


IN THE SUPREME COURT OF THE STATE OF NEVADA

IN THE MATTER OF APPROVED
DUTIES OF A HEARING MASTER FOR
THE LAS VEGAS JUSTICE COURT

ADKT 0593

FILED


AUG 24 2022

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

ORDER

On May 11, 2016, this court entered Administrative Order (AO 0001) delineating the duties and training for hearing master positions for the Las Vegas Justice Court authorized by the Clark County Board of Commissioners. AO 0001 was subsequently amended on July 15, 2016, and October 24, 2019. On February 22, 2022, Chief Judge Melissa Saragosa filed a petition seeking to amend AO 0001. Having considered the petition, we approve the proposed amendments to AO 0001 as set forth in Exhibit A.

It is so ORDERED.



Parraguirre C.J.



Hardesty, J.


Stiglich, J.


Cadish, J.


Silver, J.


Pickering, J.


Herndon, J.

cc: All Las Vegas Justices of the Peace
Steve Grierson, Court Executive Officer, Eighth Judicial District
Yolanda King, County Manager, Clark County

EXHIBIT A

The Nevada Supreme Court hereby authorizes the following delineation of duties and training for the hearing master positions authorized by the Clark County Board of Commissioners 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 ~~[civil actions,]~~ small claims actions~~[, actions for the issuance of a temporary or extended order for protection, summary eviction 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, ~~[or related proceedings for one or more misdemeanor traffic offenses,]~~ provided that each individual traffic offense ~~[must have a]~~ carries no more than four (4) demerit [point] points [value of four (4) or less] as determined by the Nevada Department of Motor Vehicles;

~~[(3) To make probable cause arrest determinations, release decisions, bail settings, and the imposition of conditions as needed for arrestees who come before the Initial Appearance Court;~~

~~(4) To make probable cause determinations relating to biological specimens, as required by NRS 176.09123, for arrestees who come before the Initial Appearance Court.~~

~~(5) To review pleadings, conduct hearings, rule upon motions, and make judgments and orders; and]~~

(3) To make a judicial determination of probable cause within 48 hours of a warrantless arrest;¹

(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;² and

~~[(6)]~~ (5) To perform tasks related to the above duties.

[LIMITATIONS:

~~The hearing master may not:~~

~~(1) Preside over any trial or related proceeding for a misdemeanor;~~

~~(2) Preside over any traffic trial or related proceedings for any traffic offense that has a demerit point value of five (5) or more as determined by the Nevada Department of Motor Vehicles;~~

~~(3) Preside over any preliminary hearing for a gross misdemeanor or felony.]~~

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

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

²Pursuant to Assembly Bill 424, 81st Legislative Session (2021).

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;
- (5) ~~[Local Rules of Practice for the Justice Court of Las Vegas Township]~~ Las Vegas Justice Court Local Rules of Practice (LVJCLRP) and Justice Court Rules of Las Vegas Township (JCRLV); and
- (6) General ethical considerations applicable to all quasi-judicial officers.

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