

ASSEMBLY BILL NO. 117—ASSEMBLYWOMAN JAUREGUI

PREFILED FEBRUARY 3, 2023

Referred to Committee on Judiciary

SUMMARY—Makes various changes relating to domestic terrorism. (BDR 43-568)

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; requiring the Investigation Division of the Department of Public Safety to investigate domestic terror activity; defining “domestic terror activity” to include certain offenses; creating the Anti-Domestic Terrorism Assistance Account in the State General Fund to award grants to support state and local programs to counter domestic terror activity; authorizing counties to cooperate with intelligence centers; making an appropriation; and providing other matters properly relating thereto.

**Legislative Counsel’s Digest:**

Existing law establishes the primary functions and responsibilities of the Investigation Division of the Department of Public Safety. (NRS 480.460) **Section 6** of this bill adds to the functions and responsibilities of the Investigation Division the duty to investigate domestic terror activity. **Section 2** of this bill defines domestic terror activity to mean any of the following offenses: (1) acts of terrorism and certain related acts; (2) armed association; (3) criminal anarchy; (4) criminal syndicalism; (5) unlawful drill or parade with arms; (6) simulation of summons or other legal process; and (7) the commission of an unlawful act because of the actual or perceived characteristics of another person or group of persons. **Section 4** of this bill establishes the Anti-Domestic Terrorism Assistance Account within the State General Fund, to be administered by the Chief of the Investigation Division. **Section 4** requires that the money in the Account be used to support state or local programs aimed at countering domestic terror activity. **Section 8** of this bill makes an appropriation of \$5,000,000 to the Account to provide grants to support such state and local programs.

Existing law creates the Nevada Threat Analysis Center within the Investigation Division, which is recognized as a fusion intelligence center by the United States Department of Homeland Security. (NRS 480.530) **Section 3** of this



bill recognizes in statute the existence of two other intelligence centers: (1) the Southern Nevada Counter Terrorism Center, hosted by the Las Vegas Metropolitan Police Department and designated as the primary fusion intelligence center for Nevada by the United States Department of Homeland Security; and (2) the Northern Nevada Regional Intelligence Center, located within the Washoe County Sheriff's Office. **Section 3** permits the board of county commissioners of a county to enter into agreements to participate in and collaborate with intelligence centers in this State. **Section 7** of this bill clarifies that the Chief of the Investigation Division may also enter into agreements with intelligence centers in order to carry out the duties of the Division.

**Section 5** of this bill makes a conforming change to indicate the proper placement of **sections 2-4** in the Nevada Revised Statutes.

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

**Section 1.** Chapter 480 of NRS is hereby amended by adding thereto the provisions set forth as sections 2, 3 and 4 of this act.

**Sec. 2. *"Domestic terror activity" means any of the following:***

***1. Acts of terrorism and any of the offenses set forth in NRS 202.445 to 202.449, inclusive;***

***2. Armed association, as provided in NRS 203.080;***

***3. Criminal anarchy, as provided in NRS 203.115;***

***4. Criminal syndicalism, as provided in NRS 203.117;***

***5. Unlawful drill or parade with arms, as provided in NRS 412.604;***

***6. Simulation of summons or other legal process, as provided in NRS 207.337; and***

***7. The commission of an unlawful act because of the actual or perceived race, color, religion, national origin, physical or mental disability, sexual orientation or gender identity or expression of another person or group of persons, as provided in NRS 207.185.***

**Sec. 3. *The board of county commissioners of a county may enter into an agreement to participate in and collaborate with any intelligence center in this State, including, without limitation:***

***1. The Northern Nevada Regional Intelligence Center;***

***2. The Southern Nevada Counter Terrorism Center;***

***3. The Nevada Threat Analysis Center created by NRS 480.530; and***

***4. Any fusion intelligence center designated by the Governor.***

**Sec. 4. *1. The Anti-Domestic Terrorism Assistance Account is hereby created in the State General Fund.***

***2. The Chief of the Investigation Division shall administer the account.***



3. *The money in the Account must be used to award grants of money to state and local agencies, including, without limitation, intelligence centers, to support programs for countering domestic terror activity.*

4. *Before money in the Account may be expended pursuant to subsection 3, the Chief of the Investigation Division must submit a proposal for the expenditure to the State Board of Examiners.*

5. *Upon making a determination that the proposed expenditure is appropriate and necessary, the State Board of Examiners shall recommend to the Interim Finance Committee, or the Senate Standing Committee on Finance and the Assembly Standing Committee on Ways and Means when the Legislature is in general session, that the expenditure be approved. Upon approval of the appropriate committee or committees, the money may be so expended.*

6. *The interest and income earned on the money in the Account, after deducting any applicable charges, must be credited to the Account. Any money remaining in the Account at the end of the fiscal year does not revert to the State General Fund, and the balance in the Account must be carried forward to the next fiscal year.*

**Sec. 5.** NRS 480.400 is hereby amended to read as follows:

480.400 As used in NRS 480.400 to 480.545, inclusive, *and sections 2, 3 and 4 of this act*, unless the context otherwise requires, the words and terms defined in NRS 480.405 to 480.440, inclusive, *and section 2 of this act* have the meanings ascribed to them in those sections.

**Sec. 6.** NRS 480.460 is hereby amended to read as follows:

480.460 The Chief of the Investigation Division shall:

1. Furnish services relating to the investigation of crimes, including interrogation with the use of polygraph instruments, upon the request of the following:

(a) The Attorney General;

(b) The head of any agency, bureau, board, commission, department, division, office or other unit of the Executive Department of the State Government which is authorized or required to conduct criminal investigations; or

(c) Any sheriff, chief of police or district attorney.

2. Disseminate information relating to the dangers of the use of controlled substances and dangerous drugs.

3. Provide and operate a system of recording all information received by the Investigation Division relating to persons who have alleged connections with organized crime or have some connection with violations of laws regulating controlled substances or dangerous drugs.



4. Arrange for the purchase of controlled substances and dangerous drugs when such a purchase is necessary in an investigation of offenses relating to controlled substances and dangerous drugs.

5. Procure from law enforcement agencies and other reliable sources information relating to violators of laws which govern controlled substances and dangerous drugs, including information about their character, probable motives, circumstances of arrest, methods of operation and other pertinent information.

6. Enforce the provisions of chapter 453 of NRS.

7. Furnish information relating to any person of whom he or she maintains a record to any law enforcement agency.

8. Assist the Secretary of State in carrying out an investigation pursuant to NRS 293.124.

9. Upon request, assist:

(a) The Department of Taxation in carrying out a criminal investigation relating to cannabis pursuant to NRS 372A.200 to 372A.380, inclusive, and chapter 678A of NRS;

(b) The Division of Public and Behavioral Health of the Department of Health and Human Services in carrying out a criminal investigation relating to cannabis pursuant to chapter 678C of NRS; and

(c) The Cannabis Compliance Board in carrying out a criminal investigation pursuant to title 56 of NRS.

10. Investigate technological crime, as defined in NRS 205A.030, and enforce the provisions of the law of this State relating to technological crime, as defined in NRS 205A.030.

#### ***11. Investigate domestic terror activity.***

**Sec. 7.** NRS 480.480 is hereby amended to read as follows:

480.480 The Chief of the Investigation Division may enter into agreements with any state or local law enforcement agency *or intelligence center* in this State or in any other state to carry out the duties of the Division. A peace officer, while carrying out the duties of the Investigation Division pursuant to such an agreement, has the same powers and responsibilities as an investigator of the Investigation Division.

**Sec. 8.** There is hereby appropriated from the State General Fund to the Anti-Domestic Terrorism Assistance Account created by section 4 of this act the sum of \$5,000,000 for the support of state and local programs countering domestic terror activity pursuant to section 4 of this act.

**Sec. 9.** This act becomes effective on July 1, 2023.

