

Assembly  
MINUTES

COMMERCE COMMITTEE - NEVADA STATE LEGISLATURE - 58TH SESSION

1349

MAY 15, 1975

The meeting was called to order by Chairman Robinson at 2:10 P.M.

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

MEMBERS ABSENT: None

SPEAKING GUESTS: None

The purpose of this meeting was to take action on the following bills:

AB 319  
AB 783  
SB 504  
SB 533  
SB 510  
SB 543  
SB 542  
SB 544

The committee had a brief discussion on SB 372 in anticipation of the continuation of this hearing at the next scheduled meeting on Friday.

Action was then taken on the following:

AB 319 - An amendment to Subsection 3 on Line 9 was discussed to include in the bill "the court shall award the prevailing party". Mr. Demers moved that this suggested amendment be adopted. This was seconded by Mr. Schofield and carried the committee unanimously. Mr. Wittenberg moved that AB 319 be "do passed as amended". This was seconded by Mr. Schofield and carried the committee unanimously. Mr. Schofield will get this amendment from the bill drafter.

AB 783 - The amendment previously suggested by Assemblyman Heaney was discussed. That amendment would be on Page 3, Line 14, Subsection 5 changing "principal" to "surety". Mr. Getto moved that this proposed amendment be adopted. This was seconded by Mr. Schofield and carried the committee. Mr. Schofield moved that AB 783 be "do passed as amended". This was seconded by Mr. Harmon and carried the committee unanimously. Mr. Getto will get this amendment from the bill drafter.

SB 504 - Mr. Wittenberg moved that the amendment to add "or County Assessor's Office" on Page 2, Line 26 after the word "department" be adopted. This was seconded by Mr. Harmon and carried the committee.

SB 533 - Mr. Harmon moved that this bill be "do passed and re-referred to the Assembly Judiciary Committee". This was seconded by Mr. Benkovich and carried the committee unanimously.

SB 510 - Mr. Wittenberg moved that this bill be "indefinitely postponed". This motion was seconded by Mr. Benkovich and carried the committee with Mr. Getto, Mr. Demers, Mr. Schofield and Mr. Robinson voting "NO".

SB 543 - Mr. Harmon moved that this bill be "indefinitely postponed". This was seconded by Mr. Benkovich and carried the committee with Mr. Moody, Mr. Demers, Mr. Schofield and Mr. Hickey voting "NO".

SB 542 - Mr. Schofield moved that Amendment No. 8171A be adopted to SB 542. This was seconded by Mr. Demers and carried the committee unanimously. Mr. Schofield moved that this bill be "do passed as amended". This was seconded by Mr. Demers and carried the committee unanimously.

SB 544 - Mr. Demers moved that Amendment No. 8164A be adopted to this bill. This motion was seconded by Mr. Schofield and carried the committee unanimously. Mr. Wittenberg moved to amend that motion by instead of adopting the amendments, the bill be indefinitely postponed. The motion died for lack of a second.

The meeting was then adjourned at 2:40 P.M.

Respectfully submitted,

Joan Anderson, Secretary

COMMERCE COMMITTEE  
LEGISLATION ACTION

1351

DATE May 15, 1975

SUBJECT AB 319 - Provides cause of action for victim of consumer fraud.

MOTION: 1. Adopt amendments X 2. Do pass as amended X  
Do Pass \_\_\_\_\_ Amend \_\_\_\_\_ Indefinitely Postpone \_\_\_\_\_ Reconsider \_\_\_\_\_  
Moved By 1. Demers 2. Wittenberg Seconded By 1. Schofield 2. Schofield

AMENDMENT: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Moved By \_\_\_\_\_ Seconded By \_\_\_\_\_

AMENDMENT: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Moved BY \_\_\_\_\_ Seconded By \_\_\_\_\_

VOTE:	MOTION		AMEND		AMEND	
	Yes	No	Yes	No	Yes	No
Robinson	<u>X</u>	_____	_____	_____	_____	_____
Harmon	<u>X</u>	_____	_____	_____	_____	_____
Demers	<u>X</u>	_____	_____	_____	_____	_____
Hickey	<u>X</u>	_____	_____	_____	_____	_____
Moody	<u>X</u>	_____	_____	_____	_____	_____
Schofield	<u>X</u>	_____	_____	_____	_____	_____
Wittenberg	<u>X</u>	_____	_____	_____	_____	_____
Benkovich	<u>X</u>	_____	_____	_____	_____	_____
Getto	<u>X</u>	_____	_____	_____	_____	_____

ORIGINAL MOTION: Passed X Defeated \_\_\_\_\_ Withdrawn \_\_\_\_\_

AMENDED & PASSED \_\_\_\_\_ AMENDED & DEFEATED \_\_\_\_\_

AMENDED & PASSED \_\_\_\_\_ AMENDED & DEFEATED \_\_\_\_\_

Attached to Minutes May 15, 1975

COMMERCE COMMITTEE  
LEGISLATION ACTION

DATE May 15, 1975

SUBJECT AB 783 - Provides for form of surety bond to release mechanic's lien

MOTION: 1. Adopt amendments X 2. Do pass as amended X

Do Pass        Amend        Indefinitely Postpone        Reconsider       

Moved By 1. Getto 2. Schofield Seconded By 1. Schofield 2. Harmon

AMENDMENT: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Moved By \_\_\_\_\_ Seconded By \_\_\_\_\_

AMENDMENT: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Moved BY \_\_\_\_\_ Seconded By \_\_\_\_\_

VOTE:	<u>MOTION</u>		<u>AMEND</u>		<u>AMEND</u>	
	<u>Yes</u>	<u>No</u>	<u>Yes</u>	<u>No</u>	<u>Yes</u>	<u>No</u>
Robinson	<u>X</u>	<u>      </u>	<u>      </u>	<u>      </u>	<u>      </u>	<u>      </u>
Harmon	<u>X</u>	<u>      </u>	<u>      </u>	<u>      </u>	<u>      </u>	<u>      </u>
Demers	<u>X</u>	<u>      </u>	<u>      </u>	<u>      </u>	<u>      </u>	<u>      </u>
Hickey	<u>X</u>	<u>      </u>	<u>      </u>	<u>      </u>	<u>      </u>	<u>      </u>
Moody	<u>X</u>	<u>      </u>	<u>      </u>	<u>      </u>	<u>      </u>	<u>      </u>
Schofield	<u>X</u>	<u>      </u>	<u>      </u>	<u>      </u>	<u>      </u>	<u>      </u>
Wittenberg	<u>X</u>	<u>      </u>	<u>      </u>	<u>      </u>	<u>      </u>	<u>      </u>
Benkovich	<u>X</u>	<u>      </u>	<u>      </u>	<u>      </u>	<u>      </u>	<u>      </u>
Getto	<u>X</u>	<u>      </u>	<u>      </u>	<u>      </u>	<u>      </u>	<u>      </u>

ORIGINAL MOTION: Passed X Defeated        Withdrawn       

AMENDED & PASSED        AMENDED & DEFEATED       

AMENDED & PASSED        AMENDED & DEFEATED       

Attached to Minutes May 15, 1975



58TH NEVADA LEGISLATURE

COMMERCE COMMITTEE  
LEGISLATION ACTION

1354

DATE May 15, 1975

SUBJECT SB 510 - Requires health maintenance organizations to provide for coordination of certain coverages.

MOTION:

Do Pass \_\_\_\_\_ Amend \_\_\_\_\_ Indefinitely Postpone X Reconsider \_\_\_\_\_

Moved By Mr. Wittenberg Seconded By Mr. Benkovich

AMENDMENT:

Moved By \_\_\_\_\_ Seconded By \_\_\_\_\_

AMENDMENT:

Moved BY \_\_\_\_\_ Seconded By \_\_\_\_\_

VOTE:	MOTION		AMEND		AMEND	
	Yes	No	Yes	No	Yes	No
Robinson		<u>X</u>				
Harmon	<u>X</u>					
Demers		<u>X</u>				
Hickey	<u>X</u>					
Moody	<u>X</u>					
Schofield		<u>X</u>				
Wittenberg	<u>X</u>					
Benkovich	<u>X</u>					
Getto		<u>X</u>				

ORIGINAL MOTION: Passed X Defeated \_\_\_\_\_ Withdrawn \_\_\_\_\_

AMENDED & PASSED \_\_\_\_\_ AMENDED & DEFEATED \_\_\_\_\_

AMENDED & PASSED \_\_\_\_\_ AMENDED & DEFEATED \_\_\_\_\_

Attached to Minutes May 15, 1975



58TH NEVADA LEGISLATURE

COMMERCE COMMITTEE  
LEGISLATION ACTION

1356

DATE May 15, 1975

SUBJECT SB 542 - Provides for certification and regulation of landscape architects.

MOTION: 1. Adopt amendments X 2. Do pass as amended X

Do Pass \_\_\_\_\_ Amend \_\_\_\_\_ Indefinitely Postpone \_\_\_\_\_ Reconsider \_\_\_\_\_

Moved By 1. Schofield 2. Schofield Seconded By 1. Demers 2. Demers

AMENDMENT:

Moved By \_\_\_\_\_ Seconded By \_\_\_\_\_

AMENDMENT:

Moved BY \_\_\_\_\_ Seconded By \_\_\_\_\_

VOTE:	MOTION		AMEND		AMEND	
	Yes	No	Yes	No	Yes	No
Robinson	X	_____	_____	_____	_____	_____
Harmon	X	_____	_____	_____	_____	_____
Demers	X	_____	_____	_____	_____	_____
Hickey	X	_____	_____	_____	_____	_____
Moody	X	_____	_____	_____	_____	_____
Schofield	X	_____	_____	_____	_____	_____
Wittenberg	X	_____	_____	_____	_____	_____
Benkovich	X	_____	_____	_____	_____	_____
Getto	X	_____	_____	_____	_____	_____

ORIGINAL MOTION: Passed X Defeated \_\_\_\_\_ Withdrawn \_\_\_\_\_

AMENDED & PASSED \_\_\_\_\_ AMENDED & DEFEATED \_\_\_\_\_

AMENDED & PASSED \_\_\_\_\_ AMENDED & DEFEATED \_\_\_\_\_

Attached to Minutes May 15, 1975





58TH NEVADA LEGISLATURE

COMMERCE COMMITTEE  
LEGISLATION ACTION

1358

DATE May 15, 1975

SUBJECT SB 544 - Permits creation of economic development assistance act companies.

MOTION:

Do Pass \_\_\_\_\_ Amend X Indefinitely Postpone \_\_\_\_\_ Reconsider \_\_\_\_\_

Moved By Mr. Demers Seconded By Mr. Schofield

AMENDMENT:

Moved By \_\_\_\_\_ Seconded By \_\_\_\_\_

AMENDMENT:

Moved BY \_\_\_\_\_ Seconded By \_\_\_\_\_

VOTE:	<u>MOTION</u>		<u>AMEND</u>		<u>AMEND</u>	
	<u>Yes</u>	<u>No</u>	<u>Yes</u>	<u>No</u>	<u>Yes</u>	<u>No</u>
Robinson	<u>X</u>	_____	_____	_____	_____	_____
Harmon	<u>X</u>	_____	_____	_____	_____	_____
Demers	<u>X</u>	_____	_____	_____	_____	_____
Hickey	<u>X</u>	_____	_____	_____	_____	_____
Moody	<u>X</u>	_____	_____	_____	_____	_____
Schofield	<u>X</u>	_____	_____	_____	_____	_____
Wittenberg	<u>X</u>	_____	_____	_____	_____	_____
Benkovich	<u>X</u>	_____	_____	_____	_____	_____
Getto	<u>X</u>	_____	_____	_____	_____	_____

ORIGINAL MOTION: Passed X Defeated \_\_\_\_\_ Withdrawn \_\_\_\_\_

AMENDED & PASSED \_\_\_\_\_ AMENDED & DEFEATED \_\_\_\_\_

AMENDED & PASSED \_\_\_\_\_ AMENDED & DEFEATED \_\_\_\_\_

Attached to Minutes May 15, 1975

AGENDA FOR COMMITTEE ON..... COMMERCE

Upon P.M.

Date May 16, 1975 Time Adjournment Room 316

THIS SUPERSEDES THE PREVIOUS AGENDA POSTED FOR THIS DATE.

Bills or Resolutions  
to be considered

Subject

Counsel  
requested\*

S.B. 201	Provides for creation of industrial development corporations.	
S.B. 610	Provides additional grounds for suspension or revocation of certificate of authority of insurer.	
S.B. 492	Expands definition of real estate broker.	
S.B. 372 (continued)	Exempts banks and certain loan associations from usury law.	

ASSEMBLY

AGENDA FOR COMMITTEE ON..... COMMERCE

Upon P.M.

1360

Date MAY 16, 1975..... Time Adjournment Room 316

Bills or Resolutions  
to be considered

Subject

Counsel  
requested\*

SB 492                      Expands definition of real estate broker.

SB 372 (Cont.) : Exempts banks and certain loan associations  
from usury law.

58TH NEVADA LEGISLATURE

COMMERCE COMMITTEE  
LEGISLATION ACTION

1361

DATE May 16, 1975

SUBJECT SB 492 - Expands definition of real estate broker.

MOTION:

Do Pass X Amend \_\_\_\_\_ Indefinitely Postpone \_\_\_\_\_ Reconsider \_\_\_\_\_

Moved By Mr. Demers Seconded By Mr. Schofield

AMENDMENT: \_\_\_\_\_

Moved By \_\_\_\_\_ Seconded By \_\_\_\_\_

AMENDMENT: \_\_\_\_\_

Moved BY \_\_\_\_\_ Seconded By \_\_\_\_\_

VOTE:	MOTION		AMEND		AMEND	
	Yes	No	Yes	No	Yes	No
Robinson	<u>x</u>	_____	_____	_____	_____	_____
Harmon	<u>Not present</u>	<u>to vote</u>	_____	_____	_____	_____
Demers	<u>x</u>	_____	_____	_____	_____	_____
Hickey	<u>x</u>	_____	_____	_____	_____	_____
Moody	<u>x</u>	_____	_____	_____	_____	_____
Schofield	<u>x</u>	_____	_____	_____	_____	_____
Wittenberg	<u>Not present</u>	<u>to vote</u>	_____	_____	_____	_____
Benkovich	<u>x</u>	_____	_____	_____	_____	_____
Getto	<u>Not present</u>	<u>to vote</u>	_____	_____	_____	_____

ORIGINAL MOTION: Passed x Defeated \_\_\_\_\_ Withdrawn \_\_\_\_\_

AMENDED & PASSED \_\_\_\_\_ AMENDED & DEFEATED \_\_\_\_\_

AMENDED & PASSED \_\_\_\_\_ AMENDED & DEFEATED \_\_\_\_\_

Attached to Minutes MAY 16, 1975