

Senate

COMMITTEE ON FEDERAL, STATE AND LOCAL GOVERNMENTS

Minutes of Meeting -- April 14, 1969

The fortieth meeting of the Committee on Federal, State and Local Governments was held on the 14th day of April, 1969, at 3:00 P.M.

Committee members present: James Gibson, Chairman
Chic Hecht
F. W. Farr
Carl F. Dodge
Vernon Bunker
Warren Monroe
Marvin L. White

Others present were:

James G. Gross	Storey County Auditor
Eric A. Jacobsen	Storey County Sheriff
Noel E. Manoukian	Kingsbury Fire District, Attorney
Joe Gillies	Chief, Kingsbury Fire District
John Bullis	CPA, Kingsbury Fire District
Jim Havel	Deputy Research Director
Bud Albright	Assistant Manager of Clark County
Floyd Edgeman	Chief, South Lake Tahoe Fire District
Frank Daykin	Legislative Counsel Bureau
Richard Hanna	Attorney
Senator Pozzi	
Assemblyman Brookman	
Assemblyman Jacobsen	
Assemblyman Bowler	

Press representatives

Chairman Gibson called the meeting to order. The first matter to be considered was the proposed bill setting salaries for elected county officials. Mr. Gross, Storey County Auditor asked how the committee had based the salaries they had arrived at on the proposed schedule. Chairman Gibson explained that they were based on assessed valuation, population, and volume of business of the county offices. Mr. Gross then wanted to know if they had taken the original budget that had been submitted to the Tax Commission and said that that had been amended because there was an error and when that had been prepared there were ample funds.

Senator Dodge pointed out that their main objective in this schedule had been to bring about uniformity, meaning that the counties with fairly like situations have similar salaries. Mr. Gross then elaborated on the situation in Storey County and stated that he felt the proposed raise was insufficient. Chairman Gibson said that the committee understood their position, and would study it in relation to the over-all bill.

SB-411 Proposed by Senator Fransway.
Provides for election, terms of office of mayor and councilmen of third-class cities; provides number of councilmen for second-class cities.

Chairman Gibson explained the purpose of this bill, and stated that this bill resolves the conflict. Senator Dodge moved Adopt, Amend and Do Pass, seconded by Senator Monroe. Vote for this action was unanimous.

AB-361 Proposed by Mr. Jacobsen.
Provides single assessment limitation for equipping and maintaining fire districts. Executive estimate of cost: None.

Mr. Manoukian, representing the Kingsbury Fire District, spoke on this bill. He referred to a portion of a letter dated March 24, 1969, addressed to Chairman Gibson which stated that initially they would like to dispense with the distinction of establishing, equipping, and maintaining the district in the conjunctive and get closer to that language used in county form districts under 474 (NRS) opposed to district form by election. Also they are one of the four or five districts in the state in that regard. He noted that their basic problem at Kingsbury is that of manning a district that's already established -- they do not have enough men to man the equipment they have nor to service the district. Mr. Manoukian said that he would like to urge an amendment to this bill striking the $\frac{1}{2}$ of 1%.

Senator Farr pointed out that they would like to see "maintain" included in the provisions of this bill and that this is the heart of the whole thing. Mr. Gillies, Chief of the Kingsbury Fire District, added his comments in this regard.

Following discussion, Senator Monroe moved Amend back to 1%, and Do Pass, seconded by Senator Farr. Vote for this motion carried, with Senator Dodge voting "nay".

SB-146 Proposed by Senator Titlow.
Establishes Central Nevada resource development authority.

Chairman Gibson went over the extensive amendments and stated that they actually make a new bill out of it. He noted that they need some kind of status in the statutes to place them in the proper framework to receive federal assistance. There was committee discussion concerning the provisions of this bill.

Senator Monroe moved Amend and Do Pass, seconded by Senator Dodge. Vote for this action was unanimous.

SB-531 Proposed by Senator Dodge.
Establishes the Churchill-Lyon county boundary line.

Chairman Gibson explained that this bill serves only to clarify the county boundary line. Following discussion, Senator Dodge moved Do Pass, seconded by Senator Monroe. Vote for passage was unanimous.

AB-362 Proposed by Mr. Jacobsen.
Increases permissible interest rate on general improvement district bonds.

Chairman Gibson said that he had consulted with Mr. McDonald regarding this, and that in light of the master bills they had passed on raising the interest rate it is necessary and that this bill would be needed, including an amendment.

Senator Dodge moved Amend and Do Pass, seconded by Senator Hecht. Vote for this action was unanimous.

AB-353 Proposed by Mr. Wilson.
Enacts open housing law.

Chairman Gibson gave a report on his meeting with Mr. Guinan, attorney representing the NAACP, and said that they want the language in AB-693 substituted for the language in this bill, leaving it as AB-353, but picking up the other language. Also Mr. McKissick in the Assembly had indicated that they would not accept this as a substitute bill, so there is a strong division of feeling on this. Senator Farr stated that he had spent some time in Las Vegas talking to various people and felt that AB-353 responds without spelling out segregation to the need of the state. Senator Dodge concurred that he felt they should support this bill, but that it should be referred to the Finance Committee. Chairman Gibson stated a reservation on this in that it goes beyond the federal act.

Following further discussion, Senator Dodge moved Do Pass and re-refer to the Finance Committee, seconded by Senator Farr. The vote on this motion carried, with Senator Monroe and Senator Gibson voting "nay".

AB-675 Proposed by Messrs. Bowler, Glaser, Ashworth, Swallow, Bryan Hafen, Howard, Capurro, Lowman and Tim Hafen.
Permits county and city governing bodies to enter into lease-purchase agreements for buildings.

Mr. Bowler commented on this bill, stating that the actual purpose is to build a stadium between Las Vegas and Henderson -- the bill is permissive legislation only. There was discussion in this regard and comments from Mr. Daykin. It was decided to hold action on this for further clarification.

AB-304 Proposed by Clark County Delegation.
Allows county commissioners to vote on certain cooperative agreements which extend beyond terms of office.

Mr. Albright of Clark County commented on this bill, followed by committee discussion. Senator Dodge moved Do Pass, seconded by Senator Bunker. Vote for passage was unanimous.

AB-718 Proposed by Committee on Agriculture.
Permits water conservancy subdistricts to levy and collect taxes for construction, operation and maintenance of works of such subdistricts.

It was decided to hold action on this for additional information.

AB-713 Proposed by Committee on Government Affairs.
Authorizes Mineral County power system to purchase equipment, supplies of value under \$2,500 without advertising for bids.

It was noted that there was a previous bill regarding this matter. Senator Farr was designated to do further research before any action is taken on it.

AB-695 Proposed by Messrs. Getto, Jacobsen and Howard.
Authorizes county commissioners to determine indigency of hospital patients.

Following committee discussion, Senator Monroe moved Amend and Do Pass, seconded by Senator Hecht. Vote for this action was unanimous.

There being no further business, the meeting was adjourned.

Respectfully submitted,

Patricia F. Burke

Patricia F. Burke,
Committee secretary

(REPRINTED WITH ADOPTED AMENDMENTS)

SECOND REPRINT

S. B. 411

SENATE BILL NO. 411—SENATOR FRANSWAY

MARCH 12, 1969

Referred to Committee on Federal, State and Local Governments

SUMMARY—Provides for election, terms of office of mayor and councilmen of third-class cities; provides number of councilmen for second-class cities. (BDR 21-1772)



EXPLANATION—Matter in *italics* is new; matter in brackets [] is material to be omitted.

AN ACT relating to the incorporation of cities by general law; providing for election and terms of office of the mayor and councilmen of third-class cities; providing for the number and terms of office of councilmen for second-class cities; and providing other matters properly relating thereto.

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

- 1 SECTION 1. NRS 266.220 is hereby amended to read as follows:
 2 266.220 1. Except as provided in subsection 3, councilmen shall be
 3 chosen by the qualified electors of their respective wards.
 4 2. In cities of the first class, the city council shall be composed of nine
 5 councilmen, one from each ward and one elected by the electors of the
 6 city at large. In cities of the second class, the city council shall be com-
 7 posed of *three or five councilmen* [, one] *as the city council shall pro-*
 8 *vide by ordinance, but there shall be one councilman* from each ward. In
 9 cities of the third class, the city council shall be composed of three coun-
 10 cilmen, one from each ward.
 11 3. In cities of the second and third classes, the council may by ordi-
 12 nance provide that councilmen shall be voted upon by the electors of
 13 the city at large, but shall reside in the ward to be represented by them.
 14 If the council adopts such an ordinance, the ordinance shall not be
 15 amended or repealed until at least two consecutive elections have been
 16 conducted pursuant to such ordinance.
 17 SEC. 2. NRS 266.626 is hereby amended to read as follows:
 18 266.626 1. A general city election shall be held in each city of the
 19 first and second classes on the 1st Tuesday after the 1st Monday in June
 20 of the first odd-numbered year after incorporation, and on the same day
 21 every 2 or 4 years thereafter as determined by law, ordinance or resolu-
 22 tion, at which time there shall be elected such elective city officers, the
 23 offices of which are required next to be filled by election. All candidates,

1 *incorporation or after the effective date of this act whether the terms of*
2 *office of the mayor and the councilmen shall be 2 or 4 years and if it is*
3 *determined to have terms of 4 years, whether such terms of office shall*
4 *be staggered. If it is determined by ordinance that the terms of office*
5 *shall be staggered, the mayor and the three councilmen holding office*
6 *on the date of the ordinance shall decide by lot among themselves which*
7 *two of their offices shall expire at the general election which next follows*
8 *the date of the ordinance, and thereafter the terms of office shall be 4*
9 *years.*

10 3. A candidate for any office to be voted for at the general city
11 election shall file an affidavit of candidacy with the city clerk not less
12 than 30 nor more than 40 days before the day of the general city election.
13 The city clerk shall charge and collect from the candidate and the candi-
14 date shall pay to the city clerk, at the time of filing the affidavit of candi-
15 dacy, a filing fee in an amount fixed by the city council by ordinance.

16 **[3.]** 4. Candidates for mayor shall be voted upon by the electors of
17 the city at large. Candidates for councilmen shall be voted upon by the
18 electors of their respective wards to represent the wards in which they
19 reside, or by the electors of the city at large to represent the wards in
20 which they reside, in accordance with the provisions of this chapter.

21 SEC. 3. This act shall become effective upon passage and approval.

(REPRINTED WITH ADOPTED AMENDMENTS)

FIRST REPRINT

A. B. 361

ASSEMBLY BILL NO. 361—MR. JACOBSEN

FEBRUARY 18, 1969

Referred to Committee on Government Affairs

SUMMARY—Provides single assessment limitation for equipping and maintaining fire districts. Executive estimate of cost: None. (BDR 42-314)

EXPLANATION—Matter in *italics* is new; matter in brackets [] is material to be omitted.

AN ACT relating to county fire protection districts; providing a single assessment limitation for equipping and maintaining such districts and increasing the amount of the permissible assessment; and providing other matters properly relating thereto.

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

- 1 SECTION 1. NRS 474.190 is hereby amended to read as follows:
 2 474.190 1. Subject to the provisions of subsection 2, the board of
 3 directors of each county fire protection district shall prepare annual
 4 budgets in accordance with NRS 354.470 to 354.626, inclusive.
 5 2. The amount of money to be raised for the purpose of establishing,
 6 [and] equipping *and maintaining* the district with firefighting facilities
 7 shall not in any 1 year exceed [1] 1½ percent of the assessable property
 8 within the district. [The amount of money to be raised for the purpose of
 9 maintaining the district each year shall not exceed one-half of 1 percent
 10 of the assessable property within the district.]
 11 3. In determining the tax to be levied to raise the amount of money
 12 required by such budget within such limitation, the board of county com-
 13 missioners shall prorate 80 percent of the amount of the tax upon the
 14 assessed value of improvements and personal property upon each parcel
 15 of land and 20 percent upon the assessed value of each parcel of land,
 16 if upon the formation of the district a provision for such procedure was
 17 included in the notice to create the district approved by the property
 18 owners, or if a petition requesting such procedure, signed by not less
 19 than a majority of the property owners within the district, is presented to
 20 the board prior to January 20.
 21 SEC. 2. This act shall become effective upon passage and approval.

S. B. 146**SENATE BILL NO. 146—SENATOR TITLOW**

FEBRUARY 10, 1969

Referred to Committee on Federal, State and Local Governments

SUMMARY—Establishes Central Nevada resource development authority. (BDR S-681)

EXPLANATION—Matter in *italics* is new; matter in brackets [] is material to be omitted.

AN ACT to establish the Central Nevada resource development authority; defining boundaries of the authority; providing for programs of human and renewable natural resource development; providing for a board of directors with certain powers, duties and functions; and providing other matters properly relating thereto.

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

- 1 SECTION 1. This act shall be known as the Central Nevada Resource
2 Development Act.
- 3 SEC. 2. 1. The Central Nevada resource development authority is
4 hereby created.
- 5 2. The purpose of the authority is to develop and use the human and
6 renewable natural resources of Central Nevada to supply the existing and
7 potential market for agricultural products, scenic and historical attractions
8 and recreation opportunities.
- 9 SEC. 3. As used in this act, unless the context otherwise requires, the
10 words and terms defined in sections 4 to 6, inclusive, have the meanings
11 ascribed to them in such sections.
- 12 SEC. 4. "Area" means the geographical area of jurisdiction of the
13 authority and includes:
- 14 1. Esmeralda County;
- 15 2. That portion of Eureka County included in the Eureka soil con-
16 servation district;
- 17 3. That portion of Lander County and of Churchill County included
18 in the Austin soil conservation district; and
- 19 4. That portion of Nye County included in the Tonopah soil conser-
20 vation district north of the first tier of townships north of the Mount
21 Diablo base line.
- 22 SEC. 5. "Authority" means the Central Nevada resource development
23 authority.

Original bill is 3 pages long.
Contact the Research Library for
a copy of the complete bill.

S. B. 531

SENATE BILL NO. 531—SENATOR DODGE

APRIL 12, 1969

Referred to Committee on Federal, State and Local Governments

SUMMARY—Establishes the Churchill-Lyon county boundary line.
(BDR 20-2013)EXPLANATION—Matter in *italics* is new; matter in brackets [] is material to be omitted.

AN ACT relating to counties; establishing the boundary line between Churchill and Lyon counties; and providing other matters properly relating thereto.

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

- 1 SECTION 1. Chapter 243 of NRS is hereby amended by adding
2 thereto a new section which shall read as follows:
3 *The boundary line between Churchill and Lyon counties is hereby*
4 *defined and established as follows:*
5 *Commencing at the intersection of the east line of section 17, T. 14*
6 *N., R. 29 E., with the county boundary line between Lyon County*
7 *and Mineral County, the true point of beginning of the following*
8 *described line; thence along the line as follows:*
9 *Northerly along the east line of sections 17, 8 and 5 to the north-*
10 *east corner of section 5, T. 14 N., R. 29 E.; thence westerly along*
11 *the north lines of sections 5 and 6 to the northwest corner of section*
12 *6, T. 14 N., R. 29 E.; thence northerly along the east line of sections*
13 *36 and 25, T. 15 N., R. 28 E., to the northeast corner of section 25;*
14 *thence westerly along the north line of section 25 to the northwest*
15 *corner of section 25; thence northerly along the east line of section*
16 *23 to the northeast corner of section 23; thence westerly along the*
17 *north line of section 23 to the northwest corner of section 23; thence*
18 *northerly along the east line of section 15 to the northeast corner of*
19 *section 15; thence westerly along the north line of section 15 to*
20 *the northwest corner of section 15; thence northerly along the east*
21 *line of section 9 to the northeast corner of section 9; thence westerly*
22 *along the north line of section 9 to the northwest corner of section*
23 *9; thence northerly along the east line of section 5 to the northeast*
24 *corner of section 5, T. 15 N., R. 28 E.; thence westerly along the*
25 *north line of sections 5 and 6 to the southeast corner of section 36,*
26 *T. 16 N., R. 27 E.; thence northerly along the east line of sections*

A. B. 362

ASSEMBLY BILL NO. 362—MR. JACOBSEN

FEBRUARY 18, 1969

Referred to Committee on Government Affairs

SUMMARY—Increases permissible interest rate on general improvement district bonds. (BDR 25-1075)

EXPLANATION—Matter in *italics* is new; matter in brackets [] is material to be omitted.

AN ACT relating to general improvement districts; increasing the permissible interest rate on their bonds and other securities; and providing other matters properly relating thereto.

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

- 1 SECTION 1. NRS 318.325 is hereby amended to read as follows:
 2 318.325 1. Subject to the limitations and other provisions in this
 3 chapter, a board of any district may issue on its behalf and in its name
 4 at any time or from time to time, as the board may determine, the fol-
 5 lowing types of securities in accordance with the provisions of the Local
 6 Government Securities Law [:] , *except as otherwise provided in sub-*
 7 *section 3:*
 8 (a) General obligation bonds and other general obligation securities
 9 payable from general (ad valorem) property taxes;
 10 (b) General obligation bonds and other general obligation securities
 11 payable from general (ad valorem) property taxes, the payment of which
 12 securities is additionally secured by a pledge of and lien on net revenues;
 13 (c) Revenue bonds and other securities constituting special obligations
 14 and payable from net revenues, but excluding the proceeds of any general
 15 (ad valorem) property taxes or any special assessments, which payment
 16 is secured by a pledge of and lien on such net revenues; or
 17 (d) Any combination of such securities.
 18 2. Nothing in this chapter shall be construed as preventing a district
 19 from funding, refunding or reissuing any outstanding securities of the
 20 district of a type designated in subsection 1 as provided in the Local Gov-
 21 ernment Securities Law.
 22 3. [Revenue bonds] Bonds may be sold for not less than [94] 90
 23 percent of their face amount and for an interest coupon rate of not to

1 exceed **[6]** 7 percent per annum **[.]**, *without regard to net interest*
2 *rate*. If no bids are received or if the bid or bids received are not satis-
3 factory as to price or responsibility of the bidder, the bonds may be
4 readvertised or sold at private sale.
5 SEC. 2. This act shall become effective upon passage and approval.

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(REPRINTED WITH ADOPTED AMENDMENTS)

FIRST REPRINT

A. B. 353

ASSEMBLY BILL NO. 353—MR. WILSON

FEBRUARY 18, 1969

Referred to Committee on Health and Welfare

SUMMARY—Enacts open housing law. (BDR 10-1204)



EXPLANATION—Matter in *italics* is new; matter in brackets [] is material to be omitted.

AN ACT relating to real property; creating an open housing law; prohibiting discrimination in housing; providing a penalty; and providing other matters properly relating thereto.

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

1 SECTION 1. Title 10 of NRS is hereby amended by adding thereto a
2 new chapter to consist of the provisions set forth as sections 2 to 6,
3 inclusive, of this act.

4 SEC. 2. This chapter may be cited as the Nevada Open Housing Law.

5 SEC. 3. It is hereby declared to be the public policy of the State of
6 Nevada that all people in the state shall have equal opportunity to inherit,
7 purchase, lease, sell, hold and convey real property without discrimina-
8 tion, distinction or restriction because of race, religious creed, color or
9 national origin.

10 SEC. 4. As used in this chapter "commission" means the Nevada
11 commission on equal rights of citizens.

12 SEC. 5. 1. The commission shall:

13 (a) Investigate any complaint of discrimination in the rental, lease,
14 sale or conveyance of real property when such complaints are filed with
15 or referred to it.

16 (b) Attempt to bring together the parties involved in any such com-
17 plaint and resolve, by mediation, the question of the alleged discrimina-
18 tion.

19 2. If the commission determines that discrimination has occurred and
20 that mediation has failed, it may bring an action to enjoin any alleged
21 discrimination in the rental, lease, sale or conveyance of real property
22 in any judicial district where such discrimination is alleged to have
23 occurred.

24 SEC. 6. All provisions of chapter 233 of NRS not inconsistent with

1 the provisions of sections 2 to 5, inclusive, of this act, apply to the com-
2 mission in the performance of functions prescribed by this chapter.

3 SEC. 7. Chapter 207 of NRS is hereby amended by adding thereto
4 the provisions set forth as sections 8 and 9 of this act.

5 SEC. 8. 1. *No person may refuse to rent, lease, sell or otherwise con-*
6 *vey any real property solely because of race, religious creed, color or*
7 *national origin.*

8 2. *Any person violating the provisions of subsection 1 shall be pun-*
9 *ished by a fine of not more than \$500.*

10 SEC. 9. 1. *As used in this section:*

11 (a) *“Customer” means a person who applies for a loan or other finan-*
12 *cial assistance for the purpose of purchasing, constructing, improving or*
13 *repairing a dwelling.*

14 (b) *“Lender” means a bank, savings and loan association, insurance*
15 *company or other person whose business consists in whole or in part of*
16 *making commercial real estate loans.*

17 2. *It is unlawful for any lender to deny a loan, or other financial*
18 *assistance customarily rendered by the lender, to any customer or to dis-*
19 *criminate against any customer in fixing the amount, conditions, duration,*
20 *interest rate or other terms of a loan or other financial assistance on*
21 *account of the race, color, religion or national origin of:*

22 (a) *The customer;*

23 (b) *Any person associated with the customer in connection with such*
24 *loan or other financial assistance or with the purpose of such loan or other*
25 *financial assistance; or*

26 (c) *The present or prospective owners, lessees, tenants or occupants of*
27 *the dwelling or dwellings in relation to which such loan or other financial*
28 *assistance is to be made or given.*

29 3. *Any person who violates the provisions of this section shall be pun-*
30 *ished by a fine of not more than \$500.*

31 SEC. 10. Chapter 645 of NRS is hereby amended by adding thereto a
32 new section which shall read as follows:

33 1. *It is unlawful to:*

34 (a) *Deny any person access to or membership or participation in any*
35 *multiple-listing service, real estate brokers’ organization or other service*
36 *or facility relating to the sale or rental of dwellings; or*

37 (b) *Discriminate against any person in the terms or conditions of such*
38 *access, membership or participation,*
39 *on account of race, color, religion or national origin.*

40 2. *Any person violating the provisions of subsection 1 shall be pun-*
41 *ished by a fine of not more than \$500.*

(REPRINTED WITH ADOPTED AMENDMENTS)

FIRST REPRINT

A. B. 304

ASSEMBLY BILL NO. 304—CLARK COUNTY DELEGATION

FEBRUARY 13, 1969

Referred to Committee on Government Affairs

SUMMARY—Allows county commissioners to vote on certain cooperative agreements which extend beyond terms of office. (BDR 22-1034)

EXPLANATION—Matter in *italics* is new; matter in brackets [] is material to be omitted.

AN ACT relating to cooperative agreements; allowing county commissioners to vote on certain such agreements which extend beyond their terms of office; and providing other matters properly relating thereto.

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

- 1 SECTION 1. NRS 277.050 is hereby amended to read as follows:
 2 277.050 1. As used in this section, "public agency" includes the
 3 United States or a department or agency thereof, the State of Nevada or
 4 a department or agency thereof, a county, Carson City, a public corpo-
 5 ration and a public district.
 6 2. Without a vote of the electors of a public agency first being had,
 7 the governing body thereof is authorized:
 8 (a) To sell or exchange to another public agency any unused real prop-
 9 erty belonging to it, which, at the time of delivery of title or possession, is
 10 no longer required for public use by the selling or exchanging public
 11 agency.
 12 (b) To lease to another public agency, for a term not exceeding 99
 13 years, any unused real property belonging to it, which, at the time of
 14 delivery of possession, is no longer required for public use by the lessor
 15 public agency.
 16 3. A sale or exchange may be:
 17 (a) Negotiated without advertising for public bids.
 18 (b) Made for cash or property, or for part cash and property, or for
 19 part cash and terms of deferred payments secured by mortgage or deed
 20 of trust, but the purchasing public agency or exchanging public agencies
 21 shall pay or convey property worth an amount at least equal to the current
 22 appraised value of the real property being conveyed or exchanged. Funds
 23 derived from a sale shall be used for capital outlay.
 24 4. A lease may be:
 25 (a) Negotiated without advertising for public bids.