

SENATE JUDICIARY COMMITTEE

MINUTES

April 2, 1971

Chairman Monroe called the meeting to order at 8:30 a.m.

Committee Members Present: Chairman Monroe
Senator Close
Senator Foley
Senator Dodge
Senator Swobe
Senator Wilson
Senator Young

Others Present: John Koontz - Secretary of State
Alex Coon - Chief Deputy, Washoe County
Clerk's Office
Mike Marfisi - Elko Attorney
Tom Mulroy - Clark County Registrar of Voters
Jack McCluskey - Owner and publisher of The
Mineral County Independent
in Hawthorne
Press

A.B. #756 - Reduces number of jurors needed in trials.

Senator Foley made a motion to "do pass." Senator Young seconded the motion. Motion carried.

A.B. #230 - Permits enforcement of gambling obligations
in the courts.

Senator Close stated that the Assembly was completing hearings on this bill and asked to have any action postponed.

Senator Foley made a motion to have another hearing on A.B. #230. Senator Close seconded the motion. Chairman Monroe stated the committee would discuss this further on Monday.

S.B. #609 - Provides for adjustment of procedures in
subdividing land.
Senator Monroe.

Mr. Mike Marfisi, Elko Attorney representing McCullough Properties, Inc. and other land developers whose properties include Lake Havasu, discussed the complexities of the subdivision law in general. He felt that whether to have orderly development of property in Nevada or prohibit it is a big issue. There are various proposals for legislation that conflict with one another.

Mr. Marfisi proposed that the legislature take a close look at the subdivision law because the present law is adequate. The only thing lacking is its implementation by counties and cities through the planning commissions who have tremendous power.

He said that S.B. #609 varies with S.B. #35 and the problem seems to be the acreage limitation in S.B. #609 which was changed to 36 acre parcels.

Joe Coombs, President of Tri Civil Engineers, said five years ago Arizona faced the same problems Nevada is facing now. He said all parcels below 40 acres should be looked at by the planning commission, and cutting parcels up in a grid pattern should be avoided. This restriction would allow for the highest and best use.

Mr. Marfisi suggested amending Subsection 2 (b) of Section 2 to the limitation from 10 acres to 36 acres, and insert the word "design" as defined in Subsection (d) of Section 1 in place of street widths and drainage provisions.

Senator Swobe made a motion to amend and "do pass." Senator Young seconded the motion. Motion carried.

S.B. #470 - Permits state highway construction contractor to withdraw amounts retained by Department of Highways under contract upon presentation of security.
Committee on Judiciary.

Grant Davis submitted the amendments previously discussed.

Senator Dodge made a motion to amend and "do pass." Senator Swobe seconded the motion. Motion carried.

A.B. #564 - Amends provisions of election law.
Committee on Elections.

Alex Coon, Chief Deputy of Washoe County Clerk's Office, Tom Mulroy, Clark County Registrar of Voters and John Koontz, Secretary of State testified on this bill.

Mr. Mulroy objected to the change in the closure of registration to the fifth Saturday and said it had to be the seventh Saturday so the ballots could be sent out. They would not be able to process the registrations in two weeks less time than they have now and that if the time is shortened the public would suffer.

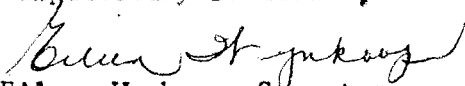
Mr. Coon supported Mr. Mulroy's statement and asked that the amendment be deleted.

Chairman Monroe objected to the provision allowing the county central committees to call county conventions every year. Senator Foley agreed and suggested amending that out of the bill since the central committees already can meet anytime it wants to.

Senator Dodge made a motion to amend and "do pass." Senator Young seconded the motion. Motion carried.

Meeting adjourned at 10:40 a.m.

Respectfully submitted,


Eileen Wynkoop, Secretary

Approved: _____