

EMERGENCY REQUEST OF SPEAKER OF THE ASSEMBLY

ASSEMBLY BILL NO. 619—ASSEMBLYMEN OCEGUERA,
CONKLIN AND BUCKLEY

MAY 15, 2007

Referred to Committee on Commerce and Labor

SUMMARY—Revises provisions governing the crime of grand larceny of a motor vehicle. (BDR 15-1503)

FISCAL NOTE: Effect on Local Government: No.
Effect on the State: Yes.

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EXPLANATION – Matter in **bolded italics** is new; matter between brackets ~~omitted material~~ is material to be omitted.

AN ACT relating to motor vehicles; revising the provisions governing the crime of grand larceny of a motor vehicle; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

1 Under existing law, a person who commits grand larceny of a motor vehicle is
2 guilty of a category C felony, unless the value of the motor vehicle involved in the
3 grand larceny is proven to be \$2,500 or more in which case the person is guilty of a
4 category B felony. (NRS 205.228) **Section 12** of this bill provides that a person
5 who is convicted of grand larceny of a motor vehicle and who has twice previously
6 been convicted of grand larceny of a motor vehicle must not be released on
7 probation or granted a suspension of his sentence. For purposes of determining
8 whether a person has twice previously been convicted of grand larceny of a motor
9 vehicle, **section 15** of this bill clarifies that offenses committed before October 1,
10 2007, must be included in such determination.

THE PEOPLE OF THE STATE OF NEVADA, REPRESENTED IN
SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

- 1 **Section 1.** (Deleted by amendment.)
2 **Sec. 1.5.** (Deleted by amendment.)
3 **Sec. 2.** (Deleted by amendment.)
4 **Sec. 3.** (Deleted by amendment.)
5 **Sec. 4.** (Deleted by amendment.)
6 **Sec. 5.** (Deleted by amendment.)



* A B 6 1 9 R 2 *

1 **Sec. 6.** (Deleted by amendment.)

2 **Sec. 7.** (Deleted by amendment.)

3 **Sec. 8.** (Deleted by amendment.)

4 **Sec. 9.** (Deleted by amendment.)

5 **Sec. 10.** (Deleted by amendment.)

6 **Sec. 11.** (Deleted by amendment.)

7 **Sec. 12.** NRS 205.228 is hereby amended to read as follows:

8 205.228 1. A person who intentionally steals, takes and
9 carries away, drives away or otherwise removes a motor vehicle
10 owned by another person commits grand larceny of a motor vehicle.

11 2. Except as otherwise provided in ~~{subsection 3,}~~ *this section,*
12 a person who commits grand larceny of a motor vehicle is guilty of
13 a category C felony and shall be punished as provided in NRS
14 193.130. *A person who is convicted of grand larceny of a motor*
15 *vehicle and who has twice previously been convicted of grand*
16 *larceny of a motor vehicle must not be released on probation or*
17 *granted a suspension of his sentence.*

18 3. If the prosecuting attorney proves that the value of the motor
19 vehicle involved in the grand larceny is \$2,500 or more, the person
20 who committed the grand larceny of the motor vehicle is guilty of a
21 category B felony and shall be punished by imprisonment in the
22 state prison for a minimum term of not less than 1 year and a
23 maximum term of not more than 10 years, and by a fine of not more
24 than \$10,000.

25 4. In addition to any other penalty, the court shall order the
26 person who committed the grand larceny of the motor vehicle to pay
27 restitution.

28 **Sec. 13.** (Deleted by amendment.)

29 **Sec. 14.** (Deleted by amendment.)

30 **Sec. 15.** The provisions of NRS 205.228, as amended by
31 section 12 of this act, apply to offenses committed before October 1,
32 2007, for the purpose of determining whether a person is subject to
33 the provisions of subsection 2 of NRS 205.228, as amended by
34 section 12 of this act.

35 **Sec. 16.** (Deleted by amendment.)

36 **Sec. 17.** (Deleted by amendment.)

37 **Sec. 18.** (Deleted by amendment.)

