

**DRAFT REGULATION OF THE
BOARD OF PAROLE COMMISSIONERS**

LCB File No. _____

EXPLANATION – Matter in *italics* is new.

AUTHORITY: Assembly Bill 236, Section 93.7

A REGULATION relating to the recommendations, by the Division, to the Board, for the early discharge of a person from parole; determination if the parolee meets criteria for early release; notice to the parolee if a hearing is to be held; victim notification; and providing other matters properly relating thereto.

EARLY DISCHARGE FROM PAROLE

Section 1: Chapter 213 of NAC is hereby amended by adding thereto a new section to read as follows:

Assembly Bill 236, Section 93.7: Recommendations of Division for early discharge of parole; determination of whether to award credits in an amount equal to the time remaining on any sentence to reduce the sentence to time served. (AB 236, Sec. 93.7) In determining whether to award credits and reduce the sentence to time served:

1. *The Division shall determine if a parolee meets the qualifications for early discharge from parole pursuant to AB 236, Sec. 93.7, and make a written recommendation to the Board.*
2. *The recommendation from the Division will include, but is not limited to:*
 - a. *The number of months the parolee has served on parole supervision in the community, and the number of months remaining on any sentence;*
 - b. *Information confirming that the parolee has not violated any condition of parole during the immediately preceding 12 months;*
 - c. *Verification that the parolee is current with any supervision fees;*
 - d. *Verification that restitution has been paid in full or, because of economic hardship that has been verified by the Division, the parolee has been unable to make restitution as ordered by the court;*
 - e. *If applicable, verification that the parolee has completed any program of substance use, mental health treatment, or a specialty court program as mandated by the Board.*
3. *Upon receipt from the Division of a recommendation for early discharge of a parolee from parole, the Board will consider the parolee for early discharge either with or without a hearing as provided in NRS 213.131(4), (9), and NRS 213.133(8). If the Board determines that a hearing is to be held, a hearing notification will be delivered to the parolee by the Division not later than 5 working days before the hearing.*
4. *If the Board determines that a hearing is to be held, the Board will notify any victim not later than 5 days after the early discharge hearing date has been scheduled in accordance with NRS 213.131(4).*
5. *The Board may award credits in an amount equal to the time remaining on any sentence to reduce the sentence to time served.*

6. *If a victim is notified of a meeting to consider a parolee for early discharge, the Board will, upon making a final decision concerning the early discharge of the parolee, notify the victim of its final decision.*
7. *Early discharge from parole does not apply to any person sentenced to lifetime supervision pursuant to NRS 176.0931.*