

bopc - BOPC Meeting 7/27/21 -Public Comment

From: Patricia Adkisson <faithandjoesmom@gmail.com>
To: <bopc@doc.nv.gov>
Date: 7/26/2021 3:40 PM
Subject: BOPC Meeting 7/27/21 -Public Comment
Attachments: Adkisson- BOPC Meeting 7-27-2021.docx; Adkisson-BPOC Meeting Public Comment #2 7-27-2021.docx

Please see the attached files for Public Comment for the BOPC meeting on 7/27/21.

Good afternoon, my name is Patricia Adkisson. My comments today relate to AR 258 and the apparent malfeasance related to NDOC's actions and this board's actions, inaction and representations related to the same. The relevant statutory scheme in Nevada requires that the NDOC comply with the requirements of the Nevada Administrative Procedures Act, when establishing AR258 and related regulations. Otherwise, the regular regulations are invalid. To date, as a result of the failure to comply with the statutory requirements, **NO** lawful AR258 has ever been created, and the representations to the contrary voiced at the January 25th board meeting that were relied upon, must now be reviewed for malfeasance and improper governmental action. The illegal seizure of inmate money has now created a significant liability issue, that the voting public is watching very closely. I notified this board last October 8th and provided a 233B petition and despite proper notice the NDOC and this board continued to ignore the public outcry. Governor, as you are responsible for the appointment of the director, the voting public will consider the director's unchecked actions in upcoming elections. The facts can no longer be conveniently overlooked. The NDOC can **never** unilaterally adopt any regulation, temporary or otherwise. They are limited to regulations contemplated by chapter 209 only. Further, this board is not exempt by NRS 233B requirements and must be responsive, when approving all other regulations. The policy of the Governor to limit public comments to 2 minutes demonstrates to the public, the governor's intent to prevent giving public voice to improper governmental action, effectively chilling the public's ability to address grievances. Also, when we consider the governors appointed directors' unreasonable family visit restrictions it is becoming clear that we must question this administration's policy position implications related to future elections.

My other comments relate to the standard by NDOC that are not applied uniformly and do not operate uniformly, implicating violations of the Nevada Constitution article 4 subsection 20 and the relevant statutory scheme. This board's failure to provide adequate oversight of the director, are also implicated, a violation of Nevada Constitution article 5 subsection 21. The policy related to inmate visits is being applied in a manner that unfairly limits residents of Nevada who travel over 300 plus miles, while simultaneously allowing out-of-state residents traveling the same distance, where out-of-state visitors are allowed all day visits, Nevada residents are limited to a 2-hour visit. This must be reviewed. I am a voting citizen of Nevada, and when I suffer the extent of airfare, hotel, rental car, and the necessary health care provider, for my paralyzed mother, and only get a 2-hour visit, where a non-Nevada resident gets an all-day visit... I am outraged. The distance traveled and the specific circumstances described are the equitable objective factors. There is no legitimate reason to prevent contact greetings, and all-day visits. Both the visitor AND inmate are given a Covid rapid response test prior to the visit. Your own proclamation has opened the state completely.

Lastly, I submitted in a separate email, a completed NDOC grievance and supporting audio file to this board, which sets out evidence of malfeasance by NDOC. NDOC is classifying non-crimes with no convictions, as felony convictions. The audio file is the oral argument by the Supreme Court definitively establishing the unlawful NDOC unilateral determination. You have an oversight duty. Please immediately review and take action.

Thank you in advance, Patricia Adkisson

Board of Prison Commissioners Meeting – Public Comment 7/27/2021

Patricia Adkisson

702-505-2861

Good afternoon, my name is Patricia Adkisson ADKISSON. My comments today relate to AR 258 and the apparent malfeasance related to NDOC's actions and this board's actions, inaction and representations related to the same. The relevant statutory scheme in Nevada requires that the NDOC comply with the requirements of the Nevada Administrative Procedures Act NRS chapter 233B, when establishing AR258 and related regulations. Otherwise, the regular regulations are invalid. To date, as a result of the failure to comply with the statutory requirements, **NO** lawful AR258 has ever been created, and the representations to the contrary voiced at the January 25th board meeting that were relied upon, must now be reviewed for malfeasance and improper governmental action. The illegal seizure of inmate money has now created a significant liability issue, that the voting public is watching very closely. I notified this board last October 8th, and also provided a 233B petition and despite proper notice the NDOC and this board continued to ignore the public outcry. Governor, as you are responsible for the appointment of the director, the voting public will consider the director's unchecked actions in upcoming elections. The facts can no longer be conveniently overlooked. The NDOC can **never** unilaterally adopt any regulation, temporary or otherwise. They are limited to regulations contemplated by chapter 209 only. Further, this board is not exempt by NRS 233B requirements and must be responsive, when approving all other regulations. The policy of the Governor to limit public comments to 2 minutes demonstrates to the public, the governor's intent to prevent giving public voice to improper governmental action, affectively chilling the public's ability to address grievances. Also, when we consider the governors appointed directors' unreasonable family visit restrictions it is becoming clear that we must question this administration's policy position implications related to future elections. Thank you.

BPOC Meeting Public Comment # 2- 7/27/2021

Patricia Adkisson

faithandjoesmom@gmail.com

702-505-2861

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