



**STATE OF NEVADA**  
**ADVISORY COUNCIL FOR PROSECUTING ATTORNEYS**  
100 North Carson Street  
Carson City, Nevada 89701

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## **DRAFT MEETING MINUTES**

**Organization:** Advisory Council for Prosecuting Attorneys

**Date and Time of Meeting:** March 25, 2024 • 8:00 a.m.

**Place of Meeting:** Virtual Meeting  
**Link:** [Click here to join the meeting](#) (Microsoft Teams)  
**Meeting ID:** 262 496 166 06 **Passcode:** CKSadD  
**Call in (audio only):** 775-321-6111  
**Conference ID:** 818 913 622#

### **Members Present**

Aaron D. Ford, Attorney General, Chair  
Christopher Hicks, Washoe County District Attorney, Vice Chair  
Mark Jackson, Douglas County District Attorney  
Steve Wolfson, Clark County District Attorney  
Nic Danna (for Wes Duncan, Sparks City Attorney)  
Carly Helbert, Las Vegas Assistant City Attorney  
Jamie Prosser, Las Vegas Metropolitan Police Department, Assistant Sheriff

### **Staff Present**

Michael K. Morton, Executive Director

### **Guests Present**

Teresa Benitez-Thompson, Chief of Staff, Office of the Attorney General  
Christine Jones Brady, Second Assistant Attorney General, Office of the Attorney General  
Heidi Perry Stern, Solicitor General, Office of the Attorney General  
Mark Krueger, Consumer Counsel, Office of the Attorney General  
David Gouldthorpe, Las Vegas Metropolitan Police Department  
Jennifer Rey, Nevada Department of Corrections

- 1. Call to Order and Roll Call.**
  - *All members or their proxies were present.*

2. **Public Comment.**
  - *There was no public comment offered.*
3. **Approval of minutes of December 12, 2023 meeting. (For possible action)**  
(Attachment 1 – Draft minutes from December 12, 2023 meeting).
  - *Carly Helbert made a motion to approve the minutes from the December 12, 2023 meeting.*
  - *Mark Jackson expressed concerns regarding how agenda item #7 (conference update and possible creation of subcommittee) was reflected in the minutes, and asked Michael Morton to provide a more comprehensive summary of the discussion from that agenda item. Chair Ford instructed Mr. Morton similarly, and tabled the approval of these minutes to the June 2024 meeting.*
4. **Report from Chief Deputy Attorney General and Consumer Counsel Mark Krueger on Status of Opioid Litigation, One Nevada Agreement, and Resilient Nevada Funds.**
  - *Mark Krueger, Office of the Attorney General, provided the Advisory Council with an update on all opioid litigation, settlement negotiations, and the Fund for a Resilient Nevada, specifically, Krueger gave an update on specific cases, on settlement negotiations with pharmacies, and the amount of money recouped by this litigation.*
  - *Mark Krueger thanked the local governments for the reports they have provided on the use of money from the Fund for a Resilient Nevada. Mark Jackson thanked Mark Krueger for the immense amount of work that him and his team have done on this litigation, and for the open lines of communication with local offices.*
  - *Mark Jackson also asked Mark Krueger if he or anyone in the Attorney General's Office has any say in how the money from the Fund is distributed to local governments across the State. Krueger stated that the Attorney General's Office does not have any authority related to how the money from the Fund is allocated, or which applications from local governments get approved or denied. That authority rests solely within the Department of Health and Human Services, and Mark Krueger provided an overview of how the Department makes its funding decisions.*
  - *Chris Hicks thanked both Chair Ford and Mark Krueger for their work on this issue, and Chair Ford similarly thanked Mark Krueger for the same.*
5. **Report from Solicitor General on Cases Pending before the Nevada Supreme Court and the Nevada Court of Appeals of Possible Interest, and Discussion of Recent Federal and State Court Rulings.**
  - *Heidi Perry Stern, Solicitor General, provided an update to the Advisory Council on cases pending and rulings, both federal and state, that may be of interest to the Advisory Council. These cases included:*
    - *Dickey v. State (NSC)*
    - *Chittenden v. Justice Court of Pahrump Township (Nevada Court of Appeals)*

- *Willson v. The First Judicial District Court (Nevada Court of Appeals)*
- *U.S. v. Perez-Garcia (Ninth Circuit)*
- *U.S. v. Perkins (Ninth Circuit)*
- *U.S. v. Rahimi (SCOTUS)*
- *Chris Hicks asked if the Office of Solicitor General and Michael Morton could provide the Advisory Council with a regular update, similar to this one, on recent court rulings on a regular basis. Heidi Perry Stern said that such an update could be provided in writing on a quarterly basis, and would work with Mr. Morton on it.*
- *Mark Jackson asked Heidi Perry Stern for a meeting offline to discuss certain cases, specifically, one brought by the ACLU related to indigent defense services and the workload study that is the basis for the case.*

**6. Presentation from Jennifer Rey, Chief of Victim and Family Services for the Nevada Department of Corrections, regarding Victim Registration and Possible Post-Conviction Training for Local Prosecutor’s Offices.**

- *Jennifer Rey discussed training, entitled “Sentences, Classification, and Victim Notification” that is offered by the Nevada Department of Corrections regarding victim notification/classification. This training is open to prosecuting attorney offices, any attorney, judges, and court staff.*
- *Rey explained that this training is useful because it is sometimes difficult for members of the public (victims, their families, etc.) to understand what types of notifications are given, and what times, and for what reasons. While any member of the public can sign up for VINE, only the statutory victim of a given crime gets other certain notifications. That is why the Victim Notification Form is so important.*
- *Rey stated that her office will provide such training, in person, to prosecuting offices across the State. Steve Wolfson expressed interest in having Jennifer Rey provide the training to the Clark County District Attorney’s Office.*

**7. Discussion and Staff Update regarding the 2024 Prosecutors Conference.**

- *Michael Morton provided both a logistical and programming update on the 2024 Conference. He stated that the Attorney General’s Office recently received the approved contract back from the Governor’s Finance Office, and noted that he would now publish the registration form and hotel room reservation information to the Council’s webpage, as well as send out the same information to all offices statewide.*
- *Mr. Morton also noted that he would be sending out a scheduling email by the end of the week to the members of the Subcommittee on Conference Programming to schedule its first meeting. Mark Jackson stated that he would like to see the agenda approved/finalized by the full Council at its June 2024 meeting.*

**8. Chair’s Report.**

- *Chair Ford provided his [Chair’s Report](#) in writing, which included an update on the work of the Committee on Domestic Violence, the Statewide Substance Use Response Working Group, and the Nevada Sentencing Commission. It was noted*

*that Mr. Morton attached a Chair's Report from a previous meeting in error, and that he would resend and report the correct report.*

9. **Executive Director's Report.**

- *Michael Morton provided his [Executive Director's Report](#) in writing, which included an update on budget account expenditures, his work as Chair of the Vulnerable Adult Fatality Review Committee, and his continued search for applicable grant funding for either the Advisory Council or local offices.*

10. **Discussion on Possible Legislative Matters for the 83<sup>rd</sup> Session of the Nevada Legislature.**

- *Michael Morton noted the work being conducted by the Joint interim Standing Committee on Judiciary, and stated that the Committee would be voting on which of its legislative recommendations to submit as BDRs at its August 2024 meeting.*
- *Mark Jackson stated that a priority of the Advisory Council this upcoming session should be on increased funding levels for the Council, and that it has been a historical issue dating back to the creation of the Advisory Council. Chair Ford and Teresa Benitez-Thompson, Chief of Staff, noted that the Governor's Finance Office has directed state agencies to submit flat budgets during the upcoming budget building period, but that the Attorney General's Office will do its best in securing additional funding for the Advisory Council.*
- *Michael Morton stated that having the number of prosecutors in each district and city attorney offices would help in creating the narrative for requesting increased funding to meet the statutory mission of the Council, and Carly Helbert stated that also noting the amount of vacancies each office currently has would be helpful, too.*

11. **Council Comments.** (For discussion only – action may not be taken on any matter brought up under this agenda item, but matters may be scheduled on future agendas).

12. **Public Comment.**

- *No public comment was offered at this time.*

13. **Adjournment.**

- *Carly Helbert made a motion to adjourn the meeting, Chris Hicks seconded the motion. The motion passed unanimously.*

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In accordance with NRS 241.020, this agenda was posted on or before December 7, 2023 online at [https://ag.nv.gov/Hot\\_Topics/Prosecuting\\_Attorneys\\_Council/](https://ag.nv.gov/Hot_Topics/Prosecuting_Attorneys_Council/) and <https://notice.nv.gov/> and the following locations:

- Office of the Attorney General, 100 N. Carson Street, Carson City, NV 89701
- Office of the Attorney General, 5420 Kietzke Lane, Suite 202, Reno, NV 89511

- Office of the Attorney General, Grant Sawyer Building, 555 E. Washington Ave., Las Vegas, NV 89101

Meeting materials may be requested from Michael K. Morton, Special Assistant Attorney General, at (775) 687-2110 or [mkmorton@ag.nv.gov](mailto:mkmorton@ag.nv.gov), or obtained from the Office of the Attorney General at any of the locations listed above.