

1 JUSTICE COURT, LAS VEGAS TOWNSHIP
2 CLARK COUNTY, NEVADA

3
4 IN THE ADMINISTRATIVE MATTER re: ADMINISTRATIVE ORDER 13-01
5 TRAFFIC BENCH WARRANTS¹
6

7 WHEREAS, NRS 178.484(11) declares that "[b]efore releasing a person arrested for any
8 crime, the court may impose such reasonable conditions on the person as it deems necessary to
9 protect the health, safety and welfare of the community and to ensure that the person will appear
10 at all times and places ordered by the court"; and
11

12
13 ~~WHEREAS, in order to alleviate overcrowded conditions at the Clark County Detention~~
14 ~~Center, the Las Vegas Justice Court ("Court") has determined that an expeditious additional~~
15 ~~"pre-booking" process is necessary for the handling of individuals who are arrested on Traffic~~
16 ~~Bench Warrants; and~~
17

18
19 WHEREAS, this additional procedure will only apply to the "pre-booking" process and
20 is not intended to supplant existing guidelines for own-recognition releases that are currently
21 being used by the PreTrial Services Division; therefore,
22

23
24
25 ¹ For the purpose of this Administrative Order, a "Traffic Bench Warrant" is defined as a bench warrant
26 issued after a person has been issued a Traffic Citation for one or more offenses arising under NRS
27 Title 43, with the following exceptions:
28 (1) Driving under the Influence of Alcohol or a Prohibited Substance, under NRS Chapter 484C;
(2) Aggressive Driving (NRS 484B.650);
(3) Reckless Driving or an Offense Involving a Speed Contest (NRS 484B.653); or
(4) Any traffic offense involving death or substantial bodily harm, including, but not limited to,
Vehicular Manslaughter (NRS 484B.657) and Vehicular Homicide (NRS 484C.130).
Any Traffic Citation which contains one or more of the offenses enumerated above will be treated as a
"Criminal" case and will not be subject to this Administrative Order.

1 **IT IS HEREBY ORDERED** that the following additional process shall apply to
2 individuals who are arrested on Traffic Bench Warrants:
3

4
5 **I. Individuals Arrested on a Traffic Bench Warrant for the *First or***
6 **Second Time**

7 (A) Staff from the Clark County Detention Services Records' Division shall
8 research the criminal history of the individual in order to determine if warrants
9 from any other jurisdiction(s) are outstanding.

10 (B) If Pretrial Services determines that immediate release of the individual would
11 not be appropriate under existing guidelines, then the provisions of this
12 Administrative Order shall not apply.

13 (C) If, however, PreTrial Services determines prior to booking that the individual
14 is appropriate for potential release under existing guidelines, the individual may
15 elect to pay the outstanding citation(s) in full; if that occurs, the citation(s) will be
16 closed; the court record will reflect a conviction on the related traffic offense(s);
17 and the individual will not have to endure the formal booking process.
18 Alternatively, the individual may be released under the following conditions:

19 (1) The individual must make an immediate payment to the Court as
20 cash bail, as follows:

21 (a) If the outstanding citation(s) for which the individual was
22 arrested has a balance due of **\$1,500.00 or less**, then the
23 individual must pay the amount of **\$150.00** in order to be released
24 without formal booking.

25 (b) If the outstanding citation(s) for which the individual was
26 arrested has a balance due between **\$1,500.01 and**
27 **\$3,000.00**, then the individual must pay the amount of **\$600.00** in
28 order to be released without formal booking.

 (c) If the outstanding citation(s) for which the individual was
arrested has a balance due between **\$3,000.01 or more**, then the
individual must pay the amount of **\$900.00** in order to be released
without formal booking.

 (2) Upon payment of the above applicable amount, the individual must
sign a written "Acknowledgement" providing:

 (a) The date and time when the individual shall appear before the
Court to resolve the citation(s); and

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

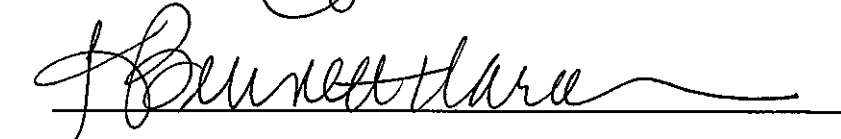
(b) That the individual agrees that if the individual does not return to Court as required, the money posted to secure the individual's release will be forfeited, and further notifying the individual that the Court shall issue another bench warrant which could result in the individual being arrested again.

II. Individuals Who Are Arrested on a Traffic Bench Warrant for the Third or Subsequent Time

Individuals arrested on a Traffic Bench Warrant for the third or subsequent time will not be subject to this Administrative Order. Instead, said individual shall appear before the Court before being released.

IT IS HEREBY ORDERED that this Order shall become effective on the 10th day of JUNE, 2013.

Dated this 6th day of May, 2013.



KAREN BENNETT-HARON, Chief Justice of the Peace