

ASSEMBLY BILL NO. 8—COMMITTEE ON JUDICIARY

(ON BEHALF OF THE DIVISION OF PAROLE AND PROBATION OF THE DEPARTMENT OF PUBLIC SAFETY)

PREFILED NOVEMBER 15, 2018

Referred to Committee on Judiciary

SUMMARY—Revises provisions governing the levels of supervision for probationers and parolees. (BDR 16-346)

FISCAL NOTE: Effect on Local Government: No. Effect on the State: Yes.

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EXPLANATION – Matter in *bolded italics* is new; matter between brackets ~~omitted material~~ is material to be omitted.

AN ACT relating to the Division of Parole and Probation of the Department of Public Safety; revising the frequency of reviews of the levels of supervision for probationers and parolees; and providing other matters properly relating thereto.

Legislative Counsel’s Digest:

Existing law requires the Division of Parole and Probation of the Department of Public Safety to review the levels of supervision for probationers and parolees at least once every 6 months, or more often if necessary. (NRS 213.1078) This bill instead requires the Division to conduct such reviews on a schedule determined by the Nevada Risk Assessment System, or its successor risk assessment tool, or more often if necessary.

THE PEOPLE OF THE STATE OF NEVADA, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

Section 1. NRS 213.1078 is hereby amended to read as follows:

213.1078 1. Except as otherwise provided in subsection 2, the Division shall set a level of supervision for each probationer. ~~At least once every 6 months.~~ *On a schedule determined by the Nevada Risk Assessment System, or its successor risk assessment*



1 *tool*, or more often if necessary, the Division shall review the
2 probationer's level of supervision to determine whether a change in
3 the level of supervision is necessary. The Division shall specify in
4 each review the reasons for maintaining or changing the level of
5 supervision. If the Division changes the level of supervision, the
6 Division shall notify the probationer of the change.

7 2. The provisions of subsection 1 are not applicable if:

8 (a) The level of supervision for the probationer is set by the
9 court or by law; or

10 (b) The probationer is ordered to participate in a program of
11 probation secured by a security bond pursuant to NRS 176A.300 to
12 176A.370, inclusive.

13 3. Except as otherwise provided in subsection 4, ~~at least once~~
14 ~~every 6 months,~~ *on a schedule determined by the Nevada Risk*
15 *Assessment System, or its successor risk assessment tool*, or more
16 often if necessary, the Division shall review a parolee's level of
17 supervision to determine whether a change in the level of
18 supervision is necessary. The Division shall specify in each review
19 the reasons for maintaining or changing the level of supervision. If
20 the Division changes the level of supervision, the Division shall
21 notify the parolee of the change.

22 4. The provisions of subsection 3 are not applicable if the level
23 of supervision for the parolee is set by the Board or by law.

24 **Sec. 2.** This act becomes effective on July 1, 2019.

