

ASSEMBLY BILL NO. 132—COMMITTEE ON JUDICIARY

(ON BEHALF OF THE SUNSET SUBCOMMITTEE)

FEBRUARY 9, 2015

Referred to Committee on Judiciary

SUMMARY—Revises provisions relating to displaced homemakers. (BDR 2-546)

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 displaced homemakers; requiring a person who commences an action for the termination of a domestic partnership in a district court to pay a fee to the county clerk for use by the Director of the Department of Employment, Training and Rehabilitation to administer the provisions of law relating to the education and counseling of displaced homemakers; increasing the fee paid to the county clerk for use by the Director; providing that the member of the Board for the Education and Counseling of Displaced Homemakers who is a displaced homemaker may be a current or former displaced homemaker; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

This bill revises provisions relating to displaced homemakers and the Board for the Education and Counseling of Displaced Homemakers, as recommended by the Sunset Subcommittee of the Legislative Commission. (NRS 232B.210-232B.250) Existing law defines a "displaced homemaker" as a person who: (1) is not gainfully employed or has less than full-time or adequate employment; (2) has worked at home for a substantial number of years providing household services to members of his or her family without compensation; (3) has difficulty in securing employment adequate for economic independence; and (4) has been dependent on certain other sources of financial support or assistance that are no longer available. (NRS 388.605)

Existing law requires a person who commences an action for divorce in a district court to pay a fee of \$20 to the county clerk for use by the Director of the



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Department of Employment, Training and Rehabilitation to administer the provisions of law relating to the education and counseling of displaced homemakers. (NRS 19.033) **Section 1** of this bill increases the fee to \$30. **Section 1** additionally requires a person who commences an action for the termination of a domestic partnership in a district court to pay such a fee.

Existing law also provides that the Board for the Education and Counseling of Displaced Homemakers consists of five members appointed by the Governor, one of whom is required to be a displaced homemaker. (NRS 388.615) **Section 2** of this bill provides that the member who is a displaced homemaker may be a current or former displaced homemaker.

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

Section 1. NRS 19.033 is hereby amended to read as follows:

19.033 1. In each county, on the commencement of any action for divorce *or the termination of a domestic partnership* in the district court, the county clerk shall charge and collect, in addition to other fees required by law, a fee of ~~19.033 \$20.1~~ **\$30**. The fee must be paid by the party commencing the action.

2. On or before the first Monday of each month, the county clerk shall pay over to the county treasurer an amount equal to all fees collected by the county clerk pursuant to subsection 1, and the county treasurer shall place that amount to the credit of the State General Fund. Quarterly, the county treasurer shall remit all money so collected to the State Controller, who shall place the money in an account in the State General Fund for use by the Director of the Department of Employment, Training and Rehabilitation to administer the provisions of NRS 388.605 to 388.655, inclusive.

3. The board of county commissioners of any county may impose by ordinance an additional filing fee of not more than \$6 to be paid by the defendant in an action for divorce, annulment or separate maintenance. In a county where this fee has been imposed:

(a) On the appearance of a defendant in the action in the district court, the county clerk, in addition to any other fees provided by law, shall charge and collect from the defendant the prescribed fee to be paid upon the filing of the first paper in the action by the defendant.

(b) On or before the fifth day of each month, the county clerk shall account for and pay to the county treasurer all fees collected during the preceding month pursuant to paragraph (a).

Sec. 2. NRS 388.615 is hereby amended to read as follows:

388.615 1. The Board for the Education and Counseling of Displaced Homemakers is hereby created. The Board consists of five members appointed by the Governor, one of whom must be a



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1 *current or former* displaced homemaker and one of whom must be
2 representative of business in the State.

3 2. The Board shall:

4 (a) At its first meeting and annually thereafter elect a Chair from
5 among its members.

6 (b) Meet regularly at least once each calendar quarter and at
7 other times upon the call of the Chair.

8 3. The members of the Board serve without compensation,
9 except that each member of the Board is entitled to the per diem
10 allowance and travel expenses provided for state officers and
11 employees generally, which must be paid from the account
12 established pursuant to subsection 2 of NRS 19.033.

13 **Sec. 3.** This act becomes effective on July 1, 2015.

