

SENATE BILL NO. 438—COMMITTEE ON GOVERNMENT AFFAIRS

MARCH 22, 2007

Referred to Committee on Judiciary

SUMMARY—Authorizes a board of county commissioners to contract with a private entity for the detention of prisoners. (BDR 16-1354)

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 correctional institutions; providing in skeleton form for a board of county commissioners, with the concurrence of the sheriff, to enter into an agreement with a private entity for the detention of the prisoners of the county; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

- 1 Existing law requires at least one county jail to be built in each county and
- 2 authorizes each board of county commissioners to enter into agreements with other
- 3 counties or cities for the construction, operation or maintenance of a jail or for the
- 4 detention of the prisoners of the county. (NRS 211.010) This bill authorizes a board
- 5 of county commissioners, with the concurrence of the sheriff, to enter into an
- 6 agreement with a private entity for the detention of the prisoners of the county.

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

- 1 **Section 1.** NRS 211.010 is hereby amended to read as follows:
- 2 211.010 1. Except as otherwise provided in subsection 2, at
- 3 least one county jail must be built or provided in each county, and
- 4 maintained in good repair at the expense of the county. The county
- 5 jail required by this section is not required to be located in
- 6 conjunction with the office of the sheriff that is maintained at the
- 7 county seat if the board of county commissioners determines that a
- 8 different location in the county would better serve the needs of the



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1 county. Upon such a determination, the county jail may be located at
2 any place in the county.
3 2. The board of county commissioners of a county, with the
4 concurrence of the sheriff, may enter into an agreement with ~~any~~ :
5 (a) Any other county or city in this State, in accordance with the
6 provisions of NRS 277.080 to 277.180, inclusive, for the
7 construction, operation or maintenance of a jail or the detention of
8 the prisoners of the county ~~H~~; and
9 (b) Any private entity for the detention of the prisoners of the
10 county.

