

MINUTES

LEGISLATIVE FUNCTIONS COMMITTEE
MARCH 23, 1977

Members Present: Chairman Glover
Mr. Bremner
Mr. Coulter
Mr. Murphy
Mrs. Wagner

Members Absent: Mrs. Brookman (at another meeting)
Mr. Bennett (excused)

Guests Present: Pat Gothberg, Common Cause
Earl Oliver, Legislative Auditor

Chairman Glover called the meeting to order at 3:25 p.m.

AJR 22: Proposes constitutional amendment to allow increase in payment to legislators for certain expenses.

AJR 23: Proposes to amend Nevada constitution by providing method for limited increase of legislators' postal allowance.

Mr. Glover stated that he felt the committee should consider these two bills simultaneously. After discussion Mr. Coulter moved to amend AJR 23 to allow the legislature to set the amount at the beginning of each session by removing the brackets from the word "postage" and inserting a period after the word "stationery," and removing the ensuing language referring to specific amounts. Mr. Murphy seconded the motion which was carried unanimously by the members present.

Mr. Coulter then moved DO PASS AS AMENDED, seconded by Mr. Murphy. Mr. Glover, Mr. Coulter, Mr. Murphy and Mrs. Wagner voted yes and Mr. Bremner voted no and the motion was carried by a four to one vote.

Mr. Murphy moved to INDEFINITELY POSTPONE AJR 22, seconded by Mr. Coulter and unanimously carried by the members present.

Mr. Earl Oliver, Legislative Auditor, gave the history of a ~~request~~ ^{request} amendment proposed by the National Legislative Conference presently before committees of both houses of Congress relating to the tax status of travel and per diem expenses of legislators. He stated that this amendment would do three things: 1) designate a legislator's home in his district as his tax home, 2) establish a daily deduction limitation of at least as great an allowance as provided for businessmen, pursuant to Code Section 12474-5 which is now \$44 per day,

substantiation required, and 3) require a reasonable definition of legislative day which would cover legislative duties when not in session. He stated that it had been requested that every legislator either write to the Nevada delegation or to every member of the committees, but, in the interest of time, it was felt a joint resolution directed to the Nevada delegation and the two finance committees expressing support by the Nevada Legislature would be a more effective vehicle. Mr. Coulter moved to have a joint resolution drafted by the committee, seconded by Mr. Bremner and unanimously carried by the committee. The committee will meet briefly at Mr. Glover's desk to examine and approve the resolution in drafted form and declare it an emergency measure.

SCR 4: Amends Joint Rule 1 relating to conference committee procedures.

The committee discussed the 72 hour requirement, meeting notification, public attendance, and narrative summary. They felt that the 72 hours was unrealistic, announcement of the meeting would be made on the floor, the meeting would be open to the public but no testimony should be given, and the narrative summary could be short.

Mr. Murphy stated that he felt the bill should read as originally written requiring that a majority of the members of a committee of conference from each house shall be members who voted for the passage of the bill or resolution. He added that this portion of the bill was amended out on the floor of the Seante and he felt that members of a conference committee should reflect the vote of their house. Mr. Murphy moved to amend SCR 4 by reinstating the language of lines 10, 11 and 12 as originally written in the bill. Mr. Coulter seconded the motion and it was carried unanimously by members present.

Mr. Bremner moved to delete the reference to 72 hours and reinsert the language "as early as convenient," seconded by Mr. Murphy and unanimously carried by the members present.

Mr. Murphy moved a DO PASS AS AMENDED, seconded by Mrs. Wagner and unanimously carried by the members present.

AR 20: Creates Assembly committee on ethics.

Mr. Murphy reread the proposed amendments (Exhibit A of the March 21, 1977 minutes) which provided for alternates to be appointed by the speaker and gave reasons for disqualification. He then proposed adding to line 15, page 1, the words, "unless otherwise requested by the party under consideration," and deleting line 22, subsection (c). Additionally, he proposed on lines 23 and 24 bracketing out the words "on the floor of the house or in committee," and adding on line 25 the words "however, he may answer questions within the legislator's area of personal or professional expertise."

Ms. Gothberg asked who appointed the public members of this committee on ethics and Mr. Murphy answered that the speaker appointed these members. He added that the proposed additions and deletions to lines 23 through 25 were approved by the League of Women Voters and by Common Cause.

Mr. Coulter moved to accept the amendments to AR 20 as proposed by Mr. Murphy, seconded by Mrs. Wagner and unanimously carried by the members present.

Mr. Coulter moved a DO PASS AS AMENDED, seconded by Mr. Murphy and unanimously carried by the committee.

Chairman Glover adjourned the meeting at 4:30 p.m.

Respectfully submitted,



Patricia Hatch, Assembly Attache

59th NEVADA LEGISLATURE

LEGISLATIVE FUNCTIONS COMMITTEE
LEGISLATION ACTION

DATE MARCH 23, 1977

SUBJECT AJR 23: Proposes to amend Nevada constitution by providing method for limited increase of legislators' postal allowance.

MOTION:

Do Pass _____ Amend X Indefinitely Postpone _____ Reconsider _____

Moved By _____ Seconded By _____

AMENDMENT: Remove the brackets from the word "postage" and insert a period after the word "stationery" and remove the ensuing language referring to specific amounts.

Moved By Mr. Coulter Seconded By Mr. Murphy

AMENDMENT: _____

Moved BY _____ Seconded By _____

VOTE:	MOTION		AMEND		AMEND	
	Yes	No	Yes	No	Yes	No
BROOKMAN	_____	_____	_____	_____	_____	_____
BENNETT	_____	_____	_____	_____	_____	_____
BREMNER	_____	_____	X	_____	_____	_____
COULTER	_____	_____	X	_____	_____	_____
MURPHY	_____	_____	X	_____	_____	_____
WAGNER	_____	_____	X	_____	_____	_____
GLOVER	_____	_____	X	_____	_____	_____
TALLY:			5	0		

ORIGINAL MOTION: Passed X Defeated _____ Withdrawn _____

AMENDED & PASSED _____ AMENDED & DEFEATED _____

AMENDED & PASSED _____ AMENDED & DEFEATED _____

59th NEVADA LEGISLATURE

LEGISLATIVE FUNCTIONS COMMITTEE
LEGISLATION ACTION

DATE MARCH 23, 1977

SUBJECT AJR 23: Proposes to amend Nevada constitution by providing method
for limited increase of legislators' postal allowance.

MOTION: DO PASS AS AMENDED

Do Pass X Amend _____ Indefinitely Postpone _____ Reconsider _____

Moved By Mr. Coulter Seconded By Mr. Murphy

AMENDMENT:

Moved By _____ Seconded By _____

AMENDMENT:

Moved BY _____ Seconded By _____

VOTE:	<u>MOTION</u>		<u>AMEND</u>		<u>AMEND</u>	
	<u>Yes</u>	<u>No</u>	<u>Yes</u>	<u>No</u>	<u>Yes</u>	<u>No</u>
BROOKMAN	_____	_____	_____	_____	_____	_____
BENNETT	_____	_____	_____	_____	_____	_____
BREMNER	_____	<u>X</u>	_____	_____	_____	_____
COULTER	<u>X</u>	_____	_____	_____	_____	_____
MURPHY	<u>X</u>	_____	_____	_____	_____	_____
WAGNER	<u>X</u>	_____	_____	_____	_____	_____
GLOVER	<u>X</u>	_____	_____	_____	_____	_____
TALLY:	4	1				

ORIGINAL MOTION: Passed X Defeated _____ Withdrawn _____

AMENDED & PASSED _____ AMENDED & DEFEATED _____

AMENDED & PASSED _____ AMENDED & DEFEATED _____

59th NEVADA LEGISLATURE

LEGISLATIVE FUNCTIONS COMMITTEE
LEGISLATION ACTION

DATE MARCH 23, 1977

SUBJECT AJR 22: Proposes constitutional amendment to allow increase in payment to legislators for certain expenses.

MOTION: INDEFINITELY POSTPONE

Do Pass Amend Indefinitely Postpone X Reconsider

Moved By Mr. Murphy Seconded By Mr. Coulter

AMENDMENT:

Moved By _____ Seconded By _____

AMENDMENT:

Moved BY _____ Seconded By _____

VOTE:	<u>MOTION</u>		<u>AMEND</u>		<u>AMEND</u>	
	<u>Yes</u>	<u>No</u>	<u>Yes</u>	<u>No</u>	<u>Yes</u>	<u>No</u>
BROOKMAN	_____	_____	_____	_____	_____	_____
BENNETT	_____	_____	_____	_____	_____	_____
BREMNER	<u> X </u>	_____	_____	_____	_____	_____
COULTER	<u> X </u>	_____	_____	_____	_____	_____
MURPHY	<u> X </u>	_____	_____	_____	_____	_____
WAGNER	<u> X </u>	_____	_____	_____	_____	_____
GLOVER	<u> X </u>	_____	_____	_____	_____	_____
TALLY:	5	0				

ORIGINAL MOTION: Passed X Defeated Withdrawn

AMENDED & PASSED _____ AMENDED & DEFEATED _____

AMENDED & PASSED _____ AMENDED & DEFEATED _____

59th NEVADA LEGISLATURE

LEGISLATIVE FUNCTIONS COMMITTEE
LEGISLATION ACTION

DATE MARCH 23, 1977

SUBJECT SCR 4: Amends Joint Rule 1 relating to conference committee procedures.

MOTION: DO PASS AS AMENDED

Do Pass X Amend _____ Indefinitely Postpone _____ Reconsider _____

Moved By Mr. Murphy Seconded By Mrs. Wagner

AMENDMENT:

Moved By _____ Seconded By _____

AMENDMENT:

Moved BY _____ Seconded By _____

VOTE:	<u>MOTION</u>		<u>AMEND</u>		<u>AMEND</u>	
	<u>Yes</u>	<u>No</u>	<u>Yes</u>	<u>No</u>	<u>Yes</u>	<u>No</u>
BROOKMAN	_____	_____	_____	_____	_____	_____
BENNETT	_____	_____	_____	_____	_____	_____
BREMNER	<u>X</u>	_____	_____	_____	_____	_____
COULTER	<u>X</u>	_____	_____	_____	_____	_____
MURPHY	<u>X</u>	_____	_____	_____	_____	_____
WAGNER	<u>X</u>	_____	_____	_____	_____	_____
GLOVER	<u>X</u>	_____	_____	_____	_____	_____
TALLY:	5	0				

ORIGINAL MOTION: Passed X Defeated _____ Withdrawn _____

AMENDED & PASSED _____ AMENDED & DEFEATED _____

AMENDED & PASSED _____ AMENDED & DEFEATED _____

59th NEVADA LEGISLATURE

LEGISLATIVE FUNCTIONS COMMITTEE
LEGISLATION ACTION

DATE MARCH 23, 1977

SUBJECT AR 20: Creates Assembly committee on ethics.

MOTION: TO ACCEPT AMENDMENTS TO AR 20 AS PROPOSED BY MR. MURPHY

Do Pass _____ Amend X Indefinitely Postpone _____ Reconsider _____

Moved By Mr. Coulter Seconded By Mrs. Wagner

AMENDMENT:

Moved By _____ Seconded By _____

AMENDMENT:

Moved BY _____ Seconded By _____

VOTE:	<u>MOTION</u>		<u>AMEND</u>		<u>AMEND</u>	
	<u>Yes</u>	<u>No</u>	<u>Yes</u>	<u>No</u>	<u>Yes</u>	<u>No</u>
BROOKMAN	_____	_____	_____	_____	_____	_____
BENNETT	_____	_____	_____	_____	_____	_____
BREMNER	<u>X</u>	_____	_____	_____	_____	_____
COULTER	<u>X</u>	_____	_____	_____	_____	_____
MURPHY	<u>X</u>	_____	_____	_____	_____	_____
WAGNER	<u>X</u>	_____	_____	_____	_____	_____
GLOVER	<u>X</u>	_____	_____	_____	_____	_____
TALLY:	5	0				

ORIGINAL MOTION: Passed X Defeated _____ Withdrawn _____

AMENDED & PASSED _____ AMENDED & DEFEATED _____

AMENDED & PASSED _____ AMENDED & DEFEATED _____

59th NEVADA LEGISLATURE

LEGISLATIVE FUNCTIONS COMMITTEE
LEGISLATION ACTION

DATE MARCH 23, 1977

SUBJECT AR 20: Creates Assembly committee on ethics.

MOTION: DO PASS AS AMENDED.

Do Pass X Amend _____ Indefinitely Postpone _____ Reconsider _____

Moved By Mr. Coulter Seconded By Mr. Murphy

AMENDMENT: _____

Moved By _____ Seconded By _____

AMENDMENT: _____

Moved BY _____ Seconded By _____

VOTE:	<u>MOTION</u>		<u>AMEND</u>		<u>AMEND</u>	
	<u>Yes</u>	<u>No</u>	<u>Yes</u>	<u>No</u>	<u>Yes</u>	<u>No</u>
BROOKMAN	_____	_____	_____	_____	_____	_____
BENNETT	_____	_____	_____	_____	_____	_____
BREMNER	<u>X</u>	_____	_____	_____	_____	_____
COULTER	<u>X</u>	_____	_____	_____	_____	_____
MURPHY	<u>X</u>	_____	_____	_____	_____	_____
WAGNER	<u>X</u>	_____	_____	_____	_____	_____
GLOVER	<u>X</u>	_____	_____	_____	_____	_____
TALLY:	5	0				

ORIGINAL MOTION: Passed X Defeated _____ Withdrawn _____

AMENDED & PASSED _____ AMENDED & DEFEATED _____

AMENDED & PASSED _____ AMENDED & DEFEATED _____