
ASSEMBLY BILL NO. 373—ASSEMBLYMAN GOICOECHEA

MARCH 21, 2011

Referred to Committee on Judiciary

SUMMARY—Prohibits the willful destruction of real property that is subject to foreclosure or repossession. (BDR 15-98)

FISCAL NOTE: Effect on Local Government: May have Fiscal Impact.
Effect on the State: Yes.

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

AN ACT relating to real property; prohibiting under certain circumstances the removal, damaging or destruction of real property that is subject to foreclosure or any other action affecting the title or possession of the real property; providing a penalty; and providing other matters properly relating thereto.

Legislative Counsel’s Digest:

1 This bill provides that a person in possession of real property who, under
2 certain circumstances, willfully removes, damages or destroys any real property
3 that is subject to foreclosure or any other action affecting the title or possession of
4 the real property is guilty of a category E felony.

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

1 **Section 1.** Chapter 206 of NRS is hereby amended by adding
2 thereto a new section to read as follows:

3 *1. A person who occupies real property, including a person*
4 *with an ownership interest in the real property, who has personal*
5 *knowledge of the pendency of an action for the foreclosure of a*
6 *mortgage upon real property, a proceeding for the judicial or*
7 *other foreclosure of a deed of trust given to secure a loan made to*
8 *purchase real property or any other action affecting the title or*
9 *possession of real property, shall not remove, damage or otherwise*



- 1 *destroy any portion of the real property with intent to diminish the*
- 2 *value of the real property.*
- 3 2. *A person who willfully violates the provisions of subsection*
- 4 *1 is guilty of a category E felony and shall be punished as*
- 5 *provided in NRS 193.130.*

