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Criminal Procedure; use of closed-circuit television

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Criminal Procedure; use of closed-circuit television

NEV. REV. STAT. § 178.388 (amended).
AB 129 (Dini & Sader); 1987 STAT. Ch 760

Under existing law, the defendant must be present at the arraignment and at every stage of the trial, including the impaneling of the jury, the return of the verdict and the imposition of sentence.¹ Existing law, however, allows the defendant to consent to be absent in specified proceedings.² Under Chapter 760, the court may allow the defendant to be absent only if the court determines that consent was given by the defendant with full awareness of all constitutional rights.³ Chapter 760 also provides that the presence of the defendant is not required if the court provides closed-circuit television during the proceeding to facilitate communication between the court and the defendant.⁴ Finally, if closed-circuit television is provided, members of the news media may observe and record the proceedings from both locations unless the court specifically provides otherwise.⁵

SAW

1. NEV. REV. STAT. § 178.388 1. In the prosecution for an offense not punishable by death, the defendant's voluntary absence, after being present at the commencement of trial, must not prevent the trial from continuing or prevent the return of the verdict. *Id.* § 178.388 2. The defendant's presence is not required while instructing the jury. *Id.* § 178.388 5 (amended by 1987 Nev. Stat. ch. 760, sec. 1, at ____).

2. *Id.* § 178.388 3 (amended by 1987 Nev. Stat. ch. 760, sec. 1, at ____) (the defendant must provide written consent and applies to proceedings involving offenses punishable by confinement for not more than one year or by fines).

3. 1987 Nev. Stat. ch. 760, sec. 1, at ____ (amending NEV. REV. STAT. § 178.388 3).

4. *Id.* sec. 1, at ____ (amending NEV. REV. STAT. § 178.388).

5. *Id.*

Criminal Procedure; residential confinement

NEV. REV. STAT. §§ 4.____, 5.____, 176.____, 213.____ (new); §§ 176.175, 176.221, 213.107 (amended).
SB 88 (Shaffer); 1987 STAT. Ch 804

Under existing law, if a probationer is arrested in another judicial