

Assembly

LABOR AND MANAGEMENT COMMITTEE MINUTES

FEBRUARY 27, 1973

MEMBERS PRESENT: Chairman Banner
Mr. Barengo
Mr. Ullom
Mr. McNeel
Mr. Capurro
Mr. Ashworth - exofficio

MEMBERS ABSENT: Mr. Bickerstaff
Mrs. Brookman (excused)

The meeting of the Labor and Management Committee was brought to order by Chairman Banner at 4:00. The purpose of the meeting was to discuss and/or take action on AB 27, AB 233 and SB 157. Mr. Barengo moved that the minutes be approve as written and Mr. Ullom seconded the motion. There were no objections.

AB 27 which establishes subsequent accident account of the State Insurance Fund of the Nevada Industrial Commission and provides for charges thereto. There was no discussion on this bill and Mr. Ullom made the motion "Do Pass". Mr. McNeel seconded the motion. There were no dissenting votes.

SB 157 which provides clarification and housekeeping changes in Unemployment Compensation Law. This is a joint referral to Commerce and Labor and Management. Chairman Banner said that he had been told that there were to be some amendments to this bill and he had received a letter from the bill drafters that there is some type of conflict on this bill which had to be resolved before any action could be taken on it. The conflict has something to do with SB 39 which has been passed by both Houses and is on the Governor's desk. The committee asked that Chairman Banner hold the bill until Thursday and in the meantime find out what the conflict is.

AB 233 amending the Nevada plumbing law. Chairman Banner stated that after hearing all the testimony presented on this bill he felt that it was time to take some action on it. Mr. Ullom said that he felt that the idea of the bill was good, but that he could see that there had been some legitimate complaints raised on it and that perhaps some form of compromise was in order. He stated that he had taken the liberty to draw up some suggested amendments that he felt might help to satisfy both sides of the issue. He then went on to itemize each of his suggested amendments. The essence of his amendments was to take out the inspectors but to still require that the plumbing code be adopted Statewide and that it be enforced on the local level. The main difficulty was with the inspectors and he felt that what the committee should concern themselves with was "does the public deserve a uniform plumbing code and are we jeopardizing passage of such a bill because of the inspectors - then we should be willing to give them up".

Mr. McNeel stated that it was his understanding that a uniform plumbing code was passed by the last session of the legislature.

Mr. Ullom replied that it had but it didn't require that anybody adopt it - it just said that this is the plumbing code.

Mr. McNeel felt that the amendments would destroy the entire piece of legislation so that there is nothing left in it.

Mr. Ullom stated that all he has suggested was that each specific city and county be responsible for the adoption and enforcement thereof. He also felt that any violations of the code that are not corrected on the local level should be brought to the attention of the board.

Mr. McNeel felt that there should be somebody checking on the local inspectors and why are these people so concerned with putting a policing agency at the State level if their inspectors are doing their job on the local level. Mr. McNeel then made the motion "Do Pass" which died for lack of a second.

Mr. Ullom made the motion "Do Pass as Amended" which also died for lack of a second.

Mr. Barengo felt that the inspectors may curtail the problems but they would not eliminate them.

Mr. Ashworth said that Mr. Ullom and Mr. McNeel both had good points and that between them they could probably come up with a compromise that would be acceptable. He cited the situation of the Fire Marshal's office which was established to help the outlying areas but he spends all of his time in Reno and Las Vegas and these places really don't need him there. He felt that perhaps they should put into the bill that the inspectors are restricted to areas outside of the metropolitan regions. Areas where there are no plumbing inspectors. Mr. Ullom also suggested that it be added that the inspectors would inspect when it is brought to their attention some flagrant violation that is not being corrected on the local level. Mr. Ashworth said that he was sure that they did not want to create a situation like the Fire Marshal but that they wanted the people protected throughout the State. The bill should have some teeth in it whereby the outlying areas are protected. He felt that they should pass a uniform plumbing code for the State of Nevada and get it into the areas where the problems are but not to foist the act on the areas that already have it.

Mr. McNeel said that "if we are going to have a uniform plumbing code for the entire state that we are going to have to have uniform enforcement and if you do not have these inspectors at the State level then you are not going to have uniform enforcement." He also said that he felt that this was a bad compromise and that the committee seems to have lost the intent of the bill someplace.

Mr. Barengo felt that we are creating a real big bureaucracy of inspectors. In the larger cities they already have the local enforcement tools - however, if they are not using them properly that is not fault of the system but of the people in the system and the people living in these cities should correct this. He also felt that they should make a mandate that the cities and counties adopt this code as a minimum standard, which has never been done.

Mr. Capurro said that as he saw it there is the plumbing board on the statewide level already with powers and that he was not ready to fund a statewide group of plumbing inspectors to supersede local inspectors.

Chairman Banner appointed Mr. Ullom to get his suggested amendments worked on by a bill drafter and bring them back to the committee on Thursday so that the committee could take some action on this bill at that time.

Mr. Ullom then had a question concerning the joint hearings set by the Senate for the NIC bills. The schedule lists the hearing to be with the Assembly Commerce committee but if this committee is going to get those bills then this committee should be at the hearings, not Commerce. Chairman Banner said that he would check into this and report back to the members.

Mr. Barengo moved that the meeting be adjourned and Mr. Ullom seconded it. Chairman Banner adjourned the meeting at 4:45 p.m.

Respectfully submitted

Sandee Gagnier,
Assembly Attache

LABOR AND MANAGEMENT COMMITTEE - 57TH SESSION

DATE: 2-27-73 BILL NO.: AB 27 SPONSOR: Ashworth and Capurro
SUBJECT: Establishes subsequent accident account of the State
Insurance Fund of the Nevada Industrial Commission and provides
for charges thereto.

Committee Action

DATE: _____ AMENDED: YES NO
AMENDMENT MADE BY: _____
SECONDED BY: _____

COMMITTEE VOTE

BANNER	<u>YES</u>	NO	BICKERSTAFF <i>absent</i>	<u>YES</u>	NO
BROOKMAN <i>excused</i>	<u>YES</u>	NO	CAPURRO <i>absent</i>	<u>YES</u>	NO
BARENGO	<u>YES</u>	NO	MCNEEL	<u>YES</u>	NO
ULLOM	<u>YES</u>	NO			

Disposition

DATE: _____ DO PASS: XXXXXX DO PASS AS AMENDED: _____
INDEFINITELY POSTPONED: _____