

ASSEMBLY BILL NO. 162—ASSEMBLYMEMBER YUREK

PREFILED JANUARY 31, 2025

Referred to Committee on Judiciary

SUMMARY—Establishes a statewide database and Internet website for certain criminal records relating to domestic violence. (BDR 14-52)

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 records of criminal history; requiring the Director of the Department of Public Safety to establish a statewide database and Internet website within the Central Repository for Nevada Records of Criminal History of persons who have two or more convictions of acts that constitute domestic violence; authorizing a person who is included in the statewide database and Internet website to petition the Director for the removal of his or her information from the statewide database and Internet website; providing immunity from criminal or civil liability for certain persons relating to the accuracy and disclosure of information in the statewide database and Internet website; prohibiting a person from using information obtained from the statewide database or Internet website for certain purposes; providing that any person who uses information obtained from the statewide database or Internet website for any prohibited purpose is civilly liable; and providing other matters properly relating thereto.

Legislative Counsel’s Digest:

1 Existing law sets forth certain unlawful acts that constitute domestic violence
2 when committed against certain persons. (NRS 33.018) Existing law creates the
3 Central Repository for Nevada Records of Criminal History within the Records,
4 Communications and Compliance Division of the Department of Public Safety and
5 establishes within the Central Repository various other databases including other
6 repositories for information relating to orders of protection and crimes against older



7 or vulnerable persons, a statewide registry of sex offenders and offenders convicted
8 of a crime against a child and a community notification website which provides the
9 public with access to certain information contained in the statewide registry. (NRS
10 179A.075, 179A.350, 179A.450, 179B.200, 179B.250) **Section 2** of this bill
11 requires the Director of the Department to establish within the Central Repository:
12 (1) a statewide database of persons who have two or more convictions of any one
13 act or combination of acts that constitute domestic violence; and (2) an Internet
14 website to provide the public with access at no charge to certain information
15 contained in the statewide database.

16 **Section 2** further: (1) requires the statewide database to make available to a
17 requester certain information relating to persons included in the statewide database
18 to the extent that such information is available; (2) prohibits the statewide database
19 from providing certain confidential information to a requester; (3) requires that the
20 Internet website be maintained in a manner that allows the public to search for a
21 person in the statewide database by providing certain information; (4) sets forth the
22 process for a person to petition the Director for the removal of his or her
23 information from the statewide database and Internet website; and (5) requires the
24 Department to post certain information on the Internet website, including
25 information concerning the process for such a petition and contact information for
26 organizations in this State which provide services to victims of domestic violence.
27 Finally, **section 2** provides that the Department and the officers and employees
28 thereof and a law enforcement agency and the officers and employees thereof are
29 immune from criminal or civil liability for an act or omission relating to
30 information in the statewide database and Internet website.

31 Existing law prohibits, with certain exceptions, a person from using
32 information obtained from the community notification website relating to sex
33 offenders for any purpose related to: (1) insurance, including health insurance; (2)
34 loans; (3) credit; (4) employment; (5) education, scholarships or fellowships; (6)
35 housing or accommodations; or (7) benefits, privileges or services provided by any
36 business establishment. (NRS 179B.270) Under existing law, any person who uses
37 information obtained from the community notification website in violation of this
38 prohibition is liable in a civil action brought by or on behalf of a person injured by
39 the violation. (NRS 179B.280) Similarly, **sections 3 and 4** of this bill: (1) prohibit a
40 person from using for such purposes information obtained from the statewide
41 database or Internet website established pursuant to **section 2** for convictions of
42 acts that constitute domestic violence; and (2) make any person who uses
43 information obtained from the statewide database or Internet website in violation of
44 this prohibition liable in a civil action brought by or on behalf of a person injured
45 by the violation.

46 **Section 6** of this bill provides that certain information included in the statewide
47 database is confidential and not a public record.

48 Existing law requires that certain records obtained from the Central Repository
49 be used solely for the purpose for which the record was requested and prohibits a
50 person who received information from disseminating such information without
51 express authority of law or in accordance with a court order. (NRS 179A.110)

52 **Section 5** of this bill provides that such requirements do not apply to public
53 information obtained from the statewide database or Internet website established
54 pursuant to **section 2**.



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

1 **Section 1.** Chapter 179A of NRS is hereby amended by
2 adding thereto the provisions set forth as sections 2, 3 and 4 of this
3 act.

4 **Sec. 2. 1.** *The Director of the Department shall establish*
5 *within the Central Repository a statewide database of persons who*
6 *have been convicted under the laws of this State two or more times*
7 *of any one act or combination of acts that constitute domestic*
8 *violence pursuant to NRS 33.018.*

9 **2.** *To the extent the information is available, the statewide*
10 *database established pursuant to subsection 1 must make available*
11 *to a requester the following information relating to each person*
12 *identified pursuant to subsection 1:*

13 **(a)** *The full name and any alias used by the person;*

14 **(b)** *The date of birth;*

15 **(c)** *A physical description and recent photograph;*

16 **(d)** *A list of offenses described in subsection 1 for which the*
17 *person has been convicted, the date of conviction for each offense*
18 *and the punishment prescribed for each offense; and*

19 **(e)** *An indication as to whether the person was discharged,*
20 *placed on community supervision or released on parole or*
21 *mandatory supervision following the conviction of each offense.*

22 **3.** *Except as otherwise provided in this subsection, the*
23 *information contained in the statewide database is public*
24 *information. The statewide database shall not provide a requester*
25 *with confidential information relating to:*

26 **(a)** *The social security number, driver's license number or*
27 *telephone number of the subject of the search; or*

28 **(b)** *The identity of any victim of the offenses described in*
29 *subsection 1.*

30 **4.** *Subject to the requirements of subsection 3, the Director of*
31 *the Department shall establish and maintain within the Central*
32 *Repository an Internet website to provide the public with access at*
33 *no charge to the information set forth in subsection 2 that is*
34 *contained in the statewide database established pursuant to*
35 *subsection 1. The Internet website must be maintained in a*
36 *manner that will allow the public to obtain such information for*
37 *each person included in the statewide database by providing:*

38 **(a)** *The name or any alias of the subject of the search; or*

39 **(b)** *Any other information concerning the identity or location*
40 *of the subject of the search that is deemed sufficient in the*
41 *discretion of the Department.*



1 5. *The Department shall, in a conspicuous manner, post on*
2 *the Internet website established pursuant to subsection 4 the*
3 *following information:*

4 (a) *Information concerning the process set forth in subsection*
5 *6 for a petition for the removal of information contained in the*
6 *statewide database and Internet website, including, without*
7 *limitation, the circumstances under which a petition for removal*
8 *will be granted; and*

9 (b) *Contact information for organizations in this State which*
10 *provide services to victims of domestic violence.*

11 6. *A person included in the statewide database and Internet*
12 *website established pursuant to this section may petition the*
13 *Director for the removal of his or her information from the*
14 *statewide database and Internet website. The Director shall grant*
15 *the petition if:*

16 (a) *Unless the person has been convicted three or more times*
17 *of an offense described in subsection 1, a court issues an order to*
18 *expunge or seal all records relating to a conviction of one of the*
19 *offenses described in subsection 1 and the removal of such records*
20 *would disqualify the person from inclusion in the statewide*
21 *database; or*

22 (b) *During the 7-year period preceding the date of the petition,*
23 *the person has not been convicted of an offense described in*
24 *subsection 1.*

25 7. *In establishing the statewide database and Internet website*
26 *required pursuant to this section, the Director shall:*

27 (a) *Consult with a representative of an organization which*
28 *provides services to victims of domestic violence across this State*
29 *regarding:*

30 (1) *The implementation of the statewide database and*
31 *Internet website; and*

32 (2) *The resources to be included on the Internet website*
33 *pursuant to paragraph (b) of subsection 5; and*

34 (b) *To the extent feasible, use existing databases and systems.*

35 8. *The Department and the officers and employees thereof*
36 *and a law enforcement agency and the officers and employees*
37 *thereof are immune from criminal or civil liability for an act or*
38 *omission relating to information obtained, maintained or disclosed*
39 *pursuant to the provisions of this section, including, without*
40 *limitation, an act or omission relating to:*

41 (a) *The accuracy of the information in the statewide database*
42 *and Internet website; or*

43 (b) *The disclosure of or the failure to disclose information in*
44 *the statewide database and Internet website.*



1 **Sec. 3.** *Except as otherwise authorized pursuant to specific*
2 *statute, a person shall not use information obtained from the*
3 *statewide database or Internet website established pursuant to*
4 *section 2 of this act for any purpose related to any of the*
5 *following:*

6 1. *Insurance, including health insurance.*

7 2. *Loans.*

8 3. *Credit.*

9 4. *Employment.*

10 5. *Education, scholarships or fellowships.*

11 6. *Housing or accommodations.*

12 7. *Benefits, privileges or services provided by any business*
13 *establishment.*

14 **Sec. 4.** *Any person who uses information obtained from the*
15 *statewide database or Internet website established pursuant to*
16 *section 2 of this act in violation of the provisions of section 3 of*
17 *this act is liable in a civil action brought by or on behalf of a*
18 *person injured by the violation, for damages, attorney's fees and*
19 *costs incurred as the result of the violation.*

20 **Sec. 5.** NRS 179A.110 is hereby amended to read as follows:

21 179A.110 A record of criminal history or any records of
22 criminal history of the United States or another state obtained
23 pursuant to this chapter must be used solely for the purpose for
24 which the record was requested. No person who receives
25 information relating to records of criminal history pursuant to this
26 chapter or who receives information pursuant to federal laws or
27 regulations may disseminate the information further without express
28 authority of law or in accordance with a court order. This section
29 does not **[prohibit]** :

30 1. *Prohibit* the dissemination of material by an employee of the
31 electronic or printed media in a professional capacity for
32 communication to the public.

33 2. *Apply to public information obtained from the statewide*
34 *database or Internet website established pursuant to section 2 of*
35 *this act.*

36 **Sec. 6.** NRS 239.010 is hereby amended to read as follows:

37 239.010 1. Except as otherwise provided in this section and
38 NRS 1.4683, 1.4687, 1A.110, 3.2203, 41.0397, 41.071, 49.095,
39 49.293, 62D.420, 62D.440, 62E.516, 62E.620, 62H.025, 62H.030,
40 62H.170, 62H.220, 62H.320, 75A.100, 75A.150, 76.160, 78.152,
41 80.113, 81.850, 82.183, 86.246, 86.54615, 87.515, 87.5413,
42 87A.200, 87A.580, 87A.640, 88.3355, 88.5927, 88.6067, 88A.345,
43 88A.7345, 89.045, 89.251, 90.730, 91.160, 116.757, 116A.270,
44 116B.880, 118B.026, 119.260, 119.265, 119.267, 119.280,
45 119A.280, 119A.653, 119A.677, 119B.370, 119B.382, 120A.640,



1 120A.690, 125.130, 125B.140, 126.141, 126.161, 126.163, 126.730,
2 127.007, 127.057, 127.130, 127.140, 127.2817, 128.090, 130.312,
3 130.712, 136.050, 159.044, 159A.044, 164.041, 172.075, 172.245,
4 176.01334, 176.01385, 176.015, 176.0625, 176.09129, 176.156,
5 176A.630, 178.39801, 178.4715, 178.5691, 178.5717, 179.495,
6 179A.070, 179A.165, 179D.160, 180.600, 200.3771, 200.3772,
7 200.5095, 200.604, 202.3662, 205.4651, 209.392, 209.3923,
8 209.3925, 209.419, 209.429, 209.521, 211A.140, 213.010, 213.040,
9 213.095, 213.131, 217.105, 217.110, 217.464, 217.475, 218A.350,
10 218E.625, 218F.150, 218G.130, 218G.240, 218G.350, 218G.615,
11 224.240, 226.462, 226.796, 228.270, 228.450, 228.495, 228.570,
12 231.069, 231.1285, 231.1473, 232.1369, 233.190, 237.300,
13 239.0105, 239.0113, 239.014, 239B.026, 239B.030, 239B.040,
14 239B.050, 239C.140, 239C.210, 239C.230, 239C.250, 239C.270,
15 239C.420, 240.007, 241.020, 241.030, 241.039, 242.105, 244.264,
16 244.335, 247.540, 247.545, 247.550, 247.560, 250.087, 250.130,
17 250.140, 250.145, 250.150, 268.095, 268.0978, 268.490, 268.910,
18 269.174, 271A.105, 281.195, 281.805, 281A.350, 281A.680,
19 281A.685, 281A.750, 281A.755, 281A.780, 284.4068, 284.4086,
20 286.110, 286.118, 287.0438, 289.025, 289.080, 289.387, 289.830,
21 293.4855, 293.5002, 293.503, 293.504, 293.558, 293.5757, 293.870,
22 293.906, 293.908, 293.909, 293.910, 293B.135, 293D.510, 331.110,
23 332.061, 332.351, 333.333, 333.335, 338.070, 338.1379, 338.1593,
24 338.1725, 338.1727, 348.420, 349.597, 349.775, 353.205,
25 353A.049, 353A.085, 353A.100, 353C.240, 353D.250, 360.240,
26 360.247, 360.255, 360.755, 361.044, 361.2242, 361.610, 365.138,
27 366.160, 368A.180, 370.257, 370.327, 372A.080, 378.290, 378.300,
28 379.0075, 379.008, 379.1495, 385A.830, 385B.100, 387.626,
29 387.631, 388.1455, 388.259, 388.501, 388.503, 388.513, 388.750,
30 388A.247, 388A.249, 391.033, 391.035, 391.0365, 391.120,
31 391.925, 392.029, 392.147, 392.264, 392.271, 392.315, 392.317,
32 392.325, 392.327, 392.335, 392.850, 393.045, 394.167, 394.16975,
33 394.1698, 394.447, 394.460, 394.465, 396.1415, 396.1425, 396.143,
34 396.159, 396.3295, 396.405, 396.525, 396.535, 396.9685,
35 398A.115, 408.3885, 408.3886, 408.3888, 408.5484, 412.153,
36 414.280, 416.070, 422.2749, 422.305, 422A.342, 422A.350,
37 425.400, 427A.1236, 427A.872, 427A.940, 432.028, 432.205,
38 432B.175, 432B.280, 432B.290, 432B.4018, 432B.407, 432B.430,
39 432B.560, 432B.5902, 432C.140, 432C.150, 433.534, 433A.360,
40 439.4941, 439.4988, 439.5282, 439.840, 439.914, 439A.116,
41 439A.124, 439B.420, 439B.754, 439B.760, 439B.845, 440.170,
42 441A.195, 441A.220, 441A.230, 442.330, 442.395, 442.735,
43 442.774, 445A.665, 445B.570, 445B.7773, 449.209, 449.245,
44 449.4315, 449A.112, 450.140, 450B.188, 450B.805, 453.164,
45 453.720, 458.055, 458.280, 459.050, 459.3866, 459.555, 459.7056,



1 459.846, 463.120, 463.15993, 463.240, 463.3403, 463.3407,
2 463.790, 467.1005, 480.535, 480.545, 480.935, 480.940, 481.063,
3 481.091, 481.093, 482.170, 482.368, 482.5536, 483.340, 483.363,
4 483.575, 483.659, 483.800, 484A.469, 484B.830, 484B.833,
5 484E.070, 485.316, 501.344, 503.452, 522.040, 534A.031, 561.285,
6 571.160, 584.655, 587.877, 598.0964, 598.098, 598A.110,
7 598A.420, 599B.090, 603.070, 603A.210, 604A.303, 604A.710,
8 604D.500, 604D.600, 612.265, 616B.012, 616B.015, 616B.315,
9 616B.350, 618.341, 618.425, 622.238, 622.310, 623.131, 623A.137,
10 624.110, 624.265, 624.327, 625.425, 625A.185, 628.418, 628B.230,
11 628B.760, 629.043, 629.047, 629.069, 630.133, 630.2671,
12 630.2672, 630.2673, 630.2687, 630.30665, 630.336, 630A.327,
13 630A.555, 631.332, 631.368, 632.121, 632.125, 632.3415,
14 632.3423, 632.405, 633.283, 633.301, 633.427, 633.4715, 633.4716,
15 633.4717, 633.524, 634.055, 634.1303, 634.214, 634A.169,
16 634A.185, 634B.730, 635.111, 635.158, 636.262, 636.342, 637.085,
17 637.145, 637B.192, 637B.288, 638.087, 638.089, 639.183,
18 639.2485, 639.570, 640.075, 640.152, 640A.185, 640A.220,
19 640B.405, 640B.730, 640C.580, 640C.600, 640C.620, 640C.745,
20 640C.760, 640D.135, 640D.190, 640E.225, 640E.340, 641.090,
21 641.221, 641.2215, 641A.191, 641A.217, 641A.262, 641B.170,
22 641B.281, 641B.282, 641C.455, 641C.760, 641D.260, 641D.320,
23 642.524, 643.189, 644A.870, 645.180, 645.625, 645A.050,
24 645A.082, 645B.060, 645B.092, 645C.220, 645C.225, 645D.130,
25 645D.135, 645G.510, 645H.320, 645H.330, 647.0945, 647.0947,
26 648.033, 648.197, 649.065, 649.067, 652.126, 652.228, 653.900,
27 654.110, 656.105, 657A.510, 661.115, 665.130, 665.133, 669.275,
28 669.285, 669A.310, 670B.680, 671.365, 671.415, 673.450, 673.480,
29 675.380, 676A.340, 676A.370, 677.243, 678A.470, 678C.710,
30 678C.800, 679B.122, 679B.124, 679B.152, 679B.159, 679B.190,
31 679B.285, 679B.690, 680A.270, 681A.440, 681B.260, 681B.410,
32 681B.540, 683A.0873, 685A.077, 686A.289, 686B.170, 686C.306,
33 687A.060, 687A.115, 687B.404, 687C.010, 688C.230, 688C.480,
34 688C.490, 689A.696, 692A.117, 692C.190, 692C.3507, 692C.3536,
35 692C.3538, 692C.354, 692C.420, 693A.480, 693A.615, 696B.550,
36 696C.120, 703.196, 704B.325, 706.1725, 706A.230, 710.159,
37 711.600, **and section 2 of this act**, sections 35, 38 and 41 of chapter
38 478, Statutes of Nevada 2011 and section 2 of chapter 391, Statutes
39 of Nevada 2013 and unless otherwise declared by law to be
40 confidential, all public books and public records of a governmental
41 entity must be open at all times during office hours to inspection by
42 any person, and may be fully copied or an abstract or memorandum
43 may be prepared from those public books and public records. Any
44 such copies, abstracts or memoranda may be used to supply the
45 general public with copies, abstracts or memoranda of the records or



1 may be used in any other way to the advantage of the governmental
2 entity or of the general public. This section does not supersede or in
3 any manner affect the federal laws governing copyrights or enlarge,
4 diminish or affect in any other manner the rights of a person in any
5 written book or record which is copyrighted pursuant to federal law.

6 2. A governmental entity may not reject a book or record
7 which is copyrighted solely because it is copyrighted.

8 3. A governmental entity that has legal custody or control of a
9 public book or record shall not deny a request made pursuant to
10 subsection 1 to inspect or copy or receive a copy of a public book or
11 record on the basis that the requested public book or record contains
12 information that is confidential if the governmental entity can
13 redact, delete, conceal or separate, including, without limitation,
14 electronically, the confidential information from the information
15 included in the public book or record that is not otherwise
16 confidential.

17 4. If requested, a governmental entity shall provide a copy of a
18 public record in an electronic format by means of an electronic
19 medium. Nothing in this subsection requires a governmental entity
20 to provide a copy of a public record in an electronic format or by
21 means of an electronic medium if:

22 (a) The public record:

23 (1) Was not created or prepared in an electronic format; and

24 (2) Is not available in an electronic format; or

25 (b) Providing the public record in an electronic format or by
26 means of an electronic medium would:

27 (1) Give access to proprietary software; or

28 (2) Require the production of information that is confidential
29 and that cannot be redacted, deleted, concealed or separated from
30 information that is not otherwise confidential.

31 5. An officer, employee or agent of a governmental entity who
32 has legal custody or control of a public record:

33 (a) Shall not refuse to provide a copy of that public record in the
34 medium that is requested because the officer, employee or agent has
35 already prepared or would prefer to provide the copy in a different
36 medium.

37 (b) Except as otherwise provided in NRS 239.030, shall, upon
38 request, prepare the copy of the public record and shall not require
39 the person who has requested the copy to prepare the copy himself
40 or herself.

41 **Sec. 7.** The Department of Public Safety shall not include
42 information concerning a person who would be eligible for inclusion
43 in the statewide database and Internet website established pursuant
44 to section 2 of this act, if before July 1, 2025, the Department would
45 be required to remove his or her information from the statewide



1 database and Internet website if the person filed a petition pursuant
2 to subsection 6 of section 2 of this act.

3 **Sec. 8.** This act becomes effective on July 1, 2025.



