

SENATE BILL NO. 389—SENATOR NOLAN

MARCH 19, 2007

Referred to Committee on Legislative Operations and Elections

SUMMARY—Makes various changes to provisions relating to public safety. (BDR 14-1348)

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 public safety; revising the provisions relating to fees that may be charged by the Central Repository for Nevada Records of Criminal History; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

- 1 Existing law provides that the Central Repository for Nevada Records of
2 Criminal History shall not charge a fee for certain information. (NRS 179A.140)
3 **Section 1** of this bill prohibits the Central Repository from charging a fee for
4 information provided to any organization that meets the criteria established by
5 regulation pursuant to paragraph (b) of subsection 5 of NRS 179A.310.

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

- 1 **Section 1.** NRS 179A.140 is hereby amended to read as
2 follows:
3 179A.140 1. Except as otherwise provided in this section, an
4 agency of criminal justice may charge a reasonable fee for
5 information relating to records of criminal history provided to any
6 person or governmental entity.
7 2. An agency of criminal justice shall not charge a fee for
8 providing such information to another agency of criminal justice if
9 the information is provided for purposes of the administration of
10 criminal justice, or for providing such information to the State
11 Disaster Identification Team of the Division of Emergency
12 Management of the Department.



1 3. The Central Repository shall not charge such a fee:

2 (a) For information relating to a person regarding whom the
3 Central Repository provided a similar report within the immediately
4 preceding 6 months in conjunction with the application by that
5 person for professional licensure; or

6 (b) For information ~~contained in a record of registration~~
7 ~~concerning an employee, prospective employee, volunteer or~~
8 ~~prospective volunteer who is a sex offender or an offender convicted~~
9 ~~of a crime against a child or records of criminal history requested by~~
10 ~~and provided to a nonprofit organization that is recognized as~~
11 ~~exempt from taxation pursuant to 26 U.S.C. § 501(c)(3).]~~ *provided*
12 *to any organization that meets the criteria established by*
13 *regulation pursuant to paragraph (b) of subsection 5 of*
14 *NRS 179A.310.*

15 4. The Director may request an allocation from the
16 Contingency Fund pursuant to NRS 353.266, 353.268 and 353.269
17 to cover the costs incurred by the Department to carry out the
18 provisions of paragraph (b) of subsection 3.

19 5. All money received or collected by the Department pursuant
20 to this section must be used to defray the cost of operating the
21 Central Repository.

22 **Sec. 2.** (Deleted by amendment.)

23 **Sec. 3.** This act becomes effective upon passage and approval.

