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Crimes; termination of employment of juror; dissuasion of juror

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Crimes; perjury—punishment

NEV. REV. STAT. § 199.120 (amended).
SB 173 (Raggio); 1987 STAT. Ch 304

Existing law prohibits any person who is under oath¹ or affirmation in a judicial proceeding from willfully making an unqualified statement² or a false statement.³ In addition, existing law prohibits any person from inducing another to commit perjury.⁴ Chapter 304 expands the definition of perjury to include the execution of an affidavit⁵ with a false statement.⁶

RWS

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1. NEV. REV. STAT. § 199.170 (definition of oath).
 2. 1987 Nev. Stat. ch. 304, sec. 1, at ___ (amending NEV. REV. STAT. § 199.120) (a statement that the person does not know to be true).
 3. NEV. REV. STAT. § 199.120 (amended by 1987 Nev. Stat. ch. 304, sec. 1, at ___) (perjury or subornation of perjury is punishable by confinement in state prison for not less than one year and not more than ten years, and may be further punished by a fine of not more than \$10,000).
 4. *Id.* § 199.120 (amended by 1987 Nev. Stat. ch. 304, sec. 1, at ___).
 5. *Lutz v. Kinney*, 23 Nev. 279, 281, 46 P. 257, 258 (1896) (definition of affidavit).
 6. NEV. REV. STAT. § 199.120 (amended by 1987 Nev. Stat. ch. 304, sec. 1, at ___) (includes the execution of an affidavit before a person authorized to administer oaths). *White v. State of Nevada*, 717 P.2d 45, 48 (1986) (holding that making a false affidavit could not be perjury unless a state law requires an oath or affirmation).

Crimes; termination of employment of juror; dissuasion of juror

NEV. REV. STAT. § 6.190 (amended).
AB 742 (Committee on Judiciary); 1987 STAT. Ch 355

Existing law provides that an employer or authorized person¹ who terminates or threatens to terminate an employee because of jury duty is guilty of a misdemeanor.² Chapter 355 increases the penalty

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1. NEV. REV. STAT. § 6.190 1 (amended by 1987 Stat. ch. 355, sec. 1, at ___) (including a corporation, partnership, association, or other entity).
 2. *Id.* (amended by 1987 Nev. Stat. ch. 355, sec. 1, at ___). *See id.* § 193.120 3 (definition of misdemeanor).

to a gross misdemeanor.³ Chapter 355 also expands existing law by prohibiting a person from dissuading⁴ another who has been summoned for jury duty from serving as a juror.⁵ Existing law provides that lost wages, benefits, and reinstatement of employment may be awarded to a discharged employee that has been terminated because of jury duty.⁶ Chapter 355 expands these remedies to include punitive damages.⁷

RWS

3. *See id.* § 193.120 4 (definition of gross misdemeanor).

4. BLACK'S LAW DICTIONARY 425 (5th ed. 1979) (to advise and procure a person not to do an act).

5. 1987 Nev. Stat. ch. 355, sec. 1, at ___ (amending NEV. REV. STAT. § 6.190) (violation is a misdemeanor).

6. NEV. REV. STAT. § 6.190 (amended by 1987 Nev. Stat. ch. 355, sec. 1, at ___) (including reasonable attorney's fees).

7. *Id.* (punitive damages limited to \$50,000).

Crimes; possession of child pornography

NEV. REV. STAT. § 200.730 (amended).

AB 29 (Humke); 1987 STAT. Ch 369

Existing law prohibits the possession of any film or photograph depicting a person under sixteen years old engaging in or simulating sexual conduct, or assisting others to do the same.¹ Existing law further provides that a first offense is a misdemeanor,² a second offense is a gross misdemeanor,³ and any subsequent violation is a felony.⁴ With the enactment of Chapter 369, conviction for the first offense is a gross misdemeanor.⁵

CDR

1. NEV. REV. STAT. § 200.730 (amended by 1987 Nev. Stat. ch. 369, sec. 1, at ___). *See generally* 1985 PAC. L.J. REV. NEV. LEGIS. 121 (regarding penalty for possession of child pornography and classification as a sex offender).

2. *See id.* § 193.150 (punished by confinement in the county jail for not more than six months, or by a fine not exceeding \$1000, or both).

3. *See id.* § 193.140 (punished by confinement in the county jail for not more than one year, or by a fine not exceeding \$2000, or by both).

4. *Id.* § 200.730 (amended by 1987 Nev. Stat. ch. 369, sec. 1, at ___) (punished by confinement for one to six years, plus the possibility of a fine not to exceed \$5000).

5. 1987 Nev. Stat. ch. 369, sec. 1, at ___ (amending NEV. REV. STAT. § 200.730).