

Amendment No. 399

Senate Amendment to Senate Bill No. 388	(BDR 2-1046)
Proposed by: Senate Committee on Judiciary	
Amends: Summary: No Title: No Preamble: No Joint Sponsorship: No Digest: Yes	
Adoption of this amendment will MAINTAIN the 2/3s majority vote requirement for final passage of S.B. 388 (§ 1).	

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.

WBD/NCA



Date: 4/14/2015

S.B. No. 388—Establishing additional fees for filing certain motions in a divorce action. (BDR 2-1046)



SENATE BILL NO. 388—SENATOR MANENDO

MARCH 17, 2015

Referred to Committee on Judiciary

SUMMARY—Establishing additional fees for filing certain motions in a divorce action. (BDR 2-1046)

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 civil actions; establishing additional fees for filing certain motions in a divorce action under certain circumstances; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

Existing law requires a county clerk to charge and collect certain fees relating to certain civil actions and proceedings in district court. (NRS 19.013-19.0335) This bill provides that if a district court has issued a final order in a divorce action that was commenced by the parties filing a joint petition, the county clerk must charge and collect: (1) an additional fee of \$129 the first time that a party files a motion to modify, adjust or enforce that final order; and (2) an additional fee of \$57 the first time that the other party files an opposition, answer or response to such a motion. This bill requires that the proceeds of those additional fees must only be used ~~by the juvenile courts for the performance of competency evaluations in delinquency hearings and the provision of specialty court programs,~~ for certain purposes which benefit the district court.

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

Section 1. Chapter 19 of NRS is hereby amended by adding thereto a new section to read as follows:

1. In addition to any other fees required by law, the first time a party files a motion or other paper that seeks to modify, ~~for~~ adjust or enforce a final order that was issued pursuant to chapter 125 of NRS, the county clerk shall, if the original action was commenced by a petition for divorce filed by the parties jointly, collect:

(a) A fee of \$129 to be paid by the party who files the motion or other paper; and

(b) A fee of \$57 to be paid by the party who files an opposition, answer or response to the motion or other paper.

2. On or before the fifth day of each month, the county clerk shall account for and pay to the county treasurer all fees collected pursuant to subsection 1

1 during the preceding month. The county treasurer shall place the money in a
2 special account in the county general fund administered by the county for the
3 ~~mutual benefit of the juvenile district court.~~ The county shall not charge a fee for
4 administering the account. The money in the account must be used only for

5 ~~(a) The performance of competency evaluations in delinquency hearings,~~
6 ~~and~~

7 ~~(b) The provision of specialty court programs in the juvenile court; } to:~~

8 (a) Acquire land on which to construct additional facilities for the district
9 court or a regional justice center that includes the district court;

10 (b) Construct or acquire additional facilities for the district court or a
11 regional justice center that includes the district court;

12 (c) Renovate or remodel existing facilities for the district court or a regional
13 justice center that includes the district court;

14 (d) Acquire furniture, fixtures and equipment necessitated by the
15 construction or acquisition of additional facilities or the renovation of an existing
16 facility for the district court or a regional justice center that includes the district
17 court;

18 (e) Acquire advanced technology;

19 (f) Pay debt service on any bonds issued pursuant to subsection 3 of NRS
20 350.020 for the acquisition of land or facilities or the construction or renovation
21 of facilities for the district court or a regional justice center that includes the
22 district court; and

23 (g) Establish or support a civil family law self-help center operated or
24 overseen by the district court.

25 ↪ Money that remains in the account at the end of a fiscal year does not revert to
26 the county general fund, and the balance in the account must be carried forward
27 to the next fiscal year.

28 Sec. 2. This act becomes effective on July 1, 2015.