

H E A R I N GM I N U T E S -- 57th SessionAssembly

ENVIRONMENT & PUBLIC RESOURCES AND FISH AND GAME COMMITTEE--Room 214

April 4, 1973

Members Present:	Chairman Bremner	Broadbent
	Vice-Chairman Crawford	Jacobsen
	Ford	Lowman
	Gojack	Smalley
	Banner	

Members Absent: None

Guests Present:	Ray Knisley	State (Ombudsman)
	Roland D. Westergard	State Engineer
	Elmo DeRicco	Department of Conservation
	D. Michael Clasen	Deputy Attorney General
	Larry G. Bettis	Deputy Attorney General
	Robert York	Nevada State Museum
	William G. Jerrems	Nevada Archeological Survey-Reno
	R.K. Myles	Citizen
	Mrs. Robert Myles	Nevada Archeological Association
	Mrs. Loretta Sabini	Amateur Arcs of Nevada
	Mary Rusco	Nevada Archeological Association
	Wallie Warren	Sierra Pacific Power Company
	Bob Kerns	Peace Officers & Fire Fighters
	Bill Parsons	Nevada Dept. of Fish and Game
	Fred Wright	Nevada Dept. of Fish and Game
	Ernie Gregory	Division of Health
	Niel Slogam	Archeologist

The meeting was called to order at 7:15 a.m. by Chairman Bremner and he announced that A.B. 767 would be considered first.

A.B. 767--Enacts Archeological Resources Law.

Those who spoke on this bill were Mr. Slogam, Ms. Rusco, Mr. and Mrs. Myles and Mrs. Sabini and this is all related in the attached testimony from the Nevada Archaeological Association. (This is attached as Exhibit I). The annual budget pertaining to this Association is attached as Exhibit 2. They suggested that the bill say that the budget be annually, because it does not specify it in the bill, and Mrs. Ford mentioned that they cannot put this in the bill, because this is relating to money, so it has to go to the Ways and Means Committee after going through this committee.

Daisy Talvitie, from the League of Women Voters, spoke on this bill and took a stand in support for it.

The committee took a five-minute break and reconvened starting discussion on A.B. 472.

Chairman Bremner asked for a report from the Sub-Committee meeting that met yesterday morning on A.B. 472, which enacts the Water Pollution Control Act.

Mr. Michael Clasen, Deputy Attorney General, appeared and discussed the revision of the suggested amendments that the Sub-Committee came up with. (This revised set of amendments is attached as Exhibit 3).

Mrs. Ford suggested that they give it a decision and get it over to the Senate Ecology Committee as soon as they can.

Mr. Ray Knisley testified in comment to the revised amendments on Section 14, page 2, line 33, where "from a point source" was deleted. He said that this phrase is used throughout the bill and was wondering how it might effect the permit system in the bill. He said that if it does effect the seriousness of the bill, then it could be taken care of in the Senate Committee.

Mr. Lowman did not agree with sending this over to the Senate, when it should be cleaned up here before sending it anywhere.

Mr. Knisley also commented on Section 22, when it was changed in the revised amendments putting the end of the paragraph as "and their effects on the waters of the state.", instead of "and the effects, if any, of such practices on established beneficial uses of waters of the state within such river basins."

First of all, he said that the part "Section 2 to 39" ought to be changed to "Section 2 to 69" because that is how many sections there are in the bill. He also suggested that "thereof, and their effects on the waters of the state." be deleted and then adding "of said areas" in its place.

Mrs. Ford argued that the main reason that they changed this paragraph is to use the word "effects" and so it should not be taken out. Then she suggested that they leave in "thereof, and their effects on" and deleting "the waters of the state" and replacing that statement with "said river basins." That change seemed to be agreeable to Mr. Knisley.

Mr. Knisley then went on to the Section 43 amendment and he disagreed with it. He said this could seriously effect the budget of the Health Department, and he could not see any reason why they should tie the hands of the hearing board and not allow them to do what is in the law right now. He was for protecting the person who is unable to pay, but the budget board and fund cannot take care of all hearings. Mr. Jacobsen agreed with Mr. Knisley's comment. He said that if they just want to protect the ones who cannot afford such hearings, then it should be spelled out more clearly in the amendment. Mrs. Gojack said that maybe it ought to be clarified.

Mr. Elmo DeRicco, from the Department of Conservation, commented on hearing procedures, and said that they are very costly, and that the person requesting a hearing must pay for the transcript and the reports. Dr. Broadbent asked Mr. DeRicco if he would rather have nothing that explains about hearings at all in the bill, and Mr. DeRicco

said that he would not suggest that, because they need to be in the bill.

The committee finally went by a suggestion by Dr. Broadbent to go to the original Section 43, in the bill on page 8, by deleting the word "otherwise" and the committee agreed.

Mr. Knisley also commented on Section 60 of the revised amendments and said that it is not a good idea to have something referred to S.B. 488, when it has not passed through yet.

He continued to suggest that on page 3, Section 20 that line 28 be struck out--(d), and that in (g) change three members to four members.

Daisy Talvitie commented about these amendments next and said that if people have a request for a public hearing, they should not have to pay for them. She also supported Mr. Knisley's change in Section 20 about the members of the board.

Mrs. Gojack moved for an "amend and do pass" and Mrs. Ford seconded her motion. But Mr. Lowman commented on the make-up of the commission, and said that there is no place they have controls on the technical aspects of these things other than Carson City. Maybe some technical person could be appointed from one of the larger counties in the state. This defeats any technical input from Clark County. Mr. Banner agreed with Mr. Lowman, and Mr. DeRicco said that Mr. Lowman has come out with a good point.

Mr. DeRicco said that the bill eliminates a technical person when it states "from the general public". Chairman Bremner then suggested it say "four members from the public with knowledge and expertise," and it concurred with everyone else, except Mr. Lowman had a No Vote.

Mrs. Gojack withdrew her motion, when Mrs. Ford motioned that the amendment after revising be given to the committee members before Friday and then they can vote on it next Friday.

A.B. 749

Then Chairman Bremner went to A.B. 749, which authorizes the issuance of special fishing permits to children in public and charitable institutions. Mr. Lowman motioned for a "Do Pass" and Mr. Jacobsen seconded.

A.B. 739

This bill gives full recognition to out-of-state titling of motor-boats. Mr. Jacobsen moved for a "Do Pass", and Mr. Crawford seconded.

S.B. 82

Provides for a 2-day fishing license for a fee of \$3.00. Dr. Broadbent moved for a "Do Pass" and Mrs. Gojack seconded his motion. The committee members concurred with all of the above motions.

Assembly

Page 4--Environment & Public Resources--April 4

307

S.J.R. 25

This bill urges preservation and protection of Truckee River by all appropriate government agencies. Mr. Jacobsen moved for a "Do pass" and Mr. Smalley seconded it.

S.B. 432

This bill, which enables and directs state department of conservation and natural resources to begin negotiations on interstate compact for land use in Truckee River watershed, was moved for a "Do Pass" by Mrs. Ford and seconded by Mrs. Gojack.

Mr. Jacobsen and Dr. Broadbent discussed their bill, which re-structures the fish and game department, and puts together A.B. 197, A.B. 678, and A.B. 878. This would put more county input of five members and seems to be more satisfactory to everyone.

A.B. 767

This is the Archeological Bill, and Chairman Bremner said that they will wait and hear testimony from Mr. Clayton Phillips, and Mr. Jacobsen said that he is most qualified and outstanding of whose testimony will be very beneficial.

A.B. 848

Mr. Wright spoke on this bill, which removes requirement that certain money received by Nevada department of fish and game be deposited in interest-bearing accounts; and prescribing accounting procedures.


Mr. Lowman asked if they cannot do this without legislation, and Mr. Wright said that they can't as it is right now. He said that this is a Legislative Counsel Bureau bill, not a fish and game bill.

Mr. Lowman motioned that the bill have a "Do Pass", and Mr. Jacobsen seconded it.

Chairman called the meeting to a close at 9:30 a.m. until April 6th, Friday at 7 a.m.

Respectfully Submitted,

Geanie Armstrong
Assembly Attache



**Nevada
Archaeological
Association**

April 5th, 1973

TO: MEMBERS OF ASSEMBLY COMMITTEE ON ENVIRONMENT AND NATURAL RESOURCES
NEVADA STATE LEGISLATURE ...

FROM: THE NEVADA ARCHAEOLOGICAL ASSOCIATION BOARD OF DIRECTORS ...

The Nevada Archaeological Association strongly recommends passage of AB767, the ARCHAEOLOGICAL RESOURCES LAW, directed towards recognition of the existing Nevada Archaeological Survey as a state supported program.

The Nevada Archaeological Survey was created in 1967, at the University of Nevada at Reno, by Dr. Robert Stephenson. Funding for the first two years of the Survey was by private grant monies, with matching funds from D.R.I.. Since Dr. Stephenson's departure, and the subsequent withdrawal of the private grant money, the Survey has existed through support from the University of Nevada budget. At present the budget provides funds for a one-half time archaeologist's salary, of \$4,500.00 per year, with operating funds of \$750.00 per year.

Since 1969, the Survey has developed into an on-going, co-operative effort between the University of Nevada systems and the Nevada State Museum. Archives of the Survey are kept at UNR, where a computerized, systematic recording program has been developed. Records are kept to date, and maintained for use by all Survey members and other research programs. The Museum acts as the main repository for artifact collections, the staff of the Museum maintaining, cataloging, and co-ordinating all Survey collections for display at the Museum and throughout the State on a circulating loan basis.

At present there are three active branches of the Survey. The branch at UNR, a second at the Nevada State Museum, and the third based at the University of Nevada Museum of Natural History at Las Vegas. These second two branches are served by Archaeologists on staff salaries at the two institutions.

Archaeologists in Nevada have given their service and support to the Survey, working on grant supported survey projects; creating and working with several amateur organizations; directing and instructing archaeological "digs" in co-operation with these involved amateurs; teaching and lecturing throughout the state to interested organizational groups; teaching in the newly formed Peoples Archaeology Program in Nevada; and, in view of the future establishment of the Survey as an autonomous, state supported program, have kept the Survey alive as a developing and active entity in Nevada.

MEMO TO: NEVADA STATE ASSEMBLY

FROM: NAA BOARD OF DIRECTORS ... con't.

309

Financial support is, of course, necessary for a program such as this. However, recognition, and the "creation" of the Survey as a state supported program, is of even more importance. Passage of AB 676 ← ? would put teeth into any Survey application for federal or private grant monies available for Archaeological survey and research programs, to be used in the State of Nevada. These grant monies, however, do not provide support for daily salaries and necessary working monies essential for a Survey program such as this. It is realized that time and State monies are both running short, however the requested funding is minimal, and would add the much needed additional assistance at the three Survey branches.

Suggestions given by the committee for ammendments to AB 767, plus those from the Nevada State Museum and University sources, were taken into consideration, and in support of our professionals, the Nevada Archaeological Association would like to recommend the following ammendments to the bill:

Section #3 ... to be changed to read as follows:

The existing Nevada Archaeological Survey, a co-operative program involving the University of Nevada systems and the Nevada State Museum, shall henceforth be recognized as a state supported program involving the University of Nevada systems, the Nevada State Museum, the Lost City Museum, and the Nevada Historical Society.

Section # 6 ... to be rewritten as follows:

Sec. 6. 1... The professional and co-ordinating staff of the Survey shall be members of the staffs of the co-operating institutions on the Survey, each holding advance degrees in Anthropology or Archaeology or having equivalent professional experience, each subject to the privileges and responsibilities of their rank and tenure.

2... Staff members of the Survey shall co-ordinate all activities of the Survey, and shall be ^{Report} directly ~~responsible~~ to the Board of Regents of the University of Nevada system, the Board of Trustees of the Nevada State Museum, the Board of directors of the State Historical Society, and the advisory boards of any future co-operating institutions.

3... Staff members of the Survey shall ^{elect} appoint amongst themselves a director, to serve on a bi-ennial basis at the direction of the staff members and advisors. The director shall be responsible for the direction of the Survey and its activities, thus relieving the administrative burden of the Survey from one permanent director. (Administrative duties greatly restrict active field, laboratory and educational activities. Distribution of this burden would restrict only one staff member at a time to these duties.)

Section # 11 ... part # 2 only to be ammended, as follows:

2... The advisory commission shall consist of no fewer than seven (7) members. One member shall be chosen ^{by} ~~from~~

FROM: NAA BOARD OF DIRECTORS ... con't.

the supervisory boards of each co-operating institution, and two members shall be chosen from the advisory boards of Nevada's amateur archaeology organizations. The members shall choose, among themselves, one member to serve at their pleasure.

Section # 14 ...

As this section appeared to be objectionable to almost all who read the bill, with its creation of yet another committee, we suggest that it be eliminated altogether, with attention being drawn to Section 7 and the amendments thereof.

Section # 16 ...

With existing laws, this section is un-necessary, and can be eliminated altogether.

Section # 20 ... which provides for funding for the Survey.

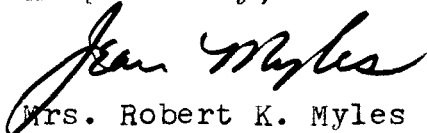
We would hope that this would remain intact. However, if passage of AB 767 could become an established fact at this legislative session, funding could be set aside for future evaluation and consideration.

In discussion with many members of the Survey, private involved persons, and members of university and museum personal, no projects or programs have come to light that would not benefit by the strengthening the Survey program with state recognition and support.

The N.A.A. feels that the supporting members and institutions involved in the Survey program should receive as much recognition as possible from the State of Nevada. A.B. 767 would provide this recognition to the betterment of the Survey program and the benefit of the State of Nevada.

Submitted this 6th day of April to the Nevada State Assembly Committee on Environment and Natural Resource...

Respectfully,



Mrs. Robert K. Myles
Chairman of the Board of Directors
Nevada Archaeological Association

April 6th, 1973

BUDGET

University of Nevada System

Reno Campus

Salaries	
Archaeologist	11,500
Secretary (half-time)	3,000
Crew Wages (half-time)	1,500
Fringe Benefits (NIC)	<u>1,600</u>
	\$17,600

Operating \$4,500

Sub-total: \$22,100

Las Vegas Campus

Salaries	
Archaeological	
Assistant	8,000
Secretary (half-time)	3,000
Photographer (half-time)	3,000
Fringe Benefits (NIC)	<u>1,400</u>
	\$15,400

Operating \$4,500

Sub-total: \$19,900

Nevada State Museum

Salaries	
Archaeological	
Assistant	8,000
Fringe Benefits (NIC)	<u>800</u>
	\$8,800

Operating \$4,500

Sub-total: \$13,300

TOTAL AMOUNT REQUESTED: \$55,300

Annual Budget

SUBCOMMITTEE TO THE COMMITTEE ON ENVIRONMENT, PUBLIC
RESOURCES, AND FISH AND GAME

Revisions to Suggested Amendments to A.B. 472
and Recommended Amendments to A.B. 472

Section 12. 1. "Person" means the state or any agency or institution thereof, any individual, partnership, firm, or private corporation, trust, estate, commission, board, public or private institution, utility, cooperative, municipal, or other political subdivision of this state, any interstate body or any other legal entity.

2. "Person" includes the United States to the extent authorized by federal law.

Section 14. Page 2, line 33, delete /: from a point source.]

Section 22. 2. of suggested amendments to A.B. 472, is hereby revised to read as follows:

: in promulgating regulations, water quality standards and effluent limitations pursuant to Section 2 to 39 inclusive, of this act, the commission shall recognize the historical irrigation practices in the respective river basins of this state, and the economy thereof, and their effects on the waters of the state. (also see as marked on suggested amendments to A.B. 472.)

Section 43. Page 8, following line 35, add new subsection as follows:

3. The commission shall in no event provide by such rules and regulations that the cost of such a public hearing shall be taxed to the requesting person.

Section 60. Page 11, line 32, amend as follows:

before the appeals board, as provided in Chapter 439 of NRS/ Senate Bill 488.

ENVIRONMENT AND PUBLIC RESOURCES & FISH AND GAME COMMITTEE
57th Session

BILL NO.: A.B. 419
SPONSOR: Dini and Getto
SUBJECT: Provides for instructional courses in firearm safety at request
of county residents.

DATE: February 27, 1973

COMMITTEE ACTION
AMENDMENT: YES
AMENDMENT PROPOSED BY:
SECONDED BY:

DATE: April 4, 1973
NO X

COMMITTEE VOTE	YES	NO	EXCUSED	ABSENT	NO VOTE
BREMNER	X				
FORD	X				
GOJACK	X				
BANNER	X				
BROADBENT	X				
CRAWFORD	X				
JACOBSEN	X				
LOWMAN	X				
SMALLEY	X				

DISPOSITION:

DATE: April 4, 1973

DO PASS:
DO PASS AS AMENDED:
INDEFINITELY POSTPONED: X

NOTES:

ENVIRONMENT AND PUBLIC RESOURCES & FISH AND GAME COMMITTEE
57th Session

22

BILL NO.: S.B. 432 DATE: March 12, 1973
SPONSOR: Senators Wilson, Young, Raggio, Swobe and Drakulich
SUBJECT: Enables and directs state department of conservation and nat-
ural resources to begin negotiations on interstate compact
for land use in Truckee River watershed.

COMMITTEE ACTION DATE: April 4, 1973
AMENDMENT: YES _____ NO X
AMENDMENT PROPOSED BY: _____
SECONDED BY:

COMMITTEE VOTE	YES	NO	EXCUSED	ABSENT	NO VOTE
BREMNER	X				
FORD	X				
GOJACK	X				
BANNER	X				
BROADBENT	X				
CRAWFORD	X				
JACOBSEN	X				
LOWMAN	X				
SMALLEY	X				

DISPOSITION: DATE: April 4, 1973

DO PASS: X Motion: Mrs. Ford
DO PASS AS AMENDED: _____ Second: Mrs. Gojack
INDEFINITELY POSTPONED: _____

NOTES:

ENVIRONMENT AND PUBLIC RESOURCES & FISH AND GAME COMMITTEE
57th Session

BILL NO.: A.B. 739

DATE: March 20, 1973

SPONSOR: Bremner, Fry Getto and Vergiels

SUBJECT: Gives full recognition to out-of-state titling of motorboats.

COMMITTEE ACTION

DATE: April 4, 1973

AMENDMENT: YES _____

NO X

AMENDMENT PROPOSED BY:

SECONDED BY:

COMMITTEE VOTE	YES	NO	EXCUSED	ABSENT	NO VOTE
BREMNER	X				
FORD	X				
GOJACK	X				
BANNER	X				
BROADBENT	X				
CRAWFORD	X				
JACOBSEN	X				
LOWMAN	X				
SMALLEY	X				

DISPOSITION:

DATE: April 4, 1973

DO PASS:

X

Motion: Mr. Jacobsen

DO PASS AS AMENDED:

Second: Mr. Crawford

INDEFINITELY POSTPONED:

NOTES:

ENVIRONMENT AND PUBLIC RESOURCES & FISH AND GAME COMMITTEE
57th Session

BILL NO.: A.B. 749 DATE: March 20, 1973
SPONSOR: Bremner, Fry, Broadbent, McNeel, Brookman, Jacobsen, Smalley...
SUBJECT: Authorized the issuance of special fishing permits to children
in public, charitable institutions.

COMMITTEE ACTION DATE: April 4, 1973
AMENDMENT: YES x NO _____
AMENDMENT PROPOSED BY:
SECONDED BY:

COMMITTEE VOTE	YES	NO	EXCUSED	ABSENT	NO VOTE
BREMNER	X				
FORD	X				
GOJACK	X				
BANNER	X				
BROADBENT	X				
CRAWFORD	X				
JACOBSEN	X				
LOWMAN	X				
SMALLEY	X				

DISPOSITION: DATE: April 4, 1973

DO PASS: Motion: Mr. Lowman
DO PASS AS AMENDED: X Second: Mr. Jacobsen
INDEFINITELY POSTPONED:

NOTES:

ENVIRONMENT AND PUBLIC RESOURCES & FISH AND GAME COMMITTEE
57th Session

BILL NO.: A.B. 848 DATE: March 26, 1973
SPONSOR: Committee on Environment & Public Resources
SUBJECT: Removes requirement that certain money received by Nevada
Department of Fish and Game be deposited in interest-bearing
accounts; and prescribing accounting procedures.

COMMITTEE ACTION DATE: April 4, 1973
AMENDMENT: YES _____ NO X
AMENDMENT PROPOSED BY:
SECONDED BY:

COMMITTEE VOTE	YES	NO	EXCUSED	ABSENT	NO VOTE
BREMNER	X				
FORD	X				
GOJACK	X				
BANNER	X				
BROADBENT	X				
CRAWFORD	X				
JACOBSEN	X				
LOWMAN	X				
SMALLEY	X				

DISPOSITION: DATE: April 4, 1973
DO PASS: _____ X _____ Motion: Mr. Lowman
DO PASS AS AMENDED: _____ Second: Mr. Jacobsen
INDEFINITELY POSTPONED:

NOTES:

ENVIRONMENT AND PUBLIC RESOURCES & FISH AND GAME COMMITTEE
57th Session

BILL NO.: S.B. 82 DATE: January 23, 1973
SPONSOR: Senator Gibson
SUBJECT: Provides for a 2-day fishing license for a fee of \$3.00.

COMMITTEE ACTION DATE: April 4, 1973
AMENDMENT: YES _____
AMENDMENT PROPOSED BY: NO X
SECONDED BY:

COMMITTEE VOTE	YES	NO	EXCUSED	ABSENT	NO VOTE
BREMNER	X				
FORD	X				
GOJACK	X				
BANNER	X				
BROADBENT	X				
CRAWFORD	X				
JACOBSEN	X				
LOWMAN	X				
SMALLEY	X				

DISPOSITION: DATE: April 4, 1973

DO PASS: _____ X _____ Motion: Mr. Jacobsen
DO PASS AS AMENDED: _____ Second: Mr. Smalley
INDEFINITELY POSTPONED:

NOTES:

ENVIRONMENT AND PUBLIC RESOURCES & FISH AND GAME COMMITTEE
57th Session

BILL NO.: S.J.R. 25 DATE: March 13, 1973
SPONSOR: Senators Wilson, Young, Swobe, Drakulich, and Raggio
SUBJECT: Urges preservation and protection of Truckee River by all
appropriate government agencies.

COMMITTEE ACTION DATE: April 4, 1973
AMENDMENT: YES _____ NO X
AMENDMENT PROPOSED BY:
SECONDED BY:

COMMITTEE VOTE	YES	NO	EXCUSED	ABSENT	NO VOTE
BREMNER	X				
FORD	X				
GOJACK	X				
BANNER	X				
BROADBENT	X				
CRAWFORD	X				
JACOBSEN	X				
LOWMAN	X				
SMALLEY	X				

DISPOSITION: DATE: April 4, 1973
DO PASS: X Motion: Dr. Broadbent
DO PASS AS AMENDED: Second: Mrs. Gojack
INDEFINITELY POSTPONED:

NOTES: