
SENATE BILL NO. 261—SENATORS CANCELA, SCHEIBLE, HARRIS,
DONDERO LOOP, RATTI; BROOKS, OHRENSCHALL, PARKS,
SPEARMAN AND WOODHOUSE

MARCH 12, 2019

Referred to Committee on Judiciary

SUMMARY—Revises provisions relating to firearms.
(BDR 15-21)

FISCAL NOTE: Effect on Local Government: No.
Effect on the State: Yes.

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

AN ACT relating to public safety; prohibiting certain acts relating to the modification of a semiautomatic firearm; providing a penalty; and providing other matters properly relating thereto.

Legislative Counsel’s Digest:

1 Existing law generally prohibits a person from manufacturing, importing,
2 selling, giving, lending, possessing or using a machine gun. (NRS 202.350) **Section**
3 **1** of this bill prohibits a person from importing, selling, manufacturing, transferring,
4 receiving or possessing: (1) any manual, power-driven or electronic device that is
5 designed such that when the device is attached to a semiautomatic firearm, the
6 device materially increases the rate of fire of the semiautomatic firearm or
7 approximates the action or rate of fire of a machine gun; (2) any device, part or
8 combination of parts that is designed and functions to materially increase the rate of
9 fire of a semiautomatic firearm by eliminating the need for the operator of the
10 semiautomatic firearm to make a separate movement for each individual function of
11 the trigger; or (3) any semiautomatic firearm that has been modified in any way that
12 materially increases the rate of fire of the semiautomatic firearm or approximates
13 the action or rate of fire of a machine gun. **Section 2** of this bill makes a
14 conforming change.



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 a new section to read as follows:

3 1. *Except as otherwise provided in subsection 3, a person*
4 *shall not import, sell, manufacture, transfer, receive or possess:*

5 (a) *Any manual, power-driven or electronic device that is*
6 *designed such that when the device is attached to a semiautomatic*
7 *firearm, the device:*

8 (1) *Materially increases the rate of fire of the*
9 *semiautomatic firearm; or*

10 (2) *Approximates the action or rate of fire of a machine*
11 *gun;*

12 (b) *Any device, part or combination of parts that is designed*
13 *and functions to materially increase the rate of fire of a*
14 *semiautomatic firearm by eliminating the need for the operator of*
15 *the semiautomatic firearm to make a separate movement for each*
16 *individual function of the trigger; or*

17 (c) *Any semiautomatic firearm that has been modified in any*
18 *way that:*

19 (1) *Materially increases the rate of fire of the*
20 *semiautomatic firearm; or*

21 (2) *Approximates the action or rate of fire of a machine*
22 *gun.*

23 2. *A person who violates any provision of this section is guilty*
24 *of a category D felony and shall be punished as provided in*
25 *NRS 193.130.*

26 3. *This section does not apply to:*

27 (a) *Any employee of a federal, state or local law enforcement*
28 *agency carrying out official duties.*

29 (b) *Any member of the Armed Forces of the United States*
30 *carrying out official duties.*

31 4. *As used in this section:*

32 (a) *“Machine gun” has the meaning ascribed to it in*
33 *NRS 202.350.*

34 (b) *“Semiautomatic firearm” means any firearm that:*

35 (1) *Uses a portion of the energy of a firing cartridge to*
36 *extract the fired cartridge case and chamber the next shell or*
37 *round;*

38 (2) *Requires a separate function of the trigger to fire each*
39 *cartridge; and*

40 (3) *Is not a machine gun.*



1 **Sec. 2.** NRS 202.253 is hereby amended to read as follows:
2 202.253 As used in NRS 202.253 to 202.369, inclusive ~~H~~ ,
3 *and section 1 of this act:*

4 1. “Explosive or incendiary device” means any explosive or
5 incendiary material or substance that has been constructed, altered,
6 packaged or arranged in such a manner that its ordinary use would
7 cause destruction or injury to life or property.

8 2. “Firearm” means any device designed to be used as a
9 weapon from which a projectile may be expelled through the barrel
10 by the force of any explosion or other form of combustion.

11 3. “Firearm capable of being concealed upon the person”
12 applies to and includes all firearms having a barrel less than 12
13 inches in length.

14 4. “Motor vehicle” means every vehicle that is self-propelled.



