

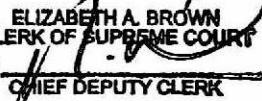
1                                   **IN THE SUPREME COURT OF NEVADA**

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3   **IN THE MATTER OF APPROVED**  
4   **DUTIES OF A HEARING MASTER FOR**  
5   **THE LAS VEGAS JUSTICE COURT**

ADKT NO.: 593

**FILED**

**FEB 22 2022**

ELIZABETH A. BROWN  
CLERK OF SUPREME COURT  
BY  CHIEF DEPUTY CLERK

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8                   **WHEREAS**, NRS 4.357(1) declares that “[i]n any county in which the appointment of  
9 masters by a justice court is authorized by the board of county commissioners, the local rules of  
10 practice adopted in a justice court within the county may authorize the appointment of one or  
11 more masters to perform certain duties that the Supreme Court has approved”; and  
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13                   **WHEREAS**, the Nevada Supreme Court has previously approved JCRLV 6.8 (“Hearing  
14 Masters”) which similarly provides that the Las Vegas Justice Court may appoint one or more  
15 hearing masters “to perform certain duties that the Nevada Supreme Court has approved”; and  
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17                   **WHEREAS**, on October 24, 2019, the Nevada Supreme Court issued an Order in  
18 ADKT # AO 0001 which sets forth revisions to the approved duties, and limitations, for the Las  
19 Vegas Justice Court’s hearing masters; and

20                   **WHEREAS**, the Las Vegas Justice Court is hereby seeking the issuance of a superseding  
21 order to alter and clarify the duties relating to its hearing masters to incorporate recent legislation  
22 in Assembly Bill 116 and Assembly Bill 424 passed in the 81<sup>st</sup> (2021) legislative session, thereby  
23 rescinding the October 24, 2019, Order and;

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1 The Las Vegas Justice Court hereby submits this Petition for the Nevada Supreme Court  
2 to rescind the Order filed on October 24, 2019, in ADKT #AO 0001 and issue a superseding  
3 order. The proposed order is attached hereto as "Exhibit A."

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5 Dated this 17th day of February, 2022.

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8 CHIEF JUDGE MELISSA SARAGOSA

**EXHIBIT A**

**Proposed Superseding Administrative Order**

The Nevada Supreme Court hereby authorizes the following delineation of duties and training for the hearing master positions authorized by the Board of County Commissioners of Clark County for the Las Vegas Justice Court. Any duties not expressly authorized and included in this Administrative Order are unauthorized.

**AUTHORIZED DUTIES:**

- (1) To preside over small claims actions and landlord/tenant actions including summary evictions;
- (2) To preside over a traffic trial, a hearing to contest the determination that a person has committed a traffic civil infraction, or related proceedings for traffic offenses, whether charged in a misdemeanor traffic citation or civil infraction traffic citation, provided that each individual traffic offense carries no more than four (4) demerit points as determined by the Nevada Department of Motor Vehicles;
- (3) To make a judicial determination of probable cause within 48 hours of a warrantless arrest;<sup>1</sup>
- (4) To preside over pretrial release hearings on Fridays, Saturdays, Sundays, and Holidays, to determine the custody status and any release conditions of a person taken into custody either upon warrant or upon probable cause;<sup>2</sup> and
- (5) To perform tasks related to the above duties.

**TRAINING:**

Prior to performing any duties, the hearing master must complete a course of instruction provided by the Chief Judge of the Las Vegas Justice Court, or his or her designee, lasting no less than five (5) hours, to include the following subject areas:

- (1) United States and Nevada Constitutions;
- (2) Nevada Revised Statutes;
- (3) Nevada Code of Judicial Conduct;
- (4) Justice Court Rules of Civil Procedure;

<sup>1</sup> In compliance with *Gerstein v. Pugh*, 420 U.S. 103 (1975) and *County of Riverside v. McLaughlin*, 500 U.S. 44 (1991).

<sup>2</sup> Pursuant to Assembly Bill 424, 81<sup>st</sup> Legislative Session (2021).

1 (5) Las Vegas Justice Court Local Rules of Practice (LVJCLRP) and Justice Court Rules  
2 of Las Vegas Township (JCRLV); and

3 (6) General ethical considerations applicable to all quasi-judicial officers.

4 The foregoing constitutes the rule for a course of instruction relating to the duties of any master,  
5 as required by NRS 4.357(3).  
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