



STATE OF NEVADA
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CATHERINE CORTEZ MASTO
Attorney General

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February 19, 2014

Michele Fiore
Nevada State Assembly
Legislative Building
401 South Carson Street
Carson City, NV 89701

Dear Assemblywoman Fiore,

Thank you for your letter dated January 27, 2014, requesting that my office stay the implementation of the Adam Walsh Act (AB 579). My office does not have the unilateral authority to stay enforcement of Nevada law. That decision is within the jurisdiction and purview of the judicial system.

I appreciate the concerns you cite to in your letter regarding the implementation of AB 579. Whether true or not true, those concerns are rightfully brought to the Advisory Committee to Study Laws Concerning Sex Offender Registration ("Advisory Committee"). I supported the creation of the Advisory Committee by the Legislature in 2009 which is set forth in NRS 179D.136 and provides in part that the Committee shall:

1. Identify and study issues relating to state and federal law concerning the registration of sex offenders and any litigation concerning those laws.
 2. Prepare a report of the activities and findings of the Committee and any recommendations for proposed legislation concerning the registration of sex offenders developed by the Committee.
- See NRS 179D.136

The constitutionality of AB 579 was challenged in federal court over a five year period with the 9th Circuit Court of Appeals ultimately ruling in 2012 that the law is constitutional. I agree with you that the state should not be subjected to protracted and

unnecessary litigation. Now may be the time for appropriate legislative action to address your concerns. My office is willing to work with you on the Advisory Committee to study the issues and recommend any appropriate legislation.

Sincerely,

A handwritten signature in black ink, appearing to read "Catherine Cortez Masto". The signature is fluid and cursive, with the first name being the most prominent.

CATHERINE CORTÉZ MASTO
Attorney General

CCM/lf



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Richard Segerblom
Nevada State Senate
Legislative Building
401 South Carson Street
Carson City, NV 89701

Dear Senator Segerblom,

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CATHERINE CORTÉZ MASTO
Attorney General

CCM/lf

TICK SEGERBLOM

SENATOR

District No. 3



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State of Nevada Senate

January 27, 2014

The Honorable Catherine Cortez Masto
Attorney General of Nevada
100 North Carson Street
Carson City, Nevada 89701

Dear Madam Attorney General:

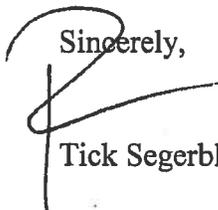
I am the representative from the Senate of the Nevada Legislature to the Advisory Committee To Study Laws Concerning Sex Offender Registration ("Advisory Committee"), created pursuant to Nev. Rev. Stat. §179D.130 et seq. I am one of two legislative representatives on the Advisory Committee.

As I did at the last meeting of the Advisory Committee, I am respectfully calling upon the Attorney General's Office to stay the implementation of the Adam Walsh Act (AB 579). It is my view that the law will not improve public safety in Nevada and will instead impose significant costs and create confusion. Further, it will continue to tie the State up in unnecessary litigation. AB 579 was passed in 2007. Its passage was rushed and misguided, and the federal guidelines have changed since 2007. AB 579 poses safety risks and creates numerous legal and logistical problems with implementation. The Legislature needs to revisit the law in 2015 to be able to ensure that we do what is right for Nevada.

Given that the law was passed in 2007 and poses numerous problems, it does not make sense to try to implement it now.

Accordingly, it is my view that the State of Nevada should agree to a stay of implementation until after the 2015 session of the Nevada Legislature. Assemblywoman Michelle Fiore, the other representative of the Legislature on the Advisory Committee, joins with me in this recommendation.

Sincerely,


Tick Segerblom