

SENATE JUDICIARY COMMITTEE

MINUTES OF MEETING

MAY 13, 1975

The meeting was called to order at 9:45 a.m. Senator Close was in the Chair.

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

ABSENT: Senator Wilson - Excused
 Senator Bryan - Excused

SCR 55 Suggests name change in Nevada Rules of Appellate Procedure.

Senator Dodge informed the Committee that this is in keeping with the amendment to SB 555 (revises schedule of maximum fees for court-appointed counsel for indigent defendants) which would allow counsel to follow the defense through any stage of the criminal proceedings. The intent was to hold down costs by not having to bring in new counsel, unfamiliar with the case, for the second stage of the proceedings.

Senator Sheerin moved a "do pass,"
 Seconded by Senator Dodge,
 Motion carried unanimously. Senators Bryan and Wilson were absent from the vote.

SB 337 Provides rights, obligations and remedies respecting landlord-tenant security deposits.

Inasmuch as AB 130 (enacts Fair Rental Housing Act) is now before the Committee, Senator Sheerin moved to "indefinitely postpone,"
 Seconded by Senator Hilbrecht,
 Motion carried unanimously. Senators Bryan and Wilson were absent from the vote.

SB 517 Defines the crime of aggravated robbery.

Senator Hilbrecht moved to "indefinitely postpone" this bill in that AB 502 (clarifies intent of Legislature to increase penalty for crimes committed with use of deadly weapon) is now before the Committee.
 Seconded by Senator Dodge,
 Motion carried unanimously. Senators Bryan and Wilson were absent from the vote.

SB 603 Increases rates for certain official advertising.

Senator Dodge presented some amendments which would restore the original language and make the following increases:
 1) first insertion increase to 35¢

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SB 603 2) second insertion increase to 25¢
 3) all subsequent insertions retain at 20¢ which is the present law.

This would apply to all newspapers in general and he felt this should satisfy the objections previously raised.

Senator Dodge moved an "amend and do pass,"
 Seconded by Senator Sheerin,
 Motion carried unanimously. Senators Hilbrecht, Bryan and Wilson were absent from the vote.

SB 598 Changes method of determining compensation for executors and administrators.

Senator Wilson stated that this bill was incorporated into AB 38 (makes certain changes in administration of decedents' estates).

Senator Sheerin moved to "indefinitely postpone,"
 Seconded by Senator Dodge,
 Motion carried unanimously. Senators Bryan and Hilbrecht were absent from the vote.

SJR 37 Memorializes Congress to initiate a constitutional amendment to prohibit the practice of euthanasia.

After a brief discussion, Senator Dodge moved to "indefinitely postpone,"
 Seconded by Senator Foote,
 Motion carried unanimously. Senators Hilbrecht, Bryan and Wilson were absent from the vote.

SB 608 Provides for typesetting and printing of brochures and booklets by State Printing and Records Division.

This bill was inappropriately referred and will be sent back to Legislative Functions.

SB 609 Supplies definition of "abandon" for provision of existing law relating to abandoned vehicles.

Senator Dodge stated that there was a problem in the area of finding a car parked alongside the highway and then having to make a value judgment as to whether or not it has been abandoned. Senator Close read from NRS 487.220 to 487.330 which deals with abandoned vehicles and found that there was no definition in the law as to what an abandoned vehicle is.

Senator Sheerin moved a "do pass,"
 Seconded by Senator Dodge,
 Motion carried unanimously. Senators Bryan and Wilson were absent from the vote.

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AJR 28 Proposes to amend Nevada Constitution to expand classification of crimes for which bail may be denied.

In response to a question by Senator Dodge, Senator Sheerin stated that the federal constitution says only that bail shall not be excessive.

Senator Hilbrecht stated that the capital case exemption had been sustained under federal constitutional attack and the question was, if you enlarged it to include non-capital crimes, would it still be upheld.

It was the decision of the Committee to withhold action on this bill pending testimony from Assemblyman Hickey. Senator Sheerin also stated that he did not want to process the bill without having someone in with a judicial background to discuss the probability of it withstanding a constitutional test.

SB 555 Revises schedule of maximum fees for court-appointed counsel for indigent criminal defendants.

Senator Close read to the Committee the amendments as proposed by the Assembly Judiciary Committee.

The amendments were not concurred in at the present time in that there is a question as to whether or not this will make payment retroactive.

SB 574 Increases witnesses' fees in civil and criminal litigation.


It was the general concensus of the Committee to rescind action taken May 2, 1975 and to amend the bill to \$15.00 per day. The bill was passed as amended.

SB 610 Provides additional grounds for suspension or revocation of certificate of authority of insurer.

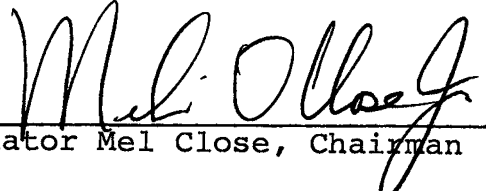
It was the general concensus of the Committee to "do pass" this bill.

There being no further business, the meeting was adjourned.

Respectfully submitted,


Cheri Kinsley, Secretary

APPROVED:


Senator Mel Close, Chairman