

FIFTY-SIXTH NEVADA ASSEMBLY SESSION

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PRESENT: Homer, Swackhamer, Ronzone, Olsen, Getto, Lowman, Fry and Dini

ABSENT: Bryan

OTHERS: None

Dr. Homer called the meeting to order at 8:30 A.M. for the primary purpose of discussing and considering the amendments proposed to A.B. 392 which "Enacts new air pollution control law". However, S.B. 108 and A.B. 523 were also discussed.

Discussion began on S.B. 108 which "Provides for actions for declaratory and equitable relief for protection of air, water, and other natural resources and public trust therein." Dr. Homer said we are setting up a committee or agency to control pollution. This bill would allow the public to make this committee or agency function. This would allow individuals to make sure the laws are enforced.

Two questions were brought up about this bill. One was the wording in Section 2 "to occur", Mr. Swackhamer thought this could really be used to harass people. And two, in Section 3, Line 15, setting an amount "...not to exceed \$500..." perhaps should be changed to "an amount fixed by the court".

Mr. Swackhamer also said he didn't think this was needed as far as the air pollution bill is concerned. He said the rights of the individual are protected right in that bill.

Mr. Fry said that before going ahead with this, he would like to see just what acts on pollution do get passed and will have to be enforced. Mr. Lowman agreed with him. This was the decision, to hold S.B. 108 until other bills on pollution are acted upon.

In regard to A.B. 392, the amendments proposed to S.B. 275 are being considered. Mr. Swackhamer had a comment to make on Section 19, Paragraph 3. He said this Section says you have to play by the rules but we don't have to tell you what the rules are. He suggested amending that paragraph out.

Mr. Olsen questioned how we can control air pollution if we can't control the automobile. He said he understood that 75% of pollution is caused by automobiles. But Mr. Lowman commented that you can't fail to control industrial pollution just because you can't control automobiles. Then Mr. Lowman suggested that due to the shortness of time that each member get a copy of the proposed amendments and consider them. Mr. Dini said the significant thing is that in the amendments, the bill goes back to the de novo situation. The first prints of A.B. 392 and S.B. 275 did not allow a de novo trial to be started.

A.B. 523 which "gives Nevada Department of Fish and Game certain control of off-highway vehicle operation" was also discussed. Chairman Homer said this was a rather mild control bill. Mr. Ronzone added that many, many sportsmen's clubs support this bill. It was decided to hold this bill to see what comes over from the Senate.

There will be a hearing on Wednesday, March 31, A.B. 543 and S.B. 287. There will be a subcommittee meeting considering amendments to A.B. 482 Monday, March 29.

Meeting adjourned at 9:00 A.M.

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