

ASSEMBLY JUDICIARY COMMITTEE  
58th NEVADA ASSEMBLY SESSION

MINUTES

February 12, 1975

Chairman Robert R. Barengo called to order the meeting of the Assembly Judiciary Committee at the hour of 9:08 a.m. on Wednesday, February 12, 1975.

MEMBERS PRESENT: Messrs. BARENGO, BANNER, HEANEY, HICKEY, LOWMAN, POLISH, SENA, Mrs. HAYES and Mrs. WAGNER.

MEMBERS ABSENT: NONE.

The Minutes of Committee Meetings held January 29, February 5, and February 6, 1975 were read, and Mrs. Lowman made a motion that they be approved. Mr. Sena seconded that motion. A vote was had, and it was unanimous that these Minutes be approved.

Chairman Barengo then advised the Committee of various bills which would be reviewed by the Committee at a future time. He also advised of the bills which had been killed for one reason or another.

During the period of time in which Mr. Barengo advised the Committee of the bills to be considered in the future, Mrs. Hayes entered the meeting.

Regarding A.B.196 (an extensive bill of approximately 19 pages which deals with law enforcement offices), Mr. Barengo advised that a Subcommittee of the State Crime Commission passed a resolution and a motion was made by them that this bill be defeated because it would violate a federal regulation. It was moved and seconded that this bill be killed. A unanimous vote followed to kill this bill.

Mr. Barengo announced that today's meeting would be to consider further last session's A.J.R.10, A.J.R.14, A.J.R.15, A.J.R.16, A.J.R.17 and A.J.R.18. A guest at this meeting regarding these A.J.R.s was Mr. Bill Richards of the Nevada Supreme Court.

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Mr. Hickey then commented about these pieces of legislation. Because of pending legislation which is being introduced, Mr. Hickey moved that A.J.R.16 and A.J.R.18 be removed from consideration until such further legislation comes before this Committee. Mr. Banner seconded this motion. A brief discussion was had, and there was a unanimous vote that A.J.R.16 and A.J.R.18 be removed from consideration by this Committee at this time.

Regarding A.J.R.10, a discussion was had. For the record, Mr. Bill Richards stated that the Supreme Court did not have any objections to having to hear cases outside of Carson City, or more particularly in the Las Vegas area. Further discussion followed. Mr. Hickey moved DO PASS. Mr. Lowman seconded. See Legislation Action form attached.  
MOTION CARRIED DO PASS A.J.R.10.

Regarding A.J.R.14, discussion was had. Mr. Lowman moved DO PASS. Mrs. Wagner seconded. Legislation Action form is attached. Mrs. Hayes did not vote because of a possible conflict of interest.  
MOTION CARRIED DO PASS A.J.R.14.

Mrs. Wagner left the meeting during discussion of A.J.R.14 to testify before the Commerce Committee on a bill she introduced. Since she seconded the motion in regards to A.J.R.14, after she returned to this meeting, she voted in favor of this bill.

In regards to A.J.R.15, which deals with removing the \$300 limit in justices' courts and various other limits, Mr. Hickey moved DO PASS. Mr. Heaney seconded. Discussion was begun by Mr. Lowman. Mr. Richards stated that it was a realistic bill in view of inflation and that it would be saving a great deal of time and cost. Legislation Action form is attached to these Minutes.  
MOTION CARRIED DO PASS A.J.R.15.

Mrs. Wagner was absent from the meeting when the vote for A.J.R.15 was taken; however, at the end of the meeting she voted for it affirmatively.

Regarding A.J.R.17, which was basically the Missouri plan for the Supreme Court only, discussion was had. Mr. Richards stated that the Supreme Court finds the resolution acceptable. A further discussion ensued regarding the election of judges. Mrs. Wagner re-entered the meeting at this point. Mr. Barengo briefly explained to her the substance of the discussion then in progress. Legislation Action form is

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attached. Mr. Heaney moved DO PASS. Mr. Lowman seconded. The vote was 5-4 in favor of passage. Those dissenting were Mr. Banner, Mrs. Hayes, Mr. Hickey and Mr. Polish. Mrs. Hayes questioned filing a minority statement.  
MOTION CARRIED DO PASS A.J.R.17.

Mr. Hickey asked for a fiscal note on A.J.R.17. Mr. Barengo said he would check into this.

Mr. Bill Richards made a final observation to the effect that the court does not represent the people. It serves the people.

A motion was made and seconded for adjournment of this meeting. There being no further business, Mr. Barengo did adjourn the meeting.

ASSEMBLY JUDICIARY COMMITTEE  
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LEGISLATION ACTION

DATE Feb. 12, 1975

BILL NO. A. J. R. 14

MOTION: \_\_\_\_\_

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

Moved By Mr. Lowman Seconded By Mrs. Wagner

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

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

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

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

VOTE:	MOTION		AMEND		AMEND	
	YES	NO	YES	NO	YES	NO
Barengo	<input checked="" type="checkbox"/>	_____	_____	_____	_____	_____
Banner	<input checked="" type="checkbox"/>	_____	_____	_____	_____	_____
Hayes	_____	_____	_____	_____	_____	_____
Heaney	<input checked="" type="checkbox"/>	_____	_____	_____	_____	_____
Hickey	<input checked="" type="checkbox"/>	_____	_____	_____	_____	_____
Lowman	<input checked="" type="checkbox"/>	_____	_____	_____	_____	_____
Polish	<input checked="" type="checkbox"/>	_____	_____	_____	_____	_____
Sena	<input checked="" type="checkbox"/>	_____	_____	_____	_____	_____
Wagner	<input checked="" type="checkbox"/>	_____	_____	_____	_____	_____

Mrs. Hayes abstained.  
TALLY:

ORIGINAL MOTION: Passed 8 Defeated \_\_\_\_\_ Withdrawn \_\_\_\_\_

Amended & Passed \_\_\_\_\_ Amended & Defeated \_\_\_\_\_

Amended & Passed \_\_\_\_\_ Amended & Defeated \_\_\_\_\_

Attach to Minutes Feb. 12, 1975  
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58th NEVADA SESSION

LEGISLATION ACTION

DATE Feb. 12, 1975

BILL NO. A.J.R. 10

MOTION: \_\_\_\_\_

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

Moved By Mr. Hickey Seconded By Mr. Lowman

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

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

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

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

VOTE:	MOTION		AMEND		AMEND	
	YES	NO	YES	NO	YES	NO
Barengo	<input checked="" type="checkbox"/>	_____	_____	_____	_____	_____
Banner	<input checked="" type="checkbox"/>	_____	_____	_____	_____	_____
Hayes	<input checked="" type="checkbox"/>	_____	_____	_____	_____	_____
Heaney	<input checked="" type="checkbox"/>	_____	_____	_____	_____	_____
Hickey	<input checked="" type="checkbox"/>	_____	_____	_____	_____	_____
Lowman	<input checked="" type="checkbox"/>	_____	_____	_____	_____	_____
Polish	<input checked="" type="checkbox"/>	_____	_____	_____	_____	_____
Sena	<input checked="" type="checkbox"/>	_____	_____	_____	_____	_____
Wagner	<input checked="" type="checkbox"/>	_____	_____	_____	_____	_____

TALLY:

ORIGINAL MOTION: Passed 9 Defeated 0 Withdrawn \_\_\_\_\_

Amended & Passed \_\_\_\_\_ Amended & Defeated \_\_\_\_\_

Amended & Passed \_\_\_\_\_ Amended & Defeated \_\_\_\_\_

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ASSEMBLY JUDICIARY COMMITTEE  
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LEGISLATION ACTION

DATE Feb. 12, 1975

BILL NO. A.J.R. 15

MOTION: \_\_\_\_\_

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

Moved By Mr. Hickey Seconded By Mr. Heaney

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

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

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

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

VOTE:	MOTION		AMEND		AMEND	
	YES	NO	YES	NO	YES	NO
Barengo	<input checked="" type="checkbox"/>	_____	_____	_____	_____	_____
Banner	<input checked="" type="checkbox"/>	_____	_____	_____	_____	_____
Hayes	<input checked="" type="checkbox"/>	_____	_____	_____	_____	_____
Heaney	<input checked="" type="checkbox"/>	_____	_____	_____	_____	_____
Hickey	<input checked="" type="checkbox"/>	_____	_____	_____	_____	_____
Lowman	<input checked="" type="checkbox"/>	_____	_____	_____	_____	_____
Polish	<input checked="" type="checkbox"/>	_____	_____	_____	_____	_____
Sena	<input checked="" type="checkbox"/>	_____	_____	_____	_____	_____
Wagner	<input checked="" type="checkbox"/>	_____	_____	_____	_____	_____

TALLY:

ORIGINAL MOTION: Passed 9 Defeated 0 Withdrawn \_\_\_\_\_

Amended & Passed \_\_\_\_\_ Amended & Defeated \_\_\_\_\_

Amended & Passed \_\_\_\_\_ Amended & Defeated \_\_\_\_\_

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ASSEMBLY JUDICIARY COMMITTEE  
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DATE Feb. 12, 1975

BILL NO. A. J. R. 17

MOTION: \_\_\_\_\_

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

Moved By Mr. Heaney Seconded By Mr. Lowman

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

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

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

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

VOTE:	MOTION		AMEND		AMEND	
	YES	NO	YES	NO	YES	NO
Barengo	<input checked="" type="checkbox"/>	_____	_____	_____	_____	_____
Banner	_____	<input checked="" type="checkbox"/>	_____	_____	_____	_____
Hayes	_____	<input checked="" type="checkbox"/>	_____	_____	_____	_____
Heaney	<input checked="" type="checkbox"/>	_____	_____	_____	_____	_____
Hickey	_____	<input checked="" type="checkbox"/>	_____	_____	_____	_____
Lowman	<input checked="" type="checkbox"/>	_____	_____	_____	_____	_____
Polish	_____	<input checked="" type="checkbox"/>	_____	_____	_____	_____
Sena	<input checked="" type="checkbox"/>	_____	_____	_____	_____	_____
Wagner	<input checked="" type="checkbox"/>	_____	_____	_____	_____	_____

TALLY:

ORIGINAL MOTION: Passed 5 Defeated 4 Withdrawn \_\_\_\_\_

Amended & Passed \_\_\_\_\_ Amended & Defeated \_\_\_\_\_

Amended & Passed \_\_\_\_\_ Amended & Defeated \_\_\_\_\_

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