

SUMMARY—Establishes provisions relating to the administration of justice. (BDR 14-549)

FISCAL NOTE: Effect on Local Government: May have Fiscal Impact.

Effect on the State: Yes.

AN ACT relating to the administration of justice; requiring any person employed in the criminal justice system in this State to complete periodic training relating to implicit bias and cultural competency; requiring the Attorney General to adopt regulations concerning such training; requiring any person who files with a court a petition commencing a juvenile proceeding to file an affidavit certifying certain information; prohibiting a court from accepting a petition commencing a juvenile proceeding unless the petition is accompanied by such an affidavit; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

Existing law establishes various provisions relating to criminal procedure in this State. (Title 14 of NRS) **Section 1** of this bill requires any person who is employed in the criminal justice system in this State to complete, in addition to any other required training, periodic training relating to implicit bias and cultural competency. **Section 1** also requires that such training include certain specific instruction relating to implicit bias and cultural competency.



Additionally, **section 1** requires the Attorney General to adopt regulations concerning such training.

Existing law also establishes provisions specifically relating to the procedure before adjudication in juvenile proceedings in this State. (Chapter 62C of NRS) **Section 2** of this bill requires any person who files with a court a petition that commences a juvenile proceeding to also file an affidavit certifying that: (1) every person who was involved in the decision to file the petition and who is required to complete the training set forth in **section 1** has completed such training; and (2) the petition is not being filed as a result of any inappropriate discrimination on the basis of any protected class or characteristic. **Section 2** also prohibits a court from accepting any petition that commences a juvenile proceeding unless the petition is accompanied by such an affidavit.

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

Section 1. Chapter 169 of NRS is hereby amended by adding thereto a new section to read as follows:

1. Any person who is employed in the criminal justice system in this State, including, without limitation, any magistrate, master, prosecuting attorney, public defender, peace officer, employee of a court, prosecuting attorney's office or public defender's office, or



employee of the Department of Corrections or the Division of Parole and Probation of the Department of Public Safety, shall complete, in addition to any other required training, periodic training relating to implicit bias and cultural competency.

2. The training required by subsection 1 must include, without limitation, instruction that:

(a) Explains what implicit bias is, where implicit bias comes from, the importance of understanding implicit bias and the negative impacts of implicit bias, and offers examples of actions that can be taken to reduce implicit bias;

(b) Provides information regarding cultural competency, including, without limitation, sensitivity to the needs of children, lesbian, gay, bisexual and transgender persons, racial and ethnic minorities and women; and

(c) Provides information regarding:

(1) Socioeconomic conditions in various areas in this State; and

(2) Historical inequities in the juvenile justice and criminal justice systems.

3. The Attorney General shall adopt regulations to carry out the provisions of this section.

4. As used in this section, “cultural competency” means an understanding of how people and institutions can respond respectfully and effectively to people of all cultures, economic statuses, language backgrounds, races, ethnic backgrounds, disabilities, religions, genders, gender identifications, sexual orientations, veteran statuses and other characteristics in a manner that recognizes, affirms and values the worth and preserves the dignity of people, families and communities.



Sec. 2. Chapter 62C of NRS is hereby amended by adding thereto a new section to read as follows:

1. Any person who files with a court a petition that commences a juvenile proceeding shall also file an affidavit executed by the person which certifies that:

(a) Every person who was involved in the decision to file the petition and is subject to the provisions of section 1 of this act has completed the training required by that section; and

(b) The petition is not being filed as a result of any inappropriate discrimination on the basis of any protected class or characteristic.

2. A court shall not accept any petition that commences a juvenile proceeding unless the petition is accompanied by the affidavit required pursuant to subsection 1.

Sec. 3. The provisions of NRS 354.599 do not apply to any additional expenses of a local government that are related to the provisions of this act.

Sec. 4. 1. This section becomes effective upon passage and approval.

2. Sections, 1, 2 and 3 of this act become effective:

(a) Upon passage and approval for the purpose of adopting any regulations and performing any preparatory administrative tasks that are necessary to carry out the provisions of this act; and

(b) On January 1, 2022, for all other purposes.

