

ASSEMBLY BILL NO. 207—ASSEMBLYMEN FUMO, MILLER, OHRENSCHALL, THOMPSON; MCCURDY II, MONROE-MORENO AND YEAGER

PREFILED FEBRUARY 13, 2017

Referred to Committee on Judiciary

SUMMARY—Revises provisions governing juries. (BDR 1-648)

FISCAL NOTE: Effect on Local Government: May have Fiscal Impact. Effect on the State: Yes.

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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 juries; revising the provisions governing the selection of jurors; requiring the jury commissioner to report certain information about trial jurors to the Court Administrator; and providing other matters properly relating thereto.

Legislative Counsel’s Digest:

1 Under existing law, a district court is authorized to assign a jury commissioner
2 to select trial jurors. Existing law provides that the jury commissioner assigned to
3 select trial jurors is required to select jurors from qualified electors of the county
4 not exempt from jury duty, whether registered as voters or not. (NRS 6.045)
5 Existing law further requires the Department of Motor Vehicles to provide a list of
6 registered owners of motor vehicles and a list of licensed drivers for use in
7 selecting jurors. (NRS 482.171, 483.225) Certain public utilities are also required to
8 provide a list of customers for use in the selection of jurors. (NRS 704.206)
9 **Section 1** of this bill revises the process for selecting trial jurors by requiring
10 the jury commissioner to compile and maintain a list of qualified electors from
11 information provided by: (1) a list of persons who are registered to vote in the
12 county; (2) the Department of Motor Vehicles; and (3) certain public utilities.
13 **Section 1** also requires the jury commissioner to: (1) keep a record of the name,
14 occupation, address and race of each trial juror who is selected and of each trial
15 juror who appears for jury service; and (2) report this information once a year to the
16 Court Administrator.



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

1 **Section 1.** NRS 6.045 is hereby amended to read as follows:

2 6.045 1. The district court may by rule of court designate the
3 clerk of the court, one of the clerk's deputies or another person as a
4 jury commissioner, and may assign to the jury commissioner such
5 administrative duties in connection with trial juries and jurors as the
6 court finds desirable for efficient administration.

7 2. If a jury commissioner is so selected, the jury commissioner
8 shall from time to time estimate the number of trial jurors which
9 will be required for attendance on the district court and shall select
10 that number from the qualified electors of the county not exempt by
11 law from jury duty, whether registered as voters or not. The jurors
12 may be selected by computer whenever procedures to assure random
13 selection from computerized lists are established by the jury
14 commissioner. ~~{The jury commissioner shall keep a record of the
15 name, occupation and address of each person selected.}~~

16 3. *The jury commissioner shall, for the purpose of selecting
17 trial jurors, compile and maintain a list of qualified electors from
18 information provided by:*

19 (a) *A list of persons who are registered to vote in the county;*

20 (b) *The Department of Motor Vehicles pursuant to NRS
21 482.171 and 483.225; and*

22 (c) *A public utility pursuant to NRS 704.206.*

23 4. *In compiling and maintaining the list of qualified electors,
24 the jury commissioner shall avoid duplication of names.*

25 5. *The jury commissioner shall:*

26 (a) *Keep a record of the name, occupation, address and race of
27 each trial juror selected pursuant to subsection 2;*

28 (b) *Keep a record of the name, occupation, address and race of
29 each trial juror who appears for jury service; and*

30 (c) *Prepare and submit a report to the Court Administrator
31 which must:*

32 (1) *Include statistics from the records required to be
33 maintained by the jury commissioner pursuant to this subsection,
34 including, without limitation, the name, occupation, address and
35 race of each trial juror who is selected and of each trial juror who
36 appears for jury service;*

37 (2) *Be submitted at least once a year; and*

38 (3) *Be submitted in the time and manner prescribed by the
39 Court Administrator.*

40 6. The jury commissioner shall not select the name of any
41 person whose name was selected the previous year, and who
42 actually served on the jury by attending in court in response to the



1 venire from day to day until excused from further attendance by
2 order of the court, unless there are not enough other suitable jurors
3 in the county to do the required jury duty.

4 **Sec. 2.** NRS 482.171 is hereby amended to read as follows:

5 482.171 1. The Department shall provide a list of registered
6 owners of motor vehicles in any county upon the request of a district
7 judge *or jury commissioner* of the judicial district in which the
8 county lies for use by the district judge *or jury commissioner* for
9 purposes of jury selection.

10 2. The court ~~{which}~~ *or jury commissioner who* requests the
11 list shall reimburse the Department for the reasonable cost of the
12 list.

13 **Sec. 3.** NRS 483.225 is hereby amended to read as follows:

14 483.225 1. The Department shall provide a list of licensed
15 drivers in any county upon the request of a district judge *or jury*
16 *commissioner* of the judicial district in which the county lies for use
17 in selecting jurors.

18 2. The court ~~{which}~~ *or jury commissioner who* requests the
19 list shall reimburse the Department for the reasonable cost of the
20 list.

21 **Sec. 4.** (Deleted by amendment.)

22 **Sec. 4.5.** (Deleted by amendment.)

23 **Sec. 5.** This act becomes effective on July 1, 2017.

