

AB 381 -- Redline

Reprint 1 to Enrolled -- Revises provisions related to animals. (BDR 50-793)

Deletions ~~struck~~ · Insertions underlined

~~(Reprinted Assembly with Bill amendments No. adopted on May 15, 2025) FIRST REPRINT A.B.~~

~~381-Assemblymembers AHardy, SSEMBLYHibbetts, BMarzola, ILLMiller; NO~~

~~381-ASSEMBLYMEMBERS Dalia, HGonzalez, ARDYJauregui, La HIBBETTSRue, Hatch, MMoore, ARZOLANadeem, Nguyen, MILLER; Orentlicher, Roth and Yeager Joint Sponsor:~~

~~DALIASenator, Scheible ONZALEZCHAPTER....., AUREGUI, A R UE H ATCH, MOORE, NADEEM, NGUYEN, ORENTLICHER, ROTH AND YEAGER M ARCH 10, 2025 JOINT SPONSOR :~~

~~ENATOR S CHEIBLE Referred to Committee on Judiciary SUMMARY--Revises provisions related to animals.~~

~~(BDR 50-793) FISCAL NOTE:~~

~~Effect on Local Government:~~

~~No.~~

~~Effect on the State:~~

~~Yes.~~

~~EXPLANATION -- Matter in bolded italics is new;~~

~~matter between brackets [omitted material] is material to be omitted.~~

~~revising provisions governing acts constituting torture or cruelty to animals;~~

~~authorizing a court to issue a temporary restraining order against a person who commits certain acts of animal cruelty;~~

revising provisions relating to immunity from civil liability for certain actions taken to protect or remove a pet from a motor vehicle under certain circumstances;

~~Under existing law, "torture" of or "cruelty" to an animal includes every act, omission or neglect, whereby unjustifiable physical pain, suffering or death is caused or permitted.~~

~~(NRS 574.050) Section 2 of this bill separates the definition of act, omission or neglect, whereby unjustifiable physical pain, suffering or death of an animal is caused or permitted;~~

~~and (2) "torture" means every act taken to inflict on or prolong pain, suffering or death to an animal.~~

~~Section 1.6 of this bill authorizes a court to issue a temporary restraining order against a person charged with committing certain unlawful acts of animal cruelty.~~

(1) take possession of an animal which is ~~is~~ permission being of treated the cruelly; owner, humanely destroy the animal;

and (2) give to the owner a ~~ae~~ notice containing certain ~~*AB381_R1* 2~~ information.

Upon (NRS proof 574.055) that Section proper 3 notice of has this been bill given, also existing authorizes law an authorizes officer destroyed that or takes continued possession in of the an care animal of to destroy the officer, animal in a humane manner if:

~~(NRS (1) 574.055) the Sections officer 1-2 obtains and an order off from this a bill court; reorganize these provisions.~~

Section or 1-2 (2) further requires that, in a county licensed whose veterinarian, population veterinarian is technician 100,000 or more euthanasia (currently technician Clark examines and the Washoe Counties), if an officer takes possession of an animal being treated cruelly and determines recommends that immediate humane euthanasia of the animal may be necessary, humanely a destroyed. licensed veterinarian must examine the animal and recommend the humane euthanasia of the animal before the humane euthanasia may proceed.

Section Upon 14 proof of that this proper bill notice makes has been given, existing law authorizes a conforming court change of competent jurisdiction to provide order that the a animal pet sold removed at from auction, a humanely motor destroyed vehicle or under authorization possession for of a court to order the animal under sold section at 1-2. eated auction. removes cruelly the for Existing law provides that, with certain exceptions, the purposes seizure and disposition of taking an Section animal 3 which removes an the officer authorization discovers for is a being court treated to cruelly order does the not apply to any animal sold which at is auction, located on land being employed for an agricultural use.

Existing law provides that, with certain exceptions, the seizure and disposition of an animal which an officer discovers is being treated cruelly does not apply to any animal which is located on land being employed for an agricultural use.

Existing law provides that a person who engages in certain acts of torture or cruelty to animals is guilty of a misdemeanor for a first offense, except if the a person: category D felony;

or (1) (2) willfully commits and the maliciously act engages to in threaten, such intimidate an or act, terrorizety the person is guilty of another person, the person is guilty of a category C felony.

(NRS 574.100) Section ~~1.4~~ of this bill provides instead that certain acts willful related and malicious violation where the act causes the death of the animal and committing the act to torture threaten, intimidate or terrorize another person are both a category B felony, punishable by imprisonment in the unjustifiable state maiming, prison mutilating for or a killing minimum term of certain animals year is and subject to maximum enhanced term penalties of as follows years.

~~(1) Existing law prohibits the owner, possessor or reckless person violation in is charge or custody of a category maimed, D diseased, felony; disabled or infirm animal from abandoning the animal, leaving public places for more than 3 hours after the person receives notice that the animal is left disabled.~~

~~(2) a willful and malicious violation is a category C felony;~~

~~(3) committing the act to threaten, intimidate or terrorize another person is a category B felony, punishable by imprisonment in the state prison for a minimum term of 1 year and a maximum term of 6 years.~~

~~Additionally, section 1.4 provides that the following willful and certain manners is, with certain exceptions, a gross misdemeanor;~~

~~(2) abandoning an animal in certain circumstances is a category C felony;~~

~~and (3) committing certain acts of animal cruelty to an animal which causes the death of the animal is a category B felony, punishable by imprisonment in the state prison for a minimum term of 1 year and a maximum term of 6 years and a fine of not more than \$10,000.~~

~~Sections 10, 12, 13 and 15, respectively, of this bill provide that a person who has received an enhanced sentence for such acts of animal cruelty:~~

~~(1) may not receive a deferred judgment from the court;~~

~~(2) is subject to a maximum period of probation or suspension of a sentence of 60 months;~~

~~(3) is not eligible for the court to recommend the early discharge of the person from probation;~~

~~and (4) is not eligible to have certain credits deducted from the minimum term or minimum aggregate term imposed by his or her sentence of judgment.~~

~~Section 4 of this bill provides that it is an affirmative defense to a violation of certain acts of animal cruelty if the person reasonably believes that the person was engaging in the reasonable discipline of the animal.~~

~~Existing law provides that a person who engages in certain acts of torture of or cruelty to a police animal is guilty of:~~

~~(1) a category D felony if the police animal is not totally disabled or killed;~~

~~and (2) a category C felony if the police animal is penalties to a category C felony if the police animal is not totally disabled or killed and a category B felony if the police animal is totally disabled or killed.~~

~~Existing law prohibits the owner, possessor or person in charge or custody of a maimed, diseased, disabled or infirm animal from abandoning the animal, leaving - *AB381_R1* - 3 - the animal to die in certain public places or allowing the animal to lie in certain is left disabled.~~

~~(NRS 574.110)mal574.110) Section Existing 5.5 law of also this bill instead prohibits the a intentional person abandonment from or abandoning leaving an to animal die in of any animal, other including circumstance, a with maimed, certain diseased, exceptions disabled for or feral infirm cats. animal, by such a person and makes a violation of this prohibition a gross misdemeanor.~~

A violation of this prohibition is a misdemeanor that is subject to certain enhanced penalties under certain - 83rd Session (2025) - 2 - circumstances.

(NRS 574.100) Section 4 prohibits the abandonment of an animal in all circumstances, with certain exceptions for feral cats.

Section 15.5 of this bill repeals the existing law relating to the abandonment of a maimed, diseased, disabled or infirm animal.

As a result of this change, the abandonment of an animal, regardless of the health of the animal, is subject to the same penalties and penalty enhancements.

Existing law provides that a person who engages in certain acts of torture of or cruelty to a police animal is guilty of:

(1) a category D felony if the police animal is totally disabled or killed.

(NRS 574.105) Section 5 of this bill increases these is penalties to a category B felony if the police animal is totally disabled or killed, punishable by imprisonment in the state prison for a minimum term of not less than year and a maximum term of not more than 6 years.

(NRS 574.200) Section 6 of this bill provides that these provisions do not prohibit the providing humane euthanasia relief of to an animal by to a prevent veterinarian, the veterinarian further technician suffering or of euthanasia the technician if such a person determines that humane out Existing law requires that if a person is lawfully arrested for certain crimes against animals and an animal owned when or possessed by the person animal is impounded gravely by injured. the county, city or other local government in connection with the arrest, the person must be notified of his or her right to request a hearing within 5 days.

~~If existing law requires that a person request a hearing, person or is if lawfully the arrested owner for of certain the crimes animal against has animals not and been an identified animal within owned 5 or days possessed after by the arrest, person is impounded by the county, city or other local government which in impounded connection with the animal arrest, is the required person to must transfer be ownership notified of the his animal to an animal rescue organization, animal shelter or another her person right who is able to provide request adequate care hearing and within shelter 5 today's. the animal. (NRS If 574.055, the 574.203) person Sections does 3 not and request 7 a hearing, or if the owner of the animal has not been identified within 5 business days after the arrest, the county, city or other local government which impounded the animal is required to transfer ownership of the animal to an animal rescue organization, animal shelter or another person who is able to provide of this bill require the owner to be notified of his or her right to request a hearing within 7 calendar days after receiving the notice.~~

Sections 3 and 7 also ~~provide~~ provide that, if the arrested and detained person does not request a hearing, or the owner of the animal has not been identified within 57 business calendar days after the arrest, the animal ~~must is be~~ forfeited to the county, city or other local government which took possession of the animal, who must then dispose of the animal as the county, city or other local government sees fit.

~~Section Existing 1.8 of this bill requires a court to order a person convicted of certain unlawful acts of animal cruelty to pay restitution for all costs associated with the care, impoundment and disposition of the animal of which a county, city or other local Existing law provides that the knowing, purposeful or reckless killing or injuring of an animal may be an act that constitutes domestic violence.~~

Existing law provides that if a person is convicted for an unlawful act involving animal cruelty, a court may order, as a condition of probation, the person to submit - 83rd Session (2025) - 3 - to a psychiatric evaluation and participate in counseling or therapy.

(NRS ~~to submit~~ 176A.416) Sections 1.9 and 11 of this bill authorize a court to also order such a person to participate in a rehabilitative or educational program.

~~-Section *AB381-R1*2 -of 4 this -bill THE applies PEOPLE certain OF definitions THE in STATE existing OF law NEVADA, relating REPRESENTED to IN animal SENATE cruelty AND to ASSEMBLY, the DO provisions ENACT of AS section FOLLOWS: 1.9.~~

~~Section certain 1-circumstances.~~

~~Chapter (NRS 574.202.487) of Existing NRS law is authorizes hereby a amended peace by officer, adding an thereto animal the control provisions officer, set certain forth governmental a officers sections and 1-2 certain other persons to 1.9, use inclusive, any of reasonable this means act, necessary to protect a pet left unattended in a motor vehicle and to remove the pet from the motor vehicle without incurring civil liability, under certain circumstances.~~

~~Sec. (NRS 202.487) Section 14 of this bill provides that a person who is immune from civil liability for taking such actions is whom existing law does not grant immunity from civil liability to use any person to reasonable means necessary to protect a pet left unattended and to remove the pet from the motor vehicle without incurring civil or criminal liability if the person:~~

~~1-2. (1) determines that the motor vehicle is locked or there is no other reasonable way to protect the pet or remove the pet from the vehicle;~~

~~1-2. (2) reports the violation to a law until informed that his or her presence is no longer needed by such law enforcement agency or other governmental entity;~~

~~Any and peace (4) officer cooperates or with animal certain control persons officer who shall, respond upon to discovering a any request animal for which assistance. is being treated cruelly, take possession of the animal on behalf of the county, city or other local government that employs the officer.~~

~~The EXPLANATION county, - city Matter or in local bolded government: italics is new;~~

~~(a) matter Shall between provide brackets the [omitted animal material] with is shelter material and care, which may include, without limitation, providing shelter or care at a facility owned or operated by the county, city or other local government or arranging for an animal rescue organization, animal shelter or another person to provide be temporary omitted. care and shelter to the animal;~~

~~or THE (b) PEOPLE May, OF upon THE obtaining STATE written OF permission NEVADA, from REPRESENTED the IN owner SENATE of AND the ASSEMBLY, animal, DO arrange ENACT for AS the FOLLOWS: humane euthanasia of the animal.~~

~~2-Sections 1, 1.2, 1.4, 1.6 and 1.8.~~

~~In (Deleted a by county amendment.) whose Sec. -population is 100,000 or more, if a peace officer or animal control officer takes possession of an animal which is being treated cruelly and the peace officer or animal control officer determines the immediate humane euthanasia of the animal may be necessary because the animal is injured or diseased to such an extent that it is probable the animal cannot recover, a licensed veterinarian must examine the animal and recommend the humane euthanasia of the animal before the humane euthanasia may proceed.~~

~~3-~~

~~A county, city or other local government that takes possession of an animal from an officer pursuant to~~

~~this section has a lien on the animal for the reasonable cost of care and shelter furnished to the animal and, if applicable, for the humane euthanasia of the animal.
The lien does not extend to the cost of care and shelter for more than 2 weeks.~~

~~4-~~

~~An officer who takes possession of an animal pursuant to this section is not liable for any action arising out of the taking or humane euthanasia of the animal.~~

~~Sec.~~

~~1.4-~~

~~Unless a greater penalty is provided by law, the penalty for the following violations of NRS 574.100 and 574.110 shall be enhanced as follows:~~

~~1-~~

~~A person who violates the provisions of paragraph (a) of subsection 1 of NRS 574.100:~~

~~(a) Knowingly or recklessly, is guilty of a category D felony and shall be punished as provided in NRS 193.130.~~

~~*AB381_R1* - 5 - (b) Willfully and maliciously, except as otherwise provided in paragraph (c) of subsection 2, is guilty of a category C felony and shall be punished as provided in NRS 193.130.~~

~~(c) And commits the act to threaten, intimidate or terrorize another person is guilty of a category B felony and shall be punished by imprisonment in the state prison for a minimum term of not less than 1 year and a maximum term of not more than 6 years, and may be further punished by a fine of not more than \$10,000.~~

~~2-~~

~~A person who willfully and maliciously violates the provisions of:~~

~~(a) Subsection 2 of NRS 574.100 is guilty of a gross misdemeanor and shall be punished as provided in NRS 193.140.~~

~~(b) NRS 574.110 is guilty of a category C felony and shall be punished as provided in NRS 193.130.~~

~~(c) NRS 574.100 or 574.110 and the act causes the death of the animal is guilty of a category B felony and shall be punished by imprisonment in the state prison for a minimum term of not less than 1 year and a maximum term of not more than 6 years, and may be further punished by a fine of not more than \$10,000.~~

~~Sec.~~

~~1.6-~~

~~1-~~

~~If a criminal action for a violation of any provision of NRS 574.050 to 574.200, inclusive, and sections 1.2 to 1.9, inclusive, of this act is filed with the court, the court may, upon application therefor, issue a temporary restraining order against the person who has been charged with violating a provision of NRS 574.050 to 574.200, inclusive, and sections 1.2 to 1.9, inclusive, of this act, pending proceedings on the violation to restrain the person from contacting, harassing, molesting, intimidating, retaliating against or tampering with any:~~

~~(a) Animal which was the subject of the violation;~~

~~(b) Guardian of the animal, other than the person charged;~~

~~or (c) Witness to the act.~~

~~2 Failure to establish a threat to the animal, guardian or witness, as applicable, is not grounds for denying a request for a temporary restraining order pursuant to this section.~~

~~2-~~

~~A person against whom a restraining order is issued pursuant to this section must be notified of the restraining order before it may take effect.~~

~~Sec.~~

~~1.8-~~

~~In addition to any other fine or penalty provided in NRS 574.050 to 574.200, inclusive, and sections 1.2 to 1.9, inclusive, of this act, a court:~~

~~1-~~

~~Shall order a person convicted of violating a provision of NRS 574.050 to 574.200, inclusive, and sections 1.2 to 1.9, inclusive, of this act to pay restitution for all costs associated with the care, impoundment and disposition of any mistreated animal - *AB381_R1* - 6 - of which a county, city or other local government takes possession pursuant to section 1.2 of this act, including, without limitation, money expended for veterinary treatment, food, housing and the humane euthanasia of the animal, if applicable.~~

~~2-~~

~~May order the person convicted of violating a provision of NRS 574.050 to 574.200, inclusive, and sections 1.2 to 1.9, inclusive, of this act:~~

~~(a) To surrender ownership or possession of the mistreated animal;~~
~~and (b) If the person was convicted of a:~~
~~(1) Category D felony for the violation, ban the person from owning an animal for not more than 7 years;~~
~~(2) Category C felony, ban the person from owning an animal for not more than 15 years;~~
~~and (3) Category B felony, ban the person from owning an animal for the remainder of his or her life.~~
~~Sec.~~

~~In Chapter addition 574 to of any NRS other is penalty hereby or amended remedy by imposed adding pursuant thereto to a NRS new 574.050 section to 574.200, read inclusive, as and follows: sections 1.2 to 1.9, inclusive, of this act:~~

In addition to any other penalty or remedy imposed pursuant to NRS 574.050 to 574.200, inclusive:

A court may, pursuant to NRS 176A.416, order a defendant convicted of a violation of a provision of NRS 574.050 to 574.200, inclusive, ~~and sections 1.2 to 1.9, inclusive, of this act,~~ as a condition of probation, to:

If a defendant convicted of a violation of a provision of NRS 574.050 to 574.200, inclusive, ~~and sections 1.2 to 1.9, inclusive, of this act~~ is a child adjudicated delinquent for an act that involves cruelty to or torture of an animal, the juvenile court shall, pursuant to NRS 62E.680, order the child to undergo a psychological evaluation and participate in counseling or other psychological treatment.

~~- 83rd Session (2025) - 4 - Sec.~~

574.050 As used in NRS 574.050 to 574.200, inclusive [:] , and ~~sections section 1.2 1.9 to 1.9, inclusive,~~ of this act:

~~"Cruelty" "First includes responder" every means act, a omission person or who neglect, has whereby successfully the com.3.ete "Police unjustifiable animal" physical means pain, an suffering animal which is owned or death used of by an animal state or local governmental agency and which is caused used by a peace officer in performing his or permitted, her duties as a peace officer.~~

~~3.4.~~

~~"First Torture" responder" or means "cruelty" a includes person every who act, has omission successfully or completed neglect, the whereby national unjustifiable standard physical course pain, for suffering first or responders, death is caused or permitted.~~

~~[3.] 4.~~

~~"Humane euthanasia" means the administration of a lethal action to an animal to cause a quick and painless death of - *AB381 R1* - 7 - the animal where such action is necessary to end the intractable suffering or pain of the animal.~~

~~5.~~

~~"Police animal" means an animal which is owned or used by a state or local governmental agency and which is used by a peace officer in performing his or her duties as a peace officer.~~

~~[4.] 6.~~

~~"Torture" [or "cruelty" includes] means every act [, omission or neglect, whereby unjustifiable physical] taken to inflict on or prolong pain, suffering or death [is caused or permitted.] to an animal.~~

~~[Any] Any If a peace officer or animal control officer [shall, shall, upon discovering any animal which is being treated cruelly, take possession of it [it] and the provide animal it with shelter and care [provide or, it] upon: obtaining written permission from the owner of the animal, may destroy it in a humane manner.~~

(a) Provide the animal with shelter and care ;

or [, upon obtaining] (b) Destroy the animal in a humane manner if:

(1) The officer obtains written permission from the owner of the animal [, may destroy it in a humane manner.] ;

(2) The officer obtains an order from a court;

or (3) A veterinarian, veterinarian technician or euthanasia technician licensed pursuant to chapter 638 of NRS examines the animal and recommends that the animal be humanely destroyed.

If an ~~officer] officer~~ takes possession of an ~~animal animal~~, ~~[,] pursuant to section 1.2 of this act,~~ the officer shall ~~give to the owner, if the owner can be found, a notice containing a~~ written statement of the reasons for the taking, the location where the animal will be cared for and sheltered, the fact that there is a limited lien on the animal for the cost of shelter and care and , if applicable, notice of the right of the owner to request a hearing pursuant to NRS 574.203 [within] not later than ~~5 [5]~~ business 7 calendar days after receipt of the notice.

~~[3.] 3.~~

An officer who takes possession of an animal pursuant to this section has a lien on the animal for the reasonable cost of care ~~- 83rd Session (2025) - 5 -~~ and shelter furnished to the animal and, if applicable, for its humane destruction.

The lien does not extend to the cost of care and shelter ~~for for 4.0re~~ [Upon more proof than that] If the owner of an animal has been notified in accordance with the provisions of subsection 2 weeks, and the owner does not request a hearing pursuant to NRS 574.203 or [, if] the owner has not been found [or identified, that] not later than 7 calendar days after the required notice has been posted on the property where the animal was found, [a court of competent jurisdiction may, after providing an opportunity for a hearing, order] the animal [sold at auction, humanely destroyed or continued in the care of] is forfeited to the [officer] county, city or other local government which took possession of the animal for [such] disposition as the [officer] county, city or other local government sees fit [.

~~4-~~

~~Upon proof that] 2-~~

~~If the owner of an animal has been notified in accordance with the provisions of subsection [2] 1 and the owner does not request a hearing pursuant to NRS 574.203 or [, if] the owner has not been found [or identified, that] not later than 5 business days after the required notice has been posted on the property where the animal was found, [a court of competent jurisdiction may, after providing an opportunity for a hearing, order] the animal [sold at auction, humanely destroyed or continued in the care of] must be forfeited to the [officer] county, city or other local government - *AB381 R1* - 8 - which took possession of the animal for such disposition as the [officer] county, city or other local government sees fit [-~~

An officer who seizes an] , which may include, without limitation, ~~transferring the ownership~~ humane destruction of the animal [pursuant] to [this section] an animal rescue organization, animal shelter or another ~~transferring person ownership who is [not liable for any action arising out of the taking animal or [pursuant] humane to destruction [this of] section] able an animal~~ to provide adequate care and shelter to the ~~animal animal on who is able 5.~~

The State, political subdivisions of the State, any public officers or employees of the State or political subdivisions of the State, and any veterinarian, veterinarian technician or euthanasia technician who recommends the humane destruction of an animal pursuant to subsection 1 are not liable for any action arising out of the taking or humane destruction of the animal.

In such a case, the sheriff shall direct that the impoundment occur not later ~~than 48 hours after the veterinarian determines that a violation of~~ paragraph (c) of subsection 1 of NRS 574.100 exists.

~~7.] a The violation owner of an 7. animal [impounded in accordance with the provisions of subsection 6 must, before the animal] is [released to the owner's custody, pay the charges approved by the sheriff as], if applicable, liable for paying all costs reasonably related to the [impoundment, including the charges for the animal's food and water.~~

~~If the owner of an animal impounded in accordance with the owner provisions is of unable subsection or 6 refuses must, before the animal is released to the owner's custody, pay the charges, charges approved by the State sheriff Department as of reasonably Agriculture related shall to sell the humane impoundment, euthanasia including of the charges for the animal animal's food and water.~~

~~[The If Department the shall owner pay is unable or refuses to pay the owner charges, the proceeds State Department of the Agriculture sale shall remaining sell after deducting the charges- reasonably 83rd related Session to (2025) the- impoundment.] 6 Sec.- animal.~~

The Department shall pay to the owner the proceeds of the sale remaining after deducting the charges reasonably related to the impoundment.] Sec.

~~(1) An animal kept for companionship or pleasure, whether belonging to the person or to another; or ip or pleasure, whether~~ (2) Any cat or dog;

~~- *AB381 R1* - 9 - (e) Instigate, engage in, or in any way further an act of cruelty to any animal, or any act tending to produce such cruelty;~~

~~or (f) Abandon an animal in- circumstances other than those prohibited in NRS 574.110.~~

[in circumstances other than those prohibited in NRS 574.110.] The provisions of this paragraph do not apply to a feral cat that has been caught to provide vaccination, spaying or neutering and released back to the location where the feral cat was caught after providing the vaccination, spaying or neutering.

As used in this paragraph, "feral cat" means a cat that has no apparent owner or identification and appears to be unsocialized to humans and unmanageable or otherwise demonstrates characteristics normally associated with a wild or undomesticated ~~animal ani 2. l.~~

~~2-~~

~~- 83rd Session (2025) - 7 -~~ (b) Using a prong, pinch or choke collar or similar restraint;

If any property that is used by a person to maintain a dog is of insufficient size to ensure compliance by the person with the provisions of ~~paragraph (a) of subsection 2, the person may maintain the dog unrestrained in a pen or other outdoor enclosure that complies with the provisions of this subsection.~~

~~- *AB381 R1* - 10 - (e) Being processed into an animal shelter;~~

As used in this paragraph, "agricultural operation" means any activity that is necessary for the commercial growing and ~~harvesting har(h) of Under crops the direct custody or control of a person, if the~~

raising person of livestock engaged in a temporary task or poultry activity with the dog for not more than 1 hour;

~~(h) Under the direct custody or control of a person, if the person is engaged in a temporary task or activity with the dog for not more than 1 hour;~~

~~[A] person who willfully [willfully] and maliciously violates paragraph (a) of subsection 1:~~

~~(a) Except willfully as and otherwise maliciously provided violates in paragraph (b), (a) is guilty of a subsection category 1: D felony and shall be punished as provided in NRS 193.130.~~

(b) If 83rd the Session act (2025) is committed 8 - [(a)] (1) Except as otherwise provided in order [paragraph to (b),] threaten, subparagraph intimidate (2) or is terrorize guilty another of person, a category D felony and shall be punish (2) If the act caused the death of the animal, is guilty of a category C B felony and shall be punished as by provided imprisonment in NRS the 193.130, state prison for a minimum term of not less than 1 year and a maximum term of not more than 6 years, and may be further punished by a fine of not more than \$10,000.

7. (b) Except [If] as violates otherwise paragraph (a) of subsection 1 and commits the act [is committed] in order to threaten, intimidate or terrorize another person, is guilty of a category [C] B felony and shall be punished [as provided in [subsection NRS 6,] 193.130.] section by 1.4 imprisonment in the state prison for a minimum term of this not act, less than 1 year and a person maximum who term violates of subsection not 1, more 2, than 36 or years, 5: and may be further punished by a fine of not more than \$10,000.

~~(a) 7. For the first offense within the immediately preceding 7 years, is guilty of a misdemeanor and shall be sentenced to:~~

~~(1) Except Imprisonment as in otherwise the provided city in or subsection county 6, jail or person detention who facility violates for subsection not 1, less 2, than 3 20 or days, 5: but not more than 6 months;~~

(a) For the first offense within the immediately preceding 7 years, (1) Imprisonment in the city or county jail or detention facility for not less than 2 days, but not more than 6 months;

~~AB381 R1* 11 (1) Imprisonment in the city or county jail or detention facility for not less than 10 days, but not more than 6 months;~~

and (2) Perform not less than 100 hours, but not more than 200 hours, ? The person shall be further punished by a fine of community not service less than \$500, but not more than \$1,000.

2 The person shall be further punished by a fine of not less than \$500, but not more than \$1,000.

~~[8.~~

~~In addition to any other fine or penalty provided in subsection 6 or 7, a court shall order a person convicted of violating subsection 1, 2, 3 or 5 to pay restitution for all costs associated with the care and impoundment of any mistreated animal under subsection 1, 2, 3 or 5 including, without limitation, money expended for veterinary treatment, feed and housing.~~

~~9.~~

~~The court may order the person convicted of violating subsection 1, 2, 3 or 5 to surrender ownership or possession of the mistreated animal.~~

~~10.] 7.~~

~~It is an affirmative defense to a violation charged pursuant to this section if the person reasonably believes that the person was engaging in the reasonable discipline of the animal.~~

In addition to any other fine or penalty provided in subsection 6 or 7, a court shall order a person convicted of violating - 83rd Session (2025) - 9 - subsection 1, 2, 3 or 5 to pay restitution for all costs associated with the care and impoundment of any mistreated animal under expended for veterinary treatment, feed and housing. n, money 9.

The court may order the person convicted of violating subsection 1, 2, 3 or 5 to surrender ownership or possession of the mistreated animal.

10.

~~[11.] 11. - 0.~~

(a) Tripping such an animal to provide medical or other health care (b) Catching such an animal by the legs and then releasing it as part of a horse roping event for which a permit has been issued by the animal; local government where the event is conducted.

~~or (b) Catching such an animal by the legs and then releasing it as part of a horse roping event for which a permit has been issued by the local government where the event is conducted.~~

~~AB381 R1* 12 (a) Paragraph (a) or (b) of subsection 1 is guilty of a category D felony and shall be punished as provided in NRS 193.130.~~

~~(1) If the police animal is not totally disabled or killed, a category [D] C felony and shall be punished as provided in NRS 193.130, and may be further punished by a fine of not more than \$10,000.~~

~~(2) If the police animal is totally disabled or killed, a category [C] B felony and shall be punished [as provided in NRS 193.130.] by imprisonment in the state prison for a minimum term of not less than 1~~

year and a maximum term of not more than 6 years, and may be further punished by a fine of not more than - 83rd Session (2025) - 10 - \$10,000.

The provisions of this section do not prohibit a euthanasia ~~technician licensed pursuant to chapter 638 of NRS, a peace officer~~ or a veterinarian from euthanizing a police animal in an ~~emergency~~emergencyr if the police animal is critically wounded and would otherwise endure undue suffering and pain.

~~NRS (Deleted 574.110 by is amendment.) hereby Sec. amended to read as follows:~~

~~574.110 1.~~

~~A person being the owner or possessor, or having charge or custody, of an animal, including, without limitation, a maimed, diseased, disabled or infirm animal, [who abandons such] shall not intentionally:~~

~~(a) Abandon the animal [or leaves it] ;~~

~~(b) Leave the animal to die in a public street, road or public place [, or who allows it] ;~~

~~or (c) Leave the animal to lie in a public street, road or public place for more than 3 hours after the person receives notice that [it] the animal is left disabled.~~

~~[, is guilty of a misdemeanor.] 2.~~

~~Except as otherwise provided in section 1.4 of this act, a person who violates the provisions of subsection 1 is guilty of a gross misdemeanor and shall be punished as provided in NRS 193.140.~~

~~3.~~

~~Any agent or officer of any society for the prevention of cruelty to animals, or of any society duly incorporated for that purpose, or any police officer, may lawfully destroy or cause to be destroyed any animal found abandoned and not properly cared for, appearing, in the judgment of two reputable citizens called by the agent or officer to view the same in his or her presence, to be glandered, injured or diseased past recovery for any useful purpose, ~~*AB381 R1* 13~~ or after such agent or officer has obtained in writing from the owner of such animal the owner's consent to such destruction.~~

~~[3.] 4.~~

~~When any person arrested is, at the time of such arrest, in charge of any animal or of any vehicle drawn by or containing any animal, any agent or officer of such society or societies or any police officer may take charge of such animal and of such vehicle and its contents and deposit the same in a safe place of custody, or deliver the same into the possession of the police or sheriff of the county or place wherein such arrest was made, who shall thereupon assume the custody thereof.~~

~~All necessary expenses incurred in taking charge of such property shall be a charge thereon.~~

~~Sec.~~

The provisions of NRS 574.050 to 574.510, inclusive, and ~~sections~~section 1.21.9 to 1.9, inclusive, of this act do not:

(f) Prohibit or interfere with established methods of animal husbandry, including the raising, handling, feeding, housing and ~~transporting~~tra(g) Prohibit providing humane relief to an animal to prevent the further suffering of livestockthe oranimal farmwhen animals the animal is gravely injured.

~~(g) Prohibit the humane euthanasia of an animal by a veterinarian, veterinarian technician or euthanasia technician licensed pursuant to chapter 638 of NRS if the veterinarian, veterinarian technician or euthanasia technician determines that humane euthanasia is necessary to end the intractable suffering of an animal.~~

If a person is lawfully arrested for a violation of NRS 574.070 or 574.100 and if an animal owned or possessed by the person is impounded by the county, city or other local government in connection with the arrest, the person must be notified in accordance with the provisions of subsection ~~[2]2 1~~ of NRS 574.055 and be notified of his or her right to request a hearing ~~*AB381 R1* 14~~ within 5[5] business7 calendar days after receipt of the notice to determine - 83rd Session (2025) - 11 - whether the person is the owner of the animal and whether the person is able to provide adequate care and shelter to the animal.

The person must request a hearing pursuant to this subsection within 5[5] business7 calendar days after receipt of the notice pursuant to this subsection.

If a person who is lawfully arrested and detained for a ~~violation of NRS 574.070 or 574.100 does not request a hearing~~ pursuant to subsection 1, or an owner of the animal has not been identified within 5[5] business7 calendar days [of] after the arrest, the animal ~~must is be~~ forfeited to the county, city or other local government [shall transfer] which took possession of the animal for ~~such~~ disposition as the county, city or other local government sees fit, which may include, without limitation, the humane destruction of the animal or transferring ownership of the animal to an animal rescue organization, animal shelter or another person who is able to provide adequate care and shelter to ~~the animal [-] or the humane euthanasia of~~ the animal.

(b) Testimony and evidence related to veterinary care provided to the animal, including, without limitation, the degree or type of ~~care~~car(c) providedExpert testimony as to community standards for the reasonable care of a similar animal;

~~(c) Expert testimony as to community standards for the reasonable care of a similar animal;~~

- 83rd Session (2025) - 12 - (b) Exclude the adverse party from the applicant's place of residence;

~~*AB381_R1* 15~~ (c) Prohibit the adverse party from entering the residence, school or place of employment of the applicant or minor child and order the adverse party to stay away from any specified place frequented regularly by them;

~~(d) temporary If custody it of has the jurisdiction minor under child chapter to 125A the of applicant; S, NRS, grant temporary (e) custody~~ Enjoin the adverse party from physically injuring, threatening to injure or taking possession of any animal that is owned or kept by the applicant or minor child, ~~to either the directly applicant; or through an agent;~~

~~(e) Enjoin the adverse party from physically injuring, threatening to injure or taking possession of any animal that is owned or kept by the applicant or minor child, either directly or through an agent;~~

~~(2) applicant's Pay place rent of or residence; ments make payments on a mortgage on the applicant's (3) place Pay for the support of residence;~~ the applicant or minor child, including, without limitation, support of a minor child for whom a guardian has been appointed pursuant to chapter 159A of NRS or a minor child who has been placed in protective custody pursuant to chapter 432B of NRS, if the adverse party is found to have a duty to support the applicant or minor child;

~~(3) Pay for the support of the applicant or minor child, including, without limitation, support of a minor child for whom a guardian has been appointed pursuant to chapter 159A of NRS or a minor child who has been placed in protective custody pursuant to chapter 432B of NRS, if the adverse party is found to have a duty to support the applicant or minor child;~~

- 83rd Session (2025) - 13 - 3.

~~*AB381_R1* 16~~ 4.

A temporary or extended order must specify, as applicable, ~~the county and city, if any, in which the residence, school, child care~~ facility or other provider of child care, and place of employment ~~of of are~~ the applicant or minor child are located.

If a child is adjudicated delinquent for an unlawful act that involves cruelty to or torture of an animal, the juvenile court shall order the child to undergo a psychological ~~evaluation and participate in counseling or other psychological~~ treatment.

and participate in counseling or other psychological 2.

- 83rd Session (2025) - 14 - (b) Arrange for the billing of any available public or private medical insurance to pay for such psychological evaluation and counseling or treatment.

(c) Not order the parent or guardian of the child to pay the costs of such psychological evaluation and counseling or treatment unless the child receives such psychological evaluation and ~~counseling or treatment from a provider that is not approved or the~~ child seeks additional psychological evaluation and counseling ~~or or he~~ treatment beyond that recommended for the child, in which case the ~~*AB381_R1* 17~~ parent or guardian of the child shall pay the costs of such psychological evaluation and counseling or treatment.

NRS (Deleted 176.211 by is amendment.) hereby Sec. amended to read as follows:

~~176.211 1.~~

~~Except as otherwise provided in this subsection, upon a plea of guilty, guilty but mentally ill or nolo contendere, but before a judgment of guilt, the court may, without entering a judgment of guilt and with the consent of the defendant, defer judgment on the case to a specified future date and set forth specific terms and conditions for the defendant.~~

~~The duration of the deferral period must not exceed the applicable period set forth in subsection 1 of NRS 176A.500 or the extension of the period pursuant to subsection 2 of NRS 176A.500.~~

~~The court may not defer judgment pursuant to this subsection if the defendant has entered into a plea agreement with a prosecuting attorney unless the plea agreement allows the deferral.~~

~~2.~~

~~The terms and conditions set forth for the defendant during the deferral period may include, without limitation, the:~~

~~(a) Payment of restitution;~~

~~(b) Payment of court costs;~~

~~(c) Payment of an assessment in lieu of any fine authorized by law for the offense;~~

~~(d) Payment of any other assessment or cost authorized by law;~~

~~(e) Completion of a term of community service;~~

~~(f) Placement on probation pursuant to NRS 176A.500 and the ordering of any conditions which can be imposed for probation pursuant to NRS 176A.400;~~

~~or (g) Completion of a specialty court program.~~

~~3.~~

~~The court:~~

~~(a) Upon the consent of the defendant;~~

~~(1) Shall defer judgment for any defendant who has entered a plea of guilty, guilty but mentally ill or nolo contendere to a violation of paragraph (a) of subsection 2 of NRS 453.336;~~
~~or (2) May defer judgment for any defendant who is placed in a specialty court program.~~
~~The court may extend any deferral period for not more than 12 months to allow for the completion of a specialty court program.~~

~~(b) Shall not defer judgment for any defendant who has been convicted of a violent or sexual offense as defined in NRS 202.876, a crime against a child as defined in NRS 179D.0357, a violation of ~~*AB381_R1*~~ 18 NRS 200.508 or a violation of NRS 574.100 or 574.110 that is punishable pursuant to [subsection 6 of that] section [.] 1.4 of this act.~~

~~4-~~

~~Upon violation of a term or condition:~~

~~(a) Except as otherwise provided in paragraph (b):~~

~~(1) The court may enter a judgment of conviction and proceed as provided in the section pursuant to which the defendant was charged.~~

~~(2) Notwithstanding the provisions of paragraph (c) of subsection 2 of NRS 193.130, the court may order the defendant to the custody of the Department of Corrections if the offense is punishable by imprisonment in the state prison.~~

~~(b) If the defendant has been placed in the program for a first or second violation of paragraph (a) of subsection 2 of NRS 453.336, the court may allow the defendant to continue to participate in the program or terminate the participation of the defendant in the program.~~

~~If the court terminates the participation of the defendant in the program, the court shall allow the defendant to withdraw his or her plea.~~

~~5-~~

~~Upon completion of the terms and conditions of the deferred judgment, and upon a finding by the court that the terms and conditions have been met, the court shall discharge the defendant and dismiss the proceedings.~~

~~Discharge and dismissal pursuant to this section is without adjudication of guilt and is not a conviction for purposes of employment, civil rights or any statute or regulation or license or questionnaire or for any other public or private purpose, but is a conviction for the purpose of additional penalties imposed for second or subsequent convictions or the setting of bail.~~

~~Discharge and dismissal restores the defendant, in the contemplation of the law, to the status occupied before the arrest, indictment or information.~~

~~6-~~

~~The court shall order sealed all documents, papers and exhibits in the defendant's record, minute book entries and entries on dockets, and other documents relating to the case in the custody of such other agencies and officers as are named in the court's order if the defendant fulfills the terms and conditions imposed by the court and the Division.~~

~~The court shall order those records sealed without a hearing unless the Division or the prosecutor petitions the court, for good cause shown, not to seal the records and requests a hearing thereon.~~

~~7-~~

~~If the court orders sealed the record of a defendant discharged pursuant to this section, the court shall send a copy of the order to each agency or officer named in the order.~~

~~Each such agency or officer shall notify the court in writing of its compliance with the order.~~

~~*AB381_R1* 10 8-~~

~~As used in this section:~~

~~(a) "Court" means a district court of the State of Nevada.~~

~~(b) "Specialty court program" has the meaning ascribed to it in NRS 176A.065.~~

~~Sec.~~

~~The court shall order a defendant, to the extent of the defendant's financial ability, to pay the cost for an evaluation and any counseling , [or] therapy , rehabilitative program or ~~educational~~ eduSecs. program ordered pursuant to this section.~~

~~12 and 13.~~

~~(Deleted by amendment.)s section.~~

~~12-~~

~~NRS 176A.500 is hereby amended to read as follows:~~

~~176A.500 1-~~

~~Except as otherwise provided in subsection 2, the period of probation or suspension of sentence may be indeterminate or may be fixed by the court and may at any time be extended or terminated by the court, but the period, including any extensions thereof, must not be more than:~~

~~(a) Twelve months for a:~~

~~(1) Gross misdemeanor;~~

~~or (2) Suspension of sentence pursuant to NRS 176A.240, 176A.260, 176A.290 or 453.3363;~~

~~(b) Eighteen months for a category E felony;~~

~~(c) Twenty-four months for a category C or D felony;~~

~~(d) Thirty-six months for a category B felony;~~

~~or (e) Notwithstanding the provisions of paragraphs (a) to (d), inclusive, 60 months for a violent or sexual offense as defined in NRS 202.876, a violation of NRS 200.508 or a violation of NRS 574.100 or 574.110 that is punishable pursuant to [subsection 6 of that] section [.] 1.4 of this act.~~

~~2-~~

~~The court may extend the period of probation or suspension of sentence ordered pursuant to subsection 1 for a period of not more than 12 months if such an extension is necessary for the defendant to complete his or her participation in a specialty court program.~~

~~3-~~

~~At any time during probation or suspension of sentence, the court may issue a warrant for violating any of the conditions of probation or suspension of sentence and cause the defendant to be arrested. Except for the purpose of giving a dishonorable discharge from probation, and except as otherwise provided in this subsection, the time during which a warrant for violating any of the conditions - *AB381_R1* - 20 - of probation is in effect is not part of the period of probation.~~

~~If the warrant is cancelled or probation is reinstated, the court may include any amount of that time as part of the period of probation.~~

~~4-~~

~~Any parole and probation officer or any peace officer with power to arrest may arrest a probationer without a warrant, or may deputize any other officer with power to arrest to do so by giving the probationer a written statement setting forth that the probationer has, in the judgment of the parole and probation officer, violated the conditions of probation.~~

~~Except as otherwise provided in subsection 5, the parole and probation officer or the peace officer, after making an arrest, shall present to the detaining authorities, if any, a statement of the charges against the probationer.~~

~~The parole and probation officer shall at once notify the court which granted probation of the arrest and detention or residential confinement of the probationer and shall submit a report in writing showing in what manner the probationer has violated the conditions of probation.~~

~~5-~~

~~A parole and probation officer or a peace officer may immediately release from custody without any further proceedings any person the officer arrests without a warrant for violating a condition of probation if the parole and probation officer or peace officer determines that there is no probable cause to believe that the person violated the condition of probation.~~

~~6-~~

~~A person who is sentenced to serve a period of probation for a felony or a gross misdemeanor must be allowed for the period of the probation a deduction of:~~

~~(a) Ten days from that period for each month the person serves and is current with any fee to defray the costs of his or her supervision charged by the Division of Parole and Probation of the Department of Public Safety pursuant to NRS 213.1076 and with any payment of restitution ordered by the court, including, without limitation, any payment of restitution required pursuant to NRS 176A.420.~~

~~A person shall be deemed to be current with any such fee and payment of restitution for any given month if, during that month, the person makes at least the minimum monthly payment established by the court or, if the court does not establish a minimum monthly payment, by the Division.~~

~~(b) Except as otherwise provided in subsection 8, 10 days from that period for each month the person serves and is actively involved in employment or enrolled in a program of education, rehabilitation or any other program approved by the Division.~~

~~7-~~

~~A person must be allowed a deduction pursuant to paragraph (a) or (b) of subsection 6 regardless of whether the person has satisfied the requirements of the other paragraph and must be allowed a deduction pursuant to paragraphs (a) and (b) of - *AB381_R1* - 21 - subsection 6 if the person has satisfied the requirements of both paragraphs of that subsection.~~

~~8-~~

~~A person who is sentenced to serve a period of probation for a felony or a gross misdemeanor and who is a participant in a specialty court program must be allowed a deduction from the period of probation for being actively involved in employment or enrolled in a program of education, rehabilitation or any other program approved by the Division only if the person successfully completes the specialty court program.~~

~~Such a deduction must not exceed the length of time remaining on the person's period of probation.~~
~~Sec.~~

~~13.~~

~~NRS 176A.840 is hereby amended to read as follows:~~

~~176A.840 1.~~

~~The Division shall petition the court to recommend the early discharge of a person from probation if the person:~~

~~(a) Has not violated any condition of probation during the immediately preceding 12 months;~~

~~(b) Is current with any fee to defray the costs of his or her supervision charged by the Division pursuant to NRS 213.1076;~~

~~(c) Has paid restitution ordered by the court in full or, because of economic hardship that is verified by the Division, has been unable to make restitution as ordered by the court;~~

~~(d) Has completed any program of substance use treatment or mental health treatment or a specialty court program as mandated by the court or the Division;~~

~~and (e) Has not been convicted of a violent or sexual offense as defined in NRS 202.876, a violation of NRS 200.508 or 205.067 or a violation of NRS 574.100 or 574.110 that is punishable pursuant to [subsection 6 of that] section [.] 1.4 of this act.~~

~~2.~~

~~This section must not be construed to prohibit the court from allowing the early discharge of a person from probation if the person does not meet the requirements set forth in subsection 1.~~

~~Sec.~~

Except as otherwise provided in subsection ~~3~~, [3.] 4, a person shall not allow a pet to remain unattended in a parked or standing motor vehicle if conditions, including, without limitation, extreme heat or cold, present a significant risk to the health and safety of the pet.

or - *AB381-R1*83rd Session (2025) - 2215 - (e) Member of a search and rescue organization in this State that is under the direct supervision of a sheriff, ~~2 who reasonably believes that a violation of this section has~~ occurred may, without incurring civil or criminal liability, use any reasonable means necessary to protect the pet and to remove the pet from the motor vehicle.

A person, other than a person described in subsection 2, who reasonably believes that a violation of subsection 1 has occurred may, without incurring any civil or criminal liability, use any reasonable means necessary to protect the pet and to remove the pet from the motor vehicle, if the person:

(a) Determines that the motor vehicle is locked or there is no other reasonable way to remove the pet from the vehicle;

(b) Reports the violation of subsection 1 to a member of a law enforcement agency, a 911 emergency service, an animal control agency or a fire department and requests assistance;

(c) Remains with the pet in a safe place in close proximity to the motor vehicle until informed that his or her presence is no officer or other person who responds to the request for assistance made pursuant to paragraph (b);

and (d) Cooperates with any person who responds to the request for assistance made pursuant to paragraph (b).

4.

~~4~~.[4.] 5.

A pet that is removed from a motor vehicle pursuant to subsection 2 or 3 shall be deemed to be an animal being treated ~~cruelly~~574.055 for to the take purposes possession of [NRS 574.055.] pet section removed 1.2 pursuant oto this ~~act~~section may take any action relating to the pet specified in NRS 574.055 and is entitled to any lien or immunity from liability that is applicable pursuant to that section.

~~A[5.] person6. required by [NRS 574.055] section 1.2 of this act to take possession of a pet removed pursuant to this section may take any action relating to the pet specified in section 1.2 of this act or NRS 574.055 and is entitled to any lien or immunity from liability that is applicable pursuant to [that section.] those sections.~~

~~5.~~

or - 83rd Session (2025) - 16 - (b) Apply to a person who unintentionally locks a motor vehicle with a pet in the motor vehicle.

~~6~~.[6.] 7.

~~7~~.[7.] 8.

~~(b)~~NRS "First574.050.t responder" has the meaning ascribed to it in NRS(c) 574.050."Pet" means a domesticated animal owned or possessed by a person for the purpose of pleasure or companionship and includes, without limitation, a cat or dog.

~~(c) "Pet" means a domesticated animal owned or possessed by a person for the purpose of pleasure or companionship and includes, without limitation, a cat or dog.~~

NRS(~~Deleted 209.4465 by is amendment.~~) hereby ~~Sec.~~ amended to read as follows:

~~209.4465~~15.5. ~~1.~~

An ~~NRS offender 574.110~~ who is sentenced ~~hereby to repealed.~~ prison for a crime committed on or after July 17, 1997, who has no serious infraction of the regulations of the Department, the terms and conditions of his or her residential confinement or the laws of the ~~*AB381_R1* - 23 -~~ State recorded against the offender, and who performs in a faithful, orderly and peaceable manner the duties assigned to the offender, must be allowed:

(a) For the period the offender is actually incarcerated pursuant to his or her sentence;

(b) For the period the offender is in residential confinement;

and (c) For the period the offender is in the custody of the Division of Parole and Probation of the Department of Public Safety pursuant to NRS 209.4886 or 209.4888, ~~2~~ a deduction of 20 days from his or her sentence for each month the offender serves.

~~2.~~

In addition to the credits allowed pursuant to subsection 1, the Director may allow not more than 10 days of credit each month for an offender whose diligence in labor and study merits such credits.

In addition to the credits allowed pursuant to this subsection, an offender is entitled to the following credits for educational achievement:

(a) For earning a general educational development certificate or an equivalent document, 60 days.

(b) For earning a high school diploma, 90 days.

(c) For earning his or her first associate degree, 120 days.

~~3.~~

The Director may, in his or her discretion, authorize an offender to receive a maximum of 90 days of credit for each additional degree of higher education earned by the offender.

~~4.~~

The Director may allow not more than 10 days of credit each month for an offender who participates in a diligent and responsible manner in a center for the purpose of making restitution, program for reentry of offenders and parolees into the community, conservation camp, program of work release or another program conducted outside of the prison.

An offender who earns credit pursuant to this subsection is eligible to earn the entire 30 days of credit each month that is allowed pursuant to subsections 1 and 2.

~~5.~~

The Director may allow not more than 90 days of credit each year for an offender who engages in exceptional meritorious service.

~~6.~~

The Board shall adopt regulations governing the award, forfeiture and restoration of credits pursuant to this section.

~~7.~~

Except as otherwise provided in subsections 8 and 9, credits earned pursuant to this section:

(a) Must be deducted from the maximum term or the maximum aggregate term imposed by the sentence, as applicable;

and (b) Apply to eligibility for parole unless the offender was sentenced pursuant to a statute which specifies a minimum sentence that must be served before a person becomes eligible for parole.

~~8.~~

Credits earned pursuant to this section by an offender who has not been convicted of:

~~*AB381_R1* - 24 -~~ (a) Any crime that is punishable as a felony involving the use or threatened use of force or violence against the victim;

(b) A sexual offense that is punishable as a felony;

(c) A violation of NRS 484C.110, 484C.120, 484C.130 or 484C.430 that is punishable as a felony;

(d) A category A or B felony;

or (e) A violation of NRS 574.100 or 574.110 that is punishable pursuant to [subsection 6 of that] section [,] 1.4 of this act, ~~2~~ apply to eligibility for parole and, except as otherwise provided in subsection 9, must be deducted from the minimum term or the minimum aggregate term imposed by the sentence, as applicable, until the offender becomes eligible for parole and must be deducted from the maximum term or the maximum aggregate term imposed by the sentence, as applicable.

~~9.~~

Credits deducted pursuant to subsection 8 may reduce the minimum term or the minimum aggregate term imposed by the sentence, as applicable, by not more than 58 percent for an offender who:

(a) Is serving a sentence for an offense committed on or after July 1, 2014;

or (b) On or after July 1, 2014, makes an irrevocable election to have his or her consecutive sentences

~~aggregated pursuant to NRS 213.1212.~~

~~10.~~

~~In addition to the credits allowed pursuant to this section, if the Governor determines, by executive order, that it is necessary, the Governor may authorize the deduction of not more than 5 days from a sentence for each month an offender serves.~~

~~This subsection must be uniformly applied to all offenders under a sentence at the time the Governor makes such a determination.~~

H~~~~ 25 - *AB381_R1*83rd Session (2025)