

SENATE BILL NO. 316—SENATORS SCHEIBLE, SPEARMAN;
D. HARRIS, NGUYEN AND OHRENSCHALL

MARCH 20, 2023

Referred to Committee on Judiciary

SUMMARY—Makes various changes relating to criminal law.
(BDR 14-132)

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

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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 criminal law; revising the required contents of certain annual reports concerning criminal cases; and providing other matters properly relating thereto.

Legislative Counsel’s Digest:

1 Existing law requires the district attorney for each county to prepare and submit
2 to the Attorney General an annual report concerning certain cases filed during the
3 previous calendar year which included a charge for murder or voluntary
4 manslaughter. Among other requirements, existing law requires the annual report to
5 include, for each case filed: (1) the age, gender and race of the defendant; and (2)
6 the name of each court in which the case was prosecuted. (NRS 178.750) This bill
7 additionally requires the report to include: (1) the name of the defendant; and (2)
8 the case number.

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

1 **Section 1.** NRS 178.750 is hereby amended to read as follows:
2 178.750 1. The district attorney for each county shall prepare
3 and submit a report, on a form approved by the Attorney General, to
4 the Attorney General not later than February 1 of each year
5 concerning each case filed during the previous calendar year that
6 included a charge for murder or voluntary manslaughter. The district
7 attorney shall exclude from the report any charge for manslaughter
8 that resulted from a death in a crash involving a motor vehicle.



1 2. The report required pursuant to subsection 1 must include,
2 without limitation:

3 (a) The *name*, age, gender and race of the defendant;

4 (b) The age, gender and race of any codefendant or other person
5 charged or suspected of having participated in the homicide and in
6 any alleged related offense;

7 (c) The age, gender and race of the victim of the homicide and
8 any alleged related offense;

9 (d) The date of the homicide and of any alleged related offense;

10 (e) The date of filing of the information or indictment;

11 (f) The ~~name of each~~ *case number and* court in which the case
12 was prosecuted;

13 (g) Whether or not the prosecutor filed a notice of intent to seek
14 the death penalty and, if so, when the prosecutor filed the notice;

15 (h) The final disposition of the case and whether or not the case
16 was tried before a jury;

17 (i) The race, ethnicity and gender of each member of the jury, if
18 the case was tried by a jury; and

19 (j) The identity of:

20 (1) Each prosecuting attorney who participated in the
21 decision to file the initial charges against the defendant;

22 (2) Each prosecuting attorney who participated in the
23 decision to offer or accept a plea, if applicable;

24 (3) Each prosecuting attorney who participated in the
25 decision to seek the death penalty, if applicable; and

26 (4) Each person outside the office of the district attorney who
27 was consulted in determining whether to seek the death penalty or to
28 accept or reject a plea, if any.

29 3. If all the information required pursuant to subsection 1
30 cannot be provided because the case is still in progress, an
31 additional report must be filed with the Attorney General each time
32 a subsequent report is filed until all the information, to the extent
33 available, has been provided.

34 **Sec. 2.** This act becomes effective on July 1, 2023.

