

Amendment No. 151

Assembly Amendment to Assembly Bill No. 160	(BDR 1-453)
Proposed by: Assembly Committee on Judiciary	
Amends: Summary: No Title: No Preamble: No Joint Sponsorship: No Digest: No	

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"/>	_____
Receded	<input type="checkbox"/>	Not	<input type="checkbox"/>	_____	Receded	<input type="checkbox"/>	Not	<input type="checkbox"/>	_____

EXPLANATION: Matter in (1) *blue bold italics* is new language in the original bill; (2) variations of green bold underlining is language proposed to be added 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 proposed to be retained in this amendment.

MKM/DY



Date: 4/6/2015

A.B. No. 160—Makes various changes relating to courts. (BDR 1-453)



ASSEMBLY BILL NO. 160—ASSEMBLYMEN  
ELLISON; AND WHEELER

FEBRUARY 13, 2015

Referred to Committee on Judiciary

SUMMARY—Makes various changes relating to courts. (BDR 1-453)

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.

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AN ACT relating to courts; revising provisions concerning the locations in which justice courts and municipal courts must be held; and providing other matters properly relating thereto.

**Legislative Counsel's Digest:**

Existing law requires justice courts to be held in their respective townships, precincts or cities, and municipal courts in their respective cities. (NRS 1.050) This bill provides that justice courts and municipal courts may also be held in various other locations under certain circumstances.

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THE PEOPLE OF THE STATE OF NEVADA, REPRESENTED IN  
SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:**Section 1.** NRS 1.050 is hereby amended to read as follows:

1.050 1. Except as otherwise provided in NRS 3.100, the District Court in and for Carson City shall sit at Carson City.

2. Except as provided in subsection ~~4~~ 5 or NRS 3.100, every other court of justice, except justice or municipal court, shall sit at the county seat of the county in which it is held.

3. Justice courts ~~shall~~ *must* be held in their respective townships, precincts or cities, ~~and municipal courts in their respective cities.~~ *except that a justice court may also be held:*

(a) *In a court or other facility used by any other justice court located within the same county, with the consent of the justice of the peace who presides over that court or other facility.*

(b) ~~Not~~ *With the approval of the court, in any county or city jail or detention facility where a person whose offense or alleged offense which is subject to the jurisdiction of the court is customarily held in custody.*

(c) *At any other place located within the same county, with the consent of the parties to an action or proceeding pending before the court and the approval of the court.*

1        4. *Municipal courts must be held in their respective cities, except that a*  
2 *municipal court may also be held with the approval of the court in any county*  
3 *or city jail or detention facility where a person whose offense or alleged offense*  
4 *which is subject to the jurisdiction of the court is customarily held in custody.*

5        5. The parties to an action in a district court may stipulate, with the approval  
6 of the court, that the action may be tried, or any proceeding related to the action  
7 may be had, before that court at any other place in this State where a ~~{district}~~ court  
8 is regularly held.

9        **Sec. 2.** NRS 4.360 is hereby amended to read as follows:

10        4.360 The courts held by justices of the peace are denominated justice courts.  
11 ~~{They shall}~~ *Justice courts* have no terms ~~{, but shall}~~ *and must* always be open.  
12 ~~{Justice}~~ *Except as otherwise provided in subsection 3 of NRS 1.050, justice* courts  
13 ~~{shall}~~ *must* be held in their respective townships.

14        **Sec. 3.** NRS 5.010 is hereby amended to read as follows:

15        5.010 There must be in each city a municipal court presided over by a  
16 municipal judge. The municipal court:

17        1. ~~{Must}~~ *Except as otherwise provided in subsection 4 of NRS 1.050, must*  
18 be held at such place in the city within which it is established as the governing body  
19 of that city may by ordinance direct.

20        2. May by ordinance be designated as a court of record.