

Assembly

MINUTES OF COMMITTEE ON STATE, COUNTY AND CITY AFFAIRS, 54TH
NEVADA ASSEMBLY SESSION - APRIL 5, 1967

Present: Hilbrecht, Smith, Bryan Hafen, Garfinkle, Dini, McKissick

Absent: Tyson, Roy Young, Wooster.

Chairman Hilbrecht introduced Senator Bill Farr to make a presentation on behalf of SB 381.

Senator Farr explained that the bill as originally drawn was intended to make more specific the inspection responsibilities of the State Fire Marshal, to implement enforcement of his recommendations, and to bring conformity throughout the State to alarm systems and related matters. The Senate committee found in studying the measure that if the State Fire Marshal's recommendations entailed structural changes in public buildings for which no funds were available the recommendations would go by default unless an amendment were made. A copy of Director of Administration Howard E. Barrett's letter was given to the committee and is attached hereto.

Mr. Hal Smith noted that the amendment provided for the recommendation of the State Fire Marshal, in such instances, to be made to the State Planning Commission and questioned why it would not be better to have the recommendation channeled to the agency responsible for the public building. Senator Farr stated that the planning commission could better budget the necessary funds and coordinate with the agency.

Further questioning by members Garfinkle and McKissick developed further that this measure would enable the State Fire Marshal to go into areas of the state with his recommendations where presently there is no local agency to do the job.

Senator Farr was thanked for his presentation and excused.

Chairman Hilbrecht asked the committee for conditional approval of SJR 9 the alternative annual session proposal to AJR 11 in order that he would be able to follow through with the Senate to assure that both measures would receive favorable action for future consideration.

Smith moved Do Pass SJR 9 conditionally to Senate passage of AJR 11.

McKissick seconded.

Motion unanimously passed.

The committee was asked for action of SB 381 as presented by Senator Farr.

Smith moved Do Pass SB 381.

Dini seconded.

Motion unanimously passed.

At a hearing held earlier this date on SB 281, the beekeeper

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bill, Assemblyman Norman Glaser made a presentation to the committee on SB 260 authorizing state grazing boards to disburse moneys from range improvement funds. He stated that there were six districts in the state and that each district received grazing fee funds and the funds were used to hire attorneys, establish new formulas for grazing fee bases, or range improvement. It has been found that some districts are depositing the funds in the banks and making disbursements in a manner not subject to warrant issue or state audit. To remedy this situation this bill would require authorization from the Chairman and Secretary to draw a warrant which would be subject to audit.

Garfinkle asked if the required "certification" in the present legislation would not suffice. Assemblyman Glaser stated that it did not overcome the effecting of audit procedure.

Mr. Glaser was thanked and excused from the hearing.

Geraldine Tyson also appeared at the earlier hearing to report on SB 300 providing for Las Vegas Valley Water District liens. She stated that she had conferred with Pat Head of the Colorado River Commission and had been assured the bill would not affect that agency. However, she stated she felt there was an "overlap" between the provisions of the bill and asked that consideration be delayed. The committee agreed to this delay.

Chairman Hilbrecht asked the committee for action on SB 260 as presented by Assemblyman Glaser.

Dini moved Do Pass SB 260.
Smith seconded.
Motion unanimously passed.

Chairman Hilbrecht welcomed Assemblyman Art Espinosa to the meeting as being coequally interested with member Hal Smith in consideration of AB 497, the Lake Adair-Henderson proposal. Mr. Smith told the committee that he and Mr. Espinosa had agreed earlier that they would consider the hearing that was held March 30 and that each would give the measure serious objective research. They had further agreed that if they did not both favor the measure they would not recommend Do Pass. Mr. Smith said that his reservations about the bill persisted until the hearing at which time they had been resolved to his satisfaction. He said that he felt the necessary safeguards for the City of Henderson were contained in the agreement with the Port Holiday Authority and would be protected in any subsequent contractual agreements.

Mr. Espinosa reported that his reservations had likewise been satisfied and that he agreed with Mr. Smith's position. He said that the city council of Henderson had petitioned them by resolution to favor the bill. As a courtesy to them, more than anything else, he stated he would favor the bill.

Chairman Hilbrecht pursued the matter of when in the processes of the Lake Adair development would any financial obligation accrue to the City of Henderson.

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Mr. Russell McDonald was called and the committee carefully considered each procedure in the development from the building of the lake, the effectiveness of the dam, and the physical annexation. It was developed that any protestors to the development had the option of legal processes should they obtain the required number.

Emphasis was given the fact that this bill's proposed objective is basically a local matter--not state-wide. Also emphasis was given to the extent public hearing, editorializing, and informing had been indulged largely due to the persistently detailed attention of the Henderson Home News. The public concerned is not being by-passed.

The first responsibility would be when the water starts to flow into the Lake and bonds will be posted with the City. When this is done the City is obligated to file a "Change of Name" with the Secretary of State. Not until the Lake is filled and all contractual agreements have been met will the City be obligated financially. The establishment of a special assessment district would have to be done by ordinance.

Notice of the technical amendments to the bill supported by bond counsel and further supporting safeguards for the City of Henderson were stressed.

Mr. McDonald and Mr. Espinosa were excused.

McKissick moved Do Pass AB 497 with the amendments.
Dini seconded.
Motion unanimously passed.

The hearing held earlier in the day on SB 281 extending time limitation for storage of imported bees was discussed. Mr. Dini proposed that the bill should be amended in Section 3, par. 2 and the amendments were agreed upon.

Smith moved Do Pass SB 281 with amendment.
Bryan Hafen seconded.
Motion unanimously passed.

Mr. Curt Blyth appeared to suggest that the committee give further consideration to SCR 24. It was recalled that this measure was tabled by the committee in its meeting of March 22 on the suggestion that Mrs. Tyson felt a resolution for a broad metropolitan study would accomplish more than SCR 24. Mr. Blyth advised the committee that his association also favored the broader study and it was agreed the committee would consider it.

Chairman Hilbrecht stated that there would not be a Thursday meeting of the committee unless Senator Gibson requested some action in which case they would be notified.

The agenda for Friday, April 7 will include a hearing on:

SB 457: An Act relating to the licensing of contractors, setting

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forthe the classifications of licenses and additional requirements for qualifying for a license; making certain records confidential; providing penalties; and providing other matters properly relating thereto.

AB 519: Establishes additional grounds for suspending, revoking, or refusing to renew contractor's license.

SB 300: Provides that assessments for Las Vegas Valley Water District constitute liens coequal with lien of general taxes and for collection of such assessments (as amended).



STATE OF NEVADA
DEPARTMENT OF ADMINISTRATION
CARSON CITY, NEVADA 89701

PAUL LAXALT
Governor

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BUDGET DIVISION PERSONNEL DIVISION PURCHASING DIVISION DATA PROCESSING DIVISION BUILDINGS & GROUNDS DIVISION

March 10, 1967

Senator Francis W. Farr
Senate Chambers
Capitol Building
Carson City, Nevada

Dear Bill:

As I discussed with you, I am concerned about SB 381 and the possible fiscal impact of Section 4, Subsection 2. This Subsection would require that if the agency in charge of any state property fails to comply (within 30 days) with an order from the Fire Marshal to install fire suppression equipment, make structural changes, or remove potential hazards, the Fire Marshal may order the work done or appliances installed at the expense of such agency.

This section enables the Fire Marshal to obligate the funds of another State agency. The fire hazard may be unforeseen and funds not budgeted for its elimination. If the alteration or equipment were expensive, the agency's programs or services would have to be reduced to meet these expenses. Because of these possible fiscal difficulties, I would like to suggest another approach be used to solve this problem. For example, if an agency were unable to comply with the Fire Marshal's order because of insufficient funds, the matter could be referred to the Governor. He would have several alternative solutions available - A Board of Examiners Emergency Fund appropriation could be recommended to pay any expenses or other agencies could be authorized to remove the hazard.

If I can explain my thoughts further or answer any questions you may have, would you please contact me.

Sincerely,

HOWARD E. BARRETT
Director of Administration

HEB/n