



**STATE OF NEVADA
DEPARTMENT OF INDIGENT DEFENSE SERVICES**

896 West Nye Lane, Suite 202 | Carson City, NV 89703-1578
Phone: (775) 687-8490 | dids.nv.gov

November 3, 2020

**NOTICE OF WORKSHOP
TO SOLICIT COMMENTS
ON PROPOSED REGULATIONS OF THE
NEVADA BOARD OF INDIGENT DEFENSE SERVICES**

NOTICE IS HEREBY GIVEN that the Nevada Board on Indigent Defense Services, 896 West Nye Lane, Suite 202, Carson City, NV 89703, 775-684-8490, is proposing the adoption of regulations pertaining to Chapter 180 of Nevada Administrative Code. A workshop has been set for **9:00 a.m. on Wednesday, December 2, 2020, by virtual meeting.** Members of the public can listen and provide public comment by telephone or via Teams.

Location: **VIRTUAL ONLY**

TEAMS Meeting Access: The meeting may be viewed electronically through an Internet connection by accessing the following link: [Join Microsoft Teams Meeting](#)

TELEPHONE Dial-In Number: 1 775-321-6111
Conference ID: 593 716 425#

PUBLIC NOTICE: Pursuant to Section 1 of the Declaration of Emergency Directive 006 (“Directive 006”), the requirement contained in NRS 241.023(1)(b) that there be a physical location designated for meetings of public bodies where members of the public are permitted to attend and participate has been suspended. Moreover, pursuant to Section 3 of Directive 006, the requirements contained in NRS 241.020(4)(a) that public notice agendas be posted at physical locations within the State of Nevada has likewise been suspended. See, https://gov.nv.gov/uploadedFiles/govnewnv.gov/Content/News/Emergency_Orders/2020/DeclarationofEmergencyDirective006reOML.3-21-20.pdf

The purpose of the workshop is to receive comments from all interested persons regarding the potential adoption of regulations that pertain to Chapter 180 of the Nevada Administrative Code.

The purpose of the proposed regulations is to regulate Indigent Defense Services. The following general topics may be addressed in the proposed regulations, including, but not limited to:

- Establishing minimum standards for the delivery of indigent defense services;
- Establishing requirements for specific continuing education and experience for attorneys who provide indigent defense services;
- Requiring attorneys who provide indigent defense services to track their time and provide reports, and requiring the State Public Defender and counties that employ attorneys or otherwise contract for the provision of indigent defense services to require or include a provision in the employment or other contract requiring compliance with the regulations;
- Establishing standards to ensure that attorneys who provide indigent defense services track and report information in a uniform manner;
- Establishing guidelines to be used to determine the maximum caseloads for attorneys who provide indigent defense services;
- Requiring the Department of Indigent Defense Services and each county that employs or contracts for the provision of indigent defense services to ensure, to the greatest extent possible, consistency in the representation of indigent defendants so that the same attorney represents a defendant through every stage of the case without delegating the representation to others, except that administrative and other tasks which do not affect the rights of the defendant may be delegated.
- Establishing recommendations for the manner in which an attorney who is appointed to provide indigent defense services may request and receive reimbursement for expenses related to trial, including, without limitation, expenses for expert witnesses and investigators;
- Establishing a formula for determining the maximum amount that a county may be required to pay for the provision of indigent defense services.

A copy of all materials relating to the proposed regulations may be obtained on the Department's website at <http://dids.nv.gov/> or by contacting Cynthia Atanzio at:

896 West Nye Lane, Suite 202
Carson City, NV 89703
775-687-8490
catanzio@dids.nv.gov

A reasonable fee for copying may be charged. The Small Business Impact Statement is attached.

Persons wishing to comment upon the proposed action of the Nevada Board of Indigent Defense Services may appear by telephone or via TEAMS at the scheduled public workshop or may address their comments, data, views, or arguments, in written form to Cindy Atanzio, Executive Assistant, 896 W. Nye Lane, Suite 202, Carson City, Nevada

89703. Written submissions must be received by the Nevada Board of Indigent Defense on or before November 25, 2020. If no person who is directly affected by the proposed action appears to request time to make an oral presentation, the Nevada Board on Indigent Defense Services may proceed immediately to act upon any written submissions.

Members of the public who require special accommodations or assistance at the workshop are required to notify Cindy Atanzio, Executive Assistant, in writing at the Nevada State Department on Indigent Defense Services, 896 W. Nye Lane, Suite 202, Carson City, Nevada 89703, Telephone (775) 687-8491, no later than November 25, 2020.

This Notice of Workshop has been posted at the Department of Indigent Defense Services website at: <http://dids.nv.gov/>, as well as the following locations:

(1) Nevada State official website: <https://notice.nv.gov>

(2) Administrative Regulation Notices Website: <https://www.leg.state.nv.us/App/Notice/A/>

The Notice of Workshop to Solicit Comments on Proposed Regulations has been sent to all persons on the agency's interested parties email list. Please note due to special COVID-19 and social distancing requirements, this Notice will not be posted at the usual physical locations required by NRS.