

SENATE BILL NO. 47—COMMITTEE ON JUDICIARY

(ON BEHALF OF THE ATTORNEY GENERAL)

PREFILED DECEMBER 15, 2010

Referred to Committee on Judiciary

SUMMARY—Defines the term “minor” for the purposes of the crime of kidnapping in the first degree. (BDR 15-121)

FISCAL NOTE: Effect on Local Government: No.
Effect on the State: No.

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EXPLANATION – Matter in *bolded italics* is new; matter between brackets [omitted material] is material to be omitted.

AN ACT relating to crimes; defining the term “minor” for the purposes of the crime of kidnapping in the first degree; and providing other matters properly relating thereto.

Legislative Counsel’s Digest:

1 Existing law establishes degrees of kidnapping and provides that kidnapping in
 2 the first degree includes certain actions performed with the intent to keep a minor
 3 away from his or her parents, guardians or any person who has lawful custody of
 4 the minor, or with the intent to hold the minor to unlawful service, or perpetrate any
 5 unlawful act upon the minor. (NRS 200.310) This bill defines the term “minor” as
 6 used in those provisions of existing law as a person who is under 18 years of age.

THE PEOPLE OF THE STATE OF NEVADA, REPRESENTED IN
SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

1 **Section 1.** (Deleted by amendment.)
 2 **Sec. 2.** (Deleted by amendment.)
 3 **Sec. 2.5.** NRS 200.310 is hereby amended to read as follows:
 4 200.310 1. A person who willfully seizes, confines, inveigles,
 5 entices, decoys, abducts, conceals, kidnaps or carries away a person
 6 by any means whatsoever with the intent to hold or detain, or who
 7 holds or detains, the person for ransom, or reward, or for the
 8 purpose of committing sexual assault, extortion or robbery upon or
 9 from the person, or for the purpose of killing the person or inflicting



1 substantial bodily harm upon the person, or to exact from relatives,
2 friends, or any other person any money or valuable thing for the
3 return or disposition of the kidnapped person, and a person who
4 leads, takes, entices, or carries away or detains any minor with the
5 intent to keep, imprison, or confine the minor from his or her
6 parents, guardians, or any other person having lawful custody of the
7 minor, or with the intent to hold the minor to unlawful service, or
8 perpetrate upon the person of the minor any unlawful act is guilty of
9 kidnapping in the first degree which is a category A felony.

10 2. A person who willfully and without authority of law seizes,
11 inveigles, takes, carries away or kidnaps another person with the
12 intent to keep the person secretly imprisoned within the State, or for
13 the purpose of conveying the person out of the State without
14 authority of law, or in any manner held to service or detained
15 against the person's will, is guilty of kidnapping in the second
16 degree which is a category B felony.

17 3. *As used in this section, "minor" means a person who is*
18 *under 18 years of age.*

19 **Sec. 3.** This act becomes effective on July 1, 2011.

