

**EXECUTIVE AGENCY  
FISCAL NOTE**

AGENCY'S ESTIMATES

Date Prepared: March 4, 2015

Agency Submitting: Nevada Department of Corrections

Items of Revenue or Expense, or Both	Fiscal Year 2014-15	Fiscal Year 2015-16	Fiscal Year 2016-17	Effect on Future Biennia
Total	0	0	0	0

Explanation

(Use Additional Sheets of Attachments, if required)

The Department of Corrections has reviewed BDR 14-731 which expands the definition of sexual offense to include select types of sexual misconduct between employees or volunteers at a school or an institution of higher learning when the offender is at least 21 years old and the victim is no more than 18 years old. The proposed law expands the pool of persons that will be classified as sexual offenders and the pool of victims by including students ages 17 to 18.

Violating laws pertaining to sexual misconduct in an educational environment is a C felony, and the expansion of the definition of sexual offense will place these guilty parties in the Tier II sex offender category. Thus, they will not be eligible for parole unless the Nevada Department of Corrections conducts risk assessments to evaluate the prisoner's likelihood to reoffend in a sexual manner. These offenders will also have to be provided instructions regarding community notification and the sealing of records prior to exiting the prison setting.

The Nevada Department of Corrections admitted three offenders from June of 2012 to February of 2015 guilty of violating NRS 201.440 and 201.540. These offenders are in the B and C category felony brackets. These offenders don't require risk assessments as per the current law. It is possible that the increase in the pool of offenders and victims will result in increasing numbers of offenders being admitted under the proposed law, and in turn, there will be additional offenders that will have to be prescreened for assessments and utilize additional resources of the Department. The dollar amount of the possible increase in the population and additional administrative duties is unknown at this time and cannot be determined.

Name Scott K. Sisco

Title Deputy Director

**DEPARTMENT OF ADMINISTRATION'S COMMENTS**

Date Monday, March 02, 2015

The agency's response appears reasonable.

Name James R. Wells

Title Director