

SENATE JUDICIARY COMMITTEE

MINUTES OF MEETING

APRIL 24, 1975

The meeting was called to order at 8:20 a.m. Senator Close was in the Chair.

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

SB 440 Provides salary for court reporters.

Teen Patterson, Court Reporter, testified that this would not increase income for reporters but would clarify what is already being done. He reported that they have no fringe benefits and are not paid when the judges are not sitting. Income varies greatly between reporting criminal and civil matters, and the reporters would like to have at least the base salary of \$50.00 per day.

The Committee questioned Mr. Patterson concerning present incomes of court reporters and discussed portions of the bill relating to charging fees based on actual time spent on the work.

There was no action taken at this time.

AB 127 Revises definition of security interest and clarifies applicability of definitions relating to security interests in and sale of vehicles.

John Sedella, Department of Motor Vehicles, informed the Committee the purpose of this bill was to redefine security interest so it would be applicable to motor vehicles and trailers because the definition referred to in the Uniform Commercial Code was cumbersome. This would streamline it to make it adaptable to motor vehicles and to clarify the term "legal owner" as lien holder or security interest holder.

E. J. Sullivan, Department of Motor Vehicles, testified that in the Uniform Commercial Code the definition of security interest treated the vehicle like a piece of personal property and it was difficult to pick out the particular language that applied to motor vehicles.

Senator Sheerin moved a "do pass",
Seconded by Senator Hilbrecht,
Motion carried unanimously.

MEDICAL MALPRACTICE BILLS

SB 400 Authorizes creation of Nevada Essential Insurance Association and imposes powers and duties on Commissioner of Insurance and Association.

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

SB 401 Excludes malpractice insurance from definition of casualty insurance; makes changes in provision requiring mandatory insurance plan when essential insurance coverage is unavailable.

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

SB 402 Defines location of emergency in regard to those rendering gratuitous emergency care.

Senator Bryan moved a "do pass as amended",
Seconded by Senator Wilson,
Motion carried unanimously.

SB 403 Requires amount of judgment for damages in personal injury action against provider of medical care or services to be reduced by amount of any prior payment by defendant.

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

SB 405 Prescribes standards of evidence in actions for medical malpractice.

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

SB 406 Eliminates medical malpractice actions after period of limitation by persons who were under legal disability at the time of alleged injury.

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

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SB 408 Provides additional forms of consent to medical and surgical procedures.

Senator Bryan moved a "do pass as amended",
Seconded by Senator Wilson,
Motion carried unanimously. Senator Dodge was absent from
the vote.

SB 409 Creates screening panels to hear medical malpractice claims.

Senator Foote moved a "do pass as amended",
Seconded by Senator Sheerin,
Motion carried unanimously. Senator Wilson was absent from
the vote.

SB 432 Strengthens provisions relating to physicians.

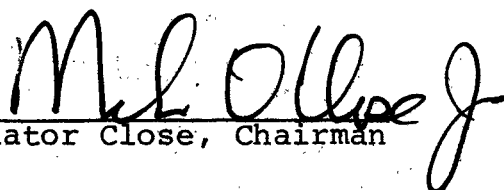
Senator Dodge moved a "do pass as amended",
Seconded by Senator Hilbrecht,
Motion carried unanimously.

There being no further business, the meeting was adjourned.

Respectfully submitted,


Katherine Berry, Secretary

APPROVED:


Senator Close, Chairman