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SECOND REPRINT

A.B. 606

ASSEMBLY BILL NO. 606—COMMITTEE ON WAYS AND MEANS

(ON BEHALF OF DEPARTMENT OF ADMINISTRATION—BUDGET DIVISION)

MARCH 26, 2001

Referred to Committee on Ways and Means

SUMMARY—Makes various changes regarding compensation of certain public officers.
(BDR 1-1435)FISCAL NOTE: Effect on Local Government: Yes.
Effect on the State: Contains Appropriation not included in Executive Budget.CONTAINS UNFUNDED MANDATE (§ 18)
(NOT REQUESTED BY AFFECTED LOCAL GOVERNMENT)

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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 public officers; making various changes regarding the compensation of certain public officers; creating a supreme court and a district court commission on law libraries; making appropriations; 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 2 of NRS is hereby amended by adding thereto a
2 new section to read as follows:3 *The annual base salary to which a justice of the supreme court*
4 *described in subsection 1 of NRS 2.050 is entitled to receive must be*
5 *cumulatively increased on July 1, 2003, and on July 1 of each year*
6 *thereafter, by any percentage by which the average industrial hourly*
7 *wage in the state increased during the previous fiscal year, as determined*
8 *on July 1 of each year by the employment security division of the*
9 *department of employment, training and rehabilitation.*10 **Sec. 2.** NRS 2.050 is hereby amended to read as follows:11 2.050 1. Until the first Monday in January ~~1997,~~ 2003, the justices
12 of the supreme court whose terms *of office* expire on the first Monday in
13 January ~~1997,~~ 2003 are entitled to receive an annual *base* salary of
14 ~~\$85,000,~~ \$107,600. From and after the first Monday in January ~~1997,~~
15 2003, their successors in office are entitled to receive ~~a salary of~~
16 ~~\$107,600,~~ *an annual base salary of \$150,000.*

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1 2. Until the first Monday in January ~~1999,~~ 2005, the justices of the
2 supreme court whose terms of office expire on the first Monday in January
3 ~~1999,~~ 2005 are entitled to receive an annual *base* salary of ~~1999,~~ ~~\$85,000,~~
4 *\$107,600.* From and after the first Monday in January ~~1999,~~ 2005, their
5 successors in office are entitled to receive ~~a salary of \$107,600,~~ *an*
6 *annual base salary equivalent to that to which the justices of the supreme*
7 *court described in subsection 1 are entitled to receive.*

8 3. Until the first Monday in January ~~2001, the justice,~~ 2007, the
9 justices of the supreme court whose ~~term,~~ terms of office ~~expires,~~ expire
10 on the first Monday in January ~~2001 is,~~ 2007 are entitled to receive an
11 annual *base* salary of ~~2001 is,~~ ~~\$85,000,~~ *\$107,600.* From and after the first Monday
12 in January ~~2001, his successor,~~ 2007, their successors in office ~~is,~~ are
13 entitled to receive ~~a salary of \$107,600.~~

14 ~~4. The justices elected pursuant to subsection 4 of NRS 2.030 and their~~
15 ~~respective successors are entitled to receive a salary of \$107,600.~~

16 ~~5. an annual base salary equivalent to that to which the justices of the~~
17 ~~supreme court described in subsection 1 are entitled to receive.~~

18 4. All salaries provided for in this section are payable in biweekly
19 installments as other state officers are paid.

20 **Sec. 3.** NRS 2.060 is hereby amended to read as follows:

21 2.060 1. Any justice of the supreme court who has served as a justice
22 or judge of a district court in any one or more of those courts for a period
23 or periods aggregating 22 years and has ended such service is, after
24 reaching the age of 60 years, entitled to receive annually from the State of
25 Nevada, as a pension during the remainder of his life, a sum of money
26 equal in amount to three-fourths the sum received as a salary for his
27 judicial services during the last year thereof, payable every 2 weeks from
28 money provided by direct legislative appropriation.

29 2. Any justice of the supreme court who has served as a justice or
30 judge of a district court in any one or more of those courts for a period or
31 periods aggregating 5 years and has ended such service is, after reaching
32 the age of 60 years, entitled to receive annually from the State of Nevada,
33 as a pension during the remainder of his life, a sum of money equal in
34 amount to 4.1666 percent of the sum received as a salary for his judicial
35 services during the last year thereof, payable every 2 weeks from money
36 provided by direct legislative appropriation.

37 3. Any justice of the supreme court who qualifies for a pension under
38 the provisions of subsection 2 is entitled to receive, for each year served
39 beyond 5 years up to a maximum of 22 years, an additional 4.1666 percent
40 of the sum received as a salary for his judicial services during the last year
41 thereof, payable as provided in subsection 2.

42 4. Any justice who has retired pursuant to subsection 3 and is
43 thereafter recalled to additional active service in the court system is entitled
44 to receive credit toward accumulating 22 years' service for the maximum
45 pension based upon the time he actually spends in the additional active
46 service.

47 5. Any justice who has the years of service necessary to retire but has
48 not attained the required age may retire at any age with a benefit actuarially
49 reduced to the required retirement age. A benefit under this subsection



1 must be reduced in the same manner as benefits are reduced for persons
2 retired under the public employees' retirement system.

3 6. Any person receiving a pension pursuant to the provisions of this
4 section is entitled to receive post-retirement increases equal to those
5 provided for persons retired under the public employees' retirement
6 system.

7 7. Any justice who desires to receive the benefits of this section must
8 file with the state controller and the state treasurer an affidavit setting forth
9 the fact that he is ending his service, the date and place of his birth, and the
10 years he has served in any district court or the supreme court.

11 8. Upon such notice and filing of the affidavit, the state controller shall
12 draw his warrant, payable to the justice who has thus ended his service,
13 upon the state treasurer for the sum due to him, and the state treasurer shall
14 pay the sum out of money provided by direct legislative appropriation.

15 9. The faith of the State of Nevada is hereby pledged that this section
16 shall not be repealed or amended so as to affect any justice who may have
17 ended his service pursuant to it.

18 *10. As used in this section, "salary" includes a salary received for*
19 *service on a supreme court commission created by statute.*

20 **Sec. 4.** NRS 2.410 is hereby amended to read as follows:

21 2.410 *1.* The supreme court law library shall be under the
22 supervision and control of the supreme court, which may make and enforce
23 such rules and regulations as may be necessary for the government, use and
24 services of the library. Such rules or regulations shall assure that the library
25 is accessible for public use and to users in all parts of the state.

26 *2. There is hereby created a supreme court commission on law*
27 *libraries. The chief justice of the supreme court shall appoint justices of*
28 *the supreme court who are interested in issues related to improving*
29 *access by the public to the law and legal publications to serve on the*
30 *commission.*

31 *3. The supreme court commission on law libraries shall:*

32 *(a) Advise the supreme court concerning the government, use and*
33 *services of the supreme court law library, including, without limitation,*
34 *any decisions made by the supreme court pursuant to subsection 1 and*
35 *NRS 2.420 and 2.430;*

36 *(b) Coordinate the development of materials to aid persons who*
37 *choose to represent themselves in litigation and other legal matters*
38 *rather than retaining an attorney; and*

39 *(c) Provide assistance and advice to the district court commission on*
40 *law libraries during its existence concerning the government, use and*
41 *services of county law libraries.*

42 *4. The commission shall meet at least quarterly and shall prepare*
43 *and submit an annual report to the administrative office of the courts.*

44 *5. On January 6, 2003, the chief justice of the supreme court shall*
45 *appoint two justices of the supreme court to serve terms on the supreme*
46 *court commission on law libraries which begin on January 6, 2003, and*
47 *end on January 2, 2005, and three justices to serve terms which begin on*
48 *January 6, 2003, and end on December 31, 2006. If a justice appointed*
49 *pursuant to this subsection to serve on the supreme court commission on*



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1 *law libraries ceases to be a justice of the supreme court, his term as a*
2 *member of the supreme court commission on law libraries expires on the*
3 *date that he ceases to be a justice of the supreme court. Such a vacancy*
4 *on the supreme court commission on law libraries may only be filled by*
5 *the person appointed to fill the vacancy on the supreme court and only*
6 *for the remainder of the term for which he is appointed and actually*
7 *serves.*

8 *6. Each member of the supreme court commission on law libraries*
9 *who is appointed pursuant to subsection 5 is entitled to receive a salary of*
10 *\$42,400 for each year that he serves on the commission, payable in*
11 *biweekly installments.*

12 **Sec. 5.** Chapter 3 of NRS is hereby amended by adding thereto the
13 provisions set forth as sections 6 and 7 of this act.

14 **Sec. 6.** *The annual base salary to which a district judge is entitled*
15 *pursuant to subsection 1 of NRS 3.030 must be cumulatively increased*
16 *on July 1, 2003, and on July 1 of each year thereafter, by any percentage*
17 *by which the average industrial hourly wage in the state increased during*
18 *the previous fiscal year, as determined on July 1 of each year by the*
19 *employment security division of the department of employment, training*
20 *and rehabilitation.*

21 **Sec. 7.** *1. There is hereby created a district court commission on*
22 *law libraries. The commission shall:*

23 *(a) Make recommendations to and otherwise advise generally the*
24 *boards of law library trustees established pursuant to chapter 380 of NRS*
25 *concerning policies and procedures related to improving access by the*
26 *public to the law and legal publications;*

27 *(b) Coordinate the development of materials to aid persons who*
28 *choose to represent themselves in litigation and other legal matters*
29 *rather than retaining an attorney; and*

30 *(c) In a county in which the board of county commissioners governs*
31 *and manages a law library, make recommendations to and otherwise*
32 *advise the board of county commissioners concerning any issues that*
33 *arise as the board manages the law library, carries out its duties set forth*
34 *in chapter 380 of NRS or exercises any power granted to a board of law*
35 *library trustees pursuant to chapter 380 of NRS and concerning policies*
36 *and procedures related to improving access by the public to the law and*
37 *legal publications.*

38 *2. The district court commission on law libraries shall meet at least*
39 *quarterly and shall prepare and submit an annual report to the*
40 *administrative office of the courts.*

41 *3. On January 6, 2003, the:*

42 *(a) Chief judge of the second judicial district shall appoint two district*
43 *judges from the second judicial district to serve terms on the district court*
44 *commission on law libraries which begin on January 6, 2003, and end on*
45 *January 2, 2005; and*

46 *(b) Chief judge of the eighth judicial district shall appoint six district*
47 *judges from the eighth judicial district to serve terms on the district court*
48 *commission on law libraries which begin on January 6, 2003, and end on*
49 *January 2, 2005.*



1 *If a district judge appointed pursuant to this subsection to serve on the*
2 *district court commission on law libraries ceases to be a district judge, his*
3 *term as a member of the district court commission on law libraries*
4 *expires on the date that he ceases to be a district judge. Such a vacancy*
5 *on the district court commission on law libraries may only be filled by the*
6 *person appointed to fill the vacancy on the district court and only for the*
7 *remainder of the term for which he is appointed and actually serves.*

8 4. *On or after January 6, 2003, the chief judge of any other judicial*
9 *district may appoint one district judge to serve on the district court*
10 *commission on law libraries.*

11 5. *Each member of the district court commission on law libraries*
12 *who was appointed pursuant to subsection 3 is entitled to receive a salary*
13 *of \$30,000 for each year that he serves on the commission, payable in*
14 *biweekly installments.*

15 **Sec. 8.** NRS 3.030 is hereby amended to read as follows:

16 3.030 1. Until the first Monday in January ~~1997,~~ 2003, the annual
17 base salary of each district judge is ~~\$79,000,~~ \$100,000. From and after
18 the first Monday in January ~~1997, the annual base salary of~~ 2003, each
19 district judge is ~~\$100,000,~~ *entitled to receive an annual base salary of*
20 *\$130,000.*

21 2. If a district judge has served in his office for at least 4 years, he is
22 entitled to an additional salary of 2 percent of his *annual* base salary for
23 each year of service. The additional salary must not exceed 22 percent of
24 his *annual* base salary.

25 3. The *annual* base salaries and the additional salary for longevity
26 must be paid in biweekly installments out of the district judges' salary
27 account of the supreme court.

28 4. No salary of any district judge may be paid in advance.

29 **Sec. 9.** NRS 3.090 is hereby amended to read as follows:

30 3.090 1. Any judge of the district court who has served as a justice of
31 the supreme court or judge of a district court in any one or more of those
32 courts for a period or periods aggregating 22 years and has ended such
33 service is, after reaching the age of 60 years, entitled to receive annually
34 from the State of Nevada, as a pension during the remainder of his life, a
35 sum of money equal in amount to three-fourths the sum received as a
36 salary for his judicial services during the last year thereof, payable every 2
37 weeks from money provided by direct legislative appropriation.

38 2. Any judge of the district court who has served as a justice of the
39 supreme court or judge of a district court in any one or more of those
40 courts for a period or periods aggregating 5 years and has ended such
41 service is, after reaching the age of 60 years, entitled to receive annually
42 from the State of Nevada, as a pension during the remainder of his life, a
43 sum of money equal in amount to 4.1666 percent of the sum received as a
44 salary for his judicial services during the last year thereof, payable every 2
45 weeks from money provided by direct legislative appropriation.

46 3. Any judge of the district court who qualifies for a pension under the
47 provisions of subsection 2 is entitled to receive, for each year served
48 beyond 5 years up to a maximum of 22 years, an additional 4.1666 percent



1 of the sum received as a salary for his judicial services during the last year
2 thereof, payable as provided in subsection 2.

3 4. Any judge who has retired pursuant to subsection 3 and is thereafter
4 recalled to additional active service in the court system is entitled to
5 receive credit toward accumulating 22 years' service for the maximum
6 pension based upon the time he actually spends in the additional active
7 service.

8 5. Any district judge who has the years of service necessary to retire
9 but has not attained the required age may retire at any age with a benefit
10 actuarially reduced to the required retirement age. A retirement benefit
11 under this subsection must be reduced in the same manner as benefits are
12 reduced for persons retired under the public employees' retirement system.

13 6. Any person receiving a pension pursuant to the provisions of this
14 section is entitled to receive post-retirement increases equal to those
15 provided for persons retired in the public employees' retirement system.

16 7. Any judge of the district court who desires to receive the benefits of
17 this section must file with the state controller and the state treasurer an
18 affidavit setting forth the fact that he is ending his service, the date and
19 place of his birth, and the years he has served in any district court or the
20 supreme court.

21 8. Upon such notice and filing of the affidavit, the state controller shall
22 draw his warrant, payable to the judge who has thus ended his service,
23 upon the state treasurer for the sum due to him, and the state treasurer shall
24 pay the sum out of money provided by direct legislative appropriation.

25 9. The faith of the State of Nevada is hereby pledged that this section
26 shall not be repealed or amended so as to affect any judge of the district
27 court who may have ended his service pursuant to it.

28 *10. As used in this section, "salary" includes a salary received for*
29 *service on a district court commission created by statute.*

30 **Sec. 10.** NRS 218.210 is hereby amended to read as follows:

31 218.210 ~~Each~~

32 *1. Except as otherwise provided in subsection 2, each* senator and
33 *assemblyman is entitled to receive as compensation* ~~\$130~~ *\$175* per day
34 *for each day of service:*

35 ~~1-1~~ *(a)* During any regular session, for the number of days the
36 legislature is in session, or in adjournment for not more than 3 days, or the
37 maximum number of days for which compensation for a regular session is
38 permitted by the constitution, whichever is smaller; and

39 ~~2-1~~ *(b)* During any special session, for the number of days the
40 legislature is in session or the maximum number of days for which
41 compensation for a special session is permitted by the constitution,
42 whichever is smaller.

43 *2. Each senator or assemblyman elected before November 5, 2002, or*
44 *appointed to succeed a senator or assemblyman elected before*
45 *November 5, 2002, is entitled to receive as compensation \$130 per day for*
46 *each day of service:*

47 *(a) During any regular session, for the number of days the legislature*
48 *is in session, or in adjournment for not more than 3 days, or the*



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1 *maximum number of days for which compensation for a regular session*
2 *is permitted by the constitution, whichever is smaller; and*

3 *(b) During any special session, for the number of days the legislature*
4 *is in session or the maximum number of days for which compensation*
5 *for a special session is permitted by the constitution, whichever is*
6 *smaller.*

7 **Sec. 11.** NRS 218.210 is hereby amended to read as follows:

8 218.210 ~~{1. Except as otherwise provided in subsection 2, each}~~
9 *Each* senator and assemblyman is entitled to receive as compensation \$175
10 per day for each day of service:

11 ~~{(a)}~~ 1. During any regular session, for the number of days the
12 legislature is in session, or in adjournment for not more than 3 days, or the
13 maximum number of days for which compensation for a regular session is
14 permitted by the constitution, whichever is smaller; and

15 ~~{(b)}~~ 2. During any special session, for the number of days the
16 legislature is in session or the maximum number of days for which
17 compensation for a special session is permitted by the constitution,
18 whichever is smaller.

19 ~~{2. Each senator or assemblyman elected before November 5, 2002, or~~
20 ~~appointed to succeed a senator or assemblyman elected before November~~
21 ~~5, 2002, is entitled to receive as compensation \$130 per day for each day of~~
22 ~~service:~~

23 ~~—(a) During any regular session, for the number of days the legislature is~~
24 ~~in session, or in adjournment for not more than 3 days, or the maximum~~
25 ~~number of days for which compensation for a regular session is permitted~~
26 ~~by the constitution, whichever is smaller; and~~

27 ~~—(b) During any special session, for the number of days the legislature is~~
28 ~~in session or the maximum number of days for which compensation for a~~
29 ~~special session is permitted by the constitution, whichever is smaller.}~~

30 **Sec. 12.** (Deleted by amendment.)

31 **Sec. 13.** NRS 224.050 is hereby amended to read as follows:

32 224.050 1. Until the first Monday in January ~~{1999,}~~ 2003, the
33 lieutenant governor is entitled to receive an annual salary of ~~{ \$20,000,}~~
34 \$50,000. From and after the first Monday in January ~~{1999,}~~ 2003, the
35 lieutenant governor is entitled to receive an annual salary of ~~{ \$50,000,}~~
36 \$55,000.

37 2. In addition to the annual salary provided for in subsection 1, the
38 lieutenant governor is entitled to receive the compensation provided for a
39 majority of the members of the legislature during the first 60 days of the
40 session and the per diem allowance and travel expenses authorized for the
41 members of the legislature.

42 3. In addition to the salary provided in subsections 1 and 2, the
43 lieutenant governor is entitled to receive \$130 for each day on which he is
44 actually employed as governor and the per diem allowance and travel
45 expenses as provided for state officers and employees generally when
46 acting as governor, or when discharging other official duties as lieutenant
47 governor, at times when the legislature is not in session.



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1 **Sec. 14.** NRS 225.050 is hereby amended to read as follows:
2 225.050 Until the first Monday in January ~~1999,~~ **2003**, the secretary
3 of state is entitled to receive an annual salary of ~~\$62,500,~~ **\$80,000**. From
4 and after the first Monday in January ~~1999,~~ **2003**, the secretary of state is
5 entitled to receive an annual salary of ~~\$80,000,~~ **\$88,000**.

6 **Sec. 15.** NRS 226.090 is hereby amended to read as follows:
7 226.090 Until the first Monday in January ~~1999,~~ **2003**, the state
8 treasurer is entitled to receive an annual salary of ~~\$62,500,~~ **\$80,000**. From
9 and after the first Monday in January ~~1999,~~ **2003**, the state treasurer is
10 entitled to receive an annual salary of ~~\$80,000,~~ **\$88,000**.

11 **Sec. 16.** NRS 227.060 is hereby amended to read as follows:
12 227.060 Until the first Monday in January ~~1999,~~ **2003**, the state
13 controller is entitled to receive an annual salary of ~~\$62,500,~~ **\$80,000**.
14 From and after the first Monday in January ~~1999,~~ **2003**, the state
15 controller is entitled to receive an annual salary of ~~\$80,000,~~ **\$88,000**.

16 **Sec. 17.** NRS 228.070 is hereby amended to read as follows:
17 228.070 1. Until the first Monday in January ~~1999,~~ **2003**, the
18 attorney general is entitled to receive an annual salary of ~~\$85,000,~~
19 **\$110,000**. From and after the first Monday in January ~~1999,~~ **2003**, the
20 attorney general is entitled to receive an annual salary of ~~\$110,000,~~
21 **\$121,000**.

22 2. Except as otherwise provided in NRS 7.065, the attorney general
23 shall not engage in the private practice of law.

24 **Sec. 18.** NRS 245.043 is hereby amended to read as follows:

25 245.043 1. As used in this section:

26 (a) "County" includes Carson City.

27 (b) "County commissioner" includes the mayor and supervisors of
28 Carson City.

29 2. Except as otherwise provided **in subsection 3 or** by any special law,
30 the elected officers of the counties of this state are entitled to receive
31 annual salaries in the base amounts specified in the following table. The
32 annual salaries are in full payment for all services required by law to be
33 performed by such officers. Except as otherwise provided by law, all fees
34 and commissions collected by such officers in the performance of their
35 duties must be paid into the county treasury each month without deduction
36 of any nature.

37
38 **ANNUAL SALARIES**

40	County		District	County	County	County	County	Public		
41	Class	County	Commissioner	Attorney	Sheriff	Clerk	Assessor	Recorder	Treasurer	Administrator
42	1	Clark.....	\$54,000	\$100,800	\$84,000	\$72,000	\$72,000	\$72,000	\$72,000	\$72,000
43	2	Washoe.....	39,600	96,000	78,000	66,000	66,000	66,000	66,000	66,000
44	3	Carson City.....	18,000	72,360	60,000	51,360	51,360	51,360	51,360	51,360
45		Churchill.....	18,000	72,360	60,000	51,360	51,360	51,360		
46		Douglas.....	18,000	72,360	60,000	51,360	51,360	51,360		
47		Elko.....	18,000	72,360	60,000	51,360	51,360	51,360	51,360	
48		Lyon.....	18,000	72,360	60,000	51,360	51,360	51,360		
49		Nye.....	18,000	72,360	60,000	51,360	51,360	51,360	51,360	



4	Humboldt...	18,000	68,340	54,000	42,840	42,840	42,840	42,840
	Lander.....	18,000	68,340	54,000	42,840	42,840	42,840	42,840
	White Pine..	18,000	68,340	54,000	42,840	42,840	42,840	42,840
5	Eureka.....	15,240	60,300	43,200	38,400	38,400	38,400	38,400
	Lincoln.....	15,240	60,300	43,200	38,400	38,400	38,400	38,400
	Mineral.....	15,240	60,300	43,200	38,400	38,400	38,400	38,400
	Pershing.....	15,240	60,300	43,200	38,400	38,400	38,400	38,400
6	Esmeralda...	12,000	47,880	38,400	33,600	33,600	33,600	33,600
	Storey.....	15,240	47,880	43,200	38,400	38,400	38,400	38,400

ANNUAL SALARIES

		County	District		County	County	County	County	Public
Class	County	Commissioner	Attorney	Sheriff	Clerk	Assessor	Recorder	Treasurer	Administrator
1	Clark	\$68,580	\$145,000	\$130,000	\$91,440	\$91,440	\$91,440	\$91,440	\$91,440
2	Washoe.....	50,292	128,000	107,000	83,820	83,820	83,820	83,820	83,820
3	Carson City	22,860	91,897	76,200	65,227	65,227	-----	65,227	-----
	Churchill....	22,860	91,897	76,200	65,227	65,227	65,227	-----	-----
	Douglas.....	22,860	91,897	76,200	65,227	65,227	65,227	-----	-----
	Elko.....	22,860	91,897	76,200	65,227	65,227	65,227	65,227	-----
	Lyon.....	22,860	91,897	76,200	65,227	65,227	65,227	-----	-----
	Nye.....	22,860	91,897	76,200	65,227	65,227	65,227	65,227	-----
	Humboldt...	22,860	91,897	76,200	65,227	65,227	65,227	65,227	-----
4	Lander.....	22,860	86,792	68,580	54,407	54,407	54,407	54,407	-----
	White Pine..	22,860	86,792	68,580	54,407	54,407	54,407	54,407	-----
5	Eureka	19,355	76,581	54,864	48,768	48,768	48,768	-----	-----
	Lincoln.....	19,355	76,581	54,864	48,768	48,768	48,768	48,768	-----
	Mineral	19,355	76,581	54,864	48,768	48,768	48,768	-----	-----
	Pershing.....	19,355	76,581	54,864	48,768	48,768	48,768	-----	-----
	Storey.....	19,355	76,581	54,864	48,768	48,768	48,768	-----	-----
6	Esmeralda..	15,240	60,808	48,768	42,672	42,672	42,672	-----	-----

3. Upon a determination by the board of county commissioners pursuant to subsection 4 to implement the increase provided in this subsection or the denial of a waiver requested pursuant to subsection 5, the annual salaries of the elected officers of the county set forth in subsection 2 must be increased on July 1, 2002, and each July 1 thereafter by the lesser of:

(a) The average percentage by which the salaries of all employees of the county were increased during the previous fiscal year; or

(b) The percentage by which the average hourly wage in the county increased during the previous fiscal year, as determined on July 1 of each year by the employment security division of the department of employment, training and rehabilitation.

Increases in the annual salaries of the elected officers of the county required pursuant to this section are cumulative.

4. At a regular meeting held on or before July 1 of each fiscal year, the board of county commissioners shall:



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1 (a) Implement an increase in the annual salaries of the elected
2 officers of the county based on the calculation set forth in subsection 3, if
3 any; or

4 (b) Request a waiver pursuant to subsection 5 from the requirement of
5 implementing all or part of the increase in the salaries.

6 5. The board of county commissioners may apply to the committee on
7 local government finance for a waiver from the requirement of granting
8 all or part of an increase in the annual salaries of the elected officers of
9 the county for the next fiscal year pursuant to subsection 3 if the board
10 determines that the financial resources of the county are insufficient to
11 pay the increase in the next fiscal year. The committee on local
12 government finance shall grant such a waiver if it finds that the financial
13 resources of the county are insufficient to pay the entire increase in the
14 next fiscal year.

15 **Sec. 19.** Section 9 of chapter 433, Statutes of Nevada 1997, as
16 amended by section 40 of chapter 105, Statutes of Nevada 1999, at page
17 459, is hereby amended to read as follows:

18 Sec. 9. 1. Sections ~~1 to 6, inclusive,~~ 2, 3, 5 and 6 of this act
19 ~~to~~ expire by limitation on the date on which the qualified electors of
20 this state approve a constitutional amendment that establishes an
21 intermediate court of appeals within the State of Nevada.

22 2. Notwithstanding the provisions of subsection 1, the additional
23 justices whose positions are abolished by the establishment of an
24 intermediate court of appeals must be permitted to serve the
25 remainder of the terms to which they were elected. At the end of those
26 terms, the positions of the additional justices must be abolished, along
27 with the positions of any staff hired directly to support the additional
28 justices.

29 **Sec. 20.** NRS 245.044 is hereby repealed.

30 **Sec. 21.** 1. There is hereby appropriated from the state general fund
31 to the district judges salary account the sum of \$156,150 for the payment of
32 the salaries of the members of the district court commission on law
33 libraries.

34 2. There is hereby appropriated from the state general fund to the
35 supreme court the sum of \$97,538 for the payment of the salaries of the
36 members of the supreme court commission on law libraries.

37 3. Any remaining balance of the appropriations made by subsections 1
38 and 2 must not be committed for expenditure after June 30, 2003, and
39 reverts to the state general fund as soon as all payments of money
40 committed have been made.

41 **Sec. 22.** Notwithstanding the provisions of section 20 of this act that
42 repeal NRS 245.044, an elected county officer who is serving a term of
43 office on July 1, 2001, and who is eligible to receive the additional salary
44 provided in NRS 245.044 were entitled to continue to receive credit for
45 service for the calculation of that additional salary until the expiration of
46 his current term and his salary must be increased accordingly as if NRS
47 245.044 were not repealed by this act. For each calendar year that an
48 elected officer serves after the expiration of the term which he is serving as
49 of July 1, 2001, the board of county commissioners shall continue to pay



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1 the additional salary of the elected officer based on the percentage of
2 additional salary payable to the elected officer pursuant to this section in
3 the final year of his current term.

4 **Sec. 23.** 1. At the first regular meeting of the board of county
5 commissioners of a county on or after the effective date of this section, the
6 board shall determine whether to:

7 (a) Implement the annual salaries of the elected officers of the county
8 set forth in subsection 2 of NRS 245.043, as amended by this act; or

9 (b) Request a waiver from all or part of the increases set forth in
10 subsection 2 of NRS 245.043, as amended by this act, in the manner set
11 forth in subsection 2.

12 2. The board of county commissioners of a county may apply to the
13 committee on local government finance for a waiver from all or part of the
14 increases set forth in subsection 2 of NRS 245.043, as amended by this act,
15 in fiscal year 2001-2002 if the board determines that the financial resources
16 of the county are insufficient to pay the increases set forth in that
17 subsection in fiscal year 2001-2002. The committee on local government
18 finance shall grant such a waiver for a period of not more than 1 year if it
19 finds that the financial resources of the county are insufficient to pay the
20 entire amount of the increases set forth in subsection 2 of NRS 245.043, as
21 amended by this act, in fiscal year 2001-2002. The board of county
22 commissioners may apply to the committee on local government finance
23 for one or more extensions of the waiver granted to the county pursuant to
24 this section. The committee on local government finance shall extend such
25 a waiver for a period of not more than 1 year for each requested extension
26 if it finds that the financial resources of the county continue to be
27 insufficient to pay the entire amount of the increases set forth in subsection
28 2 of NRS 245.043, as amended by this act.

29 **Sec. 24.** The provisions of subsection 1 of NRS 354.599 do not apply
30 to any additional expenses of a local government that are related to the
31 provisions of this act.

32 **Sec. 25.** 1. This section and section 23 of this act become effective
33 upon passage and approval.

34 2. Sections 2, 5, 8, 10, 12 to 20, inclusive, 22 and 24 of this act
35 become effective on July 1, 2001.

36 3. Sections 1 and 6 of this act:

37 (a) Become effective on July 1, 2001; and

38 (b) Expire by limitation on June 30, 2005, if the constitutional
39 amendments proposed by Assembly Joint Resolution No. 14 of this session
40 are approved by the voters at the general election on November 2, 2004.

41 4. Section 21 of this act becomes effective on July 1, 2002.

42 5. Sections 3 and 4 of this act become effective on January 6, 2003,
43 and expire by limitation on December 31, 2006.

44 6. Sections 7 and 9 of this act become effective on January 6, 2003,
45 and expire by limitation on January 2, 2005.

46 7. Section 11 of this act becomes effective on November 2, 2004.



TEXT OF REPEALED SECTION

245.044 Payment for longevity for elected county officers.

1. On and after July 1, 1973, if an elected county officer has served in his office for more than 4 years, he is entitled to an additional salary of 2 percent of his base salary provided in NRS 245.043 for each full calendar year he has served in his office.

2. The additional salary provided in this section for an eligible county officer:

(a) Must be computed on July 1 of each year by multiplying 2 percent of the base salary provided in NRS 245.043 by the number of full calendar years the elected county officer has served in his office; and

(b) Must not exceed 20 percent of the base salary provided in NRS 245.043.

3. Service on the board of supervisors of Carson City for the initial term which began on July 1, 1969, and ended on the first Monday of January, 1973, shall be deemed to constitute 4 full calendar years of service for the purposes of this section.

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