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Effective: July 1, 2013

West's Nevada Revised Statutes Annotated [Currentness](#)

Title 14. Procedure in Criminal Cases (Chapters 169-189)

Chapter 176. Judgment and Execution

▣ Sentence and Judgment; Genetic Marker Analysis

▣ Preservation of Biological Evidence and Genetic Marker Analysis ([Refs & Annos](#))

→→ **176.0912. Biological evidence secured in connection with investigation or prosecution; required preservation**

1. Except as otherwise provided in this section, upon the conviction of a defendant for a category A or B felony, an agency of criminal justice that has in its possession or custody any biological evidence secured in connection with the investigation or prosecution of the defendant shall preserve such evidence until the expiration of any sentence imposed on the defendant.

2. Biological evidence subject to the requirements of this section may be consumed for testing upon notice to the defendant.

3. An agency of criminal justice may establish procedures for:

(a) Retaining probative samples of biological evidence subject to the requirements of this section; and

(b) Disposing of bulk evidence that does not affect the suitability of such probative samples for testing.

4. The provisions of this section must not be construed to restrict or limit an agency of criminal justice from establishing procedures for the retention, preservation and disposal of biological evidence secured in connection with other criminal cases.

5. As used in this section, “biological evidence” means any semen, blood, saliva, hair, skin tissue or other identified biological material removed from physical evidence.

CREDIT(S)

Added by [Laws 2009, c. 368, § 2](#). Amended by [Laws 2013, c. 252, § 20, eff. July 1, 2013](#).

Current through the 2013 77th Regular Session and the 27th Special Session of the Nevada Legislature.

Statutory changes are subject to classification and revision by the Legislative Counsel Bureau.

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