

## SENATE COMMERCE AND LABOR COMMITTEE

## MINUTES OF MEETING

THURSDAY, APRIL 12, 1973

The meeting was called to order at 12:00 noon.

Senator Drakulich in the chair.

PRESENT: Senator Herr                      Senator Pozzi  
          Senator Blakemore                 Senator Swobe  
          Senator Lamb

S. B. 307 - Enacts Nevada Temporary Disability Benefit Law

Senator Herr requested that she be allowed to make a statement concerning this piece of legislation, before making two motions. She stated that she had received volumes of mail, all objecting to this bill. Her mail came, she said, from employees as well as employers. This makes her feel that the State of Nevada is not ready for this type of legislation.

Motion, Senator Herr, Do Kill, seconded Senator Swobe, carried.

Motion, Senator Herr, that the State make a study of this situation during the next two years to see if something can't be worked out with labor and management. Seconded, Senator Blakemore.

Discussion: Senator Swobe feels that the employers of the state are making every effort to protect their employees.

Senator Pozzi stated that the state assigns priority to all studies and we might be a little late with this request.

Senator Lamb felt the study would be too expensive.

Senator Drakulich feels the management in Nevada is very, very good and the employees are more or less happy in their present situations. But he thought a study might be helpful.

Senators Herr, Blakemore and Drakulich voting Aye, Senators Pozzi, Swobe and Lamb voting Nay.

A. B. 149 - Prohibits employee from collecting accident benefits under the laws of another state if he has collected under Nevada Industrial Insurance Act.

Roy Torvinen, Assemblyman, appeared and spoke in support of this legislation. He explained that if a workman was assigned to a job in Nevada, for instance from California, and got hurt on the job in Nevada, he could collect NIC benefits in Nevada and then return to California to collect his benefits there. It is a hardship on the business man in Nevada, who does not have insurance to cover a situation like this.

Motion Senator Swobe, Do Pass, Seconded Mr. Pozzi, carried unanimously.

A. B. 440 - Provides that release of bank records to law enforcement agencies creates no civil liability.

Roy Torvinen, Assemblyman, appeared and spoke in favor of this legislation. He said it was necessary to have this legislation because the District Attorneys will not issue a complaint until the law enforcement people have a case laid before them. In this was it was necessary in some cases to have bank records of individuals.

David Hagen, representing Nevada National Bank, spoke in opposition to the measure. He stated that under the present law, if an individual's bank records must be seen, then all the law enforcement people need to do is get a subpoena. When presented with a subpoena, the bank people must provide the information sought. He feels the bill would give the law enforcement people too much power which could easily be abused by someone wanting to go on a fishing expedition.

Pete Kelly, Nevada Retailer's Association, appeared before the committee and stated that his people had no objection to the bill, but feels that the retail people should be protected in the same way.

A. B. 729 - Authorizes savings and loan associations to make loans for certain additional personal property.

W. H. Tarkington, Savings and Loan Division, appeared and spoke in support of this bill. He said it gave the savings and loan associations the right to include washing machines, etc, when issuing loans.

Motion, Senator Swobe, Do Kill, seconded Senator Pozzi, Senators Pozzi and Swobe voting Aye, Senators Blakemore, Herr and Drakulich voting Nay, Senator Lamb Abstaining.

Motion, Senator Blakemore, Do Pass, seconded Senator Herr, Senators Blakemore, Herr, Drakulich voting Aye, Senators Pozzi and Swobe voting No, Sendor Lamb Abstaining.

A. B. 440 - Motion Senator Herr, Do Kill, seconded Blakemore Senators Herr, Blakemore, Drakulich and Lamb voting Aye, Senators Pozzi and Swobe voting No.

A. B. 731 - Clarifies fee base for issuance of savings and loan association licenses.

W. H. Tarkington, Savings and Loan Association, appeared and spoke in favor of this bill. He said they were merely changing the wording of the bill. The words, "gross assets," would be changed to "total assets."

Senate Commerce & Labor Committee  
minutes of meeting April 12, 1973

267

Motion, Senator Lamb, Do Pass, seconded Senator Swobe, carried, unanimously.

A. B. 732 - Clarifies bases for computation of savings and loan associations' annual assessment charges.

Mr. Tarking, Savings and Loan Association, spoke in support of this measure. He stated that the wording would be changed from "gross" to "total".

Motion, Senator Blakemore, Do Pass, Seconded by Senator Lamb, carried unanimously.

A. B. 674 - Amends provisions regulating the practice of architecture.

Jack McAuliff, attorney from Reno, and representing the Nevada State Board of Architecture, appeared and spoke in favor of the measure, with the following amendment.

On page 5, at line 41, the word designer was inserted, he stated without the knowledge or consent of the architects. He stated that the architects were desirous of having the word deleted.

Senator Swobe said he was of the understanding the designers wanted the word to remain in the bill.

Mr. McAuliff offered the following substitution: "residential designer or residential draftsmen".

Senator Blakemore wondered if this meant that a school could be purchased such as the Butler design without having to pay high architectural fees.

Senator Herr felt they were setting up a closed corporation when asking for 8 years experience.

Mr. McAuliff said this was only adding one year to the old statute.

Raymond Hellmann, Nevada State Board of Architecture stated that they were trying to keep a highly technical business upgraded.

Rowland Oakes, Associated General Contractors, objected to the language on Page 1, at line 10, specifically the words, "and rendering".

Motion, Senator Blakemore, Hold the bill for some further amendments, seconded by Senator Herr, carried.

A. B. 867 - Prohibits detachable pop tops on beverage containers.

Bob Delbert, Manager of Shoshone Coca-Cola Bottling Company of Las Vegas, appeared and spoke in opposition to this measure.

He introduced Mr. John Ballagher, Continental Can Company of San Mateo, California.

Further in attendance were the following:

David W. Hagen, U. S. Brewer's Association  
Michael A. Parenti, Pepsi Cola Bottling Co., Las Vegas  
Bruce Robb, U. S. Brewers Association  
Les Helm, Coca-Cola, Reno  
Dave Drew, Coca-Cola, Reno  
Dick Kinner, Pepsi Cola, Reno  
Jack Walther, Seven-up Bottling  
William L. Brooks, 7-UP Bottling Company, Reno.  
Ken O'Connell, Las Vegas Chamber of Commerce.

Mr. Delbert spoke in opposition to the measure. He further stated that the Las Vegas Chamber of Commerce was also in opposition. His full statement is attached hereto as Exhibit B.

John Gallagher, American Can Company, displayed some of the samples of cans which his company is working on in order to correct to problem of the pop-top can.


Motion by Senator Lamb, Do Kill, seconded, Senator Herr, carried unanimously.

A. B. 129 - Clarifies status of business trusts under foreign corporation law.

Motion by Senator Herr, Indefinitely Postpone, seconded by Senator Blakemore, carried unanimously.

The meeting was adjourned at 1:45 p.m.

Respectfully submitted,

  
Mae Lofthouse, Secretary

APPROVED:

Stanley J. Drakulich, Chairman

4-12-73

Commerce & Labor  
Exhibit A

Name	Who Representing
DAVID W. HAGEN	U.S. BREWERS ASSN.
HENRY HAUPTFUHRER	VISITOR
FRANK A. HAWKINS	HUBBARD REAL ESTATE INVE.
F. DeArmond Sharp	1701 FARGO TRUST OF AM
MICHAEL A. PARENTI	" " " "
ROBERT F. DELBERT	PEPSI COLA BOTTLING CO. LAS VEGAS NV
JOHN E GALLAGHER	COCA. COLA BOTTLING CO of LAS VEGA.
E.L. Newton	CONTINENTAL CAN CO SAN MATEO
Peter Kelley	N.T.A.
W.H. Tankington	nev. Retail union
BRUCE ROBB	Savings + Loan Division
ES WELM	U.S. BREWERS ASSN
DAVE DREW	COCA-COLA - RENO
DICK KINNER	" " "
FRANK F. KNAFELC	PEPSI COLA RENO
JACK WALTHGIR	O.K. DISTRI. COORS - RENO.
W.M.L. BROOKS	Snow Up. Bottling - RENO
Jim Hanns	Tup Bottling Co - RENO
Arch's Blatje	Employment Security
Wesley Warden	" "
Robert F Guinn	JNB - NBA
R. Leong	NMTA - NEADA
Jack Hyatt	ESD
Daryl G. Caputo	ESD
Walter J. Johnston	nev. Franchised Auto Sers. Assoc.
Jack McEliff	Nevada Motor Transport Assoc.
FRED DAVIS	NEVADA ARCHITECTS
RAYMOND HELLMANN	Board of Architecture
DARREN M. LEGG	NEV. ASSN OF CHAMBERS OF COMMERCE
R. Totoman	NEV STATE BOARD OF ARCHITECTURE
KEN O. CONNELL	ARCHITECT
HENRY BERRUM	assemblyman
HOWLAND OALCES	L.V. Chamber of Commerce
	NIC
	ASSOC GEN. CONTR.

STATEMENT OF THE NEVADA SOFT DRINK BOTTLERS  
PREPARED FOR THE COMMERCE COMMITTEE AND  
SENATE GROUP, STATE OF NEVADA

PRESENTED APRIL 12, 1977

MR. CHAIRMAN AND MEMBERS OF THE COMMERCE COMMITTEE, MY NAME IS BOB DELBERG AND I AM THE MANAGER OF THE COCA-COLA BOTTLING PLANT OF LAS VEGAS, PRESIDENT OF THE SOUTHERN NEVADA BOTTLERS ASSOCIATION AND PRESIDENT OF THE BEVERAGE INDUSTRY OF NEVADA. I HAVE BEEN ASKED TO EXPRESS OUR VIEWS IN OPPOSITION TO ASSEMBLY BILL 867.

{ FIRST LET ME INTRODUCE. } DURING THIS SESSION THERE HAVE BEEN SEVERAL LENGTHY HEARINGS ON BEVERAGE CONTAINERS, BOTH OF THE CAN AND BOTTLE VARIETY.

OUR INDUSTRY HAS PRESENTED CONSIDERABLE TESTIMONY IN OPPOSITION TO LEGISLATION WHICH WILL DETRIMENTALLY AFFECT OUR BUSINESS WITHOUT REALLY SOLVING THE PROBLEMS WHICH IT INTENDS TO CORRECT. WE ARE FULLY PREPARED TO PRESENT DETAILED TESTIMONY. HOWEVER SINCE WE ARE AWARE THE HOURS HAVE BEEN LONG, BOTH IN COMMITTEE AND ON THE FLOOR WE HAVE ASKED OUR GROUP TO MAKE THEMSELVES AVAILABLE TO ANSWER YOUR QUESTIONS AND RATHER THAN HAVE MANY PEOPLE TESTIFY, WILL HAVE A FEW SPOKESMEN PRESENT OUR COMBINED VIEWPOINT.

LET ME BEGIN WITH A COMMENT OR TWO ON THE INDUSTRY I REPRESENT. SOFT DRINKS ARE ONLY ONE OF LARGE FAMILY OF COMMODITIES AND SERVICES WHICH CONTRIBUTE TO THE GROWTH AND ECONOMY OF THE STATE OF NEVADA. SOFT DRINKS ARE A FOOD PRODUCT AND ARE RECOGNIZED AS SUCH BY EVERY STATE AND FEDERAL GOVERNMENT. THEREFORE, AS A SOFT

DRINK MANUFACTURERS AND PROCESSORS IT IS MOST IMPORTANT THAT WE DO EVERYTHING TO PROTECT OUR RESPECTIVE BUSINESSES AND TO SEE THAT THEY CONTINUE TO GROW.

THE PROPOSED LEGISLATION OUTLAW PULL TOP BEVERAGE CONTAINERS IN NEVADA. THIS BILL WOULD SERIOUSLY AFFECT AND HARM OUR BUSINESS. RECENTLY WE HAD A MEETING WITH THE MANUFACTURERS' REPRESENTATIVES WHO SUPPLY OUR CANS AND THEY ARE HERE TO EXPLAIN IN DETAIL THE STATUS OF THE DEVELOPMENT OF IMPROVED CONVENIENCE PACKAGING. PRIORITY HAS BEEN PLACED BY OUR SUPPLIERS ON THIS PROJECT TO ASSIST OUR INDUSTRY DUE TO THE IMPORTANCE OF THIS ISSUE.

AS I HAVE STATED BEFORE, WE SUPPORT THE OBJECTIVES THE SPONSORS OF ANTI-LITTER BILLS SEEK, BUT NATURALLY EXPRESS OUR OPPOSITION TO THE ROUTE SUCH LEGISLATION WOULD TAKE TO TRY AND REACH THESE OBJECTIVES. AB 867 FALLS IN THIS CATEGORY. WE IN THE SOFT DRINK INDUSTRY DO BELIEVE THAT THE CAN MANUFACTURERS ARE CAPABLE OF DEVELOPING NON-DISPOSABLE FEATURES THAT WILL BE MORE ACCEPTABLE AND REQUEST YOUR ASSISTANCE IN PERMITTING THE INDUSTRY THE TIME REQUIRED TO DEVELOP, PRODUCE AND MARKET THEIR NEW AND IMPROVED CONTAINERS.

WE STRONGLY URGE YOU TO DEFEAT THIS BILL. THANK YOU VERY MUCH FOR THE OPPORTUNITY TO PRESENT OUR VIEWS IN OPPOSITION TO AB 867.