
SENATE BILL NO. 25—COMMITTEE ON GOVERNMENT AFFAIRS

(ON BEHALF OF THE CITY OF RENO)

PREFILED NOVEMBER 16, 2018

Referred to Committee on Government Affairs

SUMMARY—Revises provisions governing the administration of the surcharge imposed on telephone users. (BDR 20-442)

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 public safety; revising provisions relating to the imposition of a surcharge which may be collected and used for the enhancement of the telephone system for reporting an emergency; providing that such a surcharge may also be used for the purpose of paying costs for personnel and training associated with portable event recording devices and vehicular event recording devices; and providing other matters properly relating thereto.

Legislative Counsel’s Digest:

1 Existing law requires certain peace officers to wear a portable event recording
2 device while on duty. (NRS 289.830) Existing law authorizes: (1) all counties in
3 this State to impose a surcharge to be used for the enhancement of the telephone
4 system for reporting an emergency in the county; and (2) the surcharge to be used
5 for the purpose of purchasing and maintaining portable event recording devices and
6 vehicular event recording devices. (NRS 244A.7643, 244A.7645) **Section 1** of this
7 bill authorizes the surcharge to also be used for personnel and training associated
8 with: (1) maintaining, updating and operating the equipment, hardware and
9 software of portable event recording devices and vehicular event recording devices;
10 and (2) the maintenance, retention and redaction of audio and video events recorded
11 on portable event recording devices and vehicular event recording devices.



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

1 **Section 1.** NRS 244A.7645 is hereby amended to read as
2 follows:

3 244A.7645 1. If a surcharge is imposed pursuant to NRS
4 244A.7643 in a county whose population is 100,000 or more, the
5 board of county commissioners of that county shall establish by
6 ordinance an advisory committee to develop a plan to enhance the
7 telephone system for reporting an emergency in that county and to
8 oversee any money allocated for that purpose. The advisory
9 committee must:

10 (a) Consist of not less than five members who:

11 (1) Are residents of the county;

12 (2) Possess knowledge concerning telephone systems for
13 reporting emergencies; and

14 (3) Are not elected public officers.

15 (b) Subject to the provisions of subparagraph (3) of paragraph
16 (a), include the chief law enforcement officer or his or her designee
17 from each office of the county sheriff, metropolitan police
18 department, police department of an incorporated city within the
19 county and department, division or municipal court of a city or town
20 that employs marshals within the county, as applicable.

21 2. If a surcharge is imposed pursuant to NRS 244A.7643 in a
22 county whose population is less than 100,000, the board of county
23 commissioners of that county shall establish by ordinance an
24 advisory committee to develop a plan to enhance or improve the
25 telephone system for reporting an emergency in that county and to
26 oversee any money allocated for that purpose. The advisory
27 committee must:

28 (a) Consist of not less than five members who:

29 (1) Are residents of the county;

30 (2) Possess knowledge concerning telephone systems for
31 reporting emergencies; and

32 (3) Are not elected public officers.

33 (b) Include a representative of an incumbent local exchange
34 carrier which provides service to persons in that county. As used in
35 this paragraph, "incumbent local exchange carrier" has the meaning
36 ascribed to it in 47 U.S.C. § 251(h)(1), as that section existed on
37 October 1, 1999, and includes a local exchange carrier that is treated
38 as an incumbent local exchange carrier pursuant to that section.

39 (c) Subject to the provisions of subparagraph (3) of paragraph
40 (a), include the chief law enforcement officer or his or her designee
41 from each office of the county sheriff, metropolitan police
42 department, police department of an incorporated city within the



1 county and department, division or municipal court of a city or town
2 that employs marshals within the county, as applicable.

3 3. If a surcharge is imposed in a county pursuant to NRS
4 244A.7643, the board of county commissioners of that county shall
5 create a special revenue fund of the county for the deposit of the
6 money collected pursuant to NRS 244A.7643. The money in the
7 fund must be used only:

8 (a) With respect to the telephone system for reporting an
9 emergency:

10 (1) In a county whose population is 45,000 or more, to
11 enhance the telephone system for reporting an emergency, including
12 only:

13 (I) Paying recurring and nonrecurring charges for
14 telecommunication services necessary for the operation of the
15 enhanced telephone system;

16 (II) Paying costs for personnel and training associated
17 with the routine maintenance and updating of the database for the
18 system;

19 (III) Purchasing, leasing or renting the equipment and
20 software necessary to operate the enhanced telephone system,
21 including, without limitation, equipment and software that identify
22 the number or location from which a call is made; and

23 (IV) Paying costs associated with any maintenance,
24 upgrade and replacement of equipment and software necessary for
25 the operation of the enhanced telephone system.

26 (2) In a county whose population is less than 45,000, to
27 improve the telephone system for reporting an emergency in the
28 county.

29 (b) With respect to purchasing and maintaining portable event
30 recording devices and vehicular event recording devices ~~[-, paying]~~:

31 (1) *Paying* costs associated with the acquisition,
32 maintenance, storage of data, upgrade and replacement of
33 equipment and software necessary for the operation of portable
34 event recording devices and vehicular event recording devices or
35 systems that consist of both portable event recording devices and
36 vehicular event recording devices ~~[-]~~;

37 (2) *Paying costs for personnel and training associated with*
38 *maintaining, updating and operating the equipment, hardware*
39 *and software necessary for portable event recording devices and*
40 *vehicular event recording devices or systems that consist of both*
41 *portable event recording devices and vehicular event recording*
42 *devices; and*

43 (3) *Paying costs for personnel and training associated with*
44 *the maintenance, retention and redaction of audio and video*
45 *events recorded on portable event recording devices and vehicular*



1 *event recording devices or systems that consist of both portable*
2 *event recording devices and vehicular event recording devices.*

3 4. If the balance in the fund created in a county whose
4 population is 100,000 or more pursuant to subsection 3 which has
5 not been committed for expenditure exceeds \$5,000,000 at the end
6 of any fiscal year, the board of county commissioners shall reduce
7 the amount of the surcharge imposed during the next fiscal year
8 by the amount necessary to ensure that the unencumbered balance in
9 the fund at the end of the next fiscal year does not exceed
10 \$5,000,000.

11 5. If the balance in the fund created in a county whose
12 population is 45,000 or more but less than 100,000 pursuant to
13 subsection 3 which has not been committed for expenditure exceeds
14 \$1,000,000 at the end of any fiscal year, the board of county
15 commissioners shall reduce the amount of the surcharge imposed
16 during the next fiscal year by the amount necessary to ensure that
17 the unencumbered balance in the fund at the end of the next fiscal
18 year does not exceed \$1,000,000.

19 6. If the balance in the fund created in a county whose
20 population is less than 45,000 pursuant to subsection 3 which has
21 not been committed for expenditure exceeds \$500,000 at the end of
22 any fiscal year, the board of county commissioners shall reduce the
23 amount of the surcharge imposed during the next fiscal year by the
24 amount necessary to ensure that the unencumbered balance in
25 the fund at the end of the next fiscal year does not exceed \$500,000.

26 **Sec. 2.** This act becomes effective upon passage and approval.

