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NEVADA BOARD OF PAROLE COMMISSIONERS

May 14, 2014

To: Richard Combs, Director, Legislative Counsel Bureau

From: Connie S. Bisbee, Chairman *CSB*

RE: Parole Board Quarterly Report of Actions January 1, 2014 through March 31, 2014.

Please find attached the Quarterly Report of Parole Board Actions for the period January 1, 2014 through March 31, 2014. (Q3, FY 2014.) 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	1035	146	1181
Discretionary Paroles Granted	529	114	643
Discretionary Paroles Denied	506	32	538
Mandatory Parole (MPR) Hearings	492	33	525
Mandatory Paroles Granted	279	28	307
Mandatory Paroles Denied	213	5	218
Discretionary Parole Violations Hearings	147	24	171
Discretionary Paroles Continued (Reinstated)	26	4	30
Discretionary Paroles Revoked	121	20	141
MPR Release Violation Hearings	14	5	19
MPR Violators Continued (Reinstated)	0	0	0
MPR Violators Revoked	14	5	19
Total Decisions	1688	208	1896
Total Grant/Continued	834	146	980
Total Denied/Revoked	854	62	916
Hearings with No Action	233	14	247
Rescissions (not eligible)	9	3	12
Total Hearings	1,930	225	2,155

Percentage of Action by Gender

Percent of Action by Gender	Male	Female	Total
Percent of Discretionary Parole Granted	51.1%	78.1%	54.4%
Percent of Mandatory Parole Granted	56.7%	84.8%	58.5%
Total Discretionary/MPR Grant Rate	52.9%	79.3%	55.7%

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	143	36	80%
Parole at 1st or 2 nd Hearing	312	154	67%
Consider Factors	184	243	43%
Deny Parole	4	105	4%
Total	643	538	54.6%
Mandatory Parole Actions by Guideline Recommendation			
	Granted	Denied	% Granted
Parole at Initial	50	8	86%
Parole at 1st or 2 nd Hearing	146	53	73%
Consider Factors	101	79	56%
Deny Parole	10	78	11%
Total	307	218	58.6%

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:	34
Total Number of Discretionary Denials:	538
Percent of Deviation:	6.3%

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:	5
Total Number of Discretionary Grants:	643
Percent of Deviation:	0.8%

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	105	341	226	363	34	112	1181
Discretionary Parole Hearings Granted	35	133	170	217	19	69	643
Percent Favorable	33%	39%	75%	60%	56%	62%	54%

MPR Hearings	29	185	70	167	23	51	525
MPR Hearings Granted	14	90	55	101	18	29	307
Percent Favorable	48%	49%	79%	60%	78%	57%	58%

Total Parole Hearings	134	526	296	530	57	163	1706
Total Parole Grants	49	223	225	318	37	98	950
Percent Favorable	37%	42%	76%	60%	65%	60%	56%

PV Hearings	9	41	39	74	3	24	190
PV's Reinstated	1	7	7	10	0	5	30
Percent Favorable	11%	17%	18%	14%	0%	21%	16%

Total	143	567	335	604	60	187	1896
Total Favorable	50	230	232	328	37	103	980
Percent Favorable	35%	41%	69%	54%	62%	55%	52%

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>
425	The parole guideline recommends that parole be granted, and there are no serious reasons to deviate from the guideline recommendation.
150	The inmate has no prior or minimal criminal conviction history.
79	The inmate has a positive institutional record.
211	The inmate has participated in programs specific to addressing behavior that led to incarceration.
26	The inmate has adjusted in a positive manner to a work release program or other assignment as community trustee.
37	The inmate has successfully completed a prior period of parole or probation.
166	The inmate has stable release plans.
116	There is a detainer lodged by other jurisdiction.
83	The inmate must serve a consecutive sentence.
48	Case factors suggest parole may be appropriate at this time.
282	There is community and/or family support.
3	Other
1,626	Total

Reasons for Denying Discretionary Parole Release

<i>Frequency</i>	<i>Reason</i>
220	Prior prison term did not deter future criminal activity.
44	Prior conviction for a sexual offense.
205	Prior conviction for a violent offense.
251	Repetitive criminal conduct.
179	Significant prior criminal history.
40	Disruptive institutional behavior, or poor disciplinary record.
18	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.
40	Multiple prior parole/probation revocations.
128	Nature of criminal record is increasingly more serious.
69	Crime was targeted against a child or person at greater vulnerability because of age/disability.
243	Impact on victim(s) and/or community.
3	The extreme or abnormal aspects of the crime.
124	Risk factors indicate the inmate is a high risk to commit a new felony.
8	Removal from community supervision program.
79	Parole Guideline recommends parole denial and other factors do not indicate the Board should deviate from the guideline.
12	Other
9	Inmate refused to participate in the hearing process.
23	Inmate does not want parole, and requested to expire sentence.
28	Inmate was convicted of a new felony while serving a prior period of community supervision.
1,723	Total

Reasons for Recommending Discretionary Parole Release when the Guideline Recommends Denial

<i>Frequency</i>	<i>Reason</i>
1	The inmate has been infraction free for two years or more to hearing month.
2	The inmate has participated in programs specific to addressing the behavior that led to incarceration.
2	Prior successful completion of supervision
5	Pending CS sentence or detainer
10	Total

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

<i>Frequency</i>	<i>Reason</i>
19	Prior prison term did not deter future criminal activity
2	Prior conviction for a sexual offense.
19	Prior conviction for a violent offense.
28	Repetitive criminal conduct.
20	Significant prior criminal history.
1	Disruptive institutional behavior, or poor disciplinary record.
5	Multiple prior parole/probation revocations.
2	Nature of criminal record is increasingly more serious.
1	Crime was targeted against a child or person at greater vulnerability because of age/disability.
4	Impact on victim(s) and/or community.
1	Inmate has indicated an unwillingness to comply with the terms of parole.
1	Removal from community supervision program.
1	The Board does not have enough adequate information to allow it to make a decision to grant parole.
2	Other
1	Inmate refused to participate in the hearing process.
2	Inmate requested to expire sentence.
2	Inmate was convicted of a new felony while serving a prior period of community supervision.
111	Total

Reasons for Granting Mandatory Parole Release

<i>Frequency</i>	<i>Reason</i>
306	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
307	Total:

Reasons for Denying Mandatory Parole Release (NRS 213.1215)

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

Reasons for Taking No Action

<i>Frequency</i>	<i>Reason</i>
22	Inmate was moved after hearing date was set. Will be rescheduled upon publication of new eligibility list.
19	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.
20	No action taken due to lack of information needed to make a recommendation.
28	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.
1	Prior action to deny parole.
1	Prior action to grant parole.
5	Inmate not eligible due to change or correction in sentence structure or credits earned/lost per NDOC records.
13	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.
40	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.
2	The inmate needs an interpreter and one was not available for the hearing.
14	Inmate not given proper notice of the hearing.
2	Inmate not eligible for parole for reasons other than new sentence or credit adjustment
8	Inmate or inmate's counsel requested a continuance
1	Hearing continued pending outcome of disciplinary charges
2	Inmate needs to be considered by three commissioners, and three were not available at the hearing.
2	Inmate expired after being scheduled, but before the hearing took place.
74	Other
26	No PSI, or specific information related to the offense was available to the Board at the time of the hearing.
1	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.
306	Total

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