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Assembly

MINUTES - WAYS AND MEANS COMMITTEE
NEVADA STATE LEGISLATURE - 56th SESSION - JAN. 27, 1971

The meeting was called to order by Chairman Young at 2:40 PM. Chairman Young introduced two new members of the Ways and Means Committee: Mr. C. W. Lingenfelter and Mr. Norman Hilbrecht.

Present: R. Young, Howard, Capurro, Hafen, Brookman, Mello, Schofield, Swackhamer, Hilbrecht and Lingenfelter.

Absent: None.

Guests: David Zenoff, Chief Justice; Bob Davenport, Clerk Supreme Court; Bill Hancock, Sec. Planning Board; John Dolan, Department of Admin., and George Frank, UPI.

Mr. Oliver made a statement on supplementals and explained that they were used for emergency legislation. He mentioned that the Committee should keep in mind not only the dollar amounts but also the period of time the money is appropriated for. Presently these supplementals are for past obligations or essential obligations of this year. Chairman Young stated that any supplemental appropriations that we don't pass on, or that we overlook during the Session, are taken out of the Board of Examiner's Fund and State Contingency Fund after the Legislature has adjourned. If claims are presented to the Board of Examiners they could make payment from these funds or make a recommendation that the Interim Finance Committee pay for it. Mr. Dolan stated that ADC payments and some other things we can't go back to those funds and replenish them; we must go to Interim Finance or to the Legislature.

Chairman Young asked for corrections or approval of the Minutes of Jan. 25, 1971.

Mr. Howard moved that the Minutes stand approved.
Mr. Mello Seconded the motion.
PASSED unanimously.

SUPREME COURT HEARING

Chief Justice Zenoff commented on the following items in the Supreme Court's budget request:

PAGE 26 - NEW POSITION - The Supreme court is requesting creation of a new position for a higher level law clerk. He explained that many appeals are made without merit. With this addition to the staff as soon as notice of appeal is received and recorded, the law clerk will review cases and will advise if it is of substantial merit. Position is imperative, and it will be a permanent position. We will start the new law clerk at \$11,999. \$15,000 salary not anticipated until 2 years from now.

PAGE 26 - TRAVEL - Chief Justice Zenoff requested that we approve the \$5,152 amount for each fiscal year for out-of-state travel which is for the Supreme Court. Requesting \$3,985 for in-state-travel.

PAGE 27 - OPERATING SUPPLIES. Requesting \$4,855.

PAGE 27 - DUES AND REGISTRATIONS. Requesting \$485. We are compelled to be members of American Bar Association, Nevada State Bar Association, and the American Judiciary Association. Also, there are registration fees for attending conferences and seminars. We ask that you approve this request.

PAGE - 29 - DISTRICT JUDGES TRAVEL. He recommended that we reinstate out-of-state travel allowance and condition it (\$6,325). He recommended that their request be conditioned by a certificate of attendance from person in charge of seminar for reimbursement - that we should make provisions for judges to attend seminars upon request. Our request for out-of-state travel for district judges was deleted by the governor. Requested \$13,940 for in-state-out of district travel. Requesting \$29,155 for total in-state travel.

PAGE 27 - SUPREME COURT. Mr. Lingenfelter asked Chief Justice Zenoff the purpose of increased costs in printing and duplicating. Bob Davenport explained that printing costs have increased. Mr. Hilbrecht asked Mr. Davenport if any field work had been done to publish the Official Reporter of State rather than the State undertaking the responsibility. Chief Justice Zenoff stated that this has been a bone of contention for many years and it has never been resolved. Discussion.

PAGE 27 - SUPREME COURT. State Owned Building Rent. Chief Justice Zenoff remarked that the building problem is causing a lot of problems. We are not bucking a new bill, but efficiency of operation is our concern. We are overcrowded as we have a lack of working space and the building is far from satisfactory.

PAGE 28 - BOARD OF PARDONS. In referring to 1972-1973, Chief Justice Zenoff and Batcher will go off Board of Pardons. Justices cannot receive pay raise during their term.

PAGE 26 - SUPREME COURT. 1970-1971 work program and agency request is not a true request for what we wanted in 1971-1972. It is an error. That shows pay before July 1st raises. We asked for \$500 per year raise per employee. In 1972-1973 we are asking for a biennial raise.

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Chairman Young asked if there were any further questions from the Committee. Being no further questions, Chief Justice Zenoff and Bob Davenport left.

ACR5 - Authorizes expenditure from legislative fund to develop alternative redistricting plans for review by legislature. Resolution was introduced by Elections Committee and referred to Ways and Means. Senate Finance has been briefed. Members of Senate Finance Committee seem to be in favor. General discussion (Hilbrecht, Young). Mr. Young stated that in Elections Committee Meeting this might accommodate 40 different trials. Proposal for \$22,500. ^{25,000} About \$10,000 was for computer time that doesn't represent extra State dollars. The State pays so much to IBM to lease the computer. The State has to pay monthly rental if we use it or if someone else does. If overtime, we must pay 15% extra. Mr. Hilbrecht felt that we needed some basic information. He felt a Committee request to allow any legislator to bring information should be made. Mr. Young felt guidelines should be set.

Mr. Capurro made motion DO PASS.
Mr. Hafen Seconded motion.
Motion PASSED

Note: Hilbrecht, Mello, and Brookman stated they would vote no on the floor.

PAGE A-19 - NEVADA YOUTH TRAINING CENTER - BOILER.

Mr. Hancock, Planning Board, explained why the \$16,000 supplemental appropriation was being requested. The pressure tank installed in 1961 developed a crack this past Fall. This was welded and the weld didn't hold and it cracked again. The obvious thing to do was replace the tank. We received two bids for \$15,184 and \$13,984. We need a contingency fund to take care of things. Our estimate was \$12,500. He felt that we should allow at least \$1,000 over the \$13,984. He stated that they need at least \$15,000. He stressed that this needs to be replaced as fast as possible to eliminate a safety hazard. General discussion (Brookman, Swackhamer). Mr. Hancock explained that it was actually a pressure tank; water flows from the boiler into the pressure tank where it is heated. Capacity of tank is 1,692 gallons.

Mr. Hancock made motion DO PASS
Mrs. Brookman seconded.
PASSED

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PAGE A-20 - SECRETARY OF STATE. Archives Division request for supplemental appropriation \$7,922. Mr. Hancock said that the restoration program was to furnish the 3rd floor and remodel offices. Building was to be restored in a certain period (under Fred Gayle). General discussion (Hilbrecht, Brookman, Young). Changes in Capitol building were Laxalt's desires. He explained that Assembly chambers were being used as an art gallery and that the Senate Chambers were being used for displays. The Ways and Means Committee room had been converted back into Supreme Court Chambers. Mr. Dolan stated that they needed the \$7,922 to reimburse Buildings and Grounds. Mr. Hancock stated the octagon on the 3rd floor will be used for storage for archives.

Mr. Mello made motion DO PASS on request of \$7,922.
Mrs. Brookman Seconded motion.
Motion Passed.

ONE SHOT ITEMS

PAGE A-25 - HIGHER EDUCATION - STUDENT LOANS. Supplemental appropriation request of \$30,000. Program uses the appropriation as reserves against defaults. \$1,237,000 worth of loans to Nevada residents to go to institutions beyond High School level. Does not have to be used for the University system. It is good for technical schools, medical schools, etc., and can be used outside of State as long as you are a resident of Nevada. The maximum interest to student is 7%. When student graduates he has a 10 year period in which to repay loan. We've only had two defaults in loan repayment. Anyone who is a Nevada resident can qualify for loan. They require only a student's signature for a loan.

Mr. Howard made motion DO PASS.
Mr. Lingenfelter Seconded.
Motion PASSED unanimously.

PAGE A-25 - PUBLIC SCHOOL DISTRICTS CAPITAL OUTLAY. Supplemental request for \$4,000,000 to State Board of Education. The money is to be used for nonrecurring items, i.e., school lunch, classrooms, school buses, repayment of loans, etc. Money will be given to school districts on an equitable basis, i.e., on ADA. Mr. Swackhamer suggested that we hold until we review the School Distributive Fund.

HOLD

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PAGE A-26 - ADJUTANT GENERAL. Supplemental appropriation of \$50,000 requested. Five parts in request.

Mr. Swackhamer made motion DO PASS \$39,937 (Parts 1,2,4,5) and HOLD on \$10,063 for maintenance funds that were used to finance the \$50 salary raise.

Mr. Capurro Seconded motion.
Motion PASSED unanimously.

PAGE A-26 - MOTOR POOL. Supplemental appropriation \$75,000 requested because the motor pool has not been able to keep up with the expansion of State Government.

Mr. Mello moved DO PASS.
Mr. Hafen Seconded motion.
Motion PASSED unanimously.

PAGE A-19 - BUILDING AND GROUNDS. Supplemental appropriation of \$55,863 requested. A supplemental handout was passed out. \$15,745 requested for supplemental equipment. Need to equip conference rooms. \$14,419 requested for Security Guards, custodian. \$25,699 requested for building lease on Mill Street. There is 23,500 sq. ft. in Mill Street building and only 12,935 sq. ft. is occupied. 45% of Mill St. building is unoccupied. Health Office moved back to Carson City and they can't find sufficient renters to move in. They have moved in as many state employees as possible. Mr. Capurro stated that they have had trouble renting space in this building since they built it. He pointed out that it was not a functional building - no windows, poor lighting, rent is only 20¢ a sq. ft., no elevators, etc.

Mrs. Brookman made motion DO PASS on \$15,745 (equipment), \$14,419 (for custodian, security guard, and supplies) totaling \$30,165, and HOLD the building lease request for \$25,699.

Mr. Hilbrecht Seconded motion.
Motion PASSED unanimously.

Being no further business, the meeting was adjourned at 4:35 PM.

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AGENDA

JANUARY 27, 1971,

WEDNESDAY

MORNING

No Meeting

AFTERNOON

2:30 Supreme Court - Chief Justice David Zenoff
(Budget book Pages 26 - 30)