

ASSEMBLY BILL NO. 148—ASSEMBLYMAN BROWER

FEBRUARY 15, 2001

Referred to Committee on Judiciary

SUMMARY—Revises provisions regarding certain stays of court proceedings during legislative session. (BDR 1-844)

FISCAL NOTE: Effect on Local Government: No.
Effect on the State: 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 the judicial department; revising provisions to allow stays of court proceedings if a legislator was hired as an attorney before the start of a legislative session regardless of whether the legislator was hired before the action was commenced; 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 1.310 is hereby amended to read as follows:

2 1.310 1. If a party to any action or proceeding in any court or before
3 any administrative body is a member of the legislature of the State of
4 Nevada, or is president of the senate, ~~such fact shall be~~ *that fact is*
5 sufficient cause for the adjournment or continuance of ~~such~~ *the* action or
6 proceeding, *including, without limitation, any discovery or other pretrial*
7 *or posttrial matter involved in the action or proceeding*, for the duration
8 of any legislative session.

9 2. If an attorney for a party to any action or proceeding in any court or
10 before any administrative body, who was actually employed ~~prior to~~
11 *before* the commencement of ~~such action or proceeding,~~ *any legislative*
12 *session*, is a member of the legislature of the State of Nevada, or is
13 president of the senate, ~~such fact shall be~~ *that fact is* sufficient cause for
14 the adjournment or continuance of ~~such~~ *the* action or proceeding,
15 *including, without limitation, any discovery or other pretrial or posttrial*
16 *matter involved in the action or proceeding*, for the duration of any
17 legislative session.

18 3. The adjournment or continuance provided for in subsections 1 and 2
19 ~~shall~~ *must* be granted without the imposition of terms.

