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## Office of the Governor

June 3, 2013

The Honorable Ross Miller  
Secretary of State  
Capitol Building  
101 South Carson Street  
Carson City, NV 89701

**RE: Senate Bill 373 of the 77<sup>th</sup> Legislative Session**

Dear Secretary Miller:

I am herewith forwarding to you, for filing within the constitutional time limit and without my approval, Senate Bill 373, which is entitled:

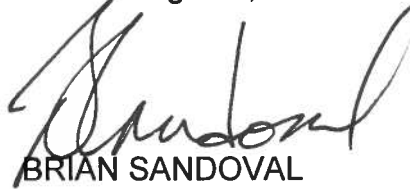
AN ACT relating to judgments; authorizing a court to issue an order permitting a judgment debtor to pay a judgment in installments under certain circumstances; increasing the percentage of a judgment debtor's disposable earnings which is exempt from execution under certain circumstances; authorizing a judgment debtor who is a resident of this State to bring a civil action in certain circumstances against a judgment creditor who obtains a writ of garnishment without domesticating a foreign judgment; revising provisions relating to the exemption of annuity benefits from certain claims of the annuitant's creditors; and providing other matters properly relating thereto.

This bill revises existing state law related to the payment of judgments. The bill allows for the payment of a judgment in installments from income or property that is not exempt from execution if the court determines that the defendant is unable to pay the judgment. The bill also increases the percentage of a debtor's disposable earnings that are exempt from execution from 75 percent to 85 percent if the debtor's gross annual salary is \$40,000 or less.

Nevada is one of the most favorable debtor states and provides greater protection from wage garnishment than surrounding states. Existing state law provides significant protection to debtors by exempting many sources of income and property from

execution. State law also permits voluntary wage assignments, which provides an opportunity for debtors to arrange terms of payment with creditors or collection agencies before or after a lawsuit. If adopted, Senate Bill 373 would tilt the current balance between creditors and debtors and reduce a business's ability to recover payment for services rendered. Indeed, several businesses, including The Chamber of Reno, Sparks, and Northern Nevada, testified in opposition to this bill. Because Senate Bill 373 unnecessarily expands protections to judgment debtors at the expense of Nevada businesses, I veto this bill and return it to you without my signature and without my approval.

Sincere regards,

A handwritten signature in dark ink, appearing to read "B. Sandoval", is written over the printed name.

BRIAN SANDOVAL  
Governor

*Enclosure*

cc:    *The Honorable Brian Krolicki, President of the Senate (without enclosure)*  
      *The Honorable Moises Denis, Senate Majority Leader (without enclosure)*  
      *The Honorable Marilyn Kirkpatrick, Speaker of the Assembly (without enclosure)*  
      *David A. Byerman, Secretary of the Senate (without enclosure)*  
      *Susan Furlong, Chief Clerk of the Assembly (without enclosure)*  
      *Brenda Erdoes, Esq., Legislative Counsel (without enclosure)*