

Senate

JUDICIARY COMMITTEE

MINUTES OF MEETING HELD

April 12, 1967

A meeting of the Judiciary Committee was held at 9:15 A.M. Wednesday, April 12, 1967 in Committee Room 56, State Capitol, Chairman Monroe presiding.

Members present: Warren L. Monroe, Chairman
Vernon E. Bunker
M. J. Christensen
Carl F. Dodge
Procter R. Hug
C. Clifton Young

Members absent: Coe Swobe
Also present: Joe Jackson, Reno Newspapers, Inc.
Chairman Monroe said the Assembly had amended the Court Reporter's bill and cut the amount from \$45.00 to \$40.00

A.B. 351 - "Exempts community property from liability for certain ante-nuptial debts of either spouse."

Assemblyman Norman Hilbrecht came in to discuss the merits of the bill. He called attention to the reprint, which he thinks is a good bill. Doesn't like the **original**. He cited cases where the second husband of a formerly married woman ended up paying debts incurred by the first husband.

Disposition: Hold.

A.B. 438 "Provides for issuance of certificates of public convenience and necessity to community antenna television companies!"

Discussion. Senator Young said it does not really change the existing law, merely adds to it. Senator Dodge felt some regulation is needed.

Disposition: ON MOTION of Senator Dodge, seconded by Senator Swobe, it was agreed to Do Pass A.B. 438, Senator Christensen not voting.

A.B. 298 "Provides for regulation and licensing of insurance adjusters, process servers, repossessioners, private patrolmen, and polygraph operators and for extended regulation of private investigators."

Senator Dodge said if the Committee is seriously going to hear it, the First National Bank people are concerned about it and want to be heard.

Disposition: ON MOTION of Senator Swobe, it was agreed to hold A.B. 298. Senator Young voted against. Chairman Monroe said he had a note from Mel Close on it.

A.B. 210 "Includes deeds of trust in single action rule for foreclosure proceedings, establishes procedure for determining amount of deficiency judgment, and forbids deficiency judgment for purchase money."

Senator Dodge said we should talk to Ed Fike about this. Chairman said something should be done about it this afternoon or not at all.

A.B. 339 "Provides that residence of nominator does not affect priority of person nominated to receive letters of administration."

Public Administrator Bill, came back. Honorable Wm. Morris opposed to the amendment. We passed it. Had to recall it from the Governor, back in Assembly. It was amended, put in Subsection 2 on Page 2. Senator Young wondered why a public administrator has to be compensated. Senator Dodge said he didn't see too much wrong with it. Senator Young explained and said he didn't think it should be killed.

Disposition: ON MOTION of Senator Swobe, it was agreed to Do Pass 339, all in favor.

S.B. 401 "Transmutes certain community property and joint tenancies into tenancies in common."

Disposition: ON MOTION of Senator Swobe, seconded by Senator Young, it was agreed to hold S.B. 401.

S.B. 410 "Allows access by interested parties to certain information on accident reports filed as result of motor vehicle accident."

Senator Swobe said he had the amendments, and that Subsection 2 of Section 2 should remain, as well as Section 4. He said Mr. Raggio approved, as does also George Vargas.

Disposition: Agreed to put S.B. 410 out, amendments are now being drawn.

A.B. 508 "Provides that criminal prosecutions for embezzlement, fraudulent issue of stock by officers, employees of corporation may be commenced within 5 years after commission of offense."

Frank Daykin came in to explain. He said it was actually incomprehensible to him at the moment. He said the word "theft" is not defined as a particular crime in our statute.

Disposition: Hold.

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S.B. 517 "Provides penalty for issuance of bad check in payment of pre-existing obligation."

Frank Daykin explained.

Disposition: ON MOTION of Senator Dodge, seconded by Senator Christensen, it was agreed to Do Pass S.B. 517. Senator Young opposed.

S.B. 515 "Preserves power of district attorneys to issue subpoenas."

Disposition: Do Pass S.B. 515.

Meeting adjourned at approximately 9:45 A.M. until afternoon this day.

Meeting resumed at 4:00 P.M. April 12, 1967 in Room 56, Capitol Building, Chairman Monroe presiding. Same members present, with Senator Swobe absent.

A.J.R. 23 "Proposes constitutional amendment to allow Legislature to broaden participation in presidential elections."

Disposition: ON MOTION of Senator Bunker it was agreed to Do Pass A.J.R. 23.

A.B. 508 "Provides that criminal prosecutions for embezzlement, ^{issue} fraudulent stock by officers, employees of corporation may be commenced within 5 years after commission of offense."

Discussion of 3 year or 5 year limit. Don't think it would directly affect Mark Twain Life Insurance case. Reason for it concerns investigative needs after cases are gotten into.

Disposition: Hold

A.B. 298 "Provides for regulation and licensing of insurance adjusters, process servers, repossessioners, private patrolmen, and polygraph operators and for extended regulation of private investigators."

Assemblyman Mel Close came in to discuss this bill. He brought out need for licensing of private investigators, who he feels should have special education and experience. They have access to information concerning peoples' private lives and should know what to do with it. He discussed \$10,000 bond for such people.

Senator Gibson came in and requested Senator Dodge's presence for a quorum in his committee.

Mr. Close spoke of need for competent operation of Polygraph machines. An incompetent operator could cause much trouble by misreading results, etc. He discussed door checkers, if they are not honest they could strip a store. He said private detectives in Las Vegas and Reno support the bill, which contains a "grandfather" clause. Those in practice now may remain so without regard to experience requirements or further education but have to meet financial requirements. It would be set up by Don Brown. Mr. Close said he had requested two amendments be drawn reducing bonds and taking adjusters out. Senator Young said he had been for the bill all along.

Disposition: ON MOTION of Senator Christensen, seconded by Senator Young, it was agreed to Amend and Do Pass A.B. 298.

A.B. 443 "Adopts 1964 amendments to Uniform State Food, Drug and Cosmetic Act."

Chairman Monroe said he just got this bill today from the Assembly. He would like to have somebody come in on it tomorrow morning, Frank Daykin or Russ McDonald.

A.B. 500 "Limits enforcement duties of Nevada highway patrolmen."

Chairman Monroe said he is very much opposed to this on the surface, all officers would have to do would be to make traffic violation arrests.

Disposition: ON MOTION of Senator Young, seconded by Senator Bunker, it was agreed to hold A.B. 500.

Chairman Monroe got amendments on A.B. 298 from his and Senator Christensen's desks. Senator Christensen said he could get amendments on A.B. 331.

Meeting was adjourned at 4:30 P.M.