

SENATE BILL NO. 9—COMMITTEE ON GOVERNMENT AFFAIRS

(ON BEHALF OF THE DEPARTMENT OF PUBLIC SAFETY)

PREFILED DECEMBER 13, 2010

Referred to Committee on Government Affairs

SUMMARY—Revises the functions and responsibilities of the Capitol Police Division of the Department of Public Safety. (BDR 27-462)

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 duties of the personnel of the Capitol Police Division of the Department of Public Safety to include certain investigative powers; and providing other matters properly relating thereto.

Legislative Counsel’s Digest:

- 1 Existing law limits the duties of the personnel of the Capitol Police Division of
2 the Department of Public Safety to assisting in the prevention of unlawful activity
3 on or damage to state property under the control of the Chief of the Buildings and
4 Grounds Division of the Department of Administration and protecting the safety of
5 any persons on such property. (NRS 331.140) This bill expands the responsibilities
6 of the personnel of the Capitol Police Division to include the conducting, both on
7 and off state property, of investigations relating to those duties.

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

- 1 **Section 1.** NRS 331.140 is hereby amended to read as follows:
2 331.140 1. The Chief shall take proper care to prevent any
3 unlawful activity on or damage to any state property under the
4 supervision and control of the Chief, and to protect the safety of any
5 persons on that property.



2. The Director of the Department of Public Safety shall appoint to the Capitol Police Division of that Department such personnel as may be necessary to ~~assist~~ :

(a) *Assist* the Chief ~~of the Buildings and Grounds Division~~ in the enforcement of subsection 1 ~~;~~ ; and

(b) *Conduct, both on and off state property, any investigation relating to the enforcement of subsection 1.*

3. The salaries and expenses of the personnel appointed pursuant to ~~this~~ subsection 2 must, within the limits of legislative authorization, be paid out of the Buildings and Grounds Operating Fund.

Sec. 2. NRS 480.140 is hereby amended to read as follows:

480.140 The primary functions and responsibilities of the divisions of the Department are as follows:

1. The Administrative Services Division shall furnish fiscal, accounting and other administrative services to the Director and the various divisions, and advise and assist the Director and the various divisions in carrying out their functions and responsibilities.

2. The Investigation Division shall:

(a) Execute, administer and enforce the provisions of chapter 453 of NRS relating to controlled substances and chapter 454 of NRS relating to dangerous drugs;

(b) Assist the Secretary of State in carrying out an investigation pursuant to NRS 293.124; and

(c) Perform such duties and exercise such powers as may be conferred upon it pursuant to this chapter and any other specific statute.

3. The Nevada Highway Patrol Division shall, in conjunction with the Department of Motor Vehicles, execute, administer and enforce the provisions of chapters 484A to 484E, inclusive, of NRS and perform such duties and exercise such powers as may be conferred upon it pursuant to NRS 480.360 and any other specific statute.

4. The Division of Emergency Management shall execute, administer and enforce the provisions of chapter 414 of NRS and perform such duties and exercise such powers as may be conferred upon it pursuant to chapter 414 of NRS and any other specific statute.

5. The State Fire Marshal Division shall execute, administer and enforce the provisions of chapter 477 of NRS and perform such duties and exercise such powers as may be conferred upon it pursuant to chapter 477 of NRS and any other specific statute.

6. The Division of Parole and Probation shall execute, administer and enforce the provisions of chapters 176A and 213 of NRS relating to parole and probation and perform such duties and



1 exercise such powers as may be conferred upon it pursuant to those
2 chapters and any other specific statute.

3 7. The Capitol Police Division shall assist the Chief of the
4 Buildings and Grounds Division of the Department of
5 Administration in the enforcement of subsection 1 of NRS 331.140
6 ~~H~~ *and may conduct, both on and off state property, any*
7 *investigation relating to the enforcement of that subsection.*

8 8. The Training Division shall provide training to the
9 employees of the Department.

10 9. The Records and Technology Division shall:

11 (a) Execute, administer and enforce the provisions of chapter
12 179A of NRS and perform such duties and exercise such powers as
13 may be conferred upon it pursuant to chapter 179A of NRS and any
14 other specific statute; and

15 (b) Provide technology support services to the Director, the
16 divisions of the Department and the Nevada Criminal Justice
17 Information System and offer technology services as may be
18 imposed by the Director.

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

