

CENTRAL OFFICE

1677 Old Hot Springs Rd., Ste. A
Carson City, NV 89706
<http://parole.nv.gov>
(775) 687-5049
Fax (775) 687-6736

CONNIE S. BISSBEE, *Chairman*
TONY CORDA, *Member*
ADAM ENDEL, *Member*
SUSAN JACKSON, *Member*

KATHI BAKER, *Executive Secretary*

STATE OF NEVADA BRIAN SANDOVAL Governor



LAS VEGAS OFFICE

4000 S. EASTERN AVE., STE. 130
LAS VEGAS, NEVADA 89119
<http://parole.nv.gov>
(702) 486-4370
FAX (702) 486-4376

CONNIE S. BISBEE, *Chairman*
ED GRAY, JR., *Member*
MICHAEL KEELER, *Member*
MAURICE SILVA, *Member*

NEVADA BOARD OF PAROLE COMMISSIONERS

January 11, 2012

To: Lorne Malkiewich, Director, Legislative Counsel Bureau

From: Connie S. Bisbee, Chairman

RE: Parole Board Quarterly Report of Actions July 1, 2010 through September 30, 2010.

Please find attached the Quarterly Report of Parole Board Actions for the period July 1, 2010 through September 30, 2010. 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.

Table of Contents

Section 1. Summary of all parole decisions during the reporting period.....	3
Quarterly Totals	3
Percentage of Action by Gender	3
Section 2: Statistics of parole actions based on the parole guideline recommendation.....	4
Section 3: Summary of parole actions that deviated from the discretionary parole guideline.....	5
Section 4: Summary of parole actions by offense group	6
Section 5: Reasons for each parole action	7
Reasons for Denying Mandatory Parole Release (NRS 213.1215)	7
Reasons for Denying Discretionary Parole Release	8
Reasons for Denying Parole Release when the Guideline Suggests Parole Should be Granted.....	9
Reasons for Granting Mandatory Parole Release	9
Reasons for Granting Discretionary Parole Release:	10
Reasons for Taking No Action	11
Reasons for Recommending Discretionary Parole Release when the Guideline Recommends Denial	12

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	1198	143	1341
Discretionary Paroles Granted	754	122	876
Discretionary Paroles Denied	444	21	465
Mandatory Parole (MPR) Hearings	434	36	470
Mandatory Paroles Granted	286	29	315
Mandatory Paroles Denied	148	7	155
Discretionary Parole Violations Hearings	168	31	199
Discretionary Paroles Continued (Reinstated)	49	13	62
Discretionary Paroles Revoked	119	18	137
MPR Release Violation Hearings	4	0	4
MPR Violators Continued (Reinstated)	0	0	0
MPR Violators Revoked	4	0	4
Total Decisions	1804	210	2014
Total Grant/Continued	1089	164	1253
Total Denied/Revoked	715	46	761
Hearings with No Action	119	10	129
Rescissions (not eligible)	4	0	4

Percentage of Action by Gender

Percent of Action by Gender	Male	Female	Total
Percent of Discretionary Parole Granted	62.9%	85.3%	65.3%
Percent of Mandatory Parole Granted	65.9%	80.6%	67.0%
Total Discretionary/MPR Grant Rate	63.7%	84.4%	65.8%

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	172	13	93%
Parole at 1st or 2 nd Hearing	461	101	82%
Consider Factors	233	192	55%
Deny Parole	10	153	6%

	Granted	Denied	% Granted
Parole at Initial	39	0	100%
Parole at 1st or 2 nd Hearing	148	17	90%
Consider Factors	115	54	68%
Deny Parole	13	79	14%

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:	12
Total Number of Discretionary Denials:	465
Percent of Deviation:	2.6%

# of Actions to Grant Parole that Deviated:	14
Total Number of Discretionary Grants:	876
Percent of Deviation:	1.6%

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	108	365	266	453	45	104	1341
Reg Par Hearings Granted	40	173	227	338	31	67	876
Percent Favorable	37%	47%	85%	75%	69%	64%	65%
MPR Hearings	29	161	66	140	39	35	470
MPR Hearings Granted	13	98	53	94	37	20	315
Percent Favorable	45%	61%	80%	67%	95%	57%	67%
Total Parole Hearings	137	526	332	593	84	139	1811
Total Parole Grants	53	271	280	432	68	87	1191
Percent Favorable	39%	52%	84%	73%	81%	63%	66%
PV Hearings	7	35	44	101	4	12	203
PV's Reinstated	3	16	12	25	1	5	62
Percent Favorable	43%	46%	27%	25%	25%	42%	31%
Total	144	561	376	694	88	151	2014
Total Favorable	56	287	292	457	69	92	1253
Percent Favorable	39%	51%	78%	66%	78%	61%	62%

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 Denying Mandatory Parole Release (NRS 213.1215)

Frequency	Reason
95	The parole guidelines indicate the prisoner is a high risk to re-offend.
16	The prisoner was evaluated in accordance with NRS 213.1214 (psych panel) and was determined to be a high risk to re-offend
15	The prisoner has made statements indicating he/she will refuse to comply with the terms and conditions of parole
30	The prisoner has a history of convictions for violent crimes.
6	The prisoner has engaged in violent behavior while incarcerated.
2	The prisoner has been convicted of multiple felony offenses of driving under the influence of intoxicating liquor or a controlled substance.
8	The prisoner has previously committed crimes while on community supervision.
1	The criminal conduct of the prisoner has increased in severity over time.
2	The prisoner has demonstrated an attitude or behavior which indicates that the prisoner favors a criminal lifestyle (i.e., gang activities, planning escapes or other criminal activity, etc)
11	Other
186	Total

Reasons for Denying Discretionary Parole Release

Frequency	Reason
184	Prior prison term did not deter future criminal activity.
30	Prior conviction for a sexual offense.
180	Prior conviction for a violent offense.
156	Repetitive criminal conduct.
104	Significant prior criminal history.
58	Disruptive institutional behavior, or poor disciplinary record.
33	The prisoner was evaluated in accordance with NRS 213.1214 (psych panel) and was determined to be a high risk to re-offend.
22	Multiple prior parole/probation revocations.
56	Nature of criminal record is increasingly more serious.
54	Crime was targeted against a child or person at greater vulnerability because of age/disability.
201	Impact on victim(s) and/or community.
5	The extreme or abnormal aspects of the crime.
3	Inmate has indicated an unwillingness to comply with the terms of parole.
171	Risk factors indicate the inmate is a high risk to commit a new felony.
1	Removal from community supervision program.
114	Parole Guideline recommends parole denial and other factors do not indicate the Board should deviate from the guideline.
1	The inmate has a conviction for a sex offense, and there is insufficient risk information to indicate that there is a reasonable probability that the prisoner will live and remain at liberty without violating the laws.
8	Other
8	Inmate refused to participate in the hearing process.
14	Inmate does not want parole, and requested to expire sentence.
36	Inmate was convicted of a new felony while serving a prior period of community supervision.
1,439	Total

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

Frequency	Reason
9	Prior prison term did not deter future criminal activity.
3	Prior conviction for a sexual offense.
6	Prior conviction for a violent offense.
11	Repetitive criminal conduct.
7	Significant prior criminal history.
1	Disruptive institutional behavior, or poor disciplinary record.
1	Multiple prior parole/probation revocations.
1	Nature of criminal record is increasingly more serious.
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 refused to participate in the hearing process.
1	Inmate was convicted of a new felony while serving a prior period of community supervision.
46	Total

Reasons for Granting Mandatory Parole Release

Frequency	Reason
315	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.
3	Other
318	Total

Reasons for Granting Discretionary Parole Release:

Frequency	Reason
604	The parole guideline recommends that parole be granted, and there are no serious reasons to deviate from the guideline recommendation.
146	The inmate has no prior or minimal criminal conviction history.
70	The inmate has a positive institutional record.
204	The inmate has participated in programs specific to addressing behavior that led to incarceration.
17	The inmate has adjusted in a positive manner to a work release program or other assignment as community trustee.
48	The inmate has successfully completed a prior period of parole or probation.
240	The inmate has stable release plans.
137	There is a detainer lodged by other jurisdiction.
126	The inmate must serve a consecutive sentence.
17	Case factors suggest parole may be appropriate at this time.
282	There is community and/or family support.
7	Other
1,898	Total

Reasons for Taking No Action

Frequency	Reason
8	Inmate was moved after hearing date was set. Will be rescheduled upon publication of new eligibility list.
4	Inmate not eligible due to new felony conviction. Inmate will be re-scheduled when eligible.
20	Inmate was not available at the time of the hearing.
4	No action taken due to lack of information needed to make a recommendation.
2	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 deny parole.
3	Prior action to grant parole.
3	Inmate not eligible due to change or correction in sentence structure or credits earned/lost per NDOC Records.
52	The inmate is pending new criminal charges. Will be rescheduled once the new charges have been adjudicated.
5	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.
1	Inmate not eligible for parole for reasons other than new sentence or credit adjustment
14	Inmate or inmate's counsel requested a continuance
2	Inmate needs to be considered by three commissioners, and three were not available at the hearing.
5	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.
13	Other:
141	Total

***Reasons for Recommending Discretionary Parole Release when
the Guideline Recommends Denial***

Frequency	Reason
3	The inmate has no prior or a minimal criminal conviction history.
3	The inmate has participated in programs specific to addressing the behavior that led to incarceration.
5	Community and/or family support
1	Stable release plans.
4	Pending CS sentence or detainer
1	The case history demonstrates remorse on the part of the inmate.
3	Other Factors:
20	Total

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

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