

SENATE JUDICIARY COMMITTEE

MINUTES OF MEETING

FEBRUARY 20, 1975

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

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

ABSENT:

SB 47 Clarifies and expands provisions of the Nevada Gaming Control Act.

Testimony was presented before the Committee by the following:

Peter Echeverria - Stated that this was basically a housekeeping bill and that he felt that there were no serious legislative problems with it.

Shannon Bybbe - Stated that the definition of "sports pool" is not intended to change the law but rather to define it in terms that have always been interpreted and applied by the Gaming authorities.

Bud Hicks - Legal counsel for the Gaming Control Board.

Messrs. Echeverria, Bybbe and Hicks discussed with the Committee each section of the bill and made the following amendments:

Page 2, line 15 amend to read "for which commission approval is required or granted."

Page 2, line 17 amend to read "a material involvement directly or indirectly with a licensed gaming operation or registered holding company"

Page 2, line 21 delete "for" and insert "in".

Section 6, subsection 9, subparagraphs (a), (b), (c) delete and insert:

"(a) Any agreement which entitles a business other than gaming to be conducted on such premises shall be subject to termination upon a finding of unsuitability of the business or of any person associated therewith.

(b) Every such agreement shall provide, in substance, a condition that it may be terminated upon a finding by the commission that the business or any person associated therewith is unsuitable to be associated with a gaming enterprise. Failure to include such a

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SB 47 condition in the agreement shall not be a defense in any action brought pursuant to this section to terminate the agreement.
 (c) If the unsuitable association is not terminated, the commission may pursue any and all remedies provided in this chapter or commence an action in the district court for the county where the gaming establishment is located to enjoin or otherwise by appropriate order restrain the continued operation of the unsuitable business or continued association of the unsuitable person."

Section 11, subsection 4, subparagraph (e) line 43, after "." insert "For subsequent violations, the commission may impose fines in any amount which it may deem necessary."

Page 15, lines 22, 23 delete "the mailing or delivery" and insert "receipt by the board"

Section 15, subsection 3 delete and insert:

" 3. When a licensee is operating under a license issued for less than a full calendar quarter, the commission shall charge and collect the fee prescribed in subsection 1, based on the gross revenue received during that quarter, on or before the last day of the first month of the first full calendar quarter of operation. The payment of the fee due for the first full calendar quarter of operation based on the gross revenue derived from gambling pursuant to this section shall be accompanied by the payment of a fee in like amount for the next full calendar quarter. Thereafter, each quarterly license fee shall be paid in advance based on the gross revenue of the preceding quarter. Any deposit held by the commission on July 1, 1969, shall be treated as such advance payment.

The bill will be redrafted and placed on the agenda for February 25, 1975 for further consideration.
 There was no action taken at this time.

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

Senator Bryan moved a "do pass",
 Seconded by Senator Dodge,
 Motion carried unanimously.

Senator Close presented the following items for committee introduction:

BDR 5-967 Grants justices' and municipal courts original jurisdiction of juvenile traffic offenses.

BDR 52-969 Enables city attorney to bring action against person engaged in deceptive trade practice.

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BDR 1053 Authorizes expenditure from Legislative Fund for transportation costs and honorarium to Jack F. Bonanno, Esq.

The Committee approved the introductions unanimously.

SJR 1 Ratifies proposed constitutional amendment relative to equal rights for men and women.

Senator Foote moved a "do kill",
Seconded by Senator Dodge,
Motion did not carry.

There being no further business, the meeting was adjourned.

Respectfully submitted,


Cheri Kinsley, Secretary

APPROVED:

Senator Close, Chairman