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OVERVIEW

CURRENT RESTORATION PROCEDURES

ORIGINALS ARE ON FILE IN
THE RESEARCH LIBRARY

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ASSEMBLY JUDICIARY

DATE: 3/26/03 ROOM: 3138 EXHIBIT C

SUBMITTED BY: C. VINCHILIANI

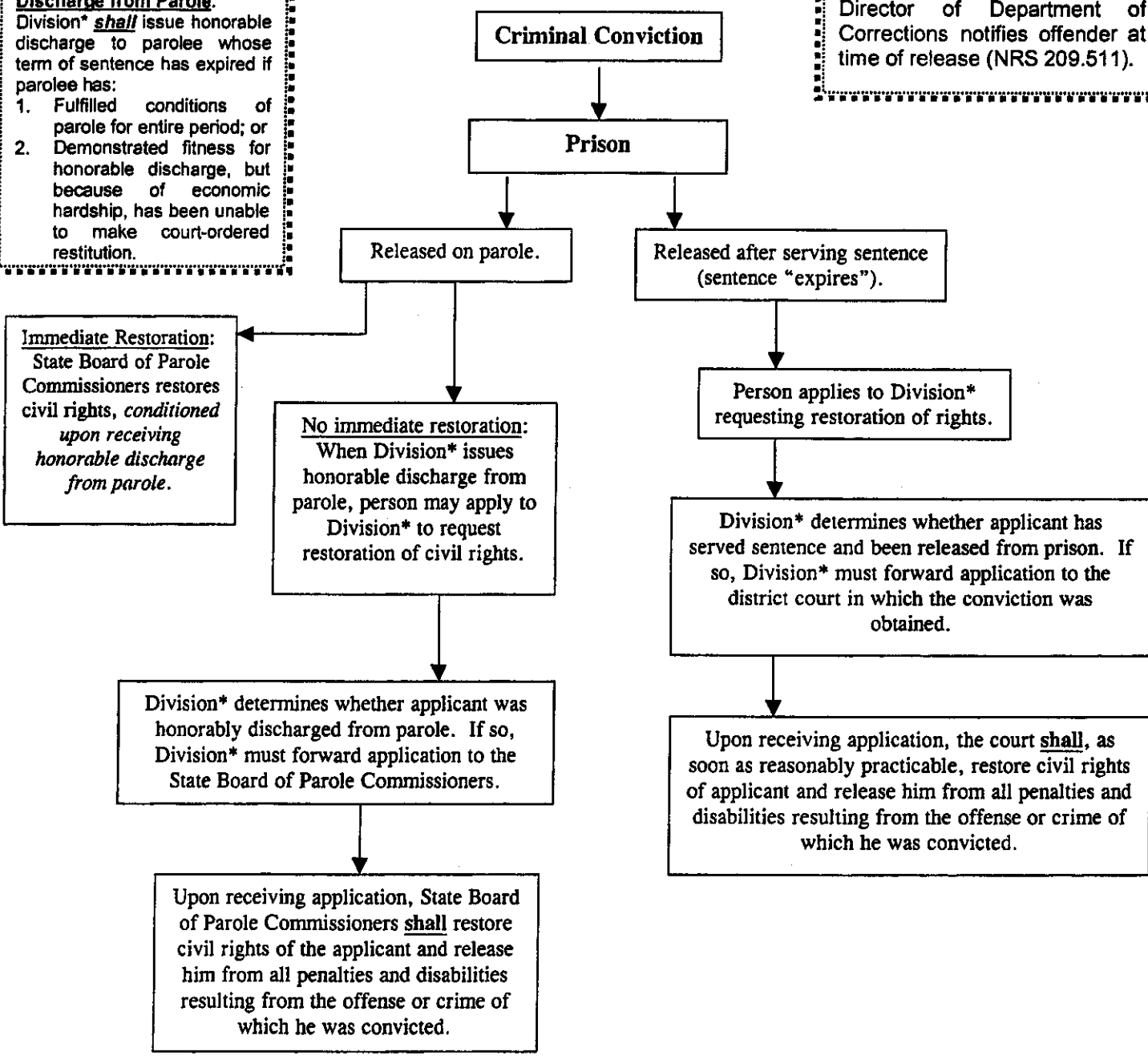
**RESTORATION OF CIVIL RIGHTS
OVERVIEW OF STATUTORY PROCEDURES:**

**UPON RELEASE FROM PRISON
(NRS 213.155 AND 213.157)**

Requirements for Honorable Discharge from Parole:
 Division* *shall* issue honorable discharge to parolee whose term of sentence has expired if parolee has:

1. Fulfilled conditions of parole for entire period; or
2. Demonstrated fitness for honorable discharge, but because of economic hardship, has been unable to make court-ordered restitution.

Notification of Procedures:
 Director of Department of Corrections notifies offender at time of release (NRS 209.511).



NOTE: An applicant must not be required to pay a fee to have his civil rights restored or to be released from penalties and disabilities pursuant to the above procedures (NRS 213.155 and NRS 213.157).

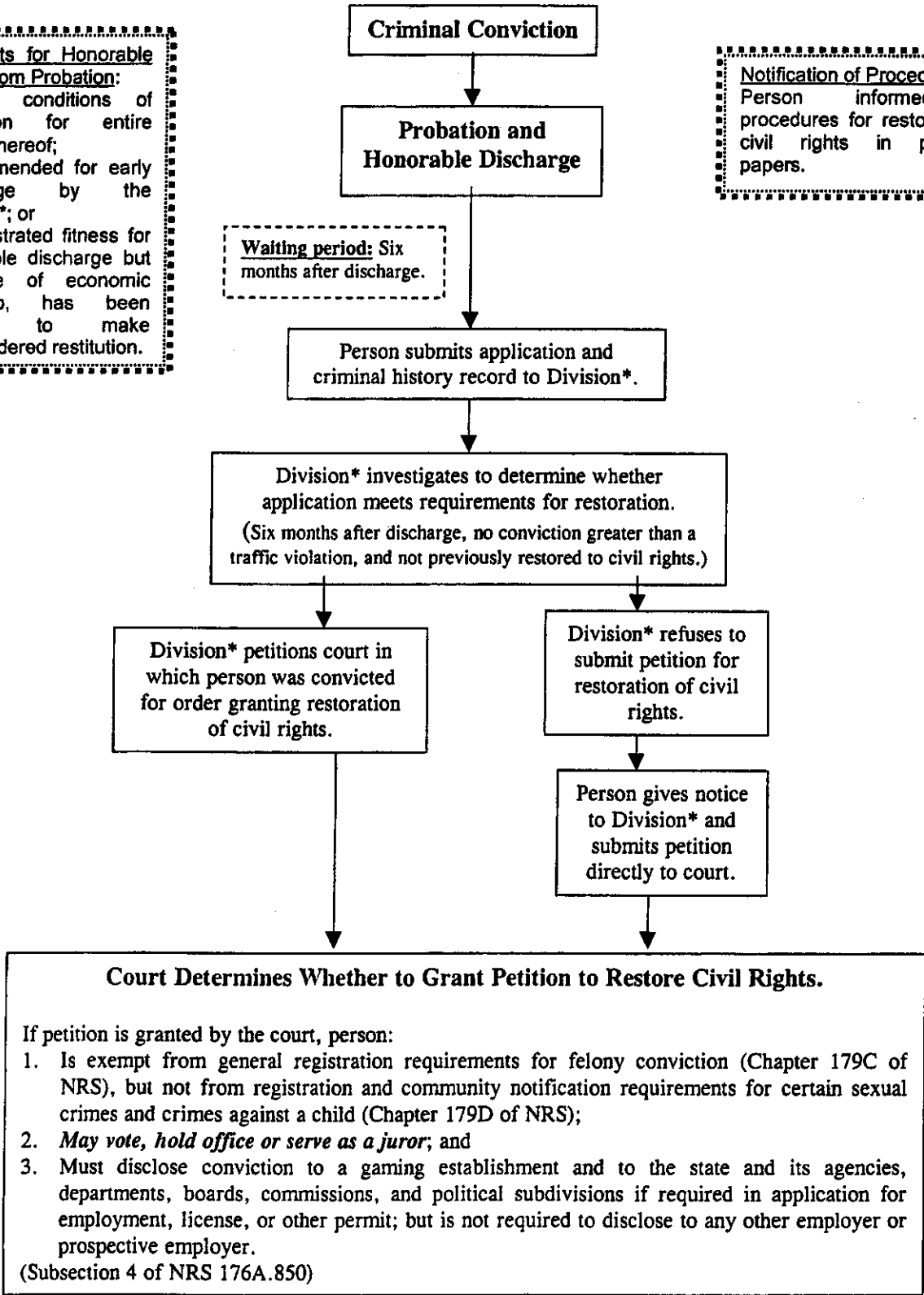
*Division of Parole and Probation

**RESTORATION OF CIVIL RIGHTS
OVERVIEW OF STATUTORY PROCEDURES**

**HONORABLY DISCHARGED FROM PROBATION
(NRS 176A.850 and 176A.860)**

- Requirements for Honorable Discharge from Probation:**
1. Fulfilled conditions of probation for entire period thereof;
 2. Recommended for early discharge by the Division*; or
 3. Demonstrated fitness for honorable discharge but because of economic hardship, has been unable to make court-ordered restitution.

Notification of Procedures:
Person informed of procedures for restoration of civil rights in probation papers.

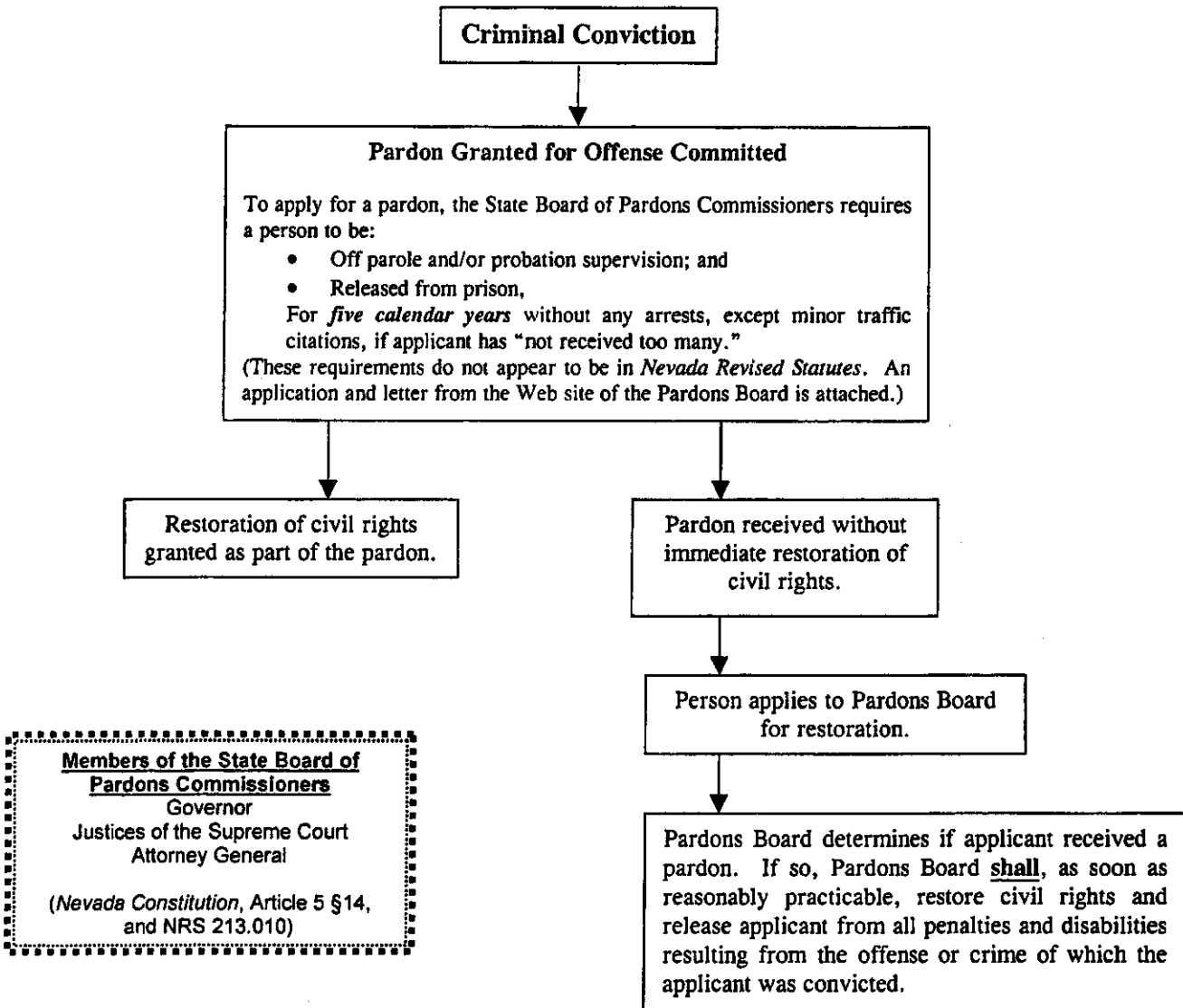


*Division of Parole and Probation

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**RESTORATION OF CIVIL RIGHTS
OVERVIEW OF STATUTORY PROCEDURES**

**AFTER A PARDON
(NRS 219.090)**



NOTE: An applicant must not be required to pay a fee to have his civil rights restored or to be released from penalties and disabilities pursuant to the above procedures (NRS 213.090).

**RESTORATION OF CIVIL RIGHTS
OVERVIEW OF STATUTORY PROCEDURES**

**RECORDS SEALED
(NRS 179.285)**

Criminal Conviction

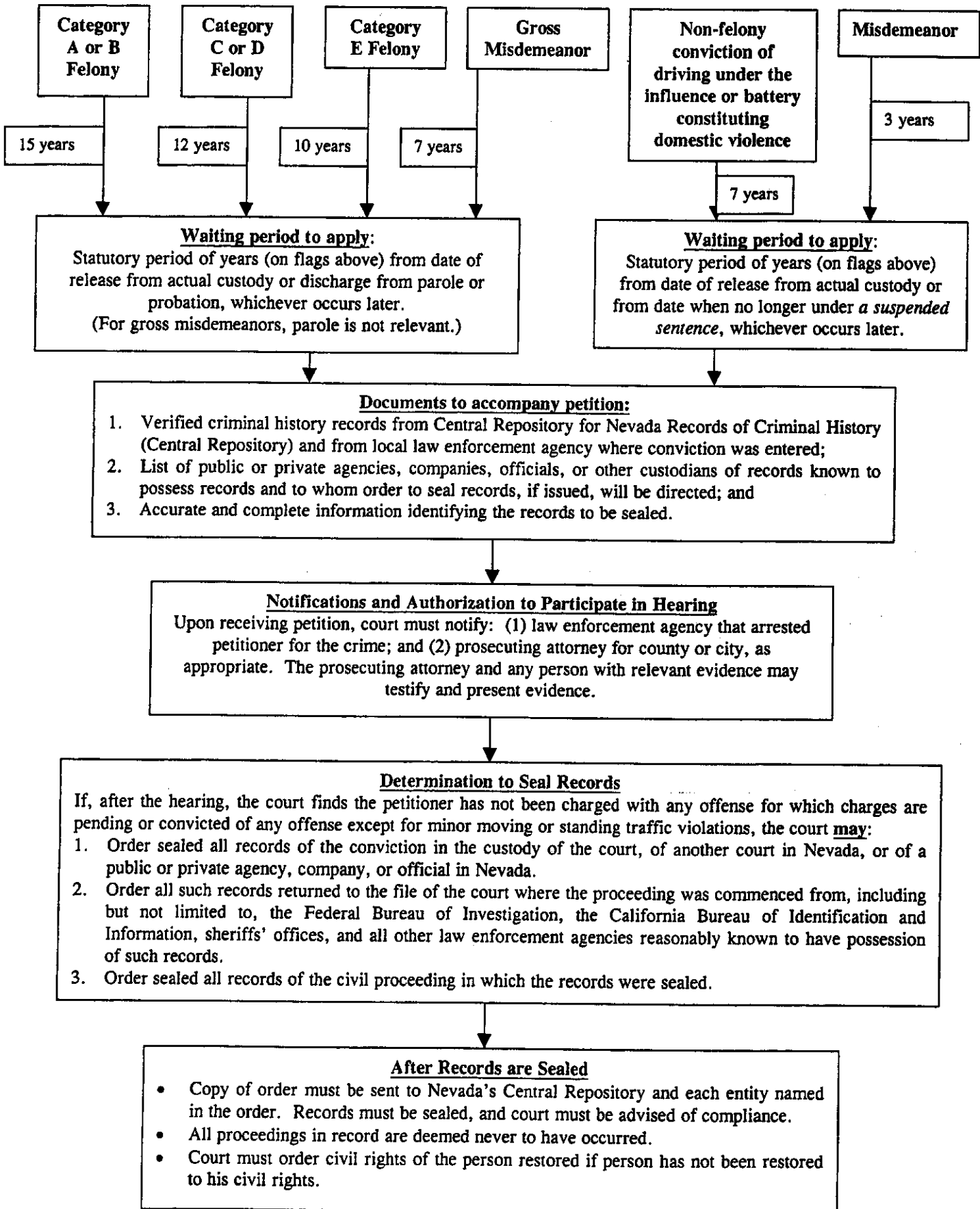
Records Sealed

Person receives order from the court sealing records pursuant to one of the following statutes:

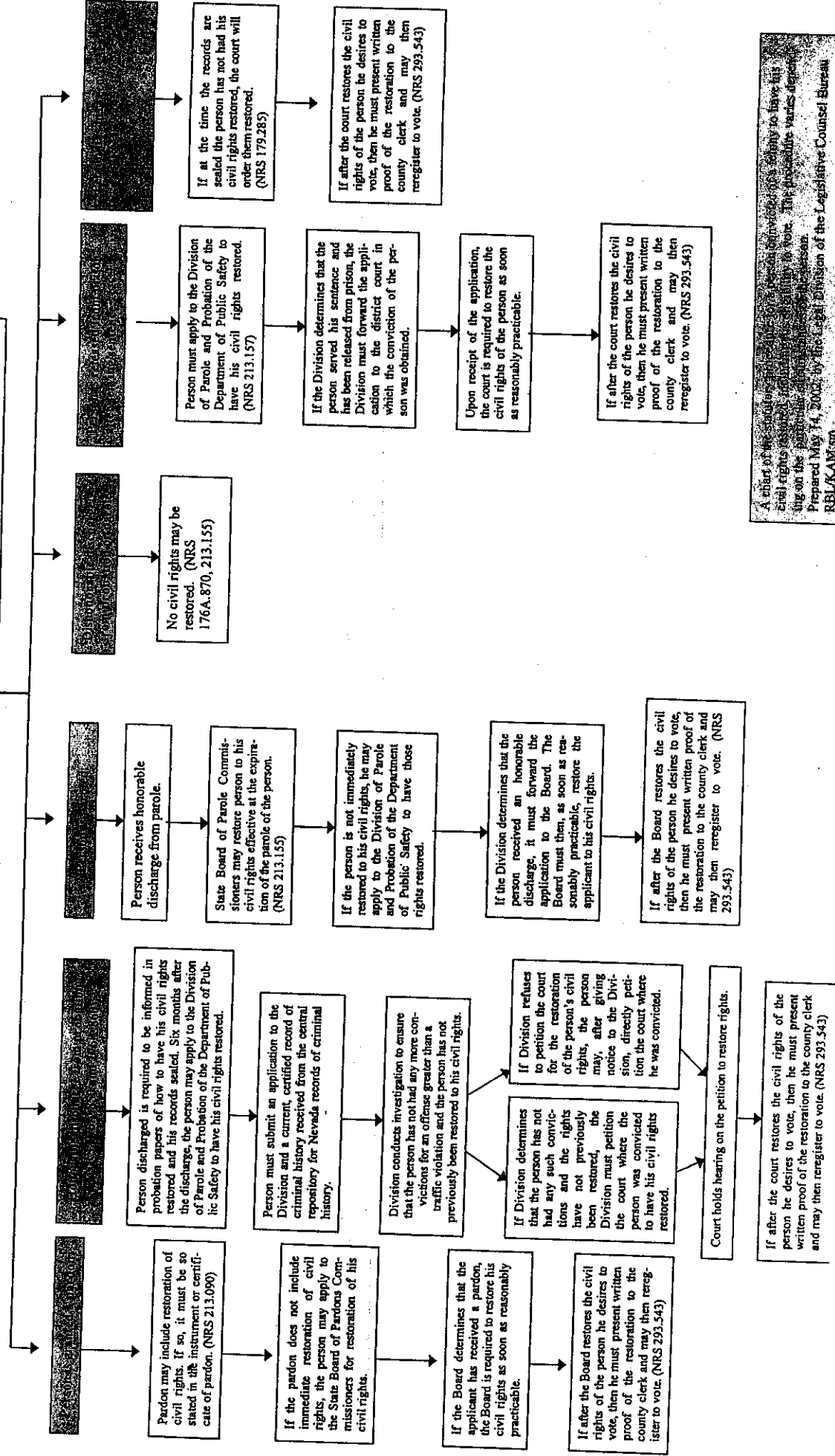
- NRS 176A.265 (Sealing of records after discharge from court-established program for treatment of mental illness);
 - NRS 179.245 (Sealing of records after conviction);
 - NRS 179.255 (Sealing of records after dismissal or acquittal);
- or
- NRS 453.3365 (Sealing of records of person convicted of possession of controlled substance not for purpose of sale).

Court **shall** order civil rights of person to be restored, if person has not been restored to his civil rights.

SEALING RECORDS OF CRIMINAL PROCEEDINGS
(Nevada Revised Statutes 179.245)



A person convicted of a felony loses his civil rights (Art 2, § 1 Nev. Const.)



A chart of the statutory provisions which govern the ability to have his civil rights restored after a conviction for a felony. The provisions vary depending on the particular offense and the person's status.
 Prepared May 14, 2003, by the Legal Division of the Legislative Counsel Bureau
 RBL/KAM/m

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