

Assembly Bill No. 160—Assemblymen
Ellison; and Wheeler

CHAPTER.....

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.

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

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) 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.

4. ***Municipal courts must be held in their respective cities, except that a municipal court may also be held, 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.***

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



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

4.360 The courts held by justices of the peace are denominated justice courts. ~~They shall~~ *Justice courts* have no terms ~~but shall~~ *and must* always be open. ~~Justice~~ *Except as otherwise provided in subsections 3 and 5 of NRS 1.050, justice* courts ~~shall~~ *must* be held in their respective townships.

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

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

1. ~~Must~~ *Except as otherwise provided in subsections 4 and 5 of NRS 1.050, must* be held at such place in the city within which it is established as the governing body of that city may by ordinance direct.
2. May by ordinance be designated as a court of record.

