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**MEMORANDUM**

DATE: March 2, 2009  
TO: Members of the Senate Committee on Judiciary  
FROM: Linda Eissmann, Principal Research Analyst<sup>LE</sup>  
Research Division  
SUBJECT: **Felony Crimes in Nevada**

During this Legislative Session, members of the Committee have often raised the issue of the types of crimes that fall under each category of felony in the *Nevada Revised Statutes*.

The Research Division of the Legislative Counsel Bureau has a series of *Fact Sheets* addressing this topic, including the penalty for each crime. I have attached those sheets for your reference and review. They were last updated following the 2007 Legislative Session by Jennifer Chisel, Senior Research Analyst, and staff to the Assembly Committee on Judiciary.

Please note that crimes for which the penalty increases depending upon the number of offenses or age of the victim (for example), will be listed in multiple *Fact Sheets* as the category of felony changes.

These materials, a series of 2008-2009 Policy and Program Reports on various aspects of Nevada's Justice System, as well as other publications of the Research Division, are available online at: <http://www.leg.state.nv.us/lcb/research/publications.cfm>.

I trust you will find these documents useful. As always, please contact me at (775) 684-6825, if I can provide additional information.

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# Fact Sheet

## FACTS ABOUT PENALTIES FOR FELONIES UNDER *NEVADA REVISED STATUTES (BY CATEGORY)*

PREPARED BY JENNIFER CHISEL  
RESEARCH DIVISION  
LEGISLATIVE COUNSEL BUREAU

REVISED SEPTEMBER 2007

CATEGORY A FELONIES		
A category A felony is a felony for which a sentence of death or imprisonment in the state prison for life with or without the possibility of parole may be imposed. Fines are optional unless otherwise noted. (NRS 193.130)		
CRIME AND NRS CITATION	PENALTY	
	Prison Term	Fine
Commission of felony to aid act of terrorism, resulting in SBH or death (193.1685)	Life without parole, life with a 20-year minimum for parole; or 50 years with a minimum of 20 years for parole.	No fine
Procuring execution of innocent person by perjury (199.160)	Life without parole; life with a 20-year minimum for parole; or 50 years with a 20-year minimum for parole.	No fine
Murder, first degree (200.030)	Death if aggravating circumstances; life without parole, life with a 20-year minimum for parole, or 50 years with a 20-year minimum for parole. No probation or suspended sentence.	No fine
Murder, second degree (200.030)	Life with a 10-year minimum for parole, or 25 years with a 10-year minimum for parole. No probation or suspended sentence.	No fine
Kidnapping, first degree, substantial bodily harm (200.320)	Life without parole, or life with a 15-year minimum for parole, or 40 years with a 15-year minimum for parole. No probation or suspended sentence.	No fine
Kidnapping, first degree, no substantial bodily harm (200.320)	Life with a 5-year minimum for parole or 15 years with a 5-year minimum for parole. No probation or suspended sentence.	No fine
Aiding or abetting kidnapping in the first degree (200.340)	Punished as kidnapping first degree. (See NRS 200.320.)	
Sexual assault, substantial bodily harm (200.366)	Life without parole or life with a 15-year minimum for parole. No probation or suspended sentence.	No fine
Sexual assault, no substantial bodily harm (200.366)	Life with a 10-year minimum for parole. No probation or suspended sentence.	No fine
Sexual assault, victim under 16, substantial bodily harm (200.366)	Life without parole. No probation or suspended sentence.	No fine
Sexual assault, victim under 16, no substantial bodily harm (200.366)	Life with 25-year minimum for parole. No probation or suspended sentence.	No fine
Sexual assault, victim under 14, no substantial bodily harm (200.366)	Life with a 35-year minimum for parole. No probation or suspended sentence.	No fine
Sexual assault, victim under 16, previous sexual assault conviction (200.366)	Life without parole. No probation or suspended sentence.	No fine
Administration of poison with intent to kill (200.390)	Life with a 5-year minimum for parole; or 15 years with a 5-year minimum for parole.	No fine
Battery with intent to commit sexual assault, substantial bodily harm (200.400)	Life without parole, life with a 10-year minimum for parole, or 25 years with a 10-year minimum for parole.	Not more than \$10,000

## CATEGORY A FELONIES

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CRIME AND NRS CITATION	PENALTY	
	Prison Term	Fine
Battery with intent to commit sexual assault, no substantial bodily harm (200.400)	Two years to life, with the possibility of parole.	Not more than \$10,000
Battery with intent to commit sexual assault, no SBH, victim under 16 (200.400)	Five years to life, with the possibility of parole.	Not more than \$10,000
Fighting duel resulting in death (200.410)	Punished as first degree murder. (See NRS 200.030.)	
Challenges to fight, death resulting (200.450)	Punished as first degree murder. (See NRS 200.030.)	
Child abuse/neglect: Causing a child to suffer unjustifiable physical pain or mental suffering resulting in substantial bodily or mental harm, child less than 14 years of age and harm result of sexual abuse (200.508)	Life with a 15-year minimum for parole.	No fine
Child abuse/neglect: Permitting or allowing a child to suffer unjustifiable physical pain or mental suffering as a result of abuse or neglect, resulting in substantial bodily or mental harm, child less than 14 years of age and harm result of sexual abuse (200.508)	Life with a 10-year minimum for parole.	No fine
Child pornography - child 14 years of age or older (200.710 and 200.750)	Life with a 5-year minimum for parole.	Mandatory fine, not more than \$100,000
Child pornography - child less than 14 years of age (200.710 and 200.750)	Life with a 10-year minimum for parole.	Mandatory fine, not more than \$100,000
Promoting child pornography - child 14 years of age or older (200.720 and 200.750)	Life with a 5-year minimum for parole.	Mandatory fine, not more than \$100,000
Promoting child pornography - child less than 14 years of age (200.720 and 200.750)	Life with a 10-year minimum for parole.	Mandatory fine, not more than \$100,000
Possession of child pornography, subsequent offense (200.730)	One year to life, with the possibility of parole.	Not more than \$5,000
Incest (201.180)	Two years to life, with the possibility of parole.	Not more than \$10,000
Soliciting minor to commit infamous crime against nature and <i>minor does act</i> - minor 14 years of age or older (201.195)	Life with a 5-year minimum for parole.	No fine
Soliciting minor to commit infamous crime against nature and <i>minor does act</i> - minor less than 14 years of age (201.195)	Life with a 10-year minimum for parole.	No fine

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CRIME AND NRS CITATION	PENALTY	
	Prison Term	Fine
Soliciting minor to commit infamous crime against nature, minor does not commit act; subsequent offense (201.195)	Life with a 5-year minimum for parole.	No fine
Lewdness with a child under 14 years of age (201.230)	Life with a 10-year minimum for parole. No probation or suspended sentence.	Not more than \$10,000
Lewdness with a child under 14 years of age, previous conviction of sexual offense against a child (201.230)	Life without parole. No probation or suspended sentence.	No fine
Necrophilia (201.450)	Life with a 5-year minimum for parole.	Mandatory fine, not more than \$20,000
Blow up occupied building (202.270)	Life without parole, life with a 10-year minimum for parole, or 25 years with a 10-year minimum for parole.	No fine
Conspiracy to blow up occupied building (202.270)	Life without parole, life with a 10-year minimum for parole, or 25 years with a 10-year minimum for parole.	No fine
Act of terrorism (202.445)	Life without parole; or life with a 20-year minimum for parole; or 50 years with a 20-year minimum for parole; and restitution.	Mandatory fine, \$50,000 to \$100,000
Aiding an act of terrorism (202.445)	Life with a 10-year minimum for parole; or 25 years with a 10-year minimum for parole; and restitution.	Mandatory fine, \$25,000 to \$50,000
Crimes involving weapons of mass destruction, biological or chemical agents, or similar lethal agents, no SBH or death (202.446)	Life with a 10-year minimum for parole; or 25 years with a 10-year minimum for parole; and restitution.	Mandatory fine, not more than \$20,000
Crimes involving weapons of mass destruction, biological or chemical agents, or similar lethal agents, with SBH or death (202.446)	Life without parole; or life with a 20-year minimum for parole; or 40 years with a 20-year minimum for parole; and restitution.	Mandatory fine, not more than \$50,000
Habitual criminal: Current conviction for felony plus three prior felonies or five petit larcenies or fraud-based crimes (207.010)	Life without parole, life with a 10-year minimum for parole, or 25 years with a 10-year minimum for parole; no probation or suspended sentence.	No fine
Habitual felon: Current conviction for violent felony plus two prior violent felonies (207.012)	Life without parole, life with a 10-year minimum for parole, or 25 years with a 10-year minimum for parole; no probation or suspended sentence; <b>prosecutor must charge.</b>	No fine
Gassing by prisoner who knows substance contains communicable disease likely to cause substantial bodily harm (212.189)	Life with a 10-year minimum for parole, or 25 years with a 10-year minimum for parole; no probation or suspended sentence.	Not more than \$50,000
Allowing child to be present where controlled substances are being used, death results (453.3325)	Punished as murder under NRS 200.030	
Allowing child to be present where controlled substances are unlawfully sold, exchanged, given away or administered, death results (453.3325)	Punished as murder under NRS 200.030	

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CRIME AND NRS CITATION	PENALTY	
	Prison Term	Fine
Allowing child to be present where controlled substances are unlawfully manufactured, SBH results (453.3325)	Life with a 10-year minimum for parole; or 40 years with a 10-year minimum for parole.	Mandatory fine, not more than \$50,000
Allowing child to be present where controlled substances are unlawfully manufactured, death results (453.3325)	Punished as murder under NRS 200.030	
Providing drug causing death (453.333)	Punished as first or second degree murder. (See NRS 200.030.)	
Sale of controlled substance to minor, subsequent offense (453.334)	Life with a 5-year minimum for parole or 15 years with a 5-year minimum for parole. May order restitution for cost of minor's drug treatment.	Not less than \$20,000
Unlawful manufacturing controlled substance resulting in death to another person during discovery or cleanup of premises (453.3353)	Life without parole; or life with a 20-year minimum for parole; or 50 years with a 20-year minimum for parole; and restitution.	No fine
Trafficking, Schedule I drugs (except marihuana), flunitrazepam, or GHB: 28 grams or more (453.3385)	Life with a 10-year minimum for parole, or 25 years with a minimum of 10 years for parole; no probation or suspended sentence.	Mandatory fine, not more than \$500,000
Trafficking marihuana, greater than 10,000 pounds (453.339)	Life with a 5-year minimum for parole, or 15 years with a 5-year minimum for parole; no probation or suspended sentence.	Mandatory fine, not more than \$200,000
Trafficking, Schedule II drugs, greater than 400 grams (453.3395)	Life with a 5-year minimum for parole, or 15 years with a 5-year minimum for parole; no probation or suspended sentence.	Mandatory fine, not more than \$250,000
Vehicular homicide (484.37955)	Life with a 10-year minimum for parole, or 25 years with a 10-year minimum for parole; no probation or suspended sentence	No fine
Homicide by vessel (488.425)	Life with a 10-year minimum for parole, or 25 years with a 10-year minimum for parole; no probation or suspended sentence	No fine



# Fact Sheet

## FACTS ABOUT PENALTIES FOR FELONIES UNDER *NEVADA REVISED STATUTES (BY CATEGORY)*

PREPARED BY JENNIFER CHISEL  
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REVISED SEPTEMBER 2007

<b>CATEGORY B FELONIES</b>		
<p>A category B felony is a felony for which the minimum term of imprisonment in the state prison that may be imposed is not less than 1 year and the maximum term of imprisonment that may be imposed is not more than 20 years. Fines are optional unless otherwise noted. Mandatory restitution is included for those sentences noted by an asterisk (*). (NRS 193.130)</p>		
<b>CRIME AND NRS CITATION</b>	<b>PENALTY</b>	
	<b>Prison Term</b>	<b>Fine</b>
Aid or conceal child escaped from a state detention facility (63.610)	1 to 6 years	Not more than \$5,000
Securities fraud (90.650)	1 to 20 years*	Not more than \$500,000
Attempted A felony (193.330)	2 to 20 years	No fine
Attempted B felony with maximum penalty of more than 10 years (193.330)	1 to 10 years	No fine
Treason (196.010)	2 to 10 years	No fine
Rescuing gross misdemeanor or misdemeanor prisoner, use of weapon (199.100)	1 to 6 years	Not more than \$5,000
Intimidating public officer, force involved and subsequent offense (199.300)	2 to 10 years	Not more than \$10,000
Substitution of child (199.370)	1 to 10 years	Not more than \$10,000
Conspiracy to commit robbery; sexual assault; kidnaping in first or second degrees; arson in the first or second degrees; or using personal identifying information unlawfully (199.480)	1 to 6 years	Not more than \$5,000
Conspiracy to commit murder (199.480)	2 to 10 years	Not more than \$5,000
Solicitation to commit murder (199.500)	2 to 15 years	Not more than \$10,000
Voluntary manslaughter (200.080)	1 to 10 years	Not more than \$10,000
Killing unborn quick child (200.210)	1 to 10 years	Not more than \$10,000
Woman taking drugs to terminate pregnancy, after 24th week (200.220)	1 to 10 years	Not more than \$10,000
Killing by overloading vessel, willful conduct (200.230)	1 to 10 years	Not more than \$10,000
Mayhem (200.280)	2 to 10 years	Not more than \$10,000
Kidnaping, second degree (200.330)	2 to 15 years	Not more than \$15,000
Aiding or abetting kidnaping in the second degree (200.340)	2 to 15 years	No fine
Robbery (200.380)	2 to 15 years	No fine

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CRIME AND NRS CITATION	PENALTY	
	Prison Term	Fine
Battery with intent to commit mayhem, robbery, or grand larceny (200.400)	2 to 10 years	Not more than \$10,000
Battery with intent to kill (200.400)	2 to 20 years	No fine
Administration of a drug to aid commission of felony (200.405)	1 to 10 years	No fine
Administration of drug to aid commission of violent crime (200.408)	1 to 20 years	No fine
Challenges to fight or acting for another in challenge to fight; use of deadly weapon (200.450)	1 to 6 years	Not more than \$5,000
False imprisonment either by prisoner <b>without</b> deadly weapon or by other person <b>with</b> deadly weapon (200.460)	1 to 6 years	No fine
False imprisonment by prisoner with deadly weapon (200.460)	1 to 20 years	No fine
False imprisonment using person as a shield (200.460)	1 to 15 years	No fine
Involuntary servitude crimes (200.463)	5 to 20 years	Not more than \$50,000
Involuntary servitude crimes; substantial bodily harm (200.463)	7 to 20 years	Not more than \$50,000
Knowingly recruiting, transporting or providing person for involuntary servitude or benefiting from involuntary servitude (200.464)	1 to 15 years	Not more than \$50,000
Sale or purchase of another person; related acts (200.465)	5 to 20 years	Not more than \$50,000
Assault with deadly weapon (200.471)	1 to 6 years	Not more than \$5,000
Assault with a deadly weapon upon an officer, school employee, health care provider, taxicab driver, transit officer, or sports official (200.471)	1 to 6 years	Not more than \$5,000
Assault with a deadly weapon upon an officer, school employee, health care provider, taxicab driver, transit officer, or sports official by a probationer, prisoner, or parolee (200.471)	1 to 6 years	Not more than \$5,000
Battery upon an officer, school employee, health care provider, taxicab driver, transit officer, or sports official performing his duty, substantial bodily harm (200.481)	2 to 10 years	Not more than \$10,000
Battery with a deadly weapon (200.481)	2 to 10 years	Not more than \$10,000
Battery with a deadly weapon, substantial bodily harm (200.481)	2 to 15 years	Not more than \$10,000
Battery by prisoner, probationer, or parolee without a weapon (200.481)	1 to 6 years	No fine
Battery by a prisoner, probationer, or parolee with a deadly weapon (200.481)	2 to 10 years	No fine
Battery by a prisoner, probationer, or parolee with a deadly weapon, substantial bodily harm (200.481)	2 to 15 years	No fine
Criminal neglect of patient, resulting in death (200.495)	1 to 20 years	No fine
Criminal neglect of patient resulting in substantial bodily harm (200.495)	1 to 6 years	Not more than \$5,000
Child abuse/neglect: Causing a child to suffer unjustifiable physical pain or mental suffering resulting in substantial bodily or mental harm (200.508)	2 to 20 years	No fine
Child abuse/neglect: Causing a child to suffer unjustifiable physical pain or mental suffering, no substantial bodily or mental harm (200.508)	1 to 6 years	No fine
Child abuse/neglect: Causing a child to suffer unjustifiable physical pain or mental suffering, no substantial bodily or mental harm, subsequent violation (200.508)	2 to 15 years	No fine

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CRIME AND NRS CITATION	PENALTY	
	Prison Term	Fine
Child abuse/neglect: Permitting or allowing child to suffer unjustifiable physical pain or mental suffering as a result of abuse or neglect, resulting in substantial bodily or mental harm (200.508)	2 to 20 years	No fine
Mutilation of genitalia of female child (200.5083)	2 to 10 years	Not more than \$10,000
Abuse of older person or vulnerable person, subsequent offense (200.5099)	2 to 6 years*	No fine
Abuse of older person or vulnerable person; substantial bodily or mental harm or death (200.5099)	2 to 20 years*	No fine
Neglecting or permitting older person or vulnerable person to suffer by person with legal responsibility; resulting in substantial bodily or mental harm or death (200.5099)	2 to 6 years*	No fine
Exploitation of older person or vulnerable person, value \$250 - \$5,000 (200.5099)	2 to 10 years*	Not more than \$10,000
Exploitation of older person or vulnerable person, value more than \$5,000 (200.5099)	2 to 20 years*	Not more than \$25,000
Isolation of older person or vulnerable person, subsequent offense (200.5099)	2 to 10 years*	Not more than \$5,000
Aggravated stalking (200.575)	2 to 15 years	Not more than \$5,000
Entering property with intent to conceal self and peer through opening of dwelling; possession of deadly weapon (200.603)	1 to 6 years	Not more than \$5,000
Distribution of child pornography (200.725)	1 to 15 years	Not more than \$15,000
Trafficking in persons for illegal purposes (Chapter 200)	1 to 20 years	Not more than \$50,000
Trafficking in persons for financial gain (Chapter 200)	1 to 10 years	Not more than \$50,000
Possession of child pornography, first offense (201.730)	1 to 6 years	Not more than \$5,000
Abortion not pursuant to law (201.120)	1 to 10 years	Not more than \$10,000
Knowingly engaging in conduct likely to spread HIV (201.205)	2 to 10 years	Not more than \$10,000
Pandering of a child, force or threat of force (201.300)	2 to 20 years	Not more than \$20,000
Pandering of a child, no force or threat of force (201.300)	1 to 10 years	Not more than \$10,000
Detention of child in brothel because of debt, force or threat of force (201.330)	2 to 20 years	Not more than \$20,000
Detention of child in brothel because of debt, no force or threat of force (201.330)	1 to 10 years	Not more than \$10,000
Transporting a prostitute - child; force or threat of force (201.340)	2 to 20 years	Not more than \$20,000
Transporting a prostitute - child; no force or threat of force (201.340)	1 to 10 years	Not more than \$10,000
Prostitute knowingly engaging in conduct likely to spread HIV (201.358)	2 to 10 years	Not more than \$10,000
Unlawful sexual conduct between school employee or volunteer and pupil who is 14 or 15 years old (201.540)	1 to 6 years	Not more than \$5,000

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CRIME AND NRS CITATION	PENALTY	
	Prison Term	Fine
Using a computer, system or network to lure a child, person believed to be a child, or mentally ill person to engage in sexual conduct (201.560)	1 to 10 years	Not more than \$10,000
Luring a child, person believed to be a child, or mentally ill person to engage in sexual conduct (201.560)	2 to 15 years	Not more than \$10,000
Luring a child, person believed to be a child, or mentally ill person to provide material harmful to minors (201.560)	1 to 6 years	Not more than \$10,000
Willfully poisoning food, water, or medicine (202.170)	2 to 15 years	Not more than \$10,000
Setting spring gun and causing injury (202.255)	1 to 6 years	Not more than \$5,000
Setting spring gun and causing death (202.255)	1 to 10 years; may be prosecuted as murder depending on circumstances	Not more than \$10,000
Possession, manufacture, or disposition of bomb (202.260)	1 to 6 years	Not more than \$5,000
Possession of components of explosive or incendiary device (202.261)	1 to 6 years	Not more than \$5,000
Discharging firearm into occupied structure (202.285)	1 to 6 years	Not more than \$5,000
Drive-by shooting (202.287)	2 to 15 years	Not more than \$5,000
Permitting minor to unlawfully handle firearm; subsequent offense (202.300)	1 to 6 years	Not more than \$5,000
Unlawful sale of firearm to minor (202.310)	1 to 6 years	Not more than \$5,000
Unlawful use of stun gun (202.357)	1 to 6 years	Not more than \$5,000
Possession of stun gun by person convicted of a felony or a fugitive from justice (202.357)	1 to 6 years	Not more than \$5,000
Possession of firearm by ex-felon, fugitive from justice, or user of controlled substance (202.360)	1 to 6 years	Not more than \$5,000
Unlawful sale of firearm to felon, fugitive from justice, person adjudicated mentally ill, or person unlawfully in the United States (202.362)	1 to 10 years	Not more than \$10,000
Ex-felon, possession of tear gas (202.380)	1 to 6 years	Not more than \$5,000
Knowingly assisting in crimes involving weapons of mass destruction, biological or chemical agents, or similar lethal agents (202.446)	2 to 15 years*	Not more than \$10,000
Unlawful threats involving act of terrorism, biological or chemical agents, or similar lethal agents (202.448)	2 to 20 years	Not more than \$5,000
Transportation or receipt of explosives for unlawful purpose, no substantial bodily harm (202.780)	2 to 10 years	\$2,000 to \$10,000
Transportation or receipt of explosives for unlawful purpose, with substantial bodily harm (202.780)	2 to 20 years	\$2,000 to \$20,000
Use or possession of explosives during commission of a felony, first offense (202.820)	1 to 10 years	Not more than \$10,000
Use or possession of explosives during commission of felony, subsequent offense (202.820)	2 to 20 years	No fine
Use of explosives to destroy property, no substantial bodily harm (202.830)	2 to 10 years	\$2,000 to \$10,000
Use of explosives to destroy property, with substantial bodily harm (202.830)	2 to 20 years	\$2,000 to \$20,000
Bomb threats (202.840)	1 to 6 years	Not more than \$5,000
Delivering a "hoax substance" resulting in SBH or death (Chapter 202)	2 to 20 years	Not more than \$5,000
Criminal anarchy (203.115)	1 to 6 years	Not more than \$10,000

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CRIME AND NRS CITATION	PENALTY	
	Prison Term	Fine
Criminal syndicalism (203.117)	1 to 6 years	Not more than \$5,000
Arson, first degree (205.010)	2 to 15 years	Not more than \$15,000
Arson, second degree (205.015)	1 to 10 years	Not more than \$10,000
Arson, aiding and abetting, with the intent to defraud (205.030)	1 to 6 years*	Not more than \$5,000
Burglary (205.060)	1 to 10 years; no probation or suspended sentence if previously convicted of burglary or invasion of the home	Not more than \$10,000
Burglary with a weapon (205.060)	2 to 15 years; no probation or suspended sentence if previously convicted of burglary or invasion of the home	Not more than \$10,000
Invasion of the home (205.067)	1 to 10 years; no probation or suspended sentence if previously convicted of burglary or invasion of the home	Not more than \$10,000
Invasion of the home with a deadly weapon (205.067)	2 to 15 years; no probation or suspended sentence if previously convicted of burglary or invasion of the home	Not more than \$10,000
Burglary using explosives (205.075)	2 to 15 years	No fine
Theft; value of \$2,500 or more (205.0835)	1 to 10 years*	Mandatory fine, not more than \$10,000
Grand larceny, value of \$2,500 or more (205.220 and 205.222)	1 to 10 years*	Mandatory fine, not more than \$10,000
Grand larceny of firearm (205.226)	1 to 10 years*	Mandatory fine, not more than \$10,000
Grand larceny of motor vehicle, value proven to be \$2,500 or more (205.228)	1 to 10 years*	Mandatory fine, not more than \$10,000
Taking not amounting to robbery, value \$2,500 or more (205.270)	1 to 10 years*; no probation or suspended sentence if victim was elderly or handicapped	Mandatory fine, not more than \$10,000
Theft from vending machine, value of \$2,500 or more (205.2707)	1 to 10 years*	Mandatory fine, not more than \$10,000
Receiving or transporting stolen vehicle, value proven to be \$2,500 or more (205.273)	1 to 10 years*	Mandatory fine, not more than \$10,000

## CATEGORY B FELONIES

**A category B felony is a felony for which the minimum term of imprisonment in the state prison that may be imposed is not less than 1 year and the maximum term of imprisonment that may be imposed is not more than 20 years. Fines are optional unless otherwise noted. Mandatory restitution is included for those sentences noted by an asterisk (\*). (NRS 193.130)**

CRIME AND NRS CITATION	PENALTY	
	Prison Term	Fine
Receiving or possessing stolen goods, value \$2,500 or more (205.275)	1 to 10 years*	Mandatory fine, not more than \$10,000
Extortion (205.320)	1 to 10 years*	Not more than \$10,000
Extortion for a debt (205.322)	1 to 6 years*	Not more than \$10,000
Obtaining money, property, rent, or labor by false pretenses, value \$250 or more (205.380)	1 to 6 years*	Not more than \$10,000
Obtaining and using another's personal identifying information to harm, impersonate, or access nonpublic records of another or for unlawful purpose (205.463)	1 to 20 years*	Not more than \$100,000
Obtaining and using an older or vulnerable person's personal identifying information to harm or for unlawful purpose (205.463)	3 to 20 years*	Not more than \$100,000
Obtaining and using the personal identifying information of five or more persons to harm or for unlawful purpose (205.463)	3 to 20 years*	Not more than \$100,000
Obtaining and using another's personal identifying information to harm or for unlawful purpose that causes loss of \$3,000 or more (205.463)	3 to 20 years*	Not more than \$100,000
Obtaining and using an older or vulnerable person's personal identifying information to avoid prosecution for a category A or B felony (205.463)	3 to 20 years*	Not more than \$100,000
Public officer or employee unlawfully obtaining and using another's personal identifying information to harm other person or for unlawful purpose (205.464)	5 to 20 years*	Not more than \$100,000
Public officer or employee unlawfully obtaining and using an older or vulnerable person's personal identifying information to harm other person or for unlawful purpose (205.464)	7 to 20 years*	Not more than \$100,000
Public officer or employee unlawfully obtaining and using the personal identifying information of five or more persons to harm or for unlawful purpose (205.464)	7 to 20 years*	Not more than \$100,000
Public officer or employee unlawfully obtaining and using another's personal identifying information to harm or for unlawful purpose that causes loss of \$3,000 or more (205.464)	7 to 20 years*	Not more than \$100,000
Public officer or employee obtaining and possessing, selling or transferring an older or vulnerable person's personal identifying information to establish false identity (205.464)	1 to 20 years*	Not more than \$100,000
Public officer or employee obtaining and possessing, selling or transferring the personal identifying information of five or more persons to establish false identity (205.464)	7 to 20 years*	Not more than \$100,000
Public officer or employee obtaining and possessing, selling or transferring another's personal identifying information to establish false identity that causes loss of \$3,000 or more (205.464)	7 to 20 years*	Not more than \$100,000
Aiding public officer or employee to commit crimes involving an older or vulnerable person's personal identifying information (205.464)	1 to 20 years*	Not more than \$100,000
Aiding public officer or employee to commit crimes involving the personal identifying information of five or more persons (205.464)	1 to 20 years*	Not more than \$100,000
Aiding public officer or employee to commit crimes involving another's personal identifying information that causes loss of \$3,000 or more (205.464)	1 to 20 years*	Not more than \$100,000
False identification crimes involving personal identifying information of an older or vulnerable person (205.465)	1 to 20 years	Not more than \$100,000

## CATEGORY B FELONIES

A category B felony is a felony for which the minimum term of imprisonment in the state prison that may be imposed is not less than 1 year and the maximum term of imprisonment that may be imposed is not more than 20 years. Fines are optional unless otherwise noted. Mandatory restitution is included for those sentences noted by an asterisk (\*). (NRS 193.130)

CRIME AND NRS CITATION	PENALTY	
	Prison Term	Fine
False identification crimes involving the personal identifying information of five or more persons (205.465)	1 to 20 years	Not more than \$100,000
False identification crimes involving another's personal identifying information that causes loss of \$3,000 or more (205.465)	1 to 20 years	Not more than \$100,000
Establishing or possessing financial forgery laboratory (205.46513)	1 to 20 years	Not more than \$100,000
Unlawful use of scanning device or reencoder with intent to defraud (205.605)	1 to 20 years*	Not more than \$100,000
Participation in organized retail theft ring, aggregated value of loss within 90 day period of \$2,500 to \$10,000 (Chapter 205)	1 to 10 years*	Not more than \$10,000, mandatory
Participation in an organized retail theft ring, aggregated value of loss within 90 day period of \$10,000 or more (Chapter 205)	2 to 15 years*	Not more than \$20,000, mandatory
Pattern of mortgage lending fraud (Chapter 205)	3 to 20 years	Not more than \$50,000
False signals endangering cars, physical injury or property damage results (206.300)	1 to 10 years	Not more than \$10,000
Habitual criminal, current conviction for felony, petit larceny, or fraud-based crime <i>plus</i> two prior felonies or three petit larcenies or fraud-based crimes (207.010)	5 to 20 years; no probation or suspended sentence	No fine
Habitually fraudulent felon, current conviction for felony involving fraud plus two prior felonies that include elements of fraud. Victim of each offense was an older person, a vulnerable person or a mentally disabled person. (207.014)	5 to 20 years; no probation or suspended sentence; <b>prosecutor must charge</b>	No fine
Coercion, force or threat of force (207.190)	1 to 6 years	Not more than \$5,000
Unlawful contact with child under 16 years of age or with mentally ill person, subsequent offense (207.260)	1 to 6 years	Not more than \$5,000
Racketeering (207.400)	5 to 20 years	Not more than \$25,000
Escape of felony prisoner, use of weapon or substantial bodily harm (212.090)	2 to 20 years	Not more than \$20,000
Escape of felony prisoner, no aggravating factors (212.090)	1 to 10 years	Not more than \$10,000
Escape from prison, gross misdemeanor or misdemeanor prisoner, use of weapon (212.090)	1 to 6 years	Not more than \$5,000
Possession by felony prisoner of escape tools (212.093)	1 to 6 years	Not more than \$5,000
Unauthorized absences from prison (212.095)	Penalty under NRS 212.090	
Aiding escape of felony prisoner (212.100)	1 to 10 years	Not more than \$10,000
Aid in escape of gross misdemeanor or misdemeanor prisoner, use of weapon (212.100)	1 to 6 years	Not more than \$5,000
Custodian allowing escape of felon (212.110)	1 to 6 years	Not more than \$10,000
Ministerial officer allowing escape (212.120)	1 to 6 years	Not more than \$10,000
Furnishing weapons or drugs to prisoner (212.160)	1 to 6 years	Not more than \$5,000

## CATEGORY B FELONIES

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CRIME AND NRS CITATION	PENALTY	
	Prison Term	Fine
Possession of weapon or facsimile by prisoner (212.185)	1 to 6 years	No fine
Gassing by prisoner (212.189)	2 to 10 years; no probation or suspended sentence	Not more than \$10,000
Major violation of lifetime supervision (213.1243)	1 to 6 years	Not more than \$5,000
Abuse or neglect of patient by mental health provider, <i>either</i> for first violation that results in substantial bodily harm <i>or</i> for subsequent violation (433.554)	1 to 6 years	Not more than \$5,000
Abuse of child receiving mental health treatment; substantial bodily harm (433B.340)	1 to 6 years	Not more than \$5,000
Willful use of aversive intervention on person with a disability or improper use of restraint; <i>either</i> first violation with substantial bodily harm <i>or</i> subsequent violation (449.783)	1 to 6 years	Not more than \$5,000
Maintaining drug house, first offense (453.316)	1 to 6 years	Not more than \$10,000
Maintaining drug house, subsequent offense (453.316)	2 to 10 years	Not more than \$20,000
Import, sell, et cetera, Schedule I or II drugs, first offense (453.321)	1 to 6 years	Not more than \$20,000
Import, sell, et cetera, Schedule I or II drugs, second offense (453.321)	2 to 10 years; no probation or suspended sentence	Not more than \$20,000
Import, sell, et cetera, Schedule I or II drugs, third or subsequent offense (453.321)	3 to 15 years; no probation or suspended sentence	Not more than \$20,000
Import, sell, et cetera, Schedule III, IV, or V drugs, second offense (453.321)	2 to 10 years; no probation or suspended sentence	Not more than \$15,000
Import, sell, et cetera, Schedule III, IV, or V drugs, third or subsequent offense (453.321)	3 to 15 years; no probation or suspended sentence	Not more than \$20,000
Unlawful acts relating to manufacture or compounding of certain controlled substances (453.322)	3 to 15 years; no probation	Not more than \$100,000
Allowing child to be present where controlled substances are being used, SBH results (453.3325)	6 to 20 years	Not more than \$20,000
Allowing child to be present where controlled substances are unlawfully sold, exchanged, given away or administered, no SBH or death (453.3325)	3 to 15 years	Not more than \$10,000
Allowing child to be present where controlled substances are unlawfully sold, exchanged, given away or administered, SBH results (453.3325)	6 to 20 years	Not more than \$20,000
Allowing child to be present where controlled substances are unlawfully manufactured, no SBH or death (453.3325)	5 to 20 years	Not more than \$15,000
Possession not for sale of flunitrazepam or GHB (453.336)	1 to 6 years	No fine
Possession for purpose of sale, Schedule I or II drugs, flunitrazepam, or GHB: third or subsequent offense (453.337)	3 to 15 years; no probation or suspended sentence	Not more than \$20,000
Trafficking, Schedule I drugs (except marihuana), flunitrazepam, or GHB: 4 to 14 grams (453.3385)	1 to 6 years; no probation or suspended sentence	Mandatory fine, not more than \$50,000

## CATEGORY B FELONIES

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CRIME AND NRS CITATION	PENALTY	
	Prison Term	Fine
Trafficking, Schedule I drugs (except marihuana), flunitrazepam, or GHB: 14 to 28 grams (453.3385)	2 to 15 years; no probation or suspended sentence	Mandatory fine, not more than \$100,000
Trafficking marijuana, 2,000 to 10,000 pounds (453.339)	2 to 10 years; no probation or suspended sentence	Mandatory fine, not more than \$50,000
Trafficking, Schedule II drugs, 200 to 400 grams (453.3395)	2 to 10 years; no probation or suspended sentence	Mandatory fine, not more than \$100,000
Filling or delivering of prescriptions by illegal Internet pharmacy; Schedule I drug involved or drug causes substantial bodily harm or death (453.3638)	3 to 15 years	Not more than \$100,000
Unlawful acts relating to filling prescriptions via the Internet; Schedule I drug involved or drug causes substantial bodily harm or death (453.3639)	3 to 15 years; no probation or suspended sentence	Not more than \$100,000
Unlawful acts relating to prescribing of drugs with knowledge of involvement of illegal Internet pharmacy; Schedule I drug involved or drug causes substantial bodily harm or death (453.3643)	3 to 15 years	Not more than \$100,000
Conspiracy to violate the Uniform Controlled Substances Act, second offense (453.401)	2 to 10 years; no probation or suspended sentence	Not more than \$10,000
Conspiracy to violate the Uniform Controlled Substances Act, third or subsequent offense (453.401)	3 to 15 years; no probation or suspended sentence	Not more than \$20,000
Using minor as an agent or furnishing drugs to minor (454.306)	5 to 20 years	Not more than \$20,000
Gaming without a license (463.360)	1 to 10 years	Not more than \$50,000
Gaming crimes, first offense (includes attempts and conspiracy to commit crimes) (465.088)	1 to 6 years	Not more than \$10,000
Gaming crimes, second or subsequent violation (includes attempts and conspiracy to commit crimes) (465.088)	1 to 6 years; no probation or suspended sentence	Not more than \$10,000
Unlawful dissemination of certain wire information (465.090)	1 to 6 years	Not more than \$5,000
Theft of fire prevention device, value of \$2,500 or more (475.105 - Punished as grand larceny. See 205.222.)	1 to 10 years*	Mandatory fine, not more than \$10,000
Endangering property using explosives (476.050)	2 to 10 years	No fine
Unlawful purchase, sale, disposal, or transfer of a motor vehicle or part knowing the identification number has been falsely attached, removed, destroyed or altered (482.551)	1 to 10 years	Not more than \$60,000
Failure to stop at accident involving death or personal injury (484.219)	2 to 15 years	Mandatory fine, \$2,000 to \$5,000
Failure to obey signal by officer and: (1) causes property damage; or (2) operates a vehicle in dangerous manner (484.348)	1 to 6 years	Not more than \$5,000
Failure to obey signal by officer, resulting in death or bodily harm (484.348)	2 to 20 years	Not more than \$50,000
Failure to obey roadblock, resulting in death, substantial bodily harm, or property damage over \$1,000 (484.3595)	1 to 6 years	Not more than \$5,000

## CATEGORY B FELONIES

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CRIME AND NRS CITATION	PENALTY	
	Prison Term	Fine
Reckless driving, willful conduct resulting in death or substantial bodily harm (484.377)	1 to 6 years	Mandatory fine, \$2,000 to \$5,000
DUI, third offense in seven years (484.3792)	1 to 6 years; no probation or suspended sentence except in certain circumstances	Mandatory fine, \$2,000 to \$5,000
DUI and previous conviction of felony DUI; DUI causing substantial bodily harm or death' or homicide resulting from driving under the influence (484.3792)	2 to 15 years; no probation or suspended sentence except in certain circumstances	Mandatory fine, \$2,000 to \$5,000
DUI causing substantial bodily harm or death (484.3795)	2 to 20 years; no probation or suspended sentence	Mandatory fine, \$2,000 to \$5,000
Knowingly selling a motor vehicle whose odometer has been fraudulently altered (484.6067)	1 to 6 years	Not more than \$10,000
Watercraft DUI causing substantial bodily harm or death (488.420)	2 to 20 years; no probation or suspended sentence	Mandatory fine, \$2,000 to \$5,000
Watercraft DUI, and previous conviction of watercraft DUI causing substantial bodily harm or death (488.427)	2 to 15 years	Mandatory fine, \$2,000 to \$5,000
Staging fights between dogs, third offense (574.070)	1 to 6 years	Not more than \$5,000 (A fine of not more than \$10,000 is mandatory if the violation is by an entity other than a natural person.)
Representing or aiding unauthorized insurer in violation of Unauthorized Insurers Act (685B.083)	<u>No penalty specified</u>	<u>No penalty specified</u>
Transacting unauthorized insurance business (685B.087)	<u>No penalty specified</u>	<u>No penalty specified</u>



# Fact Sheet

## FACTS ABOUT PENALTIES FOR FELONIES UNDER *NEVADA REVISED STATUTES (BY CATEGORY)*

PREPARED BY JENNIFER CHISEL  
RESEARCH DIVISION  
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REVISED SEPTEMBER 2007

<b>CATEGORY C FELONIES</b>		
<p>A category C felony is a felony for which a court shall sentence a convicted person to imprisonment in the state prison for a minimum term of not less than 1 year and a maximum term of not more than 5 years. In addition to any other penalty, the court may impose a fine of not more than \$10,000, unless a greater fine is authorized or required by statute. Mandatory restitution is included for those sentences noted by an asterisk (*). (NRS 193.130)</p>		
<b>CRIME AND NRS CITATION</b>	<b>PENALTY</b>	
	<b>Prison Term</b>	<b>Fine</b>
Violation of extended order involving crime against a child (33.400)	1 to 5 years	Not more than \$10,000
Commodities fraud (91.340)	1 to 5 years*	Not more than \$20,000
Fraudulent sale of subdivided land (119.330)	1 to 5 years*	Not more than \$10,000
Failure to register as sex offender, second or subsequent offense within 7 years (179D.550)	1 to 5 years; no probation or suspended sentence	Not more than \$10,000
Public offense proportionate to the value of the property affected or the loss resulting from such offense, property value \$5,000 or more (193.155)	1 to 5 years	Not more than \$10,000
Attempted B felony with a maximum penalty of 10 years or less (193.330)	1 to 5 years	Not more than \$10,000
Accessory to a felony (195.040)	1 to 5 years	Not more than \$10,000
Misprision of treason (having knowledge of the commission of treason, concealment of crime) (196.030)	1 to 5 years	Not more than \$10,000
Bribery of executive officer (197.010)	1 to 5 years	Not more than \$10,000
Bribery of public officer (197.020)	1 to 5 years	Not more than \$10,000
Executive officer accepting bribe (197.030)	1 to 5 years	Not more than \$10,000
Public officer accepting bribe (197.040)	1 to 5 years	Not more than \$10,000
Bribery of judicial officer (199.010)	1 to 5 years	Not more than \$10,000
Judicial officer accepting bribe (199.020)	1 to 5 years	Not more than \$10,000
Juror accepting bribe (199.030)	1 to 5 years	Not more than \$10,000
Rescuing felony prisoner (199.100)	1 to 5 years	Not more than \$10,000
Bribery or intimidation of witness (199.240)	1 to 5 years	Not more than \$50,000
Witness accepting bribe (199.250)	1 to 5 years	Not more than \$10,000
Intimidating public officer, force involved and first offense (199.300)	1 to 5 years	Not more than \$10,000
Statutory sexual seduction (200.368)	1 to 5 years	Not more than \$10,000
Battery without weapon (200.481)	1 to 5 years	Not more than \$10,000
Battery that constitutes domestic violence, third or subsequent offense in seven years (200.485)	1 to 5 years; no probation or suspended sentence	Not more than \$10,000
Child abuse/neglect: Permitting or allowing a child to suffer unjustifiable physical pain or mental suffering, no substantial bodily or mental harm, subsequent violation (200.508)	1 to 5 years	Not more than \$10,000

## CATEGORY C FELONIES

**A category C felony is a felony for which a court shall sentence a convicted person to imprisonment in the state prison for a minimum term of not less than 1 year and a maximum term of not more than 5 years. In addition to any other penalty, the court may impose a fine of not more than \$10,000, unless a greater fine is authorized or required by statute. Mandatory restitution is included for those sentences noted by an asterisk (\*). (NRS 193.130)**

CRIME AND NRS CITATION	PENALTY	
	Prison Term	Fine
Conspiracy to abuse, exploit, or isolate older person or vulnerable person, subsequent offense (200.50995)	1 to 5 years	Not more than \$10,000
Stalking with the use of a computer (Internet, electronic mail or network) (200.575)	1 to 5 years	Not more than \$10,000
Stalking; violation of an extended order from the court (200.591)	1 to 5 years	Not more than \$10,000
Failure to pay spousal or child support: \$10,000 total; or \$5,000 total and subsequent violation (201.020)	1 to 5 years	Not more than \$5,000
Pandering of an adult, force or threat of force (201.300)	1 to 5 years	Not more than \$10,000
Placing spouse in a brothel, force or threat of force (201.310)	1 to 5 years	Not more than \$10,000
Detention of adult in brothel because of debt, force or threat of force (201.330)	1 to 5 years	Not more than \$10,000
Transporting a prostitute - adult, force or threat of force (201.340)	1 to 5 years	Not more than \$10,000
Placing person in house of prostitution, force or threat of force (201.360)	1 to 5 years	Not more than \$10,000
Unlawful sexual conduct between school employee or volunteer and pupil who is 16 or 17 years old (201.540)	1 to 5 years	Not more than \$10,000
Unlawful sexual conduct between university employee and student (201.550)	1 to 5 years	Not more than \$10,000
Using a computer, system or network to lure a child, person believed to be a child, or mentally ill person through material harmful to minors (201.560)	1 to 5 years	Not more than \$10,000
Changing, altering, removing or obliterating serial number of firearm (202.277)	1 to 5 years	Not more than \$10,000
Permitting minor to unlawfully handle firearm; first offense <i>and</i> substantial known risk child will use firearm for violent act (202.300)	1 to 5 years	Not more than \$10,000
Unlawful manufacture/importation/sale/possession of machine gun or silencer or unlawful carrying of explosive, firearm, or deadly weapon (202.350)	1 to 5 years	Not more than 10,000
Negligent act in reckless disregard of safety of others resulting in substantial bodily harm or death (202.595)	1 to 5 years	Not more than \$10,000
Theft, value of \$250 or more but less than \$2,500 (205.0835)	1 to 5 years*	Not more than \$10,000
Possession or receiving forged instrument (205.160)	1 to 5 years*	Not more than \$10,000
Counterfeiting (205.180)	1 to 5 years*	Not more than \$10,000
Possession or receiving counterfeit gold dust, silver, bullion, or bars with intent to circulate or defraud (205.185)	1 to 5 years	Not more than \$10,000
Unlawful reproduction or sale of sound recordings, subsequent offense (205.217)	1 to 5 years	Not more than \$10,000
Grand larceny, value of \$250 or more but less than \$2,500 (205.220 and 205.222)	1 to 5 years*	Not more than \$10,000
Grand larceny of motor vehicle, value <b>not</b> proven to be more than \$2,500 (205.228)	1 to 5 years*	Not more than \$10,000
Taking not amounting to robbery, value less than \$2,500 (205.270)	1 to 5 years; no probation or suspended sentence if victim was elderly or handicapped*	Not more than \$10,000
Theft from vending machine, value of \$250 or more but less than \$2,500 (205.2707)	1 to 5 years*	Not more than \$10,000
Receiving or transporting stolen vehicle, value <b>not</b> proven to be more than \$2,500 (205.273)	1 to 5 years*	Not more than \$10,000

LCB Research Division

## CATEGORY C FELONIES

**A category C felony is a felony for which a court shall sentence a convicted person to imprisonment in the state prison for a minimum term of not less than 1 year and a maximum term of not more than 5 years. In addition to any other penalty, the court may impose a fine of not more than \$10,000, unless a greater fine is authorized or required by statute. Mandatory restitution is included for those sentences noted by an asterisk (\*). (NRS 193.130)**

CRIME AND NRS CITATION	PENALTY	
	Prison Term	Fine
Owning or operation of premises used for illegal altering, disassembly, or sale of motor vehicles or parts of motor vehicles (205.2745)	1 to 5 years	Not more than \$50,000
Receiving or possessing stolen goods, value of \$250 or more but less than \$2,500 (205.275)	1 to 5 years*	Not more than \$10,000
Fraudulent sale of same real property more than once, value of \$250 or more (205.365)	1 to 5 years*	Not more than \$10,000
Swindling; credit by false representation, value of \$250 or more (205.370)	1 to 5 years*	Not more than \$10,000
Collecting for benefit without authority, value of \$250 or more (205.415)	1 to 5 years*	Not more than \$10,000
Fraudulent issuance of stock (205.435)	1 to 5 years*	Not more than \$10,000
Personating another (205.450)	1 to 5 years	Not more than \$10,000
Obtaining and using another's personal identifying information to avoid prosecution (205.463)	1 to 5 years*	Not more than \$10,000
Public officer or employee obtaining and possessing or transferring another's personal identifying information to establish false identity (205.464)	1 to 5 years*	Not more than \$10,000
Aiding public officer or employee to commit crimes involving another's personal identifying information (205.464)	1 to 5 years*	Not more than \$10,000
False identification crimes (205.465)	1 to 5 years	Not more than \$10,000
Computer crimes involving fraud or response costs, injury or other damages in excess of \$500, or disruption in public services (205.4765)	1 to 5 years*	Not more than \$100,000
Computer crimes involving denial of access to or unlawful use of computers (205.477)	1 to 5 years*	Not more than \$100,000
Possession of scanning device or reencoder for unlawful purpose (205.606)	1 to 5 years	Not more than \$10,000
Mortgage lending fraud (Chapter 205)	1 to 10 years	Not more than \$10,000
Unlawful killing of stray or livestock (206.150)	1 to 5 years	Not more than \$10,000
Bribery regarding a sporting event (207.290)	1 to 5 years	Not more than \$10,000
Impersonation of officer or employee of utility with intent to aid act of terrorism or sabotage (207.345)	1 to 5 years	Not more than \$10,000
Concealing escaped felon (212.130)	1 to 5 years	Not more than \$10,000
Bribery of legislator (218.590)	1 to 5 years	Not more than \$10,000
Legislator accepting bribe (218.600)	1 to 5 years	Not more than \$10,000
Stealing, altering, defacing public records (239.300)	1 to 5 years	Not more than \$10,000
Remove, injure or conceal public records (239.310)	1 to 5 years	Not more than \$10,000
Officer injuring or concealing public record (239.320)	1 to 5 years	Not more than \$10,000
Offering false instrument for filing or recording (239.330)	1 to 5 years	Not more than \$10,000
Unlawful disclosure of document prepared and maintained to prevent or respond to terrorism with intent to aid act of terrorism or sabotage (239C.210)	1 to 5 years	Not more than \$10,000
Unlawful disclosure of information relating to a utility's vulnerability assessment, with intent to aid act of terrorism or sabotage (239C.270)	1 to 5 years	Not more than \$10,000
Forge tax stamp or county license (370.380)	1 to 5 years	Not more than \$10,000
Possession or use of counterfeit stamps; failure to keep certain records; fraudulent records; or failure to comply with certain tobacco laws relating to mailing or shipments of cigarettes with intent to defraud State (370.382)	1 to 5 years	Not more than \$10,000
Violations of laws governing mailing or delivery of cigarettes (370.395)	1 to 5 years	Not more than \$10,000

## CATEGORY C FELONIES

**A category C felony is a felony for which a court shall sentence a convicted person to imprisonment in the state prison for a minimum term of not less than 1 year and a maximum term of not more than 5 years. In addition to any other penalty, the court may impose a fine of not more than \$10,000, unless a greater fine is authorized or required by statute. Mandatory restitution is included for those sentences noted by an asterisk (\*). (NRS 193.130)**

CRIME AND NRS CITATION	PENALTY	
	Prison Term	Fine
Sale or possession for sale of contraband tobacco products; subsequent offense, value of \$250 or more (370.405)	1 to 5 years	Not more than \$10,000
Sale or purchase of parts for transplantation or therapy for valuable consideration (451.590)	1 to 5 years	Not more than \$50,000
Falsify, forge, conceal, deface or obliterate an anatomical gift document (Chapter 451)	1 to 5 years	Not more than \$50,000
Import, sell, et cetera, Schedule III, IV, or V drugs, first offense (453.321)	1 to 5 years	Not more than \$10,000
Allowing child to be present where controlled substances are being used, no SBH or death (453.325)	1 to 5 years	Not more than \$10,000
D violations of Controlled Substances Act (drug house, record keeping, refuse entry to inspector) (453.326)	1 to 5 years	Not more than \$10,000
E violations of Controlled Substances Act (prescription fraud) (453.331)	1 to 5 years	Not more than \$10,000
Sale of imitation controlled substance to minor by person over 18 (453.332)	1 to 5 years	Not more than \$10,000
Use or possess with intent to use imitation controlled substance; or advertise to promote distribution of imitation controlled substance, third or subsequent offense (453.332)	1 to 5 years	Not more than \$10,000
Possession for purpose of sale, Schedule I or II drugs, flunitrazepam, or GHB; second offense (453.337)	1 to 5 years, no probation or suspended sentence	Not more than \$10,000
Possession for purpose of sale of Schedule III, IV, or V drugs, third or subsequent offense (453.338)	1 to 5 years, no probation or suspended sentence	Not more than \$10,000
Trafficking marihuana, 100 to 2,000 pounds (453.339)	1 to 5 years; no probation or suspended sentence	Mandatory fine, not more than \$25,000
Trafficking Schedule II drugs, 28 to 200 grams (453.3395)	1 to 5 years; no probation or suspended sentence	Mandatory fine of not more than \$50,000
Filling or delivering of prescriptions by illegal Internet pharmacy (453.3638)	1 to 5 years	Not more than \$10,000
Unlawful acts relating to filling prescriptions via the Internet (453.3639)	1 to 5 years	Not more than \$10,000
Unlawful acts relating to prescribing of drugs with knowledge of involvement of illegal Internet pharmacy (453.3643)	1 to 5 years	Not more than \$10,000
Conspiracy to violate the Uniform Controlled Substances Act, first offense (453.401)	1 to 5 years	Not more than \$10,000
Violations of controlled substances provisions relating to the prescribing and dispensing of controlled substances by licensed individuals (453.421)	1 to 5 years	Not more than \$10,000
Unlawful acts relating to the filling and refilling of prescriptions (453.431)	1 to 5 years	Not more than \$10,000
Providing drug paraphernalia to minor (453.562)	1 to 5 years; may order restitution for cost of minor's drug treatment	Not more than \$10,000
Unlawful possession or disposal of methamphetamine manufacturing waste (Chapter 453)	1 to 5 years	Not more than \$10,000
Gaming tax evasion (463.360)	1 to 5 years*	Not more than \$10,000
Violations of gaming cash reporting requirements (463.360)	1 to 5 years	Not more than \$10,000
Disseminating race information without license (463.480)	1 to 5 years	Not more than \$10,000
Theft of fire prevention device, value of \$250 or more but less than \$2,500 (475.105 - Punished as grand larceny. See 205.222.)	1 to 5 years*	Not more than \$10,000

LCB Research Division

## CATEGORY C FELONIES

**A category C felony is a felony for which a court shall sentence a convicted person to imprisonment in the state prison for a minimum term of not less than 1 year and a maximum term of not more than 5 years. In addition to any other penalty, the court may impose a fine of not more than \$10,000, unless a greater fine is authorized or required by statute. Mandatory restitution is included for those sentences noted by an asterisk (\*). (NRS 193.130)**

CRIME AND NRS CITATION	PENALTY	
	Prison Term	Fine
Killing a wild horse (504.490)	1 to 5 years	Not more than \$10,000
Staging fights between dogs, second offense (574.070)	1 to 5 years	Not more than \$10,000 (A fine of not more than \$10,000 is mandatory if the violation is by an entity other than a natural person.)
Overdriving, torturing, injuring or abandoning animals; third or subsequent offense in 7 years (574.100)	1 to 5 years*	Not more than \$10,000
Mistreatment of police animal resulting in totally disabling or killing the animal (574.105)	1 to 5 years	Not more than \$10,000
Willfully and unjustifiably killing a dog used for certain exhibition types of events (574.107)	1 to 5 years	Not more than \$10,000
Failure to provide proper food and water to impounded animal, third or subsequent offense (574.120)	1 to 5 years*	Not more than \$10,000
Poisoning livestock (574.150)	1 to 5 years*	Not more than \$10,000
Animal inspector accepting bribe (583.543)	1 to 5 years	Not more than \$10,000
Unlawful sale of product by informal merchant that causes substantial bodily harm (597.915)	1 to 5 years*	Not more than \$10,000
Theft of trade secrets (600A.035) [Note: <b>Penalty specified in statute is inconsistent with NRS 193.130</b> ]	1 to <b>10</b> years	Not more than \$10,000
Using plan or scheme to avoid being subject to unemployment compensation laws (612.730)	1 to 5 years	Not more than \$10,000
Failure to provide compensation (industrial insurance): <i>either</i> first offense and employee suffers injury resulting in substantial bodily harm or death; <i>or</i> subsequent offense in seven years (616D.200)	1 to 5 years	Not more than \$10,000
Failure to comply with requirements related to statement identifying prior sales of prescription drugs (639.550)	1 to 5 years	Not more than \$10,000
Destroying, failing to authenticate, forging or falsifying statement identifying prior sales of prescription drugs (639.555)	1 to 5 years	Not more than \$10,000
Banking-related embezzlement, \$250 or more (668.055)	1 to 5 years*	Not more than \$10,000
Fraudulent reports by financial institution (668.095)	1 to 5 years	Not more than \$10,000
Thrift company embezzlement (677.810)	1 to 5 years*	Not more than \$50,000
Destruction or obstruction of railroad tracks (705.460)	1 to 5 years	Not more than \$10,000



# Fact Sheet

## FACTS ABOUT PENALTIES FOR FELONIES UNDER *NEVADA REVISED STATUTES (BY CATEGORY)*

PREPARED BY JENNIFER CHISEL  
RESEARCH DIVISION  
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REVISED SEPTEMBER 2007

CATEGORY D FELONIES		
<p>A category D felony is a felony for which a court shall sentence a convicted person to imprisonment in the state prison for a minimum term of not less than 1 year and a maximum term of not more than 4 years. In addition to any other penalty, the court may impose a fine of not more than \$5,000, unless a greater fine is authorized or required by statute. Mandatory restitution is included for those sentences noted by an asterisk (*). (NRS 193.130)</p>		
CRIME AND NRS CITATION	PENALTY	
	Prison Term	Fine
Child abduction/concealment by parent or person under court order; NRS 200.359 provides penalty (125.510)	1 to 4 years	Not more than \$5,000
Payment to or acceptance by natural parent for adoption (127.287 and 127.288)	1 to 4 years	Not more than \$5,000
Unlicensed placement of child (127.300)	1 to 4 years	Not more than \$5,000
Failure to register as sex offender, first offense (179D.550)	1 to 4 years	Not more than \$5,000
Attempted C felony (193.330)	1 to 4 years or gross misdemeanor	Not more than \$2,000
Improper division of salary by public official (197.050 and 197.060)	1 to 4 years	Not more than \$5,000
Public officer paying false claim, value of \$250 or more (197.150)	1 to 4 years*	Not more than \$5,000
Extortion by public officer (197.170)	1 to 4 years*	Not more than \$5,000
Oppression under color of office, force or threat of force (197.200)	1 to 4 years	Not more than \$5,000
Fraudulent appropriation of property, value of \$250 or more (197.210)	1 to 4 years*	Not more than \$5,000
Perjury (199.120)	1 to 4 years	Not more than \$5,000
False complaint to effect arrest or search (199.130)	1 to 4 years	Not more than \$5,000
Use of fictitious name to effect arrest or search (199.140)	1 to 4 years	Not more than \$5,000
Perjury (199.145)	1 to 4 years	Not more than \$5,000
Offering false evidence (199.210)	1 to 4 years	Not more than \$5,000
Preventing person from testifying, force or threat of force (199.230)	1 to 4 years	Not more than \$5,000
Resisting officer, use of dangerous weapon (199.280)	1 to 4 years	Not more than \$5,000
Compounding or concealing a crime (199.290)	1 to 4 years	Not more than \$5,000
Hindering the reporting of a crime (199.305)	1 to 4 years	Not more than \$5,000
Malicious prosecution of a felony (199.310)	1 to 4 years	Not more than \$5,000
Failure to appear after bail <i>either</i> for a felony <i>or</i> for a misdemeanor or gross misdemeanor and left the state to avoid prosecution (199.335)	1 to 4 years	Not more than \$5,000
Fraudulent birth pretenses, inheritance (199.360)	1 to 4 years	Not more than \$5,000
Extortion of confession, force or threat of force, or substantial bodily harm (199.460)	1 to 4 years	Not more than \$5,000
Disclosure of information to subject of investigation (199.520)	1 to 4 years	Not more than \$5,000
Notification of search or seizure (199.530)	1 to 4 years	Not more than \$5,000
Notification of wire tap (199.540)	1 to 4 years	Not more than \$5,000

## CATEGORY D FELONIES

**A category D felony is a felony for which a court shall sentence a convicted person to imprisonment in the state prison for a minimum term of not less than 1 year and a maximum term of not more than 4 years. In addition to any other penalty, the court may impose a fine of not more than \$5,000, unless a greater fine is authorized or required by statute. Mandatory restitution is included for those sentences noted by an asterisk (\*). (NRS 193.130)**

CRIME AND NRS CITATION	PENALTY	
	Prison Term	Fine
Involuntary manslaughter (200.090)	1 to 4 years	Not more than \$5,000
Killing by overloading a vessel, negligent conduct (200.230)	1 to 4 years	Not more than \$5,000
Harboring vicious animal (200.240)	1 to 4 years	Not more than \$5,000
Unlawful storage or manufacture of explosives, death resulting (200.260)	1 to 4 years	Not more than \$5,000
Detention, concealment, removal of child from person with lawful custody (200.359. See also 125.510.)	1 to 4 years	Not more than \$5,000
Assault upon an officer, school employee, health care provider, taxicab driver, transit officer or sports official by a probationer, prisoner, or parolee (200.471)	1 to 4 years	Not more than \$5,000
Unlawful interception of wire communication (200.690)	1 to 4 years	Not more than \$5,000
Bigamy (201.160)	1 to 4 years	Not more than \$5,000
Marry a married person (201.170)	1 to 4 years	Not more than \$5,000
Sexual acts in public (201.190)	1 to 4 years	Not more than \$5,000
Open or gross lewdness, subsequent offense (201.210)	1 to 4 years	Not more than \$5,000
Indecent or obscene exposure, subsequent offense (201.220)	1 to 4 years	Not more than \$5,000
Pandering of an adult, no force or threat of force (201.300)	1 to 4 years	Not more than \$5,000
Placing spouse in a brothel, no force or threat of force (201.310)	1 to 4 years	Not more than \$5,000
Living from the earnings of a prostitute (201.320)	1 to 4 years	Not more than \$5,000
Detention of adult in brothel because of debt, no force or threat of force (201.330)	1 to 4 years	Not more than \$5,000
Transporting a prostitute - adult, no force or threat of force (201.340)	1 to 4 years	Not more than \$5,000
Placing person in house of prostitution, no force or threat of force (201.360)	1 to 4 years	Not more than \$5,000
Sale or injection of liquid silicone (202.248)	1 to 4 years	Not more than \$5,000
Possession of explosive or incendiary device, material, substance, or component in prohibited areas (202.262)	1 to 4 years	Not more than \$5,000
Unlawful possession, manufacture, or disposition of sawed-off shotgun or rifle (202.275)	1 to 4 years	Not more than \$5,000
Knowingly possess firearm with altered serial number (202.277)	1 to 4 years	Not more than \$5,000
Unlawful manufacture/importation/sale/possession of dangerous weapons, possession of nunchaku or trefoil with intent to harm, or carrying certain concealed weapons. Subsequent offense (202.350)	1 to 4 years	Not more than \$5,000
Possession of stun gun by person adjudicated mentally ill or unlawfully in United States (202.357)	1 to 4 years	Not more than \$5,000
Unlawful sale of stun gun (202.357)	1 to 4 years	Not more than \$5,000
Possession of firearm by mentally ill person or person unlawfully in United States (202.360)	1 to 4 years	Not more than \$5,000
Vicious dog attack, substantial bodily harm (202.500)	1 to 4 years	Not more than \$5,000
Delivering a "hoax substance" with intent to cause harm (Chapter 202)	1 to 4 years*	Not more than \$5,000
Unlawful use of public funds, value of \$250 or more (204.020)	1 to 4 years*	Not more than \$5,000
Misappropriation and falsification of public accounts, value of \$250 or more (204.030)	1 to 4 years	Not more than \$5,000
Misappropriation by treasurer, value of \$250 or more (204.050)	1 to 4 years*	Not more than \$5,000
Arson, third degree (205.020)	1 to 4 years	Not more than \$5,000
Arson, fourth degree (205.025)	1 to 4 years	Not more than \$5,000
Forgery (205.090, 205.095, 205.100, 205.110, 205.115)	1 to 4 years*	Not more than \$5,000

## CATEGORY D FELONIES

**A category D felony is a felony for which a court shall sentence a convicted person to imprisonment in the state prison for a minimum term of not less than 1 year and a maximum term of not more than 4 years. In addition to any other penalty, the court may impose a fine of not more than \$5,000, unless a greater fine is authorized or required by statute. Mandatory restitution is included for those sentences noted by an asterisk (\*). (NRS 193.130)**

CRIME AND NRS CITATION	PENALTY	
	Prison Term	Fine
False certificate to certain instruments (205.120)	1 to 4 years	Not more than \$5,000
Petitions: forging signature, false alteration, inducing signature for money, or filing with false information (205.125)	1 to 4 years	Not more than \$5,000
Not Sufficient Funds check(s), willful, value of \$250 or more (205.130)	1 to 4 years*	Not more than \$5,000
Not Sufficient Funds check, willful, three prior convictions in this state or another (205.130)	1 to 4 years*	Not more than \$5,000
Forging state seal (205.175)	1 to 4 years	Not more than \$5,000
Selling, displaying or advertising goods with false trade-mark; third or subsequent offense (205.210)	1 to 4 years	Not more than \$5,000
Selling, displaying, or advertising goods with false trade-mark; <i>either</i> at least 1,000 salable units <i>or</i> retail value of at least \$10,000 (205.210)	1 to 4 years	Not more than \$5,000
Unlawful operation of recording device in motion picture theater, second or subsequent offense (205.216)	1 to 4 years	Not more than \$5,000
Unlawful reproduction or sale of sound recordings, first offense (205.217)	1 to 4 years	Not more than \$5,000
Obtaining signatures by false pretenses (205.390)	1 to 4 years*	Not more than \$5,000
Defrauding restaurant or hotel, value of \$250 or more (205.445)	1 to 4 years*	Not more than \$5,000
Forgery involving computers (205.481)	1 to 4 years	Not more than \$5,000
Unlawful acts relating to mobile telephone service (205.508)	1 to 4 years	Not more than \$5,000
Issuance of title to goods not received, value of \$250 or more (205.520)	1 to 4 years*	Not more than \$5,000
Fraudulent issuance of title to goods, value of \$250 or more (205.540)	1 to 4 years*	Not more than \$5,000
Fraudulently obtaining title to goods, value of \$250 or more (205.570)	1 to 4 years*	Not more than \$5,000
Fraudulent inducement of bailee to release title to goods, value of \$250 or more (205.580)	1 to 4 years*	Not more than \$5,000
Fraudulent negotiation of document of title when goods are not in bailee's possession, \$250 or more (205.590)	1 to 4 years*	Not more than \$5,000
Credit or debit card fraud, stolen card (205.690)	1 to 4 years*	Not more than \$5,000
Credit or debit card fraud, possession of card with intent to use or sell (205.690)	1 to 4 years*	Not more than \$5,000
Sale or purchase of credit or debit card or identifying description of credit or debit card or account (205.710)	1 to 4 years	Not more than \$5,000
Sale of identifying information on telephone calling card (205.715)	1 to 4 years	Not more than \$5,000
Obtaining control of credit or debit card as security for debt (205.720)	1 to 4 years*	Not more than \$5,000
Forgery of credit or debit card (205.740)	1 to 4 years*	Not more than \$5,000
Unauthorized signing of credit or debit card or related document with intent to defraud (205.750)	1 to 4 years*	Not more than \$5,000
Fraudulent use of credit or debit card (205.760)	1 to 4 years*	Not more than \$5,000
Fraud by person authorized to provide goods or services, credit or debit card illegally obtained (205.770)	1 to 4 years*	Not more than \$5,000
Fraud by person authorized to provide goods or services, misrepresentation to issuer (205.780)	1 to 4 years*	Not more than \$5,000
Possession of incomplete credit or debit cards or equipment to produce cards (205.790)	1 to 4 years	Not more than \$5,000
Receiving property or services obtained by unlawful use of credit or debit card (205.800)	1 to 4 years	Not more than \$5,000
Obtaining telephone service with intent to avoid payment (205.920)	1 to 4 years	Not more than \$5,000

## CATEGORY D FELONIES

**A category D felony is a felony for which a court shall sentence a convicted person to imprisonment in the state prison for a minimum term of not less than 1 year and a maximum term of not more than 4 years. In addition to any other penalty, the court may impose a fine of not more than \$5,000, unless a greater fine is authorized or required by statute. Mandatory restitution is included for those sentences noted by an asterisk (\*). (NRS 193.130)**

CRIME AND NRS CITATION	PENALTY	
	Prison Term	Fine
Manufacture, possession, sale of equipment/information for obtaining telephone or telegraph service with intent to avoid payment (205.930)	1 to 4 years	Not more than \$5,000
Taking money of another to secure loan, value of \$1,000 or more (205.950)	1 to 4 years	Not more than \$5,000
Fraudulent acts by intermediary in tax-free exchange (205.960)	1 to 4 years	Not more than \$5,000
Willfully and maliciously killing, maiming or disfiguring any animal (other than stray or livestock) of another; or exposing animal to poison with criminal intent (206.150)	1 to 4 years	Not more than \$10,000
Fraudulent or malicious destruction of writings (206.260)	1 to 4 years	Not more than \$5,000
Use of monetary instrument derived from unlawful act (207.195)	1 to 4 years	Not more than \$5,000
Inhumanity to prisoner, substantial bodily harm (212.020)	1 to 4 years	Not more than \$5,000
Unlawful possession of controlled substance by prisoner (212.160)	1 to 4 years	Not more than \$5,000
Voluntary sexual conduct between prisoner and another person (212.187)	1 to 4 years	Not more than \$5,000
Possession of portable telecommunications device by prisoner (Chapter 212)	1 to 4 years; consecutive after current sentence, no probation or suspended sentence	Not more than \$5,000
Altering legislative measure (218.560)	1 to 4 years	Not more than \$5,000
Altering enrolled bill or resolution (218.570)	1 to 4 years	Not more than \$5,000
Officer out of office withholding or destroying records (281.190)	1 to 4 years	Not more than \$5,000
Unlawful commissions, value of \$250 or more (281.230)	1 to 4 years	Not more than \$5,000
Elections: Bribery of elector (293.700)	1 to 4 years	Not more than \$5,000
Elections: Tampering with election equipment (293.755)	1 to 4 years	Not more than \$5,000
Elections: Voting more than once at same election (293.780)	1 to 4 years	Not more than \$5,000
Fraud in use of facsimile signature or state seal (351.060)	1 to 4 years	Not more than \$5,000
Unlawful depository of state money (356.110)	1 to 4 years	Not more than \$5,000
Tax receiver offering false tax receipt (361.525)	1 to 4 years	Not more than \$5,000
Unlawful issuance of county license (364.090)	1 to 4 years	Not more than \$5,000
Activities involving liquor with intent to defraud the state (369.495)	1 to 4 years	Not more than \$5,000
Sale or possession for sale of contraband tobacco products; subsequent offense, value \$25 to \$250 (370.405)	1 to 4 years	Not more than \$5,000
Robbery and crimes relating to Native American burial site (383.180)	1 to 4 years	Not more than \$5,000
County recorder or supervisor, certain conflicts (403.151)	1 to 4 years	Not more than \$5,000
Medicaid card fraud (422.366)	1 to 4 years*	Not more than \$5,000
Unlawful sale or purchase of Medicaid card (422.367)	1 to 4 years*	Not more than \$5,000
Obtaining Medicaid benefits fraudulently (422.368)	1 to 4 years*	Not more than \$5,000
Medicaid provider fraud (422.369)	1 to 4 years*	Not more than \$5,000
Welfare programs: False claims, statements, representations; value obtained \$250 or more (422.540)	1 to 4 years*	Not more than \$5,000
Perjury: Welfare applications, reports, and invoices (422.550)	1 to 4 years	Not more than \$5,000
Offenses regarding sale, purchase, or lease of goods, services, materials, or supplies while acting on behalf of a provider; value of \$250 or more (422.560)	1 to 4 years	Not more than \$5,000
Failure to maintain certain medical records (program for indigent) (422.570)	1 to 4 years	Not more than \$5,000
Killing a service animal (426.790)	1 to 4 years	Not more than \$10,000

## CATEGORY D FELONIES

**A category D felony is a felony for which a court shall sentence a convicted person to imprisonment in the state prison for a minimum term of not less than 1 year and a maximum term of not more than 4 years. In addition to any other penalty, the court may impose a fine of not more than \$5,000, unless a greater fine is authorized or required by statute. Mandatory restitution is included for those sentences noted by an asterisk (\*). (NRS 193.130)**

CRIME AND NRS CITATION	PENALTY	
	Prison Term	Fine
Perjury: Written statements of responsible relatives of applicants/recipients (432.034)	1 to 4 years	Not more than \$5,000
False admission of another to mental facility (433A.750)	1 to 4 years	Not more than \$5,000
Birth certificate fraud to commit a felony (440.765)	1 to 4 years	Not more than \$5,000
Violations of Clean Water Act, subsequent offense (445A.705)	1 to 4 years	Not more than \$5,000
Removal of remains of dead body (451.030)	1 to 4 years	Not more than \$5,000
Sale or purchase of parts for transplantation or therapy for valuable consideration (451.590)	1 to 4 years	Not more than \$50,000
Failure to register with pharmacy board (453.232)	1 to 4 years	Not more than \$5,000
Offer to sell Schedule III, IV, or V drugs, sale of another drug (453.323)	1 to 4 years	Not more than \$5,000
Possession not for sale, Schedule I - IV drugs, third or subsequent offense (453.336)	1 to 4 years	Not more than \$20,000
Possession not for sale, Schedule V drugs, subsequent offense (453.336)	1 to 4 years	Not more than \$5,000
Possession for purpose of sale, Schedule I or II drugs, flunitrazepam, or GHB: first offense (453.337)	1 to 4 years	Not more than \$5,000
Possession for purpose of sale, Schedule III, IV, or V drugs, first offense (453.338)	1 to 4 years	Not more than \$10,000
Possession for purpose of sale, Schedule III, IV, or V drugs, second offense (453.338)	1 to 4 years	Not more than \$10,000
Purchase of unlawful quantity of methamphetamine precursors, third or subsequent offense in any jurisdiction (Chapter 453)	1 to 4 years	Not more than \$5,000
False statement or representation in methamphetamine precursor logbook (Chapter 453)	1 to 4 years	Not more than \$5,000
Furnishing dangerous drug without prescription (454.221)	1 to 4 years	Not more than \$5,000
Certain violations of cancer treatment chapter (457.220)	1 to 4 years	Not more than \$5,000
Violation of regulations governing program to prevent accidental release of hazardous substances (459.3834)	1 to 4 years	Not more than \$50,000 per day of violation
Unlawful hazardous waste disposal (459.600)	1 to 4 years	Not more than \$50,000 per day of violation
Removal of property of gaming establishment prior to scheduled hearing before Gaming Commission (463B.280)	1 to 4 years	Not more than \$5,000
Perjury (unarmed combat laws) (467.115)	1 to 4 years	Not more than \$5,000
Malicious false fire alarm, death or substantial bodily harm (475.100)	1 to 4 years	Not more than \$5,000
Acting as a new or used vehicle dealer, manufacturer, distributor, rebuilder or lessor without a license, third or subsequent violation (482.322)	1 to 4 years	Not more than \$5,000
Unlawful offer or sale of automobile, value of \$250 or more (482.547)	1 to 4 years*	Not more than \$5,000
Unlawful destruction or alteration of identification number on motor vehicle or part (482.553)	1 to 4 years	Not more than \$25,000
A vehicle dealer, garageman, automobile wrecker, salvage pool or body shop who takes possession of a motor vehicle or part knowing the identification number has been falsely attached, removed, destroyed or altered (Chapter 482)	1 to 4 years	Not more than \$5,000
DUI and failure to obey signal by officer (484.348)	1 to 4 years	Not more than \$5,000
Willful disclosure of information from certain insurance data bases (485.316)	1 to 4 years	Not more than \$5,000
Unlawful removal of salvage title or title for rebuilt vehicle, value of vehicle \$250 or more (487.840)	1 to 4 years	Not more than \$5,000

## CATEGORY D FELONIES

**A category D felony is a felony for which a court shall sentence a convicted person to imprisonment in the state prison for a minimum term of not less than 1 year and a maximum term of not more than 4 years. In addition to any other penalty, the court may impose a fine of not more than \$5,000, unless a greater fine is authorized or required by statute. Mandatory restitution is included for those sentences noted by an asterisk (\*). (NRS 193.130)**

CRIME AND NRS CITATION	PENALTY	
	Prison Term	Fine
Improper mooring causing death (488.285)	1 to 4 years	Not more than \$5,000
Operating boat in unsafe condition, death resulting (488.630)	1 to 4 years	Not more than \$5,000
False mining claims (517.300)	1 to 4 years	Not more than \$5,000
Keeping place used for baiting or fighting birds or animals, third or subsequent offense (574.060)	1 to 4 years	Not more than \$5,000 (A fine of not more than \$10,000 is mandatory if violation is by an entity other than natural person)
Staging fights between animals (other than dogs) or birds, third or subsequent offense (574.070)	1 to 4 years	Not more than \$5,000 (A fine of not more than \$10,000 is mandatory if violation is by an entity other than natural person)
Staging fights between dogs, first offense (574.070)	1 to 4 years	Not more than \$5,000 (A fine of not more than \$10,000 is mandatory if violation is by an entity other than natural person)
Mistreatment of police animal (574.105)	1 to 4 years	Not more than \$5,000
Torture, mutilate, injure, poison, or disable a police animal, and police animal is not totally disabled or killed (574.105)	1 to 4 years	Not more than \$10,000
Willfully, unjustifiably, and maliciously tampering or interfering with a dog used for certain exhibition types of events (574.107)	1 to 4 years	Not more than \$5,000
Willfully and unjustifiably abusing or injuring a dog used for certain types of events (574.107)	1 to 4 years	Not more than \$10,000
Failure to pay for farm products, amount over \$1,000 (576.125)	1 to 4 years*	Not more than \$5,000
Violations of meat standards, third offense (583.495)	1 to 4 years	Not more than \$5,000
Manufacture drug without a license (585.550)	1 to 4 years	Not more than \$5,000
Deceptive trade practices, third and subsequent offenses (598.0999)	1 to 4 years	Not more than \$5,000
Unfair trade practices (price fixing) (598A.280)	1 to 4 years	Not more than \$5,000
Unlawful telephone solicitations, third and subsequent offense (599B.255)	1 to 4 years	Not more than \$50,000
Failure to register as seller or salesman (599B.255 and 599B.080)	1 to 4 years	Not more than \$50,000
Unlawful solicitation in connection with a proposed association of self-insured public or private employees (616B.374)	1 to 4 years	Not more than \$5,000
False statement to obtain workers' compensation benefits, value of \$250 or more (616D.300)	1 to 4 years*	Not more than \$5,000
False statements or representations concerning employment of person receiving benefits (616D.310)	1 to 4 years	Not more than \$5,000
Fraudulent practices: False charges, representations, and statements to obtain workers' compensation benefits; value of benefits obtained over \$250 (616D.370)	1 to 4 years*	Not more than \$5,000
Certain health care provider violations, value \$250 or more (616D.390)	1 to 4 years	Not more than \$5,000
Unlawful destruction of records regarding accident benefits (616D.400)	1 to 4 years	Not more than \$5,000
Improper use of title or practicing without license (630.400)	1 to 4 years	Not more than \$5,000

## CATEGORY D FELONIES

**A category D felony is a felony for which a court shall sentence a convicted person to imprisonment in the state prison for a minimum term of not less than 1 year and a maximum term of not more than 4 years. In addition to any other penalty, the court may impose a fine of not more than \$5,000, unless a greater fine is authorized or required by statute. Mandatory restitution is included for those sentences noted by an asterisk (\*). (NRS 193.130)**

CRIME AND NRS CITATION	PENALTY	
	Prison Term	Fine
Improper use of title or practicing without certificate for homeopathic practitioners (630A.590)	1 to 4 years	Not more than \$5,000
Practicing homeopathic medicine without license (630A.600)	1 to 4 years	Not more than \$5,000
Improper use of title for dentist (631.400)	1 to 4 years	Not more than \$5,000
Practicing profession without certificate or improper practice for dentists, third or subsequent offense (631.400)	1 to 4 years	Not more than \$5,000
Improper use of title or practicing profession without certificate for osteopathic medicine (633.741)	1 to 4 years	Not more than \$5,000
Improper use of title or practicing profession without certificate for chiropractors (634.227)	1 to 4 years	Not more than \$5,000
Veterinarian providing treatment to human being (638.1525)	1 to 4 years	Not more than \$5,000
Improper use of title or practicing profession without certificate for veterinarians (638.170)	1 to 4 years	Not more than \$5,000
False charge against state public assistance program by doctor (639.2815)	1 to 4 years*	Not more than \$5,000
Brokers, salesmen, and intermediaries: Obtain license or sell interest in real property by misrepresentation, fraud, or deceit (645.990)	1 to 4 years*	Not more than \$5,000
Violations relating to escrow or trust accounts; value of \$1,000 or more (645B.960)	1 to 4 years	Not more than \$5,000
Violations relating to escrow or trust accounts; value of \$1,000 or more (645E.960)	1 to 4 years	Not more than \$5,000
Criminally receiving items known to belong to utility companies or governmental agencies (647.145)	1 to 4 years	Not more than \$5,000
Willful violations of banking laws (658.155)	1 to 4 years	Not more than \$5,000
Violation of order requiring removal of officer of bank holding company (666.145 and 666.215)	1 to 4 years	Not more than \$5,000
False bank financial statements (668.015)	1 to 4 years	Not more than \$5,000
Bank receiving deposits with knowledge of insolvency (668.045)	1 to 4 years	Not more than \$5,000
Perjury (banking officers or employees) (668.065)	1 to 4 years	Not more than \$5,000
Willful violations of trust company laws (669.290)	1 to 4 years	Not more than \$5,000
Trust company receiving deposits with knowledge of insolvency (677.850)	1 to 4 years	Not more than \$5,000
False statements on insurance application (686A.290)	1 to 4 years*	Not more than \$5,000
False claims for insurance benefits (686A.291)	1 to 4 years	Not more than \$5,000
Insurance company soliciting without permit (692B.040)	1 to 4 years	Not more than \$5,000
Willful deception of Insurance Commissioner with regard to registration requirements (692C.350)	1 to 4 years	Not more than \$5,000
Willful violation of insurance chapter (692C.480)	1 to 4 years	Not more than \$5,000
Corporations: Removal or concealment of records or assets (693A.070)	1 to 4 years	Not more than \$5,000
Obtaining utility service with intent to avoid payment, destruction of utility property, \$500 or more (704.800)	1 to 4 years*	Not more than \$5,000
Unlawful interception or receipt of cable service, 10 or more devices involved (711.270)	1 to 4 years	Not more than \$5,000



# Fact Sheet

## FACTS ABOUT PENALTIES FOR FELONIES UNDER *NEVADA REVISED STATUTES (BY CATEGORY)*

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REVISED SEPTEMBER 2007

### CATEGORY E FELONIES

A category E felony is a felony for which a court shall sentence a convicted person to imprisonment in the state prison for a minimum term of 1 year and a maximum term of 4 years.

The court shall suspend the execution of the sentence and grant probation, unless, at the time of sentencing, the person:  
(1) Was serving a term of probation or was on parole for a felony conviction; (2) Had previously had his probation or parole revoked for a felony conviction; (3) Had previously failed to successfully complete a court-assigned treatment program; or (4) Had previously been two times convicted of a felony.

If one of these circumstances exists, the court may, as it deems advisable, decide not to suspend the execution of the sentence imposed and grant probation.

Conditions of probation may include, but are not limited to, confinement in the county jail. In addition to any other penalty, the court may impose a fine of not more than \$5,000, unless a greater penalty is authorized or required by statute.

Mandatory restitution is included for those sentences noted by an asterisk (\*).

(NRS 193.130 and 176A.100)

CRIME AND NRS CITATION	PENALTY	
	Prison Term	Fine
Unlawful practice of law, third or subsequent offense in 7 years (7.285)	1 to 4 years	Not more than \$5,000
Use of information obtained from a community notification website to commit a gross misdemeanor (Chapter 179B)	1 to 4 years	Not more than \$5,000
Attempted D felony (193.330)	1 to 4 years or gross misdemeanor	Not more than \$2,000
Attempted E felony (193.330)	1 to 4 years or gross misdemeanor	Not more than \$2,000
Misconduct of public official (197.110)	1 to 4 years	Not more than \$5,000
Capturing an image of the private area of another person, subsequent offense (Chapter 200)	1 to 4 years	Not more than \$5,000
Distributing, disclosing, displaying, transmitting, or publishing an image of the private area of another that the person knows or has reason to know was obtained illegally (Chapter 200)	1 to 4 years	Not more than \$5,000
Use of laser device to interfere with the operation of aircraft, with injury to person or damage to property (Chapter 202)	1 to 4 years	Not more than \$5,000
Selling, displaying, or advertising goods with false trade-mark; second offense (205.210)	1 to 4 years	Not more than \$5,000
Selling, displaying, or advertising goods with false trade-mark: either 100 to 1,000 salable units <i>or</i> retail value of \$1,000 but less than \$10,000 (205.210)	1 to 4 years	Not more than \$5,000
Unlawful possession of personal identifying information or documents (205.465)	1 to 4 years	Not more than \$5,000

## CATEGORY E FELONIES

A category E felony is a felony for which a court shall sentence a convicted person to imprisonment in the state prison for a minimum term of 1 year and a maximum term of 4 years.

The court shall suspend the execution of the sentence and grant probation, unless, at the time of sentencing, the person:  
 (1) Was serving a term of probation or was on parole for a felony conviction; (2) Had previously had his probation or parole revoked for a felony conviction; (3) Had previously failed to successfully complete a court-assigned treatment program; or (4) Had previously been two times convicted of a felony.

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(NRS 193.130 and 176A.100)

CRIME AND NRS CITATION	PENALTY	
	Prison Term	Fine
Graffiti crimes, loss value \$5,000 or more for one offense or aggregated for more than one offense (206.330)	1 to 4 years (Optional restitution; condition of probation, 10 days in county jail)	Not more than \$5,000 (Mandatory fine, not more than \$1,000)
Food stamp fraud, value of \$250 or more (207.340)	1 to 4 years*	Not more than \$5,000
False or misleading statement that causes activation of the Statewide Alert System for the Safe Return of Abducted Children (Chapter 207)	1 to 4 years	Not more than \$5,000
Furnishing a portable telecommunications device to prisoner (Chapter 212)	1 to 4 years	Not more than \$5,000
Elections: Persons entitled to absentee ballot, fraud, and coercion (293.313)	1 to 4 years	Not more than \$5,000
Elections: Unlawful return of absentee ballot (293.330)	1 to 4 years	Not more than \$5,000
Elections: Unlawful return of mailing ballot (293.353)	1 to 4 years	Not more than \$5,000
Elections: Violations by employee of voter registration agency (293.5045)	1 to 4 years	Not more than \$5,000
Elections: Unlawful act of field registrars or certain persons assisting a voter (293.505)	1 to 4 years	Not more than \$5,000
Elections: Registration of voters by mail, willful violation of application procedure (293.5235)	1 to 4 years	Not more than \$5,000
Elections: Violations of laws governing elections, including registration of voters and crimes by public officers (293.800)	1 to 4 years	Not more than \$5,000
Elections: Compensation for registration of voters based on number of voters or voters of a particular party registered (293.805)	1 to 4 years	Not more than \$5,000
City elections: Fraud or coercion in obtaining absentee ballot (293C.310)	1 to 4 years	Not more than \$5,000
City elections: Unlawful return of absentee ballot (293C.330)	1 to 4 years	Not more than \$5,000
Violation of campaign contribution limitations (294A.100)	1 to 4 years	Not more than \$5,000
Violation of legal defense fund limitations (Chapter 294A)	1 to 4 years	Not more than \$5,000
Welfare fraud (422.410)	1 to 4 years*	Not more than \$5,000
Fraud related to Children's Health Insurance Program, value of \$100 or more (422A.700)	1 to 4 years*	Not more than \$5,000
Beating a service animal (426.790)	1 to 4 years	Not more than \$5,000
Opening road through cemetery without consent (452.300)	1 to 4 years	Not more than \$5,000
Depositing material in cemetery without consent (452.300)	1 to 4 years	Not more than \$5,000
Unlawful destruction or damage to property in cemetery of nonprofit corporation (452.305)	1 to 4 years*	Not more than \$5,000
Unlawful removal, possession, sale of tomb, monument, gravestone, or other structures in cemeteries (452.3055)	1 to 4 years*	Not more than \$5,000

## CATEGORY E FELONIES

A category E felony is a felony for which a court shall sentence a convicted person to imprisonment in the state prison for a minimum term of 1 year and a maximum term of 4 years.

The court shall suspend the execution of the sentence and grant probation, unless, at the time of sentencing, the person:  
 (1) Was serving a term of probation or was on parole for a felony conviction; (2) Had previously had his probation or parole revoked for a felony conviction; (3) Had previously failed to successfully complete a court-assigned treatment program; or (4) Had previously been two times convicted of a felony.

If one of these circumstances exists, the court may, as it deems advisable, decide not to suspend the execution of the sentence imposed and grant probation.

Conditions of probation may include, but are not limited to, confinement in the county jail. In addition to any other penalty, the court may impose a fine of not more than \$5,000, unless a greater penalty is authorized or required by statute.

Mandatory restitution is included for those sentences noted by an asterisk (\*).  
 (NRS 193.130 and 176A.100)

CRIME AND NRS CITATION	PENALTY	
	Prison Term	Fine
Unlawful dispensing of certain substances, prescriptions (453.256)	1 to 4 years	Not more than \$5,000
Possession not for sale, Schedule I - IV drugs, first offense (453.336)	1 to 4 years	Not more than \$5,000
Possession not for sale, Schedule I - IV drugs, second offense (453.336)	1 to 4 years	Not more than \$5,000
Possession not for sale, Schedule V drugs, first offense (453.336)	1 to 4 years	Not more than \$5,000
Possession of one ounce or less of marihuana, fourth offense (453.336)	1 to 4 years	Not more than \$5,000
Unlawful use of Schedule I - IV controlled substance (453.411)	1 to 4 years	Not more than \$5,000
Manufacture, delivery, sale, or possession of drug paraphernalia (453.560)	1 to 4 years	Not more than \$5,000
Fraudulent possession of prescription drugs; false or altered prescription (454.311)	1 to 4 years	Not more than \$5,000
Possession of prescription drugs without prescription, third offense (454.316)	1 to 4 years	Not more than \$5,000
Misrepresentation - using telephone to obtain dangerous drugs, subsequent offense (454.326)	1 to 4 years	Not more than \$5,000
Use of false name, false statement or concealed facts in application for driver's license (483.530)	1 to 4 years	Not more than \$5,000
Killing or assisting to kill certain animals in prohibited manner (501.376)	1 to 4 years	Not more than \$5,000
Keeping place used for baiting or fighting birds or animals, second offense (574.060)	1 to 4 years	Not more than \$5,000 (Mandatory fine of not less than \$10,000 if violation is by an entity other than a natural person)
Staging fights between animals (other than dogs) or birds, second offense (574.070)	1 to 4 years	Not more than \$5,000 (Mandatory fine of not less than \$10,000 if the violation is by an entity other than a natural person)
Witnessing fights between animals or birds, third or subsequent offense (574.070)	1 to 4 years	Not more than \$5,000 (Mandatory fine of not less than \$10,000 if the violation is by an entity other than a natural person)

## CATEGORY E FELONIES

A category E felony is a felony for which a court shall sentence a convicted person to imprisonment in the state prison for a minimum term of 1 year and a maximum term of 4 years.

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Mandatory restitution is included for those sentences noted by an asterisk (\*).

(NRS 193.130 and 176A.100)

CRIME AND NRS CITATION	PENALTY	
	Prison Term	Fine
Violation of laws relating to weight or measure, or hindering inspector. Intentional, three convictions in 2-year period, or use of device to facilitate fraud (581.445)	1 to 4 years	Not more than \$5,000
Violation of law relating to public weighmasters. Intentional or three convictions in 2-year period (582.320)	1 to 4 years	Not more than \$5,000
Contractor violation of laws governing work concerning residential pool or spa; third or subsequent offense (597.7198)	1 to 4 years	Not less than \$5,000 nor more than \$10,000
Contractors: Unlawful use of license; engaging in business or submittal of bids without license; unlawful advertising; unlawful joint ventures: third or subsequent offense (624.750)	1 to 4 years	Mandatory fine of not less than \$5,000 nor more than \$10,000
Contractors: Unlawful receipt of money (more than \$1,000) to pay for services, labor, materials or equipment (624.750)	1 to 4 years	Mandatory fine of not less than \$5,000 nor more than \$10,000
Obtaining certificate regarding structure inspection by misrepresentation (645D.900)	1 to 4 years	Not more than \$10,000