



**Legislative Commission's Subcommittee to Study the Benefits, Costs,
and Feasibility of the Implementation of Courts of Chancery in Nevada**
(Assembly Concurrent Resolution No. 35, File No. 109, *Statutes of Nevada 2007*)

SUMMARY OF RECOMMENDATIONS
July 8, 2008

On July 8, 2008, during the fifth and final meeting of the Legislative Commission's Subcommittee to Study the Benefits, Costs, and Feasibility of the Implementation of Courts of Chancery in Nevada (Assembly Concurrent Resolution No. 35, File No. 109, *Statutes of Nevada 2007*), the members conducted a work session and voted to forward one bill draft request (BDR) to the 2009 Legislative Session. The Subcommittee members also voted to have two letters drafted to various entities expressing their support for specific issues or encouraging certain action and one statement of support for an issue in the Subcommittee's final report. A summary of the BDR, letters, and statement of support follows.

During the drafting process, specific details of the following proposals for legislation and letters may be further clarified by staff in consultation with the Chair or others, as appropriate. If a proposal for legislation or letter includes reference to specific chapters or statutes of the *Nevada Revised Statutes* (NRS), as part of the drafting process, amendments to other related chapters or sections of the NRS may be made to fully implement the proposals.

BILL DRAFT REQUEST

1. Draft legislation requiring the district court clerks to publish the written opinions of the business courts by making the opinions publicly available on the Internet, so long as Nevada's Supreme Court adopts rules requiring the business courts to issue written opinions explaining their decisions.

LETTERS

1. Write a letter to Nevada's Supreme Court encouraging the adoption of court rules that: (a) direct the business courts to issue written opinions explaining their decisions; (b) provide for the publication in written, electronic, or other form, including, but not limited to, publication via the Internet of the business court opinions; (c) provide for the citation of the business court opinions in the courts of Nevada; and (d) specify the precedential value or authoritative weight that must be given to the business court opinions.
2. Write a letter to Governor Jim Gibbons and the Chairmen of the Senate Committee on Finance and the Assembly Committee on Ways and Means in support of Nevada's Supreme Court's budget request for additional funding to cover the costs of issuing and publishing business court opinions.

STATEMENT OF SUPPORT IN THE FINAL REPORT

1. Include a statement in the final report supporting the intermediate appellate court amendment to the *Nevada Constitution* set forth in Senate Joint Resolution No. 9 (File No. 69, *Statutes of Nevada 2007*), which will return to the 2009 Legislative Session.