

Assembly

MINUTES OF TRANSPORTATION COMMITTEE MEETING - 56TH NEVADA ASSEMBLY
SESSION - JANUARY 28, 1971

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Present: Lowman, F. Young, Kean, Howard, Ashworth, Prince,
and Valentine

Absent: None

Also Present: Don Evans, intern to Frank Young

Chairman Lowman convened the meeting of the Transportation Committee
at 9:40 a.m. in Room 222.

Lowman: I have had two objections regarding the committee rules.
One involves the number of votes required to take action on a bill
and the other the number of votes necessary for reconsideration of
a bill. In the proposed rules previously given you for review, a
quorum is four, we could take action with three members.

Kean: I would like it to take four to get it out of committee.

Ashworth: I agree.

Young: I support that because I think that is what all of the
other committees are doing.

The motion was made by Mr. Kean, seconded by Mr. Valentine, and
passed unanimously that the votes of a majority of the full committee
be required to take any action.

Young: I would like to know what Valentine thinks about re-
consideration.

Valentine: I think it should require the majority of the committee
to report the bill out. The committee does not have the power to
kill a bill.

Ashworth: They can hold it though.

Valentine: But they cannot kill it.

Ashworth: I think once it has been indefinitely postponed that it
should take five votes to get it out again.

Mr. Kean moved and Mr. Howard seconded a motion requiring a two-thirds
vote to reconsider any committee action.

The motion passed unanimously; with no further question in committee rules,
the attached list is considered adopted by common consent.

Lowman: We have a hearing set for next Wednesday, February 3, for Bills
AB24 and 25.

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Kean: Whom have you invited for the hearing?

Lowman: The Nevada Safety Council, the Nevada Highway Patrol, and the Motor Vehicle Department, plus the Safety Chairman of the Nevada Federation of Women's Clubs, and of the Mesquite Club of Las Vegas.

Kean: I would like the Nevada Motor Transportation invited to this hearing. I will contact them myself.

Agreed.

Lowman: We have four additional bills, which will be discussed at this hearing if time permits. One is AB60 which requires registration within 45 days of vehicles owned by person coming into State for gainful employment.

Mr. Ashworth moved and Mr. Kean seconded to indefinitely postpone AB60. Passed unanimously.

An informal discussion took place regarding AB23 previously reported out this committee and with "do pass" recommendation; agreed to withhold General File action on the bill until Monday, February 1, pending further information from local sheriffs' offices.

The meeting was adjourned at 10:00 a.m.

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RULES OF COMMITTEE PROCEDURE

ADOPTED 1/28/71

ORGANIZATION

At the regular meeting scheduled by Assembly leadership after opening of the Legislative Session, the committee chairman names a vice chairman and a clerk and proposes for committee consideration any desired rules not adopted by the Assembly. A quorum of the committee is a majority of its members. The quorum may transact business but a majority of the committee must take action.

DUTIES OF OFFICERS

Principal duties of the chairman are to

- (1) Call the committee together at the regular appointed or any other appropriate time and place to transact committee business.
- (2) Arrange for appropriate meeting notices
- (3) Preside at committee meetings and put all questions
- (4) Maintain order and decide questions of order
- (5) Require that minutes be kept of all committee proceedings and supervise clerical and legal activities for the committee
- (6) Prepare agenda for committee meetings
- (7) Prepare committee reports and submit them to the Assembly
- (8) Maintain custody and insure the security of bills, resolutions and other papers and documents referred or submitted to the committee and transmit them to the Chief Clerk of the Assembly within 48 hours of committee action.

In the absence of the chairman, the vice chairman of the committee has and exercises the powers, responsibilities, functions and duties of the chairman.

In the absence of both the chairman and vice chairman, these powers and duties are vested in an acting chairman named by the majority floor leader unless an acting chairman has been previously selected by the chairman.

Under supervision of the committee chairman the clerk is responsible for keeping a complete record of committee proceedings including time and place of each meeting, attendance and absence of members, names of all persons appearing before the committee and the names of persons, firms, corporations and associations they represent, the subjects or measures considered, actions taken by the committee, a record of individual voting, completed committee reports and for other duties specified by the chairman. Minutes are acted upon at the next regular meeting of the committee and are subject to correction and approval only by a majority of the quorum assembled except for the last meeting of the Legislative Session which approval may be by individual contact by the chairman. The clerk takes to each meeting or hearing sufficient copies of bills being considered, if available, for the use of all persons attending.

DUTIES OF MEMBERS

Committee members, including the chairman, may participate freely in committee discussions and debate, make and second motions and assert points of order and privilege, subject to rules of parliamentary procedure set forth in Mason's Manual of Legislative Procedure. In hearings and other formal proceedings, a committee member may question or comment to a witness through the committee chairman.

It is the duty of committee members to attend and participate in all committee meetings. If unable to do so, he should notify the chairman or

clerk in advance, indicating where he can be reached if needed. Continued unexcused absences must be reported to Assembly leadership for action.

A member may resign from the committee by submitting his resignation in writing to the committee chairman.

No member of the committee may vote by proxy under any circumstances. No member may vote on a question in committee where his private right or interest, distinct from the public interest, is immediately concerned.

Disciplinary action against a committee member may be taken by the committee chairman in concert with the Speaker of the Assembly and the majority or minority floor leader, as appropriate.

COMMITTEE PROCEDURE

All committee meetings except those designated as "executive session" are open to the public and public hearings may be held on any matter before the committee. The chairman will schedule meetings and hearings each legislative day for at least the eighth day ahead. (For example: On Monday he will give to each committee member, post on a public bulletin board in Assembly Chambers and send by mail to those persons and organizations he believes interested an agenda of all matters to be considered by the committee on the following Monday.) Matters for consideration may be arranged systematically in order of importance, order of reference, order in which testimony is available or by other pre-arrangement. Measures may be considered out of order as the chairman finds necessary.

The chairman notifies in advance the introducers (in either Assembly or Senate) of bills to be considered by the committee of the time and place of consideration of the measure and offers them opportunity to testify. Witnesses with long testimony on matters before the committee may be encouraged to present their information in writing and make oral summary

limited to five minutes before the committee.

Subcommittees made up of committee members may be appointed by the chairman to consider and report back on specific subjects or bills. Rules governing the committee govern also its subcommittees.

Decisions of the committee are made after witnesses have spoken, been questioned and are excused. Committee reports are adopted at a committee meeting actually assembled and by a committee majority. A Minority report may be filed with the Chief Clerk of the Assembly at the same time the Majority report is submitted. A Minority report is signed by each dissenting member present when the vote was taken.

Within 48 hours after committee action on any matter referred to it, the chairman must report this action to the Chief Clerk of the Assembly. At any time prior to reporting of a matter back to the Assembly, the committee may reconsider its previous action by a two-third vote of committee members. All official bills must be returned to the Chief Clerk of the Assembly at the time the chairman makes his report.

If the chairman fails to call a meeting upon request of a committee member, a majority of the committee may order a special meeting and in the absence of the chairman and vice chairman designate an acting chairman and conduct business, provided a quorum is present.

All minutes, records and documents in the possession of the committee and the chairman are filed with the Legislative Counsel immediately prior to adjournment sine die.

PUBLIC HEARINGS

Provision is made for public hearings on important bills and other matters of high public interest in a place with adequate facilities for all who wish to attend. Advance notice states time and place of the hearing and identifies subject matter under consideration. Sufficient copies

of the bill and other printed matter to be considered are available for use of committee members and others attending. Presence of a quorum of the committee is desirable but not required.

Public hearings are opened by the chairman who calls to order committee members and others attending promptly at the scheduled hour. He announces the bill number and title or other matter which is the subject of the hearing, and points out that applause is not permitted. If so requested by a committee member, he may read or summarize the bill or other matter under consideration or have it done.

After opening the hearing, the chairman inquires whether anyone present wishes to be heard in favor of the bill or other matter being considered. These persons rise in an order determined by the chairman, address the chair, furnish their names, addresses, firms or other organizations represented and then address the committee on the subject. As each completes his remarks the chairman gives committee members opportunity for questions. If any wish to use this opportunity, they address the chair for permission and then question the witness. The chairman maintains supervision of the questioning to avoid debate or argument between committee members and witnesses. Questions from other than committee members are not in order and are not allowed.

After all persons wishing to be heard in favor of the matter have been heard the chairman inquires whether there are those present wishing to be heard in opposition. Any such are heard in the same manner as the proponents with similar opportunity for questioning by committee members.

The chairman is especially careful throughout the hearings that he is fair and impartial to both sides as the cases are presented. When all have been heard, the chairman declares the public hearings closed on the matter before proceeding to other matters.

ASSEMBLY

AGENDA FOR COMMITTEE ON TRANSPORTATION

Date Feb. 3, 1971 Time 10 A.M. Room 240

<u>Bills or Resolutions to be considered</u>	<u>Subject</u>	<u>Counsel requested*</u>
<u>AB-24</u>	<u>LOWERS PERCENTAGE OF ALCOHOL NECESSARY IN BLOOD TO RAISE PRESUMPTION OF INTOXICATION WHILE DRIVING VEHICLE.</u>	
<u>AB-25</u>	<u>IMPOSES ADDITIONAL SANCTIONS FOR VIOLATION OF CERTAIN TRAFFIC LAWS</u>	
<u>AB-65</u>	<u>ALLOWS U-TURNS UNDER CERTAIN CONDITIONS.</u>	
<u>AB-68</u>	<u>APPLIES MOTOR VEHICLE DRIVERS' LICENSE LAW TO OPERATOR OF POWER CYCLES</u>	
<u>AB-81</u>	<u>EXCLUDES OLD MOTOR VEHICLES FROM STANDARD REQUIREMENTS OF LICENSING AND REGISTRATION.</u>	
<u>AB-106</u>	<u>REQUIRES COLOR PHOTOGRAPH TO BE PLACED ON DRIVERS' LICENSES.</u>	

*Please do not ask for counsel unless necessary.

HEARINGS PENDING

Date _____ Time _____ Room _____
Subject _____

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