



State of Nevada
ADVISORY COUNCIL FOR
PROSECUTING ATTORNEYS
100 North Carson Street
Carson City, Nevada 89705

Patricia Cafferata, Executive Director
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Meeting Minutes

Organization: Advisory Council for Prosecuting Attorneys

Date and Time of Meeting: February 17, 2016 – 4:00 pm

Place of Meeting: Elko Conference Center
724 Moren Way
Elko, NV 89801

Attendees:

Adam Laxalt, Attorney General
Karl Hall
Chris Hicks
Art Mallory – via Lane Mills by Proxy
Steve Wolfson – via Christopher Lalli by Proxy
Patricia Cafferata, Executive Director

Absent:

A.J. Delap
Josh Reid

- 1. Attorney General Adam Laxalt's Welcome.**
- 2. Call to Order and Roll Call.**
AG Laxalt called the meeting to order at 4:00 p.m. Quorum was present.
- 3. Public Comment**
None.
- 4. Discussion for possible action to approve the minutes of the December 11, 2015 meeting.**
Christopher Lalli moved to approve the minutes from December 11, 2015 meeting. Chris Hicks seconded the motion, and the motion was approved unanimously. Minutes Approved.
- 5. Executive Director's Patricia Cafferata's Report.**
Cafferata stated it would be best if the District Attorney's Association and the Advisory Council for Prosecuting Attorneys scheduled their meetings concurrent with the next Attorney General's Law Enforcement Summit. Discussion was held regarding possible dates, and late August or October, 2016 was preferred. Laxalt announced the next Summit will be in Carson City, teleconferenced to Las Vegas. Approximately every third Summit will be in the rurals.

6. Discussion and possible action on Council's duties set forth in NRS 241A.070.

a. Develop and carry out a program for training and assisting prosecutors in conducting criminal and civil prosecutions.

Cafferata reported she is applying for a grant to train prosecutors on the subjects of impaired Driving, including driving under the influence of alcohol and marijuana.

i. Discussion and possible action to schedule training on Domestic Violence and sexual assault cases.

Training regarding Domestic Violence cases is historically done at the Prosecutors Conference.

ii. Discussion and action on offering a legal writing course.

The subject of legal writing training was discussed, concern was expressed that there probably would not be a great deal of interest in this subject. Laxalt reported that the Attorney General's Solicitor General's Office has very talented legal writers, perhaps the AG's office can come up with a short training, one to two hours, possibly to take place at the Prosecutors' Conference.

iii. Discussion and possible action on the location and topics for the next Prosecutors' Conference in the fall.

Training on Guardianships, Elder Abuse, and Prison Math were suggested topics for the next Prosecutors' Conference.

b. Coordinate the development of policies for conducting criminal and civil prosecutions.

i. Discussion and possible action to cosponsoring the Civil Attorneys' Conference on May 11-13, 2016 at Lake Tahoe.

The topic of cosponsoring the Civil Attorneys' Conference on May 11-13, 2016 at Lake Tahoe and on paying \$1,000.00 for printing and mailing costs of the conference was discussed. Chris Hicks moved to cosponsor and contribute the \$1,000.00. Karl Hall seconded the motion. Motion passed unanimously.

d. Coordinate the development of proposed legislation for the 79th Legislative Session in 2017.

i. Discussion and possible action on bills passed by the Legislature in 2015, in particular AB 193, and whether all the offices should each create a log or statewide protocol should be developed for documenting the use of both hearsay provisions and the audiovisual provisions at preliminary hearings.

Laxalt stated that it was his understanding that both Clark and Washoe Counties were already tracking this information, but there had only been one instance of the use of hearsay, while audiovisual provisions had not been used. Patty Cafferata will compile this information in anticipation of next legislative session. Lalli stated that Clark County created a log and would forward it for others to use as an example.

ii. **Discussion and possible action on various legislative proposals for the Legislative session in 2017, In particular, Clark District Attorney Steven Wolfson believes that NRS 176A.280 on veterans courts needs to be clarified.**

Lalli stated that veterans charged with DUI and Domestic Violence are not allowed to go through Vet Courts. Clark County wants to modify statutes to avail them to the Vet Courts. Hall stated there are two conflicting statutes, and clarification needs to be made. Currently, only District Courts can operate a Vet Court, amendments need to be made to include Justice Courts.

The committee also discussed legislation on gamblers courts and elder abuse. Clark County will come up with some draft language and keep the other counties in the loop. Laxalt stated the AG's office will assist with these issues.

7. **Council members' comments.**

No additional comments.

8. **Discussion for possible action to set the council's next quarterly meeting date.**

Pursuant to discussion regarding the meeting date, it was determined that late April or early May would be best. Cafferata will send emails to determine a specific date.

9. **Public Comment.**

No Public Comment.

10. **Adjournment.**

Christopher Lalli moved to adjourn the meeting. Christopher Hicks seconded. Motion was approved unanimously and the meeting was adjourned.

Minutes respectfully submitted by Janice Riherd, Office of the Nevada Attorney General.