

**STATE OF NEVADA
NEVADA COUNCIL FOR THE PREVENTION OF
DOMESTIC VIOLENCE
CRIMINAL JUSTICE COMMITTEE**

Minutes of Meeting

February 10, 2009

Office of the Attorney General
5420 Kietzke Lane, Suite 202
Reno, Nevada 89511

Committee Members Present

Brett Kandt, Suzanne Ramos

Committee Members Present Via Teleconference

Elynn Greene, Bob Zentz
Dr. Michael Freda, Traci Dory, Ron Titus

Committee Members Absent

None

Public Present

Julie Butler, Dept. of Public Safety
Josh Porter, Dept. of Public Safety

Attorney General's Office Staff Present

Henna Rasul, Deputy Attorney General
Kathryn K. Menke, Assistant to Council

1. ***Call to order, roll call of members, and introduction.**
Brett Kandt called the meeting to order at 2:00 p.m. A roll call was performed and quorum was established.

2. ***Review and approval of minutes from November 18, 2008 meeting.**
Mr. Kandt stated hopefully the committee had a chance to review the minutes. He solicited corrections. Julie Butler mentioned a last name change on page four. Dr. Freda made note of typographical errors on pages four and six. He then made a motion that the minutes be accepted

with the corrections; Suzanne Ramos seconded the motion. The motion carried.

3. *Discussion, recommendations and possible action regarding developing, training and implementation of issues concerning AB194 throughout the State.

Mr. Kandt indicated that he would ask staff to revise the statement for future agenda items. He had missed part of the Domestic Violence Prevention Council meeting when the issue of judicial training was discussed. He thought there was now a committee for that issue. Ron Titus reported there is a new committee to handle judicial training, and indicated they are meeting today at 4:00 p.m. There is not yet a chair.

Mr. Kandt stated the Attorney General wrote to the presidents of the associations for both the Limited Jurisdiction and General Jurisdiction judges. There were some issues of training judges in certain areas, and the presidents of both associations have indicated they want to work with the Council and the judicial training people at the A.O.C. to identify appropriate areas of training.

Mr. Kandt stated they could leave this agenda item on the agenda as other disciplines, such as prosecutors, may require training for statutory changes as a result of legislative action. He did expect this particular subject to largely be addressed through the new committee.

4. *Discussion, recommendations and possible action regarding the creation of a uniform data collection system in Nevada.

Brett Kandt introduced Julie Butler and Josh Porter and asked them to tell the committee how their efforts at obtaining law enforcement reporting are going and let the committee know what they can do to help.

Julie Butler reported that the number of law enforcement agencies that are reporting to them have greatly improved over the last year. Compliance has improved as the reporting requirements under NRS 171.1227 have become more widely known. She asked Josh Porter to supplement that information and indicate who they have not heard back from.

Brett Kandt then asked for clarification on the types of reporting. There are supposed to be domestic violence reporting and elder abuse reporting. He asked if the improvement was just with regard to domestic violence, or if it was with regard to both areas. Josh Porter responded it was more domestic violence than elder abuse. Mr. Kandt then confirmed that with elder abuse they had a problem with reporting. Julie Butler responded that is correct. He had wanted to clarify that because it was his understanding there are still significant problems with EAR's.

Julie Butler then read a list of the counties from whom domestic violence reports were missing in the past: Esmeralda, Lander, Lovelock police department, and Storey. She confirmed with Josh Porter that all of those were now submitting reports. Mr. Porter stated that reports from January through November had all been submitted and he was expecting the reports from December shortly.

Mr. Kandt asked if the reports were complete. Mr. Porter responded yes, they were. He mentioned the smaller counties such as Esmeralda have little or nothing to report, but they are submitting data. Mr. Porter indicated the only one that is not reporting yet is the Lander County Sheriff, but they have a staffing issue. Mr. Kandt stated that staff turnover can create reporting issues.

Mr. Kandt asked if they had done a presentation on the reporting to any of the legislative committees, or if they were scheduled to do so. Ms. Butler responded they did not have that planned at this time.

Mr. Kandt stated he knew there might be some discussion about whether there might be one or more BDR's to create more enforcement power for the reporting. He asked if that was happening. Julie Butler responded not that she was aware of. She and Josh Porter had gone down last summer and attended a meeting of the Elder Abuse Task Force. At that time they had discussed compliance on elder abuse reporting. Assemblywoman Kathy McClain had mentioned afterward that she would have to remedy that in legislation, but they have not yet seen a BDR to that effect.

Mr. Kandt indicated he had met with Assemblywoman McClain and discussed what she was seeking in this session. She has several BDR's that touch upon the issue of elder abuse, but none of them that involve the issue of enforcement power over reporting requirements.

Mr. Kandt stated it sounds like it is a matter of educating the law enforcement agencies as to what is required, and that with time that has improved. He confirmed with Ms. Butler that they are getting more acclimated to the reporting requirements with regard to domestic violence.

Mr. Porter mentioned that Kim Sebring, the current coordinator, will be hosting a training event sponsored by the FBI in a couple of months. This will take place in both the north and the south, and he will remind her to bring up the reporting requirements for elder abuse and domestic violence at the training.

Julie Butler stated that at times the FBI will host a training for the people working in the law enforcement agencies on how to complete the uniform crime reporting incident reports. This is a training to inform law

enforcement about what UCR requires. They will be sure to include the elder abuse and the domestic violence reporting forms. Ms. Butler and Mr. Porter agreed to provide further information regarding the training, such as dates, times, etc. Attendance depends on space availability.

Mr. Kandt solicited further questions of the committee. Dr. Freda asked if there were certain forms they are supposed to use to gather the data and enter it. Mr. Porter responded that collecting the data differs between law enforcement agencies. Their unit has a uniform form on their website that they can email or fax to agencies. He gave the location information of the forms and reports that are available to download. Ms. Butler gave the exact web address.

5. *Discussion, recommendations and possible action regarding upcoming training opportunities for law enforcement, prosecutors and advocates.

Mr. Kandt reported they did have a date scheduled for another presentation of a seminar on documenting, investigating, and prosecuting domestic violence strangulation cases. They had done it twice last year, and they are going to do it again this year. It will be on June 9, 2009, all day, at the Henderson Convention Center. Mr. Kandt indicated he is just completing the details on the seminar and will be sending out notice to the various disciplines. He stated the assistants in the Henderson City Attorney's Office had been very helpful in putting the seminar together.

Bob Zentz stated he thought the seminar was going to be in the newest police substation. Mr. Kandt responded he selected the Henderson Convention Center as they can handle the catering at minimal cost. He appreciated the offer of the substation facility, but it made more sense for their needs to go with the convention center.

Mr. Kandt stated the focus of the seminar will be on the south this year because last year the seminars were in the north. He mentioned that Bob Zentz's office had already communicated with folks in law enforcement, prosecutors, and advocacy in the south and the date selected worked for the majority of the disciplines involved. He indicated he will have some grant money to fund a limited number of prosecutors from the north who could not attend the trainings last year, to attend the training this year.

Mr. Kandt mentioned that at the prosecutors conference in Mesquite in September, half of the conference will be focused on domestic violence and violence against women issues.

Mr, Kandt reported that he is in discussions with the Nevada Coalition Against Sexual Violence to co-sponsor a criminal justice track at the 2009 statewide Sexual Violence Prevention and Intervention Conference in

November. It will be in Las Vegas, but the exact dates and location have not been solidified. He has resources to fund speakers and offer prosecutor scholarships for that event. There will be more details available in the coming months; there is a planning committee putting together that conference.

Mr. Kandt asked if anyone else had any other training opportunities they wanted to discuss, other than the video they had talked about. Bob Zentz did not know if anybody had the opportunity to review the video. Mr. Kandt had received it in the mail but did not have a chance to look at it yet. Mr. Zentz replied it is very much like what he envisioned with the project. It is a victim discussing her situation, how she got where she ended up. He thought it was very compelling. It was really what he was hoping to focus in on. He also wanted to obtain the same information from an offender, to see how they got to that point.

Mr. Zentz further stated that he had made contact with the person in charge of court programs, who had made contact for him through the clinical director of S.A.F.E. House. They have both a male and a female person who are used in presentations; they are both defendants who have done well in counseling. He had not yet contacted that person, he wanted to consult with the committee first.

The video is supposed to be an example of what they could do. Mr. Zentz would like to have something more focused toward Nevada. They could then talk about the Nevada laws as they apply. Mr. Kandt clarified they still need to identify a Nevada victim who would be willing to be videotaped. Mr. Zentz replied they could probably find a victim who is willing to talk, as long as the person is no longer in danger. Mr. Kandt suggested he contact S.A.F.E. House to talk about the possibility of the two offenders being videotaped for that portion of the video. He also recommended following up on the victim portion. Mr. Zentz stated he would check with S.A.F.E. House regarding that also.

Mr. Kandt suggested having more participants. Mr. Zentz stated he thought they were going to have to script the video generally speaking. He suggested discussing it further. Mr. Kandt asked him to put together an outline, not a script, because they want these people to be able to tell their stories.

Mr. Kandt said he would talk to Kareen Prentice, the Domestic Violence Ombudsman, about funding, to see if they have the money to have the video filmed and edited. It was decided that Mr. Zentz would work on finding people to interview, and Mr. Kandt would explore funding sources.

Elyne Greene stated she would like to be kept posted on the cost issues because the Southern Nevada Domestic Violence Task Force is looking for some projects to fund. They do have a fair amount of money and they have been trying to fund various projects that would otherwise not happen. She will bring that to the board. Mr. Kandt asked if there was a time frame for applying for funding, or if it was more open-ended. For community projects such as this one it is open-ended and is a fairly quick process.

There was a short discussion of the length of the video. Mr. Kandt stated he would explore budget requirements for the making and editing of a forty-five minute video. He will follow up on what it would cost to have that professionally done. They can build a proposal and submit it to the Southern Nevada DV Task Force.

6. *Report and possible action on law enforcement protocols for officer involved domestic violence.

Mr. Kandt stated that he had nothing further to report on how many law enforcement agencies may have adopted officer involved domestic violence protocols. He had not been to a meeting of the Sheriff's and Chief's Association for quite a long time owing to scheduling conflicts.

7. *Establish committee goals for the upcoming year.

Mr. Kandt stated it was requested by the Attorney General that each committee of the Prevention Council establish goals. Proposed goals would include putting on the strangulation training, co-sponsoring a Criminal Justice Track at the November conference, and moving forward on obtaining funding for the video and making the video.

Dr. Freda stated he would like to see the committee begin gathering some good solid data on domestic violence within the state. If there is such as disparity between different agencies and how it is reported, the committee needs to try and develop some kind of uniformity that can be implemented with all agencies within the state. The data will then be accurately gathered. Mr. Kandt responded to the extent they continue to dialog and receive reports from the DPS that would be a good idea; if they want to go beyond that he would ask for more clarification.

Dr. Freda stated his idea was to be able to take a look at the data and come up with some information about the state of Nevada as well as the various jurisdictions of the state, regarding the frequency of domestic violence and how it is treated through law enforcement and through the court system. He would like to see data reflecting the number of arrests, the number which were prosecuted to successful conviction, and the current disposition of those cases. The information gathered should also contain statistics on perpetrators, regarding whether they are in default or in compliance.

Mr. Kandt proposed they take the most recent data from the DPS website and send it to committee members prior to the next meeting so they can review the most current data in the meeting and discuss whether it contains the information they want. The information can be discussed and reviewed for trends and conclusions.

8. *Schedule future meetings and agenda items.

Mr. Kandt recommended that staff change the wording of agenda item #3. Instead of "issues concerning AB194", he would like it to state "issues concerning changes in Nevada Law". The idea behind this is that the legislature makes changes, and there should be follow up on making sure those changes are being communicated to the disciplines involved. He would like the agenda item to be more broad in scope. The committee gave Mr. Kandt permission to work with staff to revise that agenda item.

Mr. Kandt stated the goal of the committee is to meet quarterly. After a short discussion, the date of May 7, 2009, at 10:00 a.m. was selected for the next meeting.

9. *Public Comment.

There was no public comment.

10. *Adjournment

Suzanne Ramos made a motion to adjourn; Dr. Mike Freda seconded the motion. The meeting was adjourned at 10:34 a.m.

**STATE OF NEVADA
NEVADA COUNCIL FOR THE PREVENTION OF
DOMESTIC VIOLENCE
CRIMINAL JUSTICE COMMITTEE**

Minutes of Meeting

June 4, 2009

Office of the Attorney General
5420 Kietzke Lane, Suite 202
Reno, Nevada 89511

Committee Members Present

Brett Kandt
Suzanne Ramos

Committee Members Present Via Teleconference

Vic Hutchings
Dr. Michael Freda
Ron Titus
Bob Zentz
Suzanne Ramos
Brett Kandt
Traci Dory

Committee Members Absent

Elynn Wernikove-Greene
Barbara Aupperle

Public Present

None

Attorney General's Office Staff Present

Henna Rasul, Deputy Attorney General
Kareen Prentice, Domestic Violence Ombudsman
Kathy Boone, Assistant to Council

1. ***Call to order, roll call of members, and introduction.**
Brett Kandt called the meeting to order at 10:00 a.m. A roll call was performed and quorum was established.
2. ***Review and approval of minutes from February 10, 2009 meeting.**
Mr. Kandt asked if the committee had a chance to review the minutes. He solicited corrections. Dr. Freda made a motion that the minutes be accepted; Suzanne Ramos seconded the motion. The motion carried.
3. ***Discussion, recommendations and possible action regarding statewide notice and training on any changes to Nevada statutes as a result of legislative action.**
Mr. Kandt stated that AB 164, the “Strangulation Bill” was passed and became effective at passage. This bill provides for felony battery by strangulation. Mr. Kandt added that this bill’s passage was timely, since next week (June 9) he will be conducting a training in Henderson, NV on this specific topic.

Mr. Kandt also reported that the “Stalking Bill”, AB 309 came out in a somewhat reduced form in comparison to what was originally proposed. It was one of the last bills passed, and it passed late Monday night. This bill had an amendment tacked on regarding the Nevada Clean Indoor Air Act that was basically an attempt by the smoking lobby/resort association to weaken the anti-smoking measure passed by the voters a couple of years ago. There is a chance that the governor can veto this bill, and there will be no chance for a veto override, since the governor has vetoed many bills, and this was the last of a bunch of bills heard Monday. Provided that this bill is passed, the two changes in the stalking law are 1) Texting has been added as a form of stalking and, 2) NRS 200.575 was expanded to include family members. Within the scope of the statute, a family member can be a victim of stalking by a fellow family member. Mr. Kandt asked Ms. Prentice if he was mistaken that the above-mentioned hypothetical victim would also come under the scope of the protection order laws, and so a family member could seek out and obtain a protection order on behalf of another family member that they have a fear that he/she is being stalked. Ms. Prentice asked if they just restrict it to family member or if they include a concerned person. Mr. Kandt quoted the language thus: “...fear for the immediate safety of a family or household member...”. Mr. Kandt continued that they defined “household member” to mean a spouse, a former spouse, a parent, or other person who is related by blood or marriage or is or was actually residing from the person”. Mr. Kandt stated he wasn’t sure where this definition came from and asked if this language was taken verbatim from the domestic violence law. Mr. Zentz commented that the definition also includes children.

Mr. Kandt mentioned that in terms of notice and training regarding changes in these statutes, there will be the aforementioned strangulation training next week (June 9). Mr. Kandt is planning to find a nationwide speaker on the prosecution stalking cases to speak at the Prosecutor's Conference in September which will be timely if AB 309 stands. Mr. Kandt is unaware of any other notice or training seminars regarding changes in Nevada law that will be happening in the near future. Obviously, there were many changes in Nevada law for victims of crime, and he doesn't know if there have been any efforts to notify the various disciplines of those changes.

Ms. Ramos asked if the NCPDV (Council) will be getting a list of bills that were approved and what changes were made. Mr. Kandt replied that the NCPDV will be getting this list.

Mr. Titus stated that the judiciary will conduct a training seminar in September for limited and general jurisdiction judges in of all of the changes in law. Mr. Kandt stated that he would like AB 164, AB 309, AB 114, AB 116 and AB 120 (AB 120 expanded the protection order status to include victims of sexual assault) addressed at that seminar. Mr. Titus assured Mr. Kandt that changes to the law under these bills will be addressed.

Ms. Dory inquired if there was anyone in the Legislative Committee or the Council that would discuss the changes to Nevada law with POST? Ms. Prentice stated that she was not aware that anyone was planning on talking at POST, but that this would be a good idea. Mr. Kandt said that once we get a comprehensive list of the changes, he could follow up with the people at POST and would provide notice by correspondence.

4. *Discussion, recommendations and possible action regarding uniform crime reporting and data collection under NRS 171.1227.

Brett Kandt checked the DPS uniform crime reporting website, and they have not posted DV numbers for the first quarter of 2009. Mr. Kandt stated that these numbers should be posted by now, since we're almost through the second quarter of this year. The 2008 numbers are on the website. Mr. Kandt asked the committee if anyone wanted to discuss the numbers or trends in the numbers. Ms. Prentice and Mr. Kandt noted that the website is missing a couple of years. At one time, domestic violence was part of uniform crime reporting, then for a number of years it wasn't part of uniform crime reporting. Then domestic violence as part of uniform crime reporting resumed again with the passage of NRS 171.1227 in the last session along with new reporting requirements. DPS has been going through the process of improving that reporting to comply with statutes over the last couple of years. Mr. Kandt encouraged the committee to visit

the website, look at the 2008 stats, and hopefully soon view the 2009 stats.

5. *Discussion, recommendations and possible action regarding multidisciplinary training opportunities.

Mr. Kandt again mentioned the Strangulation training on Tuesday June 9 at the Henderson Convention Center. So far there has been a tremendous response, with 100 individuals from all of the disciplines planning to attend the training. All of the prosecuting attorneys from the Henderson City Attorney's Office, Las Vegas City Attorney's Office, North Las Vegas City Attorney's Office, and the prosecutors from the Clark County DA's office, police officers from Metro and Henderson, DV screening personnel, many victim advocates, and some of the other local law enforcement agencies will be attending. We had many persons signing up for the training than we had capacity, so we may offer this training again soon.

As mentioned previously, Mr. Kandt is going to arrange for a speaker at the Prosecuting Attorney's conference in September, specifically on prosecuting stalking. He is still waiting to hear updates on the Sexual Violence conference in Las Vegas this fall. Ms. Dory and Ms. Prentice stated that the location is still undetermined due to funding considerations. Mr. Kandt planned to make a Criminal Justice track presentation, so he is anxious to find out the location and date as soon as possible. Traci Dory stated that the Nevada Coalition Against Sexual Violence meetings will be on November 9 and November 10.

Mr. Kandt asked for input on speakers and topics on the Criminal Justice track to present at the November 9 and November 10 meetings. As nobody had a suggestion at this point, this will be discussed at the next meeting.

6. *Discussion, recommendations and possible action regarding new or existing best practices and protocols.

Mr. Kandt stated that with the prosecution best practices, nothing has changed. He did have to make a revision to the citation to the battery statute in the protocol since the subsection changed with AB 164. Mr. Kandt doesn't know if there are any proposed protocols for any other disciplines.

7. *Report and possible action regarding Committee goals for the upcoming year.

- Documenting, Investigating and Prosecution Domestic Violence Strangulation Training – Henderson, Nevada on June 9, 2009

Mr. Kandt wanted to acknowledge the help of the Henderson City Attorney's Office. Thank you to Bob Zentz and his staff for helping put this together. Mr. Zentz said that he would pass this along.

- Statewide Sexual Violence Prevention/Intervention Conference Criminal Justice Track – Las Vegas, Nevada for November 9 & 10, 2009. Location to be determined.

Mr. Kandt asked the committee to have suggestions for topics and speakers for the Criminal Justice track at the next Criminal Justice Committee meeting (8/12/09).

- Review most recent posted items deposited in Central Repository

The stats for Q1 of 2009 have not been posted. Mr. Kandt encouraged the committee to view the DPS webpage, look for the 2009 stats, and be ready to discuss them at the next meeting.

- Batterer/Victim Perspectives Training Video
 - obtain funding
 - interviews with victim and offender

Mr. Kandt discussed the video we are attempting to put together on the cycle of abuse featuring interviews with the victim and the batterer and that Bob Zentz has been contributing extensively to this. Mr. Zentz was able to develop a tentative script and get a cost estimate from a video producer from the South. Using the tentative script and cost estimate, Mr. Kandt is completing a grant application for Recovery STOP funds to fund the cost of producing that video. If the grant money is received to fund production of the video, when the video is completed, it will be a tremendous training tool. It would be great if the video were a reality in time to present it at the Statewide Sexual Violence Prevention/Intervention Conference in November as part of the Criminal Justice track, but we will have to wait until we know we have funding.

Mr. Zentz wasn't sure if he already stated this at the previous meeting, but he reported that he has spoken with an offender who was very open and anxious to help with this project. Mr. Zentz is still discussing with a victim advocate the possibility of an interview with a certain person who was victimized. This person has had a positive response, but Mr. Zentz still has not been able to speak with her personally.

Mr. Kandt stated that if funding is obtained, the next steps would be to 1) finalize the script, 2) identify a victim and a witness and 3) to get the video filmed and produced.

Ms. Hutchings asked what the ballpark price of the video would be. Mr. Kandt replied that the cost estimate was approximately \$10,000, and in the grant application he indicated that his budget (the Prosecution Advisory Council) would cover the match. Ms. Prentice stated that there is no match. Mr. Kandt stated that the fact of the matter is that if we obtain the funding and there are additional costs (for example, making copies), his intention is to cover those costs out of the Prosecution Advisory Council budget. Ms. Prentice stated that match has been waived for all Recovery Act for Nevada.

Ms. Hutchings stated that she was curious about the proposed cost of the video because she has been talking to people about this in rural Nevada and there are some people willing to donate to get this done. Ms. Hutchings stated that she wants to be kept informed of this project and to assist in any way she can. Mr. Kandt stated that if they do receive grant funds, more cost estimates would have to be generated before a commitment is made to go with a certain company to make/produce the video.

8. *Schedule future meetings and agenda items.

Mr. Kandt reminded the committee that the next NCPDV meeting will be on July 16 in Hawthorne, Nevada.

The next Criminal Justice Committee Meeting was scheduled for Thursday, August 6, 2009 at 10:00 a.m.

Input from committee on possible topics and speakers for Criminal Justice track for presentation at the Sexual Violence Conference in November 2009.

9. *Public Comment.

Ms. Prentice reported that the Judicial Training Committee asked for her to submit a grant application for judicial training in the next 18 months. The Judicial Training Committee will be sending out a survey instrument to everyone on the Prevention Council to figure out what people would like to see in that judicial training.

Mr. Kandt reiterated that once we get a comprehensive list of the changes, he could follow up with the people at POST and would provide notice by correspondence.

10. *Adjournment

Bob Zentz made a motion to adjourn; Traci Dory seconded the motion. The meeting was adjourned at 10:34 a.m.

**STATE OF NEVADA
NEVADA COUNCIL FOR THE PREVENTION OF
DOMESTIC VIOLENCE
CRIMINAL JUSTICE COMMITTEE**

Minutes of Meeting

August 6, 2009

Office of the Attorney General
5420 Kietzke Lane, Suite 202
Reno, Nevada 89511

Committee Members Present

Brett Kandt

Committee Members Present Via Teleconference

Barbara Aupperle

Elynn Wernikove-Greene

Vic Hutchings

Bob Zentz

Suzanne Ramos

Dr. Michael Freda

Committee Members Absent

Traci Dory

Ron Titus

Public Present

None

Attorney General's Office Staff Present

Henna Rasul, Deputy Attorney General

Kareen Prentice, Domestic Violence Ombudsman

1. ***Call to order, roll call of members, and introduction.**
Brett Kandt called the meeting to order at 10:00 a.m. A roll call was performed and quorum was established.

2. ***Review and approval of minutes from August 6, 2009 meeting.**
Mr. Kandt asked if the committee had a chance to review the minutes. Dr. Michael Freda made a motion that the minutes be accepted; Barbara Aupperle seconded the motion. Elynn Wernikove-Greene abstained. The motion carried.
3. ***Discussion, recommendations and possible action regarding statewide notice and training on any changes to Nevada statutes as a result of legislative action.**

Brett Kandt stated there had been training on domestic violence strangulation which also included amendments to AB164 which amended the battery statute to include felony strangulation. Mr. Kandt made reference to Ron Titus's comment at the last Committee meeting that there would be judicial training on legislative changes. He added that there will be a panel discussion on legislative updates at the statewide Sexual Violence Prevention Intervention conference in Las Vegas this November. He has communicated with POST and the Nevada Sheriffs and Chiefs Association regarding their efforts to educate all law enforcement as to changes.

Elynn Wernikove-Greene expressed concern that there were some domestic violence cases in the Las Vegas area where strangulation was noted. These cases happened prior to the passage of the strangulation law and were now being amended retroactively. In some cases, warrants had been issued. Brett Kandt and Bob Zentz stated that there was nothing in the law that could allow application of the law retroactively.

Bob Zentz remarked that there seemed to be an explosion of strangulation cases in the past couple months and believed that police officers were better at recognizing the signs, and investigating these cases than ever before. Brett Kandt stated that due to the efforts of many people, and because of training, officers are better at looking for, recognizing, investigating, documenting and charging strangulation.

4. ***Discussion, recommendations and possible action regarding uniform crime reporting and data collection under NRS 171.1227.**

Brett Kandt had checked the Department of Public Safety website and there were no statistics posted for the first or second quarter of 2009. He is planning to get the statistics to the administrative assistant to send out with the emails prior to future meetings.

5. *Discussion, recommendations and possible action regarding multidisciplinary training opportunities.

Brett Kandt mentioned the June 9, 2009 training in Henderson on documenting, investigation and prosecuting DV strangulation. It went well and was well received by approximately one hundred attendees. Bob Zentz was impressed with the training and noted the benefit of having people from many different disciplines there.

Brett Kandt stated that at the Annual Prosecutors Conference training in September, there will be a nationally recognized expert on cyber stalking and other developing technological crimes.

6. *Discussion, recommendations and possible action regarding new or existing best practices and protocols.

Kareen Prentice reported that Humboldt County has developed victim advocate protocols. These protocols will be sent out in advance of the next meeting so that the Committee can discuss them.

7. *Report and possible action regarding Committee goals for the upcoming year.

- Documenting, Investigating and Prosecuting Domestic Violence Strangulation Training – Henderson, Nevada on June 9, 2009

Brett Kandt stated the strangulation training went very well as discussed earlier.

- Statewide Sexual Violence Prevention/Intervention Conference Criminal Justice Track – Las Vegas, Nevada for November 9 & 10, 2009. Location to be determined.

Mr. Kandt asked the committee members for suggestions for topics and speakers for the Criminal Justice track during the conference. Andrea Sundberg is putting together a panel discussion on legislative updates. Brett Kandt will be panelist. A topic that has been well received in the past and has been requested again is on the voluntarily intoxicated victim. Interviewing child sex crime victims is a topic that has also been requested. Another topic that might be addressed is victims with developmental disabilities.

Elynn Wernikove-Greene stated that the Legality Assessment Program for domestic violence is a model that can be applied to other types of crimes. She would like to put together a presentation exploring the

challenges and benefits of collaboration with other agencies and programs.

- Review most recent posted items deposited in Central Repository

Brett Kandt noted that this information has not yet been posted on the Department of Public Safety website.

- Batterer/Victim Perspectives Training Video
 - obtain funding
 - interviews with victim and offender

Mr. Kandt stated that Bob Zentz had developed a script of questions for the training video. Brett Kandt reported that he had put together a proposal for stimulus money to produce the video. The grant application was denied, however it is under further review and creation of the video may still get funded.

Elynn Wernikove-Greene asked how much it would cost to produce the video. Mr. Kandt stated that the original proposal was for \$10,000 for a 12 minute video featuring one victim and one batterer. Ideally he would like to have 2 victims and 2 batterers on the video and make it closer to 30 minutes in length. Mr. Kandt said it might cost roughly \$15,000-\$20,000 to produce the video. Ms. Wernikove-Greene stated that the Southern Nevada Domestic Violence Task Force may be able to contribute \$3,500.00 or more. Brett Kandt will send the necessary information to Ms. Wernikove-Greene to apply for those funds. He may also have some funds in his budget to contribute to the cost of the video production.

8. *Schedule future meetings and agenda items.

The next meeting is scheduled for November 5, 2009 at 10:00 a.m.

9. *Public Comment.

Brett Kandt stated that the AB 309 stalking bill passed but in a limited form. It added texting as a form of stalking and the TPO statute was expanded to include family members.

Kareen Prentice and Traci Dory wrote a grant in January and received funding for a statewide VINE system in July.

10. *Adjournment

Bob Zentz made a motion to adjourn; Elynne Wernikove-Greene seconded the motion. The meeting was adjourned at 10:34 a.m.

**STATE OF NEVADA
NEVADA COUNCIL FOR THE PREVENTION OF
DOMESTIC VIOLENCE
CRIMINAL JUSTICE COMMITTEE**

Minutes of Meeting

November 5, 2009

Office of the Attorney General
5420 Kietzke Lane, Suite 202
Reno, Nevada 89511

Committee Members Present

Brett Kandt
Traci Dory

Committee Members Present Via Teleconference

Barbara Aupperle
Elyne Wernikove-Greene
Bob Zentz
Dr. Michael Freda

Committee Members Absent

Ron Titus
Suzanne Ramos
Vic Hutchings

Public Present

None

Attorney General's Office Staff Present

Henna Rasul, Deputy Attorney General
Kareen Prentice, Domestic Violence Ombudsman
Lorraine Webber, Assistant to the NCPDV

1. ***Call to order, roll call of members, and introduction.**
Brett Kandt called the meeting to order at 10:00 a.m. A roll call was performed and quorum was established.

2. *Review and approval of minutes from August 6, 2009 meeting.

Mr. Kandt asked if the committee had a chance to review the minutes. Barbara Aupperle made a motion that the minutes be accepted; Elyne Wernikove-Greene seconded the motion. The motion carried and the minutes of the August 6, 2009 meeting were approved.

3. *Discussion, recommendations and possible action regarding multidisciplinary training opportunities.

Mr. Kandt stated that most of his efforts have been focused on the Nevada Coalition Against Sexual Violence Conference November 9-10, 2009. He expects 140 participants from various disciplines.

Other than the Attorney General's Office training on elder abuse scheduled for December 4, 2009, the committee was unaware of any other training opportunities.

4. *Discussion, recommendations and possible action regarding new or existing best practices and protocols.

The victim advocate protocols adopted by Humboldt County were discussed. Mr. Kandt asked the committee whether they wanted to use these protocols as a template for a model protocol that the committee could use to support and encourage the adoption of, or use of, in other jurisdictions. Mr. Zentz stated that he had shared the protocols with victim advocates in his office and in the Henderson police department. The advocates thought the protocols were pretty comprehensive. Mr. Zentz noted that Humboldt County seemed to have one team handling all of the issues. In Henderson, the responsibilities were broken up between different departments and individuals. Mr. Kandt suggested that if this were made into a model protocol, a preamble or some kind of qualifying language could be added to indicate that different offices in different jurisdictions may divide up the responsibilities. Mr. Kandt asked the committee members to email any comments they have in considering the development of a model protocol. Ms. Greene stated that she thought the protocol was excellent and agreed that it would have to be broken into modules for application in different jurisdictions. She thought it made a good framework for best practices. Mr. Kandt noted that should the protocol be adopted, "best practices" would be a better name than "protocols" because of each jurisdiction's need to adapt the practice to their unique circumstances and resource limitations. In addition to comments on the Humboldt County protocols, Mr. Kandt asked the committee to send him any written practices that members of the committee are aware of or that they may use in their offices.

5. *Report and possible action regarding Committee goals for the upcoming year.

- Documenting, Investigating and Prosecuting Domestic Violence Strangulation Training – Henderson, Nevada on June 9, 2009

Mr. Kandt stated that he had been asked if the training would be held again. He remarked that the group of outside experts who provided training the past two years indicated that Nevada should be getting to the point where people in-state should be able to provide the training. Mr. Kandt said that is something that will be considered in the future.

- Statewide Sexual Violence Prevention/Intervention Conference Criminal Justice Track – Las Vegas, Nevada for November 9 & 10, 2009.

There were no additional comments on the November training.

- Review most recent posted items deposited in Central Repository

Mr. Kandt stated that this information has not yet been posted on the Department of Public Safety website. He was told by DPS records and technology that there is a problem with the Nevada Offense Codes which has led to difficulties with the uniform crime reporting data.

- Batterer/Victim Perspectives Training Video

Mr. Kandt is re-submitting the application for FY09 STOP grant funding for production of the video. The Prosecution Advisory Council and the Southern Nevada Task force will help with supplemental funding. After funding is secured, the committee will look into hiring a video production company and setting up the interviews.

6. *Schedule future meetings and agenda items.

The next meeting is scheduled for January 14, 2009 at 10:00 a.m.

Agenda items will include the 2010 Statewide Sexual Violence Prevention/Intervention Conference.

7. *Public Comment.

There was no public Comment

8. *Adjournment

Bob Zentz made a motion to adjourn; Elynne Wernikove-Greene seconded the motion. The meeting was adjourned at 10:23 a.m.

DRAFT