

MINUTES OF MEETING - ASSEMBLY COMMITTEE ON JUDICIARY - SPECIAL SESSION, February 15, 1968

Meeting was called to order by Chairman White at 10:50 A.M.

Present: White, Swackhamer, Petrini, Lowman, Torvinen, Schouweiler

Absent: Hilbrecht, Dungan, Kean

AB 16: Requires filing of claim against political subdivision in any action against employee or officer of political subdivision. No cost to state.

Chairman White explained the bill briefly. He said the purpose of the bill was to bring officers of a political subdivision under the same protection as the political subdivision.

MR. SCHOUWEILER: In other words, six month claim.

MR. TORVINEN: The theory is that people are covered under the city anyway within the scope of their insurance.

MR. WHITE: It is hard to get some of these people covered.

MR. SWACKHAMER: It is easier to sue an individual than a subdivision.

MR. WHITE: I think they ought to have this bill.

MR. SWACKHAMER: It might give people a little hesitant to act a little more courage.

MR. SCHOUWEILER: The only question is anyone suing within six months.

MR. TORVINEN: The Statute of Limitations is two years against the sheriff.

MR. LOWMAN: Are we really cutting them on this?

MR. TORVINEN: Yes, we are. If you were arrested seven months ago and we do not cut you off you could sue. Personally, everyone I know always joins the city anyway.

MR. SCHOUWEILER: I am wondering about this claim set up.

MR. WHITE: If anyone has a suit pending he is going to get in there and file suit anyway.

MR. TORVINEN: Maybe we should extend the effective date to May 1 or something to give people sufficient chance.

MR. LOWMAN moved Do Pass with amendment to make May 1 the effective date

MR. SWACKHAMER: Are there many of these things actually filed?

MR. LOWMAN: In Clark County we are having a lot of them.

MR. TORVINEN: In Washoe County everybody is suing everybody, including the kitchen sink.

MR. WHITE: Would anyone care to second Mr. Lowman's motion with amendment on Section 2?

MR. SCHOUWEILER seconded the motion  
Motion passed unanimously

Meeting was adjourned at 11:00 A.M.