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NEVADA BOARD OF PAROLE COMMISSIONERS

May 14, 2013

To: Richard Combs, Director, Legislative Counsel Bureau

From: Connie S. Bisbee, Chairman

RE: Parole Board Quarterly Report of Actions January 1 through March 31, 2013.

Please find attached the Quarterly Report of Parole Board Actions for the period January 1 through March 31, 2013. (Q3, FY2013.) This report is prepared in accordance with NRS 213.10887: "Board to compile, maintain, organize and tabulate information concerning decisions regarding parole."

This report is organized by sections as follows:

- Section 1: Summary of all parole decisions during the reporting period. Parole actions are categorized by discretionary parole decisions, mandatory parole decisions (MPR), and parole violation decisions.
- Section 2: Summary of parole actions based on the parole guideline recommendation.
- Section 3: Summary of parole actions that deviate from the guideline recommendation.
- Section 4: Summary of parole actions by offense group.
- Section 5: Summary of the reasons for parole actions, including reasons for deviating from the parole guideline recommendation. Reasons for actions on individual cases are on file at the Carson City Office of the Parole Board and are available upon request.

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Section 1. Summary of all parole decisions during the reporting period

Quarterly Totals

Parole actions are categorized by discretionary parole decisions, mandatory parole decisions (MPR), and parole violation decisions. Hearings that resulted in 'No Action' being taken and hearings resulting in the rescission of a parole as a result of ineligibility are also displayed in the following table.

	Male	Female	Total
Discretionary Parole Hearings	1051	138	1189
Discretionary Paroles Granted	577	98	675
Discretionary Paroles Denied	474	40	514
Mandatory Parole (MPR) Hearings	445	39	484
Mandatory Paroles Granted	265	27	292
Mandatory Paroles Denied	180	12	192
Discretionary Parole Violations Hearings	165	34	199
Discretionary Paroles Continued (Reinstated)	41	5	46
Discretionary Paroles Revoked	124	29	153
MPR Release Violation Hearings	13	0	13
MPR Violators Continued (Reinstated)	0	0	0
MPR Violators Revoked	13	0	13
Total Decisions	1674	211	1885
Total Grant/Continued	883	130	1013
Total Denied/Revoked	791	81	872
Hearings with No Action	159	15	174
Rescissions (not eligible)	7	1	8
Total Hearings	1840	227	2067

Percentage of Action by Gender

Percent of Action by Gender	Male	Female	Total
Percent of Discretionary Parole Granted	54.9%	71.0%	56.8%
Percent of Mandatory Parole Granted	59.6%	69.2%	60.3%
Total Discretionary/MPR Grant Rate	56.3%	70.6%	57.8%

Section 2: Statistics of parole actions based on the parole guideline recommendation

The following charts represent discretionary and mandatory parole actions based on the discretionary parole guideline. The MPR actions appear as reference only. The guideline for consideration for release under NRS 213.1215 (Mandatory Parole) is whether there is a reasonable probability that the prisoner would be a danger to public safety. When an inmate being considered for release under Mandatory Parole is denied, the underlying reason is the determination that there is a reasonable probability that the prisoner would be a danger to public safety if released on parole.

Discretionary Parole Actions by Guideline Recommendation			
	Granted	Denied	% Granted
Parole at Initial	143	23	86%
Parole at 1st or 2 nd Hearing	328	163	67%
Consider Factors	203	213	49%
Deny Parole	1	115	1%
Total	675	514	57%
Mandatory Parole Actions by Guideline Recommendation			
	Granted	Denied	% Granted
Parole at Initial	35	8	81%
Parole at 1st or 2 nd Hearing	140	35	80%
Consider Factors	109	66	62%
Deny Parole	8	83	9%
	292	192	60%

Section 3: Summary of parole actions that deviated from the discretionary parole guideline

The following represents the number of inmates who were denied parole when the guideline recommended parole should be granted (denials when the guideline recommends parole be granted at 1st or 2nd hearing would become a deviation when parole is denied at the 2nd hearing):

# of Actions to Deny Parole that Deviated:	23
Total Number of Discretionary Denials:	514
Percent of Deviation:	4.5%

The following represents the number of inmates who were granted parole when the guideline recommended parole should be denied:

# of Actions to Grant Parole that Deviated:	1
Total Number of Discretionary Grants:	675
Percent of Deviation:	0.1%

Section 4: Summary of parole actions by offense group

The following charts represent parole actions by offense group as defined by the Department of Corrections. Offenses appearing in the "Sex" category include offenses such as "Prostitution with HIV," "Pandering" and "Failure to Register as a Sex Offender." Offenses that involved violence during the commission of the offense, but with an actual conviction title that would not by itself appear to be violent will not appear in the "Violence" offense group (i.e., a Burglary conviction that included striking a resident would appear in the "Property" offense group). Offenses appearing in the "Other" offense group includes offenses that can not be readily categorized into one of the other offense groups (i.e., Habitual Criminals, gaming related offenses and Victim over 65 Enhancement which could be a property or violent offense).

	Sex	Violence	Drug	Property	DUI	Other	Total
Reg Parole Hearings	107	337	229	388	39	89	1189
Reg Par Hearings Granted	48	137	178	231	24	57	675
Percent Favorable	45%	41%	78%	60%	62%	64%	57%

MPR Hearings	33	180	48	158	25	40	484
MPR Hearings Granted	17	87	35	113	14	26	292
Percent Favorable	52%	48%	73%	72%	56%	65%	60%

Total Parole Hearings	140	517	277	546	64	129	1673
Total Parole Grants	65	224	213	344	38	83	967
Percent Favorable	46%	43%	77%	63%	59%	64%	58%

PV Hearings	7	48	52	82	2	21	212
PV's Reinstated	3	13	14	8	0	8	46
Percent Favorable	43%	27%	27%	10%	0%	38%	22%

Total	147	565	329	628	66	150	1885
Total Favorable	68	237	227	352	38	91	1013
Percent Favorable	46%	42%	69%	56%	58%	61%	54%

Section 5: Reasons for each parole action

The following provides a summary of the reasons for each decision to grant, deny, continue or revoke parole, including reasons for deviating from the parole guideline recommendation.

When acting to grant or deny parole, more than one reason may be selected. Reasons for each specific case are available upon request in the Carson City office of the Board of Parole Commissioners.

When the "Other" reason is selected, written comments are manually entered. Those comments are also available upon request at the Carson City office of the Parole Board.

Reasons for Granting Discretionary Parole Release:

<i>Frequency</i>	<i>Reason</i>
440	The parole guideline recommends that parole be granted, and there are no serious reasons to deviate from the guideline recommendation.
125	The inmate has no prior or minimal criminal conviction history.
82	The inmate has a positive institutional record.
176	The inmate has participated in programs specific to addressing behavior that led to incarceration.
15	The inmate has adjusted in a positive manner to a work release program or other assignment as community trustee.
40	The inmate has successfully completed a prior period of parole or probation.
134	The inmate has stable release plans.
87	There is a detainer lodged by other jurisdiction.
106	The inmate must serve a consecutive sentence.
59	Case factors suggest parole may be appropriate at this time.
227	There is community and/or family support.
2	Other
1,493	Total

Reasons for Denying Discretionary Parole Release

<i>Frequency</i>	<i>Reason</i>
236	Prior prison term did not deter future criminal activity.
37	Prior conviction for a sexual offense.
204	Prior conviction for a violent offense.
274	Repetitive criminal conduct.
177	Significant prior criminal history.
39	Disruptive institutional behavior, or poor disciplinary record.
7	The prisoner was evaluated in accordance with NRS 213.1214 (psych panel) and was determined to be a high risk to re-offend.
35	Multiple prior parole/probation revocations.
84	Nature of criminal record is increasingly more serious.
67	Crime was targeted against a child or person at greater vulnerability because of age/disability.
230	Impact on victim(s) and/or community.
3	The extreme or abnormal aspects of the crime.
2	Inmate has indicated an unwillingness to comply with the terms of parole.
121	Risk factors indicate the inmate is a high risk to commit a new felony.
1	Refusal to participate in a treatment program.
14	Removal from community supervision program.
81	Parole Guideline recommends parole denial and other factors do not indicate the Board should deviate from the guideline.
7	Other
6	Inmate refused to participate in the hearing process.
11	Inmate does not want parole, and requested to expire sentence.
34	Inmate was convicted of a new felony while serving a prior period of community supervision.
1,670	Total

Reasons for Recommending Discretionary Parole Release when the Guideline Recommends Denial

<i>Frequency</i>	<i>Reason</i>
1	100 + years of California time.

Reasons for Denying Discretionary Parole Release when the Guideline Suggests Parole Should be Granted

<i>Frequency</i>	<i>Reason</i>
16	Prior prison term did not deter future criminal activity.
2	Prior conviction for a sexual offense.
11	Prior conviction for a violent offense.
19	Repetitive criminal conduct.
15	Significant prior criminal history.
7	Multiple prior parole/probation revocations.
2	Impact on victim(s) and/or community.
1	Inmate has indicated an unwillingness to comply with the terms of parole.
2	Other
1	Inmate requested to expire sentence.
4	Inmate was convicted of a new felony while serving a prior period of community supervision.
80	Total

Reasons for Granting Mandatory Parole Release

<i>Frequency</i>	<i>Reason</i>
292	The inmate is eligible for release in accordance with NRS 213.1215 and the case factors do not suggest that the inmate would be a danger to public safety if released on parole.

Reasons for Denying Mandatory Parole Release (NRS 213.1215)

<i>Frequency</i>	<i>Reason</i>
93	The parole guidelines indicate the prisoner is a high risk to re-offend.
4	The prisoner was evaluated in accordance with NRS 213.1214 (psych panel) and was determined to be a high risk to re-offend.
12	The prisoner has made statements indicating he/she will refuse to comply with the terms and conditions of parole.
56	The prisoner has a history of convictions for violent crimes.
6	The prisoner has engaged in violent behavior while incarcerated.
11	The prisoner has been convicted of multiple felony offenses of driving under the influence of intoxicating liquor or a controlled substance.
9	The prisoner has previously committed crimes while on community supervision.
6	The criminal conduct of the prisoner has increased in severity over time.
25	Other
222	Total

Reasons for Taking No Action

<i>Frequency</i>	<i>Reason</i>
32	Inmate was moved after hearing date was set. Will be rescheduled upon publication of new eligibility list.
8	Inmate not eligible due to new felony conviction. Inmate will be re-scheduled when eligible.
27	Inmate was not available at the time of the hearing.
25	No action taken due to lack of information needed to make a recommendation.
4	The inmate has been convicted of an offense listed in NRS 213.1214(8), or has a current/past conviction for an offense listed in NRS 213.1214(11)(c). The Parole Board has requested that an evaluation be conducted in accordance with NRS 213.1214. A parole hearing will be re-scheduled and conducted once the Board is in receipt of the evaluation.
1	Prior action to grant parole.
13	Inmate not eligible due to change or correction in sentence structure or credits earned/lost per NDOC Records.
19	The inmate is in the custody of another jurisdiction and not enough information was provided to make an informed decision to grant or deny parole.
52	The inmate is pending new criminal charges. Will be rescheduled once the new charges have been adjudicated.
3	The attorney appointed to represent the inmate during parole revocation proceedings was not present at the scheduled time.
1	The inmate needs an interpreter and one was not available for the hearing.
23	Inmate not given proper notice of the hearing.
2	Inmate not eligible for parole for reasons other than new sentence or credit adjustment
1	Inmate expired prior to eligibility.
7	Inmate or inmate's counsel requested a continuance
3	Inmate needs to be considered by three commissioners, and three were not available at the hearing.
6	Hearing continued until a psychological panel is conducted in accordance with NRS 213.1214.
3	Inmate expired after being scheduled, but before the hearing took place.
5	Other
12	No PSI, or specific information related to the offense was available to the Board at the time of the hearing.
247	Total

Board of Parole Commissioners

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Reasons for Revoking and Reinstating Parole are on file at the Carson City office of the Board of Parole Commissioners

cc: Mark Teska, Dept. of Public Safety
Julie Strandberg, Department of Administration