

Amendment No. 59

Assembly Amendment to Assembly Bill No. 111	(BDR 23-106)
Proposed by: Assembly Committee on Government Affairs	
Amends: Summary: No Title: Yes Preamble: No Joint Sponsorship: No Digest: Yes	

ASSEMBLY ACTION			Initial and Date	SENATE ACTION			Initial and Date		
Adopted	<input type="checkbox"/>	Lost	<input type="checkbox"/>	_____	Adopted	<input type="checkbox"/>	Lost	<input type="checkbox"/>	_____
Concurred In	<input type="checkbox"/>	Not	<input type="checkbox"/>	_____	Concurred In	<input type="checkbox"/>	Not	<input type="checkbox"/>	_____
Receded	<input type="checkbox"/>	Not	<input type="checkbox"/>	_____	Receded	<input type="checkbox"/>	Not	<input type="checkbox"/>	_____

EXPLANATION: Matter in (1) *blue bold italics* is new language in the original bill; (2) variations of green bold underlining is language proposed to be added 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 proposed to be retained in this amendment.



ASSEMBLY BILL NO. 111—ASSEMBLYMEN FRIERSON, MONROE-MORENO, YEAGER,
NGUYEN, ~~[AND]~~ BENITEZ-THOMPSON ; AND ROBERTS

FEBRUARY 11, 2021

Referred to Committee on Government Affairs

SUMMARY—Revises provisions relating to the Peace Officers' Standards and Training Commission. (BDR 23-106)

FISCAL NOTE: Effect on Local Government: No.
Effect on the State: No.

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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 peace officers; revising provisions relating to the ~~[Executive Director]~~ membership of the Peace Officers' Standards and Training Commission; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

Existing law creates the Peace Officers' Standards and Training Commission, consisting of nine members appointed by the Governor. ~~[and requires the Commission to appoint an Executive Director by a majority vote of its members. (NRS 289.500, 589.520) Under existing law, the Executive Director: (1) is prohibited from pursuing any other business or occupation, or performing any other duties of any other office of profit without the prior approval of the Commission; and (2) may be removed for cause by a majority vote of the members of the Commission. (NRS 289.520) This bill transfers to the Governor the duty to appoint, and the authority to approve outside employment or duties of or to remove, the Executive Director.] (NRS 289.500) This bill increases the membership of the Commission to 11 members and requires the Majority Leader of the Senate and the Speaker of the Assembly each to appoint one member who is not a peace officer and who has demonstrated expertise in one or more of the following areas: (1) implicit and explicit bias; (2) cultural competency; (3) mental health as it relates to policing and law enforcement; and (4) working with certain vulnerable populations. This bill also requires the Governor, the Majority Leader of the Senate and the Speaker of the Assembly to consider the racial, gender and ethnic diversity of the Commission when making appointments to the Commission.~~

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

Section 1. ~~[NRS 289.520 is hereby amended to read as follows:~~
~~289.520 The [Commission, by majority vote of its members.] Governor shall appoint an Executive Director of the Commission. The Executive Director:~~
~~1. Must be selected with special reference to the person's training, experience, capacity and interest in the field of administering laws and regulations relating to the training of peace officers.~~

~~2. Is in the unclassified service of the State.~~

~~3. Shall not pursue any other business or occupation, or perform any other duties of any other office of profit without the prior approval of the [Commission.] Governor.~~

~~4. May be removed by the [Commission, by a majority vote of its members,] Governor at any time for cause.~~ **7 (Deleted by amendment.)**

Sec. 2. [Notwithstanding the provisions of NRS 289.520, the Executive Director of the Peace Officers' Standards and Training Commission who is serving in that position on July 1, 2021, continues to serve until a successor is appointed by the Governor in accordance with NRS 289.520, as amended by section 1 of this act.] (Deleted by amendment.)

Sec. 2.5. NRS 289.500 is hereby amended to read as follows:

289.500 1. The Peace Officers' Standards and Training Commission, consisting of ~~nine~~ **11** members ~~[appointed by the Governor.]~~ is hereby created. The Governor shall appoint ~~11~~ **9 members to the Commission as follows:**

(a) Two members from Clark County, one of whom must be from a metropolitan police department created pursuant to chapter 280 of NRS if one exists in Clark County;

(b) One member from Washoe County;

(c) Three members from counties other than Clark and Washoe Counties;

(d) One member from a state law enforcement agency that primarily employs peace officers required to receive training as category I peace officers;

(e) One member who is a category II peace officer; and

(f) One member who is a category III peace officer.

2. The Majority Leader of the Senate and the Speaker of the Assembly shall each appoint to the Commission one member who is not a peace officer. A member appointed pursuant to this subsection must have demonstrated expertise in one or more of the following areas:

(a) Implicit and explicit bias.

(b) Cultural competency.

(c) Mental health as it relates to policing and law enforcement engagement.

(d) Working with children, elderly persons, persons who are pregnant, persons experiencing mental health crises, persons with physical, intellectual or developmental disabilities or persons from other vulnerable populations.

3. Members of the Commission serve terms of 2 years. Members serve without compensation, but are entitled to the per diem allowance and travel expenses provided for state officers and employees generally.

~~3.4~~ **4. The Governor shall make the appointments to the Commission from recommendations submitted by Clark County, Washoe County, professional organizations of sheriffs and police chiefs of this State and employee organizations that represent only peace officers of this State who are certified by the Commission.**

5. In making the appointments to the Commission, the Governor, the Majority Leader of the Senate and the Speaker of the Assembly shall consider the racial, gender and ethnic diversity of the Commission.

Sec. 3. 1. This ~~act~~ section becomes effective ~~ten~~ upon passage and approval.

2. Section 2.5 of this act becomes effective upon passage and approval for the purposes of appointing members to the Peace Officers' Standards and Training Commission pursuant to subsection 2 of NRS 289.500, as amended by section 2.5 of this act and on July 1, 2021, ~~for~~, for all other purposes.