



STATE OF NEVADA OFFICE OF THE ATTORNEY
GENERAL

OPEN MEETING LAW TASK FORCE

555 E. Washington Ave. Suite 3900
Las Vegas, Nevada 89101

MEETING MINUTES
OPEN MEETING LAW TASK FORCE

The Teams meeting of the Open Meeting Law Task Force was called to order by Chief Deputy Attorney General Rosalie Bordelove at 1:09 p.m. on Wednesday, May 8, 2024. After some technical difficulties, the meeting started with a roll call of the members attending.

Members Present:

Rosalie Bordelove, Nevada Attorney General's Office
Sarah Bradley, Board of Medical Examiners
Lea Case, Belz & Case Government Affairs
Kami Dempsey-Goudie, Nevada Press Association
Jennifer Gustafson, Washoe County DA's Office
Lynda King, Nevada System of Higher Education – for Jimmy Martines
Nicole Malich, Clark County DA's Office
Sara Montalvo, Washoe County School District
Michael Oh, Attorney – City of Henderson
Greg Ott, Nevada Attorney General's Office
Doug Ritchie, Douglas County DA's Office
Ryan Russell, Allison McKenzie Law Firm
Jacob Smith, American Civil Liberties Union
Nicholas Vaskov, Attorney – City of Henderson

Public Comment:

No public comments.

3. Discussion

Rosalie Bordelove opened the discussion reiterating that the purpose of this meeting was to discuss the statutory changes that had been discussed at the May 8, 2024 meeting. The language proposed being included in supporting documents posted on the AG website for possible action. Chief Bordelove explained any language approved will be recommended to be included in a BDR request.

- a. Chief Bordelove began with Item 3A regarding changes to the attorney client exception and NRS 241.015(4). Amended language from AB52 with proposed changes are included in the supporting documents which will include proposed changes from this meeting.

Nick Vaskov stated that he felt the attorney client exception is too narrow as it's limited to litigation and should include legal advice that needs to be given to public bodies. It's also too broad because it's not really tied to legal advice. Discussion followed.

Greg Ott expressed his concerns regarding how the Legislature would view changing the proposed language and his suggestion would be to retain the language, thinking that expansion of the language would be too broad. More discussion followed.

Motion carried to approve new language, Kami Dempsey-Goudie abstaining, Greg Ott voting no.

- b. Chief Bordelove moved on to Item 3b, time limitations on public comment, changing language to include public comment at the beginning and at the end of a public meeting. Discussion followed. A three minute time limit for each speaker was agreeable. Discussion followed regarding if the three minute limit applies to both public comment and comments on agenda items. Motion carried to bring back the language as discussed to the next meeting for further action.
- c. Discussion regarding language in NRS 622 that applies to Title 54 boards regarding physical locations for meetings and virtual meetings. Motion carried to approve the language as proposed.

- d. Chief Bordelove moved on to Item 3d regarding public comment requirements during virtual meetings. A brief discussion was held and a Motion carried to approve the language as proposed.
 - e. Doug Ritchie opened discussion regarding research he had done regarding privilege to someone providing public comment before a public body under oath. Discussion followed. Nick Vaskov was concerned about members of the public body having such a broad privilege. Item was tabled to next meeting for further research.
 - f. Chief Bordelove opened a discussion into a new provision regarding public comment on contested cases. Discussion was held regarding referencing the definition of “contested case” in NRS Chapter 233B and whether other opportunities are provided for public input in rate making matters. The matter was tabled to the next meeting to allow for further information to be gathered.
- 4. Consideration of Additional Potential Statutory Changes** – There were none to discuss.

Public Comment:

No public comments.

6. Adjournment

The meeting was adjourned at 2:52 p.p.