

**2019 Senate Bill 284 (19 SB284) Task Force Activities and Timeline**

**(André Wade) As of 8/6/2020**

Under 2019 Senate Bill 284, the specific duties and responsibilities of the Task Force are:	Nevada Revised Statutes	Member(s) Responsible	Status	Completion Deadline	Source Documentation	Comments/Notes
a. Identify, review and evaluate the current statutes and regulations of this State that criminalize exposure to HIV;	All listed in Sidley Memo  441A.160 441A.910	Stephan Page  André Wade  Stephan Page  Brad Sears (guest)	In progress	08/19/2020	HIV Mod Coalition Packet  Sidley Memo  Elements of Modernization  Williams Institute (TBD)	Point out that these laws do not necessarily reduce HIV transmission. Stephan Page to do research on this.
b. Research the implementation and impact of such statutes and regulations, including without limitation, quantifying their impact through the analysis of the records, information, and data relevant to this State to the extent possible;	174.031 <b>201.354</b> 218D.270 441A.910 441A.230 441A.220 441A.320	Steve Amend  Brad Sears (guest)  Chris Reynolds (Guest)  Cheryl Radeloff (Guest)	In progress	08/19/2020	Glegola v. State, 110 Nev.344 (1994)  Williams Institute (TBD)  HIV Mod Coalition (TBD)  SNHD (TBD)  2016 Integrated Care Plan (TBD)  Ending the HIV Epidemic Plan (TBD)	<b>201.354</b> leave as is. <b>441A.230</b> leave as is. No comment. <b>441A.320</b> maybe remove specific mention of HIV since it is a STD/STI (CDC uses STI and STD language, per Amend.)
c. Identify any disparities in arrests, prosecutions or convictions under such statutes or regulations related	174.031 201.205	Stephan Page Octavio Posada	In progress	08/12/2020		<b>174.031</b> leave as is.

<p>to race, color, sex, sexual orientation, gender identity or expression, age or national origin;</p>	<p>201.356 201.358 201.354 209.385 441A.160 441A.300 441A.910</p>	<p>Brad Sears (guest)</p> <p>Steve Amend</p>			<p>Williams Institute (TBD)</p> <p>Gov. Sisolak's Proclamation: Racism as PH issue</p>	<p><b>201.205</b> up for possible repeal. If not repealed, what is an alternative. Perhaps move to misdemeanor (of which there are different categories). Add language around U=U and/or condom use. However, U=U can't be a standard, but maybe an affirmative defense. Make change to definition of what it means to be 'positive.'</p> <p><b>441A.180</b> HIV as a communicable disease; therefore, no need for 441A.300 (don't make change). Could be used to justify repealing 201.205.</p> <p><b>441A.300</b> should be repealed.</p> <p><b>201.356</b> should someone have to pay \$100? Some agree. Some don't. Look at just of laws and stigma. Who should bear costs? Perhaps flat fee for all STI/STD testing.</p> <p><b>201.385</b> 3(a)(b) to be revisited for discussion.</p> <p>- mimic recommendations of 201.205. There is already a punishment for</p>
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						<p>prostitution. Incorporate affirmative defense.</p> <p>Enhancements for forceable sex crimes?</p> <p><b>209.385(a)(b)</b> looked at regulations in 2017, then reversed. No reference to defendants viral suppression. Is segregated defined in NRS? If no definition, then would be up to director. Do we need to look at PREA?</p>
<p>d. Evaluate current medical and scientific research with respect to the modes of HIV transmission implicated by such statutes and regulations;</p>	<p><b>201.356</b>  <b>209.385</b>  441A.180  441A.300  441A.320</p>	<p>Vince Collins</p> <p>Chris Reynolds (guest)</p> <p>Chris Reynolds (guest)</p> <p>Chris Reynolds (guest)</p> <p>Chris Reynolds (guest)</p> <p>Chris Reynolds (guest)</p>	<p>In process (in part)</p>	<p>08/12/2020</p>	<p>HIV</p> <p>#LanguageMatters: Using preferred language to address stigma</p> <p>U=U (TBD)</p> <p>CDC (TBD)</p> <p>WHO (TBD)</p> <p>NIH (TBD)</p> <p>Tx as Prevention (TBD)</p> <p>NRS 441A.180</p>	<p>VC is looking at language re: AIDS vs HIV re: transmission.</p> <p><b>201.356</b> should someone have to pay \$100? Some agree. Some don't. Look at just of laws and stigma. Who should bear costs? Perhaps flat fee for all STI/STD testing.</p> <p><b>209.385(a)(b)</b> looked at regulations in 2017, then reversed. No reference to defendants viral suppression. Is segregated defined in NRS? If no definition, then would be up to director. Do we need to look at PREA?</p>

		Quentin Savvoir			SERO Project (TBD) HIV Testing and Care (TBD) NV State Office of HIV/AIDS	<b>441A.180</b> HIV as a communicable disease; therefore, no need for 441A.300 (don't make change). Could be used to justify repealing 201.205. <b>441A.300</b> should be repealed. <b>441A.320</b> maybe remove specific mention of HIV since it is a STD/STI (CDC uses STI and STD language, per Amend.)
e. Identify any court decisions enforcing or challenging such statutes and regulations;	201.205	Brad Sears (guest) Steve Amend	In progress	07/29/2020	Williams Institute (TBD) SCOTUS Case	<b>201.205</b> up for possible repeal. If not repealed, what is an alternative. Perhaps move to misdemeanor (of which there are different categories). Add language around U=U and/or condom use. However, U=U can't be a standard, but maybe an affirmative defense. Make change to definition of what it means to be 'positive.'
f. Assess developments occurring in other states and nationally with respect to modernizing HIV criminalization laws;	All listed in Sidley memo 441A.160 441A.910	André Wade Brad Sears (guest)	In progress	07/29/2020	Sidley Memo Williams Institute (TBD)	

g. The Task Force may make recommendations concerning any matter relating to the review and evaluation pursuant to subsection 10, including, without limitation, recommendations concerning proposed legislation, proposed regulations and policies; and	All listed in Sidley memo 441A.160 441A.910	All	X	08/26/2020		
h. The Task Force shall, on or before <b>September 1, 2020</b> , prepare and submit a report of the activities, findings, and recommendations of the Task Force to: i. The Governor; ii. and the Director of the Legislative Counsel Bureau for transmittal to the 81st Session of the Legislature.	All listed in Sidley memo 441A.160 441A.910	All	X	08/26/2020		

Legend:



Completed



Not Started



In progress