

SENATE COMMITTEE ON HUMAN
RESOURCES AND FACILITIES

APRIL 7, 1977

The meeting was called to order at 8:14 a.m. in Room 323 on Thursday, April 7, 1977, with Senator Jack Schofield in the Chair.

PRESENT: Chairman Jack Schofield
Senator William Raggio
Senator Richard Blakemore
Senator William Hernstadt

ABSENT: Vice-Chairman Joe Neal
Senator Wilbur Faiss

GUESTS: Mr. Michael Dunn, State Division of Health, Vital Statistics
Ms. Olga Giovacchini, State Division of Health, Vital Statistics
Dr. Edward Gallagher, Washoe County Health Officer

A.B. 143 (EXHIBIT "A")

Mr. Michael Dunn of the Vital Statistics section of the State Division of Health, said this is a consumer protection bill which prohibits the requirement of embalming dead bodies.

Senator Raggio asked what was the origin of this bill? Mr. Dunn said it was originated through Vital Statistics, but some of the funeral directors have had problems in some of the rural areas of the State.

(Senator Hernstadt entered)

Senator Blakemore asked if there was a requirement to embalm before cremation? Mr. Dunn said not with this bill, which would save some cost to the consumer, however, they may embalm after 18 hours. Mr. Dunn said that he has discussed this legislation with the coroners and funeral directors and they are not opposed.

Ms. Olga Giovacchini, of the Vital Statistics section, said that David Bunker, President of the Funeral Director Association did not oppose this bill.

Senator Raggio: Motion to Do Pass A.B. 143
Senator Blakemore: 2nd the Motion

The Motion passed. (Senators Neal & Faiss were absent)

A.B. 142 (EXHIBIT "B")

Ms. Giovacchini said that the present law requires that the birth certificate can be signed by whomever was present at the birth, i.e., the physician, an intern. The problem occurs with delinquent certificates in not being able to obtain physician's signatures. This will require the physician to sign the certificate within 72 hours, or if he/she is not available, it can be signed by the hospital director or administrator.

Ms. Giovacchini said Section 4 of the bill amends the "paternity" law to allow the widowed or divorced mother to put the husband's name on the certificate if the conception was made during the marriage. Ms. Giovacchini also discussed the change dealing with allowing an alternative signature on a death certificate.

Mr. Ed Gallagher, a Washoe County Health Officer, said the health officer doesn't have the staff to do a thorough death investigation, whereas a coroner does.

Senator Raggio asked about the significance of Section 8 of the bill? Ms. Giovacchini said this will allow a mortician to take a body out of a registration district (county present) even if a registrar is present in that district. This will allow a deputy coroner to authorize the transfer, and then the papers can be signed later.

Senators Schofield and Hernstadt asked if a private individual could transfer a relative's body? Ms. Giovacchini answered not without a death certificate and a burial transit permit, which can be obtained at the Health Department.

Senator Raggio: Motion to Do Pass A.B. 142
Senator Blakemore: 2nd the Motion

The Motion passed. (Senators Neal & Faiss were absent)

S.B. 322 (EXHIBIT "C")

Senator Raggio: Motion to amend S.B. 322 with
#513 A, and to further amend
that in lieu of Health Authority,
put the language "city or county".
Senator Blakemore: 2nd the Motion

The Motion passed. (Senators Neal & Faiss were absent)

S.B. 389 (EXHIBIT "D")

Senator Hernstadt: Motion to "Kill" S.B. 389
Senator Raggio: 2nd the Motion

The Motion passed. (Senators Neal & Faiss were absent)

S.J.R. 16 (EXHIBIT "E")

Senator Raggio: Motion for indefinite postponement
Senator Blakemore: 2nd the Motion

Discussion:

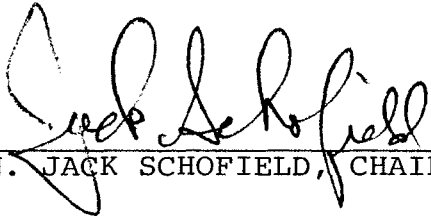
Senator Schofield said that educators do need to know the needs of the people. Senator Raggio suggested that this might be a good area for an interim study.

The Motion passed. (Senators Neal & Faiss were absent)

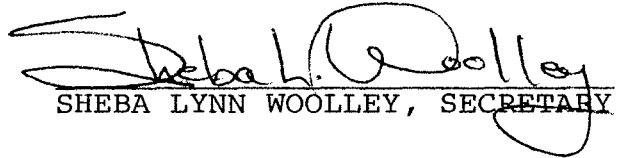
Senator Raggio said that he felt we have come a long way on the Community Colleges, and if there has ever been anything of conflict, he has disclosed it before the vote was taken. He said, Mr. Wooster of his law firm serves as legal counsel for the Washoe County teachers and does participate in negotiations. However, he felt that this does not affect his vote, as it is done outside of the classroom. He stated he does not want the Committee to be misled.

Senator Schofield said he doesn't feel that Senator Raggio has any more conflict, as this area is too general.

The meeting adjourned at 9:07 A.M.



SEN. JACK SCHOFIELD, CHAIRMAN



SHEBA LYNN WOOLLEY, SECRETARY

(REPRINTED WITH ADOPTED AMENDMENTS)

FIRST REPRINT

A. B. 143

ASSEMBLY BILL NO. 143—COMMITTEE ON
HEALTH AND WELFARE

JANUARY 25, 1977

Referred to Committee on Health and Welfare

SUMMARY—Prohibits requirement of embalming dead bodies. (BDR 40-147)

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 dead bodies; making it unlawful generally to require human remains to be embalmed before their final disposition; providing a penalty; 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 451.065 is hereby amended to read as follows:
- 2 451.065 1. No crematory [shall make or enforce any rules requir-
- 3 ing] *may require* that human remains be placed in a casket before cre-
- 4 mation or that human remains be cremated in a casket, [nor shall a
- 5 crematory] *or* refuse to accept human remains for cremation because
- 6 they are not in a casket. This section does not prohibit a crematory *from*
- 7 requiring some type of container or disposal unit for cremation. [Any
- 8 person who violates this section is guilty of a misdemeanor.]
- 9 2. *No crematory, funeral home, cemetery or other place which*
- 10 *accepts human remains for disposition may require the remains to be*
- 11 *embalmed or otherwise prepared prior to their disposition by cremation,*
- 12 *interment or otherwise, or before their removal from or into any regis-*
- 13 *tration district. The state board of health may require embalming or other*
- 14 *preparations if necessary to protect the public.*
- 15 3. *Any person who violates this section is guilty of a misdemeanor.*

(REPRINTED WITH ADOPTED AMENDMENTS)

SECOND REPRINT

A. B. 142

ASSEMBLY BILL NO. 142—COMMITTEE ON HEALTH AND WELFARE

JANUARY 25, 1977

Referred to Committee on Health and Welfare

SUMMARY—Facilitates collection of standardized vital statistics. (BDR 40-141)

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 vital statistics; providing for their standardization on a national or regional basis; extending the authority to sign birth and death certificates; 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 440.280 is hereby amended to read as follows:
- 2 440.280 1. [The attending physician or midwife shall file a certificate
- 3 of birth, properly and completely filled out, giving all the particulars
- 4 required by this chapter, with the local health officer of the registration dis-
- 5 trict in which the birth occurred within 10 days after the date of birth. If
- 6 no physician or midwife was in attendance, then the father or mother,
- 7 householder or owner of the premises, manager or superintendent of the
- 8 public or private institution in which the birth occurred shall notify the
- 9 local health officer, within 10 days after the birth, of the fact that a birth
- 10 has occurred. The local health officer shall then secure the necessary infor-
- 11 mation and signature to make a proper certificate of birth.
- 12 2.] *If a birth occurs in a hospital or the mother and child are imme-*
- 13 *diately transported to a hospital, the person in charge of the hospital or his*
- 14 *designated representative shall obtain the necessary information, prepare*
- 15 *a birth certificate, secure the signatures required by the certificate and file*
- 16 *it within 10 days with the health officer of the registration district where*
- 17 *the birth occurred. The physician in attendance shall provide the medical*
- 18 *information required by the certificate and certify to the fact of birth*
- 19 *within 72 hours after the birth. If the physician does not certify to the fact*
- 20 *of birth within the required 72 hours, the person in charge of the hospital*
- 21 *or his designated representative shall complete and sign the certification.*
- 22 2. *If a birth occurs outside a hospital and the mother and child are*
- 23 *not immediately transported to a hospital, the birth certificate shall be*

Original bill is 4 pages long. Contact the Research Library for a copy of the complete bill.

(REPRINTED WITH ADOPTED AMENDMENTS)

FIRST REPRINT

S. B. 322

SENATE BILL NO. 322—SENATORS BRYAN, CLOSE,
RAGGIO, WILSON, GOJACK AND SHEERIN

MARCH 8, 1977

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

SUMMARY—Imposes restrictions on amount of water used by certain
toilets. (BDR 40-1075)

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 conservation of water; imposing restrictions on the amount
of water used by certain toilets and shower apparatus; providing for local
enforcement; 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 444 of NRS is hereby amended by adding
- 2 thereto the provisions set forth as sections 2 and 3 of this act.
- 3 SEC. 2. 1. *Except as provided in subsection 2, no toilet may be*
- 4 *installed after July 1, 1978:*
- 5 (a) *In any new hotel, motel, apartment house or dwelling; or*
- 6 (b) *As part of an addition to or renovation of any hotel, motel, apart-*
- 7 *ment house or dwelling,*
- 8 *if the toilet uses more than 3½ gallons of water for each flushing.*
- 9 2. *Toilets having a capacity of more than 3½ gallons of water may*
- 10 *be installed if:*
- 11 (a) *Such toilets are equipped with devices to reduce water consumption*
- 12 *to 3½ gallons of water or less for each flushing; or*
- 13 (b) *The drainage system of an existing building requires a greater*
- 14 *quantity of water to flush the system adequately.*
- 15 3. *The city or county, acting through its building department or*
- 16 *public works department, if any, shall adopt and enforce regulations to*
- 17 *enforce the restrictions imposed by this section.*
- 18 SEC. 3. 1. *Except as provided in subsection 2, no shower apparatus*
- 19 *may be installed after July 1, 1978:*
- 20 (a) *In any new hotel, motel, apartment house or dwelling; or*

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

S. B. 389

SENATE BILL NO. 389—SENATORS GLASER AND ECHOLS

MARCH 24, 1977

Referred to Committee on Human Resources and Facilities

SUMMARY—Removes community colleges from University of Nevada System.
(BDR 34-1029)

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 education; providing for a community college board; providing for its membership and powers and duties; removing community colleges from the University of Nevada System; providing a penalty; and providing other matters thereto.

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

- 1 SECTION 1. Title 34 of NRS is hereby amended by adding thereto
- 2 a new chapter to consist of the provisions set forth as sections 2 to 44,
- 3 inclusive, of this act.
- 4 SEC. 2. As used in this chapter, "board" means the state community
- 5 college board.
- 6 SEC. 3. The state community college board is hereby created.
- 7 SEC. 4. 1. The board is composed of nine members. One member
- 8 shall be elected by the registered voters within each of the following
- 9 districts, and shall be a resident of the district from which he is elected:
- 10 (a) District No. 1, consists of assembly districts Nos. 23, 24, 25, 27
- 11 and 28.
- 12 (b) District No. 2, consists of assembly districts Nos. 26, 29, 30, 31
- 13 and 32.
- 14 (c) District No. 3, consists of assembly districts Nos. 7, 18 and 19;
- 15 enumeration districts Nos. 242, 243B, 243D, 244, 247B, 248, 291, 292,
- 16 293 and 294 in assembly district No. 17 and enumeration districts Nos.
- 17 241, 249, 279, 280, 281, 282, 283, 284A, 284B, 285, 286, 288, 289,
- 18 297, 299, 300, 301A, 301B and 302 in assembly district No. 20.
- 19 (d) District No. 4, consists of assembly districts Nos. 1, 2, 3, 4 and
- 20 enumeration districts Nos. 85, 87, 108 and 147 in assembly district
- 21 No. 8.
- 22 (e) District No. 5, consists of assembly districts Nos. 5, 10, 13, 15
- 23 and enumeration districts Nos. 126, 127, 128, 129, 165A and 166 in
- 24 assembly district No. 8.

S. J. R. 16SENATE JOINT RESOLUTION NO. 16—SENATORS
GLASER AND ECHOLS

MARCH 24, 1977

Referred to Committee on Human Resources and Facilities

SUMMARY—Proposes constitutional amendments to create community college system under independent board. (BDR C-934)

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

SENATE JOINT RESOLUTION—Proposing amendments to article 11 of the constitution of the State of Nevada, relating to education, creating the community college system under an independent board.

1 *Resolved by the Senate and Assembly of the State of Nevada, jointly,*
2 That article 11 of the constitution of the State of Nevada be amended by
3 adding thereto a new section, and sections 5, 6 and 9 of article 11 be
4 amended to read respectively as follows:

5 *Sec. 11. The legislature shall provide for the establishment of a com-*
6 *munity college system under the control and management of a board*
7 *elected for that purpose, whose duties and election the legislature shall*
8 *prescribe. The board of regents of the University of Nevada and the*
9 *community college board shall each give full credit to persons who have*
10 *completed academic work in an institution controlled by the other.*

11 **[Sec:]** *Sec. 5* The Legislature shall have power to **[establis]**
12 *establish* Normal schools, and such different grades of schools, from the
13 primary department to the University, as in their discretion they may
14 deem necessary, and all Professors in **[said]** *the University [.] and the*
15 *community colleges, or Teachers in [said] the Schools of whatever grade,*
16 *shall be required to take and subscribe to the oath as prescribed in*
17 **[Article Fifteenth]** *article 15* of this Constitution. No Professor or
18 Teacher who fails to comply with the provisions of any law framed in
19 accordance with the provisions of this Section, **[shall be]** *is* entitled to
20 receive any portion of the public monies set apart for school purposes.

21 **[Section]** *Sec. 6.* In addition to other means provided for the
22 support and maintenance of **[said]** *the university, community colleges*
23 *and common schools, the legislature shall provide for their support and*
24 *maintenance by direct legislative appropriation from the general fund,*
25 *upon the presentation of budgets in the manner required by law.*

26 **[Sec: 9. No sectarian]** *Sec. 9. Sectarian instruction shall not be*
27 *imparted or tolerated in any school, college or University that may be*
28 *established under this Constitution.*