

# Assembly

MINUTES OF MEETING OF JUDICIARY COMMITTEE, 53rd Legislature, Jan. 25, 1965

Meeting commenced at 9:45 A.M.

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Present entire meeting: Close, Parsons, Rosaschi, Delaney, Knisley, Swobe  
Present part of meeting: Kean, Jacobsen  
Absent: Olsen

It was decided that in future there would be a 15 minute delay between the adjournment of the Assembly and the beginning of the Judiciary Committee Meeting, to give members of the Committee time to read over the minutes of previous meeting, etc.

Knisley moved to dispense with reading of the minutes  
Delaney seconded  
Motion passed unanimously

AB 74 Has to do with theft and misuse of credit cards.

Mr. Close pointed out that in paragraph 2B, if this were a check rather than a credit card, it would be a felony.

Mr. Jacobsen reported that he had called oil companies and telephone companies and that some of them would be with us on Tuesday to discuss this bill.

AB 80 Requested by the Attorney General's Office. Land subdivision Act.

Mr. Close reported that he had contacted Mr. Wilson of the Dept. of Commerce who recommended changes as follows: Amendment Paragraph 1, Section 4. . . is situate, and a copy of such plat, along with the name or names of the principal person or persons connected with such subdivision, be filed with the Real Estate Division of the Nevada Department of Commerce; and . . . .

Amendment Section 6. A copy of all brochures, publications and advertising of any form relating to subdivided land shall be filed with the Real Estate Division of the Nevada Department of Commerce and shall:

Swobe suggested a public hearing with someone from the Board of Realtors, Mr. Wilson from the Dept. of Commerce, and the Attorney General in attendance.

Knisley mentioned that he had a bill which should be considered along with this one.

Swobe moved we hold a public hearing on AB 80  
Parsons seconded  
Motion passed unanimously

Public Hearing was set up for Thursday, Jan. 28, at 3:00 P.M. in room 43 and Mr. Close arranged for notification of the above departments.

AB 81 Requested by the Attorney General's Office. Has to do with installment buying of goods and services.

Mr. Close suggested we contact Mr. Valentine and Mr. Pozzi to get their views on this bill. It was also decided to have the Attorney General at the meeting Tuesday morning to discuss the ramifications of this bill.

AB 83 Requested by Attorney General's Office. Relates to false and deceptive advertising.

Mr. Close pointed out that the first paragraph was more workable than the old one. The bill permits the District Attorney's Office to bring an injunction to stop an action before it goes to court.

Mr. Close requested the members of the Committee be thinking about the matter of the burden of proof shifting from the State to the defendant under certain circumstances. Paragraph 6.

It was decided to ask the Attorney General to also discuss this bill with the Committee Tuesday morning.

AB 95 Requested by Federated Fire Fighters. Has to do with Arson Investigators being given powers such as are held by Peace Officers.

Mr. Swobe asked the question: Are these Arson Investigators selected on the same basis as the Peace Officers?

Mr. Swackhamer suggested that we ask the Attorney General Tuesday morning about the bill giving him an investigator.

Mr. Knisley asked the question: Does this apply to small towns that do not have an official Arson Investigator? Does it make all firemen Peace Officers, or could it?

It was decided to call in Mr. Keith Henricksen and get answers to these and other questions.

It was decided, also, to call in Mr. Blyth and question him as to what the smaller communities are now doing in this regard. Mr. Knisley to arrange this with Mr. Blyth.

Suggestion was made to include population factor in evaluating this matter.

AB 102 Changes Obscenity Statute entirely. Requested by the City of Las Vegas. Actual bill begins page 3.

Mr. Swackhamer gave objections from the newsstand dealer's point of view. They want what comes into the State of Nevada to be controlled from the publishers end. The distributors want to be taken off the hook.

Mr. Knisley commented that, in view of Justice Douglas' decision on "Lady Chatterley's Lover", there is no such thing as obscenity.

Mr. Swobe suggested we get someone from McDonald's office to go over the bill with the Committee. However, it was decided to wait until we had had an opportunity to examine the bill.

Mr. Close said Nevada simply cannot afford to be without some law against obscenity on its books.

It was decided to hold the bill for a few days to see if members of the Committee have changes to suggest, and to see if we need to get someone in to talk about the bill

Jacobsen moved to adjourn  
Parsons seconded  
Motion passed unanimously

Meeting adjourned at 10:20 A.M.