

Members present: Poggione, Lingenfelter, Hafen, McKissick, Ashworth, Capurro, Dini, Branch, Hilbrecht

Others present: Grant Engstrom, Nevada Society of Professional Engineers; Dr. Dwayne Christian, Nevada State Dental Society; Mr. Oakes; Noel Clark, Public Service Commission; Attorney General Robert List; Phil Hannefin, Mead Dixon, attorney, Jim Wittenberg, Jack Deal - Gaming

Chairman McKissick convened the meeting at 11:05 a.m.

AB-416 - Proposes new insurance code.

Senators Swobe, Close and Drakulich appeared on a proposed amendment to this bill which would allow the dental profession to begin as an administrative rather than underwriting function. Dr. Christian explained the reasons for this. They do not want to be required to have a reserve. When they become a underwriting corporation, they expect to meet the reserve requirement. MOTION BY CAPURRO THAT AB-416 HAVE REINSERTED "PROVIDE" AND HAVE AMENDMENTS JUST TO THE CONDUIT, SECONDED BY LINGENFELTER AND CARRIED UNANIMOUSLY. The senators also so moved.

SB-610 - Extends immunity from suit by persons receiving industrial insurance.

Mr. Engstrom appeared and stated they would like this passed as people covered under NIC cannot sue their immediate employer so they sue the architects, engineers, or owners who are the 3rd parties on a construction project. He stated they didn't want to be exempt from their own negligence or acts which are faulty but wanted to be exempt from deeds that they are only the third party. Mr. Oakes concurred that he favored the bill.

SB-454 - Removes limitation on levy of assessments for Public Service regulatory fund; 1970-71 levy of assessments for such fund

Noel Clark appeared and stated they would like to have the limitation of levy of assessments removed as the fund exceeds the \$100,000. He stated the fiscal analyst suggested the ceiling be taken off. He stated the Commission can voluntarily reduce the annual assessment. The fund now exceeds \$200,000. Capurro stated he thought the removal would make it go into the rate and the only control would be the 1 mill.

SB-363 - Clarifies Provisions Relating to Fees and Annual Statements of Foreign Corporations

No testimony on this bill.

SB-55 - Amends law relating to licensing and control of private investigators, private patrolmen, process servers, polygraph operators, and repossessors.

Robert List appeared and explained the need for retaining \$2,500 excess in the budget. He explained that the revenue comes from license fees. He stated they had a very tight budget and would like to raise the filing fees from \$25 to \$50. Stated it costs \$50 for an investigation.

SB-56 - Revises license application and qualification requirements for private investigators, private patrolmen, process servers, polygraph operators and repossessors.

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assembly

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Mr. List explained they needed a category of licensing for canine private patrol section. There is nothing in the law to cover this. He wanted control so the dogs could be put through a handling test procedure. Also, they need some control when flagmen are uniformed officers dealing with traffic. The only people who have to be licensed are the agency owners and the employees working for them do not. 262

SB-90 - Proposes various amendments to law concerning licensing, control of corporate gaming.

Mead Dixon stated they needed provisions in the law so that they could give confidential information to IRS, FBI, CIA. Also, they would like to have a provision whereby they can notify an applicant that he is being investigated. Ashworth asked if they would have enough waiver rights and they stated they would proceed very cautiously with waiver powers. Hannefin stated they have complex issues regarding shares and need some flexibility to meet some of the unusual situations. Ashworth stated he had met with the Nevada Resort Association and they were in support of this bill.

SB-91 - Changes organizational structure, operational procedures of State Gaming Control Board and Nevada Gaming Commission

Mr. Dixon stated this would allow the Governor to continue making appointments. Mr. Hannefin stated he would like to have the opportunity for their clerical help to be classified so that they would get the benefits and salary commensurate to other state agencies. They would not have the termination ^{of employees} under any other than the Gaming agency but would have them classified otherwise. This would greatly improve employee relations. Ashworth stated he believed they should be allowed to classify their own employees and not necessarily put them in the State Classified Act. Hilbrecht suggested that the language be changed so the board can classify and clerical help in this category save termination. Mr. Deal asked that the language be cleaned up on policy board. He wanted to know if the gaming committee was to set policies or if they just gave suggestions. Mr. Koefed suggested they omit the word "policy". It was decided that an amendment be worded whereby the Gaming Commission is not bound by any policy of the Gaming Committee. Ashworth, Hafen are to work with Hannefin, Wittenberg and Deal on an amendment.

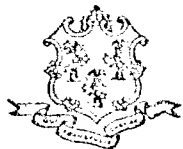
AB-719 - Provides that contents of county gaming licenses be specified by county ordinance.

Mr. Ashworth explained that this is needed - especially in Clark County so that the licenses would only have to state the name of the gaming concern, not the position in the room wherein the gaming device is located and the names of all people concerned with the license.

SB-534 - Requires revocation of license of gaming licensee upon second violation of provision of Chapter 465 of NRS.

Mr. Deal explained that this is needed as revocation of licenses on 2nd violation is too harsh unless it concerns cheating.
THE COMMITTEE VOTED TO HAVE A DO PASS ON SB-534.

Adjourned: 12:35 P.M.



STATE OF CONNECTICUT
CONNECTICUT REAL ESTATE COMMISSION

Pl: R.B. 782

F. Jerome Silverstein, New London
Chairman

Howard M. Benedict, New Haven
Frank Bero, Bridgeport

James F. Carey
Executive Director

Paul Lewis, Hartford
Gordon L. Walsh, Ridgefield

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March 29, 1971

The Honorable Howard McKissick
Chairman
Commerce Committee
State Capitol
Carson City, Nevada 89701

Dear Sir:

I have learned that the state of Nevada is considering the adoption of an out-of-state land sales act to regulate the sale of out-of-state lands to the residents of your state. The State of Connecticut enacted such an Act which became effective January 1, 1970.

The Connecticut out-of-state land sales act is the result of two (2) years of research and study of all the states with similar regulatory control over the sale of out-of-state lands. The Connecticut Act was also drafted to parallel with the Federal Interstate Land Sales Full Disclosure Act. It is considered by the Federal Government and many state regulatory agencies as being the Model law for regulatory control over the sale of out-of-state lands. Its major features are as follows:

- (1) It eliminates duplication of detailed filing which is required by the Federal Government. This filing consists of some 700 certified documents concerning the land being offered, the method of offering, the truthfulness in the promotional material, and most important the particulars required to be disclosed in the property report. The Federal filing is

*NOTE: I have copy of Conn. Act of this
kind. Pls. refer to it if you want to
discuss it.*

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a matter of public record, and any information concerning the same can be made available upon request. The Office of Interstate Land Sales Registration certifies that the filing is in order and the authenticity of the certified documents has been verified and are in conformance with the requirements of the Federal Interstate Land Sales Full Disclosure Act.

- (2) This procedure keeps the administrative costs of administering this Act to a minimum.
- (3) The administrative procedures are uncomplicated and permit my office to expedite registrations in full compliance and effectiveness within the intent of the provisions of this Act.
- (4) You have direct and immediate control over the offering of such property within your state requiring such offerings be made through a duly licensed real estate broker.

Since the enactment of the Connecticut Act I have been working very closely with representatives of the Office Of Interstate Land Sales Registration, Department of HUD and with the majority of other state regulatory officials and also representatives of the land sales industry. We have coordinated our efforts to develop greater understanding of one-an-other and to attain uniformity with regard to regulatory procedures together both government and industry . We have already developed a uniform land registration form which has been adopted by some twelve states or more and is presently being considered by many others. We are also presently working on a uniform procedure to be used in the inspection of these properties.

In summary I believe that the Connecticut Act adequately protects Connecticut residents and at the same time provides fair but effective regulatory control over the industry. It assures that a licensed broker is responsible for the sales operations and helps insure that all companies who register

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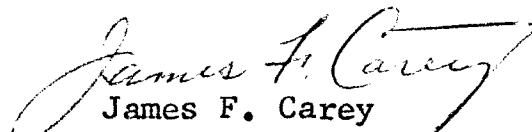
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out-of-state land in Connecticut are subject to uniform rules and regulations.

I am happy to hear that you are considering the adoption of such a law, and I wish you the best of success for its adoption. If I can be of further assistance or if you need any additional detailed information, please feel free to contact me by writing or calling Area Code 203 566-5130 at your convenience.

I am enclosing a copy of the Connecticut Law and its regulations for your consideration.

Very truly yours,


James F. Carey
Executive Director

JFC:mjv

Enclosure

ASSEMBLY

AGENDA FOR COMMITTEE ON COMMERCE

Date 4/5/71 Time a.m. recess Room 214

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<u>Bills or Resolutions to be considered</u>	<u>Subject</u>	<u>Counsel requested*</u>
	IN LIEU OF PREVIOUS AGENDA	
<u>SB-592</u>	Permits state savings and loan associations to include in association's capital senior capital notes of Federal Savings and Loan Insurance Corp.	
<u>SB-35</u> <i>ref gov affairs</i>	Eliminates acreage exclusion from definition of "subdivision"	
<u>SB-432</u> <i>Subcommittee</i>	Places minimum limit on amount of indemnity payable under credit accident and health insurance	
<u>SB-231</u>	Clarifies real estate broker and salesman license requirements affecting any claim to finder's fees.	

*Please do not ask for counsel unless necessary.

HEARINGS PENDING

Date _____ Time _____ Room _____
Subject _____

Date _____ Time _____ Room _____
Subject _____

ASSEMBLY

AGENDA FOR COMMITTEE ON COMMERCE

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Date April 5, 1971 Time 11 a.m. Room 214

Bills or Resolutions
to be considered

Subject

Counsel
requested*

SB-592

Permits state savings and loan associations
to include in association's capital senior capital
notes of Federal Savings and Loan Insurance Corp.

SB-35

Eliminates acreage exclusion from definition
of "subdivision".

*Please do not ask for counsel unless necessary.

HEARINGS PENDING

Date _____ Time _____ Room _____

Subject _____

Date _____ Time _____ Room _____

Subject _____