:

James M. Cole -

Deputy Attorney General

SUBJECT:

Guidance Regarding Marijuana Enforcement

In October 2009 and June 2011, the Department issued guidance to federal prosecutors concerning marijuana enforcement under the Controlled Substances Act (CSA). This memorandum updates that guidance in light of state ballot initiatives that legalize under state law the possession of small amounts of marijuana and provide for the regulation of marijuana production, processing, and sale. The guidance set forth herein applies to all federal enforcement activity, including civil enforcement and criminal investigations and prosecutions, concerning marijuana in all states.

As the Department noted in its previous guidance, Congress has determined that marijuana is a dangerous drug and that the illegal distribution and sale of marijuana is a serious crime that provides a significant source of revenue to large-scale criminal enterprises, gangs, and cartels. The Department of Justice is committed to enforcement of the CSA consistent with those determinations. The Department is also committed to using its limited investigative and prosecutorial resources to address the most significant threats in the most effective, consistent, and rational way. In furtherance of those objectives, as several states enacted laws relating to the use of marijuana for medical purposes, the Department in recent years has focused its efforts on certain enforcement priorities that are particularly important to the federal government:

- Preventing the distribution of marijuana to minors;
- Preventing revenue from the sale of marijuana from going to criminal enterprises, gangs, and cartels;
- Preventing the diversion of marijuana from states where it is legal under state law in some form to other states;
- Preventing state-authorized marijuana activity from being used as a cover or pretext for the trafficking of other illegal drugs or other illegal activity;

Memorandum for All United States Attorneys Subject: Guidance Regarding Marijuana Enforcement

- Preventing violence and the use of firearms in the cultivation and distribution of marijuana;
- Preventing drugged driving and the exacerbation of other adverse public health consequences associated with marijuana use;
- Preventing the growing of marijuana on public lands and the attendant public safety and environmental dangers posed by marijuana production on public lands; and
- Preventing marijuana possession or use on federal property.

These priorities will continue to guide the Department's enforcement of the CSA against marijuana-related conduct. Thus, this memorandum serves as guidance to Department attorneys and law enforcement to focus their enforcement resources and efforts, including prosecution, on persons or organizations whose conduct interferes with any one or more of these priorities, regardless of state law.

Outside of these enforcement priorities, the federal government has traditionally relied on states and local law enforcement agencies to address marijuana activity through enforcement of their own narcotics laws. For example, the Department of Justice has not historically devoted resources to prosecuting individuals whose conduct is limited to possession of small amounts of marijuana for personal use on private property. Instead, the Department has left such lower-level or localized activity to state and local authorities and has stepped in to enforce the CSA only when the use, possession, cultivation, or distribution of marijuana has threatened to cause one of the harms identified above.

The enactment of state laws that endeavor to authorize marijuana production, distribution, and possession by establishing a regulatory scheme for these purposes affects this traditional joint federal-state approach to narcotics enforcement. The Department's guidance in this memorandum rests on its expectation that states and local governments that have enacted laws authorizing marijuana-related conduct will implement strong and effective regulatory and enforcement systems that will address the threat those state laws could pose to public safety, public health, and other law enforcement interests. A system adequate to that task must not only contain robust controls and procedures on paper; it must also be effective in practice. Jurisdictions that have implemented systems that provide for regulation of marijuana activity

¹ These enforcement priorities are listed in general terms; each encompasses a variety of conduct that may merit civil or criminal enforcement of the CSA. By way of example only, the Department's interest in preventing the distribution of marijuana to minors would call for enforcement not just when an individual or entity sells or transfers marijuana to a minor, but also when marijuana trafficking takes place near an area associated with minors; when marijuana or marijuana-infused products are marketed in a manner to appeal to minors; or when marijuana is being diverted, directly or indirectly, and purposefully or otherwise, to minors.

Memorandum for All United States Attorneys Subject: Guidance Regarding Marijuana Enforcement

must provide the necessary resources and demonstrate the willingness to enforce their laws and regulations in a manner that ensures they do not undermine federal enforcement priorities.

In jurisdictions that have enacted laws legalizing marijuana in some form and that have also implemented strong and effective regulatory and enforcement systems to control the cultivation, distribution, sale, and possession of marijuana, conduct in compliance with those laws and regulations is less likely to threaten the federal priorities set forth above. Indeed, a robust system may affirmatively address those priorities by, for example, implementing effective measures to prevent diversion of marijuana outside of the regulated system and to other states, prohibiting access to marijuana by minors, and replacing an illicit marijuana trade that funds criminal enterprises with a tightly regulated market in which revenues are tracked and accounted for. In those circumstances, consistent with the traditional allocation of federal-state efforts in this area, enforcement of state law by state and local law enforcement and regulatory bodies should remain the primary means of addressing marijuana-related activity. If state enforcement efforts are not sufficiently robust to protect against the harms set forth above, the federal government may seek to challenge the regulatory structure itself in addition to continuing to bring individual enforcement actions, including criminal prosecutions, focused on those harms.

The Department's previous memoranda specifically addressed the exercise of prosecutorial discretion in states with laws authorizing marijuana cultivation and distribution for medical use. In those contexts, the Department advised that it likely was not an efficient use of federal resources to focus enforcement efforts on seriously ill individuals, or on their individual caregivers. In doing so, the previous guidance drew a distinction between the seriously ill and their caregivers, on the one hand, and large-scale, for-profit commercial enterprises, on the other, and advised that the latter continued to be appropriate targets for federal enforcement and prosecution. In drawing this distinction, the Department relied on the common-sense judgment that the size of a marijuana operation was a reasonable proxy for assessing whether marijuana trafficking implicates the federal enforcement priorities set forth above.

As explained above, however, both the existence of a strong and effective state regulatory system, and an operation's compliance with such a system, may allay the threat that an operation's size poses to federal enforcement interests. Accordingly, in exercising prosecutorial discretion, prosecutors should not consider the size or commercial nature of a marijuana operation alone as a proxy for assessing whether marijuana trafficking implicates the Department's enforcement priorities listed above. Rather, prosecutors should continue to review marijuana cases on a case-by-case basis and weigh all available information and evidence, including, but not limited to, whether the operation is demonstrably in compliance with a strong and effective state regulatory system. A marijuana operation's large scale or for-profit nature may be a relevant consideration for assessing the extent to which it undermines a particular federal enforcement priority. The primary question in all cases – and in all jurisdictions – should be whether the conduct at issue implicates one or more of the enforcement priorities listed above.

Subject: Guidance Regarding Marijuana Enforcement

As with the Department's previous statements on this subject, this memorandum is intended solely as a guide to the exercise of investigative and prosecutorial discretion. This memorandum does not alter in any way the Department's authority to enforce federal law, including federal laws relating to marijuana, regardless of state law. Neither the guidance herein nor any state or local law provides a legal defense to a violation of federal law, including any civil or criminal violation of the CSA. Even in jurisdictions with strong and effective regulatory systems, evidence that particular conduct threatens federal priorities will subject that person or entity to federal enforcement action, based on the circumstances. This memorandum is not intended to, does not, and may not be relied upon to create any rights, substantive or procedural, enforceable at law by any party in any matter civil or criminal. It applies prospectively to the exercise of prosecutorial discretion in future cases and does not provide defendants or subjects of enforcement action with a basis for reconsideration of any pending civil action or criminal prosecution. Finally, nothing herein precludes investigation or prosecution, even in the absence of any one of the factors listed above, in particular circumstances where investigation and prosecution otherwise serves an important federal interest.

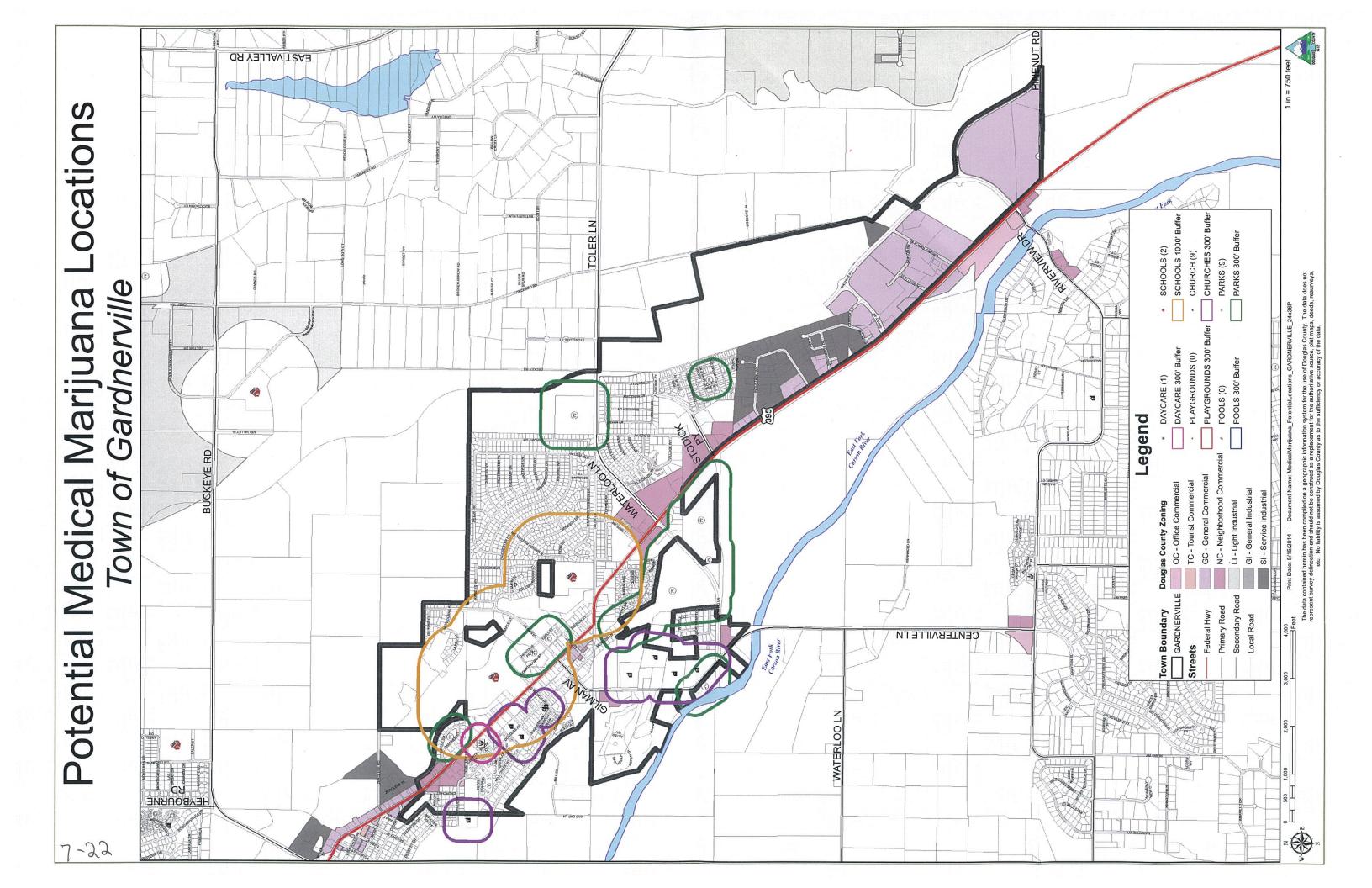
cc: Mythili Raman
Acting Assistant Attorney General, Criminal Division

Loretta E. Lynch United States Attorney Eastern District of New York Chair, Attorney General's Advisory Committee

Michele M. Leonhart Administrator Drug Enforcement Administration

H. Marshall Jarrett Director Executive Office for United States Attorneys

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Mimi Moss COMMUNITY DEVELOPMENT DIRECTOR

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To: Chairman Linda Slater & Gardnerville Town Board Members

From: Cynthea Gregory, DDA & Hope Sullivan, Planning Manager, Community Development

Date: May 14, 2014

Subject: Discussion on allowing or prohibiting medical marijuana establishments (MMEs) within

Douglas County.

Douglas County staff is seeking the Town's input and recommendation on whether to allow, with zoning regulations, or prohibit medical marijuana establishments in Douglas County.

The 2013 Nevada Legislature adopted Senate Bill 374 also known as the Medical Marijuana Act ("Act") during its 77th Session which was approved by the Governor. The Act allows MMEs for the first time to be a legal and allowable use within the State Nevada as of April 1, 2014. MMEs are defined as: 1) an independent medical marijuana testing laboratory; 2) a medical marijuana cultivation facility; 3) a facility for the production of edible marijuana products or marijuana infused products; 4) a medical marijuana dispensary; or 5) a business that has registered and paid the requisite fees to act as more than one of the aforementioned establishments. In anticipation of the April 1st effective date, the Douglas County Board of Commissioners (Board) held public hearings in February and March following which they imposed a temporary moratorium prohibiting medical marijuana establishments from locating within Douglas County by adopting Ordinance 2014-1403, see attached Exhibit A.

The moratorium, or temporary ban, is in place for an initial period of 180 days which will expire on September 16, 2014. The moratorium may be terminated at any time or it may be extended for another 180 day period by the Board. The Board found the temporary moratorium was in the best interest of the County as it allowed a reasonable and responsible amount of time to evaluate and assess this new use. Following the evaluation and assessment, the Board will determine what zoning controls, including prohibition or regulation, are appropriate for Douglas County.

Douglas County has the potential for <u>one medical marijuana dispensary</u> as the population is less than 55,000. Per the regulations, it is within the County's discretion as to how many testing labs, cultivation facilities or production facilities may be located within the County.

Staff is seeking comment and recommendations from all three unincorporated Towns, including the four specific discussion points identified below. The Town's input will be presented to the Board.

DISCUSSION POINTS:

- 1) Identify any concerns the Town has regarding allowing or prohibiting medical marijuana establishments?
- 2) Does the Town support or oppose medical marijuana establishments being located within its boundaries?
- 3) If medical marijuana establishments were allowed, would the Town have a preference as to which type of establishment was located within its boundaries i.e.: medical marijuana dispensary, cultivation facility, production facility or testing lab?
- 4) If medical marijuana establishments were allowed, what type of zoning regulations would the Town recommend be imposed?

BACKGROUND:

The majority of SB 374 has been codified in Nevada Revised Statutes (NRS) Chapter 453A. The Division of Public and Behavioral Health of the State of Nevada ("Division") has adopted comprehensive regulations addressing the application process, issuance & renewal of certificates, testing, labeling, packaging, inspection and selling of medical marijuana. The regulations will be codified into Nevada Administrative Code, Chapter 453A. The Division has stated it will not be accepting MME applications until sometime during the summer of 2014 and at the earliest will issue certificates for MMEs in the fall of 2014. Per the adopted regulations, the Division must provide a 45 day notice prior to opening a 10-day application period. The adopted Division regulations also require an applicant for a MME to provide to the Division proof of licensure or a letter from the local government confirming that the proposed medical marijuana establishment is in compliance with local ordinances, zoning and land use regulations, building requirements, and signage¹. The Division will review the applications for compliance with their regulations and then rank the applications. The application with the highest ranking will be issued a provisional license. The provisional license does not allow the MME to operate until such time as the establishment is in compliance with all applicable local governmental ordinances or rules, and the local government has issued a business license, if applicable, for the operation of the establishment.

Medical marijuana use is allowed per the Nevada Constitution. If MMEs were to be prohibited within Douglas County, residents with medical marijuana cards would still be allowed to purchase medical marijuana outside of Douglas County, grow their own marijuana and cultivate up to 12 plants, or have medical marijuana delivered to them by a certified dispensary.

Data on MMEs and the impacts they have on the general health, safety and welfare of communities is conflicting². For example, while Nevada's Constitution allows the medicinal use of marijuana, the U.S. Congress has declared marijuana an illegal Scheduled I drug within the Controlled Substances Act,

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¹ See NRS 453A.322 and 453A.350

² Exploring the Ecological Association between Crime and Medical Marijuana Dispensaries by Nancy J. Kepple and Bridget Freisthler, UCLA Medical Marijuana Research, published in the Journal of Studies on Alcohol and Drugs July 2012. Results from the 2011 National Survey on Drug Use and Health: Summary of National Findings by the U.S. Department of Health and Human services, Substance Abuse and Mental health Services Administration Center for Behavioral Health Statistics and Quality.

which means marijuana has a high potential for abuse and no currently accepted medical use in treatment in the United States.

The County has been contacted by individuals and businesses interested in locating an MME within Douglas County. The County has received public comment both in favor of allowing MMEs and support for prohibiting MMEs.

A number of counties and cities have passed or are moving with the adoption of ordinances allowing or prohibiting MMEs. For example, Washoe County has passed an ordinance allowing MMEs and Carson City has directed its staff to bring forward proposed zoning controls. The City of Boulder and Lyon County have both banned MMEs from locating within their respective jurisdictions. While Nye County has prohibited dispensaries, it authorized other MMEs such as cultivation and production facilities.

SUMMARY of KEY POINTS:

- ·MMEs are a new allowable business within Nevada; previously it was a "self grow" state
- •Medical marijuana cardholders (Patients) can purchase 2.5oz of usable medical marijuana and 2.5oz of edible or infused marijuana products every 14 days
- ·MMEs can only be located with an Industrial or Commercial Zone or Overlay
- ·MMEs cannot be located within 1,000 ft. of an existing school or 300 ft. of an existing community facility
- •Douglas County would only be entitled to 1 dispensary
- ·County can set maximum number of labs, production or cultivation facilities
- ·MMEs required to track "seed to sale"
- •Dispensaries can deliver to Patients across County boundaries
- ·Dispensaries are allowed to sell to out-of-state cardholders upon signing of an affidavit
- •Patients within 25 miles of a dispensary are not allowed to "self grow" plants unless, no dispensary was operating at the time his/her card was received, patient cannot reasonably travel to the dispensary because of illness or lack of transportation, or the dispensary closes or is unable to provide strain or quantity needed for the Patient's medical condition.
- •Division Considerations in issuing a certificate include: available finances, educational achievements, experience, knowledge, location & size of establishment, operating procedures, security plan, & amount of taxes paid to or other beneficial financial contributions made to State of Nevada or political subdivisions
- •Division Fees: \$5,000 non-refundable application fee, \$30,000 if issued dispensary certificate, \$5,000 for a testing lab certificate, and \$3,000 if issued either a cultivation or production facility certificate

KEY POINTS CONTINUED:

- ·2% excise taxes imposed on each wholesale sale of medical marijuana, 75% of taxes to be credited to State Distributive School Account & 25% to pay the costs expended by the Division
- ·Medical marijuana to be tested by independent laboratory and ingredients labeled
- ·County can either prohibit MMEs or allow with zoning controls, i.e. special use permit
- ·County could allow some types of MMEs and prohibit others, i.e. allow cultivation & prohibit dispensary
- ·As of early May 2014, there were 82 registered card holders or 64% of the total number of cardholders with either a Gardnerville zip code of 89410 or 89460

Attachments:

Exhibit A-Douglas County Temporary Moratorium Ordinance

Exhibit B-Douglas County Information

Exhibit C-Division of Public & Behavioral Health Information

Exhibit D- Answers to Frequently Asked Questions about Marijuana by The White House Office of National Drug Control Policy at www.whitehouse.gov.

Exhibit E-City of Boulder Ordinance prohibiting MMEs & Washoe County Ordinance allowing MMEs Exhibit F-NRS 453A

EXHIBIT A

ORDINANCE NUMBER 2014-1403

SUMMARY

This Ordinance proposes to add Section 20.01.120 to Douglas County Code, Title 20 which would place a temporary moratorium, not to exceed 360 calendar days, on medical marijuana establishments (MMEs) from being permitted or located within Douglas County. The ordinance imposes a 180 day moratorium which can be subsequently terminated or extended by the Board of County Commissioners, however the temporary moratorium cannot exceed 360 days. During the temporary moratorium, MMEs, which include testing labs, cultivation facilities, production facilities for edible or infused medical marijuana products and medical marijuana dispensaries would be a prohibited use. Additionally, the County would be prohibited from accepting and considering any and all applications, permits, or requests to operate or otherwise license or permit a MME as contemplated by Senate Bill 374 of the 77th Session of the Nevada Legislature, the majority of which is incorporated into Nevada Revised Statutes Chapter 453A. The Ordinance allows the County a reasonable and responsible amount of time to evaluate and consider these new uses and the Division of Public and Behavioral Health Department's yet-tobe approved regulations. It provides the County the necessary time to thoughtfully consider and evaluate the legal considerations, any impact on Douglas County fiscal resources and staff, conformance with the Douglas County Master Plan, any impact on quality of life for Douglas County residents, any impact on the character and desirable features of Douglas County per NRS 278.250, as well as the impact on the health, safety, morals and general welfare of the community as required by NRS 278.020; before determining the appropriate zoning restrictions, including prohibition or zoning controls, for MMEs.

TITLE

A zoning text amendment to amend Douglas County Code (DCC), Chapter 20.01 by placing a temporary moratorium on medical marijuana establishments, designating medical marijuana establishments as a prohibited use per Title 20 and temporarily prohibiting County acceptance and consideration of any and all land use applications, development permits, business license applications, building permit applications and any other application or request to operate or otherwise license or permit any medical marijuana establishment as contemplated by Senate Bill 374; and other properly related matters.

THE BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF DOUGLAS, DO ORDAIN:

SECTION 1: Pursuant to Resolution No. 2014R-014 and the reasons set forth therein which are hereby incorporated, a temporary moratorium is declared on all medical marijuana establishments contemplated by SB 374. The County, and its personnel are temporarily prohibited from accepting and considering any and all land use applications, development permits, business license applications, building permit applications and any other application or request to operate or otherwise license or permit any medical marijuana establishment as contemplated by SB 374 and incorporated into Nevada Revised Statutes.

SECTION 2: The temporary moratorium is for a period of time not to exceed 360 calendar days. This temporary moratorium shall commence upon the effective date of this ordinance and shall terminate at the close of business one hundred eighty calendar days from date of commencement of the moratorium, unless: 1) earlier terminated by the Board was

Commissioners; or 2) an extension of this moratorium is approved by the Board of Commissioners at a public meeting by resolution. One extension of a period of no greater than one hundred eighty calendar days is contemplated by this ordinance and approval of such extension may be considered by a simple majority vote, without the need for adopting a new ordinance.

SECTION 3: Douglas County Code, Title 20, Chapter 20.01, General Provisions is amended to add the following new section, (new language is <u>underlined</u> and *italicized*), as follows:

20.01.120 Moratorium on Medical Marijuana Establishments.

Douglas County imposes a temporary moratorium on all medical marijuana establishments contemplated by SB 374 as adopted by the Nevada Legislature during its 77th Session and approved by the Governor of the State of Nevada, and as defined in Nevada Revised Statutes (NRS) Chapter 453A. Medical marijuana establishments are temporarily prohibited from locating within the County and are a prohibited use within this Title. The County will not accept, nor consider, any land use application, development permit, business license application, building permit application or any other application or request to operate or otherwise license or permit any medical marijuana establishments or associated uses as contemplated by SB 374 and incorporated into NRS, during the temporary moratorium period. The temporary moratorium is for a period of time not to exceed 360 calendar days from the effective date of the ordinance imposing the moratorium, unless earlier terminated by the Board.

SECTION 4: If any section, subsection, subdivision, paragraph, sentence, clause or phrase in this ordinance or any part thereof is for any reason held to be unconstitutional or invalid or ineffective by any court of competent jurisdiction, such decision shall not affect the validity or effectiveness of the remaining portions of this ordinance or any part thereof. The Douglas County Board of County Commissioners hereby declares that it would have passed each section, subsection, subdivision, paragraph, sentence, clause or phrase thereof irrespective of the fact that any one or more section, subsections, subdivisions, paragraphs, sentences, clauses of phrases be declared unconstitutional, invalid or ineffective.

<u>SECTION 5:</u> All ordinances or parts of ordinances or sections, subsections, phrases, sentences, clauses or paragraphs contained in the Douglas County Code, in conflict herewith are hereby repealed.

PROPOSED on _	February 6	, 2014.	
PROPOSED by C	ommissioner	McDermid	
PASSED on	March 6	, 2014.	
VOTE:	Ayes Commission	ners:	BARRY PENZEL DOUG N. JOHNSON LEE BONNER
			GREG LYNN NANCY MCDERMID
	Nays Commissio	ners:	NONE

Item 7/29

NONE

Absent Commissioners:

EXHIBIT B

Douglas County

- •Douglas County currently has approximately 129 card holders, which is .27% of the current population. The population of the County as of the 2010 Census was 46,997.
- Douglas has approximately 2.3% of the card holders in the State.

Resident Zip Code and County for Participants of the Medical Marijuana Program,

Zip Code	County	As of: 12/2013 Count	As of: 05/14
89410-Gardnerville	Douglas	24	29
89411-Genoa	Douglas	<10	<10
89423-Minden	Douglas	22	29
89448-Zephyr Cove	Douglas	<10	<10
89449-Stateline	Douglas	<10	13
89460-Gardnerville	Douglas	46	53

**Please note:

89705 (North Douglas-Carson City): 0 card holders

89413 (Glenbrook): 0 card holders

89444 (Southeast Douglas-Wellington): 0 card holders

Number of registered medical marijuana card holders per region:

Date:	12/2013	2/2014	3/2014	4/4014
Clark County	3396	3526	3679	3929
Washoe County	583	600	619	655
Balance of State	818	837	864	910

^{*}Data provided by Division of Public and Behavioral Health, Management Analyst, Medical Marijuana Program

•Douglas County voters passed the Constitutional initiative allowing medical marijuana in 1998 with a vote of 7,450 in favor and 6,177 against and in 2000 with a vote of 10,317 in favor and 7,061 against.

•THE CONSTITUTION OF THE STATE OF NEVADA: ARTICLE. 4. - Legislative Department Sec. 38.Use of plant of genus Cannabis for medical purposes.

- 1. The legislature shall provide by law for:
- (a) The use by a patient, upon the advice of his physician, of a plant of the genus Cannabis for the treatment or alleviation of cancer, glaucoma, acquired immunodeficiency syndrome; severe, persistent nausea of cachexia resulting from these or other chronic or debilitating medical conditions; epilepsy and other disorders characterized by seizure; multiple sclerosis and other disorders characterized by muscular spasticity; or other conditions approved pursuant to law for such treatment.
- (b) Restriction of the medical use of the plant by a minor to require diagnosis and written authorization by a physician, parental consent, and parental control of the acquisition and use of the plant.
- (c) Protection of the plant and property related to its use from forfeiture except upon conviction or plea of guilty or nolo contendere for possession or use not authorized by or pursuant to this section.
- (d) A registry of patients, and their attendants, who are authorized to use the plant for a medical purpose, to which law enforcement officers may resort to verify a claim of authorization and which is otherwise confidential.
 - (e) Authorization of appropriate methods for supply of the plant to patients authorized to use it.
 - 2. This section does not:
 - (a) Authorize the use or possession of the plant for a purpose other than medical or use for a medical purpose in public.
- (b) Require reimbursement by an insurer for medical use of the plant or accommodation of medical use in a place of employment.

 Item 7/32

[·]SB 374- Voted against by Douglas County Senator Settelmeyer and Assemblyman Wheeler

EXHIBIT C

Medical Marijuana Establishments FAQs

What is the best way to stay informed and up-to-date on what is happening with the Medical Marijuana Program?

Subscribe to the Medical Marijuana LISTSERV. Once you have subscribed, you will receive information periodically that you may find useful. The LISTSERV communicates via email and will provide information such as notices of public workshops for regulations, notices of important events website updates, major changes in policies, procedures, and personnel, training announcements, press releases, and other news. You can subscribe to the LISTSERV through the link in the middle of the Division of Public and Behavioral Health's (Division) Medical Marijuana Program page: http://health.nv.gov/medicalmarijuana.htm. You can unsubscribe at any time.

Make sure your email server is configured to receive our emails and they are not going into your "spam" or "junk" folders.

What does the date April 1, 2014 signify?

There has been a great deal of misconception surrounding this date. Despite the many misconceptions, April 1, 2014, is the date by which the Division must adopt regulations as it determines to be necessary or advisable to carry out the provisions of NRS 453A.320 to 453A.370, inclusive. (NRS 453A.370)

APPLICATIONS:

When will the applications for certification be available for Nevada medical marijuana dispensaries, testing laboratories, cultivation facilities and production facilities?

The proposed regulations (R004-14P) are scheduled to be heard at the March 14, 2014, meeting of the State Board of Health (SBOH). The Administrator of the Division is using this forum for the public hearing, and the Administrator will consider the regulations for adoption on this day. If R004-14P is adopted it will go to the Legislature, to a body called the Legislative Commission (Commission). The Legislative Commission will hold a meeting at some point, take public testimony, and decide whether to approve R004-14P. The Commission cannot make any changes to the regulations. If the Legislative Commission does not approve R004-14P, the regulations will be returned to the Division for corrective action.

As R004-14P is currently written, Section 25 outlines how the Division will post notice 45 days prior to the 10-day window for all application types to be submitted. The Division will have 90 days to complete their review of the submitted applications. Applications received before opening or after closing of the 10-day window will not be considered.

Although not specified in R004-14P, when the solicitation is announced, it will also identify whether applications must be postmarked within the 10-day period or physically received in a specified office of the Division.

Section 25 of R004-14P explains the application solicitation process. Subsection 2 specifies that the Division will identify the point values it will allocate to each applicable portion of the application at the same time the Division announces it will solicit applications.

Where can I find information about what happens if two applicants receive the same number of points (tied)?

Section 29(2) of R004-14P specifies the criteria the Division will use to determine the applicant who ranks higher in the case of a tie.

Does it make any difference who we designate as our "responsible party" for communication with the Division through the application process?

Section 23(1) of R004-14P requires applicants to designate <u>one person</u> as the person responsible "to provide information, sign documents or ensure actions are taken." This provision is very important when working with the Division. The Division will work through this designated individual, and if the individual is non-responsive, it may jeopardize the establishment's certificate.

How will the Division process applications with respect to "monopolistic practices" as outlined in NRS 453A.326?

The Division will evaluate ownership of the medical marijuana establishments (MMEs) as part of the establishment review and ranking process. There will be many factors considered including:

- The county identified in each application.
- The ownership percentages of individuals within each entity that applies (if applicable).
- The total number of establishments (cultivators + dispensaries + independent laboratories + production facilities) the Division certifies in each county.
- · How each application ranks, and other factors.

Once all of these factors are known, then potential monopolies should be able to be identified by the Division. The Division expects the application form to give the applicant, if they are submitting multiple applications, the opportunity to rank their preference of certifications in the event one establishment application is successful and another is not, for whatever reason.

What if a local government limits the number of establishments it will authorize in its jurisdiction?

Section 28(1) of R004-14P specifies four areas that will be reviewed to determine which applications will continue through the review process. There has been a lot of discussion about whether local governments will allow establishments, not allow them, or require prior approval despite the requirement in the regulations to rank applicants. Nothing formal has been received at this time from any local government indicating a decision one way or another. Therefore, pursuant to this version of the regulations, if a local government prohibits an establishment in its jurisdiction, such as has been done in Lyon County for its unincorporated areas, the Division must still accept the application and rank it. If an applicant meets the minimum requirements of the Division and it ranks accordingly, the application will be forwarded to Lyon County, and Lyon County may deny the application. At the point that Lyon County denies the application, the Division will then deny it as well.

Can I get some clarification related to the meaning of "separate building" as specified in NRS 453A.350?

An applicant may locate an establishment in a building that shares a common wall with another business, as long as the applicant demonstrates how it meets the requirement of being separate from other businesses or entities that may share the common wall.

An applicant may propose applications for a dispensary, a cultivation facility and a production facility that result in each of those establishments, under the same ownership and management, occupying the same space. Separate fees will be required for each establishment type, and the applicant must declare whether approval of all establishments are dependent on each other. That is, if one of the establishment types is not approved, the applicant must declare that he or she no longer wishes to have the other two establishment types approved.

An applicant must also comply with any local ordinances and rules established in regard to this guidance.

Where can I find information related to start-up and day-to-day operation requirements for MMEs?

Section 26(11) of R004-14P has the provisions related to the start-up as well as the day-to-day operations of the establishment. The Division expects that owners, officers and board members fully intend to operate in the manner specified in their response to this subsection. There will be a temptation to use a template borrowed from another operation. If that is done, the Division advises reading it fully, changing names so they reflect the establishment and ensuring a full understanding of each provision put forward. We find that establishments face the most trouble during inspections when they do not fully implement policies they put forward. Not understanding one's own policies and carrying them out as indicated could result in disciplinary action by the Division. Remember, the response in this subsection must comply with these regulations and the Nevada Revised Statutes. An applicant can go beyond the regulations and statutes but will be held accountable, during an inspection, of understanding and carrying out all the aspects of what was identified in response to this subsection.

CULTIVATION:

Where is a cultivator supposed to get marijuana plants, seeds or clippings to start growing? Is the Division willing to adopt a "don't ask don't fell" policy?

According to NRS 453A.352 (5) A medical marijuana dispensary and a cultivation facility may acquire usable marijuana or marijuana plants from a patient who holds a valid registry identification card, or the designated primary caregiver of such a patient. Except as otherwise provided in this subsection, the patient or caregiver, as applicable, must receive no compensation for the marijuana. A patient, who holds a valid registry identification card, and the designated primary caregiver of such a patient, may sell usable marijuana to a medical marijuana dispensary one time and may sell marijuana plants to a cultivation facility one time.

After April, 1, 2014, NRS 453A.200(3)(b)(2) allows a person who holds a valid registry identification card to possess 12 marijuana plants.

No. The Division cannot recommend a cultivator engage in activities outside of the law.

Is there a cap on cultivation establishment certificates?

No. The Division will issue certificates to cover the state capacity.

Can a cultivation establishment transfer their product across COUNTY lines?

Yes. However, no marijuana product may be transferred over state lines.

If one commercial property has several buildings and each building has its own unit number, could multiple MMEs locate on that same property? Could each building be leased to separate certificate holders?

This question should be posed to the local governmental agency where the facilities are proposed to be located.

DELIVERY SERVICES:

Can a medical marijuana establishment hire an independent delivery service to transport marijuana or marijuana products?

No. Only those persons certified by the State may possess marijuana or marijuana products. Agent cards are tied to specific MMEs so an independent delivery service would be in violation of the law.

FINANCIAL:

What fees will be required for establishing and renewing a MME in the State of Nevada?

Section 49(1) of R004-14P identifies fees related to certificates and agent cards.

Types of MME Certificates/Agent Cards		
For the initial issuance of a medical marijuana establishment registration certificate for a medical marijuana dispensary .	\$30,000	
For the renewal of a medical marijuana establishment registration certificate for a medical marijuana dispensary .		
For the initial issuance of a medical marijuana establishment registration certificate for a cultivation facility .	\$3,000	

Types of MME Certificates/Agent Cards		
For the renewal of a medical marijuana establishment registration certificate for a cultivation facility.	\$1,000	
For the initial issuance of a medical marijuana establishment registration certificate for a facility for the production of edible marijuana products or marijuana-infused products.	\$3,000	
For the renewal of a medical marijuana establishment registration certificate for a facility for the production of edible marijuana products or marijuana-infused products.	\$1,000	
For the initial issuance of a medical marijuana establishment agent registration card.	\$75	
For the renewal of a medical marijuana establishment agent registration card.	\$75	
For the initial issuance of a medical marijuana establishment registration certificate for an independent testing laboratory.	\$5,000	
For the renewal of a medical marijuana establishment registration certificate for an independent testing laboratory .	\$3,000	

Section 49(2) of R004-14P: For the ongoing activities of the Division relating to the inspection of medical marijuana establishments, not related to processing an application by a medical marijuana establishment, the Division will collect an assessment from each medical marijuana establishment for the time and effort attributed to the oversight of the medical marijuana establishment that is based upon the hourly rate established for each inspector or auditor of medical marijuana establishments as determined by the budget of the Division

In addition to the fees described in the table above, each applicant for a medical marijuana establishment registration certificate must pay to the Division a <u>one-time</u>, <u>nonrefundable application fee</u> of \$5,000; and the <u>actual costs incurred by the Division in processing the application</u>, <u>including</u>, <u>without limitation</u>, conducting background checks. (NRS 453A.344(2))

Any revenue generated from the fees imposed pursuant to NRS 453A.344 must be expended first to pay the costs of the Division in carrying out the provisions of NRS 453A.320 to 453A.370, inclusive; and if any excess revenue remains after paying the costs described in paragraph (a), such excess revenue must be paid over to the State Treasurer to be deposited to the credit of the State Distributive School Account in the State General Fund.

Do we need to show \$250,000 liquidity for each establishment application?

The \$250,000 requirement is based on a "per certificate" basis. For example, if one applies for a dispensary, edibles/infusions production and cultivation establishment, that model would require evidence of \$750,000 (\$250,000 per each certificate). The same applies to \$5,000 non-refundable fee.

What is meant by the "source" of liquid assets in Section 26, subsection 3(b) of R004-14P?

Applicants need to provide as much confirmable detail as possible related to how the money was originally obtained. The Division will not provide advice on how to delineate this information or on whether a source is acceptable or unacceptable. Decisions in this regard will be made by the Division on a case-by-case basis as applications are reviewed.

Can you clarify "evidence of the amount of taxes paid to or other beneficial financial contributions made to, this State or its political subdivisions..." as provided in Section 26, subsection 4 of the R004-14P?

Applicants will need to do the best they can to identify documentable tax contributions. As it relates to "other beneficial financial contributions," applicants should justify and demonstrate how such contributions were beneficial. As applications are reviewed the Division will make decisions on a case-by-case basis as to whether a source is acceptable or unacceptable. The Division will not provide advice on how to delineate this information.

With respect to Section 35 of R004-14P is selling ownership interest within the ownership group allowed?

This section relates back to NRS 453A.334, Registration cards and registration certificates nontransferable. [Effective April 1, 2014.] The following are nontransferable:

- 1. A medical marijuana establishment agent registration card.
- A medical marijuana establishment registration certificate.
 (Added to NRS by 2013, 3708, effective April 1, 2014)

The Division's position is that this applies to selling to an outside person or entity and that transferring ownership interest within the ownership group is acceptable.

<u>LEGISLATIVE SUBCOMMITTEE ON THE MEDICAL USE OF</u> <u>MARIJUANA</u>:

I am interested in being a member of the Subcommittee on the Medical Use of Marijuana. How can I apply?

(This is a Legislative Committee, NOT a Committee of the Division). Per Senate Bill 374 (2013) the Subcommittee on the Medical Use of Marijuana is appointed by the Chair of the Advisory Commission on the Administration of Justice. It is anticipated that the Chair may appoint members of the Subcommittee sometime after the Division of Public and Behavioral Health formally adopts regulations and begins issuing registrations to medical marijuana dispensaries and related entities. In the meantime, interested persons may download and submit an application to serve on the Subcommittee at

the following website:

http://www.leg.state.nv.us/Interim/77th2013/Committee/LegAppointedCommittees/. The staff contact for the committee is Nick Anthony. His email is nanthony@lcb.state.nv.us. People who want more information about the Subcommittee can contact Mr. Anthony.

NAMES OF MEDICAL MARIJUANA ESTABLISHMENTS:

Can an MME use a derivative of "pharmacy" in its MME name?

Chapter 639 of the NRS governing pharmacies has a clear definition of a pharmacy, and NRS 639.230 specifies that a person shall not use the word "prescription" or "pharmacy," "or similar words or words of similar import without first having secured a license" from the State Board of Pharmacy.

TESTING OF MARIJUANA:

If we hire all the same qualified professionals can a cultivation, edibles/infusion production facility or dispensary MME test their own products?

An establishment may choose to test its marijuana in-house, but those results may not be made available to a consumer. Only the results of the independent lab may be made available. Additionally, those results may not be used to dispute the results of an independent laboratory.

Can any MME send marijuana or marijuana products to an out-of-state laboratory for testing?

NO. None of the four medical marijuana establishments may send marijuana or marijuana products to an out-of-state laboratory for testing. No marijuana or marijuana products are allowed to cross state lines.

TRACKING:

Each MME is required to track from seed to sale; can the Division clarify what this means?

Section 26(8) of R004-14P makes reference to an integrated plan for the "...care, quality and safekeeping of medical marijuana from seed to sale...". The law allows the Division to issue certificates to four different types of establishments, and the law does not specify that a dispensary must be coowned with a cultivation establishment. However, each establishment still has the obligation to identify how it will meet the requirements from "seed to sale." The Division will not advise an applicant on how to do that and will expect that this provision be included in the application.

Why is the Division tracking physicians who recommend marijuana to their patient?

The Division is following the mandate of the Nevada Legislature under subsection 6 of NRS 453A.370 that requires the Division:

In cooperation with the Board of Medical Examiners and the State Board of Osteopathic Medicine establish a system to:

- (a) Register and track attending physicians who advise their patients that the medical use of marijuana may mitigate the symptoms or effects of the patient's medical condition;
- (b) Insofar as is possible, track and quantify the number of times an attending physician described in paragraph (a) makes such an advisement; and
- (c) Provide for the progressive discipline of attending physicians who advise the medical use of marijuana at a rate at which the Division and Board determine and agree to be unreasonably high

WARNING

A person who has a registry identification card issued by the Division of Public and Behavioral Health is NOT exempt from prosecution if:

- 1. They drive, operate, or control a vehicle or vessel under power or sail while under the influence of medical marijuana. Unlawful amounts of marijuana in the blood or urine, per N.R.S. 484.379, are 10 nanograms per milliliter of urine and 2 nanograms per milliliter of blood.
- 2. They water ski, surfboard or use any similar device while under the influence of medical marijuana.
- 3. They operate an aircraft while under the influence of medical marijuana.
- 4. They have physical possession of a firearm while under the influence of medical marijuana.
- 5. They embark on an amusement ride while under the influence.
- 6. The possession of the marijuana or drug paraphernalia is discovered because the person engaged or assisted in the medical use of marijuana:
 - 1. In a public place.
 - 2. In a detention facility, county jail, state prison.
 - 3. While delivering marijuana to another person, even if they hold a registry card.

SPECIAL NOTE:

Holding a Marijuana registry card does NOT exempt a person from the laws that apply to marijuana. It ONLY allows the holder of the card to possess:

- 1. Two and one half ounces of usable marijuana in any one 14 day period (defined in NRS 453A.160)
- 2. Twelve marijuana plants, irrespective of whether the marijuana plants are mature or immature (defined in NAC 453A.080)
- 3. A maximum allowable quantity of edible marijuana products (defined in NRS 453A.101) and marijuana-infused products (defined in NRS 453A.112) as established by regulation of the Division

4/1/14

EXHIBIT D

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Answers to Frequently Asked Questions about Marijuana

Answers to some of the commonly asked questions in the discussion about marijuana in the United States.

- · What is the Federal response to state marijuana initiatives?
- · Isn't marijuana generally harmless?
- · Is marijuana addictive?
- · Doesn't everyone use marijuana?
- · What are the trends in marijuana use in the United States?
 - Overal
 - · Initiation of use
 - Treatment
- . Recent trends in youth use
- Long-term trends in youth use
- · Trends in perception of risk
- · What are state laws pertaining to marijuana?
- · What is the difference between decriminalization, legalization, and medical marijuana?
- · Is the government putting people in jail/prison for using marijuana?
- · Why is the Federal Government opposed to medical marijuana?
- . Does the government block research on marijuana?
- Wouldn't legalizing marijuana remove a major source of funding for Mexican drug trafficking organizations?
- · Couldn't legalizing and taxing marijuana generate significant revenue?
- · What impact does marijuana cultivation have on the environment?

Q. What is the Federal response to state marijuana initiatives?

In enacting the Controlled Substances Act (CSA), Congress determined that marijuana is a Schedule I controlled substance. In 2012, voters in Colorado and Washington state also passed initiatives legalizing marijuana for adults 21 and older under state law. As with state medical marijuana laws, it is important to note that Congress has determined that marijuana is a dangerous drug and that the illegal distribution and sale of marijuana is a serious crime. The Department of Justice (DOJ) is committed to enforcing the CSA consistent with these determinations. On August 29, 2013, DOJ issued guidance to Federal prosecutors concerning marijuana enforcement under the CSA. The Department's guidance is available on the DOJ web site, and provides further detail.

Q. Isn't marijuana generally harmless?

No. Marijuana is classified as a Schedule I drug, meaning it has a high potential for abuse and no currently accepted medical use in treatment in the United States. The main active chemical in marijuana is delta-9-tetrahydrocannabinol, more commonly called THC. THC acts upon specific sites in the brain, called cannabinoid receptors, starting off a series of cellular reactions that ultimately lead to the "high" that users experience when they smoke marijuana. Some brain areas have many cannabinoid receptors; others have few or none. The highest density of cannabinoid receptors are found in parts of the brain that influence pleasure, memory, thinking, concentrating, sensory and time perception, and coordinated movement.

Marijuana's "high" can affect these functions in a variety of ways, causing distorted perceptions, impairing coordination, causing difficulty with thinking and problem solving, and creating problems with learning and memory, Research has demonstrated that among chronic heavy users these effects on memory can last at least seven days after discontinuing use of the drug.

These aren't the only problems connected to marijuana use. Research tells us that chronic marijuana use may increase the risk of schizophrenia in vulnerable individuals, and high doses of the drug can produce acute psychotic reactions. Researchers have also found that adolescents' long-term use of marijuana may be linked with lower IQ (as much as an 8 point drop) later in life.

We also know that marijuana affects heart and respiratory functions. In fact, one study found that marijuana users have a nearly five-fold increase in the risk of heart attack in the first hour after smoking the drug. A study of 452 marijuana smokers (but who did not smoke tobacco) and 450 non-smokers (of either marijuana or tobacco) found that people who smoke marijuana frequently but do not smoke tobacco have more health problems, including respiratory illnesses, than nonsmokers.

All that stated, a recent study published in the Journal of the American Medical Association (JAMA) found that low levels of marijuana use (with no tobacco use) produced no detrimental effect in lung function among study participants. In fact, exposure led to a mild, but not clinically significant, beneficial effect—albeit among those who smoked only one joint per day. While these findings have received wide attention from the media and from advocates of marijuana legalization, it is important to consider them in the context of the extensive body of research indicating that smoking marijuana is harmful to health. Additionally, while the study did not include a sufficient number of heavy users of marijuana to confirm a detrimental effect of such use on pulmonary function, the findings suggest this possibility.

The harms of marijuana use can also manifest in users' quality of life. In one study, heavy marijuana users reported that the drug impaired several important measures of health and quality of life, including physical and mental health; cognitive abilities, social life, and career status.

Marijuana is the most commonly used illicit drug in the United States. In 2011 alone, more than 18 million Americans age 12 and older reported using the drug within the past month. Approximately 4.2 million people met the diagnostic criteria for abuse of or dependence on this drug. This is more than pain relievers, cocaine, tranquilizers, naillucinogens, and heroin combined.

There are very real consequences associated with marijuana use. In 2010, marijuana was involved in more than 461,000 emergency department visits nationwide. This is nearly 39 percent of all emergency department visits involving illicit drugs, and highlights the very real dangers than can accompany use of the drug.

And in 2011, approximately 872,000 Americans 12 or older reported receiving treatment for manijuana use, more than any other illicit drug. Despite some viewpoints that manijuana is harmless, these figures present a sobering picture of this drug's very real and serious harms.

Marijuana places a significant strain on our health care system, and poses considerable danger to the health and safety of the users themselves, their families, and our communities. Marijuana presents a major challenge for health care providers, public safety professionals, and leaders in communities and all levels of government seeking to reduce the drug use and its consequences throughout the country.

Q: Is marijuana addictive?

Yes. We know that marijuana use, particularly long-term, chronic use or use starting at a young age, can lead to dependence and addiction. Long-term marijuana use can lead to compulsive drug seeking and abuse despite the known harmful effects upon functioning in the context of family, school, work, and recreational activities.

Research finds that approximately 9 percent (1 in 11) of manjuana users become dependent. Research also indicates that the earlier young people start using manijuana, the more likely they are to become dependent on manijuana or other drugs later in life.

In 2011, approximately 4.2 million people met the American Psychiatric Association's Diagnostic and Statistical Manual of Mental Disorders (DSM-IV) diagnostic criteria for marijuana abuse or dependence. This is more than pain relievers, cocaine, tranquilizers, hallucinogens, and heroin combined. In 2011, approximately 872,000 Americans 12 or older reported receiving treatment for marijuana use, more than any other illicit drug.

The research is clear. Marijuana users can become addicted to the drug. It can lead to abuse and dependence, and other serious consequences.

Q: Doesn't everyone use marijuana?

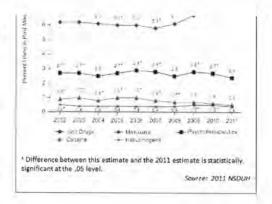
The vast majority of Americans do not use marijuana. While marijuana is the most commonly abused illicit drug in the United States, that does not mean everyone uses it. In 2011, more than 18 million Americans aged 12 and older



reported using the drug within the past month. However, this is only 7.0 percent of the entire U.S. population 12 and older.

Furthermore, a majority of Americans have never even tried marijuana. The latest survey of drug use found that 58 percent of Americans 12 and older had never used marijuana.

Common references and media discussions about marijuana issues may create a perception that marijuana use is common, but the data show a very different picture.



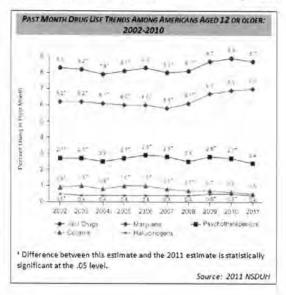
Q. What are the trends in marijuana use in the United States?

Marijuana is the most commonly used illicit drug in the United States, in 2011, 18.1 million Americans aged 12 and

older (7.0 percent) reported using the drug within the past month.

While these figures are similar to levels reported in 2010 (6.9 percent) and 2009 (6.7 percent), they are a significant increase over rates reported in 2002 through 2008. In fact, between 2007 and 2011, the rate increased from 5.8 to 7.0 percent, and the number of users increased from 14.4 million to 18.1 million.

Survey data also tell us the frequency with which Americans are using marijuana. In 2011, 16.7 percent of Americans 12 or older who had used the drug in the past year did so on 300 or more days within the past 12 months. This translates into 5.0 million people using marijuana on a daily or almost daily basis over a 12-month period.



Initiation of Marijuana Use

In 2011, approximately 2.6 million Americans aged 12 or older used marijuana for the first time. This averages out to about 7,100 new marijuana users every day. While relatively unchanged from the past few years, it is a higher number of people than is estimated in the early- and mid-2000s.

The average age of individuals between 12 and 49 who first use marijuana was 17.5 years old in 2011. This data point is an important one to understand, as earlier initiation of marijuana use is associated with a higher likelihood of needing treatment in the future. In 2011, among adults aged 18 or older, age at first use of marijuana was associated with illicit drug dependence or abuse. Among those who first tried marijuana at age 14 or younger, nearly 13 percent were classified with illicit drug dependence or abuse, higher than the 2.0 percent of adults who had first used marijuana at age 18 or older.

Treatment for Marijuana

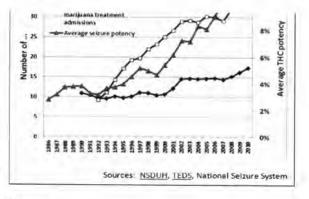
Over the last two decades, treatment admissions for marijuana have increased significantly. In 1992, approximately 93,000 people were admitted to treatment with marijuana as the primary drug for which treatment was needed.

By 2010, these admissions were estimated at 353,000. Only admissions for opiate prescription drugs and methamphetamine showed greater increases over the same period of time; however,



admissions for both of these drugs in 2010 were about a half or less of marijuana admissions.

This increase in admissions for marijuana coincides with a similarly sharp rise in the potency of marijuana. In 1992, the average potency (delta-9-tetrahydrocannabinol (THC) content) of marijuana seized by the government was about 3 percent. By 2009, the average potency had more



than tripled to about 11 percent (see figure)."

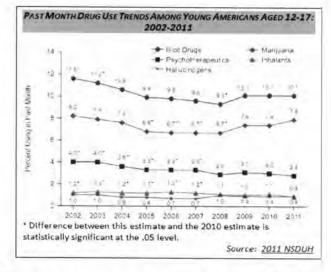
*Source: Marijuana Potency Monitoring Program, University of Mississippi. Quarterly Report #115, Dec 19, 2011 (unpublished data).

Recent Trends in Youth Marijuana Use

While the trend over the last 10 years has been largely positive, there have been some troubling increases in the rates of marijuana use among young Americans in the recent years.

After a steady decline and flattening in the prevalence of past month use of marijuana among youth (12 to 17 year olds) from 2002 through 2008, the rate increased from 6.7 percent in 2008 to 7.9 percent in 2011.

Other surveys show us similar trends. The Monitoring the Future study found that there has been an upward trend in use over the past three to five years among 10th and 12th graders. Because most



drug users use marijuana either by itself or in combination with other substances, marijuana typically drives the trends in estimates of any illicit drug use. Not surprisingly, then, the trends in past-month use of marijuana mirror the trends for past-month use of any illicit drug:

- Past-month use of marijuana among 10th graders increased from 13.8% in 2008 to 17.6% in 2011.
- Past-month use of marijuana among 12th graders increased from 18.3% in 2006 to 22.6% in 2011.
- Moreover, drug use has increased among certain youth minority populations since 2008
 - Illicit drug use has increased by 43 percent among Hispanic boys and 42 percent among African American teen girls since 2008.

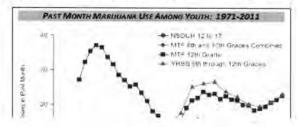
These data on marijuana use are of particular concern since trends in the perception of harm of smoking marijuana also have been declining over the same period of time. Prior research indicates that declines in these perceptions are predictive of increases in use.

Long-term Trends in Youth Marijuana Use

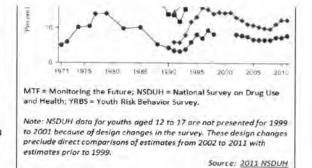
It is important to examine recent trends in marijuana use within the context of longer lerm trends. Despite some

changes in survey methodology and differences from survey to survey, we can view a fairly accurate picture of youth marijuana use over the last 40 years.

 Data showed substantial increases in youth marijuana



- use during the 1970s, reaching a peak in the late 1970s.
- Surveys then showed significant declines throughout the 1980s until about 1992, when rates reached a low point.
- Data showed increasing rates of marijuana use during the early to mid-1990s, reaching a peak in the late 1990s (albeit a much lower peak that in the late 1970s),



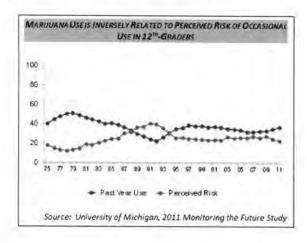
 This peak in the late 1990s was followed by declines in use after the turn of the 21st century and an increase in the most recent years

Trends in Youth Perceptions of Risk

The extent to which young people believe that marijuana or other drugs might cause them harm is an Important factor influencing their use of these substances. Lower levels of perceived risk are associated with higher use rates.

Surveys have found some troubling trends in recent years, with young Americans (ages 12 to 17), as the percentage reporting thinking there was a great risk of harm in smoking marijuana has decreased, as detailed in the chart below.

These data on marijuana use are of particular concern since trends in the perception of harm of smoking marijuana also have been declining over the same period of time. Prior research indicates that declines in these perceptions are predictive of increases in use.



Q. What are state laws pertaining to marijuana?

Follow this link for a more detailed overview of state laws.

Q. What is the difference between decriminalization, legalization, and medical marijuana?

There is significant public discussion around marijuana, much of which includes the terms legalization, decriminalization, and medical marijuana. Below are very general definitions for these terms:

Marijuana Legalization- Laws or policies which make the possession and use of marijuana legal under state law

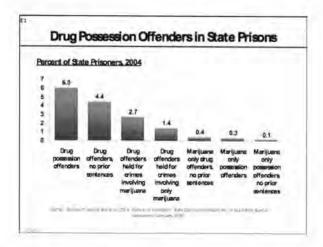
Marijuana Decriminalization— Laws or policies adopted in a number of state and local jurisdictions which reduce the penalties for possession and use of small amounts of marijuana from criminal sanctions to fines or civil penalties

Medical Marijuana – State laws which allow an individual to defend him or herself against criminal charges of marijuana possession if the defendant can prove a medical need for marijuana under state law.

Q. Is the government putting people in prison for marijuana use?

Simply stated, there are very few people in state or Federal prison for marijuana-related crimes. It is useful to look at all drug offenses for context. Among sentenced prisoners under state jurisdiction in 2008, 18% were sentenced for drug offenses. We know from the most recent survey of immates in state prison that only six percent (6%) of prisoners were for drug possession offenders, and just over four percent (4.4%) were drug offenders with no prior sentences.

In total, one tenth of one percent (0.1 percent) of state prisoners were marijuana possession offenders with no prior sentences.



For Federal prisoners, who represent 13 percent of the total prison population, about half (51 percent) had a drug offense as the most serious offense in 2009. And Federal data show that the vast majority (99.8 percent) of Federal prisoners sentenced for drug offenses were incarcerated for drug trafficking:

Many advocates of marijuana legalization point to the significant number of marijuana-related arrests, including for the sale, manufacturing, and possession of the drug, as an unnecessary burden on criminal justice system. While Federal, state, and local laws pertaining to marijuana do lead to criminal justice costs, it is important to understand how decriminalization or legalization might further exacerbate these costs. Alcohol, a legal, carefully regulated substance, provides useful context for this discussion. Arrests for alcohol-related crimes, such as violations of liquor laws and driving under the influence, totaled nearly 2.5 million in 2010 — far more than arrests for all illegal drug use, and certainly far more than arrests for marijuana-related crimes. It is therefore fair to suggest that decriminalizing or legalizing marijuana might not reduce the drug's burden to our justice and public health systems with respect to arrests, but might increase these costs by making the drug more readily available, leading to increase use, and ultimately to more arrests for violations of laws controlling its manufacture, sale, and use.

Q. Why is the Federal Government opposed to medical marijuana?

It is the Federal government's position that marijuana be subjected to the same rigorous clinical trials and scientific scrutiny that the Food and Drug Administration (FDA) applies to all other new medications, a comprehensive process designed to ensure the highest standards of safety and efficacy.

It is this rigorous FDA approval process, not popular vote, that should determine what is, and what is not medicine. The raw marijuana plant, which contains nearly 500 different chemical compounds, has not met the safety and efficacy standards of this process. According to the Institute of Medicine (IOM), smoxing marijuana is an unsafe delivery system that produces harmful effects.

The FDA has, however, recognized and approved the medicinal use of isolated components of the marijuana plant and related synthetic compounds. Dronabinol is one such synthetically produced compound, used in the FDA-approved medicine Marinol, which is already legally available for prescription by physicians whose patients suffer from nausea and vomitting related to cancer chemotherapy and wasting (severe weight loss) associated with AIDS. Another FDA-approved medicine, Cesamet, contains the active ingredient Nabilone, which has a chemical structure similar to THC, the active ingredient of marijuana. And Sativex, an oromucosal spray approved in Canada, the UK, and other parts of Europe for the treatment of multiple sclerosis spasticity and cancer pain, is currently in late-stage clinical trials with the FDA. It combines THC and another active ingredient in marijuana, cannabidiol (CBD), and provides therapeutic benefits without the "high" from the drug.

A number of States have passed voter referenda or legislative actions allowing marijuana to be made available for a variety of medical conditions upon a licensed prescriber's recommendation, despite such measures' inconsistency with the scientific thoroughness of the FDA approval process. But these state actions are not, and never should be, the primary test for declaring a substance a recognized medication. Physicians routinely prescribe medications with standardized modes of administration that have been shown to be safe and effective at treating the conditions that marijuana proponents claim are relieved by smoking marijuana. Biomedical research and medical judgment should continue to determine the safety and effectiveness of prescribed medications.

Q. Does the Federal government block medical marijuana research?

No. The Federal government supports studies that meet accepted scientific standards and successfully compete for research funding based on peer review and potential public health significance. The Federal Government will continue to call for research that may result in the development of products to effectively treat debilitating diseases and chronic pain. Already, there are DEA-registered researchers eligible to study marijuana, and currently there are Phase III clinical trials underway examining the medical utility of a spray containing a mixture of two active ingredients in marijuana (i.e., Sativex).

A number of government-funded research projects involving marijuana or its component compounds have been completed or are currently in progress. Studies include evaluation of abuse potential, physical/psychological effects, adverse effects, therapeutic potential, and detection. It is worth noting that a number of these studies include research with smoked marijuana on human subjects.

The Federal government is committed to the highest standards for basic science and clinical research on wide array of substances, including marijuana, that show promise.

Q. Wouldn't legalizing marijuana remove a major source of funding for Mexican drug trafficking organizations?

No, violent Mexican criminal organizations derive revenue from more than just marijuana sales. They also produce and traffic methamphetamine and heroin, continue to move significant amounts of cocaine, and conduct an array of criminal activities including kidnapping, extortion, and human trafficking. Because of the variety and scope of the cartels' business, and its illicit and purposefully obscured nature, determining the precise percentage of revenues from marijuana is problematic, but we can be confident that even the complete elimination of one of their illicit "product lines" will not result in disbanding of their criminal organizations.

The existing black market for marijuana will not simply disappear if the drug is legalized and taxed. Researchers from the RAND Corporation have noted a significant profit motive for existing black market providers to stay in the market, as "as they can still cover their costs of production and make a nice profit."

With this in mind, it is crucial to reduce demand for marijuana in the United States and work with the Government and people of Mexico to continue our shared commitment to defeat violent drug cartels.

Q: Couldn't legalizing and taxing marijuana generate significant revenue?

A: While taxing marijuana could generate some revenues for state and local governments, research suggests that the economic costs associated with use of the drug could far outweigh any benefit gained from an increase in tax revenue.

In the United States in 2007, illegal drugs cost \$193 billion (\$209 billion in 2011 dollars) in health care, lost productivity, crime, and other expenditures. Optimistic evaluations of the potential financial savings from legalization and taxation are often flawed, and fail to account for the considerable economic and social costs of drug use and its consequences.

This issue is particularly relevant in the marijuana debate. For example, the California Board of Equalization estimated that \$1.4 billion of potential revenue could arise from legalization. This assessment, according to the RAND Corporation is "based on a series of assumptions that are in some instances subject to tremendous uncertainty and in other cases not valid."

Another recent report from RAND examines this issue in greater detail. The report concludes that legalization and taxation of marijuana would lead to a decrease in the retail price of the drug, likely by more than 80 percent. While this conclusion is subject to a number of uncertainties, including the effect of legalization on production costs and price and the Federal government's response to the state's legalization of a substance that would remain illegal under Federal law, it is fair to say that the price of marijuana would drop significantly. And because drug use is sensitive to price, especially among young people, higher prices help keep use rates relatively low.

The existing black market for marijuana will not simply disappear if the drug is legalized and taxed. RAND also noted that "there is a tremendous profit motive for the existing black market providers to stay in the market, as they can still cover their costs of production and make a nice profit." Legalizing marijuana would also place a dual burden on the government of regulating a new legal market while continuing to pay for the negative side effects associated with an underground market, whose providers have little economic incentive to disappear.

Legalization means price comes down; the number of users goes up; the underground market adapts; and the revenue gained through a regulated market most likely will not keep pace with the financial and social cost of making this drug more accessible.

Consider the economic realities of other substances. The tax revenue collected from alcohol pales in comparison to the costs associated with it. Federal excise taxes collected on alcohol in 2009 totaled around \$9.4 billion; state and local revenues from alcohol taxes totaled approximately \$5.9 billion. Taken together (\$15.3 billion), this is just over six percent of the nearly \$237.8 billion adjusted for 2009 inflation) in alcohol-related costs from health care, treatment services, lost productivity, and criminal justice.

While many levels of government and communities across the country are facing serious budget challenges, we must find innovative solutions to get us on a path to financial stability – it is clear that the social costs of legalizing manijuana would outweigh any possible tax that could be levied.

Q. What impact does marijuana cultivation have on the environment?

Outdoor marijuana cultivation creates a host of negative environmental effects. These grow sites affect wildlife, vegetation, water, soil, and other natural resources through the use of chemicals, fertilizers, terracing, and poaching. Marijuana cultivation results in the chemical contamination and alteration of watersheds; diversion of natural water courses; elimination of native vegetation; wildfire hazards; poaching of wildlife; and disposal of garbage, non-biodegradable materials, and human waste.

Marijuana growers apply insecticides directly to plants to protect them from insect damage. Chemical repellants and polsons are applied at the base of the marijuana plants and around the perimeter of the grow site to ward off or kill rats, deer, and other animals that could cause crop damage. Toxic chemicals are applied to irrigation hoses to prevent damage by rodents. According to the National Park Service, "degradation to the landscape includes tree and vegetation clearing, use of various chemicals and fertilizers that pollute the land and contribute to food chain contamination, and construction of ditches and crude dams to divert streams and other water sources with irrigation equipment."

Outdoor marijuana grow site workers can also create serious wildfire hazards by clearing land for planting (which results in piles of dried vegetation) and by using campfires for cooking, heat, and sterilizing water. In August 2009, growers destroyed more than 89,000 acres in the Los Padres National Forest in Southern California. The massive La Brea wildfire began in the Los Padres National Forest within the San Rafael Wilderness area in Santa Barbara County, California, and subsequently spread to surrounding county and private lands. According to United States Forest Service (USFS) reporting, the source of the fire was an illegal cooking fire at an extensive, recurring Drug Trafficking Organization-operated outdoor grow site where more than 20,000 marijuana plants were under cultivation. According to the USFS, suppression and resource damage costs of the La Brea wildfire totaled nearly \$35 million.

In addition to the environmental damage, the cost to rehabilitate the land damaged by illicit marijuana grows is prohibitive, creating an additional burden to public and tribal land agency budgets. According to internal Park Service estimates, full cleanup and restoration costs range from \$14,900 to \$17,700 per acre.* Total costs include removal and disposal of hazardous waste (pesticides, fuels, fertilizers, batteries) and removal of camp facilities, imigation hoses, and garbage. Full restoration includes re-contouring plant terraces, large tent pads, and cistems/wells and revegetating clear-cut landscapes.

The United States has an abundance of public lands set aside by Congress for conservation, recreational use, and enjoyment of the citizens of this country and visitors from around the globe. Unfortunately, criminal organizations are exploiting some of these public and tribal lands as grow sites for marijuana.

During calendar year 2010, nearly 10 million plants were removed from nearly 24,000 illegal outdoor grow sites nationwide. These numbers provide insight into the size and scale of the negative environmental impact that marijuana cultivation can have on our Nation's public lands.

*Source: Marijuana Site Reclamation and Restoration Cost Analysis." U.S. Department of Interior, National Park Service. December 9, 2010 (unpublished data).

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Marijuana: Know the Facts

Marijuana is a common drug made from the dried, shredded leaves, flowers, and other parts of a plant in the genus *Cannabis*. The term cannabis generally refers to marijuana and other drugs made from the same plant, including sinsemilla, hashish, and hash oil.

Marijuana is the most commonly used illicit drug. Although marijuana is sometimes characterized as a "harmless herb," the cultivation, trafficking, and use of the drug have a negative impact on many

aspects of our lives, from public health to national security, transportation, the environment, and educational attainment.

The Obama Administration is working with Federal partners and state and local officials to reduce the use of marijuana and other illicit drugs through development of strategies that more fully integrate the principles of prevention, treatment, and recovery.

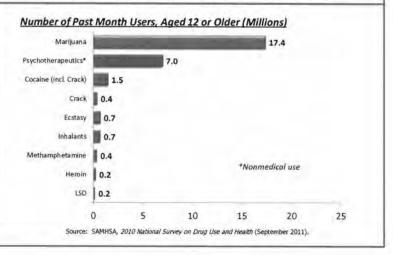
National Trends

- Rates of marijuana use among 8th, 10th, and 12th graders are higher than rates for any other illicit drug.¹
- According to the 2010 National Survey on Drug Use and Health (NSDUH), 17.4 million people age 12 or older were current marijuana users, meaning they used the drug during the month prior to taking the survey (see chart, above).²
- NSDUH also shows that from 2008 to 2010, the rate of current illicit drug use among young adults aged 18 to 25 climbed 10 percent (from 19.6% to 21.5%), driven largely by a 12 percent rise in marijuana use (from 16.5% to 18.5%).³
- In 2010, there were 2.4 million new past-year users of marijuana. The average age of initiation increased from 17.0 in 2009 to 19.3 in 2010.4
- The average potency of marijuana has more than doubled since 1998.

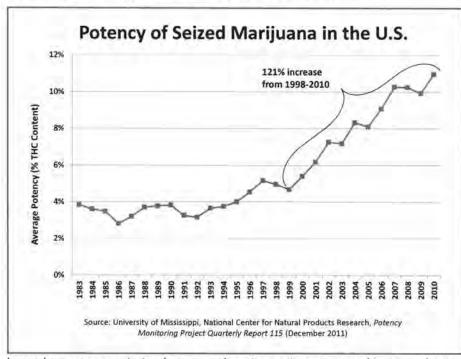
Health Effects

Marijuana is classified as a Schedule I drug, meaning it has a high potential for abuse and no currently accepted medical use in treatment in the United States. In recent decades, marijuana growers have been genetically altering their plants to increase the percentage of delta-9-tetrahydrocannabinol (THC),

Over 17 Million Americans Were Current (Past Month) Users of Marijuana in 2010



the main active ingredient in marijuana. The average potency of tested marijuana from Federal seizures more than doubled from 1998 to 2010, ⁷ as shown below.



THC acts upon specific sites in the brain called cannabinoid receptors, triggering a series of cellular reactions that ultimately lead to the "high" users experience when they smoke the drug.8 Marijuana intoxication can cause distorted perceptions, impaired coordination, difficulty in thinking and problem solving, and problems with learning and memory.9 Studies

have shown an association between chronic marijuana use and increased rates of anxiety, depression, suicidal thoughts, and schizophrenia. Research also indicates that marijuana smoke contains carcinogens and irritates the lungs. In fact, marijuana smoke contains 50-70 percent more carcinogenic hydrocarbons than does tobacco smoke. 11

Prevention

To reduce the prevalence of marijuana, particularly among youth, the Federal Government is implementing multi-sector, community-based methods of prevention and intervention, such as the Drug Free Communities (DFC) program, the Screening, Brief Intervention, and Referral to Treatment (SBIRT) model, and the National Youth Anti-Drug Media Campaign.

The DFC program strengthens collaboration efforts among prevention organizations to develop evidence- and community-based prevention strategies. ¹² The SBIRT model also uses a community-based approach to deliver individualized intervention materials for non-dependent marijuana users. ¹³ SBIRT programs, which have screened more than 536,000 individuals for marijuana and other drug use, can operate in a variety of locations, such as trauma centers and schools. ¹⁴ The ability to develop prevention materials that are community-based and individually tailored is one of the most important characteristics of the DFC and SBIRT models.

The National Youth Anti-Drug Media Campaign increases teen exposure to anti-drug messages through its *Above the Influence* program, which delivers prevention messaging at the national level and through more targeted efforts at the local community level.

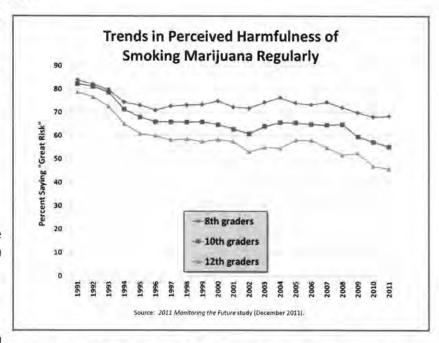
Also vital to the success of prevention programs are grants, such as the Strategic Prevention Framework State Incentive Grant, which provides funds to State, local, and tribal organizations. 15

Youth at Risk

Marijuana use by teens has been shown to have a profoundly negative effect on their development. Results of the 2010 NSDUH study indicate that more than 3.4 million 12- to 17-year-olds were past-year marijuana users, and that 863,000 youths in that age group displayed the characteristics of marijuana dependence or abuse in the past year. The past year is the past year.

The downward trend in youth marijuana use during the late 1990s has ended. ¹⁸ In 2010, according to NSDUH, the rate of past-month marijuana use among 12- to 17-year-olds climbed to 7.4%. ¹⁹ This is significantly higher than the rate (6.7%) in 2006, 2007, and 2008.

A possible correlation with this phenomenon is that fewer young people today see "great risk" in using marijuana regularly (see chart, right). In 1991, approximately 80 percent of 8th, 10th, and 12th graders perceived there to be "great risk" in using marijuana



regularly. In 2011, those rates dropped to about 70 percent of 8th graders, 55 percent of 10th graders, and 45 percent of 12th graders. ²⁰

Treatment

Long-term marijuana users who are trying to stop using the drug report symptoms such as irritability, sleeplessness, decreased appetite, anxiety, and drug craving, all of which make it difficult to quit.²¹ In 2009, nearly 72 percent of primary treatment admissions for youth between the ages of 12 and 17 were for marijuana.²² Although there are no medications for treating marijuana abuse, behavioral interventions, including cognitive behavioral therapy and motivational incentives (i.e., providing vouchers for goods or services to patients who abstain from drug use), have shown efficacy in treating marijuana dependence.²³

A Threat to the Environment

Outdoor marijuana cultivation sites are becoming increasingly common. These "grows" often result in the destruction of natural habitat from diesel spills, pesticide runoff, and trash from cultivators. Antional parks and other public lands in the United States are used for cannabis cultivation operations, primarily by Mexican criminal groups. Data from the Department of Agriculture's Forest Service and the Department of the Interior indicate that more than 4 million marijuana plants were eradicated from U.S. public lands in 2008 alone.

Marijuana Resource Center

ONDCP has created a Web-based resource center that provides the general public, community leaders, and other interested people with the facts, knowledge, and tools to better understand and address

marijuana in their communities. This resource center will be regularly updated and expanded to address emerging issues, research, and prevention tools, and highlight successful local efforts to reduce marijuana use.

To access the resource center, visit http://www.whitehouse.gov/ondcp/marijuanainfo.

Notes

http://www.justice.gov/dea/pubs/abuse/1-csu.htm

http://www.whitehouse.gov/ondep/Drug-Free-Communities-Support-Program

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¹³ Substance Abuse and Mental Health Services Administration. "Screening, Brief Intervention, and Referral to Treatment" (2009). http://sbirt.samhsa.gov/about.htm

¹⁴ Substance Abuse and Mental Health Services Administration. "Screening, Brief Intervention, and Referral to Treatment" (2009).

http://sbirt.samhsa.gov/about htm ¹⁵ Substance Abuse and Mental Health Services Administration, "Strategic Prevention Framework State Incentive Grant." http://prevention.samhsa.gov/grants/sig.aspx

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¹⁷ SAMHSA, 2010 National Survey on Drug Use and Health (September 2011).

¹⁸ University of Michigan, Institute for Social Research. "The Monitoring the Future Study: 2011 Results."

¹⁹ SAMHSA, 2010 National Survey on Drug Use and Health (September 2011).

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²¹ Budney AJ, Vandrey RG, Hughes JR, Thostenson JD, Bursac Z. Comparison of cannabis and tobacco withdrawal: Severity and contribution to relapse. J Subst Abuse Treat 35(4):362-368, 2008.

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National Drug Intelligence Center. "Impact of Drugs on Society" (2010), available at

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EXHIBIT E

ORDINANCE NO. 1519

AN ORDINANCE OF THE CITY OF BOULDER CITY, NEVADA, AMENDING BOULDER CITY CODE, TITLE 11, CHAPTER 1, SECTION 3B, DEFINING "MEDICAL MARIJUANA ESTABLISHMENTS," AND FURTHER ADDING BOULDER CITY CODE, TITLE 11, CHAPTER 2, SECTION 8, REGARDING THE PROHIBITION OF MEDICAL MARIJUANA ESTABLISHMENTS AS A MATTER OF PROHIBITED LAND USE THROUGHOUT THE INCORPORATED AREAS OF THE CITY OF BOULDER CITY PER ZONING AMENDMENT FILE NUMBER AM-14-309; AND OTHER MATTERS PROPERLY RELATED THERETO.

WHEREAS, the Nevada Legislature adopted SB374 during the 2013 Session, and Section 10.5 of the legislation requires that medical marijuana establishments be located in accordance with local governmental ordinances on zoning and land use, and be professional in appearance; and

WHEREAS, existing Nevada law provides immunity from state and local prosecution for possessing, delivering and producing marijuana in certain limited amounts for patients with qualifying medical conditions; and

WHEREAS, the City Council recognizes the rights of qualifying individuals to grow, possess, and use marijuana for medical purposes as provided by the Medical Use of Marijuana Law adopted by the Nevada legislature in 2001; and

WHEREAS, the City of Boulder City has a long tradition of applying strict land use standards to protect the unique land use zones within the City of Boulder City, and, in some cases, Boulder City has banned certain types of retail and industrial uses; and

WHEREAS, the City of Boulder City may make and enforce within its boundaries all local, police, sanitary, zoning and other ordinances and regulations not in conflict with the general laws; and

WHEREAS, Preemption of the City's authority will not be implied when the legislative scheme either permits or recognizes local regulation. SB 374 explicitly provides in Section 10.5 that a city may enact zoning restrictions; and

WHEREAS, the mere fact that a local law imposes restraints that the state law does not impose does not establish a conflict; and

WHEREAS, zoning is a field covered by local regulation and there is significant local interest that may differ from one locality to another; and

Bill No. 1737 Introduced by: Woodbury

WHEREAS, regulations related to the sale and distribution of substances controlled by state and federal law are necessitated by the large geographic size of the City, the limited resources of the City, and the close proximity to residential, school, park and religious uses to commercial and industrial uses in the City; and

WHEREAS there is a legal uncertainty between federal law and Nevada law regarding medical marijuana establishments. The United States Supreme Court has held that the federal Controlled Substances Act validly prohibits local cultivation and use of marijuana under all circumstances, *Gonzales v. Raich*, 125 S. Ct. 2195 (2005), and the federal Controlled Substances Act prohibits marijuana use, distribution and possession, and that no medical necessity exception exists to these prohibitions, *United States v. Oakland Cannabis Buyers' Cooperative*, 121 S. Ct. 1711 (2001); and

WHEREAS, regulations are further needed to protect the public health, safety and welfare of residents, children, and businesses from harmful secondary effects of certain types of land use and such regulations are necessary and proper and consistent with the guidelines set forth in NRS 278.250;

NOW, THEREFORE,

The City Council of Boulder City do ordain:

Section 1. CODE AMENDMENT. Boulder City Code, Title 11, Chapter 1, Section 11-1-3B is hereby amended to add the definition for "Medical Marijuana Establishments" and Boulder City Code, Title 11, Chapter 2, shall have added thereto a new Section 11-2-8 prohibiting marijuana establishments in any zone throughout the incorporated boundaries of the City of Boulder City, all of which is set forth in full on Exhibit "A" attached hereto.

Section 3. VALIDITY. Each section and each provision or requirement of any section of this ordinance shall be considered separable and the invalidity of any portion shall not affect the validity or enforceability of any other portion

<u>Section 4</u>. PUBLICATION. The City Clerk shall cause this Ordinance to be published in summary on Friday, February 28th, 2014 in the *Las Vegas Review Journal*, a daily newspaper published in Las Vegas, Nevada.

Section 5. EFFECTIVE. This ordinance shall become effective twenty (20) days after its approval and publication, on the 20th day of March, 2014.

Bill No. 1737 Introduced by: Woodbury

ROGER TOBLER, Mayor

ATTEST:

ORENE KRUMM City Clerk

The foregoing Ordinance was first proposed and ready by title to the City Council on the 11th day of February, 2014, which was a regular meeting; thereafter, on the 25th day of February, 2014, a regular meeting was held and the proposed Ordinance was adopted by the following vote:

VOTING AYE: Tobler, Leavitt, McCoy, Walker, Woodbury

VOTING NAY: None

ABSENT: None

DATED and APPROVED this 25th day of February, 2014.

ROGER TOBLER, Mayor

ATTEST:

LORENE KRUMM, City Clerk

Boulder City Code, Title 11, Chapter 1, Section 11-1-3 is hereby amended to add the definition for "Medical Marijuana Establishments"

11-1-3-B Definitions

MEDICAL MARIJUANA ESTABLISHMENTS:

An establishment as defined by Nevada Revised Statute Chapter 453A, shall include, but not be limited to:

- a. An independent marijuana testing laboratory;
- A marijuana cultivation facility;
- A facility for the production of edible marijuana products or marijuana-infused products;
- d. A marijuana dispensary; or
- e. A business registered with the Division of Public and Behavioral Health and paid the requisite fees to act as more than one of the types of businesses listed in subsections b, c, and d of this section.

Boulder City Code, Title 11, Chapter 2, shall have added thereto a new section 11-2-8 as follows:

11-2-8 Medical Marijuana Establishments. Notwithstanding any other provision of this Code, medical marijuana establishments are not allowed, and shall be unlawful as a permitted use, conditional use, special use or accessory use in any zone throughout the incorporated boundaries of the City of Boulder City. This prohibition is not intended to interfere with the individual rights of persons to the medical use of marijuana as permitted by Chapter 453A of the Nevada Revised Statutes.

NOTICE OF FILING

Notice is hereby given that Bill No. 1737 proposed ordinance titled, "AN ORDINANCE OF THE CITY OF BOULDER CITY, NEVADA, AMENDING BOULDER CITY CODE, TITLE 11, CHAPTER 1, SECTION 3B, DEFINING 'MEDICAL MARIJUANA ESTABLISHMENTS' AND FURTHER ADDING BOULDER CITY CODE, TITLE 11, CHAPTER 2, SECTION 8, REGARDING THE PROHIBITION OF MEDICAL MARIJUANA ESTABLISHMENTS AS A MATTER OF PROHIBITED LAND USE THROUGHOUT THE INCORPORATED AREAS OF THE CITY OF BOULDER CITY PER ZONING AMENDMENT FILE NUMBER AM-14-309" was introduced by Council member Woodbury and that a copy of such ordinance was filed with the City Clerk on the 11th day of February, 2014 for public examination.

Notice is hereby further given that action on the proposed ordinance, or the ordinance as amended, will be taken at a regular meeting of the City Council of Boulder City, Nevada, on the 25th day of February, 2014, at the Council Chambers, City Hall, Boulder City, Nevada.

Dated this 11th day of February, 2014.

/s/ Lorene Krumm Lorene Krumm, City Clerk

Publish on February 14, 2014

AFFIDAVIT OF PUBLICATION

STATE OF NEVADA) COUNTY OF CLARK)

> CITY OF BOULDER CITY CLERK **401 CALIFORNIA AVE BOULDER CITY NV 89006-2600**

Account #

20713

Ad Number

0000094426

Stacey M. Lewis, being 1st duly sworn, deposes and says: That she is the Legal Clerk for the Las Vegas Review-Journal and the Las Vegas Sun, daily newspapers regularly issued, published and circulated in the City of Las Vegas, County of Clark, State of Nevada, and that the advertisement, a true copy attached for, was continuously published in said Las Vegas Review-Journal and / or Las Vegas Sun in 1 edition(s) of said newspaper issued from 02/14/2014 to 02/14/2014, on the following days:

02/14/14

NOTICE OF FILING

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/s/ Lorene Krumm Lorene Krumm, City Clerk

PUB: February 14, 2014 LV Review-Journal

LEGAL ADVERTISEMENT REPRESENTATIVE

Subscribed and sworn to before me on this 14th day of February, 2014

Notary

MARY A. LEE Notary Public State of Nevada No. 09-8941-1

My Appt. Exp. Nov. 13, 2016

PUBLIC NOTICE

NOTICE IS HEREBY GIVEN that the following ordinance of the City of Boulder City, Nevada was introduced on February 11, 2014, and read by title. On February 25, 2014, Bill No. 1737 was considered by the City Council and adopted as the following Ordinance:

ORDINANCE NO. 1519 Introduced by: Council member Woodbury

"AN ORDINANCE OF THE CITY OF BOULDER CITY, AMENDING BOULDER CITY CODE, TITLE 11, CHAPTER 1, SECTION 3B, DEFINING 'MEDICAL MARIJUANA ESTABLISHMENTS' AND FURTHER ADDING BOULDER CITY CODE, TITLE 11, CHAPTER 2, SECTION 8, REGARDING THE PROHIBITION OF MEDICAL MARIJUANA ESTABLISHMENTS AS A MATTER OF PROHIBITED LAND USE THROUGHOUT THE INCORPORATED AREAS OF THE CITY OF BOULDER CITY PER ZONING AMENDMENT FILE NUMBER AM-14-309."

PUBLIC NOTICE is hereby given that a complete copy of the ordinance is available for inspection by all interested parties in the office of the City Clerk, City Hall, 401 California Avenue, Boulder City, Nevada. The ordinance will become effective March 20, 2014.

Motion to adopt Ordinance No. 1519 was made by Council member Walker; seconded by Council member McCoy; and approved by the following vote:

YEA: Tobler, Leavitt, McCoy, Walker, Woodbury

NAY: None ABSENT: None

Publish February 28, 2014

FIDAVIT OF PUBLICATION

GTATE OF NEVADA)
COUNTY OF CLARK) SS:

CITY OF BOULDER CITY CLERK 401 CALIFORNIA AVE BOULDER CITY NV 89006-2600

Account #

20713

Ad Number

0000107533

Stacey M. Lewis, being 1st duly sworn, deposes and says: That she is the Legal Clerk for the Las Vegas Review-Journal and the Las Vegas Sun, daily newspapers regularly issued, published and circulated in the City of Las Vegas, County of Clark, State of Nevada, and that the advertisement, a true copy attached for, was continuously published in said Las Vegas Review-Journal and / or Las Vegas Sun in 1 edition(s) of said newspaper issued from 02/28/2014 to 02/28/2014, on the following days:

02 / 28 / 14

PUBLIC NOTICE

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YEA: Tobler, Leavitt, McCoy,

Walker, Woodbury NAY: None ABSENT: None

> PUB: February 28, 2014 LV Review-Journal

LEGAL ADVERTISEMENT REPRESENTATIVE

Subscribed and sworn to before me on this 28th day of February, 2014

Notary

MARY A. LEE
Notary Public State of Nevada
No. 09-8941-1
My Appt. Exp. Nov. 13, 2016

Notice: Per NRS 239B.030, this document does not contain personal information as defined in NRS 603A.040

SUMMARY: Amends the Washoe County Code at Chapter 25 (Business Licenses, Permits and Regulations), Chapter 53 (Miscellaneous Crimes), and Chapter 110 (Development Code) to provide for limited exemption of certain acts from criminal prosecution and for the licensing and land use authorization required to operate medical marijuana establishments (including dispensaries, cultivation facilities, testing laboratories, and production facilities) which are registered and permitted by the State of Nevada under NRS Chapter 453A, and providing for matters properly related thereto.

BILL NO. 1708

ORDINANCE NO. 1527

An Ordinance amending the Washoe County Code at Chapter 25 (Business Licenses, Permits and Regulations), Chapter 53 (Miscellaneous Crimes), and Chapter 110 (Development Code) to provide for limited exemption of certain acts from criminal prosecution and for the licensing and land use authorization required to operate medical marijuana establishments (including dispensaries, cultivation facilities, testing laboratories, and production facilities) which are registered and permitted by the State of Nevada under NRS Chapter 453A, and providing for matters properly related thereto.

WHEREAS:

A. The Constitution of the State of Nevada Article 4, Section 38 directs the Nevada Legislature to provide for, among other things, the authorization of appropriate methods of supply of marijuana to patients authorized to use it for medical purposes, and the 2013 Nevada Legislature enacted Senate Bill 374 (Chapter 457, Statutes of Nevada 2013) significantly amending NRS Chapters 372A (Tax on Controlled Substances) and Chapter 453A (Medical Use of Marijuana) to provide for exemption from criminal prosecution and the certification, taxation and regulation of medical marijuana establishments (including dispensaries, cultivation

- facilities, testing laboratories, and production facilities of edible marijuana products) by the Division of Public and Behavioral Health State of Department of Health and Human Services (the "Division"); and
- B. NRS 453A.324 provides that the Division "shall issue" up to ten registration certificates to operate medical marijuana dispensaries in the various local jurisdictions within Washoe County, and shall further determine the appropriate number of and issue registration certificates to operate other types of medical marijuana establishments in the local jurisdictions in Washoe County; and
- C. NRS 453A.326 provides that if a local jurisdiction issues business licenses, the registration certificates described above issued by the Division are deemed to be provisional until a business license is issued and the certificated establishment complies with rules and ordinances of the local jurisdiction; and
- D. To the extent that medical marijuana establishments are registered and authorized by the State of Nevada to operate in the unincorporated Washoe County, this Board desires to provide for their licensing and regulation to protect the public health and safety and general welfare of the citizens of Washoe County; and
- E. NRS 453A.200 provides that in connection with activities by certificated establishments, certain acts are exempt from criminal prosecution by the state and its political subdivisions, which requires an amendment to Washoe County Code Sections 53.185, 53.190, and 53.195; and
- F. Since the use, cultivation, distribution, production, possession and transportation of marijuana remains illegal under federal law, and marijuana remains classified as a "controlled substance" by both Nevada and federal law, this Board does not have the authority to (and nothing in this Ordinance is intended to) authorize, promote, condone or aid the production, distribution or possession of marijuana in violation of any applicable law; and
- G. As the operation of a medical marijuana establishment is a revocable privilege (NRS 453A.320) and there is no property right for an individual or business to operate a medical marijuana establishment in the County; and
- H. Business Impact Statement. Business Impact Statements are regulated within NRS 237.030 through 237.100, inclusive, but under NRS 237.070, the provisions do not apply when changes are required by state statute and the local

government does not have the ability to impose less stringent standards. Additionally, the changes do not impose any new fees and therefore do not qualify as a rule as set forth in NRS 237.060 and 237.080.

NOW THEREFORE, THE BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF WASHOE DOES HEREBY ORDAIN:

SECTION 1.

Medical Marijuana Establishments

25.700 Medical marijuana establishments. License required; location; application requirements; renewal of business license; criminal history inquiries of property owners and related fees; warning signs; public access; waste disposal; graffiti; registration cards; revocation of business license, board hearing; immediate revocation of business license, no board hearing; denial of business license application or application for renewal; on-site use prohibited; age limitations; fee required; no county liability, indemnification; actions upon suspension or revocation; paraphernalia; display of merchandise; display of licenses; permission for entry and reasonable inspection; health district permit required; restriction on county employees.

Purpose and Limitations.

(a) This section shall be known as the Washoe County Medical Marijuana Establishments ("MME") Code.

- (b) Nevada Constitution Article 4, Section 38 requires the State of Nevada legislature to authorize the use by a patient, upon the advice of his physician, of the plant of the genus Cannabis, and to authorize appropriate methods for the supply of the plant to patients authorized to use it. Senate Bill 374 of the 2013 Nevada legislature amends NRS Chapter 453A to require the licensing, taxation and regulation of medical marijuana establishments including dispensaries, testing, cultivation, and production facilities. To the extent that medical marijuana establishments are registered and authorized by the State, the purpose of this section is to license and regulate them in unincorporated Washoe County to protect the public health and safety and general welfare of the citizens of Washoe County.
- (c) The use, cultivation, distribution, production, possession and transportation of medical marijuana remains illegal under federal law, and marijuana remains classified as a "controlled substance" by both Nevada and federal law. Nothing in this MME Code is intended to authorize, promote, condone or aid the production, distribution, or possession in violation of

any applicable law. The issuance of a license does not imply that operating a medical marijuana establishment is legal under other applicable laws nor authorizes or sanctions the violation

of any applicable law.

(d) This code is to be construed to protect the public interests over medical marijuana business interests. Operation of a medical marijuana establishment is a revocable privilege (NRS 453A.320) and not a right in the County. There is no property right for an individual or business to have medical marijuana within the County.

2. License Required.

(a) It shall be unlawful for any person to operate a medical marijuana establishment in the unincorporated portions of Washoe County without first obtaining a license to operate pursuant to the requirements of this chapter. Each medical marijuana establishment must have a separate license to operate as

required under this code.

- (b) A medical marijuana establishment lawfully registered with the division to regulate medical marijuana and licensed within the city of Reno or Sparks that delivers medical marijuana to another registered and licensed medical marijuana establishment, a patient who holds a valid registry identification card or a designated primary caregiver within the unincorporated area of Washoe County in conformance with NRS 453A and NAC 453A is required to have a valid business license from Washoe County, but is not required to obtain a medical marijuana establishment license pursuant to this section.
- (c) The license requirement set forth in this chapter shall be in addition to, and not in lieu of, any other licensing and permitting requirements imposed by any other federal, state or local law.
- (d) A license issued pursuant to this section does not provide any exception, defense or immunity from other laws, nor does it create an exception, defense or immunity to any person in regard to any potential criminal liability the person may have for the production, distribution or possession of marijuana.

Location.

(a) Medical marijuana establishments may be located in the unincorporated portion of Washoe County in conformance with Article 302 of Chapter 110 of the Code.

(b) A medical marijuana establishment may not be located:

(1) Within 1,000 feet of a public or private school that provides formal education traditionally associated with preschool or kindergarten through grade 12, and that existed on the date on which the application for the proposed medical marijuana establishment was submitted to the County, or

- (2) Within 300 feet of a community facility that existed on the date on which the application for the proposed medical marijuana establishment was submitted to the County.
- (3) For purposes of this subsection, the measurement between the medical marijuana establishment and the use enumerated in subsections (1) and (2) above shall be measured by a straight line in all directions as follows:
- (i) For schools or community facilities not totally enclosed in a building, from the closest point of the property line of the land used for the purposes stated in subsections (1) and (2) above to the nearest portion of the building or unit in which the medical marijuana establishment is located; or
- (ii) For schools or community facilities totally enclosed within a building, from the front door of the proposed medical marijuana establishment to any closest point of the property line of a school or community facility.
- (c) A medical marijuana establishment shall be located in a permanent building that meets Washoe County building code for a commercial building, and shall not located in a manufactured or mobile home, trailer, cargo container, motor vehicle or similar personal property.
- 4. Application requirements. In addition to the requirements of sections 25.017 and 25.0251 of this code, each application for a medical marijuana business license shall contain:
- (a) A copy of the application submitted to the division to regulate medical marijuana for a medical marijuana establishment registration certificate. The following elements, subsections (1) through (5) inclusive, of the application to the division to regulate medical marijuana are not required to be submitted to Washoe County:
- Documentation from a financial institution demonstrating the amount and source of liquid assets;
- (2) Evidence of taxes or other beneficial financial contributions made to the State of Nevada or its political subdivisions;
- (3) A narrative demonstrating past experience working with government agencies, community involvement, operating other businesses or non-profit organizations, and knowledge or experience with respect to the compassionate use of marijuana;
 - (4) Resumes; and
- (5) A financial plan, including resources of the applicant, sources of funds, amount of funds available, and detailed budgets.
- (b) A copy of the provisional registration certificate issued by the division to regulate medical marijuana for the medical marijuana establishment.
 - (c) A list of persons associated with the medical marijuana

establishment who have received, or will request, a medical marijuana establishment agent registration card from the division to regulate medical marijuana.

- (d) A site plan with the following:
 - (1) Name of the medical marijuana establishment.
 - (2) Site address and assessor's parcel number.
- (3) A statement describing what activity will occur at the site medical marijuana cultivation facility, facility for the production of edible marijuana products or marijuana-infused products, medical marijuana independent testing laboratory, medical marijuana dispensary, or a combination of the above.
 - (4) The Washoe County regulatory zone for the parcel.
- (5) Elevation drawings or photographs of the proposed building which demonstrate that the building is consistent with the traditional style of pharmacies and medical offices of the adjacent community.
- (6) Rendering of proposed signage showing that the proposed signs are consistent with Chapter 110 of this Code. Evidence shall be submitted that the division to regulate medical marijuana has approved the name, logo, sign(s) and advertisement of the establishment.
- (7) The Washoe County planning and development division shall determine compliance with County Codes for subsections (4), (5) and (6).
- (e) The name and physical address of any other medical marijuana establishment within Washoe County in which any owner, officer, manager, or director of the applicant has an ownership interest in, or contractual relationship or otherwise associated with, other medical marijuana establishments.
- (f) A certificate, signed by the applicant and attested, that demonstrates the distance requirements of subsection 4, Location, have been met. The certificate shall state the physical address and assessor's parcel number of each lot and the use or uses within each building, or the use of a parcel if there is no building, within 1,000 feet of the building containing the proposed medical marijuana establishment. The planning and development division shall determine compliance with County Codes for the distance requirements.
- (g) The name and location of the off-site medical marijuana cultivation facility providing the medical marijuana, if applicable. The name and location of the medical marijuana independent testing laboratory providing Laboratory service, if applicable.
- (h) A description of all toxic, flammable or other materials regulated by a federal, state or local government with authority over the business that will be used or kept at the medical marijuana establishment, the location of such materials, how

such materials will be stored, and how such materials will be used. The Truckee Meadows Fire Protection District or the North Lake Tahoe Fire Protection District Fire Marshall shall review the application submission, as applicable, for compliance with local, state and federal regulations.

- (i) A plan that complies with existing Washoe County health district regulations governing air quality for the medical marijuana establishment that prevents or controls any dust, fumes, vapors, or odor of marijuana off the premises of the establishment.
- (j) If the applicant is not the property owner, a copy of the lease, rental agreement, license, or authorization letter from the property owner acknowledging and giving permission for the proposed use of the property as a medical marijuana establishment, and the name, mailing address, physical business address, and business telephone number of the property owner. If the owner is a partnership, the information shall be required of each general partner. If the owner is a corporation, the information shall be required of each officer and director.
- (1) When the applicant is not the property owner, each owner, partner, officer or director having ownership of the property shall undergo a criminal history inquiry pursuant to subsection 5.
- (2) The application cannot be approved until the criminal history inquiry results required from this subsection are reported to the license division. An application may be denied if an owner, partner, officer or director has been convicted of an excluded felony offense.
- (k) The license division shall coordinate a review of the application and required physical inspections by the appropriate County departments and other public agencies to determine whether the proposed business will comply with all public health and safety and other applicable requirements including, without limitation, sheriff, fire, health, water, sewer, building and safety, and zoning requirements.
- (1) The County department or public agency shall provide a recommendation on the application to the license division after its review and after applicable physical inspections are completed.
- (2) The reviewing County department or other public agency may include conditions for the operation of the medical marijuana establishment with its recommendation. Any such conditions shall automatically become a condition on the license pursuant to section 25.0263 of this code.
- (1) The license division shall verify that the licensee has valid State license(s) and/or other approval(s) and/or valid County license(s) or permit(s), as required, prior to issuing

any license.

- Criminal history inquiries of property owners and related Within 14 days of the filing a complete medical marijuana establishment business license application with the license division, each property owner, partner, officer, or director as appropriate required to have a criminal history inquiry shall present himself to the sheriff for a complete set of fingerprint impressions and to make a written reply to all such questions pertaining to the issuance of the license as may be required by the sheriff or the license division, which shall include the property owner's, partner's, officer's and/or director's social security number and date of birth. Each property owner, partner, officer and director shall provide the sheriff with written permission authorizing the sheriff to forward the impressions for a FBI/state criminal history inquiry. to NRS 239B.010(1)(a), the sheriff shall forward the impressions to the central repository for Nevada records of criminal history for submission to the Federal Bureau of Investigation to determine if a criminal history record exists for the person.
- (a) The reasonable costs of any criminal history inquiry or local police records review done by the sheriff pursuant to this section shall be the responsibility of the property owner, partner, officer or director and shall be paid to the sheriff in advance.
- (b) The sheriff may waive all or part of the criminal history inquiry fee or service charge in cases of applications for renewal of licenses or where the property owner, partner, officer or director has been subject to a recent inquiry and there does not appear to be a significant change of circumstances since that last inquiry.
- (c) The sheriff may charge a property owner, partner, officer or director a reasonable fee or service charge in addition to any other fees or service charges specified in this code where the circumstances mandate a more extensive inquiry than is normally required. A list of fees set by the sheriff for criminal background inquiries shall be posted in a place of clear public view.
- (d) The sheriff's officer or employee charged with the duty of making the inquiry shall determine whether the property owner, partner, officer or director has any criminal convictions that would disqualify an applicant for a division to regulate medical marijuana medical marijuana establishment registration certificate pursuant to NRS 453A as amended and this code, and make a report thereon to the license division.
- 6. Renewal of business license. In additions to the requirements of section 25.0265 of this code, all applications for renewal of a Washoe County medical marijuana establishment

business license shall be accompanied by a copy of the renewed medical marijuana establishment registration certificate from the division to regulate medical marijuana.

- 7. <u>Warning Signs</u>. The business license division may require any reasonable warning signs to be posted in a conspicuous location in each medical marijuana establishment.
- 8. Public Access. Public access to medical marijuana dispensaries is limited to the hours of operation not earlier than 6:00 A.M. and not later than 8:00 P.M., or to the hours of operation approved by the division to regulate medical marijuana, whichever time period is shorter. Hours of operation must be posted in a visible location that can be seen by persons entering the medical marijuana dispensary.
- 9. Waste Disposal. Medical marijuana remnants, medical marijuana-infused products, bi-products, and other waste material shall be disposed of in a safe, sanitary and secure manner, in a location and manner approved by the division to regulate medical marijuana, the sheriff's office, and the health district. Any portion of the medical marijuana remnants, products or bi-products being disposed of will be rendered unusable before disposal, will be protected from being possessed or ingested by any person or animal, and shall not placed within the facility's exterior refuse containers. Plans for the disposal of waste must be submitted to the health district for approval, and an industrial waste permit obtained from the health district prior to the license division issuing any medical marijuana establishment license pursuant to this section.
- 10. <u>Graffiti.</u> Any graffiti that may appear on the medical marijuana establishment shall be removed or covered within 48 hours, upon discovery or when notice is given by the sheriff's office.
- 11. Registration Cards. All agents, employees of, and volunteers working at a medical marijuana establishment shall obtain a registration card issued by the sheriff in conformance with sections 25.0451 through 25.0459, inclusive, of this code. To obtain the registration card, a copy of the division to regulate medical marijuana's medical marijuana establishment agent registration card and personal histories shall be required on forms provided by the sheriff. The sheriff's office shall note the applicant's role in the medical marijuana establishment on the registration card. Agents, employees, and volunteers shall display on their person the registration card at all times when working in a medical marijuana establishment. Registration cards may be denied, revoked or suspended when a person:
 - (1) Has been convicted of an excluded felony offense;
 - (2) Is less than 21 years of age;

- (3) Previously had a state medical marijuana establishment agent registration card revoked;
- (4) No longer has a valid state medical marijuana establishment agent card;
- (5) Is no longer employed by the medical marijuana establishment;
- (6) Provides false or misleading information to the County; or
- (7) Knowingly violates any provision of NRS 453A or this chapter.
- 12. Revocation of business license, board hearing. In addition to the provisions of sections 25.018 and 25.037 of this code, the business license for a medical marijuana establishment may be revoked if one or more of the following events occur. Revocation shall follow the provisions of sections 25.0380 through 25.0387, inclusive, of this code and shall include a hearing before the board. The division to regulate medical marijuana shall be notified by the license division in the event of a revocation.
- (a) Failure to enact or maintain any provisions of this section.
- (b) Misrepresentations or material misstatements of the licensee, its agents or employees.
- (c) Selling, serving, giving away or dispensing medical marijuana to any person without a valid registry identification card or a patient's designated primary caregiver.
- (d) Employing or using an agent, employee, or volunteer in a medical marijuana establishment who:
- Does not possess a valid medical marijuana establishment agent registration card and a valid Washoe County registration card;
 - (2) Has been convicted of an excluded felony offense; or
 - (3) Is less than 21 years of age.
- (e) An owner, officer or board member of the medical marijuana establishment, or the property owner on which the establishment is located, has been convicted of an excluded felony office.
- (f) Acquiring usable marijuana or mature marijuana plants from any person other than a state registered medical marijuana establishment agent, another licensed and certified medical marijuana establishment, a patient who holds a valid division to regulate medical marijuana registry identification card or the designated primary caregiver of such a patient.
- (g) Failure to allow inspectors from the license division, sheriff, fire, building and safety, or the health district to conduct required inspections or to investigate complaints received, or failure to issue visitor identification badge to

the same.

- 13. Immediate revocation of business license, no board hearing. In addition to the provisions of sections 25.018 and 25.037 of this code, the business license for a medical marijuana establishment shall be immediately revoked upon one or more of the following events occurring. There is no hearing before the board for immediate revocation pursuant to this subsection. Immediate revocation pursuant to this subsection is subject to judicial review.
- (a) Notification to the license division that the division to regulate medical marijuana has revoked the registration certificate for a medical marijuana establishment.
- (b) Failure to maintain a valid and current division to regulate medical marijuana registration certificate.
- 14. Denial of business license application or application for renewal. In addition to the provisions of 25.018 of this code, the business license for a medical marijuana establishment application or application for renewal may be denied upon:
- (a) Determination by the license division that the application or the establishment is not in compliance with the provisions of chapter 453A of NRS or this chapter; or
 - (b) An owner, officer or board member:
- (1) Has an ownership or financial investment interest in a medical marijuana laboratory and also is an owner, officer or board member of a medical marijuana dispensary, cultivation facility or facility that produces edible marijuana products or marijuana-infused products; or
 - (2) Provides false or misleading information to the County.
- (c) The failure or refusal of an applicant or certified, licensed establishment to comply with any of the provisions of chapter 453A of NRS or this chapter.
- (d) The failure or refusal of a certified, licensed establishment to carry out the policies and procedures or comply with the statements provided to the County with the application of the establishment.
- (e) The failure or refusal to cooperate fully with an investigation or inspection by the County.
- (f) The failure to comply with the provisions of chapter 372A of NRS and chapter 372A of NAC governing the imposition of an excise tax on medical marijuana establishments.
- (g) The failure to provide a valid and current division to regulate medical marijuana registration certificate with the county's application renewal form.
- 15. Onsite use prohibited. No medical marijuana shall be smoked, eaten or otherwise consumed on the premises of the establishment.
 - 16. Age limitations. No person under 18 years of age shall

be in a medical marijuana establishment unless the person is accompanied by a parent or guardian.

- 17. Fee required. Any application for a medical marijuana establishment business license shall be accompanied by the application and inspection fees as established in the master business license fee schedule adopted by the board of county commissioners. Fees for inspections required as part of the business license issuance process shall be paid to the appropriate agency.
 - 18. No county liability, indemnification.
- (a) By accepting a license issued pursuant to this code, the licensee waives and releases the county, its officers, elected officials, employees, attorneys and agents from any liability for injuries, damages or liabilities of any kind that result from any arrest or prosecution of establishment owners, operators, employees, clients or customers for a violation of state or federal laws, rules or regulations.
- (b) By accepting a license issued pursuant to this code, all licensees, jointly and severally if more than one, agree to indemnify, defend and hold harmless the county, its officers, elected officials, employees, attorneys, agents, insurers and self-insurance pool against all liability, claims and demands on account of any injury, loss or damage, including, without limitation, claims arising from bodily injury, personal injury, sickness, disease, death, property loss or damage, or any other loss of any kind whatsoever arising out of or in any manner connected with the operation of the medical marijuana establishment that is the subject of the license.
- 19. Actions upon suspension or revocation. A license may be suspended or revoked in accordance with this chapter. If the county revokes or suspends a license, the establishment may not remove any marijuana from the premises except under the supervision of the sheriff's office and must dispose of it in a manner and location approved by the division to regulate medical marijuana and/or the sheriff's office.
- 20. <u>Paraphernalia</u>. Selling, giving, or providing paraphernalia or other supplies related to the administration of medical marijuana to a patient may only be made to a patient holding a valid division to regulate medical marijuana registry identification card or to the designated primary caregiver of such a patient.
- 21. Display of merchandise. No medical marijuana or associated paraphernalia shall be displayed or kept in a medical marijuana establishment so as to be visible from outside the licensed premises.
- 22. <u>Display of licenses</u>. A medical marijuana establishment shall post its medical marijuana establishment registration

certificate, county business license and any other authorization to conduct business in a conspicuous place within the establishment.

- 23. Permission for entry and reasonable inspection.
 Submission and subsequent approval of an application for a medical marijuana establishment business license constitutes permission for entry to and reasonable inspection of the establishment by the license division, sheriff, fire marshal, or the health district officer, or their designees, with or without notice. Such inspection may require more than one visit to the medical marijuana establishment.
- (a) The license division, sheriff, fire marshal, or the health district officer, or their designees, may, upon receipt of a complaint against a medical marijuana establishment, except for a complaint concerning the cost of services, conduct an investigation, with or without notice, into the premises, facilities, qualifications of personnel, methods of operation, policies, procedures and records of that establishment or any other establishment which may have information pertinent to the complaint.
- (b) The license division, sheriff, fire marshal, or the health district officer, or their designees, may enter and inspect any building or premises at any time, with or without notice, to:
- Secure compliance with any provision of chapter 453A of NRS or this chapter;
- (2) Prevent a violation of any provision of chapter 453A of NRS or this chapter; or
- (3) Conduct an unannounced inspection of an establishment in response to an allegation of noncompliance with chapter 453A of NRS or this chapter.
- (c) The license division, sheriff, fire marshal, or the health district officer, or their designees, may enter and inspect at least annually, with or without notice, each building or the premises of a medical marijuana establishment to ensure compliance with standards and regulations for business licenses, safety, health, and sanitation.
- 24. Health district permit required. The production of any edible or drinkable medical marijuana product requires a commercial kitchen permit to be obtained from the Washoe County health district.
- 25. Restriction on county employees. No County employee responsible for implementing or enforcing the provisions of this section or chapter 453A of NRS may have a direct or indirect financial interest in a medical marijuana establishment or be employed by or volunteer at a medical marijuana establishment.

[§1, Ord. No.]

SECTION 2.

25.013 <u>Definitions</u>. As used in this chapter, unless the context otherwise requires:

"Board" means the board of county commissioners.

"Breeding" means producing the offspring of cats or dogs, called a litter, to sell, trade, or give away to others.

"Charitable organization" means a nonprofit 501(c)(3) corporation, association, or organization, or a licensed medical facility or facility for the dependent.

"Community facility" as used in the section means:

- A facility licensed by Washoe County or another jurisdiction to provide day care to children;
 - 2. A public park;
- A public playground associated with a public park, a school, or a licensed day care facility;
 - 4. A public swimming pool as defined in NRS 444.065;
- 5. A center or facility licensed by Washoe County or another jurisdiction which provides recreational opportunities or services to children or adolescents either inside or on the property of the center or facility; or
- 6. A church, synagogue or other building, structure or place used for religious worship or other religious purpose.

"Contractor" means a person, except a licensed architect or a registered civil engineer acting solely in his professional capacity, who in any capacity (other than as the employee of another with wages as the sole compensation) undertakes to, or offers to undertake to, or purports to have the capacity to undertake to, or submits a bid to, or does himself or by or through others, construct, alter, repair, add to, subtract from, improve, move, wreck or demolish any building, highway, road, railroad, excavation or other structure, project, development or improvement, or to do any part thereof, including the erection of scaffolding or other structures or works in connection therewith. "Contractor" includes a subcontractor or specialty contractor, but does not include anyone who merely furnishes materials or supplies without fabricating them into, or consuming them in the performance of, the work of a contractor.

"Division to regulate medical marijuana" means the State Division of Public and Behavioral Health of the Department of Health and Human Services.

"Edible marijuana products" is defined in NRS 453A and includes, but is not limited to, products that:

- Contain marijuana or an extract thereof;
- 2. Are intended for human consumption by oral ingestion; and

3. Are presented in the form of foodstuffs, extracts, oils, tinctures and other similar products.

"Employee" means a person or persons employed by or providing service to another person. The person or persons thus employed are usually paid in wages or salary, regardless of whether the compensation is paid directly to the employee or indirectly through another for the services performed.

"Excluded felony offense" is defined in NRS 453A and includes, but is not limited to:

- 1. A crime of violence; or
- 2. A violation of a state of federal law pertaining to controlled substances, if the law was punishable as a felony in the jurisdiction where the person was convicted.

The term does not include:

- 1. A criminal offense for which the sentence, including any term of probation, incarceration or supervised release, was completed more than 10 years before; or
- 2. An offense involving conduct that would be immune from arrest, prosecution or penalty pursuant to NRS 453A.320 to 453A.370, inclusive, except that the conduct occurred before April 1, 2014, or was prosecuted by an authority other than the State of Nevada.

"Facility for the production of edible marijuana products or marijuana-infused products" is defined in NRS 453A and includes but is not limited to, a business that:

- 1. Possesses a current and valid division to regulate medical marijuana registration certificate; and
- Acquires, possesses, manufactures, delivers, transfers, transports, supplies or sells edible marijuana products or marijuana-infused products to medical marijuana dispensaries.

"Garage and/or Yard Sale" means the sale of personal property from a property upon which is located a residential dwelling unit. Garage and/or yard sales that do not exceed 72 hours in duration or do not occur on the same property more than twice in any six-month period do not require a business license.

"Home-based business" means any business, occupation, or activity undertaken for gain within a residential structure that is incidental and secondary to the use of that structure as a dwelling unit.

"Internal review board" means a board of at least three persons that is convened by the sheriff to hear and decide appeals of an action of the sheriff pursuant to section 25.0454.

"Intoxicating liquor" is synonymous with "alcoholic liquor" and "alcoholic beverage," and includes the four varieties of liquor: Alcohol, spirits, wine and beer, and every liquor or solid, patented or not, containing alcohol and intended for consumption by human beings as a beverage.

"License" means a revocable, limited-term grant of permission to operate a business within the County.

"License division" means the business license staff and code enforcement personnel of the department of community development.

"Litter" means 2 or more live offspring at 4 weeks of age or older from one birth of a cat or dog.

"Marijuana-infused products" is defined in NRS 453A and includes, but is not limited to, products that:

- 1. Are infused with marijuana or an extract thereof; and
- 2. Are intended for use or consumption by humans through means other than inhalation or oral ingestion.
- 3. The term includes, without limitation, topical products, ointments, oils and tinctures.

"Medical Marijuana" is defined in NRS 453A and means the dried leaves, flowers and seeds of a plant of the genus *Cannabis*, and any mixture or preparation thereof, that are appropriate for the medical use of marijuana. The term does not include the stalks and roots of the plant.

"Medical marijuana cultivation facility" is defined in NRS 453A and includes, but is not limited to, a business that:

- 1. Possesses a current and valid division to regulate medical marijuana registration certificate; and
- Acquires, possesses, cultivates, delivers, transfers, transports, supplies or sells marijuana and related supplies to:
 - (a) Medical marijuana dispensaries;
- (b) Facilities for the production of edible marijuana products or marijuana-infused products; or
 - (c) Other cultivation facilities.

"Medical marijuana dispensary" is defined in NRS 453A and includes, but is not limited to, a business that:

- 1. Possesses a current and valid division to regulate medical marijuana registration certificate; and
- 2. Acquires, possesses, delivers, transfers, transports, supplies, sells or dispenses marijuana or related supplies and educational materials to the holder of a valid division to regulate medical marijuana registry identification card.

"Medical marijuana establishment" is defined in NRS 453A and includes, but is not limited to, one or more of the following businesses:

- A medical marijuana independent testing laboratory;
- A medical marijuana cultivation facility;
- A facility for the production of edible marijuana products or marijuana-infused products;
 - 4. A medical marijuana dispensary; or

5. A business that has registered with the division to regulate medical marijuana to act as more than one of the types of businesses listed in subsections 2, 3 and 4 above.

"Medical marijuana independent testing laboratory" is defined in NRS 453A and includes, but is not limited to, a division to regulate medical marijuana certified, private, and independent testing laboratory to test marijuana, edible marijuana products and marijuana-infused products that are to be sold in Nevada.

"Mobile business" means a business that is not operated from a permanent structure and remains in any one location to operate for a maximum of 4 hours, in any 24 hour period, before moving to another location. Examples of mobile businesses include, but are not limited to, caterers and food/drink vendors.

"Outdoor community event" means an assembly of more than 100 and less than 1000 persons on any 1 day of the event gathered together for any purpose, at any location, other than a permanent building or permanent installation that has been constructed for and will accommodate the number of persons gathered therein.

"Outdoor festival" means an assembly of 1,000 or more persons on any 1 day of the event gathered together for any purpose, at any location, other than a permanent building or permanent installation that has been constructed for and will accommodate the number of persons gathered therein.

"Paraphernalia" is defined in NRS 453A and includes, but is not limited to, accessories, devices and other equipment that is necessary or useful for a person to engage in the medical use of marijuana.

"Registration card" means a revocable, limited-term clearance to work in certain occupations or capacities within the County, issued by the sheriff to a natural person.

"Residential dwelling unit" means any building or portion thereof used for residential purposes with living facilities which include provisions for sleeping eating, cooking and sanitation as required by NRS and/or County Code.

"Work permit" means a revocable, limited-term grant of permission to work in certain occupations within the County, issued by the sheriff to a natural person, and is synonymous with "work card."

"Working day" or "work day" means a day when the offices of the license division are open to the public, and does not include legal holidays as defined in NRS 236.015.

[Part \$1, Ord. No. 306; A Ord. Nos. 353, 423, 497, 632, 817, 827, 1014, 1015, 1099, 1138, 1228, 1260, 1336, 1422]

SECTION 3.

- 53.185 Possession of one ounce or less of marijuana prohibited; penalties.
 - 1. As used in this section:
- (a) "Marijuana" has the meaning ascribed to it in NRS 453.096.
- (b) "Court" means a justice court in Washoe County in which a fine is imposed for a violation of subsection 2 of this section.
- 2. A person shall not knowingly or intentionally possess one ounce or less of marijuana unless the marijuana was obtained directly from, or pursuant to, a prescription of a physician, osteopathic physician's assistant, physician's assistant, dentist, podiatric physician, optometrist, advanced practitioner of nursing or veterinarian while acting in the course of his professional practice, or except as otherwise authorized by the provisions of NRS Chapter 453 (Controlled Substances) 453.005 to 453.552, inclusive and subject to the limited exemptions from prosecution and the provisions of NRS Chapter 453A (Medical Use of Marijuana).
- 3. A person who violates the provisions of subsection 2 of this section is guilty of a misdemeanor and upon conviction shall be punished:
 - (a) For the first offense:
 - (1) By a fine of not more than \$600.00 or
- (2) Shall be examined by an approved facility for the treatment of abuse of drugs to determine whether he is a drug addict and is likely to be rehabilitated through treatment and, if the examination reveals that he is a drug addict and is likely to be rehabilitated through treatment, assigned to a program of treatment and rehabilitation pursuant to NRS 453.580.
 - (b) For the second offense:
 - (1) By a fine of not more than \$1,000.00 or
- (2) Shall be assigned to a program of treatment and rehabilitation pursuant to NRS 453.580.
- 4. Fines imposed by a court pursuant to subsection 3 of this section shall be remitted monthly to the County Treasurer and shall be placed in a special account. Money in the account may only be disbursed when requested by the court and must be evenly allocated by the Treasurer among:
- (a) Nonprofit programs for the treatment of abuse of alcohol or drugs that are certified by the Health Division of the Department;
- (b) A program of treatment and rehabilitation established by a court pursuant to NRS 453.580, if any; and
 - (c) Local law enforcement agencies, in a manner determined by

the court.

['1, Ord. No. 1306 eff. 7-7-06; A Ord. No.]

SECTION 4.

53.190 Possession of drugs which may not be introduced into interstate commerce: Penalty; exemptions.

- 1. Subject to the limited exemptions from criminal prosecution and the provisions of NRS Chapter 453A (Medical Marijuana), any person within this County who possesses, procures, obtains, processes, produces, derives, manufactures, sells, offers for sale, gives away or otherwise furnishes any drug which may not be lawfully introduced into interstate commerce under the Federal Food, Drug and Cosmetic Act is guilty of a misdemeanor.
 - 2. The provisions of this section do not apply:
- (a) To physicians licensed to practice in this state who have been authorized by the Food and Drug Administration to possess experimental drugs for the purpose of conducting research to evaluate the effectiveness of such drugs and who maintain complete and accurate records of the use of such drugs and submit clinical reports as required by the Food and Drug Administration.

['11, Ord. No. 592; A Ord. No.]

SECTION 5.

- 53.195 Use and possession of drug paraphernalia; penalties; definitions.
- 1. Subject to the limited exemptions from criminal prosecution and the provisions in NRS Chapter 453A (Medical Marijuana), any person who uses, or possesses with the primary intent to use, drug paraphernalia to plant, propagate, cultivate, grow, harvest, manufacture, compound, convert, produce, prepare, test, analyze, pack, repack, store, contain, conceal, inject, ingest, inhale or otherwise introduce into the human body a controlled substance is guilty of a misdemeanor.
- 2. "Controlled substance" means any Schedule I, II, III, IV or V substance as enumerated through regulation by the state board of pharmacy.
- 3. "Drug paraphernalia" means all equipment, products and materials of any kind which are used, primarily intended or designed for use in planting, propagating, cultivating, growing, harvesting, manufacturing, compounding, converting, producing, preparing, testing, analyzing, packaging, repackaging, storing,

containing, concealing, injecting, ingesting, inhaling or otherwise introducing into the human body a controlled substance. The term includes, but is not limited to:

- (a) Kits used, primarily intended or designed for use in planting, propagating, cultivating, growing or harvesting of any species of plant which is a controlled substance or from which a controlled substance can be derived;
- (b) Kits used, primarily intended or designed for use in manufacturing, compounding, converting, producing or preparing controlled substances;
- (c) Isomerization devices used, primarily intended or designed for use in increasing the potency of any species of plant which is a controlled substance;
- (d) Testing equipment used, primarily intended or designed for use in identifying, or in analyzing the strength, effectiveness or purity of controlled substances;
- (e) Scales and balances used, primarily intended or designed for use in weighing or measuring controlled substances;
- (f) Diluents and adulterants, such as quinine hydrochloride, mannitol, mannite, dextrose and lactose, used, primarily intended or designed for use in cutting controlled substances;
- (g) Separation gins and sifters used, primarily intended or designed for use in removing twigs and seeds from, or in otherwise cleaning or refining marijuana;
- (h) Blenders, bowls, containers, spoons and mixing devices used, primarily intended or designed for use in compounding controlled substances;
- (i) Capsules, balloons, envelopes and other containers used, primarily intended or designed for use in packaging small quantities of controlled substances;
- (j) Containers and other objects used, primarily intended or designed for use in storing or concealing controlled substances;
- (k) Objects used, primarily intended or designed for use in ingesting, inhaling or otherwise introducing marijuana, cocaine, hashish or hashish oil into the human body, such as:
- (i) Metal, wooden, acrylic, glass, stone, plastic or ceramic pipes with or without screens, permanent screens, hashish heads or punctured metal bowls;
 - (ii) Water pipes;
 - (iii) Smoking masks;
- (iv) Roach clips, which are objects used to hold burning material, such as a marijuana cigarette, that has become too small or too short to be held in the hand;
 - (v) Cocaine spoons and cocaine vials;
 - (vi) Carburetor pipes and carburetion tubes and devices;
 - (vii) Chamber pipes;

- (viii) Electric pipes;
 - (ix) Air-driven pipes;
 - (x) Chillums;
 - (xi) Bongs; and
 - (xii) Ice pipes or chillers.
- 4. In determining whether an object is an item of drug paraphernalia, a court or other authority shall consider, in addition to all other logically relevant factors, the following:
- (a) Statements by an owner or by anyone in control of the object concerning its use;
- (b) Prior controlled substance convictions, if any, of an owner or of anyone in control of the object;
- (c) The proximity of the object, in time and space, to another controlled substance violation;
 - (d) The proximity of the object to controlled substances;
- (e) The existence of any residue of controlled substances on the object;
- (f) Direct or circumstantial evidence of the intent of any owner, or of anyone in control of the object, to deliver it to persons whom he knows, or should reasonably know, intend to use the object to facilitate a controlled substance violation;
- (g) Instructions, oral or written, provided with the object concerning its use;
- (h) Descriptive materials accompanying the object which explain or depict its use;
 - (i) National and local advertising concerning its use;
 - (j) Expert testimony concerning its use.
 - ['1, Ord. No. 930; A Ord. No.]

SECTION 6.

Table 110.302.05.3 TABLE OF USES (Commercial Use Types)

(See Sections 110.302.10 and 110.302.15 for explanation)

Commercial Use Types (Section 110.304.25)	LDR	MDR	HDR		MDS/ MDS 4	HDS	LDU	MDU	HDU	GC	NC	тс	1	PSP	PR	os	GR	GRA
Administrative Offices	-	-	-	-	-	-	Р	P	P	A.	Α	A	A	A	P	14	4	-
Adult Characterized Business (see Chapter 25, Washoe County Code)	0	-	-	-)=1	-		1	1	4	*	-		-	4	2	•	-
Animal Sales and Services	12																	
Commercial Kennels	S2	S ₂	S2	S2	-11	æ	-	-	-	S2	-	-	S2	+	-		S2	S2
Commercial Stables	S ₂	S ₂	s ₂	S ₂	4	4		1			F	s ₂		11.	S ₂		S ₂ S ₂ *See Article 226 for Warm Springs parcels.	

Commercial Use Types (Section 110.304.25)	LDR	MDR	HDR	LDS/L DS 2	MDS/ MDS 4	HDS	LDU	MDU	HDU	GC	NC	TC	1	PSP	PR	os	GR	GRA
Dog Training Services (see Article 330	A	A	A	Α	A	A	A	A	A	A	A	A	A	A	Α	A	A	A
Grooming and Pet Stores	-	-	-	S2	S ₂	S2	S2	S2	S2	A	A	-	-	-	-	-	-	-
Pet Cemeteries	P	P	Р	-	-	-	-	_	-	S2	2	-	-	А	_	-	Р	-
Veterinary Services, Agricultural	Р	Р	Р	Р	+	-		4	-	S2	-	-	4	-	-	-	S2	S ₂
Veterinary Services, Pets	-	-	-	S2	S ₂	S2	S2	S2	S2	A	Α	4	P	÷	-	-	-	S2
Automotive and Equipment												10				1		
Automotive Repair	-	-	-	-	2		-	4		P	-	-	A	-	-	-	-	-
Automotive Sales and Rentals	-	-			-	-	4	4	S2	A	Α	A	A	-	4	-	-	4
Cleaning		4				-	S2	S2	S2	Α	Α	Α	A	+	+	1	-	-
Commercial Parking	-	-	**	**	4		P	Р	Р	Α	A	A	Α	P	1	-	1	-
Equipment Repair and Sales	1	-	4	4		ш.	1	1	Ġ.	S2	-	1	A	1	1		-	-
Fabricated Housing Sales	1	-	-	-	-	+		4		Α	-	1	A	-				-
Storage of Operable Vehicles	-		-	i.	-		-	1	4	S	-	1	Α		П	-	1	1
Truck Stops	147	1	1	-	_	1	1		-	S	-	S2	S2		<u></u>	1	7	-
Building Maintenance Services	-	-	-	-	-	-	-	-	0	A	Α	1	A	-	(4)	1	1	-
Commercial Centers	-				- 1	3		-11		7-			T				1	
Neighborhood Centers	-	-		So	S	52	Р	Р	Р	A	A	A	A	4		-	1	
Community Centers	42	9		-	1		-	_	-	52	S	S	-	-	-	-	1	-
Regional Centers	-	-	-	_	-		-	-	1.5	So		S2	-			(2)		-
Commercial Educational Services	-	-	-	_		4	Р	Р	Р	A	A	-	A	Α	-	1	4	-
Commercial Recreation						-1			To/A					\pm	\equiv		E	-
Commercial Campground Facilities/RV Park		9	-	-	-	*	3	· ·	1	1	•	S ₂	-	-	s ₂	30	s ₂	S ₂
Destination Resorts	-	ÚŦ.	-	-	4		4	1	4	-	-	S2	-	4	S2	-	52	S2
Indoor Entertainment	-	-	9	-	-	-	-	4	-	Α	P	Α	-	P	-	=	-	-
Indoor Sports and Recreation	1	1		-	-	-	-		+	S2	S2	P	S2	P	P	-	-	-
Limited Gaming Facilities	4	1	1	1	-	4	1	1	1	P	Р	Р	S2	-	-	4	4	-
Marinas	\mathbf{r}	-	1	1		1	-	4	1	P	4	P	-	P	P	4	P	S2
Outdoor Entertainment	-	-	+	-				1	1	1	1	S2	S2	-	S ₂		4	-
Outdoor Sports and Recreation	S2	S2	S2	S2	S2	S2	\$2	S ₂	S2	P	P	P	Р	S2	Р		P	S2
Outdoor Sports Club	S2	2	-	4	-		-	1	+	-	1	S2	1	S ₂	P	1	S2	S2
Unlimited Gaming Facilities	-	1		4	-		-	-	-	1	1	S2	-	1	1	4	1	-
Communication Facilities			4			100		10							53			
Commercial Antennas	S	S2	S	+		-	-	+	+	S2	S2	1	S2	S2	1	1	S2	-
Satellite Dish Antennas	-	Artic		-														
Wireless Communication Facilities	See	Artic	le 324															
Construction Sales and Services	1		-	4	-		-		4	S2	-	4	A	4	2		++	-
Continuum of Care Facilities, Seniors	11	1	10	E.	s ₂	s ₂	s ₂	s ₂	S ₂	s ₂	s ₂	1	-	-	1	E	1	1
Convention and Meeting Facilities	-	-	-	4	4	1	1	1		P	Р	Р	-	Р	S ₂		-	-
Data Center	-	-	-	-	+	-	-	-	-	S2	S2	S2	Α	S2	-	-	S2	-

Commercial Use Types (Section 110.304.25)	LDR	MDR	HDR	LDS/L DS 2	MDS/ MDS 4	HDS	LDU	MDU	HDU	GC	NC	TC	1	PSP	PR	os	GR	GRA
Eating and Drinking Establishments							34							, to		15	15	
Convenience	-	-	-	-	~	-	S ₂	S2	S2	Α	A	Α	P	-	-	-	-	-
Full Service	1	-	-	-	-		S2	S2	S2	Α	A	Α	P	4	-	-	-	-
Financial Services	1	-	-	.10		-	S2	S2	S2	A	A	A	P	ш	-	-	-	-
Funeral and Internment Services																		
Cemeteries	P	Р	Р	1	1		4	1		S2	-	-	+	Α	-	-	P	S2
Undertaking	-	-	-	-	-	4		9	-	A	A	1	-		-	1	-	-
Gasoline Sales and Service Stations	1	-	-	-	1	1	S2	S2	S2	A	A	A	A	-	-	1	S2	4
Helicopter Services	-	100			- 4			9	100	1		17						
Heliport	3	4		4	1	4	4	ш.	-	S2		-	S2	S2	-	-	S ₂	-
Helistop	S	,	-	+		-	4	-		S2	S2	S2	S2	S2	1	1	S2	-
Liquor Sales		Ø		(1)						T.								
Off-Premises	-	-	-			-	Р	Р	Р	Α	Α	A	Р	-	1	-	-	-
On-Premises	-	-		_	1	9	Р	P	P	Α	Р	A	P	-	-	-	-	-
Lodging Services		11		0.77							-							
Bed and Breakfast Inns	S ₂	52	S2	So	S2	52	S	S2	S	S	-	Р	-	-	4		S2	S ₂
Condominium Hotel	_	-	-	-	-	-	_	_	_	A	So	A	-		G.	-	-	3
Hostels	+	_			-	-	-		-		-	Р	-	-	P	2	-	-
Hotels and Motels	_	-	-	_	-	-	-	_		A	S ₂	A	-	-	-		4	_
Vacation Time Shares	_	_	Δ.	_		-		_	_		-	Р	_	-	-	-	-	-
Medical Marijuana																	=	
Establishments		114								Ш								
Medical Marijuana Cultivation Facility	4	-	9	1	-		0	4	-	A	1	4	A	1	1		1	-
Facility for the Production of Edible Marijuana or Marijuana- infused Products	2		1	1	4	-		-	-	A	1	1	A		1	1	1	1
Independent Testing Laboratory	-	1	1	1		1				A	1	t	Α	-	\mathbf{P}_{1}	1	-	
Medical Marijuana Dispensary	-		-		-	-	-	-	-	A	Α	Α	Α	-	1	1	į.	-
Medical Services	-	-	-	-	-	-	52	S ₂	S ₂	A	Α	-	-	A	1	1	1	
Nursery Sales				H)														
Retail	-		-	-	-	-	-	-	1	Α	Α	-	Α		-	-	1	4
Wholesale	S ₂	S ₂	S ₂	-	-	_	_	-	-	A	1	-	A	-	-	-	S ₂	Α
Personal Services	-	-	-	-	-	_	Р	Р	Р	A	A	A	1	-	-	· (+6).		
Personal Storage	-	_	_	_	-	-	s ₂	S ₂	S ₂	Α	S ₂	1	Α	-	2	4		
Professional Services	-	_	-	_	-	_	P	P	P	A	A	-	Р	-	-		-	-
Recycle Center						7.0			-	Ēd					-	= '		1
Full Service Recycle Center	-	_	-	-		-	4	-	12	S2	2		A	_	-	-		-
Remote Collection Facility	S ₂	S2	S ₂	S ₂	S ₂	S ₂	Р	Р	Р	P	P	P	A	Р	Р		u	-
Residential Hazardous	-	-	-	-	-	-	-	-	-	s ₂	•	1	S ₂	-		(F	-	-
Substance Recycle Center	-	-	-	-	-	-		-		A	A		A					

Commercial Use Types (Section 110.304.25)	LDR	MDR	HDR	LDS/L DS 2	MDS/ MDS 4	HDS	LOU	MDU	HDU	GC	NC	тс	1	PSP	PR	os	GR	GRA
Retail Sales								17									Ų	
Convenience	-	-	-	S ₂	S ₂	S2	S ₂	52	S2	A	Α	A	Α	'n	4	A.	-	4
Specialty Stores		4	4	+	*	+	-		1	A	Р	Α	-	4		-	-	m.
Comparison Shopping Centers		•	4	-	1	1	1	1	1	A	3	Α	ï	-	•	-	-	
Secondhand Sales	÷	-	1	-	1	+	÷	-	ā.	Α	3	-	3	4	9		4	4
Transportation Services	4	-	-	-	Ŧ	-	-	-	Δ	Α	A	A	A	-	4	4	-	-

Key:

-- = Not allowed; A = Allowed; P = Administrative Permit; PR = Park Commission Approval pursuant to Section 110.104.40(c);

S₁ = Planning Commission Special Use Permit; S₂ = Board of Adjustment Special Use Permit

Sources:

Sedway Cooke Associates and Washoe County Department of Community Development

SECTION 7.

<u>Section 110.304.25</u> <u>Commercial Use Types.</u> Commercial use types include the distribution and sale or rental of goods, and the provision of services other than those classified as civic or industrial use types. All permanent commercial uses are required to operate from a commercial structure.

- (a) Administrative Offices. Administrative offices use type refers to offices or private firms or organizations which are primarily used for the provision of executive, management or administrative services. Typical uses include administrative offices and services including travel, secretarial services, telephone answering, photo-copying and reproduction, and business offices of public utilities, organizations and associations, or other use classifications when the service rendered is that customarily associated with administrative office services.
- (b) Adult Characterized Business. Adult characterized business use type refers to uses defined in Washoe County Code, Chapter 25.
- (c) Animal Sales and Services. Animal sales and services use type refers to establishments or places of business primarily engaged in animal-related sales and services. Animals kept as domestic pets or as accessory uses to a residential use are regulated by the accessory use provisions of Article 330, Domestic Pets and Livestock. The following are animal sales and services use types:
 - (1) Commercial Kennels. Commercial kennels refers to kennel services for dogs, cats and similar animals. Typical uses include commercial animal breeding with four (4) or more animals (dogs), boarding kennels, pet motels, or dog training centers. Commercial kennels require a parcel size minimum of two-and-one-half (2.5) acres regardless of the regulatory zone within which it is located.
 - (2) <u>Commercial Stables.</u> Commercial stables refers to boarding or raising of three (3) or more horses, but excludes horses used primarily for agricultural operations which are classified under animal production. Typical uses include commercial stables, riding clubs and riding instruction facilities.
 - (3) Grooming and Pet Stores. Grooming and pet stores refers to grooming or selling of dogs, cats and similar small animals. Typical uses include dog bathing and clipping salons, pet grooming shops, or pet stores and shops.

- (4) Pet Cemeteries. Pet cemeteries refers to services involving the preparation of dead animals for burial and the keeping of animal bodies on cemetery grounds as well as cremation of dead animals. Regardless of the regulatory zone in which it is located, a pet cemetery must be located on a parcel at least two-and-one-half (2.5) acres in size. Cremation of dead animals shall take place in an area designated only for the cremation of pets and which complies with any applicable federal or state statute or regulation or local ordinance.
- (5) Veterinary Services, Agricultural. Veterinary services, agricultural refers to veterinary services specializing in the care and treatment of large animals. Veterinary services for small animals including pet clinics, dog and cat hospitals, or animal hospitals may be included to provide full veterinary services. Veterinary services, agriculture requires a parcel size minimum of two-and-one-half (2.5) acres regardless of the regulatory zone within which it is located. Typical uses include veterinary offices for livestock.
- (6) Veterinary Services, Pets. Veterinary services, pets refers to veterinary services for small animals. Typical uses include pet clinics, dog and cat hospitals, or animal hospitals.
- (7) Dog Training Services. Dog training services use type means the training of dogs with their owners or owners' designee, where both owner and dog participate in dog training classes.
- (d) <u>Automotive and Equipment.</u> Automotive and equipment use type refers to establishments or places of business primarily engaged in automotive-related or heavy equipment sales or services. The following are automotive and equipment use types:
 - (1) <u>Automotive Repair.</u> Automotive repair refers to repair of automobiles and the sale, installation and servicing of automobile equipment and parts. Typical uses include muffler shops, automobile repair garages or automobile glass shops.
 - (2) <u>Automotive Sales and Rentals.</u> Automotive sales and rentals refers to on-site sales and/or rentals of automobiles, non-commercial trucks, motorcycles, motor homes and trailers together with incidental maintenance. Typical uses include automobile dealers, car rental agencies, or recreational vehicle sales and rental agencies.
 - (3) <u>Cleaning.</u> Cleaning refers to washing and polishing of automobiles. Typical uses include automobile laundries or car washes.
 - (4) Commercial Parking. Commercial parking refers to parking of operable motor vehicles on a temporary basis within a privately owned off-street parking area with or without a fee. Commercial parking is that which is not designated for any identified use. Typical uses include commercial parking lots or garages.
 - (5) Equipment Repair and Sales. Equipment repair and sales refers to repair of motor vehicles such as aircraft, boats, recreational vehicles, trucks, etc.; the sale, installation and servicing of automobile equipment and parts; and body repair, painting and steam cleaning. Typical uses include truck transmission shops, body shops, storage of manufactured homes, motor freight maintenance groups or agricultural equipment sales.

- (6) Fabricated Housing Sales. Fabricated housing sales refers to the sales of new and used modular housing, manufactured homes and/or mobile homes; and ancillary minor repair of modular housing, manufactured homes and/or mobile homes sold from the same location as the new or used units. Typical uses include mobile homes sales lots and minor repairs of units sold on site that do not include changes in walls and do not include changes in undercarriage plumbing or support systems.
- (7) Storage of Operable Vehicles. Storage of operable vehicles refers to storage of operable vehicles, recreational vehicles and boat trailers. Typical uses include storage areas within personal storage facilities and storage yards for commercial vehicles.
- (8) Truck Stops. Truck stops refers to businesses engaged in the sale of fuel and lubricants primarily for trucks, routine repair and maintenance of trucks, and associated uses such as selling food and truck accessories.
- (e) <u>Building Maintenance Services.</u> Building maintenance services use type refers to establishments primarily engaged in the provision of maintenance and custodial services to firms rather than individuals. Typical uses include janitorial, landscape maintenance or window cleaning services.
- (f) <u>Commercial Centers.</u> Commercial centers use type refers to a group of unified commercial establishments built on a site which is planned, developed, owned and managed as an operating unit. The following are commercial center use types:
 - (1) Neighborhood Centers. Neighborhood centers refers to sales of convenience goods (foods, drugs and sundries) and personal services, those which meet the daily needs of an immediate neighborhood trade area. A neighborhood center typically includes convenience retail and services a population of 2,500 to 40,000 people, typically has a service area radius of one-half to one-and-one-half miles, and has a typical range of 15,000 to 50,000 square feet of gross leasable area.
 - (2) Community Centers. Community centers refers to shopping establishments containing some services of the neighborhood center plus other services providing a greater depth and range of merchandise than contained in the neighborhood center. A community center may be built around a department store or a variety store as the major tenant. A community center generally serves a trade area population of 40,000 to 50,000 people, typically has a service area radius of one to three miles, and has a typical range of 50,000 to 150,000 square feet of gross leasable area.
 - (3) Regional Centers. Regional centers refers to centers that provide shopping goods, general merchandise, apparel, furniture and home furnishings in full depth and variety. They usually are built around more than one department store. Typical design uses the pedestrian mall, either open or enclosed, as a connector between major anchor stores. A regional center serves as a major commercial center for the entire region and typically has more than 150,000 square feet of gross leasable area.
- (g) <u>Commercial Educational Services.</u> Commercial educational services use type refers to educational services provided by private institutions or individuals with the primary

purpose of preparing students for jobs in trade or profession. Typical uses include business and vocational schools, music schools and hair styling schools.

- (h) <u>Commercial Recreation.</u> Commercial recreation use type refers to commercial establishments or places of business primarily engaged in the provision of sports, entertainment or recreation for participants or spectators. The following are commercial recreation use types:
 - (1) Commercial Campground Facilities/RV Park. Commercial campground facilities/RV park refers to areas and services for two (2) or more campsites, accommodating camping vehicles and tents, which are used by the general public as temporary living quarters for recreational purposes. Typical uses include recreational vehicle campgrounds.
 - (2) <u>Destination Resorts.</u> Destination resorts refers to commercial enterprises for recreation that can include lodging. Typical uses include ski resorts, dude ranches, and hunting and fishing lodges.
 - (3) Indoor Entertainment. Indoor entertainment refers to predominantly spectator uses conducted within an enclosed building. Typical uses include motion picture theaters, meeting halls and dance halls.
 - (4) Indoor Sports and Recreation. Indoor sports and recreation refers to predominantly participant sports conducted within an enclosed building. Typical uses include bowling alleys, billiard parlors, ice and roller skating rinks, indoor racquetball courts and athletic clubs.
 - (5) <u>Limited Gaming Facilities.</u> Limited gaming facilities refers to establishments which contains no more than fifteen (15) slot machines (and no other game or gaming device) where the operation of the slot machine is incidental to the primary business of the establishment.
 - (6) Marinas. Marinas refers to docking, storage, rental and minor repair of recreational and fishing boats. Typical uses include recreational boat marinas and boat rental establishments.
 - (7) Outdoor Entertainment. Outdoor entertainment refers to predominantly spectator-type uses conducted in open or partially enclosed or screened facilities. Typical uses include sports arenas, racing facilities and amusement parks.
 - (8) Outdoor Sports and Recreation. Outdoor sports and recreation refers to predominantly participant sports conducted in open or partially enclosed or screened facilities. Typical uses include driving ranges, miniature golf courses, golf courses, swimming pools and tennis courts.
 - (9) Outdoor Sports Club. Outdoor sports club refers to sports clubs using agricultural land or open space for hunting, shooting or fishing purposes. Typical uses include duck clubs, hunting clubs, skeet clubs and rifle ranges.
 - (10) Unlimited Gaming Facilities. Unlimited gaming facilities refers to an establishment which contains fifteen (15) or more electronic gaming devices or operation of other gaming devices as authorized by the State of Nevada.

- (i) <u>Communication Facilities.</u> Communication facilities use type refers to establishments primarily engaged in the transmission and/or receiving of electromagnetic waves. Typical uses include television stations, radio stations, satellite dishes, antennas and wireless communication facilities. Refer to Article 324, Communication Facilities, for subcategories of communication facilities.
- (j) Construction Sales and Services. Construction sales and services use type refers to establishments or places of business primarily engaged in construction activities and incidental storage, as well as the retail or wholesale sale from the premises, of materials used in the construction of buildings or other structures. This use type does not include retail sales of paint, fixtures and hardware, or those uses classified as one of the automotive and equipment use types. This use type does not refer to actual construction sites. Typical uses include tool and equipment rental, or sales and building material stores.
- (k) Continuum of Care Facilities, Seniors. Continuum of care facilities for seniors use type refers to establishments that provide range housing, activities and health services to allow for adults to age in place. Residential density and parking standards shall be determined in the special use permit process; all other development standards shall apply. Facilities may include independent living, assisted living, nursing care, and hospice care as well as accessory housing for staff, and medical facilities and services for residents.
- (I) Convention and Meeting Facilities. Convention and meeting facilities use type refers to establishments which primarily provide convention and meeting facilities. Typical uses include convention facilities and wedding chapels.
- (m) <u>Data Center.</u> Data Center use type refers to establishments or places of business primarily engaged in the storage/housing of equipment, such as computers, servers, switches, routers, data storage devices, and related equipment for the purpose of storing, managing, processing, and exchanging of digital data and information.
- (n) <u>Eating and Drinking Establishments.</u> Eating and drinking establishments use type refers to establishments or places of business primarily engaged in the sale of prepared food and beverages for on-premises consumption, but excludes those uses classified under the liquor sales use type. The following are eating and drinking establishments use types:
 - (1) <u>Convenience.</u> Convenience refers to establishments or places of business primarily engaged in the preparation and retail sale of food and beverages, and have a short customer turnover rate (typically less than one hour). Typical uses include drive-in and fast-food restaurants, ice cream parlors, sandwich shops and delicatessens.
 - (2) Full Service. Full service refers to establishments or places of business primarily engaged in the sale of prepared food and beverages on the premises, which generally have a customer turnover rate of one hour or longer, and which include sales of alcoholic beverages at the table or at a bar as an accessory or secondary service. Typical uses include full-service restaurants.
- (o) <u>Financial Services.</u> Financial services use type refers to establishments primarily engaged in the provision of financial and banking services. Typical uses include banks, savings and loan institutions, loan and lending activities, and check cashing facilities.

- (p) <u>Funeral and Interment Services.</u> Funeral and interment services use type refers to provision of services involving the care, preparation or disposition of human dead. The following are funeral and interment services use types:
 - (1) <u>Cemeteries.</u> Cemeteries refers to undertaking services and services involving the keeping of bodies provided on cemetery grounds. Typical uses include crematoriums, mausoleums and columbariums.
 - (2) <u>Undertaking.</u> Undertaking refers to services involving the preparation of the dead for burial and arranging and managing funerals. Typical uses include funeral homes or mortuaries.
- (q) Gasoline Sales and Service Stations. Gasoline sales and service stations use type refers to retail sales of petroleum products from the premises of the establishment and incidental sale of tires, batteries, replacement items, lubricating services and minor repair services. Typical uses include automobile service stations.
- (r) <u>Helicopter Services</u>. Helicopter services use type refers to areas used by helicopter or steep-gradient aircraft. The following are helicopter services use types:
 - (1) Heliport. Heliport refers to areas used by helicopters or by other steep-gradient aircraft, which includes passenger and cargo facilities, maintenance and overhaul, fueling service, storage space, tie-down space, hangers and other accessory buildings, and open space.
 - (2) Helistop. Helistop refers to areas on a roof or on the ground used by helicopters or steep-gradient aircraft for the purpose of picking up or discharging passengers or cargo, but not including fueling service, maintenance or overhaul.
 - (s) <u>Liquor Sales.</u> Liquor sales use type refers to retail sales of alcoholic beverages for consumption either on or off the premises of the establishment, but excludes uses classified under either the retail sales or eating and drinking establishments use types. The following are liquor sales use types:
 - Off-Premises. Off-premises refers to sale of liquor for off-site consumption.
 Typical uses include a packaged liquor sales.
 - (2) On-Premises. On-premises refers to sale of liquor for on-site consumption. Typical uses include taverns, cabarets, service bars, retail beer and wine sales.
 - (t) <u>Lodging Services</u>. Lodging services use type refers to establishments primarily engaged in the provision of lodging on a less-than-weekly basis within incidental food, drink, and other sales and services intended for the convenience of guests, but excludes those classified under residential group home and commercial recreation. The following are lodging services use types:
 - (1) Bed and Breakfast Inns. Bed and breakfast inns refers to single family dwellings with guest rooms (no cooking facilities in guest rooms) where, for compensation, meals and lodging are provided.
 - (2) <u>Condominium Hotel.</u> Condominium hotel refers to temporary residences for transient guests, primarily persons who have residence elsewhere, with access to each room through an interior hall and lobby or outside porch or landing, and

when the hotel rooms are owned as separate real estate; and the remainder of the property including amenities, open space, etc. is either owned in common by the hotel room owners and managed by an association, or owned by a separate entity in which a fee for use of the amenities, open space, etc. may or may not be charged the hotel room owners.

- (3) <u>Hostels.</u> Hostels refers to supervised transient facilities offering dormitory type lodging, usually with a minimum of facilities.
- (4) Hotels and Motels. Hotels and motels refers to temporary residences for transient guests, primarily persons who have residence elsewhere, with access to each room through an interior hall and lobby or outside porch or landing.
- (5) <u>Vacation Time Shares.</u> Vacation time shares refers to real properties that are subject to a time share program.
- (u) Medical Marijuana Establishment. Medical marijuana establishment use type, as defined by NRS 453A, refers to commercial establishments, facilities, or places of business primarily engaged in the cultivation, production, acquisition, supply, sale or distribution of medical marijuana products and related supplies and services. All medical marijuana establishments must be registered and/or certified with the State Division of Public and Behavioral Health of the Department of Health and Human Services "Division." A business may register with the Division to act as more than one of the medical marijuana establishment use types listed below in subsections one (1) through four (4). The following are medical marijuana establishment use types:
 - (1) Medical Marijuana Cultivation Facility. Medical marijuana cultivation facility, as defined by NRS 453A, refers to a business that acquires, possesses, cultivates, delivers, transfers, transports, supplies or sells marijuana and related supplies to medical marijuana dispensaries, facilities for the production of edible marijuana products or marijuana-infused products, or other cultivation facilities.
 - (2) Facility for the Production of Edible Marijuana Products or Marijuana-infused Products. Facility for the production of edible marijuana products or marijuana-infused products, as defined by NRS 453A, refers to a business that acquires, possesses, manufactures, delivers, transfers, transports, supplies or sells edible marijuana products or marijuana-infused products to medical marijuana dispensaries.
 - (3) Independent Testing Laboratory. Independent testing laboratory, as defined by NRS 453A, refers to private, and independent testing laboratories to test marijuana, edible marijuana products and marijuana-infused products that are to be sold in the State of Nevada.
 - (4) Medical Marijuana Dispensary. Medical marijuana dispensary, as defined by NRS 453A, refers to a business that acquires, possesses, delivers, transfers, transports, supplies, sells or dispenses marijuana or related supplies and educational materials to the holder of a valid registry identification card issued by the Division.
- (v) Medical Services. Medical services use type refers to establishments primarily engaged in the provision of personal health services ranging from prevention, diagnosis and treatment, or rehabilitation services provided by physicians, dentists, nurses and other

health personnel as well as the provision of medical testing and analysis services, but excludes those classified as any civic use type. Typical uses include medical offices, dental laboratories, health maintenance organizations, immediate care facilities or sports medicine facilities.

- (w) <u>Nursery Sales.</u> Nursery sales use type refers to the sales of plants, flowers and related nursery items. The following are nursery sales use types:
 - (1) Retail. Retail refers to retail sale of plants and flowers and related nursery items. Typical uses include retail nurseries and home garden stores.
 - (2) Wholesale. Wholesale refers to wholesaling of plants and flowers, with incidental retail sales. Typical uses include wholesale nurseries.
- (x) Personal Services. Personal services use type refers to establishments primarily engaged in the provision of informational, instructional, personal improvement and similar services of a non-professional nature, but excludes services classified as commercial recreation or lodging services. Typical uses include photography studios, driving schools or weight loss centers.
- (y) Personal Storage. Personal storage use type refers to storage services primarily for personal effects and household goods within an enclosed storage area having individual access, but excludes workshops, hobby shops, manufacturing or commercial activity. Typical uses include mini-warehouses.
- (z) <u>Professional Services.</u> Professional services use type refers to establishments which provide professional services to individuals or businesses, but excludes offices servicing walk-in customers which are classified under the administrative offices use type. Typical uses include law offices, real estate offices, insurance offices and architectural firms.
- (aa) Recycle Center. Recycle center use type refers to facilities for the collection, as a commercial enterprise, of household recyclables such as newspapers, bottles and cans. Recycle centers do not include recycle facilities existing as a part of a refuse pickup service or recycle bins used for donations to non-profit organizations. The following are recycle center use types:
 - (1) Full Service Recycle Center. Full service recycle center refers to large, fully attended recycle centers accepting paper, plastic and glass household recyclables and may include processing or sorting of the recyclables.
 - (2) Remote Collection Facility. Remote collection facility refers to a center for the acceptance, by redemption or purchase, of recyclable materials from the public. Such a facility does not process the recyclables on site. Typical uses include reverse vending machines.
 - (3) Residential Hazardous Substance Recycle Center. Residential hazardous substance recycle center refers to specialized recycling centers that receive household hazardous substances such as household paint, household cleaners and automobile engine oil.
- (bb) Repair Services, Consumer. Repair services, consumer use type refers to establishments primarily engaged in the provision of repair services to individuals and

- households rather than firms, but excludes automotive repair. Typical uses include appliance repair shops, apparel repair firms or instrument repair firms.
- (cc) Retail Sales. Retail sales use type refers to retail sales of commonly used goods and merchandise, either free-standing or within a commercial center, but excludes those uses classified under other use types. The following are retail sales use types:
 - (1) Convenience. Convenience refers to establishments which provide a limited number of frequently or recurrently needed personal items or services for residents of an immediate neighborhood. Typical uses include convenience stores, small grocery stores, barber shops, beauty parlors, dry cleaners and selfservice laundromats.
 - (2) Specialty Stores. Specialty stores refers to establishments which provide a variety of retail or personal services needs for residents in the larger community area. Typical uses include supermarkets, super drugs stores, clothing boutiques, antiques, bookstores, furniture stores and auto parts.
 - (3) Comparison Shopping Centers. Comparison shopping centers refers to retail establishments that provide a wide variety of retail and personal services that cater to the regional needs. Typical uses include full-line department stores and warehouse-styled retail outlets.
- (dd) Secondhand Sales. Secondhand sales use type refers to establishments primarily engaged in the sale of goods and merchandise which are not being sold for the first time, but excludes those classified as animal sales and services and automotive and equipment. Typical uses include secondhand stores and thrift shops.
- (ee) <u>Transportation Services.</u> Transportation services use type refers to establishments which provide private transportation of persons and goods. Typical uses include taxi services and commercial postal services.

[Amended by Ord. 875, provisions eff. 8/3/93; Ord. 906, provisions eff. 7/27/94; Ord. 1004, provisions eff. 1/30/98; Ord. 1023, provisions eff. 7/1/98; Ord. 1097, provisions eff. 7/28/00; Ord. 1179, provisions eff. 12/6/02; Ord. 1238, provisions eff. 6/4/04; Ord.1288, provisions eff. 3/24/06; Ord. 1347, provisions eff. 11/2/07; Ord. 1433, provisions eff. 3/5/10; Ord. 1481, provisions eff. 2/3/12; Ord. 1497, provisions eff. 10/5/12; Ord. xxxx, provisions eff. xx/xx/xx.]

SECTION 8.

Table 110.410.10.3

OFF-STREET PARKING SPACE REQUIREMENTS (Commercial Use Types)
(See Section 110.410.10 for explanation)

Commercial Use Types (Section 110.304.25)		Spaces F	Required
	Per 1,000 Square Feet Building Space	Per Employee During Peak Employment Shift	Other
Administrative Offices	4	1	
Adult Entertainment	5	1	
Animal Sales and Services			
Commercial Kennels		1	.25 per animal at design capacity
Commercial Stables		1	.25 per horse at design capacity
Grooming and Pet Stores	2.5	1	
Pet Cemeteries		1	
Veterinary Services, Agricultural	2	1	
Veterinary Services, Pets	4	1	
Automotive and Equipment			
Automotive Repair		1	3 per service bay
Automotive Sales and Rentals	.5	1	
Cleaning	2	1	
Commercial Parking		1	
Equipment Repair and Sales	2	1	
Fabricated Housing Sales	.5	- 1	
Storage of Operable Vehicles		1	
Truck Stops	4	1	
Building Maintenance Services	2		
Continuum of Care Facilities, Seniors		As specified by use permit	As specified by use permit
Commercial Antennas			1 per antenna tower
Commercial Centers (All Types)			Less than 15,000 square feet: 5 spaces per 1,000 square feet: 15,000 to 400,000 square feet: 4 spaces per 1,000 square feet: more than 400,000 square feet: 5 spaces per 1,000 square feet
Commercial Educational Services		1	.5 per student
Commercial Recreation			
Commercial Campground Facilities		1	
Destination Resorts		-1-1	1 per room
Indoor Entertainment		1	1 per 3 seats
Indoor Sports and Recreation	5	1	

Commercial Use Types (Section 110.304.25)		Spaces F	Required
	Per 1,000 Square Feet Building Space	Per Employee During Peak Employment Shift	Other
Limited Gaming Facilities	4	1	
Marinas		As specified by use permit	
Outdoor Entertainment		As specified by use permit	
Outdoor Sports and Recreation		As specified by use permit	
Outdoor Sports Club		As specified by use permit	
Unlimited Gaming Facilities	8	1	
Construction Sales and Services	2 for retail and 1 for storage area		
Convention and Meeting Facilities		1	1 per seat if not associated with lodging facilities; .5 per seat otherwise
Eating and Drinking			
Establishments			4
Convenience	10	1	
Full Service	10	1	
Financial Services	3	1	
Funeral and Internment Services			
Cemeteries		1	
Undertaking		1	1 per 3 seats
Gasoline Sales and Service Stations		1	3 per service bay (service bay not credited as required space)
Helicopter Services			
Heliport		1	5 per helicopter space
Helistop		1	5 per helicopter space
Liquor Sales			
Off-Premises	4	1	
On-Premises	10	1	
Lodging Services			
Bed and Breakfast Inns		1	1 per room
Hostels		1	.25 per bed
Hotels and Motels		1	1 per room
Vacation Time Shares			1.6 for 1 bedroom units, 2.1 for 2 bedroom and larger units; 1 of which must be in an enclosed garage or carport

Commercial Use Types (Section 110.304.25)		Spaces F	Required
	Per 1,000 Square Feet Building Space	Per Employee During Peak Employment Shift	Other
Medical Marijuana Establishment			
Medical Marijuana Cultivation Facility		1	
Facility for the Production of Edible or Infused Marijuana Products		1	
Independent Testing Laboratory		1	
Medical Marijuana Dispensary	3	1	
Medical Services	5	1	
Nursery Sales			
Retail	3	1	
Wholesale	3	1	
Personal Services	4		
Personal Storage		1	1 loading space per unit, internal access drives may be used
Professional Services	4	1	
Recycle Center			
Full Service Recycle Center	3	1	
Remote Collection Facility			3 spaces per collective device
Residential Hazardous Substance Recycle Center	3	1	
Repair Services, Consumer	2.5	1	
Retail Sales		/	
Comparison Shopping Centers	3	1	
Convenience	5	1	
Specialty Stores	3	1	
Secondhand Sales	2.5	1	
Transportation Services		1	

Passage and Effective Date (Medical Marijuana Establishments)
This Ordinance was proposed on 3-25-19 by Board Member Jung.
This Ordinance was passed on 4-8-14.
Those voting "aye" were Hunke, Wiler, Hartung, Jung, Berkbigles
Those voting "nay" were
Those absent were
Those abstaining were
11111
David Humke, Chairman
Washoe County Commission

ATTEST:

Ancy L, Vant

Name Parent, County Clerk

This Ordinance shall be in force and effect immediately upon the date of the second publication of such Ordinance as required by NRS 244.100.

EXHIBIT F

CHAPTER 453A - MEDICAL USE OF MARIJUANA

GENERAL PROVISIONS

NRS 453A.010	Definitions.
NRS 453A.020	"Administer" defined.
NRS 453A.030	"Attending physician" defined.
NRS 453A.040	"Cachexia" defined.
NRS 453A.050	"Chronic or debilitating medical condition" defined.
NRS 453A.053	"Crime of violence" defined. [Effective April 1, 2014.]
NRS 453A.056	"Cultivation facility" defined. [Effective April 1, 2014.]
NRS 453A.060	"Deliver" and "delivery" defined.
NRS 453A.080	"Designated primary caregiver" defined.
NRS 453A.090	"Division" defined.
NRS 453A.100	"Drug paraphernalia" defined. [Effective through March 31, 2014.]
NRS 453A.101	"Edible marijuana products" defined. [Effective April 1, 2014.]
NRS 453A.102	"Electronic verification system" defined. [Effective April 1, 2014.]
NRS 453A.103	"Enclosed, locked facility" defined. [Effective April 1, 2014.]
NRS 453A.104	"Excluded felony offense" defined. [Effective April 1, 2014.]
NRS 453A.105	"Facility for the production of edible marijuana products or marijuana-infused products" defined.
1111 1000 1115	[Effective April 1, 2014.]
NRS 453A.107	"Independent testing laboratory" defined. [Effective April 1, 2014.]
NRS 453A.108	"Inventory control system" defined. [Effective April 1, 2014.]
NRS 453A,110	"Marijuana" defined.
NRS 453A.112	"Marijuana-infused products" defined. [Effective April 1, 2014.]
NRS 453A.115	"Medical marijuana dispensary" defined. [Effective April 1, 2014.]
NRS 453A.116	"Medical marijuana establishment" defined. [Effective April 1, 2014.]
NRS 453A.117	"Medical marijuana establishment agent" defined. [Effective April 1, 2014.]
NRS 453A.118	"Medical marijuana establishment agent registration card" defined. [Effective April 1, 2014.]
NRS 453A.119	"Medical marijuana establishment registration certificate" defined. [Effective April 1, 2014.]
NRS 453A.120	"Medical use of marijuana" defined.
NRS 453A.125	"Paraphernalia" defined. [Effective April 1, 2014.]
NRS 453A.130	"Production" defined.
NRS 453A.140	"Registry identification card" defined.
NRS 453A.150	"State prosecution" defined.
NRS 453A.155	"THC" defined. [Effective April 1, 2014.]
NRS 453A.160	"Usable marijuana" defined, "Written documentation" defined.
NRS 453A.170	written documentation defined.

LIMITED EXEMPTION FROM STATE PROSECUTION; REGISTRY IDENTIFICATION CARDS

24,144,244	
NRS 453A.200	Holder of valid registry identification card exempt from state prosecution for certain acts involving marijuana and drug paraphernalia; mere presence of person in vicinity of medical use of marijuana; limitation on exemption from state prosecution; affirmative defense. [Effective through March 31, 2014.]
NRS 453A,200	Holder of valid registry identification card or medical marijuana establishment registration certificate exempt from state prosecution for certain acts involving marijuana and paraphernalia; no crime for mere presence in vicinity of medical use of marijuana; limitation on exemption from state prosecution; affirmative defense; holder of card prohibited from cultivating, growing or producing marijuana if dispensary opens in county of residence; exceptions. [Effective April 1, 2014, and through March 31, 2016.]
NRS 453A.200	Holder of valid registry identification card or medical marijuana establishment registration certificate exempt from state prosecution for certain acts involving marijuana and paraphernalia; no crime for mere presence in vicinity of medical use of marijuana; limitation on exemption from state prosecution; affirmative defense; holder of card prohibited from cultivating, growing or producing marijuana if dispensary opens in county of residence; exceptions. [Effective April 1, 2016.]
NRS 453A.210	Registry identification cards: Program for issuance; application; required accompanying information; distribution of copies of application; verification of information contained in application; permissible grounds for denial of application; judicial review of decision to deny application; reapplication; applicant and caregiver deemed to hold card pending approval or denial of application. [Effective through March 31, 2014.]
NRS 453A.210	Registry identification cards: Program for issuance; application; required accompanying information; distribution of copies of application; verification of information contained in application; permissible grounds for denial of application; judicial review of decision to deny application; reapplication; applicant and caregiver deemed to hold card pending approval or denial of application. [Effective April 1, 2014.]

NRS 453A.220 Registry identification cards: Issuance to applicant; issuance to primary caregiver if primary caregiver has been designated at time of application; required contents; duration; renewal. [Effective through March 31, 2014. NRS 453A.220 Registry identification cards: Issuance to applicant; issuance to primary caregiver if primary caregiver has been designated at time of application; required contents; duration; renewal. [Effective April 1, Registry identification cards: Revocation; duties; judicial review; reapplication prohibited for 12 months. NRS 453A.225 Registry identification card: Holder to notify Division of certain changes in information; required annual update of documentation from attending physician; designation of primary caregiver after initial NRS 453A.230 issuance of card; deemed expiration of card. [Effective through March 31, 2014.] NRS 453A.230 Registry identification card: Holder to notify Division of certain changes in information; required annual update of documentation from attending physician; designation of primary caregiver after initial issuance of card; deemed expiration of card. [Effective April 1, 2014.] NRS 453A.240 Registry identification cards: Card to be returned to Division following diagnosis of absence of chronic or debilitating medical condition. NRS 453A.250 Registry identification cards: General requirements concerning designation of primary caregiver; user of medical marijuana not to have more than one designated primary caregiver; timing of issuance of

PROHIBITED ACTS; AFFIRMATIVE DEFENSES

card to caregiver if caregiver designated after initial issuance of card to patient.

NRS 453A.300	Acts for which registry identification cardholder is not exempt from state prosecution and may not raise
4.700.048.07000	affirmative defense; additional penalty. [Effective through March 31, 2014.]
NRS 453A.300	Acts for which registry identification cardholder is not exempt from state prosecution and may not raise
	affirmative defense; additional penalty, [Effective April 1, 2014.]
NRS 453A.310	Affirmative defenses.

PRODUCTION AND DISTRIBUTION OF MEDICAL MARIJUANA

REGISTRATION OF MEDICAL MARIJUANA ESTABLISHMENTS AND MEDICAL MARIJUANA ESTABLISHMENT AGENTS

NRS 453A.320	Purpose of registration; no vested right acquired by holder of registration certificate or registration card. [Effective April 1, 2014.]
NRS 453A.322	Registration of establishments: Requirements; expiration and renewal. [Effective April 1, 2014.]
NRS 453A.324	Registration of establishments: Limitation on total number of certificates that can be issued in each county; limitation on number of days Division may accept applications in calendar year. [Effective April 1, 2014.]
NRS 453A.326	Registration of establishments in larger counties: Limitation on number of medical marijuana dispensaries located in any one governmental jurisdiction within county; limitation on number of certificates issued to any one person; certificates deemed provisional pending compliance with local requirements and issuance of local business license. [Effective April 1, 2014.]
NRS 453A.328	Registration of establishments: Considerations in determining whether to issue registration certificate. [Effective April 1, 2014.]
NRS 453A.332	Agents required to register with Division; requirements for registration; establishment required to notify Division if agent ceases to be employed by or volunteer at establishment; expiration and renewal of registration. [Effective April 1, 2014.]
NRS 453A.334	Registration cards and registration certificates nontransferable. [Effective April 1, 2014.]
NRS 453A.336	Payment of child support: Statement by applicant for registration card or registration certificate; grounds for denial; duties of Division. [Effective April 1, 2014, and until the date of the repeal of 42 U.S.C. § 666, the federal law requiring each state to establish procedures for withholding, suspending and restricting the professional, occupational and recreational licenses for child support arrearages and for noncompliance with certain processes relating to paternity or child support proceedings.]
NRS 453A.338	Suspension of registration card or registration certificate for failure to pay child support or comply with certain subpoenas or warrants; reinstatement of registration card or registration certificate. [Effective April 1, 2014, and until the date of the repeal of 42 U.S.C. § 666, the federal law requiring each state to establish procedures for withholding, suspending and restricting the professional, occupational and recreational licenses for child support arrearages and for noncompliance with certain processes relating to paternity or child support proceedings.]
NRS 453A.340	Grounds for immediate revocation of registration certificate. [Effective April 1, 2014.]
NRS 453A.342	Grounds for immediate revocation of registration card. [Effective April 1, 2014.]
NRS 453A.344	Fees. [Effective April 1, 2014.]
	REQUIREMENTS CONCERNING OPERATION OF MEDICAL MARIJUANA ESTABLISHMENTS
NRS 453A.350	Location, land use, appearance and signage. [Effective April 1, 2014.]
NRS 453A.352	Operating documents; security measures; actions of establishment with respect to marijuana required to be for certain purpose; requirements for cultivation; dispensary and cultivation facility authorized to acquire marijuana from patient; allowing consumption on premises prohibited; inspection. [Effective April 1, 2014.]
NRS 453A.354	Electronic verification system. Effective April 1, 2014.
NRS 453A.356	Inventory control system. [Effective April 1, 2014.]
	AND CONTRACT CONTRACTOR OF CON

Duties of medical marijuana dispensaries relating to sale of medical marijuana and related products and NRS 453A.358 relating to notice of legal limits on possession of medical marijuana. [Effective April 1, 2014.] Requirements concerning edible marijuana products and marijuana-infused products. [Effective April 1, NRS 453A.360 Requirements concerning storage and removal of medical marijuana. [Effective April 1, 2014.] NRS 453A.362 MISCELLANEOUS PROVISIONS Recognition of nonresident cards. [Effective April 1, 2014, and through March 31, 2016.] NRS 453A.364 Recognition of nonresident cards. [Effective April 1, 2016.] NRS 453A.364 Designation of medical marijuana dispensary. [Effective April 1, 2014.] NRS 453A.366 NRS 453A.368 Testing laboratories. [Effective April 1, 2014.] Regulations. [Effective April 1, 2014.] NRS 453A.370 SEARCH AND SEIZURE Possession of registry identification card not permissible grounds for search or inspection; care and return NRS 453A.400 of seized property; determination that person is engaged or assisting in medical use of marijuana in accordance with provisions of chapter. [Effective through March 31, 2014.] Possession of registry identification card, registration certificate or registration card not permissible NRS 453A.400 grounds for search or inspection; care and return of seized property; determination that person is engaged in, facilitating or assisting in medical use of marijuana in accordance with provisions of chapter. [Effective April 1, 2014.] Forfeiture of assets seized. [Effective April 1, 2014.] NRS 453A.410 ACTIONS OF PROFESSIONAL LICENSING BOARDS Board of Medical Examiners and State Board of Osteopathic Medicine prohibited from taking disciplinary NRS 453A.500 action against attending physician on basis of physician's participation in certain activities in accordance with chapter. Professional licensing board prohibited from taking disciplinary action against licensee on basis of licensee's NRS 453A.510 participation in certain activities in accordance with chapter. RESEARCH; APPROVAL OF FEDERAL GOVERNMENT Program for evaluation and research of medical use of marijuana: Establishment by University of Nevada NRS 453A.600 School of Medicine; federal approval; participants and subjects; quarterly report to Interim Finance Committee. Program for evaluation and research of medical use of marijuana: Duties of University of Nevada School of NRS 453A.610 Medicine concerning confidentiality; certain items of information not subject to subpoena, discovery or inspection. Program for evaluation and research of medical use of marijuana: Authority of Department of NRS 453A.620 Administration of University of Nevada School of Medicine concerning gifts, grants, donations and contributions; deposit of money in State Treasury. Program for evaluation and research of medical use of marijuana: Deposit, use and disposition of money; NRS 453A.630 Department of Administration of University of Nevada School of Medicine to administer account. MISCELLANEOUS PROVISIONS Duties of Division concerning confidentiality; certain items of information not subject to subpoena, NRS 453A.700 discovery or inspection. Addition of diseases and conditions to list of qualifying chronic or debilitating medical conditions: Petition; NRS 453A.710 regulations. Authority of the Administrator of the Division concerning gifts, grants, donations and contributions; deposit NRS 453A.720 of money in State Treasury. Deposit, use and disposition of money; administration of account. NRS 453A.730 Regulations; fees. [Effective through March 31, 2014.] NRS 453A.740 Regulations; fees. [Effective April 1, 2014.] NRS 453A.740 Costs associated with medical use of marijuana not required to be paid or reimbursed; medical use of NRS 453A.800 marijuana not required to be accommodated in workplace. [Effective through March 31, 2014.] Costs associated with medical use of marijuana not required to be paid or reimbursed; medical use of NRS 453A.800 marijuana not required to be allowed in workplace; medical needs of employee who engages in medical use of marijuana to be accommodated by employer in certain circumstances. [Effective April 1, 2014.] State not responsible for deleterious outcomes. NRS 453A.810

GENERAL PROVISIONS

NRS 453A.010 Definitions. As used in this chapter, unless the context otherwise requires, the words and terms defined in NRS 453A.020 to 453A.170, inclusive, have the meanings ascribed to them in those sections. (Added to NRS by 2001, 3054; A 2013, 3716)

NRS 453A.020 "Administer" defined. "Administer" has the meaning ascribed to it in NRS 453.021. (Added to NRS by 2001, 3054)

NRS 453A.030 "Attending physician" defined. "Attending physician" means a physician who:

1. Is licensed to practice:

(a) Medicine pursuant to the provisions of chapter 630 of NRS; or

(b) Osteopathic medicine pursuant to the provisions of chapter 633 of NRS; and

2. Has responsibility for the care and treatment of a person diagnosed with a chronic or debilitating medical condition.

(Added to NRS by 2001, 3054; A 2003, 1180, 1430)

NRS 453A.040 "Cachexia" defined. "Cachexia" means general physical wasting and malnutrition associated with chronic disease.

(Added to NRS by 2001, 3054)

NRS 453A.050 "Chronic or debilitating medical condition" defined. "Chronic or debilitating medical condition" means:

1. Acquired immune deficiency syndrome;

2. Cancer;

3. Glaucoma:

4. A medical condition or treatment for a medical condition that produces, for a specific patient, one or more of the following:

(a) Cachexia;

(b) Persistent muscle spasms, including, without limitation, spasms caused by multiple sclerosis;

(c) Seizures, including, without limitation, seizures caused by epilepsy;

(d) Severe nausea; or

(e) Severe pain; or

Any other medical condition or treatment for a medical condition that is:

(a) Classified as a chronic or debilitating medical condition by regulation of the Division; or

(b) Approved as a chronic or debilitating medical condition pursuant to a petition submitted in accordance with NRS 453A.710.

(Added to NRS by 2001, 3054)

NRS 453A.053 "Crime of violence" defined. [Effective April 1, 2014.] "Crime of violence" means any felony:

1. Involving the use or threatened use of force or violence against the person or property of another; or

For which there is a substantial risk that force or violence may be used against the person or property of another in the commission of the felony.

(Added to NRS by 2013, 3700, effective April 1, 2014)

NRS 453A.056 "Cultivation facility" defined. [Effective April 1, 2014.] "Cultivation facility" means a business that:

Is registered with the Division pursuant to NRS 453A.322; and

2. Acquires, possesses, cultivates, delivers, transfers, transports, supplies or sells marijuana and related supplies to:

(a) Medical marijuana dispensaries;

(b) Facilities for the production of edible marijuana products or marijuana-infused products; or

(c) Other cultivation facilities.

(Added to NRS by 2013, 3701, effective April 1, 2014)

NRS 453A.060 "Deliver" and "delivery" defined. "Deliver" or "delivery" has the meaning ascribed to it in NRS 453.051.

(Added to NRS by 2001, 3054)

NRS 453A.080 "Designated primary caregiver" defined.

1. "Designated primary caregiver" means a person who:

(a) Is 18 years of age or older;

(b) Has significant responsibility for managing the well-being of a person diagnosed with a chronic or debilitating medical condition; and

(c) Is designated as such in the manner required pursuant to NRS 453A.250.

2. The term does not include the attending physician of a person diagnosed with a chronic or debilitating medical condition.

(Added to NRS by 2001, 3054)

NRS 453A.090 "Division" defined. "Division" means the Division of Public and Behavioral Health of the Department of Health and Human Services.

(Added to NRS by 2001, 3055; A 2013, 3062)

NRS 453A.100 "Drug paraphernalia" defined. [Effective through March 31, 2014.] "Drug paraphernalia" has the meaning ascribed to it in NRS 453.554.

(Added to NRS by 2001, 3055)

NRS 453A.101 "Edible marijuana products" defined. [Effective April 1, 2014.] "Edible marijuana products" means products that:

1. Contain marijuana or an extract thereof;

2. Are intended for human consumption by oral ingestion; and

3. Are presented in the form of foodstuffs, extracts, oils, tinctures and other similar products.

(Added to NRS by 2013, 3701, effective April 1, 2014)

NRS 453A.102 "Electronic verification system" defined. [Effective April 1, 2014.] "Electronic verification system" means an electronic database that:

1. Keeps track of data in real time; and

2. Is accessible by the Division and by registered medical marijuana establishments.

(Added to NRS by 2013, 3701, effective April 1, 2014)

NRS 453A.103 "Enclosed, locked facility" defined. [Effective April 1, 2014.] "Enclosed, locked facility" means a closet, display case, room, greenhouse or other enclosed area that meets the requirements of NRS 453A.362 and is equipped with locks or other security devices which allow access only by a medical marijuana establishment agent and the holder of a valid registry identification card.

(Added to NRS by 2013, 3701, effective April 1, 2014)

NRS 453A.104 "Excluded felony offense" defined. [Effective April 1, 2014.]

"Excluded felony offense" means:

(a) A crime of violence; or

(b) A violation of a state or federal law pertaining to controlled substances, if the law was punishable as a felony in the jurisdiction where the person was convicted.

The term does not include:

(a) A criminal offense for which the sentence, including any term of probation, incarceration or supervised release,

was completed more than 10 years before; or

(b) An offense involving conduct that would be immune from arrest, prosecution or penalty pursuant to NRS 453A.320 to 453A.370, inclusive, except that the conduct occurred before April 1, 2014, or was prosecuted by an authority other than the State of Nevada.

(Added to NRS by 2013, 3701, effective April 1, 2014)

NRS 453A.105 "Facility for the production of edible marijuana products or marijuana-infused products" defined. [Effective April 1, 2014.] "Facility for the production of edible marijuana products or marijuana-infused products" means a business that:

Is registered with the Division pursuant to NRS 453A.322; and

Acquires, possesses, manufactures, delivers, transfers, transports, supplies or sells edible marijuana products or marijuana-infused products to medical marijuana dispensaries.

(Added to NRS by 2013, 3701, effective April 1, 2014)

NRS 453A.107 "Independent testing laboratory" defined. [Effective April 1, 2014.] "Independent testing laboratory" means a facility described in NRS 453A.368. (Added to NRS by 2013, 3701, effective April 1, 2014)

NRS 453A.108 "Inventory control system" defined. [Effective April 1, 2014.] "Inventory control system" means a process, device or other contrivance that may be used to monitor the chain of custody of marijuana used for medical purposes from the point of cultivation to the end consumer.

(Added to NRS by 2013, 3702, effective April 1, 2014)

NRS 453A.110 "Marijuana" defined. "Marijuana" has the meaning ascribed to it in NRS 453.096. (Added to NRS by 2001, 3055)

NRS 453A.112 "Marijuana-infused products" defined. [Effective April 1, 2014.]

1. "Marijuana-infused products" means products that:

(a) Are infused with marijuana or an extract thereof; and

(b) Are intended for use or consumption by humans through means other than inhalation or oral ingestion.

2. The term includes, without limitation, topical products, ointments, oils and tinctures.

(Added to NRS by 2013, 3702, effective April 1, 2014)

NRS 453A.115 "Medical marijuana dispensary" defined. [Effective April 1, 2014.] "Medical marijuana dispensary" means a business that:

1. Is registered with the Division pursuant to NRS 453A.322; and

Acquires, possesses, delivers, transfers, transports, supplies, sells or dispenses marijuana or related supplies and educational materials to the holder of a valid registry identification card.

(Added to NRS by 2013, 3702, effective April 1, 2014)

- NRS 453A.116 "Medical marijuana establishment" defined. [Effective April 1, 2014.] "Medical marijuana establishment" means:
 - 1. An independent testing laboratory;

2. A cultivation facility;

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

4. A medical marijuana dispensary; or

A business that has registered with the Division and paid the requisite fees to act as more than one of the types of businesses listed in subsections 2, 3 and 4.

(Added to NRS by 2013, 3702, effective April 1, 2014)

NRS 453A.117 "Medical marijuana establishment agent" defined. [Effective April 1, 2014.] "Medical marijuana establishment agent" means an owner, officer, board member, employee or volunteer of a medical marijuana establishment.

(Added to NRS by 2013, 3702, effective April 1, 2014)

NRS 453A.118 "Medical marijuana establishment agent registration card" defined. [Effective April 1, 2014.] "Medical marijuana establishment agent registration card" means a registration card that is issued by the Division pursuant to NRS 453A.332 to authorize a person to volunteer or work at a medical marijuana establishment.

(Added to NRS by 2013, 3702, effective April 1, 2014)

NRS 453A.119 "Medical marijuana establishment registration certificate" defined. [Effective April 1, 2014.] "Medical marijuana establishment registration certificate" means a registration certificate that is issued by the Division pursuant to NRS 453A.322 to authorize the operation of a medical marijuana establishment. (Added to NRS by 2013, 3702, effective April 1, 2014)

NRS 453A.120 "Medical use of marijuana" defined. "Medical use of marijuana" means:

The possession, delivery, production or use of marijuana;

The possession, delivery or use of paraphernalia used to administer marijuana; or

3. Any combination of the acts described in subsections 1 and 2,

as necessary for the exclusive benefit of a person to mitigate the symptoms or effects of his or her chronic or debilitating medical condition.

(Added to NRS by 2001, 3055)

- NRS 453A.125 "Paraphernalia" defined. [Effective April 1, 2014.] "Paraphernalia" means accessories, devices and other equipment that is necessary or useful for a person to engage in the medical use of marijuana.

 (Added to NRS by 2001, 3055; A 2013, 3716, effective April 1, 2014)—(Substituted in revision for NRS 453A.100)
 - NRS 453A.130 "Production" defined. "Production" has the meaning ascribed to it in NRS 453.131. (Added to NRS by 2001, 3055)
- NRS 453A.140 "Registry identification card" defined. "Registry identification card" means a document issued by the Division or its designee that identifies:

A person who is exempt from state prosecution for engaging in the medical use of marijuana; or

2. The designated primary caregiver, if any, of a person described in subsection 1. (Added to NRS by 2001, 3055; A 2009, 618)

NRS 453A.150 "State prosecution" defined. "State prosecution" means prosecution initiated or maintained by the State of Nevada or an agency or political subdivision of the State of Nevada.

(Added to NRS by 2001, 3055)

NRS 453A.155 "THC" defined. [Effective April 1, 2014.] "THC" means delta-9-tetrahydrocannabinol, which is the primary active ingredient in marijuana.

(Added to NRS by 2013, 3702, effective April 1, 2014)

NRS 453A.160 "Usable marijuana" defined.

1. "Usable marijuana" means:

(a) The dried leaves and flowers of a plant of the genus Cannabis, and any mixture or preparation thereof, that are appropriate for the medical use of marijuana; and

(b) The seeds of a plant of the genus Cannabis.

 The term does not include the stalks and roots of the plant. (Added to NRS by 2001, 3055; A 2003, 1430) NRS 453A.170 "Written documentation" defined. "Written documentation" means:

 A statement signed by the attending physician of a person diagnosed with a chronic or debilitating medical condition; or

Copies of the relevant medical records of a person diagnosed with a chronic or debilitating medical condition.

(Added to NRS by 2001, 3055)

LIMITED EXEMPTION FROM STATE PROSECUTION; REGISTRY IDENTIFICATION CARDS

NRS 453A.200 Holder of valid registry identification card exempt from state prosecution for certain acts involving marijuana and drug paraphernalia; mere presence of person in vicinity of medical use of marijuana; limitation on exemption from state prosecution; affirmative defense. [Effective through March 31, 2014.]

1. Except as otherwise provided in this section and NRS 453A.300, a person who holds a valid registry identification

card issued to the person pursuant to NRS 453A.220 or 453A.250 is exempt from state prosecution for:

(a) Possession, delivery or production of marijuana;

(b) Possession or delivery of drug paraphernalia;

(c) Aiding and abetting another in the possession, delivery or production of marijuana;(d) Aiding and abetting another in the possession or delivery of drug paraphernalia;

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

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

In addition to the provisions of subsection 1, no person may be subject to state prosecution for constructive
possession, conspiracy or any other criminal offense solely for being in the presence or vicinity of the medical use of
marijuana in accordance with the provisions of this chapter.

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

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

(b) Do not, at any one time, collectively possess, deliver or produce more than:

One ounce of usable marijuana;
 Three mature marijuana plants; and

(3) Four immature marijuana plants.
4. If the persons described in subsection 3 possess, deliver or produce marijuana in an amount which exceeds the amount described in paragraph (b) of that subsection, those persons:

(a) Are not exempt from state prosecution for possession, delivery or production of marijuana.

(b) May establish an affirmative defense to charges of possession, delivery or production of marijuana, or any combination of those acts, in the manner set forth in NRS 453A.310.

(Added to NRS by 2001, 3055)

NRS 453A.200 Holder of valid registry identification card or medical marijuana establishment registration certificate exempt from state prosecution for certain acts involving marijuana and paraphernalia; no crime for mere presence in vicinity of medical use of marijuana; limitation on exemption from state prosecution; affirmative defense; holder of card prohibited from cultivating, growing or producing marijuana if dispensary opens in county of residence; exceptions. [Effective April 1, 2014, and through March 31, 2016.]

1. Except as otherwise provided in this section and NRS 453A.300, a person who holds a valid registry identification

card issued to the person pursuant to NRS 453A.220 or 453A.250 is exempt from state prosecution for:

(a) Possession, delivery or production of marijuana;

(b) Possession or delivery of paraphernalia;

- (c) Aiding and abetting another in the possession, delivery or production of marijuana;
- (d) Aiding and abetting another in the possession or delivery of paraphernalia;(e) Any combination of the acts described in paragraphs (a) to (d), inclusive; and

(f) Any other criminal offense in which the possession, delivery or production of marijuana or the possession or

delivery of paraphernalia is an element.

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

3. The exemption from state prosecution set forth in subsection 1 applies only to the extent that a person who holds a registry identification card issued to the person pursuant to paragraph (a) of subsection 1 of NRS 453A.220 and the

designated primary caregiver, if any, of such a person:

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

(b) Do not, at any one time, collectively possess, deliver or produce more than:

 Two and one-half ounces of usable marijuana in any one 14-day period;

(2) Twelve marijuana plants, irrespective of whether the marijuana plants are mature or immature; and

(3) A maximum allowable quantity of edible marijuana products and marijuana-infused products as established by regulation of the Division.

The persons described in this subsection must ensure that the usable marijuana and marijuana plants described in this subsection are safeguarded in an enclosed, secure location.

4. If the persons described in subsection 3 possess, deliver or produce marijuana in an amount which exceeds the amount described in paragraph (b) of that subsection, those persons:

(a) Are not exempt from state prosecution for possession, delivery or production of marijuana.

- (b) May establish an affirmative defense to charges of possession, delivery or production of marijuana, or any combination of those acts, in the manner set forth in NRS 453A.310.
- 5. A person who holds a valid medical marijuana establishment registration certificate issued to the person pursuant to NRS 453A.322 or a valid medical marijuana establishment agent registration card issued to the person pursuant to NRS 453A.332, and who confines his or her activities to those authorized by NRS 453A.320 to 453A.370, inclusive, and the regulations adopted by the Division pursuant thereto, is exempt from state prosecution for:

(a) Possession, delivery or production of marijuana;

(b) Possession or delivery of paraphernalia;

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

(d) Aiding and abetting another in the possession or delivery of paraphernalia;(e) Any combination of the acts described in paragraphs (a) to (d), inclusive; and

(f) Any other criminal offense in which the possession, delivery or production of marijuana or the possession or

delivery of paraphernalia is an element.

6. Notwithstanding any other provision of law and except as otherwise provided in this subsection, after a medical marijuana dispensary opens in the county of residence of a person who holds a registry identification card or his or her designated primary caregiver, if any, such persons are not authorized to cultivate, grow or produce marijuana. The provisions of this subsection do not apply if:

(a) The person who holds the registry identification card or his or her designated primary caregiver, if any, was

cultivating, growing or producing marijuana in accordance with this chapter on or before July 1, 2013;

(b) All the medical marijuana dispensaries in the county of residence of the person who holds the registry identification card or his or her designated primary caregiver, if any, close or are unable to supply the quantity or strain of marijuana necessary for the medical use of the person to treat his or her specific medical condition;

(c) Because of illness or lack of transportation, the person who holds the registry identification card and his or her

designated primary caregiver, if any, are unable reasonably to travel to a medical marijuana dispensary; or

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

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

products.

(Added to NRS by 2001, 3055; A 2013, 3716, effective April 1, 2014)

NRS 453A.200 Holder of valid registry identification card or medical marijuana establishment registration certificate exempt from state prosecution for certain acts involving marijuana and paraphernalia; no crime for mere presence in vicinity of medical use of marijuana; limitation on exemption from state prosecution; affirmative defense; holder of card prohibited from cultivating, growing or producing marijuana if dispensary opens in county of residence; exceptions. [Effective April 1, 2016.]

1. Except as otherwise provided in this section and NRS 453A.300, a person who holds a valid registry identification

card issued to the person pursuant to NRS 453A.220 or 453A.250 is exempt from state prosecution for:

(a) Possession, delivery or production of marijuana;

(b) Possession or delivery of paraphernalia;

- (c) Aiding and abetting another in the possession, delivery or production of marijuana;
- (d) Aiding and abetting another in the possession or delivery of paraphernalia;(e) Any combination of the acts described in paragraphs (a) to (d), inclusive; and

(f) Any other criminal offense in which the possession, delivery or production of marijuana or the possession or

delivery of paraphernalia is an element.

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

The exemption from state prosecution set forth in subsection 1 applies only to the extent that a person who holds a
registry identification card issued to the person pursuant to paragraph (a) of subsection 1 of NRS 453A.220 and the

designated primary caregiver, if any, of such a person:

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

(b) Do not, at any one time, collectively possess, deliver or produce more than:

 Two and one-half ounces of usable marijuana in any one 14-day period;

(2) Twelve marijuana plants, irrespective of whether the marijuana plants are mature or immature; and

(3) A maximum allowable quantity of edible marijuana products and marijuana-infused products as established by regulation of the Division.

➡ The persons described in this subsection must ensure that the usable marijuana and marijuana plants described in this subsection are safeguarded in an enclosed, secure location.

4. If the persons described in subsection 3 possess, deliver or produce marijuana in an amount which exceeds the amount described in paragraph (b) of that subsection, those persons:

(a) Are not exempt from state prosecution for possession, delivery or production of marijuana.

(b) May establish an affirmative defense to charges of possession, delivery or production of marijuana, or any combination of those acts, in the manner set forth in NRS 453A.310.

5. A person who holds a valid medical marijuana establishment registration certificate issued to the person pursuant to NRS 453A.322 or a valid medical marijuana establishment agent registration card issued to the person pursuant to NRS 453A.332, and who confines his or her activities to those authorized by NRS 453A.320 to 453A.370, inclusive, and the regulations adopted by the Division pursuant thereto, is exempt from state prosecution for:

(a) Possession, delivery or production of marijuana;

(b) Possession or delivery of paraphernalia;

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

(d) Aiding and abetting another in the possession or delivery of paraphernalia;(e) Any combination of the acts described in paragraphs (a) to (d), inclusive; and

(f) Any other criminal offense in which the possession, delivery or production of marijuana or the possession or

delivery of paraphernalia is an element.

6. Notwithstanding any other provision of law and except as otherwise provided in this subsection, after a medical marijuana dispensary opens in the county of residence of a person who holds a registry identification card or his or her designated primary caregiver, if any, such persons are not authorized to cultivate, grow or produce marijuana. The provisions of this subsection do not apply if:

(a) All the medical marijuana dispensaries in the county of residence of the person who holds the registry identification card or his or her designated primary caregiver, if any, close or are unable to supply the quantity or strain of

marijuana necessary for the medical use of the person to treat his or her specific medical condition;

(b) Because of illness or lack of transportation, the person who holds the registry identification card and his or her designated primary caregiver, if any, are unable reasonably to travel to a medical marijuana dispensary; or

(c) No medical marijuana dispensary was operating within 25 miles of the residence of the person who holds the

registry identification card at the time the person first applied for his or her registry identification card.

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

products. (Added to NRS by 2001, 3055; A 2013, 3716, 3718, effective April 1, 2016)

NRS 453A.210 Registry identification cards: Program for issuance; application; required accompanying information; distribution of copies of application; verification of information contained in application; permissible grounds for denial of application; judicial review of decision to deny application; reapplication; applicant and caregiver deemed to hold card pending approval or denial of application. [Effective through March 31, 2014.]

1. The Division shall establish and maintain a program for the issuance of registry identification cards to persons

who meet the requirements of this section.

Except as otherwise provided in subsections 3 and 5 and NRS 453A.225, the Division or its designee shall issue a
registry identification card to a person who is a resident of this State and who submits an application on a form prescribed
by the Division accompanied by the following:

(a) Valid, written documentation from the person's attending physician stating that:
 (1) The person has been diagnosed with a chronic or debilitating medical condition;

(2) The medical use of marijuana may mitigate the symptoms or effects of that condition; and

(3) The attending physician has explained the possible risks and benefits of the medical use of marijuana;

(b) The name, address, telephone number, social security number and date of birth of the person;

(c) Proof satisfactory to the Division that the person is a resident of this State;

(d) The name, address and telephone number of the person's attending physician; and(e) If the person elects to designate a primary caregiver at the time of application:

(1) The name, address, telephone number and social security number of the designated primary caregiver; and

(2) A written, signed statement from the person's attending physician in which the attending physician approves of the designation of the primary caregiver.

The Division or its designee shall issue a registry identification card to a person who is under 18 years of age if:

(a) The person submits the materials required pursuant to subsection 2; and

(b) The custodial parent or legal guardian with responsibility for health care decisions for the person under 18 years of

age signs a written statement setting forth that:

(1) The attending physician of the person under 18 years of age has explained to that person and to the custodial parent or legal guardian with responsibility for health care decisions for the person under 18 years of age the possible risks and benefits of the medical use of marijuana;

(2) The custodial parent or legal guardian with responsibility for health care decisions for the person under 18

years of age consents to the use of marijuana by the person under 18 years of age for medical purposes;

(3) The custodial parent or legal guardian with responsibility for health care decisions for the person under 18 years of age agrees to serve as the designated primary caregiver for the person under 18 years of age; and

- (4) The custodial parent or legal guardian with responsibility for health care decisions for the person under 18 years of age agrees to control the acquisition of marijuana and the dosage and frequency of use by the person under 18 years of age.
- 4. The form prescribed by the Division to be used by a person applying for a registry identification card pursuant to this section must be a form that is in quintuplicate. Upon receipt of an application that is completed and submitted pursuant to this section, the Division shall:

(a) Record on the application the date on which it was received;

(b) Retain one copy of the application for the records of the Division; and(c) Distribute the other four copies of the application in the following manner:

(1) One copy to the person who submitted the application;

(2) One copy to the applicant's designated primary caregiver, if any;

(3) One copy to the Central Repository for Nevada Records of Criminal History; and

(4) One copy to:

(I) If the attending physician of the applicant is licensed to practice medicine pursuant to the provisions of chapter 630 of NRS, the Board of Medical Examiners; or

(II) If the attending physician of the applicant is licensed to practice osteopathic medicine pursuant to the

provisions of chapter 633 of NRS, the State Board of Osteopathic Medicine.

The Central Repository for Nevada Records of Criminal History shall report to the Division its findings as to the criminal history, if any, of an applicant within 15 days after receiving a copy of an application pursuant to subparagraph (3) of paragraph (c). The Board of Medical Examiners or the State Board of Osteopathic Medicine, as applicable, shall report to the Division its findings as to the licensure and standing of the applicant's attending physician within 15 days after receiving a copy of an application pursuant to subparagraph (4) of paragraph (c).

5. The Division shall verify the information contained in an application submitted pursuant to this section and shall approve or deny an application within 30 days after receiving the application. The Division may contact an applicant, the applicant's attending physician and designated primary caregiver, if any, by telephone to determine that the information provided on or accompanying the application is accurate. The Division may deny an application only on the following

grounds:

(a) The applicant failed to provide the information required pursuant to subsections 2 and 3 to:

Establish the applicant's chronic or debilitating medical condition; or

(2) Document the applicant's consultation with an attending physician regarding the medical use of marijuana in connection with that condition;

(b) The applicant failed to comply with regulations adopted by the Division, including, without limitation, the regulations adopted by the Administrator pursuant to NRS 453A.740;

(c) The Division determines that the information provided by the applicant was falsified;

(d) The Division determines that the attending physician of the applicant is not licensed to practice medicine or osteopathic medicine in this State or is not in good standing, as reported by the Board of Medical Examiners or the State Board of Osteopathic Medicine, as applicable;

(e) The Division determines that the applicant, or the applicant's designated primary caregiver, if applicable, has been convicted of knowingly or intentionally selling a controlled substance;

(f) The Division has prohibited the applicant from obtaining or using a registry identification card pursuant to subsection 2 of NRS 453A.300;

(g) The Division determines that the applicant, or the applicant's designated primary caregiver, if applicable, has had

a registry identification card revoked pursuant to NRS 453A.225; or

(h) In the case of a person under 18 years of age, the custodial parent or legal guardian with responsibility for health care decisions for the person has not signed the written statement required pursuant to paragraph (b) of subsection 3.

6. The decision of the Division to deny an application for a registry identification card is a final decision for the purposes of judicial review. Only the person whose application has been denied or, in the case of a person under 18 years of age whose application has been denied, the person's parent or legal guardian, has standing to contest the determination of the Division. A judicial review authorized pursuant to this subsection must be limited to a determination of whether the denial was arbitrary, capricious or otherwise characterized by an abuse of discretion and must be conducted in accordance with the procedures set forth in chapter 233B of NRS for reviewing a final decision of an agency.

A person whose application has been denied may not reapply for 6 months after the date of the denial, unless the

Division or a court of competent jurisdiction authorizes reapplication in a shorter time.

8. Except as otherwise provided in this subsection, if a person has applied for a registry identification card pursuant to this section and the Division has not yet approved or denied the application, the person, and the person's designated primary caregiver, if any, shall be deemed to hold a registry identification card upon the presentation to a law enforcement officer of the copy of the application provided to him or her pursuant to subsection 4. A person may not be deemed to hold a registry identification card for a period of more than 30 days after the date on which the Division received the application.

As used in this section, "resident" has the meaning ascribed to it in NRS 483.141.

(Added to NRS by 2001, 3056; A 2003, 1431; 2005, 686; 2009, 618)

NRS 453A.210 Registry identification cards: Program for issuance; application; required accompanying information; distribution of copies of application; verification of information contained in application; permissible grounds for denial of application; judicial review of decision to deny application; reapplication; applicant and caregiver deemed to hold card pending approval or denial of application. [Effective April 1, 2014.]

1. The Division shall establish and maintain a program for the issuance of registry identification cards to persons

who meet the requirements of this section.

Except as otherwise provided in subsections 3 and 5 and NRS 453A.225, the Division or its designee shall issue a registry identification card to a person who is a resident of this State and who submits an application on a form prescribed by the Division accompanied by the following:

(a) Valid, written documentation from the person's attending physician stating that:

The person has been diagnosed with a chronic or debilitating medical condition;
 The medical use of marijuana may mitigate the symptoms or effects of that condition; and

(3) The attending physician has explained the possible risks and benefits of the medical use of marijuana;

(b) The name, address, telephone number, social security number and date of birth of the person;

(c) Proof satisfactory to the Division that the person is a resident of this State; (d) The name, address and telephone number of the person's attending physician;

(e) If the person elects to designate a primary caregiver at the time of application:

(1) The name, address, telephone number and social security number of the designated primary caregiver; and

(2) A written, signed statement from the person's attending physician in which the attending physician approves of the designation of the primary caregiver; and

(f) If the person elects to designate a medical marijuana dispensary at the time of application, the name of the medical

marijuana dispensary.

The Division or its designee shall issue a registry identification card to a person who is under 18 years of age if:

(a) The person submits the materials required pursuant to subsection 2; and

(b) The custodial parent or legal guardian with responsibility for health care decisions for the person under 18 years of

age signs a written statement setting forth that:

(1) The attending physician of the person under 18 years of age has explained to that person and to the custodial parent or legal guardian with responsibility for health care decisions for the person under 18 years of age the possible risks and benefits of the medical use of marijuana;

(2) The custodial parent or legal guardian with responsibility for health care decisions for the person under 18

years of age consents to the use of marijuana by the person under 18 years of age for medical purposes;

(3) The custodial parent or legal guardian with responsibility for health care decisions for the person under 18

years of age agrees to serve as the designated primary caregiver for the person under 18 years of age; and

(4) The custodial parent or legal guardian with responsibility for health care decisions for the person under 18 years of age agrees to control the acquisition of marijuana and the dosage and frequency of use by the person under 18 years of age.

The form prescribed by the Division to be used by a person applying for a registry identification card pursuant to this section must be a form that is in quintuplicate. Upon receipt of an application that is completed and submitted

pursuant to this section, the Division shall:

(a) Record on the application the date on which it was received:

(b) Retain one copy of the application for the records of the Division; and

(c) Distribute the other four copies of the application in the following manner:

(1) One copy to the person who submitted the application;

One copy to the applicant's designated primary caregiver, if any;

(3) One copy to the Central Repository for Nevada Records of Criminal History; and

(4) One copy to:

(1) If the attending physician of the applicant is licensed to practice medicine pursuant to the provisions of chapter 630 of NRS, the Board of Medical Examiners; or

(II) If the attending physician of the applicant is licensed to practice osteopathic medicine pursuant to the provisions of chapter 633 of NRS, the State Board of Osteopathic Medicine.

· The Central Repository for Nevada Records of Criminal History shall report to the Division its findings as to the criminal history, if any, of an applicant within 15 days after receiving a copy of an application pursuant to subparagraph (3) of paragraph (c). The Board of Medical Examiners or the State Board of Osteopathic Medicine, as applicable, shall report to the Division its findings as to the licensure and standing of the applicant's attending physician within 15 days

after receiving a copy of an application pursuant to subparagraph (4) of paragraph (c).

5. The Division shall verify the information contained in an application submitted pursuant to this section and shall approve or deny an application within 30 days after receiving the application. The Division may contact an applicant, the applicant's attending physician and designated primary caregiver, if any, by telephone to determine that the information provided on or accompanying the application is accurate. The Division may deny an application only on the following grounds:

(a) The applicant failed to provide the information required pursuant to subsections 2 and 3 to:

(1) Establish the applicant's chronic or debilitating medical condition; or

(2) Document the applicant's consultation with an attending physician regarding the medical use of marijuana in connection with that condition;

(b) The applicant failed to comply with regulations adopted by the Division, including, without limitation, the

regulations adopted by the Administrator pursuant to NRS 453A.740;

(c) The Division determines that the information provided by the applicant was falsified;

(d) The Division determines that the attending physician of the applicant is not licensed to practice medicine or osteopathic medicine in this State or is not in good standing, as reported by the Board of Medical Examiners or the State Board of Osteopathic Medicine, as applicable;

(e) The Division determines that the applicant, or the applicant's designated primary caregiver, if applicable, has been

convicted of knowingly or intentionally selling a controlled substance;

(f) The Division has prohibited the applicant from obtaining or using a registry identification card pursuant to subsection 2 of NRS 453A.300;

(g) The Division determines that the applicant, or the applicant's designated primary caregiver, if applicable, has had a registry identification card revoked pursuant to NRS 453A.225; or

(h) In the case of a person under 18 years of age, the custodial parent or legal guardian with responsibility for health care decisions for the person has not signed the written statement required pursuant to paragraph (b) of subsection 3.

6. The decision of the Division to deny an application for a registry identification card is a final decision for the purposes of judicial review. Only the person whose application has been denied or, in the case of a person under 18 years of age whose application has been denied, the person's parent or legal guardian, has standing to contest the determination of the Division. A judicial review authorized pursuant to this subsection must be limited to a determination of whether the denial was arbitrary, capricious or otherwise characterized by an abuse of discretion and must be conducted in accordance with the procedures set forth in chapter 233B of NRS for reviewing a final decision of an agency.

7. A person whose application has been denied may not reapply for 6 months after the date of the denial, unless the

Division or a court of competent jurisdiction authorizes reapplication in a shorter time.

8. Except as otherwise provided in this subsection, if a person has applied for a registry identification card pursuant to this section and the Division has not yet approved or denied the application, the person, and the person's designated primary caregiver, if any, shall be deemed to hold a registry identification card upon the presentation to a law enforcement officer of the copy of the application provided to him or her pursuant to subsection 4.

As used in this section, "resident" has the meaning ascribed to it in NRS 483.141.

(Added to NRS by 2001, 3056; A 2003, 1431; 2005, 686; 2009, 618; 2013, 3719, effective April 1, 2014)

NRS 453A.220 Registry identification cards: Issuance to applicant; issuance to primary caregiver if primary caregiver has been designated at time of application; required contents; duration; renewal. [Effective through March 31, 2014.]

1. If the Division approves an application pursuant to subsection 5 of <u>NRS 453A.210</u>, the Division or its designee shall, as soon as practicable after the Division approves the application:

(a) Issue a serially numbered registry identification card to the applicant; and

(b) If the applicant has designated a primary caregiver, issue a serially numbered registry identification card to the designated primary caregiver.

2. A registry identification card issued pursuant to paragraph (a) of subsection 1 must set forth:

(a) The name, address, photograph and date of birth of the applicant;

(b) The date of issuance and date of expiration of the registry identification card;(c) The name and address of the applicant's designated primary caregiver, if any; and

(d) Any other information prescribed by regulation of the Division.

3. A registry identification card issued pursuant to paragraph (b) of subsection 1 must set forth:

(a) The name, address and photograph of the designated primary caregiver;

(b) The date of issuance and date of expiration of the registry identification card;(c) The name and address of the applicant for whom the person is the designated primary caregiver; and

(d) Any other information prescribed by regulation of the Division.

4. Except as otherwise provided in NRS 453A.225, subsection 3 of NRS 453A.230 and subsection 2 of NRS 453A.300, a registry identification card issued pursuant to this section is valid for a period of 1 year and may be renewed in accordance with regulations adopted by the Division.

(Added to NRS by 2001, 3058; A 2005, 688; 2009, 620)

NRS 453A.220 Registry identification cards: Issuance to applicant; issuance to primary caregiver if primary caregiver has been designated at time of application; required contents; duration; renewal. [Effective April 1, 2014.]

1. If the Division approves an application pursuant to subsection 5 of NRS 453A.210, the Division or its designee shall, as soon as practicable after the Division approves the application:

(a) Issue a serially numbered registry identification card to the applicant; and

(b) If the applicant has designated a primary caregiver, issue a serially numbered registry identification card to the designated primary caregiver.

A registry identification card issued pursuant to paragraph (a) of subsection I must set forth:

(a) The name, address, photograph and date of birth of the applicant;

- (b) The date of issuance and date of expiration of the registry identification card;(c) The name and address of the applicant's designated primary caregiver, if any;(d) The name of the applicant's designated medical marijuana dispensary, if any;
- (e) Whether the applicant is authorized to cultivate, grow or produce marijuana pursuant to subsection 6 of <u>NRS</u> 453A.200; and

(f) Any other information prescribed by regulation of the Division.

3. A registry identification card issued pursuant to paragraph (b) of subsection 1 must set forth:

(a) The name, address and photograph of the designated primary caregiver;

(b) The date of issuance and date of expiration of the registry identification card;

(c) The name and address of the applicant for whom the person is the designated primary caregiver; (d) The name of the designated primary caregiver's designated medical marijuana dispensary, if any;

(e) Whether the designated primary caregiver is authorized to cultivate, grow or produce marijuana pursuant to subsection 6 of NRS 453A.200; and

(f) Any other information prescribed by regulation of the Division.

4. Except as otherwise provided in <u>NRS 453A.225</u>, subsection 3 of <u>NRS 453A.230</u> and subsection 2 of <u>NRS 453A.300</u>, a registry identification card issued pursuant to this section is valid for a period of 1 year and may be renewed in accordance with regulations adopted by the Division.

(Added to NRS by 2001, 3058; A 2005, 688; 2009, 620; 2013, 3722, effective April 1, 2014)

NRS 453A,225 Registry identification cards: Revocation; duties; judicial review; reapplication prohibited for 12 months.

If, at any time after the Division or its designee has issued a registry identification card to a person pursuant to paragraph (a) of subsection 1 of NRS 453A.220, the Division determines, on the basis of official documents or records or other credible evidence, that the person:

 (a) Provided falsified information on his or her application to the Division or its designee, as described in paragraph

(c) of subsection 5 of NRS 453A.210; or

(b) Has been convicted of knowingly or intentionally selling a controlled substance, as described in paragraph (e) of subsection 5 of NRS 453A.210,

the Division shall immediately revoke the registry identification card issued to that person and shall immediately

revoke the registry identification card issued to that person's designated primary caregiver, if any.

2. If, at any time after the Division or its designee has issued a registry identification card to a person pursuant to paragraph (b) of subsection 1 of NRS 453A.220 or pursuant to NRS 453A.250, the Division determines, on the basis of official documents or records or other credible evidence, that the person has been convicted of knowingly or intentionally selling a controlled substance, as described in paragraph (e) of subsection 5 of NRS 453A.210, the Division shall immediately revoke the registry identification card issued to that person.

Upon the revocation of a registry identification card pursuant to this section:

(a) The Division shall send, by certified mail, return receipt requested, notice to the person whose registry identification card has been revoked, advising the person of the requirements of paragraph (b); and

(b) The person shall return his or her registry identification card to the Division within 7 days after receiving the

notice sent pursuant to paragraph (a).

4. The decision of the Division to revoke a registry identification card pursuant to this section is a final decision for

the purposes of judicial review.

5. A person whose registry identification card has been revoked pursuant to this section may not reapply for a registry identification card pursuant to <u>NRS 453A.210</u> for 12 months after the date of the revocation, unless the Division or a court of competent jurisdiction authorizes reapplication in a shorter time.

(Added to NRS by 2005, 685; A 2009, 621)

NRS 453A.230 Registry identification card: Holder to notify Division of certain changes in information; required annual update of documentation from attending physician; designation of primary caregiver after initial issuance of card; deemed expiration of card. [Effective through March 31, 2014.]

1. A person to whom the Division or its designee has issued a registry identification card pursuant to paragraph (a) of

subsection 1 of NRS 453A.220 shall, in accordance with regulations adopted by the Division:

(a) Notify the Division of any change in the person's name, address, telephone number, attending physician or designated primary caregiver, if any; and

(b) Submit annually to the Division:

(1) Updated written documentation from the person's attending physician in which the attending physician sets forth that:

The person continues to suffer from a chronic or debilitating medical condition;

(II) The medical use of marijuana may mitigate the symptoms or effects of that condition; and (III) The attending physician has explained to the person the possible risks and benefits of the medical use of marijuana; and

(2) If the person elects to designate a primary caregiver for the subsequent year and the primary caregiver so

designated was not the person's designated primary caregiver during the previous year:

(I) The name, address, telephone number and social security number of the designated primary caregiver; and
(II) A written, signed statement from the person's attending physician in which the attending physician

approves of the designation of the primary caregiver.

2. A person to whom the Division or its designee has issued a registry identification card pursuant to paragraph (b) of subsection 1 of NRS 453A.220 or pursuant to NRS 453A.250 shall, in accordance with regulations adopted by the Division, notify the Division of any change in the person's name, address, telephone number or the identity of the person for whom he or she acts as designated primary caregiver.

3. If a person fails to comply with the provisions of subsection 1 or 2, the registry identification card issued to the person shall be deemed expired. If the registry identification card of a person to whom the Division or its designee issued the card pursuant to paragraph (a) of subsection 1 of NRS 453A.220 is deemed expired pursuant to this subsection, a registry identification card issued to the person's designated primary caregiver, if any, shall also be deemed expired. Upon the deemed expiration of a registry identification card pursuant to this subsection:

(a) The Division shall send, by certified mail, return receipt requested, notice to the person whose registry

identification card has been deemed expired, advising the person of the requirements of paragraph (b); and

(b) The person shall return his or her registry identification card to the Division within 7 days after receiving the notice sent pursuant to paragraph (a).

(Added to NRS by 2001, 3059; A 2009, 622)

NRS 453A.230 Registry identification card: Holder to notify Division of certain changes in information; required annual update of documentation from attending physician; designation of primary caregiver after initial issuance of card; deemed expiration of card. [Effective April 1, 2014.]

1. A person to whom the Division or its designee has issued a registry identification card pursuant to paragraph (a) of

subsection 1 of NRS 453A,220 shall, in accordance with regulations adopted by the Division:

(a) Notify the Division of any change in the person's name, address, telephone number, designated medical marijuana dispensary, attending physician or designated primary caregiver, if any; and

(b) Submit annually to the Division:
 (1) Updated written documentation from the person's attending physician in which the attending physician sets forth that:

(1) The person continues to suffer from a chronic or debilitating medical condition;

(II) The medical use of marijuana may mitigate the symptoms or effects of that condition; and

(III) The attending physician has explained to the person the possible risks and benefits of the medical use of marijuana; and

(2) If the person elects to designate a primary caregiver for the subsequent year and the primary caregiver so

designated was not the person's designated primary caregiver during the previous year:

(I) The name, address, telephone number and social security number of the designated primary caregiver; and

(II) A written, signed statement from the person's attending physician in which the attending physician

approves of the designation of the primary caregiver.

A person to whom the Division or its designee has issued a registry identification card pursuant to paragraph (b) of subsection 1 of NRS 453A.220 or pursuant to NRS 453A.250 shall, in accordance with regulations adopted by the Division, notify the Division of any change in the person's name, address, telephone number, designated medical marijuana dispensary or the identity of the person for whom he or she acts as designated primary caregiver.

3. If a person fails to comply with the provisions of subsection 1 or 2, the registry identification card issued to the person shall be deemed expired. If the registry identification card of a person to whom the Division or its designee issued the card pursuant to paragraph (a) of subsection 1 of NRS 453A.220 is deemed expired pursuant to this subsection, a registry identification card issued to the person's designated primary caregiver, if any, shall also be deemed expired. Upon the deemed expiration of a registry identification card pursuant to this subsection:

(a) The Division shall send, by certified mail, return receipt requested, notice to the person whose registry

identification card has been deemed expired, advising the person of the requirements of paragraph (b); and

(b) The person shall return his or her registry identification card to the Division within 7 days after receiving the notice sent pursuant to paragraph (a).

(Added to NRS by 2001, 3059; A 2009, 622; 2013, 3723, effective April 1, 2014)

NRS 453A.240 Registry identification cards: Card to be returned to Division following diagnosis of absence of chronic or debilitating medical condition. If a person to whom the Division or its designee has issued a registry identification card pursuant to paragraph (a) of subsection 1 of NRS 453A.220 is diagnosed by the person's attending physician as no longer having a chronic or debilitating medical condition, the person and his or her designated primary caregiver, if any, shall return their registry identification cards to the Division within 7 days after notification of the diagnosis.

(Added to NRS by 2001, 3060; A 2009, 623)

NRS 453A.250 Registry identification cards: General requirements concerning designation of primary caregiver; user of medical marijuana not to have more than one designated primary caregiver; timing of issuance of card to caregiver if caregiver designated after initial issuance of card to patient.

1. If a person who applies to the Division for a registry identification card or to whom the Division or its designee has issued a registry identification card pursuant to paragraph (a) of subsection 1 of NRS 453A.220 desires to designate a

primary caregiver, the person must:

(a) To designate a primary caregiver at the time of application, submit to the Division the information required pursuant to paragraph (e) of subsection 2 of NRS 453A.210; or

(b) To designate a primary caregiver after the Division or its designee has issued a registry identification card to the person, submit to the Division the information required pursuant to subparagraph (2) of paragraph (b) of subsection 1 of NRS 453A.230.

A person may have only one designated primary caregiver at any one time.

3. If a person designates a primary caregiver after the time that the person initially applies for a registry identification card, the Division or its designee shall, except as otherwise provided in subsection 5 of NRS 453A.210, issue a registry identification card to the designated primary caregiver as soon as practicable after receiving the information submitted pursuant to paragraph (b) of subsection 1.

(Added to NRS by 2001, 3060; A 2003, 1433; 2009, 623)

PROHIBITED ACTS; AFFIRMATIVE DEFENSES

NRS 453A.300 Acts for which registry identification cardholder is not exempt from state prosecution and may not raise affirmative defense; additional penalty. [Effective through March 31, 2014.]

1. A person who holds a registry identification card issued to him or her pursuant to NRS 453A.220 or 453A.250 is not exempt from state prosecution for, nor may the person establish an affirmative defense to charges arising from, any of the following acts:

(a) Driving, operating or being in actual physical control of a vehicle or a vessel under power or sail while under the

influence of marijuana.

(b) Engaging in any other conduct prohibited by NRS 484C.110, 484C.120, 484C.130, 484C.430, subsection 2 of NRS 488.400, NRS 488.410, 488.420, 488.425 or 493.130.

(c) Possessing a firearm in violation of paragraph (b) of subsection 1 of NRS 202.257.

(d) Possessing marijuana in violation of NRS 453.336 or possessing drug paraphernalia in violation of NRS 453.560 or 453,566, if the possession of the marijuana or drug paraphernalia is discovered because the person engaged or assisted in the medical use of marijuana in:

Any public place or in any place open to the public or exposed to public view; or

(2) Any local detention facility, county jail, state prison, reformatory or other correctional facility, including, without limitation, any facility for the detention of juvenile offenders.

(e) Delivering marijuana to another person who he or she knows does not lawfully hold a registry identification card issued by the Division or its designee pursuant to NRS 453A.220 or 453A.250.

(f) Delivering marijuana for consideration to any person, regardless of whether the recipient lawfully holds a registry

identification card issued by the Division or its designee pursuant to NRS 453A.220 or 453A.250.

2. Except as otherwise provided in NRS 453A.225 and in addition to any other penalty provided by law, if the Division determines that a person has willfully violated a provision of this chapter or any regulation adopted by the Division to carry out the provisions of this chapter, the Division may, at its own discretion, prohibit the person from obtaining or using a registry identification card for a period of up to 6 months.

(Added to NRS by 2001, 3060; A 2005, 169, 689; 2009, 623, 1887)

NRS 453A.300 Acts for which registry identification cardholder is not exempt from state prosecution and may not raise affirmative defense; additional penalty. [Effective April 1, 2014.]

1. A person who holds a registry identification card issued to him or her pursuant to NRS 453A.220 or 453A.250 is not exempt from state prosecution for, nor may the person establish an affirmative defense to charges arising from, any of the following acts:

(a) Driving, operating or being in actual physical control of a vehicle or a vessel under power or sail while under the

influence of marijuana.

(b) Engaging in any other conduct prohibited by NRS 484C.110, 484C.120, 484C.130, 484C.430, subsection 2 of NRS 488.400, NRS 488.410, 488.420, 488.425 or 493.130.

(c) Possessing a firearm in violation of paragraph (b) of subsection 1 of NRS 202.257.

(d) Possessing marijuana in violation of NRS 453.336 or possessing paraphernalia in violation of NRS 453.560 or 453.566, if the possession of the marijuana or paraphernalia is discovered because the person engaged or assisted in the medical use of marijuana in:

(1) Any public place or in any place open to the public or exposed to public view; or

(2) Any local detention facility, county jail, state prison, reformatory or other correctional facility, including, without limitation, any facility for the detention of juvenile offenders.

(e) Delivering marijuana to another person who he or she knows does not lawfully hold a registry identification card issued by the Division or its designee pursuant to NRS 453A.220 or 453A.250.

(f) Delivering marijuana for consideration to any person, regardless of whether the recipient lawfully holds a registry

identification card issued by the Division or its designee pursuant to NRS 453A.220 or 453A.250.

2. Except as otherwise provided in NRS 453A.225 and in addition to any other penalty provided by law, if the Division determines that a person has willfully violated a provision of this chapter or any regulation adopted by the Division to carry out the provisions of this chapter, the Division may, at its own discretion, prohibit the person from obtaining or using a registry identification card for a period of up to 6 months.

(Added to NRS by 2001, 3060; A 2005, 169, 689; 2009, 623, 1887; 2013, 3724, effective April 1, 2014)

NRS 453A.310 Affirmative defenses.

 Except as otherwise provided in this section and NRS 453A,300, it is an affirmative defense to a criminal charge of possession, delivery or production of marijuana, or any other criminal offense in which possession, delivery or production of marijuana is an element, that the person charged with the offense:

(a) Is a person who:

(1) Has been diagnosed with a chronic or debilitating medical condition within the 12-month period preceding his or her arrest and has been advised by his or her attending physician that the medical use of marijuana may mitigate the symptoms or effects of that chronic or debilitating medical condition:

(2) Is engaged in the medical use of marijuana; and

(3) Possesses, delivers or produces marijuana only in the amount described in paragraph (b) of subsection 3 of NRS 453A.200 or in excess of that amount if the person proves by a preponderance of the evidence that the greater amount is medically necessary as determined by the person's attending physician to mitigate the symptoms or effects of the person's chronic or debilitating medical condition; or

(b) Is a person who:

(1) Is assisting a person described in paragraph (a) in the medical use of marijuana; and

(2) Possesses, delivers or produces marijuana only in the amount described in paragraph (b) of subsection 3 of NRS 453A.200 or in excess of that amount if the person proves by a preponderance of the evidence that the greater amount is medically necessary as determined by the assisted person's attending physician to mitigate the symptoms or effects of the assisted person's chronic or debilitating medical condition.

A person need not hold a registry identification card issued to the person by the Division or its designee pursuant

to NRS 453A.220 or 453A.250 to assert an affirmative defense described in this section.

3. Except as otherwise provided in this section and in addition to the affirmative defense described in subsection 1, a person engaged or assisting in the medical use of marijuana who is charged with a crime pertaining to the medical use of marijuana is not precluded from:

(a) Asserting a defense of medical necessity; or

(b) Presenting evidence supporting the necessity of marijuana for treatment of a specific disease or medical condition, if the amount of marijuana at issue is not greater than the amount described in paragraph (b) of subsection 3 of NRS 453A,200 and the person has taken steps to comply substantially with the provisions of this chapter.

4. A defendant who intends to offer an affirmative defense described in this section shall, not less than 5 days before trial or at such other time as the court directs, file and serve upon the prosecuting attorney a written notice of the defendant's intent to claim the affirmative defense. The written notice must:

(a) State specifically why the defendant believes he or she is entitled to assert the affirmative defense; and

(b) Set forth the factual basis for the affirmative defense.

→ A defendant who fails to provide notice of his or her intent to claim an affirmative defense as required pursuant to this subsection may not assert the affirmative defense at trial unless the court, for good cause shown, orders otherwise. (Added to NRS by 2001, 3061; A 2009, 624)

PRODUCTION AND DISTRIBUTION OF MEDICAL MARIJUANA

Registration of Medical Marijuana Establishments and Medical Marijuana Establishment Agents

NRS 453A.320 Purpose of registration; no vested right acquired by holder of registration certificate or registration card. [Effective April 1, 2014.] The purpose for registering medical marijuana establishment agents is to protect the public health and safety and the general welfare of the people of this State. Any medical marijuana establishment registration certificate issued pursuant to NRS 453A.322 and any medical marijuana establishment agent registration card issued pursuant to NRS 453A.332 is a revocable privilege and the holder of such a certificate or card, as applicable, does not acquire thereby any vested right.

(Added to NRS by 2013, 3710, effective April 1, 2014)

NRS 453A.322 Registration of establishments: Requirements; expiration and renewal. [Effective April 1, 2014.]

Each medical marijuana establishment must register with the Division.

A person who wishes to operate a medical marijuana establishment must submit to the Division an application on

a form prescribed by the Division.

- 3. Except as otherwise provided in NRS 453A.324, 453A.326, 453A.328 and 453A.340, not later than 90 days after receiving an application to operate a medical marijuana establishment, the Division shall register the medical marijuana establishment and issue a medical marijuana establishment registration certificate and a random 20-digit alphanumeric identification number if:
- (a) The person who wishes to operate the proposed medical marijuana establishment has submitted to the Division all of the following:

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

(2) An application, which must include:

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

(II) The physical address where the proposed medical marijuana establishment will be located and the physical address of any co-owned additional or otherwise associated medical marijuana establishments, the locations of which may not be within 1,000 feet of a public or private school that provides formal education traditionally associated with preschool or kindergarten through grade 12 and that existed on the date on which the application for the proposed medical marijuana establishment was submitted to the Division, or within 300 feet of a community facility that existed on the date on which the application for the proposed medical marijuana establishment was submitted to the Division;

(III) Evidence that the applicant controls not less than \$250,000 in liquid assets to cover the initial expenses of opening the proposed medical marijuana establishment and complying with the provisions of NRS 453A.320 to 453A.370.

inclusive;

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

establishment on that property;

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

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

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

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

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

(II) The use of an electronic verification system and an inventory control system, pursuant to <u>NRS 453A.354</u> and <u>453A.356</u>;

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

(5) If the city, town or county in which the proposed medical marijuana establishment will be located has enacted zoning restrictions, proof of licensure with the applicable local governmental authority or a letter from the applicable local governmental authority certifying that the proposed medical marijuana establishment is in compliance with those restrictions and satisfies all applicable building requirements; and

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

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

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

(1) Served as an owner, officer or board member for a medical marijuana establishment that has had its medical marijuana establishment registration certificate revoked: or Previously had a medical marijuana establishment agent registration card revoked; and

(d) None of the persons who are proposed to be owners, officers or board members of the proposed medical marijuana

establishment are under 21 years of age.

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

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

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

(b) Payment of the renewal fee set forth in NRS 453A.344.

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

7. As used in this section, "community facility" means:(a) A facility that provides day care to children.

(b) A public park. (c) A playground.

(d) A public swimming pool.

- (e) A center or facility, the primary purpose of which is to provide recreational opportunities or services to children or adolescents.
 - (f) A church, synagogue or other building, structure or place used for religious worship or other religious purpose. (Added to NRS by 2013, 3702, effective April 1, 2014)

NRS 453A.324 Registration of establishments: Limitation on total number of certificates that can be issued in each county; limitation on number of days Division may accept applications in calendar year. [Effective April 1, 2014.]

Except as otherwise provided in this section and NRS 453A.326, the Division shall issue medical marijuana establishment registration certificates for medical marijuana dispensaries in the following quantities for applicants who qualify pursuant to NRS 453A.322:

(a) In a county whose population is 700,000 or more, 40 certificates;

(b) In a county whose population is 100,000 or more but less than 700,000, ten certificates; (c) In a county whose population is 55,000 or more but less than 100,000, two certificates; and

(d) In each other county, one certificate.

Notwithstanding the provisions of subsection 1, the Division shall not issue medical marijuana establishment registration certificates for medical marijuana dispensaries in such a quantity as to cause the existence within the applicable county of more than one medical marijuana dispensary for every ten pharmacies that have been licensed in the county pursuant to chapter 639 of NRS. The Division may issue medical marijuana establishment registration certificates for medical marijuana dispensaries in excess of the ratio otherwise allowed pursuant to this subsection if to do so is necessary to ensure that the Division issues at least one medical marijuana establishment registration certificate in each county of this State in which the Division has approved an application for such an establishment to operate.

3. With respect to medical marijuana establishments that are not medical marijuana dispensaries, the Division shall determine the appropriate number of such establishments as are necessary to serve and supply the medical marijuana

dispensaries to which the Division has granted medical marijuana establishment registration certificates.

 The Division shall not, for more than a total of ten business days in any one calendar year, accept applications to operate medical marijuana establishments.

(Added to NRS by 2013, 3705, effective April 1, 2014)

NRS 453A.326 Registration of establishments in larger counties: Limitation on number of medical marijuana dispensaries located in any one governmental jurisdiction within county; limitation on number of certificates issued to any one person; certificates deemed provisional pending compliance with local requirements and issuance of local business license. [Effective April 1, 2014.]

- 1. Except as otherwise provided in this subsection, in a county whose population is 100,000 or more, the Division shall ensure that not more than 25 percent of the total number of medical marijuana dispensaries that may be certified in the county, as set forth in NRS 453A.324, are located in any one local governmental jurisdiction within the county. The board of county commissioners of the county may increase the percentage described in this subsection if it determines that to do so is necessary to ensure that the more populous areas of the county have access to sufficient distribution of marijuana for medical use.
- 2. To prevent monopolistic practices, the Division shall ensure, in a county whose population is 100,000 or more, that it does not issue, to any one person, group of persons or entity, the greater of:

(a) One medical marijuana establishment registration certificate; or

- (b) More than 10 percent of the medical marijuana establishment registration certificates otherwise allocable in the county.
- 3. In a local governmental jurisdiction that issues business licenses, the issuance by the Division of a medical marijuana establishment registration certificate shall be deemed to be provisional until such time as:

(a) The establishment is in compliance with all applicable local governmental ordinances or rules; and

(b) The local government has issued a business license for the operation of the establishment.

4. As used in this section, "local governmental jurisdiction" means a city, town, township or unincorporated area

(Added to NRS by 2013, 3705, effective April 1, 2014)

NRS 453A,328 Registration of establishments: Considerations in determining whether to issue registration certificate. [Effective April 1, 2014.] In determining whether to issue a medical marijuana establishment registration certificate pursuant to NRS 453A.322, the Division shall, in addition to the factors set forth in that section, consider the following criteria of merit:

The total financial resources of the applicant, both liquid and illiquid;

2. The previous experience of the persons who are proposed to be owners, officers or board members of the proposed medical marijuana establishment at operating other businesses or nonprofit organizations;

3. The educational achievements of the persons who are proposed to be owners, officers or board members of the

proposed medical marijuana establishment;

4. Any demonstrated knowledge or expertise on the part of the persons who are proposed to be owners, officers or board members of the proposed medical marijuana establishment with respect to the compassionate use of marijuana to treat medical conditions;

Whether the proposed location of the proposed medical marijuana establishment would be convenient to serve the

needs of persons who are authorized to engage in the medical use of marijuana;

- 6. The likely impact of the proposed medical marijuana establishment on the community in which it is proposed to be located:
- The adequacy of the size of the proposed medical marijuana establishment to serve the needs of persons who are authorized to engage in the medical use of marijuana;

Whether the applicant has an integrated plan for the care, quality and safekeeping of medical marijuana from seed 8.

to sale;

- The amount of taxes paid to, or other beneficial financial contributions made to, the State of Nevada or its political subdivisions by the applicant or the persons who are proposed to be owners, officers or board members of the proposed medical marijuana establishment; and
 - Any other criteria of merit that the Division determines to be relevant.

(Added to NRS by 2013, 3706, effective April 1, 2014)

NRS 453A.332 Agents required to register with Division; requirements for registration; establishment required to notify Division if agent ceases to be employed by or volunteer at establishment; expiration and renewal of registration. [Effective April 1, 2014.]

 Except as otherwise provided in this section, a person shall not volunteer or work at a medical marijuana establishment as a medical marijuana establishment agent unless the person is registered with the Division pursuant to this

A medical marijuana establishment that wishes to retain as a volunteer or employ a medical marijuana establishment agent shall submit to the Division an application on a form prescribed by the Division. The application must be accompanied by:

(a) The name, address and date of birth of the prospective medical marijuana establishment agent;

(b) A statement signed by the prospective medical marijuana establishment agent pledging not to dispense or otherwise divert marijuana to any person who is not authorized to possess marijuana in accordance with the provisions of

(c) A statement signed by the prospective medical marijuana establishment agent asserting that he or she has not

previously had a medical marijuana establishment agent registration card revoked;

(d) A complete set of the fingerprints and written permission of the prospective medical marijuana establishment agent authorizing the Division to forward the fingerprints to the Central Repository for Nevada Records of Criminal History for submission to the Federal Bureau of Investigation for its report;

(e) The application fee, as set forth in NRS 453A.344; and(f) Such other information as the Division may require by regulation.

3. A medical marijuana establishment shall notify the Division within 10 days after a medical marijuana establishment agent ceases to be employed by or volunteer at the medical marijuana establishment.

4. A person who:

(a) Has been convicted of an excluded felony offense; or

(b) Is less than 21 years of age.

shall not serve as a medical marijuana establishment agent.

5. The Division shall submit the fingerprints of an applicant for registration as a medical marijuana establishment agent to the Central Repository for Nevada Records of Criminal History for submission to the Federal Bureau of Investigation to determine the criminal history of the applicant.

The provisions of this section do not require a person who is an owner, officer or board member of a medical marijuana establishment to resubmit information already furnished to the Division at the time the establishment was

registered with the Division.

7. If an applicant for registration as a medical marijuana establishment agent satisfies the requirements of this section and is not disqualified from serving as such an agent pursuant to this section or any other applicable law, the Division shall issue to the person a medical marijuana establishment agent registration card. If the Division does not act upon an application for a medical marijuana establishment agent registration card within 30 days after the date on which the application is received, the application shall be deemed conditionally approved until such time as the Division acts upon the application. A medical marijuana establishment agent registration card expires 1 year after the date of issuance and may be renewed upon:

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

(b) Payment of the renewal fee set forth in NRS 453A.344.

(Added to NRS by 2013, 3707, effective April 1, 2014)

NRS 453A.334 Registration cards and registration certificates nontransferable. [Effective April 1, 2014.] The following are nontransferable:

A medical marijuana establishment agent registration card.
 A medical marijuana establishment registration certificate.
 (Added to NRS by 2013, 3708, effective April 1, 2014)

NRS 453A.336 Payment of child support: Statement by applicant for registration card or registration certificate; grounds for denial; duties of Division. [Effective April I, 2014, and until the date of the repeal of 42 U.S.C. § 666, the federal law requiring each state to establish procedures for withholding, suspending and restricting the professional, occupational and recreational licenses for child support arrearages and for noncompliance with certain processes relating to paternity or child support proceedings.]

1. In addition to any other requirements set forth in this chapter, an applicant for the issuance or renewal of a medical

marijuana establishment agent registration card or medical marijuana establishment registration certificate shall:

(a) Include the social security number of the applicant in the application submitted to the Division.

(b) Submit to the Division the statement prescribed by the Division of Welfare and Supportive Services of the Department of Health and Human Services pursuant to <u>NRS 425.520</u>. The statement must be completed and signed by the applicant.

2. The Division shall include the statement required pursuant to subsection 1 in:

(a) The application or any other forms that must be submitted for the issuance or renewal of the medical marijuana establishment agent registration card or medical marijuana establishment registration certificate; or

(b) A separate form prescribed by the Division.

3. A medical marijuana establishment agent registration card or medical marijuana establishment registration certificate may not be issued or renewed by the Division if the applicant:

(a) Fails to submit the statement required pursuant to subsection 1; or

(b) Indicates on the statement submitted pursuant to subsection 1 that the applicant is subject to a court order for the support of a child and is not in compliance with the order or a plan approved by the district attorney or other public agency enforcing the order for the repayment of the amount owed pursuant to the order.

4. If an applicant indicates on the statement submitted pursuant to subsection 1 that the applicant is subject to a court order for the support of a child and is not in compliance with the order or a plan approved by the district attorney or other public agency enforcing the order for the repayment of the amount owed pursuant to the order, the Division shall advise the applicant to contact the district attorney or other public agency enforcing the order to determine the actions that the applicant may take to satisfy the arrearage.

(Added to NRS by 2013, 3708, effective April 1, 2014)

NRS 453A.338 Suspension of registration card or registration certificate for failure to pay child support or comply with certain subpoenas or warrants; reinstatement of registration card or registration certificate. [Effective April 1, 2014, and until the date of the repeal of 42 U.S.C. § 666, the federal law requiring each state to establish procedures for withholding, suspending and restricting the professional, occupational and recreational licenses for child support arrearages and for noncompliance with certain processes relating to paternity or child support proceedings.]

1. If the Division receives a copy of a court order issued pursuant to NRS 425.540 that provides for the suspension of all professional, occupational and recreational licenses, certificates and permits issued to a person who is the holder of a medical marijuana establishment agent registration card or medical marijuana establishment registration certificate, the Division shall deem the card or certificate issued to that person to be suspended at the end of the 30th day after the date on which the court order was issued unless the Division receives a letter issued to the holder of the card or certificate by the district attorney or other public agency pursuant to NRS 425.550 stating that the holder of the card or certificate has complied with the subpoena or warrant or has satisfied the arrearage pursuant to NRS 425.560.

2. The Division shall reinstate a medical marijuana establishment agent registration card or medical marijuana establishment registration certificate that has been suspended by a district court pursuant to <u>NRS 425.540</u> if the Division receives a letter issued by the district attorney or other public agency pursuant to <u>NRS 425.550</u> to the person whose card or certificate was suspended stating that the person whose card or certificate was suspended has complied with the

subpoena or warrant or has satisfied the arrearage pursuant to NRS 425.560.

(Added to NRS by 2013, 3709, effective April 1, 2014)

NRS 453A.340 Grounds for immediate revocation of registration certificate. [Effective April 1, 2014.] The following acts constitute grounds for immediate revocation of a medical marijuana establishment registration certificate:

1. Dispensing, delivering or otherwise transferring marijuana to a person other than a medical marijuana establishment agent, another medical marijuana establishment, a patient who holds a valid registry identification card or the designated primary caregiver of such a patient.

Acquiring usable marijuana or mature marijuana plants from any person other than a medical marijuana establishment agent, another medical marijuana establishment, a patient who holds a valid registry identification card or the designated primary caregiver of such a patient. Violating a regulation of the Division, the violation of which is stated to be grounds for immediate revocation of a medical marijuana establishment registration certificate.

(Added to NRS by 2013, 3709, effective April 1, 2014)

NRS 453A.342 Grounds for immediate revocation of registration card. [Effective April 1, 2014.] The following acts constitute grounds for the immediate revocation of the medical marijuana establishment agent registration card of a medical marijuana establishment agent:

Having committed or committing any excluded felony offense.

 Dispensing, delivering or otherwise transferring marijuana to a person other than a medical marijuana establishment agent, another medical marijuana establishment, a patient who holds a valid registry identification card or the designated primary caregiver of such a patient.

3. Violating a regulation of the Division, the violation of which is stated to be grounds for immediate revocation of a

medical marijuana establishment agent registration card.

(Added to NRS by 2013, 3710, effective April 1, 2014)

NRS 453A.344 Fees. [Effective April 1, 2014.]

- Except as otherwise provided in subsection 2, the Division shall collect not more than the following maximum fees:

 - For the initial issuance of a medical marijuana establishment registration certificate for a cultivation facility 3,000
 - For the renewal of a medical marijuana establishment registration certificate for a cultivation facility 1,000

For the initial issuance of a medical marijuana establishment agent registration card 75

For the renewal of a medical marijuana establishment agent registration card 75

- In addition to the fees described in subsection 1, each applicant for a medical marijuana establishment registration certificate must pay to the Division:

(a) A one-time, nonrefundable application fee of \$5,000; and

(b) The actual costs incurred by the Division in processing the application, including, without limitation, conducting background checks.

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

- (a) Must be expended first to pay the costs of the Division in carrying out the provisions of <u>NRS 453A.320</u> to 453A.370, inclusive; and
- (b) If any excess revenue remains after paying the costs described in paragraph (a), such excess revenue must be paid over to the State Treasurer to be deposited to the credit of the State Distributive School Account in the State General Fund. (Added to NRS by 2013, 3706, effective April 1, 2014)

Requirements Concerning Operation of Medical Marijuana Establishments

NRS 453A.350 Location, land use, appearance and signage. [Effective April 1, 2014.] Each medical marijuana establishment must:

1. Be located in a separate building or facility that is located in a commercial or industrial zone or overlay;

2. Comply with all local ordinances and rules pertaining to zoning, land use and signage;

- 3. Have an appearance, both as to the interior and exterior, that is professional, orderly, dignified and consistent with the traditional style of pharmacies and medical offices; and
- Have discreet and professional signage that is consistent with the traditional style of signage for pharmacies and medical offices.

(Added to NRS by 2013, 3704, effective April 1, 2014)

NRS 453A.352 Operating documents; security measures; actions of establishment with respect to marijuana required to be for certain purpose; requirements for cultivation; dispensary and cultivation facility authorized to acquire marijuana from patient; allowing consumption on premises prohibited; inspection. [Effective April 1, 2014.]

The operating documents of a medical marijuana establishment must include procedures:

(a) For the oversight of the medical marijuana establishment; and

(b) To ensure accurate recordkeeping, including, without limitation, the provisions of NRS 453A.354 and 453A.356.

Except as otherwise provided in this subsection, a medical marijuana establishment:

(a) That is a medical marijuana dispensary must have a single entrance for patrons, which must be secure, and shall implement strict security measures to deter and prevent the theft of marijuana and unauthorized entrance into areas containing marijuana.

(b) That is not a medical marijuana dispensary must have a single secure entrance and shall implement strict security

measures to deter and prevent the theft of marijuana and unauthorized entrance into areas containing marijuana.

The provisions of this subsection do not supersede any state or local requirements relating to minimum numbers of points of entry or exit, or any state or local requirements relating to fire safety.

3. A medical marijuana establishment is prohibited from acquiring, possessing, cultivating, manufacturing,

delivering, transferring, transporting, supplying or dispensing marijuana for any purpose except to:

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

(b) Assist patients who possess valid registry identification cards by way of those patients' designated primary caregivers.

For the purposes of this subsection, a person shall be deemed to be a patient who possesses a valid registry

identification card if he or she qualifies for nonresident reciprocity pursuant to NRS 453A.364.

- 4. All cultivation or production of marijuana that a cultivation facility carries out or causes to be carried out must take place in an enclosed, locked facility at the physical address provided to the Division during the registration process for the cultivation facility. Such an enclosed, locked facility must be accessible only by medical marijuana establishment agents who are lawfully associated with the cultivation facility, except that limited access by persons necessary to perform construction or repairs or provide other labor is permissible if such persons are supervised by a medical marijuana establishment agent.
- 5. A medical marijuana dispensary and a cultivation facility may acquire usable marijuana or marijuana plants from a patient who holds a valid registry identification card, or the designated primary caregiver of such a patient. Except as otherwise provided in this subsection, the patient or caregiver, as applicable, must receive no compensation for the marijuana. A patient who holds a valid registry identification card, and the designated primary caregiver of such a patient, may sell usable marijuana to a medical marijuana dispensary one time and may sell marijuana plants to a cultivation facility one time.

6. A medical marijuana establishment shall not allow any person to consume marijuana on the property or premises

of the establishment.

7. Medical marijuana establishments are subject to reasonable inspection by the Division at any time, and a person who holds a medical marijuana establishment registration certificate must make himself or herself, or a designee thereof, available and present for any inspection by the Division of the establishment.

(Added to NRS by 2013, 3710, effective April 1, 2014)

NRS 453A.354 Electronic verification system. [Effective April 1, 2014.]

 Each medical marijuana establishment, in consultation with the Division, shall maintain an electronic verification system.

2. The electronic verification system required pursuant to subsection 1 must be able to monitor and report

information, including, without limitation:

(a) In the case of a medical marijuana dispensary, for each person who holds a valid registry identification card and who purchased marijuana from the dispensary in the immediately preceding 60-day period:

The number of the card;

(2) The date on which the card was issued; and

(3) The date on which the card will expire.

(b) For each medical marijuana establishment agent who is employed by or volunteers at the medical marijuana establishment, the number of the person's medical marijuana establishment agent registration card.

(c) In the case of a medical marijuana dispensary, such information as may be required by the Division by regulation

regarding persons who are not residents of this State and who have purchased marijuana from the dispensary.

(d) Verification of the identity of a person to whom marijuana, edible marijuana products or marijuana-infused products are sold or otherwise distributed.

(e) Such other information as the Division may require.

- 3. Nothing in this section prohibits more than one medical marijuana establishment from co-owning an electronic verification system in cooperation with other medical marijuana establishments, or sharing the information obtained therefrom.
- 4. A medical marijuana establishment must exercise reasonable care to ensure that the personal identifying information of persons who hold registry identification cards which is contained in an electronic verification system is encrypted, protected and not divulged for any purpose not specifically authorized by law.

(Added to NRS by 2013, 3711, effective April 1, 2014)

NRS 453A.356 Inventory control system. [Effective April 1, 2014.]

 Each medical marijuana establishment, in consultation with the Division, shall maintain an inventory control system.

The inventory control system required pursuant to subsection 1 must be able to monitor and report information, including, without limitation: (a) Insofar as is practicable, the chain of custody and current whereabouts, in real time, of medical marijuana from the point that it is harvested at a cultivation facility until it is sold at a medical marijuana dispensary and, if applicable, if it is processed at a facility for the production of edible marijuana products or marijuana-infused products;

(b) The name of each person or other medical marijuana establishment, or both, to which the establishment sold

marijuana;

(c) In the case of a medical marijuana dispensary, the date on which it sold marijuana to a person who holds a registry identification card and, if any, the quantity of edible marijuana products or marijuana-infused products sold, measured both by weight and potency; and

(d) Such other information as the Division may require.

- 3. Nothing in this section prohibits more than one medical marijuana establishment from co-owning an inventory control system in cooperation with other medical marijuana establishments, or sharing the information obtained therefrom.
- 4. A medical marijuana establishment must exercise reasonable care to ensure that the personal identifying information of persons who hold registry identification cards which is contained in an inventory control system is encrypted, protected and not divulged for any purpose not specifically authorized by law.

(Added to NRS by 2013, 3712, effective April 1, 2014)

NRS 453A.358 Duties of medical marijuana dispensaries relating to sale of medical marijuana and related products and relating to notice of legal limits on possession of medical marijuana. [Effective April 1, 2014.] Each medical marijuana dispensary shall ensure all of the following:

1. The weight, concentration and content of THC in all marijuana, edible marijuana products and marijuana-infused

products that the dispensary sells is clearly and accurately stated on the product sold.

2. That the dispensary does not sell to a person, in any one 14-day period, an amount of marijuana for medical purposes that exceeds the limits set forth in NRS 453A.200.

3. That, posted clearly and conspicuously within the dispensary, are the legal limits on the possession of marijuana

for medical purposes, as set forth in NRS 453A.200.

 That, posted clearly and conspicuously within the dispensary, is a sign stating unambiguously the legal limits on the possession of marijuana for medical purposes, as set forth in NRS 453A.200.

(Added to NRS by 2013, 3712, effective April 1, 2014)

- NRS 453A.360 Requirements concerning edible marijuana products and marijuana-infused products. [Effective April 1, 2014.] Each medical marijuana dispensary and facility for the production of edible marijuana products or marijuana-infused products shall, in consultation with the Division, cooperate to ensure that all edible marijuana products and marijuana-infused products offered for sale:
 - Are labeled clearly and unambiguously as medical marijuana.
 Are not presented in packaging that is appealing to children.

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

4. Are packaged and labeled in such a manner as to allow tracking by way of an inventory control system. (Added to NRS by 2013, 3714, effective April 1, 2014)

NRS 453A.362 Requirements concerning storage and removal of medical marijuana. [Effective April 1, 2014.]

At each medical marijuana establishment, medical marijuana must be stored only in an enclosed, locked facility.

2. Except as otherwise provided in subsection 3, at each medical marijuana dispensary, medical marijuana must be stored in a secure, locked device, display case, cabinet or room within the enclosed, locked facility. The secure, locked device, display case, cabinet or room must be protected by a lock or locking mechanism that meets at least the security rating established by Underwriters Laboratories for key locks.

3. At a medical marijuana dispensary, medical marijuana may be removed from the secure setting described in

subsection 2:

(a) Only for the purpose of dispensing the marijuana;

(b) Only immediately before the marijuana is dispensed; and

(c) Only by a medical marijuana establishment agent who is employed by or volunteers at the dispensary.

(Added to NRS by 2013, 3712, effective April 1, 2014)

Miscellaneous Provisions

NRS 453A.364 Recognition of nonresident cards. [Effective April 1, 2014, and through March 31, 2016.]

 The State of Nevada and the medical marijuana dispensaries in this State which hold valid medical marijuana establishment registration certificates will recognize a nonresident card only under the following circumstances:

(a) The state or jurisdiction from which the holder or bearer obtained the nonresident card grants an exemption from

criminal prosecution for the medical use of marijuana;

(b) The state or jurisdiction from which the holder or bearer obtained the nonresident card requires, as a prerequisite to the issuance of such a card, that a physician advise the person that the medical use of marijuana may mitigate the symptoms or effects of the person's medical condition;

(c) The nonresident card has an expiration date and has not yet expired;

(d) The holder or bearer of the nonresident card signs an affidavit in a form prescribed by the Division which sets forth that the holder or bearer is entitled to engage in the medical use of marijuana in his or her state or jurisdiction of residence; and

(e) The holder or bearer of the nonresident card agrees to abide by, and does abide by, the legal limits on the possession of marijuana for medical purposes in this State, as set forth in NRS 453A.200.

2. For the purposes of the reciprocity described in this section:

- (a) The amount of medical marijuana that the holder or bearer of a nonresident card is entitled to possess in his or her state or jurisdiction of residence is not relevant; and
- (b) Under no circumstances, while in this State, may the holder or bearer of a nonresident card possess marijuana for medical purposes in excess of the limits set forth in <u>NRS 453A.200</u>.

As used in this section, "nonresident card" means a card or other identification that:

(a) Is issued by a state or jurisdiction other than Nevada; and

(b) Is the functional equivalent of a registry identification card, as determined by the Division.

(Added to NRS by 2013, 3713, effective April 1, 2014)

NRS 453A.364 Recognition of nonresident cards. [Effective April 1, 2016.]

1. The State of Nevada and the medical marijuana dispensaries in this State which hold valid medical marijuana establishment registration certificates will recognize a nonresident card only under the following circumstances:

(a) The state or jurisdiction from which the holder or bearer obtained the nonresident card grants an exemption from

criminal prosecution for the medical use of marijuana;

(b) The state or jurisdiction from which the holder or bearer obtained the nonresident card requires, as a prerequisite to the issuance of such a card, that a physician advise the person that the medical use of marijuana may mitigate the symptoms or effects of the person's medical condition;

(c) The nonresident card has an expiration date and has not yet expired;

(d) The state or jurisdiction from which the holder or bearer obtained the nonresident card maintains a database which preserves such information as may be necessary to verify the authenticity or validity of the nonresident card;

(e) The state or jurisdiction from which the holder or bearer obtained the nonresident card allows the Division and

medical marijuana dispensaries in this State to access the database described in paragraph (d);

(f) The Division determines that the database described in paragraph (d) is able to provide to medical marijuana dispensaries in this State information that is sufficiently accurate, current and specific as to allow those dispensaries to verify that a person who holds or bears a nonresident card is entitled lawfully to do so; and

(g) The holder or bearer of the nonresident card agrees to abide by, and does abide by, the legal limits on the

possession of marijuana for medical purposes in this State, as set forth in NRS 453A.200.

2. For the purposes of the reciprocity described in this section:

- (a) The amount of medical marijuana that the holder or bearer of a nonresident card is entitled to possess in his or her state or jurisdiction of residence is not relevant; and
- (b) Under no circumstances, while in this State, may the holder or bearer of a nonresident card possess marijuana for medical purposes in excess of the limits set forth in NRS 453A.200.

3. As used in this section, "nonresident card" means a card or other identification that:

(a) Is issued by a state or jurisdiction other than Nevada; and

(b) Is the functional equivalent of a registry identification card, as determined by the Division.

(Added to NRS by 2013, 3713; A 2013, 3728, effective April 1, 2016)

NRS 453A.366 Designation of medical marijuana dispensary. [Effective April 1, 2014.]

1. A patient who holds a valid registry identification card and his or her designated primary caregiver, if any, may select one medical marijuana dispensary to serve as his or her designated medical marijuana dispensary at any one time.

2. A patient who designates a medical marijuana dispensary as described in subsection 1:

(a) Shall communicate the designation to the Division within the time specified by the Division.

(b) May change his or her designation not more than once in a 30-day period.

(Added to NRS by 2013, 3713, effective April 1, 2014)

NRS 453A.368 Testing laboratories. [Effective April 1, 2014.]

- 1. The Division shall establish standards for and certify one or more private and independent testing laboratories to test marijuana, edible marijuana products and marijuana-infused products that are to be sold in this State.
- Such an independent testing laboratory must be able to determine accurately, with respect to marijuana, edible marijuana products and marijuana-infused products that are sold or will be sold at medical marijuana dispensaries in this State:
 - (a) The concentration therein of THC and cannabidiol.
 - (b) Whether the tested material is organic or non-organic.(c) The presence and identification of molds and fungus.

(d) The presence and concentration of fertilizers and other nutrients.

3. To obtain certification by the Division on behalf of an independent testing laboratory, an applicant must:

(a) Apply successfully as required pursuant to <u>NRS 453A.322</u>.

(b) Pay the fees required pursuant to NRS 453A.344. (Added to NRS by 2013, 3714, effective April 1, 2014)

NRS 453A.370 Regulations. [Effective April 1, 2014.] The Division shall adopt such regulations as it determines to be necessary or advisable to carry out the provisions of NRS 453A.320 to 453A.370, inclusive. Such regulations are in addition to any requirements set forth in statute and must, without limitation:

Prescribe the form and any additional required content of registration and renewal applications submitted pursuant

to NRS 453A.322 and 453A.332.

- 2. Set forth rules pertaining to the safe and healthful operation of medical marijuana establishments, including, without limitation:
- (a) The manner of protecting against diversion and theft without imposing an undue burden on medical marijuana establishments or compromising the confidentiality of the holders of registry identification cards.

(b) Minimum requirements for the oversight of medical marijuana establishments.

(c) Minimum requirements for the keeping of records by medical marijuana establishments.

(d) Provisions for the security of medical marijuana establishments, including, without limitation, requirements for the

protection by a fully operational security alarm system of each medical marijuana establishment.

- (e) Procedures pursuant to which medical marijuana dispensaries must use the services of an independent testing laboratory to ensure that any marijuana, edible marijuana products and marijuana-infused products sold by the dispensaries to end users are tested for content, quality and potency in accordance with standards established by the Division.
- (f) Procedures pursuant to which a medical marijuana dispensary will be notified by the Division if a patient who holds a valid registry identification card has chosen the dispensary as his or her designated medical marijuana dispensary, as described in NRS 453A.366.

3. Establish circumstances and procedures pursuant to which the maximum fees set forth in NRS 453A.344 may be

reduced over time:

(a) To ensure that the fees imposed pursuant to NRS 453A.344 are, insofar as may be practicable, revenue neutral; and

(b) To reflect gifts and grants received by the Division pursuant to NRS 453A.720.

4. Set forth the amount of usable marijuana that a medical marijuana dispensary may dispense to a person who holds a valid registry identification card, or the designated primary caregiver of such a person, in any one 14-day period. Such an amount must not exceed the limits set forth in NRS 453A,200.

5. As far as possible while maintaining accountability, protect the identity and personal identifying information of

each person who receives, facilitates or delivers services in accordance with this chapter.

In cooperation with the Board of Medical Examiners and the State Board of Osteopathic Medicine, establish a system to:

(a) Register and track attending physicians who advise their patients that the medical use of marijuana may mitigate the symptoms or effects of the patient's medical condition:

(b) Insofar as is possible, track and quantify the number of times an attending physician described in paragraph (a)

makes such an advisement; and

(c) Provide for the progressive discipline of attending physicians who advise the medical use of marijuana at a rate at which the Division and Board determine and agree to be unreasonably high.

7. Establish different categories of medical marijuana establishment agent registration cards, including, without limitation, criteria for training and certification, for each of the different types of medical marijuana establishments at which such an agent may be employed or volunteer.

8. Provide for the maintenance of a log by the Division of each person who is authorized to cultivate, grow or produce marijuana pursuant to subsection 6 of NRS 453A.200. The Division shall ensure that the contents of the log are available for verification by law enforcement personnel 24 hours a day.

9. Address such other matters as may assist in implementing the program of dispensation contemplated by NRS

453A.320 to 453A.370, inclusive.

(Added to NRS by 2013, 3714, effective April 1, 2014)

SEARCH AND SEIZURE

NRS 453A.400 Possession of registry identification card not permissible grounds for search or inspection; care and return of seized property; determination that person is engaged or assisting in medical use of marijuana in accordance with provisions of chapter. [Effective through March 31, 2014.]

1. The fact that a person possesses a registry identification card issued to the person by the Division or its designee

pursuant to NRS 453A.220 or 453A.250 does not, alone:

(a) Constitute probable cause to search the person or the person's property; or

(b) Subject the person or the person's property to inspection by any governmental agency.

Except as otherwise provided in this subsection, if officers of a state or local law enforcement agency seize marijuana, drug paraphernalia or other related property from a person engaged or assisting in the medical use of marijuana;

(a) The law enforcement agency shall ensure that the marijuana, drug paraphernalia or other related property is not

destroyed while in the possession of the law enforcement agency.

(b) Any property interest of the person from whom the marijuana, drug paraphernalia or other related property was seized must not be forfeited pursuant to any provision of law providing for the forfeiture of property, except as part of a sentence imposed after conviction of a criminal offense.

(c) Upon a determination by the district attorney of the county in which the marijuana, drug paraphernalia or other related property was seized, or the district attorney's designee, that the person from whom the marijuana, drug paraphernalia or other related property was seized is engaging in or assisting in the medical use of marijuana in accordance with the provisions of this chapter, the law enforcement agency shall immediately return to that person any usable marijuana, marijuana plants, drug paraphernalia or other related property that was seized.

→ The provisions of this subsection do not require a law enforcement agency to care for live marijuana plants.

- 3. For the purposes of paragraph (c) of subsection 2, the determination of a district attorney or the district attorney's designee that a person is engaging in or assisting in the medical use of marijuana in accordance with the provisions of this chapter shall be deemed to be evidenced by:
 - (a) A decision not to prosecute; (b) The dismissal of charges: or

(c) Acquittal.

(Added to NRS by 2001, 3062; A 2009, 625)

NRS 453A.400 Possession of registry identification card, registration certificate or registration card not permissible grounds for search or inspection; care and return of seized property; determination that person is engaged in, facilitating or assisting in medical use of marijuana in accordance with provisions of chapter. [Effective April 1, 2014.]

1. The fact that a person possesses a registry identification card issued to the person by the Division or its designee pursuant to NRS 453A.220 or 453A.250, a medical marijuana establishment registration certificate issued to the person by the Division or its designee pursuant to NRS 453A.322 or a medical marijuana establishment agent registration card issued to the person by the Division or its designee pursuant to NRS 453A.332 does not, alone:

(a) Constitute probable cause to search the person or the person's property; or

(b) Subject the person or the person's property to inspection by any governmental agency.

2. Except as otherwise provided in this subsection, if officers of a state or local law enforcement agency seize marijuana, paraphernalia or other related property from a person engaged in, facilitating or assisting in the medical use of marijuana:

(a) The law enforcement agency shall ensure that the marijuana, paraphernalia or other related property is not

destroyed while in the possession of the law enforcement agency.

(b) Any property interest of the person from whom the marijuana, paraphernalia or other related property was seized must not be forfeited pursuant to any provision of law providing for the forfeiture of property, except as part of a sentence imposed after conviction of a criminal offense.

(c) Upon a determination by the district attorney of the county in which the marijuana, paraphernalia or other related property was seized, or the district attorney's designee, that the person from whom the marijuana, paraphernalia or other related property was seized is engaging in or assisting in the medical use of marijuana in accordance with the provisions of this chapter, the law enforcement agency shall immediately return to that person any usable marijuana, marijuana plants, paraphernalia or other related property that was seized.

→ The provisions of this subsection do not require a law enforcement agency to care for live marijuana plants.

3. For the purposes of paragraph (c) of subsection 2, the determination of a district attorney or the district attorney's designee that a person is engaging in or assisting in the medical use of marijuana in accordance with the provisions of this chapter shall be deemed to be evidenced by:

(a) A decision not to prosecute; (b) The dismissal of charges; or

(c) Acquittal.

(Added to NRS by 2001, 3062; A 2009, 625; 2013, 3724, effective April 1, 2014)

NRS 453A.410 Forfeiture of assets seized. [Effective April 1, 2014.]

1. If a law enforcement agency legally and justly seizes evidence from a medical marijuana establishment on a basis that, in consideration of due process and viewed in the manner most favorable to the establishment, would lead a reasonable person to believe that a crime has been committed, the relevant provisions of NRS 179.1156 to 179.121, inclusive, apply insofar as they do not conflict with the provisions of this chapter.

As used in this section, "law enforcement agency" has the meaning ascribed to it in NRS 239C.065.

(Added to NRS by 2013, 3714, effective April 1, 2014)

ACTIONS OF PROFESSIONAL LICENSING BOARDS

NRS 453A.500 Board of Medical Examiners and State Board of Osteopathic Medicine prohibited from taking disciplinary action against attending physician on basis of physician's participation in certain activities in accordance with chapter. The Board of Medical Examiners or the State Board of Osteopathic Medicine, as applicable, shall not take any disciplinary action against an attending physician on the basis that the attending physician:

1. Advised a person whom the attending physician has diagnosed as having a chronic or debilitating medical condition, or a person whom the attending physician knows has been so diagnosed by another physician licensed to practice medicine pursuant to the provisions of chapter 630 of NRS or licensed to practice osteopathic medicine pursuant

to the provisions of chapter 633 of NRS:

(a) About the possible risks and benefits of the medical use of marijuana; or

- (b) That the medical use of marijuana may mitigate the symptoms or effects of the person's chronic or debilitating medical condition,
- if the advice is based on the attending physician's personal assessment of the person's medical history and current medical condition.
- Provided the written documentation required pursuant to paragraph (a) of subsection 2 of NRS 453A.210 for the issuance of a registry identification card or pursuant to subparagraph (1) of paragraph (b) of subsection 1 of NRS 453A.230 for the renewal of a registry identification card, if:

(a) Such documentation is based on the attending physician's personal assessment of the person's medical history and

current medical condition; and

- (b) The physician has advised the person about the possible risks and benefits of the medical use of marijuana. (Added to NRS by 2001, 3063; A 2003, 1180, 1434)
- NRS 453A.510 Professional licensing board prohibited from taking disciplinary action against licensee on basis of licensee's participation in certain activities in accordance with chapter. A professional licensing board shall not take any disciplinary action against a person licensed by the board on the basis that:

The person engages in or has engaged in the medical use of marijuana in accordance with the provisions of this

chapter; or

The person acts as or has acted as the designated primary caregiver of a person who holds a registry identification card issued to him or her pursuant to paragraph (a) of subsection 1 of NRS 453A.220.

(Added to NRS by 2001, 3063)

RESEARCH; APPROVAL OF FEDERAL GOVERNMENT

NRS 453A.600 Program for evaluation and research of medical use of marijuana: Establishment by University of Nevada School of Medicine; federal approval; participants and subjects; quarterly report to Interim Finance Committee.

1. The University of Nevada School of Medicine shall establish a program for the evaluation and research of the medical use of marijuana in the care and treatment of persons who have been diagnosed with a chronic or debilitating

medical condition.

2. Before the School of Medicine establishes a program pursuant to subsection 1, the School of Medicine shall aggressively seek and must receive approval of the program by the Federal Government pursuant to 21 U.S.C. § 823 or other applicable provisions of federal law, to allow the creation of a federally approved research program for the use and distribution of marijuana for medical purposes.

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

 A resident of this state who wishes to serve as a participant and subject in a research program established pursuant to this section may notify the School of Medicine and may apply to participate by submitting an application on a form prescribed by the Department of Administration of the School of Medicine.

5. The School of Medicine shall, on a quarterly basis, report to the Interim Finance Committee with respect to: (a) The progress made by the School of Medicine in obtaining federal approval for the research program; and

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

(Added to NRS by 2001, 3064)

NRS 453A.610 Program for evaluation and research of medical use of marijuana; Duties of University of Nevada School of Medicine concerning confidentiality; certain items of information not subject to subpoena, discovery or inspection.

Except as otherwise provided in this section and NRS 239.0115, the University of Nevada School of Medicine

shall maintain the confidentiality of and shall not disclose:

(a) The contents of any applications, records or other written materials that the School of Medicine creates or receives

pursuant to the research program described in NRS 453A.600; or

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

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

Notwithstanding the provisions of subsection 1, the School of Medicine may release the name and other identifying information of a person who has applied to or who participates in the research program described in NRS 453A.600 to:

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

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

(Added to NRS by 2001, 3064; A 2007, 2111)

NRS 453A.620 Program for evaluation and research of medical use of marijuana: Authority of Department of Administration of University of Nevada School of Medicine concerning gifts, grants, donations and contributions; deposit of money in State Treasury.

1. The Department of Administration of the University of Nevada School of Medicine may apply for or accept any

gifts, grants, donations or contributions from any source to carry out the provisions of NRS 453A.600

Any money the Department of Administration receives pursuant to subsection 1 must be deposited in the State Treasury pursuant to NRS 453A.630. (Added to NRS by 2001, 3065)

NRS 453A.630 Program for evaluation and research of medical use of marijuana: Deposit, use and disposition of money; Department of Administration of University of Nevada School of Medicine to administer account.

Any money the Department of Administration of the University of Nevada School of Medicine receives pursuant to NRS 453A.620 or that is appropriated to carry out the provisions of NRS 453A.600:

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

(b) May only be used to carry out the provisions of NRS 453A.600, including the dissemination of information concerning the provisions of that section and such other information as is determined appropriate by the Department of Administration: and

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

The Department of Administration of the School of Medicine shall administer the account. Any interest or income earned on the money in the account must be credited to the account. Any claims against the account must be paid as other claims against the State are paid.

(Added to NRS by 2001, 3065)

MISCELLANEOUS PROVISIONS

NRS 453A.700 Duties of Division concerning confidentiality; certain items of information not subject to subpoena, discovery or inspection.

Except as otherwise provided in this section, NRS 239.0115 and subsection 4 of NRS 453A.210, the Division and

any designee of the Division shall maintain the confidentiality of and shall not disclose:

(a) The contents of any applications, records or other written documentation that the Division or its designee creates or receives pursuant to the provisions of this chapter; or

(b) The name or any other identifying information of:

(1) An attending physician; or

(2) A person who has applied for or to whom the Division or its designee has issued a registry identification card. Except as otherwise provided in NRS 239.0115, the items of information described in this subsection are confidential, not subject to subpoena or discovery and not subject to inspection by the general public.

Notwithstanding the provisions of subsection 1, the Division or its designee may release the name and other identifying information of a person to whom the Division or its designee has issued a registry identification card to:

(a) Authorized employees of the Division or its designee as necessary to perform official duties of the Division; and

(b) Authorized employees of state and local law enforcement agencies, only as necessary to verify that a person is the lawful holder of a registry identification card issued to him or her pursuant to NRS 453A.220 or 453A.250.

(Added to NRS by 2001, 3063; A 2007, 2112; 2009, 626)

NRS 453A.710 Addition of diseases and conditions to list of qualifying chronic or debilitating medical conditions: Petition; regulations.

 A person may submit to the Division a petition requesting that a particular disease or condition be included among the diseases and conditions that qualify as chronic or debilitating medical conditions pursuant to NRS 453A.050.

The Division shall adopt regulations setting forth the manner in which the Division will accept and evaluate petitions submitted pursuant to this section. The regulations must provide, without limitation, that:

(a) The Division will approve or deny a petition within 180 days after the Division receives the petition; and

(b) The decision of the Division to deny a petition is a final decision for the purposes of judicial review. (Added to NRS by 2001, 3064; A 2009, 626)

NRS 453A.720 Authority of the Administrator of the Division concerning gifts, grants, donations and contributions; deposit of money in State Treasury.

 The Administrator of the Division may apply for or accept any gifts, grants, donations or contributions from any source to carry out the provisions of this chapter.

2. Any money the Administrator receives pursuant to subsection 1 must be deposited in the State Treasury pursuant NRS 453A.730.

(Added to NRS by 2001, 3065; A 2009, 626)

NRS 453A.730 Deposit, use and disposition of money; administration of account.

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

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

(b) May only be used to carry out:

(1) The provisions of this chapter, including the dissemination of information concerning the provisions of this chapter and such other information as determined appropriate by the Administrator; and

(2) Alcohol and drug abuse programs pursuant to NRS 458.094; and (c) Does not revert to the State General Fund at the end of any fiscal year.

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

(Added to NRS by 2001, 3066; A 2009, 627; 2011, 2853; 2013, 3062)

NRS 453A.740 Regulations; fees. [Effective through March 31, 2014.] The Administrator of the Division shall adopt such regulations as the Administrator determines are necessary to carry out the provisions of this chapter. The regulations must set forth, without limitation:

1. Procedures pursuant to which the Division will, in cooperation with the Department of Motor Vehicles, cause a registry identification card to be prepared and issued to a qualified person as a type of identification card described in NRS 483.810 to 483.890, inclusive. The procedures described in this subsection must provide that the Division will:

(a) Issue a registry identification card to a qualified person after the card has been prepared by the Department of

Motor Vehicles; or

(b) Designate the Department of Motor Vehicles to issue a registry identification card to a person if:

(1) The person presents to the Department of Motor Vehicles valid documentation issued by the Division indicating that the Division has approved the issuance of a registry identification card to the person; and

(2) The Department of Motor Vehicles, before issuing the registry identification card, confirms by telephone or other reliable means that the Division has approved the issuance of a registry identification card to the person.

2. Criteria for determining whether a marijuana plant is a mature marijuana plant or an immature marijuana plant.

Fees for:

(a) Providing to an applicant an application for a registry identification card, which fee must not exceed \$50; and

(b) Processing and issuing a registry identification card, which fee must not exceed \$150.

(Added to NRS by 2001, 3066; A 2003, 1434; 2009, 627)

NRS 453A.740 Regulations; fees. [Effective April 1, 2014.] The Administrator of the Division shall adopt such regulations as the Administrator determines are necessary to carry out the provisions of this chapter. The regulations must set forth, without limitation:

1. Procedures pursuant to which the Division will, in cooperation with the Department of Motor Vehicles, cause a registry identification card to be prepared and issued to a qualified person as a type of identification card described in NRS 483.810 to 483.890, inclusive. The procedures described in this subsection must provide that the Division will:

(a) Issue a registry identification card to a qualified person after the card has been prepared by the Department of

Motor Vehicles; or

(b) Designate the Department of Motor Vehicles to issue a registry identification card to a person if:

(1) The person presents to the Department of Motor Vehicles valid documentation issued by the Division

indicating that the Division has approved the issuance of a registry identification card to the person; and

(2) The Department of Motor Vehicles, before issuing the registry identification card, confirms by telephone or other reliable means that the Division has approved the issuance of a registry identification card to the person.

Fees for:

(a) Providing to an applicant an application for a registry identification card, which fee must not exceed \$25; and

(b) Processing and issuing a registry identification card, which fee must not exceed \$75. (Added to NRS by 2001, 3066; A 2003, 1434; 2009, 627; 2013, 3725, effective April 1, 2014)

NRS 453A.800 Costs associated with medical use of marijuana not required to be paid or reimbursed; medical use of marijuana not required to be accommodated in workplace. [Effective through March 31, 2014.] The provisions of this chapter do not:

1. Require an insurer, organization for managed care or any person or entity who provides coverage for a medical or

health care service to pay for or reimburse a person for costs associated with the medical use of marijuana.

 Require any employer to accommodate the medical use of marijuana in the workplace. (Added to NRS by 2001, 3065)

NRS 453A.800 Costs associated with medical use of marijuana not required to be paid or reimbursed; medical use of marijuana not required to be allowed in workplace; medical needs of employee who engages in medical use of marijuana to be accommodated by employer in certain circumstances. [Effective April 1, 2014.] The provisions of this chapter do not:

Require an insurer, organization for managed care or any person or entity who provides coverage for a medical or

health care service to pay for or reimburse a person for costs associated with the medical use of marijuana.

Require any employer to allow the medical use of marijuana in the workplace.

3. Require an employer to modify the job or working conditions of a person who engages in the medical use of marijuana that are based upon the reasonable business purposes of the employer but the employer must attempt to make reasonable accommodations for the medical needs of an employee who engages in the medical use of marijuana if the employee holds a valid registry identification card, provided that such reasonable accommodation would not:

(a) Pose a threat of harm or danger to persons or property or impose an undue hardship on the employer; or

(b) Prohibit the employee from fulfilling any and all of his or her job responsibilities.

(Added to NRS by 2001, 3065; A 2013, 3726, effective April 1, 2014)

NRS 453A.810 State not responsible for deleterious outcomes. The State must not be held responsible for any deleterious outcomes from the medical use of marijuana by any person.

(Added to NRS by 2001, 3066)

Gardnerville Town Board AGENDA ACTION SHEET



- 1. For Possible Action: Discussion to approve or deny continuing the Town of Gardnerville's membership to the Nevada League of Cities and Municipalities for fiscal year 2014 2015 at a cost to the town of \$2,800 and determine the number of the board members participating in the annual Nevada League of Cities conference, held at the Texas Station, City of North Las Vegas, Las Vegas Nevada, with public comment prior to Board action.
- 2. **Recommended Motion:** Motion to approve the fiscal year 2014-2015 Nevada League of Cities and Municipalities membership dues in the amount of \$2,890.01.

3. Department: Administration

Prepared by: Tom Dallaire

4. Meeting Date: June 3, 2014 Time Requested: 45 minutes

5. Agenda: □Consent ☑ Administrative

Background Information:

The Board needs to collectively determine if the town is going to pay the \$2,890.01 for membership dues for fiscal year 2014 and 2015 for the Nevada League of Cities.

And if we have approved continuing to be members of the Nevada League of Cities, how many board members will be attending the conference in Las Vegas?

The Nevada League of Cities 55th Annual Conference will be held on September 23-25, 2014 in North Las Vegas. The registration fee for the conference won't be more than \$295 per person. The room rate is \$29 (plus \$9.99 hotel service fee) at the Texas Station which is the conference hotel.

Flying southwest would be around \$200 per person, plus the shuttle or taxi, food per diem, airport parking permit, and travel mileage to the airport, or just mileage to Vegas if someone drives.

So bottom line cost on the conference would be approximately \$900 for food, hotel, airport parking fees, shuttle fees, (or mileage: 840 mile round trip), and flight to and from Vegas for each person attending. (you will have to pay for spouses traveling to the conference, I do not know what that registration fee is yet)

	Genoa "it's not a good	ew of Action: Douglas County fit for our town"	□N/A
7.	Board Action:		
	Approved Denied	□ Approved with Modifications□ Continued	

Sent: Thursday, April 03, 2014 7:46 AM

To: Dallaire, Tom

Subject: RE: The new rate structure.

Hello Tom,

Well this is interesting. Here is how the dues are currently being calculated and why there is an increase.

First the Board changed the membership structure. There are no more affiliate members that have limited opportunity to advance in NLC&M leadership. All members of the League are now just that, members. This change eliminated the 25% difference in dues paid by member cities and affiliate members (Towns and GIDs).

Second, the per capita assessments were also changed. The old formula had 5 graduations again with different assessments for cities and affiliates. The adopted structure has four graduations.

Third, the Board adopted a base assessment of \$1,200 per year for all members and eliminated the minimum dues assessment. The Board also changed the maximum from \$40,000 to \$50,000. The base rate and the maximum will be adjusted annually based on CPI. Below is a comparison of Gardnerville's dues for the current year and the upcoming one.

2013 - 14 Dues

Population 5,495 X .26 (affiliate rate for members with population between 5,001 and 10,000) = \$1,428.70

2014 - 15 Dues

Base assessment \$1,200 + Per Capita assessment (Population 5,541 X .305) \$1,690.01 = \$2,890.01

These changes were necessary to return the League to a more sound fiscal position. The League has been using reserves for the last few years and has about depleted them. Our reserves are down to around \$80k and \$40k of that is allocated to this year's budget. (I am trying my best not to get there but may have to use some of the allocation).

All of this information was discussed at the last board meeting and the backup material was provided in the board packages that went out prior to the meeting.

The Board also adopted a provision where any member can petition the Executive Board for a temporary reduction in dues in the case of financial hardship.

I hope this helps. Let me know if I need to do anything further.

Regards,

Wes Henderson

Executive Director 775-882-2121 Cell 775-881-8273



Nevada League of Cities & Municipalities

310 S. Curry Street Carson City, NV 89703 775-882-2121

March 18, 2014

Tom Dallaire Town Manager 1407 Highway 395 North Gardnerville, NV 89410

Dear Mr Dallaire:



We would like to thank Gardnerville for their membership in the League. We are working hard to make the League a more robust association and value your support. The League derives our strength from our members and your continued membership is vital to our success.

The NLC&M Board of Directors adopted a revised dues structure at their February 28th meeting. Member dues now include a \$1,200 base and a per capita assessment. The structure is below.

NLC&M D	ues Structure
Base Dues*	\$1,200
Population Range	Per Capita Assessment
0 - 3,000	.00
3,001 - 25,000	.305
25,001 – 125,000	.205
Over 125,001	.155
Maximum*	\$50,000
*Base and Maximum	adjusted annually by CPI

We have committed to providing each member with a dues estimate by March 31st to assist you as you prepare your budgets for the upcoming fiscal year. Your dues estimate for FY2104-15 is detailed below.

Base	2013 Certified Population Estimate	Per Capita Assessment	Per Capita Calculation (Population times Per Capita Assessment)	Total FY2014-15 Dues (Base plus Per Capita Assessment)
\$1,200	5,541	0.305	\$1,690.01	\$2,890.01

In approving the dues structure, the Board of Directors adopted a provision allowing a member to apply to the Executive Board for a temporary reduction in dues in case of severe financial hardship. If you need to apply for a temporary reduction please submit your application to this office by April 20th.

Again, thank you for your membership and support of the Nevada League of Cities and Municipalities. Please contact me with any questions you may have or whenever we can be of assistance.

Sincerely,

Wes Henderson Executive Director

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Search Flights Select Flights Price Purchase Confirmed Reno/Tahoe, NV to Las Vegas, NV Quick Air Links Check In Air Change Flight Total Price: \$162.00 Check Flight Status ITINERARY Account Login Eriroll Now! DEPART 07:00 AM Depart Reno/Tahoe, NV (RNO) on Account Number or Username #1719 SOUTHWEST Tuesday, September 23, 2014 SEP 23 Southwest Airlines Pasaword (Case Sensitive) TUE Travel Time 1 h 15 m · WiFi available Remember Me 08:15 AM Arrive in Las Vegas, NV (LAS) (Nonstop) Wanna Get Away Need help logging in? RETURN Depart Las Vegas, NV (LAS) on 08:00 PM Thursday, September 25, 2014 Manage Travel somwist Southwest Airlines THU Travel Time 1 h 15 m WiFi available (Nonstop) 09:15 PM Arrive in Reno/Tahoe, NV (RNO) **Shopping Cart** Wanna Get Away What you need to know to travel: Air Modify | Remove Don't forget to check in for your flight(s) 24 hours before your trip on southwest.com or your mobile device. 5EP 23 Depart Fit 1719 RNO LAS Southwest Airlines does not have assigned seats, so you can choose your seat when you board the plane. You will be assigned a boarding position based on your checkin time. The earlier you check in, within 24 hours of your flight, the 7:00 AM 8:15 AM Adult Air fare per person earlier you get to board. Wanna Get Away fare \$81.00 SEP 25 Return Fit 745 PRICE: ADULT LAS RNO THU 8:00 PM 9:15 PM Routing Fare Type | View Fare Rules Face Details Quantity Total Adult Air fare per person No Chango Fees coprisative fund difference and exp Resemble Funds (nonlightigative) on extremitanger elekted) Wanna Get Away fare \$81.00 Wanna Get Away Depart RNO-LAS \$81.00 Excellent Value Cost Breakdown infundadia uniosa fire husad Alth Fe Adult \$162,00 x 1 \$162.00 No Change Flori Inspectable fure affairence approxi-Revisative Fures-ingenerationable, no name stranger attended Normfundat to unives purchalled with Paints Govt Taxes & Fees We'll reserve the flight upon Wanna Get Away Return LAS-RNO 581.00 Excellent Value purchase completion Enroll in Rapid Rewards and earn at least 782 Points per person for this trip. Already a Member? Log in to ensure you are getting the Subtotal \$162.00 Trip Total \$162.00 points you deserve. Not ready to book yet? Save You can't find this great fare on any other website, Southwest fares are only on Southwest com. 1st and 2nd Checked Bags Fly Free. this trip and book later. \$0.00 Weight and size limits apply Save Flight Air Total: \$162.00

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By clicking 'Continue', you agree to accept the fare rules and want to continue with this purchase



Rapid Rewards



Get \$100 Statement Credit* after first purchase & Earn 10,000 Bonus Points

Ticket price and statement credit may post on separate statements.

Ticket Price: \$162.00 Credit Card Statement: -\$100.00

Total After Statement Credit: \$62,00

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3 Stor Ration

Excalibur Hotel Casino \$33/night

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33/night Close To (optional)
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Gardnerville Town Board AGENDA ACTION SHEET



1. For Possible Action: Discussion on any future 2015 legislative issues or bill d requests the town would like to submit to the League for consideration presenting to the 2015 legislature, with public comment prior to Board action.	raf i ii
2. Recommended Motion: Based on discussion. Funds Available: ☐ Yes	
3. Department: Administration	
Prepared by: Tom Dallaire	
4. Meeting Date: June 3, 2014 Time Requested: 10 minutes	
5. Agenda: □Consent ☑ Administrative	
6. Background Information: The Nevada League of Cities will be asking their members on any bill drafts they would like to propos present the next legislative session beginning February 2015.	e to
After attending the national main street conference in Detroit this month, I think it would be good to triget Nevada to jump on board with this program and get our main street program to be a designate reporting main street program. There are many discussions going on at the national level on how we get our program to be a designated program with or without the state involvement. But I think win national main street presentation to the Nevada League of Cities members, that would create a latinterest in the program in Nevada, and the state would have to jump on board.	car
Do the board members have any other items they are concerned about that may need to be watched added to the bill draft requests for the 2015 legislative session?	d oı
7. Other Agency Review of Action: Douglas County N/A	
8. Board Action:	
☐ Approved ☐ Approved with Modifications ☐ Continued	

Gardnerville Town Board AGENDA ACTION SHEET



1. <u>For Possible Action:</u> Discussion to approve, approve with conditions, continue or deny the proposed Town of Gardnerville Employee Evaluation and Merit System; with public comment prior to Board action, (approx. 10 minutes)

2.	Recommended Motion: Approve the board selected Town of Gardnerville Employee Evaluation and Merit System based on board discussion and determine merits for those who are at the maximum pay scale. Funds Available: ☑ Yes ☐ N/A 4% max. Merit was approved for the 2014-2015
3.	Department: Administration
	Prepared by: Tom Dallaire
4.	Meeting Date: June 3, 2014 Time Requested: 10 minutes
5.	Agenda: □Consent ☑ Administrative
6.	Background Information: Human resources asked town staff to provide a merit system for town staff to be used in the performance review process. Last month Board members asked staff to come back with some options for the merit rating system. The following pages give some merit system options compared to Minden and East Fork revised system. If the merit increases limit is changed during budget discussions, the scoring system would also need to be re-evaluated on an annual basis.
	County Code 200.23 established a 0-6% merit pay increase. A letter from the county manager's office established a merit system to be used starting in August 2006. The past couple years (since 2009) the county has had 0% merits. The town elected to do a 0%, 2%, 4% and 4% for the next fiscal year. The county HR staff is looking for direction from the town board as to what scale the town will be using, and what does the board want to do with the employees that are at their position maximum pay.
	Currently County Code section 200.23 (see attached) states a max. lump sum will be limited to 0.5% for a 5% merit and 1% for an overall score of 6% merit. The lump sum amount will not exceed the amount the merit increase would have provided if the employee were not at the top of the range.
7.	Other Agency Review of Action: Douglas County
8.	Board Action: Approved Denied Continued

Staff Avg. performace score over the past four (4) years.

85.8

88.6

87.1 88.5

83.9

87

87.8

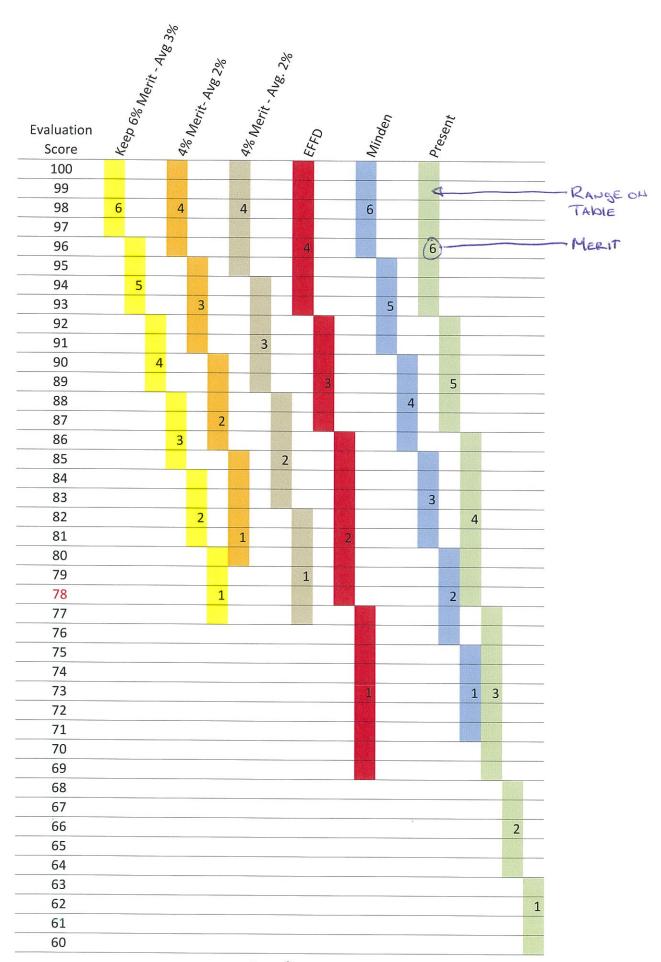
86.96 Average of all staff employed more than 4 year

Excluding the manager who has a different evaluation system

Present Scoring (Max merit 4%)		Minden Scoring Counting on avg of 4% merit		EFFD Scoring			
92-87 5%	5	95-91 5%					
86-78 4%	2	90-86 4%	6	100-93 4%			
77-69 3%		85-81 3%	1	92-87 3%	5		
68-64 2%		80-76 2%		86-78 2%	2		
63-60 1%	***	75-70 1%		77-69 1%			
59-0 0%		69-0 0%		68-0 0%	1		

Keep 6% Merit - Avg 3%		4% Merit- Avg 2%	4% Merit- Avg 2%		4% Merit - Avg. 2%		
100-97	6%					was	
96-93	5%	ļ					
92-89	4%	2	100-96 4%		100-95 4%		
88-85	3%	4	95-91 3%		94- 89 3%	2	
84-81	2%	1	90-86 2%	6	88-83 2%	5	
80-77	1%		85-81 1%	1	82-77 1%		
76-0	0%		80-0 0%		76- 0 0%		

Maximum wages	Assume: \$	40,000 annual salary	Hourly rate 19.23	Sal	Annual ary after merit	re	Actual relative bonus	
		1% Raise	19.42		40,400	ς	400	
		2% raise	19.62			Ś	800	
		3% raise	19.81	•	41,200	\$	1,200	
		4% raise	20.00		41,600	\$	1,600	
		5% raise	20.19	\$	42,000	\$	2,000	
		6% raise	20.38	\$	42,400	\$	2,400	
		One time bonus for People that	are max'd on pay	scal	e			
		one time lump sum of	0.25%		100			
		one time lump sum of	0.50%	\$	200			
		one time lump sum of	0.75%	\$	300			
		one time lump sum of	1%	\$	400			



DOUGLAS COUNTY ADMINISTRATIVE POLICIES AND PROCEDURES

NUMBER:

200.23

EFFECTIVE DATE:

10/28/91

REVISED: <u>09/00, 09/02, 06/05/03</u>

03/01/06, 09/18/08

AUTHORITY: COUNTY MANAGER:

PAGE 1 OF 4

SUBJECT: EMPLOYEE PERFORMANCE EVALUATIONS AND MERIT INCREASES

I. PURPOSE: To establish a policy regarding the evaluation of an employee's on-the-job performance and to financially recognize an employee's level of performance through a merit increase system.

II. **POLICY:**

- Each employee's performance will be reviewed and appraised six months from A. date of hire, upon completion of the probationary period at 12 months, and annually thereafter. The annual anniversary date of hire or promotion will serve as the basis for the appraisal period. The employee's immediate supervisor is responsible for conducting the review, which will consist of a written evaluation, according to standard County format, and a discussion of the evaluation with the employee. If the immediate supervisor has supervised an employee for less than 6 months, the supervisor may obtain input regarding the employee's performance from the former supervisor, if available. The purpose of the appraisal is to help the supervisor evaluate each employee's performance in an objective, consistent, and standard manner.
- B. The appraisal is intended to be used as a tool to encourage open communication between the employee and the supervisor. Supervisors are responsible for being objective in judging and rating performance according to established standards. Additionally, the evaluation interview should be used to discuss career development potential and advancement goals with the employee. In turn, the evaluation should provide the employee with an understanding of the employee's position in terms of County performance standards.
- C. There will be a direct link between salary and wage increases and annual performance evaluations through a merit increase. A regular employee that has not reached the maximum pay rate within the salary range will be eligible for a merit pay increase of 0-6%. Merit pay increases will not exceed the top of the pay range of the employee. Effective 8/12/06, regular employees who would be eligible for a 5% or 6% merit increase due to an overall

200.23 PAGE 2 of 4

performance rating of Exceptional, and who are at the top of their pay range or would exceed the top of their pay range with the implementation of the merit increase, will be eligible for a lump sum payment of up to 1.0% of their base pay. The lump sum payment will not exceed the amount the merit increase would have provided if the employee were not at the top of the range. The maximum lump sum bonus will be limited to 0.5% for an overall score of 5% and 1% for an overall score of 6%.

III. PROCEDURE:

- A. NOTIFICATION: The Human Resources office will be responsible for providing a list of evaluation due dates to supervisors and department heads each month. Although Human Resources will distribute this report at least 30 days prior to the required evaluation effective dates, it is also the supervisor's responsibility to track their employee's appraisal periods.
- B. INITIAL PERFORMANCE EVALUATION: An evaluation will be completed for each new employee 6 months after date of hire, and again at approximately 12 months from date of hire to assist in determining if the employee will be retained and placed on regular employment status. Failure to pass probation decisions must be determined prior to the end of the 12-month period. An employee who has completed 12 consecutive months of employment, unless there are extenuating circumstances, will be assumed to have performed satisfactorily and to have passed probation. This section includes all part-time and administrative oncall (Marriage License Clerks and floating clerical oncall help) employees, who are eligible to become regular part-time employees. Temporary employees will be evaluated at completion of appointment, if directed by the department head, but are not eligible to become regular employees.
- C. ANNUAL PERFORMANCE EVALUATION: The annual appraisal period is an employee's annual anniversary date of hire or promotion date. All employees (excluding those within a probationary period, seasonal and temporary employees) will receive an evaluation and, if warranted, a merit salary increase of 0-6% not to exceed the top of the pay range of the employee, depending upon their evaluation under the pay for performance system. Merit salary increases will be effective on the first day of the pay period that the employee's anniversary date falls within. A merit increase for an employee who is on a leave of absence of six months or more during an annual performance period will be prorated to reflect time actually worked during the leave of absence.

D. PROCESS:

1. The evaluation must be completed in accordance with the standard county format, be reviewed and signed by the department head, be reviewed with and signed by the employee, and be forwarded to the Human Resources office with, if applicable, a signed Personnel Action Form (PAF) indicating the amount of the merit increase. The PAF and evaluation should be submitted to Human Resources no later than the pay period preceding the effective date, which is the first day of the pay period in which the anniversary date falls.

2. Any late evaluations with a PAF recommending a merit increase must be submitted directly to the County Manager with a memo of explanation as to why the documents are late. If the documents are delayed solely because of a supervisory, administrative or clerical error or oversight, the increase must be retroactive and made effective as of the date it was due. If the documents are delayed, due to a lack of cooperation by the employee during the process, the increase may not be retroactive.

E. EVALUATION MEETINGS:

- 1. Immediate supervisors should meet with each employee being evaluated at the beginning and conclusion of the appraisal period.
- 2. The meeting held at the beginning of the period should include a review of the performance standards expected, and objectives upon which the employee's work will be evaluated for the current appraisal period. The employee should be encouraged to participate in the establishment and/or revision of objectives and action plans when possible.
- 3. The meeting held at the conclusion of the appraisal period should be used to discuss performance accomplishments and deficiencies for the past appraisal period, as well as any areas needing improvement, review the annual evaluation document, and establish objectives and action plans for the next period.
- 4. Both 2 and 3 may be conducted during the same meeting. The discussion should include two distinct topics: past performance and future requirements, objectives and/or expectations.
- 5. The performance appraisal process may also be utilized for performance coaching sessions and for monitoring development plan progress.

F. COMPLETION OF EVALUATION:

1. The employee will receive a copy of the completed evaluation and a copy of the document will be included in the employee's personnel file. Each employee must acknowledge that the performance appraisal was reviewed, made available, and discussed by signing in the appropriate space on the appraisal document. This does not indicate that the employee agrees or disagrees with the content of the appraisal, but merely that the document has been reviewed and discussed.

200.23

PAGE 4 OF 4

- 2. Each employee has the opportunity to respond orally or in writing, or both, to the employee's appraisal. Any written comments will become part of the employee's personnel record. Any further action must be in accordance with applicable contract procedures.
- IV. RESPONSIBILITY FOR REVIEW: The Human Resources Manager will review this policy as needed or at least once every 3 years.

09/14/08

DOUGLAS COUNTY ADMINISTRATIVE POLICIES AND PROCEDURES

NUMBER:

200.16

EFFECTIVE DATE:

11/5/98

REVISED: <u>01/20/00,12/19/02</u>

06/05/03, 08/16/12

AUTHORITY: COUNTY MANAGER: 5ph

PAGE 1 OF 2

SUBJECT: RECOGNITION OF EXCELLENCE

- PURPOSE: To establish policy and procedures to recognize and reward exemplary job I. performance.
- POLICY: A Department Head or Elected Official may nominate a regular part-time or full-II. time employee for a one-time lump sum bonus up to 3% of the employee's annual salary, and/or 1-3 days paid administrative leave, to reward and recognize superior performance. The employee shall not be notified of his/her consideration unless he/she is selected to receive the award. The Recognition of Excellence Award program and policy is an employee benefit and management right, and therefore may be revised or discontinued at any time. This benefit may be provided as follows:
 - A committee, appointed by the County Manager, shall determine if such performance A. meets the criteria and the program standards outlined in this policy, or
 - The Board of County Commissioners may provide this benefit to staff reporting B. directly to them.
- PROCEDURE: Any individual not classified as a bargaining unit employee presently III. working for the County 30 hours or more per week as a regular employee that meets the established criteria may be nominated by the employee's supervisor. Effective July 1, 2012, all Douglas County Employee's Association (DCEA) employees are eligible for this benefit subject to the restrictions set forth in this policy. The supervisor's Department Head or Elected Official must indicate concurrence with the nomination in writing, and submit the recommendation to the County Manager.
 - The nomination narration should be to the point. A factual summation of A. achievements for selected criteria and justification is all that is required.
 - The County Manager shall have the nomination reviewed by a 3-member committee B. consisting of Department Heads and/or Elected Officials. The committee shall then make a recommendation to the County Manager.

200.16 PAGE 2 OF 2

C. The County Manager will be the final authority for approval or disapproval of any selection, and may modify the recommended award.

- D. Nominations and selections shall be made on the basis of an employee meeting a minimum of two of the following specifications which contributed to the mission of the County:
 - 1. Specific accomplishments that contributed to the increased efficiency, economy, and/or quality of County operations.
 - 2. Superior performance, which achieved results and accomplishments that clearly go beyond what, is expected of the position.
 - 3. Initiated and implemented a project or program that resulted in significant ongoing savings to the County, or generated new or significantly increased, ongoing revenue for the County.
 - 4. Individual efforts that generated lasting or significant positive public relations for the County as demonstrated through citizen or County employee feedback and compliments by way of telephone, letter, etc. This may also be demonstrated by employee's exceptional judgment, communication skills, and strong rapport in dealing with the public or other County departments under adverse pressure situations.
 - 5. Provided suggestions or proposals that resulted in significant cost savings for the County through staff efficiency, effectiveness, or equipment/materials purchase or usage. Consistently maintained the County's best interests related to quality, cost and usage.
 - 6. Demonstrated outstanding individual effort while responding to an emergency that threatened life or property.
 - 7. Provided and/or implemented suggestions or proposals that significantly reduced the potential for employee or citizen injury or lawsuit through the elimination of a safety hazard or risk exposure.
 - 8. Ensured the mission of a work unit is accomplished during a difficult period by successfully completing additional work on a project assignment while maintaining the employee's own workload.
- E. Employees selected to receive an award for excellence will receive a one-time lump sum payment up to 3% of their annual salary and/or a reward of up to 24 hours off with pay.
- F. Time off granted as an Excellence Award must be scheduled and authorized by the supervisor, and taken within six months after the date the award is made. If the time is not taken off within this time period, it is lost and may not be restored.

Gardnerville Town Board AGENDA ACTION SHEET



	activities for May 2014.
2.	Recommended Motion: N/A Funds Available: Yes N/A
3.	Department: Administration
	Prepared by: Tom Dallaire
4.	Meeting Date: June 3, 2014 Time Requested: 5 minutes
5.	Agenda: Consent Administrative
6.	Background Information: Presented at meeting.
7.	Other Agency Review of Action: Douglas County
В.	Board Action:
	☐ Approved ☐ Approved with Modifications ☐ Continued

Gardnerville Town Board AGENDA ACTION SHEET



1.	Not For Possible Action: Discussion on the Town Manager/Engineer's Monthly Report of activities for May 2014.
2.	Recommended Motion: N/A Funds Available: □ Yes □ N/A
3.	Department: Administration
	Prepared by: Tom Dallaire
4.	Meeting Date: June 3, 2014 Time Requested: 10 minutes
5.	Agenda: □Consent
6.	Background Information: See attached.
7.	Other Agency Review of Action: Douglas County
8.	Board Action:
	☐ Approved ☐ Approved with Modifications ☐ Continued



Linda Slater, Chairman Lloyd Higuera, Vice Chairman Ken Miller, Board Member Mike Philips, Board Member Mary Wenner, Board Member

Town Manager Monthly Report June 2014 Board Meeting

- A. The Ranch to Gardnerville Phase II C E: no progress on this development. The building department is wanting to finalize houses in the second phase.
- **B. Hellwinkel Channel:** Denny Peters had another issue from the lost computer re-creating some of the older version of the model that is in his report. He is finishing up the report now. We need to look for another firm to help us with the storm drain master plan of the Mission Street-395 Gardnerville station project.
- **C. Gardnerville Station (former Eagle Gas):** I have an NDOT presentation coming up on May 8th. Candace is working on the environmental letters requesting any information from the government agencies they can find on the subject site. This is part of the CDBG process. We are waiting on McGinley and Associates to get the NDEP approval to proceed with the site investigation.
- D. NDOT Sidewalk: Once we get the Chichester project completed we will be working on the sidewalk improvements. We are going to split the cost of the concrete slab at Heritage Bank. The slab has sunk over the years due to the soil settlement over a sewer lateral and we are looking at fixing two handicap ramps on North Hampton, adjacent to Lampe Park. The ramps on Waterloo we were told by the county will be redone with the Waterloo road work possibly next year.
- **E. Kingslane**: Town staff is working on the improvement plans for 60% NDOT submittal. We have had many other things come up and need to get some time to focus on these plans.
- **F. 756 Cottonwood Slough crossing:** NDOT needs to find an additional \$170,000 to do the project. NV Energy has given NDOT a price of \$50,000 to move one power pole. That's absurd. So we are looking into other ways to get the pole relocated. Maybe my interlocal agreement has some options.
- **G. Chichester crack patching:** SNC performed the work and is completely done with all the cracks scheduled for repair.

H. Office Items:

- Attended the chamber meeting and gave them an update on town activities.
- Nathan from Beneficial Designs has made a little more progress on the sidewalk evaluation and
 is on Hussman now. They will jump over to Chichester when they are done with that. They
 are working on the transition plan. We will have a meeting with Douglas County GIS, and
 Beneficial Designs to discuss the priority evaluation process for the report on Thursday.
- Held a staff meeting to discuss the merit system structure. Maintenance staff prefers to see it stay the same as it is now.



Linda Slater, Chairman Lloyd Higuera, Vice Chairman Ken Miller, Board Member Mike Philips, Board Member Mary Wenner, Board Member

- Worked on July 4th event plan to get the middle school reserved for our event. The run is a go.
- Reviewed applications for the seasonal position, held interviews and two seasonal employees will start this Monday.
- Thank you to Minden Rotary, Geoff, Town staff and Mary for all the help on Heritage Park facelift project. It should be complete this week.
- Coordinated a U-Haul truck to get the flowers picked up on Monday. Thank you to Linda Dibble
 for all her flower committee's work on getting the plants grown this year. We are excited about
 getting them up this year.
- Met with the bar owners about Carson Valley Days. That is coordinated.
- Met with two Eagle Scouts about projects for the town.
 - Joe Campbell -Gardner park facelift.
 - o Jared Funk Arbor Gardens entrance property landscaping
 - o Zack Cruz Heritage Park gardens wood bridge over the wetlands area
- Attended the National Main Street Conference in Detroit.
 I will have a summary handout of the class I attended for your review at the meeting.