

Committee in session at 7:30 a.m. Senator Floyd R. Lamb was in the Chair.

PRESENT: Senator Floyd R. Lamb, Chairman
Senator James I. Gibson, Vice Chairman
Senator Eugene V. Echols
Senator Norman D. Glaser (absent during part of voting)
Senator Thomas R.C. Wilson
Senator Lawrence E. Jacobsen
Senator Clifford E. McCorkle

ABSENT: None

OTHERS: Ronald W. Sparks, Chief Fiscal Analyst
PRESENT: Eugene Pieretti, Deputy Fiscal Analyst
Howard Barrett, Budget Director
Russ McDonald, lobbyist, Washoe County
Kent Robinson, Nevada Trial Lawyers' Association
David Hagen, Washoe County Bar Association
Steve Brown, Washoe County Commissioners
Gary Silverman, Washoe County Bar Association
Judge Peter Breen, Washoe County District Judge
Judge John Mendoza, Clark County District Judge
Sam Mamet, lobbyist, Clark County
Dr. Ralph DiSibio, Director, Department of Human Resources
Victoria Iora, Field Representative, Div. of Aging Services
Ardel Kingham, Senior Budget Analyst, Clark County
Senator Wilbur Faiss
Judge James Guinan, Washoe County District Judge
Cy Ryan, United Press
John Rice, Associated Press
Lee Adler, Reno Newspapers

SB 243 Adds two judges to second judicial district.

Russ McDonald, representing Washoe County, said that the county has included the costs of the two judges in their budget for the next fiscal year. The maximum cost as far as the county is concerned will be roughly \$261,000.

Kent Robinson, representing the Nevada Trial Lawyers' Association, spoke in support of SB 243. Mr. Robinson stated that the total court setting in Washoe County has increased 35 percent from 1972 to 1978. In 1972 there were 2,548 settings and last year there were 3,444. Mr. Robinson said that motions submitted for consideration by the judges in the Second Judicial District increased by 1,162. In 1972 853 criminal cases were reviewed in Washoe County; that figure has nearly doubled to 1,627 in 1978. There has also been an increase of 190 percent in the criminal caseload.

Mr. Robinson continued that civil actions increased 28 percent, from 2,600 in 1972 to 3,387 in 1978. In 1972 the days spent in trial by the judges was 361 days. That has increased 25 percent to 448 days per year in 1978. In 1972 there were six judges.

David Hagen, Washoe County Bar Association, indicated his support of SB 243.

Steve Brown, Washoe County Commissioner, presented the committee with Attachments A and B in support of SB 243.

Gary Silverman, Washoe County Bar Association, and Judge Peter Breen, Washoe County District Court, spoke in favor of the bill.

Judge John Mendoza, Clark County District Court, asked that this bill, if passed, not become effective until January 1981 at least as far as Clark County is concerned, since Clark County lost its courthouse bond election. They now have 12 district court judges in Clark County, and they have been able to supplement them by the use of masters. Judge Mendoza said they have an increase of 25,000 cases this year.

(SB 243 - bill action continued)

Sam Mamet, lobbyist for Clark County, and Ms. Ardell Kingham, budget analyst for Clark County, spoke against SB 243. (See Attachment C.)

No action taken on SB 243.

SB 495 Makes appropriation from state general fund to state public works board to construct secure facility for emotionally disturbed adolescents.

Since this project is included in the Executive Budget, there was no further discussion on SB 495.

SB 483 Makes appropriation for training of workers in nursing homes; relates to care of the aged.

Senator Wilbur Faiss testified on behalf of this bill, saying that it is a pilot project for nurses to provide proper training for the unskilled help in various nursing homes throughout the State.

Dr. Ralph DiSibio, Director, Department of Human Resources, stated that the cost factor here is \$150,000. He said there are 640 untrained employees in nursing homes in the state.

Victoria Iora, Field Representative, Division of Aging Services, spoke in favor of this bill.

Senator Echols moved to indefinitely postpone SB 483.

Seconded by Senator Jacobsen.

Motion carried.

Senator Glaser absent.

SB 405 Provides increases in certain industrial insurance benefits.

Senator Wilbur Faiss spoke in favor of this bill pertaining to industrial insurance. He also remarked that John Reiser was in favor of SB 405.

No action on SB 405 pending testimony from John Reiser.

SB 496 Makes appropriation from state general fund to division of state lands in state department of conservation and natural resources for purchase of certain property near south shore of Lake Tahoe.

Senator Jacobsen said he introduced this bill to show legislative intent that there will be no more casinos in Douglas County at Lake Tahoe. Senator Gibson asked how he arrived at this figure. Senator Jacobsen said that is what was in federal legislation. He thought there was an assessment made by the U.S. Forest Service. The cost would be \$25 million to purchase the property to stop building of casinos; to be funded by the federal government and the State.

Senator McCorkle moved to indefinitely postpone SB 496.

Seconded by Senator Echols.

Senator Jacobsen voted no.

Motion carried.

Senator Glaser absent.

SJR 20 Proposed amendment of Nevada constitution to specify authority and duties of and limitations upon legislative bodies to provide support for judiciary.

Judge John Mendoza, Clark County, and Judge James Guinan, Washoe County testified in favor of this resolution. Judge Guinan stated that, at the county level, the executive and legislative branches are combined. It makes it difficult for the commissioners to see that they don't have absolute control of the whole show.

Judge Mendoza commented that this particular resolution is the most important piece of legislation to be considered by the legislature this year. It would do away with a constitutional amendment that was enacted just last session.

Senator Wilson asked if there was a fundamental difference between the nature and practical effect of the operation and separation of powers between legislative and judicial, and legislative and executive. Senator Wilson remarked that a line item budget is set with respect to the executive branch; and that it is a separate and co-equal branch of government. If it is appropriate for the Committee to set line item budgets with the executive branch, which is separate and co-equal; why is it not appropriate for the Committee to do that with the judiciary. Both judges replied that there wasn't a problem with setting line item budgets.

Senator Gibson stated he is reluctant to accept State funding for the courts until the legislative responsibilities are clearly defined. He said he is not comfortable with it now. The legislature keeps hearing the threats of the judges - that if you don't give us this that they will go directly to the General Fund - and he didn't think they have the right to do that. Although they say they have under the separation of powers. They have done this in other states, and he doesn't agree with that. Senator Gibson said that is one of the reasons for this resolution; and if they are serious about the State funding of the courts, he wants it clear and the responsibilities spelled out.

Judge Mendoza stated there is a more reasonable approach without such drastic change which has a great impact. That is to have some type of meeting or council aspect as they have done in other states. To meet prior to the budget preparation, where the legislative branch together with the judicial branch have pre-legislative discussion as to the needs of the various bodies. He said they have never done this. Judge Mendoza commented that they are doing it in his county under the judicial council concept, an order established by the Supreme Court just this year. For the first time, all of the judges in his county are sitting down together. They are not talking about the funding in North Las Vegas, the funding in Clark County; but the funding in all the district courts. They are with the task force, meeting with the county commissioners for the first time, asking that they sit down and start talking rather than telling what they're going to give and what they're not going to give the judicial bodies. Sitting down and talking this out has not been done in Nevada before.

Senator Wilson said this question was brought up with Mr. DeGraff of the administrative office of the Supreme Court. This does not resolve the constitutional question. Senator Wilson asked if there is a difference in substance between the jurisdiction over the executive budget and the jurisdiction over the court budget.

Judge Mendoza replied that he didn't think there was any. As he indicated earlier, if, for example, the legislature should deny the Governor's Office any operating funds, he would have the right to go to court, and get from the treasury what is reasonably necessary to operate his office. He is a constitutional officer in the executive branch, which is equal to the legislative branch, and he is entitled to the funds to operate it.

Senator Wilson said the constitution also provides that the departments of the three separate branches are not going to simply operate separately. They are co-equal and they are supposed to interbalance.

Senator Wilson continued that Judge Mendoza was saying that either department has a right to act unilaterally in appropriating funds for what it deems a reasonable mandate of the constitutional function.

Judge Mendoza replied that necessary is the key word. If it is not necessary, they won't get it. He said that if he wanted to pay his secretary \$100,000 a year no court would uphold that, it is not reasonable or necessary.

Senator Wilson asked if Congress exercises line item jurisdiction over the Federal judiciary. Judge Mendoza didn't know.

Senator Gibson spoke of the Young case, where the judge hired a juvenile probation officer. Since the judge did not agree with the county salary scale, he hired the probation officer at a higher level than the county salary schedule provided for.

Judge Mendoza added that Judge Young made this application directly to the Board of County Commissioners asking for the increase at the budget hearing. This went in as a request which stated that because of the competitive nature of probation officers' salaries around the State, he felt that his probation officer should be paid at that rate. The Board of County Commissioners turned him down. He also asked for support costs for this position. That was turned down. He asked for a desk. That was turned down. It was then that Judge Young filed a writ in the Supreme Court. The Supreme Court then assigned Justice Manoukian to hear the case. At the hearing of the case, the Board of County Commissioners came in and stipulated with Young's lawyers and said that they agreed that what Judge Young asked was reasonable, fair, and necessary for the operation of his court.

Based on that stipulation, Justice Manoukian made a finding, a recommendation to the Supreme Court. Therefore, the county should pay because the parties had agreed that it was fair and reasonable for the function and operation of his office.

Judge Mendoza continued, the other case where the same issue, of fair and reasonable, was raised was when one of the Washoe County judges appointed or hired a bailiff which was not authorized. He was then taken to the Supreme Court. The Court said no, he couldn't hire that bailiff because he had not established that it is fair and reasonable; and the record is devoid of that. It has to be shown that that is the case; for that reason the court held it wasn't fair or reasonable. Judge Mendoza remarked that he would like to refer to this as the "Golden Rule", because he who has the gold rules.

Senator Gibson moved "Do Pass" SJR 20.

Seconded by Senator Jacobsen.

Motion carried.

Senator Glaser absent.

SB 511 Provides for state financial assistance for school construction in certain school districts.

Senator Gibson explained that he has worked this out with the Department of Education. It establishes an emergency fund which would be based on conditions as outlined in the bill. Senator Gibson said if the Committee supports the approach, it would be an action which would be entirely justifiable over the years ahead. They limit the amount for the local entities who must be able to come up with at least 60 percent of the necessary funding. After all these conditions are met, the State could allocate funds out of this emergency fund but no more than 40 percent of the total project cost. This would take care of the Alamo situation.

Senator Wilson moved "Do Pass" SB 511.

Seconded by Senator Gibson.

Senator McCorkle voted no.

(SB 511 - bill action continued)

Motion carried.

Senator Glaser absent.

SB 123 Appropriation to department of economic development for tourism and industry.

Senator Gibson moved to increase the amount to \$450,000; with \$300,000 for Clark and Washoe counties.

Seconded by Senator Glaser.

Senator McCorkle voted no.

Motion carried.

Senator Gibson moved that the preceding amounts be divided evenly between the years of the biennium.

Seconded by Senator McCorkle.

Motion carried unanimously.

Senator Gibson moved that an application deadline of January 1 be established for each fiscal year.

Seconded by Senator Wilson.

Motion carried.

Senator Gibson moved that the first two-thirds of the money be matched, dollar for dollar; and the last third be matched one dollar for two dollars from the locals.

Seconded by Senator Wilson.

Motion carried.

ECONOMIC DEVELOPMENT - Page 110

Senator Gibson moved to approve the Governor's budget.

Seconded by Senator Glaser.

Senator Jacobsen moved to increase the budget to \$500,000 each year of the biennium.

Seconded by Senator Glaser.

Senator Gibson suggested that since this involves such a large amount of money, that Mr. Buchanan bring back a budget based on that amount.

Budget held.

PARK IMPROVEMENTS - Page 812

Marina Development-Cave Lake, White Pine

Senator Gibson moved to approve this budget.

Seconded by Senator Jacobsen.

Motion carried unanimously.

2264

Lahontan

Senator Jacobsen moved to approve this budget.

Seconded by Senator Wilson.

Motion carried unanimously.

Rye Patch

Senator Glaser moved to approve this budget.

Seconded by Senator Jacobsen.

Motion carried unanimously.

Washoe Lake

Senator Wilson moved to approve this budget.

Seconded by Senator Jacobsen.

Motion carried unanimously.

CAPITAL IMPROVEMENTS - Page 804

Project 79-17 Mental Health Center

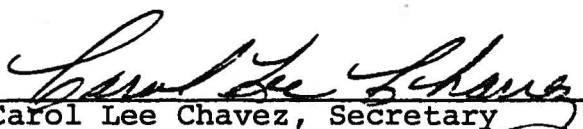
Senator Jacobsen moved to keep Fleischmann funds in the budget. If the Fleischmann funds do not materialize, they will have to either scale the project down, or come to the Interim Finance Committee.

Seconded by Senator Wilson.

Motion carried unanimously.


Meeting adjourned at 10:00 a.m.

Respectfully submitted,



Carol Lee Chavez, Secretary

APPROVED:



Floyd R. Lamb, Chairman

2265

Senate Committee on Finance

Date Thursday, April 26, 1979

Time 7:30 a.m. Room 231

Bills or Resolutions
to be considered

Subject

Counsel
Requested*

- | | | |
|-------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--|
| S.B. 495 ✓ | Makes appropriation from state general fund to state public works board to construct secure facility for emotionally disturbed adolescents. | |
| S.B. 483 ✓ | Makes appropriation for training of workers in nursing. | |
| S.B. 405 ✓ | Provides increases in certain industrial insurance benefits. | |
| S.B. 496 ✓ | Makes appropriation from state general fund to division of state lands in state department of conservation and natural resources for purchase of certain property near south shore of Lake Tahoe. | |
| S.J.R. 20 ✓ | Proposes amendment of Nevada constitution to specify authority and duties of and limitations upon legislative bodies to provide support for judiciary. | |
| S.B. 243 ✓ | Adds two judges to second judicial district. | |
| S.B. 469 | Allows fire departments to recover costs of fighting fires on state-owned property. | |

*Please do not ask for Counsel unless necessary.

| 876-1148 | L.V.
Rogers Haygood will be
gd friend here till
2-230

letter

Cal. St. Auto. Assoc.

A B 617 which is supported
by New York of Ins.

Increase premium 50%
element

Mr. Waddams supports.

~~the~~ "stacking" will increase
premiums by 50%

GUEST LIST

DATE: Thurs April 26

| NAME | AGENCY OR ORGANIZATION |
|------------------------|------------------------------|
| Peter Bruen | 2nd Judicial District Court. |
| Gary R Silverman | Washoe County Bar Assoc. |
| DAVID W. HARRIS | WASHOE COUNTY BAR ASSN |
| KENT ROBISON | Nevada Trial Lawyers Assn |
| Barbara Bailey | Nev. Trial Lawyers Assn. |
| Jean D. Pascher | League of Women Voters |
| STEVEN BROWN | WASHOE COUNTY COMMISSION |
| James Peck | White Pine County |
| Kent Weil | " " " " |
| Tom Bath | " " " " |
| DOY REED | " " " " |
| Charles C. Coleman | " " " " |
| Allen M. Rich | " " " " |
| Bernie McWilliam | " " " " |
| Frank H. Jones | " " " " |
| Grace J. Fleming | Health Division ✓ |
| William E. Brown (147) | State Health Division ✓ |
| Harold E. Young Jr | White Pine County |
| Bob L. Young | 8th Judicial District |
| John Mendenhall | " " " " |
| Tom Lindley | citizen |
| W. E. Harwood | SPWB |
| Roland D. Westergaard | Dept. Cons. & Nat. Resources |
| Joe R. Shaw | Div of State Lands |

STATISTICS

| CIVIL | 1976 | 1977 | 1978 |
|---------------------------------------|-------|-------|----------|
| CASES FILED | 6,436 | 6,920 | 6,965 |
| *ACTIONS PRESENTLY SET FOR JURY TRIAL | 298 | 328 | 684 4/26 |
| *ACTIONS PRESENTLY SET FOR NON-JURY | 836 | 889 | 1,810 |
| *SETTLED CASES | 4,263 | 4,699 | 6,083 |
| "ACTIVE" CIVIL CASES 1974-78 | | | 11,171 |

*Note: These figures include actions filed in previous years.

DIVORCE

| | | | |
|----------------------|-------|-------|-------|
| CASES FILED | 6,582 | 6,097 | 7,502 |
| *DECREES GRANTED | 5,874 | 6,980 | 7,080 |
| CONTESTED DIVORCES | -- | 366 | 287 |
| UNCONTESTED DIVORCES | -- | 5,510 | 6,119 |

*Note: Decrees granted include those actions filed in previous years.

| | | | |
|----------------------|----|----|-----|
| ANNULMENTS | -- | -- | 102 |
| SEPARATE MAINTENANCE | -- | -- | 37 |

CRIMINAL

| | | | |
|---------------------------------|-------|-------|-------|
| CASES FILED | 3,255 | 3,477 | 4,069 |
| ARRAIGNMENTS | 2,383 | 2,846 | 2,568 |
| SENTENCINGS | 1,160 | 1,353 | 1,376 |
| REVOCATION OF PROBATION | -- | 47 | 51 |
| MISC. CRIMINAL MATTERS | -- | 632 | 445 |
| "ACTIVE" CRIMINAL CASES ON FILE | | | 2,000 |

EXHIBIT

2370

PETITIONS

1976

1977

1978

| | | | |
|------------------------------------------------------------------|-------|--------|--------|
| PROBATE PETITIONS | 783 | 864 | 773 |
| MENTAL HEALTH PETITIONS | 285 | 204 | 291 |
| ADOPTIONS | 337 | 388 | 385 |
| JUVENILE PETITIONS FILED | 1,834 | 1,604 | 1,908 |
| JUVENILE HEARINGS | | 21,814 | 25,844 |
| U.R.A. PETITIONS FILED | 1,838 | 1,604 | 2,065 |
| CIVIL WRITS, PARENTAL RIGHTS NAME CHANGE, PERMISSION TO MARRY | 547 | 660 | 594 |
| *GUARDIANSHIP | -- | -- | 117 |

*Note: Guardianship Petitions
were included in Probate prior
to 1978.

U/1/75

2072

DISTRICT COURT CASELOAD STATISTICS 1974 - 78

| YEAR | DIVORCES FILED | DECREES GRANTED** | CIVIL | PROBATE | CRIMINAL | MARRIAGES** | JUVENILE | MENTALS | URA | TOTAL** |
|------|----------------|-------------------|-------|---------|----------|-------------|----------|---------|-------|---------|
| 1974 | 6,401 | 5,443 | 5,693 | 749 | 3,337 | 50,575 | 1,692 | 450 | 1,631 | 19,953 |
| 1975 | 6,638 | 5,757 | 6,273 | 751 | 3,140 | 49,341 | 1,676 | 340 | 1,859 | 20,677 |
| 1976 | 6,582 | 5,874 | 6,436 | 783 | 3,255 | 48,643 | 1,834 | 285 | 1,838 | 21,013 |
| 1977 | 6,097 | 6,980 | 6,920 | 864 | 3,477 | 52,415 | 1,604 | 204 | 2,052 | 21,218 |
| 1978 | 7,502 | 7,080 | 6,965 | 773 | 4,069 | 56,010 | 1,908 | 291 | 2,065 | 23,573 |

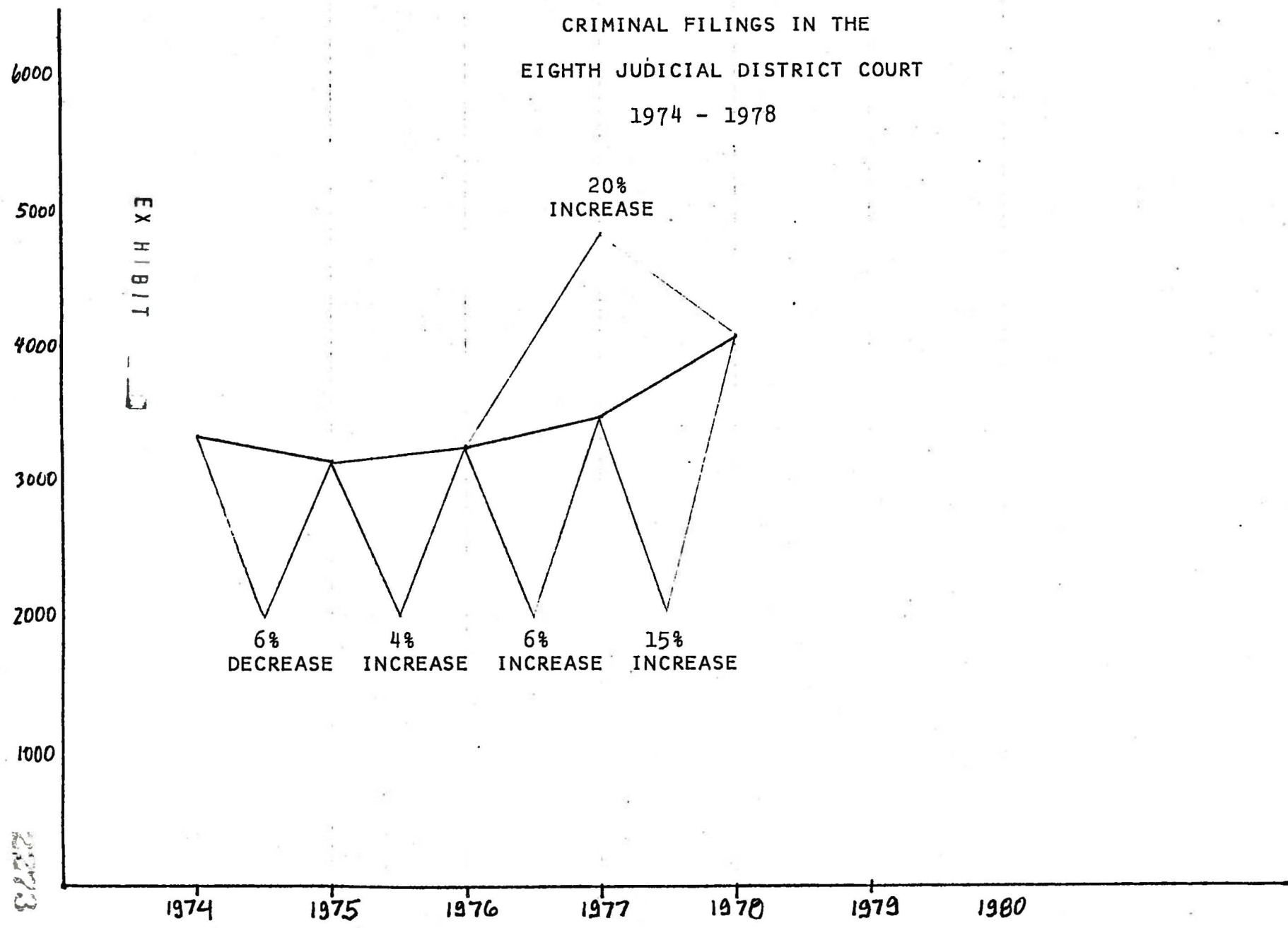
** DIVORCE DECREES AND MARRIAGES NOT INCLUDED IN TOTAL

| YEAR | TOTAL CASELOAD | NUMBER OF JUDGES | CASELOAD PER JUDGE |
|------|----------------|------------------|----------------------|
| 1974 | 19,953 | 10 | 1,995 |
| 1975 | 20,677 | 10.5*** | 1,969 - 2% DECREASE |
| 1976 | 21,013 | 11 | 1,910 - 3% DECREASE |
| 1977 | 21,218 | 11 | 1,929 - 1% INCREASE |
| 1978 | 23,573 | 11 | 2,143 - 10% INCREASE |

*** DEPARTMENT 11 BEGAN 7/1/75

EXHIBIT

CRIMINAL FILINGS IN THE
EIGHTH JUDICIAL DISTRICT COURT
1974 - 1978

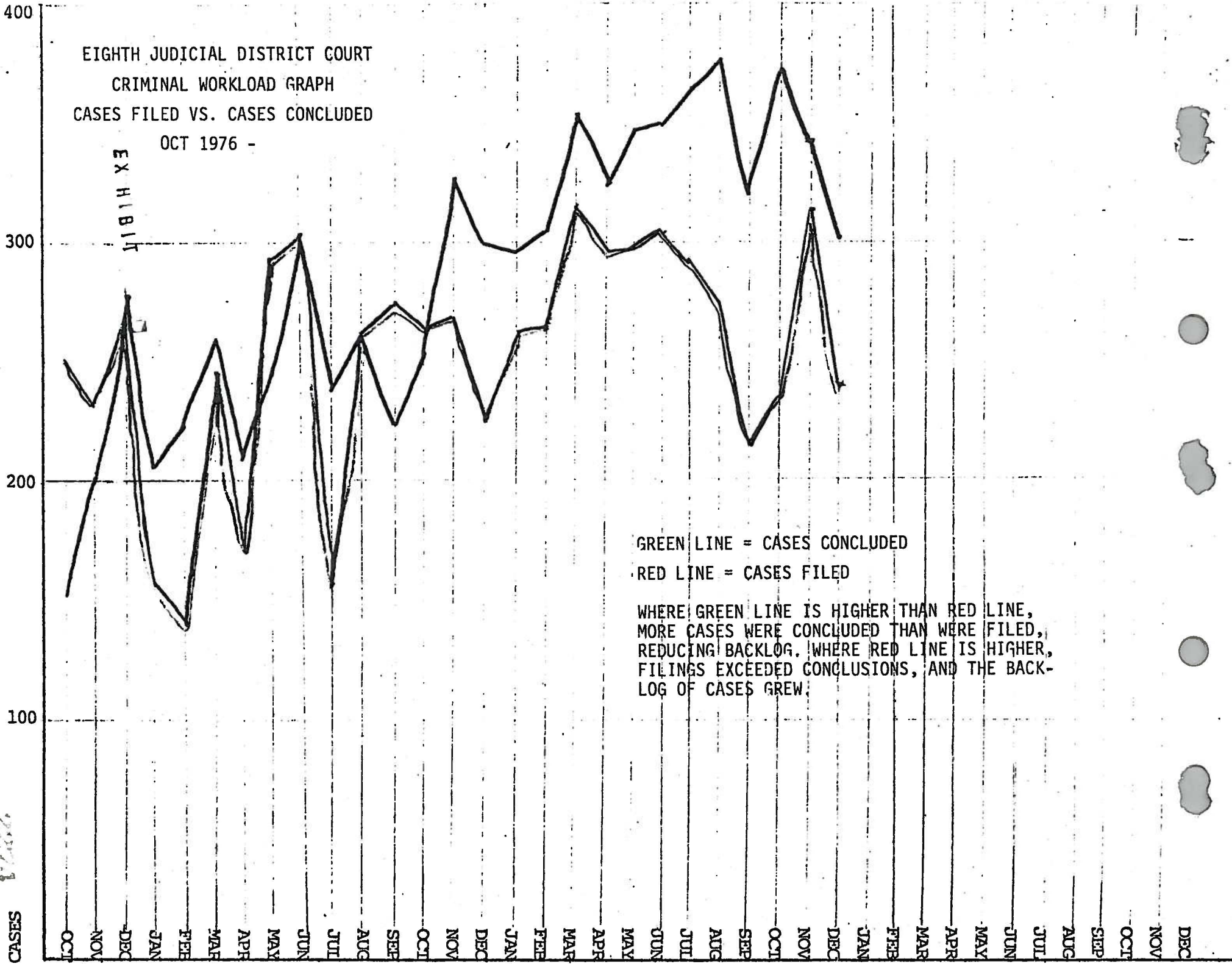


2073

EIGHTH JUDICIAL DISTRICT COURT
CRIMINAL WORKLOAD GRAPH
CASES FILED VS. CASES CONCLUDED

OCT 1976 -

EXHIBIT



CASES

EIGHTH JUDICIAL DISTRICT COURT
CASELOAD STATISTICS

EX HIBIT

CRIMINAL CASES FILED
OCTOBER 1976 -

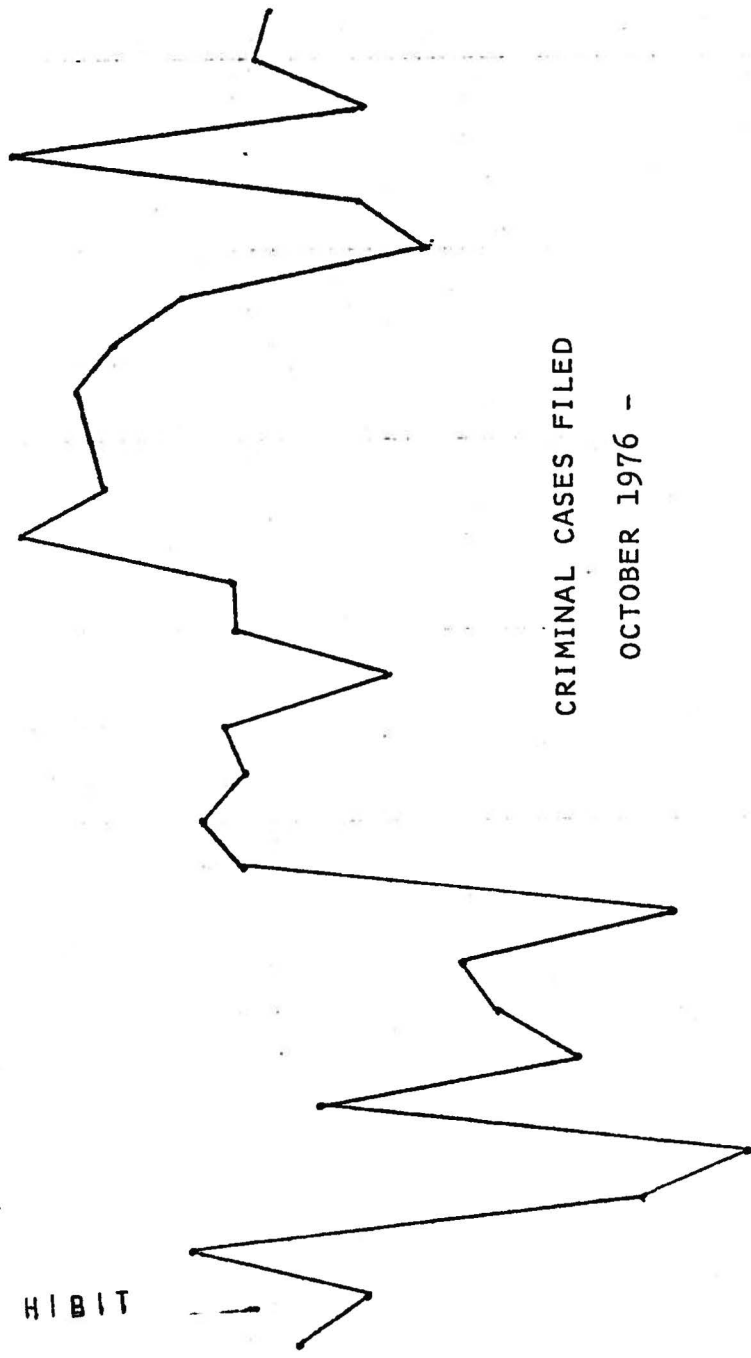
- FEB 80
- JAN 80
- DEC 79
- NOV 79
- OCT 79
- SEPT 79
- AUG 79
- JUL 79
- JUN 79
- MAY 79
- APR 79
- MAR 79
- FEB 79
- JAN 79
- DEC 78
- NOV 78
- OCT 78
- SEPT 78
- AUG 78
- JUL 78
- JUN 78
- MAY 78
- APR 78
- MAR 78
- FEB 78
- JAN 78
- DEC 77
- NOV 77
- OCT 77
- SEPT 77
- AUG 77
- JUL 77
- JUN 77
- MAY 77
- APR 77
- MAR 77
- FEB 77
- JAN 77
- DEC 76
- NOV 76
- OCT 76

300

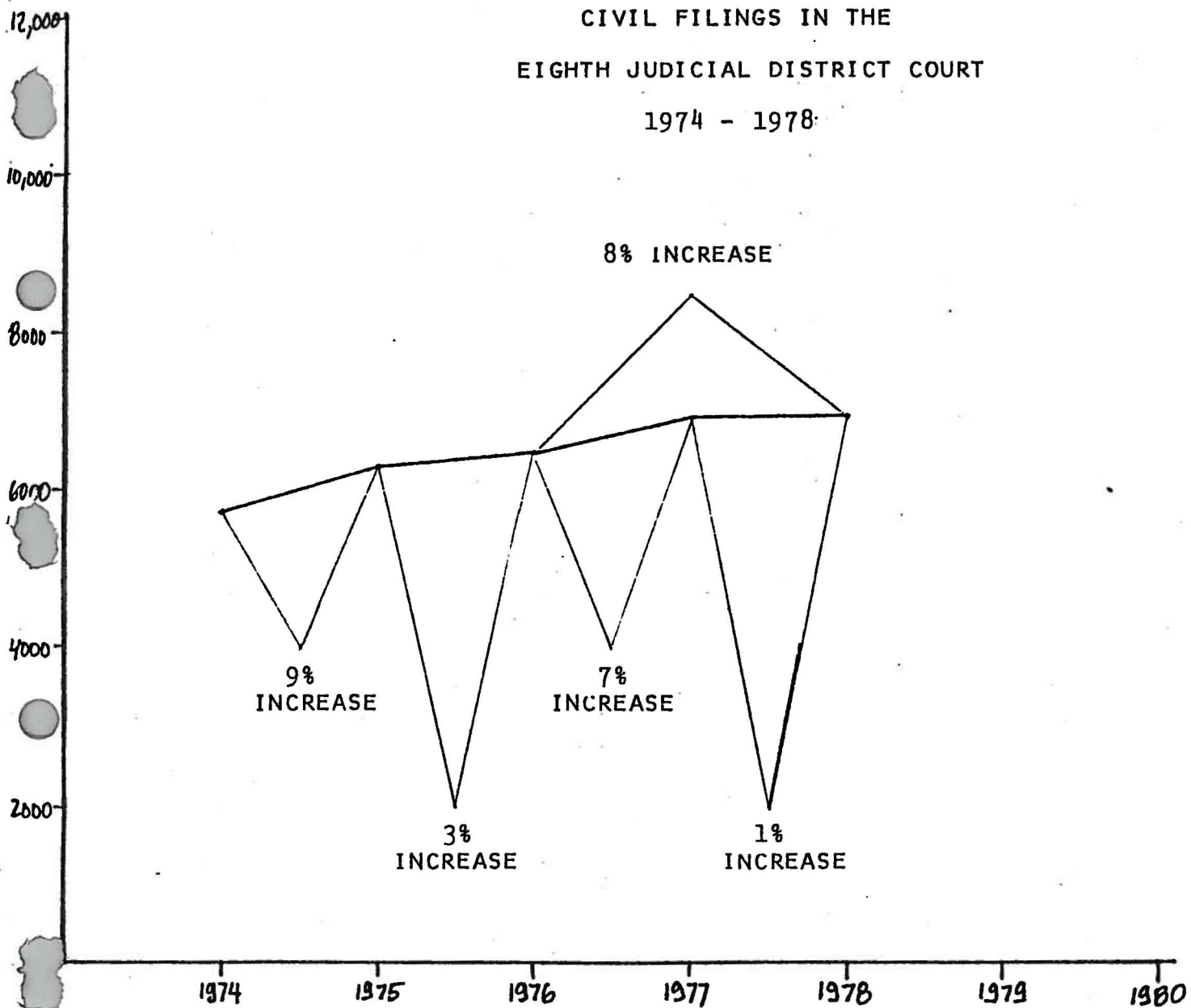
200

100

2075



CIVIL FILINGS IN THE
EIGHTH JUDICIAL DISTRICT COURT
1974 - 1978





BILL FARR
WASHOE COUNTY COMMISSION CHAIRMAN

5699 Wedekind Road
Sparks, Nevada 89431
Phone: Res. 358-2294
Bus. 785-5454

April 25, 1979

April 26

Senate Finance Committee
Legislative Building
Capitol Complex
Carson City, Nevada 89710

Dear Committee Members:

I am writing, as Chairman of the Board of County Commissioners of Washoe County, to urge your support of SB 243. The Washoe County Commissioners strongly support the creation of two additional judgeships in the Second Judicial District. In anticipation of that need, we have made provisions for additional space in the County Courthouse to accommodate the new judges and we have included funds in our 1979/80 budget to support the two additional judgeships.

The increasing court congestion means that Washoe County citizens are encountering long delays in having their legal affairs brought before the courts to be resolved. Washoe County is prepared to meet its financial obligation to remedy the situation.

We believe that the additional judgeships for Washoe County and additional judgeships for Clark County are two separate and distinct issues and we hope that you will consider our request on its own merits.

Sincerely,

A handwritten signature in cursive script that reads "Bill Farr".

Bill Farr, Chairman
Board of County Commissioners
Washoe County

BF/rl

cc: Washoe County Commission
District Court Judges

EXHIBIT

2081

MEMORANDUM
OFFICE OF THE COUNTY MANAGER

BRUCE W. SPAULDING
Assistant County Manager

TO: SAMUEL D. MAMET, MANAGEMENT ANALYST
FROM: ARDEL KINGHAM, SR. BUDGET ANALYST
SUBJECT: FISCAL IMPACT OF S.B. 243 - TWO ADDITIONAL DISTRICT COURT JUDGES
DATE: APRIL 25, 1979

April 25

This fiscal report is predicated on the following facts associated with Clark County's ability to support two additional judges.

- 1) Because of existing over-crowded conditions within county facilities and because the courthouse bond issue failed, all space requirements associated with new courts will have to be rented from private sources.
- 2) Because rented facilities are not generally structured to facilitate courtroom requirements, expensive remodeling will be necessary.
- 3) Because of the track and team program established in Clark County, two new district courts will necessitate one additional justice court, one district attorney team and one public defender team.

The total first year costs associated with two new district judges is \$1,198,037, and consists of the following:

| | |
|------------------------------------|-----------|
| District Court @ \$203,540 each | \$407,080 |
| Justice Court @ \$226,717 each | \$226,717 |
| Track and Team - District Attorney | \$350,594 |
| Track and Team - Public Defender | \$213,646 |

The total second year costs associated with two new district judges is \$975,676 and consists of the following:

| | |
|------------------------------------|-----------|
| District Court @ \$122,003 | \$244,006 |
| Justice Court | \$149,735 |
| Track and Team - District Attorney | \$362,739 |
| Track and Team - Public Defender | \$219,196 |

The primary reason for the significant difference between year one and year two costs results from the expenditures of \$222,361 for remodeling and capital equipment.

The breakdown of these estimated costs is as follows:

EXHIBIT *C*

130774

District Court

| | <u>Year One</u> | <u>Year Two @ 8%</u> |
|------------------------------------------------------|------------------|----------------------|
| Salaries and Wages (Incl. Fringes) -- 5 positions | \$ 73,160 | \$ 79,013 |
| Capital Equipment | 29,000 | 1,000 |
| Space Rental (Incl. Utilities) | 27,000 | 27,000 |
| Services and Supplies | 14,380 | 14,990 |
| Remodeling 3,000 sq. ft. @ \$20 | 60,000 | -- |
| | <u>\$203,540</u> | <u>\$122,003</u> |

Justice Court

| | | |
|------------------------------------------------------|------------------|------------------|
| Salaries and Wages (Incl. Fringes) -- 6 positions | \$101,661 | \$109,794 |
| Capital Equipment | 27,000 | 1,000 |
| Space Rental (Incl. Utilities) | 27,000 | 27,000 |
| Services and Supplies | 11,056 | 11,941 |
| Remodeling 3,000 sq. ft. @ \$20 | 60,000 | -- |
| | <u>\$226,717</u> | <u>\$149,735</u> |

Track and Team

District Attorney

| | | |
|---------------------------------------------------------|------------------|------------------|
| Salaries and Wages (Incl. Fringes) -- 11.5 positions | \$299,379 | \$323,329 |
| Capital Equipment | 12,500 | 1,000 |
| Space Rental (Incl. Utilities) | 15,525 | 15,525 |
| Services and Supplies | 21,190 | 22,885 |
| Remodeling - Minimal | 2,000 | -- |
| | <u>\$350,594</u> | <u>\$362,739</u> |

Public Defender

| | | |
|--------------------------------------------------------|------------------|------------------|
| Salaries and Wages (Incl. Fringes) -- 6.5 positions | \$182,371 | \$196,961 |
| Capital Equipment | 8,500 | 500 |
| Space Rental (Incl. Utilities) | 8,775 | 8,775 |
| Services and Supplies | 12,000 | 12,960 |
| Remodeling - Minimal | 2,000 | -- |
| | <u>\$213,646</u> | <u>\$219,196</u> |

BOARD OF COUNTY COMMISSIONERS AGENDA ITEM

| | |
|------------------------------------------------------------------------------------------------------|--------------------------------------|
| Subject: DISCUSSION OF SB 243 - TWO ADDITIONAL JUDGESHIPS FOR THE EIGHTH JUDICIAL DISTRICT | Clerk Ref.# <i>IV B. 8</i> |
| Petitioner: BRUCE W. SPAULDING, COUNTY MANAGER | Commission Backup |

Recommendation:

That the Board of County Commissioners discuss SB 243 as amended and consider adopting a resolution opposing additional District Court Judges for which the Legislature does not provide supporting funds.


Fiscal Impact:

Potential savings to the County will be approximately \$1,000,000.

Background:

Amendments to SB 243 have been introduced to create 2 new additional District Court judgeships for Clark County. If the Legislature approves these judgeships, the estimated cost to the County is \$1,000,000 for the first year of operation. Since none of the proposed expenditure caps allow for the augmentation of budgets to provide for mandated expenses, if SB 243 becomes law, then further adjustments would be required in the existing 1979-80 budget. The attached resolution expresses the BCC's opposition to this proposed legislation.

Respectfully submitted,



BRUCE W. SPAULDING
County Manager

BWS/kh

Cleared for Agenda

9/17/79

2279

EX HIBIT C

| | |
|------------------|-----------|
| AGENDA ITEM # | <i>15</i> |
|------------------|-----------|

RESOLUTION

WHEREAS, the Nevada State Senate has introduced Senate Bill 243; and

WHEREAS, Senate Bill 243 has been amended to create two additional District Court judgeships for Clark County; and

WHEREAS, these two additional District Court judgeships will accrue to Clark County an additional expense of approximately \$1,000,000; and

WHEREAS, the Nevada State Legislature will implement a comprehensive tax reform package, which will severely impact the County budget; and

WHEREAS, this tax reform measure will contain an expenditure ceiling for local government; and

WHEREAS, every proposed expenditure ceiling has included State mandates within the ceiling, so that budgets may not be augmented to allow for mandated expenses; and

WHEREAS, given these impending constraints it becomes impossible for the County to absorb these additional expenses.

NOW, THEREFORE, BE IT HEREBY RESOLVED, by the Clark County Board of Commissioners that:
the Board strongly opposes Senate Bill 243 as amended and urges the Nevada Legislature to reject this proposal which would mandate increased costs contrary to the expressed desires of the voters to reduce governmental expenditures.

BOARD OF COUNTY COMMISSIONERS
Clark County, Nevada

SAM BOWLER, Chairman

ATTEST:

LORETTA BOWMAN, County Clerk

EXHIBIT C