

ASSEMBLY COMMITTEE ON JUDICIARY - 56th SESSION, 1971

MEETING APRIL 2, 1971

The meeting was called to order at 10:40 a.m. Present: Miss Foote, Messrs. Fry, Kean, Lowman, Torvinen, May, Dreyer and McKissick. Absent: Mr. Olsen.

SB 82 was discussed. Mr. Fry explained the bill would give one additional judge to the Second Judicial District and three more in the Eighth Judicial District. This would bring the population ratio per judge to one for each 27,000 persons in the 8th District and one for each 24,000 in the 2nd District.

Mr. Torvinen said that in Washoe County there is more business, since suits which could have been commenced in surrounding counties are brought in Washoe County. Therefore, the population per judge figures in that district should be up 15-20% because of that condition.

Mr. Lowman moved that SB 82 be amended by changing the figure on line 24 to "10" and the committee recommedd "Do Pass as Amended". Seconded by Mr. May. Carried.

ASSEMBLYMAN WILLIAM SWACKHAMER urged that the committee amend the bill to leave in the Third Judicial District as it now exists. The people living in this district are extremely upset about having the Third Judicial District added to another district.

Mr. Torvinen noted the people in the Third District would probably have better representation if the district is put in with another district, since the Judge would be closer.

Mr. Swackhamer presented an amendment to the committee which would leave in the Third Judicial District. Miss Foote moved the committee adopt the amendment. Seconded by Mr. Dreyer. Motion lost.

Mr. McKissick moved that the bill, containing the amendment to line 24, be re-referred to the Committee on Ways and Means. Seconded by Mr. Torvinen. Carried.

The committee recessed at 11:00 a.m.

April 2, 1971

Assembly Committee on Judiciary

Committee in session at 2:20 p.m. Present: Miss Foote, Messrs. Fry, Lowman, Kean, Torvinen, Dreyer, May and McKissick. Absent: Mr. Olsen.

AB 654 - Enacts Nonprofit Chiropractic Services Corporation Law.

ASSEMBLYMAN JOHN HOMER stated the bill is in response to National Health Care, Inc. to take care of chiro-care members who pay monthly dues. It reduces the cost to the individual. It amounts to \$2 per visit, in addition to the \$4.50 monthly dues.

Mr. May noted that page 3 requires that 51% of the licensed chiropractors in the state agree to participate and asked if Mr. Homer thought that percentage would agree to it. Mr. Homer said he thought they would, since it provides full-range services, and he urged passage of the bill.

Mr. Fry presented to the committee the Senate amendment to AB 194, deleting lines 33 and 34. Mr. Torvinen moved the committee concur in the amendment. Seconded by Mr. Lowman. Carried.

Amendments to AB 208 were discussed. The committee felt the bill should include "any building" and not just "public buildings". Mr. Kean suggested protecting the trucking companies carrying explosives by adding a provision excluding penalties for people who are carrying the explosives pursuant to a permit or under contract with a government agency. Mr. May suggested putting a period after "real property" and deleting the words in the rest of the sentence in Sec. 10.

Mr. Fry agreed to draw up committee amendments to the bill. Mr. Torvinen moved the committee recommend "Amend and Do Pass as Amended". Seconded by Mr. Kean. Carried.

Mr. Lowman presented an amendment to SB 431 adding a section 4 giving subcontractors the same protection given to general contractors. Mr. Kean moved "Amend and Do Pass as Amended". Seconded by Mr. Lowman. Carried.

BARBARA MORGAN, League of Women Voters, spoke in favor of SB 32 and urged that "sealed" be defined so that it would not mean the file is simply moved to another file, but that it is sealed thoroughly. Mr. Fry said this is now done.

Mr. May moved the committee amend the bill by adding a Section 8 stating "Notice of provision for expungement pursuant to Sec. 1 through 7 of this act should be included in any copy of the sentencing order." Seconded by Miss Foote.

Mr. Torvinen noted that the fact his criminal record will always be with him was a deterrent to a juvenile tempted to commit a crime, and he was not in favor of the bill. Mr. Lowman agreed with these remarks.

April 2, 1971

Assembly Committee on Judiciary

Mr. May's motion carried, with Messrs. Torvinen and Lowman voting "No."

Mr. Torvinen moved that an exclusionary clause stating that the provisions of the bill would not apply to retirement benefits be added to AB 90, AB 510 and AB 705. Seconded by Mr. Lowman. Carried.

Mr. Torvinen moved that AB 705, as amended, be re-referred to the Committee on Ways and Means. Seconded by Mr. Lowman. Carried.

Mr. Fry presented his amendment to AB 352. Mr. Torvinen moved "Amend and Do Pass as Amended". Seconded by Mr. Lowman. Carried.

Mr. Torvinen moved that AB 658 be amended as follows: Before line 3 after "districts" delete "the judge of each such district shall" and insert in lieu thereof "the chief justice of the supreme court shall", and delete in line 4 "choose from among their number" and state the chief justice of the supreme court shall choose ..." and Do Pass as Amended. Seconded by Mr. Kean. Carried.

Mr. Kean moved "Do Pass" AB 735. Seconded by Mr. May. Carried, with Mr. Lowman voting "No."

Mr. Torvinen moved that AB 744 be re-referred to the Committee on Ways and Means, seconded by Mr. Fry. Carried, with Miss Foote voting "No."

Mr. Kean moved that AB 746 be indefinitely postponed. Seconded by Mr. Lowman. Carried, with Mr. Dreyer voting "No."

Mr. Kean moved that AB 775 be indefinitely postponed. Seconded by Mr. Lowman. Carried.

Mr. Lowman moved that the action whereby AB 219 was indefinitely postponed be reconsidered. Seconded by Miss Foote. Carried. Mr. Lowman moved that AB 219 be amended by deleting "adult" and inserting in lieu thereof "person over the age of 18 and under the age of 21" and the committee recommend "Do Pass as Amended". Seconded by Miss Foote. Carried.

Miss Foote moved "Do Pass" SB 217. Seconded by Mr. Dreyer. Carried.

There being no further business, the meeting adjourned at 3:40 p.m.