

MINUTES

February 7, 1973

The meeting was called to order at 2:45 by Chairman, Mr. Hayes.

Members Present: Messrs: Hayes, Barengo, Glover, Torvinen, Huff, Lowman, Hickey, and Ms. Foote.

Members Absent: Mr. Fry [excused]

GUESTS PRESENT: Mr. Richard Bortolin, Deputy Attorney General for the Department of Motor Vehicles; Howard Hill, from the Department of Motor Vehicles; John Borda from the Office Safety of the Department of Motor Vehicles; James L. Lambert of the Nevada Highway Patrol; Shannon Bybee from the Gaming Control Board; Phillip Hannifin from the Gaming Control Board; Mr. James Hulse, Reno citizen; and Mr. & Mrs. T. Kentleton from England.

Mr. James Lambert was the first witnesses speaking in favor of AB 43. Mr. Lambert explained the necessity of this bill is due to the problem of the drunken driver, the repeat drunken driver, and the people who consider it easier to drive on a revoked or suspended license rather than to clarify it feeling that it is easier to pay the fine than to go down to the DMV and take care of this matter. A mandatory jail sentence has been asked for in these areas because of the record of convictions now being obtained. "It is apparent that there is not much success under present processes." Mr. Lambert further stated that even though the mandatory jail sentence has been requested also included is provision for the judge to assign the ten day sentence in any manner he so chooses as long as it is served within a six month period. In this way the family would not be deprived of the livelihood upon which it depends. Mr. Lambert told the Committee that during the past year the Department has revoked six hundred and forty licenses for 2nd time drunken driving offenses

Mr. Hayes inquired whether any other states had this severe a penalty, and whether Mr. Lambert had any figures relative to the accidents and/or deaths caused by the drunken driver. Mr. Lambert said that he believed Mississippi imposed such a penalty, and that 55% of the accidents involved a drinking driver and that 23,000 fatalities were caused nation wide by a driver who was "under the influence".

Mr. Torvinen stated that he had one problem with this bill, that being that there is included no time limit or provision for making arrangements after notice is received revoking a license.

Mr. Barengo pointed out a discrepancy in the bill in Section 3, lines 4 thru 6, "license" and the word "revoke" and "revocation" are deleted. However, in paragraphs 2 & 3, lines 11 thru 25, the words are used frequently.

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In reviewing this section, Mr. Hayes said that there would be no action on this bill until Mr. Bortolin re-examined the bill and made some recommendation or explanation to the Committee. Mr. Hayes thanked Mr. Barengo for this observance.

Mr. Barengo reported to the Committee on AB 49 which had been held for consideration until the members could hear opinions from Mr. Barengo's Legislative Intern who had recently completed a study on the problems of senior citizens. Mr. Barengo said that after discussing the bill with his Intern she felt that it would be beneficial. Mr. Glover brought out the fact that the Committee had originally felt that there should be a non-waiver clause and something to state that only leases executed after the date of effect would be included. He said that he would check with the LCB concerning these amendments.

A.B. No. 153 -SUMMARY-Authorizes formation of nonprofit corporations for scientific purposes.

Mr. Torvinen explained that this legislation is necessary so that the word "scientific" may be included in NRS 81.290.

Mr. Hickey moved to recommend DO PASS, Mr. Glover seconded.  
MOTION CARRIED. [Mr. Lowman absent]

S.B. No. 65 SUMMARY-Provides for additional certified copy of entry of judgment of imprisonment. Fiscal Note: No. (BDR 14-288)

Mr. Barengo moved to recommend DO PASS, Mr. Glover seconded.  
MOTION CARRIED. [Mr. Lowman absent]

S.B. No. 67 SUMMARY-Removes certain limitations relating to devine services.at state prison. Fiscal Note: No (BDR 16-292)

Ms. Foote moved to recommend DO PASS, Mr. Torvinen seconded.  
MOTION CARRIED. [Mr. Lowman absent]

S.B. No. 92 SUMMARY-Limits term of imprisonment which may be imposed to satisfy a fine. Fiscal Note: No. (BDR 14-286)

The Committee discussed this bill for clarification of terms and decided the bill was good in it's present intent.

MR. Huff moved to recommend DO PASS, Mr. Barengo seconded.  
MOTION CARRIED. [Mr. Lowman absent]

Mr. Hayes requested Mr. Barengo to check with the bill drafters concerning the citizens arrest section of the NRS so that in the instance of shoplifting a citation might be issued in liu of arrest.

Mr. Hayes declared the meeting adjourned.

ASSEMBLY

AGENDA FOR COMMITTEE ON JUDICIARY

Date FEB. 7 1973 Time 2:00 PM Room 240

Bills or Resolutions to be considered	Subject	Counsel requested*
A.B. 49	SUMMARY—Provides for termination of leases jointly executed by certain senior citizens upon death of one of them. Fiscal Note: No. (BDR 10-155)	
A.B. 43	SUMMARY—Increases penalty upon conviction of driving while driver's license is canceled, revoked or suspended. Fiscal Note: No. (BDR 43-409)	
A.B. 153	SUMMARY—Authorizes formation of nonprofit corporations for scientific purposes. Fiscal Note: No. (BDR 7-580)	
S.B. 65	SUMMARY—Provides for additional certified copy of entry of judgment of imprisonment. Fiscal Note: No. (BDR 14-288)	
S.B. 67	SUMMARY—Removes certain limitations relating to divine services at state prison. Fiscal Note: No. (BDR 16-292)	
S.B. 92	SUMMARY—Limits term of imprisonment which may be imposed to satisfy a fine. Fiscal Note: No. (BDR 14-286)	

DUE TO THE JOINT PUBLIC HEARING

THESE BILLS TO HAVE BEEN CONSIDERED

2-6-73 ARE RE-SCHEDULED FOR 2-7-73

\*Please do not ask for counsel unless necessary.

HEARINGS PENDING

Date FEB. 22 Time 8:00 AM Room 234

Subject AB 32 SUMMARY-AUTHORIZES WORK RELEASE PROGRAM FOR STATE PRISONERS

Date Time Room

Subject