

CENTRAL OFFICE

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TONY CORDA, *Member*
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STATE OF NEVADA

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NEVADA BOARD OF PAROLE COMMISSIONERS

PETITION FOR RELEASE FROM LIFETIME SUPERVISION

Instructions
(Including Form Packet)

1. Complete the Pre-Application (Self Elimination Questionnaire).
Attachment A
2. Using **Attachment B**, notify the Chief of the Division of Parole and Probation of your request to Petition for Release from Lifetime Supervision. Obtain certification from P & P on reverse of Attachment B.
3. Have licensed psychosexual evaluator complete the certification form pursuant to NRS 176.0931(3)(c). Petitioner must pay for the cost of a psychosexual evaluation if evaluator indicates one is necessary.
Attachment C
4. After successful completion of steps 1 through 3 (including Attachments A, B and C) your application will be reviewed and, if all requirements are satisfied, will be processed within 30 days of receipt.

Return completed attachments A, B & C to the Parole Board.

5. If a release from lifetime supervision is granted, a "Release from Lifetime Supervision Certificate" will be prepared and sent to you and distributed to all interested parties.

If you are denied release from lifetime supervision or were not able to successfully complete steps 2 and 3 you will be notified, by mail, of the reasons why you did not qualify.

When you can successfully complete steps 1 through 3 of the above instructions and NRS 176.0931 you are welcome to re-apply for release from lifetime supervision.

Lifetime Supervision

NRS 176.0931 Special sentence for sex offenders; petition for release from lifetime supervision.

1. If a defendant is convicted of a sexual offense, the court shall include in sentencing, in addition to any other penalties provided by law, a special sentence of lifetime supervision.

2. The special sentence of lifetime supervision commences after any period of probation or any term of imprisonment and any period of release on parole.

3. A person sentenced to lifetime supervision may petition the sentencing court or the State Board of Parole Commissioners for release from lifetime supervision. The sentencing court or the Board shall grant a petition for release from a special sentence of lifetime supervision if:

(a) The person has complied with the requirements of the provisions of [NRS 179D.010](#) to [179D.550](#), inclusive;

(b) The person has not been convicted of an offense that poses a threat to the safety or well-being of others for an interval of at least 10 consecutive years after the person's last conviction or release from incarceration, whichever occurs later; and

(c) The person is not likely to pose a threat to the safety of others, as determined by a person professionally qualified to conduct psychosexual evaluations, if released from lifetime supervision.

4. A person who is released from lifetime supervision pursuant to the provisions of subsection 3 remains subject to the provisions for registration as a sex offender and to the provisions for community notification, unless the person is otherwise relieved from the operation of those provisions pursuant to the provisions of [NRS 179D.010](#) to [179D.550](#), inclusive.

5. As used in this section:

(a) "Offense that poses a threat to the safety or well-being of others" includes, without limitation:

(1) An offense that involves:

(I) A victim less than 18 years of age;

(II) A crime against a child as defined in [NRS 179D.0357](#);

(III) A sexual offense as defined in [NRS 179D.097](#);

(IV) A deadly weapon, explosives or a firearm;

(V) The use or threatened use of force or violence;

(VI) Physical or mental abuse;

(VII) Death or bodily injury;

(VIII) An act of domestic violence;

(IX) Harassment, stalking, threats of any kind or other similar acts;

(X) The forcible or unlawful entry of a home, building, structure, vehicle or other real or personal property; or

(XI) The infliction or threatened infliction of damage or injury, in whole or in part, to real or personal property.

(2) Any offense listed in subparagraph (1) that is committed in this State or another jurisdiction, including, without limitation, an offense prosecuted in:

(I) A tribal court.

(II) A court of the United States or the Armed Forces of the United States.

(b) "Person professionally qualified to conduct psychosexual evaluations" has the meaning ascribed to it in [NRS 176.133](#).

(c) "Sexual offense" means:

(1) A violation of [NRS 200.366](#), subsection 4 of [NRS 200.400](#), [NRS 200.710](#), [200.720](#), subsection 2 of [NRS 200.730](#), [NRS 201.180](#), [201.230](#), [201.450](#), [201.540](#) or [201.550](#) or paragraph (a) or (b) of subsection 4 or paragraph (a) or (b) of subsection 5 of [NRS 201.560](#);

(2) An attempt to commit an offense listed in subparagraph (1); or

(3) An act of murder in the first or second degree, kidnapping in the first or second degree, false imprisonment, burglary or invasion of the home if the act is determined to be sexually motivated at a hearing conducted pursuant to [NRS 175.547](#).

(Added to NRS by [1995, 414](#); A [1997, 1671](#); [2001, 2789](#); [2003, 1381](#); [2005, 2862](#); [2007, 2748](#); [2013, 1160](#); [2015, 1436](#))

ATTACHMENT A

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PETITION FOR RELEASE FROM LIFETIME SUPERVISION

Request to Petition for Release from Lifetime Supervision
(Reverse side to be completed by the Department of Parole and Probation)

I, _____, _____
(Name) (Inmate Number, if applicable)

hereby notify the Division of Parole and Probation of my intent to petition the Nevada Board of Parole Commissioners for release from lifetime supervision.

I certify that I have successfully completed the requirements listed on the Pre-Application, Self Eliminating Questionnaire (Attachment A).

DATED this _____ day of _____ 20_____.

Signature

Printed Name

P & P: Please return to the Parole Board within 5 days of receipt.

ATTACHMENT B

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PETITION FOR RELEASE FROM LIFETIME SUPERVISION

Certification by the Division of Parole and Probation

I, _____, Chief
(or authorized representative) of the Division of Parole and Probation, hereby
certify the person requesting to be released from lifetime supervision named,
_____, and inmate number (if
applicable) _____, has complied with
the following requirements of NRS 176.0931(3):

1. The petitioner has complied with the requirements of the provisions of
NRS 179D.010 to 179D.550, inclusive; and
2. The petitioner has not been convicted of an offense that poses a threat to
the safety or well-being of others for an interval of at least 10 consecutive
years after his last conviction or release from incarceration, whichever
occurs later (The special sentence of lifetime supervision commences after
any period of probation or any term of imprisonment and any period of
release on parole).

DATED this _____ day of _____, 20_____.

Authorized signature

Printed name and title

P & P: Please return to the Parole Board within 5 days of receipt.

ATTACHMENT B

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PETITION FOR RELEASE FROM LIFETIME SUPERVISION

Certification by Licensed Psychosexual Evaluator

I, _____, certify I am licensed to conduct psychosexual evaluations pursuant to NRS 176.133.

Checkmark one or more the following boxes indicating applicable license:

- ☐ (a) A psychiatrist licensed to practice medicine in this State and certified by the American Board of Psychiatry and Neurology, Inc.;
- ☐ (b) A psychologist licensed to practice in this State;
- ☐ (c) A social worker holding a master's degree in social work and licensed in this State as a clinical social worker;
- ☐ (d) A registered nurse holding a master's degree in the field of psychiatric nursing and licensed to practice professional nursing in this State;
- ☐ (e) A marriage and family therapist licensed in this State pursuant to [chapter 641A](#) of NRS; or
- ☐ (f) A clinical professional counselor licensed in this State pursuant to [chapter 641A](#) of NRS.

I have evaluated petitioner/defendant named, _____, and have determined he/she does not pose a threat to the safety of others if released from lifetime supervision.

 Evaluator signature

 Date

 Nevada State Lic. #

Authorization by Petitioner/Defendant: I hereby authorize the release of medical information related to the psychosexual certification herein and authorize distribution directly to the Nevada Board of Parole Commissioners. I hereby authorize, if necessary, this information to become public during my hearing for release from lifetime supervision.

 Petitioner/defendant signature

 Date

ATTACHMENT C