

## AB 241 Sentence Credit Guide

NRS 209.433-209.449 permits an offender housed in an institution or facility of the Nevada Department of Corrections (NDOC) to earn certain credits to reduce his or her sentence of imprisonment. Assembly Bill No. 241 from the 2021 Legislative Session (AB 241) allows for an additional credit of 5 days for each month served by an offender who is incarcerated in an institution or facility of the NDOC during a period in which a state of emergency due to a communicable or infectious disease has been declared by the Governor and remains in effect. AB 241 also: (1) limits such credits an offender may earn to not more than 60 days of credit for any state of emergency; and (2) requires the credits to be applied retroactively to the beginning of the pandemic as declared by the Governor on March 12, 2020.

### SENTENCE CREDITS BEFORE AB 241 IS APPLIED

With **FLAT**, **STAT**, **WORK**, and **MERIT**:

Sent. Date	Max Term	Max Days Owed	Projected Expiration Date (PEXD) <b>MAX</b>
01/01/2020	3y 0m 0d	1096	<b>07/06/2021</b>

2020	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec
<b>Days Owed</b>	1096	1035	976	915	855	794	734	673	612	552	491	431
<b>FLAT</b>	31	29	31	30	31	30	31	31	30	31	30	31
<b>STAT</b>	20	20	20	20	20	20	20	20	20	20	20	20
<b>WORK</b>	10	10	10	10	10	10	10	10	10	10	10	10
<b>MERIT</b>												
<b>Days Remaining</b>	1035	976	915	855	794	734	673	612	552	491	431	370

2021	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec
<b>Days Owed</b>	370	309	251	190	130	69	9	0	0	0	0	0
<b>FLAT</b>	31	28	31	30	31	30	6					
<b>STAT</b>	20	20	20	20	20	20	3					
<b>WORK</b>	10	10	10	10	10	10	0					
<b>MERIT</b>												
<b>Days Remaining</b>	309	251	190	130	69	9	0	0	0	0	0	0

In the above credit application example, the **projected** application of **FLAT**, **STAT**, and **WORK** credits calculate the **Projected Expiration Date** as 7/6/2021.

**NOTE:** The examples provided are a best-case scenario and are subject to change.

## SENTENCE CREDITS AFTER AB 241 IS APPLIED

With **FLAT**, **STAT**, **WORK**, **MERIT** and **EMC (AB241)**:

Sent. Date	Max Term	Max Days Owed	Projected Expiration Date (PEXD) <b>MAX</b>
01/01/2020	3y 0m 0d	1096	<b>06/06/2021</b>

For the purpose of calculating AB 241 credits, NDOC refers to such credits as Exceptional Merit Credits (EMC).

2020	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec
<b>Days Owed</b>	1096	1035	976	910	845	779	714	648	582	517	451	386
<b>FLAT</b>	31	29	31	30	31	30	31	31	30	31	30	31
<b>STAT</b>	20	20	20	20	20	20	20	20	20	20	20	20
<b>WORK</b>	10	10	10	10	10	10	10	10	10	10	10	10
<b>MERIT</b>												
<b>EMC (AB241)</b>			5	5	5	5	5	5	5	5	5	5
<b>Days Remaining</b>	1035	976	910	845	779	714	648	582	517	451	386	320

2021	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec
<b>Days Owed</b>	320	254	191	130	70	9 <del>[60]</del>	0 <del>[9]</del>	0	0	0	0	0
<b>FLAT</b>	31	28	31	30	31	6 <del>[24]</del>	<del>[6]</del>					
<b>STAT</b>		20	20	20	20	3 <del>[17]</del>	<del>[3]</del>					
<b>WORK</b>	10	10	10	10	10	0 <del>[10]</del>	<del>[0]</del>					
<b>MERIT</b>												
<b>EMC (AB241)</b>	5	5										
<b>Days Remaining</b>	254	191	130	70	9	0	0	0	0	0	0	0
<b>Projected Credits Not Applied</b>						<del>[52]</del>	<del>[9]</del>					

As an example, this offender received AB 241 credits starting in March 2020 and received the 60-credit maximum allowable by law in February 2021. AB 241 credit applies by statutory authority without the need to obtain additional authorization.

Due to the additional 60 credits that were applied from AB 241, the example offender's **Projected Expiration Date** is now 6/6/2021. Because the example offender is released in June, the offender will not get the **projected FLAT, STAT, and WORK** credits for the remainder of June and for July as the offender will have discharged the sentence.