

## Amendment No. 280

Senate Amendment to Senate Bill No. 77

(BDR 15-185)

**Proposed by:** Committee on Judiciary**Amendment Box:** Replaces Amendment No. 48.**Resolves Conflicts with:** N/A**Amends:** Summary: No Title: Yes Preamble: No Joint Sponsorship: No Digest: Yes

ASSEMBLY ACTION	Initial and Date	SENATE ACTION	Initial and Date
Adopted <input type="checkbox"/> Lost <input type="checkbox"/>	_____	Adopted <input type="checkbox"/> Lost <input type="checkbox"/>	_____
Concurred In <input type="checkbox"/> Not <input type="checkbox"/>	_____	Concurred In <input type="checkbox"/> Not <input type="checkbox"/>	_____
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Amend section 1, page 2, line 28, by deleting “For” and inserting:

“~~[For]~~ *Except as otherwise provided in this subsection, for*”.

Amend section 1, page 2, by deleting lines 29 and 30 and inserting:

“in weekly counseling sessions of not less than 1 1/2 hours per week for not less than 6 months,”.

Amend section 1, page 2, line 34, by deleting “For” and inserting:

“~~[For]~~ *Except as otherwise provided in this subsection, for*”.

Amend section 1, page 2, by deleting lines 35 and 36 and inserting:

“participate in weekly counseling sessions of not less than 1 1/2 hours per week for 12 months,”.

Amend section 1, page 2, between lines 39 and 40, by inserting:

“**↪ If the person resides more than 50 miles from the nearest location at which counseling services are available, the court may allow the person to participate in counseling sessions of not**

JCB/BJE

Date: 4/12/2005

S.B. No. 77—Revises provisions pertaining to counseling required for person convicted of battery which constitutes domestic violence.

*less than 6 hours per month for the number of months required pursuant to paragraph (a) or (b).”.*

Amend section 1, page 3, by deleting line 34 and inserting:

*“8. On or before January 15 of each year, the clerk of each court shall submit to the Office of Court Administrator created pursuant to NRS 1.320 a written report concerning the persons who were allowed by the court to attend the required counseling sessions on a nonweekly basis pursuant to subsection 2. The report must include, without limitation:*

*(a) The number of persons who were allowed by the court during the preceding year to attend the required counseling sessions on a nonweekly basis; and*

*(b) For the persons who have been allowed by the court to attend the required counseling sessions on a nonweekly basis:*

*(1) The number of such persons who actually attended the counseling sessions as required by the court; and*

*(2) The number of persons who were subsequently convicted of a battery which constitutes domestic violence pursuant to NRS 33.018.*

*9. As used in this section:”.*

Amend the bill as a whole by renumbering sec. 2 as sec. 3 and adding a new section designated sec. 2, following section 1, to read as follows:

**“Sec. 2.** NRS 1.360 is hereby amended to read as follows:

1.360 Under the direction of the Supreme Court, the Court Administrator shall:

1. Examine the administrative procedures employed in the offices of the judges, clerks, court reporters and employees of all courts of this State and make recommendations, through the Chief Justice, for the improvement of those procedures;
2. Examine the condition of the dockets of the courts and determine the need for assistance by any court;
3. Make recommendations to and carry out the directions of the Chief Justice relating to the assignment of district judges where district courts are in need of assistance;
4. Develop a uniform system for collecting and compiling statistics and other data regarding the operation of the State Court System and transmit that information to the Supreme Court so that proper action may be taken in respect thereto;
5. Prepare and submit a budget of state appropriations necessary for the maintenance and operation of the State Court System and make recommendations in respect thereto;
6. Develop procedures for accounting, internal auditing, procurement and disbursement for the State Court System;
7. Collect statistical and other data and make reports relating to the expenditure of all public money for the maintenance and operation of the State Court System and the offices connected therewith;
8. Compile statistics from the information required to be maintained by the clerks of the district courts pursuant to NRS 3.275 and make reports as to the cases filed in the district courts;
9. Formulate and submit to the Supreme Court recommendations of policies or proposed legislation for the improvement of the State Court System;

10. On or before January 1 of each year, submit to the Director of the Legislative Counsel Bureau a written report compiling the information submitted to the Court Administrator pursuant to NRS 3.243, 4.175 and 5.045 during the immediately preceding fiscal year;

11. On or before January 1 of each odd-numbered year, submit to the Director of the Legislative Counsel Bureau a written report concerning:

(a) The distribution of money deposited in the special account created pursuant to NRS 176.0613 to assist with funding and establishing specialty court programs;

(b) The current status of any specialty court programs to which money from the account was allocated since the last report; and

(c) Such other related information as the Court Administrator deems appropriate;

12. On or before February 15 of each odd-numbered year, submit to the Governor and to the Director of the Legislative Counsel Bureau for transmittal to the next regular session of the Legislature a written report compiling the information submitted by clerks of courts to the Court Administrator pursuant to NRS 630.307 and 633.533 which includes only aggregate information for statistical purposes and excludes any identifying information related to a particular person; ~~and~~

*13. On or before February 15 of each odd-numbered year, submit to the Director of the Legislative Counsel Bureau a written report compiling the information submitted by the clerks of the courts to the Court Administrator pursuant to NRS 200.485 which includes only aggregate information for statistical purposes and excludes any identifying information related to a particular person; and*

14. Attend to such other matters as may be assigned by the Supreme Court or prescribed by law.”.

Amend the title of the bill, fourth line, after “violence;” by inserting:

“requiring a court to submit to the Court Administrator certain statistical information relating to such counseling prescribed on a nonweekly basis; requiring the Court Administrator to compile such information and submit a report concerning the information to the Director of the Legislative Counsel Bureau;”.

**If this amendment is adopted, the Legislative  
Counsel's Digest will be changed to read as follows:**

**Legislative Counsel's Digest:**

Existing law requires a person convicted of domestic violence battery to participate in weekly counseling sessions of at least 1 1/2 hours, for a total of at least 6 hours of counseling per month. (NRS 200.485)

This bill authorizes a court to allow a person to participate in such counseling sessions on a nonweekly basis, for a total of at least 6 hours of counseling per month, if the person lives more than 50 miles from the nearest location at which counseling services are available. This bill also requires courts to submit to the Court Administrator certain information relating to such counseling sessions. The Court Administrator is required to compile the information and submit a report to the Director of the Legislative Counsel Bureau.