



Photo from Google Earth

Nevada Department of Corrections Victim Restitution

Nevada Sentencing Commission
June 21st, 2024

WHO WE ARE



Kristina Shea

Deputy Director of Support Services



Adrienne Monroe

Chief of Offender Services



Jennifer Rey

**Chief of Victim and Family
Services**

Nevada Department of Corrections

Victim Services Basics



Jennifer Rey, Chief of Victim and Family Services

Victim & Family Services Division – Then & Now

25 Years Ago

- 2003 - The nation's first known joint Corrections Division of Victim and Family Services under the Chief of Victim and Family Services.
- Victim Notifications - Mail
- Constituent Communication

Current Functions

- Victim Notifications - Mail and Automation
- Constituent Communication – Incident Reports, Protection Orders
- State-wide VINE Program Management
- Pardons Board
- Victim Services Programs
- Training DA Offices - Bar Credits
- Pre-Prosecution Victim Services - Incarcerated Victims
- Facilitate Victim Input - Residential Confinement Applications



Victim & Family Services Division

Reason and Purpose

- Service Gap Assessment Summary Report
National Association of Victim Assistance in Corrections (NAVAC) 2021
- Administrator vs. Advocate
- NO Sides
- Overlap in Categories
- Common Goals
- The Idealized Victim



Nevada Department of Corrections

Offender Services - Deductions Basics



Adrienne Monroe, Chief of Offender Services

Marsy's Law

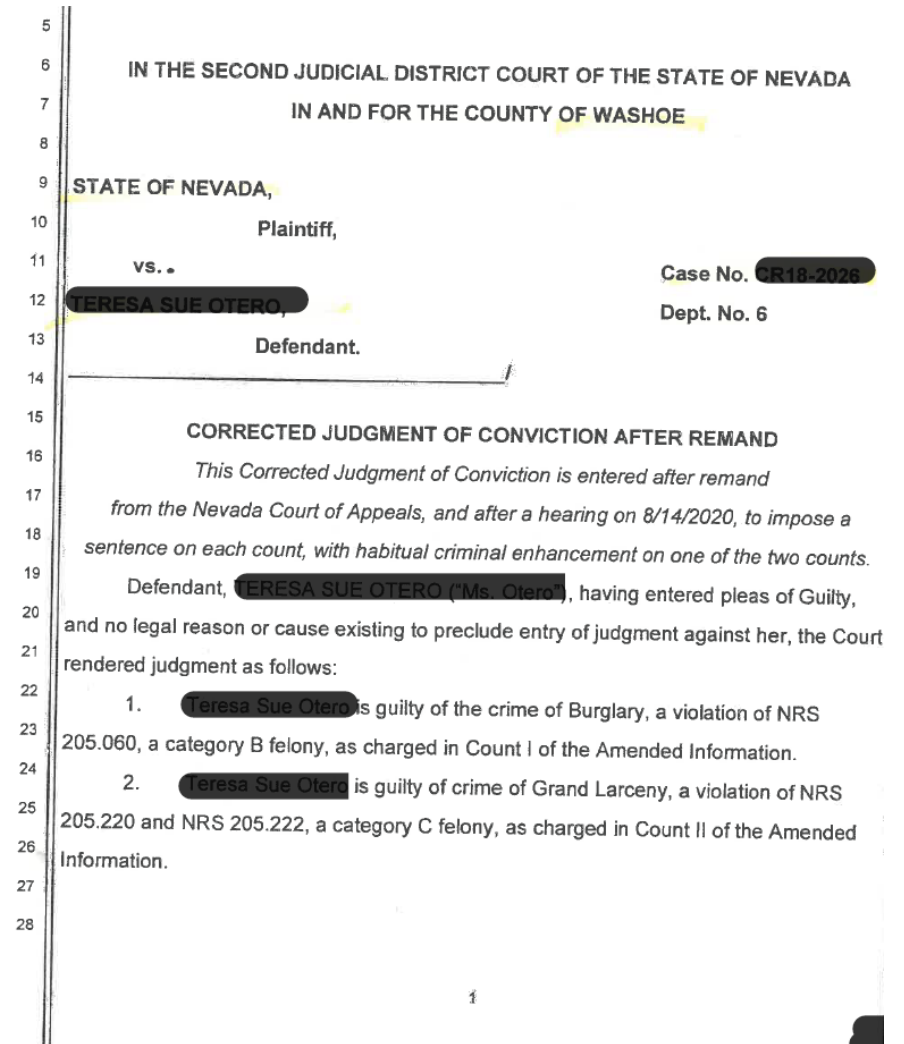
NRS 209.247

SB 22 - 81st Session (2021)

The Offender Banking Process

- Enforcement of Restitution
- Caps on Deductions
- Order of Deductions

Offender Deduction Scenario



Marsy's Law

Enacted by California Voters in 2008.
Amendment to State's Constitution

Led to passage of similar laws in several other states.

Protects legal rights of victims of crime to include rights in the judicial process, right to legal standing, protection from the defendant, notification of all court proceedings, restitution, and granting parole boards greater powers to deny offenders' parole.

1983, Marsy Nicholas, then a senior at UC Santa Barbara, was stalked and murdered by her ex-boyfriend.

Senate Bill 22

81st Session (2021)

Senate Bill No. 22–Committee on Judiciary

CHAPTER.....

AN ACT relating to correctional institutions; requiring the Director of the Department of Corrections to establish and maintain a package program for certain offenders; authorizing the Department to adopt regulations relating to the authority of the Director to make certain deductions from the individual account of an offender and from the wages of an offender; requiring the Director to provide a monthly statement to each offender relating to the individual account of the offender; revising the order of priority of certain deductions from the individual account of an offender and from the wages of an offender; and providing other matters properly relating thereto.

NRS 209.247 Deductions from individual account of offender: Limitation on deductions; order of priority.

1. Except as otherwise provided in NRS 209.2475 and subsection 4 of NRS 209.249 and subject to the limitation set forth in subsection 2, the Director may make the deductions described in subsection 3 from any money deposited in the individual account of an offender from any source other than the offender's wages.
2. The Director may not deduct more than 25 percent of each deposit described in subsection 1.

Max Caps and Order of Deductions

Pursuant to NRS 209.247

3. The Director may deduct:

(a) In the following order of priority:

Family/Friends



Obligations	Outside Source (Non-Payroll)	Allowance (Institutional/PI Payroll)		Pvt Sector Pay		Pvt Sector Pay (Institutional)	
		< Min Wage	≥ Min Wage	< Min Wage	≥ Min Wage	< Min Wage	≥ Min Wage
% CAP FOR TOTAL DEDUCTIONS	25	50	50	50	50	50	50
Restitution (VS - Victim-Specific)	10	10	10	10	10	10	10
Child Support (CS)	0	0	20	0	20	0	20
Capital Improvement (PI) ²	0	5	5	0	0	0	0
Room & Board (RB)	0	0	25	0	25	0	25
DOC Sanction (All - DEPT/DISC-Reimbursement including DRGT)	15	15	15	15	15	15	15
Savings (SAVE) ³	10	10	10	10	10	10	10
Victim of Crime Fund (VC)	0	5	5	5	5	5	5
Restitution (Non VS - Genetic Marker, Drug Test, Fees, Administrative Assessments, Court Fines and Fees) ⁴	5	5	5	5	5	5	5
Court Filing Fees (CF) ¹	20	20	20	20	20	20	20
PPF-Primary Trust	Any remaining balance after deductions applied						
<i>Notes:</i>							
This matrix determines the priority and maximum amount to be deducted per obligation. The Manager screens in the banking system (e.g., Restitution, Court Filing Fees, etc.) allow NDOC to take a lower percentage or flat rate.							
1) Court Filing Fees and DOC Sanctions are paid one at a time based on the First In, First Out method. Restitution and Child Support are paid proportionately.							
2) Capital Improvement deducted to be applied only if the allowance department is Prison Industries.							
3) Savings Account cap based on where offender is housed; CGTH and NNTH inmates do not have a cap; Savings deduction not taken if offender flagged as Safe Keeper							
4) Non Victim Specific restitution should not be taken if Victim Specific restitution is active and not paid in full							
5) Effective 10/1/2023 deductions for Room and Board are eliminated for any offenders making less than Federal Minimum Wage.							

25% Limitation set forth in Subsection 2 – Outside Source
 All others at 50% max cap pursuant to Sec. 2

Sec. 2. NRS 209.463 is hereby amended to read as follows:
 209.463 1. Except as otherwise provided in NRS 209.2475, and subject to the limitation set forth in subsection 2, the Director

may make the following deductions ~~in the following order of priority~~ described in subsection 3 or 4, as applicable, from the wages earned by an offender from any source during the offender's incarceration.

~~1.~~ 2. The Director may not deduct more than 50 percent of the wages described in subsection 1 for each pay period of the offender.

Offender Scenario

- 1) NDOC Banking Receives JOC from Court
- 2) Staff Manually Enter Deduction Data and Order of Priority
- 3) JOC and Screenshots of Banking Report on Deductions Placed in Offender's Banking File
- 4) End of Month – Offender Banking JV's Funds for Victims to P & P with Separate Email – ATG Banking Download (Excel Report) w/Restitution \$ Detail by Victim

JOCP

CLERK OF THE DO

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DISTRICT COURT
CLARK COUNTY, NEVADA

THE STATE OF NEVADA,
Plaintiff,

Defendant.

CASE NO. [REDACTED]
DEPT. NO. XXVIII

JUDGMENT OF CONVICTION
(PLEA OF GUILTY)

The Defendant previously appeared before the Court with counsel and entered a plea of guilty to the crimes of COUNT 1 – PARTICIPATION IN ORGANIZED RETAIL THEFT (Category B Felony) in violation of NRS 205.08345; and COUNT 2 – BURGLARY OF A BUSINESS (Category C Felony) in violation of NRS 205.060; thereafter, on the 6th day of May, 2024, the Defendant was present in court for sentencing with counsel, TRAVIS E. SHETLER, Esq., and good cause appearing,

THE DEFENDANT IS HEREBY ADJUDGED guilty of said offenses and, in addition to the \$25.00 Administrative Assessment Fee, \$17,857.72 Restitution payable

Priority #1

ATG Banking Software

Accounts Bank Processes Expenditures Maintenance Reports Revenues Security Help System
DOC v0.1.21

Primary Account Daily Transaction Summary Report **Restitution Manager**

Offender # 128 [REDACTED] Name [REDACTED] **Victim** Cause Number [REDACTED]

Actual Starting Balance 0.01
Available Starting Balance 0.01

Restitutions

Cause Number	Paid To	Type	Ordered Amount	Balance
Restitution Box is Empty This will be the first order deduction.				

Show Active Only

Paid To **Parole and Probation**
Restitution Type VS-Victim Specific
Ordered Amount 17857.72 Outside Source 0.00
Initial Payment Amount 0.00
Paid to Date Period to Date
Notes EFFECTIVE: 5/9/24 START: 6/11/24 \$17857.72 VS REST PAYABLE J&S - 061124 VS
 Active

Save Cancel Close

Vendor (ATG) Banking Software

First Order of Deduction
VS Restitution has been
entered.

Administrative
Assessments, Court
Fines and Fees are
subsequent.

Accounts Bank Processes Expenditures Maintenance Reports Revenues Security Help System
DOC v0.1.21

Primary Account Daily Transaction Summary Report Restitution Manager

Offender # [REDACTED] Name [REDACTED]

Cause Number [REDACTED]

Paid To Clark County CH

Restitution Type AA-Administrative Assessments

Ordered Amount 178.00 Outside Source 0.00

Initial Payment Amount 0.00

Paid to Date Period to Date

Notes
EFFECTIVE: 5/9/24 START: 6/11/24 \$150 DNA;
\$25 AA FEES; \$3 GMA - 061124 VS

Active

Save Cancel Close

Restitutions				
Cause Number	Paid To	Type	Ordered Amount	Balance
C-23-375532-1	Parole and Probation	VS-Victim Specific	17857.72	17857.72

Show Active Only

1 Stores, and \$150.00 DNA Analysis Fee including testing to determine genetic marker
2 plus \$3.00 DNA Collection Fee, the Defendant is sentenced to the Nevada Department
3 of Corrections (NDC) as follows: COUNT 1 - a MAXIMUM of NINETY-SIX (96) MONTH
4 with a MINIMUM parole eligibility of EIGHTEEN (18) MONTHS; and COUNT 2 -
5 MAXIMUM of SIXTY (60) MONTHS with a MINIMUM parole eligibility of TWELVE (12)
6 MONTHS, CONCURRENT with COUNT 1; with ONE HUNDRED TWO (102) DAY
7 credit for time served.
8

9 May 10, 2024

Dated this 9th day of May, 2024



Ronald J. Israel

705 16A F8CD A34C
Ronald J. Israel
District Court Judge

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16 CERTIFIED COPY
ELECTRONIC SEAL (NRS 1.190(3))

ATG Banking Software – Offender Bank Statement

(12/19/2023 - 6/18/2024)

Obligations	Outside Source (Non-Payroll)
% CAP FOR TOTAL DEDUCTIONS	25
Restitution (VS - Victim-Specific)	10
Child Support (CS)	0
Capital Improvement (PI) ²	0
Room & Board (RB)	0
DOC Sanction (All - DEPT/DISC-Reimbursement including DRGT)	15
Savings (SAVE) ³	10
Victim of Crime Fund (VC)	0
Restitution (Non VS - Genetic Marker, Drug Test, Fees, Administrative Assessments, Court Fines and Fees) ⁴	5
Court Filing Fees (CF) ¹	20
PPF-Primary Trust	

VS – Restitution 10% of \$50 = \$5

Savings 10% of \$50 = \$5



What about the \$178 in Administrative Assessments?

Trust				
Date	Description	Deposit	Withdrawal	Balance
12/19/2023	Opening Balance			\$0.00
05/31/2024	Intake	\$0.01		\$0.01
06/14/2024	Keefe	\$50.00		\$50.01
06/14/2024	Victim Specific		(\$5.00)	\$45.01
06/14/2024	Savings		(\$5.00)	\$40.01
06/15/2024	Phone Credit		(\$10.00)	\$30.01
06/17/2024	Phone Credit		(\$5.00)	\$25.01
06/18/2024	Closing Balance			\$25.01

Trust2				
Date	Description	Deposit	Withdrawal	Balance
No Activity				
12/19/2023	Opening Balance			\$0.00
06/18/2024	Closing Balance			\$0.00

Trust3				
Date	Description	Deposit	Withdrawal	Balance
No Activity				
12/19/2023	Opening Balance			\$0.00
06/18/2024	Closing Balance			\$0.00

Savings				
Date	Description	Deposit	Withdrawal	Balance
12/19/2023	Opening Balance			\$0.00
06/14/2024	Savings	\$5.00		\$5.00
06/18/2024	Closing Balance			\$5.00

Answer: No other court fees can be taken out until VS Restitution is paid in full. That's the impact of Marsy's Law.

Questions?



adriennemonroe@doc.nv.gov

(775) 977-5645

THANK YOU!

