

**EXECUTIVE AGENCY
FISCAL NOTE**

AGENCY'S ESTIMATES

Date Prepared: February 11, 2025

Agency Submitting: Department of Corrections

Items of Revenue or Expense, or Both	Fiscal Year 2024-25	Fiscal Year 2025-26	Fiscal Year 2026-27	Effect on Future Biennia
Total	0	0	0	0

Explanation

(Use Additional Sheets of Attachments, if required)

The Nevada Department of Corrections has reviewed SB 153. Section 1 of this bill relates to the crime of unlawfully selling, giving, trading or otherwise making available a controlled substance to another person shall be deemed to be inherently dangerous and given the death of a person involved shall be deemed to be a natural and probable consequence. Section 1 further defines the term "proximately caused". Section 2 establishes that if this conduct results in death that the person responsible is guilty of murder in the first degree if fentanyl is involved or murder in the second degree if any other controlled substance is involved.

After review, NRS 453.333 is well established and has been in effect since the 1980's and existing law already allowed for the prosecution of first-degree murder for similar crimes. The provisions of this bill codify a presumption of danger and define the meaning of proximate cause in this context. It further harshens penalties to first-degree murder if the drug in question is fentanyl. The department does not anticipate this bill to have any significant impact on population levels. The department does not anticipate an impact on population levels and estimates no fiscal impact at this time.

Name Adrienne Monroe

Title Administrative Services Officer III

GOVERNOR'S OFFICE OF FINANCE COMMENTS

Date Monday, February 10, 2025

The agency's response appears reasonable.

Name Tiffany Greenameyer

Title Director