

Amendment No. 258

Assembly Amendment to Assembly Bill No. 125	(BDR 43-796)
Proposed by: Assembly Committee on Judiciary	
Amends: Summary: No Title: Yes Preamble: No Joint Sponsorship: Yes Digest: Yes	

ASSEMBLY ACTION	Initial and Date		SENATE ACTION	Initial and Date
Adopted <input type="checkbox"/>	Lost <input type="checkbox"/>	_____	Adopted <input type="checkbox"/>	Lost <input type="checkbox"/>
Concurred In <input type="checkbox"/>	Not <input type="checkbox"/>	_____	Concurred In <input type="checkbox"/>	Not <input type="checkbox"/>
Receded <input type="checkbox"/>	Not <input type="checkbox"/>	_____	Receded <input type="checkbox"/>	Not <input type="checkbox"/>

EXPLANATION: Matter in (1) *blue bold italics* is new language in the original bill; (2) variations of green bold underlining is language proposed to be added in this amendment; (3) ~~red strikethrough~~ is deleted language in the original bill; (4) ~~purple double strikethrough~~ is language proposed to be deleted in this amendment; (5) orange double underlining is deleted language in the original bill proposed to be retained in this amendment.



ASSEMBLY BILL NO. 125—ASSEMBLYWOMAN BACKUS

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; ~~requiring~~ **authorizing** a law enforcement agency 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 the Peace Officers’ Standards and Training Commission to adopt certain regulations for the training of peace officers related to missing indigenous persons; and providing other matters properly relating thereto.

Legislative Counsel’s Digest:

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

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

Existing law requires the Peace Officers’ Standards and Training Commission to adopt regulations which require that all peace officers receive training in the handling of cases

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21 involving missing children. (NRS 289.510) **Section 4** of this bill requires the Commission to
 22 also adopt regulations which require that all peace officers receive training in the taking of
 23 reports and the handling of cases relating to missing indigenous women and other indigenous
 24 persons.

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 thereto the
 2 provisions set forth as sections 2 and 3 of this act.

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

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

13 **Sec. 3.** *Notwithstanding any other provision of state or local law, a sheriff,*
 14 *chief of police or other law enforcement agency ~~must~~ may:*

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

- 19 *(a) Has a physical or mental disability;*
- 20 *(b) Is missing after an emergency or natural disaster;*
- 21 *(c) Is missing under:*
 22 *(1) Circumstances that indicate he or she may be in danger or that his or*
 23 *her disappearance may not be voluntary; or*
 24 *(2) Any other suspicious circumstance; and*

25 2. *Enter the information concerning the missing person into the computer*
 26 *for the National Crime Information Center pursuant to NRS 480.500 ~~and the~~*
 27 *~~National Missing and Unidentified Persons System.~~*

28 **Sec. 4.** NRS 289.510 is hereby amended to read as follows:

29 289.510 1. The Commission:

30 (a) Shall meet at the call of the Chair, who must be elected by a majority vote
 31 of the members of the Commission.

32 (b) Shall provide for and encourage the training and education of persons
 33 whose primary duty is law enforcement to ensure the safety of the residents of and
 34 visitors to this State.

35 (c) Shall adopt regulations establishing minimum standards for the certification
 36 and decertification, recruitment, selection and training of peace officers. The
 37 regulations must establish:

38 (1) Requirements for evaluations to be conducted during the recruitment
 39 and selection of peace officers, which must identify implicit bias on the part of a
 40 peace officer on the basis of race, color, religion, national origin, physical or mental
 41 disability, sexual orientation or gender identity or expression;

42 (2) Requirements for basic training for category I, category II and category
 43 III peace officers and reserve peace officers;

1 (3) Standards for programs for the continuing education of peace officers,
2 including minimum courses of study and requirements concerning attendance,
3 which must require that all peace officers annually complete not less than 12 hours
4 of continuing education in courses that address:

- 5 (I) Racial profiling;
6 (II) Mental health, including, without limitation, crisis intervention;
7 (III) The well-being of officers;
8 (IV) Implicit bias recognition;
9 (V) De-escalation;
10 (VI) Human trafficking; and
11 (VII) Firearms.

12 (4) Qualifications for instructors of peace officers;

13 (5) Requirements for the certification of a course of training; and

14 (6) Standards for an annual behavioral wellness visit for peace officers to
15 aid in preserving the emotional and mental health of the peace officer and assessing
16 conditions that may affect the performance of duties by the peace officer.

17 (d) Shall, when necessary, present courses of training and continuing education
18 courses for category I, category II and category III peace officers and reserve peace
19 officers.

20 (e) May make necessary inquiries to determine whether the agencies of this
21 State and of the local governments are complying with standards set forth in its
22 regulations.

23 (f) Shall carry out the duties required of the Commission pursuant to NRS
24 432B.610 and 432B.620.

25 (g) May perform any other acts that may be necessary and appropriate to the
26 functions of the Commission as set forth in NRS 289.450 to 289.680, inclusive.

27 (h) May enter into an interlocal agreement with an Indian tribe to provide
28 training to and certification of persons employed as police officers by that Indian
29 tribe.

30 (i) Shall develop and approve a standard curriculum of certified training
31 programs in crisis intervention, which may be made available in an electronic
32 format, and which address specialized responses to persons with mental illness and
33 train peace officers to identify the signs and symptoms of mental illness, to de-
34 escalate situations involving persons who appear to be experiencing a behavioral
35 health crisis and, if appropriate, to connect such persons to treatment. A peace
36 officer who completes any program developed pursuant to this paragraph must be
37 issued a certificate of completion.

38 2. Regulations adopted by the Commission:

39 (a) Apply to all agencies of this State and of local governments in this State
40 that employ persons as peace officers;

41 (b) Must require that all peace officers receive training in the handling of cases
42 involving abuse or neglect of children or missing children;

43 (c) *Must require that all peace officers receive training in the taking of*
44 *reports and handling of cases relating to missing indigenous women and other*
45 *indigenous persons.*

46 (d) Must require that all peace officers receive training in the handling of cases
47 involving abuse, neglect, exploitation, isolation and abandonment of older persons
48 or vulnerable persons; and

49 ~~(((d)))~~ (e) May require that training be carried on at institutions which it
50 approves in those regulations.

51 **Sec. 5.** 1. This section becomes effective upon passage and approval.

52 2. Sections 1, 2 and 3 of this act become effective on July 1, 2023.

53 3. Section 4 of this act becomes effective:

- 1 (a) Upon passage and approval for the purpose of adopting any regulations and
- 2 performing any other preparatory administrative tasks that are necessary to carry
- 3 out the provisions of this act; and
- 4 (b) On January 1, 2024, for all other purposes.