

5

Senate
JUDICIARY COMMITTEE

MINUTES OF MEETING HELD
JANUARY 26, 1967

The meeting of the Judiciary Committee was called to order at 2:00 P.M., Thursday, January 26, 1967, in Committee Room 56, State Capitol Building, by Chairman Warren L. Monroe.

The following members were present: Warren L. Monroe, Chairman
V. E. Bunker
M. J. Christensen
Carl F. Dodge
Procter Hug, Sr.
C. Clifton Young

The following member was excused: Coe Swobe

Also Present: F. W. Farr, Seantor
James Guinan
Keith Henrikson
Joe Jackson, Nevada State Journal

Chairman Monroe invited Mr. James Guinan to address the Committee. Mr. Guinan stated that the Justices of the Nevada Supreme Court request that a Bill* be introduced by the Judiciary Committee relative to the State Library. They request that the Law Library portion of the State Library be separated and placed under the jurisdiction of the Supreme Court. He assured the members of the Committee that the separation would not require additional personnel or funds. The purpose of the separation is to insure that the funds which are made available to keep the Law Library current will be spent to the best advantage in the opinion of those persons that have need of the Law Library. The Committee agreed to give the request due consideration.

Chairman Monroe announced that the Committee would review the Bills introduced.

S.B. 12 "Authorizes State Fire Marshal to set standards for fire prevention and fighting equipment, license certain businesses, and establish library."

Senator Farr and Mr. Keith Henrikson appeared in support of the Bill. Mr. Henrikson advised the Committee that the Fire Advisory Board had found that in the enactment of the original Fire Marshal law certain items had been left out and this Bill is intended to correct the oversights. He mentioned that they were probably covered under the broad statement "all buildings" but if the Bill was more specific they could enforce the building standards more effectively. Chairman Monroe indicated concern over what their attitude might be towards certain Nursing Homes which might be considered sub-standard under the recommended standards but are vitally needed. Senator Farr assured the Committee that their interest was primarily in new construction and that compliance with the standards would be taken care of in the plan checking stage not during construction. He also stated that there were people, throughout the State, selling very dangerous equipment

* S.B. 57 (BDR 1-7)

that must be controlled. He said that it was relatively simple to control in the large communities through the City Business License Departments, but in the smaller communities it was virtually impossible.

Senators Hug and Fisher entered at 2:15 P.M.

Mr. Henrikson stated that the reason the standards are not included in the Bill is the difficulty in making changes. Senator Dodge asked if the standards would apply to buildings around the State and where people put in their own internal fire equipment, and also, who would inspect the buildings. Senator Farr replied that every Fire Marshal in the State should be authorized to inspect buildings. All Fire Chiefs are Assistant Fire Marshals and if the community does not have a Fire Chief the Constable is usually appointed. The licensing of fire equipment companies was discussed at length, Senator Dodge commented that he thought the payment of an additional license fee over and above the regular City License might discourage some firms.

Disposition: 1. Senator Dodge objected to the terms in Section 3, Paragraph (b). The Committee concurred and the Bill is to be amended deleting that paragraph. 2. Mr. Henrickson noted that on Page 2, Line 14, the words "and advisory board" should be inserted after the word "marshal." 3. Senator Young requested, and the Committee concurred, that the word "knowingly" be inserted in Sec. 5, on Line 21, after the phrase "Any person who".

S.B. 21 "Expands provisions relating to attempted arson and prohibits disposal and possession of fire bombs."

Senator Farr advised the Committee that the Bill was to correct a mistake in the drafting of the Bill. After considerable discussion it was agreed that the Committee would submit an Amendment to the Bill retaining the matter contained in Lines 1 through 4.

S.B. 22 "Increases penalties for certain offenses committed against peace officers or firemen."

Senator Farr advised the Committee that peace officers endorsed the Bill as well as firemen.

Disposition: Senator Young requested, and the Committee concurred, that the word "willfully" be inserted on Page 2, Line 41, immediately following "Resists or".

Senator Farr and Mr. Hendrikson left the meeting at this point.

S.B. 5 "Authorizes acknowledgment of bail bonds and justification of sureties before clerk of district court."

ON MOTION of Senator Dodge, seconded by Senator Bunker, it was unanimously agreed to "Do Pass Senate Bill No. 5."

- S.B. 23 "Provides for direct notice to corporate officer of resignation of resident agent."
ON MOTION of Senator Bunker, seconded by Senator Dodge, it was unanimously agreed to "Do Pass Senate Bill No. 23."
- S.B. 24 "Harmonizes provisions for distribution of Nevada Reports and Statutes of Nevada."
Disposition: Held over. Mr. John Koontz to be invited for consultation
- S.B. 33 "Permits Supreme Court to employ bailiff."
Disposition: Chairman Monroe to discuss proposed legislation with Chief Justice of the Supreme Court, Gordon Thompson.
- S.B. 39 "Increases maximum amount of certain liens entitled to priority over lien for sale or lease of certain personal property."
Disposition: Held over. Committee to check the State Statutes.
- S.B. 40 "Deletes reference to group insurance premium fund for state employees."
Disposition: Held over. Committee to consult with Russ McDonald.
- S.B. 41 "Amends statutes relating to local improvements and bonds by including reference to Uniform Commercial Code."
Disposition: ON MOTION of Senator Dodge, seconded by Senator Bunker, and unanimously passed, it was agreed to "Do Pass Senate Bill No. 41."
- S.B. 42 "Corrects grammar in Nevada Annexation Law."
Disposition: ON MOTION of Senator Dodge, seconded by Senator Bunker, and unanimously passed, it was agreed to "Do Pass Senate Bill No. 42."
- S.B. 43 "Provides for preprinting, presetting of type for printing of legislative measures before introduction."
Disposition: ON MOTION of Senator Dodge, seconded by Senator Christensen, and unanimously passed, it was agreed to "Do Pass Senate Bill No. 43."
- S.B. 48 "Limits exemption from taxation of federally owned real property."
Senator Dodge advised the Committee that the suggested Amendment was to correct terminology. The original intent was to legalize the taxing of large activities connected with government property such as the AEC and BMI, and exempt grazing land. Also, a preamble would be added.
Disposition: Held over. Committee to consult with Mr. Frank Daykin.

Chairman Monroe stated that the Committee had received some Assembly Bills for consideration. It was agreed to hold them over until Monday, January 30, 1967, and consult with Mr. Russ McDonald.

The meeting was adjourned.