

## Senate

## GOVERNMENT AFFAIRS COMMITTEE

Minutes of Meeting - March 20, 1975

Present: Chairman Gibson  
 Senator Walker  
 Senator Foote  
 Senator Hilbrecht  
 Senator Gojack

## Also Present:

George Hawes, retired persons  
 Bob Warren, Nevada League of Cities  
 William P. Beko, Nye County  
 Donald Klasie, Attorney General's office  
 Assemblywoman Sue Wagner  
 Kate Butler, interested party  
 George Archer, A.A.R.P.  
 John R. Kimball, Advisory Committee for the Aged  
 Gwen O'Bryan, M.C. Div. of Mental Hygiene & Mental Retardation  
 Ron Sparks, Legal Counsel Bureau  
 Angus McLeod, Bureau of Real Estate  
 Harold Provena, State Land Office  
 John Meder, Div. of State Lands  
 Bobbie Howard, Secretary of State's office  
 W. D. Swackhammer, Secretary of State  
 Leo Hendrickson, Teamster's Union  
 Bill Adams, City of Las Vegas  
 Assemblywoman Brookman  
 Senator Monroe  
 Senator Close  
 Mike Marfice, Attorney in Elko

The twenty first meeting of the Government Affairs Committee was called to order at 2:50 p.m. by Chairman Gibson. A quorum was present.

SB-335 Limits campaign expenses of candidates for specified state, county and city offices and requires reports of such expenses. (BDR 24-1056)

Senator Close addressed the committee on SB-335 informing them that the figures shown for the offices in the bill were determined in a study that he had made. Senator Close felt that this bill would impose a restriction on what each candidate can spend during a campaign and require each candidate to report their costs. Failure to do so would result in a misdemeanor.

Senator Gojack questioned who would be responsible for the enforcement of this as the bill does not state who would enforce this.

Mr. Swackhammer, Secretary of State, passed out a report case that involved NRS 218.030 relating to legislative campaign reporting. (see attached)

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Mr. Swackhammer felt there was considerable confusion with the previous legislation and would be with this if the responsibilities of the public officials weren't defined. Suggested that we adopt some of the procedures that are working successfully for California. Their Secretary of State's office is working actively in this area and if the state of Nevada enacts such a program he would need to increase his staff to handle it properly.

Donald Klasic, Attorney General's office, indicated that they had a technical amendment to offer. On line 30, after the word "afadavit" add, "the time period prescribed". They feel that this will tighten the bill up.

Mr. Bill Adams, City of Las Vegas stated that his people were in favor of SB-335. They had some questions regarding the enforcement, time frame and the determination of what a campaign should cost.

Mr. Bob Broadbent, County Commissioners, spoke on his personal experience in running for office. Felt there were many parts of a campaign that depended upon the volunteers and how well known the candidate is. These things could amount to a great deal of money if the candidate had to buy the things that others get for nothing.

There was considerable discussion from the committee on the need for a time frame and if so when it should become effective. Further discussion was set aside at this time.

AB-84 Sets limit on legislative campaign expenses for primary and general election periods combined. (BDR 17-571)

Assemblywoman Sue Wagner informed the committee on her extensive studies of campaign expenses and passed out copies of the campaign expenses incurred during the last Assembly and Senate race. (See attached). Mrs. Wagner indicated that through several questionnaires they reflected most people wanted to have a financial limit placed on a non federal, statewide campaign. Feels that the kind of summary that she compiled for this study should be available to the public. Mrs. Wagner indicated that the figures supplied in AB-84 for campaign expenses read for both the primary and the general elections. This would cut the costs considerably. In AB-84 Mrs. Wagner stated that they have specifically laid out the enforcement for noncompliance, under the jurisdiction of the attorney general's office.

Discussion on where the time period would begin and if it is necessary to have a time frame. Chairman Gibson suggested that the time period could begin when the time for filing is open.

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Mr. Swackhammer suggested doing the same as in the federal government. When you file or announce your candidacy for office you are under the Federal Campaign Reporting Act as of that time.

Chairman Gibson requested Senator Foote to handle the changes on both AB-84 and SB-335.

AB-169 Entitles senior citizens to vote by absent ballot. (BDR 24-138)

Assemblywoman Eileen Brookman spoke to the committee on this bill indicating that through her work with the elderly she feels that this bill should be enacted. Mrs. Brookman noted that many of the elderly find transportation the biggest problem in getting to the polls, especially in the rural areas.

Mr. John Kimball, Advisory Committee of the Aged, spoke on behalf of the senior citizens and felt that this bill would be more of a recognition and agreed with Mrs. Brookman's testimony that transportation was the biggest problem.

Senator Foote felt it was discriminatory to single out the senior citizens. Felt it would be better to leave it in its present language as it says, "any" registered voter. (see attached)

Senator Hilbrecht suggested that to avoid discriminating the senior citizens strike out "c" Sixty-five years of age or older; and put in "unable to get to the polling places."

Mr. George Hawes, retired person, feels that a retired person should be able to get an absentee ballot upon request and not have to give a reason or excuse to get it. Is in favor of AB-169.

Mr. George Archer, past president of A.A.R.P. was in favor of AB-169 also with Mr. Kimball's and Mr. Hawes testimony.

Motion to "Amend and Do Pass" by Senator Walker, seconded by Senator Hilbrecht. Motion carried unanimously. Amendment as follows:  
Line 9 (b) Unable to go to the polling place; (delete lines 10 and 11).

SB-340 Requires land developers to record land sale contracts. (BDR 10-1267)

Senator Monroe indicated that there was a problem of not knowing who owns land parcels and what their purpose will be. Due to this problem the drafting of SB-340 was initiated. Senator Monroe introduced Mrs. Marfice, attorney in Elko.

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Mr. Mike Marfice, attorney from Elko, representing McCulloch Properties, Inc. and Spring Creek Corporation. Mr. Marfice is against SB-340, indicating that anyone selling parcels for subdivision must qualify for an exemption under chapter 119. In that you must give notice to the Real Estate Division of your intent and file a map showing the area. A mechanical amendment to 119 could be applied to state that any person who applies for an exemption to the Real Estate Division will also, by the Real Estate Division, notify the respective county assessor's office

Mr. Marfice indicated that under Chapter 278, even in the small situation under the laws that now exist under the parcel map, if there are four or less you must file a parcel map and record a parcel map to be lawful. Mr. Marfice feels that there are several laws that act as safeguards.

Senator Hilbrecht was mainly concerned about protecting the consumer and that it should be on file in the county recorders office.

Mr. Bob Broadbent, County Commissioners, indicated that there is a great deal of concern over this and there should be some way to check to see who owns the land. Is in favor of SB-340.

Mr. Bob Warren, Nevada League of Cities, concurs with Mr. Broadbent's testimony and was also in favor of SB-340.

Mr. Angus McLeod, Bureau of Real Estate, felt that this bill will not be effective in the problems stated and will only affect the developers who are not exempt from the act.

Chairman Gibson requested Mr. Marfice to prepare a written suggestion which would take care of his problem and also protect the consumers. Senator Hilbrecht was also asked to work on these changes.

SB-348 Authorizes state land register to exchange or sell certain state real property in Washoe County upon direction by administrator of mental hygiene and mental retardation division of department of human resources. (BDR 2-1242)

Dr. Gwen O'Brien, Division of Hygiene and Mental Retardation, passed out some papers to help in her testimony. (See attached). This bill authorizes the exchange or sale of properties at the Nevada Mental Health Institute. (see the attached maps and appraisals) Felt the proposed site was very desirable for their purposes. A study just completed on the usage of the land indicated the disposal of certain parcels. (see attached "c" & "d") There is presently a joint proposal with the City of Sparks for

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the joint development of a park but to date they have received no word on this from Sparks except that they did receive the offer.

Dr. O'Brien went over several amendments (see attached) and explained the reasons for the changes.

Mr. John Meder, State Lands Division, pointed out that in the second section of the bill it reflects only the exchange of property. Needs to be clarified if its to be an exchange for property and money. Felt that the bill presently in the Assembly, AB-394, might touch on this bill.

Discussion from the committee indicated that most felt the bill was defective in its present form. Chairman Gibson requested Senator Walker to get with Mr. Trounday and make the necessary changes.

Motion to "Amend and re-refer to Committee" by Senator Hilbrecht. Seconded by Senator Gojack. Motion carried unanimously.

AB-250 Requires fiscal note for bills having financial impact on local governments. (BDR 17-747)

Bob Warren, Nevada League of Cities, County Commissioners, stated that they felt this was a very important bill, it would create more work on their part but was worth the effort. Provides a vehicle whereby the legislature can help local governments hold the level of expenditures to a more acceptable level. This bill is also a recommendation of the legislative sub-committee on counsel bureau organization and has passed the Assembly by 40-0. Mr. Warren feels that many bills are passed that have a subtle fiscal impact and it turns out to be much more than the legislature expected. This can be quite a burden on the local governments. The study of this prior to the hearing of the bill would enable the committee to see both the bill and its fiscal impact before acting on it.

Ronald Sparks, L.C.B. Fiscal Analyst, felt that this would put their department in a position of working much closer with the bill drafters. If the bill is enacted they would try to use state resources whenever possible, i.e. revenue bills, going to the tax commission, industrial insurance bills, going to the industrial commission, and doing the best they can with their existing staff.

Bob Warren, stated that Mr. Newton from the Nevada Taxpayers Association was in favor of AB-250.

Mr. Bob Broadbent was also in favor of AB-250.

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Assemblywoman Jean Ford indicated that since they had discussed this bill in the Government Affairs Committee in the Assembly she felt she might be able to answer some questions that had come up. She indicated that they discussed having an internal stamp on bills for local government. This would not be part of the bill.

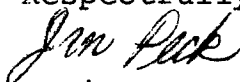
Chairman Gibson suggested adding one other category that would further clarify the issue. After fiscal notes add appropriations contained herein.

Senator Hilbrecht also suggested having a special tab to denote local governments.

Motion to "Amend and Do Pass" by Senator Gojack, seconded by Senator Foote. Motion carried unanimously. (Amendment is to include "appropriations and local governments"). Chairman Gibson requested Mr. Sparks to check into the proposed amendments for the committee.

As there was no further business the meeting was adjourned at 5:35 p.m.

Respectfully submitted,



Janice M. Peck  
Committee Secretary

Approved:



Chairman

## S E N A T E

AGENDA FOR COMMITTEE ON GOVERNMENT AFFAIRS  
 THURSDAY,  
 DATE March 20, 1975... TIME 2:45 P.M. .... ROOM 345.....

<u>Bills or Resolutions to be considered</u>	<u>Subject</u>	<u>Counsel Requested*</u>
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SB-335	Limits campaign expenses of candidates for specified state, county and city offices and requires reports of such expenses. (BDR 24-1056) Notify: Senator Close, Bill Swackhammer	
AB-84	Sets limit on legislative campaign expenses for primary and general election periods combined. (BDR 17-571) Notify: Assemblyman Wagner, Bill Swackhammer	
AB-169	Entitles senior citizens to vote by absent ballot. (BDR 24-138) Notify: Assemblyman Brookman, Bill Swackhammer	
AB-250	Requires fiscal note for bills having financial impact on local governments. (BDR 17-747) Notify: Assemblyman Dini, Bob Warren, Legislative Fiscal Analyst Director, Legislative Research Direc.	

ADDED TO AGENDA - Eff. 3-18-75 at 3:30 P.M.

SB-340	Requires land developers to record land sale contracts. (BDR 10-1267) Notify: Senator Monroe, David Hoye	
SB-348	Authorizes state land register to exchange or sell certain state real property in Washoe County upon direction by administrator of mental hygiene and mental retardation division of department of human resources. (BDR S-1242) Notify: Senator Walker, John Meder, Dr. Dickson Roger Trounday	

\* Please do not ask for counsel unless necessary

Attachment for Wm. Swackhammer's testimony

FILED

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CLERK OF COURT

DOROTHEA BAECH

1 CASE NO. A127022

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IN THE EIGHTH JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA

5

IN AND FOR THE COUNTY OF CLARK

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7

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CAL SUNDERLAND, doing business as )  
HUMBOLDT SUN )

9

Plaintiff )

10

VS. )

ORDER

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WM. D. SWACKHAMER, Secretary of )  
State, and ROBERT LIST, Attorney )  
General )

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Defendants )

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Plaintiff's complaint for declaratory relief come on for

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hearing in Department 3 of this Court on September 4, 1974.

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Appearances by MICHAEL SCHAEFER, Esq. for plaintiff, and

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ROBERT LIST, Attorney General, by DONALD KLASIC, Esq., for

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defendants. The Court considered pleadings, points and authorities,

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documents received, and oral argument of counsel.

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Plaintiff's prayer for an order declaring Nevada Revised

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Statutes section 218.038 to be invalid and of no force or

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effect, and for an order permanently enjoining defendants and

Over



24 each of them, and their agents, employees and subordinate  
25 officers from taking any steps to enforce or monitor or  
26 prosecute noncompliance with said statute, is hereby granted.  
27 Plaintiff to recover costs of suit herein, plus reasonable  
28 attorneys fees in the amount of 0.

29 The court finds that challenged statute has a chilling  
30 effect on the process of legislative advertising, places a  
31 prior restraint on the publication thereof, and discriminates  
32 against specified media in its application, contrary to

--1--

*media* ACLU v. Lemming D.C. Cir. - enforcement is a burden upon the

1 protections afforded candidates and media by the Nevada and  
2 United States Constitutions.

3 Plaintiff has no adequate remedy at law, in that money  
4 damages cannot compensate for restraint on the press and the  
5 process of legislative political advertising.

6 Plaintiff's bond or security for costs, heretofore posted,  
7 is hereby exonerated. Preliminary injunction heretofore granted  
8 in this matter is hereby made permanent in accordance with  
9 plaintiff's prayer.

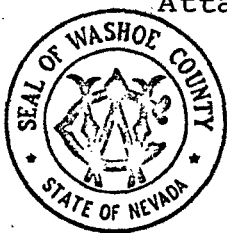
10  
11 IT IS SO ORDERED.

12  
13 October 8<sup>th</sup> 1974

  
14 Joseph Paul Koush  
15 DISTRICT COURT JUDGE

16 Prepared by:

17 Michael Schaefer  
18 MICHAEL SCHAEFER, Esq.  
19 2009 Westlund Dr.  
20 Las Vegas, Nev. 89102  
21 Attorney for Plaintiff  
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WASHOE COUNTY  
REGISTRAR OF VOTERS

P. O. BOX 2552 • RENO, NEVADA 89505  
11130 89510

DAVID L. HOWARD  
REGISTRAR  
785-4194

531

March 18, 1975

NEVADA LEGISLATURE

Dear Margie;

I must, with all candor ask your support in the defeat of AB 169 currently being considered in the Senate.

The current law provides that any duly registered voter may receive an absent ballot if, " due to any other unavoidable cause" (NRS 293.313 1a). If old age isn't an "unavoidable cause", I certainly don't know what is!

Senior citizens, who represent 14% of the total registered voters in Washoe County, resented being singled out by AB 48 of the 57th session. AB 169 is a "Xerox" copy of AB 48. AB 48 failed in the 57th session.

It costs the tax payers of Washoe County approximately \$1 per absent voter processed during the 1974 elections, that is, approximately \$8000. Passage of AB 169 would only increase the already horrendous costs of conducting elections.

Sincerely yours,

A handwritten signature in black ink that reads "David L. Howard".

David L. Howard

DLH:js

on election day. Such ballot shall be prepared and ready for distribution not later than 30 days prior to the election in which it is to be used.

2. Any legal action which would prevent such ballot from being issued 30 days before the election for which it is to be used shall be moot and of no effect.

(Added to NRS by 1971, 433)

#### ABSENT BALLOT VOTING

**293.310 Request, receipt of absent ballot permits voting only by absent ballot; notice to election board.**

1. A registered voter who requests and receives an absent voter's ballot may vote only by absent ballot at the election for which such absent ballot was issued.

2. When any registered voter has requested an absent ballot and such ballot has been mailed or issued or an admission authority to a voting machine has been issued, the county clerk shall notify the precinct or district election board that the registered voter has requested an absent ballot.

(Added to NRS by 1960, 256; A 1967, 849)

**293.313 Persons entitled to absent ballot.**

1. Any registered voter who provides sufficient written notice to the county clerk, may vote an absent ballot as provided in this chapter if, on the day of voting at any general or primary election, he is or expects to be:

(a) Absent from the precinct or district in the county of his residence because of the nature of his vocation, business or any other unavoidable cause;

(b) Unable, because of illness or physical disability, to go to the polling place; or

(c) In the service of the United States.

2. The spouses and dependents of any voter referred to in subsection 1 may vote in the same manner as such voter if, by reason of the services of such voter, they are required to reside beyond the boundaries of the state.

(Added to NRS by 1960, 256; A 1971, 443; 1973, 894)

**293.315 Application for absent ballot: Time; identification of voter.** A registered voter referred to in NRS 293.313 may, at any time before 5 p.m. on the Tuesday preceding any election, make application to the clerk of the county in which he is registered for an absent voter's ballot. When such voter has identified himself to the satisfaction of the clerk, he is entitled to receive the appropriate ballot or ballots, but only for his own use.

(Added to NRS by 1960, 256; A 1961, 289; 1967, 849)

533  
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293.316

ELECTIONS

**293.316 Application for absent ballot occasioned by illness, disability: Delivery of ballot to authorized representative; voting procedure.**

1. Any registered voter unable to go to the polls because of illness or disability resulting in his confinement in a hospital, sanatorium, dwelling or nursing home may request in a written statement, signed by him, that the county clerk send him an absent ballot. The county clerk shall deliver the ballot, at the office of the clerk, to any authorized representative of the voter possessing a written statement from the voter's physician or practitioner or a written statement signed by an official of the hospital, sanatorium or nursing home stating that the voter is a patient in a hospital, sanatorium or nursing home, and stating that the voter will be confined therein on election day. If any registered voter is suddenly hospitalized or becomes seriously ill or is called away from home after the time has elapsed for requesting an absent ballot as provided in NRS 293.315, and is unable to vote at the polling place, he may apply to the county clerk for an absent ballot at any time before 5 p.m. on the day of the election. The county clerk shall issue an absent ballot upon satisfactory proof of the emergency.

2. After marking his ballot the voter shall place it in the identification envelope. He shall then affix his signature on the back of the envelope and return it to the office of the county clerk.

3. A request for a ballot under this section shall be made, and the ballot delivered to the voter and returned to the county clerk, not later than the time the polls close on election day.

4. The procedure authorized by this section shall be subject to all other provisions of this chapter relating to absent ballot voting insofar as those provisions are not inconsistent with the provisions of this section.  
(Added to NRS by 1967, 852; A 1969, 455; 1971, 444)

**293.317 Invalid absent ballots.** Absent ballots received by the county clerk after the polls are closed on the day of election are invalid.  
(Added to NRS by 1960, 256)

**293.320 County clerk to determine if applicant for absent ballot is registered voter; affidavits of Armed Forces personnel.**

1. The county clerk shall determine before issuing an absent ballot that the person making application is a registered voter in such county.

2. Armed Forces personnel applying for absent ballots shall complete the form of affidavit required for registration before receiving an absent ballot.

(Added to NRS by 1960, 256; A 1965, 669)

**293.323 Delivery of absent ballot, voting supplies by mail.**

1. If the request for an absent ballot is made by mail or telegram, the county clerk shall, as soon as the official absent ballot for the precinct or district in which the applicant resides has been printed, send to such absent ballot voter by the most expeditious mail, postage prepaid, an absent ballot, a return envelope, a ballot-marking stamp, a stamp pad and instructions.

February 21, 1975

*John S. McSwain*  
*J*

Mrs. Eileen Brookman, Assemblyman  
Clark County District 9  
1215 East 5th Street, Apt. #14  
Carson City, Nevada 89701

Dear Eileen:

Thank you for an opportunity to comment on Mr. Colton's letter. I believe he is being overly alarmed at the additional costs that could be generated as a result of this bill, A.B. 169.

First, those over 65 years of age like to go to the polling places, if it is possible for them to get there. This is a method of participation in government, and, at the same time, a social occasion. However, transportation is not always available without the payment of fees that the elderly can ill afford.

Mr. Colton is anticipating that the entire 12,871 registered voters will wish to vote by absentee ballot. I do not believe that this number will take advantage of this privilege; only those that can find no other method of exercising their franchise. We have found that the elderly wish to attend any function that will break the monotony of their daily lives.

A.B. 169 is really an expression of concern for the elderly, and assures them that the privilege of voting is being protected by the legislature. We hope this expression of concern will not be defeated by consideration of the few extra dollars that might or might not be spent in the effort to make life a little easier for those 65 years of age or older.

We wish to thank you for your efforts on behalf of the elderly during the current session of the legislature and will continue to support your good work.

I have taken the liberty of drafting a suggested reply to Mr. Colton.

Sincerely,

John S. McSwain  
Administrator

John S. McSwain

D R A F T  
2/20/75

Mr. Stanton B. Colton  
Registrar of Voters, Clark County  
400 Las Vegas Blvd., South  
Las Vegas, Nevada 89101

Dear Mr. Colton:

Thank you for your letter in regard to my bill, A.B. 169.

I believe you are being pessimistic in your estimate of the cost resulting from the passage of this bill. Senior citizens usually vote, and if at all possible, they like to go to the polls. This is a special occasion, as well as the exercise of their franchise. It is a chance to be seen actively participating in government.

However, some of these elderly have difficulties in getting to the polling places. Transportation is not always available without a cost the elderly cannot afford on the reduced incomes they must live on. A.B. 169 is an attempt to protect the rights of those elderly to vote for the candidates of their choice.

I believe you could obtain senior volunteers through the Retired Senior Volunteer Program at a very minimal cost to assist you in the extra work made necessary by passage of this bill.

The small additional cost for this intended convenience to voters 65 and older does not justify delaying such a law to sometime in the future.

Thank you very much for your input.

Sincerely,

## 1974 LEGISLATIVE REPORT INDUP

*Continued from Page 1*

Benefits Protection Tax Act beyond its expiration date of last July 1 (Ch. 66, P.L. 1974).

A long-sought measure which exempts from the State Sales and Use Tax municipal and non-profit organizations that operate mobile meals for the homebound elderly and disabled (Ch. 170, P.L. 1974) also became law.

A Senate bill which makes it easier for senior citizens and others to register to vote because they can do so by mail became law (Ch. 30, P.L. 1974).

Another Senate bill permitting the Commissioner of the Department of Institutions and Agencies to participate with the Secretary of the Federal Department of Health, Education, and Welfare in waiving Medicaid eligibility requirements and to provide benefits to individuals or groups for whom Federal funds were not available (Ch. 140, P.L. 1974) was enacted.

Governor Byrne also signed into law the Senate bill which placed on the November ballot a referendum on a \$90-million bond issue for construction and rehabilitation of housing for senior citizens and families in the low-income and moderate-income brackets (Ch. 117, P.L. 1974). However, the voters did not approve the bond issue.

In addition to the bills which have been signed, passed both houses, or passed one house, 13 Assembly bills and five Assembly resolutions were reported out of committee and brought up to second reading, the step previous to passage. The same applies to five Senate bills and

## *Free Courses at Rutgers*

The Board of Governors of Rutgers — The State University has passed a resolution which allows any New Jersey resident over 64 to audit courses without fee on a space available basis. This privilege is operative at any of the Rutgers campuses.

*For detailed information call John Cooney, Rutgers, New Brunswick, (201) 932-7823.*

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15 Senate resolutions. Several of the resolutions were connected with Governor Byrne's tax reform program and became at least temporarily inconsequential when the Senate did not approve the tax package.

Despite the time and attention that the legislation had to devote to the energy crisis and to attempting to comply with the Supreme Court's mandate for a method of supporting education which would not depend so heavily on property taxes, the members still exhibited deep concern for the elderly and other low-income residents. The "ABC" list contains 112 Assembly bills and 39 Assembly resolutions, and 92 Senate bills and 45 Senate resolutions.

Since this report covers only the first year of the two-year sessions, it is possible that others on the list will be acted upon during 1975.

(Note: Copies of those laws referred to by chapter number in this article may be obtained by writing to the Bureau of Law and Legislation, State Library, State House, Trenton, New Jersey 08625. They are not available from the Office on Aging.)



# Added Years

Serving Seniors Since Sixty

NEWSLETTER OF THE NEW JERSEY STATE OFFICE ON AGING

JANUARY 1975

VOL. 16 NO. 7

## 1974 LEGISLATIVE ROUNDUP

As of the date of this writing, Governor Brendan Byrne has signed into law 10 "ABC" bills, records maintained by the Human Resources Office on Aging show.

"ABC" bills and resolutions are those that affect, benefit or concern older residents.

In all, 12 such bills have passed both the Senate and the General Assembly, leaving two for the Governor's action.

In addition, 25 bills and three resolutions have passed one house and await action by the other chamber.

Probably the most important bills enacted into law are five dealing with landlord-tenant relationships.

One (Chapter 151, Public Laws of 1974) permits a court to allow a reasonable attorney's fee in any case brought by a tenant to recover a rental security deposit.

Another (Ch. 47, P.L. 1974) is the "Fair Eviction Notice Act" requiring notice and restricting the time of eviction. A third (Ch. 48, P.L. 1974) requires that landlords inform tenants of the availability of crime insurance through the Federal Crime Insurance Program of Title VI of the Housing and Urban Development Act of 1970.

A fourth (Ch. 49, P.L. 1974) establishes grounds for evicting tenants. A fifth (Ch. 50, P.L. 1974) requires landlords to provide information regarding the identity of ownership of the rented premises, the managing agent and other staff, with names and addresses and, in certain cases, telephone numbers.

While the foregoing laws apply to all tenants, they are included on the Office on Aging records because so many elderly persons are renters. All five originated in the Assembly.

Also enacted into law was an Assembly bill which extends the Private Non-Vested Pension

## Social Security Examined

(Second of a three part series)

In our last issue we listed three major challenges raised by critics of the Social Security system.

1. The system is not really an insurance program, but an income transfer program.

2. The method of financing benefits is unsound because there is no fully funded cash reserve, and dependence on current contributions to pay benefits is a method that cannot fully sustain itself.

3. The public would be better off if citizens were free to invest their money in private insurance, stocks or savings where the rate of return is much higher than Social Security.

Let us examine the third point first because it is the simplest to respond to. No one will deny that there are individuals wise enough and lucky enough to manage the money they are now putting into Social Security to earn returns far greater than the normal benefit payments. This was true when the Social Security system was started. In simple fact, there are not that many individuals who are that fiscally astute.

Social Security does a lot more than provide benefits for retired persons. Most workers are covered against permanent disability during their working years and their families are assured benefits if the breadwinner should die.

We should remember that the designers of the Social Security System were well aware of the limitations of the individuals to provide for himself in times of diminished income. Our nation had just passed through a great period of economic expansion in the 1920's, and lot

## SENATE

<u>Name</u>	<u>District</u>	<u>Primary</u>	<u>General</u>	<u>Total</u>
1. Thomas Eck	Capital	\$ 2,406.66	\$	\$
2. Jack Heller	Capital	-0-	927.62	
3. Harold Jacobsen	Capital	2,991.57	5,347.52	8,339.09
4. Archie Pozzi	Capital	6,906.92		
5. Gary Sherrin	Capital	5,191.48	5,724.45	10,915.93
6. Chester Wood	Capital	1,126.26		
7. Carl Dodge	Western	-0-	1,429.51	
8. Ian Stevens		632.65		
10. Mel Close	3	2,059.25	7,855.31	9,914.56
11. Angelo Cordella	2	739.68		
12. Gene Echols	2	6,903.57	898.12	7,801.69
13. Jim Gibson	1	93.71	8,790.74	8,884.45
14. Don Hancock	3	87.18	347.02	434.20
15. Chic Hecht	3	3,445.30	13,047.69	16,492.99
16. Ty Hilbrecht	3	12,635.54	8,305.97	20,941.51
17. Philip Lampkin	3	1,324.05	911.81	2,235.56
18. Jim Malloy	3	1,209.10		
19. Richard McNeel	2	208.77	5,508.56	5,717.33
20. Heinz Rettig	3	2,123.76		
21. Don Richard	1	211.12	995.81	1,206.93
22. Wm Yakey	3	-0-	-0-	
23. Jim Ullom	3	4,414.53		
24. Louis Wutke		--	--	
25. Randy Cappuro	1	8,775.43	8,963.85	17,739.28
26. Stan Drakulich	2	2,219.13		
27. Bill Farr	2	383.08	2,547.06	2,930.14
28. Margie Foote	2	1,396.23	1,318.41	2,714.64

over

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29. Mary Gojak	1	7,134.80	7,670.87	14,805.67
30. Joe Latimore	1	150.03		
31. Corky Linginfelter	1	4,262.51	6,913.98	11,176.49
32. Vern Meiser	1	7,777.49		
33. Lee Peer	2	911.07		
34. Ed Schellhouse	2	800.00		
35. Jack Schofield	3	8,857.75	6,018.66	14,876.41
36. Charles Stone	2	995.17		
37. Bonnie Wilson	1	242.00		
38. Thomas Wilson	1	5,706.38	8,332.29	14,038.67

Attachments for Assemblywoman Wagner's  
testimony.

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## ASSEMBLY

	<u>Name</u>	<u>District</u>	<u>Primary</u>	<u>General</u>	<u>Total</u>
1.	Jack Fowler	40	209.72	716.08	925.80
2.	Alan Glover	40	45.00	2,582.13	2,627.13
3.	Bud Miller	40	100.00	2,082.22	2,182.22
4.	Lawrence Jacobsen	39	324.95	1,176.92	1,501.87
5.	Rachel Koch	39	81.66		81.66
6.	Merritt Yochum	39		433.92	433.92
7.	Virgil Getto	37	200.76	1,527.22	1,727.98
8.	Mark Miller	37			
9.	Duane Porter	37	294.33	920.56	1,214.89
10.	Mary Abbatiello	12	246.75	1,285.45	1,532.20
11.	Charles Adler	3	50.00		
12.	Eliot Arper	13	15.00		
13.	Chad Anderson	16	509.61	2,374.74	2,884.35
14.	Dart Anthony	12	612.29		
15.	Keith Ashworth	8	60.00	1,687.50	1,747.50
16.	Vetters Arkins	6	15.00		
17.	James Banner	11	1,318.96	901.72	2,220.68
18.	Leslie Barr	20	109.25	318.02	427.27
19.	Glenn Beahn	5	1,191.38		
20.	Barry Becker	3	3,676.87	8,029.80	11,706.67
21.	Marion Bennett	6	1,945.16		
22.	John Blaylock	15	199.75		
23.	Charles Bottum	11	64.50		
24.	Roger Bremner		2,642.69	2,017.58	4,660.27
25.	Eileen Brookman	9	3,899.45	4,974.54	8,873.99
26.	James Callaghan	14	26.81		

over

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27.	Doris Castor	4	30.00	1,426.79	1,456.79
28.	Lonie Chaney	7	1,169.90	2,130.29	3,300.80
29.	Alan Cherry	1	591.33		
30.	William Ciliax	11	729.37		
31.	Robert Colligan	16	565.81		
32.	Richard Corbett	13	1,489.19		
33.	James Cowin	13	1,729.19		
34.	Robert Craddock	20	964.70	1,596.84	2,561.54
35.	Cranford Crawford	7	1,333.36		
36.	Gary Davis	19	1,556.66	2,378.82	3,835.48

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Name	District	Primary	General	Total
Oris Davis	14	203.88		542
38. Billy Dedmon	21			
39. Willis Deiss	5	1,079.00	1,081.00	2,160.00
40. Daniel Demers	1	945.53	2,078.85	3,024.38
41. Frank Doherty	12	560.89		
42. Darrell Dreyer	14	1,853.35	2,399.42	4,252.77
43. Ruby Duncan	17	1,759.80	1,292.01	3,051.81
44. Jean Ford	15	1,410.51	1,208.39	2,618.90
45. Philip Gregory	1	154.23		
46. Clyde Griffin	20	1,401.47		
47. Derreld Hallenbeck	6	65.00		
48. Harley Harmon	16	2,966.21	4,397.58	7,363.79
49. B.J. Harris	13	25.00		
50. Karen Hayes	13	3,545.48	2,674.29	6,219.77
51. Thomas Hickey	18			
52. Ken Holt	11	15.00	642.82	657.82
53. Joseph Hornyak	13	347.40		
54. Darrell Huff	2	673.90	1,410.78	2,084.68
55. Robert Huffman	13	1,473.42	2,767.87	4,241.29
56. John Isom	13	541.48		
57. Myron Jackson	3	60.26		
58. John Jeffrey	22	2,756.02	4,408.83	7,164.85
59. Sam Keith	2	1,285.00		
60. John F. Kennedy	10			
61. Mary Kozlowski	2	559.68		
62. Barry Logan	20	575.00	1,513.45	2,088.45
63. Thomas Leen	4	479.84		

64.	W.J. Lenhart	19	145.00		
65.	Elmer Letourneau	13	276.99		
66.	Zel Lowman	5		6,226.12	6,226.12
67.	Lloyd Mann	2	1,447.18	3,253.41	4,700.59
68.	Paul May	19	813.24	3,315.61	4,128.85
69.	William McCurdy	6	1,482.50		
70.	Earl McNevin	13	15.00		
71.	Edward Monson	13	15.00		
72.	Keith Moore	13	241.42		
73.	Sam Mosby	6	750.00	304.50	1,054.50

	<u>Name</u>	<u>District</u>	<u>Primary</u>	<u>General</u>	<u>Total</u>
74.	Robert Nolen	11	4,526.36		
75.	Robert Murphy	14	80.00		
76.	Thomas Ochwart	9	552.97		544
77.	Teen Patterson	9	150.00		
78.	Alan Perry	5	1,496.20		
79.	Donald Polignone	13	60.54		
80.	Frank Porter	16	122.13		
81.	Carl Price	17	782.12		
82.	Robert Price	17	764.51	755.31	1,519.82
83.	Joseph Rabasco	12	28.97		
84.	Guido Ravelo	19	56.06		
85.	Gary Robey	3	180.84		
86.	Robert Robinson	4	3,832.56	2,728.80	6,561.36
87.	Matthew Sassarelli	13	208.29		
88.	James Schofield	12	1,473.19	2,707.15	4,180.34
89.	Harvey Schnitzer	10	6,322.02		
90.	Nash Sena	21	1,939.97	3,542.46	5,482.43
91.	John Shipp	1	299.73		
92.	James Smalley	21	1,251.86		
93.	James Smith	1	75.00		
94.	Hal Smith	22		6,733.68	
95.	Ned Soloman	16	825.28		
96.	George Soule	2	274.51		
97.	Paul Spiel	2	35.00		
98.	William Stapp	2	709.84		
99.	William Starr	16	15.00		
100.	Dwain Steadman	3	15.00	335.44	350.44

over



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101.	Ed Suvoski	16	2,505.07		
102.	Roger Unger	9	200.53	922,38	1,122.91
103.	Frank Urn	13	15.00		
104.	John Vergiels	10	3,837.11	2,921.28	6,758.39
105.	John Wassel	15	174.92		
106.	Doris Winger	14	293.89		
107.	Thomas Colligan	36	610.00		
108.	Beverly Harrel	36	2,767.04	2,098.31	4,865.35
109.	Frances Hawkins	36	1,060.22		
110.	Don Moody	36	2,287.77	5,949.00	8,236.77

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	<u>Name</u>	<u>District</u>	<u>Primary</u>	<u>General</u>	<u>Total</u>
111.	Ray Tennant	36	1,022.40		
112.	Rowenn Von Wolff	36	392.52		546
113.	George Wilmot	36	1,865.01		
114.	Bode Howard	34	55.00	54.40	109.40
115.	Albert Cooper	35	321.00		
116.	Gently Etcheverry	35	513.52		
117.	John Polish	35	759.09	1,883.70	2,642.79
118.	Grover Swallow	35	142.20	2,724.36	2,866.56
119.	Joe Dini	38	65.00	340.00	405.00
120.	Arnold Almond	31	187.46	225.00	412.46
121.	Bob Barengo	29	674.76	3,686.49	4,361.25
122.	Bary Bartlett	31	2,705.32		
123.	Bob Benkovich	32		2,123.55	
124.	Bob Charlebois	32	574.52		
125.	Chet Christensen	31	1,083.44	3,014.38	4,097.82
126.	Roger Cooney	26	253.77		
127.	Steve Coulter	27	419.02	1,718.49	2,137.51
128.	Ray Crosby	29	1,787.44		
129.	William Denton	21	15.00		
130.	Alex Dixon	23	4,282.41		
131.	James Dulgar	31	83.40		
132.	Robert Fink	32	282.71		
133.	Sondra Francis	31	381.18		
134.	Mack Fry	27	416.96	2,603.78	3,020.74
135.	William Hancock	31	43.98		
136.	Skip Hansen	28	399.62	1,907.89	2,307.51

over

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137.	Bob Heaney	26	1,220.14	1,925.80	3,145.94
138.	Alex Kanwetz	25	2,697.08		
139.	Edward Kenney	30	1,051.79		
140.	John Lawton	28	563.39		
141.	Tom Lorentzen	27	980.98		
142.	Cjorli McKendry	31	83.35		
143.	Don Mello	30	1,220.73	3,933.79	5,154.52
144.	Joyce Mills	25	15.00		
145.	John Moore	23	283.00		
146.	Ted Moore	25	1,118.97		
147.	Pat Murphy		3,994.22	2,529.56	6,523.78

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<u>Name</u>	<u>District</u>	<u>Primary</u>	<u>General</u>	<u>Total</u>
148. Gary Nelson	26	997.46		<del>548</del>
149. Pat O'Bryan	28	1,173.92		
150. Brian Pardo	24	528.55	2,415.42	2,943.97
151. Carl Peterson	25	15.00		
152. Robert I. Rose	23	3,487.51		
153. Reed Secord	23	25.00		
154. Sadie Thelen	30	534.06	248.02	782.08
155. Emerson Titlow	23	15.00	1,860.63	1,875.63
156. Artie Valentine	32	1,327.83	2,060.20	3,388.03
157. Sue Wagner	25	1,151.05	533.83	1,684.88
158. Eleanor Waugh	28	750.00		
159. Robert Weise	23	6,286.21	1,590.02	7,876.23
160. Peggy Westall	31	937.13		
161. Al Wittenberg	24	15.00	2,154.00	2,169.00

**S. B. 335**

SENATE BILL NO. 335—SENATORS CLOSE, BLAKEMORE, BROWN, BRYAN, DODGE, ECHOLS, FOOTE, GIBSON, GOJACK, HERR, HILBRECHT, LAMB, MONROE, NEAL, RAGGIO, SCHOFIELD, SHEERIN, WALKER, WILSON AND YOUNG

MARCH 12, 1975

Referred to Committee on Government Affairs

SUMMARY—Limits campaign expenses of candidates for specified state, county and city offices and requires reports of such expenses. Fiscal Note: No. (BDR 24-1056)

EXPLANATION—Matter in *italics* is new; matter in brackets [ ] is material to be omitted.

AN ACT relating to elections; setting limits on campaign expenses of candidates for specified state, county and city offices; requiring reports of campaign expenses; and providing other matters properly relating thereto.

*The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:*

- 1 SECTION 1. Chapter 293 of NRS is hereby amended by adding  
2 thereto the provisions set forth as sections 2 to 5, inclusive, of this act.  
3 SEC. 2. 1. *In any primary or general election, the campaign expenses*  
4 *of a candidate for one of the following offices shall not exceed the*  
5 *amount indicated for that office:*
- |    |                                       |           |
|----|---------------------------------------|-----------|
| 6  | (a) Governor.....                     | \$200,000 |
| 7  | (b) Lieutenant governor.....          | 100,000   |
| 8  | (c) Secretary of state.....           | 50,000    |
| 9  | (d) State treasurer.....              | 50,000    |
| 10 | (e) State controller.....             | 50,000    |
| 11 | (f) Attorney general.....             | 50,000    |
| 12 | (g) Justice of the supreme court..... | 25,000    |
| 13 | (h) District court judge.....         | 15,000    |
| 14 | (i) County commissioner.....          | 15,000    |
| 15 | (j) Mayor of Carson City.....         | 20,000    |
| 16 | (k) Supervisor of Carson City.....    | 20,000    |
| 17 | (l) County clerk.....                 | 20,000    |
| 18 | (m) County treasurer.....             | 20,000    |
| 19 | (n) County assessor.....              | 20,000    |

1	(o) County recorder.....	\$20,000
2	(p) Sheriff.....	20,000
3	(q) District attorney.....	20,000
4	(r) Public administrator.....	5,000
5	(s) Constable.....	5,000
6	(t) Justice of the peace.....	10,000
7	(u) Mayor.....	20,000
8	(v) City councilman.....	15,000
9	(w) City clerk.....	15,000
10	(x) City treasurer.....	15,000
11	(y) City attorney.....	15,000
12	(z) Police judge.....	15,000

13 2. As used in this section, "campaign expenses" means all expendi-  
 14 tures contracted for or made for advertising on television, radio, bill-  
 15 boards, posters and in newspapers, and all other expenditures contracted  
 16 for or made to further directly the campaign for election of the candidate,  
 17 and includes all costs incurred or moneys expended with the knowledge  
 18 of the candidate for such purposes during the periods:

19 (a) Up to the primary election; and

20 (b) After the primary election and up to the general election.

21 3. Any candidate who willfully exceeds the limitations upon campaign  
 22 expenses prescribed in this section is guilty of a gross misdemeanor.

23 SEC. 3. 1. Every candidate shall file, within 15 days after a primary  
 24 election and 30 days after a general election, an affidavit listing all his  
 25 campaign expenses as defined in section 2 of this act:

26 (a) With the secretary of state, for an office listed in paragraphs (a) to  
 27 (h), inclusive, of subsection 1 of section 2 of this act;

28 (b) With the county clerk, for all other offices listed in section 2 of  
 29 this act.

30 2. Every candidate who willfully fails to file such affidavit, or who  
 31 willfully falsifies such affidavit, is guilty of a misdemeanor.

32 SEC. 4. The secretary of state shall prepare a form for use by candi-  
 33 dates described in section 2 of this act to list campaign expenses, as  
 34 defined in section 2 of this act. Such form and a copy of sections 2 and  
 35 3 of this act shall be presented by the filing officer to the candidate at  
 36 the time he files his candidacy for office.

37 SEC. 5. 1. A newspaper, radio broadcasting station, outdoor adver-  
 38 tising company or television broadcasting station shall not accept, pub-  
 39 lish or broadcast any advertisement during a political campaign for any  
 40 candidate for an office listed in section 2 of this act unless the advertise-  
 41 ment has been authorized in writing by the candidate or his authorized  
 42 representative. Any newspaper, radio broadcasting station, outdoor  
 43 advertising company or television broadcasting station which violates  
 44 this subsection is guilty of a misdemeanor for each advertisement pub-  
 45 lished or broadcast in violation of this subsection.

46 2. Every newspaper, radio broadcasting station, outdoor advertising  
 47 company or television broadcasting station which accepts, publishes or  
 48 broadcasts advertising material from any candidate shall make available  
 49 for inspection at any reasonable time beginning:

50 (a) Fifteen days after a primary election; and

1     **(b) Thirty days after a general election,**  
2     **information setting forth the cost of all advertisements accepted and**  
3     **published or broadcast for each of the candidates who has, either per-**  
4     **sonally or through his duly authorized representative, authorized the**  
5     **publication or broadcasting of material.**  
6     **3. For purposes of this section, "authorized representative" means**  
7     **a person who has been authorized in writing to represent a political**  
8     **candidate. The authorization to represent the candidate shall continue**  
9     **until the newspaper, radio broadcasting station, outdoor advertising**  
10    **company or television broadcasting station is given written notice of**  
11    **revocation of the authority.**

(REPRINTED WITH ADOPTED AMENDMENTS)

FIRST REPRINT

A. B. 84

ASSEMBLY BILL NO. 84—ASSEMBLYMEN WAGNER, MURPHY,  
HEANEY, WEISE, COULTER, BENKOVICH, WITTEN-  
BERG, VERGIELS AND FORD

JANUARY 28, 1975

Referred to Committee on Elections

SUMMARY—Sets limit on legislative campaign expenses for primary and general election periods combined. Fiscal Note: No. (BDR 17-571)



EXPLANATION—Matter in *italics* is new; matter in brackets [ ] is material to be omitted.

AN ACT relating to elections; setting limit on legislative campaign expenses for the primary election and general election periods combined; clarifying provisions relating to violations of such limitation; and providing other matters properly relating thereto.

*The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:*

- 1 SECTION 1. NRS 218.032 is hereby amended to read as follows:  
2 218.032 1. [In any primary or general election,] *For both the pri-*  
3 *mary and general elections*, the campaign expenses:  
4 (a) Of any candidate for the office of state senator shall not exceed  
5 the greater of:  
6 (1) [\$15,000;] \$20,000; or  
7 (2) Fifty cents for each vote cast for the candidate for state senator  
8 who received the greatest number of votes cast in the last preceding gen-  
9 eral election for that office in the same district.  
10 (b) Of any candidate for the office of state assemblyman shall not  
11 exceed the greater of:  
12 (1) \$15,000; or  
13 (2) Fifty cents for each vote cast for the candidate for state assem-  
14 blyman who received the greatest number of votes cast in the last preced-  
15 ing general election for that office in the same district.  
16 2. As used in this section, "campaign expenses" means all expendi-  
17 tures *contracted for or made* for advertising on television, radio, bill-  
18 boards, posters and in newspapers, and all other [expenses intended]  
19 *expenditures contracted for or made* to further directly the campaign  
20 for election of the candidate, and includes all funds expended with the  
21 knowledge of the candidate for such purposes during the [periods:



— 2 —

- 1 (a) Up to the primary election; and  
2 (b) After the primary election and up to the general election.] *period*  
3 *up to the primary election and after the primary election and up to the*  
4 *general election.*
- 5 3. *If it appears to the secretary of state that the provisions of this sec-*  
6 *tion have been violated, he shall report the alleged violation:*
- 7 (a) *To the attorney general in the case of a candidate in a district which*  
8 *includes territory in more than one county; and*
- 9 (b) *To the appropriate district attorney in the case of a candidate in a*  
10 *district which includes territory in only one county,*  
11 *and the attorney general or district attorney to whom such report is made*  
12 *shall cause appropriate proceedings to be instituted and prosecuted in a*  
13 *court of proper jurisdiction without delay.*
- 14 4. Any candidate who *knowingly and willfully* exceeds the limitations  
15 upon campaign expenses prescribed in this section is guilty of a gross mis-  
16 demeanor.

**A. B. 169**

ASSEMBLY BILL NO. 169—ASSEMBLYMEN BROOKMAN,  
BREMNER, VERGIELS, ROBINSON, DEMERS, MANN,  
PRICE, MURPHY, BARENGO, JEFFREY, POLISH, GETTO,  
WEISE, HEANEY, BENNETT, HAYES, FORD, BENKOVICH,  
CHANEY, COULTER, HICKEY AND DINI

JANUARY 30, 1975

Referred to Committee on Elections

SUMMARY—Entitles senior citizens to vote by absent ballot.  
Fiscal Note: No. (BDR 24-138)

EXPLANATION—Matter in *italics* is new; matter in brackets [ ] is  
material to be omitted.

AN ACT to amend NRS 293.313, relating to elections, by entitling registered voters  
who are 65 years of age or older to vote under absent ballot procedure.

*The People of the State of Nevada, represented in Senate and Assembly,  
do enact as follows:*

- 1 SECTION 1. NRS 293.313 is hereby amended to read as follows:  
2 293.313 1. Any registered voter who provides sufficient written  
3 notice to the county clerk, may vote an absent ballot as provided in this  
4 chapter if, on the day of voting at any general or primary election, he is  
5 or expects to be:  
6 (a) Absent from the precinct or district in the county of his residence  
7 because of the nature of his vocation, business or any other unavoidable  
8 cause;  
9 (b) Unable, because of illness or physical disability, to go to the polling  
10 place; [or]  
11 (c) *Sixty-five years of age or older; or*  
12 (d) In the service of the United States.  
13 2. The spouses and dependents of any voter referred to in subsection  
14 1 may vote in the same manner as such voter if, by reason of the services  
15 of such voter, they are required to reside beyond the boundaries of the  
16 state.

(REPRINTED WITH ADOPTED AMENDMENTS)

FIRST REPRINT

A. B. 250

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ASSEMBLY BILL NO. 250—ASSEMBLYMEN DINI, FORD,  
ASHWORTH AND JACOBSEN

FEBRUARY 13, 1975

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Referred to Committee on Government Affairs

SUMMARY—Requires fiscal note for bills having financial impact on local governments. Fiscal Note: No. (BDR 17-747)

EXPLANATION—Matter in *italics* is new; matter in brackets [ ] is material to be omitted.

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AN ACT relating to the state legislature; requiring a fiscal note to be provided by the research and fiscal analysis division of the legislative counsel bureau on bills having a financial impact on local governments; requiring the legislative counsel to send a copy of the original fiscal note to committee chairmen to which a bill has been referred; and providing other matters properly relating thereto.

*The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:*

1 SECTION 1. Chapter 218 of NRS is hereby amended by adding  
2 thereto a new section which shall read as follows:

3 1. *Before any bill which has a financial impact on a local govern-*  
4 *ment is considered at a public hearing of any committee of the assembly*  
5 *or the senate or before a vote is taken thereon by such committee, the*  
6 *legislative counsel shall request that the research and fiscal analysis divi-*  
7 *sion of the legislative counsel bureau shall provide a fiscal note in the*  
8 *manner and form provided for in NRS 218.272, 218.273, 218.2751,*  
9 *218.2754, 218.2756, 218.2757 and 218.2758.*

10 2. *The research and fiscal analysis division of the legislative counsel*  
11 *bureau shall prepare the fiscal note after consultation with the appropri-*  
12 *ate local governments or their representatives and return it to the legis-*  
13 *lative counsel within 5 working days. The legislative counsel may extend*  
14 *such period for not more than 10 additional days if the matter requires*  
15 *extended research.*

16 SEC. 2. NRS 218.272 is hereby amended to read as follows:

17 218.272 1. Before any bill which makes an appropriation or changes  
18 any existing appropriation, fiscal liability or revenue which appears to be  
19 in excess of \$2,000 is considered at a public hearing of any committee of  
20 the assembly or the senate, or before any vote is taken thereon by such  
21 committee, the legislative counsel shall obtain a fiscal note containing a  
22 reliable estimate of the anticipated change in appropriation authority,

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1 fiscal liability or state revenue under the bill, including, to the extent  
2 possible, a projection of such changes in future biennia.

3 2. Except as otherwise provided in NRS 218.272 to 218.2758, inclu-  
4 sive, *and section 1 of this act*, or in the joint rules of the senate and  
5 assembly, such estimates shall be made by the agency receiving the appro-  
6 priation or collecting the revenue.

7 3. The fiscal note is not required on any bill relating exclusively to  
8 the executive budget.

9 SEC. 3. NRS 218.2754 is hereby amended to read as follows:

10 218.2754 The summary of each bill introduced in the legislature shall  
11 include either the statement "Fiscal Note: Yes" or "Fiscal Note: No," or  
12 "*Fiscal Note: Executive Budget*" or "Fiscal Note: Effect less than  
13 \$2,000," whichever is appropriate. The legislative counsel shall determine  
14 whether a bill being drafted requires a fiscal note.

15 SEC. 4. NRS 218.2756 is hereby amended to read as follows:

16 218.2756 1. If the fiscal note is obtained before the bill is introduced  
17 the legislative counsel shall submit a copy of the note to the requester.  
18 If the requester desires to introduce the bill, the legislative counsel shall  
19 attach a duplicate copy of the note to the bill and shall prepare the bill  
20 for introduction. The original, signed copy of the note shall be retained  
21 by the legislative counsel to be used as printer's copy after the bill is  
22 introduced.

23 2. If the fiscal note is obtained after the bill has been introduced, the  
24 legislative counsel shall forward a duplicate copy of the note to the chief  
25 clerk of the assembly or the secretary of the senate and shall forward the  
26 original, signed copy to the superintendent of the state printing and rec-  
27 ords division of the department of general services for the purposes of  
28 printing.

29 3. The triplicate copy of the fiscal note shall be retained by the legis-  
30 lative counsel.

31 4. *The legislative counsel shall send a copy of the fiscal note to the*  
32 *chairman of the standing committee or committees to which the bill has*  
33 *been referred.*

**S. B. 340****SENATE BILL NO. 340—SENATOR MONROE**

MARCH 17, 1975

Referred to Committee on Government Affairs

SUMMARY—Requires land developers to record land sale contracts.  
Fiscal Note: No. (BDR 10-1267)EXPLANATION—Matter in *italics* is new; matter in brackets [ ] is material to be omitted.

AN ACT relating to land sales; requiring developers to record land sale contracts; providing penalties; and providing other matters properly relating thereto.

- 1 WHEREAS, A rapidly developing practice of land sales activity in this  
2 state is based in large part on unrecorded land sale contracts or other  
3 unrecorded conveyances of interest in real property; and  
4 WHEREAS, Many vendors are actively engaged in discouraging the  
5 recording of such conveyances; and  
6 WHEREAS, The incidence of such unrecorded conveyances severely  
7 handicaps county assessors in the performance of their duties under chap-  
8 ter 361 of NRS in determining the true taxable values of lands within  
9 their counties; and  
10 WHEREAS, The existence of such practice adversely affects the welfare  
11 of the people of this state; now, therefore,  
12  
13 *The People of the State of Nevada, represented in Senate and Assembly,*  
14 *do enact as follows:*  
15  
16 SECTION 1. Chapter 119 of NRS is hereby amended by adding  
17 thereto a new section which shall read as follows:  
18 *It is unlawful for any developer to fail to record, within 72 hours of*  
19 *the receipt of any consideration therefor, any contract or other document*  
20 *evidencing a sale made on or after July 1, 1975.*

**S. B. 348**

SENATE BILL NO. 348—SENATOR WALKER

MARCH 17, 1975

Referred to Committee on Government Affairs

**SUMMARY**—Authorizes state land register to exchange or sell certain state real property in Washoe County upon direction by administrator of mental hygiene and mental retardation division of department of human resources. Fiscal Note: No. Description verified. (BDR S-1242)



**EXPLANATION**—Matter in *italics* is new; matter in brackets [ ] is material to be omitted.

AN ACT authorizing the state land register to exchange or sell certain state real property situated in Washoe County upon direction by the administrator of the mental hygiene and mental retardation division of the department of human resources; and providing other matters properly relating thereto.

*The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:*

- 1 SECTION 1. Notwithstanding the provisions of NRS 232.158 or any
- 2 other law of the State of Nevada, the state land register on behalf of the
- 3 State of Nevada is hereby authorized, subject to the conditions prescribed
- 4 in section 2, to exchange upon such arrangements as may be made by the
- 5 administrator of the mental hygiene and mental retardation division of
- 6 the department of human resources, or to sell for cash and convey to the
- 7 purchaser upon receipt of payment, if the administrator directs disposition
- 8 by either means, all or part of that certain real property owned by
- 9 the State of Nevada and situated in the County of Washoe, State of
- 10 Nevada, described as follows:
- 11 Parcel C—Commencing at the west ¼ corner of Section 8, Township
- 12 19 North, Range 20 East, M.D.M.; thence north 0°30'43" East, 977.71
- 13 feet; thence South 81°36'06" East, 177.91 feet to the true point of beginning;
- 14 thence from the true point of beginning South 81°36'06" East,
- 15 321.09 feet; thence North 8°23'24" East, 180.00 feet; thence South
- 16 81°36'06" East, 459.83 feet; thence South 8°23'24" West, 504.22 feet;
- 17 thence North 88°50'00" West, 733.94 feet; thence North 1°10'00"
- 18 East, 419.95 feet; to the true point of beginning, being a portion of
- 19 Blocks 28, 30, 31 and 41 of the Town, now City of Sparks, Washoe
- 20 County, Nevada, formerly known as New Wadsworth and Harriman,
- 21 according the map thereof filed in the office of the County Recorder,
- 22 Washoe County, State of Nevada, on April 23, 1904, and containing

— 2 —

1 8.344 acres, more or less, and situate in the northwest  $\frac{1}{4}$  of Section 8,  
2 T. 19 N., R. 20 E., M.D.M.

3 Parcel D—Commencing at the west  $\frac{1}{4}$  corner of Section 8, T. 19 N.,  
4 R. 20 E., M.D.M., as shown on the Amended Record of Survey "Defin-  
5 ing Lands of the Nevada State Hospital" filed for record on the 24th day  
6 of May, 1968, File No. 116007, Washoe County, Nevada, and proceed-  
7 ing thence along the west line of said Section 8, N.  $00^{\circ} 30' 43''$  E. 70.00  
8 feet; thence S.  $88^{\circ} 51' 10''$  E. 70.03 feet to the true point of beginning;  
9 thence from said true point of beginning S.  $88^{\circ} 51' 10''$  E. 95.10 feet;  
10 thence N.  $01^{\circ} 10' 00''$  E. 885.33 feet; thence N.  $81^{\circ} 36' 06''$  W. 132.50  
11 feet; thence S.  $00^{\circ} 45' 00''$  W. 872.28 feet; thence along the arc of a  
12 tangent curve to the left having a central angle of  $89^{\circ} 36' 10''$ , a radius  
13 of 30.00 feet, and an arc length of 46.92 feet, to the true point of begin-  
14 ning.

15 Containing an area of 2.625 acres of land, more or less, and situate  
16 in the NW  $\frac{1}{4}$  of Section 8, T. 19 N., R. 20 E., M.D.M.

17 SEC. 2. The real property described in subsection 1 may be sold or  
18 exchanged subject to the following conditions:

19 1. The real property shall first be appraised by a competent appraiser  
20 and his appraisal shall be approved by the administrator of the mental  
21 hygiene and mental retardation division of the department of human  
22 resources.

23 2. If the real property is to be exchanged, it may be exchanged only  
24 for real property of substantially equivalent value.

25 3. If the real property is to be sold, the sale must be conducted by  
26 public auction or sealed bids.

27 SEC. 3. This act shall become effective upon passage and approval.