

ASSEMBLY CONCURRENT RESOLUTION NO. 67—COMMITTEE ON
ELECTIONS, PROCEDURES, AND ETHICS

MAY 18, 1999

Referred to Committee on Elections, Procedures, and Ethics

SUMMARY—Requires establishment of task force to study penalties for misdemeanors.
(BDR R-1747)

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EXPLANATION – Matter in ***bolded italics*** is new; matter between brackets ~~omitted material~~ is material to be omitted.

ASSEMBLY CONCURRENT RESOLUTION—Requiring the establishment of a task force to study penalties for misdemeanors.

- 1 WHEREAS, During the 1995 legislative session, legislation was enacted
- 2 to provide categories for felonies; and
- 3 WHEREAS, The Nevada Revised Statutes currently has only two
- 4 categories of misdemeanors that are designated as misdemeanors and gross
- 5 misdemeanors; and
- 6 WHEREAS, A study needs to be conducted to determine whether
- 7 providing categories for misdemeanors and penalties commensurate with
- 8 those categories would provide more consistency in the criminal statutory
- 9 scheme; now, therefore, be it
- 10 RESOLVED BY THE ASSEMBLY OF THE STATE OF NEVADA, THE SENATE
- 11 CONCURRING, That a task force to conduct a study concerning
- 12 misdemeanors consisting of:
- 13 1. Six voting members appointed as follows:
- 14 (a) Two members of the Assembly appointed by the Speaker of the
- 15 Assembly, one of whom must have served on the Assembly Standing
- 16 Committee on Judiciary during the immediately preceding session of the
- 17 Legislature;
- 18 (b) Two members of the Senate appointed by the Majority Leader of the
- 19 Senate, one of whom must have served on the Senate Standing Committee
- 20 on Judiciary during the immediately preceding session of the Legislature;
- 21 (c) One member of the Assembly appointed by the Minority Leader of
- 22 the Assembly; and

1 (d) One member of the Senate appointed by the Minority Leader of the
2 Senate.

3 The chairman of the task force must be selected from among the voting
4 members of the task force by the voting members of the task force.

5 2. Five nonvoting members appointed by the voting members of the
6 task force as follows:

7 (a) One member who is an attorney at the Office of the Attorney
8 General;

9 (b) One member who is an attorney at the Office of the State Public
10 Defender;

11 (c) One member who is an attorney at any Office of a District Attorney
12 in this state;

13 (d) One member who is an attorney at any Office of a County Public
14 Defender in this state; and

15 (e) One member who is a representative of the general public; and be it
16 further

17 RESOLVED, That the study must include an analysis of:

18 1. The existing statutes concerning misdemeanors to determine whether
19 it would be feasible to categorize misdemeanors and provide penalties
20 commensurate with the categorization;

21 2. Whether it would be beneficial to amend the Nevada Revised
22 Statutes to categorize misdemeanors in such a manner;

23 3. The effect that categorizing misdemeanors in such a manner would
24 have on the courts of this state, including, without limitation, any increase
25 in the volume of cases handled by the courts and any necessary changes to
26 the jurisdiction of the lower courts; and

27 4. Any other matter related to misdemeanors, as deemed necessary by
28 the task force; and be it further

29 RESOLVED, That the expenses of the task force must be paid from the
30 legislative fund; and be it further

31 RESOLVED, That any recommended legislation proposed by the task
32 force must be approved by a majority of the members of the task force
33 appointed from the Assembly and a majority of the members of the task
34 force appointed from the Senate; and be it further

35 RESOLVED, That the task force shall submit a report, including, without
36 limitation, its findings and any recommendations for legislation, on or
37 before September 1, 2000, to the Director of the Legislative Counsel
38 Bureau for distribution to the 71st session of the Nevada Legislature.