



Office of the Governor

JIM GIBBONS
GOVERNOR

June 9, 2009

The Honorable Ross Miller
Secretary of State
Capitol Building
101 North Carson Street
Carson City, NV 89701

RE: Senate Bill 396 of the 75th Legislative Session

Dear Secretary Miller,

I am herewith forwarding to you, for filing within the constitutional time limit and without my approval, Senate Bill 396, which is entitled:

AN ACT relating to peace officers; revising provisions governing the review by a peace officer of administrative or investigative files maintained by a law enforcement agency; revising provisions governing investigations of or hearings concerning peace officers that are conducted by a law enforcement agency; and providing other matters properly relating thereto.

Senate Bill 396 would inhibit the ability of a law enforcement agency to timely investigate alleged misconduct of a peace officer. For example, this bill would require a law enforcement agency, before conducting an investigation, to provide a forty-eight hour notice to any peace officer believed to possess knowledge relating to the alleged misconduct. While the vast majority of peace officers serve their communities well and deserve the utmost respect of all Nevadans, it is sometimes necessary to immediately investigate allegations of wrongdoing in the name of public safety. Senate Bill 396 would slow this process down, especially given the fact that adequate due process procedures are in place to protect peace officers against unfounded accusations.

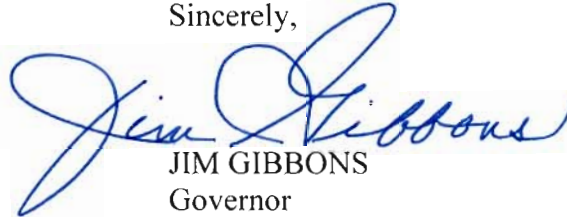
The Honorable Ross Miller

June 9, 2009

Page 2

For these reasons, I hereby exercise my constitutional grant of authority and veto Senate Bill 396.

Sincerely,

A handwritten signature in blue ink, reading "Jim Gibbons", is positioned above the printed name and title. The signature is fluid and cursive, with the first name "Jim" and last name "Gibbons" clearly legible.

JIM GIBBONS
Governor

JG/kjc

Enclosure

Cc: The Honorable Steven Horsford, Senate Majority Leader (without enclosure)
The Honorable Barbara Buckley, Assembly Speaker (without enclosure)
Susan Furlong Reil, Chief Clerk of the Assembly (without enclosure)
Claire J. Clift, Secretary of the Senate (without enclosure)
Brenda Erdoes, Esq., Legislative Counsel (without enclosure)