



Mental Health Submissions into the National Instant Criminal Background Check System (NICS)

November 26, 2013

The 2009 Nevada Legislation passed AB46 (*NRS 179A.163.1 Upon receiving a record transmitted pursuant to NRS 159.0593, 174.035, 175.533, 175.539, 178.425 or 433A.310 the Central Repository shall take reasonable steps to ensure that the information reported in the record is included in each appropriate database of the National Instant Criminal Background Check System*).

When courts fax the NICS Index Submission form to the Brady Unit the submissions are entered into the NICS Index at that time. The only time they would not be entered in the same day is if they were faxed at the end of the day. In those cases they are entered immediately the next morning. These entries are logged, entered into the Index, verified and filed in locked filing cabinets within the Brady Unit.

Nevada has 17 counties and 10 Judicial District Courts. Multiple counties may fall under the same district court. Over the past years, a letter has been sent annually to the county clerks' offices as a reminder of the NICS process.

Below is a chart of mental defectives submitted by the courts and entered into the NICS Index between January 1, 2010 and November 18, 2013. As you can see there is a high increase in 2013. This was due to a reporter from the Reno Gazette Journal newspaper bringing to light that some courts were not reporting persons adjudicated under NRS 159.0593 *Determination of whether proposed ward is prohibited from possessing firearm under federal law*. This law points to a guardianship of a proposed ward. Once this was brought to their attention, the courts audited their records and in July, August and September of this year they sent their submission to the Brady Unit for entry into the NICS Index.

	Court	City	County	2010	2011	2012	As of 01/01/13 thru 11/18/13	Total
1	1 st Judicial District Court	Carson City, Nv	1-Carson County	0	0	0	55	55
		Virginia City, Nv	2-Storey County	0	0	0	0	0
2	2 nd Judicial District Court	Reno, Nv	3-Washoe County	0	62	80	450	592
3	3 rd Judicial District Court	Yerington, Nv	4-Lyon County	0	1	8	12	21
4	4 th Judicial District Court	Elko, Nv	5-Elko County	0	0	1	1	2
5	5 th Judicial District Court	Goldfield, Nv	6-Esmeralda County	0	0	1	8	9
		Hawthorne, Nv	7-Mineral County	0	0	0	0	0
		Tonopah, Pahrump Nv	8-Nye County	0	0	0	0	0
6	6 th Judicial District Court	Winnemucca, Nv	9-Humboldt County	0	0	0	0	0

		Battle Mountain, Nv	10-Lander County	0	0	0	0	0
		Lovelock, Nv	11-Pershing County	0	0	0	0	0
7	7 th Judicial District Court	Eureka, Nv	12-Eureka County	0	4	0	20	24
		Pioche, Nv	13-Lincoln County	0	0	0	0	0
		Ely, Nv	14-White Pine County	0	0	0	0	0
8	8 th Judicial District Court	Las Vegas, Nv	15-Clark County	236	263	220	1,415	2,134
9	9 th Judicial District Court	Minden, Nv	16-Douglas County	0	0	2	20	22
10	10 th Judicial District Court	Fallon, Nv	17-Churchill County	0	0	1	27	28
	Carson City Justice Court	Carson City, Nv	Carson	0	0	0	5	5
	Dayton Justice Court	Dayton, Nv	Lyon County	0	0	0	2	2
	Henderson Municipal Court	Henderson, Nv	Clark County	0	0	0	8	8
	Las Vegas Municipal Court	Las Vegas, Nv	Clark County	0	0	25	35	60
	Reno Municipal Court	Reno, Nv	Washoe County	0	23	21	14	58
	Reno Justice Court	Reno, Nv	Washoe County	0	0	1	4	5
	Sparks Municipal Court	Sparks, Nv	Washoe County	0	0	0	16	16
	Sparks Justice Court	Spark, Nv	Washoe County	1	0	0	0	1
	New River Justice Court	Fallon, Nv	Churchill County	0	1	0	0	1
	Total			237	354	360	2,092	3,043

6th Judicial District Court is the only court that has **not** submitted to the NICS Index on mental health. The 6th Judicial District Court Clerks office was contacted on November 25, 2013 verifying they had no mental health NICS Index entries to submit.