

ASSEMBLY BILL NO. 344—ASSEMBLYMAN OCEGUERA

MARCH 15, 2007

Referred to Committee on Judiciary

SUMMARY—Makes various changes relating to the Statewide Alert System for the Safe Return of Abducted Children. (BDR 15-1276)

FISCAL NOTE: Effect on Local Government: No.  
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 crimes; prohibiting a person from intentionally making certain false or misleading statements to activate the Statewide Alert System for the Safe Return of Abducted Children; revising the membership of the Committee for the Statewide Alert System; providing a penalty; and providing other matters properly relating thereto.

**Legislative Counsel's Digest:**

1 **Section 1** of this bill makes it a category E felony to intentionally or knowingly  
2 make a false or misleading statement for the purpose of activating the Statewide  
3 Alert System for the Safe Return of Abducted Children. **Section 2** of this bill  
4 increases the membership of the Committee for the Statewide Alert System from 12  
5 members to 15 members. The three new members of the Committee will consist of  
6 a representative of the Department of Transportation, the Advocate for Missing or  
7 Exploited Children and a representative of the public at large appointed by the  
8 Governor from among at least three nominees recommended to the Governor by the  
9 other members of the Committee. (NRS 432.350)

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

1 **Section 1.** Chapter 207 of NRS is hereby amended by adding  
2 thereto a new section to read as follows:

3 ***1. A person who intentionally makes any false or misleading***  
4 ***statement, including, without limitation, any statement that***  
5 ***conceals facts, omits facts or contains false or misleading***



1 *information concerning any material fact, to any police officer,*  
2 *sheriff, district attorney, deputy sheriff, deputy district attorney or*  
3 *member of the Department of Public Safety to cause the System to*  
4 *be activated is guilty of a category E felony and shall be punished*  
5 *as provided in NRS 193.130.*

6 *2. The Attorney General or the district attorney of the county*  
7 *in which a person made a false or misleading statement may*  
8 *investigate and prosecute any violation of the provisions of this*  
9 *section.*

10 *3. As used in this section, "System" means the Statewide*  
11 *Alert System for the Safe Return of Abducted Children created by*  
12 *NRS 432.340.*

13 **Sec. 2.** NRS 432.350 is hereby amended to read as follows:

14 432.350 1. There is hereby created the Committee for the  
15 Statewide Alert System consisting of ~~14~~ 15 members as follows:

16 (a) Five members appointed by the Governor who represent  
17 local law enforcement agencies;

18 (b) Five members appointed by the Governor who represent  
19 state law enforcement agencies;

20 (c) One representative of this state's Emergency Alert System,  
21 appointed by the Nevada Broadcasters Association or its successor;  
22 ~~and~~

23 (d) One representative of the Nevada Broadcasters Association  
24 or its successor, appointed by that Association ~~and~~;

25 *(e) One representative of the Department of Transportation,*  
26 *appointed by the Director of the Department of Transportation;*

27 *(f) The Advocate for Missing or Exploited Children, appointed*  
28 *pursuant to NRS 432.157; and*

29 *(g) One representative of the public at large, appointed by the*  
30 *Governor from among the names of nominees provided to him*  
31 *pursuant to subsection 5.*

32 2. The Governor shall select a Chairman and Vice Chairman of  
33 the Committee.

34 3. After the initial terms, each member of the Committee  
35 serves a term of 3 years . ~~commencing on July 1 of each odd~~  
36 ~~numbered year.~~ A vacancy on the Committee must be filled in the  
37 same manner as the original appointment.

38 4. Members of the Committee serve without salary or  
39 compensation for their travel or per diem expenses.

40 *5. The Committee shall, at least 30 days before the beginning*  
41 *of the term of any member appointed pursuant to paragraph (g) of*  
42 *subsection 1, or within 30 days after such a position on the*  
43 *Committee becomes vacant, submit to the Governor the names of*  
44 *at least three persons qualified for membership on the Committee*  
45 *pursuant to paragraph (g) of subsection 1. The Governor shall*



1 *appoint a new member or fill the vacancy from the list, or request*  
2 *a new list. The Governor may appoint any qualified person who is*  
3 *a resident of this State to the position described in paragraph (g)*  
4 *of subsection 1.*

5 **Sec. 3.** 1. As soon as practicable after the effective date of  
6 this act, the Committee for the Statewide Alert System shall submit  
7 to the Governor the names of at least three persons qualified for  
8 membership on the Committee pursuant to paragraph (g) of  
9 subsection 1 of NRS 432.350.

10 2. On or before July 1, 2007:

11 (a) The Director of the Department of Transportation shall  
12 appoint one member to the Committee for the Statewide Alert  
13 System pursuant to paragraph (e) of subsection 1 of NRS 432.350 to  
14 a term commencing on July 1, 2007, and expiring on June 30, 2009.

15 (b) The Attorney General shall appoint the Advocate for  
16 Missing and Exploited Children to the Committee for the Statewide  
17 Alert System to a term commencing on July 1, 2007, and expiring  
18 on June 30, 2009.

19 (c) The Attorney General shall appoint one member to the  
20 Committee for the Statewide Alert System pursuant to paragraph (g)  
21 of subsection 1 of NRS 432.350 appointed from among the persons  
22 recommended to the Governor pursuant to subsection 2 to a term  
23 commencing on July 1, 2007, and expiring on June 30, 2010.

24 **Sec. 4.** This act becomes effective upon passage and approval.

