

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:**

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

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

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

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

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



\* S B 3 8 8 R 1 \*

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

3       ***2. On or before the fifth day of each month, the county clerk***  
4 ***shall account for and pay to the county treasurer all fees collected***  
5 ***pursuant to subsection 1 during the preceding month. The county***  
6 ***treasurer shall place the money in a special account in the county***  
7 ***general fund administered by the county for the benefit of the***  
8 ***district court. The county shall not charge a fee for administering***  
9 ***the account. The money in the account must be used only to:***

10       ***(a) Acquire land on which to construct additional facilities for***  
11 ***the district court or a regional justice center that includes the***  
12 ***district court;***

13       ***(b) Construct or acquire additional facilities for the district***  
14 ***court or a regional justice center that includes the district court;***

15       ***(c) Renovate or remodel existing facilities for the district court***  
16 ***or a regional justice center that includes the district court;***

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

21       ***(e) Acquire advanced technology;***

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

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

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

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

