

CHAPTER 414 - EMERGENCY MANAGEMENT

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GENERAL PROVISIONS

NRS 414.020 Policy and purpose.

1. Because of the existing and increasing possibility of the occurrence of emergencies or disasters of unprecedented size and destructiveness resulting from enemy attack, sabotage or other hostile action, from a fire, flood, earthquake, storm or other natural causes, or from technological or man-made catastrophes, and in order to ensure that the preparations of this state will be adequate to deal with such emergencies or disasters, and generally to provide for the common defense and to protect the public welfare, and to preserve the lives and property of the people of the State, it is hereby found and declared to be necessary:

(a) To create a state agency for emergency management and to authorize the creation of local organizations for emergency management in the political subdivisions of the State.

(b) To confer upon the Governor and upon the executive heads or governing bodies of the political subdivisions of the State the emergency powers provided in this chapter.

(c) To assist with the rendering of mutual aid among the political subdivisions of the State and with other states and to cooperate with the Federal Government with respect to carrying out the functions of emergency management.

2. It is further declared to be the purpose of this chapter and the policy of the State that all functions of emergency management in this state be coordinated to the maximum extent with the comparable functions of the Federal Government, including its various departments and agencies, of other states and localities and of private agencies of every type, providing for the most effective preparation and use of the nation's workforce, resources and facilities for dealing with any emergency or disaster that may occur.

[2:293:1953] — (NRS A [1965, 340](#); [1983, 167](#); [1999, 1242](#))

NRS 414.030 Definitions. As used in this chapter, the words and terms defined in [NRS 414.031](#) to [414.038](#), inclusive, have the meanings ascribed to them in those sections.

[3:293:1953] — (NRS A [1983, 168, 1353](#); [1993, 1614](#); [2007, 358](#); [2009, 499](#); [2019, 589](#))

NRS 414.031 “Board” defined. “Board” means the Board of Search and Rescue.
(Added to NRS by [1983, 1351](#))

NRS 414.0313 “Broadcaster” defined. “Broadcaster” has the meaning ascribed to it in [NRS 432.310](#).
(Added to NRS by [2009, 498](#))

NRS 414.0315 “Chief” defined. “Chief” means the Chief of the Division of Emergency Management of the Department of Public Safety.
(Added to NRS by [1993, 1614](#); A [2001, 2606](#))

NRS 414.032 “Committee” defined. Repealed. (See chapter 111, [Statutes of Nevada 2019, at page 592.](#))

NRS 414.033 “Coordinator” defined. “Coordinator” means the Coordinator of Search and Rescue.
(Added to NRS by [1983, 1351](#))

NRS 414.0335 “Disaster” defined. “Disaster” means an occurrence or threatened occurrence for which, in the determination of the Governor, the assistance of the Federal Government is needed to supplement the efforts and capabilities of state agencies to save lives, protect property and protect the health and safety of persons in this state, or to avert the threat of damage to property or injury to or the death of persons in this state.
(Added to NRS by [1999, 1241](#))

NRS 414.0345 “Emergency” defined. “Emergency” means an occurrence or threatened occurrence for which, in the determination of the Governor, the assistance of state agencies is needed to supplement the efforts and capabilities of political subdivisions to save lives, protect property and protect the health and safety of persons in this state, or to avert the threat of damage to property or injury to or the death of persons in this state.
(Added to NRS by [1999, 1242](#))

NRS 414.035 “Emergency management” defined. “Emergency management” means the preparation for and the carrying out of all emergency functions, other than functions for which military forces are primarily responsible, to minimize injury and repair

damage resulting from emergencies or disasters caused by enemy attack, sabotage or other hostile action, by fire, flood, earthquake, storm or other natural causes, or by technological or man-made catastrophes, including, without limitation, a crisis involving violence on school property, at a school activity or on a school bus. These functions include, without limitation:

1. The provision of support for search and rescue operations for persons and property in distress.
2. Organized analysis, planning and coordination of available resources for the mitigation of, preparation for, response to or recovery from emergencies or disasters.

(Added to NRS by [1983, 1351](#); A [1999, 1242](#); [2001, 1337](#))

NRS 414.0355 “Firearm” defined. “Firearm” means any weapon from which a projectile is discharged by means of an explosive, spring, gas, air or other force. The term includes ammunition for a firearm.

(Added to NRS by [2007, 358](#))

NRS 414.0357 “First response broadcaster” defined. “First response broadcaster” means a person who has been certified as a first response broadcaster pursuant to [NRS 414.320](#).

(Added to NRS by [2009, 498](#))

NRS 414.0358 “Hazard” defined. “Hazard” means an event or physical condition that has the potential to cause an emergency or disaster.

(Added to NRS by [2019, 588](#))

NRS 414.0359 “Incident management assistance team” defined. “Incident management assistance team” means an organization for emergency management created in accordance with the provisions of this chapter by state or local authority to be dispatched by the Governor to supplement local organizations for emergency management in a stricken area.

(Added to NRS by [1983, 1352](#); A [2019, 1021](#)) — (Substituted in revision for NRS 414.037)

NRS 414.036 “Local organization for emergency management” defined. “Local organization for emergency management” means an organization created in accordance with the provisions of this chapter by state or local authority to perform local functions of emergency management.

(Added to NRS by [1983, 1352](#))

NRS 414.037 “Mobile support unit” defined. [Replaced in revision by [NRS 414.0359](#).]

NRS 414.038 “Political subdivision” defined. “Political subdivision” means a city or county.

(Added to NRS by [1983, 1352](#))

NRS 414.040 Division of Emergency Management: Creation; Chief; powers and duties of Division and Chief.

1. A Division of Emergency Management is hereby created within the Department of Public Safety. The Chief of the Division is appointed by and holds office at the pleasure of the Director of the Department of Public Safety. The Division is the State Agency for Emergency Management and the State Agency for Civil Defense for the purposes of the Compact ratified by the Legislature pursuant to [NRS 415.010](#). The Chief is the State’s Director of Emergency Management and the State’s Director of Civil Defense for the purposes of that Compact.

2. The Chief may employ technical, clerical, stenographic and other personnel as may be required, and may make such expenditures therefor and for other expenses of his or her office within the appropriation therefor, or from other money made available to him or her for purposes of emergency management, as may be necessary to carry out the purposes of this chapter.

3. The Chief, subject to the direction and control of the Director, shall carry out the program for emergency management in this state. The Chief shall coordinate the activities of all organizations for emergency management within the State, maintain liaison with and cooperate with agencies and organizations of other states and of the Federal Government for emergency management and carry out such additional duties as may be prescribed by the Director.

4. The Chief shall assist in the development of comprehensive, coordinated plans for emergency management by adopting an integrated process, using the partnership of governmental entities, business and industry, volunteer organizations and other interested persons, for the mitigation of, preparation for, response to and recovery from emergencies or disasters. In adopting this process, the Chief shall:

(a) Except as otherwise provided in [NRS 232.3532](#), develop written plans for the mitigation of, preparation for, response to and recovery from emergencies and disasters. The plans developed by the Chief pursuant to this paragraph must include the information prescribed in [NRS 414.041](#) to [414.044](#), inclusive.

(b) Conduct activities designed to:

(1) Eliminate or reduce the probability that an emergency will occur or to reduce the effects of unavoidable disasters;

(2) Prepare state and local governmental agencies, private organizations and other persons to be capable of responding appropriately if an emergency or disaster occurs by fostering the adoption of plans for emergency operations, conducting exercises to test those plans, training necessary personnel and acquiring necessary resources;

(3) Test periodically plans for emergency operations to ensure that the activities of state and local governmental agencies, private organizations and other persons are coordinated;

(4) Provide assistance to victims, prevent further injury or damage to persons or property and increase the effectiveness of recovery operations; and

(5) Restore the operation of vital community life-support systems and return persons and property affected by an emergency or disaster to a condition that is comparable to or better than what existed before the emergency or disaster occurred.

5. In addition to any other requirement concerning the program of emergency management in this State, the Chief shall:

(a) Maintain an inventory of any state or local services, equipment, supplies, personnel and other resources related to participation in the Nevada Intrastate Mutual Aid System established pursuant to [NRS 414A.100](#);

(b) Coordinate the provision of resources and equipment within this State in response to requests for mutual aid pursuant to [NRS 414.075](#) or [chapter 414A](#) of NRS;

(c) Coordinate with state agencies, local governments, Indian tribes or nations and special districts to use the personnel and equipment of those state agencies, local governments, Indian tribes or nations and special districts as agents of the State during a response to a request for mutual aid pursuant to [NRS 414.075](#) or [414A.130](#); and

(d) Provide notice:

(1) On or before February 15 of each year to the governing body of each political subdivision of whether the political subdivision has complied with the requirements of [NRS 239C.250](#);

(2) On or before February 15 of each year to the Chair of the Public Utilities Commission of Nevada of whether each utility that is not a governmental utility and each provider of new electric resources has complied with the requirements of [NRS 239C.270](#);

(3) On or before February 15 of each year to the Governor of whether each governmental utility described in subsection 1 of [NRS 239C.050](#) and each provider of new electric resources has complied with the requirements of [NRS 239C.270](#);

(4) On or before February 15 of each year to the governing body of each governmental utility described in subsection 2 of [NRS 239C.050](#) and each provider of new electric resources of whether each such governmental utility has complied with the requirements of [NRS 239C.270](#);

(5) On or before August 15 of each year to the Superintendent of Public Instruction of whether each board of trustees of a school district, governing body of a charter school or governing body of a private school has complied with the requirements of [NRS 388.243](#) or [394.1687](#), as applicable; and

(6) On or before November 15 of each year to the Chair of the Nevada Gaming Control Board of whether each resort hotel has complied with the requirements of [NRS 463.790](#).

6. The Division shall:

(a) Perform the duties required pursuant to [chapter 415A](#) of NRS;

(b) Perform the duties required pursuant to [NRS 353.2753](#) at the request of a state agency or local government;

(c) Adopt regulations setting forth the manner in which federal funds received by the Division to finance projects related to emergency management and homeland security are allocated, except with respect to any funds committed by specific statute to the regulatory authority of another person or agency, including, without limitation, funds accepted by the State Emergency Response Commission pursuant to [NRS 459.740](#); and

(d) Submit a written report to the Nevada Commission on Homeland Security within 60 days of making a grant of money to a state agency, political subdivision or tribal government to pay for a project or program relating to the prevention of, detection of, mitigation of, preparedness for, response to and recovery from acts of terrorism that includes, without limitation:

(1) The total amount of money that the state agency, political subdivision or tribal government has been approved to receive for the project or program;

(2) A description of the project or program; and

(3) An explanation of how the money may be used by the state agency, political subdivision or tribal government.

7. The Division shall develop a written guide for the preparation and maintenance of an emergency response plan to assist a person or governmental entity that is required to file a plan pursuant to [NRS 239C.250](#), [239C.270](#), [388.243](#), [394.1687](#) or [463.790](#). The Division shall review the guide on an annual basis and revise the guide if necessary. On or before January 15 of each year, the Division shall provide the guide to:

(a) Each political subdivision required to adopt a response plan pursuant to [NRS 239C.250](#);

(b) Each utility and each provider of new electric resources required to prepare and maintain an emergency response plan pursuant to [NRS 239C.270](#);

(c) Each development committee required to develop a plan to be used in responding to a crisis, emergency or suicide by:

(1) A public school or charter school pursuant to [NRS 388.243](#); or

(2) A private school pursuant to [NRS 394.1687](#); and

(d) Each resort hotel required to adopt an emergency response plan pursuant to [NRS 463.790](#).

[4:293:1953] — (NRS A [1959, 787](#); [1961, 657](#); [1963, 1332](#); [1965, 341, 704](#); [1967, 1497](#); [1971, 1436](#); [1981, 673, 1280, 1286](#); [1983, 168](#); [1993, 825, 1614](#); [1995, 579](#); [1999, 44, 1243, 3120](#); [2001, 225, 2606](#); [2011, 947](#); [2015, 291](#); [2019, 589, 600, 2469](#))

NRS 414.041 Plan to mitigate impact of emergency or disaster: Contents; annual review.

1. The written plan to mitigate the impact of an emergency or disaster required by paragraph (a) of subsection 4 of [NRS 414.040](#) must, without limitation, prescribe a process to:

(a) Identify and evaluate hazards;

(b) Conduct vulnerability assessments with respect to a hazard identified pursuant to paragraph (a); and

(c) Mitigate a hazard identified pursuant to paragraph (a).

2. On or before December 31 of each year, the Chief shall review and revise the plan as necessary.

(Added to NRS by [2019, 588](#))

NRS 414.042 Plan to prepare for emergency or disaster: Contents; annual review.

1. The written plan to prepare for an emergency or disaster required by paragraph (a) of subsection 4 of [NRS 414.040](#) must, without limitation:

(a) Prescribe a program for developing and maintaining the capabilities of state agencies, local governments and Indian tribes or nations to respond to and recover from an emergency or disaster, including, without limitation, any training, drills or exercises;

(b) Prescribe a schedule for reviewing plans for emergency management adopted by a political subdivision of this State or an Indian tribe or nation;

(c) Prescribe a program for disseminating information to the public regarding the mitigation of, preparation for, response to and recovery from an emergency or disaster;

(d) Prescribe a program for coordinating the response to an emergency or disaster at the state level; and

(e) Identify and prescribe programs to address any gaps in emergency response or any needs identified in vulnerability assessments relating to hazards.

2. On or before December 31 of each year, the Chief shall review and revise the plan as necessary.

(Added to NRS by [2019, 588](#))

NRS 414.043 Plan to respond to emergencies or disasters: Contents; annual review.

1. The written plan to respond to emergencies or disasters required by paragraph (a) of subsection 4 of [NRS 414.040](#) must, without limitation:

(a) Describe the roles of state agencies, local governments, Indian tribes or nations and private organizations, including, without limitation, volunteer organizations, during an emergency or disaster;

(b) Describe the primary mechanisms for providing assistance at the state level during an emergency or disaster; and

(c) Describe the policies, processes, procedures, roles and responsibilities that state agencies carry out before, during and after an emergency or disaster.

2. On or before December 31 of each year, the Chief shall review and revise the plan as necessary.

(Added to NRS by [2019, 588](#))

NRS 414.044 Plan for recovery from emergency or disaster: Contents; training; annual review.

1. The written plan for recovery from an emergency or disaster required by paragraph (a) of subsection 4 of [NRS 414.040](#) must, without limitation:

- (a) Establish an organizational structure that facilitates support by the Division of Emergency Management of the Department of Public Safety of any recovery activities conducted by local governments and Indian tribes or nations after an emergency or disaster;
- (b) Assign roles and responsibilities to state agencies to support recovery activities;
- (c) Identify persons who are employees of federal agencies, state and local governmental agencies, Indian tribes or nations, private organizations or other entities identified by the Division who will serve as liaisons between those agencies, organizations or entities and the Division to coordinate recovery activities; and
- (d) Facilitate the stabilization, rebuilding and revitalization of communities impacted by an emergency or disaster.

2. Upon request of a state agency, local government or Indian tribe or nation, the Division shall provide training regarding the plan.

3. On or before December 31 of each year, the Chief shall review and revise the plan as necessary.

(Added to NRS by [2019, 589](#))

NRS 414.060 Powers and duties of Governor.

1. The Governor is responsible for carrying out the provisions of this chapter, and in the event of an emergency or disaster beyond local control, may assume direct operational control over all or any part of the functions of emergency management within this State.

2. In performing his or her duties under this chapter, the Governor may cooperate with the Federal Government, with other states and with private agencies in all matters pertaining to emergency management in this State and the nation.

3. In performing his or her duties under this chapter and to effect its policy and purpose, the Governor may:

(a) Make, amend and rescind the necessary orders and regulations to carry out the provisions of this chapter within the limits of the authority conferred upon the Governor in this chapter, with due consideration of the plans provided by the Federal Government.

(b) Prepare a comprehensive state emergency management plan and develop a program for emergency management in this State to be integrated into and coordinated with the plans of the Federal Government and of other states for emergency management to the fullest possible extent, and coordinate the preparation of plans and programs for emergency management by the political subdivisions of this State to be integrated into and coordinated with the plan and program of this State to the fullest possible extent.

(c) In accordance with the plan and program for the emergency management in this State, procure supplies and equipment, institute planning, training and exercise programs, carry out public information programs, and take all other preparatory steps, including the partial or full mobilization of organizations for emergency management in advance of an actual emergency or disaster, to ensure the availability of adequately trained and equipped forces in time of need.

(d) Make such studies and surveys of industries, resources and facilities in this State as may be necessary to ascertain the capabilities of the State for emergency management and plan for the most efficient use thereof.

(e) On behalf of this State, enter into mutual aid agreements with other states and coordinate mutual aid plans between political subdivisions of this State.

(f) Delegate any administrative authority vested in him or her under this chapter, and provide for the subdelegation of any such authority.

(g) Cooperate with the President of the United States and the heads of the Armed Forces, the agency of the United States for emergency management and other appropriate federal officers and agencies, and with the officers and agencies of other states in matters pertaining to emergency management in the State and nation, including the direction or control of:

(1) Mobilizing forces for emergency management and other tests and exercises.

(2) Mechanical devices to be used in connection with warnings and signals for emergencies or disasters.

(3) The effective screening or extinguishing of all lights and lighting devices and appliances.

(4) Coordinating the efforts of all public utilities in terminating and restoring service to the general public during an emergency or disaster.

(5) The conduct of the general public and the movement and cessation of movement of pedestrians and vehicular traffic during, before and after exercises or an emergency or disaster.

(6) Public meetings or gatherings.

(7) The evacuation and reception of the general public during an attack or an emergency or disaster.

[6:293:1953] — (NRS A [1965, 342](#); [1981, 674](#); [1983, 169](#); [1999, 1244](#))

NRS 414.070 Additional powers of Governor during existence of state of emergency or declaration of disaster. The provisions of this section are operative only during the existence of a state of emergency or declaration of disaster. The existence of such an emergency or disaster may be proclaimed by the Governor or by resolution of the Legislature if the Governor in his or her proclamation, or the Legislature in its resolution, finds that an attack upon the United States has occurred or is anticipated in the immediate future, or that a natural, technological or man-made emergency or disaster of major proportions has actually occurred within this State, and that the safety and welfare of the inhabitants of this State require an invocation of the provisions of this section. Any such emergency or disaster, whether proclaimed by the Governor or by the Legislature, terminates upon the proclamation of the termination thereof by the Governor, or the passage by the Legislature of a resolution terminating the emergency or disaster. During the period when a state of emergency or declaration of disaster exists or continues, the Governor may exercise the following additional powers:

1. To enforce all laws and regulations relating to emergency management and to assume direct operational control of any or all forces, including, without limitation, volunteers and auxiliary staff for emergency management in the State.

2. To sell, lend, lease, give, transfer or deliver materials or perform services for the purpose of emergency management on such terms and conditions as the Governor prescribes and without regard to the limitations of any existing law, and to account to the State Treasurer for any money received for such property.

3. Except as otherwise provided in [NRS 414.155](#) and [414.340](#), to procure, by purchase, condemnation, seizure or other means, construct, lease, transport, store, maintain, renovate or distribute materials and facilities for emergency management without regard to the limitations of any existing law. The Governor shall make compensation for the property so seized, taken or condemned on the following basis:

(a) If property is taken for temporary use, the Governor, within 90 days after the taking, shall fix the amount of compensation to be paid therefor. If the property is returned to the owner in a damaged condition, or is not returned to the owner, the Governor shall fix within 90 days the amount of compensation to be paid for the damage or failure to return the property. If the Governor deems it

advisable for the State to take title to property taken under this section, the Governor shall forthwith cause the owner of the property to be notified thereof in writing by registered or certified mail, postage prepaid, or by the best means available, and forthwith cause to be filed a copy of the notice with the Secretary of State.

(b) Within the 90-day period prescribed in paragraph (a), the Governor shall make an offer in writing to the person or persons entitled to receive it of the amount of money proposed to be paid as full compensation. If the offer is accepted, the money must be paid out of such fund, funds or other sources as are available and no further action in law or in equity may ever be maintained in connection therewith. If the offer of payment is refused, the person or persons entitled thereto have the same rights as plaintiffs in actions of eminent domain insofar as the fixing of damages and compensation is concerned, [NRS 37.060](#), [37.070](#), [37.080](#) and [37.090](#), so far as applicable, apply, and proceedings must be had in conformity therewith so far as possible. The action must be commenced within 1 year after the receipt of the offer of settlement from the Governor.

4. To provide for and compel the evacuation of all or part of the population from any stricken or threatened area or areas within the State and to take such steps as are necessary for the receipt and care of those persons.

5. Subject to the provisions of the State Constitution, to remove from office any public officer having administrative responsibilities under this chapter for willful failure to obey an order or regulation adopted pursuant to this chapter. The removal must be upon charges after service upon the officer of a copy of the charges and after giving him or her an opportunity to be heard in his or her defense. Pending the preparation and disposition of charges, the Governor may suspend the officer for a period not exceeding 30 days. A vacancy resulting from removal or suspension pursuant to this section must be filled as provided by law.

6. To authorize providers of emergency medical services and providers of mental health services who are not licensed, certified or registered, as applicable, in this State but hold a license, certificate, registration or similar credential in good standing in another state of the United States, the District of Columbia, the Commonwealth of Puerto Rico or any territory or insular possession subject to the jurisdiction of the United States to practice their profession within their scope of practice as if they were licensed, certified or registered, as applicable, in this State for the amount of time necessary to assist in responding to the emergency or disaster.

7. To perform and exercise such other functions, powers and duties as are necessary to promote and secure the safety and protection of the civilian population.

[7:293:1953] — (NRS A [1983, 170](#); [1999, 1245](#); [2007, 358](#); [2009, 499](#); [2019, 4155](#))

NRS 414.075 Authority of Governor to request mutual aid from participant in Nevada Intrastate Mutual Aid System to assist in provision of aid pursuant to Emergency Management Assistance Compact.

1. If interstate mutual aid is provided to a party state pursuant to the Compact ratified by the Legislature pursuant to [NRS 415.010](#), the Governor may, pursuant to [chapter 414A](#) of NRS, request mutual aid from a participant for use in providing aid in that state. If a participant provides emergency responders pursuant to a request made by the Governor, those emergency responders shall be deemed agents of this State.

2. As used in this section, "participant" has the meaning ascribed to it in [NRS 414A.045](#).

(Added to NRS by [2015, 291](#))

NRS 414.080 Incident management assistance teams.

1. The Governor or the Governor's duly designated representative may create and establish such number of incident management assistance teams as may be necessary to reinforce organizations for emergency management in stricken areas and with due consideration of the plans of the Federal Government and of other states. The Governor may appoint a chief for each such team who has primary responsibility for the organization, administration and operation of the team. Incident management assistance teams may be called to duty upon orders of the Governor and shall perform their functions in any part of the State, or, upon the conditions specified in this section, in other states.

2. When creating and establishing an incident management assistance team, the Governor or the Governor's duly designated representative may include as members of such a team volunteers who are trained in responding to an emergency or disaster from an organization that provides such volunteers.

3. Personnel of incident management assistance teams, while on duty, whether within or without the State:

(a) If they are employees of the State, have the powers, duties, rights, privileges and immunities and receive the compensation incidental to their employment.

(b) If they are employees of a political subdivision of the State, and whether serving within or without that political subdivision, have the powers, duties, rights, privileges and immunities and receive the compensation incidental to their employment.

(c) If they are not employees of the State or a political subdivision thereof, are entitled to compensation by the State at \$10 per day and to the same rights and immunities as are provided by law for the employees of the State. All personnel of incident management assistance teams, while on duty, are subject to the operational control of the authority in charge of activities for emergency management in the area in which they are serving, and must be reimbursed for all actual and necessary travel and subsistence expenses.

4. The State may reimburse a political subdivision for the compensation paid and actual and necessary travel, subsistence and maintenance expenses of employees of such political subdivision while serving as members of an incident management assistance team, for all payments for death, disability or injury of such employees incurred in the course of duty, and for all losses of or damage to supplies and equipment of the political subdivision resulting from the operation of such incident management assistance team.

[8:293:1953] — (NRS A [1983, 172](#); [2019, 1021](#))

NRS 414.090 Local organization for emergency management; interlocal agreement authorized; powers of political subdivision in event of emergency or disaster.

1. Except as otherwise provided in subsection 2, each county of this state shall, and each city of this state may, establish a local organization for emergency management in accordance with the state emergency management plan and program for emergency management. Such a political subdivision may confer or authorize the conferring upon members of the auxiliary police the powers of police officers, subject to such restrictions as it imposes. Each local organization for emergency management must have a director who must be appointed by the executive officer or governing body of the political subdivision, and who has direct responsibility for the organization, administration and operation of the local organization for emergency management subject to the direction and control of the executive officer or governing body. Each local organization for emergency management shall perform functions of emergency management within the territorial limits of the political subdivision within which it is organized, and, in addition, shall conduct such functions outside of such territorial limits as may be required pursuant to the provisions of [NRS 414.100](#).

2. In lieu of establishing a local organization for emergency management pursuant to subsection 1, the boards of county commissioners of two or more counties may enter into an interlocal agreement that:

(a) Establishes a local organization for emergency management for the counties that are parties to the agreement; and

(b) Ensures compliance with the requirements of subsection 1.

3. In carrying out the provisions of this chapter, each political subdivision in which any emergency or disaster described in [NRS 414.020](#) occurs may enter into contracts and incur obligations necessary to combat such an emergency or disaster, protect the health and safety of persons and property and provide emergency assistance to the victims of such an emergency or disaster. Each political subdivision may exercise the powers vested under this section in the light of the exigencies of the extreme emergency or disaster without regard to time-consuming procedures and formalities prescribed by law, except constitutional requirements, pertaining to the performance of public work, entering into contracts, the incurring of obligations, the employment of temporary workers, the rental of equipment, the purchase of supplies and materials, the levying of taxes, and the appropriation and expenditure of public funds.

[9:293:1953] — (NRS A [1983, 172](#); [1999, 1246](#); [2019, 1081](#))

NRS 414.093 Emergency management plans: Collaboration in development and execution; inclusion of plans for providing assistance to victims, procedures relating to acceptance of donations on behalf of victims and prescribed chain of command.

1. Any state emergency management plan prepared pursuant to [NRS 414.060](#) and each plan for emergency operations specified in subparagraph (2) of paragraph (b) of subsection 4 of [NRS 414.040](#) that is adopted by a state or local governmental agency must:

(a) Be developed and executed in collaboration with persons and organizations that advocate for the needs of victims of emergencies and disasters; and

(b) Include, without limitation:

(1) Plans for providing assistance to victims of emergencies or disasters;

(2) Procedures for coordinating and accepting donations on behalf of such victims of emergencies or disasters, including, without limitation, procedures that allow donations to be accepted in a manner that is convenient for donors and have low administrative costs; and

(3) Other provisions recommended by the Office for Victims of Crime of the United States Department of Justice for helping victims of mass violence and terrorism.

2. Any state emergency management plan prepared pursuant to [NRS 414.060](#) must include, without limitation, a prescribed chain of command that includes each person responsible for overseeing or executing any part of the response to an emergency or disaster.

(Added to NRS by [2019, 4155](#))

NRS 414.095 Emergency management plan must address needs of persons with pets, service animals or service animals in training.

1. An emergency management plan prepared by the Governor pursuant to [NRS 414.060](#) or adopted by a political subdivision or a local organization for emergency management must, without limitation, address the needs of persons with pets, service animals or service animals in training during and after an emergency or disaster.

2. As used in this section:

(a) “Pet” has the meaning ascribed to it in [NRS 574.615](#).

(b) “Service animal” has the meaning ascribed to it in [NRS 426.097](#).

(c) “Service animal in training” has the meaning ascribed to it in [NRS 426.099](#).

(Added to NRS by [2007, 296](#))

NRS 414.097 Emergency management plans: Inclusion of provisions ensuring person is evacuated, transported and sheltered together with his or her service animal.

1. The state emergency management plan prepared pursuant to [NRS 414.060](#) and each plan for emergency operations specified in subparagraph (2) of paragraph (b) of subsection 4 of [NRS 414.040](#) that is adopted by a state or local governmental agency must include provisions ensuring that, to the extent practicable, a person with a disability who uses a service animal is evacuated, transported and sheltered together with the service animal during a disaster or emergency.

2. As used in this section:

(a) “Disability” has the meaning ascribed to it in [NRS 426.068](#).

(b) “Service animal” has the meaning ascribed to it in [NRS 426.097](#).

(Added to NRS by [2009, 740](#); A [2019, 590](#))

NRS 414.100 Agreements for reciprocal aid. The director of each local organization for emergency management may, in collaboration with other public and private agencies within this State, develop or cause to be developed agreements for reciprocal aid and assistance in case of an emergency or disaster for which the local organization requires such assistance. Such agreements must be consistent with the State’s emergency management plan and program for emergency management, and in time of emergency or disaster each local organization for emergency management shall render assistance in accordance with the provisions of such agreements.

[10:293:1953] — (NRS A [1983, 173](#); [1999, 1247](#))

NRS 414.110 Immunity and exemption.

1. All functions under this chapter and all other activities relating to emergency management are hereby declared to be governmental functions. Neither the State nor any political subdivision thereof nor other agencies of the State or political subdivision thereof, nor except in cases of willful misconduct, gross negligence, or bad faith, any worker complying with or reasonably attempting to comply with this chapter, or any order or regulation adopted pursuant to the provisions of this chapter, or pursuant to any ordinance relating to any necessary emergency procedures or other precautionary measures enacted by any political subdivision of the State, is liable for the death of or injury to persons, or for damage to property, as a result of any such activity. The provisions of this section do not affect the right of any person to receive benefits to which he or she would otherwise be entitled under this chapter, or under the provisions of [chapters 616A to 616D](#), inclusive, or chapter [617](#) of NRS, or under any pension law, nor the right of any such person to receive any benefits or compensation pursuant to any act of Congress.

2. Any requirement for a license to practice any professional, mechanical or other skill does not apply to any authorized worker who, in the course of performing his or her duties as such, practices that professional, mechanical or other skill during an emergency or disaster.

3. As used in this section, “worker” includes, without limitation, any full-time or part-time paid, volunteer or auxiliary employee of this State, of any political subdivision thereof, of other states, territories, possessions or the District of Columbia, of the Federal Government, of any neighboring country, or of any political subdivision thereof, or of any agency or organization, performing services for emergency management at any place in this State subject to the order or control of, or pursuant to a request of, the State Government or any political subdivision thereof.

[11:293:1953] — (NRS A [1983, 173](#); [1999, 236](#), [1247](#))

NRS 414.120 Limitation on liability of private persons. Any person owning or controlling real property or other premises who voluntarily and without compensation grants a license or privilege, or otherwise permits the designation or use of the whole or any part or parts of such real property or premises to shelter persons during an actual, impending, mock or practice attack, or during an emergency or disaster as described in [NRS 414.020](#), and his or her successors in interest, if any, are not civilly liable for negligently causing the death of, or injury to, any person on or about such real property or premises, or for loss of, or damage to, the property of such a person.

[12:293:1953] — (NRS A [1999, 1248](#))

NRS 414.130 Appropriations; acceptance of services, gifts, grants and loans.

1. Each political subdivision may make appropriations in the manner provided by law for making appropriations for the ordinary expenses of the political subdivision for the payment of expenses of its local organization for emergency management.

2. Whenever the Federal Government or any agency or officer thereof offers to the State, or through the State to any political subdivision thereof, services, equipment, supplies, materials, or money by way of gift, grant or loan, for purposes of emergency management, the State, acting through the Governor and, if the provisions of [NRS 353.335](#) require it, with the approval of the Interim Finance Committee, or such political subdivision, acting with the consent of the Governor and through its executive officer or governing body, may accept the offer, and upon acceptance the Governor of the State or executive officer or governing body of the political subdivision may authorize any officer of the State or of the political subdivision, as the case may be, to receive the services, equipment, supplies, materials, or money on behalf of the State or political subdivision, subject to the terms of the offer and the rules and regulations, if any, of the agency making the offer.

3. Whenever any person, firm or corporation offers to the State or to any political subdivision thereof services, equipment, supplies, materials, or money by way of gift, grant or loan, for purposes of emergency management, the State, acting through the Governor and, if the provisions of [NRS 353.335](#) require it, with the approval of the Interim Finance Committee, or a political subdivision, acting through its executive officer or governing body, may accept the offer, and upon acceptance the Governor of the State or executive officer or governing body of the political subdivision may authorize any officer of the State or of the political subdivision, as the case may be, to receive the services, equipment, supplies, materials, or money on behalf of the State or the political subdivision, subject to the terms of the offer.

[13:293:1953] — (NRS A [1979, 620; 1983, 174](#))

NRS 414.135 Emergency Assistance Account: Creation; administration; authorized expenditures; allocation of remaining annual balance; quarterly report; regulations.

1. There is hereby created in the State General Fund the Emergency Assistance Account. Beginning with the fiscal year that begins on July 1, 1999, the State Controller shall, at the end of each fiscal year, transfer the interest earned during the previous fiscal year on the money in the Disaster Relief Account created pursuant to [NRS 353.2735](#) to the Emergency Assistance Account in an amount not to exceed \$500,000.

2. The Division of Emergency Management of the Department of Public Safety shall administer the Emergency Assistance Account. The Division may adopt regulations authorized by this section before, on or after July 1, 1999.

3. Except as otherwise provided in paragraph (c), all expenditures from the Emergency Assistance Account must be approved in advance by the Division. Except as otherwise provided in subsection 4, all money in the Emergency Assistance Account must be expended:

(a) To provide supplemental emergency assistance to this state or to local governments in this state that are severely and adversely affected by a natural, technological or man-made emergency or disaster for which available resources of this state or the local government are inadequate to provide a satisfactory remedy;

(b) To pay any actual expenses incurred by the Division for administration during a natural, technological or man-made emergency or disaster; and

(c) For any other purpose authorized by the Legislature.

4. Beginning with the fiscal year that begins on July 1, 1999, if any balance remains in the Emergency Assistance Account at the end of a fiscal year and the balance has not otherwise been committed for expenditure, the Division may, with the approval of the Interim Finance Committee, allocate all or any portion of the remaining balance, not to exceed \$250,000, to this state or to a local government to:

(a) Purchase equipment or supplies required for emergency management;

(b) Provide training to personnel related to emergency management; and

(c) Carry out the provisions of [NRS 388.229](#) to [388.266](#), inclusive.

5. Beginning with the fiscal year that begins on July 1, 1999, the Division shall, at the end of each quarter of a fiscal year, submit to the Interim Finance Committee a report of the expenditures made from the Emergency Assistance Account for the previous quarter.

6. The Division shall adopt such regulations as are necessary to administer the Emergency Assistance Account.

7. The Division may adopt regulations to provide for reimbursement of expenditures made from the Emergency Assistance Account. If the Division requires such reimbursement, the Attorney General shall take such action as is necessary to recover the amount of any unpaid reimbursement plus interest at a rate determined pursuant to [NRS 17.130](#), computed from the date on which the money was removed from the Disaster Relief Account, upon request by the Division.

(Added to NRS by [1997, 2543](#); A [1999, 1248, 3121](#); [2001, 1337, 2607](#); [2003, 180](#); [2003, 20th Special Session, 206](#); [2010, 26th Special Session, 14](#); [2011, 448, 1082](#); [2017, 2733, 4022](#))

NRS 414.140 Utilization of existing services and facilities. In carrying out the provisions of this chapter, the Governor and the executive officers or governing bodies of the political subdivisions of the State shall utilize the services, equipment, supplies and facilities of existing departments, offices and agencies of the State and of the political subdivisions thereof to the maximum extent practicable, and the officers and personnel of all such departments, offices and agencies are directed to cooperate with and extend such services and facilities upon request to the Governor and to the organizations of the State for emergency management.

[14:293:1953] — (NRS A [1983, 175](#))

NRS 414.150 Person serving in organization for emergency management: Prohibited advocacy; subversive acts; oath.

1. No person may be employed or associated in any capacity in any organization for emergency management established under this chapter, who advocates or has advocated a change by force or violence in the constitutional form of the Government of the United States or in this state or the overthrow of any government in the United States by force or violence, or who has been convicted of or is under indictment or information charging any subversive act against the United States.

2. Each person who is appointed to serve in an organization for emergency management must, before entering upon his or her duties, take an oath, in writing, before a person authorized to administer oaths in this state, which oath must be substantially as follows:

I,, do solemnly swear (or affirm) that I will support and defend the Constitution of the United States and the Constitution of the State of Nevada against all enemies, foreign and domestic; that I will bear true faith and allegiance to the same; that I take this obligation freely, without any mental reservation or purpose of evasion; and that I will well and faithfully discharge the duties upon which I am about to enter.

And I do further swear (or affirm) that I do not advocate, nor am I a member of any political party or organization that advocates the overthrow of the Government of the United States or of this state by force or violence; and that during such time as I am a member of the (name of organization for emergency management), I will not advocate nor become a member of any political party or organization that advocates the overthrow of the Government of the United States or of this state by force or violence.

[15:293:1953] — (NRS A [1983, 175](#))

NRS 414.155 Limitations on emergency powers relating to firearms. Pursuant to Amendment II of the Constitution of the United States and [Section 11 of Article 1](#) of the Constitution of the State of Nevada, and notwithstanding any other provision of law, the emergency powers conferred upon the Governor and upon the executive heads or governing bodies of the political subdivisions of this State must not be construed to allow:

1. The confiscation of a firearm from a person unless the person is:
 - (a) In unlawful possession of the firearm; or
 - (b) Unlawfully carrying the firearm; or
 2. The imposition of additional restrictions as to the lawful possession, transfer, sale, carrying, storage, display or use of:
 - (a) Firearms;
 - (b) Ammunition; or
 - (c) Components of firearms or ammunition.
- (Added to NRS by [2007, 358](#))

NRS 414.160 Enforcement of orders and regulations made by or under authority of Governor. Every organization for emergency management established pursuant to this chapter and the officers thereof shall execute and enforce such orders and regulations as may be made by the Governor under authority of this chapter. Each such organization shall have available for inspection at its office all orders and regulations made by the Governor, or under his or her authority.

[17:293:1953] — (NRS A [1983, 175](#))

NEVADA TRIBAL EMERGENCY COORDINATING COUNCIL

NRS 414.165 Creation; appointment and terms of members; meetings; administrative support; duties; agreements.

1. The Nevada Tribal Emergency Coordinating Council, consisting of not more than 27 members appointed by the Chief, is hereby created within the Division of Emergency Management of the Department of Public Safety. The Chief shall appoint each member from a different federally recognized Indian tribe or nation, all or part of which is located within the boundaries of this State. A member of the Council may not represent more than one federally recognized Indian tribe or nation.

2. The term of office of each member of the Council is 2 years.
 3. The Council shall meet at the call of the Chief and at least once every 3 months.
 4. The Division of Emergency Management shall provide the Council with administrative support.
 5. The Council shall:
 - (a) Advise the Chief regarding emergency management on tribal lands;
 - (b) Assist in the coordination of mitigation, preparedness, response and recovery activities related to an emergency on tribal lands;
 - and
 - (c) Submit an annual report to the Chief on or before January 31 of each year which must include, without limitation:
 - (1) A summary of the activities of the Council during the immediately preceding calendar year; and
 - (2) Recommendations relating to emergency management on tribal lands.
 6. The Attorney General shall enter into any agreements necessary to carry out the provisions of this section.
- (Added to NRS by [2019, 1080](#))

SEARCH AND RESCUE

NRS 414.170 Board of Search and Rescue: Creation; members; terms.

1. The Board of Search and Rescue, consisting of 10 members appointed by the Chief, is hereby created. The Chief shall appoint:
 - (a) One member who is a representative of the Nevada Wing of the Civil Air Patrol;
 - (b) One member who is a representative of the Nevada National Guard;
 - (c) Four members who are representatives of the Nevada Sheriffs and Chiefs Association or its legal successor;
 - (d) One member who is a representative of the Division of Public and Behavioral Health of the Department of Health and Human Services and whose primary responsibilities relate to the licensure and certification of persons who provide emergency medical services;
 - (e) One member who is a representative of the Division of Forestry of the State Department of Conservation and Natural Resources;
 - (f) One member who is a representative of a search and rescue organization of a law enforcement agency; and
 - (g) One member who is a representative of the Nevada Fire Chiefs' Association or its legal successor. If the association ceases to exist and no legal successor is formed, the Chief shall appoint one member who is a fire chief.
 2. The term of office of each member of the Board is 2 years.
- (Added to NRS by [1983, 1352](#); A [1993, 1615](#); [1999, 1249](#))

NRS 414.180 Board of Search and Rescue: Duties. The Board shall:

1. Meet at the call of the Chief and at least once every 6 months;
2. Provide direction and guidance for the Coordinator;

3. Formulate policy regarding search and rescue;
 4. Coordinate training in techniques of search and rescue;
 5. Establish recommendations for organizations specializing in search and rescue, and certify organizations which meet those recommendations at the appropriate level;
 6. Maintain a list of all organizations certified pursuant to subsection 5 and their resources; and
 7. Carry out the other duties assigned to it in this chapter.
- (Added to NRS by [1983, 1352](#); A [1993, 1615](#); [2019, 591](#))

NRS 414.190 Board of Search and Rescue: Regulations. The Board may, by majority vote, adopt regulations for the administration of laws regarding searches and rescues.
(Added to NRS by [1983, 1352](#))

NRS 414.200 Coordinator of Search and Rescue: Appointment. The Chief, with the advice of the Board, shall appoint an employee of the Division of Emergency Management of the Department of Public Safety as Coordinator of Search and Rescue.
(Added to NRS by [1983, 1353](#); A [1993, 1615](#); [1999, 1249](#); [2001, 2608](#))

NRS 414.210 Coordinator of Search and Rescue: Duties. The Coordinator shall:

1. Identify, inventory and coordinate resources available for searches and rescues;
2. Investigate and apply for grants and other financial assistance for search and rescue;
3. Maintain statistics regarding searches and rescues;
4. Coordinate assistance during intrastate searches and rescues and searches and rescues involving two or more counties;
5. Act as liaison with other states' operations involving searches and rescues;
6. Provide assistance, upon request, to sheriffs during searches and rescues;
7. Prepare a plan for searches and rescues;
8. Establish and maintain a system of communication for use throughout the State for operations relating to searches and rescues;

and

9. Prepare and distribute publications relating to searches and rescues.

(Added to NRS by [1983, 1353](#); A [1999, 1249](#))

NRS 414.220 Committee on Training in Search and Rescue: Creation; members. Repealed. (See chapter 111, [Statutes of Nevada 2019, at page 592.](#))

NRS 414.230 Committee on Training in Search and Rescue: Duties. Repealed. (See chapter 111, [Statutes of Nevada 2019, at page 592.](#))

NRS 414.240 Committee on Training in Search and Rescue: Regulations. Repealed. (See chapter 111, [Statutes of Nevada 2019, at page 592.](#))

NRS 414.250 Membership in volunteer search and rescue or reserve unit of sheriff's department or Civil Air Patrol: Disclosure by employee or prospective employee required; notice of employer's refusal to allow participation during working hours.

1. An employee who wishes to join a volunteer search and rescue or reserve unit of a sheriff's department or a Civil Air Patrol unit shall disclose that fact to his or her employer.
 2. If the employer chooses not to allow the employee to participate in search and rescue activities during his or her normal working hours, the employer shall notify the employee as soon as practicable after the disclosure is made pursuant to subsection 1.
 3. An applicant for employment who is a member of a search and rescue or reserve unit of a sheriff's department or a Civil Air Patrol unit shall disclose that fact to his or her prospective employer.
- (Added to NRS by [1991, 828](#))

NRS 414.260 Membership in volunteer search and rescue or reserve unit of sheriff's department or Civil Air Patrol: Discharge of employee for membership prohibited; exceptions; civil remedy.

1. Any person, including a government, governmental agency or political subdivision of a government, who employs a person or is vested with the power to discharge or recommend the discharge of a person shall not deprive that person of employment for any reason specifically relating to his or her service as a member of a volunteer search and rescue or reserve unit of a sheriff's department or a Civil Air Patrol unit unless:
 - (a) The employee failed to comply with the provisions of subsection 1 of [NRS 414.250](#); or
 - (b) The employer has given notice to the employee pursuant to the provisions of subsection 2 of [NRS 414.250](#).
 2. A person discharged in violation of subsection 1 may commence a civil action against his or her employer and:
 - (a) Recover all wages and benefits lost as a result of the violation and reasonable attorney's fees as fixed by the court; and
 - (b) Obtain an order of the court reinstating the person to his or her employment without loss of position, seniority or benefits.
- (Added to NRS by [1991, 828](#))

STATE DISASTER IDENTIFICATION COORDINATION COMMITTEE

NRS 414.270 Establishment; appointment of members; meetings; inapplicability of Open Meeting Law to meetings of Committee or subcommittee.

1. A State Disaster Identification Coordination Committee is hereby established within the Division of Emergency Management of the Department of Public Safety. The Chief shall appoint to the State Disaster Identification Coordination Committee:
 - (a) One or more representatives of a state or local organization for emergency management;
 - (b) One or more representatives of the office of a county coroner;
 - (c) One or more representatives of the Office of the Attorney General;
 - (d) One or more representatives of the Nevada Hospital Association or its successor organization;
 - (e) One or more representatives of a state or local public health agency whose duties relate to emergency preparedness;
 - (f) The Chief Medical Officer;

(g) An employee of the Department of Health and Human Services whose duties relate to ensuring compliance with the Health Insurance Portability and Accountability Act of 1996, Public Law 104-191, as amended, and any applicable regulations; and

(h) A consumer of healthcare services.

2. The State Disaster Identification Coordination Committee shall meet at least once each calendar quarter.

3. The provisions of [chapter 241](#) of NRS do not apply to any meeting held by the State Disaster Identification Coordination Committee or a subcommittee thereof.

(Added to NRS by [1997, 3258](#); A [1999, 1250, 3122](#); [2001, 2608](#); [2019, 1067](#))

NRS 414.280 Duties generally; annual report. The State Disaster Identification Coordination Committee shall:

1. Notify providers of health care, as defined in [NRS 629.031](#), in writing of the requirements of [NRS 629.043](#).

2. Develop a plan for performing the duties prescribed in [NRS 414.285](#) during activation. Such a plan is confidential and must be securely maintained by each person who has possession, custody or control of the plan.

3. Annually review the plan developed pursuant to subsection 2 and annually practice carrying out the plan.

4. On or before January 31 of each year, submit a report to the Chief, the Governor and the Director of the Legislative Counsel Bureau for transmittal to the next session of the Legislature, if the report is submitted in an even-numbered year, or the Legislative Commission, if the report is submitted in an odd-numbered year. The report must include, without limitation:

(a) A description of the activities of the State Disaster Identification Coordination Committee for the immediately preceding calendar year; and

(b) A summary of any policies or procedures adopted by the State Disaster Identification Coordination Committee for the immediately preceding calendar year.

(Added to NRS by [1997, 3258](#); A [1999, 1250, 3122](#); [2019, 1068](#))

NRS 414.285 Activation of Committee or subcommittee: Conditions; duties.

1. The Chief may activate the State Disaster Identification Coordination Committee or any subcommittee thereof to coordinate the sharing of information among state, local and tribal governmental agencies regarding persons who appear to have been injured or killed or contracted an illness:

(a) During the existence of a state of emergency or declaration of disaster pursuant to [NRS 414.070](#) or a public health emergency or other health event pursuant to [NRS 439.970](#); or

(b) During an emergency in a political subdivision, upon the request of a political subdivision, if the Chief determines that the political subdivision requires the services of the Committee.

2. If activated pursuant to subsection 1, the State Disaster Identification Coordination Committee or subcommittee thereof shall:

(a) Determine which state, local or tribal governmental agencies have a legitimate need for the information received pursuant to [NRS 629.043](#) and distribute that information to those agencies.

(b) Determine the specific information a state, local or tribal governmental agency must share to assist other state, local or tribal governmental agencies to:

(1) Identify a person who appears to have been injured or killed or contracted an illness as a result of the emergency, disaster or other event;

(2) Notify members of the family of a person who appears to have been injured or killed or contracted an illness as a result of the emergency, disaster or other event; or

(3) Reunite a person who appears to have been injured or killed or contracted an illness as a result of the emergency, disaster or other event with members of his or her family.

(c) Establish a registry of persons who appear to have been injured or killed or contracted an illness as a result of the emergency, disaster or other event and make the registry available to state, local or tribal governmental agencies.

(d) Ensure compliance with the Health Insurance Portability and Accountability Act of 1996, Public Law 104-191, as amended, and any applicable regulations and any other federal or state law.

(Added to NRS by [2019, 1066](#))

NRS 414.290 Access to certain records and information when carrying out duties. Repealed. (See chapter 199, [Statutes of Nevada 2019, at page 1079](#).)

NRS 414.300 Regulations. The Department of Public Safety shall adopt such regulations as are necessary to govern the State Disaster Identification Coordination Committee.

(Added to NRS by [1997, 3258](#); A [1999, 1251, 3123](#); [2001, 2608](#); [2019, 1068](#))

BROADCASTERS AND EMERGENCY BROADCASTERS

NRS 414.310 Broadcasters: Development of plans for emergency response. Broadcasters in this State shall, in cooperation with the Division of Emergency Management of the Department of Public Safety and the Nevada Broadcasters Association or its successor organization, develop comprehensive, coordinated plans for preparing for and responding appropriately to an emergency or disaster.

(Added to NRS by [2009, 498](#))

NRS 414.320 Training and certification of first response broadcasters; requirements for training programs; state and local governmental agencies required to allow first response broadcasters access to areas affected by emergency or disaster for certain purposes.

1. The Nevada Broadcasters Association or its successor organization, the Nevada State Cable Telecommunications Association or its successor organization, any member of the Nevada State Cable Telecommunications Association or its successor organization and any other provider of emergency broadcasts, including, without limitation, a provider who uses emerging technologies, may establish a program for training and certifying broadcast engineers and technical personnel as first response broadcasters. Each program established pursuant to this subsection must:

(a) Be consistent with federal law and guidelines;

(b) Provide training and education concerning restoring, repairing and resupplying any facilities and equipment of a broadcaster in an area affected by an emergency or disaster; and

(c) Provide training and education concerning the personal safety of a first response broadcaster in an area affected by an emergency or disaster.

2. To the extent practicable and consistent with not endangering public safety or inhibiting recovery efforts, state and local governmental agencies shall allow a first response broadcaster access to an area affected by an emergency or disaster for the purpose of restoring, repairing or resupplying any facility or equipment critical to the ability of a broadcaster to acquire, produce and transmit essential emergency- or disaster-related public information programming, including, without limitation, repairing and maintaining transmitters and transporting fuel for generators.

(Added to NRS by [2009, 498](#))

NRS 414.330 Priority for distribution of equipment, supplies or facilities in area affected by emergency or disaster. To the extent practicable and consistent with not endangering public safety, during an emergency or disaster, a broadcaster or first response broadcaster in an area affected by the emergency or disaster must be given priority for the distribution of fuel, food, water and any other equipment, supplies or facilities over all persons other than persons who provide essential emergency services, health care and utility restoration services.

(Added to NRS by [2009, 498](#))

NRS 414.340 Confiscation of equipment, supplies or facilities from broadcaster or emergency broadcaster. To the extent practicable and consistent with not endangering public safety, the emergency powers conferred upon the Governor and upon the executive heads or governing bodies of the political subdivisions of this State must not be construed to allow the confiscation of vehicles, fuel, food, water or any other equipment, supplies or facilities from a broadcaster or first response broadcaster if the broadcaster or first response broadcaster adequately documents that the equipment, supplies or facilities will be used to enable the broadcast of essential emergency- or disaster-related public information programming in an area affected by an emergency or disaster.

(Added to NRS by [2009, 498](#))