

ASSEMBLY BILL NO. 409—COMMITTEE
ON GOVERNMENT AFFAIRS

MARCH 25, 2021

Referred to Committee on Government Affairs

SUMMARY—Revises provisions relating to the recruitment and selection of peace officers. (BDR 23-1031)

FISCAL NOTE: Effect on Local Government: May have Fiscal Impact.
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 peace officers; requiring the Peace Officers' Standards and Training Commission to adopt certain regulations concerning the recruitment and selection of peace officers; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

1 Existing law creates the Peace Officers' Standards and Training Commission
2 and requires the Commission to adopt regulations establishing minimum standards
3 for the certification and decertification, recruitment, selection and training of peace
4 officers. (NRS 289.500, 289.510) This bill requires the Commission to adopt
5 regulations concerning the recruitment and selection of peace officers, which
6 include evaluations to identify implicit bias on the part of a peace officer on the
7 basis of race, color, religion, national origin, physical or mental disability, sexual
8 orientation or gender identity or expression.

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

1 **Section 1.** NRS 289.510 is hereby amended to read as follows:
2 289.510 1. The Commission:
3 (a) Shall meet at the call of the Chair, who must be elected by a
4 majority vote of the members of the Commission.
5 (b) Shall provide for and encourage the training and education
6 of persons whose primary duty is law enforcement to ensure the
7 safety of the residents of and visitors to this State.



1 (c) Shall adopt regulations establishing minimum standards for
2 the certification and decertification, recruitment, selection and
3 training of peace officers. The regulations must establish:

4 (1) *Requirements for evaluations to be conducted during*
5 *the recruitment and selection of peace officers, which must*
6 *identify implicit bias on the part of a peace officer on the basis of*
7 *race, color, religion, national origin, physical or mental disability,*
8 *sexual orientation or gender identity or expression;*

9 (2) Requirements for basic training for category I, category II
10 and category III peace officers and reserve peace officers;

11 ~~(2)~~ (3) Standards for programs for the continuing
12 education of peace officers, including minimum courses of study
13 and requirements concerning attendance, which must require that all
14 peace officers annually complete not less than 12 hours of
15 continuing education in courses that address:

- 16 (I) Racial profiling;
- 17 (II) Mental health;
- 18 (III) The well being of officers;
- 19 (IV) Implicit bias recognition;
- 20 (V) De-escalation;
- 21 (VI) Human trafficking; and
- 22 (VII) Firearms.

23 ~~(3)~~ (4) Qualifications for instructors of peace officers; and

24 ~~(4)~~ (5) Requirements for the certification of a course of
25 training.

26 (d) Shall, when necessary, present courses of training and
27 continuing education courses for category I, category II and
28 category III peace officers and reserve peace officers.

29 (e) May make necessary inquiries to determine whether the
30 agencies of this State and of the local governments are complying
31 with standards set forth in its regulations.

32 (f) Shall carry out the duties required of the Commission
33 pursuant to NRS 432B.610 and 432B.620.

34 (g) May perform any other acts that may be necessary and
35 appropriate to the functions of the Commission as set forth in NRS
36 289.450 to 289.680, inclusive.

37 (h) May enter into an interlocal agreement with an Indian tribe
38 to provide training to and certification of persons employed as
39 police officers by that Indian tribe.

40 (i) Shall develop and approve a standard curriculum of certified
41 training programs in crisis intervention, which may be made
42 available in an electronic format, and which address specialized
43 responses to persons with mental illness and train peace officers to
44 identify the signs and symptoms of mental illness, to de-escalate
45 situations involving persons who appear to be experiencing a



1 behavioral health crisis and, if appropriate, to connect such persons
2 to treatment. A peace officer who completes any program developed
3 pursuant to this paragraph must be issued a certificate of
4 completion.

5 2. Regulations adopted by the Commission:

6 (a) Apply to all agencies of this State and of local governments
7 in this State that employ persons as peace officers;

8 (b) Must require that all peace officers receive training in the
9 handling of cases involving abuse or neglect of children or missing
10 children;

11 (c) Must require that all peace officers receive training in the
12 handling of cases involving abuse, neglect, exploitation, isolation
13 and abandonment of older persons or vulnerable persons; and

14 (d) May require that training be carried on at institutions which
15 it approves in those regulations.

16 **Sec. 2.** Notwithstanding the provisions of NRS 218D.430 and
17 218D.435, a committee, other than the Assembly Standing
18 Committee on Ways and Means and the Senate Standing Committee
19 on Finance, may vote on this act before the expiration of the period
20 prescribed for the return of a fiscal note in NRS 218D.475. This
21 section applies retroactively from and after March 22, 2021.

