
SENATE BILL NO. 351—SENATORS D. HARRIS AND SCHEIBLE

MARCH 22, 2023

Referred to Committee on Judiciary

SUMMARY—Revises provisions relating to communications with offenders. (BDR 16-659)

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 offenders; requiring the Director of the Department of Corrections to adopt certain regulations relating to visits and correspondence between offenders and others; requiring a warden or manager who denies a prospective visitor to provide certain written notice of the denial; and providing other matters properly relating thereto.

Legislative Counsel’s Digest:

1 Existing law authorizes the warden or manager of a correctional institution or
2 facility to allow visits and correspondence between offenders and appropriate
3 friends, relatives and others under regulations adopted by the Director of the
4 Department of Corrections and approved by the Board of State Prison
5 Commissioners. (NRS 209.423) **Section 1** of this bill requires the Director, with the
6 approval of the Board, to adopt regulations relating to visits and correspondence
7 between offenders and others. **Section 1** prohibits any such regulations from
8 imposing requirements on the approval of a prospective visitor who has been
9 convicted of a felony in this State or any other state that are not imposed on the
10 approval of a prospective visitor who has not been convicted of a felony in this
11 State or any other state, unless the warden or manager determines that extenuating
12 circumstances exist. **Section 1** also: (1) requires a warden or manager who denies a
13 prospective visitor to provide written notice of the denial; and (2) prescribes certain
14 requirements relating to such notice.



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

1 **Section 1.** NRS 209.423 is hereby amended to read as follows:

2 209.423 **1.** *The Director shall, with approval of the Board,*
3 *adopt regulations relating to visits and correspondence between*
4 *offenders and others. Such regulations must include, without*
5 *limitation, procedures for the approval of visitors which must not*
6 *impose requirements on the approval of a prospective visitor who*
7 *has been convicted of a felony in this State or any other state that*
8 *are not imposed on the approval of a prospective visitor who has*
9 *not been convicted of a felony in this State or any other state,*
10 *unless the warden or manager determines that extenuating*
11 *circumstances exist.*

12 **2.** Warden and managers may authorize visits and
13 correspondence between offenders and appropriate friends, relatives
14 ~~[]~~ and others ~~[under]~~ *in accordance with the* regulations adopted
15 ~~[by the Director and approved by the Board.]~~ *pursuant to*
16 *subsection 1.*

17 **3.** *If the warden or manager denies a prospective visitor, the*
18 *warden or manager must provide written notice of the denial to*
19 *the prospective visitor, which must include, without limitation:*

20 (a) *An explanation of the reason for the denial; and*

21 (b) *If applicable, any extenuating circumstances that*
22 *necessitated the denial.*

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

