

(Reprinted with amendments adopted on June 2, 2023)

SECOND REPRINT

A.B. 125

ASSEMBLY BILL NO. 125—ASSEMBLYMEN BACKUS;
GORELOW AND HAFEN

FEBRUARY 9, 2023

JOINT SPONSORS: SENATORS BUCK AND KRASNER

Referred to Committee on Judiciary

SUMMARY—Revises provisions relating to public safety.
(BDR 43-796)

FISCAL NOTE: Effect on Local Government: May have Fiscal Impact.
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 public safety; requiring the tribal liaison for the Department of Public Safety to maintain ongoing communication relating to missing or murdered indigenous persons between the Department and certain entities; authorizing the Department to accept a report relating to certain persons missing from an Indian reservation or Indian colony located in whole or in part in this State; requiring certain law enforcement agencies to notify certain persons or agencies after receiving a report related to a missing indigenous person; making an appropriation; and providing other matters properly relating thereto.

Legislative Counsel’s Digest:

- 1 Existing law requires each state agency that communicates with Indian tribes
- 2 on a regular basis to designate a tribal liaison whose duties include maintaining
- 3 ongoing communication between the state agency and affected Indian tribes. (NRS
- 4 233A.260) **Section 2** of this bill requires the tribal liaison for the Department of
- 5 Public Safety to also maintain ongoing communication related to missing or
- 6 murdered indigenous persons between the Department and: (1) Indian tribes and
- 7 tribal communities in this State; (2) tribal organizations; (3) urban Indian
- 8 organizations; (4) other tribal liaisons designated by state agencies; and (5)
- 9 nongovernmental entities that provide services to women who are members of
- 10 Indian tribes.



11 Existing law requires each sheriff, chief of police or other law enforcement
12 agency which receives a report of a person missing under suspicious circumstances
13 who is 18 years of age or older to enter the information concerning the missing
14 person into the computer for the National Crime Information Center. (NRS
15 480.500) **Section 3** of this bill authorizes the Department to: (1) accept a report of a
16 person who is 18 years of age or older and missing under certain circumstances
17 from an Indian reservation or Indian colony that is located in whole or in any part
18 of this State; and (2) enter the information concerning the missing person into the
19 computer for the National Crime Information Center.

20 **Section 3.5** of this bill requires each sheriff, chief of police or other law
21 enforcement agency that receives a report that an indigenous person who is 18
22 years of age or older is missing from an Indian reservation or Indian colony that
23 is located in whole or in part in this State to notify: (1) the Missing and Murdered
24 Unit within the Office of Justice Services of the Bureau of Indian Affairs; (2) a
25 person employed as a police officer by the Indian tribe having jurisdiction over the
26 Indian reservation or Indian colony from which the person is missing; or (3) the
27 tribal liaison for the Department.

28 **Section 4.5** of this bill makes an appropriation to the Investigation Division of
29 the Department for personnel, travel, operating, equipment and information
30 services expenses to carry out the provisions of this bill.

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

1 **Section 1.** Chapter 480 of NRS is hereby amended by adding
2 thereto the provisions set forth as sections 2, 3 and 3.5 of this act.

3 **Sec. 2.** *In addition to the duties set forth in NRS 233A.260,*
4 *the tribal liaison for the Department shall maintain ongoing*
5 *communication relating to missing or murdered indigenous*
6 *persons between the Department and:*

- 7 1. *Indian tribes and tribal communities in this State;*
- 8 2. *Tribal organizations;*
- 9 3. *Urban Indian organizations;*
- 10 4. *Other tribal liaisons designated by state agencies pursuant*
11 *to NRS 233A.260; and*
- 12 5. *Nongovernmental entities that provide services to women*
13 *who are members of Indian tribes.*

14 **Sec. 3.** *Notwithstanding any other provision of state or local*
15 *law, the Department may:*

16 1. *Accept a report of a person who is 18 years of age or older*
17 *and missing from an Indian reservation or Indian colony that is*
18 *located in whole or in part in this State if the person who is*
19 *reported missing:*

- 20 (a) *Has a physical or mental disability;*
- 21 (b) *Is missing after an emergency or natural disaster;*
- 22 (c) *Is missing under:*

23 (1) *Circumstances that indicate he or she may be in danger*
24 *or that his or her disappearance may not be voluntary; or*



1 (2) *Any other suspicious circumstance; and*

2 2. *Enter the information concerning the missing person into*
3 *the National Crime Information Center pursuant to NRS 480.500.*

4 **Sec. 3.5.** *If a person reports to a sheriff, chief of police or*
5 *other law enforcement agency that an indigenous person who is*
6 *18 years of age or older is missing from an Indian reservation or*
7 *Indian colony that is located in whole or in part in this State, the*
8 *sheriff, chief of police or other law enforcement agency, as*
9 *applicable, shall notify:*

10 1. *The Missing and Murdered Unit within the Office of*
11 *Justice Services of the Bureau of Indian Affairs;*

12 2. *A person employed as a police officer by the Indian tribe*
13 *having jurisdiction over the Indian reservation or Indian colony*
14 *from which the person is missing; or*

15 3. *The tribal liaison designated by the Department pursuant*
16 *to NRS 233A.260.*

17 **Sec. 4.** (Deleted by amendment.)

18 **Sec. 4.5.** 1. There is hereby appropriated from the State
19 General Fund to the Investigation Division of the Department of
20 Public Safety for personnel, travel, operation, equipment and
21 information services expenses to carry out the provisions of this act
22 the following sums:

23 For the Fiscal Year 2023-2024 \$104,945

24 For the Fiscal Year 2024-2025 \$113,148

25 2. Any balance of the sums appropriated by subsection 1
26 remaining at the end of the respective fiscal years must not be
27 committed for expenditure after June 30 of the respective fiscal
28 years by the entity to which the appropriation is made or any entity
29 to which money from the appropriation is granted or otherwise
30 transferred in any manner, and any portion of the appropriated
31 money remaining must not be spent for any purpose after
32 September 20, 2024, and September 19, 2025, respectively, by
33 either the entity to which the money was appropriated or the entity
34 to which the money was subsequently granted or transferred, and
35 must be reverted to the State General Fund on or before
36 September 20, 2024, and September 19, 2025, respectively.

37 **Sec. 5.** This act becomes effective on July 1, 2023.

