

**NEVADA COUNCIL FOR THE PREVENTION OF DOMESTIC VIOLENCE
LEGISLATIVE COMMITTEE**

MEETING MINUTES

Tuesday, December 2, 2014 at 1:00 PM

Via Teleconference with Public Access Located at:
Office of the Attorney General
5420 Kietzke Lane, Suite 202, Reno, Nevada 89511

Call-In number - 888-557-8511
Access code – 4188407

Committee Members Present

Dorie Guy (via AGO-Reno)
Brett Kandt (via AGO-Reno)

Committee Members Present Via Teleconference

Christine Jones Brady
Dr. Michael Freda
Sherri Grotheer
Sue Meuschke
Elynn Greene

Committee Members Absent

Clarice Charlie
Robin Sweet
Rev. Victoria Warren

Public Present

Christina Hernandez (NCPDV Member)

Attorney General's Office Staff Present

Kareen Prentice, Domestic Violence Ombudsman (via AGO-Reno)
Colleen Platt, Senior Deputy Attorney General, Legal Counsel to NCPDV (via phone)
Anjanette Bitsie, Administrative Assistant (via AGO-Reno)

1. Call to order, roll call of members, establish quorum.

Called the meeting to order at 1:04 p.m. Anjanette Bitsie conducted the roll call of members. Quorum established.

2. Public Comment

There was no public comment.

3. Review and approval of minutes from September 9, 2014 meeting. (For possible action.)

Discussion on corrections to the meeting minutes for the September 9, 2014 meeting. Dr. Freda stated that he had three corrections to the meeting minutes. Dr. Freda stated on page four, second paragraph that "or it could be an mere allegation" should be "or it could be a mere allegation"; change "an" to "a". Dr. Freda stated on page four, third paragraph that "so that I can bring that report to me to court" should be so that I can bring that report with me to court; change "to" to "with". Dr. Freda stated on page five, last paragraph that "Brett wants the amend the last line" should be "Brett wants to amend the last line"; change "the" to "to".

Christine Jones Brady asked for a motion to approve the amended meeting minutes from September 9, 2014. Dr. Freda made the motion to approve the amended meeting minutes. Dorie Guy seconded the motion. Any discussion. Brett Kandt stated that the meeting minutes need to reflect the members and public who were present at the meeting on the first page of the meeting minutes. Ms. Jones Brady asked Dr. Freda if he would make the motion to include this change in his previous motion. Dr. Freda made the motion to approve the amended meeting minutes with Mr. Kandt's changes to the meeting minutes for September 9, 2014. Ms. Jones Brady asked Dorie Guy if she seconded that motion to include Mr. Kandt's changes. Dorie Guy seconded the motion to include Mr. Kandt's changes to the meeting minutes. A vote was taken and the meeting minutes were approved as amended.

Ms. Jones Brady asked Anjanette Bitsie if she can make those changes to the meeting minutes for September 9, 2014. Anjanette Bitsie stated she will make the changes to the meeting minutes for September 9, 2014.

4. Review and discussion on NCPDV biennial legislative report (For possible action.)

Christine Jones Brady stated that Anjanette Bitsie sent out the report to the committee members to review. Kareen Prentice stated that the report was sent out to the committee members on Wednesday, November 26, 2014.

Ms. Jones Brady opened this agenda item for discussion. Sue Meuschke had a question on the Legislative Committee Goal for 2013. Ms. Prentice stated she will change the goal from specific committee member chairs to instead state the Education Committee and Public Information Committee.

Ms. Jones Brady asked if the NCPDV biennial legislative report has been added to the agenda. Ms. Prentice stated that the NCPDV biennial legislative report has

been added to the Council meeting agenda to be finalized and approved at the Council meeting on December 8, 2014. Ms. Prentice stated the meeting agenda for the Council meeting on December 8, 2014 has not been posted and will need to be posted by 9:00 a.m. on December 3, 2014.

Brett Kandt made a motion to approve the NCPDV biennial legislative report with the requested amendments and to open it up to the committee members to make any formatting or typographical changes to the report and to submit to the Council for approval at the Council meeting on December 8, 2014. Elynne Greene seconded the motion. A vote was taken and the report was approved with the requested amendments and to open it up to the Council members to make any formatting or typographical changes to the report.

5. Discussion regarding NRS 49.2545 and NRS 49.2546 regarding revisions needed to include campus advocates under privilege. Christina Hernandez (For possible action)

Christina Hernandez stated that she attended training on Title 9 including confidentiality and privilege. Ms. Hernandez stated that campus advocates are not covered under the statute for privilege and are considered public. Ms. Hernandez stated the General Council for the university considers the information open unless it is sourced out to an advocate then the information is covered under privilege. Ms. Hernandez stated that campus advocates can be subpoenaed and be witnesses for the university.

Elynne Greene discussed that campuses are isolated and have trained advocates on campus so as not to source out unless necessary. Sherri Grotheer discussed victim advocates for the court systems. Ms. Grotheer discussed board categories versus specific categories when it applies to campus advocates and the university. Ms. Greene stated that government agencies have policies and procedures since these agencies do not have privilege due to all records being discoverable. Brett Kandt stated it is discoverable due to ethical obligation.

Mr. Kandt asked Ms. Hernandez "if she had a legislator to carry this bill?" Ms. Hernandez stated she did not and wanted to discuss with this committee and learn how to move forward with bringing this to legislation since the AG's Office can take bills to legislation. Ms. Hernandez stated that it is too late to introduce this for the 2015 legislation. Mr. Kandt suggested to Ms. Hernandez to bring this to the Victims of Crime Subcommittee of the Advisory Commission on the Administration of Justice. General Masto has been the chair of this subcommittee.

Sue Meuschke discussed the requirements under the VAWA grant that requires keeping all information confidential. Ms. Hernandez stated that there is confidentiality just not privilege. Ms. Hernandez brought this to the Grant Manager to discuss.

Kareen Prentice asked Christina Hernandez if this needs to be discussed as an agenda item at the Council meeting on December 8, 2014. Christina Hernandez told Kareen that agenda item can be removed from the agenda.

6. Review, discussion regarding other possible upcoming legislation for the 2015 legislative session. (For possible action)

Christine Jones Brady opened this agenda item for discussion.

Dr. Freda discussed updates on his idea from previous committee meetings discussions. Dr. Freda stated that Judge Weller is in favor and if the bill cannot be brought through the AG's Office then Judge Weller would get the bill going on his end.

Brett Kandt went through the bill draft request list. Mr. Kandt stated these bill draft requests are subject to change.

- **BDR73:** Filed by Assemblyman Hambrick on human trafficking. (Addition by Colleen Platt)
- **BDR115:** Relating to domestic violence and filed by Assemblyman Duncan who is resigning his seat to move to a position with the AG's Office. A non-issue.
- **BDR134:** filed by Senator Segerbloom to repeal the State's implementation of the Adam Walsh Act.
- **BDR166:** Filed by Assemblywoman Thompson and it is a placeholder to deal with sex trafficking.
- **BDR233:** Filed by Assemblywoman Fiore to deal with sex offenders.
- **BDR435:** Part of the AG's bill package and it is a placeholder to deal with juvenile sex offender registration.
- **BDR564:** Filed by newly elected Assemblywoman O'Neil on the lifetime supervision of sex offenders.
- **BDR568:** Filed by Assemblyman Sprinkle on sex trafficking pertaining to the fund for victims of sex trafficking.
- Two bills filed on behalf of the Senate Judiciary pertaining to juvenile sex offender registration and criminal justice matters. Mr. Kandt stated these are placeholders by Senator Segerbloom who was to be the new chair. Senator Brower has been appointed as the new chair.

Mr. Kandt stated the Attorney General bill draft request package was filed on September 2, 2014. Mr. Kandt stated that newly elect General Laxalt will pursue or withdraw any bill draft requests for the Attorney General's Office in the 2015 legislation session. Mr. Kandt stated the Legislators' bill draft requests need to be filed by December 10, 2014.

Mr. Kandt mentioned a bill carried by the Attorney General's Office back in 2009 pertaining to "Once a felon always a felon for domestic violence". Mr. Kandt is proposing the committee look into that bill again. Mr. Kandt stated the Council was supportive of the bill back in 2009.

7. Review and discussion of the Legislative Committee description for the main NCPDV Council description list. (For possible action)

Christine Jones Brady asked Anjanette Bitsie to read the revised Legislative Committee description. Anjanette Bitsie read the revised Legislative Committee description to the committee members.

Ms. Jones Brady opened the revised description for discussion. Brett Kandt discussed that the description references domestic violence, however; may need to reflect a broader view to include stalking, sexual assault and sex offender registration. Elynne Greene and Ms. Brady agreed with Brett. Kareen Prentice discussed adding "relating to the federal violence against women act" to the first sentence. Mr. Kandt added "including not limited to domestic violence". Dr. Freda agreed with the change that Kareen and Brett made to the revised description.

Mr. Kandt made a motion to approve the revised description and reflect the change to the first sentence to read "This committee is responsible for reviewing potential issues relating to the federal violence against women act including not limited to domestic violence and making recommendation for legislation to the Office of the Attorney General." Leave the second sentence as is. Dorie Guy seconded the motion. A vote was taken and the revised Legislative Committee description was approved as revised with the additional change.

8. Schedule future meetings & agenda items.

Elynne Green stated that in the past a meeting was held prior to the legislative session and then meetings held during the legislative session weekly or bi-weekly. Christine Jones Brady asked "if a Council meeting will be held in January?" That is tentative due to the newly elected Attorney General coming on board in January. Brett Kandt stated the legislative session starts on February 3, 2015.

Discussion was held on when to hold a meeting prior to the legislative session and when to hold meetings during the legislative session. The next meetings will be held on every Friday at 3:00 p.m. starting January 23, 2015 until March 27, 2015.

9. Public Comment.

There was no public comment.

10. Adjournment

Meeting adjourned.