

ASSEMBLY BILL NO. 272—ASSEMBLYWOMAN MONROE-MORENO

MARCH 8, 2023

Referred to Committee on Judiciary

SUMMARY—Establishes provisions relating to mail theft.
(BDR 15-800)

FISCAL NOTE: Effect on Local Government: Increases or Newly
Provides for Term of Imprisonment in County or City
Jail or Detention Facility.
Effect on the State: Yes.

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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 mail theft; establishing provisions relating to
mail theft; providing penalties; and providing other
matters properly relating thereto.

Legislative Counsel’s Digest:

1 Existing law describes certain actions which constitute theft. (NRS 205.0832)
2 **Section 1** of this bill provides that a person commits the crime of mail theft if the
3 person: (1) knowingly, willfully and with the intent to deprive, injure, damage or
4 defraud another, takes, destroys, hides or embezzles mail or obtains any mail by
5 fraud or deception; (2) buys, receives, conceals or possesses mail and knows or
6 reasonably should know that the mail was unlawfully taken or obtained; (3) buys,
7 receives, conceals or possesses personal identifying information and knows or
8 reasonably should know that the personal identifying information was unlawfully
9 taken or obtained from mail; (4) buys, receives, conceals or possesses a United
10 States Postal Service key that provides access to certain mail receptacles, or a
11 counterfeit device or key designed to provide access to the lock mechanisms of
12 such mail receptacles; or (5) knowingly, willfully and with the intent to steal the
13 mail inside, damages, breaks open, tears down, takes or destroys any mail
14 receptacle. **Section 1** also provides that a person who commits the crime of mail
15 theft is guilty of a category D felony, which is punishable by a term of
16 imprisonment in the state prison for a minimum term of not less than 1 year and a
17 maximum term of not more than 4 years and a fine of not more than \$5,000.
18 **Section 1** also requires the court to order a person who commits the offense of mail
19 theft to pay restitution.



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

1 **Section 1.** Chapter 205 of NRS is hereby amended by adding
2 thereto a new section to read as follows:

3 **1. A person commits the crime of mail theft if the person:**

4 **(a) Knowingly, willfully and with the intent to deprive, injure,**
5 **damage or defraud another:**

6 **(1) Takes, destroys, hides or embezzles mail; or**

7 **(2) Obtains any mail by fraud or deception;**

8 **(b) Buys, receives, conceals or possesses:**

9 **(1) Mail and knows or reasonably should know that the**
10 **mail was unlawfully taken or obtained;**

11 **(2) Personal identifying information and knows or**
12 **reasonably should know that the personal identifying information**
13 **was unlawfully taken or obtained from mail in violation of this**
14 **subsection;**

15 **(3) Any key suited to any lock adopted by the United States**
16 **Postal Service that provides access to any mail receptacle in any**
17 **neighborhood or apartment panel used for the purpose of**
18 **centralized mail; or**

19 **(4) A counterfeit device or key designed to provide access to**
20 **a lock described in subparagraph (3); or**

21 **(c) Knowingly, willfully and with the intent to steal any mail**
22 **inside, damages, breaks open, tears down, takes or destroys any**
23 **mail receptacle.**

24 **2. A person who violates any provision of subsection 1 is**
25 **guilty of a category D felony and shall be punished as provided in**
26 **NRS 193.130. In addition to any other penalty, the court shall**
27 **order the person to pay restitution.**

28 **3. As used in this section:**

29 **(a) "Mail" means any letter, postal card, parcel, package, bag**
30 **or other material, along with its contents, that:**

31 **(1) Has postage affixed by the postal customer or postal**
32 **service;**

33 **(2) Has been accepted for delivery by the postal service;**

34 **(3) The postal customer leaves for collection by the postal**
35 **service; or**

36 **(4) The postal service delivers to the postal customer.**

37 **(b) "Mail receptacle" means a mailbox, post office box, rural**
38 **box, letter box, lock drawer or any place or area intended or used**
39 **by postal customers or a postal service for the collection, deposit or**
40 **delivery of mail.**

41 **(c) "Personal identifying information" has the meaning**
42 **ascribed to it in NRS 205.4617.**



1 (d) *“Postal service” means the United States Postal Service or*
2 *a private common mail carrier.*

3 **Sec. 2.** This act becomes effective on July 1, 2023.



