

ASSEMBLY BILL NO. 291—COMMITTEE ON JUDICIARY

MARCH 14, 2023

Referred to Committee on Judiciary

SUMMARY—Revises provisions relating to the prosecution of certain crimes. (BDR 15-473)

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

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

AN ACT relating to crimes; revising provisions relating to the prosecution of certain crimes; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

Existing law makes it a crime for a person: (1) under false representations of his or her own wealth, or mercantile correspondence and connections, to obtain credit and defraud any person of money, goods, chattels or any valuable thing; or (2) to cause or procure another to falsely report his or her wealth or mercantile character and, thus, obtain credit and fraudulently possess goods, wares or merchandise or other valuable things. (NRS 205.370) This bill provides that in any prosecution of such a crime, the State is not required to establish that all of the acts constituting the crime occurred in this State or within a single city, county or local jurisdiction of this State. This bill further provides that it is no defense that a person did not commit all of the acts constituting the crime within this State or within a single city, county or local jurisdiction of this State.

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

Section 1. NRS 205.370 is hereby amended to read as follows:
205.370 ***1.*** A person who, by false representations of his or her own wealth, or mercantile correspondence and connections, obtains a credit thereby and defrauds any person of money, goods, chattels or any valuable thing, or if a person causes or procures another to report falsely of his or her wealth or mercantile character, and by thus imposing upon any person obtains credit and thereby fraudulently gets into the possession of goods, wares or



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merchandise, or other valuable thing, is a swindler, and must be sentenced to return the property fraudulently obtained, if it can be done, or to pay restitution and shall be punished:

~~(1)~~ (a) Where the amount of money or the value of the chattels, goods, wares or merchandise, or other valuable thing so obtained is \$1,200 or more, for a category D felony as provided in NRS 193.130.

~~(2)~~ (b) Otherwise, for a misdemeanor.

2. *In any prosecution for a violation of this section, the State is not required to establish that all of the acts constituting the crime occurred in this State or within a single city, county or local jurisdiction of this State, and it is no defense that not all of the acts constituting the crime occurred in this State or within a single city, county or local jurisdiction of this State.*

Sec. 2. This act becomes effective on July 1, 2023.

