Assembly

MINUTES

0174

COMMERCE COMMITTEE - NEVADA STATE LEGISLATURE - 58TH SESSION

March 7, 1975

The meeting was called to order by Chairman Robinson at 2:30 P.M.

MEMBERS PRESENT: Mr. Benkovich Mr. Demers Mr. Getto Mr. Hickey Mr. Harmon Mr. Moody Mr. Schofield Mr. Wittenberg Mr. Chairman

MEMBERS ABSENT: None

OTHERS PRESENT: Bob Tripp Richard Tuttle

The purpose of this meeting was to hear testimony on <u>AB 280</u> and to take committee action on <u>AB 26</u>, <u>AB 91</u>, <u>AB 95</u>, <u>AB 96</u>, <u>AB 133</u>, <u>AB 222</u> and <u>AB 276</u>.

Mr. Bob Tripp spoke on behalf of AB 280 which:

Abolishes the shorthand reporters' fund and permits certified shorthand reporters board of Nevada to deposit funds with banks or savings and loan institutions.

He said the bill was a result of an audit by the Legislative Counsel Bureau. He said they were attempting to amend NRS to allow this Board to keep their money in banks and savings and loans institutions like other agencies. He said he was very much in favor of the passage of this bill.

Mr. Richard Tuttle who is a member of the shorthand reporters board also said they were in favor of this bill.

This concluded the hearing on this bill and Mr. Schofield moved A "do pass" on AB 280 which was seconded by Mr. Harmon and carried the committee unanimously.

The committee then went on to <u>AB 26</u>. Mr. Demers said he talked to Insurance Commissioner Rottman about this bill who recommended passing it as is. It would be covered in the insurance policy unless specifically excluded such as dental or visual coverage. Mr. Demers said the purpose of this bill was to bring insurance companies into conformance.

•Mr. Hickey moved <u>"do pass" of AB 26.</u> This was seconded by Mr. Getto and unanimously carried the committee with the exception of Mr. Wittenberg who was not voting.

<u>AB 91</u> was then taken up. Mr. Demers said Mr. Rottman recommended against passage of this bill because it would be discriminatory and moved for <u>"Indefinite Postponement" of AB 91</u>. This was seconded by Mr. Wittenberg and unanimously carried the committee.

Assembly

COMMERCE COMMITTEE MARCH 7, 1975 PAGE TWO

<u>AB 95</u> was then taken up and the following was presented as an amendment to Section 2, Page 1, Lines 23 and 24.

Delete Lines 23 and 24, insert: 4. Pay any fees required by the Board for an investigation of the applicant, for the services of a translator if such translator is required to enable the applicant to take the examination.

Mr. Wittenberg moved for the adoption of the amendment. This was seconded by Mr. Schofield and unanimously carried the committee.

Mr. Wittenberg then moved <u>"do pass as amended of AB.95</u> which was seconded by Mr. Getto and unanimously carried the committee.

Mr. Hickey then spoke to <u>AB 96</u> saying he had an amendment for the bill which he had not received yet so it was decided to defer action on this bill until the amendment was received.

Discussion then turned to <u>AB 133</u>. Dr. Robinson had amendments to this bill. In Section 11, Subsection 1, Page 4, Line 18, county clerk shall be deleted and county recorder inserted as licenses are filed with the recorder rather than the clerk. Also, in Section 11, Subsection 3, Page 4, Line 25, delete the words "secretary-treasurer of the" so the line will read:...fee of \$20 to the board on or... This same change will occur in Section 11, Subsection 5, Page 4, Line 34. In this way, all fees will be made payable to the board rather than to various persons as well as the board as it now exists.

Mr. Getto moved for the adoption of these amendments. Seconded by Mr. Hickey. Unanimously carried the committee.

Mr. Getto then moved <u>"do pass as amended" of AB 133</u>, wThis was seconded by Mr. Demers and carried the committee unanimously with the exception of Mr. Wittenberg who was not voting.

With regard to <u>AB 222</u>, Mr. Schofield presented the following amendment to Section 2, Page 1, by deleting lines 19 through 21 and inserting:

(a) Two members shall be journeyman plumbers, and if the region contains any joint boards of plumbing examiners the governor shall consider appointing journeymen plumbers certified by such board.

(b) Two members shall be plumbing contractors actively engaged in business and licensed by the state contractors' board.

Mr. Schofield moved for the adoption of the above amendment to <u>AB 222</u>. This was seconded by Mr. Demers and carried the committee unanimously. Mr. Schofield moved a "do pass as amended" of <u>AB 222</u>. This was seconded by Mr. Harmon and carried the committee unanimously.

Assembly COMMERCE COMMITTEE MARCH 7, 1975 PAGE THREE

<u>AB 276</u> was then discussed. Mr. Hickey said he asked the Legislative Counsel Bureau to investigate the family income in Nevada for 1975. The Employment Security Department disclosed that the mean income was \$15,500 per year. Mr. Wittenberg moved <u>AB 276</u> be amended in Section 1, Subsection 2, Page 1, Line 9 to read \$10,000 rather than \$8,000. Mr. Getto seconded this motion and it was carried by the committee unanimously. Mr. Hickey will have the amendment drawn.

Mr. Getto moved "do pass as amended" on AB 276. This was seconded by Mr. Schofield and carried the committee unanimously.

Mr. Demers moved for the adoption of the minutes of March 3y 1975. This was seconded by Mr. Getto and carried the committee unanimously.

Chairman Robinson proceeded to assign Floor responsibility of the bills discussed today as follows:

Mr. Demers - <u>AB 26</u> and <u>AB 95</u> Mr. Schofield - <u>AB 222</u> Mr. Hickey - <u>AB 276</u> Dr. Robinson - <u>AB 133</u> Mr. Harmon - <u>AB 280</u>

Mr. Schofield moved for adjournment. Mr. Harmon seconded this motion, it carried unanimously and the meeting was adjourned by Chairman Robinson at 2:55 P.M.

Respectfully submitted

Joan Anderson, Secretary

ASSEMBLY AGENDA FOR COMMITTEE ON COMMERCE 0173 Upon P.M. Date MARCH 7, 1975 Time AdjournmentRoom 316 **Bills or Resolutions** Counsel to be considered Subject requested* DO CASS de tra Abolishes the Shorthand Reporters' Fund and permits Certified Shorthand Reporters Board of Nevada to deposit AB 280 funds with banks or savings and loan institutions. *Please do not ask for counsel unless necessary. 7421

COMMERCE COMMITTEE LEGISLATION ACTION

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COMMERCE COMMITTEE LEGISLATION ACTION

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COMMERCE COMMITTEE LEGISLATION ACTION 0179

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Attached to Minutes

COMMERCE COMMITTEE LEGISLATION ACTION

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COMMERCE COMMITTEE LEGISLATION ACTION

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COMMERCE COMMITTEE LEGISLATION ACTION

0182

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boi	ards.				
MOTION:1. A	doption of	amendmen	nt <u>X</u>	2. Do Pass as Ame	nded X
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COMMERCE COMMITTEE LEGISLATION ACTION

0183

DATE March	h 7, 1975		
SUBJECT A	B 276 - Provides for	early termination of d	welling lease
e	xecuted by married ser	nior citizens upon deat	h of either.
MOTION: 1.	Adoption of amendment	X 2. Do Pass as A	nended <u>X</u>
Do Pass	Amend I	ndefinitely Postpone	Reconsider
Moved By	1. Wittenberg 2. Get	to Seconded By 1.	Getto 2. Schofield
AMENDMENT:	In Section 1, Subsect	tion 2, Page 1, Line 9,	delete \$8,000 and
	insert \$10,000		
Moved By	-	Seconded By	
AMENDMENT:			
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Attached to Minutes March 7, 1975

MIKE O'CALLAGHAN Goverbor



DICK L. ROTTMAN, Pr.D., CPCU, CLU Commissioner of Insurance

STATE OF NEVADA INSURANCE DIVISION CARSON CITY, NEVADA 89701

March 4, 1975

MEMO

TO: THE HONORABLE DANIEL J. DEMERS, ASSEMBLYMAN

FROM: Dick L. Rottman, Commissioner of Insurance

In accordance with your request this morning concerning AB26, I have reviewed it and will make the following comments.

The bill as it is written provides that any policy of health insurance covering medical or surgical services pay for the treatment of Chinese medicine. In other words, there will be mandatory coverage for acupuncturists' treatment under the usual medical expenses policies.

In my judgment, this is not necessarily bad. It probably would not increase the cost of health insurance appreciably because if an insured does not go to an acupuncturist, he would probably go to a chiropractor, osteopath, physician or the like. These latter areas, of course, would all be reimbursable under the usual health insurance policy.

You would have to change another section of the Nevada Revised Statutes if it were your intention to provide for mandatory availability through all health insurance contracts if the purchaser chose to purchase coverage for Chinese medicine.

In my judgment, it would be best to pass the bill as it is currently written.

01.85

MIKE O'CALLAGHAN Governor



DICK L. ROTTMAN, PH.D., CPCU, CLU Commissioner of Insurance

STATE OF NEVADA INSURANCE DIVISION CARSON CITY, NEVADA 89701

March 4, 1975

MEMO

TO: THE HONORABLE DANIEL J. DEMERS, ASSEMBLYMAN

FROM: Dick L. Rottman, Commissioner of Insurance

In accordance with our conversation this morning with regard to AB91, it would appear that this bill is reasonable and fair and it has a provision for determining the availability and reasonableness of rates before malpractice insurance is mandatory for those practicing Chinese medicine. As a practical matter, I doubt that malpractice coverage will be available from a licensed insurance carrier within the near future, but sometimes market conditions change rapidly.

One can certainly raise the question as to why malpractice insurance would be required for those practicing Chinese medicine and not required for those practicing other types of medicine. In my judgment, it might be difficult to make a good case for distinguishing between those who practice Chinese medicine and all other licensed practitioners of the healing arts. An injured party would have to prove negligence in either case and it is doubtful that an acupuncturist would generally be more negligent or cause greater harm than some other licensed practitioner.

Please let me know if you have any further questions.

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☐ Comment ☐ Note and return			
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