

BOARD OF REGENTS  
BRIEFING PAPER

**1. AGENDA ITEM TITLE: Handbook Revision: NSHE Police and Security Forces Report**

**MEETING DATE:** September 7-8, 2017

**2. BACKGROUND & POLICY CONTEXT OF ISSUE:**

Existing Board policy requires the Board of Regents to review biennial reports on the status of safety issues from each campus and specifies the content of the report, which must include the data and information required under NRS 396.329, the statute that requires a similar report be submitted by the Board of Regents to the Legislature (*Title 4, Chapter 1, Section 12*).

The 2017 Legislature passed [Assembly Bill 464 \(Chapter 192, Statutes of Nevada 2017\)](#) that eliminates the requirement for certain reports to be submitted to the Legislature by governmental entities, including the Board of Regents. Section 10 of A.B. 464 repeals NRS 396.329. A copy of NRS 396.329 follows:

**NRS 396.329 Report concerning activities of Police Department.**

1. The Board of Regents of the University of Nevada shall, not later than April 15 of each odd-numbered year, prepare and submit to the Director of the Legislative Counsel Bureau for submission to the Legislature, a report concerning the activities of the Police Department for the System.
2. The report must include, without limitation:
  - (a) A copy of each of the annual security reports compiled for the immediately preceding 2 years pursuant to 20 U.S.C. § 1092, including the executive summary and statistics regarding crimes on campus; and
  - (b) A statement of:
    - (1) The policy of each police department regarding the use of force and the equipment authorized for use by its officers in carrying out that policy;
    - (2) The activities performed by each police department during the reporting period to improve or maintain public relations between the campus and the community;
    - (3) The number of full-time and reserve officers in each police department;
    - (4) The programs held in each police department during the reporting period in which training was given to its officers and the rates of participation in those programs; and
    - (5) The number, itemized by each police department, of incidents during the reporting period in which an excessive use of force was alleged and the number of those allegations which were sustained.

Existing Board policy currently includes the items listed under subsection 2(b) of NRS 396.329, but does not specifically include the requirement under 2(a) of NRS 396.329 to provide copies of the annual reports/data required under 20 U.S.C. § 1092 (The Jeanne Clery Disclosure of Campus Security Policy and Campus Crime Statistics Act). System staff recommends revising Board policy to delete the reference to NRS 396.329 and related items, but require the reports to the Board include a copy of the federal Clery Act report, an executive summary and statistics regarding crimes on campus. In addition, require that the review of reports by the Board be conducted annually, as is current practice, instead of biennially.

**3. SPECIFIC ACTIONS BEING RECOMMENDED OR REQUESTED:**

Amend *Title 4, Chapter 1, Section 12* to replace the reference to the repealed NRS 396.329 and related reporting requirements. Add to Board policy the requirement to provide a copy of the federal Clery Act report (20 U.S.C. § 1092), statistics regarding crimes on campus, and an executive summary. Require Board review of reports annually instead of biennially. See the attached policy proposal.

**4. IMPETUS (WHY NOW?):**

The 2017 Legislature repealed NRS 396.329, effective July 1, 2017.

**5. BULLET POINTS TO SUPPORT REQUEST/RECOMMENDATION:**

- The policy revision is necessary to address the repeal of NRS 396.329 by the 2017 Legislature. The Board will continue to receive annual reports on crime statistics and other safety information available under the Clery Act.

**6. POTENTIAL ARGUMENTS AGAINST THE REQUEST/RECOMMENDATION:**

None have been presented.

**7. ALTERNATIVE(S) TO WHAT IS BEING REQUESTED/RECOMMENDED:**

None have been presented.

**8. COMPLIANCE WITH BOARD POLICY:**

- Consistent With Current Board Policy: Title # \_\_\_\_\_ Chapter # \_\_\_\_\_ Section # \_\_\_\_\_
- Amends Current Board Policy: *Title 4, Chapter 1, Section 12*
- Amends Current Procedures & Guidelines Manual: Chapter # \_\_\_\_\_ Section # \_\_\_\_\_
- Other: \_\_\_\_\_
- Fiscal Impact: Yes \_\_\_\_\_ No X Explain: \_\_\_\_\_

**POLICY PROPOSAL**  
**TITLE 4, CHAPTER 1, SECTION 12**  
Board of Regents Reports on Safety Issues –  
Deletion of Repealed NRS 396.329

Additions appear in *boldface italics*; deletions are [~~stricken~~ and bracketed]

**Section 12. NSHE Police and Security Forces**

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12. Board of Regents Reports

The Board of Regents shall review *annual* [~~biennial~~] reports on the status of safety issues from each campus. The timing of the reports will correspond with deadlines for federal and state reporting of crime statistics. These reports to the Board shall minimally include *a copy of the annual security reports compiled for the preceding year pursuant to 20 U.S.C. § 1092, including an executive summary and statistics regarding crimes on campus.* [~~the following data required under NRS 396.329: crime statistics, training requirements and programs, equipment authorized for use by police officers, policies regarding use of force, activities to improve or maintain public relations, number of full-time and reserve officers, and number of allegations of excessive force.~~] In addition, the reports to the board shall also contain information on hiring requirements, attire, description of weapons in inventory, and percentage of time police spend on campus (excluding patrol time in cars).