

Assembly Bill No. 86—Committee on Judiciary

CHAPTER.....

AN ACT relating to justices of the peace; requiring that the justices of the peace in certain townships be licensed and admitted to practice law in the courts of this state; and providing other matters properly relating thereto.

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

Section 1. NRS 4.010 is hereby amended to read as follows:

4.010 1. A person who is not a qualified elector is not eligible to the office of justice of the peace.

2. ~~{A justice of the peace in a township whose population is 250,000 or more must be an attorney who is licensed and admitted to practice law in the courts of this state.}~~ A justice of the peace ~~{in a township whose population is less than 250,000}~~ must have a high school diploma or its equivalent as determined by the state board of education ~~{.}~~ **and:**

(a) In a county whose population is 400,000 or more, a justice of the peace in a township whose population is 100,000 or more must be an attorney who is licensed and admitted to practice law in the courts of this state.

(b) In a county whose population is less than 400,000, a justice of the peace in a township whose population is 250,000 or more must be an attorney who is licensed and admitted to practice law in the courts of this state.

3. Subsection 2 does not apply to any person who held the office of justice of the peace on June 30, ~~{1987.}~~ **1999.**

Sec. 2. Section 4 of Assembly Bill No. 20 of this session is hereby amended to read as follows:

Sec. 4. NRS 4.010 is hereby amended to read as follows:

4.010 1. A person ~~{who is}~~ **shall** not **be** a ~~{qualified elector is not}~~ **candidate for or be** eligible to the office of justice of the peace ~~{.}~~ **unless he is a qualified elector and has never been removed or retired from any judicial office by the commission on judicial discipline. For the purposes of this subsection, a person shall not be ineligible to be a candidate for the office of justice of the peace if a decision to remove or retire him from a judicial office is pending appeal before the supreme court or has been overturned by the supreme court.**

2. A justice of the peace must have a high school diploma or its equivalent as determined by the state board of education and:

(a) In a county whose population is 400,000 or more, a justice of the peace in a township whose population is 100,000 or more must be an attorney who is licensed and admitted to practice law in the courts of this state.

(b) In a county whose population is less than 400,000, a justice of the peace in a township whose population is 250,000 or more must be an attorney who is licensed and admitted to practice law in the courts of this state.

3. Subsection 2 does not apply to any person who held the office of justice of the peace on June 30, 1999.

Sec. 3. This act becomes effective on July 1, 1999.

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