

CHAPTER.....

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:

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

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

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

Section 1. NRS 209.423 is hereby amended to read as follows:
209.423 **1. *The Director shall, with approval of the Board, adopt regulations relating to visits and correspondence between offenders and others. Such regulations must include, without limitation, procedures for the approval of visitors which must not impose requirements on the approval of a prospective visitor who has been convicted of a felony in this State or any other state that are not imposed on the approval of a prospective visitor who has not been convicted of a felony in this State or any other state, unless the warden or manager determines that extenuating circumstances exist.***

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



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

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

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

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

