

Senate

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COMMITTEE ON FEDERAL, STATE AND LOCAL GOVERNMENTS

Minutes of Meeting -- March 3, 1971

The seventeenth meeting of the Committee on Federal, State and Local Governments was held on the 3rd day of March, 1971.

Committee members present: James I. Gibson
Coe Swobe
Warren L. Monroe
Chic Hecht
Stan Drakulich

Also present were:

Mrs. Charles Johnston (Wild Horse Annie)
Michael Pontrelli, Department of Biology, University of Nevada
Elizabeth Sakach, Advisory Board, Animal Welfare League of Nevada
Barbara Conderos, Nevada Humane Society
Ron Bath, Teacher, Reno High School
Bill Taylor
Dee Hubbard
Max L. Jones
Penny Walen, Executive Secretary, Nevada Horseman's Association
Carl Baker, President, Washoe Horseman's Association
Mrs. Howard Haberman, Military Officers Wives Club
Yvonne Fisher, Vaqueros
J. B. Cunningham, State Association of County Commissioners
Grover Swallow, Assemblyman
Clint Salmon, Storey County Commissioner
Jack Flannigan, Storey County Assessor
Lester Russell, Washoe County Park and Recreation Department

Press representatives

The first part of this meeting was held in public hearing room number 131 for the purpose of hearing testimony on SB-107, and started at 2:30 P.M.

SB-107 Designates mustang as official state animal of Nevada.

Chairman Gibson introduced Senator Young, who would be acting as moderator for the purpose of this meeting. The first speaker to be heard was Mrs. Charles Johnston (Wild Horse Annie). A copy of her presentation is attached hereto as Exhibit "A."

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Further testimony in support of SB-107 was also submitted by the following speakers:

- MICHAEL J. PONTRELLI, Department of Biology, University of Nevada.
- ELIZABETH SAKACH, Advisory Board of the Animal Welfare League of Nevada.
- BARBARA CONDEROS, Nevada Humane Society.
- RON BATH, Teacher at Reno High School, Petition attached hereto as Exhibit "B".
- BILL TAYLOR, Copy of petition attached hereto as Exhibit "C".
- DEE HUBBARD.
- MAX L. JONES, Carson Valley.
- CARL BAKER, President of the Washoe Horseman's Association.
- MRS. HOWARD HABERMAN, Nevada Military Officer's Wives Club
- MRS. YVONNE FISHER, Nevada Vaqueros. Statement attached as Exhibit "D".

Following several introductions from the audience, the meeting was adjourned for 10 minutes.

The meeting in Room 243 was called to order at 3:30 P.M. by Chairman Gibson.

AB-43 Permits Washoe County to have 99-year lease on fairgrounds.

Senator Swobe stated the reason for this proposal was that the County of Washoe has expended over one-half million dollars in the last few years and they have a master plan under which they will expend even more. Mr. Cunningham submitted leases to Senator Swobe on this property and a statement with regard to the fairgrounds and what has been done. A copy of that information is attached hereto as Exhibit "E".

Senator Swobe moved "Amend and Do Pass," seconded by Senator Monroe. The motion carried.

AB-273 Provides staggered terms and removes restriction on reappointment of members of Nevada state council on the arts.

Senator Swobe moved "Do Pass," seconded by Senator Drakulich. The motion carried.

2-19

AB-40 Provides for separate election of county commissioners.

Mr. Cunningham explained that the purpose of this bill is to allow contests in counties where the population is less than 100,000, so that they run against each other instead of running at large. This was requested by Elko County.

Senator Swobe moved "Do Pass," seconded by Senator Monroe. The motion carried.

AB-57 Requires county to sell delinquent patented mining claims.

Mr. Salmon and Mr. Flannigan appeared before the committee to urge passage of AB-57. They explained that what this bill does essentially is allow the county commissioners to sell patented mining claims after they have been owned by the county for one year. Under the present law they have to sell these patented mining claims for one year's back taxes, which may be as low as \$15.00 for 20 acres. They need new ways to generate money and feel if they have to continue to comply with the old law they are practically giving this land away. A statement with reference to AB-57 is attached hereto as Exhibit "F".

Senator Swobe moved "Do Pass," seconded by Senator Hecht. The motion carried.

AJR-14 Memorializes Congress to increase junk mail rates.

Assemblyman Swallow gave background information concerning this problem. The greatest dollar loss has consistently been in 2nd class mail (newspapers, periodicals), but this bill deals only with 3rd class mail. This consists of merchandise, printed matter not in 1st and 2nd classes. He pointed out that in 1968 3rd class mail consisted of a loss of revenue to the government of 400.8 million dollars.

Senator Swobe moved "Do Pass," seconded by Senator Hecht. The motion carried.

SB-208 Removes limitation on apportionment of county road fund to incorporated cities.

Senator Monroe stated that he had reservations concerning the cities being able to use additional money on their roads and possibly leaving the counties without funds. Following discussion it was decided to delay action on this until further information could be obtained.

2-20

SB-192 Enacts new Henderson city charter.

Chairman Gibson read the proposed amendments to SB-192. Senator Swobe moved "Amend and Do Pass," seconded by Senator Hecht. The motion carried.

SB-107 Designates mustang as Nevada state animal.

Senator Drakulich moved "Do Pass," seconded by Senator Swobe. The motion carried.

SB-264 Provides for revote where voting machine malfunctions.

Chairman Gibson explained that this bill would allow only those on the voting register to participate in a re-vote. There was discussion concerning the possible alternatives to this proposal.

Senator Monroe moved "Do Pass," seconded by Senator Hecht. The motion carried.

There being no further business, the meeting was adjourned.

Respectfully submitted,

Mary Jean Pondi,
Committee Secretary

James I. Gibson,
Committee Chairman

Senator James Gibson, Chairman,
Committee on Federal, State and Local Governments,
Nevada State Legislature,
Carson City, Nevada

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It was almost two decades ago that the first act ever to inure to the benefit of the wild horses and burros of Western America took place, in the Storey County Courthouse in Virginia City, Nevada, when the Board of County Commissioners adopted a resolution prohibiting airborne and mechanized pursuit and capture within the county. Three years later, the Nevada State Legislature passed a similar measure . . . the only state in the nation to have such a law on its books. Four years after that, Congress enacted what has come to be known as the Wild Horse Annie Law, applying to the public lands of the United States, prohibiting mechanized and airborne pursuit and capture thereon.

During these years, the wild horses or mustangs have taken center stage through such prestigious magazines as Life, National Geographic, True, Readers Digest and countless horsemen's publications; through such giants of the news media as Wall Street Journal and New York Times; and through a number of network television productions. Interest in the wild horses is accelerating, and it will continue to do so through forthcoming publicity even now in the mill. Understandably, I do nothing to discourage or divert this interest.

Because I was among those who began the fight long ago, and have been closely identified with the wild ones during the intervening years, I feel I am well qualified to pass along to you the feelings of the people throughout our state and country as they have expressed themselves to me in their thousands of letters. Without exception, they write that the wild horse or mustang, more than any creature alive, represents the freedom upon which our country was founded . . . a living link to the colorful and rugged pioneer past that made our country great. To many, just the knowledge that "they are out there somewhere" brings a measure of joy in the thought of the freedom that is theirs.

We in Nevada enjoy more freedom than is known by most anyone any place

Exhibit "A"

else in the world. We also live most closely to the traditions of those who settled our state, for we are not many decades removed from the time in history that marked the conquering of the Western Frontier, when the very lives and livelihood of our pioneer forebears depended upon their horses . . . a species of animal that has contributed more to mankind than any other, and to which so much is owed by so many for their very existence. Many a cowhand's remuda was made up of mounts he captured from a wild bunch; many a mustang pulled a plow to turn a rancher's soil; and from border to border of our state the thundering hooves of the wild ones carried the mail on a segment of the journey from Saint Jo to Sacramento and back again in the saga that history records as the Pony Express.

Young people, particularly, have been drawn to the battle for recognition of the mustang. The generations that have preceded them, yours and mine among them, have not taken very good care of their heritage, but for these young people, who will so very soon be the lawmakers of our state, I would ask that recognition be given to the animal, for it was from the backs of their ancestors that our pioneer forebears wrote the most glowing chapters in the history of our State. It might just make up to them a bit for the destruction of much else of their heritage that can never be replaced.

Nevada has the first wild horse refuge ever established in the United States, so designated by the Secretary of the Interior in 1962. Inaccessible to the public now, because of its location within the bombing range in Southern Nevada, I have assurance from a reliable source that it will not indefinitely remain inaccessible.

It is most fitting that this living symbol of the freedom that is our heritage be designated the official animal of the state that was the leader in the fight for their preservation, and where freedom is a way of life for us all. I respectfully urge this committee to recommend the enactment of S. B. 107 designating the mustang or wild horse to be the official animal of the State of Nevada, a gift to future generations of Nevadans of which our generation may well be proud.

Respectfully submitted,
Velma B. Johnston
Velma B. Johnston (Mrs. Charles C.)

March 3, 1971

we, the undersigned, hereby urge passage of S.B. 41 and S.B. 107 2-23
 introduced for the protection of the wild horses and burros of the State
 of Nevada, and for the designation of the wild horse or mustang as the
 official animal of the State of Nevada.

<u>NAME</u>	<u>ADDRESS</u>	<u>TELEPHONE NO.</u>
Owen Toy	2071 W 4 th #39	322-4662
Bud & Beasley	3530 Fairview Rd	322-28
Candace Soy	#39/2071 W. 4 th St	322-4662
Margaret C Ryan	2250 Sunrise Drive	329-1911
John Handley	1654 Phillips Street	322-637
Robert R. Handley	1654 Phillips St.	322-6373
Nelen Benson	1530 Manzanita Ln.	786-3975
Bryanne B. Marsh	1080 Shoshone Dr.	358-88219
Edna M. Whitby	1315 - Lander St	323-8223
John F. Benson	606 W. Plum Lane	323-6616
Dorothy E. Benson	606 W. Plum Lane	323-6616
Thomas S. Bell	606 Marsh Ave	3293931
Frances Echeverria	1515 Lillian Way	322-7919
Ed Clapp	3265 Huntington	359-2866
Ray Cable	1133A Jones St.	322-0689
ReNel Mahler	1900 Adlfield Dr.	329-2802
Ellen Howe	370 Lewis St. (Sp.)	358-4293
L. J. Trout	5255 Eisan Ave	323-652

We, the undersigned, hereby urge passage of S.B. 11 and S.B. 12, introduced for the protection of the wild horses and burros of the State of Nevada, and for the designation of the wild horse or mustang as the official animal of the State of Nevada

<u>NAME</u>	<u>ADDRESS</u>	<u>TELEPHONE NO.</u>
1 Charlotte Bach	1315 Lander St	323 8223
2 Wallace White	939 Melrose Dr	322-6590
3 Owen Sorensen	184 Amelbridge pk.	322-4900
4 J. J. Wheat	3375 Cashill Blvd, Reno	324-7831
5 M. Mack	1077 Riverside Ave #53	786-0901
6 R. Tunney	411 Mill St.	322-7971
7 R. E. Schindler	600 Carson City San Francisco Dr	882-2705
8 Carol Mae	950 Watt St Reno	323 32914
9 Wayne K. Carr	1281 Mark Twain Reno	323-6153
10 Sandra Taylor	1212 Plumas St. apt #4	322-3658
11 Jerry W. Bachelor	3370 Sandoz Dr.	747-4690
12 Gayle Jundel	711 - Sixth St. Sparks -	358-5622
13 D. Mark	33 Truck Circle, COMMON VALLEY	972-057
14 J. K. Cobb	1281 Mark Twain Reno	322 3000
15 Mrs E. G. Cobb	905 Forest St. Reno	323-3600
16 Geneva Cobb	1281 Mark Twain Reno	322-3000
17 Beatrice Stuart	3375 Cashill Blvd Reno	329-7800
18 Thomas J. Eros	1620 Rayburn Dr Reno	747-1900
19 Gladys V. Eros	1620 Rayburn Dr. Reno	747-1900
20. Matthew Jayne Stevens	820 S. Arlington Apt. 4, Reno	323-0771
21 Richard E. Boykin	18105 Hwy 395 North Reno Nev	972-8179
22 Mark D. Stuart	28 E. DEVEREWAY SPARKS NEV.	358-0000
23. Kevin A. Diney	2130 W. 7th St. Reno	747-5400
25 John C. Kauffman	1125 Euphros Way Sparks	358-0000

we, the undersigned, hereby urge passage of S.B. 41 and S.B. 107² 25, introduced for the protection of the wild horses and burros of the State of Nevada, and for the designation of the wild horse or mustang as the official animal of the State of Nevada.

<u>NAME</u>	<u>ADDRESS</u>	<u>TELEPHONE NO.</u>
Mrs. O. F. Miller	700 Calif.	322-5301
Fannie H. - R. D. Austin	1017 Manor Dr.	323-7677
Flossie Fowler	2160 Balsam	323-4322
Mrs. Alice Skunkin	1000 Lakeview Dr.	327-1904
Harold Z. Brumitt	866 Skyline Blvd	
Maryann Dunder	1190 Sweetwater Dr.	322-9009
B. H. & O. H. O. S.	10 Dentmouth Dr.	322-7311
Jennie Field (Mrs. D. F. Field)	1940 Allen St.	322 3876
Mrs. Sam Beardsley	1550 So. Marsh	323-2761
Mrs. Chas. Laurie	1260 Manor Dr.	323-8361
Mrs. Ruth Burkhardt	Stewart, Nevada	
Mrs. Laurina Allen	1270 Manor Dr. Reno	
Nelle Wilkinson	100 Court Street, Reno, Nev.	
Mrs. J. E. Walker	Arlington Lower Reno	
Mrs. J. S. Corn	Smithridge Lower Reno	
Mrs. & Mrs. Ralph Austin	1017 Manor Dr. Reno	
Harold S. Smith Jr.		
Edwina M. Pave		
Mrs. H. Sack	30 Fradser	32-26241

we, the undersigned, hereby urge passage of S.B. 41 and S.B. 107 introduced for the protection of the wild horses and burros of the State of Nevada, and for the designation of the wild horse or mustang as the official animal of the State of Nevada.

NAME	ADDRESS	TELEPHONE NO.
Donald W. Bell	2885 W. Pumps Ln.	329-4047
Jack E. Gilbert	7280 Sierra Vista Way	322-0544
Thomas Ryan	2870 Sunrise Dr.	329-1911
Kilda Hooley	801 Tamarack Dr	322-7204
Esther Swenden	20920 Ames Lane	849-0378
Lois Nicholas	780 Rosewood Dr.	322-7884
Luise R. Zucco	3271 Huggle Dr	747-5798
Wm H. Bowden	1040 Brentwood	322-3251
Bob Benson	1530 Manganta Lane	786-3973
Rev. Daniels	1575 Sharon Way	329-2689
Barbara Kalmeyer	1920 La Ford Dr.	322-0018
W. H. H. H.	Box 2460	323-4536
Kenneth E. Johnson	1530 Rayburn Dr.	747-0934
Jean M. Stewart	505 Sawyer Way - Sparks	358-1658
Brette Zell	1009 University Terr. Reno	322-5291
Hazel D. McComas	1817 Mayberry	786-2844
Yolma V. Hardison	3296 Plumier St.	322-4852
Jackie S. Estes	1260 Capitol Hill	786-3172
Carol M. Eaton	1311 O'Brien Way	323-1960
Margaret H. Phillips	949 Sumner St.	322-4125
Nebie D. Aday	1597 West field	323-3305
Bob Luchetti	207 Pyramid Way	358-7595
W. J. Rosaschi	1765 Calif. Ave.	3295113
But Munson	45 Linda Way	786-0337
Franky Humphreys	4660 Aster Drive	322-3013
William Goodish	1755 Punneton Dr.	329-0956
Barbara VanHazel	3850 Sylme	329-5596
Elizabeth O'Malley	505 Gregory Way	359-0741
Lainy Woodford	1077 Riverside Dr.	322-6115
Mary E. Sullivan	2130 Humboldt St	322-9971
James O'Morrisan	1675. Majestic	747.1597
Clara J. Goulet	9495 So. Virey.	322-4955
Phinnie H. Marsh	1080 Shoshone Dr	358-8219

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S.B. 107
S.B. 41

Introduced by Senators Young and Wilson
James Gibson, Chairman
S.B. 107

Yerington, Nevada
February 15, 1971

Dear Mr. Gibson:

This is to tell you we are very pleased to know of the introduction of S.B. 41 and S.B. 107.

We want to submit this letter as evidence to you and your committee, of our great concern for the preservation and protection of the Mustang.

It seems most fitting to us for the Mustang to become our official State animal, too. In time we would like to see the Wild Horse picture on license plates and on all official State stationery.

Now is the time for action and we will be most grateful if you will advise us of anything we can do to assure the passage of these two bills which are of such vital importance to the life of the magnificent Mustang.

Please thank Mr. Young and Mr. Wilson for introducing S.B. 41 and S.B. 107. We are on their side. Despite the fact the Fish and Game have gone on record as being opposed to these bills, we feel the protection of the Mustang is needed and we want your help.

Most sincerely,

Exhibit "C"

Allen Dennis
Mike Dennis

Jim Del Porto

Raymond Tanner
Cliff Dield

Dave Hagar

Jeff Driver

Wes Herbst

Steve Carr

Jim Richardson

Doug Hemstead

Jim Embury

Larry Allen

Douglas Morrison

Ken Valentine

Mike Trapp

Mike Stewart

Steve Carmona

David Maurice

Stan Pursell

Johnny Arnett

Jan Smith

Rayn Wood

Sandy Woodley

~~Patrick James Cook~~

Otis Barton

Sandy Allen

Donna McWhirter

Roxann Sirova

Paula McCain

Joel Landolt

Carla Faucett

Bonnie Daegh

Joella Peterson

Cindy Barton

Tom Bromley II

Doug Baker

Eli Skates

Ken M. Kawa

Harold Beck

Bob Liskovist

Ronald P. Trich

Cherry Elmer

Sandra Corum

Sherry Reed

Pam Ratzlaff

Lebbie Dale O

Brian Butler

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Paulette Fielding

Shannon Harris

Kerry Nelson

Wois Lawrence

Guy Polg

Bruce Gordon

Ed Davis

Dew Kurl

Trish Hill

Cathy Hill

Joe Espinoza

Dawn Soukup

Frank Wilson

~~Michael Fuchs~~

Rosita Bauman

Pat Smith

Jamie Quinn

Gynda Dikken

Kayla Stevens

Krant Smith

Graig Koehler

Paral Dooge

Nevada Department of Fish and Game

MEMORANDUM

March 19, 1971

TO: Chairmen and Members of Assembly Agriculture Committee,
Assembly Environment and Public Resources Committee,
Senate Public Resources Committee

FROM: Frank W. Groves

The Nevada Committee on Rare and Endangered Species at their February 1971 meeting, passed the following motion on SB-41 and SB-107. They further requested the Department of Fish and Game to circulate the resolution to the Legislative committees addressed above.

Protection of wild horses and burros (SB-41): and,
Designating the mustang as official state animal
of Nevada (SB-107):

MOTION BY DR. DEACON: I MOVE THAT THE ENDANGERED SPECIES COMMITTEE, AS ADVISOR TO THE NEVADA DEPARTMENT OF FISH AND GAME, RESOLVE THAT WILD OR FERAL HORSE OR BURRO OCCURRING IN THE STATE OF NEVADA IS NOT CONSIDERED BY THIS COMMITTEE TO BE AN ENDEMIC ANIMAL. WE NEVERTHELESS RECOGNIZE THE IMPORTANCE AND PLACE THESE SPECIES HAVE HAD IN THE HISTORY OF THE STATE. SENATE BILL 41 APPEARS TO US ENTIRELY INAPPROPRIATE BECAUSE OF THE FACT THAT IT FAILS TO RECOGNIZE THE NEED FOR PROPER MANAGEMENT TECHNIQUES TO BE APPLIED TO THE POPULATION OF WILD AND/OR FERAL ANIMALS. FOR THESE REASONS WE FIND OURSELVES UNABLE TO SUPPORT SENATE BILL 41 AS PROPOSED, BUT COULD SUPPORT SUCH A BILL WITH EXTENSIVE REVISION WHICH PRIMARILY WOULD INVOLVE CONSIDERABLE MANAGEMENT TECHNIQUES AND TO INCLUDE PROPER FUNDING. WE FURTHER ARE UNABLE TO SUPPORT SENATE BILL 107 PRIMARILY ON THE BASIS OF A FEELING THAT ANY ANIMAL DESIGNATED AS THE STATE ANIMAL OF NEVADA SHOULD IN FACT BE A NATIVE OF THIS STATE. SECONDED BY DR. WOOD AND CARRIED UNANIMOUSLY.

Frank W. Groves

To Whom It May Concern:

The Nevada Vaqueros, a Reno trail riding organisation, completely support in principle and detail Senate Bill 41 and its companion Bill 107 relative to the preservation of animals and the naming of the mustang Nevada's official State animal.

NEVADA VAQUEROS

President:

John A. Couch
John A. Couch
4280 Ross Drive
Reno, Nevada

February 26, 1971

Senator Cliff Young
c/o Yvonne Fisher
P. O. Box 84
Reno, Nevada 89504

Exhibit "D"

WASHOE COUNTY FAIRGROUNDS

Washoe County, as indicated by the development of the Fairgrounds during the past four years, is concerned with the future of this area and has long range plans for future improvements.

Very likely during the next two or three months, a coordinated effort by Washoe County and the Nevada State Fair Board will result in even more concrete plans. We are now considering an offer by the Nevada State Fair Board to hire a specialist in fairgrounds planning. This would produce a master plan, not only for fair use, but also would cover all other multipurpose use.

As late as 1966-67, only a half dozen events, other than the Fair and rodeo, were held at the Fairgrounds. We now average two or three a week, some weekends will have two or more events in a single day.

The County wants to continue an orderly development at the Fairgrounds. We are now reaching the point where time left on the existing lease does not encourage large expenditures of funds.

Recent development (since 1967)

Six new barns	\$120,000.00
Rodeo arena improvements	45,000.00
Livestock Pavilion	200,000.00
Landscaping	18,000.00
Paving and storm drains	22,000.00
New restrooms	18,000.00
Painting, etc. of old building . . .	4,000.00
Perimeter fencing	<u>12,000.00</u>
Total	\$ 439,000.00

Exhibit "E"



2-33

STATE OF NEVADA
OFFICE OF THE ATTORNEY GENERAL
SUPREME COURT BUILDING
CARSON CITY 89701

ROBERT LIST
ATTORNEY GENERAL

February 22, 1971

Mr. Gino Del Carlo, Chairman
Storey County Commissioners
Virginia City, Nevada 89440

Dear Mr. Del Carlo:

On February 4, 1971, this office furnished the District Attorney of Storey County with written comments regarding a proposed amendment to NRS 517.420. At that time we were not aware that A.B. 57 encompassed the proposed amendment as well as numerous additional amendments to statutes related to NRS 517.420. Our comments at that time were only directed to the very limited legislation mentioned by Mr. Bucchianeri.

We have examined A.B. 57 and, based on discussions with members of your board as well as with the Assessor of Storey County, we believe that the following additional commentary is appropriate.

A.B. 57, while still possibly discouraging small prospectors from exploring and developing claims, will also discourage land speculations in abandoned patented mining claims. It is noted that numerous speculations, sales, and quitclaims have occurred on property that has no mining value and which in fact has been used for all purposes but mining. We believe that A.B. 57 would be helpful to assessors in mining counties, without substantially hurting the small miner.

Sincerely,

ROBERT LIST
Attorney General

By
Michael L. Melner
Deputy Attorney General

MLM:lp

✓ cc: Mr. Jack A. Flanagan
Storey County Assessor

Exhibit "F"

SENATE BILL NO. 107—SENATOR YOUNG

FEBRUARY 2, 1971

Referred to Committee on Federal, State and Local Governments
SUMMARY—Designates mustang as official state animal of Nevada. Fiscal Note: No. (BDR 19-495)



EXPLANATION—Matter in *italics* is new; matter in brackets [] is material to be omitted.

AN ACT designating the mustang (*Equus caballus*) as the official state animal of Nevada; and providing other matters properly relating thereto.

1 WHEREAS, Nevada is the home of that noble animal, *Equus caballus*,
2 better known as the mustang, which roams the mountains, valleys and
3 deserts of our land in ever-diminishing numbers; and
4 WHEREAS, These beautiful and spirited creatures are descendants of the
5 genus *Equus*, which originated in North America, traversed the land
6 bridge then existing between this continent and Asia, traveled across Asia,
7 Europe and North Africa to Spain, and thence again to America with
8 the conquistadors; and
9 WHEREAS, The ancestors of the mustang made exploration of the west
10 possible by the first white men and their descendants, made possible a
11 new way of life for America's first settlers, the Indians, and were invaluable
12 in settling the west, developing the ranches, plowing the fields,
13 harvesting the crops and providing all the transportation that existed for
14 years, and even now, when domesticated, serve mankind in many ways,
15 and when left to roam wild, form a part of the aesthetic and natural heritage
16 of Nevada; and
17 WHEREAS, in their search for life and freedom for themselves and their
18 offspring, they symbolize the same strivings that exist within the breasts
19 and brains of men; and
20 WHEREAS, Their spirit of independence and adventure is characteristic
21 of the Great State of Nevada and makes official recognition of their
22 species both fitting and proper; now, therefore,
23
24 *The People of the State of Nevada, represented in Senate and Assembly,*
25 *do enact as follows:*
26
27 SECTION 1. Chapter 235 of NRS is hereby amended by adding
28 thereto a new section which shall read as follows:

Original bill is 2 pages long.
Contact the Research Library for
a copy of the complete bill.

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(REPRINTED WITH ADOPTED AMENDMENTS)

FIRST REPRINT

A. B. 43

ASSEMBLY BILL NO. 43—WASHOE—STOREY DISTRICTS' DELEGATION

JANUARY 25, 1971

Referred to Committee on Government Affairs

SUMMARY—Permits Washoe County to have 99-year lease on fairgrounds. Fiscal Note: No. (BDR S-18)

EXPLANATION—Matter in *italics* is new; matter in brackets [] is material to be omitted.

AN ACT relating to a lease on certain state property; authorizing the lease of designated property by the state department of agriculture to the board of county commissioners of Washoe County; empowering the board of county commissioners of Washoe County to enter into certain contracts relating to the property; declaring inconsistent acts not applicable insofar as they conflict; giving priority of use to certain groups; and providing other matters properly relating thereto.

1 WHEREAS, The State of Nevada is the owner in fee simple of certain
2 lands located in Washoe County, having acquired such lands by deed to
3 the State of Nevada, dated March 9, 1889; and

4 WHEREAS, It is the expressed desire of the people of the State of Nevada
5 as set forth in Statutes of Nevada 1887, at page 35, that such land be used
6 for public use and purposes; now, therefore,

7
8 *The People of the State of Nevada, represented in Senate and Assembly,*
9 *do enact as follows:*

10
11 SECTION 1. In consideration of the payment of the sum of \$1, the
12 state land register, acting for the people of the State of Nevada, is hereby
13 authorized and directed forthwith to execute and deliver for and on behalf
14 of the State of Nevada to the county of Washoe a good and sufficient agree-
15 ment re-leasing, for a period of 99 years, all the rights, title and interest
16 of the State of Nevada in and to that certain property located in the
17 county of Washoe and more particularly described as that certain piece
18 or parcel of land situated in the county of Washoe, State of Nevada, desig-
19 nated as the northeast quarter (NE¹/₄) of the southwest quarter (SW¹/₄)
20 and the southeast quarter (SE¹/₄) of the northwest quarter (NW¹/₄) of
21 section 1, township 19 north, range 19 east, M.D.B. & M., containing 80
22 acres, more or less, excepting approximately 2.904 acres more or less and
23 described as follows: Beginning at the southwest corner of the E¹/₂ of

2-28

A. B. 273

ASSEMBLY BILL NO. 273—MISS HAWKINS

FEBRUARY 12, 1971

Referred to Committee on Government Affairs

SUMMARY—Provides staggered terms and removes restriction on reappointment of members of Nevada state council on the arts. Fiscal Note: No. (BDR 18-563)

EXPLANATION—Matter in *italics* is new; matter in brackets [] is material to be omitted.

AN ACT establishing length of terms of members of the Nevada state council on the arts; removing the restriction on their reappointment; and providing other matters properly relating thereto.

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

- 1 SECTION 1. NRS 233C.040 is hereby amended to read as follows:
- 2 233C.040 1. The governor shall appoint members from among citi-
- 3 zens of Nevada who are known for their knowledge of and experience
- 4 in the performing and fine arts.
- 5 2. **[**Each member shall be appointed for a term of 4 years and any
- 6 member who serves a full 4-year term shall not be eligible for reappoint-
- 7 ment during the next-succeeding year after the expiration of his term.**]**
- 8 *Upon the expiration of the terms of those members serving on the council,*
- 9 *on the effective date of this act, the governor shall appoint 11 members*
- 10 *for 4-year terms and 10 members for 2-year terms. Thereafter, each*
- 11 *member shall be appointed or reappointed for a term of 4 years.*
- 12 3. If a vacancy occurs on the council, the governor shall fill the
- 13 vacancy by the appointment of an eligible person to serve for the
- 14 remainder of the unexpired term.
- 15 SEC. 2. This act shall become effective upon passage and approval.

Original bill is on file at
the Research Library.

2-37

A. B. 40

**ASSEMBLY BILL NO. 40—MESSRS. GLASER
AND ROY YOUNG**

JANUARY 25, 1971

Referred to Committee on Government Affairs

SUMMARY—Provides for separate election of county commissioners. Fiscal Note: No. (BDR 20-97)

EXPLANATION—Matter in *italics* is new; matter in brackets [] is material to be omitted.

AN ACT relating to the election of county commissioners; providing for separate elections; and providing other matters properly relating thereto.

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

1 SECTION 1. Chapter 244 of NRS is hereby amended by adding a new
2 section which shall read as follows:

3 1. *Whenever two or more members of a board of county commission-*
4 *ers are to be elected at the same election for the same term in any county*
5 *in this state having less than 100,000 population, and the county has not*
6 *been divided into commissioner districts in the manner provided by NRS*
7 *244.050, the county clerk shall designate the offices to be filled alpha-*
8 *betically or numerically. Such designation shall be made on or before the*
9 *1st Monday in June of the year in which such election is held.*

10 2. *For purposes of election the offices shall be considered separate*
11 *offices and no declaration of candidacy or acceptance of candidacy shall*
12 *be accepted unless such declaration or acceptance indicates the particular*
13 *office for which the declaration or acceptance is filed.*

2-18

A. B. 57

ASSEMBLY BILL NO. 57—WASHOE—STOREY DISTRICTS'
DELEGATION (by request)

JANUARY 25, 1971

Referred to Committee on Taxation

SUMMARY—Requires county to sell delinquent patented mining claims.
Fiscal Note: No. (BDR 46-44)



EXPLANATION—Matter in *italics* is new; matter in brackets [] is material to be omitted.

AN ACT relating to patented mining claims; requiring that any such claim held by a county for delinquent taxes for a prescribed period be sold for a minimum amount; and providing other matters properly relating thereto.

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

- 1 SECTION 1. NRS 517.390 is hereby amended to read as follows:
- 2 517.390 1. Whenever a patented mining claim has become the prop-
- 3 erty of a county through operation of the revenue laws of this state, any
- 4 citizen of the United States may [present to and] file with the board of
- 5 county commissioners of such county and affidavit and petition to explore
- 6 and develop the claim [.] , *provided the claim has been the property of*
- 7 *the county for less than 1 year, at the time of such filing.*
- 8 2. The affidavit and petition shall state:
- 9 (a) That the petitioner is a citizen of the United States.
- 10 (b) That there is belonging to the county, as shown by the official
- 11 records thereof, a patented mining claim or claims, sufficiently identify-
- 12 ing the same, which has or have become the property of the county
- 13 through operation of the revenue laws of this state.
- 14 (c) The amount of the tax, [and] penalties and costs, if any, for
- 15 which the claim or claims became the property of the county.
- 16 (d) That it is the petitioner's bona fide intention to explore and
- 17 develop the claim or claims.
- 18 SEC. 2. NRS 517.420 is hereby amended to read as follows:
- 19 517.420 1. At the expiration of 6 months, or sooner if the peti-
- 20 tioner so desires, the county treasurer shall make and execute a deed
- 21 conveying the title of the county to such claim or claims to the petitioner
- 22 for the sum for which the property became the property of the county.

Original bill is 3 pages long.
Contact the Research Library for
a copy of the complete bill.

21

(REPRINTED WITH ADOPTED AMENDMENTS)

FIRST REPRINT

A. J. R. 14

ASSEMBLY JOINT RESOLUTION NO. 14—MESSRS.
SWALLOW, PRINCE AND HAFEN

FEBRUARY 10, 1971

Referred to Committee on Government Affairs

SUMMARY—Memorializes Congress to increase junk mail rates. (BDR 983)

EXPLANATION—Matter in *italics* is new; matter in brackets [] is material to be omitted.

ASSEMBLY JOINT RESOLUTION—Memorializing the Congress of the United States to increase rates for certain third class mail.

- 1 WHEREAS, The Congress of the United States has declared that the
2 post office is to be a public service to be used in the promotion of social,
3 cultural, intellectual and commercial intercourse among the people of the
4 United States; and
5 WHEREAS, Third class mail includes circulars being sent in identical
6 terms to several persons and is afforded a lesser rate; and
7 WHEREAS, Seldom do such circulars operate as a service to the public
8 and more often do they work to the public's aggravation, distress and
9 exasperation; now, therefore, be it
10 *Resolved by the Assembly and Senate of the State of Nevada, jointly,*
11 That the Congress of the United States direct the Postmaster General to
12 increase the postal rates to an amount which will fully cover costs of
13 delivery for circulars presently enjoying third class postal rates; and be
14 it further
15 *Resolved,* That a copy of this resolution be prepared and transmitted
16 forthwith by the legislative counsel to the President of Senate, the Speaker
17 of the House of Representatives of the United States, to the Postmaster
18 General and to all members of the Nevada congressional delegation.

S. B. 208

**SENATE BILL NO. 208—COMMITTEE ON FEDERAL,
STATE, AND LOCAL GOVERNMENTS**

FEBRUARY 15, 1971

Referred to Committee on Federal, State and Local Governments

SUMMARY—Removes limitation on apportionment of county road fund to incorporated cities. Fiscal Note: No. (BDR 35-1179)



EXPLANATION—Matter in *italics* is new; matter in brackets [] is material to be omitted.

AN ACT relating to the county road fund; removing the limitation on the apportionment of such fund to incorporated cities; and providing other matters properly relating thereto.

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

- 1 SECTION 1. NRS 403.450 is hereby amended to read as follows:
- 2 403.450 1. To provide funds for paying the expenses of road work,
- 3 the several boards of county commissioners shall, from time to time
- 4 upon the request of the city council, apportion to each incorporated city
- 5 within the respective counties such proportion of the general road fund of
- 6 the county as the value of the whole property within the corporate limits
- 7 of such city or cities, as shown by the last assessment roll, shall bear to the
- 8 whole property in the county, inclusive of property within the incorpor-
- 9 ated cities.
- 10 2. [The apportionment of moneys to cities as provided in subsection
- 11 1 shall not exceed an amount greater than 10 percent of the total amount
- 12 levied and collected for general road purposes within the county, exclu-
- 13 sive of funds for the payment of the principal and interest of bonds for
- 14 road and street purposes.
- 15 3.] All such moneys so apportioned shall be expended upon the
- 16 streets, alleys and public highways of such city or cities under the direc-
- 17 tion and control of the city council.

(REPRINTED WITH ADOPTED AMENDMENTS)

SECOND REPRINT

S. B. 192

SENATE BILL NO. 192—COMMITTEE ON FEDERAL, STATE AND LOCAL GOVERNMENTS

FEBRUARY 11, 1971

Referred to Committee on Federal, State and Local Governments

SUMMARY—Enacts new Henderson city charter. Fiscal Note: No. (BDR S-1380)



EXPLANATION—Matter in italics is new; matter in brackets [] is material to be omitted.

AN ACT incorporating the City of Henderson, in Clark County, Nevada, and defining the boundaries thereof, under a new charter, and providing other matters properly relating thereto.

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

1 SECTION 1. The charter of the City of Henderson is as follows: Each
2 section of the charter shall be deemed to be a section of this act for the
3 purpose of any subsequent amendment.

4
5 ARTICLE I

6
7 Incorporation of City; General Powers; Boundaries;
8 Wards and Annexations; City Offices

9
10 Section 1.010 Preamble: Legislative intent.

11 1. In order to provide for the orderly government of the City of
12 Henderson and the general welfare of its citizens the legislature hereby
13 establishes this charter for the government of the City of Henderson. It is
14 expressly declared as the intent of the legislature that all provisions of this
15 charter be liberally construed to carry out the express purposes of the
16 charter and that the specific mention of particular powers shall not be
17 construed as limiting in any way the general powers necessary to carry out
18 the purposes of the charter.

19 2. Any powers expressly granted by this charter are in addition to
20 any powers granted to a city by the general law of this state. All pro-
21 visions of Nevada Revised Statutes which are applicable generally to
22 cities (not including, unless otherwise expressly mentioned in this charter,
23 chapter 265, 266 or 267 of NRS) which are not in conflict with the
24 provisions of this charter apply to the City of Henderson.

2-60

S. B. 264

SENATE BILL NO. 264—COMMITTEE ON FEDERAL,
STATE AND LOCAL GOVERNMENTS

FEBRUARY 17, 1971

Referred to Committee on Federal, State and Local Governments

SUMMARY—Provides for revote where voting machine malfunctions,
Fiscal Note: No. (BDR 24-980)

EXPLANATION—Matter in *italics* is new; matter in brackets [] is
material to be omitted.

AN ACT relating to elections; establishing procedures for revoting in a precinct
where a suspected malfunction in a voting machine influenced the outcome
of an election; requiring notice of the revote; providing for payment of costs;
and providing other matters properly relating thereto.

*The People of the State of Nevada, represented in Senate and Assembly,
do enact as follows:*

- 1 SECTION 1. Chapter 293 of NRS is hereby amended by adding
- 2 thereto the provisions set forth as sections 2 to 7, inclusive, of this act.
- 3 SEC. 2. *A revote may be held in any precinct in any election where*
- 4 *voting machines were used if all of the following conditions are fulfilled:*
- 5 1. *A recount has been performed in accordance with the provisions*
- 6 *of this chapter for the particular election where the revote is requested.*
- 7 2. *A request for a revote is filed with the county clerk no later than*
- 8 *5 days after the recount is completed.*
- 9 3. *Such a request is in writing, setting forth:*
- 10 (a) *The name of the candidate making the request;*
- 11 (b) *The office for which the revote is requested;*
- 12 (c) *The names of the other candidates for that office;*
- 13 (d) *A statement of the reasons for the request for a revote, including*
- 14 *why it is suspected that a particular machine was defective or malfunc-*
- 15 *tioned and that such a defect or malfunction influenced the outcome of the*
- 16 *election in a manner adverse to the candidate requesting the revote.*
- 17 4. *The candidate personally verifies the statement requesting a revote*
- 18 *in the manner provided for the verification of pleadings in civil actions.*
- 19 5. *The demand for a revote is accompanied with a deposit for the*
- 20 *estimated cost of the revote, which shall be determined by the county*
- 21 *clerk upon receiving a request for an estimate of cost from the candidate.*

Original bill is 2 pages long.
Contact the Research Library for
a copy of the complete bill.