

ASSEMBLY BILL NO. 301—ASSEMBLYMEN HORNE, PARKS, LESLIE,
ALLEN, ARBERRY, ATKINSON, BOBZIEN, CONKLIN,
GERHARDT, KIHUEN, KOIVISTO, MARVEL, MCCLAIN,
MORTENSON, MUNFORD, OCEGUERA, OHRENSCHALL,
PIERCE, SEGERBLOM AND WOMACK

MARCH 13, 2007

JOINT SPONSORS: SENATORS WIENER, HECK,
HORSFORD AND WOODHOUSE

Referred to Committee on Government Affairs

SUMMARY—Revises the qualifications for the office of county
sheriff. (BDR 20-539)

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 counties; revising the qualifications for the
office of county sheriff; and providing other matters
properly relating thereto.

Legislative Counsel's Digest:

1 Under existing law, to be eligible for the office of county sheriff, a person must
2 be a qualified elector and at least 21 years old on the date on which he would take
3 office if elected. (NRS 248.005) This bill prescribes two additional qualifications
4 for eligibility for the office of sheriff, which are effective on or after January 1,
5 2010. First, a person must have accumulated at least 10 consecutive years of any
6 combination of employment or service as a peace officer in this State, or as a law
7 enforcement officer of the Federal Government or another state or political
8 subdivision thereof. Second, in a county whose population is 100,000 or more
9 (currently Clark and Washoe Counties), a person must be or have been certified as
10 a category I peace officer in this State or the equivalent in another state or have
11 successfully completed a federal law enforcement training program approved by
12 the Peace Officers' Standards and Training Commission. In a county whose
13 population is less than 100,000 (currently counties other than Clark and Washoe
14 Counties), the person must be or have been certified as either a category I or
15 category II peace officer, or the equivalent in another state or have successfully
16 completed a federal law enforcement training program approved by the
17 Commission.



* A B 3 0 1 *

THE PEOPLE OF THE STATE OF NEVADA, REPRESENTED IN
SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

Section 1. NRS 248.005 is hereby amended to read as follows:
248.005 1. No person is eligible to the office of sheriff
unless:

(a) He will have attained the age of 21 years on the date he
would take office if so elected; ~~and~~

(b) He is a qualified elector ~~is~~; and

*(c) On or after January 1, 2010, he meets the following
requirements at the time he files his declaration of candidacy or
acceptance of candidacy for the office:*

*(1) He has a history of at least 10 consecutive years of
employment or service:*

*(I) As a peace officer, as that term is defined in
NRS 289.010;*

*(II) As a law enforcement officer of an agency of the
United States;*

*(III) As a law enforcement officer of another state or
political subdivision thereof; or*

*(IV) In any combination of the positions described in
sub-subparagraphs (I), (II) and (III).*

*(2) If he is a candidate for the office of sheriff in a county
whose population is 100,000 or more:*

*(I) He is or has been certified as a category I peace
officer by the Commission;*

*(II) He is or has been certified as a category I peace
officer or its equivalent by the certifying authority of another state
that, as determined by the Commission, imposes requirements for
certification that are substantially equivalent to the requirements
for certification as a category I peace officer in this State; or*

*(III) He has successfully completed a federal law
enforcement training program approved by the Commission.*

*(3) If he is a candidate for the office of sheriff in a county
whose population is less than 100,000:*

*(I) He is or has been certified as a category I or category
II peace officer by the Commission;*

*(II) He is or has been certified as a category I or
category II peace officer or the equivalent of either by the
certifying authority of another state that, as determined by the
Commission, imposes requirements for certification that are
substantially equivalent to the requirements for certification as a
category I or category II peace officer, as applicable, in this State;
or*



1 *(III) He has successfully completed a federal law*
2 *enforcement training program approved by the Commission.*

3 2. A person who has been convicted of a felony in this State or
4 any other state is not qualified to be a candidate for or elected or
5 appointed to the office of sheriff regardless of whether he has been
6 restored to his civil rights.

7 3. *As used in this section:*

8 (a) *“Category I peace officer” has the meaning ascribed to it*
9 *in NRS 289.460.*

10 (b) *“Category II peace officer” has the meaning ascribed to it*
11 *in NRS 289.470.*

12 (c) *“Commission” means the Peace Officers’ Standards and*
13 *Training Commission created pursuant to NRS 289.500.*

