

ASSEMBLY JOINT RESOLUTION NO. 18—COMMITTEE ON
CONSTITUTIONAL AMENDMENTS

MARCH 15, 1999

Referred to Committee on Constitutional Amendments

SUMMARY—Proposes to amend Nevada Constitution to require legislature to provide by law for staggered terms of office for district judges. (BDR C-1623)

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.

ASSEMBLY JOINT RESOLUTION—Proposing to amend the Constitution of the State of Nevada to require the legislature to provide by law for staggered terms of office for district judges.

1 RESOLVED BY THE ASSEMBLY AND SENATE OF THE STATE OF NEVADA,
2 JOINTLY, That section 5 of article 6 of the Constitution of the State of
3 Nevada be amended to read as follows:
4 Sec. 5. ***1.*** The state is hereby divided into Nine Judicial Districts of
5 which the county of Storey ~~shall constitute~~ ***is*** the First; The county of
6 Ormsby the Second; the county of Lyon the Third; The county of Washoe
7 the Fourth; The counties of Nye and Churchill the Fifth; The county of
8 Humboldt the Sixth; The county of Lander the Seventh; The county of
9 Douglas the Eighth; and the county of Esmeralda the Ninth. The county of
10 Roop shall be attached to the county of Washoe for judicial purposes until
11 otherwise provided by law. The Legislature may, however, provide by law
12 for an alteration in the boundaries or divisions of the Districts herein
13 prescribed, and also for increasing or diminishing the number of the
14 Judicial Districts and Judges therein. But no such change shall take effect,
15 except in case of a vacancy, or the expiration of the term of an incumbent
16 of the Office. At the first general election under this Constitution there shall
17 be elected in each of the respective Districts (except as in this Section
18 hereafter otherwise provided) One District Judge, who shall hold Office
19 from and including the first Monday of December AD. Eighteen hundred
20 and Sixty four and until the first Monday of January in the year Eighteen

1 hundred and Sixty seven. After the said first election, there shall be elected
2 at the General election which immediately precedes the expiration of the
3 term of his predecessor, One District Judge in each of the respective
4 Judicial Districts (except in the First District as in this Section hereinafter
5 provided.) The District Judges shall be elected by the qualified electors of
6 their respective districts, and shall , *except as otherwise provided in*
7 *subsection 2*, hold office for the term of 6 years (excepting those elected at
8 said first election) from and including the first Monday of January, next
9 succeeding their election and qualification; Provided, that the First Judicial
10 District shall be entitled to, and shall have Three District Judges, who shall
11 possess co-extensive and concurrent jurisdiction, and who shall be elected
12 at the same times, in the same manner, and shall hold office for the like
13 terms as herein prescribed, in relation to the Judges in other Judicial
14 Districts, any one of said Judges may preside on the empanneling
15 [empaneling] of Grand Juries and the presentment and trial on indictments,
16 under such rules and regulations as may be prescribed by law.
17 *2. The Legislature shall provide by law for the arrangement of the*
18 *terms of the District Judges so that an equal number of terms, as nearly*
19 *as may be, expire every 2 years.*

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