

Amendment No. 468

Senate Amendment to Senate Bill No. 391	(BDR 20-936)
<b>Proposed by:</b> Senate Committee on Government Affairs	
<b>Amends:</b> Summary: No Title: No Preamble: No Joint Sponsorship: No 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.

BJF



Date: 4/22/2023

S.B. No. 391—Revises provisions relating to governmental entities. (BDR 20-936)





SENATE BILL NO. 391—SENATOR D. HARRIS

MARCH 27, 2023

JOINT SPONSORS: ASSEMBLYMEN WATTS AND BACKUS

Referred to Committee on Government Affairs

SUMMARY—Revises provisions relating to governmental entities. (BDR 20-936)

FISCAL NOTE: Effect on Local Government: No.  
Effect on the State: No.

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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 governmental entities; revising provisions prohibiting certain counties, cities and unincorporated towns from sounding sirens, bells or alarms for certain purposes; establishing civil penalties for violations of such prohibitions; authorizing the Attorney General to bring a civil action to recover such penalties; and providing other matters properly relating thereto.

**Legislative Counsel’s Digest:**

Existing law prohibits a county, city or town in this State from sounding a siren, bell or alarm that was previously sounded on certain days or times in association with an ordinance enacted by the county, city or town which required persons of a particular race, ethnicity, ancestry, national origin or color to leave the county or a city, town or township within the county by a certain time. (NRS 244.159, 268.0199, 269.234)

This bill revises these provisions by prohibiting a county, a city and an unincorporated town from sounding a siren, bell or alarm for a purpose other than: (1) alerting persons to an emergency; (2) testing the siren, bell or alarm at reasonable time intervals ~~of~~ **of not more than once every 6 months**; or (3) celebrating or recognizing a legal holiday on the day of the legal holiday or the day on which the legal holiday is recognized by existing law. This bill authorizes the Attorney General to bring a civil action to collect a monetary penalty from a county, city or unincorporated town for each violation. This bill prohibits a county, city or unincorporated town from taking adverse employment action against the employee for reporting such a violation to the Attorney General.

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

**Section 1.** NRS 244.159 is hereby amended to read as follows:

244.159 **1.** A county in this State may not sound a siren, bell or alarm ~~at a time during which the siren, bell or alarm was previously sounded on specific days~~

1 ~~or times in association with an ordinance enacted by the county which required~~  
2 ~~persons of a particular race, ethnicity, ancestry, national origin or color to leave the~~  
3 ~~county or a city, town or township within the county by a specific time.] for a~~  
4 ~~purpose other than:~~

5 (a) Alerting persons to an emergency;

6 (b) Testing the siren, bell or alarm at reasonably scheduled intervals ~~of~~ not more than once every 6 months; or

7  
8 (c) Celebrating or recognizing a day declared to be a legal holiday pursuant  
9 to NRS 236.015 on the day of the legal holiday or the day on which the legal  
10 holiday is recognized.

11 2. Any county that sounds a siren, bell or alarm in violation of subsection 1  
12 is subject to a penalty of not more than \$50,000 for each violation. The Attorney  
13 General may recover the penalty in a civil action brought in the name of the State  
14 of Nevada in any court of competent jurisdiction. Such an action must be  
15 commenced within 1 year after the violation.

16 3. A county shall not take adverse employment action against an employee  
17 who reports a violation of this section to the Office of the Attorney General.

18 **Sec. 2.** NRS 268.0199 is hereby amended to read as follows:

19 268.0199 1. A city in this State may not sound a siren, bell or alarm ~~at a~~  
20 ~~time during which the siren, bell or alarm was previously sounded on specific days~~  
21 ~~or times in association with an ordinance enacted by the city which required~~  
22 ~~persons of a particular race, ethnicity, ancestry, national origin or color to leave the~~  
23 ~~city by a specific time.] for a purpose other than:~~

24 (a) Alerting persons to an emergency;

25 (b) Testing the siren, bell or alarm at reasonably scheduled intervals ~~of~~ not more than once every 6 months; or

26  
27 (c) Celebrating or recognizing a day declared to be a legal holiday pursuant  
28 to NRS 236.015 on the day of the legal holiday or the day on which the legal  
29 holiday is recognized.

30 2. Any city that sounds a siren, bell or alarm in violation of subsection 1  
31 is subject to a penalty of not more than \$50,000 for each violation. The Attorney  
32 General may recover the penalty in a civil action brought in the name of the State  
33 of Nevada in any court of competent jurisdiction. Such an action must be  
34 commenced within 1 year after the violation.

35 3. A city shall not take adverse employment action against an employee who  
36 reports a violation of this section to the Office of the Attorney General.

37 **Sec. 3.** NRS 269.234 is hereby amended to read as follows:

38 269.234 1. An unincorporated town in this State may not sound a siren, bell  
39 or alarm ~~at a time during which the siren, bell or alarm was previously sounded on~~  
40 ~~specific days or times in association with an ordinance enacted by the town which~~  
41 ~~required persons of a particular race, ethnicity, ancestry, national origin or color to~~  
42 ~~leave the town by a specific time.] for a purpose other than:~~

43 (a) Alerting persons to an emergency;

44 (b) Testing the siren, bell or alarm at reasonably scheduled intervals ~~of~~ not more than once every 6 months; or

45  
46 (c) Celebrating or recognizing a day declared to be a legal holiday pursuant  
47 to NRS 236.015 on the day of the legal holiday or the day on which the legal  
48 holiday is recognized.

49 2. Any unincorporated town that sounds a siren, bell or alarm in violation  
50 of subsection 1 is subject to a penalty of not more than \$50,000 for each  
51 violation. The Attorney General may recover the penalty in a civil action brought  
52 in the name of the State of Nevada in any court of competent jurisdiction. Such  
53 an action must be commenced within 1 year after the violation.

- 1        *3. An unincorporated town shall not take adverse employment action*  
2        *against an employee who reports a violation of this section to law enforcement.*  
3        **Sec. 4.** This act becomes effective upon passage and approval.