

SENATE BILL NO. 194—SENATOR NOLAN

MARCH 17, 2005

Referred to Committee on Transportation and Homeland Security

SUMMARY—Revises provisions regarding certain systems of communication related to public safety. (BDR 19-749)

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; requiring the Nevada Commission on Homeland Security to advise and make recommendations to the Governor relative to certain systems of communication; revising the date on which certain bodies and agencies must follow certain provisions regarding the purchase of information systems and systems of communication; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

Existing law creates the Nevada Commission on Homeland Security and requires the Commission to assess, examine, review and establish a state plan concerning the compatibility and interoperability of information systems and systems of communication used by response agencies within this State. (NRS 239C.120, 239C.160) Existing law prohibits state and local governmental agencies from purchasing an information system or system of communication unless the system complies with the state plan established by the Commission. (NRS 332.830, 333.820) Existing law defines the term "system of communication" to include any public safety radio system or telecommunication system. (NRS 239C.100)

This bill requires the Nevada Commission on Homeland Security to advise and make recommendations to the Governor relative to the compatibility and interoperability of such systems with particular emphasis upon the compatibility and interoperability of public safety radio systems. This bill also postpones, from July 1, 2005, until October 1, 2005, the date on which state and local governmental agencies are prohibited from purchasing an information system or system of communication that does not comply with the state plan established by the Commission.



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

Section 1. NRS 239C.160 is hereby amended to read as follows:

239C.160 The Commission shall, within the limits of available money:

1. Make recommendations to the Governor, the Legislature, agencies of this State, political subdivisions, businesses located within this State and private persons who reside in this State with respect to actions and measures that may be taken to protect residents of this State and visitors to this State from potential acts of terrorism and related emergencies.

2. Propose goals and programs that may be set and carried out, respectively, to counteract or prevent potential acts of terrorism and related emergencies before such acts of terrorism and related emergencies can harm or otherwise threaten residents of this State and visitors to this State.

3. With respect to buildings, facilities, geographic features and infrastructure that must be protected from acts of terrorism and related emergencies to ensure the safety of the residents of this State and visitors to this State, including, without limitation, airports, the Capitol Complex, dams, gaming establishments, governmental buildings, highways, hotels, information technology infrastructure, lakes, places of worship, power lines, public buildings, public utilities, reservoirs, rivers and their tributaries, and water facilities:

(a) Identify and categorize such buildings, facilities, geographic features and infrastructure according to their susceptibility to and need for protection from acts of terrorism and related emergencies; and

(b) Study and assess the security of such buildings, facilities, geographic features and infrastructure from acts of terrorism and related emergencies.

4. Examine the use, deployment and coordination of response agencies within this State to ensure that those agencies are adequately prepared to protect residents of this State and visitors to this State from acts of terrorism and related emergencies.

5. Assess, examine and review the use of information systems and systems of communication used by response agencies within this State to determine the degree to which such systems are compatible and interoperable. After conducting the assessment, examination and review, the Commission shall ~~establish~~:



1 ***(a) Establish*** a state plan setting forth criteria and standards for
2 the compatibility and interoperability of those systems when used by
3 response agencies within this State ~~§~~; ***and***

4 ***(b) Advise and make recommendations to the Governor***
5 ***relative to the compatibility and interoperability of those systems***
6 ***when used by response agencies within this State, with particular***
7 ***emphasis upon the compatibility and interoperability of public***
8 ***safety radio systems.***

9 6. Assess, examine and review the operation and efficacy of
10 telephone systems and related systems used to provide emergency
11 911 service.

12 7. To the extent practicable, cooperate and coordinate with the
13 Division of Emergency Management of the Department of Public
14 Safety to avoid duplication of effort in developing policies and
15 programs for preventing and responding to acts of terrorism and
16 related emergencies.

17 8. Perform any other acts related to their duties set forth in
18 subsections 1 to 7, inclusive, that the Commission determines are
19 necessary to protect or enhance:

20 (a) The safety and security of the State of Nevada;

21 (b) The safety of residents of the State of Nevada; and

22 (c) The safety of visitors to the State of Nevada.

23 **Sec. 2.** NRS 332.830 is hereby amended to read as follows:

24 332.830 1. On and after ~~July~~ **October** 1, 2005, a governing
25 body or its authorized representative shall not purchase an
26 information system or system of communication for use by a
27 response agency unless the system complies with the plan
28 established pursuant to subsection 5 of NRS 239C.160.

29 2. On and after ~~July~~ **October** 1, 2005, any grant or other
30 money received by a local government from the Federal
31 Government for the purchase of an information system or system of
32 communication for use by a response agency must not be used to
33 purchase such a system unless the system complies with the plan
34 established pursuant to subsection 5 of NRS 239C.160.

35 3. As used in this section:

36 (a) "Information system" has the meaning ascribed to it in
37 NRS 239C.060.

38 (b) "Response agency" has the meaning ascribed to it in
39 NRS 239C.080.

40 (c) "System of communication" has the meaning ascribed to it in
41 NRS 239C.100.

42 **Sec. 3.** NRS 333.820 is hereby amended to read as follows:

43 333.820 1. On and after ~~July~~ **October** 1, 2005, the Chief,
44 the Purchasing Division or a using agency shall not purchase an
45 information system or system of communication for use by a



1 response agency unless the system complies with the plan
2 established pursuant to subsection 5 of NRS 239C.160.

3 2. On and after ~~July~~ **October** 1, 2005, any grant or other
4 money received by the Chief, the Purchasing Division or a using
5 agency from the Federal Government for the purchase of an
6 information system or system of communication for use by a
7 response agency must not be used to purchase such a system unless
8 the system complies with the plan established pursuant to subsection
9 5 of NRS 239C.160.

10 3. As used in this section:

11 (a) "Information system" has the meaning ascribed to it in
12 NRS 239C.060.

13 (b) "Response agency" has the meaning ascribed to it in
14 NRS 239C.080.

15 (c) "System of communication" has the meaning ascribed to it in
16 NRS 239C.100.

17 **Sec. 4.** This act becomes effective on July 1, 2005.

