

# Medical Marijuana Establishments

## Frequently Asked Questions

1. **Is the city of Las Vegas currently accepting applications for zoning (land use Special Use Permit) or a business license to operate a medical marijuana business?**

The Las Vegas Department of Planning is accepting land use applications for medical marijuana establishments. To apply for a business license you must have an approved Special User Permit, Compliance Permit, and State Registration Certificate.

Regulations can be found on the City of Las Vegas website by [clicking here](#)

2. **What will I need in addition to a state certificate to operate?**

In addition to the state certificate, each establishment must obtain a Special Use Permit (zoning approval) for the proposed location and a business license compliance permit (certification that the proposed business meets the local criteria to be considered for a business license) prior to securing a business license to operate. Under the proposed regulations, zoning approval and business license compliance permits will be granted through a public hearing of the Las Vegas City Council.

3. **What is the first step?**

Determine if your proposed location is in the city of Las Vegas by checking the jurisdiction locator [HERE](#). If your location is not within the city of Las Vegas, contact the local jurisdiction that has zoning and business licensing authority over your proposed location. Also, make sure you have all of your state business registration requirements completed through the Secretary of State's Office. For additional information regarding State registration please go [HERE](#).

4. **Should all medical marijuana establishments in the city of Las Vegas apply for a Special Use Permit with the city of Las Vegas?**

Medical marijuana establishments should only apply for zoning approval with the city of Las Vegas if the proposed property is located within the city and the proposal is for a cultivation facility, edible production facility or dispensary. Independent laboratories do not need a Special Use Permit.

5. **Once I have my Special Use Permit, can I begin operation?**

No. Applicants must apply with the city of Las Vegas for a Business License, receive a certificate for a medical marijuana establishment from the State of Nevada, and meet all local public safety standards and operating requirements before becoming licensed to operate.

Establishments must be certified by the State of Nevada and the city of Las Vegas before operating. Businesses, co-ops or other organizations or individuals operating without the required permits and licenses are subject to enforcement action.

6. **I have questions about the disclaimers I'm being asked to sign. Which Department can I contact in order to answer these questions?**

If you have questions concerning disclaimers or other issues with your application, you should consult a private attorney. City Business Licensing will not certify receipt of Permit Applications without all necessary signatures, waivers and disclaimers.

7. **Can the city give me legal advice or take a look at my proposed location to verify that it meets local or state requirements?**

No. If you have questions concerning compliance with medical use of marijuana laws in Nevada, the city's land use requirements or the Business Licensing requirements for a compliance permit, you should consult a private attorney.

8. **Where do I get the seeds or plants to start growing medical marijuana?**

The city of Las Vegas is not a resource for the growing process and does not have information to give to patients or cultivation facility operators. It is recommended that you talk to an attorney to learn about your rights and protections.

9. **Does state law address how a cultivator is supposed to get marijuana plants, seeds or clippings to start growing?**

According to NRS 453A.352 (5), A medical marijuana dispensary and a cultivation facility may acquire usable marijuana or marijuana plants from a person who holds a valid registry identification card, including, without limitation, a designated primary caregiver. 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, or the designated primary caregiver of a person who holds a letter of approval may sell usable marijuana to a medical marijuana dispensary one time and may sell marijuana plants to a cultivation facility one time.

10. **I'm planning on having a medical marijuana dispensary and a production facility at the same address. Do I need to fill out two applications and pay the application fee for both?**

Yes. Each activity that requires a separate license will also require a separate Special Use Permit. Each business license compliance permit will require a non-refundable fee of \$5,000. Each zoning Special Use Permit will require a non-refundable fee of up to \$1,280.

11. **I've seen businesses advertising legal marijuana sales or donations online. Are they operating with a license?**

There are currently several dispensaries operating in the City of Las Vegas. Medical marijuana establishments are operating with a license pursuant to NRS 453A. The City of Las Vegas does not recognize any donation program or co-op as meeting the standards of NRS 453A or local ordinance. Businesses, co-ops or other organizations operating without the required permits and licenses are subject to enforcement action.

[Click here](#) to search for a business license issued by the City of Las Vegas

12. **Clarify the number of licenses that will be issued.**

There is a maximum of 12 allowed dispensaries in the City of Las Vegas.

13. **What fees are associated with applying for a permit?**

Each business license compliance permit will require a non-refundable fee of \$5,000. Each zoning Special Use Permit will require a non-refundable fee of up to \$1,280. There are additional licensing fees.