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NEVADA BOARD OF PAROLE COMMISSIONERS

March 24, 2016

To: Richard Combs, Director, Legislative Counsel Bureau

From: Connie S. Bisbee, Chairman

RE: Parole Board Quarterly Report of Actions October 1, 2015 through December 31, 2015.

Please find attached the Quarterly Report of Parole Board Actions for the period October 1, 2015 through December 31, 2015. (FY 2016, Quarter 2.) 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	1099	152	1251
Discretionary Paroles Granted	463	99	562
Discretionary Paroles Denied	636	53	689
Mandatory Parole (MPR) Hearings	432	37	469
Mandatory Paroles Granted	217	25	242
Mandatory Paroles Denied	215	12	227
Discretionary Parole Violations Hearings	164	35	199
Discretionary Paroles Continued (Reinstated)	42	7	49
Discretionary Paroles Revoked	122	28	150
MPR Release Violation Hearings	20	1	21
MPR Violators Continued (Reinstated)	0	0	0
MPR Violators Revoked	20	1	21
Total Decisions	1715	225	1940
Total Grant/Continued	722	131	853
Total Denied/Revoked	993	94	1087
Hearings with No Action	308	34	342
Rescissions (not eligible)	14	2	16
Pending PV Hearing	0	0	0
Total Hearings	2,037	261	2,298

Percentage of Action by Gender

Percent of Action by Gender	Male	Female	Total
Percent of Discretionary Parole Granted	42.1%	65.1%	44.9%
Percent of Mandatory Parole Granted	50.2%	67.6%	51.6%
Total Discretionary/MPR Grant Rate	44.4%	65.6%	46.7%

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	121	51	70%
Parole at 1st or 2 nd Hearing	272	246	53%
Consider Factors	167	273	38%
Deny Parole	2	118	2%
Total	562	688	45%
Mandatory Parole Actions by Guideline Recommendation			
	Granted	Denied	% Granted
Parole at Initial	30	10	75%
Parole at 1st or 2 nd Hearing	115	57	67%
Consider Factors	93	95	49%
Deny Parole	4	61	6%
Total	242	223	52%

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:	51
Total Number of Discretionary Denials:	689
Percent of Deviation:	7.4%

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:	2
Total Number of Discretionary Grants:	562
Percent of Deviation:	0.4%

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 cannot 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
Discretionary Parole Hearings	86	355	238	416	41	115	1251
Disc. Parole Hearings Granted	18	126	163	182	23	50	562
Percent Favorable	21%	35%	68%	44%	56%	43%	45%

MPR Hearings	17	194	54	138	27	39	469
MPR Hearings Granted	10	91	32	82	14	13	242
Percent Favorable	59%	47%	59%	59%	52%	33%	52%

Total Parole Hearings	103	549	292	554	68	154	1720
Total Parole Grants	28	217	195	264	37	63	804
Percent Favorable	27%	40%	67%	48%	54%	41%	47%

PV Hearings	15	39	51	95	2	18	220
PV's Reinstated	5	11	11	19	0	3	49
Percent Favorable	33%	28%	22%	20%	0%	17%	22%

Total	118	588	343	649	70	172	1940
Total Favorable	33	228	206	283	37	66	853
Percent Favorable	28%	39%	60%	44%	53%	38%	44%

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>
357	The parole guideline recommends that parole be granted, and there are no serious reasons to deviate from the guideline recommendation.
334	There is community and/or family support.
192	The inmate has stable release plans.
151	The inmate has participated in programs specific to addressing behavior that led to incarceration.
139	The inmate has no prior or minimal criminal conviction history.
134	The inmate has a positive institutional record.
79	Case factors suggest parole may be appropriate at this time.
78	The inmate must serve a consecutive sentence.
53	There is a detainer lodged by another jurisdiction.
32	The inmate has successfully completed a prior period of parole or probation.
9	The inmate has adjusted in a positive manner to a work release program or other assignment as community trustee.
1	Other
1,559	Total

Reasons for Denying Discretionary Parole Release

<i>Frequency</i>	<i>Reason</i>
331	Repetitive criminal conduct.
313	Prior prison term did not deter future criminal activity.
294	Prior conviction for a violent offense.
262	Significant prior criminal history.
242	Impact on victim(s) and/or community.
155	Nature of criminal record is increasingly more serious.
108	Risk factors indicate the inmate is a high risk to commit a new felony.
73	Parole Guideline recommends parole denial and other factors do not indicate the Board should deviate from the guideline.
69	Crime was targeted against a child or person at greater vulnerability because of age/disability.
57	Inmate was convicted of a new felony while serving a prior period of community supervision.
50	Prior conviction for a sexual offense.
44	Disruptive institutional behavior, or poor disciplinary record.
43	Multiple prior parole/probation revocations.
31	Inmate does not want parole, and requested to expire sentence.
23	The prisoner was assessed in accordance with NRS 213.1214 and was determined to be a high risk, or higher than moderate risk to re-offend.
12	Other
6	Inmate refused to participate in the hearing process.
5	Removal from community supervision program.
3	The extreme or abnormal aspects of the crime.
3	Inmate has indicated an unwillingness to comply with the terms of parole.
2,124	Total

Reasons for Granting Discretionary Parole Release when the Guideline Recommends Denial

<i>Frequency</i>	<i>Reason</i>
2	Community and/or family support
2	Other Factors
1	The inmate has no prior or a minimal criminal conviction history.
1	Stable release plans.
6	Total

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

<i>Frequency</i>	<i>Reason</i>
43	Repetitive criminal conduct.
36	Prior prison term did not deter future criminal activity.
34	Significant prior criminal history.
29	Prior conviction for a violent offense.
14	Multiple prior parole/probation revocations.
12	Inmate was convicted of a new felony while serving a prior period of community supervision.
7	Nature of criminal record is increasingly more serious.
5	Impact on victim(s) and/or community.
5	Other
5	Inmate requested to expire sentence.
2	Disruptive institutional behavior, or poor disciplinary record.
2	Removal from community supervision program.
2	Inmate refused to participate in the hearing process.
1	Prior conviction for a sexual offense.
1	Crime was targeted against a child or person at greater vulnerability because of age/disability.
1	The case factors in conjunction with the reported progress and institutional adjustment suggest that parole release is not appropriate at this time.
199	Total

Reasons for Granting Mandatory Parole Release

<i>Frequency</i>	<i>Reason</i>
242	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>
104	The prisoner has a history of convictions for violent crimes.
83	The parole guidelines indicate the prisoner is a high risk to re-offend.
20	Other
14	The prisoner has made statements indicating he/she will refuse to comply with the terms and conditions of parole.
9	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.
8	The prisoner was evaluated in accordance with NRS 213.1214 and was determined to be a high risk, or higher than moderate risk to re-offend.
8	The prisoner has engaged in violent behavior while incarcerated.
6	The criminal conduct of the prisoner has increased in severity over time.
1	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.)
262	Total

Reasons for Taking No Action

<i>Frequency</i>	<i>Reason</i>
54	Inmate not eligible due to new felony conviction. Inmate will be re-scheduled when eligible.
52	Inmate was moved after hearing date was set. Will be rescheduled upon publication of new eligibility list.
39	The inmate has a current or prior conviction for an offense listed in NRS 213.1214 and the required assessment was not provided to the Board by the hearing date. A parole hearing will be re-scheduled and conducted once the Board is in receipt of the evaluation.
36	The inmate is pending new criminal charges. Will be rescheduled once the new charges have been adjudicated.
34	Inmate not eligible due to change or correction in sentence structure or credits earned/lost per NDOC Records.
32	No PSI, or specific information related to the offense was available to the Board at the time of the hearing.
26	Other
14	No action taken due to lack of information needed to make a recommendation.
11	Inmate or inmate's counsel requested a continuance.
11	The Board did not have access to the NDOC NOTIS database because of networking issues which resulted in a lack of access to information necessary to conduct the hearing or make an action recommendation.
9	The inmate indicates an interest in aggregating his/her consecutive sentence(s). No Action is taken to allow the inmate time to research and make a determination whether to opt-in.
8	Inmate was not available at the time of the hearing.
8	Inmate not eligible for parole for reasons other than new sentence or credit adjustment.
8	Inmate expired after being scheduled, but before the hearing took place.
7	The attorney appointed to represent the inmate during parole revocation proceedings was not present at the scheduled time.
6	Prior action to deny parole.
5	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.
4	Inmate needs to be considered by three commissioners, and three were not available at the hearing.
3	Inmate not given proper notice of the hearing.
2	Inmate expired prior to eligibility.
1	Prior action to grant parole.
1	Hearing continued pending outcome of disciplinary charges.
371	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: Sheri Brueggemann, Dept. of Public Safety
Jim Rodriguez, Department of Administration
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