

ASSEMBLY BILL NO. 239—COMMITTEE ON JUDICIARY

FEBRUARY 26, 2001

Referred to Committee on Judiciary

SUMMARY—Authorizes board of county commissioners to impose additional fee for filing certain actions and responses thereto in district courts and justices' courts to offset costs of providing legal services without charge to abused or neglected children, victims of domestic violence and other needy persons. (BDR 2-298)

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 fees in civil actions; authorizing a board of county commissioners to impose an additional fee for the filing of certain actions and responses thereto in district courts and justices' courts to offset a portion of the costs of providing legal services without a charge to abused or neglected children, victims of domestic violence and other needy persons; 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.** Chapter 19 of NRS is hereby amended by adding thereto a  
2     new section to read as follows:

3     1. *In addition to any other fee required by law, in each county that*  
4     *charges a fee pursuant to NRS 19.031 to offset a portion of the costs of*  
5     *providing legal services without a charge to indigent or elderly persons, a*  
6     *board of county commissioners may impose by ordinance a filing fee to*  
7     *offset a portion of the costs of providing legal services without a charge*  
8     *to abused or neglected children, victims of domestic violence and other*  
9     *needy persons to be remitted to the organization operating the program*  
10    *for legal services that receive the fees charged pursuant to NRS 19.031*  
11    *for programs for the indigent in an amount not to exceed:*

12    (a) *Five dollars to be paid on the commencement of any civil action or*  
13    *proceeding in the district court for which a filing fee is required and on*  
14    *the filing of any answer or appearance in any such action or proceeding*  
15    *for which a filing fee is required.*

16    (b) *Twenty-five dollars to be paid on the filing of any motion or other*  
17    *paper that seeks to modify or adjust a final order that was issued*



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1 pursuant to chapter 125, 125B or 125C of NRS and on the filing of any  
2 answer or response to such a motion or other paper.

3 2. On or before the first Monday of each month, in a county in which  
4 a fee has been imposed pursuant to subsection 1, the county clerk shall  
5 account for and pay over to the county treasurer any such fees collected  
6 by him during the preceding month. The county treasurer shall remit  
7 quarterly to the organization to which the fees are to be paid pursuant to  
8 subsection 1 all the money received by him from the county clerk.

9 3. Any fees collected pursuant to this section must be used for the  
10 benefit of the persons to whom the organization operating the program  
11 for legal services that receives money pursuant to this section provides  
12 legal services without a charge.

13 **Sec. 2.** Chapter 4 of NRS is hereby amended by adding thereto a new  
14 section to read as follows:

15 1. In addition to any other fee required by law, in each county that  
16 charges a fee pursuant to NRS 19.031 to offset a portion of the costs of  
17 providing legal services without a charge to indigent or elderly persons, a  
18 board of county commissioners may impose by ordinance a filing fee to  
19 offset a portion of the costs of providing legal services without a charge  
20 to abused or neglected children, victims of domestic violence and other  
21 needy persons to be remitted to the organization operating the program  
22 for legal services that receives the fees charged pursuant to NRS 19.031  
23 for programs for the indigent in an amount not to exceed \$5 to be paid  
24 on the commencement of any action or proceeding in the justice's court  
25 for which a filing fee is required and on the filing of any answer or  
26 appearance in any such action or proceeding for which a filing fee is  
27 required.

28 2. On or before the first Monday of each month, in a county in which  
29 a fee has been imposed pursuant to subsection 1, the justice of the peace  
30 shall account for and pay over to the county treasurer any such fees  
31 collected by him during the preceding month. The county treasurer shall  
32 remit quarterly to the organization to which the fees are to be paid  
33 pursuant to subsection 1 all the money received by him from the justice  
34 of the peace.

35 3. Any fees collected pursuant to this section must be used for the  
36 benefit of the persons to whom the organization operating the program  
37 for legal services that receives money pursuant to this section provides  
38 legal services without a charge.

39 **Sec. 3.** This act becomes effective on July 1, 2001.

