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6 **IN THE SECOND JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA**  
7 **IN AND FOR THE COUNTY OF WASHOE**  
8

9 **IN THE ADMINISTRATIVE MATTER OF:**

10 **SJDC PRETRIAL SERVICES**  
11 **ASSESSMENT, RELEASE AND**  
12 **SUPERVISION.**  
13 \_\_\_\_\_/

14 **ADMINISTRATIVE ORDER 2022-09**

15 **[SJDC PRETRIAL SERVICES ASSESSMENT, RELEASE AND SUPERVISION]**

16 WHEREAS pretrial release and supervision programs reduce unnecessary  
17 pretrial detention, maximize public safety, and minimize defendants' failures to appear.  
18

19 WHEREAS pretrial release decisions involve tradeoffs between the social costs  
20 imposed on defendants, justice systems, and the community. Evan M. Lowder, Carmen  
21 L. Diaz, Eric Grommon, Bradley R. Ray, *Effects of pretrial risk assessments on release*  
22 *decisions and misconduct outcomes relative to practice as usual*, Journal of Criminal  
23 Justice 73 (2021), <https://doi.org/10.1016/j.jcrimjus.2020.101754> (citing Yang, C.S.  
24 2017).  
25

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1 WHEREAS “[b]oth the Conference of Chief Justices and the Conference of State  
2 Court Administrators recommend ‘the presumptive use of non-financial release  
3 conditions to the greatest degree consistent with evidence-based assessment of flight  
4 risk and threat to public safety and to victims of crimes.’” *Release Decisions*, Pretrial  
5 Justice Center for Courts, National Center for State Courts, <https://www.ncsc.org/pjcc/>  
6 [topics/release-decisions](https://www.ncsc.org/pjcc/topics/release-decisions) (quoting Resolution No. 3 approved by the Conference of Chief  
7 Justices (CCJ) at the CCJ 2013 Midyear Meeting, Jan. 30, 2013).

9 WHEREAS release circumstances and any subsequent judicial determinations  
10 should be informed by a risk assessment based on factors related to the likelihood of  
11 failing to appear and committing a subsequent offense while awaiting trial which  
12 preclusion of protects the community.

14 WHEREAS Pretrial Services departments have a critical role in the criminal  
15 justice system.

17 WHEREAS Washoe County’s Pretrial Services Department commenced  
18 operating in 1983. In 1994, Pretrial Services transferred to Second Judicial District  
19 Court (“SJDC”) jurisdiction, facilitating supervision of individuals charged with gross  
20 misdemeanors and felonies.

21 WHEREAS Pretrial risk assessments have emerged as contemporary solution to  
22 calls for bail reform and reducing jail overcrowding. E.M. Lowder, et al, *supra*.

24 WHEREAS in June 2015, the Judicial Council of the State of Nevada created the  
25 Committee to Study Evidence Based Pretrial Release (“Committee”). In May 2016, the  
26 Committee unanimously implemented the Nevada Pretrial Risk Assessment (“NPRA”)  
27  
28

1 pilot program. In September 2016, courts in Washoe County, Clark County and White  
2 Pine County implemented NPRA use.

3 WHEREAS historically ninety-six percent (96%) of arrestees scoring “low” on the  
4 NPRA are not arrested for a new crime while on release and experience a reduced  
5 failure to appear rate of thirteen percent (13%). James Austin, PhD., *Final Report* [on  
6 the NPRA] (June 2016).  
7

8 WHEREAS since September 1, 2016, the NPRA has been in continued use in  
9 Washoe County to assess defendants’ likelihood to appear and danger to the  
10 community if released.  
11

12 WHEREAS a compilation of charges requiring mandatory judicial review (“MJR”)  
13 was created and identifies charges for which arrestees will not be released from custody  
14 by SJDC PTS. Exhibit 2.

15 WHEREAS on March 21, 2019, the Nevada Supreme Court entered its Order  
16 Adopting Statewide Use of the Nevada Pretrial Risk Assessment (“ADKT 0539 Order”)  
17 (Exhibit 1), finding “the Nevada Pretrial Risk Assessment Tool . . . is supported by the  
18 Department of Justice.” ADKT 0539 Order, p. 3. The Nevada Supreme Court found  
19 NPRA use is warranted,  
20

21 [A]s it will assist judges in assessing whether a defendant is likely to show  
22 up for court and whether the defendant will be a danger to the community  
23 if released, it will promote uniformity in how pretrial release decisions are  
24 made across the state, and it will ensure that pretrial release decisions are  
25 based on the risk posed by the defendant and not by whether the  
26 defendant can afford to pay bail.

27 Id.  
28

1 WHEREAS the Washoe County Chief/Administrative Judges adopted the use of  
 2 the following release praxis, setting forth the risk calculation, the seriousness of the  
 3 charge, the circumstances of pre-authorized release, and the charges requiring MJR.  
 4

5 RISK	Less Serious Misdemeanor	Serious Misdemeanor	Most Serious Misdemeanor	Other Felony (Unmarked) & Gross Misd.	Serious (MJR) Category D & E Felonies & Dom Batt 1	Serious (MJR) Felony (Category A,B C) & GM
7 Low 0-4	Release Reminder Only	Release Reminder Only	Release with Supervision	Release with Supervision	Release with Supervision	Requires Judicial Review
9 Mod 5-8	Release Reminder Only	Release with Supervision	Release with Supervision	Release with Supervision	Requires Judicial Review	Requires Judicial Review
10 Higher 9+	Release Reminder Only	Requires Judicial Review	Requires Judicial Review	Requires Judicial Review	Requires Judicial Review	Requires Judicial Review

- 13 • Less Serious Misdemeanor – all misdemeanors not included in Serious or Most Serious categories. The NPRA will be completed for these charges if in a Washoe County Justice Court.
- 15 • Serious Misdemeanor – violence (assault, battery), destruction of property (graffiti), DUI 1<sup>st</sup>, possession of firearm under the influence of drugs/alcohol, revoked driver’s license, drawing a deadly weapon in a threatening manner, other misdemeanor firearm offenses.
- 18 • Most Serious Misdemeanor - children, elderly and vulnerable person crimes, stalking, harassment, DUI 2<sup>nd</sup>.
- 20 • Other Felony/Gross Misdemeanor– all unmarked felonies on the *Mandatory Judicial Review List/Serious Felony list (“MJR/SF list”)*.
- 22 • Category D and E Felonies and Misdemeanor Domestic Battery 1<sup>st</sup> - All marked D and E felonies on the *MJR/SF list*.
- 24 • Serious Felony/Gross Misdemeanor – all marked Category A, B, and C felonies on the *MJR/SF list* – and Gross Misdemeanor list.
- 26 • Misdemeanor *MJR* Charges: Violation of TPO/EPO, Domestic Battery 2<sup>nd</sup>.

1           WHEREAS Second Judicial District Court Pretrial Services employees (“SJDC  
2 PTS”) may override or underide an arrestee’s risk level in accordance with the NPRA  
3 Manual. Exhibit 3.

4           WHEREAS the praxis and the *MJR list* requiring MJR are consistently reviewed  
5 and approved by the chief/administrative judges of the SJDC, Incline Village Justice  
6 Court, Reno Justice Court, Reno Municipal Court, Sparks Justice Court, Sparks  
7 Municipal Court, and Wadsworth Justice Court, and updated from time to time.

9           WHEREAS Section 178.4851(1) of the Nevada Revised Statutes provides:

10           1. Except as otherwise provided in subsection 4, the court shall only  
11 impose bail or a condition of release, or both, on a person as it deems to  
12 be the least restrictive means necessary to protect the safety of the  
13 community or to ensure that the person will appear at all times and places  
14 ordered by the court, with regard to the factors set forth in NRS  
15 178.4853 and 178.498. Such conditions of release may include, without  
16 limitation:

17           (a) Requiring the person to remain in this State or a certain county  
18 within this State;

19           (b) Prohibiting the person from contacting or attempting to contact a  
20 specific person or from causing or attempting to cause another person to  
21 contact that person on the person’s behalf;

22           (c) Prohibiting the person from entering a certain geographic area;

23           (d) Prohibiting the person from possessing a firearm during the  
24 pendency of the case; or

25           (e) Prohibiting the person from engaging in specific conduct that may  
26 be harmful to the person’s own health, safety or welfare, or the health,  
27 safety or welfare of another person.

28 NRS 178.4851 (emphasis added).

WHEREAS Section 178.4851(3) of the Nevada Revised Statutes provides:

If a court imposes bail or any condition of release, or both, other than  
release on recognizance with no other conditions of release, the court  
shall make findings of fact for such a determination and state its reasoning  
on the record, and, if the determination includes the imposition of a  
condition of release, the findings of fact must include why the condition of  
release constitutes the least restrictive means necessary to protect the

1 safety of the community or to ensure that the person will appear at the  
2 times and places ordered by the court.

3 Id.

4 WHEREAS Section 178.4851(4) provides:

5 A person arrested for murder of the first degree may be admitted to bail  
6 unless the proof is evident or the presumption great by any competent  
7 court or magistrate authorized by law to do so in the exercise of discretion,  
8 giving due weight to the evidence and to the nature and circumstances of  
9 the offense.

10 Id.

11 WHEREAS Section 178.487 states:

12 Every release on bail with or without security is conditioned upon  
13 the defendant's good behavior while so released, and upon a  
14 showing that the proof is evident or the presumption great that the  
15 defendant has committed a felony during the period of release, the  
16 defendant's bail may be revoked, after a hearing, by the magistrate  
17 who allowed it or by any judge of the court in which the original  
18 charge is pending. Pending such revocation, the defendant may be  
19 held without bail by order of the magistrate before whom the  
20 defendant is brought after an arrest upon the second charge.

21 NRS 178.487.

22 WHEREAS increased bookings into and imprisonment at the Washoe County  
23 Detention Facility ("WCDF") have caused the facility to exceed its operational capacity.

24 "[O]perational capacity" has been defined as the number of prisoners that may be safely  
25 housed in a jail in compliance with the regulations governing the sanitation,  
26 healthfulness, cleanliness and safety of the jail that are adopted by the State Board of  
27 Health pursuant to NRS 444.335. NRS 211.240(7) (defining operational capacity for  
28 purposes of application for early release of inmates serving sentences).

WHEREAS Section 178.4847 of the Nevada Revised Statutes specifically  
provides for issuance of an administrative order by the SJDC pursuant to which an

1 arrestee may be released without hearing, stating, “[a] court of competent jurisdiction  
2 may adopt an administrative order relating to the circumstances under which a person  
3 may be released from custody without a pretrial release hearing.” NRS 178.4847.

4 WHEREAS SJDC PTS’ assistance in reducing the WCDF population/over  
5 population by release of arrestees before booking into the WCDF, in defined  
6 circumstances allowed by AO, should be considered in light of public and victim safety  
7 and to assure defendants will appear at all hearings.

9 WHEREAS courts have the inherent power to take any action necessary to carry  
10 out their obligations. City of Sparks v. Sparks Mun. Ct., 129 Nev. 348, 363, 302 P.3d  
11 1118 (2013).

13 WHEREAS the SJDC Chief Judge has authority to make administrative decisions  
14 and adopt such other rules or regulations pertaining to the business of the court. WDCR  
15 2(2); NRS 3.025(2)(c). And,

16 WHEREAS in effectuating pretrial releases, informing judicial decisions,  
17 establishing policy, and entering this AO pursuant to NRS 178.484, the Chief Judge  
18 applies the inherent powers, makes this administrative decision to assist the business of  
19 the SJDC by giving directives to SJDC PTS after weighing the seemingly competing  
20 provisions of and tension among AB 424 (codified as NRS 178.4851 and 178.484), SB  
21 369 (codified as NRS 171.1845, 178.484, 178.4851, 178.4853, and 178.502) and  
22 Valedez-Jiminez v. Eighth Jud. District Court, 136 Nev. 155, 460 P.3d 976 (2020).

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1           **Accordingly, and good cause appearing therefor,**  
2 **this AO 2022-09 makes the following findings, conclusions and order.**

3 **I.     THE SJDC MAINTAINS ORIGINAL JURISDICTION OVER FELONY AND**  
4 **GROSS MISDEMEANOR ACTIONS.**

5           “The District Courts . . . have original jurisdiction in all cases excluded by law  
6 from the original jurisdiction of justices’ courts.” Nev. Const. art. 6, § 6. The justice  
7 courts are courts of limited jurisdiction and have only the authority granted by statute.  
8 Woerner v. Justice Court of Reno Tp. Ex rel. County of Washoe, 116 Nev. 518, 525, 1  
9 P.3d 377, 381 (2000). The Legislature shall determine the . . . limits of [justice court]  
10 . . . criminal jurisdiction, according to the amount in controversy, the nature of the case,  
11 the penalty provided or any combination of these. Nev. Const. Art. 6 Sec. 8. “Justice  
12 courts have jurisdiction of all misdemeanors and no other criminal offenses except as  
13 otherwise provided by specific statute.” NRS 4.370 (effective July 1, 2022, through  
14 December 31, 2022; new amendment takes effect January 1, 2023) (amendments to  
15 section do not relate to the cited subsection); Salaiscooper v. Eighth Judicial Dist. Court  
16 ex rel. County of Clark, 117 Nev. 892, 899, 34 P.3d 509, 514 (2001). For example,  
17 “[t]here is no statute providing the justice court with jurisdiction over a felony DUI  
18 charge.” Parsons v. Fifth Judicial Dist. Court in and for the County of Nye, 110 Nev.  
19 1239, 1243, 885 P.2d 1316, 1319 (1994) (negative treatment on different point of law).

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23           Further, where no procedure is specifically prescribed by this title [Title 14,  
24 Procedures in Criminal Cases] the court may proceed in any lawful manner not  
25 inconsistent with this title or with any other applicable statute. NRS 178.610.  
26

27           Pursuant to the SJDC’s original jurisdiction over felony and gross misdemeanor  
28 actions, NRS 178.4847, NRS 178.610, the SJDC’s inherent powers and the Chief



1 Judge's authority to manage the business of the SJDC, to maximize court appearances  
2 and community well-being and safety and to reduce detentions and facilitate WCDF  
3 operations, the SJDC PTS shall effectuate release of Washoe County arrestees, prior to  
4 and after booking, under the following circumstances without hearing, and shall  
5 supervise defendants as follows:  
6

7 **A. RELEASE CIRCUMSTANCES.**

8 1. The ordered statewide NPRA metrics predict an arrestee's risk to  
9 fail to appear and to reoffend.

10 2. Where indicated by the NPRA and adopted release praxis, SJDC  
11 PTS Services shall continue to release arrestees on their own recognizance,  
12 without hearing.

13 3. An arrestee with an existing open pretrial case arrested on new  
14 charges, is not eligible for release under this AO without a hearing.

15 4. Pursuant to NRS 178.487, if a person is arrested on new felony  
16 charges while on release on a prior offense, the arrestee/defendant will be held  
17 on the original offense without bail, pending judicial review.

18 5. Persons arrested pursuant to warrant shall be released by SJDC  
19 PTS only with authorization by the court with competent jurisdiction over these  
20 arrestees.

21 **B. SUPERVISION CIRCUMSTANCES.**

22 **Based on the SJDC's original jurisdiction, SJDC PTS shall supervise all**  
23 **defendants with felony and gross misdemeanor charges although procedural**  
24 **matters may be conducted by courts of limited jurisdiction.** To ensure community  
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1 safety and appearance of the defendant at court proceedings, and to prohibit  
2 defendants from engaging in specific conduct that may be harmful to defendant's own  
3 health, safety or welfare, or the health, safety or welfare of another person, to facilitate  
4 continuity in supervision of each defendant and judicial access to information about and  
5 reports on each defendant, the Chief Judge finds and orders in these circumstances,  
6 SJDC PTS shall advise defendants and obtain acknowledgements from defendants of  
7 the following own recognizance release circumstances/conditions, after assessment by  
8 SJDC PTS and without hearing, as the least restrictive means of supervision.  
9

10           1. Pursuant to NRS 178.4851(1)(b), in all cases involving a named  
11 victim, for community and the named victim's safety, the arrestee shall have no  
12 contact with the named victim or attempt to cause another to contact the named  
13 victim. The arrestee will remain at least one hundred (100) feet away from the  
14 named victim. See Nev. Const. art. 1, § 8A(1)(c).  
15

16           2. To ensure an arrestee's appearance at court hearings, an arrestee  
17 with an assessed heightened risk of failure to appear shall report to and check in  
18 with SJDC PTS, at least one time weekly upon release. This reporting group  
19 includes: all arrestees with a history of failing to appear or failing to comply with a  
20 court order; arrestees with an open case at the time of arrest, including arrestees  
21 currently on probation, parole or a suspended misdemeanor sentence; and all  
22 arrestees scoring a moderate or higher risk on the Nevada Pretrial Risk  
23 Assessment.  
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1           3. Pursuant to NRS 178.4851(1)(d), all persons arrested for any  
2 felony or a domestic violence offense shall not possess or have access to a  
3 firearm during the pendency of the case.

4           4. Pursuant to NRS 178.4851(1)(e), all persons arrested for a crime  
5 involving a controlled substance or who have a history of substance abuse by  
6 NPRA assessment shall abstain from the use of substances and complete  
7 required substance testing.  
8

9           5. Pursuant to NRS 178.4851(1)(e), all persons arrested for a crime  
10 involving driving under the influence shall abstain from substance and/or alcohol  
11 and/or alcohol, as appropriate to the offense and history of the arrestee. These  
12 arrestees shall also engage in substance and/alcohol testing.  
13

14           **C. REVIEW OF CIRCUMSTANCES AND SUPPLEMENTAL ORDERS.**

15           Releases, supervision (except of the entity supervising) and circumstances/  
16 conditions made by this AO's findings, conclusions, and order may be modified and/or  
17 supplemented, after a hearing.  
18

19           **D. TRANSFER OF SUPERVISION TO SJDC PTS.**

20           If a court of limited jurisdiction previously ordered supervision on a gross  
21 misdemeanor or felony action by an agency other than SJDC PTS, at bind over or at  
22 any time the matter is transferred to the SJDC for proceedings, supervision will be  
23 immediately transferred to SJDC PTS without further order.  
24

25           **E. SUPPLEMENTAL AO(S).**

26           In appropriate circumstances, should a limited jurisdiction court request SJDC  
27 PTS release of arrestees/defendants with alternative or additional  
28

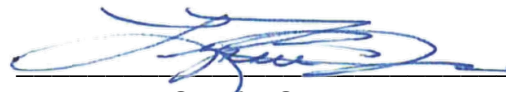
1 circumstances/conditions than addressed in this AO, the chief judge of the court may  
2 submit a proposal requesting the Chief Judge supplement this AO by finding in those  
3 circumstances release is appropriate pursuant to NRS 178.4847.

4 **II. REVIEW OF MJR LIST.**

5 The chief judges of the SJDC, Incline Village Justice Court, Reno Justice Court,  
6 Reno Municipal Court, Sparks Justice Court, Sparks Municipal Court, and Wadsworth  
7 Justice Court, will meet no less than two times each year to review the release praxis  
8 and *MJR list*. Any amendments will be approved in accordance with the initiating  
9 documents establishing the same, otherwise by majority vote.  
10

11 **IT IS SO ORDERED.**

12 DATED this 7th day of July, 2022.

13  
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16 LYNNE K. SIMONS  
17 CHIEF JUDGE  
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# Exhibit 1

FILED

MAR 21 2019

ELIZABETH A. BROWN  
CLERK OF SUPREME COURT  
CHIEF DEPUTY CLERK

IN THE SUPREME COURT OF THE STATE OF NEVADA

IN RE: THE COMMITTEE TO STUDY  
EVIDENCE-BASED PRETRIAL  
RELEASE.

No. ADKT 0539

*ORDER ADOPTING STATEWIDE USE OF THE NEVADA PRETRIAL  
RISK ASSESSMENT*

WHEREAS, in June 2015, the Judicial Council established a Committee to Study Evidence-Based Pretrial Release, whose purpose was to examine the current pretrial release system in Nevada and to consider alternatives and improvements to the system through evidence-based practices and current risk assessment tools. The Committee was chaired by Justice James W. Hardesty and was comprised of rural and urban judges, public defenders, district attorneys, pretrial services representatives, county representatives, and other stakeholders; and

WHEREAS, the Committee held multiple meetings during which it received presentations from local and national experts on the subject of evidence-based pretrial risk assessment tools. These tools assess the likelihood that a defendant will appear for future court proceedings and the likelihood that a defendant will be a danger to the community if released. Nationwide, courts are moving towards the use of evidence-based risk assessment tools because they guarantee that a pretrial release decision is based on the individual's risk of failure to appear or threat to public safety rather than the individual's ability to pay bail, thus instilling greater fairness and consistency into the process. In Nevada, pretrial release is available for any person charged with a bailable offense "if it appears to the court that it can impose conditions on the person that will

adequately protect the health, safety and welfare of the community and ensure that the person will appear at all times and places ordered by the court.” NRS 178.4851(1). Though NRS 178.4853 sets forth factors for the court to consider in determining whether to release a person without bail, there is little uniformity throughout the state in how these pretrial release decisions are made and in what information is available or used in these decisions; and

WHEREAS, on September 1, 2016, the Committee launched a pilot site program using a Nevada-specific risk assessment tool, developed and validated by Dr. James Austin with the JFA Institute, designed to assess a defendant’s risk of nonappearance or new criminal behavior. Participating pilot sites included Washoe County District Court, Washoe County Justice Court, Reno Municipal Court, Sparks Municipal Court, Clark County District Court, Las Vegas Justice Court, Las Vegas Municipal Court, and White Pine Justice Court. In addition, courts in Douglas County and Churchill County voluntarily implemented and used the risk assessment tool; and

WHEREAS, on August 15, 2018, based on the results of the pilot program, the Committee unanimously voted to recommend that this court enter an order requiring the use of the validated pretrial release assessment tool statewide; and

WHEREAS, on December 28, 2018, the Committee chair, Justice James W. Hardesty, filed a petition to adopt a statewide requirement that all judges utilize a validated risk assessment tool in pretrial decision-making as recommended by the Committee; and

WHEREAS, this court solicited public comment on the petition, conducted a public hearing on this matter on February 5, 2019, and



considered the Committee's recommendation and the public comment. In particular, the court heard concerns by the Nevada Association of Counties that counties be allowed sufficient latitude in implementing the tool as well as sufficient time to obtain information on potential budgetary and staffing impacts so as to adequately prepare for the implementation of the tool. This court also considered concerns expressed by the American Civil Liberties Union about potential racial bias implicit in the risk assessment tool, and solicited a response from Dr. Austin affirming that there is no current evidence that the tool, which is based on non-racial factors, increases racial disparities in pretrial release decisions; and

WHEREAS, this court finds that the Nevada Pretrial Risk Assessment tool, in the form of both Exhibit A and Exhibit B to this order, has been validated by Dr. Austin of the JFA Institute, and is consistent with that used in other jurisdictions and supported by the Department of Justice; and

WHEREAS, this court has determined that statewide implementation of the Nevada Pretrial Risk Assessment tool is warranted, as it will assist judges in assessing whether a defendant is likely to show up for court and whether the defendant will be a danger to the community if released, it will promote uniformity in how pretrial release decisions are made across the state, and it will ensure that pretrial release decisions are based on the risk posed by the defendant and not by whether the defendant can afford to pay bail;


IT IS HEREBY ORDERED that the Nevada Pretrial Risk Assessment contained in Exhibit A and Exhibit B shall be adopted for use in all judicial districts in Nevada.




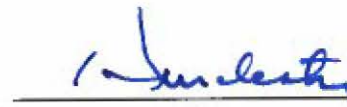
IT IS FURTHER ORDERED that the Administrative Office of Courts shall develop training materials for the implementation and use of the Nevada Pretrial Risk Assessment and make those training materials available on the Nevada Appellate Courts' website within 6 months of this order.


IT IS FURTHER ORDERED that the Administrative Office of Courts shall provide assistance to the judicial districts in educating judicial officers, court staff, and other interested individuals in the use and implementation of the Nevada Pretrial Risk Assessment, with training to be completed within 9 months of this order.

IT IS FURTHER ORDERED that the Nevada Pretrial Risk Assessment contained in Exhibit A and Exhibit B to this order shall be implemented within 18 months of this order, unless an extension of time is granted by the Administrative Office of Courts upon a showing of good cause.

  
\_\_\_\_\_, C.J.  
Gibbons

  
\_\_\_\_\_, J.  
Pickering

  
\_\_\_\_\_, J.  
Hardesty

  
\_\_\_\_\_, J.  
Parraguirre

  
\_\_\_\_\_, J.  
Stiglich

  
\_\_\_\_\_, J.  
Cadish

  
\_\_\_\_\_, J.  
Silver

cc: All District Court Judges  
All Justices of the Peace  
All Municipal Court Judges  
Clark County Bar Association  
Washoe County Bar Association  
First Judicial District Bar Association  
Richard Pocker, President, State Bar of Nevada  
Kimberly Farmer, Executive Director, State Bar of Nevada  
Administrative Office of the Courts

# Exhibit 2

**EXHIBIT A**

**NEVADA PRETRIAL RISK (NPR) ASSESSMENT**

Assessment Date: \_\_\_/\_\_\_/\_\_\_ Assessor: \_\_\_\_\_ County: \_\_\_\_\_

Defendant's Name: \_\_\_\_\_ DOB: \_\_\_/\_\_\_/\_\_\_ Case/Booking #: \_\_\_\_\_

Address: \_\_\_\_\_ City \_\_\_\_\_ State \_\_\_\_\_ Zip \_\_\_\_\_ Contact Phone#: \_\_\_\_\_ # of Current Charges: \_\_\_\_\_

Most Serious Charge: \_\_\_\_\_ Initial Total Bail Set: \$ \_\_\_\_\_

Demographic Information (optional): Gender: Male \_\_\_\_\_ Female \_\_\_\_\_  
 Race: Hispanic \_\_\_\_\_ White \_\_\_\_\_ Black \_\_\_\_\_ Asian \_\_\_\_\_ Nat. Amer. \_\_\_\_\_ Other/Unknown \_\_\_\_\_

<b>SCORING ITEMS</b>	<b>SCORE</b>
1. Does the Defendant Have a Pending Pretrial Case at Booking? a. Yes - 2 pts. If yes, list case # and jurisdiction: _____ b. No - 0 pts.	_____
2. Age at First Arrest (include juvenile arrests) First Arrest Date: ___/___/___ a. 20 yrs. and under - 2 pts. b. 21-35 yrs. - 1 pt. c. 36 yrs. and over - 0 pts.	_____
3. Prior Misdemeanor Convictions (past 10 years) a. None - 0 pts. b. One to five - 1 pt. c. Six or more - 2 pts.	_____
4. Prior Felony/Gross Misd. Convictions (past 10 years) a. None - 0 pts. b. One or more - 1 pt.	_____
5. Prior Violent Crime Convictions (past 10 years) a. None - 0 pts. b. One - 1 pt. c. Two or more - 2 pts.	_____
6. Prior FTAs (past 24 months) a. None - 0 pts. b. One FTA Warrant - 1 pt. c. Two or more FTA Warrants - 2 pts.	_____
7. Employment Status at Arrest a. Verifiable Full/Part-time Employment - 0 pts. (e.g. Self-employed, Disabled and receiving benefits, Student, Retired, Military, Stay at Home Parent, etc.) b. Unemployed - 1 pt.	_____
8. Residential Status: Date of Residency: ___/___/___ a. Nevada Resident: living in current residence 6 months or longer - 0 pts. b. Nevada Resident: not lived in same residence 6 months or longer - 1 pt. c. Homeless or non-Nevada Resident - 2 pts.	_____
9. Substance Abuse (past 10 years) a. Other - 0 pts. b. Prior multiple arrests for drug use or possession/alcohol/drunkenness - 2 pts.	_____
10. Verified Cell and/or Landline Phone a. Yes - 0 pts. If yes, list #: _____ b. No - 1 pt.	_____
<b>TOTAL SCORE:</b>	_____

Risk Level (Circle One): **LOW** (0-4 pts.) **MODERATE** (5 - 8 pts.) **HIGHER** (9+ pts.) **OVERRIDE?:** Yes \_\_\_ No \_\_\_

Override Reason(s): Mental Health \_\_\_\_\_ Disability \_\_\_\_\_ Gang Member \_\_\_\_\_ Flight Risk \_\_\_\_\_  
 Prior Record More Severe than Scored \_\_\_\_\_ Prior Record Less Severe Than Scored \_\_\_\_\_  
 Other, explain: \_\_\_\_\_

Final Recommended Risk Level: **LOW** \_\_\_\_\_ **MODERATE** \_\_\_\_\_ **HIGHER** \_\_\_\_\_

Supervisor/Designee Signature: \_\_\_\_\_ Date: \_\_\_/\_\_\_/\_\_\_

**EXHIBIT B**

**NEVADA PRETRIAL RISK (NPR) ASSESSMENT**

Assessment Date: \_\_\_/\_\_\_/\_\_\_ Assessor: \_\_\_\_\_ County: \_\_\_\_\_

Defendant's Name: \_\_\_\_\_ DOB: \_\_\_/\_\_\_/\_\_\_ Case/Booking #: \_\_\_\_\_

Address: \_\_\_\_\_ Contact Phone#: \_\_\_\_\_ # of Current Charges: \_\_\_\_\_

City State Zip

Most Serious Charge: \_\_\_\_\_ Initial Total Bail Set: \$ \_\_\_\_\_

Demographic Information (optional): Gender: Male \_\_\_\_\_ Female \_\_\_\_\_  
 Race: Hispanic \_\_\_\_\_ White \_\_\_\_\_ Black \_\_\_\_\_ Asian \_\_\_\_\_ Nat. Amer. \_\_\_\_\_ Other/Unknown \_\_\_\_\_

**SCORING ITEMS** **SCORE**

1. Does the Defendant Have a Pending Pretrial Case at Booking?
  - a. Yes - 2 pts. If yes, list case # and jurisdiction: \_\_\_\_\_
  - b. No - 0 pts. \_\_\_\_\_
2. Age at First Arrest (Include juvenile arrests) First Arrest Date: \_\_\_/\_\_\_/\_\_\_
  - a. 20 yrs. and under - 2 pts. \_\_\_\_\_
  - b. 21-35 yrs. - 1 pt. \_\_\_\_\_
  - c. 36 yrs. and over - 0 pts. \_\_\_\_\_
3. Prior Misdemeanor Convictions (past 10 years)
  - a. None - 0 pts. \_\_\_\_\_
  - b. One to five - 1 pt. \_\_\_\_\_
  - c. Six or more - 2 pts. \_\_\_\_\_
4. Prior Felony/Gross Misd. Convictions (past 10 years)
  - a. None - 0 pts. \_\_\_\_\_
  - b. One or more - 1 pt. \_\_\_\_\_
5. Prior Violent Crime Convictions (past 10 years)
  - a. None - 0 pts. \_\_\_\_\_
  - b. One - 1 pt. \_\_\_\_\_
  - c. Two or more - 2 pts. \_\_\_\_\_
6. Prior FTAs (past 24 months)
  - a. None - 0 pts. \_\_\_\_\_
  - b. One FTA Warrant - 1 pt. \_\_\_\_\_
  - c. Two or more FTA Warrants - 2 pts. \_\_\_\_\_
7. Substance Abuse (past 10 years)
  - a. Other - 0 pts. \_\_\_\_\_
  - b. Prior *multiple* arrests for drug use or possession/alcohol/drunkenness - 2 pts. \_\_\_\_\_
8. Mitigating Verified Stability Factors (Limit of -2 pts. total deduction)
  - a. Employed, Student or Retired (-1) pt. \_\_\_\_\_
  - b. Nevada Resident - Living in current residence 6 mos. or longer (-1) pt. \_\_\_\_\_
  - c. Verified Cell Phone/Landline (-1) pt. \_\_\_\_\_

**TOTAL SCORE:** \_\_\_\_\_

Risk Level (Circle One): **LOW** (0-3 pts.) **MODERATE** (4-8 pts.) **HIGHER** (9+ pts.) **OVERRIDE?:** Yes \_\_\_\_\_ No \_\_\_\_\_

Override Reason(s): Mental Health \_\_\_\_\_ Disability \_\_\_\_\_ Gang Member \_\_\_\_\_ Flight Risk \_\_\_\_\_

Prior Record More Severe than Scored \_\_\_\_\_ Prior Record Less Severe Than Scored \_\_\_\_\_

Other, explain: \_\_\_\_\_

Final Recommended Risk Level: **LOW** \_\_\_\_\_ **MODERATE** \_\_\_\_\_ **HIGHER** \_\_\_\_\_

Supervisor/Designee Signature: \_\_\_\_\_ Date: \_\_\_/\_\_\_/\_\_\_

<b>NRS</b>	<b>MJR</b>	<b>Crime</b>	<b>Cat</b>
7.285		Unlawful practice of law, third or subsequent offense in 7 years	E
33.0305	X	Attempt to purchase or otherwise obtain a firearm while subject to an extended protective order against domestic violence	B
33.400	X	Violation of extended order involving crime against a child	C
63.610		Aid or conceal child escaped from a state detention facility	B
90.650		Securities: False or misleading information regarding publicly traded security	B
91.340		Commodities fraud	C
116.31107		Fraudulently alter the outcome of a common-interest community election for executive board	D
116.31189		Community manager or executive board member requesting or accepting a bribe	D
116.31189		Bribing a community manager or executive board member	D
118A.275		Failure to disclose to tenant that property is subject to foreclosure (deceptive trade practice), third and subsequent offense	D
119.330		Fraudulent sale of subdivided land	C
127.287		Payment to or acceptance by natural parent for adoption	D
127.288			
127.300		Unlicensed person accepting compensation for placement of child	D
162A.220		Misuse of power of attorney	C
176.09129		Improperly sharing or disclosing stored DNA information	C
176.0913		Improperly sharing or disclosing DNA information obtained from a felony arrestee	C
176.0916		Improperly sharing or disclosing DNA information obtained from a probationer or parolee	C
179B.285		Use of information obtained from a community notification website to commit a gross misdemeanor	E
179D.550	X	Failure to register as sex offender, second or subsequent offense within 7 years	C
179D.550	X	Failure to register as sex offender, to notify law enforcement of change of address, or otherwise provide false information, first offense	D
193.155		Public offense proportionate to the value of the property affected or the loss resulting from such offense, property value \$5,000 or more	C
193.1675	X *	Hate Crime Additional Penalty	+
193.1685	X	Commission of felony to aid act of terrorism, resulting in substantial bodily harm or death	A
193.330	X	Attempted category A felony	B
193.330	X	Attempted category B felony with maximum penalty of more than 10 years	B
193.330		Attempted category B felony with a maximum penalty of 10 years or less	C
193.330		Attempted category C felony	D
193.330		Attempted category D felony	E
193.330		Attempted category E felony	E
195.040		Accessory to a felony who is not a spouse, domestic partner, brother, sister, parent, grandparent, child, or grandchild of principal offender	C
196.010		Treason	B
196.030		Misprision of treason (knowledge of the commission of treason, concealment of crime)	C
197.010		Bribery of executive officer	C
197.020		Bribery of public officer	C
197.030		Executive officer accepting bribe	C

NRS	MJR	Crime	Cat
197.040		Public officer accepting bribe	C
197.050		Improper division of salary by public official	D
197.060			
197.110		Misconduct of public official	E
197.150		Public officer paying false claim, value of \$650 or more	D
197.170		Extortion by public officer	D
197.200		Oppression under color of office, force, or threat of force	D
197.210		Fraudulent appropriation of property, value of \$650 or more	D
199.010		Bribery of judicial officer	C
199.020		Judicial officer accepting bribe	C
199.030		Juror accepting bribe	C
199.100		Rescuing gross misdemeanor or misdemeanor prisoner, use of weapon	B
199.100		Rescuing felony prisoner	C
199.120		Perjury	D
199.145			
199.130		False complaint to effect arrest or search	D
199.140		Use of fictitious name to effect arrest or search	D
199.160	X	Procuring execution of innocent person by perjury	A
199.210		Offering false evidence	D
199.230	X	Preventing person from testifying, force, or threat of force	D
199.240		Bribery or intimidation of witness	C
199.250		Witness accepting bribe	C
199.280	X	Resisting officer, use of firearm, or taking firearm from officer	C
199.280		Resisting officer, use of dangerous weapon, or taking dangerous weapon other than a firearm from officer	D
199.290		Compounding or concealing a crime	D
199.300	X	Intimidating public officer, force involved and subsequent offense	B
199.300	X	Intimidating public officer, force involved, first offense	C
199.305	X *	Hindering the reporting of a crime	D
199.310		Malicious prosecution of a felony	D
199.335	X	Failure to appear after bail <i>either</i> for a felony <i>or</i> for a misdemeanor or gross misdemeanor and left the State to avoid prosecution	D
199.360		Fraudulent birth pretenses, inheritance	D
199.370		Substitution of child	B
199.460		Extortion of confession; force, threat of force, or substantial bodily harm	D
199.480	X	Conspiracy to commit robbery; sexual assault; kidnapping in first or second degrees; arson in the first or second degrees; involuntary servitude; assuming rights of ownership of another person; trafficking in persons; sex trafficking; or using personal identifying information unlawfully	B
199.480	X	Conspiracy to commit murder	B
199.500	X	Solicitation to commit murder	B
199.520		Disclosure of information to subject of investigation	D
199.530		Notification of search or seizure	D
199.540		Notification of wiretap	D
200.030	X	Murder, first degree	A

NRS	MJR	Crime	Cat
200.030	X	Murder, second degree	A
200.070	X *	Involuntary manslaughter	D
200.080	X	Voluntary manslaughter	B
200.090	X	Involuntary manslaughter	D
200.210	X	Killing unborn quick child	B
200.220	X	Woman taking drugs to terminate pregnancy, after 24th week	B
200.230	X	Killing by overloading vessel, willful conduct	B
200.230	X	Killing by overloading a vessel, negligent conduct	D
200.240	X	Harboring vicious animal that goes at-large and kills a person	D
200.260	X	Unlawful storage or manufacture of explosives, death resulting	D
200.280	X	Mayhem	B
200.320	X	Kidnapping, first degree, substantial bodily harm	A
200.320	X	Kidnapping, first degree, no substantial bodily harm	A
200.330	X	Kidnapping in the second degree	B
200.340	X	Aiding or abetting kidnapping in the first degree	A
200.340	X	Aiding or abetting kidnapping in the second degree	B
200.359	X	Detention, concealment, or removal of child from person with lawful custody	D
200.366	X	Sexual assault, substantial bodily harm	A
200.366	X	Sexual assault, no substantial bodily harm	A
200.366	X	Sexual assault, victim under 16, substantial bodily harm	A
200.366	X	Sexual assault, victim under 16, no substantial bodily harm	A
200.366	X	Sexual assault, victim under 14, no substantial bodily harm	A
200.366	X	Sexual assault, victim under 16, previous sexual assault conviction	A
200.368.1	X	Statutory sexual seduction if 21 or older at time of offense	B
200.368.2	X *	Statutory sexual seduction if less than 21	GM
200.368.3	X	Statutory sexual seduction if under 21 and previously convicted of sexual offense	D
200.378	X	Violation of extended order by perpetrator of alleged sexual assault	C
200.380	X	Robbery	B
200.390	X	Administration of poison with intent to kill	A
200.400	X	Battery with intent to commit sexual assault, with substantial bodily harm or strangulation	A
200.400	X	Battery with intent to commit sexual assault, no substantial bodily harm	A
200.400	X	Battery with intent to commit sexual assault, no substantial bodily harm, victim under 16	A
200.400	X	Battery with intent to commit mayhem, robbery, or grand larceny	B
200.400	X	Battery with intent to kill	B
200.405	X	Administration of a drug to aid commission of felony	B
200.408	X	Administration of drug to aid commission of violent crime	B
200.410	X	Fighting duel resulting in death	A
200.450	X	Challenges to fight, death resulting	A
200.450	X	Challenges to fight or acting for another in challenge to fight; use of deadly weapon	B
200.460	X *	False imprisonment either by prisoner <del>without</del> deadly weapon or by other person <del>with</del> deadly weapon	B
200.460	X	False imprisonment using person as a shield	B
200.460	X	False imprisonment by prisoner with deadly weapon	B



<b>NRS</b>	<b>MJR</b>	<b>Crime</b>	<b>Cat</b>
200.463	X	Involuntary servitude crimes	B
200.463	X	Involuntary servitude crimes; substantial bodily harm	B
200.4631	X	Holding minor in involuntary servitude	A
200.464	X	Knowingly recruiting, transporting, or providing person for involuntary servitude or benefiting from involuntary servitude	B
200.465	X	Sale or purchase of another person; related acts	B
200.467	X	Trafficking in persons for financial gain	B
200.468	X	Trafficking in persons for illegal purposes	B
200.4685	X	Trafficking a child to avoid responsibility for the child or sell or otherwise transfer a child for money or anything of value	C
200.471	X	Assault with deadly weapon	B
200.471	X	Assault with a deadly weapon upon an officer, school employee, health care provider, taxicab driver, transit officer, or sports official	B
200.471	X	Assault with a deadly weapon upon an officer, school employee, health care provider, taxicab driver, transit officer, or sports official by a probationer, prisoner, or parolee	B
200.471	X	Assault upon an officer, school employee, health care provider, taxicab driver, transit officer, or sports official by a probationer, prisoner, or parolee	D
200.481	X	Battery upon an officer, school employee, health care provider, taxicab driver, transit officer, or sports official performing his duty, substantial bodily harm, or strangulation	B
200.481	X	Battery with a deadly weapon	B
200.481	X	Battery with a deadly weapon, substantial bodily harm, or strangulation	B
200.481	X	Battery by prisoner, probationer, or parolee without a weapon	B
200.481	X	Battery by a prisoner, probationer, or parolee with a deadly weapon	B
200.481	X	Battery by a prisoner, probationer, or parolee with a deadly weapon, substantial bodily harm, or strangulation	B
200.481	X	Battery without weapon, but with substantial injury or by strangulation	C
200.481.2c	X *	Battery on a Protected Person	B
200.481.2d	X *	Battery on a Protected Person	GM
200.485	X	Battery that constitutes domestic violence, third or subsequent offense in 7 years	C
200.485	X	Battery that constitutes domestic violence committed by strangulation	C
200.485.4a	X *	Domestic Battery on a Pregnant Person	GM
200.495	X	Criminal neglect of patient, resulting in death	B
200.495	X	Criminal neglect of patient, resulting in substantial bodily harm	B
200.508	X	Child abuse/neglect: Causing a child to suffer unjustifiable physical pain or mental suffering resulting in substantial bodily or mental harm, child less than 14 years of age and harm result of sexual abuse	A
200.508	X	Child abuse/neglect: Permitting or allowing a child to suffer unjustifiable physical pain or mental suffering as a result of abuse or neglect, resulting in substantial bodily or mental harm, child less than 14 years of age and harm result of sexual abuse	A
200.508	X	Child abuse/neglect: Causing a child to suffer unjustifiable physical pain or mental suffering resulting in substantial bodily or mental harm	B
200.508	X	Child abuse/neglect: Causing a child to suffer unjustifiable physical pain or mental suffering, no substantial bodily or mental harm	B
200.508	X	Child abuse/neglect: Causing a child to suffer unjustifiable physical pain or mental suffering, no substantial bodily or mental harm, subsequent violation	B

<b>NRS</b>	<b>MJR</b>	<b>Crime</b>	<b>Cat</b>
200.508	X	Child abuse/neglect: Permitting or allowing child to suffer unjustifiable physical pain or mental suffering as a result of abuse or neglect, resulting in substantial bodily or mental harm	B
200.508	X	Child abuse/neglect: Permitting or allowing a child to suffer unjustifiable physical pain or mental suffering, no substantial bodily or mental harm, subsequent violation	C
200.508.2b	X *	Child Abuse/Neglect not resulting in substantial bodily or mental harm	GM
200.5083	X	Mutilation of genitalia of female child	B
200.5099	X	Abuse of older person or vulnerable person, subsequent offense	B
200.5099	X	Abuse of older person or vulnerable person; substantial bodily or mental harm or death	B
200.5099	X	Neglecting or permitting older person or vulnerable person to suffer by person with legal responsibility, resulting in substantial bodily or mental harm or death	B
200.5099	X	Exploitation of older person or vulnerable person, value \$650 or more but less than \$5,000	B
200.5099	X	Exploitation of older person or vulnerable person, value \$5,000 or more	B
200.5099	X	Isolation of older person or vulnerable person, subsequent offense	B
200.50995	X	Conspiracy to abuse, exploit, or isolate older person or vulnerable person, subsequent offense	C
200.575	X	Aggravated stalking	B
200.575	X	Stalking with the use of a computer (Internet, e-mail, or network)	C
200.591	X	Stalking; violation of an extended order from the court	C
200.603	X	Entering property with intent to conceal self and peer through opening of dwelling; possession of deadly weapon	B
200.604	X	Capturing an image of the private area of another person, second or subsequent offense	E
200.690	X	Unlawful interception of wire communication	D
200.710 200.750	X	Child pornography, child 14 years of age or older	A
200.710 200.750	X	Child pornography, child less than 14 years of age	A
200.720 200.750	X	Promoting child pornography, child 14 years of age or older	A
200.720 200.750	X	Promoting child pornography, child less than 14 years of age	A
200.725	X	Distribution of child pornography	B
200.727	X	Intentionally viewing pornography depicting child less than 16 years of age controlled through the Internet, subsequent offense	B
200.727	X	Intentionally viewing pornography depicting child less than 16 years of age controlled through the Internet, first offense	C
200.730	X	Possession of child pornography, subsequent offense	A
200.730	X	Possession of child pornography, first offense	B
200.780	X	Unlawful dissemination of intimate image, if person did not give prior consent, had reasonable expectation of privacy, and was at least 18 years old at time of creation	D
200.785	X	Demands in exchange for removal of intimate image from public view	D
200.830	X	Performance of a health care procedure without a license, resulting in substantial bodily harm, subsequent offense	B

<b>NRS</b>	<b>MJR</b>	<b>Crime</b>	<b>Cat</b>
200.830	X	Performance of a health care procedure without a license, resulting in death	B
200.830	X	Performance of a health care procedure without a license resulting in substantial bodily harm, first offense	C
200.840	X	Performance of a surgical procedure without a license, resulting in no substantial bodily harm, subsequent offense	B
200.840	X	Performance of a surgical procedure without a license, resulting in substantial bodily harm	B
200.840	X	Performance of a surgical procedure without a license, resulting in death	B
200.840	X	Performance of a surgical procedure without a license resulting in no substantial bodily harm, first offense	C
201.020		Failure to pay spousal or child support: \$10,000 total, or \$5,000 total and subsequent violation	C
201.120		Abortion not pursuant to law	B
201.160		Bigamy	D
201.170		Marry a married person	D
201.180	X	Incest	A
201.190	X	Sexual acts in public	D
201.205	X	Knowingly engaging in conduct likely to spread HIV	B
201.210	X	Open or gross lewdness, subsequent offense or previous sexual offense, act committed in the presence of a child or vulnerable person	D
201.220	X	Indecent or obscene exposure, subsequent offense or previous sexual offense, act committed in the presence of a child or vulnerable person	D
201.230	X	Lewdness with a child under 14 years of age	A
201.230	X	Lewdness with a child under 14 years of age, previous conviction of sexual offense against a child	A
201.230	X	Lewdness with a child 14 or 15 years of age	B
201.300	X	Sex trafficking a child under 14 years of age	A
201.300	X	Sex trafficking a child at least 14 years of age but less than 16 years of age	A
201.300	X	Sex trafficking a child at least 16 years of age but less than 18 years of age	A
201.300	X	Sex trafficking an adult	B
201.300	X	Pandering of an adult without force or threat of force	C
201.320	X	Living from the earnings of a prostitute	D
201.354	X	Soliciting a child for prostitution, third and subsequent offense	C
201.354	X	Soliciting a child for prostitution, second offense	D
201.354	X	Soliciting a child for prostitution, first offense	E
201.358	X	Prostitute knowingly engaging in conduct likely to spread HIV	B
201.360	X	Placing person in house of prostitution, force, or threat of force	C
201.360	X	Placing person in house of prostitution, no force or threat of force	D
201.450	X	Necrophilia	A
201.540	X	Unlawful sexual conduct between a current or former school employee or volunteer who is 21 years of age or older and pupil who is or was 16 or 17 years of age at time of conduct	C
201.550	X	Unlawful sexual conduct between university employee and student 16 or 17 years of age who has not yet earned a high school diploma or its equivalent	C
201.560	X	Using a computer, system, or network to lure a child, person believed to be a child, or mentally ill person to engage in sexual conduct	B

<b>NRS</b>	<b>MJR</b>	<b>Crime</b>	<b>Cat</b>
201.560	X	Luring a child, person believed to be a child, or mentally ill person to engage in sexual conduct	B
201.560	X	Luring a child, person believed to be a child, or mentally ill person to provide material harmful to minors	B
201.560	X	Using a computer, system, or network to lure a child, a person believed to be a child, or a mentally ill person through material harmful to minors	C
201.570	X	Criminal gang recruitment	E
202.170	X	Willfully poisoning food, water, or medicine	B
202.248		Sale or injection of liquid silicone	D
202.255	X	Setting spring gun or other deadly weapon and causing injury	B
202.255	X	Setting spring gun or other deadly weapon and causing death	B
202.260	X	Possession, manufacture, or disposition of explosive or incendiary device	B
202.261	X	Possession of components of explosive or incendiary device	B
202.262		Possession of explosive or incendiary device, material, substance, or component in prohibited areas	D
202.263	X	Using a hoax bomb in the furtherance of another felony	C
202.263	X	Knowingly manufacturing, purchasing, possessing, selling, or advertising for sale or transport a hoax bomb, resulting in building evacuation	E
202.265	X	Possession of dangerous weapon on property or in vehicle school or childcare facility	GM
202.275		Unlawful possession, manufacture, or disposition of sawed-off shotgun or rifle	D
202.277		Changing, altering, removing, or obliterating serial number of firearm	C
202.277		Knowingly possess firearm with altered serial number	D
202.285	X	Discharging firearm at or into occupied structure	B
202.287	X	Discharging firearm within or from a structure or vehicle	B
202.290	X *	Aiming a firearm at a human being	GM
202.300		Permitting minor to unlawfully handle firearm; subsequent offense	B
202.300	X	Permitting minor to unlawfully handle firearm, first offense <b>and</b> substantial known risk child will use firearm for violent act	C
202.310		Unlawful sale of firearm to minor	B
202.350		Unlawful manufacture, importation, sale, or possession of machine gun or silencer or unlawful carrying of explosive, firearm, or deadly weapon	C
202.350		Unlawful manufacture, importation, sale, or possession of dangerous weapons, possession of nunchaku or trefoil with intent to harm, or carrying certain concealed weapons; subsequent offense	D
202.357	X	Unlawful use of stun gun	B
202.357	X	Possession of stun gun by person convicted of a felony or a fugitive from justice	B
202.357	X	Possession of stun gun by a felon, person adjudicated mentally ill, person unlawfully in the United States, or person under 18 years of age	D
202.357		Unlawful sale of stun gun	D
202.360	X	Possession of firearm by ex-felon, fugitive from justice, user of controlled substance, person convicted of misdemeanor domestic violence, or who is otherwise prohibited by federal law from possessing a firearm	B
202.360		Possession of firearm by a mentally ill person or person unlawfully in the United States	D
202.362	X	Unlawful sale of firearm or ammunition to felon, fugitive from justice, person adjudicated mentally ill, or person unlawfully in the United States	B

<b>NRS</b>	<b>MJR</b>	<b>Crime</b>	<b>Cat</b>
202.380	X	Ex-felon, possession of tear gas	B
202.445	X	Act of terrorism	A
202.445	X	Aiding an act of terrorism	A
202.446	X	Crimes involving weapons of mass destruction, biological or chemical agents, or similar lethal agents, no substantial bodily harm or death	A
202.446	X	Crimes involving weapons of mass destruction, biological or chemical agents, or similar lethal agents, with substantial bodily harm or death	A
202.446	X	Knowingly assisting in crimes involving weapons of mass destruction, biological or chemical agents, or similar lethal agents	B
202.448	X	Unlawful threats involving act of terrorism, biological or chemical agents, or similar lethal agents	B
202.449	X	Delivering a "hoax substance" causing substantial bodily harm or death	B
202.449		Delivering a "hoax substance" with intent to cause harm	D
202.500		Vicious dog attack, substantial bodily harm	D
202.582		Damage to utility, agricultural, government, or construction property to obtain scrap metal, interruption in utility service	C
202.582		Damage to utility, agricultural, government, or construction property to obtain scrap metal, value \$500 or more	D
202.585	X	Use of laser device to interfere with the operation of aircraft, with injury to person or damage to property	E
202.595	X	Negligent act in reckless disregard of safety of others resulting in substantial bodily harm or death	C
202.780		Transportation or receipt of explosives for unlawful purpose, no substantial bodily harm	B
202.780	X	Transportation or receipt of explosives for unlawful purpose, with substantial bodily harm	B
202.820	X	Use or possession of explosives during commission of a felony, first offense	B
202.820	X	Use or possession of explosives during commission of felony, subsequent offense	B
202.830	X	Use of explosives to destroy occupied property	A
202.830	X	Use of explosives to destroy property, no substantial bodily harm	B
202.830	X	Use of explosives to destroy property, with substantial bodily harm	B
202.840	X	Bomb threats	B
203.115		Criminal anarchy	B
203.117		Criminal syndicalism	B
204.020		Unlawful use of public funds, value of \$650 or more	D
204.030		Misappropriation and falsification of public accounts, value of \$650 or more	D
204.050		Misappropriation by treasurer, value of \$650 or more	D
205.010	X	Arson, first degree	B
205.015	X	Arson, second degree	B
205.020		Arson, third degree	D
205.025		Arson, fourth degree	D
205.030	X	Arson, aiding and abetting, with the intent to defraud	B
205.060	X	<del>Burglary (NRS 205.060) RESIDENTIAL BURGLARY MJR ONLY</del>	<del>B</del>
205.060	X	<del>Burglary with a weapon (NRS 205.060)</del>	<del>B</del>
205.060.2a1	/	Burglary of a motor vehicle first offense	E
205.060.2a2	X /	Burglary of a motor vehicle second or subsequent offense	D
205.060.2b	X /	Burglary of a Structure	D

NRS	MJR	Crime	Cat
205.060.2c	X /	Burglary of a Business	C
205.060.2d	X /	Burglary of a Residence	B
205.067	X	Invasion of the home	B
205.067	X	Invasion of the home with a deadly weapon	B
205.075	X	Burglary using explosives	B
205.0813		Housebreaking, for a second and any subsequent offense	D
205.0817		Unlawful occupancy, for a third or subsequent offense	D
205.08345		Participation in organized retail theft, aggregated value of loss within 90-day period of \$3,500 or more but less than \$10,000	B
205.08345		Participation in organized retail theft, aggregated value of loss within 90-day period of \$10,000 or more	B
<del>205.0835</del>		<del>Theft, value of \$3,500 or more (NRS 205.0835)</del>	<del>B</del>
<del>205.0835</del>		<del>Theft, value of \$650 or more but less than \$3,500 (NRS 205.0835)</del>	<del>C</del>
205.0835.2a	/	Theft, if less than \$1200	M
205.0835.2b	/	Theft, if more than \$1200 but less than \$5,000	D
205.0835.2c	/	Theft, if more than \$5,000 but less than \$25,000	C
205.0835.2d	X /	Theft, if more than \$25,000 but less than \$100,000	B
205.0835.2e	X /	Theft, if more than \$100,000	B
205.090 205.095 205.100 205.110 205.115		Forgery	D
205.120		False certificate to certain instruments	D
205.125		Petitions: forging signature, false alteration, inducing signature for money, or filing with false information	D
205.130	/	Not Sufficient Funds check(s), willful, value of <del>\$650</del> 1200 or more	D
205.130		Not Sufficient Funds check, willful, three prior convictions in this State or another	D
205.160		Possession or receiving forged instrument	C
205.175		Forging State seal	D
205.180		Counterfeiting gold or silver	C
205.185		Possession or receipt of counterfeit gold dust, silver, bullion, or bars with intent to circulate or defraud	C
205.210		Selling, displaying, or advertising goods with false trademark; third or subsequent offense, or 1,000 or more units, or \$10,000 in value	D
205.210		Selling, displaying, or advertising goods with false trademark; second offense or goods consist of either 100 to 1,000 salable units <b>or</b> have retail value of \$1,000 but less than \$10,000	E
205.216		Unlawful operation of recording device in motion picture theater, second, or subsequent offense	D
205.217		Unlawful reproduction or sale of sound recordings, subsequent offense	C
205.217		Unlawful reproduction or sale of sound recordings, first offense	D
205.220	/	Grand larceny, value of \$1200 or more	
<del>205.222</del>		<del>Grand larceny, value of \$3,500 or more (NRS 205.222)</del>	<del>B</del>
205.222.2a	/	Grand larceny, value less than \$5,000	D
205.222.2b	/	Grand larceny, value more than \$5,000, less than \$25,000	C

NRS	MJR	Crime	Cat
205.222.2c	/	Grand larceny, value more than \$25,000, less than \$100,000	B
205.222.2d	/	Grand larceny, value more than \$100,00	B
205.226	X	Grand larceny of firearm (NRS 205.226)	B
205.228	/	Grand larceny of motor vehicle, first offense	C
205.228	/	Grand larceny of motor vehicle, second or subsequent offense within 5 years	B
205.240	/	Petty Larceny, value less than \$1,200	M
205.267	/	Theft of scrap metal, aggregated value of loss within 90-day period of more than \$1,200 but less than \$5,000	D
205.267	/	Theft of scrap metal, aggregated value of loss within 90-day period of more than \$5,000 but less than \$25,000	C
205.267	/	Theft of scrap metal, aggregated value of loss within 90-day period of more than \$25,000 but less than \$100,000	B
205.267	/	Theft of scrap metal, aggregated value of loss within 90-day period of more than \$100,000	B
205.270	/	Taking not amounting to robbery	C
205.2707	/	<del>Theft from vending machine, value of \$3,500 or more (NRS 205.2707)</del>	B
205.2707	/	<del>Theft from vending machine, value of \$650 or more but less than \$3,500 (NRS 205.2707)</del>	C
205.273	/	Receiving or transporting stolen vehicle, <del>value proven to be \$3,500 or more</del>	C
205.275	/	Receiving or possessing stolen goods, value of \$1200 or more, but less than \$5,000	D
205.275	/	Receiving or possessing stolen goods, value \$5,000 or more but less than \$25,000	C
205.275	/ X	Receiving or possessing stolen goods, value \$25,000 or more or a firearm	B
205.2754		Owning or operating premises used for illegal altering, disassembly, or sale of motor vehicles or parts of motor vehicles	C
205.320	X	Extortion	B
205.322	X	Extortion for a debt	B
205.365	/	Fraudulent sale of same real property \$1,200 or more	D
205.370	/	Swindling, credit by false representation, value of \$1200 or more	C
205.372		Pattern of mortgage lending fraud	B
205.372		Mortgage lending fraud (as of 2015 includes mortgage servicer)	C
205.377	/	Defrauding another, two or more similar transactions within 4-year period, aggregated value of loss more than \$1200	B
205.380	/	Obtaining money, property, rent, or labor by false pretenses, value \$1200 or more but less than \$5,000	D
205.380	/	Obtaining money, property, rent, or labor by false pretenses, value \$5,000 or more but less than \$25,000	C
205.380	/	Obtaining money, property, rent, or labor by false pretenses, value \$25,000 or more but less than \$100,000	B
205.380	/	Obtaining money, property, rent, or labor by false pretenses, value \$100,000 or more	B
205.390		Obtaining signatures by false pretenses	D
205.395		Pattern of false representation of title	B
205.395		False representation of title	C
205.397		Filing false lien or encumbrance against the property of a public official in order to harass or defraud, first offense	B
205.397		Filing false lien or encumbrance against the property of a public official in order to harass or defraud, second or subsequent offense	B

<b>NRS</b>	<b>MJR</b>	<b>Crime</b>	<b>Cat</b>
205.397		Pattern of filing false liens or encumbrances against the property of a public officer in order to harass or defraud, first offense	B
205.397		Pattern of filing false liens or encumbrances against the property of a public officer in order to harass or defraud, second or subsequent offense	B
205.415	/	Collecting for benefit without authority, value of \$1,200 or more	C
205.445		Defrauding restaurant or hotel, value of \$650 or more	D
205.450		Personating another to make that person liable for debt, damages, etc.	C
205.463	X	Obtaining and using another's personal identifying information to harm, impersonate, or access nonpublic records of another or for unlawful purpose	B
205.463	X	Obtaining and using an older or vulnerable person's personal identifying information to harm or for unlawful purpose	B
205.463	X	Obtaining and using the personal identifying information of five or more persons to harm or for unlawful purpose	B
205.463	X	Obtaining and using another's personal identifying information to harm or for unlawful purpose that causes loss of \$3,000 or more	B
205.463	X	Obtaining and using another's personal identifying information to avoid prosecution for a category A or B felony	B
205.463	X	Obtaining and using another's personal identifying information to avoid prosecution	C
205.464	X	Public officer or employee unlawfully obtaining and using another's personal identifying information to harm other person or for unlawful purpose	B
205.464	X	Public officer or employee unlawfully obtaining and using an older or vulnerable person's personal identifying information to harm other person or for unlawful purpose	B
205.464		Public officer or employee unlawfully obtaining and using the personal identifying information of five or more persons to harm or for unlawful purpose	B
205.464		Public officer or employee unlawfully obtaining and using another's personal identifying information to harm or for unlawful purpose that causes loss of \$3,000 or more	B
205.464		Public officer or employee obtaining and possessing, selling, or transferring an older or vulnerable person's personal identifying information to establish false identity	B
205.464		Public officer or employee obtaining and possessing, selling, or transferring the personal identifying information of five or more persons to establish false identity	B
205.464		Public officer or employee obtaining and possessing, selling, or transferring another's personal identifying information to establish false identity that causes loss of \$3,000 or more	B
205.464		Aiding public officer or employee to commit crimes involving an older or vulnerable person's personal identifying information	B
205.464		Aiding public officer or employee to commit crimes involving the personal identifying information of five or more persons	B
205.464		Aiding public officer or employee to commit crimes involving another's personal identifying information that causes loss of \$3,000 or more	B
205.464		Public officer or employee obtaining and possessing or transferring another's personal identifying information to establish false identity	C
205.464		Public officer or employee aiding another public officer or employee to commit crimes involving another's personal identifying information	C
205.465	X	False identification crimes involving personal identifying information of an older or vulnerable person	B



<b>NRS</b>	<b>MJR</b>	<b>Crime</b>	<b>Cat</b>
205.465	X	False identification crimes involving the personal identifying information of five or more persons	B
205.465	X	False identification crimes involving another's personal identifying information that causes loss of \$3,000 or more	B
205.465		False identification crimes	C
205.465		Unlawful possession of personal identifying information or documents (does not include using false ID card for buying alcohol, cigarettes, etc.)	E
205.46513	X	Establishing or possessing financial forgery laboratory	B
205.46515		Unlawful use of radio frequency identification document of another person, without knowledge or consent	C
205.4765		Computer crimes involving fraud or response costs, injury, or other damages in excess of \$500, or disruption in public services	C
205.477		Computer crimes involving denial of access to or unlawful use of computers	C
205.481		Forgery involving computers	D
205.492		Unlawful acts involving electronic mail committed to defraud or illegally obtain property, causing damage in excess of \$500, or causing an interruption or impairment of a public service	C
205.506		Unlawful acts relating to information services	D
205.520	/	Issuance of title to goods not received, value of \$1,200 or more	D
205.540	/	Fraudulent issuance of title to goods, value of \$1,200 or more	D
205.570	/	Fraudulently obtaining title to goods, value of \$1,200 or more	D
205.580	/	Fraudulent inducement of bailee to release title to goods, value of \$1,200 or more	D
205.590	/	Fraudulent negotiation of document of title when goods are not in bailee's possession, \$1,200 or more	D
205.605	/	Unlawful use of scanning device or re-encoder with intent to defraud	C
205.606	/	Possession of scanning device or re-encoder for unlawful purpose	C
205.690		Credit or debit card fraud, stolen card	D
205.690		Credit or debit card fraud, possession of card with intent to use or sell	D
205.710		Sale or purchase of credit or debit card or identifying physical or electronic description of credit or debit card or account	D
205.715		Sale of identifying information on telephone calling card	D
205.720		Obtaining control of credit or debit card as security for debt	D
205.740		Forgery of credit or debit card	D
205.750		Unauthorized signing of credit or debit card or related document with intent to defraud	D
205.760		Fraudulent use of credit or debit card	D
205.770		Fraud by person authorized to provide goods or services, credit or debit card illegally obtained	D
205.780		Fraud by person authorized to provide goods or services, misrepresentation to issuer	D
205.790		Possession of incomplete credit or debit cards or equipment to produce cards	D
205.800		Receiving property or services obtained by unlawful use of credit or debit card	D
205.920		Obtaining telephone service with intent to avoid payment	D
205.930		Manufacture, possession, or sale of equipment or information for obtaining telephone or telegraph service with intent to avoid payment	D
205.950	/	Taking money of another to secure loan, value of \$1,200 or more	D
205.960		Fraudulent acts by intermediary in tax-free exchange	D

NRS	MJR	Crime	Cat
205.965		Unlawful possession of 15 or more fraudulent sales receipts or inventory pricing labels	D
205.965		Unlawful possession, making, altering, forgery, or counterfeiting of sales receipt or inventory pricing labels	E
205.970		Unlawful possession, manufacture, sale, or distribution of theft detection shielding device or theft detection device deactivator	D
206.150		Unlawful killing of stray or livestock	C
206.150		Willfully and maliciously killing, maiming, or disfiguring any animal (other than stray or livestock) of another; or exposing animal to poison with criminal intent	D
206.260		Fraudulent or malicious destruction of writings	D
206.300		False signals endangering cars, results in physical injury or property damage	B
206.330		Defacing property on protected site	D
206.330		Defacing property, public or private, subsequent offense	D
206.330		Graffiti crimes, loss of value \$5,000 or more for single offense, or \$500 aggregated for multiple offenses	E
207.010	X /	Habitual criminal: Current conviction for felony plus <del>three</del> seven prior felonies	A
207.010	X /	Habitual criminal, current conviction for felony <i>plus two</i> five prior felonies	B
207.012	X	Habitual felon: Current conviction for violent felony plus two prior violent felonies	A
207.014	X	Habitually fraudulent felon, current conviction for felony involving fraud <i>plus two</i> prior felonies that include elements of fraud. Victim of each offense was an older person, a vulnerable person, or a mentally disabled person	B
207.190	X	Coercion, force, or threat of force	B
207.195		Use of monetary instrument derived from unlawful act	D
207.204		Jumping or delivering retrieving another person to jump from a fixed structure by parachute or other airborne means without proper authority (deemed trespassing)	E
207.245	X	False emergency telephone call to initiate response by law enforcement, firefighting, emergency medical care, or public safety personnel when no emergency exists and the call results in serious bodily injury of another	E
207.260		Unlawful contact with child under 16 years of age or with mentally ill person, subsequent offense	B
207.285		False or misleading statement that causes activation of the Statewide Alert System for the Safe Return of Abducted Children or the Statewide Alert System for the Safe Return of Missing Endangered Older Persons	E
207.290		Bribery regarding a sporting event	C
207.335		Counterfeiting or forging registry identification card or letter of approval issued for medical marijuana	E
207.340		Food stamp fraud, value of \$650 or more	E
207.345	X	Impersonation of officer or employee of utility with intent to aid act of terrorism or sabotage	C
207.400		Racketeering	B
212.020		Inhumanity to prisoner, substantial bodily harm	D
212.090	X	Escape of felony prisoner, use of weapon, hostage(s) taken, or results in substantial bodily harm	B
212.090	X	Escape of felony prisoner, no aggravating factors	B
212.090	X	Escape of gross misdemeanor or misdemeanor prisoner, use of weapon	B
212.093	X	Possession by felony prisoner of escape tools	B

<b>NRS</b>	<b>MJR</b>	<b>Crime</b>	<b>Cat</b>
212.095	X	Unauthorized absences from prison	B
212.100	X	Aiding escape of felony prisoner	B
212.100	X	Aid in escape of gross misdemeanor or misdemeanor prisoner use of weapon	B
212.110		Custodian allowing escape of felon	B
212.120		Ministerial officer allowing escape	B
212.130	X	Concealing escaped felon	C
212.160	X	Furnishing weapons or drugs to prisoner	B
212.160		Unlawful possession of controlled substance by prisoner	D
212.165		Possession of portable telecommunications device by prisoner	D
212.165		Furnishing a portable telecommunications device to prisoner	E
212.185	X	Possession of weapon or facsimile by prisoner	B
212.187		Voluntary sexual conduct between prisoner and another person who is not a prison employee, contractor, or volunteer	D
212.188	X	Sexual abuse of a prisoner by a prison employee, contractor, or volunteer	D
212.189	X	Gassing by prisoner under lawful arrest, in lawful custody or in lawful confinement who knows substance contains communicable disease likely to cause substantial bodily harm	A
212.189	X	Unlawful acts related to human excrement or bodily fluid by prisoner in lawful confinement	B
212.189	X	Unlawful acts related to human excrement or bodily fluid by prisoner under lawful arrest or in lawful custody, second or subsequent offense	D
213.1243	X	Major violation of lifetime supervision of sex offender	B
218A.950		Altering legislative measure	D
218A.955		Altering enrolled bill or resolution	D
218A.960		Bribery of legislator	C
218A.965		Legislator accepting bribe	C
239.300		Stealing, altering, defacing public records	C
239.310		Removing, injuring, or concealing public records	C
239.320		Officer injuring or concealing public record	C
239.330		Offering false instrument for filing or recording	C
239C.210	X	Unlawful disclosure of document prepared and maintained to prevent or respond to terrorism with intent to aid act of terrorism or sabotage	C
239C.270	X	Unlawful disclosure of information relating to a utility's vulnerability assessment, with intent to aid act of terrorism or sabotage	C
240.1657		Using a document authenticated by the Secretary of State to harass a person or commit fraud or other unlawful act	C
250.267		Theft of scrap metal over 90-day period, value of \$650 or more but less than \$3,500	C
250.435		Fraudulently issuing stock	C
281.190		Officer out of office withholding or destroying records	D
281.230		Unlawful commissions, value of \$650 or more	D
293.313		Elections: Persons entitled to absentee ballot, fraud, and coercion	E
293.330		Elections: Unlawful return of absentee ballot	E
293.353		Elections: Unlawful return of mailing ballot	E
293.5045		Elections: Violations by employee of voter registration agency	E
293.505		Elections: Unlawful act of field registrars or certain persons assisting a voter	E

<b>NRS</b>	<b>MJR</b>	<b>Crime</b>	<b>Cat</b>
293.5235		Elections: Registration of voters by mail, willful violation of application procedure	E
293.700		Elections: Bribery of elector	D
293.710		Elections: Using threats or coercion in connection with election or registration of voters	E
293.755		Elections: Tampering or interfering with a mechanical voting system, device, or program used to count ballots with intent to influence the outcome of an election	B
293.755		Elections: Tampering with election equipment	D
293.775		Elections: Voting without being a qualified elector	D
293.775		Elections: Voting under the name of another person	D
293.780		Elections: Voting more than once at same election	D
293.800		Elections: Violations of laws governing elections, including registration of voters and crimes by public officers	E
293.800		Elections: Intentional failure by field registrar to submit elector's voter application	E
293.805		Elections: Compensation for registration of voters based on number of voters or voters of a particular party registered	E
293C.310		City elections: Fraud or coercion in obtaining absentee ballot	E
293C.330		City elections: Unlawful return of absentee ballot	E
294A.100		Violation of campaign contribution limitations	E
294A.287		Violation of legal defense fund limitations	E
351.060		Fraud in use of facsimile signature or State seal	D
356.110		Unlawful depository of State money	D
361.525		Tax receiver offering false tax receipt	D
364.090		Unlawful issuance of county license	D
369.495		Make, store, possess, or transport liquor with intent to defraud the State	D
370.380		Forging or possessing any forged license, stamp, or cigarette tax meter impression	C
370.382		Failure to keep certain records; fraudulent records; or failure to comply with certain tobacco laws relating to mailing or shipments of cigarettes with intent to defraud the State	C
370.395		Violations of laws governing mailing or delivery of cigarettes	C
370.405		Sale or possession for sale of contraband tobacco products, subsequent offense, value of \$250 or more	C
370.405		Sale or possession for sale of contraband tobacco products; subsequent offense, value \$25 or more but less than \$250	D
383.180		Possession, display, exhibit, or sale of artifact or human remains taken from a Native American burial site	D
403.151		County road supervisor accepting gift or reward for influencing expenditures related to position	D
422.366		Medicaid card fraud	D
422.367		Unlawful sale or purchase of Medicaid card	D
422.368		Obtaining Medicaid benefits fraudulently	D
422.369		Medicaid provider fraud	D
422.410		Welfare fraud	E
422.540		Welfare programs: False claims, statements, representations; value obtained \$650 or more	D
422.550		Perjury: Welfare applications, reports, and invoices	D
422.560		Medicaid: Offenses regarding sale, purchase, or lease of goods, services, materials, or supplies while acting on behalf of a provider; value of \$650 or more	D

NRS	MJR	Crime	Cat
422.570		Intentional destruction of certain medical records (program for indigent)	D
422A.700		Fraud related to Children's Health Insurance Program, value of \$100 or more	E
426.790	X	Willful and malicious killing of a service animal	D
426.790		Willfully and maliciously beating a service animal	E
432.034		Perjury: Written statements of responsible relatives of applicants or recipients of public assistance for children	D
433.554	X	Abuse or neglect of consumer of mental health institution or facility, <u>either</u> for first violation that results in substantial bodily harm <u>or</u> subsequent violation	B
433A.750		False application for or admission of another to mental facility	D
433B.340	X	Abuse of child receiving mental health treatment, substantial bodily harm	B
435.645	X	Abuse or neglect of consumer of facility offering services for persons with intellectual disabilities, <u>either</u> for first violation that results in substantial bodily harm <u>or</u> for subsequent violation	B
440.765		Birth certificate fraud to commit a felony	D
445A.705		Violations of Clean Water Act, subsequent offense	D
449.783	X	Willful use of aversive intervention on person with a disability or improper use of restraint, <u>either</u> first violation with substantial bodily harm <u>or</u> subsequent violation	B
451.030	X	Opening a grave with intent to remove, removal, or unlawful purchase of dead body or parts thereof	D
451.590		Sale or purchase of parts for transplantation or therapy for valuable consideration	C
451.591		Falsifying, forging, concealing, defacing, or obliterating an anatomical gift document	C
452.300		Make or open a road through cemetery without consent	E
452.300		Depositing material in cemetery without consent	E
452.305		Unlawful destruction or damage to property in cemetery	E
452.3055		Unlawful removal, possession, sale of tomb, monument, gravestone, or other structures in cemetery	E
453.232		Failure to register with pharmacy board	D
453.256		Unlawful dispensing of certain substances, prescriptions	E
453.311		Fraudulent possession of prescription drugs, false or altered prescription	E
453.316		Maintaining drug house, first offense	B
453.316	/	Maintaining drug house, subsequent offense	C
453.321	/	Import, sell, et cetera, schedule I or II drugs, first offense	C
453.321	X	Import, sell, et cetera, schedule I or II drugs, second offense	B
453.321	X /	Import, sell, et cetera, schedule I or II drugs, third or subsequent offense	C
453.321	X /	Import, sell, et cetera, schedule III, IV, or V drugs, second offense	C
453.321	X	Import, sell, et cetera, schedule III, IV, or V drugs, third or subsequent offense	B
453.321		Importing, selling, etc., schedule III, IV, or V drugs; first offense	C
453.322	X	Unlawful acts relating to manufacture or compounding of certain controlled substances	B
453.324		Unlawful possession or disposal of methamphetamine manufacturing waste	C
453.326		Violations of Controlled Substances Act: Keeping or maintaining a drug house, record keeping, refusing entry to inspector	C
453.331		Violation of Controlled Substances Act: Prescription fraud	C
453.332		Sale of imitation controlled substance to minor by person over 18	C

<b>NRS</b>	<b>MJR</b>	<b>Crime</b>	<b>Cat</b>
453.332		Use or possess with intent to use imitation controlled substance, or advertise to promote distribution of imitation controlled substance, third or subsequent offense	C
453.3325	X	Allowing child to be present where controlled substances are being used, death results	A
453.3325	X	Allowing child to be present where controlled substances are unlawfully sold, exchanged, given away or administered, death results	A
453.3325	X	Allowing child to be present where controlled substances are unlawfully manufactured, substantial bodily harm results	A
453.3325	X	Allowing child to be present where controlled substances are unlawfully manufactured, death results	A
453.3325	X	Allowing child to be present where controlled substances are being used, substantial bodily harm results	B
453.3325	X	Allowing child to be present where controlled substances are unlawfully sold, exchanged, given away or administered, no substantial bodily harm or death	B
453.3325	X	Allowing child to be present where controlled substances are unlawfully sold, exchanged, given away or administered, substantial bodily harm results	B
453.3325	X	Allowing child to be present where controlled substances are unlawfully manufactured, no substantial bodily harm or death	B
453.3325		Allowing child to be present where controlled substances are being used, no substantial bodily harm or death	C
453.333	X	Providing drug causing death	A
453.334	X	Sale of controlled substance to minor, subsequent offense	A
453.3353	X	Unlawful manufacturing of a controlled substance resulting in death to another person during discovery or cleanup of premises	A
453.336		Possession not for sale of flunitrazepam or GHB	B
453.336(2)(a)	/	Possession of Schedule I or II, less than 14 grams, or Schedule III, IV, or V, less than 28 grams, first or second offense	E
453.336(2)(b)	/	Possession of Schedule I or II, less than 14 grams, or Schedule III, IV, or V, less than 28 grams, third or subsequent offense	D
453.336(2)(c)	/	Possession of Schedule I or II, 14 grams but less than 28 grams, or Schedule III, IV, or V 28 grams but less than 200 grams	C
453.336(2)(d)	/	Possession of Schedule I or II, 28 grams or more but less than 42 grams, or Schedule III, IV or V, 200 grams or more [Low Level Trafficking]	B
453.336(2)(e)	/	Possession of Schedule I or II, 42 grams or more but less than 100 grams, [High Level Trafficking]	B
453.337	X	Possession for purpose of sale, Schedule I or II drugs, flunitrazepam, or GHB, third or subsequent offense	B
453.337	X	Possession for purpose of sale of Schedule I or II drugs, flunitrazepam, or GHB; second offense	C
453.337		Possession for purpose of sale, Schedule I or II drugs, flunitrazepam, or GHB; first offense	D
453.338	X	Possession for purpose of sale of Schedule III, IV, or V drugs; third or subsequent offense	C
453.338		Possession for purpose of sale, Schedule III, IV, or V drugs; first and second offense	D
453.3385	X	Trafficking, schedule I drugs (except marijuana), flunitrazepam, or GHB: 28 grams or more	A
453.3385	X /	Trafficking, Schedule I drugs (NRS except marijuana), flunitrazepam, or GHB, 100 to 400 grams	B

<b>NRS</b>	<b>MJR</b>	<b>Crime</b>	<b>Cat</b>
453.3385	X /	Trafficking, Schedule I drugs (NRS except marijuana), flunitrazepam, or GHB, 400 grams or more	A
453.339	X	Trafficking marijuana, greater than 5,000 pounds or concentrated cannabis greater than 100 pounds	A
453.339	X	Trafficking, 1,000 to 5,000 pounds of marijuana, or 20 to 100 pounds of concentrated cannabis	B
453.339	X	Trafficking, 50 to 1,000 pounds of marijuana, or 1 to 20 pounds of concentrated cannabis	C
453.3393		Extraction of concentrated cannabis	C
453.3393		Unlawful to produce or process more than 12 marijuana plants	E
453.3395	X	Trafficking, schedule II drugs, greater than 400 grams	A
453.3395	X	Trafficking, schedule II drugs, 200 to 400 grams	B
453.3395	X	Trafficking schedule II drugs, 28 to 200 grams	C
453.3585	X	Purchase of unlawful quantity of methamphetamine precursors, third or subsequent offense in any jurisdiction	D
453.359		False statement or representation in methamphetamine precursor logbook	D
453.3638	X	Filling or delivering of prescriptions by illegal Internet pharmacy, Schedule I drug involved or drug causes substantial bodily harm or death	B
453.3638		Filling or delivering of prescriptions by illegal Internet pharmacy	C
453.3639	X	Unlawful acts relating to filling prescriptions via the Internet, Schedule I drug involved or drug causes substantial bodily harm or death	B
453.3639		Unlawful acts relating to filling prescriptions via the Internet	C
453.3643	X	Unlawful acts relating to prescribing of drugs with knowledge of involvement of illegal Internet pharmacy, Schedule I drug involved or drug causes substantial bodily harm or death	B
453.3643		Unlawful acts relating to prescribing drugs with knowledge of involvement of illegal Internet pharmacy	C
453.401		Conspiracy to violate the Uniform Controlled Substances Act, second offense	B
453.401		Conspiracy to violate the Uniform Controlled Substances Act, third or subsequent offense	B
453.401		Conspiracy to violate the Uniform Controlled Substances Act, first offense	C
453.411		Unlawful use of Schedule I through IV controlled substance	E
453.421		Violations of controlled substances provisions relating to the prescribing and dispensing of controlled substances by licensed individuals	C
453.431		Unlawful acts relating to the filling and refilling of prescriptions	C
453.560		Manufacture, delivery, sale, or possession of drug paraphernalia	E
453.562		Providing drug paraphernalia to minor	C
454.221		Furnishing dangerous drug without prescription	D
454.306		Using minor as an agent or furnishing drugs to minor	B
454.316		Possession of prescription drugs without prescription, third offense	E
454.326		Misrepresentation: Using telephone to obtain dangerous drugs, subsequent offense	E
457.220		Certain violations of cancer treatment chapter, third or subsequent offense	D
459.3834		Violation of regulations governing program to prevent accidental release of hazardous substances contributing to bodily harm or death	D
459.600		Unlawful hazardous waste disposal	D
463.360		Gaming without a license	B

<b>NRS</b>	<b>MJR</b>	<b>Crime</b>	<b>Cat</b>
463.360		Willful violation or attempt to violate business entity race book and sports wagering provisions (NRS 463.800 – Penalty under NRS 463.360)	B
463.360		Gaming tax evasion (now includes “business entity” sports wagering)	C
463.360		Violations of gaming cash reporting requirements	C
463.480		Disseminating race information without license	C
463B.280		Sale or removal of property or records of gaming establishment prior to scheduled hearing before the Nevada Gaming Commission	D
465.088	/	Gaming crimes, first offense (includes certain track and sports wagering and attempts at or conspiracy to commit crimes)	C
465.088	/	Gaming crimes, second or subsequent violation (includes certain track and sports wagering and attempts at or conspiracy to commit crimes)	B
465.090		Unlawful dissemination of certain wire information	B
467.115		Perjury (unarmed combat laws, Nevada Athletic Commission)	D
475.100	X	Malicious false fire alarm, death, or substantial bodily harm	D
475.105	/	Theft of fire prevention device, value of \$1,200 or more (NRS 475.105—Punished as grand larceny. See NRS 205.222.)	D
475.105		Theft of fire prevention device, value of \$650 or more but less than \$3,500 (NRS 475.105—Punished as grand larceny. See NRS 205.222.)	C
482.322		Acting as a new or used vehicle dealer, manufacturer, distributor, rebuilder, or lessor without a license, third or subsequent offense	D
482.547		Unlawful offer or sale of automobile, value of \$650 or more	D
482.5505		A vehicle dealer, garage operator, automobile wrecker, salvage pool, or body shop that takes possession of a motor vehicle or part knowing the identification number has been falsely attached, removed, destroyed, or altered	D
482.551		Unlawful purchase, sale, disposal, or transfer of a motor vehicle or part knowing the identification number has been falsely attached, removed, destroyed, or altered	B
482.553		Unlawful destruction or alteration of identification number on motor vehicle or part	D
483.530		Use of false name, false statement, or concealed facts in application for driver’s license	E
484B.550		Failure to obey signal by officer and causes property damage or operates a vehicle in dangerous manner	B
484B.550	X	Failure to obey signal by officer, resulting in death or bodily harm	B
484B.550		DUI and failure to obey signal by officer	D
484B.580	X	Failure to obey roadblock, resulting in death, substantial bodily harm, or property damage over \$1,000	B
484B.653	X	Reckless driving, willful conduct resulting in death or substantial bodily harm	B
484C.130 484C.440	X	Vehicular homicide	A
484D.335		Knowingly selling a motor vehicle whose odometer has been fraudulently altered	B
484C.400	X	DUI, third offense in 7 years	B
484C.410	X	DUI and previous conviction of felony DUI; DUI causing substantial bodily harm or death or homicide resulting from driving under the influence	B
484C.430	X	DUI causing substantial bodily harm or death	B
484E.010	X	Failure to stop at accident involving death or personal injury, separate offense for each person injured or killed	B
485.316		Willful disclosure of information from certain automobile insurance databases	D



<b>NRS</b>	<b>MJR</b>	<b>Crime</b>	<b>Cat</b>
487.840		Unlawful removal of salvage title or title for rebuilt vehicle, value of \$650 or more	D
488.285	X	Improper mooring causing death	D
488.420	X	Watercraft DUI causing substantial bodily harm or death	B
488.425	X	Homicide by vessel	A
488.427	X	Watercraft DUI, and previous conviction of watercraft DUI causing substantial bodily harm or death	B
488.630	X	Operating boat in unsafe condition, death resulting	D
490.200		Acting as a new or used off-highway vehicle dealer, manufacturer, or lessor without a license, third or subsequent violation	D
493.106	X	Weaponizing and discharging a weaponized unmanned aerial vehicle	C
493.106	X	Weaponizing or operating a weaponized unmanned aerial vehicle	D
501.376		Killing or assisting to kill certain big game animals in prohibited manner	E
503.597		Introducing aquatic invasive species to Nevada waters, second and subsequent offenses	E
504.395		Acting as master guide or subguide without a license, second or subsequent offense	E
504.490	X	Willful and malicious killing of a wild horse	C
517.300		False mining claim	D
574.060		Keeping place used for baiting or fighting birds or animals, second or subsequent offense	D
574.060		Keeping place used for baiting or fighting birds or animals, first offense	E
574.070		Staging fights between dogs, third or subsequent offense	B
574.070		Staging fights between animals (other than dogs) or birds, second or subsequent offense	D
574.070		Keeping or selling an animal with the intent to use it to fight another animal, second or subsequent offense	D
574.070		Staging fights between dogs, first offense	D
574.070		Staging fights between animals (other than dogs) or birds, second offense	E
574.070		Keeping or selling an animal with the intent to use it to fight another animal, first offense	E
574.070		Knowingly witnessing fights between animals or birds, second or subsequent offense	E
574.100		Overloading, overdriving, torturing, injuring, or abandoning animals; third or subsequent offense in 7 years	C
574.100	X	Torturing, maiming, mutilating, or killing a dog, cat, or companion animal with intent to threaten, intimidate, or terrorize another person	C
574.100	X	Torture, maim, mutilate, or kill a dog, cat, or other companion animal	D
574.105	X	Mistreatment of police animal resulting in totally disabling or killing the animal	C
574.105		Mistreatment of police animal	D
574.105	X	Torture, mutilate, injure, poison, or disable a police animal, and police animal is not totally disabled or killed	D
574.107	X	Willfully and unjustifiably killing a dog used for certain exhibition types of events	C
574.107		Willfully, unjustifiably, and maliciously tampering or interfering with a dog used for certain exhibition types of events	D
574.107		Willfully and unjustifiably abusing or injuring a dog used for certain types of events	D
574.120		Failure to provide proper food and water to impounded animal, third, or subsequent offense	C

NRS	MJR	Crime	Cat
574.150		Poisoning livestock	C
575.070		Owning, purchasing, training, promoting, or otherwise taking part in staging animal fights; second offense	C
576.125		Failure to pay for farm products, amount over \$1,000	D
581.445		Violation of laws relating to weight, measure, or hindering inspector; intentional, three convictions in a 2-year period, or use of device to facilitate fraud	E
582.320		Violation of law relating to public weighmasters, intentional, or three convictions in a 2-year period	E
583.495		Violations of meat standards, third and subsequent offense	D
583.543		Animal inspector accepting bribe	C
585.550		Manufacture drug without a license	D
589.0999		Deceptive trade practices, third and subsequent offenses	D
589A.280		Unfair trade practices (price fixing)	D
597.915		Unlawful sale by informal merchant causing substantial bodily harm	C
599B.080 599B.255		Failure to register as seller or salesman	D
599B.255		Unlawful telephone solicitations, third and subsequent offense within 10 years	D
600A.035		Violation of Uniform Trade Act: Theft of trade secrets	C
612.730		Using plan or scheme to avoid being subject to unemployment compensation laws	C
616B.374		Unlawful solicitation in connection with a proposed association of self-insured public or private employees	D
616D.200		Failure to provide, secure, or maintain compensation: <i>either</i> first offense and employee suffers injury resulting in substantial bodily harm or death <i>or</i> subsequent offense within 7 years	C
616D.300		False statement to obtain workers' compensation benefits, value of \$250 or more	D
616D.310		False statements or representations concerning employment of person receiving benefits	D
616D.370		Fraudulent practices: False charges, representations, and statements to obtain workers' compensation benefits; value of \$650 or more	D
616D.390		Certain health care provider violations, value of \$650 or more	D
616D.400		Unlawful destruction of records regarding accident benefits within 5 years	D
616D.415		False statement by employer regarding eligibility for industrial insurance benefits, value of \$250 or more	D
624.750		Contractors: Unlawful use of license, engaging in business or submittal of bids without license, unlawful advertising, unlawful joint ventures; third or subsequent offense	E
624.750		Contractors: Unlawful receipt of money (more than \$1,000) to pay for services, labor, materials, or equipment	E
624.965		Contractor violation of laws governing work concerning residential pool or spa, third or subsequent offense	E
628B.900		Licensee (guardian) knowingly or willfully neglecting to perform duty or failing to satisfy lawful requirement	D
629.078		Provider of health care acquiring debt based upon services provided to a patient	E
630.400		Hold oneself out as a certain type of medical practitioner or practice certain types of medical care without a license resulting in substantial bodily harm	C
630.400		Improper use of title or practicing without license, no substantial bodily harm	D
630A.590		Homeopathic practitioners, improper use of title, or practicing without certificate	D

<b>NRS</b>	<b>MJR</b>	<b>Crime</b>	<b>Cat</b>
630A.600		Practicing homeopathic medicine without license	D
631.400		Illegal practice of dentistry: Dental hygiene, third or subsequent offense; licensed dentist practicing in place or manner not permitted, third or subsequent offense	D
632.315		Practicing or offering to practice nursing without a license, resulting in substantial bodily harm	C
632.315		Practicing or offering to practice nursing without a license, no substantial bodily harm	D
633.741		Improper use of title or practicing without a license as an osteopath or a physician assistant, resulting in substantial bodily harm	C
633.741		Improper use of title or practicing without a license as an osteopath or a physician assistant, no substantial bodily harm	D
634.227		Improper use of title or practicing profession without certificate for chiropractors	D
638.1525		Veterinarian providing treatment to human being	D
638.170		Improper use of title or practicing profession without certificate for veterinarians	D
639.100		Unlawful manufacture, distribution, compound, sale or dispensing of any drug, poison, medicine, or chemical resulting in substantial bodily harm	C
639.100		Unlawful manufacture, distribution, compound, sale or dispensing of any drug, poison, medicine or chemical, no substantial bodily harm	D
639.2813		False representation as practitioner or agent entitled to write prescriptions, resulting in substantial bodily harm	C
639.2813		False representation as practitioner or agent entitled to write prescriptions, no substantial bodily harm	D
639.2815		False charge against state public assistance program by doctor	D
639.284		Hold oneself out as a registered pharmacist or dispense or sell without being a registered pharmacist, resulting in substantial bodily harm	C
639.284		Hold oneself out as a registered pharmacist or dispense or sell without being a registered pharmacist, no substantial bodily harm	D
639.285	X	Unlawful sale of any drug, device, or poison without a license, resulting in substantial bodily harm	C
639.285		Unlawful sale of any drug, device or poison without a license, no substantial bodily harm	D
639.550		Failure either to acquire or deliver a complete and accurate statement concerning prior sales of prescription drugs	C
639.555		Destroying, failing to authenticate, forging, or falsifying statement identifying prior sales of prescription drugs	C
645.990		Brokers, salesmen, and intermediaries: Obtain license or sell interest in real property by misrepresentation, fraud, or deceit	D
645B.960		Violations relating to escrow or trust accounts; value of \$1,000 or more	D
645D.900		Obtaining certificate or license regarding structure inspection by misrepresentation	E
645E.960		Violations relating to escrow or trust accounts; value of \$1,000 or more	D
647.145		Criminally receiving junk or scrap metal known to belong to utility company or governmental agency	D
658.155		Willful violations of banking laws	D
666.145		Violation of order requiring removal of officer of bank holding company	D
666.215			
668.015		False bank financial statements	D
668.045		Bank receiving deposits with knowledge of insolvency	D
668.055		Banking-related embezzlement, \$650 or more	C

<b>NRS</b>	<b>MJR</b>	<b>Crime</b>	<b>Cat</b>
668.065		Perjury (banking officers or employees)	D
668.095		Fraudulent reports by financial institution	C
669.290		Willful violations of trust company laws	D
676A.770		Willful violation of the Uniform Debt-Management Services Act (deceptive trade practice), third or subsequent offense	D
677.810		Thrift company embezzlement	C
677.850		Trust company receiving deposits with knowledge of insolvency	D
685B.083		Representing or aiding unauthorized insurer in violation of Unauthorized Insurers Act	B
685B.087		Transacting unauthorized insurance business	B
686A.290		False statements on insurance application	D
686A.291		False claims for insurance benefits (insurance fraud)	D
688C.450		Fraud relating to viatical settlements	D
692B.040		Insurance company soliciting without permit	D
692C.350		Willful deception of Insurance Commissioner with regard to registration requirements	D
692C.480		Willful violation of insurance chapter	D
693A.070		Corporations: Removal or concealment of records or assets	D
704.800		Obtaining utility service with intent to avoid payment, destruction of utility property, value of \$500 or more	D
705.460		Willful and malicious destruction or obstruction of railroad tracks	C
711.270		Unlawful interception or receipt of cable service, 10 or more devices involved	D

## Gross Misdemeanor Charges that Require Mandatory Judicial Review

Per NPRA Chief Judges' Meeting 01.20.2021

<b>NRS</b>	<b>Severity</b>	<b>Charge</b>
199.230.2	G	Prevent, Dissuade, Or Attempt To Prevent Or Dissuade Person From Testifying Or Producing Evidence
200.070	G	Attempted Involuntary Manslaughter
200.508.2b	G	Statutory Sexual Seduction By Person Under Age 21
200.460.2	G	False Imprisonment
200.460.2	G	False Imprisonment-Sexually Motivated
200.471.2c	G	Assault On Protected Person
200.481.2d	G	Battery On Protected Person
200.481.2d	G	Battery On Protected Person-Victim Is An Older Person
200.485.4A	G	Battery Which Constitutes Domestic Violence On Pregnant Victim, First Offense
200.508.2b	G	Permit or Allow Child Abuse or Neglect (Endangerment), First Offense
200.5099.1A2	G	Abuse Older Or Vulnerable Person, First Offense
201.210.1a	G	Open Or Gross Lewdness, First Offense
201.2201a	G	Indecent Exposure
201.560.4c	G	Lure Or Attempt To Lure Child Or Mentally Ill Person With Use Of Computer Technology
202.265	G	Possession Of Dangerous Weapon On Property Or In Vehicle School Or Childcare Facility
202.290.1	G	Aim Firearm At Person
202.290.2	G	Discharge Firearm Or Other Weapon Where Person Might Be Endangered
207.185	G	Hate Or Bias Crime

# Exhibit 3

**NEVADA PRETRIAL RISK ASSESSMENT  
(NPRA) INSTRUCTION MANUAL  
WASHOE COUNTY**

**June 2022**

## **Introduction**

This manual is designed to provide instruction to Pretrial Services Assessment Department staff who are responsible for completing the Nevada Pretrial Risk Assessment (NPRA). The NPRA is designed to inform the Court of a defendant's relative risk of re-offense and/or failure to appear (FTA) during the pretrial phase. The NPRA is just a tool, which means you must look at the big picture and not rely solely on the tool itself. On the rare occasion you believe a defendant will re-offend or fail to appear, hold the defendant/case for judicial review.

This manual should be updated on a regular basis as the NPRA is modified and/or as new sources of information required to complete the form are developed. Staff who are responsible for the completion of the NPRA should carefully review this manual to ensure the information used to assess a defendant's risk of re-offense and/or FTA is accurately recorded.

The NPRA is only completed on Serious and Most Serious Misdemeanors, and on all gross misdemeanor/felony charges. All Less Serious Misdemeanor (LSM) charges are released without the guidance of the tool, unless the CSO believes the defendant will not appear in court or will reoffend (e.g. refusals, currently on supervision, recent/current non-compliance, outside hold or bench warrant, etc.) This includes FTA/FTC warrants with an underlying charge that falls under the LSM category; no NPRA is completed in such cases.

## **Background Information**

Assessment Date: Enter the date the NPRA is being completed.

*Source: N/A*

Assessor: Enter the name of the PSO completing the NPRA.

*Source: N/A*

County: Enter the name of the county the defendant is being charged in.

*Source: Always Washoe*

Defendant's Name: Enter the name the defendant is booked under (first and last).

*Source: Arrest report*

DOB: Enter the defendant's date of birth.

*Source: Arrest report*

Case/Booking #: Enter the mutually exclusive case/booking number assigned to the defendant.

*Source: Arrest report (Booking Number is preferred)*

Current Address: Enter the defendant's current address. If none exists, list as "None."

*Source: Arrest report – Confirm during interview*



Contact Phone #: Enter a number at which the defendant can be contacted (e.g. home phone, reference number, message number, etc.).

*Source: Arrest report – Confirm during interview*

Number of Current Charges: Enter the number of total charges for all courts.

*Source: Arrest report, Tiburon*

Most Serious Charge: If the defendant was booked on more than one charge, which includes multiple levels of crime (e.g. 1 felony charge and 2 misdemeanor charges), list the most serious charge based on the level. If the defendant was booked on multiple charges within the same level of crime (e.g. 5 felonies), list the most serious charge based on the category provided in the statute (A, B, C, or D). For a misdemeanor charge, Battery/Domestic Violence or DUI shall be considered the most serious charges.

*Source: Arrest report*

Initial Total Bail Set: Enter the total bail amount for all charges. If defendant has no bail on one or more charges, list “No Bail.”

*Source: Arrest report – (This only applies if the defendant has a warrant where bail has already been set or in counties where a uniform bail schedule is still being used.)*

### **Demographic Information** (optional)

Gender: Enter defendant’s gender.

*Source: Arrest report, Tiburon*

Race: Enter defendant’s race.

*Source: Arrest report, Tiburon*

**Note**: This information is not being displayed on the NPRA document completed in Washoe County.

### **Scoring Items**

#### 1. Pending Pretrial Case at Booking

- a. Determine if there is a pending case with an open court date in any jurisdiction. Indicate “yes” or “no” and score based on the numeric value. For the purposes of this question, “open” means the defendant has an active **pretrial** case with any court. List the case number and jurisdiction, if possible. Self-reporting is valid and should be recorded. A pending case is one in which the defendant has not been sentenced. If the defendant is in Diversion Court, and has not been sentenced, it is considered pretrial. Pending traffic matters are not considered a pending case.

*Source: Court records, Criminal history, Tiburon, Defendant interview*

#### 2. Age at First Arrest

- a. Enter the defendant’s age at first arrest based on the date of first arrest listed in the defendant’s criminal history or Tiburon. Calculate the defendant’s age and score accordingly. Include juvenile, military arrest or immigration arrest history if available.

(Note: You can use internet/web links to assist with this calculation.)

*Source: Criminal history, Court records, Tiburon*

3. Prior Misdemeanor Convictions

- a. Record all misdemeanor convictions within the past 10 years. The assessor can stop counting once the maximum number of misdemeanor convictions has been reached (six). If the defendant admits to a conviction, or the jail/court records show a conviction, it can be counted if it is within the 10-year time frame.

*Source: Criminal history, Court records, Tiburon, Defendant interview*

4. Prior Gross Misdemeanor/Felony Convictions

- a. Record all gross misdemeanor/felony convictions within the past 10 years. The assessor can stop counting once the maximum number of gross misdemeanor/felony convictions has been reached (one). If the defendant admits to a conviction, or the jail/court records show a conviction, it can be counted if it is within the 10-year time frame.

*Source: Criminal history, Court records, Tiburon, Defendant interview*

5. Prior Violent Crime Convictions

- a. Note the number of violent convictions within the last 10 years based on NRS Chapter 200; include misdemeanor battery, simple and domestic. The assessor can stop counting once the maximum number of violent crime convictions has been reached (two). These convictions may have already been counted towards the misdemeanor and gross misdemeanor/felony convictions (Scoring Items 3 & 4), however you will include them again here. Score the tool based on the 10-year time frame.

*Source: Criminal history, Court records, Tiburon, Defendant interview*

6. Prior FTAs (past 24 months)

- a. Calculate the number of FTAs that occurred within the previous 2 years from today's date. The assessor can stop counting once the maximum number of FTAs has been reached. A traffic FTA is included in this count only if the defendant was booked on it. Do not include current charges in this count.

*Source: Criminal history, Court records, Tiburon*

7. Employment Status at Arrests

- a. Indicate applicable answer. Conceptually, is the defendant "employable and/or physically able to work and is he/she working?" This includes self-employment, disabled and receiving benefits, student, retired, military, stay-at-home parent, etc. Must be verified by reference.

*Source: Arrest report, Tiburon, Defendant interview*

8. Residential Status

- a. Indicate exact date if possible. Then indicate applicable answer based on date given and score accordingly. The goal is to find out if the defendant is stable or moving from place to place. Must be verified by reference.

*Source: Arrest report, Tiburon, Defendant interview*

9. Substance Abuse

- a. Information based on two or more drug/alcohol related **arrests**. Use a transactional

approach: one arrest with multiple drug related charges is counted as “one.” Score the tool based on the 10-year time frame. (Note: Paraphernalia arrests do not count for an arrest in this category.)

*Source: Criminal history, Court records, Tiburon*

#### 10. Verified Cell and/or Landline Phone

- a. Enter the defendant’s phone number. If yes, list the number. If none exists, list as “none,” score accordingly. Verified by reference or confirmed call with defendant specific voicemail (not generic).

*Source: Arrest report, Tiburon, Defendant interview*

### **Override**

If the assessor feels there is a reason to override the total score, e.g. the defendant has a lower score/risk but is a possible flight risk, indicate that here. If your reason does not fall under a specific override category, indicate your concern in the “Other” section. The assessor can only go up/down **one** level and this adjustment must be reviewed by a senior CSO, preferably a supervisor.

### **Options Include:**

#### Mental Health

Self-reported, previous Mental Health Court client, Legal 2000 in history and signs (e.g. directly routed to special housing or walk-through)

#### Disability

Self-reported, could be used for a medical issue to support release

#### Gang Member

Self-reported, Tattoos, Charges, Arrest report, Previous booking segregation

#### Flight Risk

Multiple FTAs, Prior deportation, Immigration hold, Escape charge (recent)

#### Prior Record More Severe Than Scored

Defendant was arrested for multiple/serious charges prior to the 10-year cutoff date. Use to override one level up.

If there are convictions missing for similar type or violent crimes from other states/jurisdictions, an override might be utilized in order to flag the case for the judge and/or require judicial review. If they are local cases, the CSO must attempt to find it in the applicable court’s case management system.

#### Prior Record Less Severe Than Scored

Defendant has minimal criminal history in a short period of time or scores at the highest level for each charge but has the bare minimum needed to receive the maximum score in each category. This also applies to a scenario where the defendant has been “good” for a recent period of time and their score comes from the beginning of the 10-year period. Use to override one level down.

## Other

### Prior Un/Successful Pretrial Supervision (past 5 years)

List the month, year, and supervising officer for the most recent case. This could be used to override up or down one level.

### Juvenile History (extensive/violent)

Defendant is young and is/was currently/recently on juvenile probation/parole or may have a juvenile hold.

### Number of Charges/Counts

Defendant has numerous charges/counts and/or multiple warrants (active or recent in criminal history).

### DUI Drug/Alcohol

#### High BAC at the Time of Arrest (if information available)

A high BAC is considered twice the legal limit (.16) or higher for defendants that are over 21 years of age.

A high BAC may be used as an override to address supervision level but is discouraged from being the sole consideration for keeping a defendant in custody for judicial review.

#### History of DUI or Substance Related Arrests/Convictions

If it is discovered through the criminal history or defendant disclosure that there are prior arrests or convictions for DUI or substance related offenses (Minor in Possession etc.).

#### Age

If a defendant is under 21 years of age.

### Domestic Battery

#### Nowhere Else to Reside Other Than with Victim

Defendant indicates that if released from custody, they have nowhere else to stay other than with the alleged victim.

#### Child(ren) Present

If a child or children were involved in the event, but no child specific charges were filed.

#### Heightened Physicality

Closed fist punch to the face  
Anything related to choking or constricting airways  
Biting

Great injury was sustained by the victim (e.g. knocked out), but no enhanced charges were filed

History of Violence/Domestic Battery

If the criminal history reflects prior violent criminal history or history of domestic battery.

Same Alleged Victim

If it is discovered that it is the same alleged victim as prior instances of domestic battery.

**\*\*\*Calculate the final score, including any overrides. Ensure the score is accurate both before and after printing.\*\*\***

Follow the NPRA Praxis and if applicable, the Serious Felony/Gross Misdemeanor List, to determine release authority and conditions.

1. CSOs have authority to release green and yellow boxes. Red boxes require judicial review.
2. Less Serious Misdemeanors do not require a NPRA to be completed.
  - a. This includes FTA/FTCs with an underlying charge that falls under the LSM category.
3. If the defendant has a gross misdemeanor or felony charge on the Serious Felony List, it will require judicial review.
  - a. If the charge falls under the “Other” category, then judicial review is determined by the NPRA score.
4. Refer to the “Warrant Eligibility” guide to determine release authority for warrants.

The interim supervision conditions are assigned by the PSO pursuant to the, charge, risk level and specific findings of the courts as detailed in the Pretrial Administrative Orders.

For all cases that require judicial review, the PSO will compile the defendant’s paperwork in the following order:

1. Refusal email (if applicable)
2. Probable cause sheet w/narrative (PC)
3. Warrant (if applicable)
4. NPRA
5. Pretrial Assessment Report with Judicial Bail Order (if applicable)
6. Public Defender/Legal Defendant affidavit (if applicable)
7. WCSO Release Form (yellow copy, if applicable)