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3349008

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Washoe County Clerk

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Reno, NV 89520

MONTH

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January

x

x

PROOF OF PUBLICATION

STATE OF NEVADA,
COUNTY OF WASHOE

ss.

Doris Mertz

being first duly sworn, deposes and says: That as the legal clerk of the RENO GAZETTE-JOURNAL, a daily newspaper published in Reno, Washoe County, State of Nevada, that the notice of County Ordinance

of which a copy is hereto attached, was first published in said newspaper in its issue dated the 14th day of Jan, 1985 and, Jan 21, the full period of 2 days, the last publication thereof being in the issue of January 21 19 85.

Signed *Doris Mertz*

Subscribed and sworn to before me this

21st day of January 19 85

Alice L. Buffalo
Notary Public

NOTICE OF COUNTY ORDINANCE
NOTICE IS HEREBY GIVEN that Bill No. 807, Ordinance No. 634, entitled "An ordinance amending the Washoe County Code to include within the crime of driving with a revoked license those revocations based upon a violation of Nevada's implied consent law," was adopted on January 8, 1985, by Commissioners King, Lillard, McDowell, Ritter and Williams.
Typewritten copies of the Ordinance are available for inspection by all interested persons at the office of the County Clerk.
Judi Bailey
County Clerk
3349008-Bill #807
Jan.14.21-lmd133

PLEASE STAMP & SIGN FOR PAYMENT

ALICE L. BUFFALOE
Notary Public - State of Nevada
Washoe County
My Appointment Expires June 5, 1985

SUMMARY: Amends Washoe County Code to broaden crime of driving while license cancelled, suspended or revoked.

BILL NO. 807

ORDINANCE NO. 634

AN ORDINANCE AMENDING THE WASHOE COUNTY CODE TO INCLUDE WITHIN THE CRIME OF DRIVING WITH A REVOKED LICENSE THOSE REVOCATIONS BASED UPON A VIOLATION OF NEVADA'S IMPLIED CONSENT LAW.

THE BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF WASHOE DO ORDAIN:

SECTION 1. Section 70.3863 of the Washoe County Code is hereby amended to read as follows:

70.3863 Driving while license canceled, revoked or suspended; probation, suspended sentences, plea bargaining prohibited; special penalties.

1. Except as provided in subsection 2, any person who drives a motor vehicle within Washoe County at a time when his driver's license has been canceled, revoked or suspended is guilty of a misdemeanor. If the license was suspended, revoked or restricted because of a violation of NRS 484.379, 484.3795, 484.384 or homicide resulting from driving a vehicle while under the influence of intoxicating liquor or a controlled substance, or of the violation of a law of any other jurisdiction which prohibits the same conduct, he shall be punished by imprisonment in jail for not less than 30 days nor more than 6 months, and by a fine of not less than \$500 nor more than \$1,000.

2. No person who is punished under this section may be granted probation and no sentence imposed for such a violation may be suspended. No prosecutor may dismiss a charge of such a violation in exchange for a plea of guilty or of nolo contendere to a lesser charge or for any other reason unless, in his judgment, the charge is not supported by probable cause or cannot be proved at trial.

3. Any term of confinement imposed under the provisions of this section may be served intermittently at the discretion of the judge or justice of the peace. This discretion must be exercised after considering all the circumstances surrounding the offense and the family and employment of the person convicted. However, the full term of confinement must be served within 6 months after the date of conviction, and any segment of time the person is confined must not consist of less than 24 hours.

Proposed on the 11th day of December, 1984.
Proposed by Commissioners/ Ritter
Passed on the 8th day of January, 1985.

Vote:

Ayes: Commissioners: King, Lillard, McDowell, Ritter & Williams

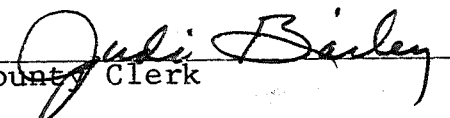
Nays: Commissioners: None

Absent: Commissioners: None



Chairman of the Board

ATTEST:



County Clerk

This ordinance shall be in force and effect from and after
the 21st day of January, 1985.