

# NEVADA

## STATISTICAL INFORMATION

**Current Governor:** Kenny Guinn  
**Term of Office:** Jan. 2003 - Jan. 2007

**Legislative Term:** No 2004 Regular Session

**Total Inmate Pop.**

(As of 6/30/05): 11,367      **White: 54%   Black: 27%   Latino/a: 15%   Other: 4%**

**Death Row Pop.**

(As of 4/1/05): 86      **White: 42   Black: 34   Latino/a: 9   Other: 1**

**EXECUTIONS:**

**Since 1976:** 11      **White: 9   Black: 0   Latino/a: 1   Other: 1**  
(As of 6/28/05)

**Carried out in 2003:** 0

**Carried out in 2004:** 2

**Carried out in 2005:** 0      **Scheduled for 2005:**  
(As if 6/28/05)

**INMATES REMOVED FROM DEATH ROW BETWEEN 1973 AND 2004**

*(does not include those executed by the state or those who died of natural causes):*

**Total Number:** 30

**Sentence/Conviction overturned (minus exonerations):** 26

**Sentence reduced:** 3

**Exonerations:** 1

**Other:** 0

**RELATED STATUTORY PROVISIONS:**

**Life without Parole:** yes

**Prohibits the execution of juvenile offenders:** yes

**Prohibits the execution of mentally retarded offenders:** yes

**Prohibits the execution of mentally ill offenders:** no

**CURRENT STATUS OF THE MORATORIUM:**

**Moratorium:** no

**Study:** yes

**Status:** A legislative commission is conducting an interim study of death penalty-related issues, including the use of DNA testing, the cost of implementing the death penalty as opposed to life imprisonment, and the application of capital punishment to mentally retarded offenders or offenders who were under age 18 at the time of their crime. The study has not been released.

**HISTORY OF LEGISLATION ADDRESSING ABA ISSUES**

**Moratorium/Study:** Current: None

**Previous Years: 2003:** One bill died that abolishes capital punishment (SB217). Another bill approved by the Governor requires that if a jury cannot agree to a sentence of death, the judge will either sentence the defendant to life without the possibility of parole or will empanel a new jury (AB13). **2001 :** One bill passed the Senate that would have placed a two-year moratorium on executions and would have commissioned a study of the state death penalty system, but did not get out of the Assembly Judiciary Committee; One bill passed which directs the Legislative Commission to conduct an interim study of issues regarding the death penalty and related DNA testing.

**Capital Offenses and Procedures:**

Current: None

Previous Years: None.

**Aggravating and Mitigating Circumstances:**

Current: None.

Previous Years: None.

**DNA Testing and Preservation of Material Evidence:**

Current: None.

**Previous Years: 2003:** One bill signed into effect by the governor requires a stay of execution if a person under sentence of death files a petition for post-conviction DNA testing and the court determines that the requirements of the bill are satisfied (AB16).

**Crime Labs and Medical Examiner Offices:**

Current: None.

Previous Years: None.

**Counsel  
Qualifications,  
Training and  
Competency:**

**Current: None.**

**Previous Years: None.**

**Counsel  
Compensation:**

**Current: None.**

**attorney, other than a public defender, who is appointed to represent a defendant in the trial stage of a capital proceeding is entitled to a total fee not to exceed \$20,000; an attorney, other than a public defender, appointed to represent a convicted capital offender in any post-conviction proceeding shall be paid a total fee not to exceed \$750 unless the court determines more is required (AB17).**

**Judges and Juries:**

**Current: None.**

**Previous Years: None.**

**Racial and Ethnic  
Minorities:**

**Current: None.**

**Previous Years: None.**

**Juvenile Offenders:**

**Current: 2005: One bill signed into law by the Governor prohibits imposition of sentence of death upon person for crime committed while person was under age of 18 years (AB6).**

**Previous Years: 2003: One bill introduced prohibits the imposition of a death sentence upon a person for the commission of a crime committed while the person was under the age of 18 years (AB118). No further action allowed on this bill.**

**Mental Retardation,  
Mental Disability and  
Mental Competency:**

**Current: None.**

**Previous Years: 2003: One bill signed into effect by the governor prohibits the death penalty for mentally retarded offenders (AB15). Another bill signed into effect by the governor abolishes the plea of guilty but mentally ill and reinstates exculpation by reason of insanity (AB156). 2001: One bill introduced would have prohibited the death penalty for the mentally retarded.**

**STATE AND LOCAL GOVERNMENTS AND LEGAL ORGANIZATIONS  
THAT HAVE PASSED MORATORIUM RESOLUTIONS**

Nevada Senate

**\*\*Last updated on July 7, 2005**