



SB 284 – ADVISORY TASK FORCE ON HIV EXPOSURE MODERNIZATION

December 2, 2020

5 p.m.

WebEx Teleconference

Approved – January 13, 2021

TASK FORCE MEMBERS PRESENT:

André Wade, Chair
Senator David Parks
Ruben Murillo
Stephan Page
Steve Amend
Jen Howell
Cynthia Watson Catha
Cheryl Radeloff
Quentin Savwoir

TASK FOR MEMBERS ABSENT:

Cathy Elliot
Connie Schearer
Vince Collins
Senator Dallas Harris, Co-Chair
Antioco Carrillo

DIVISION OF PUBLIC AND BEHAVIORAL HEALTH STAFF PRESENT:

Tory Johnson, Mgmt, Section Manager, Office of HIV
Juan “Tony” Garcia, Grants & Projects Analyst I, Office of HIV

GUESTS PRESENT:

Brad Sears
Marguerite Schauer
Alyssa Cortes
Linda Anderson

The Board reserves the right to take items in a different order or to combine two or more agenda items for consideration to accomplish business in the most efficient manner. The Board may remove an item from the agenda or delay discussion relating to an item on the agenda at any time.

1. Call to Order, Roll Call – *Administration, Office of HIV*
Chair Andre' Wade called the meeting to order at 5:04 p.m., asking Section Manager Tory Johnson to take roll call. Nine (9) of the fourteen (14) members were present; quorum was met.
2. Public Comment - Chair, André Wade
(No action may be taken on a matter raised under this item of the agenda until the matter itself has been included specifically on an agenda as an item upon which action will be taken.)
Chair Wade asked if there was any public comment to be made, and for those making comments, to say their name and limit response to one minute. DPBH staff Tory Johnson noted that as per item #2 on the agenda, individuals making public comments had three minutes for comments. Chair Wade then asked for any public comments mentioning that those making comments would have three minutes to do so; there were no public comments.
3. Review and Approval of the Nov. 4, 2020 draft minutes – Chair, André Wade
Chair Wade asked members if there were any corrections or revisions to the minutes as submitted. There were none. Chair Wade moved to approve the minutes as presented; Jen Howell seconded the motion. Chair Wade called for a discussion then vote; all those in favor say 'Aye,' any opposed say, 'Nay.' None opposed; motion carried to approve minutes as submitted.
4. Update on status of research on William Institute's research on the implementation and impact of statutes and regulations through analysis of records information and data relevant to Nevada – Chair, André Wade
 - Disparities in arrests, prosecutions, or convictions
 - Regulations related to race, color, sexual orientation, gender, identity or expression or national origin
 - Court decisions enforcing or challenging such statutes and regulations

Chair Wade said he had asked Brad Sears (with the Williams Institute) to join the meeting and was thankful that he had done so. Chair Wade also mentioned that while Brad Sears would not necessarily have an in-depth update given that the research project may not have started, for Brad Sears to provide a sense of where things were, including a timeline.

Brad Sears stated that the desire was to do a full report on Nevada's HIV criminal laws' enforcement. Brad Sears mentioned that the Williams Institute had identified a data source for Nevada that coded all HIV criminal laws and included non-HIV specific public health laws. Some data requests were sent in, and some responses were received back, according to Mr. Sears, noting that they (research group in California) could furnish the data to the Task Force by Jan. 8, 2021. Moving forward, Brad Sears would like to set up a direct conversation with them so that when the data is pulled, everyone is clear on what is needed and the format in which it's reported. As a backup plan, Brad Sears asked a data analyst (Williams Institute) to have a Clark County plan to look out for any "hitch" in the state-wide data. Lastly, and as soon as he can receive feedback, Brad Sears will loop back with the Task Force to provide more information, possibly in the Task Force's next meeting.

Chair Wade thanked Brad Sears and asked if the research included sex workers; Brad Sears replied, confirming that the data did include sex workers. Chair Wade then requested the Task Force for any questions for Brad Sears. Steve Amend asked that, provided that all of the information s received on Jan. 8, how long would it take for the Williams Institute to provide

to analyze the provided data. Brad Sears answered that he'll be mindful of Nevada's next legislative cycle and that his priority will be to give the Task Force some quick top lines for information regarding arrests based on current laws, providing distinctions when necessary (i.e., gender, sex, number of arrests, etc.).

In response to Cheryl Radeloff's question regarding the source of the William Institute's data, Brad Sears mentioned that it would be a state-wide database that tracks and keeps records of all associated incidences that may be related to arrests, arresting officers, and charges. Worthy of the Task Force to know, according to Brad Sears, was that it's currently unknown if there is a manual in Nevada that is used to fill out the records (as is the case in other states) and that thus far, they have not identified such manual. Brad Sears also shared a need to be mindful of any duplicates of arrests, for instance, and that they are carefully evaluated for discrepancies or errors before this information is forwarded to the state (Nevada).

Brad Sears asked the Task Force members for any information or connections with a Nevada Sentencing Task Force; this entity looks at disparities in sentencing, including a complete set of data about crimes and each crime's sentencing. Chair Wade mentioned that the Task Force could reach out to the Nevada Sentencing Task Force members once Brad Sears forwards that information. Chair Wade then shared that the Task Force will meet on January 6, 2021. Senator David Parks noted that the next Nevada Legislative Session would commence on Monday, February 1, 2021. Chair Wade asked if there were any questions or comments on this agenda item; there were none.

5. Making recommendations for next meeting's agenda – Chair, André Wade

Chair Wade asked if January 6, 2020, would work for the Task Force. Steve Amend suggested that the meeting take place on January 13 instead; by this date, it would be known if the expected data arrived on January 8 as expected. When Chair Wade asked Task Force members did not oppose having the next meeting on January 13, 2020, at 5:00 pm. Concerning recommendations for agenda items, Ruben Murillo suggested an update on the legislation and would be the Task Force's expectations. In addition to Ruben Murillo's suggestion, Chair Wade mentions that at least two Task Force members should testify during hearings in the upcoming legislative session to support the Task Force's bills of interest. Chair Wade suggested that the Task Force's names and other details regarding expected participation in the legislative sessions would be discussed in the next Task Force meeting. Ruben Murillo also suggested that the Task Force works with the legislators and strategies when working with other groups, including identifying barriers to accomplish the Task Force's legislative goals. In response to Rube Murillo's suggestion, Chair Wade stated that the Silver State Equality and the Nevada HIV Modernization Coalition have been talking to some groups on the ground to be aware of the Task Force's legislative priorities modernization of current HIV laws.

Steve Page asked Chair Wade when it would be expected for the Task Force to have some bill language, and if this information would be available before the January 13 Task Force meeting. In response to Steve Page's question, Chair Wade mentioned that he was not sure but that the Nevada Legislative Counsel Bureau is starting to draft language; and that this information should be available sooner later than later but was not sure if this information would be available by the 13th. Steven Page then suggested adding this item to the agenda, a suggestion acknowledged by Chair Wade.

6. Public Comment – Chair Wade

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Chair Wade then asked for any public comments mentioning that those making comments would

have three minutes to do so; there were no public comments. Chair Wade then asked if there were any final thoughts or questions from the Task Force; there were none shared.

7. Adjournment - Chair Wade

Chair Wade motioned for adjournment of the meeting at 5:36 pm. Steve Page seconded the motion. Chair Wade called for a vote, all in favor say, 'Aye,' any opposed say 'Nay.' None opposed, meeting adjourned.