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## NEVADA BOARD OF PAROLE COMMISSIONERS

# Parole Board Quarterly Report of Actions April 1 through June 30, 2016 (Q4, FY2016)

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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.

	Male	Female	Total
Discretionary Parole Hearings	1020	169	1189
Discretionary Paroles Granted	463	115	578
Discretionary Paroles Denied	557	54	611
Mandatory Parole (MPR) Hearings	537	32	569
Mandatory Paroles Granted	287	23	310
Mandatory Paroles Denied	250	9	259
Discretionary Parole Violations Hearings	159	36	195
Discretionary Paroles Continued (Reinstated)	35	6	41
Discretionary Paroles Revoked	124	30	154
MPR Release Violation Hearings	36	2	38
MPR Violators Continued (Reinstated)	3	0	3
MPR Violators Revoked	33	2	35
Total Decisions	1752	239	1991
Total Grant/Continued	788	144	932
Total Denied/Revoked	964	95	1059
Hearings with No Action	325	39	364
Rescissions (not eligible)	9	4	13
Pending PV Hearing	0	0	0
Total Hearings	2,086	282	2,368

### Percentage of Action by Gender

Percent of Action by Gender	Male	Female	Total
Percent of Discretionary Parole Granted	45.4%	68.0%	48.6%
Percent of Mandatory Parole Granted	53.4%	71.9%	54.5%
Total Discretionary/MPR Grant Rate	48.2%	68.7%	50.5%

## 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	119	35	77%
Parole at 1st or 2 <sup>nd</sup> Hearing	275	222	55%
Consider Factors	181	248	42%
Deny Parole	3	106	3%
Total	578	611	49%
<b>Mandatory Parole Actions by Guideline Recommendation</b>			
	Granted	Denied	% Granted
Parole at Initial	40	19	68%
Parole at 1st or 2 <sup>nd</sup> Hearing	165	53	76%
Consider Factors	102	106	49%
Deny Parole	3	81	4%
Total	310	259	54%

### **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:	38
Total Number of Discretionary Denials:	611
Percent of Deviation:	6.1%

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:	3
Total Number of Discretionary Grants:	578
Percent of Deviation:	0.5%

## 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	97	324	233	386	29	120	<b>1,189</b>
Disc. Parole Hearings Granted	33	123	166	192	11	53	<b>578</b>
Percent Favorable	34%	38%	71%	50%	38%	44%	<b>49%</b>

MPR Hearings	32	208	81	163	31	54	<b>569</b>
MPR Hearings Granted	19	83	58	100	21	29	<b>310</b>
Percent Favorable	59%	40%	72%	61%	68%	54%	<b>54%</b>

Total Parole Hearings	129	532	314	549	60	174	<b>1,758</b>
Total Parole Grants	52	206	224	292	32	82	<b>888</b>
Percent Favorable	40%	39%	71%	53%	53%	47%	<b>51%</b>

PV Hearings	3	49	54	99	3	25	<b>233</b>
PV's Reinstated	0	13	9	18	0	4	<b>44</b>
Percent Favorable	0%	27%	17%	18%	0%	16%	<b>19%</b>

Total	132	581	368	648	63	199	<b>1,991</b>
Total Favorable	52	219	233	310	32	86	<b>932</b>
Percent Favorable	39%	38%	63%	48%	51%	43%	<b>47%</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>
371	The parole guideline recommends that parole be granted, and there are no serious reasons to deviate from the guideline recommendation.
369	There is community and/or family support.
228	The inmate has stable release plans.
188	The inmate has participated in programs specific to addressing behavior that led to incarceration.
143	The inmate has no prior or minimal criminal conviction history.
96	The inmate has a positive institutional record.
75	There is a detainer lodged by another jurisdiction.
72	The inmate must serve a consecutive sentence.
44	The inmate has successfully completed a prior period of parole or probation.
26	Case factors suggest parole may be appropriate at this time.
12	The inmate has adjusted in a positive manner to a work release program or other assignment as community trustee.
3	Other
1,627	Total

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

<i>Frequency</i>	<i>Reason</i>
290	Prior prison term did not deter future criminal activity.
289	Repetitive criminal conduct.
269	Prior conviction for a violent offense.
239	Impact on victim(s) and/or community.
228	Significant prior criminal history.
105	Risk factors indicate the inmate is a high risk to commit a new felony.
88	Nature of criminal record is increasingly more serious.
73	Parole Guideline recommends parole denial and other factors do not indicate the Board should deviate from the guideline.
56	Inmate was convicted of a new felony while serving a prior period of community supervision.
53	Crime was targeted against a child or person at greater vulnerability because of age/disability.
36	Prior conviction for a sexual offense.
36	Disruptive institutional behavior, or poor disciplinary record.
34	Multiple prior parole/probation revocations.
26	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.
26	Inmate does not want parole, and requested to expire sentence.
23	Other
10	Inmate refused to participate in the hearing process.
4	Removal from community supervision program.
1	Inmate has indicated an unwillingness to comply with the terms of parole.
1	Refusal to participate in a treatment program.
1,887	Total

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

<b><i>Frequency</i></b>	<b><i>Reason</i></b>
3	Pending CS sentence or detainer
2	The inmate has participated in programs specific to addressing the behavior that led to incarceration.
1	The inmate has no prior or a minimal criminal conviction history.
1	Community and/or family support
1	Stable release plans.
8	Total

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

<i>Frequency</i>	<i>Reason</i>
25	Repetitive criminal conduct.
21	Significant prior criminal history.
20	Prior conviction for a violent offense.
17	Prior prison term did not deter future criminal activity.
9	Impact on victim(s) and/or community.
4	Multiple prior parole/probation revocations.
4	Other
3	Prior conviction for a sexual offense.
3	Nature of criminal record is increasingly more serious.
3	Crime was targeted against a child or person at greater vulnerability because of age/disability.
2	Disruptive institutional behavior, or poor disciplinary record.
2	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.
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.
119	Total

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

<b><i>Frequency</i></b>	<b><i>Reason</i></b>
308	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.
2	The prisoner was under the age of 16 when he committed the crime which resulted in a sentence of life with parole, and the Board is required by statute to grant parole in accordance with NRS 213.1215(2).
310	Total

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

<b><i>Frequency</i></b>	<b><i>Reason</i></b>
103	The parole guidelines indicate the prisoner is a high risk to re-offend.
101	The prisoner has a history of convictions for violent crimes.
37	Other
16	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.
14	The prisoner has previously committed crimes while on community supervision.
9	The prisoner has made statements indicating he/she will refuse to comply with the terms and conditions of parole.
6	The prisoner has been convicted of multiple felony offenses of driving under the influence of intoxicating liquor or a controlled substance.
6	The criminal conduct of the prisoner has increased in severity over time.
4	The prisoner has engaged in violent behavior while incarcerated.
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.)
297	Total

**Reasons for Taking No Action**

<i>Frequency</i>	<i>Reason</i>
49	No PSI, or specific information related to the offense was available to the Board at the time of the hearing.
49	The NDOC NOTIS database was not available at the time of the hearing or a database issue resulted in a lack of access to information necessary to conduct the hearing or make an action recommendation.
48	Inmate not eligible due to new felony conviction. Inmate will be re-scheduled when eligible.
40	Inmate was moved after hearing date was set. Will be rescheduled upon publication of new eligibility list.
37	The inmate is pending new criminal charges. Will be rescheduled once the new charges have been adjudicated.
30	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.
23	Other
20	Inmate was not available at the time of the hearing.
19	No action taken due to lack of information needed to make a recommendation.
18	Inmate not given proper notice of the hearing.
16	Inmate or inmate's counsel requested a continuance
14	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	The attorney appointed to represent the inmate during parole revocation proceedings was not present at the scheduled time.
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 not eligible for parole for reasons other than new sentence or credit adjustment
7	Inmate not eligible due to change or correction in sentence structure or credits earned/lost per NDOC records.
5	Inmate expired after being scheduled, but before the hearing took place.
4	Inmate expired prior to eligibility.
4	Hearing continued pending outcome of disciplinary charges
1	Prior action to deny parole.
1	Prior action to grant parole.
1	The inmate needs an interpreter and one was not available for the hearing.
414	Total

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