

Assembly Bill No. 220—Assemblymen Frierson, Yeager, Benitez-Thompson; Bilbray-Axelrod, Cohen, Flores, Jauregui, Brittney Miller, Nguyen and Watts

CHAPTER.....

AN ACT relating to peace officers; requiring each law enforcement agency to adopt a written policy establishing standards of conduct for the use of mobile devices by peace officers employed by the law enforcement agency; and providing other matters properly relating thereto.

Legislative Counsel’s Digest:

Existing law defines a “law enforcement agency” as any agency, office, bureau, department, unit or division created by any statute, ordinance or rule which has a duty to enforce the law and which employs any peace officer or officers. (NRS 289.010) This bill: (1) requires each law enforcement agency to adopt a written policy establishing standards of conduct for the use of a mobile device issued by the law enforcement agency to any peace officer employed by the agency; and (2) sets forth specific requirements relating to the policy.

EXPLANATION – Matter in *bolded italics* is new; matter between brackets ~~omitted material~~ is material to be omitted.

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

Section 1. Chapter 289 of NRS is hereby amended by adding thereto a new section to read as follows:

1. Each law enforcement agency shall adopt a written policy setting forth standards of conduct for the use of any mobile device issued by the law enforcement agency to any peace officer employed by the agency for use by the peace officer while performing official duties.

2. In addition to including rules for the appropriate use of a mobile device by a peace officer while performing official duties, the written policy adopted by a law enforcement agency pursuant to this section must:

(a) Establish which mobile applications are approved for official use on a mobile device; and

(b) Prohibit the use of any mobile application that is not approved for official use on a mobile device.

3. A law enforcement agency may not approve for official use on a mobile device any mobile application that uses end-to-end



encryption or any other means with the intent to avoid the creation, retention or lawful discovery of records or data relating to the communications of a peace officer.

