

1 sanctions or jail confinement, but suggested that in appropriate
2 cases the following schedule would be reasonable and have some
3 relationship to the time required for representation of indigent
4 defendants:

5 \$100.00 Misdemeanor without trial
6 \$250.00 Misdemeanor with trial or trial
 preparation.
7 \$250.00 Felony/Gross Misdemeanor resolved at
 preliminary hearing.

8 **WHEREAS**, the Assistant County Manager confirmed that the
9 fees assessed and collected would be used only for indigent
10 defense representation provided by the Clark County Public
11 Defender and conflict counsel. Said fees would be contained
12 within a cost center in the Court Compliance Unit Fund
13 (2540.926).

14 **WHEREAS**, the Assistant County Manager confirmed that Las
15 Vegas Justice Court judges are not responsible for the
16 collection of the assessed fees, and that Clark County would
17 approve two positions to collect assessed fees. These positions
18 shall be located within the existing Court Compliance Unit of
19 Las Vegas Justice Court.

20 **WHEREAS**, NRS 178.3975 provides in pertinent part:

21 Order for payment by defendant; remission of payment;
22 Disposition of amount recovered; community service.

- 23
24 1. The court may order a defendant to pay all or any
25 part of the expenses incurred by the county, city
 or state in providing the defendant with an
 attorney which are not recovered pursuant to
 NRS 178.398. The order may be made at the time

1 of or after the appointment of an attorney and
2 may direct the defendant to pay the expenses
3 in installments.

- 4 2. The court shall not order a defendant to make
5 such a payment unless the defendant is or will
6 be able to do so. In determining the amount
7 and method of payment, the court shall take
8 account of the financial resources of the
9 defendant and the nature of the burden that
10 payment will impose.

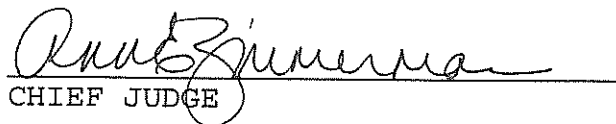
11 WHEREAS, at the request of the Nevada Supreme Court, the
12 Las Vegas Justice Court discussed the assessment of appropriate
13 fees at public meetings and agreed that fees would be assessed
14 in appropriate cases.

15 Therefore,

16 IT IS FURTHER ORDERED that Las Vegas Justice Court shall
17 enter orders for the recoupment of a portion of expenses for the
18 defense of indigent defendants by the Clark County Public
19 Defender or conflict counsel pursuant to NRS 178.3975 in
20 appropriate cases.

21 IT IS FURTHER ORDERED that this Administrative Order shall
22 take effect immediately and shall continue until modified or
23 rescinded by a subsequent Administrative Order.

24 DATED this 17th day of February, 2010.

25

CHIEF JUDGE