

ASSEMBLY BILL NO. 482—COMMITTEE ON JUDICIARY

(ON BEHALF OF THE ATTORNEY GENERAL)

MARCH 20, 2007

Referred to Committee on Judiciary

SUMMARY—Makes various changes to provisions relating to criminal procedure. (BDR 14-516)

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 procedure; prohibiting certain governmental officers from requesting or requiring a victim of an alleged sexual offense to submit to a polygraphic or similar examination as a condition of investigating the offense; requiring judicial notification to persons convicted of a misdemeanor or felony that constitutes domestic violence that certain acts by such persons concerning a firearm or ammunition may be a felony under federal or state law; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

1 **Sections 1 and 2** of this bill amend existing state law to comply with certain
2 federal requirements that affect the eligibility of this State to receive certain federal
3 funding pursuant to the Violence Against Women Act, 42 U.S.C. §§ 3796gg et seq.
4 **Section 1** prohibits certain governmental officers from requesting or requiring a
5 victim of an alleged sexual offense to take or submit to a polygraphic examination
6 or other similar examination as a condition of investigating the offense. **Section 2**
7 requires a court to notify a person who is convicted of a misdemeanor or felony that
8 constitutes domestic violence that possession, shipment, transportation or receipt of
9 a firearm or ammunition by the person may constitute a felony under federal or
10 state law.



* A B 4 8 2 *

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

Section 1. Chapter 171 of NRS is hereby amended by adding thereto a new section to read as follows:

1. A law enforcement officer, prosecutor or other employee of a governmental entity shall not, as a condition of investigating an alleged sexual offense, request or require a victim of the alleged sexual offense to take or submit to a polygraphic examination or other similar examination that is used, or the results of which are used, for the purpose of rendering a diagnostic opinion regarding the honesty or dishonesty of a person.

2. As used in this section, "sexual offense" has the meaning ascribed to it in NRS 179D.410.

Sec. 2. Chapter 176 of NRS is hereby amended by adding thereto a new section to read as follows:

If a defendant is convicted of a misdemeanor or felony that constitutes domestic violence pursuant to NRS 33.018, the court shall notify the defendant that possession, shipment, transportation or receipt of a firearm or ammunition by the defendant may constitute a felony pursuant to NRS 202.360 or federal law.

