

ORDINANCE No. 299

AN ORDINANCE OF THE CITY OF LAS VEGAS, CLARK COUNTY, NEVADA, REQUIRING PERSONS CONVICTED OF CERTAIN CRIMES, WHO SHALL COME INTO OR BE WITHIN THE SAID CITY OF LAS VEGAS, TO REGISTER IN THE OFFICE OF THE CHIEF OF POLICE OF SAID CITY, FIXING THE PENALTY FOR THE VIOLATION HEREOF, AND OTHER MATTERS RELATING THERETO.

THE BOARD OF COMMISSIONERS OF THE CITY OF LAS VEGAS, CLARK COUNTY, NEVADA DO ORDAIN AS FOLLOWS:

SECTION I.

This is an emergency police power ordinance, the immediate passage of which is in the opinion of the Board of City Commissioner of the City of Las Vegas, County of Clark, Nevada, necessary for the preservation of the public peace and to protect the public health and secure the public safety of citizens of Las Vegas, Nevada.

SECTION II

For the purpose of this ordinance the words, "Convicted persons" are defined as follows:

Any person who subsequent to January 1, 1940 has been or who shall hereafter be convicted of a felony, or any offense punishable as a felony, in the State of Nevada, or who has been or shall hereafter be convicted of the violation of any law in any other place than the State of Nevada, which crime if committed in the State of Nevada would have been a felony or would have been punishable as a felony; also any person who since January 1, 1940 has been or is hereafter convicted in the State of Nevada, or elsewhere, of the violation of any law relating to the following subject or subjects, to-wit:

(1) Relating to or regulating the possession, distribution, furnishing or use of any narcotics.

(2) Regulating or prohibiting the carrying or possession of or ownership of any concealed weapon or deadly weapon, or any weapons capable of being concealed, or regulating or prohibiting the possession of, sale of, or use of any device, instrument or attachment designed to or intended to be used for the purpose of silencing the report of, or concealing the discharge or flash of any firearm.

(3) Regulating or prohibiting the use, possession, manufacture or compounding of tear gas or any other gas which may be used for the purpose of temporarily or permanently disabling any human being.

(4) Any attempt to commit, or any conspiracy to commit, any offense described or referred to in this section.

(5) Any person who has been since January 1, 1940 or is hereafter convicted of or is adjudicated as, a drug addict, as defined by the laws of any state, shall also be deemed a convicted person.

Provided, further, that in the event any person who is now, or who has been, or who may hereafter be placed on probation for the

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committing of any of the above enumerated offenses whose conviction is set aside in the manner provided by law, shall not be deemed a convicted person.

### SECTION III.

Within thirty (30) days after the effective date of this Ordinance, every convicted person being or residing within the City of Las Vegas, Clark County, Nevada, shall register with, and furnish to the Chief of Police of said City of Las Vegas, at the office of the said Chief of Police in the City of Las Vegas, Clark County, Nevada, a statement in person and in writing signed by such person, giving the following information:

- (1) His true name and all aliases which he has used or under which he is or may have been known.
- (2) A full and complete description of his person.
- (3) The kind, character and nature of each crime of which he has been convicted.
- (4) The place where such crime was, or crimes were, committed and the place of conviction of the same.
- (5) The name under which he was convicted in each instance and the date thereof.
- (6) The name, if any, and the location of each prison, reformatory, jail or other penal institution in which he was confined or to which he was sentenced.
- (7) The location and address of his residence, stopping place, living quarters or place of abode in the City of Las Vegas; if more than one residence, stopping place or place of abode, that fact must be stated and the location and address of each given.
- (8) A statement of the kind of residence, stopping place or place of abode in which he resides, whether the same is temporary or permanent, and whether the same is a private residence, hotel, apartment house, or building or structure.
- (9) The length of time he has occupied such place of residence, stopping place, or place of abode, and the length of time he expects or intends to remain in said City of Las Vegas.
- (10) All such statements to the Chief of Police shall be made upon City of Las Vegas forms therefore prescribed and provided by the Chief of Police of said City of Las Vegas, Clark County, Nevada; such statements shall contain such other and further information as may be required by the Chief of Police for the purpose of aiding and assisting him in carrying into effect the provisions and intent of this Ordinance.

### SECTION IV.

Every convicted person who enters and remains in the said City of Las Vegas for twenty-four hours shall within twenty-four hours

after the expiration of such twenty-four hour period, furnish to the Chief of Police, a written statement on like form and containing all of the information required by the written statement referred to in Section Three of this Ordinance and shall in addition thereto state in writing in such statement the date that he entered the State of Nevada and each of his places of residence or abode for the three months period next preceding the date of his arrival in the City of Las Vegas.

SECTION V.

Every convicted person shall, at the time of registering and furnishing the information required by Sections Three and Four hereof, be photographed and finger printed by the said Chief of Police, who shall cause such photograph and finger prints to be made apart of the record provided for by the foregoing sections and Section Six hereof.

SECTION VI.

The statements, photographs and finger prints hereinbefore provided for shall at all times be kept by the said Chief of Police of said City of Las Vegas in files maintained and kept by the Chief of Police, and shall not be open to inspection by the public, or by any person other than their regularly appointed, qualified and acting deputies and employees in the office of said City Attorney and of said Chief of Police; provided that any such photograph or duplicates thereof, may be exhibited to persons other than those hereinabove named for the purpose of assisting in identifying perpetrators of any crime; and provided further, that copies of said statements, photograph and finger prints may be transmitted to any office of sheriff or Chief of Police in the State of Nevada or to the head of any department of the State of Nevada engaged in the enforcement of any criminal law of this State, or to the head of any Federal law enforcement agency, or to any Sheriff or Chief of Police of any municipality, or head of any other law enforcement agency in any state or territory outside of the State of Nevada, when request is made in writing by such Sheriff or any other head of any law enforcement agency asking for the record of a certain person, or for the record of a person whose photograph or finger prints reasonably corresponds with the photograph or finger prints submitted with such request, and stating that such record is deemed necessary for the use of such law enforcement officer or agency in or concerning the investigation of any crime or any person who is accused of committing a crime which is reported to have been committed, and further stating that the record will be used for such purposes, provided, however, that nothing contained in this Ordinance shall prevent the Chief of Police from furnishing to the Sheriff of any County, the Chief of Police of any municipality or the head of any other law enforcement agency which maintains any system or registration of convicted person copies of the statements required to be filed under the provisions of this Ordinance, together with photograph and finger prints of the person making such statements when and if such Sheriff, Chief of Police, or other head of any law enforcement agency furnishes to the said City Attorney and Chief of Police of the City of Las Vegas, Clark County, Nevada, copies of statements, photograph and finger prints procured by him, and it is hereby made the duty of said Chief of Police of the City of Las Vegas, Nevada,

to arrange for the exchange of such information.

SECTION VII.

Any person violating any of the provisions of this Ordinance or failing to comply with any of the provisions hereof shall be guilty of a misdemeanor and upon conviction therefore shall be punished by a fine of not to exceed Five Hundred Dollars (\$500.00) or by imprisonment in the City or County Jail for a period of not to exceed six months, or by both such fine and imprisonment. The duty to furnish the statements when and in the manner provided by this Ordinance is hereby declared to be a continuing one and for each day that any person required under the provisions of this Ordinance to furnish a statement fails to do so, such failure shall constitute a separate offense; provided, however, that no person may be convicted more than once on account of violations occurring by reason of failure on a series of days, to furnish such statements; provided, further, that nothing contained herein shall be deemed a bar to subsequent prosecutions for violations of the provisions of this Ordinance occurring subsequent to a prior conviction of any acquittal of a violation thereof.

SECTION VIII.

Any convicted person who is required to register under the provisions of this Ordinance, who changes his place of residence, stopping place or living quarters, shall within forty-eight hours after the changing of his place of residence, stopping place, or living quarters, notify the Chief of Police of such fact, and furnish to said Chief of Police the new address of his new residence, stopping place or living quarters, in the same manner and with the same detailed information as is required in the filing of the original statement under the provisions of Sections Three and Four of this Ordinance.

SECTION IX.

Any person required by any provision of this ordinance to furnish a statement who shall in such statement give any false or fictitious address, or any address other than a true address, or furnish in the making of any such report any false, untrue or misleading information or statement relating to any information required by any of the provisions of this Ordinance to be made or furnished, shall be guilty of a misdemeanor, and upon conviction thereof, be punishable by a fine not to exceed Five Hundred Dollars (\$500.00) or by imprisonment in the Las Vegas City Jail for a period not to exceed six months, or by both such fine or imprisonment.

SECTION X.

If any phrase, sentence or part of this Ordinance is for any reason held to be unconstitutional, such decision shall not effect the validity of the remaining portion of the Ordinance. The Board of Commissioners of the City of Las Vegas hereby declares that it would have passed this Ordinance, and each phrase, sentence and part thereof, irrespective of the fact that any one or more other parts be declared void.

SECTION XI.

This ordinance shall be and become effective immediately after its adoption, approval and the publication thereof in the Las Vegas Morning Tribune, a daily newspaper, published in the City of Las Vegas, for a period of once a week for two consecutive week immediately following its first reading.

This ordinance was read for the first time, proposed, considered and voted upon this 7<sup>th</sup> day of June, 1945.

Voting Ayes: Commissioners Baskin, Bates, Clark  
Corradetti & His Honor Mayor Cragin

Voting Nays: None

Absent: None

ATTEST:  
Helen Scott Reed  
City Clerk

APPROVED:  
[Signature]  
Mayor

AND thereafter it was read aloud to the Board for a second time at a regular meeting of the Board held on the 22<sup>nd</sup> day of June 1945.

Voting Ayes: Comm. Baskin, Bates, Clark  
& Mayor Cragin

Voting Nays: None

Absent: Comm. Corradetti

ATTEST:  
Helen Scott Reed  
City Clerk

APPROVED:  
[Signature]  
Mayor

# AFFIDAVIT OF PUBLICATION

STATE OF NEVADA, )  
COUNTY OF CLARK ) ss.

C. W. Fletcher

, being first duly sworn, deposes

and says: That he is Editor of the Las Vegas Morning Tribune, a daily newspaper, of general circulation, printed and published at Las Vegas, in the County of Clark, State of Nevada, and that the attached was continuously published

in said newspaper for a period of Two (2) consecutive weeks

from June 12 1945 to June 19 1945

inclusive, being the issue of said newspaper for the following dates, to-wit:

June 12-19- 1945

That said newspaper was regularly issued and circulated on each of the dates above named.

Signed

*C. W. Fletcher*

Subscribed and sworn to before me this  
day of June 19 1945

*Marion B. Earl*

Notary Public in and for Clark County, Nevada

My Commission Expires

December 27, 1948

*No publication  
attached*