

SENATE BILL NO. 437—COMMITTEE ON FINANCE

(ON BEHALF OF THE OFFICE OF FINANCE
IN THE OFFICE OF THE GOVERNOR)

MAY 4, 2021

Referred to Committee on Judiciary

SUMMARY—Increases the fee charged for certain actions and proceedings in justice courts. (BDR 1-1079)

FISCAL NOTE: Effect on Local Government: No.
Effect on the State: Executive Budget.

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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 justice courts; increasing the fee charged for certain actions and proceedings in justice courts; and providing other matters properly relating thereto.

Legislative Counsel’s Digest:

1 Existing law requires a justice of the peace to charge and collect, in addition to
2 any other fee required by law, a fee of \$1 on the commencement of any action or
3 proceeding in the justice court for which a fee is required and on the answer or
4 appearance of any defendant in such an action or proceeding. Existing law also
5 requires the fees collected to be placed in an account in the State General Fund for
6 the use of the Executive Director of the Department of Taxation to: (1) adopt
7 regulations establishing a method of annually determining the population of towns,
8 townships, cities and counties in this State; (2) issue certain annual reports of the
9 estimated and projected population of such towns, townships, cities and counties;
10 (3) adopt regulations establishing a procedure for the review and appeal of certain
11 estimates of population; and (4) employ a demographer to assist in such
12 determinations and certain projections of population and to cooperate with the
13 Federal Government in the conduct of each decennial census of this State. (NRS
14 4.065, 360.283, 360.289) This bill increases the fee from \$1 to \$2.

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

1 **Section 1.** NRS 4.065 is hereby amended to read as follows:
2 4.065 1. The justice of the peace shall, on the commencement
3 of any action or proceeding in the justice court for which a fee is



1 required, and on the answer or appearance of any defendant in any
2 such action or proceeding for which a fee is required, charge and
3 collect a fee of ~~[\$4]~~ \$2 from the party commencing, answering or
4 appearing in the action or proceeding. These fees are in addition to
5 any other fee required by law.

6 2. On or before the fifth day of each month, the justice of the
7 peace shall pay over to the county treasurer the amount of all fees
8 collected by the justice of the peace pursuant to subsection 1 during
9 the preceding month for credit to the State General Fund. Quarterly,
10 the county treasurer shall remit all money so collected to the State
11 Controller, who shall place the money in an account in the State
12 General Fund for use by the Executive Director of the Department
13 of Taxation to administer the provisions of NRS 360.283 and
14 360.289.

15 **Sec. 2.** This act becomes effective on July 1, 2021.

