

ASSEMBLY HEALTH & WELFARE COMMITTEE MINUTES

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DATE: APRIL 2, 1975

MEMBERS PRESENT: CHAIRMAN BENNETT
VICE-CHAIRMAN CHRISTENSEN
MR. LOWMAN
MR. MANN
MR. MURPHY
MRS. FORD
MR. CRADDOCK
MR. BARENGO

MEMBERS ABSENT: MR. VERGIELS

GUESTS: Gloria Handley, Welfare Division
Earl Yamashita, Welfare Division
Robert Holland, Welfare Division
James A. Edmundson, Health Division
George Bennett, State Board of Pharmacy
Paul Cohen, Bureau of Alcohol & Drug Abuse
Joe Braswell, Governor's Bd. on Alcohol & Drug Abuse
Phyllis Berkson, Member of Dairy Commission
W. LaBadie, Welfare Division
S. D. Mastroianni, Health Division

The meeting was called to order by Chairman Bennett for the purpose of discussing AB-420.

Mr. LaBadie, Mrs. Handley and Mr. Holland appeared to explain the bill which enacts an interstate compact on the placement of children.

Mr. LaBadie said they introduced AB-420 to help the situation of getting kids from other states into the State of Nevada on a proper basis. Their primary problem has been with California. There is nothing to stop them from placing children in Nevada and the Welfare Division knows nothing about it until problems arise. Most of the surrounding states that the Welfare Division does business with have this law. Mr. LaBadie distributed booklets to the Committee explaining the compact.

Mr. LaBadie further stated that the total fiscal is \$12,015, of which Federal funds for the first year are \$8,915 and State funds are \$2,972; for the second year \$9,011 Federal, and \$3,004 State. They are requesting an administrative secretary to do the paper work involved.

Mrs. Handley stated that unless this law was passed California could continue to place children in Nevada and deny all future responsibility.

The next bill for discussion was SB-204, which defines pharmaceutical technician and establishes employment criteria. Mr. George Bennett, Secretary of the State Board of Pharmacy, stated they supported SB-204. A compromise was worked out in the Senate between the State Board of Pharmacy, the State Pharmacy Association and the State Hospital Association, and the second reprint of the bill was agreed to by all.

Paul Cohen, Chief of the Bureau of Alcohol and Drug Abuse, appeared in support of SB-309. He said this was a clarification of SB-590 which specifically gives the Bureau jurisdiction over personnel certification, program accreditation, and the licensing facilities. Really nothing more than a clarification of the last legislative enactment.

Joe Braswell, a member of the Governor's Advisory Board on Alcohol and Drug Abuse, also appeared in support of the bill.

Chairman Bennett then asked for testimony on AB-80.

Mr. James A. Edmundson and Mr. S. D. Mastroianni of the State Health Department appeared in support of the bill. Mr. Edmundson explained that by amending the existing legislation there is no reduction in the present standards of milk coming into Nevada from other states. Section 2 allows Nevada to accept inspections made by importing state agencies who are presently making these inspections thereby relieving Nevada of the responsibility which the law now requires.

Mr. Edmundson discussed the Interstate Milk Shipments Agreement which is an agreement between the forty-eight states refereed by the U.S. Food and Drug Administration which requires at least one or more certified milk inspectors in each of the states participating in the agreement. This guarantees that Nevada is not importing milk of a standard lower than that set by the U.S. Food and Drug Administration.

He continued to explain their request to delete "Board of Health" in 584.210 of the bill and substitute "Health Division" because the Board of Health only meets once or twice a year, and this makes enforcement of this section too unwieldy. In 584.245, their request for the increased number of hours for holding milk samples from 24 to 72 was made principally because pay periods of employees interfere with milk samples reaching their office on a Friday not being able to be tested until Monday. Most other states have this 72 hour period.

Mr. Lowman asked Mr. Edmundson several questions concerning milk imported into Nevada. Mr. Edmundson explained that milk is imported from California by Safeway, Lucky Stores and Knudsen. About one-third to one-half of the raw milk coming into Southern Nevada comes from producers in Utah who are inspected

regularly. He also stated that more milk is exported from the Reno area than is imported; that milk from the Lund area is sent to Utah; that if the Health Department has any doubts about the quality of milk coming into the State, they still have the authority to inspect those plants. He also explained that if any shipper under the IMS Agreement drops below a rating of 90, he is forced to cease shipping milk until his quality meets their standards.

Mr. Mann stated he wished to offer two amendments to AB-80. The first amendment, #7946, pertained to the secretary of the Dairy Commission being unclassified and his duties and salary determined by the Dairy Commission with the approval of the Governor. The secretary of the Dairy Commission is presently in the classified service. Mr. Mann further stated that this amendment was proposed very early in the session; that the Bill Drafter's Office had approved it being attached to AB-80 as it falls under the same chapter in the statutes; that Mr. Cassady, the secretary of the Dairy Commission, is aware of its existence; that it is a compromise move and that all parties in both the Assembly and Senate who would be involved in its passage had agreed to the amendment.

The second amendment, which has not yet been drafted, would allow milk sold to the correctional schools at Caliente and Elko to be sold on a bid basis exempting them from the price set by the Dairy Commission which is 5% below the minimum wholesale price plus a 1% discount for payment within 30 days.

Mr. Lowman asked Mr. Edmundson if he had any objection to the amendments. Mr. Edmundson stated that he did not, but he did not want to lose the original intent of AB-80 because of objections to the amendments.

Mr. Lowman stated that he was against the amendments and thought this was a dangerous procedure that might endanger the original intent of the bill. Mr. Murphy asked if the second amendment would apply to parochial schools. Mr. Mann stated that the state could not legislate anything affecting parochial schools because of the separation of powers between the church and the state.

Mrs. Ford asked if the Committee could amend AB-80 without it having to be returned to the Agriculture Committee for approval of the amendments. Mr. Mann stated that it could be done and the bill just presented with the amendments on the floor.

Mrs. Phyllis Berkson, a member of the Dairy Commission, told the Committee that she felt Amendment No. 7946 was inappropriate

attached to AB-80, and that Mr. Mann's amendments should be presented to the dairy industry, particularly the amendment relating to schools. Mrs. Berkson felt that the dairy industry should be given the opportunity to testify before such amendments were adopted.

There was discussion relative to the proposed amendment #7946 having been before the Agriculture Committee, and it was determined that the Agriculture Committee had indefinitely postponed the amendment, but passed AB-80.

COMMITTEE ACTION: (See Legislation Action Sheets Attached)

AB-420 - Mr. Lowman moved Do Pass, seconded by Mr. Christensen. Unanimously passed.

AB-80 - Mr. Lowman moved Do Pass, seconded by Mr. Christensen. Unanimously passed.

SB-309 - Mr. Barengo moved Do Pass, seconded by Mr. Lowman. Unanimously passed.

SB-204 - Mr. Barengo stated he had received numerous reports from the cow counties who do not have full time pharmacists that this bill might be detrimental to them. He requested that action on the issue be withheld until he could talk to Mr. George Bennett.

AB-100 - Mrs. Ford presented the amendments drawn by the bill drafter and felt there were still some changes to be made. She explained the various items and the questions raised. Mr. Lowman said he thought the Committee should have the amendments before them and have an opportunity to study them. Mrs. Ford said she would make copies available to all members. The bill will be discussed at a later date.

Respectfully submitted,

Jane Dunne, Secretary

ASSEMBLY
HEARING

COMMITTEE ON HEALTH & WELFARE

214

Date April 2, 1975 Time 3:00 p.m. Room 240

Bill or Resolution
to be considered

Subject

DeLoan AB-420 -

Enacts Interstate Compact on the Placement
of Children

DeLoan AB-80 -

Makes various changes in provisions
concerning milk and milk products.

DeLoan SB-204 -

Defines "pharmaceutical technician" and
establishes employment criteria.

DeLoan SB-309 -

Permits bureau of alcohol and drug abuse to
certify programs and personnel of facility
dealing with alcohol and drug abusers apart
from facility itself.

58TH NEVADA LEGISLATURE

HEALTH AND WELFARE COMMITTEE
LEGISLATION ACTION

DATE April 2, 1975

SUBJECT AB-80

MOTION: _____

Do Pass x Amend _____ Indefinitely Postpone _____ Reconsiderer _____

Moved By Mr. Lowman Seconded By Mr. Christensen

AMENDMENT _____

Moved By _____ Seconded By _____

AMENDMENT _____

Moved By _____ Seconded By _____

VOTE:	MOTION		AMEND		AMEND	
	Yes	No	Yes	No	Yes	No
Bennett	x	—	—	—	—	—
Christensen	x	—	—	—	—	—
Barengo	x	—	—	—	—	—
Craddock	x	—	—	—	—	—
Mann	x	—	—	—	—	—
Murphy	x	—	—	—	—	—
Vergiels	Not present		—	—	—	—
Ford	Not present		—	—	—	—
Lowman	x	—	—	—	—	—

TALLY: 7 , 0

Original Motion: Passed x Defeated _____ Withdrawn _____

Amended & Passed _____ Amended & Defeated _____

Amended & Passed _____ Amended & Defeated _____

Attach to Minutes April 2, 1975
Date

58TH NEVADA LEGISLATURE

HEALTH AND WELFARE COMMITTEE
LEGISLATION ACTION

DATE April 2, 1975

SUBJECT AB-420

MOTION: _____

Do Pass xx Amend _____ Indefinitely Postpone _____ Reconsider _____

Moved By Mr. Lowman Seconded By Mr. Christensen

AMENDMENT _____

Moved By _____ Seconded By _____

AMENDMENT _____

Moved By _____ Seconded By _____

VOTE:	MOTION		AMEND		AMEND	
	Yes	No	Yes	No	Yes	No
Bennett	x	—	—	—	—	—
Christensen	x	—	—	—	—	—
Barengo	x	—	—	—	—	—
Craddock	x	—	—	—	—	—
Mann	x	—	—	—	—	—
Murphy	x	—	—	—	—	—
Vergiels	Not present	—	—	—	—	—
Ford	Not present	—	—	—	—	—
Lowman	x	—	—	—	—	—

TALLY: 7 , 0

Original Motion: Passed x Defeated _____ Withdrawn _____

Amended & Passed _____ Amended & Defeated _____

Amended & Passed _____ Amended & Defeated _____

Attach to Minutes April 2, 1975
Date

58TH NEVADA LEGISLATURE

HEALTH AND WELFARE COMMITTEE
LEGISLATION ACTION

DATE April 2, 1975

SUBJECT SB-309

MOTION: _____

Do Pass x Amend Indefinitely Postpone Reconsider

Moved By Mr. Barento Seconded By Mr. Lowman

AMENDMENT _____

Moved By _____ Seconded By _____

AMENDMENT _____

Moved By _____ Seconded By _____

VOTE:	MOTION		AMEND		AMEND	
	Yes	No	Yes	No	Yes	No
Bennett	x	—	—	—	—	—
Christensen	x	—	—	—	—	—
Barengo	x	—	—	—	—	—
Craddock	x	—	—	—	—	—
Mann	x	—	—	—	—	—
Murphy	x	—	—	—	—	—
Vergiels	Not present		—	—	—	—
Ford	x	—	—	—	—	—
Lowman	x	—	—	—	—	—

TALLY: 8 0

Original Motion: Passed x Defeated Withdrawn
Amended & Passed Amended & Defeated
Amended & Passed Amended & Defeated

Attach to Minutes April 2, 1975
Date