

Amendment No. 77

Assembly Amendment to Assembly Bill No. 157	(BDR 1-528)
Proposed by: Committee on Judiciary	
Amendment Box:	
Resolves Conflicts with: N/A	
Amends: Summary: Yes Title: Yes Preamble: No Joint Sponsorship: No Digest: Yes	

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"/>	_____
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Amend the bill as a whole by renumbering section 1 as sec. 2 and adding a new section designated section 1, following the enacting clause, to read as follows:

“**Section 1.** Chapter 4 of NRS is hereby amended by adding thereto a new section to read as follows:

1. Notwithstanding any other provision of law or ordinance, a senior justice of the peace who serves in that capacity may serve temporarily in any justice’s court in this State, regardless of whether he is a resident of the township or county in which the justice’s court to which he is assigned is located.

2. As used in this section, “senior justice of the peace” means a former justice of the peace who has received a commission from the Supreme Court to serve as a senior justice of the peace pursuant to the rules prescribed by the Supreme Court.”.

SKO/KEL

Date: 4/12/2005

A.B. No. 157—Authorizes senior municipal court judge to serve in any municipal court regardless of whether he is resident of city in which he serves.

Amend section 1, page 2, line 4, after “*capacity*” by inserting:

“or a senior justice of the peace who serves in that capacity and who formerly served as a municipal court judge”.

Amend section 1, page 2, by deleting line 8 and inserting:

“2. As used in this section:

(a) “Senior justice of the peace” means a former justice of the peace who has received a commission from the Supreme Court to serve as a senior justice of the peace pursuant to the rules prescribed by the Supreme Court.

(b) “Senior municipal court judge”.

Amend the title of the bill to read as follows:

“AN ACT relating to courts; authorizing a senior justice of the peace to serve temporarily in any justice’s court in this State regardless of whether he is a resident of the township or county in which the justice’s court to which he is assigned is located; authorizing a senior municipal court judge or a senior justice of the peace who formerly served as a municipal court judge to serve temporarily in any municipal court in this State regardless of whether he is a resident of the city in which the municipal court to which he is assigned is located; and providing other matters properly relating thereto.”.

Amend the summary of the bill to read as follows:

“SUMMARY—Authorizes senior justices of the peace or senior municipal court judges to serve temporarily in justice’s court or municipal court regardless of residency requirements under certain circumstances. (BDR 1-528)”.

**If this amendment is adopted, the Legislative
Counsel's Digest will be changed to read as follows:**

Legislative Counsel's Digest:

Under the Nevada Supreme Court Rules, a former justice of the peace or former municipal court judge may apply to become a senior justice of the peace or senior municipal court judge of the Nevada court system. If the Supreme Court determines that the judge's recall to active service will promote the effective administration of justice, the Supreme Court may issue a commission to the former judge to become a senior justice of the peace or senior municipal court judge. (Nevada Supreme Court Rule 12) Existing law provides that, under certain circumstances, a judge of a municipal court must be a resident of the city in which the municipal court is located. (NRS 5.020)

This bill authorizes a senior municipal court judge or a senior justice of the peace who formerly served as a municipal court judge to serve temporarily in any municipal court in the State regardless of whether the judge is a resident of the city in which the municipal court to which he is assigned is located. This bill also authorizes a senior justice of the peace to serve temporarily in any justice's court in this State regardless of whether he is a resident of the township or county in which the justice's court to which he is assigned is located.