

SENATE JUDICIARY COMMITTEE

MINUTES OF MEETING

FEBRUARY 12, 1975

The meeting was called to order at 9:15 a.m. Senator Close was in the Chair.

PRESENT: Senator Close
 Senator Wilson
 Senator Hilbrecht
 Senator Sheerin
 Senator Foote
 Senator Dodge
 Senator Bryan

ABSENT:

The first order of business was the approval of the following minutes:

February 6, 1975 - Senator Bryan moved to approve the minutes following amendment of action taken on SB 21.
 Seconded by Senator Foote.
 Motion carried unanimously.

February 10, 1975 - Senator Dodge moved to approve the minutes.
 Seconded by Senator Hilbrecht.
 Motion carried unanimously.

SB 48 - Requires public officers with legislative powers to abstain from voting on measures in which they have financial interests.

Testimony was presented before the Committee by the following:

Father Larry Dunphy - Common Cause - stated that it was his understanding that there would be serious difficulties created by the family as it is defined in the bill which includes up to the third degree of consanguinity. He informed the Committee that his group would be willing to negotiate this item if it interfered with the overall thrust of the bill.

Nancy Sawyer - Citizens for Private Enterprise - Informed the Committee that her organization was opposed to the bill inasmuch as it would preclude the business community from involvement in the legislative process.

Senator Hilbrecht stated that it was not the intent of the bill to preclude anyone from participating in the legislature but rather to prevent a legislator from voting on a bill that they have a direct or substantial interest in.

Senator Close informed Ms. Sawyer that there will be future hearings held on this bill and requested that she present any changes to the bill at that time.

Bill Adams - Assistant City Manager, Las Vegas - Explained to

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Bill Adams - the Committee the present policy in Las Vegas in regard to disclosure of financial interests and abstinence from voting on matters related to those interests. In response to a question from Senator Close, Mr. Adams stated that he felt it would be extremely difficult to draft a piece of legislation that would cover the entire state with regard to the disclosure act; something that would apply to all governmental levels.

Roland Oakes - Associated General Contractors - Stated that he felt legislators were honorable people and that he did not believe there was a need for this type of legislation. He informed the Committee that Father Dunphy who had spoke earlier on behalf of Common Cause was not registered as a lobbyist for that group.

There was further discussion by the Committee on this Bill, however no action was taken at this time.

SB 70 - Extends jurisdiction of justices of the peace to arrests by game wardens in adjacent counties.

Senator Close read to the Committee the language as amended on Page 2, Paragraph 5, Line 30 (Section 501.386). The Committee discussed a case presented by Senator Sheerin, however, it was decided that this case was not applicable to this particular situation. Senator Dodge recommended that the amendment be drafted to provide flexibility for appearing and setting bail and beyond that, jurisdiction could be assumed if there was an agreement by the parties. He stated that it ought to be an affirmative consent to any waiver of jurisdiction. Senator Close suggested that the amendment be redrafted as follows: The justice of the peace may set bail and the parties thereafter may stipulate that the arraignment may be had in the disposition of the case heard on the county levels. The Committee approved this redraft unanimously.

No further action was taken at this time.

There being no further business, the meeting was adjourned.

Respectfully submitted,

APPROVED:


 Senator Close, Chairman


 Cheri Kinsley, Secretary