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## NEVADA BOARD OF PAROLE COMMISSIONERS

# Parole Board Quarterly Report of Actions October 1 through December 31, 2016 (Q2, FY2017)

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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.

	<b>Male</b>	<b>Female</b>	<b>Total</b>
Discretionary Parole Hearings	1045	169	1214
Discretionary Paroles Granted	468	126	594
Discretionary Paroles Denied	577	43	620
Mandatory Parole (MPR) Hearings	560	65	625
Mandatory Paroles Granted	315	48	363
Mandatory Paroles Denied	245	17	262
Discretionary Parole Violations Hearings	135	28	163
Discretionary Paroles Continued (Reinstated)	25	4	29
Discretionary Paroles Revoked	110	24	134
MPR Release Violation Hearings	27	3	30
MPR Violators Continued (Reinstated)	2	0	2
MPR Violators Revoked	25	3	28
Total Decisions	1767	265	2032
Total Grant/Continued	810	178	988
Total Denied/Revoked	957	87	1044
Hearings with No Action	248	36	284
Rescissions (not eligible)	7	0	7
Total Hearings	2,022	301	2,323

### *Percentage of Action by Gender*

<b>Percent of Action by Gender</b>	<b>Male</b>	<b>Female</b>	<b>Total</b>
Percent of Discretionary Parole Granted	44.8%	74.6%	48.9%
Percent of Mandatory Parole Granted	56.3%	73.8%	58.1%
Total Discretionary/MPR Grant Rate	48.8%	74.4%	52.0%

## 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.

<b>Discretionary Parole Actions by Guideline Recommendation</b>			
	Granted	Denied	% Granted
Parole at Initial	128	25	84%
Parole at 1st or 2 <sup>nd</sup> Hearing	279	201	58%
Consider Factors	185	268	41%
Deny Parole	2	126	2%
Total	594	620	49%
<b>Mandatory Parole Actions by Guideline Recommendation</b>			
	Granted	Denied	% Granted
Parole at Initial	39	9	81%
Parole at 1st or 2 <sup>nd</sup> Hearing	183	64	74%
Consider Factors	139	88	61%
Deny Parole	2	101	2%
Total	363	262	59%

### 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:	620
Percent of Deviation:	3.7%

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:	594
Percent of Deviation:	0.3%

## 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	115	361	213	397	16	112	<b>1214</b>
Disc. Parole Hearings Granted	33	121	152	220	10	58	<b>594</b>
Percent Favorable	29%	34%	71%	55%	63%	52%	<b>49%</b>

MPR Hearings	15	225	73	211	33	68	<b>625</b>
MPR Hearings Granted	10	118	55	121	22	37	<b>363</b>
Percent Favorable	67%	52%	75%	57%	67%	54%	<b>58%</b>

Total Parole Hearings	130	586	286	608	49	180	<b>1839</b>
Total Parole Grants	43	239	207	341	32	95	<b>957</b>
Percent Favorable	33%	41%	72%	56%	65%	53%	<b>52%</b>

PV Hearings	7	29	41	83	4	29	<b>193</b>
PV's Reinstated	3	2	8	11	1	6	<b>31</b>
Percent Favorable	43%	7%	20%	13%	25%	21%	<b>16%</b>

Total	137	615	327	691	53	209	<b>2032</b>
Total Favorable	46	241	215	352	33	101	<b>988</b>
Percent Favorable	34%	39%	66%	51%	62%	48%	<b>49%</b>

## 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>
430	There is community and/or family support.
367	The parole guideline recommends that parole be granted, and there are no serious reasons to deviate from the guideline recommendation.
260	The inmate has stable release plans.
178	The inmate has participated in programs specific to addressing behavior that led to incarceration.
145	The inmate has no prior or minimal criminal conviction history.
98	The inmate has a positive institutional record.
70	There is a detainer lodged by other jurisdiction.
62	The inmate must serve a consecutive sentence.
45	The inmate has successfully completed a prior period of parole or probation.
38	Case factors suggest parole may be appropriate at this time.
7	The inmate has adjusted in a positive manner to a work release program or other assignment as community trustee.
5	Other
1,705	Total

***Reasons for Denying Discretionary Parole Release***

<i>Frequency</i>	<i>Reason</i>
334	Repetitive criminal conduct.
306	Prior prison term did not deter future criminal activity.
276	Prior conviction for a violent offense.
263	Impact on victim(s) and/or community.
244	Significant prior criminal history.
138	Risk factors indicate the inmate is a high risk to commit a new felony.
104	Parole Guideline recommends parole denial and other factors do not indicate the Board should deviate from the guideline.
85	Nature of criminal record is increasingly more serious.
85	Crime was targeted against a child or person at greater vulnerability because of age/disability.
56	Inmate was convicted of a new felony while serving a prior period of community supervision.
51	Disruptive institutional behavior, or poor disciplinary record.
46	Multiple prior parole/probation revocations.
44	Prior conviction for a sexual offense.
25	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.
13	Other
4	Removal from community supervision program.
4	Inmate refused to participate in the hearing process.
2	Inmate has indicated an unwillingness to comply with the terms of parole.
1	The extreme or abnormal aspects of the crime.
1	The case factors in conjunction with the reported progress and institutional adjustment suggest that parole release is not appropriate at this time.
2,105	Total



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

<b><i>Frequency</i></b>	<b><i>Reason</i></b>
2	The inmate has participated in programs specific to addressing the behavior that led to incarceration.
2	Community and/or family support
1	The inmate has been infraction free for two years or more to hearing month.
1	Stable release plans.
6	Total

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

<b><i>Frequency</i></b>	<b><i>Reason</i></b>
20	Prior prison term did not deter future criminal activity.
17	Repetitive criminal conduct.
16	Significant prior criminal history.
14	Prior conviction for a violent offense.
4	Multiple prior parole/probation revocations.
3	Other
1	Removal from community supervision program.
79	Total

***Reasons for Granting Mandatory Parole Release***

<b><i>Frequency</i></b>	<b><i>Reason</i></b>
363	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.
1	Other
364	Total

***Reasons for Denying Mandatory Parole Release (NRS 213.1215)***

<b><i>Frequency</i></b>	<b><i>Reason</i></b>
125	The parole guidelines indicate the prisoner is a high risk to re-offend.
99	The prisoner has a history of convictions for violent crimes.
27	Other
15	The prisoner has made statements indicating he/she will refuse to comply with the terms and conditions of parole.
13	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.
11	The prisoner has previously committed crimes while on community supervision.
8	The prisoner has been convicted of multiple felony offenses of driving under the influence of intoxicating liquor or a controlled substance.
5	The prisoner has engaged in violent behavior while incarcerated.
2	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.)
1	The prisoner has met the minimum requirements in accordance with subsection of NRS 213.1215 however the Board has determined that there is a reasonable probability that the prisoner would be a danger to public safety if released on parole for the following reasons:
308	Total

***Reasons for Taking No Action***

<b><i>Frequency</i></b>	<b><i>Reason</i></b>
52	The inmate is pending new criminal charges. Will be rescheduled once the new charges have been adjudicated.
41	Inmate not eligible due to new felony conviction. Inmate will be re-scheduled when eligible.
41	No PSI, or specific information related to the offense was available to the Board at the time of the hearing.
39	Inmate was moved after hearing date was set. Will be rescheduled upon publication of new eligibility list.
27	Other
25	No action taken due to lack of information needed to make a recommendation.
22	Inmate was not available at the time of the hearing.
19	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.
13	Inmate or inmate's counsel requested a continuance.
11	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.
11	Inmate not eligible for parole for reasons other than new sentence or credit adjustment.
8	Inmate not given proper notice of the hearing.
6	Inmate not eligible due to change or correction in sentence structure or credits earned/lost per NDOC records.
6	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.
5	Hearing continued pending outcome of disciplinary charges.
5	Inmate expired after being scheduled, but before the hearing took place.
4	The attorney appointed to represent the inmate during parole revocation proceedings was not present at the scheduled time.
3	Prior action to deny parole.
2	The inmate needs an interpreter and one was not available for the hearing.
2	Inmate needs to be considered by three commissioners, and three were not available at the hearing.
342	Total

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