

Amendment No. 112

Assembly Amendment to Assembly Bill No. 344	(BDR 15-1276)
Proposed by: Assembly Committee on Judiciary	
Amends: Summary: Yes Title: Yes Preamble: No Joint Sponsorship: No Digest: Yes	

ASSEMBLY ACTION			Initial and Date	SENATE ACTION			Initial and Date		
Adopted	☐	Lost	☐	_____	Adopted	☐	Lost	☐	_____
Concurred In	☐	Not	☐	_____	Concurred In	☐	Not	☐	_____
Receded	☐	Not	☐	_____	Receded	☐	Not	☐	_____

EXPLANATION: Matter in (1) *blue bold italics* is new language in the original bill; (2) *green bold italic underlining* is new language proposed in this amendment; (3) ~~red strikethrough~~ is deleted language in the original bill; (4) ~~purple double strikethrough~~ is language proposed to be deleted in this amendment; (5) orange double underlining is deleted language in the original bill that is proposed to be retained in this amendment; and (6) *green bold* is newly added transitory language.

MSN/RRY



Date: 4/11/2007

A.B. No. 344—Prohibits intentionally making certain false or misleading statements to activate the Statewide Alert System for the Safe Return of Abducted Children. (BDR 15-1276)



ASSEMBLY BILL NO. 344—ASSEMBLYMAN OCEGUERA

MARCH 15, 2007

Referred to Committee on Judiciary

SUMMARY—~~[Prohibits intentionally making certain false or misleading statements to activate]~~ **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:

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

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

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

1. A person who intentionally makes any false or misleading statement, including, without limitation, any statement that conceals facts, omits facts or contains false or misleading information concerning any material fact, to any police officer, sheriff, district attorney, deputy sheriff, deputy district attorney or member of the Department of Public Safety to cause the System to be activated is guilty of a category ~~[D]~~ **E** felony and shall be punished as provided in NRS 193.130.

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

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

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

432.350 1. There is hereby created the Committee for the Statewide Alert System consisting of ~~12~~ 15 members as follows:

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

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

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

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

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

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

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

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

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

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

5. The Committee shall, at least 30 days before the beginning of the term of any member appointed pursuant to paragraph (g) of subsection 1, or within 30 days after such a position on the Committee becomes vacant, submit to the Governor the names of at least three persons qualified for membership on the Committee pursuant to paragraph (g) of subsection 1. The Governor shall appoint a new member or fill the vacancy from the list, or request a new list. The Governor may appoint any qualified person who is a resident of this State to the position described in paragraph (g) of subsection 1.

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

2. On or before July 1, 2007:

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

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

(c) The Governor shall appoint one member to the Committee for the Statewide Alert System pursuant to paragraph (g) of subsection 1 of NRS 432.350 appointed from among the persons recommended to the Governor

1 pursuant to subsection 2 to a term commencing on July 1, 2007, and expiring
2 on June 30, 2010.

3 ~~{Sec. 2}~~ Sec. 4. This act becomes effective ~~{on July 1, 2007}~~ upon passage
4 and approval.