

MEETING MINUTES

Date: Saturday, April 19, 1969

Present: Senator White, Chairman
Senator Hecht
Senator Swobe
Senator Lamb (Part-time)

Absent: Senator Titlow

Others: Mr. Russell W. McDonald, Director-Legislative Counsel
(Part-time) Bureau

The chairman called the meeting to order at 5:45 P.M.

The chairman, calling attention to the fact that only three members of the committee (Senators White, Swobe, and Hecht) were present, questioned whether or not there being less than two-thirds of the committee present, those present could rescind the standing rules of the committee adopted at the commencement of the session and adopt a ruling that a majority of the committee members could vote to rescind an action previously taken by a majority vote of the committee. No one had a Mason's Manual to use as a reference. Therefore, to get an authoritative ruling, Mr. Russ McDonald was asked to join the meeting to give his opinion.

Mr. McDonald said this question had been posed before and that he had checked it again with Mr. Mason last year. Mr. McDonald said that, after his discussion with Mr. Mason, it was still his opinion, in essence, that "a simple majority can undo what a simple majority can do." The chairman then asked, directing his question to Mr. McDonald, if his understanding was correct that, in Mr. McDonald's opinion, the majority of the committee could sit down and make new rules. Mr. McDonald confirmed the chairman's understanding and immediately departed the meeting.

Senator Swobe then moved that the standing rule of the committee requiring a two-thirds vote to rescind action previously taken be rescinded. (The chairman here explained that it was being proposed to rescind the rule that requires a two-thirds vote to reconsider an action and then those present, representing a majority, would reconsider a bill previously killed.) Senator Hecht seconded the motion. Motion carried unanimously and it was so ordered.

Senator Swobe next moved to rescind the action previously taken whereby the committee had "deep sixed" A.B. 94. Motion seconded by Senator Hecht. Motion carried unanimously. It was so ordered.

Next, Senator Swobe moved to pass A.B. 94 out of committee with a recommendation to "do pass." Motion was seconded by Senator Hecht. Motion carried unanimously. It was so ordered.

Senate Committee on Commerce
Meeting Minutes

April 19, 1969
Page 2.

Immediately following conclusion of the foregoing action on A.B. 94, Senator Lamb joined the meeting.

The chairman then directed the attention of the committee to other bills to be considered at this meeting.

A.B. 410 Introduced by Committee on Commerce.
Provides in detail for licensure and regulation of trust companies.
Executive estimate of cost: None.

Senator Swobe commented that, at the present time, there is apparently no law covering the regulation of trust companies. That is the reason for this bill and he (Senator Swobe) said he understood there had been no expressed opposition to this proposed legislation. Senator White asked if there were such a thing as "just a trust company." Senator Swobe assured him there was.

Senator Swobe moved that the bill be held until testimony on it could be taken. Senator Hecht seconded. Majority voted "aye." Motion carried. It was so ordered.

A.B. 711 Introduced by Committee on Commerce.
Modifies rate structure applicable to installment loans.

There was no discussion on this bill.

Senator Swobe moved that it be held until testimony on it could be heard. Senator Lamb seconded. Motion carried unanimously. It was so ordered.

S.B. 375 Introduced by Senators Pozzi and Swobe.
Permits automobile insurance policy holders to have repairs done at garage of their choice.

Senator Swobe moved to "deep six" this bill.

Before entertaining a second, the chairman said that Senator Pozzi had hoped to present a rewrite of this bill, or some improving amendments, but he had not done so and was agreeable to having the bill killed.

Senator Hecht seconded Senator Swobe's motion. Motion carried unanimously. It was so ordered.

S.B. 541 Introduced by Senator Swobe.
Outlaws the business of burial societies. Executive estimate of cost: None.

With no discussion, Senator Swobe moved to hold action on this bill until a hearing on it could be held. Senator Hecht seconded. Motion carried unanimously. It was so ordered.

A.C.R. 51 Introduced by Messrs. Swackhamer and Kean.
Directs legislative commission to study Nevada Insurance Code
and authorizes expenditure therefor.

Senator Swobe moved to send this bill to the Committee on Finance. Senator Hecht seconded. Motion died for lack of a majority vote.

Senator White commented that if the committee wanted to do anything about this proposal, he would like to see an amendment to it which would broaden its scope.

There was no further discussion on this A.C.R.

A.B. 94 Introduced by Mr. Lowman.
Improves procedure for investment of state moneys. Executive
estimate of cost: None.

Discussion reverted to A.B. 94, the first bill considered at this meeting.

The chairman said there were two amendments to this bill proposed and read Amendment No. 2455 (Section 3, Page 1, Line 23 - Delete "other persons" and insert "clerical help.") Senator Lamb said that this amendment had the sanction and approval of the Governor and of Mr. Wilson McGowan, State Controller.

Senator Lamb reminded the committee that the amendment presented a question of money and Senator White asked if the committee would want to put money in the bill. This was left as an open question.

At this point, Senator Lamb moved that the action previously taken at this meeting on A.B. 94 be rescinded. Seconded by Senator Hecht. Motion carried and it was so ordered.

The chairman then read the second amendment, No. 2456 (Section 3, Page 1, Line 23 - after the "." add, "The Financial Secretary shall work under the supervision of the State Treasurer.")

Senator Hecht said he would like to give some study to this amendment. Senator Lamb said he could offer no judgment. (It was asked who had sponsored this amendment, and it was suggested that it was thought that Mr. Mirabelli had asked for it.)

The chairman asked for motions on the amendments separately, before taken a motion on the bill as amended.

Senator Lamb moved to adopt Amendment No. 2455; Senator Swobe seconded. Motion passed. It was so ordered.

Senator Swobe then moved to hold Amendment No. 2456; Senator Hecht seconded. Motion passed and it was so ordered.

Senate Committee on Commerce
Meeting Minutes

April 19, 1969
Page 4.

Senator Swobe then moved a "do pass, as amended," on A.B. 94. Senator Hecht seconded. The motion carried and it was so ordered. Senator White asked that the record show the chairman voted "aye" on this motion.

Chairman adjourned the meeting at 6:10 P.M.

Approved:

Marvin L. White