

Amendment No. 535

Assembly Amendment to Assembly Bill No. 63 First Reprint (BDR 1-398)

Proposed by: Assemblywoman Buckley**Amends:** Summary: No Title: No Preamble: No Joint Sponsorship: No Digest: Yes

ASSEMBLY ACTION				Initial and Date	SENATE ACTION				Initial and Date
Adopted	☐	Lost	☐	_____	Adopted	☐	Lost	☐	_____
Concurred In	☐	Not	☐	_____	Concurred In	☐	Not	☐	_____
Receded	☐	Not	☐	_____	Receded	☐	Not	☐	_____

EXPLANATION: Matter in (1) ***blue bold italics*** is new language in the original bill; (2) ***green bold italic underlining*** is new language proposed in this amendment; (3) ~~red strikethrough~~ is deleted language in the original bill; (4) ~~purple double strikethrough~~ is language proposed to be deleted in this amendment; (5) ~~orange double underlining~~ is deleted language in the original bill that is proposed to be retained in this amendment; and (6) ***green bold dashed underlining*** is newly added transitory language.

RRY



Date: 4/20/2009

A.B. No. 63—Makes various changes to provisions regarding justice courts.
(BDR 1-398)



ASSEMBLY BILL NO. 63—COMMITTEE ON JUDICIARY

(ON BEHALF OF THE NEVADA SUPREME COURT)

PREFILED DECEMBER 10, 2008

Referred to Committee on Judiciary

SUMMARY—Makes various changes to provisions regarding justice courts.
(BDR 1-398)

FISCAL NOTE: Effect on Local Government: No.
Effect on the State: No.

~

EXPLANATION – Matter in ***bolded italics*** is new; matter between brackets ~~omitted material~~ is material to be omitted.

AN ACT relating to justice courts; authorizing the appointment of masters in justice courts under certain circumstances; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

Section 1 of this bill authorizes the appointment of masters in justice courts to perform certain duties as approved by the Nevada Supreme Court. The master must possess qualifications which are at least equal to those required of a justice of the peace in the township in which the master is appointed, and the master ~~may not perform any duties of a master until the master has completed the course of instruction prescribed by the Nevada Supreme Court. Further, the master~~ is entitled to receive a salary or a per diem salary set by the board of county commissioners. However, a master may not preside over: (1) any misdemeanor action for an act of domestic violence, vehicular manslaughter or driving under the influence; or (2) any preliminary hearing for a gross misdemeanor or felony.

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

Section 1. Chapter 4 of NRS is hereby amended by adding thereto a new section to read as follows:

1. In any county in which the appointment of masters by a justice court is authorized by the board of county commissioners, the local rules of practice adopted in a justice court within the county may authorize the appointment of one or more masters to perform certain duties that the Supreme Court has approved. If the justice court elects to appoint a master or masters, the local rules of practice adopted in that court must set forth the selection process for choosing a master.

2. A master appointed pursuant to subsection 1 must possess qualifications that are equal to or greater than the qualifications required of the justice of the

1 *peace for the township in which the master is appointed as set forth in NRS*
2 *4.010.*

3 3. *The Supreme Court shall provide by rule for a course of instruction in*
4 *the elements of substantive law relating to the duties of any master appointed*
5 *pursuant to subsection 1. A master appointed pursuant to subsection 1 may not*
6 *perform any duties of a master until he has completed the course of instruction*
7 *described in this subsection.*

8 4. *A master appointed pursuant to subsection 1 may not preside over:*

9 (a) *Any trial for a misdemeanor constituting:*

10 (1) *An act of domestic violence pursuant to NRS 33.018; or*

11 (2) *A violation of NRS 484.3775, 484.379 or 484.379778; or*

12 (b) *Any preliminary hearing for a gross misdemeanor or felony.*

13 5. *A person appointed as a master must take and subscribe to the official*
14 *oath before acting as a master.*

15 6. *A master is entitled to receive a salary or a per diem salary set by the*
16 *board of county commissioners. The annual sum expended for salaries of masters*
17 *must not exceed the amount budgeted for those expenses by the board of county*
18 *commissioners.*

19 Sec. 2. (Deleted by amendment.)

20 Sec. 3. This act becomes effective on July 1, 2009.