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6 **IN THE SECOND JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA**
7 **IN AND FOR THE COUNTY OF WASHOE**
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9 IN THE MATTER OF:

10 THE WASHOE COUNTY SHERIFF'S
11 APPLICATION FOR EARLY RELEASE
12 AUTHORITY PURSUANT TO NRS 211.240.
13 _____/

14 **ADMINISTRATIVE ORDER 2025-06**

15 **EMERGENCY ORDER**
16 **GRANTING THE WASHOE COUNTY SHERIFF EARLY RELEASE AUTHORITY**

17 WHEREAS pursuant to NRS 211.240, the Washoe County Sheriff submitted his
18 application to the Chief Judge of the Second Judicial District Court requesting authority to
19 release certain inmates who meet the requirements of NRS 211.240 ("Application");

20 WHEREAS Section 211.240 of the Nevada Revised Statutes provides, in pertinent
21 part:
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23 **Early release of prisoners to relieve overcrowding.**

24 2. In a county in which there is not a city jail, the sheriff
25 may apply to the chief judge of the judicial district for authority to release
26 prisoners Upon receipt of such an application, the chief judge shall
27 consult with a justice of the peace designated by the justices of the peace
28 for the county and a judge designated by the municipal courts for the
county. After the consultation, the chief judge may enter an order
consistent with the provisions of this section granting authority to release

1 prisoners in the manner set forth in the order. The duration of this
2 authority, if granted, must not exceed 30 days.

3 3. At any time within the duration of an authority granted
4 when the number of prisoners exceeds the operational capacity of the jail,
5 the sheriff or other officer in charge may release the lesser of:

6 (a) The number of prisoners eligible under this section; or
7 (b) The difference between the number of prisoners and the
8 operational capacity of the jail.

9 4. A prisoner is eligible for release only if the prisoner:

10 (a) Has served at least 75 percent of his or her sentence;

11 (b) Is not serving a sentence for a crime for which a
12 mandatory sentence is required by statute;

13 (c) Is not serving a sentence for a crime which involved an
14 act of violence; and

15 (d) Does not pose a danger to the community.

16 5. Among prisoners eligible, priority must be given to those
17 whose expiration of sentence or other release is closest.

18 6. A prisoner released pursuant to this section may be
19 required to remain on residential confinement for the remainder of his or
20 her sentence or may be required to participate in another alternative
21 program of supervision.

22 7. As used in this section, "operational capacity" means the
23 number of prisoners that may be safely housed in a jail in compliance with
24 the regulations governing the sanitation, healthfulness, cleanliness and
25 safety of the jail that are adopted by the State Board of Health pursuant
26 to [NRS 444.335](#).

27 NRS 211.240;

28 WHEREAS the Application states the Washoe County Detention Facility has
exceeded its operational capacity as defined by NRS 211.240(7); and,

WHEREAS pursuant to NRS 211.240(2), the undersigned Chief Judge of the
Second Judicial District Court ("SJDC") consulted with Judge Terry Graham, Wadsworth
Justice Court, Chief Judge Kevin Higgins, Sparks Justice Court, Chief Judge Shelly
O'Neill, Reno Municipal Court, Chief Judge Ryan Sullivan, Reno Justice Court,
Administrative Judge Shirle Eiting, Sparks Municipal Court, and Chief Judge Melissa
Mangiaracina, Incline Justice Court, regarding the Application via electronic mail. The
Application was not opposed.

1 WHEREAS the Chief Judge received notification as of July 29, 2025, the Washoe
2 County Detention Facility has exceeded its operational capacity as defined by
3 NRS 211.240(7); and,

4 Good cause appearing therefor,

5 **IT IS HEREBY ORDERED:**

6 1. To relieve overcrowding, the Washoe County Sheriff is granted authority
7 to release the lesser of (a) the number of inmates who qualify for early release under
8 NRS 211.240(4)-(5), or (b) the difference between the number of inmates and the
9 operational capacity of the Washoe County Detention Facility, for persons serving
10 sentences for misdemeanors.
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12 2. The Washoe County Sheriff shall not release, by early release authority,
13 inmates held on Division of Parole and Probation holds.
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15 3. The Washoe County Sheriff shall not release, by early release authority,
16 inmates held on or serving sentences on charges related to homicide, sexual offenses,
17 violation of protective orders, domestic violence offenses, weapons offenses, and felony
18 DUI offenses. And,
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20 4. The early release authority granted to the Washoe County Sheriff expires
21 thirty (30) days from the date of this Administrative Order.

22 **IT IS SO ORDERED.**

23 DATED this 13th day of September, 2025.
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27 LYNNE K. JONES
28 CHIEF DISTRICT JUDGE