
ASSEMBLY BILL NO. 376—ASSEMBLYMEN TORRES, ASSEFA, NEAL,
FLORES, FUMO; CARRILLO, DALY, DURAN, MARTINEZ,
NGUYEN AND WATTS

MARCH 20, 2019

Referred to Committee on Judiciary

SUMMARY—Requires local law enforcement agencies to report annually to the Legislature certain statistics relating to transfers of undocumented persons to the custody of federal agencies. (BDR 14-675)

FISCAL NOTE: Effect on Local Government: May have Fiscal Impact.
Effect on the State: No.

CONTAINS UNFUNDED MANDATE (§ 1)
(NOT REQUESTED BY AFFECTED LOCAL GOVERNMENT)

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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 law enforcement agencies; requiring local law enforcement agencies to report annually to the Legislature certain statistics relating to transfers of undocumented persons to the custody of federal agencies; and providing other matters properly relating thereto.

Legislative Counsel’s Digest:

1 Existing law provides for the collection and reporting to the Legislature of
2 certain statistical data concerning certain crimes, such as crimes related to prejudice
3 and crimes committed against older persons. (NRS 179A.175, 179A.450) **Section 1**
4 of this bill requires each local law enforcement agency to submit an annual report
5 to the Legislature relating to the transfer of undocumented persons to the custody of
6 federal agencies by that local law enforcement agency during the previous fiscal
7 year. **Section 1** requires the report to include: (1) the total number of undocumented
8 persons who were transferred to the custody of a federal agency and the reasons for
9 those transfers; (2) the crimes for which those undocumented persons were
10 arrested, including the total number of undocumented persons arrested for each
11 specific crime; and (3) the name of each federal agency to whose custody an
12 undocumented person was transferred and the total number of undocumented
13 persons transferred to that federal agency. Under **section 1**, the data acquired or
14 reported must be used only for research or statistical purposes and must not contain
15 any information that may reveal the identity of any undocumented person.



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

1 **Section 1.** Chapter 179A of NRS is hereby amended by
2 adding thereto a new section to read as follows:

3 1. *On or before the last day of the third month following the*
4 *end of the previous fiscal year, each local law enforcement agency*
5 *shall submit to the Director of the Legislative Counsel Bureau for*
6 *transmittal to the Legislature or, if the Legislature is not in*
7 *session, to the Legislative Commission a report relating to the*
8 *transfer of undocumented persons to the custody of federal*
9 *agencies by that local law enforcement agency during the previous*
10 *fiscal year.*

11 2. *The report must include the following information:*

12 (a) *The total number of undocumented persons who were*
13 *transferred to the custody of a federal agency and the reasons for*
14 *those transfers.*

15 (b) *The crimes for which those undocumented persons were*
16 *arrested, including the total number of undocumented persons*
17 *arrested for each specific crime.*

18 (c) *The name of each federal agency to whose custody an*
19 *undocumented person was transferred and the total number of*
20 *undocumented persons transferred to that federal agency.*

21 3. *Data acquired or reported pursuant to this section must be*
22 *used only for research or statistical purposes and must not contain*
23 *any information that may reveal the identity of any undocumented*
24 *person.*

25 4. *As used in this section, "local law enforcement agency"*
26 *means:*

27 (a) *The sheriff's office of a county;*

28 (b) *A metropolitan police department; or*

29 (c) *A police department of an incorporated city.*

30 **Sec. 2.** The provisions of subsection 1 of NRS 218D.380 do
31 not apply to any provision of this act which adds or revises a
32 requirement to submit a report to the Legislature.

33 **Sec. 3.** The provisions of NRS 354.599 do not apply to any
34 additional expenses of a local government that are related to the
35 provisions of this act.

36 **Sec. 4.** This act becomes effective on July 1, 2019.

