

ASSEMBLY BILL NO. 286—ASSEMBLYWOMAN JAUREGUI

MARCH 15, 2021

Referred to Committee on Judiciary

SUMMARY—Prohibits certain acts relating to firearms.
(BDR 15-21)

FISCAL NOTE: Effect on Local Government: Increases or Newly
Provides for Term of Imprisonment in County or City
Jail or Detention Facility.
Effect on the State: Yes.

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EXPLANATION – Matter in *bolded italics* is new; matter between brackets ~~omitted material~~ is material to be omitted.

AN ACT relating to crimes; prohibiting a person from possessing a
firearm on a covered premises under certain
circumstances; prohibiting a person from engaging in
certain acts relating to unfinished frames or receivers
under certain circumstances; prohibiting a person from
engaging in certain acts relating to firearms which are not
imprinted with a serial number under certain
circumstances; revising provisions relating to the
confiscation and disposal of dangerous weapons;
providing penalties; and providing other matters properly
relating thereto.

Legislative Counsel’s Digest:

- 1 Existing law makes it a misdemeanor for a person to go upon the land or into
- 2 any building of another person in certain circumstances, including willfully going
- 3 or remaining on land or in a building after being warned by the owner or occupant
- 4 not to trespass. (NRS 207.200) **Section 2** of this bill establishes similar provisions
- 5 which make it unlawful for a person to possess a firearm on a covered premises
- 6 without the written consent of the owner or operator of the covered premises or an
- 7 agent thereof after being warned by the owner, operator or agent that possessing the
- 8 firearm on the covered premises is prohibited. **Section 2** defines “covered
- 9 premises” as real property owned or operated by a person who holds a nonrestricted
- 10 gaming license, or any affiliate thereof.
- 11 **Section 2** provides that, for the purpose of determining whether a person has
- 12 been given a sufficient warning against the possession of a firearm, the owner or
- 13 occupant of the covered premises or an agent thereof may post a sign which meets
- 14 certain specifications at each public entrance of the covered premises. **Section 2**
- 15 also provides that, in addition to posting the sign, if the covered premises is a public



16 accommodation facility, the covered premises may provide guests at the time of
17 check-in with documentation containing specific language relating to the
18 prohibition on firearms. Upon the posting of the sign, **section 2** requires the owner,
19 operator or agent to inform the respective law enforcement agency of the warning
20 relating to the prohibition on firearms at the covered premises.

21 **Section 2** provides that any person who possesses a firearm in such an unlawful
22 manner: (1) for the first offense, is guilty of a misdemeanor; (2) for the second
23 offense, is guilty of a gross misdemeanor; and (3) for the third or any subsequent
24 offense, is guilty of a category E felony. **Section 9** of this bill adds an exception to
25 the crime of trespass for application of the greater penalties prescribed by **section 2**.

26 Existing law establishes procedures for the disposal of certain dangerous
27 instruments and weapons taken from the possession of a person charged with the
28 commission of a public offense or crime or a child charged with committing a
29 delinquent act. (NRS 202.340) **Section 8** of this bill requires firearms confiscated
30 from the possession of a person who commits a third or subsequent violation of
31 **section 2** to be disposed of in the manner provided for dangerous instruments and
32 weapons.

33 **Section 3** of this bill prohibits a person from possessing, purchasing,
34 transporting or receiving an unfinished frame or receiver unless: (1) the person is a
35 firearms importer or manufacturer; or (2) the unfinished frame or receiver is
36 required to be, and has been, imprinted with a serial number. **Section 3** provides
37 that a person who commits such an unlawful act: (1) for the first offense, is guilty
38 of a gross misdemeanor; and (2) for the second or any subsequent offense, is guilty
39 of a category D felony.

40 Similarly, **section 3.5** of this bill prohibits a person from selling, offering to sell
41 or transferring an unfinished frame or receiver unless the person: (1) is a firearms
42 importer or manufacturer and the recipient of the unfinished frame or receiver is a
43 firearms importer or manufacturer; or (2) the unfinished frame or receiver is
44 required to be, and has been, imprinted with a serial number. **Section 3.5** provides
45 that a person who commits such an unlawful act: (1) for the first offense, is guilty
46 of a gross misdemeanor; and (2) for the second or any subsequent offense, is guilty
47 of a category D felony.

48 **Section 4** of this bill prohibits a person from manufacturing or causing to be
49 manufactured or assembling or causing to be assembled a firearm that is not
50 imprinted with a serial number issued by a firearms importer or manufacturer in
51 accordance with federal law and any regulations adopted thereunder unless the
52 firearm is: (1) rendered permanently inoperable; (2) an antique; or (3) a collector's
53 item, curio or relic. **Section 4** provides that a person who commits such an unlawful
54 act: (1) for the first offense, is guilty of a gross misdemeanor; and (2) for the second
55 or any subsequent offense, is guilty of a category D felony.

56 Similarly, **section 5** of this bill prohibits a person from possessing, selling,
57 offering to sell, transferring, purchasing, transporting or receiving a firearm that is
58 not imprinted with a serial number issued by a firearms importer or manufacturer in
59 accordance with federal law and any regulations adopted thereunder unless: (1) the
60 person is a law enforcement agency or a firearms importer or manufacturer; or (2)
61 the firearm is rendered permanently inoperable or is an antique, collector's item,
62 curio or relic. **Section 5** provides that a person who commits such an unlawful act:
63 (1) for the first offense, is guilty of a gross misdemeanor; and (2) for the second or
64 any subsequent offense, is guilty of a category D felony.

65 **Section 6** of this bill defines the terms "antique firearm," "firearms importer or
66 manufacturer" and "unfinished frame or receiver." **Section 7** of this bill makes a
67 conforming change relating to the new definitions.



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

1 **Section 1.** Chapter 202 of NRS is hereby amended by adding
2 thereto the provisions set forth as sections 2 to 5, inclusive, of this
3 act.

4 **Sec. 2. 1.** *A person shall not possess a firearm on a covered*
5 *premises without the written consent of the owner or operator of*
6 *the covered premises or an agent thereof after having been warned*
7 *by the owner, operator or agent that the person is prohibited from*
8 *possessing the firearm on the covered premises.*

9 **2.** *A sufficient warning against possessing a firearm on a*
10 *covered premises, within the meaning of this section, is given by*
11 *posting at each public entrance of the covered premises the*
12 *following sign, which must be not less than 8 1/2 inches in width*
13 *by 11 inches in height:*



32 **3.** *In addition to posting the sign prescribed by subsection 2,*
33 *if the covered premises is a public accommodation facility, the*
34 *covered premises may provide guests at the time of check-in with a*
35 *document which contains the language: "Firearms are prohibited*
36 *on this property unless the person wishing to possess the firearm*
37 *has obtained the written consent of the owner or operator of this*
38 *property or an agent thereof."*

39 **4.** *Upon the posting of the sign prescribed by subsection 2 at*
40 *each public entrance of the covered premises, the owner or*
41 *operator of the covered premises or the agent thereof shall inform*
42 *a law enforcement agency with jurisdiction over a violation of*



1 *subsection 1 that a sufficient warning within the meaning of this*
2 *section is being provided on the covered premises.*

3 *5. A person who violates subsection 1:*

4 *(a) For the first offense, is guilty of a misdemeanor;*

5 *(b) For the second offense, is guilty of a gross misdemeanor;*
6 *and*

7 *(c) For the third or any subsequent offense, is guilty of a*
8 *category E felony and shall be punished as provided in*
9 *NRS 193.130.*

10 *6. This section:*

11 *(a) Except as otherwise provided in paragraph (b), applies to*
12 *any person entering a covered premises, including, without*
13 *limitation, any person who is the holder of a permit to carry a*
14 *concealed firearm issued pursuant to NRS 202.3653 to 202.369,*
15 *inclusive.*

16 *(b) Does not apply to:*

17 *(1) A security guard of a covered premises or an officer of a*
18 *law enforcement agency who is required to carry a firearm as part*
19 *of his or her official duties and who is acting in his or her official*
20 *capacity at the time of possessing the firearm on the covered*
21 *premises;*

22 *(2) A residential unit owner who:*

23 *(I) Carries or stores a firearm in his or her unit;*

24 *(II) Carries a firearm directly to his or her unit from a*
25 *location where he or she is authorized to carry or store a firearm*
26 *under this subparagraph or from his or her unit to a location*
27 *where he or she is authorized to carry or store a firearm under this*
28 *subparagraph;*

29 *(III) Carries or stores a firearm in his or her vehicle*
30 *located in a parking area designated for the residential unit*
31 *owner; or*

32 *(IV) Carries a firearm directly to his or her vehicle*
33 *located in a parking area designated for the residential unit owner*
34 *from a location where he or she is authorized to carry or store a*
35 *firearm under this subparagraph or from such a vehicle to a*
36 *location where he or she is authorized to carry or store a firearm*
37 *under this subparagraph;*

38 *(3) A guest of a public accommodation facility who:*

39 *(I) Purchases a firearm at a trade show in this State;*

40 *(II) Transports the purchased firearm directly from the*
41 *trade show to the public accommodation facility in accordance*
42 *with all applicable laws;*

43 *(III) Enters the public accommodation facility with the*
44 *firearm unloaded and contained within a bag; and*



1 (IV) Notifies the public accommodation facility in
2 writing that his or her bag contains an unloaded firearm; or

3 (4) If a major purpose of a trade show is the feature of
4 firearms, an employee or operator of the tradeshow who:

5 (I) Possesses or displays a firearm at the trade show
6 while acting in his or her official capacity as an employee or
7 operator of the trade show; and

8 (II) Transports an operable or inoperable firearm
9 directly between a parking garage, parking structure or staging
10 area and the trade show.

11 7. Nothing in this section shall:

12 (a) Prohibit or restrict a rule, policy or practice of an owner or
13 operator of a covered premises concerning or prohibiting the
14 presence of firearms on the covered premises; or

15 (b) Require an owner or operator of a covered premises to
16 adopt a rule, policy or practice concerning or prohibiting the
17 presence of firearms on the covered premises.

18 8. As used in this section:

19 (a) "Consent" does not include consent that is induced by
20 force, threat or fraud.

21 (b) "Covered premises" means any real property owned or
22 operated by a person who holds a nonrestricted license, as defined
23 in NRS 463.0177, or any affiliate thereof. The term includes,
24 without limitation any tenant of the real property or establishment
25 located within the bounds of the real property.

26 (c) "Law enforcement agency" has the meaning ascribed to it
27 in NRS 289.010.

28 (d) "Official capacity" includes, without limitation, the
29 observance of a meal or other authorized break.

30 (e) "Public entrance" includes, without limitation, a parking
31 lot or parking structure.

32 (f) "Residential unit owner" has the meaning ascribed to it in
33 NRS 116B.205.

34 (g) "Trade show" means an event of limited duration primarily
35 attended by members of a particular trade or industry for the
36 purpose of exhibiting their merchandise or services or discussing
37 matters of interest to members of that trade or industry.

38 **Sec. 3. 1.** A person shall not possess, purchase, transport or
39 receive an unfinished frame or receiver unless:

40 (a) The person is a firearms importer or manufacturer; or

41 (b) The unfinished frame or receiver is required by federal law
42 to be imprinted with a serial number issued by a firearms importer
43 or manufacturer and the unfinished frame or receiver has been
44 imprinted with the serial number.

45 2. A person who violates this section:



1 (a) For the first offense, is guilty of a gross misdemeanor; and
2 (b) For the second or any subsequent offense, is guilty of a
3 category D felony and shall be punished as provided in
4 NRS 193.130.

5 **Sec. 3.5. 1.** A person shall not sell, offer to sell or transfer
6 an unfinished frame or receiver unless:

7 (a) The person is:

8 (1) A firearms importer or manufacturer; and

9 (2) The recipient of the unfinished frame or receiver is a
10 firearms importer or manufacturer; or

11 (b) The unfinished frame or receiver is required by federal law
12 to be imprinted with a serial number issued by an importer or
13 manufacturer and the unfinished frame or receiver has been
14 imprinted with the serial number.

15 2. A person who violates this section:

16 (a) For the first offense, is guilty of a gross misdemeanor; and

17 (b) For the second or any subsequent offense, is guilty of a
18 category D felony and shall be punished as provided in
19 NRS 193.130.

20 **Sec. 4. 1.** A person shall not manufacture or cause to be
21 manufactured or assemble or cause to be assembled a firearm that
22 is not imprinted with a serial number issued by a firearms
23 importer or manufacturer in accordance with federal law and any
24 regulations adopted thereunder unless the firearm:

25 (a) Has been rendered permanently inoperable;

26 (b) Is an antique firearm; or

27 (c) Has been determined to be a collector's item pursuant to 26
28 U.S.C. Chapter 53 or a curio or relic pursuant to 18 U.S.C.
29 Chapter 44.

30 2. A person who violates this section:

31 (a) For the first offense, is guilty of a gross misdemeanor; and

32 (b) For the second or any subsequent offense, is guilty of a
33 category D felony and shall be punished as provided in
34 NRS 193.130.

35 3. As used in this section:

36 (a) "Assemble" means to fit together component parts.

37 (b) "Manufacture" means to fabricate, make, form, produce or
38 construct by manual labor or machinery.

39 **Sec. 5. 1.** A person shall not possess, sell, offer to sell,
40 transfer, purchase, transport or receive a firearm that is not
41 imprinted with a serial number issued by a firearms importer or
42 manufacturer in accordance with federal law and any regulations
43 adopted thereunder unless:

44 (a) The person is:

45 (1) A law enforcement agency; or



1 (2) *A firearms importer or manufacturer; or*

2 (b) *The firearm:*

3 (1) *Has been rendered permanently inoperable;*

4 (2) *Is an antique firearm; or*

5 (3) *Has been determined to be a collector's item pursuant*
6 *to 26 U.S.C. Chapter 53 or a curio or relic pursuant to 18 U.S.C.*
7 *Chapter 44.*

8 2. *A person who violates this section:*

9 (a) *For the first offense, is guilty of a gross misdemeanor; and*

10 (b) *For the second or any subsequent offense, is guilty of a*
11 *category D felony and shall be punished as provided in*
12 *NRS 193.130.*

13 3. *As used in this section, "law enforcement agency" has the*
14 *meaning ascribed to it in NRS 239C.065.*

15 **Sec. 6.** NRS 202.253 is hereby amended to read as follows:

16 202.253 As used in NRS 202.253 to 202.369, inclusive ~~1~~ ,
17 *and sections 2 to 5, inclusive, of this act:*

18 1. *"Antique firearm" has the meaning ascribed to it in 18*
19 *U.S.C. § 921(a)(16).*

20 2. "Explosive or incendiary device" means any explosive or
21 incendiary material or substance that has been constructed, altered,
22 packaged or arranged in such a manner that its ordinary use would
23 cause destruction or injury to life or property.

24 ~~2~~ 3. "Firearm" means any device designed to be used as a
25 weapon from which a projectile may be expelled through the barrel
26 by the force of any explosion or other form of combustion.

27 ~~3~~ 4. "Firearm capable of being concealed upon the person"
28 applies to and includes all firearms having a barrel less than 12
29 inches in length.

30 ~~4~~ 5. *"Firearms importer or manufacturer" means a person*
31 *licensed to import or manufacture firearms pursuant to 18 U.S.C.*
32 *Chapter 44.*

33 6. "Machine gun" means any weapon which shoots, is
34 designed to shoot or can be readily restored to shoot more than one
35 shot, without manual reloading, by a single function of the trigger.

36 ~~5~~ 7. "Motor vehicle" means every vehicle that is self-
37 propelled.

38 ~~6~~ 8. "Semiautomatic firearm" means any firearm that:

39 (a) Uses a portion of the energy of a firing cartridge to extract
40 the fired cartridge case and chamber the next shell or round;

41 (b) Requires a separate function of the trigger to fire each
42 cartridge; and

43 (c) Is not a machine gun.

44 9. *"Unfinished frame or receiver" means a blank, a casting*
45 *or a machined body that is intended to be turned into the frame or*



1 *lower receiver of a firearm with additional machining and which*
2 *has been formed or machined to the point at which most of the*
3 *major machining operations have been completed to turn the*
4 *blank, casting or machined body into a frame or lower receiver of*
5 *a firearm even if the fire-control cavity area of the blank, casting*
6 *or machined body is still completely solid and unmachined.*

7 **Sec. 7.** NRS 202.2548 is hereby amended to read as follows:

8 202.2548 The provisions of NRS 202.2547 do not apply to:

9 1. The sale or transfer of a firearm by or to any law
10 enforcement agency and, to the extent he or she is acting within the
11 course and scope of his or her employment and official duties, any
12 peace officer, security guard entitled to carry a firearm under NAC
13 648.345, member of the armed forces or federal official.

14 2. The sale or transfer of an antique firearm . [~~as defined in 18~~
15 ~~U.S.C. § 921(a)(16).~~]

16 3. The sale or transfer of a firearm between immediate family
17 members, which for the purposes of this section means spouses and
18 domestic partners and any of the following relations, whether by
19 whole or half blood, adoption, or step-relation: parents, children,
20 siblings, grandparents, grandchildren, aunts, uncles, nieces and
21 nephews.

22 4. The transfer of a firearm to an executor, administrator,
23 trustee or personal representative of an estate or a trust that occurs
24 by operation of law upon the death of the former owner of the
25 firearm.

26 5. A temporary transfer of a firearm to a person who is not
27 prohibited from buying or possessing firearms under state or federal
28 law if such transfer:

29 (a) Is necessary to prevent imminent death or great bodily harm;
30 and

31 (b) Lasts only as long as immediately necessary to prevent such
32 imminent death or great bodily harm.

33 6. A temporary transfer of a firearm if:

34 (a) The transferor has no reason to believe that the transferee is
35 prohibited from buying or possessing firearms under state or federal
36 law;

37 (b) The transferor has no reason to believe that the transferee
38 will use or intends to use the firearm in the commission of a crime;
39 and

40 (c) Such transfer occurs and the transferee's possession of the
41 firearm following the transfer is exclusively:

42 (1) At an established shooting range authorized by the
43 governing body of the jurisdiction in which such range is located;

44 (2) At a lawful organized competition involving the use of a
45 firearm;



1 (3) While participating in or practicing for a performance by
2 an organized group that uses firearms as a part of the public
3 performance;

4 (4) While hunting or trapping if the hunting or trapping is
5 legal in all places where the transferee possesses the firearm and the
6 transferee holds all licenses or permits required for such hunting or
7 trapping; or

8 (5) While in the presence of the transferor.

9 **Sec. 8.** NRS 202.340 is hereby amended to read as follows:

10 202.340 1. Except as otherwise provided for firearms
11 forfeitable pursuant to NRS 453.301, when any instrument or
12 weapon described in NRS 202.350 is taken from the possession of
13 any person charged with the commission of any public offense or
14 crime or any child charged with committing a delinquent act ~~[or]~~ *or*
15 *when any firearm is taken from the possession of any person*
16 *charged with a third or subsequent violation of section 2 of this*
17 *act*, the instrument, ~~[or]~~ *or* *firearm* must be surrendered to:

18 (a) The head of the police force or department of an
19 incorporated city if the possession thereof was detected by any
20 member of the police force of the city; or

21 (b) The chief administrator of a state law enforcement agency,
22 for disposal pursuant to NRS 333.220, if the possession thereof was
23 detected by any member of the agency.

24 ➤ In all other cases, the instrument, ~~[or]~~ *or* *firearm* must
25 be surrendered to the sheriff of the county or the sheriff of the
26 metropolitan police department for the county in which the
27 instrument, ~~[or]~~ *or* *firearm* was taken.

28 2. Except as otherwise provided in subsection 5, the governing
29 body of the county or city or the metropolitan police committee on
30 fiscal affairs shall at least once a year order the local law
31 enforcement officer to whom any instrument, ~~[or]~~ *or* *firearm*
32 *firearm* is surrendered pursuant to subsection 1 to:

33 (a) Retain the confiscated instrument, ~~[or]~~ *or* *firearm*
34 for use by the law enforcement agency headed by the officer;

35 (b) Sell the confiscated instrument, ~~[or]~~ *or* *firearm* to
36 another law enforcement agency;

37 (c) Destroy or direct the destruction of the confiscated
38 instrument, ~~[or]~~ *or* *firearm* if it is not otherwise required to
39 be destroyed pursuant to subsection 5;

40 (d) Trade the confiscated instrument, ~~[or]~~ *or* *firearm* to
41 a properly licensed retailer or wholesaler in exchange for equipment
42 necessary for the performance of the agency's duties; or

43 (e) Donate the confiscated instrument, ~~[or]~~ *or* *firearm*
44 to a museum, the Nevada National Guard or, if appropriate, to
45 another person for use which furthers a charitable or public interest.



1 3. All proceeds of a sale ordered pursuant to subsection 2 by:
2 (a) The governing body of a county or city must be deposited
3 with the county treasurer or the city treasurer and the county
4 treasurer or the city treasurer shall credit the proceeds to the general
5 fund of the county or city.

6 (b) A metropolitan police committee on fiscal affairs must be
7 deposited in a fund which was created pursuant to NRS 280.220.

8 4. Any officer receiving an order pursuant to subsection 2 shall
9 comply with the order as soon as practicable.

10 5. Except as otherwise provided in subsection 6, the officer to
11 whom a confiscated instrument , ~~or~~ weapon *or firearm* is
12 surrendered pursuant to subsection 1 shall:

13 (a) Except as otherwise provided in paragraph (c), destroy or
14 direct to be destroyed any instrument , ~~or~~ weapon *or firearm*
15 which is determined to be dangerous to the safety of the public.

16 (b) Except as otherwise provided in paragraph (c), return any
17 instrument , ~~or~~ weapon ~~or~~ *or firearm* which has not been
18 destroyed pursuant to paragraph (a):

19 (1) Upon demand, to the person from whom the instrument ,
20 ~~or~~ weapon *or firearm* was confiscated if the person is acquitted of
21 the public offense or crime of which the person was charged; or

22 (2) To the legal owner of the instrument , ~~or~~ weapon *or*
23 *firearm* if the Attorney General or the district attorney determines
24 that the instrument , ~~or~~ weapon *or firearm* was unlawfully
25 acquired from the legal owner. If retention of the instrument , ~~or~~
26 weapon *or firearm* is ordered or directed pursuant to paragraph (c),
27 except as otherwise provided in paragraph (a), the instrument , ~~or~~
28 weapon *or firearm* must be returned to the legal owner as soon as
29 practicable after the order or direction is rescinded.

30 (c) Retain the confiscated instrument , ~~or~~ weapon *or firearm*
31 held by the officer pursuant to an order of a judge of a court of
32 record or by direction of the Attorney General or district attorney
33 that the retention is necessary for purposes of evidence, until the
34 order or direction is rescinded.

35 (d) Return any instrument , ~~or~~ weapon *or firearm* which was
36 stolen to its rightful owner, unless the return is otherwise prohibited
37 by law.

38 6. Before any disposition pursuant to subsection 5, the officer
39 who is in possession of the confiscated instrument , ~~or~~ weapon *or*
40 *firearm* shall submit a full description of the instrument , ~~or~~
41 weapon *or firearm* to a laboratory which provides forensic services
42 in this State. The director of the laboratory shall determine whether
43 the instrument , ~~or~~ weapon ~~or~~ *or firearm*:

44 (a) Must be sent to the laboratory for examination as part of a
45 criminal investigation; or



1 (b) Is a necessary addition to a referential collection maintained
2 by the laboratory for purposes relating to law enforcement.

3 **Sec. 9.** NRS 207.200 is hereby amended to read as follows:

4 207.200 1. Unless a greater penalty is provided pursuant to
5 NRS 200.603 ~~§~~ *or section 2 of this act*, any person who, under
6 circumstances not amounting to a burglary:

7 (a) Goes upon the land or into any building of another with
8 intent to vex or annoy the owner or occupant thereof, or to commit
9 any unlawful act; or

10 (b) Willfully goes or remains upon any land or in any building
11 after having been warned by the owner or occupant thereof not to
12 trespass,

13 ↪ is guilty of a misdemeanor. The meaning of this subsection is not
14 limited by subsections 2 and 4.

15 2. A sufficient warning against trespassing, within the meaning
16 of this section, is given by any of the following methods:

17 (a) Painting with fluorescent orange paint:

18 (1) Not less than 50 square inches of a structure or natural
19 object or the top 12 inches of a post, whether made of wood, metal
20 or other material, at:

21 (I) Intervals of such a distance as is necessary to ensure
22 that at least one such structure, natural object or post would be
23 within the direct line of sight of a person standing next to another
24 such structure, natural object or post, but at intervals of not more
25 than 1,000 feet; and

26 (II) Each corner of the land, upon or near the boundary;
27 and

28 (2) Each side of all gates, cattle guards and openings that are
29 designed to allow human ingress to the area;

30 (b) Fencing the area;

31 (c) Posting "no trespassing" signs or other notice of like
32 meaning at:

33 (1) Intervals of such a distance as is necessary to ensure that
34 at least one such sign would be within the direct line of sight of a
35 person standing next to another such sign, but at intervals of not
36 more than 500 feet; and

37 (2) Each corner of the land, upon or near the boundary;

38 (d) Using the area as cultivated land; or

39 (e) By the owner or occupant of the land or building making an
40 oral or written demand to any guest to vacate the land or building.

41 3. It is prima facie evidence of trespass for any person to be
42 found on private or public property which is posted or fenced as
43 provided in subsection 2 without lawful business with the owner or
44 occupant of the property.



1 4. An entryman on land under the laws of the United States is
2 an owner within the meaning of this section.

3 5. As used in this section:

4 (a) "Cultivated land" means land that has been cleared of its
5 natural vegetation and is presently planted with a crop.

6 (b) "Fence" means a barrier sufficient to indicate an intent to
7 restrict the area to human ingress, including, but not limited to, a
8 wall, hedge or chain link or wire mesh fence. The term does not
9 include a barrier made of barbed wire.

10 (c) "Guest" means any person entertained or to whom
11 hospitality is extended, including, but not limited to, any person
12 who stays overnight. The term does not include a tenant as defined
13 in NRS 118A.170.

14 **Sec. 10.** 1. This section and sections 1 to 4, inclusive, and 6
15 to 9, inclusive, of this act become effective upon passage and
16 approval.

17 2. Section 5 of this act becomes effective on January 1, 2022.

