

EDUCATION, HEALTH, WELFARE & STATE  
INSTITUTIONS

JANUARY 28, 1977

The meeting was called to order in Room #323 at 8:11 a.m. on Friday, January 28, 1977, with Senator Jack Schofield in the Chair.

PRESENT: Chairman Jack Schofield  
Vice-Chairman Joe Neal  
Senator William Raggio  
Senator Richard Blakemore  
Senator Wilbur Faiss  
Senator William H. Hernstadt

GUESTS: Vernon Bennett -- Public Employees Retirement System  
Mike Medema -- Nevada State Prison  
Merlin D. Anderson -- Administrator of Post-Secondary  
Institution Authorization  
Committee  
Lee Walker -- Representing the State Board of  
Cosmetology

S.B. 95 (Exhibit "A")

Mr. Vernon Bennett of the Public Employees Retirement System began the testimony and said that this bill will add the contact employees of the State Prison into the early retirement provisions for police and firemen, (BDR 23-165, Sec. 10). The Advisory Committee and the Retirement Board have endorsed the addition of this group to the early retirement coverage. Mr. Bennett said that this is in BDR 23-165, the Retirement Omnibus bill which will be before the Senate Finance Committee. Mr. Bennett said that this bill will carry a fiscal impact. The police and firemen payed an additional  $\frac{1}{2}\%$  employee and employer contributions on July 1, 1971. And placed in the law any groups that were added to this coverage after that date would pay the additional  $\frac{1}{2}$  of  $1\%$  contributions back to July 1, 1971 or the date the person was initially employed. The cost for this group will be approximately \$14,000 coming out of the employee checks and an equivalent \$14,000 which the Prison will request in their budget appropriation.

Senator Raggio asked if this eliminated any of the uniform people that have been covered. Mr. Bennett said no, this is in addition to those. Senator Hernstadt asked if the employees have indicated a willingness to contribute to the \$14,000 fund. Mr. Bennett said the Prison representatives for the employees who appeared before the Advisory Committee were closely questioned and they understood the necessity for the contribution.

Senator Faiss asked Mr. Bennett if there was any reason why the constables and deputies were excluded. Mr. Bennett said the only reason he knew of was because they have not requested it before the Advisory Committee, and the law does provide that this has to be a policeman who is a full-time employee and who's principal duties are enforcement. Mr. Bennett said if the constables wanted to request this, the Retirement Board will be meeting on the 4th Wednesday in February.

Mike Medema of the Nevada State Prison said this legislation was requested by the Prison prior to November, 1976, when the Retirement Committee decided to include the non-correctional people who are at the Institution. Mr. Medema said this segment of individuals included the teachers, nurses, the doctors and vocational instructors who share the same dangers that the correctional officers have. Mr. Medema said that these people will be covered by the retirement bill (Omnibus Retirement Bill) as well as the N.I.C. coverage for heart diseases. Mr. Medema said this will cover approximately 110 staff employees (which includes the anticipated staff at the new Southern Nevada prison). Mr. Medema said the staff and the Prison administration both favor this bill, and the administration feels this benefit will aid in recruitment.

Senator Neal felt that the wording of the bill could mean that "anyone" could be covered. Mr. Medema said only those that had 'necessary and frequent contacts with the prisoners', (Line 15 of Page 1 - S.B. 95).

Senator Hernstadt asked what was the Prison cutting in their budget to provide for this benefit and its impact of \$14,000. Mr. Medema said this will be an additional \$37,000 (Biennium) to the budget request.

Mr. Medema said that even if the Retirement Omnibus Bill is passed by the Senate, Mr. Medema would still like S.B. 95 approved in order that Sec. 2 involving the heart disease benefits be made law. (The Omnibus Bill does not have this section for the non-correctional staff)

S.B. 97 (Exhibit "B")

Senator Blakemore -- Motion that this bill  
have no further consideration.  
Senator Faiss -- 2nd the Motion.

The Motion passed. (Senator Raggio was absent  
for this vote)

\*Also, it should be noted that the Department  
of Human Resources requested that this bill  
be 'tabled' by the Committee.

S.B. 92 (Exhibit "C")

Mr. Merlin D. Anderson, Administrator of Post-Secondary  
Institution Authorization Committee testified that the  
Governor is promoting legislation which would consolidate  
many of the technical school boards (including the  
State Board of Cosmetology). Mr. Anderson said that  
his Department was concerned about the passage of S.B. 92  
if the Governor's recommendation passes, because fees  
would need to be decided upon by his Department, and  
not the individual boards. Mr. Anderson said that the  
schools currently under the Committee charge \$50.00 each year,  
every two years for licensing, and the Board of  
Cosmetology charges \$300.00 per year. Mr. Anderson said  
this is the inequity that would have to be controlled.

Senator Blakemore asked how will the present licensed  
businesses and schools be handled under Mr. Anderson's  
jurisdiction. Mr. Anderson said that they will be given  
a six (6) month provisional license in order that if it  
is necessary, they can bring their standards up to the  
Committee's requirements.

Senator Raggio stated that he is proposing some additional  
legislation (Sunset legislation) which will also affect  
these Boards. Senator Raggio stated that he will introduce  
the practice of mandatory termination of Boards at periodic  
intervals, unless continued existence can be justified.

Senator Neal asked why the Governor was considering this  
change in jurisdiction. Mr. Anderson said that in some  
cases, the value of the Board was questionable, and some  
of the schools have indicated that they would like to  
be out from under the supervision of these various Boards.

Mr. Lee Walker testified in behalf of the Board of Cosmetology.  
Mr. Walker said that the Board felt the need to increase  
their fees in order to offset increasing costs in travel  
and printing. Mr. Walker said that the costs increase with  
each new business that opens, but the revenue from exams  
is static. Mr. Walker also said that the increases would  
be carefully deliberated, and not raised arbitrarily.



S. B. 95

SENATE BILL NO. 95—COMMITTEE ON EDUCATION,  
HEALTH AND WELFARE AND STATE INSTITUTIONS

JANUARY 20, 1977

Referred to Committee on Education, Health and Welfare  
and State Institutions

SUMMARY—Expands number of state prison employees eligible for early  
retirement purposes and heart disease benefits. (BDR 53-196)

FISCAL NOTE: Local Government Impact: No.  
State or Industrial Insurance Impact: Yes.

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

AN ACT relating to the state prison; expanding the category of employees  
eligible for early retirement and for occupational disease benefits on account  
of heart disease; 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 286.061 is hereby amended to read as follows:
- 2 286.061 1. "Police officer" means a member, who is a full-time
- 3 employee of a participating public employer, whose principal duties
- 4 consist of enforcing the laws of the State of Nevada or any of its political
- 5 subdivisions and who is employed in one of the following positions:
- 6 (a) A member of the Nevada highway patrol who exercises the
- 7 police powers specified in NRS 481.0491 and 481.180;
- 8 (b) The sheriff of a county or of a metropolitan police department,
- 9 or his deputy;
- 10 (c) The chief of police of an incorporated city or unincorporated
- 11 town, or a subordinate peace officer;
- 12 (d) A member of the University of Nevada System police depart-
- 13 ment;
- 14 (e) [A correctional officer] *An employee of the Nevada state prison*
- 15 *[;] whose duties require necessary and frequent contact with the pris-*
- 16 *oners;*
- 17 (f) A special investigator employed by the attorney general or by a
- 18 district attorney; or
- 19 (g) A parole and probation officer of the department of parole and
- 20 probation.
- 21 2. The board may, subject to statutory limitations, adopt regula-
- 22 tions stipulating employee positions in these categories whose holders
- 23 shall be deemed "police officers."

S. B. 97

SENATE BILL NO. 97—COMMITTEE ON EDUCATION, HEALTH AND WELFARE AND STATE INSTITUTIONS

JANUARY 20, 1977

Referred to Committee on Education, Health and Welfare and State Institutions

SUMMARY—Revises certain provisions on admission of persons to mental health facilities and liability for costs of services. (BDR 39-131)

FISCAL NOTE: Local Government Impact: No. State or Industrial Insurance Impact: No.

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

AN ACT relating to the care of the mentally ill; permitting the court to make a person who applies to a district attorney for admission of another person to a mental health facility pay for all costs of medical services rendered to the admitted person; restricting to enumerated classes those who may petition for involuntary, court-ordered admissions to such facilities; 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 433A.200 is hereby amended to read as follows:
- 2 433A.200 Proceedings for an involuntary court-ordered admission
- 3 of any person in the State of Nevada may be commenced by the filing of
- 4 a petition with the clerk of the district court of any county where the
- 5 person who is to be treated resides. The petition may be filed *only* by
- 6 the spouse, parent, adult children or legal guardian of the person to be
- 7 treated [or by any] , a physician, psychologist, social worker or public
- 8 health nurse, [by] a duly accredited agent of the department or [by
- 9 any] an officer authorized to make arrests in the State of Nevada.
- 10 [such] The petition shall be accompanied:
- 11 1. By a certificate of a physician or certified psychologist stating
- 12 that he has examined the person alleged to be mentally ill and has
- 13 concluded that as a result of mental illness the person is likely to harm
- 14 himself or others or that he is gravely disabled, as provided in subsection
- 15 2 of NRS 433.194; or
- 16 2. By a sworn written statement by the petitioner that:
- 17 (a) The petitioner has probable cause to believe that such person is
- 18 mentally ill and, because of such illness is likely to harm himself or
- 19 others, or is gravely disabled, as defined in subsection 2 of NRS
- 20 433.194; and

Original bill is 2 pages long.  
Contact the Research Library for  
a copy of the complete bill.

S. B. 92

SENATE BILL NO. 92—COMMITTEE ON EDUCATION, HEALTH AND WELFARE AND STATE INSTITUTIONS

JANUARY 20, 1977

Referred to Committee on Education, Health and Welfare and State Institutions

SUMMARY—Increases certain fees charged and penalties assessed by state board of cosmetology. (BDR 54-270)

FISCAL NOTE: Local Government Impact: No. State or Industrial Insurance Impact: No.

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

AN ACT relating to cosmetology; increasing certain fees charged and penalties assessed by the state board of cosmetology; permitting the board to set certain other fees within specified limits; 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 644.220 is hereby amended to read as follows:
- 2 644.220 1. The amounts of the examination fees and reexamination
- 3 fees required by this chapter are those [fixed by] *established by the*
- 4 *board within* the following schedule:
- 5 (a) The fee for examination as a hairdresser and cosmetician is
- 6 **[\$15.]** *at least \$15 but not to exceed \$30.* The fee for each reexamina-
- 7 tion [(other than a second examination, for which no fee shall be
- 8 charged) is \$5.] *is at least \$5 but not to exceed \$10.*
- 9 (b) The fee for examination as an electrologist is **[\$15.]** *at least \$15*
- 10 *but not to exceed \$30.* The fee for each reexamination [(other than a sec-
- 11 ond examination, for which no fee shall be charged) is \$7.50.] *is at least*
- 12 *\$7.50 but not to exceed \$10.*
- 13 (c) The fee for examination as a manicurist is **[\$10.]** *at least \$10 but*
- 14 *not to exceed \$30.* The fee for each reexamination [(other than a sec-
- 15 ond examination, for which no fee shall be charged) is \$2.50.] *is at least*
- 16 *\$2.50 but not to exceed \$10.*
- 17 2. Each applicant referred to in subsection 1 shall, in addition to
- 18 the fees specified therein, pay to the board the reasonable value of all
- 19 [supplies necessary] *necessary supplies and a reasonable proportion of*
- 20 *the rent for the facilities* to be used in the examination or examinations.
- 21 SEC. 2. NRS 644.310 is hereby amended to read as follows:

Original bill is 3 pages long. Contact the Research Library for a copy of the complete bill.

S. B. 98

SENATE BILL NO. 98—COMMITTEE ON EDUCATION, HEALTH AND WELFARE AND STATE INSTITUTIONS

JANUARY 20, 1977

Referred to Committee on Education, Health and Welfare and State Institutions

SUMMARY—Tightens procedures for admission of children to mental health facilities. (BDR 39-133)

FISCAL NOTE: Local Government Impact: No. State or Industrial Insurance Impact: No.

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

AN ACT relating to care of the mentally ill; tightening procedures for voluntary admission of children to mental health facilities; 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 433A.140 is hereby amended to read as follows:
- 2 433A.140 1. Any person may apply to any public or private mental
- 3 health facility in the State of Nevada for *voluntary* admission to such
- 4 facility [as a voluntary client] for the purposes of observation, diagnosis,
- 5 care and treatment. In the case of a [person who has not attained the
- 6 age of majority,] *child*, application for voluntary admission may be made
- 7 on his behalf by his [spouse,] parent or legal guardian. *If the child*
- 8 *is 14 or more years of age and protests to the admitting officer, the appli-*
- 9 *cation shall be denied.*
- 10 2. [If] *Except as limited by subsection 1, if* the application is for
- 11 admission to a division facility, the applicant shall be admitted as a
- 12 voluntary client if examination by admitting personnel reveals that the
- 13 person needs and may benefit from services offered by the mental health
- 14 facility.
- 15 3. Any person admitted to a division facility as a voluntary client
- 16 shall be released immediately after the filing of a written request for
- 17 release with the responsible physician or his designee within the normal
- 18 working day.
- 19 4. Any person admitted to a division facility as a voluntary client
- 20 who has not requested release may nonetheless be released by the

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