

Attachment Three (3)

Committee on Domestic Violence Agenda
February 18, 2021

Contents: BDR 18-421

SENATE BILL NO. 45—COMMITTEE ON GOVERNMENT AFFAIRS

(ON BEHALF OF THE ATTORNEY GENERAL)

PREFILED NOVEMBER 18, 2020

Referred to Committee on Government Affairs SUMMARY—

Revises provisions relating to crimes. (BDR 18-421)

FISCAL NOTE: Effect on Local Government: Increases or Newly Provides for Term of Imprisonment in County or City Jail or Detention Facility.
Effect on the State: Yes.

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EXPLANATION – Matter in *bolded italics* is new; matter between brackets ~~omitted material~~ is material to be omitted.

AN ACT relating to crimes; changing the name and duties of the Ombudsman for Domestic Violence; changing the name of the Account for Programs Related to Domestic Violence; changing the name, duties and composition of the Committee on Domestic Violence; increasing the minimum penalty for a battery which constitutes domestic violence against a pregnant person; and providing other matters properly relating thereto.

Legislative Counsel’s Digest:

1 Existing law creates the Office of Ombudsman for Victims of Domestic
2 Violence within the Office of the Attorney General and prescribes the qualifications
3 and duties of the Ombudsman. (NRS 228.440, 228.450) This bill revises the name,
4 qualifications and duties of the Ombudsman and the Office to expand the scope of
5 the Ombudsman and the Office to include the crimes of sexual assault and human
6 trafficking and amends corresponding references accordingly.

7 **Section 1** of this bill: (1) renames the Office as the Office of Ombudsman for
8 Victims of Domestic Violence, Sexual Assault and Human Trafficking; and (2)
9 revises the existing qualifications of the Ombudsman to include the requirement to
10 have knowledge regarding sexual assault and human trafficking. (NRS 228.440)

11 **Section 2** of this bill: (1) revises the requirement imposed upon the
12 Ombudsman to prepare quarterly reports relating to domestic violence to include
13 sexual assault and human trafficking within the scope of the report; (2) requires the
14 Ombudsman to provide assistance to victims of sexual assault and human
15 trafficking; and (3) requires the Ombudsman to provide education to the public
16 regarding sexual assault and human trafficking. (NRS 228.450)

17 Existing law creates the Account for Programs Related to Domestic Violence in
18 the State General Fund, requires the Ombudsman to administer the Account and
19 sets forth the purposes for which the Ombudsman may expend money in the
20 Account. (NRS 228.460) Existing law also provides that if a court finds that a
21 person is guilty of committing an act which constitutes domestic violence, the court
22 is required to order the person to pay a fee of \$35, which must be credited to the
23 Account. (NRS 176.094) **Section 3** of this bill changes the name of the Account to
24 include reference to sexual assault and human trafficking, and **sections 5 and 6** of
25 this bill make a corresponding change to reflect the changed name.

26 Existing law creates the Committee on Domestic Violence, whose members are
27 appointed by the Attorney General, and sets forth the duties of the Committee.
28 (NRS 228.470) **Section 4** of this bill: (1) renames the Committee as the Committee
29 on Domestic Violence, Sexual Assault and Human Trafficking; (2) revises the
30 duties of the Committee to include reference to sexual assault and human
31 trafficking; (3) adds two additional members to the Committee, one of whom is a
32 representative from the Office of the Court Administrator and one of whom is a
33 representative appointed by the Administrator of the Division of Public and
34 Behavioral Health of the Department of Health and Human Services; and (4)
35 eliminates the provision that requires the Committee to review programs for the
36 treatment of persons who commit domestic violence and a corresponding
37 subcommittee assigned to perform that review.

38 Existing law provides that if a person is convicted of a first offense of battery
39 which constitutes domestic violence against a victim who was pregnant at the time
40 of the battery, the person is guilty of a gross misdemeanor, punishable by
41 imprisonment in the county jail for not more than 364 days, or by a maximum fine
42 of \$2,000, or by both fine and imprisonment. (NRS 193.140, 200.485) **Section 7** (4)
43 of this bill provides that for such an offense, a person must be imprisoned for not
44 less than 60 days but not more than 364 days in the county jail, may be further punished
45 by a fine of not less than \$1,000, but not more than \$3,000, and must participate in
46 weekly counseling sessions of not less than 1 1/2 hours per week for not less than
47 12 months, at his or her expense.

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

1 **Section 1.** NRS 228.440 is hereby amended to read as follows:
2 228.440 1. The Office of Ombudsman for Victims of
3 Domestic Violence, *Sexual Assault and Human Trafficking* is
4 hereby created within the Office of the Attorney General.

5 2. The Attorney General shall appoint a person to serve in the
6 position of Ombudsman for a term of 4 years. The person so
7 appointed:

8 (a) Must be knowledgeable about the legal and societal aspects
9 of domestic violence ~~;~~, *sexual assault and human trafficking*;

10 (b) Is in the unclassified service of the State; and

11 (c) Is not required to be an attorney.

12 3. The Attorney General may remove the Ombudsman from
13 office for inefficiency, neglect of duty or malfeasance in office.

1 **Sec. 2.** NRS 228.450 is hereby amended to read as follows:
2 228.450 1. The Ombudsman for Victims of Domestic
3 Violence, *Sexual Assault and Human Trafficking* shall:

4 (a) Prepare quarterly reports relating to victims of domestic
5 violence, *sexual assault and human trafficking* from information
6 collected from the Central Repository for Nevada Records of
7 Criminal History, if any such information is available.

8 (b) Provide necessary assistance to victims of domestic violence
9 ~~+~~, *sexual assault and human trafficking*.

10 (c) Provide education to the public concerning domestic
11 violence, *sexual assault and human trafficking*, including, without
12 limitation, the prevention of domestic violence, *sexual assault and*
13 *human trafficking*, available assistance to victims of domestic
14 violence, *sexual assault and human trafficking*, and available
15 treatment for persons who commit domestic violence ~~+~~, *sexual*
16 *assault and human trafficking*.

17 (d) Perform such other tasks as are necessary to carry out the
18 duties and functions of his or her office.

19 2. Except as otherwise provided in this subsection, information
20 collected pursuant to paragraph (a) of subsection 1 is confidential
21 and must not be disclosed to any person under any circumstances,
22 including, without limitation, pursuant to a subpoena, search warrant
23 or discovery proceeding. Such information may be used for
24 statistical purposes if the identity of the person is not discernible
25 from the information disclosed.

26 3. Any grant received by the Office of the Attorney General for
27 assistance to victims of domestic violence, *sexual assault and*
28 *human trafficking* may be used to compensate the Ombudsman for
29 Victims of Domestic Violence ~~+~~, *Sexual Assault and Human*
30 *Trafficking*.

31 **Sec. 3.** NRS 228.460 is hereby amended to read as follows:

32 228.460 1. The Account for Programs Related to Domestic
33 Violence, *Sexual Assault and Human Trafficking* is hereby
34 created in the State General Fund. Any fee imposed and collected
35 pursuant to NRS 176.094 must be deposited with the State
36 Controller for credit to the Account.

37 2. The Ombudsman for Victims of Domestic Violence ~~+~~,
38 *Sexual Assault and Human Trafficking*:

39 (a) Shall administer the Account for Programs Related to
40 Domestic Violence ~~+~~, *Sexual Assault and Human Trafficking*;
41 and

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

44 (1) The Committee;

1 (2) Training law enforcement officers, attorneys and
2 members of the judicial system about domestic violence ~~[(j)],~~ *sexual*
3 *assault and human trafficking;*

4 (3) Assisting victims of domestic violence , *sexual assault*
5 *and human trafficking* and educating the public concerning
6 domestic violence ~~[(j)],~~ *sexual assault and human trafficking;* and

7 (4) Carrying out the duties and functions of his or her office.

8 3. All claims against the Account for Programs Related to
9 Domestic Violence , *Sexual Assault and Human Trafficking* must
10 be paid as other claims against the State are paid.

11 **Sec. 4.** NRS 228.470 is hereby amended to read as follows:

12 228.470 1. The ~~[(Attorney General shall appoint a]~~
13 *Committee on Domestic Violence* *is* comprised of the
14 Attorney General or a designee of the Attorney General and:

15 (a) *The following members appointed by the Attorney General:*

16 (1) One staff member of a program for victims of domestic
17 violence;

18 (2) One staff member of a program for the treatment of
19 persons who commit domestic violence;

20 (3) One representative from an office of the district attorney
21 with experience in prosecuting criminal offenses;

22 ~~[(d)]~~-(4) One representative from an office of the city attorney
23 with experience in prosecuting criminal offenses;

24 ~~[(e)]~~-(5) One law enforcement officer;

25 ~~[(f)]~~-(6) One provider of mental health care;

26 ~~[(g)]~~-(7) Two ~~[(victims)]~~*survivors* of domestic violence;

27 (8) One justice of the peace or municipal judge;

28 (9) *One representative from the Office of Court*
29 *Administrator;* and

30 ~~[(i)]~~-(10) Any other person appointed by the Attorney General.

31 (b) *One member who is a representative of the Division of*
32 *Public and Behavioral Health of the Department of Health and*
33 *Human Services, who is appointed by the Administrator of the*
34 *Division and who has experience related to the certification of*
35 *programs for the treatment of persons who commit domestic*
36 *violence, sexual assault or human trafficking.*

37 ↪ Each appointed member serves a term of 2 years. Members may
38 be reappointed for additional terms of 2 years. At least two members
39 of the Committee must be residents of a county whose population is
40 less than 100,000.

41 2. The Committee shall:

1 (a) Increase awareness of the existence and unacceptability of
2 domestic violence in this State;

3 (b) ~~Review programs for the treatment of persons who commit~~
4 ~~domestic violence and make recommendations to the Division of~~
5 ~~Public and Behavioral Health of the Department of Health and~~
6 ~~Human Services for the certification of such programs pursuant to~~
7 ~~NRS 439.258;~~

8 ~~(c)~~ Review and evaluate existing programs provided to peace
9 officers for training related to domestic violence and make
10 recommendations to the Peace Officers' Standards and Training
Commission regarding such training;

11 ~~(d)~~ (c) To the extent that money is available, provide financial
12 support to programs for the prevention of domestic violence in this
State;

13 ~~(e)~~ (d) Study and review all appropriate issues related to the
14 administration of the criminal justice system in rural Nevada with
15 respect to offenses involving domestic violence, including, without
limitation, the availability of counseling services; ~~and~~

16 (e) *Study issues that relate to domestic violence, such as the*
intersection between domestic violence and sexual assault, and
domestic violence and human trafficking; and

17 ~~(f)~~ (e) Submit on or before March 1 of each odd-numbered
18 year a report to the Director of the Legislative Counsel Bureau for
19 distribution to the regular session of the Legislature. In preparing the
20 report, the Committee shall solicit comments and recommendations
21 from district judges, municipal judges and justices of the peace in
22 rural Nevada. The report must include, without limitation:

23 (1) A summary of the work of the Committee and
24 recommendations for any necessary legislation concerning domestic
25 violence; and

26 (2) All comments and recommendations received by the
27 Committee.

28 3. ~~The Attorney General shall appoint a subcommittee of~~
29 ~~members of the Committee to carry out the duties prescribed in~~
30 ~~paragraph (b) of subsection 2.~~

31 ~~4.~~ The Attorney General or the designee of the Attorney
32 General is the Chair of the Committee.

33 ~~5.~~ 4. The Committee shall annually elect a Vice Chair ~~;~~
34 ~~Secretary and Treasurer~~ from among its members.

35 ~~6.~~ 5. The Committee shall meet regularly at least three times
36 in each calendar year and may meet at other times upon the call of
37 the Chair. ~~Any six members of the Committee constitute a quorum.~~
38 ~~A majority vote of the quorum is required to take action with respect~~
39 ~~to any matter.~~

1 ~~7.1~~ 6. At least one meeting in each calendar year must be held
2 at a location within the Fourth Judicial District, Fifth Judicial
3 District, Sixth Judicial District, Seventh Judicial District or Eleventh
4 Judicial District.

5 ~~8.1~~ 7. The Attorney General shall provide the Committee with
6 such staff as is necessary to carry out the duties of the Committee.

7 ~~9.1~~ 8. While engaged in the business of the Committee, each
8 member and employee of the Committee is entitled to receive the
9 per diem allowance and travel expenses provided for state officers
10 and employees generally.

11 ~~10.1~~ 9. The Committee may adopt regulations necessary to
12 carry out its duties pursuant to NRS 228.470 to 228.497, inclusive.

13 **Sec. 5.** NRS 228.490 is hereby amended to read as follows:

14 228.490 The Committee may apply for and accept gifts, grants,
15 donations and contributions from any source for the purpose of
16 carrying out its duties pursuant to NRS 228.470. Any money that
17 the Committee receives pursuant to this section must be deposited in
18 and accounted for separately in the Account for Programs Related to
19 Domestic Violence created pursuant to NRS 228.460 for use by
20 the Committee in
21 carrying out its duties.

22 **Sec. 6.** NRS 176.094 is hereby amended to read as follows:

23 176.094 In addition to any other fine or penalty, if the court
24 finds that a person is guilty of committing an act which constitutes
25 domestic violence pursuant to NRS 33.018, the court shall:

26 1. Enter a finding of fact in the judgment of conviction.

27 2. Order the person to pay a fee of \$35. Any money so
28 collected must be paid by the clerk of the court to the State
29 Controller on or before the fifth day of each month for the preceding
30 month for credit to the Account for Programs Related to Domestic
31 Violence established pursuant to NRS 228.460.

32 3. ~~Require~~ *Except as otherwise provided in subsection 4 of
33 NRS 200.485, require* for the:

34 (a) First offense within 7 years of any act which constitutes
35 domestic violence, the person to participate in weekly counseling
36 sessions of not less than 1 1/2 hours per week for not less than 6
37 months, but not more than 12 months, at his or her expense, in a
38 program for the treatment of persons who commit domestic violence
39 that has been certified pursuant to NRS 439.258; or

40 (b) Second offense within 7 years of any act which constitutes
41 domestic violence, the person to participate in weekly counseling
42 sessions of not less than 1 1/2 hours per week for 12 months, at his
43 or her expense, in a program for the treatment of persons who

1 commit domestic violence that has been certified pursuant to
2 NRS 439.258.

3 **Sec. 7.** NRS 200.485 is hereby amended to read as follows:

4 200.485 1. Unless a greater penalty is provided pursuant to
5 subsections 2 to 5, inclusive, or NRS 200.481, a person convicted of
6 a battery which constitutes domestic violence pursuant to
7 NRS 33.018:

8 (a) For the first offense within 7 years, is guilty of a
9 misdemeanor and shall be ~~sentenced to:~~ *punished by:*

10 (1) Imprisonment in the city or county jail or detention
11 facility for not less than 2 days, but not more than 6 months; and

12 (2) Perform not less than 48 hours, but not more than 120
13 hours, of community service.

14 ➔ The person shall be further punished by a fine of not less than
15 \$200, but not more than \$1,000. A term of imprisonment imposed
16 pursuant to this paragraph may be served intermittently at the
17 discretion of the judge or justice of the peace, except that each
18 period of confinement must be not less than 12 consecutive hours
19 and must occur at a time when the person is not required to be at his
20 or her place of employment or on a weekend.

21 (b) For the second offense within 7 years, is guilty of a
22 misdemeanor and shall be ~~sentenced to:~~ *punished by:*

23 (1) Imprisonment in the city or county jail or detention
24 facility for not less than 20 days, but not more than 6 months; and

25 (2) Perform not less than 100 hours, but not more than 200
26 hours, of community service.

27 ➔ The person shall be further punished by a fine of not less than
28 \$500, but not more than \$1,000. A term of imprisonment imposed
29 pursuant to this paragraph may be served intermittently at the
30 discretion of the judge or justice of the peace, except that each
31 period of confinement must not be less than 12 consecutive hours
32 and must occur at a time when the person is not required to be at his
33 or her place of employment or on a weekend.

34 (c) For the third offense within 7 years, is guilty of a category B
35 felony and shall be punished by imprisonment in the state prison for
36 a minimum term of not less than 1 year and a maximum term of not
37 more than 6 years, and may be further punished by a fine of not less
38 than \$1,000, but not more than \$5,000.

39 2. Unless a greater penalty is provided pursuant to subsection 3
40 or NRS 200.481, a person convicted of a battery which constitutes
41 domestic violence pursuant to NRS 33.018, if the battery is
42 committed by strangulation as described in NRS 200.481, is guilty
43 of a category C felony and shall be punished as provided in
44 NRS 193.130.

1 3. Unless a greater penalty is provided pursuant to NRS
2 200.481, a person who has been previously convicted of:

3 (a) A felony that constitutes domestic violence pursuant to
4 NRS 33.018;

5 (b) A battery which constitutes domestic violence pursuant to
6 NRS 33.018, if the battery is committed with the use of a deadly
7 weapon as described in NRS 200.481; or

8 (c) A violation of the law of any other jurisdiction that prohibits
9 the same or similar conduct set forth in paragraph (a) or (b),

10 and who commits a battery which constitutes domestic violence
11 pursuant to NRS 33.018 is guilty of a category B felony and shall be
12 punished by imprisonment in the state prison for a minimum term of
13 not less than 2 years and a maximum term of not more than 15
14 years, and shall be further punished by a fine of not less than
15 \$2,000, but not more than \$5,000.

16 4. Unless a greater penalty is provided pursuant to NRS
17 200.481, a person convicted of a battery which constitutes domestic
18 violence pursuant to NRS 33.018, if the battery is committed against
19 a victim who was pregnant at the time of the battery and the person
20 knew or should have known that the victim was pregnant:

21 (a) For the first offense, is guilty of a gross misdemeanor ~~and~~ *and*
22 *shall be punished by imprisonment in the county jail for not less*
23 *than 60 days but not more than 364 days, and may be further*
24 *punished by a fine of not less than \$1,000, but not more than*
25 *\$3,000. In addition to any other penalty, the court shall require the*
26 *person to participate in weekly counseling sessions of not less than*
27 *1 1/2 hours per week for not less than 12 months, at his or her*
28 *expense, in a program for the treatment of persons who commit*
29 *domestic violence that has been certified pursuant to NRS*
30 *439.258. If the person resides in this State but the nearest location*
31 *at which counseling services are available is in another state, the*
32 *court may allow the person to participate in counseling in the*
33 *other state in a program for the treatment of persons who commit*
34 *domestic violence that has been certified pursuant to*
35 *NRS 439.258.*

36 (b) For the second or any subsequent offense, is guilty of a
37 category B felony and shall be punished by imprisonment in the
38 state prison of a minimum term of not less than 1 year and a
39 maximum term of not more than 6 years, and may be further
40 punished by a fine of not less than \$1,000, but not more than
41 \$5,000.

42 5. Unless a greater penalty is provided pursuant to NRS
43 200.481, a person convicted of a battery which constitutes domestic
44 violence pursuant to NRS 33.018, if the battery causes substantial
45 bodily harm, is guilty of a category B felony and shall be punished

1 by imprisonment in the state prison of a minimum term of not less
2 than 1 year and a maximum term of not more than 6 years, and may
3 be further punished by a fine of not less than \$1,000, but not more
4 than \$5,000.

5 6. In addition to any other penalty, if a person is convicted of a
6 battery which constitutes domestic violence pursuant to NRS
7 33.018, *other than a battery described in subsection 4*, the court
8 shall:

9 (a) For the first offense within 7 years, require the person to
10 participate in weekly counseling sessions of not less than 1 1/2
11 hours per week for not less than 6 months, at his or her expense, in a
12 program for the treatment of persons who commit domestic violence
13 that has been certified pursuant to NRS 439.258.

14 (b) For the second offense within 7 years, require the person to
15 participate in weekly counseling sessions of not less than 1 1/2
16 hours per week for not less than 12 months, at his or her expense, in
17 a program for the treatment of persons who commit domestic
18 violence that has been certified pursuant to NRS 439.258.

19 ↪ If the person resides in this State but the nearest location at which
20 counseling services are available is in another state, the court may
21 allow the person to participate in counseling in the other state in a
22 program for the treatment of persons who commit domestic violence
23 that has been certified pursuant to NRS 439.258.

24 7. Except as otherwise provided in this subsection, an offense
25 that occurred within 7 years immediately preceding the date of the
26 principal offense or after the principal offense constitutes a prior
27 offense for the purposes of this section:

28 (a) When evidenced by a conviction; or

29 (b) If the offense is conditionally dismissed pursuant to NRS
30 176A.290 or dismissed in connection with successful completion of
31 a diversionary program or specialty court program,

32 ↪ without regard to the sequence of the offenses and convictions.
33 An offense which is listed in paragraph (a), (b) or (c) of subsection 3
34 that occurred on any date preceding the date of the principal offense
35 or after the principal offense constitutes a prior offense for the
36 purposes of this section when evidenced by a conviction, without
37 regard to the sequence of the offenses and convictions. The facts
38 concerning a prior offense must be alleged in the complaint,
39 indictment or information, must not be read to the jury or proved at
40 trial but must be proved at the time of sentencing and, if the
41 principal offense is alleged to be a felony, must also be shown at the
42 preliminary examination or presented to the grand jury.

43 8. In addition to any other penalty, the court may require such a
44 person to participate, at his or her expense, in a program of
45 treatment for an alcohol or other substance use disorder that has

1 been certified by the Division of Public and Behavioral Health of
2 the Department of Health and Human Services.

3 9. If it appears from information presented to the court that a
4 child under the age of 18 years may need counseling as a result of
5 the commission of a battery which constitutes domestic violence
6 pursuant to NRS 33.018, the court may refer the child to an agency
7 which provides child welfare services. If the court refers a child to
8 an agency which provides child welfare services, the court shall
9 require the person convicted of a battery which constitutes domestic
10 violence pursuant to NRS 33.018 to reimburse the agency for the
11 costs of any services provided, to the extent of the convicted
12 person's ability to pay.

13 10. If a person is charged with committing a battery which
14 constitutes domestic violence pursuant to NRS 33.018, a
15 prosecuting attorney shall not dismiss such a charge in exchange for
16 a plea of guilty, guilty but mentally ill or nolo contendere to a lesser
17 charge or for any other reason unless the prosecuting attorney
18 knows, or it is obvious, that the charge is not supported by probable
19 cause or cannot be proved at the time of trial. Except as otherwise
20 provided in this subsection, a court shall not grant probation to or
21 suspend the sentence of such a person. A court may grant probation
22 to or suspend the sentence of such a person:

23 (a) As set forth in NRS 4.373 and 5.055; or

24 (b) To assign the person to a program for the treatment of
25 veterans and members of the military pursuant to NRS 176A.290 if
26 the charge is for a first offense punishable as a misdemeanor.

27 11. In every judgment of conviction or admonishment of rights
28 issued pursuant to this section, the court shall:

29 (a) Inform the person convicted that he or she is prohibited from
30 owning, possessing or having under his or her custody or control
31 any firearm pursuant to NRS 202.360; and

32 (b) Order the person convicted to permanently surrender, sell or
33 transfer any firearm that he or she owns or that is in his or her
34 possession or under his or her custody or control in the manner set
35 forth in NRS 202.361.

36 12. A person who violates any provision included in a
37 judgment of conviction or admonishment of rights issued pursuant
38 to this section concerning the surrender, sale, transfer, ownership,
39 possession, custody or control of a firearm is guilty of a category B
40 felony and shall be punished by imprisonment in the state prison for
41 a minimum term of not less than 1 year and a maximum term of not
42 more than 6 years, and may be further punished by a fine of not
43 more than \$5,000. The court must include in the judgment of
44 conviction or admonishment of rights a statement that a violation of
45 such a provision in the judgment or admonishment is a category B

1 felony and shall be punished by imprisonment in the state prison for
2 a minimum term of not less than 1 year and a maximum term of not
3 more than 6 years, and may be further punished by a fine of not
4 more than \$5,000.

5 13. As used in this section:

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

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

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

13 **Sec. 8.** 1. Any administrative regulations adopted by an
14 officer or an agency whose name has been changed or whose
15 responsibilities have been transferred pursuant to the provisions of
16 this act to another officer or agency remain in force until amended
17 by the officer or agency to which the responsibility for the adoption
18 of the regulations has been transferred.

19 2. Any contracts or other agreements entered into by an officer
20 or agency whose name has been changed or whose responsibilities
21 have been transferred pursuant to the provisions of this act to
22 another officer or agency are binding upon the officer or agency to
23 which the responsibility for the administration of the provisions of
24 the contract or other agreement has been transferred. Such contracts
25 and other agreements may be enforced by the officer or agency to
26 which the responsibility for the enforcement of the provisions of the
27 contract or other agreement has been transferred.

28 3. Any action taken by an officer or agency whose name has
29 been changed or whose responsibilities have been transferred
30 pursuant to the provisions of this act to another officer or agency
31 remains in effect as if taken by the officer or agency to which the
32 responsibility for the enforcement of such actions has been
33 transferred.

34 **Sec. 9.** The Legislative Counsel shall:

35 1. In preparing the reprint and supplements to the Nevada
36 Revised Statutes, appropriately change any references to an officer,
37 agency or other entity whose name is changed or whose
38 responsibilities are transferred pursuant to the provisions of this act
39 to refer to the appropriate officer, agency or other entity.

40 2. In preparing supplements to the Nevada Administrative
41 Code, appropriately change any references to an officer, agency or
42 other entity whose name has been changed or whose responsibilities
43 are transferred pursuant to the provisions of this act to refer to the
44 appropriate officer, agency or other entity.

1 **Sec. 10.** The provisions of subsection 1 of NRS 218D.380 do
2 not apply to any provision of this act which adds or revises a
3 requirement to submit a report to the Legislature.

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SB45