

## SENATE LEGISLATIVE FUNCTIONS COMMITTEE

148

MAY 8, 1975 - 12:00 NOON

The fifteenth meeting of the Senate Legislative Functions Committee was called to order.

Chairman Warren Monroe was in the Chair.

PRESENT: Chairman Warren Monroe  
Vice Chairman Mel Close  
Senator James Gibson  
Senator Mahlon Brown  
Senator Gene Echols  
Senator Floyd Lamb  
Senator Cliff Young

TESTIMONY FROM: Assemblyman Polish  
Assemblyman Benkovich  
John Kimball, Aging Services, Dept. of Human Resources  
Janice Goodhue, individual

ACTION WAS TAKEN ON THE FOLLOWING BILLS:

ACR 52                    Directs the legislative commission to study problems of the aged and aging.

Assemblyman Polish, cosponsor of the resolution, explained same.

Assemblyman Benkovich, also a cosponsor, urged the committee to adopt.

John Kimball also spoke in favor of the resolution.

Senator Gibson moved "DO PASS"  
Seconded by Senator Echols  
Motion carried unanimously.

ACR 62                    Directs the legislative commission to study solid waste management.

After discussion,

Senator Young moved "DO PASS"  
Seconded by Senator Echols  
Motion carried unanimously.

AJR 18                    Proposes to amend the Nevada constitution by requiring annual legislative sessions, limiting subject matter of sessions in even-numbered years and increasing length of periods during which compensation may be paid to members of legislature.

Janice Goodhue stated she supports the resolution wholeheartedly.

SENATE LEGISLATIVE FUNCTIONS  
MAY 8, 1975  
PAGE 2

The committee decided to amend by taking out Section 33.

Senator Brown moved "DO PASS"  
Seconded by Senator Young  
Motion carried unanimously.

ACR 50                    Adds joint rule prescribing makeup of legislative commission.

After considerable discussion,

Senator Gibson moved "DO PASS"  
Seconded by Senator Echols  
Motion carried, with Senators Lamb and Young voting "NO".

ACR 13                    Amends joint rule 1 for the 58th regular session of the legislature.

Senator Lamb moved "HOLD"  
Seconded by Senator Gibson  
Motion carried, with Senator Close voting "NO".

ACR 28                    Directs the legislative commission to review compensation plans of classified and unclassified state employees.

After discussion,

Senator Young moved "HOLD"  
Seconded by Senator Brown  
Motion carried unanimously.

ACR 32                    Directs the legislative commission to study financing of general improvement districts.

Assemblyman Benkovich, sponsor of the bill, noted the resolution had passed the Legislative Functions and Government Affairs Committees in the Assembly.

Senator Young moved "DO PASS"  
Seconded by Senator Gibson  
Motion carried, with Senator Lamb voting "NO".

AB 665                    Provides for notification and deletion of certain persons from mailing lists for state publications.

After discussion,

Senator Lamb moved "DO PASS"  
Seconded by Senator Brown  
Motion carried unanimously.

AB 671                    Legislative commission makeup determined by joint rule.

After discussion,

Senator Brown moved "DO PASS"  
Seconded by Senator Gibson  
Motion carried unanimously.

AB 742                    Provides priority for legislative printing.

Pros and cons were discussed; then

Senator Gibson moved "DO PASS"  
Seconded by Senator Young  
Motion carried, with Senator Close voting "NO".

AB 610                    Creates state ethics commission, establishes code of ethical standards for public officers and employees, and requires financial disclosure by candidates for the holders of elective public offices.

Senator Young explained the various amendments, with pros and cons of same being discussed in depth.

Senator Gibson moved "AMEND AND DO PASS"  
Seconded by Senator Lamb  
Motion carried unanimously.

AB 735                    Increases future compensation of officers and employees of Assembly.

After discussion,

Senator Brown moved "DO PASS"  
Seconded by Senator Gibson  
Motion carried unanimously.

ACR 64                    Directs the legislative commission to conduct study of office of constable.

After discussion,

Senator Lamb moved "DO NOT PASS"  
Seconded by Senator Young  
Motion carried unanimously.

SENATE LEGISLATIVE FUNCTIONS  
MAY 8, 1975  
PAGE 4

SCR 48

Directs the legislative commission to appoint committee to study interrelation of regulations by health division of department of human resources and power of local governments to approve construction projects.

Senator Gibson explained the rationale of the resolution, and the committee decided to hold until it was brought back with amendments.

There being no further business, Chairman Monroe adjourned.

Respectfully submitted,

Beth Quilici  
Beth Quilici, Secretary

APPROVED:

Warren L. Monroe  
SENATOR WARREN "SNOWY" MONROE, CHAIRMAN

---

**A. C. R. 52**


---

**ASSEMBLY CONCURRENT RESOLUTION NO. 52—ASSEMBLY-  
MEN COULTER, MURPHY, HAYES, BENKOVICH, WIT-  
TENBERG, SENA, POLISH, CHRISTENSEN, WAGNER AND  
WEISE**

APRIL 21, 1975

Referred to Committee on Legislative Functions

SUMMARY—Directs legislative commission to study problems of aged and aging.  
(BDR 1715)

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

---

ASSEMBLY CONCURRENT RESOLUTION—Directing the legislative commis-  
sion, with the cooperation of the aging services division of the department of  
human resources, to conduct a study of the problems of the aged and aging.

- 1 WHEREAS, Approximately 15 percent of Nevada residents of age 60  
2 and older are below the poverty level established by the Bureau of the  
3 Census; and  
4 WHEREAS, It is estimated that almost half of Nevadans 60 years of age  
5 or older are in low-income brackets; and  
6 WHEREAS, Aging and aged citizens of our state face a myriad of prob-  
7 lems in the areas of health and nutrition, transportation, housing, recrea-  
8 tion, employment and income; and  
9 WHEREAS, It is appropriate for the State of Nevada to insure that its  
10 older citizens maintain in their later years the dignity and well-being  
11 which they devoted most of their youth and middle years to earning; now,  
12 therefore, be it  
13 *Resolved by the Assembly of the State of Nevada, the Senate concur-*  
14 *ring,* That the legislative commission is hereby directed to conduct a study  
15 of the problems of the aged and aging in Nevada; and be it further  
16 *Resolved,* That the legislative commission enlist the cooperation of the  
17 aging services division of the department of human resources; and be it  
18 further  
19 *Resolved,* That the legislative commission utilize such expertise as is  
20 available on the subject within the University of Nevada System; and be  
21 it further  
22 *Resolved,* That the legislative commission report the results of its  
23 study and make appropriate recommendations to the 59th session of the  
24 Nevada legislature.

## A. C. R. 62

ASSEMBLY CONCURRENT RESOLUTION NO. 62—COMMITTEE  
ON ENVIRONMENT AND PUBLIC RESOURCES

APRIL 29, 1975

Referred to Committee on Environment and Public Resources

SUMMARY—Directs legislative commission to study solid waste  
management. (BDR 1995)EXPLANATION—Matter in *italics* is new; matter in brackets [ ] is  
material to be omitted.ASSEMBLY CONCURRENT RESOLUTION—Directing the legislative commis-  
sion to study alternative methods of litter control, resource recovery and other  
aspects of solid waste management and to report the results of the study and  
any recommendations to the 59th session of the legislature.

- 1 WHEREAS, Various states have implemented statutes to correct the  
2 esthetic and ecological blight of solid waste litter, especially that of dis-  
3 posable containers; and  
4 WHEREAS, Conflicting claims have been made as to the efficacy of these  
5 various state plans to control litter, promote resource recovery and aid  
6 energy conservation; and  
7 WHEREAS, The goal of such a plan in Nevada should be to manage  
8 and control litter with efficiency and economy and without placing undue  
9 burdens on various sectors of the economy; and  
10 WHEREAS, There are currently some 25 pilot resource recovery pro-  
11 grams financed by federal grants that are only beginning to produce meas-  
12 urable information on the feasibility of various technological approaches;  
13 and  
14 WHEREAS, Nevada may benefit from an examination of those plans  
15 which are presently in effect in the various states, in order to compare  
16 their provisions and consider their adaptability to Nevada's particular  
17 situation; now, therefore, be it  
18 *Resolved by the Assembly of the State of Nevada, the Senate concur-*  
19 *ring,* That the legislative commission study solid waste management,  
20 appointing a bipartisan committee for such purpose to be composed of  
21 two members of the assembly, two members of the senate and five per-  
22 sons nominated by the governor to represent state and local health and  
23 environmental protection agencies and the general public; and be it further  
24 *Resolved,* That the committee shall study:  
25 1. The possible alternative methods of solid waste management,  
26 including the problem of disposable containers;

(REPRINTED WITH ADOPTED AMENDMENTS)

FIRST REPRINT

A. J. R. 18

---



---

ASSEMBLY JOINT RESOLUTION NO. 18—ASSEMBLYMEN  
MANN, SENA, HAYES, LOWMAN, SCHOFIELD, MOODY,  
CRADDOCK, FORD, JEFFREY AND VERGIELS

MARCH 17, 1975

---

Referred to Committee on Legislative Functions

SUMMARY—Proposes to amend Nevada constitution by requiring annual legislative sessions, limiting subject matter of sessions in even-numbered years and increasing length of periods during which compensation may be paid to members of legislature. (BDR C-1276)

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

---



---

ASSEMBLY JOINT RESOLUTION—Proposing to amend sections 2 and 33 of article 4 of the constitution of the State of Nevada, relating to the sessions of the legislature, by requiring the legislature to hold annual sessions; and providing other matters properly relating thereto.

- 1 *Resolved by the Assembly and Senate of the State of Nevada, jointly,*
- 2 That sections 2 and 33 of article 4 of the constitution of the State of
- 3 Nevada be amended to read respectively as follows:
- 4 Sec. 2. The sessions of the Legislature shall be **[biennial,] annual,** and
- 5 shall commence on the 3rd Monday of January **[next ensuing the election**
- 6 **of members of the Assembly,]** unless the Governor of the State shall, in
- 7 the interim, convene the Legislature by proclamation.

## A. C. R. 50

ASSEMBLY CONCURRENT RESOLUTION NO. 50—  
COMMITTEE ON LEGISLATIVE FUNCTIONS

APRIL 17, 1975

Referred to Committee on Legislative Functions

SUMMARY—Adds joint rule prescribing makeup of  
legislative commission. (BDR 1861)EXPLANATION—Matter in *italics* is new; matter in brackets [ ] is  
material to be omitted.ASSEMBLY CONCURRENT RESOLUTION—Adding joint rule prescribing the  
method of designating regular and alternate membership on the legislative com-  
mission.

1     *Resolved by the Assembly of the State of Nevada, the Senate concur-*  
2     *ring, That the joint rules be amended by adding a new joint rule which*  
3     *shall read as follows:*

*LEGISLATIVE COMMISSION*

4  
5     1. *When members of the minority party in the Senate or in the*  
6     *Assembly comprise less than 34 percent of the total number elected to that*  
7     *body, minority party membership for that body on the Legislative Com-*  
8     *mission shall be:*

9         (a) *One, if such membership is less than 21 percent.*

10        (b) *Two, if such membership is between 21 percent and 33 percent.*  
11     *If the members of the minority party in the Senate or in the Assembly*  
12     *comprise more than 33 percent of the total number elected to that body,*  
13     *minority party membership for that body on the Commission shall be*  
14     *three, being equal to the membership of the majority party.*

15     2. *Provisions for alternate membership on the Legislative Commission*  
16     *shall be as follows:*

17        (a) *The number of alternates shall be equal to that of the regular mem-*  
18     *bers from such body on the Legislative Commission. The party ratio shall*  
19     *be the same as that provided in subsection 1.*

20        (b) *Alternates shall be designated first alternate member through fifth*  
21     *alternate member, depending on the party ratio in the Senate and in the*  
22     *Assembly. If either the Senate or the Assembly is composed wholly of one*  
23     *party membership, a sixth alternate member shall be designated.*

24     3. *A vacancy in the regular Senate or Assembly membership created*  
25     *by death or by resignation or by the legislator's ceasing to be a member of*  
26     *the Legislature shall be filled, first, by the proper first alternate member of*



(REPRINTED WITH ADOPTED AMENDMENTS)

FIRST REPRINT

A. C. R. 32

ASSEMBLY CONCURRENT RESOLUTION NO. 32—  
ASSEMBLYMAN BENKOVICH

MARCH 17, 1975

Referred to Concurrent Committees on Government Affairs  
and Legislative Functions

SUMMARY—Directs legislative commission to study financing of general  
improvement districts. (BDR 1262.)

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

ASSEMBLY CONCURRENT RESOLUTION—Directing the legislative com-  
mission to study the financing of general improvement districts.

- 1 WHEREAS, The purpose of general improvement districts is to provide
- 2 certain urban services to areas under development and not within estab-
- 3 lished municipalities; and
- 4 WHEREAS, General improvement districts make possible the accumula-
- 5 tion of capital and a revenue base to enable the construction of projects
- 6 designed for the general health and welfare in such districts; and
- 7 WHEREAS, Whatever fiscal device is used to obtain financing for
- 8 improvements, it is the present and future property owners who will
- 9 ultimately pay for such improvements; and
- 10 WHEREAS, The boards of trustees of general improvement districts in
- 11 the early stages when long-range fiscal commitments are made are often
- 12 composed of the developers of land in such districts; and
- 13 WHEREAS, Such situations have great potential for conflicts of interest
- 14 that will ultimately result in added financial burdens to the eventual prop-
- 15 erty owners; and
- 16 WHEREAS, Boards of trustees have the power to levy ad valorem taxes
- 17 and issue both revenue and general obligation bonds and short-term
- 18 notes; and
- 19 WHEREAS, City and county governments are often required to assume
- 20 the responsibility for correcting the results of poor judgment or fiscal mis-
- 21 management by general improvement districts; and
- 22 WHEREAS, It is in the interest of the State of Nevada that land develop-
- 23 ment and improvement be completely in accordance with sound business
- 24 practice and ethics that will allow no room for scandal or questioning of
- 25 legal arrangements for such development and improvement; now, there-
- 26 fore, be it

## A. B. 665

---

 ASSEMBLY BILL NO. 665—ASSEMBLYMEN BREMNER,  
 FORD, MELLO, DINI AND BARENGO
 

---

APRIL 17, 1975

Referred to Committee on Legislative Functions

SUMMARY—Provides for notification and deletion of certain persons from mailing lists for state publications. Fiscal Note: No. (BDR 29-1788)

---

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

---

AN ACT relating to state publications; providing for notification and deletion of certain persons from mailing lists; 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 345 of NRS is hereby amended by adding  
 2 thereto a new section which shall read as follows:  
 3 1. *As used in this section, unless the context otherwise requires:*  
 4 (a) "State agency" includes the legislature, constitutional officers or any  
 5 department, division, bureau, board, commission or agency of the State of  
 6 Nevada.  
 7 (b) "State publication" has the meaning ascribed in subsection 3 of NRS  
 8 378.160.  
 9 2. *Except as provided in subsection 3, every state agency which peri-*  
 10 *odically distributes any state publication shall at least annually notify the*  
 11 *person receiving the publication that his name will be deleted from the*  
 12 *mailing list unless he notifies the state agency within 30 days that he wants*  
 13 *to remain on the mailing list.*  
 14 3. *This section does not apply if the person subscribes to and pays a*  
 15 *fee for the state publication.*  
 16 SEC. 2. The state agency shall notify every person receiving a periodic  
 17 distribution of a state publication at least three times during the fiscal year  
 18 July 1, 1975, to June 30, 1976, of the intent to delete his name from the  
 19 mailing list, as provided in section 1 of this act, unless he sooner responds  
 20 stating his desire to remain on the list.

**A. B. 671**


---



---

**ASSEMBLY BILL NO. 671—COMMITTEE ON  
LEGISLATIVE FUNCTIONS**

APRIL 17, 1975

---

Referred to Committee on Legislative Functions

SUMMARY—Legislative commission makeup determined by joint rule.  
Fiscal Note: No. (BDR 17-1860)

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

---



---

AN ACT relating to the state legislature; providing for a joint rule determination of the legislative commission composition; 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 218.660 is hereby amended to read as follows:  
2 218.660 1. There is hereby created in the legislative counsel bureau  
3 a legislative commission consisting of 12 members.  
4 2. At each regular session of the legislature held in odd-numbered  
5 years, the senate shall, by resolution, designate six senators as regular  
6 members of the legislative commission [.] and six senators as alternates,  
7 and the assembly shall, by resolution, designate six assemblymen as reg-  
8 ular members of the legislative commission [ . Of the aforesaid member-  
9 ship there shall be three senators and three assemblymen from each party  
10 in the houses.] and six assemblymen as alternates.  
11 3. [In addition to the members designated in subsection 2:  
12 (a) The senate shall, by resolution, designate six senators, three from  
13 each party, as first alternate members, second alternate members and  
14 third alternate members.  
15 (b) The assembly shall, by resolution, designate six assemblymen, three  
16 from each party, as alternate members.  
17 4. A vacancy in the regular senate membership created by death or  
18 resignation or by the senator ceasing to be a member of the senate shall  
19 be filled, first, by the proper first alternate member of the same party  
20 in the senate, and second, if there is no first alternate member, then by  
21 the proper second alternate member of the same party in the senate, and  
22 third, if there is no second alternate member, then by the proper third  
23 alternate member of the same party in the senate. If there is no proper  
24 alternate member, the legislative commission shall fill the vacancy by  
25 appointing a senator of the same party.

## A. B. 742

## ASSEMBLY BILL NO. 742—ASSEMBLYMAN JACOBSEN

APRIL 28, 1975

Referred to Committee on Legislative Functions

SUMMARY—Provides priority for legislative printing.  
Fiscal Note: No. (BDR 29-1970)EXPLANATION—Matter in *italics* is new; matter in brackets [ ] is  
material to be omitted.

AN ACT relating to state printing and publications; requiring the state printing and records division of the department of general services to accord priority to preparation of materials for publication or use by the legislature, the legislative counsel bureau and the legislative counsel; 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 344 of NRS is hereby amended by adding  
2 thereto a new section to read as follows:  
3 1. *Whenever any materials to be prepared for publication or use by*  
4 *the legislature, the legislative counsel bureau or the legislative counsel are*  
5 *delivered to the superintendent by the legislature, the director of the legis-*  
6 *lative counsel bureau or the legislative counsel, the superintendent shall*  
7 *accord the preparation of such materials an absolute priority over any*  
8 *other state work to be done in the division.*  
9 2. *The director of the legislative counsel bureau shall determine the*  
10 *relative priorities to be assigned in the preparation of particular materials*  
11 *referred to in subsection 1.*  
12 3. *Whenever the superintendent determines that the volume of pri-*  
13 *ority work presently in the division or reasonably anticipated will prevent*  
14 *his prompt execution of other state work of an emergency nature he shall*  
15 *authorize such other work to be performed in a commercial printing estab-*  
16 *lishment as provided in NRS 344.160.*  
17 SEC. 2. This act shall become effective upon passage and approval.

(REPRINTED WITH ADOPTED AMENDMENTS)

SECOND REPRINT

A. B. 610

ASSEMBLY BILL NO. 610—ASSEMBLYMEN  
ASHWORTH AND DINI

APRIL 11, 1975

Referred to Committee on Elections

SUMMARY—Creates state ethics commission, establishes code of ethical standards for public officers and employees and requires financial disclosure by candidates for and holders of elective public offices. Fiscal Note: Yes. (BDR 23-1353).



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

AN ACT relating to public officers and employees; creating a state ethics commission; establishing a statewide code of ethical standards, and authorizing establishment of specialized and local ethics codes, for such officers and employees; prohibiting specified conflicts of interest; setting disclosure requirements; providing civil and criminal penalties; making an appropriation; 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 281 of NRS is hereby amended by adding  
2 thereto the provisions set forth as sections 2 to 36, inclusive, of this act.  
3 SEC. 2. *Sections 2 to 36, inclusive, of this act may be cited as the*  
4 *Nevada Ethics in Government Law.*  
5 SEC. 3. 1. *It is hereby declared to be the public policy of this state*  
6 *that a public office is a public trust and shall be held for the sole benefit*  
7 *of the people. A public officer or employee must commit himself to avoid*  
8 *conflicts between his private interests and those of the general public*  
9 *whom he serves.*  
10 2. *The increasing complexity of government at all levels, involving*  
11 *interrelationships with the private sectors of life, enlarges the potentiality*  
12 *for conflict of interests. To enhance the peoples' faith in the integrity and*  
13 *impartiality of public officers and employees, adequate guidelines are*  
14 *required to show the appropriate separation between the roles of persons*  
15 *who are both public servants and private citizens.*  
16 SEC. 4. *As used in sections 2 to 36, inclusive, of this act, unless the*  
17 *context otherwise requires, the words and terms defined in sections 5 to*  
18 *14, inclusive, of this act have the meanings ascribed to them in such sec-*  
19 *tions.*

(REPRINTED WITH ADOPTED AMENDMENTS)

FIRST REPRINT

A. B. 735

ASSEMBLY BILL NO. 735—COMMITTEE ON LEGISLATIVE FUNCTIONS

APRIL 25, 1975

Referred to Committee on Legislative Functions

SUMMARY—Increases future compensation of officers and employees of assembly. Fiscal Note: Yes. (BDR 17-1960)

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

AN ACT to amend NRS 218.230, relating to the state legislature, by increasing the compensation of officers and employees of the assembly for future sessions.

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

1 SECTION 1. NRS 218.230 is hereby amended to read as follows:  
2 218.230 There shall be paid to the several officers and employees of  
3 the senate and assembly, for all services rendered by them under the  
4 provisions of this chapter, the following sums of money for each day's  
5 employment and no more:  
6

		Senate	
7	Assistant secretary.....	[ \$34 ]	\$40
8	Assistant sergeant-at-arms.....	[ 24 ]	28
9	Clerks.....	[ 18 ]	22
10	Committee stenographer.....	[ 32 ]	37
11	History clerk.....	[ 32 ]	37
12	Journal clerk.....	[ 32 ]	37
13	Minute clerk.....	[ 32 ]	37
14	Page.....	[ 16 ]	21
15	Secretary.....	[ 50 ]	56
16	Sergeant-at-arms.....	[ 32 ]	37
17	Stenographers.....	[ 25 ]	32
18	Supervisor of clerks.....	[ 25 ]	34
19		Assembly	
20	Assistant chief clerk.....	[ \$34 ]	\$40
21	Assistant sergeant-at-arms.....	[ 24 ]	28
22	Chief clerk.....	[ 50 ]	56
23	Clerks.....	[ 18 ]	22
24	Committee stenographer.....	[ 32 ]	37