

Senate

JUDICIARY COMMITTEEMINUTES OF MEETING HELDMARCH 6, 1967

A meeting of the Judiciary Committee was held at 2:20 P.M., Monday, March 6, 1967, in Committee Room 56, State Capitol, Chairman Monroe presiding.

Members Present: Warren L. Monroe, Chairman
V. L. Bunker
M. J. Christensen
Carl F. Dodge
Procter R. Hug
Coe Swobe
C. Clifton Young

Others Present: Senator Fisher
E. H. Shoup
Harold Hall, Old Orchard Trailer Co.
John Martin, Trail Coach Association
Ormand King, Reno Trailer Dealers
George Hale
Jack Swobe

Mr. Hall was invited to address the group relative to the merits of S.B. 163. Mr. Hall stated that the Bill was patterned after the laws already existing in other states; that these are nationally recognized standards to insure the protection of the buyers. The standards were evolved by the United States Standards Institute. Senator Swobe interjected the comment that one of the reasons they were requested to introduce the Bill was that sub-standard trailers were being brought into Nevada. Mr. Hall replied that it had become a problem in that Nevada was being used as a "dumping" area, and that Arizona was also faced with the same problem. Senator Dodge asked how many states around Nevada had similar legislation. Mr. Hall replied, California, Oregon and Idaho, and that a similar Bill had just cleared both legislative houses in Washington. Senator Dodge asked how prevalent the problem was, a few or hundreds. Mr. Hall stated that about 4,000 new trailers were sold in the State annually, but there were no figures available as to how many sub-standard trailers, new and used, were sold. He added that they knew of electrical problems where people have been injured.

The increased work load of inspecting these trailers on the Fire Marshall was discussed. It was determined that the manufacturers would submit plans and specifications for each of their trailer designs which would be approved by the Fire Marshall then only spot checks would have to be made. The manufacturers of approved trailers would affix a metal insignia to the trailer certifying the fact. Although it was stated that there would be no additional cost involved later in the meeting it was learned that the Fire Marshall had requested two deputies. The possibility of using a certificate rather than a metal plate was discussed but Mr. Hall argued that the certificate would undoubtedly get lost through the years but the metal tag would remain during the life of the trailer. When asked about the feasibility of self-policing, Mr. Hall replied that this would be very difficult that the idea of reporting perhaps your next door neighbor would be unpleasant that they would prefer having an enforcable

Senate

Minutes of Judiciary Committee Meeting Held 3/6/67

Page 2

code. The fees were discussed and it was explained that the \$4.00 fee for inspection of new trailers, and \$2.00 for used trailers would be deposited in the State General Fund. Senator Swobe read the amendments that he had had prepared to the Committee.

Senators Slattery, Farr and Alleman entered the meeting at 2:45 P.M.

Senator Farr commented that there was a Bill already introduced requesting authorization for two deputies and that it was his opinion that the Fire Marshall and his deputies could manage the required inspections. Chairman Monroe suggested that perhaps the Committee should consult with the Fire Marshall personally. Chairman Monroe asked if the standards covered proper ingress and egress, to which Mr. Hall replied that the Standards did not cover construction just the electrical wiring and so forth, but, construction standards were the subject of study by the A.S.A. now. Senator Hug asked if adherence to the standards would qualify trailers for foster homes, to which Senator Swobe answered, no.

Disposition: Held Over.

S.B. 200 "Permits general improvement districts to issue revenue bonds for construction of and regulate use of recreation facilities."

Chairman Monroe stated that he had received a number of objections to this Bill. Senator Dodge reported that he had checked with Mr. McDonald again relative to the "Master" Bill and had been informed that they had been having difficulty in making it conform to other sections in the statutes, but, they expect to have it ready for consideration this week.

S.B. 253 "Requires sending of behavior report to and approval by committing court prior to parole from juvenile correctional institution."

After a general discussion Senator Young commented that since the Bill did change the procedure he would like someone to give the background and reasons for the proposed change.

Disposition: Held Over.

S.B. 257 "Gives defendant burden of proof of any exception or exemption under dangerous drug and poison laws."

Mr. McDonald was requested to brief the Committee relative to this Bill. Mr. McDonald stated that the legislation had been requested by the District Attorney in Las Vegas. This Bill proposes to take the language out of the Uniform Narcotics Act and put it under the Dangerous Drug and Poison law. Senator Young read NRS Section 453.190.

Disposition: ON MOTION of Senator Dodge, seconded by Senator Swobe, it was unanimously agreed to "Do Pass S.B. 257."

S.B. 259 "Requires voter approval of urban renewal projects."

Senator Swobe read the amendments to the Bill. He also advised that the Assembly had had a Hearing on this subject and representatives from Las Vegas, No. Las Vegas and Reno, and the Municipal Association had not objected to this procedure. He also mentioned that he had been consulting with Bill Griswold to make sure that the requirements would not interfere with any projects now under way. Senator Swobe also commented that the reason the whole community would vote on urban renewal projects because if the "plans should go astray" the whole community would have to pay for it.

Disposition: ON MOTION of Senator Dodge, seconded by Senator Young, it was unanimously agreed to "Do Pass as Amended S.B.259."

S.B. 266 "Amends various provisions of Highways and Roads law."

Disposition: Held Over.

S.B. 267 "Proposes various amendments to law relating to eminent domain proceedings."

Disposition: Held Over.

S.B. 274 "Extends time within which notice of right to claim mechanic's lien must be given."

It was decided to hold a Hearing on this matter at 2:00 P.M., Monday, March 13, 1967. Senator Young is to invite Ed Hale to appear. Also to be invited are Mr. Cuno of the Homebuilders Association, Bill Sanford, Sr., Rowland Oakes of the A.G.C., and Harold Taber representing the Bar Association.

S.B. 280 "Requires proof of financial responsibility for all motor vehicles registered in this State."

Senator Swobe commented that he thought the Committee had decided not to get into this and that it was the reason for passing the uninsured motorist Bill. Senator Young mentioned that perhaps the sponsor, Senator Slattery, should be give an opportunity to speak on it.

Disposition: ON MOTION of Senator Young, seconded by Senator Swobe, it was unanimously agreed to "Place S.B. 280 in the Hold File."

S.B. 285 "Repeals prohibition of liquor sales on election days."

Disposition: ON MOTION of Senator Hug, seconded by Senator Young, it was unanimously agreed to "Do Pass S.B. 285."

S.B. 289 "Provides for recordation of master form mortgages and deeds of trust to permit short-form recordings thereafter."

Senate

Minutes of Judiciary Committee Meeting Held 3/6/67

Page 4

Senator Swobe advised that he was still having this legislation checked over.

Disposition: Held Over.

S.B. 295 "Prohibits discrimination in employment on basis of age."

Disposition: Held Over. James Wittenberg to be consulted.

S.B. 307 "Assures certain protections to officers of State and political subdivisions under statute waiving sovereign immunity."

Chairman Monroe explained that the Bill only adds one word, "officers". The legislation would include officers as employees are already covered.

Disposition: ON MOTION of Senator Christensen, seconded by Senator Bunker, it was unanimously agreed to "Do Pass S.B. 307."

S.B. 313 "Provides for recordation of master form mortgages and deeds of trust to permit short-form recordings thereafter."

Senator Swobe advised that this Bill was the same as S.B.289 which he had introduced, and, if the committee wished to consider this one instead he would not object.

Disposition: Held Over.

S.B. 314 "Requires spark arrestors on certain vehicles and provides civil liability for causing fires."

Senator Farr was requested to advise the Committee on the merits of this Bill. Senator Farr explained that the legislation had been recommended by the U.S. Forest Service. He then explained the physical make-up of a sparks arrestor and the way they were attached to the mufflers. When queried about the cost, Senator Farr stated that the sizes were graduated and the prices would be determined by the required size, as an example the ones purchased for the fire equipment cost \$12.00 each.

Chairman Monroe mentioned that the second section appeared to cover a different matter. The matter of anyone causing a fire whether negligence was involved or not being liable for the cost of all damage was discussed at length.

Senator Swobe commented that spark arrestors were already required in the law. Chairman Monroe stated that it applied to the old railroads and this Bill would make it extend to motor vehicles.

Disposition: Held Over.

S.B. 325 "Gives municipal courts and justices of the peace jurisdiction over juvenile traffic offenders."

Senate

Minutes of Judiciary Committee Meeting Held 3/6/67

Page 5

Chairman Monroe advised that this Bill would put the law back the way it used to be before it was changed by the Legislature in 1963. Senator Bunker stated that he liked the present law better. Senator Young commented that a study of the whole court structure was going to be made, and that some people believe that Justice Courts should be done away with.

Disposition: Held Over.

S.B. 334 "Prohibits bondsman for defendant in criminal matter from employing attorney to enter plea of guilty for such defendant."

Senator Christensen stated that the Committee should find out who requested the legislation.

Disposition: Held Over.

S.B. 344 "Provides for escheat of unclaimed corporate dividends."

Senator Dodge advised that Mr. McDonald had requested him to introduce this Bill. The Bill was discussed at length and it was agreed to ask Mr. McDonald to appear before the Committee for consultation.

Disposition: Held Over.

S.B. 345 "Recognizes Alaska and Hawaii as states of the United States for purposes of Uniform Act for Out-of-State Parolee Supervision."

Disposition: ON MOTION of Senator Swobe, seconded by Senator Bunker, it was unanimously agreed to "Do Pass S.B. 345."

The meeting adjourned at 4:00 P.M.