

BOARD OF REGENTS

BRIEFING PAPER

1. AGENDA ITEM TITLE: Handbook Revision, Use and Possession of Marijuana

MEETING DATE: ARSA, March 2, 2017

2. BACKGROUND & POLICY CONTEXT OF ISSUE:

Currently, Board policy includes provisions governing the use and possession of medical marijuana on NSHE property and by NSHE employees and students (Title 2, Chapter 6, Section 6.2.1(ee) – Prohibited Activity/Faculty Only; Title 2, Chapter 10, Section 10.2.1(t) – Prohibited Conduct/Students; and Title 4, Chapter 1, Section 32 – Possession and Use of Medical Marijuana). In 2014, the Board revised its policy to address questions regarding the possession or use of medical marijuana at NSHE campuses and facilities in light of amendments to the medical marijuana laws passed by the 2013 Nevada Legislature. As noted in the briefing paper explaining the 2014 revisions, statr3au18e8(ddrs)9.5(t)6.12( t)-11.8(m)9(e)-manufacture

ial aid, and possible criminal prosecution.

6. POTENTIAL ARGUMENTS AGAINST THE REQUEST/RECOMMENDATION:

None have been brought forward.

7. ALTERNATIVE(S) TO WHAT IS BEING REQUESTED/RECOMMENDED:

Do not adopt the proposed amendments.

8. COMPLIANCE WITH BOARD POLICY:

Consistent With Current Board Policy: Title # \_\_\_\_\_ Chapter # \_\_\_\_\_ Section # \_\_\_\_\_  
X Amends Current Board Policy: *Title 4, Chapter 1, Section 32 of the Handbook, and Code Title 2, Chapter 6, Section 6.2.1 (ee) and Chapter 10, Section 10.2.1 (t)*  
Amends Current Procedures & Guidelines Manual: Chapter # \_\_\_\_\_ Section # \_\_\_\_\_  
Other: \_\_\_\_\_  
Fiscal Impact: Yes \_\_\_\_\_ No X \_\_\_\_\_  
Explain: \_\_\_\_\_



**POLICY PROPOSAL**  
**TITLE 2, CHAPTER 10, SECTION 10.2.1**  
Rules of Conduct and Procedures for Students  
Prohibited Conduct

Additions appear in *boldface italics*; deletions are [~~stricken~~ and bracketed]

**10.2.1 Prohibited Conduct.**

The following conduct is prohibited:

(a) Acts of dishonesty, including but not limited to the following:

.....

(t) Use, possession, manufacturing or distribution (hereinafter “use”) of marijuana, *including for medical purposes*; heroin; ~~;~~ narcotics; ~~;~~ or other controlled substances; ~~;~~ use or possession of any illegal and/or unauthorized drugs, prescription drugs, and drug paraphernalia or being under the influence of illegal drugs except as expressly permitted by law. Use, possession or cultivation of ~~medical~~ marijuana, *including for medical purposes*, on any NSHE or NSHE foundation owned or leased property, or at any NSHE sponsored or authorized activity, is expressly prohibited.

**POLICY PROPOSAL**  
**TITLE 4, CHAPTER 1, SECTION 32**  
Possession and Use of Marijuana

Additions appear in *boldface italics*; deletions are [~~stricken~~ and bracketed]

**Section 32. Possession and Use of [~~Medical~~] Marijuana**

The Nevada System of Higher Education is sympathetic to the medical needs of our students, employees and visitors. A growing number of states, including Nevada, are enacting laws decriminalizing or legalizing the use, possession, delivery, manufacture, growth, distribution, production, and/or cultivation (hereinafter *O.5(l)-2b, posali9-3.3(c9-3.9(0)6.5(a)]TJ 0 Tc 0 Tw,28148 0 Td [(mut)7.a(c)-3.9(ri)7.j(t)-3.33(a)-3.9(v*