

SENATE BILL NO. 161—COMMITTEE ON JUDICIARY

(ON BEHALF OF THE SUNSET SUBCOMMITTEE
OF THE LEGISLATIVE COMMISSION)

MARCH 2, 2021

Referred to Committee on Judiciary

SUMMARY—Eliminates the Advisory Committee to Study Laws Concerning Sex Offender Registration and transfers its duties to the Advisory Commission on the Administration of Justice. (BDR 14-514)

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 criminal justice; eliminating the Advisory Committee to Study Laws Concerning Sex Offender Registration; transferring the Committee’s duties to the Advisory Commission on the Administration of Justice; and providing other matters properly relating thereto.

Legislative Counsel’s Digest:

1 Existing law creates the Advisory Committee to Study Laws Concerning Sex
2 Offender Registration and requires the Committee to: (1) identify and study issues
3 relating to state and federal law concerning the registration of sex offenders and any
4 litigation concerning those laws; (2) prepare a report of the activities and findings
5 of the Committee and any recommendations for proposed legislation concerning
6 the registration of sex offenders developed by the Committee; and (3) on or before
7 September 1 of each even-numbered year, submit the report prepared by the
8 Committee to the Director of the Legislative Counsel Bureau for submission to the
9 Legislative Commission. (NRS 179D.132, 179D.136) Existing law also creates
10 the Advisory Commission on the Administration of Justice and prescribes its
11 duties, which include: (1) evaluating and studying the elements of this State’s
12 system of criminal justice; (2) recommending standards, policies and procedures for
13 integrated criminal justice information sharing between criminal justice agencies in
14 this State and the Central Repository for Nevada Records of Criminal History
15 within the Records, Communications and Compliance Division of the Department
16 of Public Safety and providing a copy of any such recommendations to the Director
17 of the Department of Public Safety; and (3) for each regular session of the
18 Legislature, preparing a comprehensive report including the Commission’s



19 recommended changes pertaining to the administration of justice in this State, the
20 Commission's findings and any recommendations of the Commission for proposed
21 legislation, which must be submitted to the Director of the Legislative Counsel
22 Bureau for distribution to the Legislature not later than December 1 of each even-
23 numbered year. (NRS 176.0123, 176.0125)

24 **Section 4** of this bill eliminates the Committee and **section 1** of this bill
25 transfers the duties of the Committee to the Advisory Commission on the
26 Administration of Justice. **Section 2** of this bill makes conforming changes to
27 transfer any money remaining in the Committee's account to the Commission's
28 account.

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

1 **Section 1.** NRS 176.0125 is hereby amended to read as
2 follows:

3 176.0125 The Commission shall:

4 1. Except as otherwise provided pursuant to NRS 176.0134 and
5 subject to the discretion of the Chair, evaluate and study the
6 elements of this State's system of criminal justice.

7 2. Recommend standards, policies and procedures for
8 integrated criminal justice information sharing between criminal
9 justice agencies in this State and the Central Repository for Nevada
10 Records of Criminal History.

11 3. Provide a copy of any recommendations described in
12 subsection 2 to the Director of the Department of Public Safety.

13 4. Evaluate and review issues relating to the submittal, storage
14 and testing of sexual assault forensic evidence kits, including,
15 without limitation, the review of any report required pursuant to
16 NRS 200.3788.

17 5. *Identify and study issues relating to state and federal law*
18 *concerning the registration of sex offenders and any litigation*
19 *concerning those laws.*

20 6. For each regular session of the Legislature, prepare a
21 comprehensive report including the Commission's recommended
22 changes pertaining to the administration of justice in this State, the
23 Commission's findings and any recommendations of the
24 Commission for proposed legislation. The report must be submitted
25 to the Director of the Legislative Counsel Bureau for distribution to
26 the Legislature not later than December 1 of each even-numbered
27 year.

28 ~~6.~~ 7. As used in this section, "sexual assault forensic
29 evidence kit" has the meaning ascribed to it in NRS 200.364.

30 **Sec. 2.** On July 1, 2021, any money remaining in the Special
31 Account for the Support of the Committee created pursuant to NRS
32 179D.138, as that section exists on June 30, 2021, must be



1 transferred to the Special Account for the Support of the Advisory
2 Commission on the Administration of Justice created pursuant to
3 NRS 176.01255.

4 **Sec. 3.** The provisions of subsection 1 of NRS 218D.380 do
5 not apply to any provision of this act which adds or revises a
6 requirement to submit a report to the Legislature.

7 **Sec. 4.** NRS 179D.130, 179D.132, 179D.134, 179D.136 and
8 179D.138 are hereby repealed.

9 **Sec. 5.** This act becomes effective on July 1, 2021.

LEADLINES OF REPEALED SECTIONS

179D.130 “Committee” defined.

179D.132 Creation; members and appointing authorities;
Chair; terms; vacancies; meetings; quorum; salaries and per
diem; staff.

179D.134 Organization authority to appoint member.

179D.136 Duties of Committee.

179D.138 Grants, bequests, devises, donations and gifts;
Special Account for the Support of the Committee.

