

MEETING NOTICE AND AGENDA

Name of Organization: Advisory Commission on the Administration of Justice (NRS 176.0123)

Date and Time of Meeting: Monday, August 18, 2008
9:00 a.m.

Place of Meeting: Legislative Building
Room 4100
401 South Carson Street
Carson City, Nevada

Note: Some members of the committee may be attending the meeting and other persons may observe the meeting and provide testimony through a simultaneous videoconference conducted at the following locations:

Grant Sawyer State Office Building
Room 4401
555 East Washington Avenue
Las Vegas, Nevada

Great Basin College
Room 137
High Tech Center
1290 Burns
Elko, Nevada

If you cannot attend the meeting, you can listen or view it live over the Internet. The address for the Nevada Legislature website is <http://www.leg.state.nv.us>. Click on the link "Live Meetings – Listen or View."

AGENDA

[Items on this agenda may be taken in a different order than listed]

- I. Opening Remarks by the Chair
- *II. Approval of the Minutes of the Meeting of the Advisory Commission held on July 7, 2008
- *III. Presentation by Dr. James Austin, Council of State Governments, Concerning Monthly Prison Population, Parole and Probation Tracking Tools
- *IV. Report by the Steering Committee Concerning Meeting Held on July 24, 2008 and Discussion of the Organization and Priorities of Recommendations and Bill Draft Requests to be made by the Advisory Commission

Justice James W. Hardesty

- *V. Report by Subcommittee to Consider Issues Related to a Study of “Truth in Sentencing” Including, Without Limitation, Discussion and Consideration of Recommendations and Bill Draft Requests by the Subcommittee Concerning Improved Data Collection and Coordination of Computer Systems in the Criminal Justice System

Dr. James Austin, Dr. James Richardson and Dr. Matt Leone

- *VI. Discussion and Consideration of Recommendations and Bill Draft Requests Arising Out of the Presentation by the Religious Alliance in Nevada at the Commission Meeting Held on March 17, 2008 Including, Without Limitation, Recommendations and Bill Draft Requests Concerning the:
 - A. Adoption of a Statement of Public Policy That the Purpose of the Criminal Justice System is Rehabilitative and Not Retributive;
 - B. Development Programs to Better Identify, Coordinate, Support and Train Faith-Based and Other Community Groups to Help in the Correction and Reentry of Inmates When Released Back to Society;
 - C. Identification of a Comprehensive List of Disincentives and Barriers that Currently Frustrate Faith-Based and Other Community Groups in Their Efforts To Address Reentry Issues by Inmates;
 - D. Development of a Plan to Address Identified Disincentives and Barriers That Prevent Successful Reentry and Are Counter-Productive to Reducing Recidivism.

- *VII. Presentation by the State Board of Parole Commissioners Concerning the Impact of Assembly Bill No. 510 (2007), Senate Bill No. 471 (2007), and Senate Bill No. 4 (24th Special Session of the Nevada Legislature)

- *VIII Discussion and Consideration of State Parole Board Related Recommendations and Bill Draft Requests to:
 - A. Modify the Organization and Structure of the Parole Board
 - B. Make Various Changes to Laws as Amended in Assembly Bill No. 510 (2007) Including, Without Limitation, Changes to Credit for Jail Time, Gross Misdemeanors, Offenders in Specialty Court and Those With Uncompleted Conditions of Probation and Suggestions Made by the Division of Parole and Probation and the State Parole Board Representatives at Prior Commission Hearings
 - C. Extending Provisions of Assembly Bill No. 510 (2007) Concerning Residential Confinement Programs to Certain Non-Violent Property or Drug Offenders Who are Category B Felons

 - D. Make Various Changes to Laws as Amended in Senate Bill No. 471 (2007) Including, Without Limitation, Changes to Provisions Relating to Sex Offenders and Meetings of the Parole Board
 - E. Clarify Mandatory Parole Release Under NRS 213.215
 - F. Clarify the Use of Interpreters at Parole Hearings Under NRS 213.055 and NRS 213.128
 - G. Consider Aggregating Minimum and Maximum Sentences for Sentences Served Consecutively
 - H. Provide Incentives for Alternatives to Incarceration and Establish Community Programs for the Treatment of Drug and Alcohol Abuse
 - I. Lengthen the Period of Probation to be Served by An Offender
 - J. Revise Provisions Concerning the frequency of Meetings and the Process of Restoring Rights

- *IX. Discussion and Consideration of Recommendations and Bill Draft Requests Relating to the Division of Parole and Probation, Including, Without Limitation, Modifications to the Presentence Investigation Report, Early Assessment of Defendants in the Criminal Justice System, the Use of Technological Monitoring, the Use of Intermediate Sanctions, the Process of Revocations and Technical Violations and the Process for Collecting Restitution.

- *X. Report by the Subcommittee on Juvenile Justice, Including, Without Limitation, Discussion and Consideration of Recommendations and Bill Draft Requests Concerning the Juvenile Justice System as Approved By the Subcommittee at the Meeting Held on July 30, 2008

Senator Steven Horsford

- *XI. Discussion and Consideration of Recommendations and Bill Draft Requests Relating to Specialty Courts, Including, Without Limitation, the Plan and Statutory Amendments Presented to the Advisory Commission by the Specialty Court Judges at Advisory Commission Meetings on March 17, 2008 and May 12, 2008
- *XII. Report by Subcommittee to Consider Issues Related to Victims Including, Without Limitation, Discussion and Consideration of Recommendations and Bill Draft Requests Related to Victims, Including, Without Limitation, Related to the Rights of Victims, Relevant Statistics and Sources of Funding for Victims of Crime in Nevada
- *XIII. Report by Subcommittee to Study Mandatory Drug Sentencing Statutes and Substantial Assistance Statutes and Discussion and Consideration of Recommendations and Bill Draft Requests Concerning Those Laws

Judge Douglas Herndon

- *XIV. Discussion and Consideration of Recommendations and Bill Draft Requests Concerning the Nevada Department of Corrections, Including, Without Limitation:
 - A. Creating a System of Re-Entry for Inmates Who Expire Their Terms or Are Placed on Parole
 - B. Modifying the “Relief Factor” for Nevada Department of Corrections Staff from 1.6 to 1.85
 - C. Amending NRS 178A.660 Concerning Placement Authority by the Nevada Department of Corrections
 - D. Adopting a Staff to Inmate Ratio
 - E. Modifying the Base Budget System
 - F. Amending NRS 284.4062 to Allow for Termination of the First Offense for Those Correctional Officers Found to Be Under the Influence of Drugs or Alcohol While On Duty and Provide Authority to Nevada Department of Corrections for Random Drug Testing of Staff After Initial Hiring
 - G. Allowing Investigators to be Classified As Category II Peace Officers
 - H. Expanding Boot Camp Eligibility, Facilities and Funding
 - I. Clarifying NRS 213.1213 Concerning the Calculation of Parole Eligibility Dates
- *XV. Discussion and Consideration of Recommendations and Bill Draft Requests Concerning Modifications to Sentencing Statutes as Proposed by the Clark County and Washoe County Public Defenders Offices Including, Without Limitation, Proposals Relating to Amendments to the Burglary Statutes, Habitual Criminal Statutes and Policies Concerning Photo Identification and Preservation of Biological Evidence.

*XVI. Discussion and Consideration of Recommendations and Bill Draft Requests Concerning a Statewide Policy for the Retention of DNA and Other Biological Evidence

XVII. Public Comment

*XVIII. Discussion of Additional Topics for Future Meetings, Including Additional Recommendations to be Voted on During August 25, 2008 Advisory Commission Meeting and Preparation of Report of Advisory Commission

XVIX. Adjournment

*Denotes items on which the committee may take action.

Note: We are pleased to make reasonable accommodations for members of the public who are disabled and wish to attend the meeting. If special arrangements for the meeting are necessary, please notify the Legal Division of the Legislative Counsel Bureau, in writing, at the Legislative Building, 401 South Carson Street, Carson City, Nevada 89701-4747, or call (775) 684-6830 as soon as possible.

Notice of this meeting was faxed for posting to the following Las Vegas, Nevada, locations: Clark County Government Center, 500 South Grand Central Parkway; and Grant Sawyer State Office Building, 555 East Washington Avenue.

Notice of this meeting was posted in the following Carson City, Nevada, locations: Blasdel Building, 209 East Musser Street; Capitol Press Corps, Basement, Capitol Building; City Hall, 201 North Carson Street; Legislative Building, 401 South Carson Street; and Nevada State Library, 100 Stewart Street.

Notice of this meeting was faxed for posting to the following Elko, Nevada location: Great Basin Community College, High Tech Center, 1290 Burns

Notice of this meeting was posted on the Internet through the Nevada Legislature's website at www.leg.state.nv.us.