

SENATE FINANCE COMMITTEE
MINUTES OF MEETINGS
APRIL 13, 1973

The meeting was called to order at 7:30 a.m. Senator Lamb was in the chair.

PRESENT: Floyd R. Lamb, Chairman
Warren L. Monroe
B. Mahlon Brown
James I. Gibson
William J. Raggio
Clifton Young
Archie Pozzi

Earl Oliver, LCB Fiscal Analyst
Bob Tripp, LCB Deputy Legislative Auditor
Howard Barrett, Budget Director
Cy Ryan, UPI

Ross Morres, Member Council of Libraries
Valerie Berry, Washoe County School District
Joseph J. Anderson, State Librarian
Yvonne Saddler, Douglas County Public Library
Virginia Rule, Ormsby Public Library
Raymond D. Yowell, ITC of Nevada
Pat Mikawa, Washoe County Mental Health
Eddie Scott, Race Relations Center
Ted E. Ledich, Polaroid
John Meder, NACC
Jeffrey Menicucci, Legislative Intern
Roger Trounday, Dept. of Health, Welfare, Rehab.
Senator Walker

A.B. 257:

SUMMARY: Creates division of cooperative services under supervision of state librarian.

This relates to page 161 of the budget. The federal money for this program shown in the budget will probably be cut. This bill would add \$30,000 in a general fund appropriation for this program. In the budget there is listed \$41,000 in federal money but that won't be given now. Also the service charges are listed as \$53,000 and should be \$25,000 instead.

This agency services every library in the state except Clark County library. It serves the three community colleges, the state library, public libraries, institution libraries, and the state library has phased out this function so they are now doing all their work.

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Senator Young said that the committee had discussed with them the possibility of raising their service charges so that they would move toward being more self supporting. He felt that because the university system received such a 61% portion of state funds that they could certainly afford to pay higher rates instead of having this agency subsidize them.

Mrs. Clemison stated that the \$1.50 charge was established because the libraries felt this was their maximum ability to pay. They have broadened their scope of services such as audio-visual, etc. She felt that more than a \$1.50 charge would price out those small libraries in small school districts who need this most. To do this would cut down the amount of money those districts had available for book purchases. They don't have the staff, space, or training to do this themselves. Mrs. Clemison said that to increase it to \$2 for the community colleges would be discriminatory but would also set up a great deal of bookkeeping to accomplish this floating schedule.

Also, the fact that this division has been a quasi state agency has created problems in that libraries sometimes have been reluctant to commit funds when the program is in jeopardy.

This agency saved the state \$90,000 a year. Mrs. Clemison stated that they would never have to ask for a large amount of funding from the legislature in the future.

The public left, and later in the meeting Senator Lamb said, "Schools should be made to defray the cost." Senator Raggio said, "You have the inequity where small schools can't afford the cost. Also, you can't expect it to break even if we are subsidizing them." Senator Brown said, "I think the small libraries you expect to subsidize."

Senator Gibson suggested meeting together with the ways and means committee to tell them (the library) that we don't want this program to subsidize the larger users. Senator Monroe said, "It shouldn't be too much of a problem for the larger users to dig up the \$30,000. I think its a matter of getting it started."

Senator Brown moved they approve this bill and recommend a do pass. Senator Young seconded the motion, and it passed unanimously. This motion approves \$30,000 each year for this purpose.

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S.B. 503:

SUMMARY: Provides assistant superintendent of education in charge of education for Indians.

Mr. Yowell said that Mr. Gamble of the Department of Education had said he was willing to go along with the attached proposed amendment. They were also willing to have the position paid for by Johnson-O'Malley funds.

Senator Brown moved they reopen this bill. Senator Monroe seconded the motion, and it passed unanimously. Senator Brown then moved that they adopt the amendment (see attached) and recommend do pass. Senator Monroe seconded the motion, and it passed unanimously.

A.B. 405:

SUMMARY: Creates youth services agency within department of health, welfare and rehabilitation.

Funds for this have been added by the ways and means committee. Senator Raggio said, "I hope we are not getting into a youth authority like they got into in California because that's a tremendous budget. If this is the genesis for a youth authority I hold my breath. I really don't understand this youth services function."

Senator Gibson said, "It appears to wipe out private organizations who qualify for federal funds and I don't think that's what we want to do. The state agency doesn't have the only brains for it. Many other organizations don't get along with Pritchard right now."

Later in the meeting Mr. Trounaday of the health, welfare and rehabilitation department testified that their department would have a tenting effect and that this legislation was necessary to funnel funds but that they would assist other agencies and organizations in writing programs and assist them in receiving federal funds. He said this would not be a first step in creating a youth authority but was necessary to bring the youth programs together. This bill also relates to page 227 of the budget.

Senator Raggio moved to kill this bill. Senator Young seconded the motion, and it passed unanimously.

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Later in the meeting Assemblyman Vergiles and Assemblyman Schofield testified and said that this bill had been through several committees and scrutinized by 35 of the 60 legislators in the session and had been recommended for do pass. He said he had never asked that any money be appropriated for the bill and that no money was really necessary and that he never dreamed it would be killed because the money had been added. Mr. Vergiles stated that the crime commission and other agencies had gone over the bill before it was drafted and they all approved of it. He also said that no one has pointed out that it even exemplifies the California youth authority.

DEPARTMENT OF GENERAL SERVICES DIRECTOR'S OFFICE - Page 43:

Senator Gibson moved they approve the budget as presented. Senator Pozzi seconded the motion, and it passed unanimously.

LEGISLATIVE COUNCIL BUREAU - Page 116 & 117:

Senator Young moved they approve the assembly's recommendation. Senator Gibson seconded the motion, and it passed unanimously.

S.B. 245:

SUMMARY: Provides for planning and implementation of programs to assure free public education for all handicapped children of this state.

Senator Gibson said this will be in a bill for the distributive school fund. He said, "We will actually write in money for each county based upon the number of units for each county. This way the smaller counties will be assured of having so many units which cannot be taken away from them. We will set the total amount of money and 415 units the first year and 434 the second year. There is that much money for that. Then the school districts will handle this. We will also allow them to admit children under the age of five. When they began studying this they found that the high powered committee that drew up this bill overlooked the fact that much of what is in this bill is already in the law now."

A.B. 839:

SUMMARY: Includes council of governments as public employer for purposes of public employees' retirement system.

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A.B. 839:

SUMMARY: Includes council of governments as public employer for purposes of public employees' retirement system.

Senator Gibson moved to pass this. He then said, "I don't care what he (Russ McDonald) says, if you start putting non-public employees in their you open it up for others at a later date. NEA and NSEA has already told us they will be in two years from now." Senator Monroe said, "The more people you get on an insurance plan the better it is." Senator Gibson said, "Not when you're losing money."

Senator Pozzi ~~seconded~~ the motion, and it passed unanimously.

A.B. 160:

SUMMARY: Deletes limitation on number of field agents employed by motor carrier division of department of motor vehicles, and increases their jurisdiction.

Senator Gibson moved they recommend do pass. Senator Monroe seconded the motion, and it passed unanimously.

A.B. 260:

SUMMARY: Authorizes operation of facility for treatment of emotionally disturbed children.

Senator Brown moved they recommend do pass. Senator Young seconded the motion, and it passed unanimously.

A.B. 885:

SUMMARY: Makes appropriation from general fund to state board of examiners for settlement of claim.

Mr. Barrett said, "A woman fell and had her hip injured and filed a claim of \$1,500. We offered her the maximum allowed by law from the board of examiners of \$1,000 but she refused. Her claim is now \$2,160. We suggest appropriating the money and before we would give this to her we would require she sign a statement that this is a full claim.

Senator Gibson moved they approve this bill for do pass. Senator Monroe seconded the motion, and it passed unanimously with Senator Raggio absent.

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S.B. 628:

SUMMARY: Makes general fund appropriation to mental hygiene and mental retardation division of department of health, welfare and rehabilitation for reimbursement of Washoe County for mental health services.

Pat Mikawa of the Washoe County mental health center explained her budgetary procedures and the need for this bill.

After she had left Mr. Barrett said, "We spent four hours with her reviewing her budget. She has \$2-1/2 million in state and federal money and a lot of what she does is co-ordination and administrative kinds of things." Senator Lamb said, "I feel the counties and cities have a lot of responsibility here."

Senator Young suggested amending the funding down to \$54,000 each year. Senator Gibson moved to kill the bill. Senator Brown seconded the motion, and it passed.

yes - 5
no - Senator Young
absent - Senator Raggio

A.B. 924:

SUMMARY: Enables director of department of health, welfare and rehabilitation to accept grant funds for purchase of mental retardation facility in Las Vegas known as Torrey Pines Complex.

The committee felt that they did not want to set the precedent of the state accepting buildings and lands as there could be complications on other things such as this. Senator Monroe moved they kill this bill. Senator Gibson seconded the motion, and it passed unanimously, with Senator Raggio absent.

A.B. 270:

SUMMARY: Removes limit on compensation benefits for silicosis.

Senator Pozzi moved they recommend do pass. Senator Monroe seconded the motion, and it passed unanimously. Senator Raggio had returned at 9:10 a.m.

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A.B. 39:

SUMMARY: Enables issuance of instant drivers' licenses and increases license fee.

The committee noted that the highway department and DMV were not in agreement about the funding for this bill. The committee felt that some kind of arrangement should be worked out which wouldn't hurt the highway department. Senator Pozzi was instructed to work on this.

A.B. 310:

SUMMARY: Increases certain workmen's compensation benefits.

Senator Gibson moved they recommend do pass. Senator Young seconded the motion, and it passed unanimously.

A.B. 497:

SUMMARY: Makes appropriation to the department of economic development for the purpose of providing funds for the National Governor's Conference in Nevada.

Senator Gibson moved they recommend do pass. Senator Brown seconded the motion, and it passed unanimously.

A.B. 499:

SUMMARY: Creates services to the blind division business enterprise revolving fund and makes appropriation to the fund.

This bill has funds in the budget to allow them to establish more blind vending stands throughout the state. Senator Gibson moved they approve the bill for do pass. Senator Young seconded the motion, and it passed unanimously.

A.B. 531:

SUMMARY: Makes appropriation to public service commission to develop a Nevada state airport system plan.

This bill is in the budget and is necessary to qualify for federal funds. Senator Young moved they recommend do pass. Senator Raggio seconded the motion, and it passed.

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A.B. 550:

SUMMARY: Creates Nevada American revolution bicentennial commission.

Senator Lamb said, "We are taking a ride for this outfit." Senator Raggio moved they recommend do pass. Senator Monroe seconded the motion, and it passed. Senator Raggio had said before the vote, "You can salve your consciences by voting yes on this one."

yes - 5
no - Senators Lamb and Pozzi

A.B. 797:

SUMMARY: Makes general fund supplemental and other appropriations to division of state lands and division of forestry of department of conservation and natural resources.

Senator Gibson moved that they recommend do pass. Senator Young seconded the motion, and it passed unanimously.

A.B. 847:

SUMMARY: Makes revisions in certain funds of rehabilitation division of department of health, welfare and rehabilitation.

Mr. Barrett said, "They have removed what I objected to and I would have to support this bill now."

Senator Pozzi moved they recommend do pass. Senator Monroe seconded the motion, and it passed unanimously.

A.B. 912:

SUMMARY: Provides for payment to state public defender by counties using his services.

Senator Pozzi moved they recommend do pass. Senator Raggio seconded the motion, and it passed unanimously.

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A.B. 913:

SUMMARY: Places salary of state public defender in schedule for unclassified service.

Senator Pozzi moved they recommend do pass. Senator Raggio seconded the motion, and it passed unanimously.

A.B. 176:

SUMMARY: Provides a fund within national guard organizations for the use in military activities and affairs and to further community relations.

Senator Lamb said, "After testifying on this he admitted he was a little spooky about this." Senator Gibson said, "I thought this was alright." Senator Young said, "I don't know why they should have to have a bill to tell them to rent it."

Senator Pozzi moved they recommend do pass. Senator Monroe seconded the motion, and it passed.

yes - 5
no - Senators Young and Lamb

A.B. 236:

SUMMARY: Makes general fund supplemental and other appropriations to public employees' retirement fund and district judges' judicial pension fund.

Senator Brown moved they recommend do pass. Senator Young seconded the motion, and it passed unanimously.

A.B. 764:

SUMMARY: Authorizes the public employees' retirement board to make group payments of Medicare premiums as a service to retired members.

Senator Gibson moved they recommend do pass. Senator Raggio seconded the motion, and it passed unanimously.

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CAPITAL IMPROVEMENTS - BONDING:

See attached explanation of cash flow for higher education construction fund.

In order to build phase three along with phase two of the Clark County Community College and implement the senate finance committee's plan for capital improvements Mr. Barrett worked out the attached proposal.

The state would make a general fund appropriation this session of \$2,209,500 for 1973-74. At the end of the 1977-78 fiscal year they would be repaid \$2,790,500 for this which would revert to the general fund. The committee specifically stated that these funds would definitely revert at that time. In 1973-74 the state would receive \$5,000,000 in the slot machine rebate for university building programs. They would expend \$2,675,000 of this that year and have a balance of \$4,534,500. In 1974-75 they would again receive \$5 million in slot machine rebates and would spend \$9,147,500, leaving a balance of \$387,000. In 1975-76 they would have another \$5 million, spend \$5,387,000 and have a zero balance. The fiscal year 1976-77 they would receive and spend \$5 million, and in 1977-78 they would receive \$5 million, spend \$2,209,500 and have a balance of \$2,790,500 which would revert to the general fund.

Mr. Barrett stated that it is easier to sell bonds in round figures and suggested bonding \$1.8 million for the authorized park acquisition program. By bonding this money instead of purchasing parks through the general fund this will free the \$2,209,500 for the university capital improvement program. The \$1.8 million would be bonded for 15 years at 5-3/4% interest. The interest and principal payment for the first year would be \$171,750 and for the second year \$220,050. The second year is higher because there would be two interest payments instead of only one as in the first year. It would also cost \$15,000 for the bond commission to sell the bonds and for legal fees. Senator Brown moved they approve this plan. Senator Gibson seconded the motion,

Senator Gibson moved they recommend do pass of the capital improvement program as amended. Senator Brown seconded the motion, and it passed unanimously.

Mr. Barrett said that this would take advantage of working both projects together if the Desert Research Institute and phase II of the Western Nevada Community College could be built together. They probably cannot be built together, but at least the design of roads, utilities, etc., can be done together, thus facilitating a savings. Mr. Barrett

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said, "I don't see the cash flow coming fast enough that we could get the buildings built together. Also, the Desert Research Institute with the committment of state funds can apply for federal funds. If they do receive federal funds we can expedite the building program." Senator Gibson said, "I approve putting something in the bill to state they should do whatever it takes to implement this factor (building both buildings together if possible)." Senator Young moved they approve this. Senator Gibson seconded the motion, and it passed unanimously.

Senator Raggio said, "I hope someone will remember five years from now that the \$2,790,500 will revert."

S.B. 447:

SUMMARY: Makes general fund appropriation to legislators' retirement fund.

Senator Gibson moved they recommend do pass. Senator Raggio seconded the motion, and it passed.

yes - 5
no - Senators Young and Lamb

S.B. 363:

SUMMARY: Limits credit allowed retiring legislators for nonlegislative service.

Senator Brown discussed this. Senator Gibson said, "We are trying to tighten up the legislative retirement system." Senator Monroe moved they recommend do pass. Senator Brown seconded the motion, and it passed.

yes - Senators Gibson, Brown, Monroe, Young
no - Senators Lamb, Pozzi, Raggio

The committee decided to hold this bill until tomorrow.

A.B. 288:

SUMMARY: Expands definition of "police officer" and "fireman" for purposes of public employees' retirement system.

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There are about forty employees involved or affected by this bill whom they felt should be included as they are on peace officer status.

Senator Pozzi moved they kill this bill. Senator Young seconded the motion, and it passed.

yes - 6
no - Senator Raggio

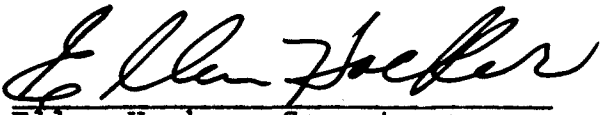
A.B. 921:

SUMMARY: Permits state public defender to contract with county public defenders.


Senator Monroe moved they recommend do pass. Senator Gibson seconded the motion, and it passed unanimously.

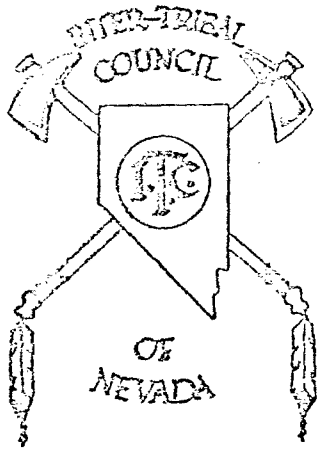
The meeting adjourned at 10:00 a.m.

Respectfully submitted,


Ellen Hocker, Secretary

APPROVED:


Floyd R. Lamb, Chairman



INTER-TRIBAL COUNCIL OF NEVADA

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April 11, 1973

MEMORANDUM

SUBJECT: SB-503

TO: The Honorable Floyd Lamb, Chairman, and Members of the Senate
Committee on Finance

FROM: Raymond Yowell, Chairman, Nevada Inter-Tribal Council Executive
Board

This is to request your committee to reconsider your recent action regarding SB 503. Discussions have been held with personnel of the State Department of Education regarding the possibility of establishing a position on Indian education at a level lower than that of an Associate Superintendent. Based on these discussions, we would like to propose that the bill be reconsidered for amendment. A suggested amendment is attached to this memorandum.

We still believe the nature of the problems in education for our Nevada Indian children and youth is so serious that it warrants consideration by the Legislature at this time. Between FY 1968 and FY 1972, the JOM enrollment in Nevada increased from 1535 to 2762. This is an increase of 1227 or almost an 80% increase in JOM enrollment during this four year period. This points up the fact that the Indian population is one of the fastest growing in the state. Therefore, the need for consideration of the special educational needs of Indians is increasing rather than diminishing.

Respectfully submitted,

Raymond Yowell

Raymond Yowell
Chairman, Executive Board of the
Inter-Tribal Council of Nevada, Inc.

Proposed Amendment to SB 503

Delete all of Parts 1, 2 and 3 of Section 1 and insert the following, beginning on line 3.

1. *The Superintendent of Public Instruction shall appoint a special consultant on Indian education within the Department of Education. The appointment shall be approved by the State Board of Education and the Nevada Indian Advisory Committee for Indian Education.*
2. *The special consultant on Indian education shall be an Indian and shall hold a degree in education from an accredited institution of higher learning and shall have at least three years of experience as a teacher or school administrator. An advanced degree in education may be substituted for one year of the required experience.*
3. *The special consultant on Indian education shall work within the Department of Education, with the Nevada Indian Advisory Committee for Indian Education, and with the Indian tribes in establishing programs and curricula designed to meet the special educational needs of Indians in this state.*
4. *The special consultant on Indian education shall have primary responsibility within the Department of Education for the approval of the granting of federal funds authorized under the state Johnson-O'Malley contract to local school districts for meeting the special educational needs of Indians.*

CASH FLOW, HIGHER EDUCATION CONSTRUCTION FUND

| | 1973-1974 | 1974-1975 | 1975-1976 | 1976-1977 | 1977-1978 |
|---------------------------------|-------------|-------------|------------|-----------|--------------------------|
| Opening Balance | \$ -0- | \$4,534,500 | \$ 387,000 | \$ -0- | \$ -0- |
| General Fund Appropriation-4/73 | 2,209,500 | | | | |
| Income | 5,000,000 | 5,000,000 | 5,000,000 | 5,000,000 | 5,000,000 |
| Expenditures | 2,675,000 | 9,147,500 | 5,387,000 | 5,000,000 | |
| Pay Back to General Fund | | | | | 2,209,500 |
| Ending Balance | \$4,534,500 | \$ 387,000 | \$ -0- | \$ -0- | \$2,790,500 ^a |

a) uncommitted

Project Detail:

| | | | | | |
|---|-------------|-------------|-------------|-------------|--------|
| Campus Improvements UNLV #73-U1 | \$ 635,000 | \$ 600,000 | \$ | \$ | \$ |
| Campus Improvements UNR #73-U2 | 500,000 | 160,000 | | | |
| Life Science Bldg. UNLV UNLV #73-U3 | 381,000 | 2,000,000 | 1,400,000 | | |
| <i>Clark</i> Casper City Community College Phase II, #73-U4 | 210,000 | 1,750,000 | 1,119,000 | | |
| <i>Western</i> Northern Nevada Community College Phase II, #73-U5 | 144,000 | 1,750,000 | 176,000 | | |
| Library Addition UNR #73-U6 | 265,000 | | 1,310,000 | 1,500,000 | |
| Clark County Community College Phase III | 171,000 | 2,887,500 | | | |
| Performing Arts Phase II #73-U7 | | | 1,382,000 | 1,653,000 | |
| Student Union Addition #73-U8 | 200,000 | | | | |
| Desert Research Institute #73-U9 | 169,000 | | | 1,847,000 | |
| Total | \$2,675,000 | \$9,147,500 | \$5,387,000 | \$5,000,000 | \$ -0- |