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Criminal Procedure; driving under the influence-nonresident

University of the Pacific, McGeorge School of Law

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Under existing law, a presentence investigation is required when a defendant enters a plea of guilty, *nolo contendere*, or is found guilty of a felony.⁴ Prior law allowed a defendant to waive a presentence investigation.⁵ Chapter 271 provides that a presentence investigation is not necessary if one has been completed for the same defendant in the five years preceding sentencing of the recent offense.⁶

DAH

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4. NEV. REV. STAT. § 176.135 (amended by 1987 Nev. Stat. ch. 271, sec. 2, at ___).
 5. 1981 Nev. Stat. ch. 237, sec. 1, at 464 (repealed by 1987 Nev. Stat. ch. 271, sec. 2, at ___).
 6. NEV. REV. STAT. § 176.035 (amended by 1987 Nev. Stat. ch. 271, sec. 2, at ___).

Criminal Procedure; driving under the influence—nonresident

NEV. REV. STAT. § 484.3792 (amended).
AB 459 (Committee on Judiciary); 1987 STAT. Ch 392

Under existing law, any person driving while intoxicated¹ is guilty of a misdemeanor.² Existing law requires the court to order a defendant to pay tuition and complete an approved educational course on the abuse of alcohol³ and controlled substances,⁴ unless a program of treatment is allowed.⁵ Chapter 392 allows the court to order a nonresident to complete an educational course by correspondence.⁶ Nonresident violators must complete the course within the time specified in the order.⁷ Failure to complete the course will lead to notification of the department by the court.⁸

RMM

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1. NEV. REV. STAT. § 484.379 (definition of driving while intoxicated).
 2. *Id.* § 484.3792 1(a) (amended by 1987 Nev. Stat. ch. 392, sec. 1, at ___); *id.* § 193.120 3 (definition of a misdemeanor).
 3. *Id.* § 598.353 1 (definition of alcohol).
 4. *Id.* § 453.041 (definition of controlled substances).
 5. *Id.* § 484.3792 1(a) (amended by 1987 Nev. Stat. ch. 392, sec. 1, at ___); *id.* § 484.3794 (application to undergo program of treatment for alcoholism or drug abuse for driving while intoxicated conviction).
 6. 1987 Nev. Stat. ch. 392, sec. 1, at ___ (enacting NEV. REV. STAT. § 484.3792 6) (course must be approved by a governmental agency of the state of residence).
 7. 1987 Nev. Stat. ch. 392, sec. 1, at ___ (enacting NEV. REV. STAT. § 484.3792 6).
 8. *Id.* at ___ (enacting NEV. REV. STAT. § 484.3792 6(b)).