

Amendment No. 350

Senate Amendment to Senate Bill No. 418	(BDR 1-803)
<b>Proposed by:</b> Senate Committee on Judiciary	
<b>Amends:</b> Summary: No Title: No 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"/>
Receded <input type="checkbox"/>	Not <input type="checkbox"/>	Receded <input type="checkbox"/>	Not <input type="checkbox"/>

EXPLANATION: Matter in (1) *blue bold italics* is new language in the original bill; (2) variations of green bold underlining is language proposed to be added in this amendment; (3) ~~red strikethrough~~ is deleted language in the original bill; (4) ~~purple double strikethrough~~ is language proposed to be deleted in this amendment; (5) orange double underlining is deleted language in the original bill proposed to be retained in this amendment.

SMH/ERS



Date: 4/17/2023

S.B. No. 418—Revises provisions relating to candidates to the office of district judge. (BDR 1-803)





SENATE BILL NO. 418—COMMITTEE ON JUDICIARY

MARCH 27, 2023

Referred to Committee on Judiciary

SUMMARY—Revises provisions relating to candidates to the office of district judge. (BDR 1-803)

FISCAL NOTE: Effect on Local Government: May have Fiscal Impact. Effect on the State: No.

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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 judiciary; requiring a candidate to the office of district judge to submit an application attesting to his or her qualifications for office; and providing other matters properly relating thereto.

**Legislative Counsel’s Digest:**

1 Existing law sets forth certain qualifications for a person seeking to be a candidate to the  
2 office of district judge, which include that the person: (1) has attained the age of 25 years; (2)  
3 is an attorney licensed and admitted to practice law in the courts of this State at the time of  
4 election or appointment; (3) has been licensed to practice law in this State, another State or the  
5 district of Columbia for a total of not less than 10 years at any time preceding the election or  
6 appointment, at least 2 of which must have been in this State; (4) is a qualified elector and has  
7 been a bona fide resident of this State for 2 years preceding the election or appointment; and  
8 (5) has not ever been removed or retired from judicial office. (NRS 3.060) This bill requires a  
9 person seeking to be a candidate to the office of district judge to submit with his or her  
10 declaration of candidacy the same application that is prescribed by the Commission on  
11 Judicial Selection for a person who applies to fill a vacancy in the office of district judge. This  
12 bill further requires the filing officer with whom the person files the declaration of candidacy  
13 to publish the application on the Internet website of the filing officer. Finally, this bill  
14 provides that such an application must not include any information or material that is  
15 confidential.

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

1 **Section 1.** NRS 3.060 is hereby amended to read as follows:  
2 3.060 1. A person may not be a candidate for and is not eligible to the office  
3 of district judge unless the person:  
4 (a) Has attained the age of 25 years.  
5 (b) Is an attorney licensed and admitted to practice law in the courts of this  
6 State at the time of the election or appointment.  
7 (c) Has been an attorney licensed and admitted to practice law in the courts of  
8 this State, another state or the District of Columbia for a total of not less than 10

1 years at any time preceding the election or appointment, at least 2 years of which  
2 have been in this State.

3 (d) Is a qualified elector and has been a bona fide resident of this State for 2  
4 years next preceding the election or appointment.

5 (e) Has not ever been removed from any judicial office by the Legislature or  
6 removed or retired from any judicial office by the Commission on Judicial  
7 Discipline.

8 2. ~~Each~~ Except as otherwise provided in this subsection, each person who  
9 seeks to be a candidate to the office of district court must submit to the filing  
10 officer with his or her declaration of candidacy the same application that is  
11 prescribed by the Commission on Judicial Selection for a person who applies to  
12 fill a vacancy in the office of district judge. Upon receipt, the filing officer shall  
13 post the person's application on the Internet website of the filing officer. An  
14 application that is submitted or posted pursuant to this subsection must not  
15 include any information or material that is confidential pursuant to the rules of  
16 the Commission or any provision of federal or state law.

17 3. For the purposes of this section, a person is eligible to be a candidate for  
18 the office of district judge if a decision to remove or retire the person from a  
19 judicial office is pending appeal before the Supreme Court or has been overturned  
20 by the Supreme Court.

21 4. *As used in this section:*

22 (a) *"Declaration of candidacy" has the meaning ascribed to it in NRS*  
23 *293.0455.*

24 (b) *"Filing officer" has the meaning ascribed to it in NRS 293.057.*