

Amendment No. 793

Assembly Amendment to Assembly Bill No. 67 First Reprint (BDR 3-403)

Proposed by: Assemblyman Frierson

Amends: Summary: No Title: No Preamble: No Joint Sponsorship: No Digest: No

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 underlining* is newly added transitory language.

SHORT FORM AMENDMENT

Sections 41 and 43.5 of this act are the only sections affected by this amendment.

BAW



Date: 5/21/2013

A.B. No. 67—Revises provisions relating to crimes. (BDR 3-403)



Section 41 of Assembly Bill No. 67 First Reprint is hereby amended as follows:

1 **Sec. 41.** NRS 201.295 is hereby amended to read as follows:

2 201.295 As used in NRS 201.295 to 201.440, inclusive, *and sections 40.3*
3 *and 40.7 of this act*, unless the context otherwise requires:

4 1. “Adult” means a person 18 years of age or older.

5 2. “Child” means a person less than 18 years of age.

6 3. *“Induce” means to persuade, encourage, inveigle or entice.*

7 4. “Prostitute” means a male or female person who for a fee , *monetary*
8 *consideration or other thing of value* engages in sexual intercourse, oral-genital
9 contact or any touching of the sexual organs or other intimate parts of a person for
10 the purpose of arousing or gratifying the sexual desire of either person.

11 ~~4. “Sexual conduct” means~~

12 5. “Prostitution” means engaging in sexual conduct *with another person in*
13 *return* for a fee ~~+~~

14 ~~5. “Sexual conduct” means~~ *any of the acts enumerated in subsection 4.*

15 6. “Sexual conduct” means any of the acts enumerated in subsection 4.
16 ~~masturbation of a person, cunnilingus, fellatio, or any intrusion, however slight,~~
17 ~~of any part of a person's body or any object manipulated or inserted by a person~~
18 ~~into the genital or anal openings of the body of a person, including sexual~~
19 ~~intercourse in its ordinary meaning.~~ 4.

20 7. “Transports” means *to transport or cause to be transported, by any*
21 *means of conveyance, into, through or across this State, or to aid or assist in*
22 *obtaining such transportation.*

Section 43.5 of Assembly Bill No. 67 First Reprint is hereby amended as follows:

23 **Sec. 43.5.** NRS 201.351 is hereby amended to read as follows:

24 201.351 1. All assets derived from or relating to any violation of NRS
25 201.300 ~~to 201.340, inclusive, in which the victim of the offense is a child when~~
26 ~~the offense is committed~~ *or 201.320* are subject to forfeiture pursuant to NRS
27 179.121 and a proceeding for their forfeiture may be brought pursuant to NRS
28 179.1156 to 179.121, inclusive.

29 2. In any proceeding for forfeiture brought pursuant to NRS 179.1156 to
30 179.121, inclusive, the plaintiff may apply for, and a court may issue without notice
31 or hearing, a temporary restraining order to preserve property which would be
32 subject to forfeiture pursuant to this section if:

33 (a) The forfeitable property is in the possession or control of the party against
34 whom the order will be entered; and

35 (b) The court determines that the nature of the property is such that it can be
36 concealed, disposed of or placed beyond the jurisdiction of the court before a
37 hearing on the matter.

38 3. A temporary restraining order which is issued without notice may be issued
39 for not more than ~~10~~ 30 days and may be extended only for good cause or by
40 consent. The court shall provide notice and hold a hearing on the matter before the
41 order expires.

42 4. Any proceeds derived from a forfeiture of property pursuant to this section
43 and remaining after the distribution required by subsection 1 of NRS 179.118 must
44 be deposited with the county treasurer and distributed to programs for the

1 prevention of child prostitution *or for services to victims* ~~for child prostitution~~
2 which are designated to receive such distributions by the district attorney of the
3 county.