

ASSEMBLY HEALTH & WELFARE COMMITTEE MINUTES

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MAY 5, 1975

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

MEMBERS ABSENT MR. CRADDOCK

GUESTS: Jeneane Harter, Chiropractic Assn.
 Larrdale Sebbas, Prater Way Beauty College
 Ed Pogue, Prison Warden
 Dr. Paul Fugazzotto, Nev. Health Div.
 Mary Baroni
 Sharon Greene, Hospital Assn.

Meeting was called to order by Chairman Bennett at approximately 4:35 p.m.

The first bill to be discussed was AB-747 which exempts cosmetology training programs at Nevada State Prison and Nevada Girls Training Center from certain statutory requirements.

Larrdale Sebbas, licensed cosmetologist and owner of Prater Way Beauty College in Sparks, stated she felt anyone who went in to teach at the prison should be a licensed cosmetologist. She also does not believe they should allow people to come out of these places with accredited hours. In answer to Mr. Mann's question, Ms. Sebbas said she was not afraid of competition but was afraid they were going to put people in there that were not licensed cosmetologists, and they must have training in that field. She also felt they could not get the proper training working on mannequins but should have live models.

Mrs. Sebbas also said she certainly did not object to them having schools in prison and the girls training center, but did not think they should let just anyone come in and teach.

Ed Pogue, Warden of the State Prison, said that rather than make a presentation he would just like to tell what had happened to, ask that the law be changed. They have a 2-station beauty shop at the women's prison and they had hoped to start a licensed course similiar to the outside, but they found out the law was so restrictive that they must have things like 5000 square feet, at least twenty-five people participating, etc.; that it was

not practical. They asked Attorney General for permission to violate the law and his decision was that he could not do this. They therefore asked the Board of Cosmetology to go along with this bill.

Mr. Pogue said he would like to assure everyone that they would intend to have a licensed instructor in the course. It is an important factor to have this training course for use when the prisoners are released. The Board at that time could decide whether they were qualified for a job. If this bill does not provide that they must have a licensed instructor for the course he would be agreeable to changing that.

The Committee discussed amendments to the bill. Mr. Barengo felt that by eliminating Section C the problems would be taken care of. It was finally agreed to amend by requiring one licensed instructor in the program.

Jeneane Harter appeared in support of SB-333, stating that this bill requests an increase in the license fees up to \$100 for someone practicing on a full time basis, and \$50 for a part time basis. The Chiropractic Board is very much in need of this money. Last year they had disbursements of \$10,355 and income of only \$9,390. Part of this is due to the fact there has been a drop in outside license requests. They don't intend to start charging the full increased amount immediately. They don't want to have to come back in two years and ask for another increase.

SB-382 was the next matter for discussion. Mrs. Baroni said this bill was to create inactive status in medical laboratories, and she had some amendments drawn up which would give inactive status to people who have licenses - director's licenses and technologist's licenses. The Health Department has written rules and regulations which allowed them to take her license away after three years of inactive status. She has been in the field for 30 years and is licensed in California now. She has continued her education by attending seminars, UCLA, etc.

She feels she is being harassed by the Health Department. She has tried to pay her fees and they have been returned because she has been inactive for three years. The pathologists have a closed organization and if they tell the doctors not to give her any work she can't get it. There were only six independent pathologists who took the grandfather clause and now there are only four in the state. Her laboratory was closed down because she couldn't get the plumbing and electrical facilities in her building up to standard. In order to regain active status she would have to take a test and she feels with her experience and under the grandfather clause she should not have to.

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Dr. Paul Fugazzotto, Director of the State Health Laboratories and Secretary of the Medical Lab Advisory Committee, was the next speaker. He has not seen the Amendment presented by Mrs. Baroni.

The situation is this: if a person has been inactive for three years, does not have a laboratory, and has not been doing this sort of work, the Advisory Committee feels they should show proficiency in order to be relicensed. Technology is going along so fast they feel there is a good possibility that lots of things are missed in this three years time. If a person wishes to continue to be licensed, it is a very simple procedure to reapply for a license. The Advisory Committee studies their qualifications and decides what is necessary for the person to get their license back on an active status. The applicant must show knowledge of what is up to date at the present time. Anyone may reapply. A written examination is sometimes necessary.

director's
Mrs. Baroni applied for her license under the grandfather clause before the end of 1971, according to Dr. Fugazzotto. She refused to apply for a laboratory license, and has not had one for over three years. After three years Mrs. Baroni or anyone else would have to apply for relicensing, which she has not done. There is an examination which they have been giving to prospective laboratory directors, and even doctors take it.

Mrs. Baroni again testified that she had attended seminars during the years, had kept up during the years, and does not believe they should ever take a license away. General laboratory tests, blood counts, urinalysis, etc., have not changed, and she doesn't see why she should go through a basic examination again.

SB-288 was the next bill for discussion. Sharon Greene said podiatrists had been unhappy because they had been denied certain hospital privileges. The main reason podiatrists have not been given hospital privileges is that before they can admit a patient they have to have a physical and a history performed by an M.D. Thus, the M.D. would be largely responsible even though the podiatrist performed the operation. The hospitals had no objection to the bill but they thought if they were going to do it for the podiatrists they should do it for the other allied professions, so the bill was amended to include acupuncturists, dentistry, etc.

Dr. Fugazzotto returned to complete discussion of SB-382. He stated that the part relating to fees was suggested by their auditor. He suggested this be put into the law as this is actually what has been happening to the fees received for certification and licensing.

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Dr. Fugazzotto also stated that he doesn't feel the amendment submitted by Mrs. Baroni helps since it doesn't put a time limit on anything. You could come in under the grandfather clause, not do a thing for twenty years, and still come back and do laboratory work. He reiterated that reinstatement is a simple procedure, and he would favor the bill without amendments.

The Committee took the following action: (See Legislation
Action Sheets for Detail)

AB-747: Amend and Do Pass.

SB-288: Do Pass.

SB-333: Do Pass.

AB-664: Amend and Do Pass.

SB-382 and SB-466: Hold.

The meeting adjourned at 5:30 p.m.

Respectfully submitted,

Jane Dunne, Secretary

ASSEMBLY
AGENDA
HEARING

COMMITTEE ON.....HEALTH & WELFARE.....
Monday
Date May 5, 1975.....Time 3:00 p.m. Room 240.....

Bill or Resolution
to be considered

Subject

*Amended
& Def* AB-747 -

Exempts cosmetology training programs at specified correctional institutions from certain requirements.

De Jan SB-288 -

Prohibits denial of hospital privileges to certain podiatrists solely because of their profession.

De Jan SB-333 -

Makes changes in fees and filing requirements for chiropractic licenses.

De Jan SB-382 -
De Jan 5-12

Establishes inactive status for license and provides procedures for collection, deposit and disbursement of medical laboratory licensing fees.

De Jan SB-466
De Jan 5-14

Increases maximum annual registration fees and reinstatement fees of physicians.

AB 664

58TH NEVADA LEGISLATURE

HEALTH AND WELFARE COMMITTEE
LEGISLATION ACTION

DATE May 5, 1975

SUBJECT AB-747

MOTION: Amend and Do Pass

Do Pass Amend Indefinitely Postpone Reconsider

Moved By Mr. Mann Seconded By Mr. Christensen

AMENDMENT Must have minimum of one licensed instructor.

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	Not present	—	—	—	—	—
Mann	x	—	—	—	—	—
Murphy	Not present	—	—	—	—	—
Vergiels	x	—	—	—	—	—
Ford	Not present	—	—	—	—	—
Lowman	x	—	—	—	—	—

TALLY: 6 , 0

Original Motion: Passed Defeated Withdrawn

Amended & Passed _____ Amended & Defeated _____

Amended & Passed _____ Amended & Defeated _____

Attach to Minutes 5-5-75
Date

58TH NEVADA LEGISLATURE

HEALTH AND WELFARE COMMITTEE
LEGISLATION ACTION

DATE May 5, 1975

SUBJECT SB-288

MOTION: _____

Do Pass xx Amend _____ Indefinitely Postpone _____ Reconsider _____

Moved By Mr. Vergiels Seconded By Mr. Barengo

AMENDMENT _____

Moved By _____ Seconded By _____

AMENDMENT _____

Moved By _____ Seconded By _____

VOTE:	MOTION		AMEND		AMEND	
	Yes	No	Yes	No	Yes	No
Bennett	<u>x</u>	_____	_____	_____	_____	_____
Christensen	<u>x</u>	_____	_____	_____	_____	_____
Barengo	<u>x</u>	_____	_____	_____	_____	_____
Craddock	<u>Not present</u>	_____	_____	_____	_____	_____
Mann	<u>x</u>	_____	_____	_____	_____	_____
Murphy	<u>Not present</u>	_____	_____	_____	_____	_____
Vergiels	<u>x</u>	_____	_____	_____	_____	_____
Ford	<u>Not present</u>	_____	_____	_____	_____	_____
Lowman	_____	<u>x</u>	_____	_____	_____	_____

TALLY: 5 . 1

Original Motion: Passed x Defeated _____ Withdrawn _____

Amended & Passed _____ Amended & Defeated _____

Amended & Passed _____ Amended & Defeated _____

Attach to Minutes 5-5-75
Date

58TH NEVADA LEGISLATURE

HEALTH AND WELFARE COMMITTEE
LEGISLATION ACTION

DATE May 5, 1975

SUBJECT SB-333

MOTION: _____

Do Pass Amend _____ Indefinitely Postpone _____ Reconsider _____

Moved By Mr. Mann 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	<u>x</u>	___	___	___	___	___
Christensen	<u>x</u>	___	___	___	___	___
Barengo	<u>x</u>	___	___	___	___	___
Craddock	<u>Not present</u>	___	___	___	___	___
Mann	<u>X</u>	___	___	___	___	___
Murphy	<u>Not present</u>	___	___	___	___	___
Vergiels	<u>x</u>	___	___	___	___	___
Ford	<u>Not present</u>	___	___	___	___	___
Lowman	<u>x</u>	___	___	___	___	___

TALLY: 6 . 0

Original Motion: Passed Defeated _____ Withdrawn _____

Amended & Passed _____ Amended & Defeated _____

Amended & Passed _____ Amended & Defeated _____

Attach to Minutes 5-5-75
Date

58TH NEVADA LEGISLATURE

HEALTH AND WELFARE COMMITTEE
LEGISLATION ACTION

DATE May 5, 1975

SUBJECT AB-664

MOTION: Amend and Do Pass

Do Pass Amend Indefinitely Postpone Reconsider

Moved By Mr. Lowman Seconded By Vergiels

AMENDMENT Drawn by Mrs. Ford and incorporated in reprint.

Moved By _____ Seconded By _____

AMENDMENT _____

Moved By _____ Seconded By _____

<u>VOTE:</u>	<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>
Bennett	x	_____	_____	_____	_____	_____
Christensen	x	_____	_____	_____	_____	_____
Barengo	x	_____	_____	_____	_____	_____
Craddock	Not present	_____	_____	_____	_____	_____
Mann	x	_____	_____	_____	_____	_____
Murphy	Not present	_____	_____	_____	_____	_____
Vergiels	x	_____	_____	_____	_____	_____
Ford	x	_____	_____	_____	_____	_____
Lowman	x	_____	_____	_____	_____	_____

TALLY: 7 0

Original Motion: Passed Defeated Withdrawn

Amended & Passed _____ Amended & Defeated _____

Amended & Passed _____ Amended & Defeated _____

Attach to Minutes 5-5-75
Date