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SENATE BILL NO. 25—COMMITTEE ON GOVERNMENT AFFAIRS

(ON BEHALF OF THE ATTORNEY GENERAL)

PREFILED NOVEMBER 16, 2016

Referred to Committee on Government Affairs

**SUMMARY**—Revises provisions governing the organization and functions of the Office of the Attorney General relating to domestic violence and the fictitious address program. (BDR 18-385)

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

**EXPLANATION** — Matter in *bolded italics* is new; matter between brackets [omitted-material] is material to be omitted

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**AN ACT** relating to the Office of the Attorney General; transferring authority over the application for a fictitious address from the Attorney General to the Secretary of State; revising the duties of the Committee on Domestic Violence; transferring the requirement to adopt regulations relating to programs for the treatment of persons who commit domestic violence from the Committee to the Board of Examiners for Marriage and Family Therapists and Clinical Professional Counselors; abolishing the Nevada Council for the Prevention of Domestic Violence and transferring certain duties of the Council to the Committee on Domestic Violence; and providing other matters properly relating thereto.

**Legislative Counsel's Digest:**

1 Existing law requires the Attorney General to appoint a Committee on  
2 Domestic Violence and requires the Committee to adopt regulations to certify  
3 programs for the treatment of persons who commit domestic violence. (NRS  
4 228.470) Existing law also creates the Nevada Council for the Prevention of  
5 Domestic Violence, and charges the Council with, among other duties, increasing  
6 awareness of certain issues relating to domestic violence. (NRS 228.480, 228.490)  
7 Section 29 of this bill abolishes the Nevada Council for the Prevention of Domestic  
8 Violence, and sections 5 and 6 of this bill transfer the duties of the Council to the  
9 Committee on Domestic Violence. Sections 5 and 25 of this bill transfer the



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10 requirement to adopt regulations relating to programs for treatment of persons who  
11 commit domestic violence from the Committee on Domestic Violence to the Board  
12 of Examiners for Marriage and Family Therapists and Clinical Professional  
13 Counselors. Sections 1-4, 9, 10 and 13 of this bill make conforming changes.

14 Existing law authorizes the Attorney General to organize or sponsor  
15 multidisciplinary teams to review the death of a victim of a crime that constitutes  
16 domestic violence under certain circumstances. Section 7 of this bill transfers the  
17 duties of these multidisciplinary teams to the Committee on Domestic Violence.  
18 Sections 8, 11, 12 and 19-23 of this bill make conforming changes to reflect the  
19 transfer of these duties to the Committee.

20 Existing law authorizes the Attorney General to issue a fictitious address to a  
21 victim, or the parent or guardian of a victim, of domestic violence, human  
22 trafficking, sexual assault or stalking who applies for the issuance of a fictitious  
23 address. (NRS 217.462-217.471) Sections 14-18 of this bill transfer the authority  
24 over this application process to the Secretary of State.

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

1 Section 1. NRS 228.205 is hereby amended to read as follows:

2 228.205 1. There is hereby created in the Office of the  
3 Attorney General the Victim Information Notification Everyday  
4 System, which consists of a toll-free telephone number and an  
5 Internet website through which victims of crime and members of the  
6 public may register to receive automated information and  
7 notification concerning changes in the custody status of an offender.

8 2. The Attorney General shall:

9 (a) Appoint a subcommittee of the ~~Nevada Council for the~~  
10 ~~Prevention of~~ *Committee on Domestic Violence* ~~created by~~  
11 *appointed pursuant to* NRS ~~228.480~~ *228.470* to serve as the  
12 Governance Committee for the System; and

13 (b) Consider nominations by the ~~Council~~ *Committee on*  
14 *Domestic Violence* when appointing members of the Governance  
15 Committee.

16 3. The Governance Committee may adopt policies, protocols  
17 and regulations for the operation and oversight of the System.

18 4. The Attorney General may apply for and accept gifts, grants  
19 and donations for use in carrying out the provisions of this section.

20 5. To the extent of available funding, each sheriff and chief of  
21 police, the Department of Corrections, the Department of Public  
22 Safety and the State Board of Parole Commissioners shall cooperate  
23 with the Attorney General to establish and maintain the System.

24 6. The failure of the System to notify a victim of a crime of a  
25 change in the custody status of an offender does not establish a basis  
26 for any cause of action by the victim or any other party against the  
27 State, its political subdivisions, or the agencies, boards,



1 commissions, departments, officers or employees of the State or its  
2 political subdivisions.

3 7. As used in this section:

4 (a) "Custody status" means the transfer of the custody of an  
5 offender or the release or escape from custody of an offender.

6 (b) "Offender" means a person convicted of a crime and  
7 sentenced to imprisonment in a county jail or in the state prison.

8 Sec. 2. NRS 228.423 is hereby amended to read as follows:

9 228.423 As used in NRS 228.423 to ~~228.490,~~ 228.497,  
10 inclusive, unless the context otherwise requires, the words and terms  
11 defined in NRS 228.427 and 228.430 have the meanings ascribed to  
12 them in those sections.

13 Sec. 3. NRS 228.427 is hereby amended to read as follows:

14 228.427 ~~"Council"~~ "Committee" means the ~~Nevada Council~~  
15 ~~for the Prevention of~~ Committee on Domestic Violence ~~created~~  
16 ~~appointed~~ pursuant to NRS ~~228.480,~~ 228.470.

17 Sec. 4. NRS 228.460 is hereby amended to read as follows:

18 228.460 1. The Account for Programs Related to Domestic  
19 Violence is hereby created in the State General Fund. Any  
20 administrative assessment imposed and collected pursuant to NRS  
21 200.485 must be deposited with the State Controller for credit to the  
22 Account.

23 2. The Ombudsman for Victims of Domestic Violence:

24 (a) Shall administer the Account for Programs Related to  
25 Domestic Violence; and

26 (b) May expend money in the Account only to pay for expenses  
27 related to:

28 (1) The Committee ; ~~on Domestic Violence created pursuant~~  
29 ~~to NRS 228.470;~~

30 (2) ~~The Council;~~

31 ~~(3)~~ Training law enforcement officers, attorneys and  
32 members of the judicial system about domestic violence;

33 ~~(4)~~ (3) Assisting victims of domestic violence and  
34 educating the public concerning domestic violence; and

35 ~~(5)~~ (4) Carrying out the duties and functions of his or her  
36 office.

37 3. All claims against the Account for Programs Related to  
38 Domestic Violence must be paid as other claims against the State  
39 are paid.

40 Sec. 5. NRS 228.470 is hereby amended to read as follows:

41 228.470 1. The Attorney General shall appoint a Committee  
42 on Domestic Violence comprised of ~~H~~ the Attorney General or a  
43 ~~designee of the Attorney General and:~~

44 (a) One staff member of a program for victims of domestic  
45 violence;



- 1 (b) One staff member of a program for the treatment of persons  
2 who commit domestic violence;  
3 (c) One representative from an office of the district attorney  
4 with experience in prosecuting criminal offenses;  
5 (d) One representative from an office of the city attorney with  
6 experience in prosecuting criminal offenses;  
7 (e) One law enforcement officer;  
8 (f) One provider of mental health care;  
9 (g) Two victims of domestic violence; and  
10 (h) One justice of the peace or municipal judge.  
11 ↪ At least two members of the Committee must be residents of a  
12 county whose population is less than 100,000.

13 2. The Committee shall:

- 14 (a) ~~Adopt regulations for the evaluation, certification and~~  
15 ~~monitoring of programs for the treatment of persons who commit~~  
16 ~~domestic violence;~~ *Increase awareness of the existence and*  
17 *unacceptability of domestic violence in this State;*  
18 (b) Review ~~monitor and certify~~ programs for the treatment of  
19 persons who commit domestic violence ~~and make~~  
20 *recommendations to the Board of Examiners for Marriage and*  
21 *Family Therapists and Clinical Professional Counselors for the*  
22 *certification of such programs pursuant to section 25 of this act;*  
23 (c) Review and evaluate existing programs provided to peace  
24 officers for training related to domestic violence and make  
25 recommendations to the Peace Officers' Standards and Training  
26 Commission regarding such training;  
27 (d) To the extent that money is available, ~~arrange~~ *provide*  
28 *financial support to programs* for the ~~provision~~ *prevention* of  
29 ~~legal services, including, without limitation, assisting a person~~  
30 ~~domestic violence in an action for divorce; and~~ *this State;*  
31 (e) *Study and review all appropriate issues related to the*  
32 *administration of the criminal justice system in rural Nevada with*  
33 *respect to offenses involving domestic violence, including, without*  
34 *limitation, the availability of counseling services; and*  
35 (f) Submit on or before March 1 of each odd-numbered year a  
36 report to the Director of the Legislative Counsel Bureau for  
37 distribution to the regular session of the Legislature. *In preparing*  
38 *the report, the Committee shall solicit comments and*  
39 *recommendations from district judges, municipal judges and*  
40 *justices of the peace in rural Nevada.* The report must include,  
41 without limitation ~~the following~~ :  
42 (1) *A summary of the work of the Committee and*  
43 *recommendations for any necessary legislation concerning domestic*  
44 *violence and*



1           (2) *All comments and recommendations received by the*  
2 *Committee.*

3       3. ~~[The regulations governing certification of programs for the~~  
4 ~~treatment of persons who commit domestic violence adopted~~  
5 ~~pursuant to paragraph (a) of subsection 2 must include, without~~  
6 ~~limitation, provisions allowing a program that is located in another~~  
7 ~~state to become certified in this State to provide treatment to persons~~  
8 ~~who:~~

9       ~~— (a) Reside in this State; and~~

10       ~~— (b) Are ordered by a court in this State to participate in a~~  
11 ~~program for the treatment of persons who commit domestic~~  
12 ~~violence.~~

13       ~~— 4.] The Attorney General or the designee of the Attorney~~  
14 ~~General is the Chair of the Committee . [shall, at its first meeting~~  
15 ~~and annually thereafter, elect a Chair from among its members.~~

16       ~~— 5.]~~

17       4. *The Committee shall annually elect a Vice Chair,*  
18 *Secretary and Treasurer from among its members.*

19       5. The Committee shall meet regularly at least ~~[semiannually]~~  
20 *three times in each calendar year* and may meet at other times upon  
21 the call of the Chair. Any ~~[five]~~ *six* members of the Committee  
22 constitute a quorum for the purpose of voting. A majority vote of the  
23 quorum is required to take action with respect to any matter.

24       6. *At least one meeting in each calendar year must be held at*  
25 *a location within the Fourth Judicial District, Fifth Judicial*  
26 *District, Sixth Judicial District, Seventh Judicial District or*  
27 *Eleventh Judicial District.*

28       7. The Attorney General shall provide the Committee with  
29 such staff as is necessary to carry out the duties of the Committee.

30       ~~[7.]~~ 8. While engaged in the business of the Committee, each  
31 member and employee of the Committee is entitled to receive the  
32 per diem allowance and travel expenses provided for state officers  
33 and employees generally.

34       Sec. 6. NRS 228.490 is hereby amended to read as follows:

35       228.490 ~~[1.] For the purpose of preventing and eliminating~~  
36 ~~domestic violence in this State, the Council shall:~~

37       ~~— (a) Increase awareness of the existence and unacceptability of~~  
38 ~~domestic violence in this State;~~

39       ~~— (b) Make recommendations for any necessary legislation~~  
40 ~~relating to domestic violence to the Office of the Attorney General;~~  
41 ~~and~~

42       ~~— (c) Provide financial support to programs for the prevention of~~  
43 ~~domestic violence in this State.~~

44       ~~— 2. The Council shall:~~





1 ~~— (a) Study and review all appropriate issues related to the~~  
2 ~~administration of the criminal justice system in rural Nevada with~~  
3 ~~respect to offenses involving domestic violence, including, without~~  
4 ~~limitation, the availability of counseling services; and~~

5 ~~— (b) With the assistance of the Court Administrator, based upon~~  
6 ~~the study and review conducted pursuant to paragraph (a), prepare~~  
7 ~~and submit a report of its findings and recommendations to the~~  
8 ~~Director of the Legislative Counsel Bureau, on or before February 1~~  
9 ~~of each odd numbered year, for transmittal to the next regular~~  
10 ~~session of the Legislature. In preparing the report, the Council shall~~  
11 ~~solicit comments and recommendations from district judges,~~  
12 ~~municipal judges and justices of the peace in rural Nevada and~~  
13 ~~include in its report, as a separate section, all comments and~~  
14 ~~recommendations that are received by the Council.~~

15 ~~— 3. The [Council] Committee may apply for and accept gifts,~~  
16 ~~grants, donations and contributions from any source for the purpose~~  
17 ~~of carrying out its duties pursuant to [this section.] NRS 228.470.~~  
18 ~~Any money that the [Council] Committee receives pursuant to this~~  
19 ~~[subsection] section must be deposited in and accounted for~~  
20 ~~separately in the Account for Programs Related to Domestic~~  
21 ~~Violence created pursuant to NRS 228.460 for use by the [Council]~~  
22 ~~Committee in carrying out its duties.~~

23 Sec. 7. NRS 228.495 is hereby amended to read as follows:

24 228.495 1. The ~~[Attorney General] Committee~~ may ~~[organize~~  
25 ~~or sponsor one or more multidisciplinary teams to]~~ review the death  
26 of the victim of a crime that constitutes domestic violence pursuant  
27 to NRS 33.018 if a court or an agency of a local government does  
28 not organize or sponsor a multidisciplinary team pursuant to NRS  
29 217.475 or if the court or agency requests the assistance of the  
30 ~~[Attorney General.] Committee~~. In addition to the review of a  
31 particular case, ~~[a multidisciplinary team organized or sponsored by]~~  
32 ~~the [Attorney General pursuant to this section] Committee~~ shall:

33 (a) Examine the trends and patterns of deaths of victims of  
34 crimes that constitute domestic violence in this State;

35 (b) Determine the number and type of incidents the ~~[team]~~  
36 ~~Committee~~ wishes to review;

37 (c) Make policy and other recommendations for the prevention  
38 of deaths from crimes that constitute domestic violence;

39 (d) Engage in activities to educate the public, providers of  
40 services to victims of domestic violence and policymakers  
41 concerning deaths from crimes that constitute domestic violence and  
42 strategies for intervention and prevention of such crimes; and

43 (e) Recommend policies, practices and services to encourage  
44 collaboration and reduce the number of deaths from crimes that  
45 constitute domestic violence.



1       2. ~~{A multidisciplinary team organized or sponsored pursuant~~  
2 ~~to this section may include, without limitation, the following~~  
3 ~~members:~~  
4 ~~—(a) A representative of the Attorney General;~~  
5 ~~—(b) A representative of any law enforcement agency that is~~  
6 ~~involved with a case under review;~~  
7 ~~—(c) A representative of the district attorney's office in the county~~  
8 ~~where a case is under review;~~  
9 ~~—(d) A representative of the coroner's office in the county where~~  
10 ~~a case is under review;~~  
11 ~~—(e) A representative of any agency which provides social~~  
12 ~~services that is involved in a case under review;~~  
13 ~~—(f) A person appointed pursuant to subsection 3; and~~  
14 ~~—(g) Any other person that the Attorney General determines is~~  
15 ~~appropriate.~~  
16 ~~—3. An organization that is concerned with domestic violence~~  
17 ~~may apply to the Attorney General or his or her designee for~~  
18 ~~authorization to appoint a member to a multidisciplinary team~~  
19 ~~organized or sponsored pursuant to this section. Such an application~~  
20 ~~must be made in the form and manner prescribed by the Attorney~~  
21 ~~General and is subject to the approval of the Attorney General or his~~  
22 ~~or her designee.~~  
23 ~~—4. Each organization represented on a multidisciplinary team~~  
24 ~~organized or sponsored pursuant to this section may share with other~~  
25 ~~members of the team information in its possession concerning a~~  
26 ~~victim who is the subject of a review or any person who was in~~  
27 ~~contact with the victim and any other information deemed by the~~  
28 ~~organization to be pertinent to the review. Any information shared~~  
29 ~~by an organization with other members of a team is confidential.~~  
30 ~~—5. The organizing or sponsoring of a multidisciplinary team}~~  
31 *The review of the death of a victim* pursuant to this section does not  
32 grant the Attorney General *or the Committee* supervisory authority  
33 over, or restrict or impair the statutory authority of, any state or  
34 local governmental agency responsible for the investigation or  
35 prosecution of the death of a victim of a crime that constitutes  
36 domestic violence pursuant to NRS 33.018.  
37 ~~{6-}~~ 3. Before ~~{organizing or sponsoring a multidisciplinary~~  
38 ~~team}~~ *reviewing the death of a victim* pursuant to this section, the  
39 ~~{Attorney General}~~ *Committee* shall adopt a written protocol  
40 describing the objectives and structure of the ~~{team-}~~ *review*.  
41 ~~{7. A multidisciplinary team organized or sponsored pursuant~~  
42 ~~to this section}~~  
43 4. *The Committee* may request any person, agency or  
44 organization that is in possession of information or records  
45 concerning a victim who is the subject of a review or any person



1 who was in contact with the victim to provide the ~~{team}~~ *Committee*  
2 with any information or records that are relevant to the review. Any  
3 information or records provided to ~~{a team}~~ *the Committee* pursuant  
4 to this subsection are confidential.

5 ~~{8. A multidisciplinary team organized or sponsored pursuant~~  
6 ~~to this section}~~

7 5. *The Committee* may, if appropriate, meet with any person,  
8 agency or organization that the ~~{team}~~ *Committee* believes may  
9 have information relevant to a review conducted by the ~~{team,}~~  
10 *Committee*, including, without limitation, a multidisciplinary team:

11 (a) To review the death of the victim of a crime that  
12 constitutes domestic violence organized or sponsored pursuant to  
13 NRS 217.475;

14 (b) To review any allegations of abuse, neglect, exploitation,  
15 isolation or abandonment of an older person or the death of an older  
16 person that is alleged to be from abuse, neglect, isolation or  
17 abandonment organized pursuant to NRS 228.270;

18 (c) To review the death of a child organized pursuant to NRS  
19 432B.405; or

20 (d) To oversee the review of the death of a child organized  
21 pursuant to NRS 432B.4075.

22 ~~{9.}~~ 6. Except as otherwise provided in subsection ~~{10.}~~ 7,  
23 each member of ~~{a multidisciplinary team organized or sponsored~~  
24 ~~pursuant to this section}~~ *the Committee* is immune from civil or  
25 criminal liability for an activity related to the review of the death of  
26 a victim ~~{}~~ *conducted pursuant to this section.*

27 ~~{10.}~~ 7. Each member of ~~{a multidisciplinary team organized~~  
28 ~~or sponsored pursuant to this section}~~ *the Committee* who discloses  
29 any confidential information concerning the death of a child is  
30 personally liable for a civil penalty of not more than \$500.

31 ~~{11.}~~ 8. The Attorney General:

32 (a) May bring an action to recover a civil penalty imposed  
33 pursuant to subsection ~~{10.}~~ 7 against a member of ~~{a~~  
34 ~~multidisciplinary team organized or sponsored pursuant to this~~  
35 ~~section;}~~ *the Committee*; and

36 (b) Shall deposit any money received from the civil penalty with  
37 the State Treasurer for credit to the State General Fund.

38 ~~{12.}~~ 9. The results of a review of the death of a victim  
39 conducted pursuant to this section are not admissible in any civil  
40 action or proceeding.

41 ~~{13. A multidisciplinary team organized or sponsored pursuant~~  
42 ~~to this section}~~

43 10. *The Committee* shall submit a report of its activities  
44 *pursuant to this section* to the Attorney General. The report must  
45 include, without limitation, the findings and recommendations of the





1 ~~team.~~ *Committee.* The report must not include information that  
2 identifies any person involved in a particular case under review. The  
3 Attorney General shall make the report available to the public.

4 *11. Any meeting of the Committee held to review the death of*  
5 *a victim pursuant to this section, or any portion of a meeting of the*  
6 *Committee during which the Committee reviews such a death, is*  
7 *not subject to the provisions of chapter 241 of NRS.*

8 Sec. 8. NRS 228.497 is hereby amended to read as follows:

9 228.497 In carrying out its duties pursuant to NRS 228.495, ~~a~~  
10 ~~multidisciplinary team to review~~ the ~~death of the victim of a crime~~  
11 ~~that constitutes domestic violence pursuant to NRS 33.018~~  
12 *Committee* may have access to:

13 1. The information that is contained in the Central  
14 Repository for Nevada Records of Criminal History pursuant to  
15 NRS 179A.075.

16 2. The records of criminal history maintained by an agency of  
17 criminal justice pursuant to NRS 179A.100.

18 Sec. 9. NRS 4.373 is hereby amended to read as follows:

19 4.373 1. Except as otherwise provided in subsection 2, NRS  
20 211A.127 or another specific statute, or unless the suspension of a  
21 sentence is expressly forbidden, a justice of the peace may suspend,  
22 for not more than 2 years, the sentence of a person convicted of a  
23 misdemeanor. If the circumstances warrant, the justice of the peace  
24 may order as a condition of suspension that the offender:

25 (a) Make restitution to the owner of any property that is lost,  
26 damaged or destroyed as a result of the commission of the offense;

27 (b) Engage in a program of community service, for not more  
28 than 200 hours;

29 (c) Actively participate in a program of professional counseling  
30 at the expense of the offender;

31 (d) Abstain from the use of alcohol and controlled substances;

32 (e) Refrain from engaging in any criminal activity;

33 (f) Engage or refrain from engaging in any other conduct  
34 deemed appropriate by the justice of the peace;

35 (g) Submit to a search and seizure by the chief of a department  
36 of alternative sentencing, an assistant alternative sentencing officer  
37 or any other law enforcement officer at any time of the day or night  
38 without a search warrant; and

39 (h) Submit to periodic tests to determine whether the offender is  
40 using a controlled substance or consuming alcohol.

41 2. If a person is convicted of a misdemeanor that constitutes  
42 domestic violence pursuant to NRS 33.018, the justice of the peace  
43 may, after the person has served any mandatory minimum period of  
44 confinement, suspend the remainder of the sentence of the person



1 for not more than 3 years upon the condition that the person actively  
2 participate in:

3 (a) A program of treatment for the abuse of alcohol or drugs  
4 which is certified by the Division of Public and Behavioral Health  
5 of the Department of Health and Human Services;

6 (b) A program for the treatment of persons who commit  
7 domestic violence that has been certified pursuant to ~~NRS~~  
8 ~~228.470;~~ *section 25 of this act*; or

9 (c) The programs set forth in paragraphs (a) and (b),  
10 and that the person comply with any other condition of  
11 suspension ordered by the justice of the peace.

12 3. The justice of the peace may order reports from a person  
13 whose sentence is suspended at such times as the justice of the  
14 peace deems appropriate concerning the compliance of the offender  
15 with the conditions of suspension. If the offender complies with the  
16 conditions of suspension to the satisfaction of the justice of the  
17 peace, the sentence may be reduced to not less than the minimum  
18 period of confinement established for the offense.

19 4. The justice of the peace may issue a warrant for the arrest of  
20 an offender who violates or fails to fulfill a condition of suspension.

21 **Sec. 10.** NRS 5.055 is hereby amended to read as follows:

22 5.055 1. Except as otherwise provided in subsection 2, NRS  
23 211A.127 or another specific statute, or unless the suspension of a  
24 sentence is expressly forbidden, a municipal judge may suspend, for  
25 not more than 2 years, the sentence of a person convicted of a  
26 misdemeanor. If the circumstances warrant, the municipal judge  
27 may order as a condition of suspension that the offender:

28 (a) Make restitution to the owner of any property that is lost,  
29 damaged or destroyed as a result of the commission of the offense;

30 (b) Engage in a program of community service, for not more  
31 than 200 hours;

32 (c) Actively participate in a program of professional counseling  
33 at the expense of the offender;

34 (d) Abstain from the use of alcohol and controlled substances;

35 (e) Refrain from engaging in any criminal activity;

36 (f) Engage or refrain from engaging in any other conduct  
37 deemed appropriate by the municipal judge;

38 (g) Submit to a search and seizure by the chief of a department  
39 of alternative sentencing, an assistant alternative sentencing officer  
40 or any other law enforcement officer at any time of the day or night  
41 without a search warrant; and

42 (h) Submit to periodic tests to determine whether the offender is  
43 using any controlled substance or alcohol.

44 2. If a person is convicted of a misdemeanor that constitutes  
45 domestic violence pursuant to NRS 33.018, the municipal judge



1 may, after the person has served any mandatory minimum period of  
2 confinement, suspend the remainder of the sentence of the person  
3 for not more than 3 years upon the condition that the person actively  
4 participate in:

5 (a) A program of treatment for the abuse of alcohol or drugs  
6 which is certified by the Division of Public and Behavioral Health  
7 of the Department of Health and Human Services;

8 (b) A program for the treatment of persons who commit  
9 domestic violence that has been certified pursuant to ~~NRS~~  
10 ~~228.470;~~ *section 25 of this act*; or

11 (c) The programs set forth in paragraphs (a) and (b),  
12 ↪ and that the person comply with any other condition of  
13 suspension ordered by the municipal judge.

14 3. The municipal judge may order reports from a person whose  
15 sentence is suspended at such times as the municipal judge deems  
16 appropriate concerning the compliance of the offender with the  
17 conditions of suspension. If the offender complies with the  
18 conditions of suspension to the satisfaction of the municipal judge,  
19 the sentence may be reduced to not less than the minimum period of  
20 confinement established for the offense.

21 4. The municipal judge may issue a warrant for the arrest of an  
22 offender who violates or fails to fulfill a condition of suspension.

23 **Sec. 11.** NRS 179A.075 is hereby amended to read as follows:

24 179A.075 1. The Central Repository for Nevada Records of  
25 Criminal History is hereby created within the General Services  
26 Division of the Department.

27 2. Each agency of criminal justice and any other agency  
28 dealing with crime or delinquency of children shall:

29 (a) Collect and maintain records, reports and compilations of  
30 statistical data required by the Department; and

31 (b) Submit the information collected to the Central Repository  
32 in the manner approved by the Director of the Department.

33 3. Each agency of criminal justice shall submit the information  
34 relating to records of criminal history that it creates, issues or  
35 collects, and any information in its possession relating to the DNA  
36 profile of a person from whom a biological specimen is obtained  
37 pursuant to NRS 176.09123 or 176.0913, to the Division. The  
38 information must be submitted to the Division:

39 (a) Through an electronic network;

40 (b) On a medium of magnetic storage; or

41 (c) In the manner prescribed by the Director of the Department,  
42 ↪ within 60 days after the date of the disposition of the case. If an  
43 agency has submitted a record regarding the arrest of a person who  
44 is later determined by the agency not to be the person who  
45 committed the particular crime, the agency shall, immediately upon



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1 making that determination, so notify the Division. The Division  
2 shall delete all references in the Central Repository relating to that  
3 particular arrest.

4 4. The Division shall, in the manner prescribed by the Director  
5 of the Department:

6 (a) Collect, maintain and arrange all information submitted to it  
7 relating to:

8 (1) Records of criminal history; and

9 (2) The DNA profile of a person from whom a biological  
10 specimen is obtained pursuant to NRS 176.09123 or 176.0913.

11 (b) When practicable, use a record of the personal identifying  
12 information of a subject as the basis for any records maintained  
13 regarding him or her.

14 (c) Upon request, provide the information that is contained in  
15 the Central Repository to the State Disaster Identification Team of  
16 the Division of Emergency Management of the Department.

17 (d) Upon request, provide, in paper or electronic form, the  
18 information that is contained in the Central Repository to ~~the~~  
19 ~~multidisciplinary team to review~~ the *Committee on Domestic*  
20 *Violence appointed pursuant to NRS 228.470 when, pursuant to*  
21 *NRS 228.495, the Committee is reviewing the* death of the victim of  
22 a crime that constitutes domestic violence ~~organized or sponsored~~  
23 ~~by the Attorney General~~ pursuant to NRS ~~228.495~~ *33.018*.

24 5. The Division may:

25 (a) Disseminate any information which is contained in the  
26 Central Repository to any other agency of criminal justice;

27 (b) Enter into cooperative agreements with repositories of the  
28 United States and other states to facilitate exchanges of information  
29 that may be disseminated pursuant to paragraph (a); and

30 (c) Request of and receive from the Federal Bureau of  
31 Investigation information on the background and personal history of  
32 any person whose record of fingerprints or other biometric identifier  
33 the Central Repository submits to the Federal Bureau of  
34 Investigation and:

35 (1) Who has applied to any agency of the State of Nevada or  
36 any political subdivision thereof for a license which it has the power  
37 to grant or deny;

38 (2) With whom any agency of the State of Nevada or any  
39 political subdivision thereof intends to enter into a relationship of  
40 employment or a contract for personal services;

41 (3) Who has applied to any agency of the State of Nevada or  
42 any political subdivision thereof to attend an academy for training  
43 peace officers approved by the Peace Officers' Standards and  
44 Training Commission;





1 (4) For whom such information is required or authorized to  
2 be obtained pursuant to NRS 62B.270, 62G.223, 62G.353, 424.031,  
3 432A.170, 432B.198, 433B.183, 449.123 and 449.4329; or  
4 (5) About whom any agency of the State of Nevada or any  
5 political subdivision thereof is authorized by law to have accurate  
6 personal information for the protection of the agency or the persons  
7 within its jurisdiction.  
8 6. To request and receive information from the Federal Bureau  
9 of Investigation concerning a person pursuant to subsection 5, the  
10 Central Repository must receive:  
11 (a) The person's complete set of fingerprints for the purposes of:  
12 (1) Booking the person into a city or county jail or detention  
13 facility;  
14 (2) Employment;  
15 (3) Contractual services; or  
16 (4) Services related to occupational licensing;  
17 (b) One or more of the person's fingerprints for the purposes of  
18 mobile identification by an agency of criminal justice; or  
19 (c) Any other biometric identifier of the person as it may require  
20 for the purposes of:  
21 (1) Arrest; or  
22 (2) Criminal investigation,  
23 ↪ from the agency of criminal justice or agency of the State of  
24 Nevada or any political subdivision thereof and submit the received  
25 data to the Federal Bureau of Investigation for its report.  
26 7. The Central Repository shall:  
27 (a) Collect and maintain records, reports and compilations of  
28 statistical data submitted by any agency pursuant to subsection 2.  
29 (b) Tabulate and analyze all records, reports and compilations of  
30 statistical data received pursuant to this section.  
31 (c) Disseminate to federal agencies engaged in the collection of  
32 statistical data relating to crime information which is contained in  
33 the Central Repository.  
34 (d) Investigate the criminal history of any person who:  
35 (1) Has applied to the Superintendent of Public Instruction  
36 for the issuance or renewal of a license;  
37 (2) Has applied to a county school district, charter school or  
38 private school for employment; or  
39 (3) Is employed by a county school district, charter school or  
40 private school,  
41 ↪ and notify the superintendent of each county school district, the  
42 governing body of each charter school and the Superintendent of  
43 Public Instruction, or the administrator of each private school, as  
44 appropriate, if the investigation of the Central Repository indicates  
45 that the person has been convicted of a violation of NRS 200.508,



1 201.230, 453.3385, 453.339 or 453.3395, or convicted of a felony or  
2 any offense involving moral turpitude.

3 (e) Upon discovery, notify the superintendent of each county  
4 school district, the governing body of each charter school or the  
5 administrator of each private school, as appropriate, by providing  
6 the superintendent, governing body or administrator with a list of all  
7 persons:

8 (1) Investigated pursuant to paragraph (d); or

9 (2) Employed by a county school district, charter school or  
10 private school whose fingerprints were sent previously to the  
11 Central Repository for investigation,

12 who the Central Repository's records indicate have been  
13 convicted of a violation of NRS 200.508, 201.230, 453.3385,  
14 453.339 or 453.3395, or convicted of a felony or any offense  
15 involving moral turpitude since the Central Repository's initial  
16 investigation. The superintendent of each county school district, the  
17 governing body of a charter school or the administrator of each  
18 private school, as applicable, shall determine whether further  
19 investigation or action by the district, charter school or private  
20 school, as applicable, is appropriate.

21 (f) Investigate the criminal history of each person who submits  
22 one or more fingerprints or other biometric identifier or has such  
23 data submitted pursuant to NRS 62B.270, 62G.223, 62G.353,  
24 424.031, 432A.170, 432B.198, 433B.183, 449.122, 449.123 or  
25 449.4329.

26 (g) On or before July 1 of each year, prepare and post on the  
27 Central Repository's Internet website an annual report containing  
28 the statistical data relating to crime received during the preceding  
29 calendar year. Additional reports may be posted to the Central  
30 Repository's Internet website throughout the year regarding specific  
31 areas of crime if they are approved by the Director of the  
32 Department.

33 (h) On or before July 1 of each year, prepare and post on the  
34 Central Repository's Internet website a report containing statistical  
35 data about domestic violence in this State.

36 (i) Identify and review the collection and processing of  
37 statistical data relating to criminal justice and the delinquency of  
38 children by any agency identified in subsection 2 and make  
39 recommendations for any necessary changes in the manner of  
40 collecting and processing statistical data by any such agency.

41 (j) Adopt regulations governing biometric identifiers and the  
42 information and data derived from biometric identifiers, including,  
43 without limitation:

44 (1) Their collection, use, safeguarding, handling, retention,  
45 storage, dissemination and destruction; and



1 (2) The methods by which a person may request the removal  
2 of his or her biometric identifiers from the Central Repository and  
3 any other agency where his or her biometric identifiers have been  
4 stored.

5 8. The Central Repository may:

6 (a) In the manner prescribed by the Director of the Department,  
7 disseminate compilations of statistical data and publish statistical  
8 reports relating to crime or the delinquency of children.

9 (b) Charge a reasonable fee for any publication or special report  
10 it distributes relating to data collected pursuant to this section. The  
11 Central Repository may not collect such a fee from an agency of  
12 criminal justice, any other agency dealing with crime or the  
13 delinquency of children which is required to submit information  
14 pursuant to subsection 2 or the State Disaster Identification Team of  
15 the Division of Emergency Management of the Department. All  
16 money collected pursuant to this paragraph must be used to pay for  
17 the cost of operating the Central Repository.

18 (c) In the manner prescribed by the Director of the Department,  
19 use electronic means to receive and disseminate information  
20 contained in the Central Repository that it is authorized to  
21 disseminate pursuant to the provisions of this chapter.

22 9. As used in this section:

23 (a) "Biometric identifier" means a fingerprint, palm print, scar,  
24 bodily mark, tattoo, voiceprint, facial image, retina image or iris  
25 image of a person.

26 (b) "Mobile identification" means the collection, storage,  
27 transmission, reception, search, access or processing of a biometric  
28 identifier using a handheld device.

29 (c) "Personal identifying information" means any information  
30 designed, commonly used or capable of being used, alone or in  
31 conjunction with any other information, to identify a person,  
32 including, without limitation:

33 (1) The name, driver's license number, social security  
34 number, date of birth and photograph or computer-generated image  
35 of a person; and

36 (2) A biometric identifier of a person.

37 (d) "Private school" has the meaning ascribed to it in  
38 NRS 394.103.

39 **Sec. 12.** NRS 179A.100 is hereby amended to read as follows:

40 179A.100 1. The following records of criminal history may  
41 be disseminated by an agency of criminal justice without any  
42 restriction pursuant to this chapter:

43 (a) Any which reflect records of conviction only; and



1 (b) Any which pertain to an incident for which a person is  
2 currently within the system of criminal justice, including parole or  
3 probation.

4 2. Without any restriction pursuant to this chapter, a record of  
5 criminal history or the absence of such a record may be:

6 (a) Disclosed among agencies which maintain a system for the  
7 mutual exchange of criminal records.

8 (b) Furnished by one agency to another to administer the system  
9 of criminal justice, including the furnishing of information by a  
10 police department to a district attorney.

11 (c) Reported to the Central Repository.

12 3. An agency of criminal justice shall disseminate to a  
13 prospective employer, upon request, records of criminal history  
14 concerning a prospective employee or volunteer which are the result  
15 of a name-based inquiry and which:

16 (a) Reflect convictions only; or

17 (b) Pertain to an incident for which the prospective employee or  
18 volunteer is currently within the system of criminal justice,  
19 including parole or probation.

20 4. In addition to any other information to which an employer is  
21 entitled or authorized to receive from a name-based inquiry, the  
22 Central Repository shall disseminate to a prospective or current  
23 employer, or a person or entity designated to receive the information  
24 on behalf of such an employer, the information contained in a record  
25 of registration concerning an employee, prospective employee,  
26 volunteer or prospective volunteer who is a sex offender or an  
27 offender convicted of a crime against a child, regardless of whether  
28 the employee, prospective employee, volunteer or prospective  
29 volunteer gives written consent to the release of that information.  
30 The Central Repository shall disseminate such information in a  
31 manner that does not reveal the name of an individual victim of an  
32 offense or the information described in subsection 7 of NRS  
33 179B.250. A request for information pursuant to this subsection  
34 must conform to the requirements of the Central Repository and  
35 must include:

36 (a) The name and address of the employer, and the name and  
37 signature of the person or entity requesting the information on  
38 behalf of the employer;

39 (b) The name and address of the employer's facility in which the  
40 employee, prospective employee, volunteer or prospective volunteer  
41 is employed or volunteers or is seeking to become employed or  
42 volunteer; and

43 (c) The name and other identifying information of the employee,  
44 prospective employee, volunteer or prospective volunteer.





1       5. In addition to any other information to which an employer is  
2 entitled or authorized to receive, the Central Repository shall  
3 disseminate to a prospective or current employer, or a person or  
4 entity designated to receive the information on behalf of such an  
5 employer, the information described in subsection 4 of NRS  
6 179A.190 concerning an employee, prospective employee, volunteer  
7 or prospective volunteer who gives written consent to the release of  
8 that information if the employer submits a request in the manner set  
9 forth in NRS 179A.200 for obtaining a notice of information. The  
10 Central Repository shall search for and disseminate such  
11 information in the manner set forth in NRS 179A.210 for the  
12 dissemination of a notice of information.

13       6. Except as otherwise provided in subsection 5, the provisions  
14 of NRS 179A.180 to 179A.240, inclusive, do not apply to an  
15 employer who requests information and to whom such information  
16 is disseminated pursuant to subsections 4 and 5.

17       7. Records of criminal history must be disseminated by an  
18 agency of criminal justice, upon request, to the following persons or  
19 governmental entities:

20       (a) The person who is the subject of the record of criminal  
21 history for the purposes of NRS 179A.150.

22       (b) The person who is the subject of the record of criminal  
23 history when the subject is a party in a judicial, administrative,  
24 licensing, disciplinary or other proceeding to which the information  
25 is relevant.

26       (c) The Nevada Gaming Control Board.

27       (d) The State Board of Nursing.

28       (e) The Private Investigator's Licensing Board to investigate an  
29 applicant for a license.

30       (f) A public administrator to carry out the duties as prescribed in  
31 chapter 253 of NRS.

32       (g) A public guardian to investigate a ward or proposed ward or  
33 persons who may have knowledge of assets belonging to a ward or  
34 proposed ward.

35       (h) Any agency of criminal justice of the United States or of  
36 another state or the District of Columbia.

37       (i) Any public utility subject to the jurisdiction of the Public  
38 Utilities Commission of Nevada when the information is necessary  
39 to conduct a security investigation of an employee or prospective  
40 employee or to protect the public health, safety or welfare.

41       (j) Persons and agencies authorized by statute, ordinance,  
42 executive order, court rule, court decision or court order as  
43 construed by appropriate state or local officers or agencies.

44       (k) Any person or governmental entity which has entered into a  
45 contract to provide services to an agency of criminal justice relating



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1 to the administration of criminal justice, if authorized by the  
2 contract, and if the contract also specifies that the information will  
3 be used only for stated purposes and that it will be otherwise  
4 confidential in accordance with state and federal law and regulation.

5 (l) Any reporter for the electronic or printed media in a  
6 professional capacity for communication to the public.

7 (m) Prospective employers if the person who is the subject of  
8 the information has given written consent to the release of that  
9 information by the agency which maintains it.

10 (n) For the express purpose of research, evaluative or statistical  
11 programs pursuant to an agreement with an agency of criminal  
12 justice.

13 (o) An agency which provides child welfare services, as defined  
14 in NRS 432B.030.

15 (p) The Division of Welfare and Supportive Services of the  
16 Department of Health and Human Services or its designated  
17 representative, as needed to ensure the safety of investigators and  
18 caseworkers.

19 (q) The Aging and Disability Services Division of the  
20 Department of Health and Human Services or its designated  
21 representative, as needed to ensure the safety of investigators and  
22 caseworkers.

23 (r) An agency of this or any other state or the Federal  
24 Government that is conducting activities pursuant to Part D of  
25 Subchapter IV of Chapter 7 of Title 42 of the Social Security Act,  
26 42 U.S.C. §§ 651 et seq.

27 (s) The State Disaster Identification Team of the Division of  
28 Emergency Management of the Department.

29 (t) The Commissioner of Insurance.

30 (u) The Board of Medical Examiners.

31 (v) The State Board of Osteopathic Medicine.

32 (w) The Board of Massage Therapists and its Executive  
33 Director.

34 (x) The Board of Examiners for Social Workers.

35 (y) ~~{A multidisciplinary team to review}~~ *The Committee on*  
36 *Domestic Violence appointed pursuant to NRS 228.470 when,*  
37 *pursuant to NRS 228.495, the Committee is reviewing the*  
38 *death of the victim of a crime that constitutes domestic violence*  
39 ~~{organized or sponsored by the Attorney General}~~ *pursuant to*  
40 *NRS ~~228.495.~~ 33.018.*

41 8. Agencies of criminal justice in this State which receive  
42 information from sources outside this State concerning transactions  
43 involving criminal justice which occur outside Nevada shall treat the  
44 information as confidentially as is required by the provisions of this  
45 chapter.



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1       **Sec. 13.** NRS 200.485 is hereby amended to read as follows:  
2       200.485 1. Unless a greater penalty is provided pursuant to  
3 subsection 2 or NRS 200.481, a person convicted of a battery which  
4 constitutes domestic violence pursuant to NRS 33.018:  
5       (a) For the first offense within 7 years, is guilty of a  
6 misdemeanor and shall be sentenced to:  
7           (1) Imprisonment in the city or county jail or detention  
8 facility for not less than 2 days, but not more than 6 months; and  
9           (2) Perform not less than 48 hours, but not more than 120  
10 hours, of community service.  
11       ↪ The person shall be further punished by a fine of not less than  
12 \$200, but not more than \$1,000. A term of imprisonment imposed  
13 pursuant to this paragraph may be served intermittently at the  
14 discretion of the judge or justice of the peace, except that each  
15 period of confinement must be not less than 4 consecutive hours and  
16 must occur at a time when the person is not required to be at his or  
17 her place of employment or on a weekend.  
18       (b) For the second offense within 7 years, is guilty of a  
19 misdemeanor and shall be sentenced to:  
20           (1) Imprisonment in the city or county jail or detention  
21 facility for not less than 10 days, but not more than 6 months; and  
22           (2) Perform not less than 100 hours, but not more than 200  
23 hours, of community service.  
24       ↪ The person shall be further punished by a fine of not less than  
25 \$500, but not more than \$1,000.  
26       (c) For the third and any subsequent offense within 7 years, is  
27 guilty of a category C felony and shall be punished as provided in  
28 NRS 193.130.  
29       2. Unless a greater penalty is provided pursuant to NRS  
30 200.481, a person convicted of a battery which constitutes domestic  
31 violence pursuant to NRS 33.018, if the battery is committed by  
32 strangulation as described in NRS 200.481, is guilty of a category C  
33 felony and shall be punished as provided in NRS 193.130 and by a  
34 fine of not more than \$15,000.  
35       3. In addition to any other penalty, if a person is convicted of a  
36 battery which constitutes domestic violence pursuant to NRS  
37 33.018, the court shall:  
38       (a) For the first offense within 7 years, require the person to  
39 participate in weekly counseling sessions of not less than 1 1/2  
40 hours per week for not less than 6 months, but not more than 12  
41 months, at his or her expense, in a program for the treatment of  
42 persons who commit domestic violence that has been certified  
43 pursuant to ~~NRS 228.470~~ *section 25 of this act.*



1 (b) For the second offense within 7 years, require the person to  
2 participate in weekly counseling sessions of not less than 1 1/2  
3 hours per week for 12 months, at his or her expense, in a program  
4 for the treatment of persons who commit domestic violence that has  
5 been certified pursuant to ~~NRS 228.470.~~ *section 25 of this act.*

6 ↪ If the person resides in this State but the nearest location at which  
7 counseling services are available is in another state, the court may  
8 allow the person to participate in counseling in the other state in a  
9 program for the treatment of persons who commit domestic violence  
10 that has been certified pursuant to ~~NRS 228.470.~~ *section 25 of this*  
11 *act.*

12 4. An offense that occurred within 7 years immediately  
13 preceding the date of the principal offense or after the principal  
14 offense constitutes a prior offense for the purposes of this section  
15 when evidenced by a conviction, without regard to the sequence of  
16 the offenses and convictions. The facts concerning a prior offense  
17 must be alleged in the complaint, indictment or information, must  
18 not be read to the jury or proved at trial but must be proved at the  
19 time of sentencing and, if the principal offense is alleged to be a  
20 felony, must also be shown at the preliminary examination or  
21 presented to the grand jury.

22 5. In addition to any other fine or penalty, the court shall order  
23 such a person to pay an administrative assessment of \$35. Any  
24 money so collected must be paid by the clerk of the court to the  
25 State Controller on or before the fifth day of each month for the  
26 preceding month for credit to the Account for Programs Related to  
27 Domestic Violence established pursuant to NRS 228.460.

28 6. In addition to any other penalty, the court may require such a  
29 person to participate, at his or her expense, in a program of  
30 treatment for the abuse of alcohol or drugs that has been certified by  
31 the Division of Public and Behavioral Health of the Department of  
32 Health and Human Services.

33 7. If it appears from information presented to the court that a  
34 child under the age of 18 years may need counseling as a result of  
35 the commission of a battery which constitutes domestic violence  
36 pursuant to NRS 33.018, the court may refer the child to an agency  
37 which provides child welfare services. If the court refers a child to  
38 an agency which provides child welfare services, the court shall  
39 require the person convicted of a battery which constitutes domestic  
40 violence pursuant to NRS 33.018 to reimburse the agency for the  
41 costs of any services provided, to the extent of the convicted  
42 person's ability to pay.

43 8. If a person is charged with committing a battery which  
44 constitutes domestic violence pursuant to NRS 33.018, a  
45 prosecuting attorney shall not dismiss such a charge in exchange for



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1 a plea of guilty, guilty but mentally ill or nolo contendere to a lesser  
2 charge or for any other reason unless the prosecuting attorney  
3 knows, or it is obvious, that the charge is not supported by probable  
4 cause or cannot be proved at the time of trial. A court shall not grant  
5 probation to and, except as otherwise provided in NRS 4.373 and  
6 5.055, a court shall not suspend the sentence of such a person.

7 9. As used in this section:

8 (a) "Agency which provides child welfare services" has the  
9 meaning ascribed to it in NRS 432B.030.

10 (b) "Battery" has the meaning ascribed to it in paragraph (a) of  
11 subsection 1 of NRS 200.481.

12 (c) "Offense" includes a battery which constitutes domestic  
13 violence pursuant to NRS 33.018 or a violation of the law of any  
14 other jurisdiction that prohibits the same or similar conduct.

15 Sec. 14. NRS 217.462 is hereby amended to read as follows:

16 217.462 1. An adult person, a parent or guardian acting on  
17 behalf of a child, or a guardian acting on behalf of an incompetent  
18 person may apply to the ~~Attorney General~~ *Secretary of State* to  
19 have a fictitious address designated by the ~~Attorney General~~  
20 *Secretary of State* serve as the address of the adult, child or  
21 incompetent person.

22 2. An application for the issuance of a fictitious address must  
23 include:

24 (a) Specific evidence showing that the adult, child or  
25 incompetent person has been a victim of domestic violence, human  
26 trafficking, sexual assault or stalking before the filing of the  
27 application;

28 (b) The address that is requested to be kept confidential;

29 (c) A telephone number at which the ~~Attorney General~~  
30 *Secretary of State* may contact the applicant;

31 (d) A question asking whether the person wishes to:

32 (1) Register to vote; or

33 (2) Change the address of his or her current registration;

34 (e) A designation of the ~~Attorney General~~ *Secretary of State*  
35 as agent for the adult, child or incompetent person for the purposes  
36 of:

37 (1) Service of process; and

38 (2) Receipt of mail;

39 (f) The signature of the applicant;

40 (g) The date on which the applicant signed the application; and

41 (h) Any other information required by the ~~Attorney General~~  
42 *Secretary of State*.

43 3. It is unlawful for a person knowingly to attest falsely or  
44 provide incorrect information in the application. A person who  
45 violates this subsection is guilty of a misdemeanor.



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1 4. The ~~Attorney General~~ *Secretary of State* shall approve an  
2 application if it is accompanied by specific evidence, such as a copy  
3 of an applicable record of conviction, a temporary restraining order  
4 or other protective order, that the adult, child or incompetent person  
5 has been a victim of domestic violence, human trafficking, sexual  
6 assault or stalking before the filing of the application.

7 5. The ~~Attorney General~~ *Secretary of State* shall approve or  
8 disapprove an application for a fictitious address within 5 business  
9 days after the application is filed.

10 Sec. 15. NRS 217.464 is hereby amended to read as follows:

11 217.464 1. If the ~~Attorney General~~ *Secretary of State*  
12 approves an application, the ~~Attorney General~~ *Secretary of State*  
13 shall:

- 14 (a) Designate a fictitious address for the participant; and  
15 (b) Forward mail that the ~~Attorney General~~ *Secretary of State*  
16 receives for a participant to the participant.

17 2. The ~~Attorney General~~ *Secretary of State* shall not make  
18 any records containing the name, confidential address or fictitious  
19 address of a participant available for inspection or copying, unless:

20 (a) The address is requested by a law enforcement agency, in  
21 which case the ~~Attorney General~~ *Secretary of State* shall make the  
22 address available to the law enforcement agency; or

23 (b) The ~~Attorney General~~ *Secretary of State* is directed to do  
24 so by lawful order of a court of competent jurisdiction, in which  
25 case the ~~Attorney General~~ *Secretary of State* shall make the  
26 address available to the person identified in the order.

27 3. If a pupil is attending or wishes to attend a public school that  
28 is located outside the zone of attendance as authorized by paragraph  
29 (c) of subsection 2 of NRS 388.040 or a public school that is located  
30 in a school district other than the school district in which the pupil  
31 resides as authorized by NRS 392.016, the ~~Attorney General~~  
32 *Secretary of State* shall, upon request of the public school that the  
33 pupil is attending or wishes to attend, inform the public school of  
34 whether the pupil is a participant and whether the parent or legal  
35 guardian with whom the pupil resides is a participant. The ~~Attorney~~  
36 *General* *Secretary of State* shall not provide any other information  
37 concerning the pupil or the parent or legal guardian of the pupil to  
38 the public school.

39 Sec. 16. NRS 217.466 is hereby amended to read as follows:

40 217.466 If a participant indicates to the ~~Attorney General~~  
41 *Secretary of State* that the participant wishes to register to vote or  
42 change the address of his or her current registration, the ~~Attorney~~  
43 *General* *Secretary of State* shall furnish the participant with the  
44 form developed by the Secretary of State pursuant to the provisions  
45 of NRS 293.5002.



1     **Sec. 17.** NRS 217.468 is hereby amended to read as follows:  
2     217.468 1. Except as otherwise provided in subsections 2 and  
3 3, the ~~{Attorney-General}~~ *Secretary of State* shall cancel the  
4 fictitious address of a participant 4 years after the date on which the  
5 ~~{Attorney-General}~~ *Secretary of State* approved the application.

6     2. The ~~{Attorney-General}~~ *Secretary of State* shall not cancel  
7 the fictitious address of a participant if, before the fictitious address  
8 of the participant is cancelled, the participant shows to the  
9 satisfaction of the ~~{Attorney-General}~~ *Secretary of State* that the  
10 participant remains in imminent danger of becoming a victim of  
11 domestic violence, human trafficking, sexual assault or stalking.

12     3. The ~~{Attorney-General}~~ *Secretary of State* may cancel the  
13 fictitious address of a participant at any time if:

14     (a) The participant changes his or her confidential address from  
15 the one listed in the application and fails to notify the ~~{Attorney}~~  
16 ~~General}~~ *Secretary of State* within 48 hours after the change of  
17 address;

18     (b) The ~~{Attorney-General}~~ *Secretary of State* determines that  
19 false or incorrect information was knowingly provided in the  
20 application; or

21     (c) The participant files a declaration or acceptance of candidacy  
22 pursuant to NRS 293.177 or 293C.185.

23     **Sec. 18.** NRS 217.471 is hereby amended to read as follows:

24     217.471 The ~~{Attorney-General}~~ *Secretary of State* shall adopt  
25 procedures to carry out the provisions of NRS 217.462 to 217.471,  
26 inclusive.

27     **Sec. 19.** NRS 217.475 is hereby amended to read as follows:

28     217.475 1. A court or an agency of a local government may  
29 organize or sponsor one or more multidisciplinary teams to review  
30 the death of the victim of a crime that constitutes domestic violence  
31 pursuant to NRS 33.018.

32     2. If a multidisciplinary team is organized or sponsored  
33 pursuant to subsection 1, the court or agency shall review the death  
34 of a victim upon receiving a written request from a person related to  
35 the victim within the third degree of consanguinity, if the request is  
36 received by the court or agency within 1 year after the date of death  
37 of the victim.

38     3. Members of a team that is organized or sponsored pursuant  
39 to subsection 1 serve at the pleasure of the court or agency that  
40 organizes or sponsors the team and must include, without limitation,  
41 representatives of organizations concerned with law enforcement,  
42 issues related to physical or mental health, or the prevention of  
43 domestic violence and assistance to victims of domestic violence.

44     4. Each organization represented on such a team may share  
45 with other members of the team information in its possession



1 concerning the victim who is the subject of the review or any person  
2 who was in contact with the victim and any other information  
3 deemed by the organization to be pertinent to the review. Any  
4 information shared by an organization with other members of a team  
5 is confidential.

6 5. A team organized or sponsored pursuant to this section may,  
7 upon request, provide a report concerning its review to a person  
8 related to the victim within the third degree of consanguinity.

9 6. Before establishing a team to review the death of a victim  
10 pursuant to this section, a court or an agency shall adopt a written  
11 protocol describing its objectives and the structure of the team.

12 7. A team organized or sponsored pursuant to this section may  
13 request any person, agency or organization that is in possession of  
14 information or records concerning the victim who is the subject of  
15 the review or any person who was in contact with the victim to  
16 provide the team with any information or records that are relevant to  
17 the team's review. Any information or records provided to a team  
18 pursuant to this subsection are confidential.

19 8. A team organized or sponsored pursuant to this section may,  
20 if appropriate, meet with any person, agency or organization that the  
21 team believes may have information relevant to the review  
22 conducted by the team, including, without limitation : ~~†, a~~  
23 ~~multidisciplinary team;~~

24 (a) ~~{To review the death of the victim of a crime that~~  
25 ~~constitutes domestic violence organized or sponsored pursuant to~~  
26 ~~NRS 228.495;~~

27 ~~—(b) To} A multidisciplinary team to review the death of a child~~  
28 ~~organized pursuant to NRS 432B.405; †or~~

29 ~~—(c) To}~~

30 (b) *A multidisciplinary team to* oversee the review of the death  
31 of a child organized pursuant to NRS 432B.4075 ~~††~~; or

32 (c) *The Committee on Domestic Violence appointed pursuant*  
33 *to NRS 228.470.*

34 9. Except as otherwise provided in subsection 10, each member  
35 of a team organized or sponsored pursuant to this section is immune  
36 from civil or criminal liability for an activity related to the review of  
37 the death of a victim.

38 10. Each member of a team organized or sponsored pursuant to  
39 this section who discloses any confidential information concerning  
40 the death of a child is personally liable for a civil penalty of not  
41 more than \$500.

42 11. The Attorney General:

43 (a) May bring an action to recover a civil penalty imposed  
44 pursuant to subsection 10 against a member of a team organized or  
45 sponsored pursuant to this section; and





1 (b) Shall deposit any money received from the civil penalty with  
2 the State Treasurer for credit to the State General Fund.

3 12. The results of the review of the death of a victim pursuant  
4 to this section are not admissible in any civil action or proceeding.

5 **Sec. 20.** NRS 241.016 is hereby amended to read as follows:

6 241.016 1. The meetings of a public body that are quasi-  
7 judicial in nature are subject to the provisions of this chapter.

8 2. The following are exempt from the requirements of this  
9 chapter:

10 (a) The Legislature of the State of Nevada.

11 (b) Judicial proceedings, including, without limitation,  
12 proceedings before the Commission on Judicial Selection and,  
13 except as otherwise provided in NRS 1.4687, the Commission on  
14 Judicial Discipline.

15 (c) Meetings of the State Board of Parole Commissioners when  
16 acting to grant, deny, continue or revoke the parole of a prisoner or  
17 to establish or modify the terms of the parole of a prisoner.

18 3. Any provision of law, including, without limitation, NRS  
19 91.270, 219A.210, ~~228.495~~, 239C.140, 281A.350, 281A.440,  
20 281A.550, 284.3629, 286.150, 287.0415, 288.220, 289.387,  
21 295.121, 360.247, 388.261, 388A.495, 388C.150, 392.147, 392.467,  
22 394.1699, 396.3295, 433.534, 435.610, 463.110, 622.320, 622.340,  
23 630.311, 630.336, 639.050, 642.518, 642.557, 686B.170, 696B.550,  
24 703.196 and 706.1725, which:

25 (a) Provides that any meeting, hearing or other proceeding is not  
26 subject to the provisions of this chapter; or

27 (b) Otherwise authorizes or requires a closed meeting, hearing  
28 or proceeding,

29 ↪ prevails over the general provisions of this chapter.

30 4. The exceptions provided to this chapter, and electronic  
31 communication, must not be used to circumvent the spirit or letter of  
32 this chapter to deliberate or act, outside of an open and public  
33 meeting, upon a matter over which the public body has supervision,  
34 control, jurisdiction or advisory powers.

35 **Sec. 21.** NRS 432B.290 is hereby amended to read as follows:

36 432B.290 1. Information maintained by an agency which  
37 provides child welfare services must be maintained by the agency  
38 which provides child welfare services as required by federal law as a  
39 condition of the allocation of federal money to this State.

40 2. Except as otherwise provided in this section and NRS  
41 432B.165, 432B.175 and 432B.513, information maintained by an  
42 agency which provides child welfare services may, at the discretion  
43 of the agency which provides child welfare services, be made  
44 available only to:



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- 1 (a) A physician, if the physician has before him or her a child  
2 who the physician has reasonable cause to believe has been abused  
3 or neglected;
- 4 (b) A person authorized to place a child in protective custody, if  
5 the person has before him or her a child who the person has  
6 reasonable cause to believe has been abused or neglected and the  
7 person requires the information to determine whether to place the  
8 child in protective custody;
- 9 (c) An agency, including, without limitation, an agency in  
10 another jurisdiction, responsible for or authorized to undertake the  
11 care, treatment or supervision of:
- 12 (1) The child; or  
13 (2) The person responsible for the welfare of the child;
- 14 (d) A district attorney or other law enforcement officer who  
15 requires the information in connection with an investigation or  
16 prosecution of the abuse or neglect of a child;
- 17 (e) Except as otherwise provided in paragraph (f), a court other  
18 than a juvenile court, for in camera inspection only, unless the court  
19 determines that public disclosure of the information is necessary for  
20 the determination of an issue before it;
- 21 (f) A court as defined in NRS 159.015 to determine whether a  
22 guardian or successor guardian of a child should be appointed  
23 pursuant to chapter 159 of NRS or NRS 432B.466 to 432B.468,  
24 inclusive;
- 25 (g) A person engaged in bona fide research or an audit, but  
26 information identifying the subjects of a report must not be made  
27 available to the person;
- 28 (h) The attorney and the guardian ad litem of the child, if the  
29 information is reasonably necessary to promote the safety,  
30 permanency and well-being of the child;
- 31 (i) A person who files or intends to file a petition for the  
32 appointment of a guardian or successor guardian of a child pursuant  
33 to chapter 159 of NRS or NRS 432B.466 to 432B.468, inclusive, if  
34 the identity of the person responsible for reporting the abuse or  
35 neglect of the child to a public agency is kept confidential and the  
36 information is reasonably necessary to promote the safety,  
37 permanency and well-being of the child;
- 38 (j) The proposed guardian or proposed successor guardian of a  
39 child over whom a guardianship is sought pursuant to chapter 159 of  
40 NRS or NRS 432B.466 to 432B.468, inclusive, if the identity of the  
41 person responsible for reporting the abuse or neglect of the child to  
42 a public agency is kept confidential and the information is  
43 reasonably necessary to promote the safety, permanency and well-  
44 being of the child;



- 1 (k) A grand jury upon its determination that access to these  
2 records and the information is necessary in the conduct of its official  
3 business;
- 4 (l) A federal, state or local governmental entity, or an agency of  
5 such an entity, or a juvenile court, that needs access to the  
6 information to carry out its legal responsibilities to protect children  
7 from abuse and neglect;
- 8 (m) A person or an organization that has entered into a written  
9 agreement with an agency which provides child welfare services to  
10 provide assessments or services and that has been trained to make  
11 such assessments or provide such services;
- 12 (n) A team organized pursuant to NRS 432B.350 for the  
13 protection of a child;
- 14 (o) A team organized pursuant to NRS 432B.405 to review the  
15 death of a child;
- 16 (p) A parent or legal guardian of the child and an attorney of a  
17 parent or guardian of the child, including, without limitation, the  
18 parent or guardian of a child over whom a guardianship is sought  
19 pursuant to chapter 159 of NRS or NRS 432B.466 to 432B.468,  
20 inclusive, if the identity of the person responsible for reporting the  
21 abuse or neglect of the child to a public agency is kept confidential  
22 and the information is reasonably necessary to promote the safety,  
23 permanency and well-being of the child and is limited to  
24 information concerning that parent or guardian;
- 25 (q) The child over whom a guardianship is sought pursuant to  
26 chapter 159 of NRS or NRS 432B.466 to 432B.468, inclusive, if:  
27 (1) The child is 14 years of age or older; and  
28 (2) The identity of the person responsible for reporting the  
29 abuse or neglect of the child to a public agency is kept confidential  
30 and the information is reasonably necessary to promote the safety,  
31 permanency and well-being of the child;
- 32 (r) The persons or agent of the persons who are the subject of a  
33 report, if the information is reasonably necessary to promote the  
34 safety, permanency and well-being of the child and is limited to  
35 information concerning those persons;
- 36 (s) An agency that is authorized by law to license foster homes  
37 or facilities for children or to investigate persons applying for  
38 approval to adopt a child, if the agency has before it an application  
39 for that license or is investigating an applicant to adopt a child;
- 40 (t) Upon written consent of the parent, any officer of this State  
41 or a city or county thereof or Legislator authorized by the agency or  
42 department having jurisdiction or by the Legislature, acting within  
43 its jurisdiction, to investigate the activities or programs of an agency  
44 which provides child welfare services if:



- 1 (1) The identity of the person making the report is kept  
2 confidential; and
- 3 (2) The officer, Legislator or a member of the family of the  
4 officer or Legislator is not the person alleged to have committed the  
5 abuse or neglect;
- 6 (u) The Division of Parole and Probation of the Department of  
7 Public Safety for use pursuant to NRS 176.135 in making a  
8 presentence investigation and report to the district court or pursuant  
9 to NRS 176.151 in making a general investigation and report;
- 10 (v) Any person who is required pursuant to NRS 432B.220 to  
11 make a report to an agency which provides child welfare services or  
12 to a law enforcement agency;
- 13 (w) A local advisory board to expedite proceedings for the  
14 placement of children created pursuant to NRS 432B.604;
- 15 (x) The panel established pursuant to NRS 432B.396 to evaluate  
16 agencies which provide child welfare services;
- 17 (y) An employer in accordance with subsection 3 of  
18 NRS 432.100;
- 19 (z) A team organized or sponsored pursuant to NRS 217.475 ~~for~~  
20 ~~228.495~~ to review the death of the victim of a crime that constitutes  
21 domestic violence; ~~for~~
- 22 (aa) *The Committee on Domestic Violence appointed pursuant*  
23 *to NRS 228.470; or*
- 24 (bb) The Committee to Review Suicide Fatalities created by  
25 NRS 439.5104.
- 26 3. An agency investigating a report of the abuse or neglect of a  
27 child shall, upon request, provide to a person named in the report as  
28 allegedly causing the abuse or neglect of the child:
- 29 (a) A copy of:
- 30 (1) Any statement made in writing to an investigator for the  
31 agency by the person named in the report as allegedly causing the  
32 abuse or neglect of the child; or
- 33 (2) Any recording made by the agency of any statement  
34 made orally to an investigator for the agency by the person named in  
35 the report as allegedly causing the abuse or neglect of the child; or
- 36 (b) A written summary of the allegations made against the  
37 person who is named in the report as allegedly causing the abuse or  
38 neglect of the child. The summary must not identify the person  
39 responsible for reporting the alleged abuse or neglect or any  
40 collateral sources and reporting parties.
- 41 4. Except as otherwise provided by subsection 6, before  
42 releasing any information maintained by an agency which provides  
43 child welfare services pursuant to this section, an agency which  
44 provides child welfare services shall take whatever precautions it  
45 determines are reasonably necessary to protect the identity and



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1 safety of any person who reports child abuse or neglect and to  
2 protect any other person if the agency which provides child welfare  
3 services reasonably believes that disclosure of the information  
4 would cause a specific and material harm to an investigation of the  
5 alleged abuse or neglect of a child or the life or safety of any person.  
6 5. The provisions of this section must not be construed to  
7 require an agency which provides child welfare services to disclose  
8 information maintained by the agency which provides child welfare  
9 services if, after consultation with the attorney who represents the  
10 agency, the agency determines that such disclosure would cause a  
11 specific and material harm to a criminal investigation.  
12 6. A person who is the subject of an unsubstantiated report of  
13 child abuse or neglect made pursuant to this chapter and who  
14 believes that the report was made in bad faith or with malicious  
15 intent may petition a district court to order the agency which  
16 provides child welfare services to release information maintained by  
17 the agency which provides child welfare services. The petition must  
18 specifically set forth the reasons supporting the belief that the report  
19 was made in bad faith or with malicious intent. The petitioner shall  
20 provide notice to the agency which provides child welfare services  
21 so that the agency may participate in the action through its counsel.  
22 The district court shall review the information which the petitioner  
23 requests to be released and the petitioner shall be allowed to present  
24 evidence in support of the petition. If the court determines that there  
25 is a reasonable question of fact as to whether the report was made in  
26 bad faith or with malicious intent and that the disclosure of the  
27 identity of the person who made the report would not be likely to  
28 endanger the life or safety of the person who made the report, the  
29 court shall provide a copy of the information to the petitioner and  
30 the original information is subject to discovery in a subsequent civil  
31 action regarding the making of the report.  
32 7. If an agency which provides child welfare services receives  
33 any information that is deemed confidential by law, the agency  
34 which provides child welfare services shall maintain the  
35 confidentiality of the information as prescribed by applicable law.  
36 8. Pursuant to this section, a person may authorize the release  
37 of information maintained by an agency which provides child  
38 welfare services about himself or herself, but may not waive the  
39 confidentiality of such information concerning any other person.  
40 9. An agency which provides child welfare services may  
41 provide a summary of the outcome of an investigation of the alleged  
42 abuse or neglect of a child to the person who reported the suspected  
43 abuse or neglect.  
44 10. Except as otherwise provided in this subsection, any person  
45 who is provided with information maintained by an agency which



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1 provides child welfare services and who further disseminates the  
2 information or makes the information public is guilty of a gross  
3 misdemeanor. This subsection does not apply to:

4 (a) A district attorney or other law enforcement officer who uses  
5 the information solely for the purpose of initiating legal  
6 proceedings;

7 (b) An employee of the Division of Parole and Probation of the  
8 Department of Public Safety making a presentence investigation and  
9 report to the district court pursuant to NRS 176.135 or making a  
10 general investigation and report pursuant to NRS 176.151; or

11 (c) An employee of a juvenile justice agency who provides the  
12 information to the juvenile court.

13 11. An agency which provides child welfare services may  
14 charge a fee for processing costs reasonably necessary to prepare  
15 information maintained by the agency which provides child welfare  
16 services for release pursuant to this section.

17 12. An agency which provides child welfare services shall  
18 adopt rules, policies or regulations to carry out the provisions of this  
19 section.

20 13. As used in this section, "juvenile justice agency" means the  
21 Youth Parole Bureau or a director of juvenile services.

22 **Sec. 22.** NRS 432B.407 is hereby amended to read as follows:

23 432B.407 1. A multidisciplinary team to review the death of  
24 a child is entitled to access to:

25 (a) All investigative information of law enforcement agencies  
26 regarding the death;

27 (b) Any autopsy and coroner's investigative records relating to  
28 the death;

29 (c) Any medical or mental health records of the child; and

30 (d) Any records of social and rehabilitative services or of any  
31 other social service agency which has provided services to the child  
32 or the child's family.

33 2. Each organization represented on a multidisciplinary team to  
34 review the death of a child shall share with other members of the  
35 team information in its possession concerning the child who is the  
36 subject of the review, any siblings of the child, any person who was  
37 responsible for the welfare of the child and any other information  
38 deemed by the organization to be pertinent to the review.

39 3. A multidisciplinary team to review the death of a child may,  
40 if appropriate, meet and share information with ~~the~~:

41 (a) A multidisciplinary team to review the death of the victim of  
42 a crime that constitutes domestic violence organized or sponsored  
43 pursuant to NRS 217.475 ; or ~~228.495.~~

44 (b) *The Committee on Domestic Violence appointed pursuant*  
45 *to NRS 228.470.*



1 4. A multidisciplinary team to review the death of a child may  
2 petition the district court for the issuance of, and the district court  
3 may issue, a subpoena to compel the production of any books,  
4 records or papers relevant to the cause of any death being  
5 investigated by the team. Except as otherwise provided in NRS  
6 239.0115, any books, records or papers received by the team  
7 pursuant to the subpoena shall be deemed confidential and  
8 privileged and not subject to disclosure.

9 5. A multidisciplinary team to review the death of a child may  
10 use data collected concerning the death of a child for the purpose of  
11 research or to prevent future deaths of children if the data is  
12 aggregated and does not allow for the identification of any person.

13 6. Except as otherwise provided in this section, information  
14 acquired by, and the records of, a multidisciplinary team to review  
15 the death of a child are confidential, must not be disclosed, and are  
16 not subject to subpoena, discovery or introduction into evidence in  
17 any civil or criminal proceeding.

18 **Sec. 23.** NRS 439.5106 is hereby amended to read as follows:  
19 439.5106 1. The Committee:

20 (a) Except as otherwise provided in this paragraph, shall adopt a  
21 written protocol setting forth the suicide fatalities in this State which  
22 must be reported to the Committee and screened for review by the  
23 Committee and the suicide fatalities in this State which the  
24 Committee may reject for review. The Committee shall not review  
25 any case in which litigation is pending.

26 (b) May review any accidental death which the Committee  
27 determines may assist in suicide prevention efforts in this State.

28 (c) May establish differing levels of review, including, without  
29 limitation, a comprehensive or limited review depending upon the  
30 nature of the incident or the purpose of the review.

31 2. The Committee shall obtain and use any data or other  
32 information to:

33 (a) Review suicide fatalities in this State to determine trends,  
34 risk factors and strategies for prevention;

35 (b) Determine and prepare reports concerning trends and  
36 patterns of suicide fatalities in this State;

37 (c) Identify and evaluate the prevalence of risk factors for  
38 preventable suicide fatalities in this State;

39 (d) Evaluate and prepare reports concerning high-risk factors,  
40 current practices, lapses in systematic responses and barriers to the  
41 safety and well-being of persons who are at risk of suicide in this  
42 State; and

43 (e) Recommend any improvement in sources of information  
44 relating to investigating reported suicide fatalities and preventing  
45 suicide in this State.



1 3. In conducting a review of a suicide fatality in this State, the  
2 Committee shall, to the greatest extent practicable, consult and  
3 cooperate with:

4 (a) The Coordinator of the Statewide Program for Suicide  
5 Prevention employed pursuant to NRS 439.511;

6 (b) Each trainer for suicide prevention employed pursuant to  
7 NRS 439.513; ~~and~~

8 (c) *The Committee on Domestic Violence appointed pursuant*  
9 *to NRS 228.470; and*

10 (d) A multidisciplinary team:

11 (1) To review the death of the victim of a crime that  
12 constitutes domestic violence organized or sponsored pursuant to  
13 NRS 217.475 ; ~~for 228.495;~~

14 (2) To review the death of a child organized pursuant to NRS  
15 432B.405; and

16 (3) To oversee the review of the death of a child organized  
17 pursuant to NRS 432B.4075.

18 4. Any review conducted by the Committee pursuant to NRS  
19 439.5102 to 439.5108, inclusive, is separate from, independent of  
20 and in addition to any investigation or review which is required or  
21 authorized by law to be conducted, including, without limitation,  
22 any investigation conducted by a coroner or coroner's deputy  
23 pursuant to NRS 259.050.

24 5. To conduct a review pursuant to NRS 439.5102 to 439.5108,  
25 inclusive, the Committee may access information, including,  
26 without limitation:

27 (a) Any investigative information obtained by a law  
28 enforcement agency relating to a death;

29 (b) Any records from an autopsy or an investigation conducted  
30 by a coroner or coroner's deputy relating to a death;

31 (c) Any medical or mental health records of a decedent;

32 (d) Any records relating to social or rehabilitative services  
33 provided to a decedent; and

34 (e) Any records of a social services agency which has provided  
35 services to a decedent.

36 **Sec. 24.** NRS 440.170 is hereby amended to read as follows:

37 440.170 1. All certificates in the custody of the State  
38 Registrar are open to inspection subject to the provisions of this  
39 chapter. It is unlawful for any employee of the State to disclose data  
40 contained in vital statistics, except as authorized by this chapter or  
41 by the Board.

42 2. Information in vital statistics indicating that a birth occurred  
43 out of wedlock must not be disclosed except upon order of a court of  
44 competent jurisdiction.

45 3. The Board:



- 1 (a) Shall allow the use of data contained in vital statistics to  
2 carry out the provisions of NRS 442.300 to 442.330, inclusive;  
3 (b) Shall allow the use of certificates of death by a  
4 multidisciplinary team:  
5 (1) To review the death of the victim of a crime that  
6 constitutes domestic violence organized or sponsored pursuant to  
7 NRS 217.475 ; ~~for 228.495;~~ and  
8 (2) To review the death of a child established pursuant to  
9 NRS 432B.405 and 432B.406;  
10 (c) Shall allow the use of certificates of death by the :  
11 (1) *Committee on Domestic Violence appointed pursuant to*  
12 *NRS 228.470; and*  
13 (2) *Committee to Review Suicide Fatalities created by NRS*  
14 *439.5104; and*  
15 (d) May allow the use of data contained in vital statistics for  
16 other research purposes, but without identifying the persons to  
17 whom the records relate.  
18 **Sec. 25.** Chapter 641A of NRS is hereby amended by adding  
19 thereto a new section to read as follows:  
20 *1. The Board shall evaluate, certify and monitor programs*  
21 *for the treatment of persons who commit domestic violence in*  
22 *accordance with the regulations adopted pursuant to subsection 2.*  
23 *2. The Board shall adopt regulations governing the*  
24 *evaluation, certification and monitoring of programs for the*  
25 *treatment of persons who commit domestic violence.*  
26 *3. The regulations adopted pursuant to subsection 2 must*  
27 *include, without limitation, provisions allowing a program that is*  
28 *located in another state to become certified in this State to provide*  
29 *treatment to persons who:*  
30 *(a) Reside in this State; and*  
31 *(b) Are ordered by a court in this State to participate in a*  
32 *program for the treatment of persons who commit domestic*  
33 *violence.*  
34 **Sec. 26.** 1. Any administrative regulations adopted by an  
35 officer, agency or other entity whose name has been changed or  
36 whose responsibilities have been transferred pursuant to the  
37 provisions of this act to another officer, agency or other entity  
38 remain in force until amended by the officer, agency or other entity  
39 to which the responsibility for the adoption of regulations is  
40 transferred. On and after July 1, 2017, any such regulations must be  
41 interpreted in a manner so that all references to an officer, agency or  
42 other entity whose name has been changed or whose responsibilities  
43 have been transferred pursuant to the provisions of this act are read  
44 and interpreted as being references to the officer, agency or other  
45 entity to which the responsibility set forth in the regulations is



1 transferred, regardless of whether those references have been  
2 conformed pursuant to section 27 of this act at the time of  
3 interpretation.

4 2. Any contracts or other agreements entered into by an officer,  
5 agency or other entity whose name has been changed or whose  
6 responsibilities have been transferred pursuant to the provisions of  
7 this act to another officer, agency or other entity are binding upon  
8 the officer, agency or other entity to which the responsibility for the  
9 administration of the provisions of the contract or other agreement  
10 have been transferred. Such contracts and other agreements may be  
11 enforced by the officer, agency or other entity to which the  
12 responsibility for the enforcement of the provisions of the contract  
13 or other agreement have been transferred.

14 3. Any action taken by an officer, agency or other entity whose  
15 name has been changed or whose responsibilities have been  
16 transferred pursuant to the provisions of this act to another officer,  
17 agency or other entity remain in effect as if taken by the officer,  
18 agency or other entity to which the responsibility for the  
19 enforcement of such actions was transferred.

20 Sec. 27. The Legislative Counsel shall in preparing  
21 supplements to the Nevada Administrative Code, appropriately  
22 change any references to an officer, agency or other entity whose  
23 name has been changed or whose responsibilities are transferred  
24 pursuant to the provisions of this act to refer to the appropriate  
25 officer, agency or other entity.

26 Sec. 28. The provisions of subsection 1 of NRS 218D.380 do  
27 not apply to any provision of this act which adds or revises a  
28 requirement to submit a report to the Legislature.

29 Sec. 29. NRS 228.480 and 228.485 are hereby repealed.

30 Sec. 30. This act becomes effective on July 1, 2017.

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#### TEXT OF REPEALED SECTIONS

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#### **228.480 Creation; appointment of members; terms; vacancies; allowances and expenses.**

1. The Nevada Council for the Prevention of Domestic Violence is hereby created within the Office of the Attorney General.

2. The Council must consist of not more than 30 members appointed by the Attorney General from the various geographical regions of the State.

3. The term of office of a member of the Council is 3 years.





4. A vacancy on the Council must be filled in the same manner as the original appointment for the remainder of the unexpired term.

5. Each member of the Council:

(a) Serves without compensation; and

(b) While engaged in the business of the Council, is entitled to receive the per diem allowance and travel expenses provided for state officers and employees generally.

**228.485 Officers; meetings; rules.**

1. The Attorney General or a designee of the Attorney General is the Chair of the Council.

2. The Council shall annually elect a Vice Chair, Secretary and Treasurer from among its members.

3. The Council shall meet at least three times in each calendar year and may meet at other times upon the call of the Chair. At least one meeting in each calendar year must be held at a location within the Fourth Judicial District, Fifth Judicial District, Sixth Judicial District, Seventh Judicial District or Eleventh Judicial District.

4. The Council shall adopt rules for its own management and government.



