

ASSEMBLY BILL NO. 402—ASSEMBLYMAN ARBERRY (BY REQUEST)

MARCH 4, 1999

Referred to Committee on Government Affairs

SUMMARY—Expands authority and jurisdiction of certain marshals. (BDR 22-1469)

FISCAL NOTE: Effect on Local Government: No.
Effect on the State or on Industrial Insurance: 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 metropolitan police departments; expanding the authority and jurisdiction of a unit of marshals which is established and administered by a political subdivision that is participating in a metropolitan police department; and providing other matters properly relating thereto.

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

- 1 **Section 1.** NRS 280.125 is hereby amended to read as follows:
2 280.125 1. The provisions of this chapter do not prohibit a
3 participating political subdivision from establishing and administering the
4 following units of specialized law enforcement:
5 (a) A unit consisting of animal control officers.
6 (b) A unit consisting of marshals.
7 (c) A unit consisting of park rangers.
8 (d) A unit for the investigation of arson.
9 (e) A unit for the enforcement of laws relating to the licensure of
10 businesses.
11 (f) A unit for the enforcement of nonmoving traffic laws.
12 2. Except as otherwise ~~limited in subsection 3,~~ ***provided in***
13 ***subsections 3 and 4,*** the jurisdiction and authority of any units of
14 specialized law enforcement established pursuant to subsection 1 is
15 concurrent with the authority and jurisdiction of the metropolitan police
16 department.
17 3. ***The authority and jurisdiction of a unit consisting of marshals is***
18 ***limited***

to:

- 1 ***(a) The enforcement of state laws and city and county ordinances***
2 ***within the boundaries of the participating political subdivision;***
3 ***(b) The service of warrants of arrest issued pursuant to NRS 5.060;***
4 ***and***
5 ***(c) The removal of abandoned vehicles as authorized by NRS 487.230.***

6 **4.** The authority and jurisdiction of a unit consisting of ~~{marshals or}~~
7 park rangers is limited to:

8 (a) The issuance of citations in accordance with the provisions of NRS
9 171.17751;

10 (b) The enforcement of state laws and city and county ordinances on
11 real property owned, leased or otherwise under the control of the
12 participating political subdivision;

13 (c) The service of warrants of arrest issued pursuant to NRS 5.060; and

14 (d) The removal of abandoned vehicles as authorized by NRS 487.230.

15 **Sec. 2.** NRS 171.17751 is hereby amended to read as follows:

16 171.17751 1. Any board of county commissioners or governing
17 body of a city may designate the chief officer of the organized fire
18 department or any employees designated by him, and certain of its
19 inspectors of solid waste management, building, housing and licensing
20 inspectors, zoning enforcement officers, parking enforcement officers,
21 animal control officers, traffic engineers ~~{, and marshals}~~ and park rangers
22 of units of specialized law enforcement established pursuant to NRS
23 280.125, to prepare, sign and serve written citations on persons accused of
24 violating a county or city ordinance.

25 2. The state health officer and the health officer of each county, district
26 and city may designate certain of his employees to prepare, sign and serve
27 written citations on persons accused of violating any law, ordinance or
28 regulation of a board of health that relates to public health.

29 3. The chief of the manufactured housing division of the department of
30 business and industry may designate certain of his employees to prepare,
31 sign and serve written citations on persons accused of violating any law or
32 regulation of the division relating to the provisions of chapters 118B, 461,
33 461A and 489 of NRS.

34 4. The state contractors' board may designate certain of its employees
35 to prepare, sign and serve written citations on persons accused of violating
36 NRS 624.230.

37 5. An employee designated pursuant to this section:

38 (a) May exercise the authority to prepare, sign and serve citations only
39 within the field of enforcement in which he works;

- 1 (b) May, if he is employed by a city or county, prepare, sign and serve a
- 2 citation only to enforce an ordinance of the city or county by which he is
- 3 employed; and
- 4 (c) Shall comply with the provisions of NRS 171.1773.

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