

SENATE
GOVERNMENT AFFAIRS COMMITTEE

Minutes of Meeting - May 2, 1977

Present: Chairman Gibson
Senator Foote
Senator Faiss
Senator Gojack
Senator Hilbrecht
Senator Raggio
Senator Schofield

Also Present: See Guest Register

Chairman Gibson opened the forty-fourth meeting of the Government Affairs committee at 2:40 p.m. with all members present.

AB-443

Authorizes local ordinances against water waste. (BDR 20-1526)

Russ McDonald, Washoe County, also representing the Association of County Commissioners. Mr. McDonald stated that the essential part of the bill is in Section 1. This bill was prepared after a conference with the Governor and it was felt that this type of legislation should be in the statutes. Mr. McDonald had some amendments to the bill from the District Attorney in Washoe County but those amendments were withdrawn.

Motion of "Do Pass" by Senator Gojack, seconded by Senator Faiss. Motion carried unanimously.

AB-573 (not on agenda)

Provides for abandonment of easements by local governments. (BDR 27-1333)

Russ McDonald, representing Washoe County, stated that this bill should be held until the disposition of AB-475 is known. If AB-475 is passed this bill should be indefinitely postponed.

AB-683

Requires reports to Labor Commissioner on public works projects and increases penalties for violations (BDR 28-1510)

Stan Jones, Commissioner of Labor, went over the bill for the committee as it would affect their office. He felt that it was a good bill and necessary. Supported AB-683.

Lou Paley, Nevada Chapter of AFLCIO, testified that the present laws do not go far enough and this would help keep better controls on contract work. Supported AB-683.

Motion of "Do Pass" by Senator Faiss, seconded by Senator Gojack. Motion carried unanimously.

AB-450

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. (BDR 23-1057)

Chairman Gibson had the prepared amendments as decided upon by the committee during Meeting No. 40, April 26, 1977.

Senator Gojack went over the amendments where there were questions by the committee. On Page 2, Section 4 - in discussing "member of a legislative branch means", "other political subdivision" was added to this list of definitions. Page 2, we deleted lines 34 through 45 and added the Executive Ethics Commission. Section 9.6, page 4, deleted the "may" of may not vote and replaced it with "should not vote". In Section 10 there was a change regarding confidentiality. The opinion is confidential unless it is released by the requester. The new language added was "The public officer or employee acts in contravention of the opinion in which case the appropriate commission may disclose the content of the opinion. The remaining amendments were to make the bill more cohesive and workable.

Motion to "Amend and Do Pass" with a referral to Finance by Senator Raggio, seconded by Senator Hilbrecht. Motion carried unanimously

SB-351

Creates State Ethics Commission and provides procedures and ethical rules to govern conduct of elective public officers other than judicial. (BDR 23-1076)

With the re-drafting of AB-450 it was felt that SB-351 should be postponed.

Motion to "Indefinitely Postpone" by Senator Raggio, seconded by Senator Hilbrecht. Motion carried unanimously.

AB-278

Reorganizes boards, commissions and similar bodies in executive department of state government. (BDR 18-200)

Bruce Arkell, State Planning Coordinator, went over the amendments that were decided upon by the committee in Meeting No. 42, April 29, 1977. (See Attachment #1)

Motion to "Amend and Do Pass" by Senator Hilbrecht, seconded by Senator Gojack. Motion carried unanimously.

AB-630

Permits greyhound racing where licensed by city or county. (BDR 41-1569)

Chairman Gibson had the amendments as decided upon during Meeting #41 on April 27, 1977. Amend Section 1, page 1, line 7 - Delete the period and insert "if that county has adopted an ordinance which prohibits the keeping of houses of prostitution throughout the unincorporated areas of the county."

Senator Raggio indicated that he would prefer to withdraw this amendment suggestion. The committee concurred with this and the above amendment was dropped.

Amend the bill as a whole by adding a new Section (3.5) following Section 3 - between lines 16 and 17. "Chapter 466 of the NRS is hereby amended by adding thereto a new Section which shall read as follows, "1. It is unlawful in the any greyhound race: A. To use a living animal as bait for the dogs or B. To allow any dog to participate which has been trained by coursing. 2. As used in this Section, coursing includes the pursuit of a living animal and the use of blood to attract or award a dog." Amend the Title of the bill on the second line before county and insert "qualified".

Motion to "Amend and Do Pass" by Senator Hilbrecht, seconded by Senator Schofield. Motion carried. Senator Foote cast a no vote.

AB-410

Revises provisions relating to reporting of election campaign contributions and expenses. (BDR 24-1085)

Chairman Gibson stated that since SB-168 has been held up in the Elections Committee on the Assembly side it would be beneficial to amend AB-410 with the provisions in SB-168 and pass it out of committee.

Senator Gojack concurred and stated that in her discussion with Mr. Mann the committee did not want to maintain the language regarding the threshold.

It was the decision of the committee to amend AB-410 with the provisions of SB-168.

Motion to "Amend and Do Pass" by Senator Hilbrecht, seconded by Senator Gojack. Motion carried unanimously.

SB-242

Enacts State Employee-Management Relations Act. (BDR 23-44)

Chairman Gibson asked the committee to read over the letters provided by Mr. Wittenberg of the Personnel Administration and form their opinions on how they wish to proceed with the bill.

ACR-41

Urges offices of state and its political subdivisions to provide bilingual services where need exists. (BDR 1463)

Motion to "Indefinitely Postpone" by Senator Foote, seconded by Senator Hilbrecht. Motion carried with three no votes cast by Senators Gojack, Raggio and Schofield.

AB-209

Provides for administrative hearing before certain actions may be taken against state classified employee (BDR 23-37)

The amendment to this as provided by the committee in an earlier meeting was to provide that the dismissal or suspension would become effective the day he received the dismissal in writing.

Motion to "Amend and Do Pass" by Senator Hilbrecht, seconded by Senator Raggio. Motion carried unanimously.

Chairman Gibson recessed the committee due to the Senate going back into session. The meeting would continue on May 3, 1977 at 2:30 p.m.

Chairman Gibson called the meeting to order at 2:45 pm. with all members present.

AB-475

Revises land division laws. (BDR 22-559)

Mr. Larry Hampton, Director of Public Services in Las Vegas and Mr. Buxton, Chief Deputy Director of the Public Works Board in Clark County testified to the committee on the bill.

Mr. Hampton stated that he did not like the exception of 200,000 population limit regarding the 40 acres or less in the bill. Felt that it should be statewide. Mr. Hampton referred the committee to the original language used in Section 33 and would prefer that this be restored as it would eliminate this exception. In Section 35 Mr. Hampton stated that the improvements required should be similar with the area.

Mr. Buxton reiterated some of his earlier testimony that was given in Meeting #42, April 30th for the committee. Mr. Buxton noted that it was the study commission's decision to leave the population language in the bill, it was in the Assembly that this was deleted.

Assemblyman Paul May passed out copies of a study indicating the present law with regard to Parcel maps and 10 acre subdivisions and how it would be affected by AB-475 as amended in the Assembly in counties having a population of 200,000 or more. (See Attachment #2) Mr. May stated that as a licensed real estate broker in the Clark County area he sees real problems with the bill and would prefer that the provision be amended back to 10 acres on the parcel maps. There are no 40 acre parcels left to buy and this law would take away the choice of a life style. Would also prohibit the small developer from operating. He concluded by stating that the committee should consider amending SB-513 to provide for urban developing. With this amendment AB-475 could be dropped.

When questioned on this Assemblyman May stated that he did not have the language for this amendment but would be glad to work with the committee if it was their decision to take this route.

Assemblyman May also passed out another report to help the committee see the problem that they have with the word "adjacent". (See Attachment #3). It was requested that on line 42 and 44/45 the word "adjacent" be deleted and replaced with "area". Mr. May continued that if the committee agreed, on line 44 a period could be placed after "necessary" and the remaining language in the sentence could be deleted.

Mr. May defined, for the committee, that "area" meant within 660 feet of a paved road.

Mr. Hampton agreed with the points made by Assemblyman May. He stated that there are some 20 acre parcels that could be developed in the Clark County area. He also reiterated that the original language used in Section 33 should be restored.

Assemblyman Weise, as a developer testified to the committee that they should make the 10 acre provision with the approval of the local entities. This would allow the area to decide which was best for them. He felt that most of the arguments on the distance between the parcel map and the paved road comes from industry. Agreed with Mr. May's testimony on changing it back to the 10 acres. This would then make the bill more acceptable to all concerned.

Mr. Buxton wished the committee would keep it at 40 acres to help them keep better controls on development.

Assemblyman Kissam testified that this shouldn't be for all the counties. Agreed with Assemblyman Weise that the decision on 10 or 40 acres should be left up to the county.

Senator Hilbrecht felt that the bill should be amended back to the language as noted in the first reprint of the bill for Section 33. Also on Page 10, lines 13 and 14 it should say "owners of record". Also on Page 5, line 46 delete "consider" and insert "make findings". On Page 5, add language to make sure that there is sufficient water to meet the health standards. The committee decided that this should be a new "c" on page 5, line 51. Also on page 6 add the language that land dedicated under provisions of former NRS 116.020 as it read before April 1, 1961 which the board of trustees is a school district - if they determine it is unsuitable, undesirable or impractical for school purposes it may be reconveyed.

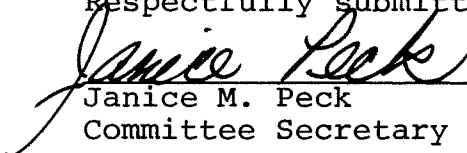
Senator Hilbrecht felt that in subsection 2, lines 21 through 31 that the Board of Trustees of a School District shall provide the governing body the information concerning the availability and access for the school in the area questioned. At this time Senator Hilbrecht stated that he had difficulty with the parcel maps waiving both the survey and the parcel map.

Mr. Buxton stated that North Las Vegas wanted the waiver left in but they felt like they had a good handle of the situation in their area.

Chairman Gibson assigned the amendments to Senator Hilbrecht.

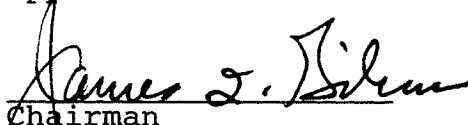
With no further business the meeting was adjourned at 4:00 p.m.

Respectfully submitted,



Janice M. Peck
Committee Secretary

Approved:



Chairman

SUMMARY OF AB 278
THIRD REPRINT

Boards affected by this bill are listed in Sections 372 and 373, except for those repealed which are listed in Attachment 1 and discussed in items 4 and 5 below.

The bill is designed to bring about seven changes in the boards and commissions of State government. These are:

- 1) Appointment dates for boards have been set for two dates, June 30 and October 30, to provide a means to more effectively handle the appointments as well as a means to better evaluate the boards and potential appointees. On the first round of appointments, the Governor must retain at least one-third of the present membership to assure continuity.
- 2) Terms for most of the boards in AB 278 have been set for three years with no limitations on terms. This was done to assist in the appointment process as well as to fix terms for boards that presently have no terms or serve at the pleasure of the Governor as well as to standardize the length of term. Finance, Public Construction, Constitutional and Public Employee Boards were left with their existing terms.
- 3) One member representing the general public has been placed on all health related licensure boards. Technical boards (engineers, architects, etc.) were not included. General public members cannot participate in original licensure decisions. The

exception to this is that two representatives of the general public were placed on the Board of Marriage and Family Counselor Examiners and one representative each on the Private Investigator's Licensing Board and Landscape Architecture because the Assembly Government Affairs committee was aware of certain problems with these boards that may be resolved through these representatives.

- 4) Communications Board, Museum Board of Trustees and Historical Society administrative authorities (hire and fire director) has been transferred to the Governor, and the boards' administrative authorities have been transferred to the staffs. Boards' policy authority has been retained.
- 5) Requirements that the Governor select board members from lists submitted by others have been removed. This applied to the Board of Physical Therapy Examiners and Board of Accountancy ^{and Board of Nursing.} The Governor is required to fill vacancies on the Conservation District Commission from a list and this has been repealed also.
- 6) Boards that have been inactive (see Attachment #1) have been repealed and the functions transferred to appropriate active boards and agencies.
- 7) Boards repealed for other reasons are also listed on Attachment #1 with an explanation for these changes given in Attachment #2.
- 8) The boards listed on pages 97 and 98 (Section 377(2)) will now receive \$40/day pay for attendance

at board meetings. If this passes, between 80-90
percent of all State agency boards will now be
paid.

The final Attachment (#3) lists the boards that were recommended for repeal but have been reinstated by the Assembly. Also on that list are boards whose administrative authorities (hire and fire staff and budget) were recommended for transfer to the Governor but which were reinstated to the Board by the Assembly.

BOARDS RECOMMENDED FOR REPEAL
BECAUSE THEY HAVE BEEN INACTIVE

Advisory Committee to Welfare Division
 Cancer Advisory Board
 Civil Defense Advisory Council
 Educational Television Development Council, Nevada
 Housing Commission, State
 Industry, Agriculture and Irrigation, State Commission on
 Irrigation District Bond Commission
 Instructional Television Planning Council
 Legislative Communications Council, Nevada
 Medical Advisory Board
 Mining Safety Advisory Board
 Renal Disease Advisory Committee
 Savings Association Appeal Board

BOARDS RECOMMENDED FOR REPEAL
FOR OTHER REASONS

Alcohol and Drug Abuse Advisory Board
 Commission on State Public Defender Selection
 Data Processing Advisory Board
 Educational Communications Commission
 Environmental Education, Nevada Advisory Committee for
 Fish and Game Advisory Board
 Girls' Training Center Advisory Board
 Health Facilities Advisory Board
 Indian Advisory Committee for Indian Education
 Liaison Committee (to Board of Medical Examiners and Board of Psychological
 Examiners)
 Mobile Home & Travel Trailer Advisory Commission
 Peace Officers Standards and Training Committee
 Public Health Sanitarians, Board of Registration for
 Regional Plumbing Boards
 Youth Training Center Advisory Board

Boards Repealed for Other Reasons

Alcohol and Drug Abuse Advisory Board -- Statutory authority not necessary and functions potentially could be consolidated with other nonstatutory boards.

Commission on State Public Defender Selection -- Limited the people that could participate in the nomination of public defender applicants.

Data Processing Advisory Board -- Statutory authority not necessary. Board composed only of executive agencies' technical personnel.

Educational Communications Commission -- Program defunded in the Executive Budget and the money committees.

Nevada Advisory Committee for Environmental Education -- Board ineffective.

Fish and Game Advisory Board -- Provides for better access of County Game Management Boards to the Fish and Game Commission. Also improves the process for selection of Fish and Game Board members.

Girls' Training Center Advisory Board -- consolidated with Youth Services Advisory Board, common functions.

Health Facilities Advisory Board -- Other legislation consolidated these functions with the State Health Coordinating Council.

Indian Advisory Committee for Indian Education -- Federal funds (Johnson O'Malley) no longer available.

Liaison Committee (to Board of Medical Examiners and Board of Psychological Examiners) -- Statutory authority not necessary to perform advisory functions.

Mobile Home and Travel Trailer Advisory Commission --

Federal Government preempted functions.

Peace Officers Standards and Training Commission -- Con-

solidated with Crime Commission.

Board of Registration for Public Health Sanitarians --

Registration was not mandatory. Board served only public employees.

Regional Plumbing Boards -- Consolidated with similar functions

of the Public Works Board.

Youth Training Center Advisory Board -- Consolidated with

Youth Services Advisory Board, common functions.

Boards Recommended for Repeal
That Have Been Reinstated

Barbers Health and Sanitation Board
 Board of Cosmetology
 Board of Landscape Architecture
 Advisory Mining Board
 Alfalfa Seed Advisory Board
 Governor's Advisory Council on Children and Youth
 Rural Manpower Services Advisory Council
 Multiple Use Advisory Committee on Federal Lands
 Marlette Lake Water System Advisory Committee
 Junior Livestock Show Board
 State Board of Sheep Commissioners
 Predatory Animal and Rodent Committee

Boards Whose Administrative
Authority Has Been Reinstated

Board of Agriculture
 State Conservation Commission
 Board of Fish and Game Commissioners
 Public Works Board
 Rural Housing Authority

Boards Whose Administrative
Authority Has Been Removed

Communications Board
 Museum Board of Trustees
 Historical Society
 Veterans' Advisory Commission
 Fire Marshal's Advisory Board

Section 371, line 13, delete 628.055 since this section limits members to 2 consecutive terms. The intent is only to remove the subsections that are in conflict with or redundant with the general provisions of this bill -- three year terms, removal of members, October appointment date. Suggested language is:

NRS 628.055 is hereby amended to read as follows:

628.055 [1. Members of the board shall hold office for a term of 3 years and until their successors are appointed and qualify.

2. The members of the board in office on April 1, 1971, shall continue to hold their offices for the terms for which they were appointed.

3. If a vacancy occurs in the board, or a member is absent from the state for a period of 6 months without permission from the board, the governor shall appoint a person duly qualified under this chapter to fill the unexpired term.

4.] No person who has served two successive complete terms shall be eligible for reappointment until after the expiration of 1 year. Appointment to fill an unexpired term shall not be considered as a complete term.

Amend NRS 628.075 to permit the governor to obtain another list of nominees for the Board of Accountancy from the Nevada Society of Certified Public Accountants and the Nevada Society of Public Accountants. Suggested language:

NRS 628.075 is hereby amended to read as follows:

628.075 1. The Nevada Society of Certified Public Accountants shall, at least 30 days prior to the beginning of any term, or within 30 days after a position on the board becomes vacant, submit to the governor the names of three persons qualified for membership on the board for each certified public accountant position to be filled. The governor shall appoint one of the three [.] nominees, or may reject the names of the persons nominated and request a new list.

Should the Nevada Society of Certified Public Accountants fail to submit timely nominations for a position on the board, then the board may forthwith submit nominations to the governor, who shall appoint one of three nominees[.], or may reject the names of the persons nominated and request a new list.

2. The Nevada Society of Public Accountants shall, at least 30 days prior to the beginning of any term or within 30 days after a position on the board becomes vacant, submit the names of three persons qualified for membership on the board for each public accountant position to be filled and the governor shall appoint one of the three[.] nominees, or may reject the names of the persons nominated and request a new list. Should the Nevada Society of Public Accountants fail to submit timely nominations for a position on the board, then the board may forthwith submit nominations for the position to the Governor, who shall appoint one of three nominees [.] or may reject the names of the persons nominated and request a new list.

NRS 628.055 TERMS OF OFFICE OF MEMBERS.

1. Members of the board shall hold office for a term of 3 years and until their successors are appointed and qualify.

2. The members of the board in office on ~~May~~ ^{JUNE} 30, 1977, whose terms expire on:

(a) April 1, 1978, shall continue to hold office until October 30, 1978, upon which date their terms shall then expire; and

(b) April 1, 1979, shall continue to hold office until October 30, 1979, upon which date their terms shall then expire; and

(c) April 1, 1980, shall continue to hold office until October 30, 1980, upon which date their terms shall then expire; and

(d) After the expiration of the terms of such members, the governor shall appoint new members for terms expiring on October 30, of the third year of their term.

3. If a vacancy occurs in the board, or a member is absent from the state for a period of 6 months without permission from the board, the governor shall appoint a person duly qualified under this chapter to fill the unexpired term.

4. No person who has served two successive complete terms shall be eligible for reappointment until after the expiration of 1 year. Appointment to fill an unexpired term shall not be considered as a complete term.

ASSEMBLY ACTION	SENATE ACTION	ASSEMBLY / SENATE AMENDMENT BLANK
Adopted <input type="checkbox"/>	Adopted <input type="checkbox"/>	Amendments to Assembly / Senate
Lost <input type="checkbox"/>	Lost <input type="checkbox"/>	Bill / Joint Resolution No. <u>278</u> (BDR <u>18-200</u>)
Date: _____	Date: _____	Proposed by <u>Mr. Weise</u>
Initial: _____	Initial: _____	
Concurred in <input type="checkbox"/>	Concurred in <input type="checkbox"/>	
Not concurred in <input type="checkbox"/>	Not concurred in <input type="checkbox"/>	
Date: _____	Date: _____	
Initial: _____	Initial: _____	

77 Amendment N^o 1076 A

Conflicts with Amendment No. 1074A.

~~Amend section 371, page 94, line 13, delete "628-055, 628-075"~~

Amend section 375, page 96, delete lines 1 through 24 and insert:

- (w) The board of landscape architecture;
- (x) The board of dental examiners of Nevada;
- (y) The state board of nursing;
- (z) The state board of osteopathy;
- (aa) The Nevada state board of chiropractic examiners;
- (bb) The state board of Oriental medicine;
- (cc) The state board of podiatry;
- (dd) The Nevada state board of optometry;
- (ee) The board of dispensing opticians;
- (ff) The board of hearing aid specialists;
- (gg) The Nevada state board of veterinary medical examiners;
- (hh) The state board of pharmacy;
- (ii) The state board of physical therapy examiners;
- (jj) The board of psychological examiners;
- (kk) The board of marriage and family counselor examiners;
- (ll) The state board of funeral directors and embalmers;
- (mm) The state barbers' health and sanitation board;
- (nn) The Nevada real estate advisory commission;
- (oo) The private investigator's licensing board;
- (pp) The Nevada state board of examiners for skilled nursing facility administrators;
- (qq) The certified shorthand reporters board of Nevada; and
- (rr) The taxicab authority.

APR 22 1977

Add a new section to place the members appointed by the Governor on the State Public Works Board on a staggered four year term basis commencing July 1, 1977. Suggested language is: "The terms of all members appointed by the governor of the state public works board, who are incumbent on July 1, 1977 expire that date. After the expiration of the terms of such members, the governor shall appoint new members to the board as follows:

- (a) two members to terms expiring June 30, 1978;
- (b) two members to terms expiring June 30, 1979;
- (c) two members to terms expiring June 30, 1980;
- (d) three members to terms expiring June 30, 1981.

The governor shall appoint at least one-third of the members who are incumbent on July 1, 1977, to new terms on the board."



NEVADA STATE BOARD OF ACCOUNTANCY

ARLINGTON-RIDGE BLDG. • 290 SO. ARLINGTON AVE. • PHONE 786-0231
RENO, NEVADA 89501

MEMBERS

LOWELL C. BERNARD, CPA, PRESIDENT
MARIO J. ISOLA, PA, SEC. - TREAS.
C. WILLIAM GEYER, CPA
DANIEL GOLDFARB, CPA
ALBERT G. DATTGE, PA

April 22, 1977

SENATE COMMITTEE ON GOVERNMENT AFFAIRS
Nevada Legislature
Carson City, Nevada 89701

Re: Assembly Bill 278, Board Reorganization
Bill - Effect on Nevada State Board of
Accountancy

Dear Committee Members:

Upon the consideration of AB 278, second reprint, last week by the Assembly Governmental Affairs Committee, erroneous representations were made by the Nevada Executive Branch through Bruce D. Arkell, that with the exception of barbers and cosmetologists, the boards affected by the second reprint, to his knowledge, were in agreement with the second reprint or those boards had not offered testimony to either the committee or his office. The Nevada State Board of Accountancy has, from the inception, opposed the proposals of Mr. Arkell which affect the Board and they have personally expressed that opposition to Mr. Arkell. Further they have appeared at the committee hearings in person and objected in writing to the provisions of AB 278, as they apply to NRS Chapter 628, the Public Accountancy Law, however, those objectionable provisions have been carried through from the original draft through the second reprint.

Assembly Bill 278, Section 371, page 94, line 13, repeals NRS 628.075. NRS 628.075 correctly provides the procedure for appointment of new or vacant members to the Board wherein the Nevada Society of CPA's or the Nevada Society of PA's recommend three licensees (either CPA's or PA's, depending on the vacancy) and the Governor must choose one individual from the recommended list of three. The nominating bodies, Nevada Society of CPA's and the Nevada Society of PA's, represent all of the active members in their profession and only a very few inactive or out-of-state CPA's or PA's are not members of these societies. The nominating procedure

contained in NRS 628.075 provides the best and most effective method to submit the best qualified candidates to the Governor for appointment to fill vacancies on the Board. Under AB 278, the Governor is required to appoint a large number of members to approximately 63 boards and commissions on October 30 or June 30, of each year, an ambitious undertaking for a busy Chief Executive without recommendation from the individual trades and professions. The best method for obtaining qualified and effective CPA or PA Board members is through the screening process utilizing the Society of CPA's and the Society of PA's in the system set forth in NRS 628.075. If NRS 628.075 is repealed by AB 278, the Governor will be left with the responsibility to fill vacant positions on the Board without guidance or recommendations from the profession, and cast the appointments into the political arena rather than through a professional competency screening process.

Assembly Bill 278, as amended, at Section 371, page 94, line 13, repeals NRS 628.055. NRS 628.055 currently provides that the members of the Nevada State Board of Accountancy shall hold office for a term of three years per term with a maximum of two consecutive terms. AB 278, as amended, at Section 3, page 1, line 12, would provide that members of the Nevada State Board of Accountancy would hold office for terms of three years without a limitation of two consecutive terms. Since the public accountancy law, NRS Chapter 628, was adopted in 1960, the Nevada State Board of Accountancy has been comprised of members holding offices for terms of three years, for a maximum of two consecutive terms. The current members of the Nevada State Board of Accountancy were appointed to office under that system. The Board feels that it is in the best interest of the profession and the public to limit Board member's terms to two, three-year consecutive terms and, in fact, the original form of AB 278 (at Section 3(4)) included a provision limiting members of all boards to two, three-year consecutive terms, which provision has been amended out of the bill.

Assembly Bill 278, Section 375, pages 95-96, provides that all existing Board member's terms expire on October 30, 1977, and that approximately one-third of the members shall be appointed for terms expiring October 30, 1978, October 30, 1979, and October 30, 1980. Section 375 further provides that the Governor shall appoint at least one-third of the members who are incumbent on October 30, 1977, to new terms on the Board. The obvious purpose of AB 278, Section 375, is to terminate the membership of persons on boards who have not rotated their membership, in an attempt to put new appointees on these boards, if the Governor so chooses.

Senate Bill 126, signed by the Governor and effective April 8, 1977, enlarges the Nevada State Board of Accountancy by adding two new CPA members, which members have not yet been appointed by the Governor. Two of the present five members of the Board, one CPA and one PA, were recently appointed by the Governor in April under the rotating provisions of NRS 628.055 and recommendation provision of NRS 628.075. If AB 278 is passed in the present form, the present Nevada State Board of Accountancy members currently engaged in a heavy work load, with continuity carried over from the last board, will all be lost, subject only to a reappointment of one-third of the incumbents who, however, could all be new appointees, as a result of the SB 126 enlargement and the two April, 1977, appointments. As a result, complex, sensitive and technical issues will be lost, compounded, and may result in unnecessary delays, and possible harm to the profession or the public. The existing law, NRS 628.055, accomplishes the intent of Section 375, (rotation of members), and therefore, AB 278 should not be applied to NRS Chapter 628. The intent of Section 375 has been more than satisfied by NRS 628.055, and the Board's past history of two-term rotating membership, and by the passage of SB 126 affording the Governor the opportunity of immediately appointing two new members to the Board.

If solely for the sake of conformity, it is necessary to appoint members to the Nevada State Board of Accountancy on October 30, as their terms expire rather than April 1 as provided in NRS 628.055, then 628.055 should be amended to read, that those members whose terms expire on April shall expire on the next October 30, and that all members thereafter are appointed for three-year terms expiring on October 30.

The Nevada State Board of Accountancy does not have the problems of the other boards and commissions listed in AB 278, which problems AB 278 purports to solve. The Nevada State Board of Accountancy should not be lumped into AB 278, as it is not applicable to that Board and will only result in the destruction of a hard-working Board, governing a vital profession.

CONCLUSION:

If AB 278 is passed in its present form:

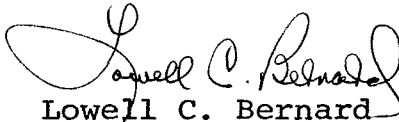
1. The appointments to an independent professional Board will be cast in the political arena without benefit of a professional competency screening process.

2. Rotation of Board members, which process has long served the accountancy profession and the public interest, will be eliminated.

3. Because of the passage of SB 126 and the special conditions affecting the Board, the present Board membership handling sensitive, complex and technical issues will be totally replaced with new members without preservation of any continuity of Board policy and knowledge of past and continuing Board action.

Accordingly, it is respectfully submitted that AB 278 be amended to delete any provisions referring to NRS Chapter 628 by deleting from Section 271, "NRS 628.055" and "NRS 628.075" and by deleting from Section 375 "the Nevada State Board of Accountancy.

Very truly yours,


Lowell C. Bernard
President, Nevada State
Board of Accountancy

PRESENT LAW AND AB 475, as amended in Assembly
in counties having population of 200,000 or more

10 ACRE PARCEL MAP

10 ACRE SUBDIVISION

May only be divided into not more than four lots.

Into parcels of 2½ acres or above - use Certificate of Land Division.

Not necessary to bond for all sites.

Approval by Planning Director, but prior to approval goes through Flood Control, Engineering, Sanitation, Water District, Right of Way, etc.

Under 2½ acres - Use Parcel Map which requires survey.

Over four lots

Tentative map prepared by regular surveyor.

Approval by Planning Commission.
Approval by City/County Commissions.

You may file final map on all or part of lots in tentative.

Bond for all off sites - curbs, street lights, gutters.

If approved by Planning Commission, goes to County/City Commission for approval, then recorded

Public Hearing Required.

From Paul May

1600 # 2

May 17 - 76

LAND OWNERS PROTECT YOUR PROPERTY RIGHTS

A resolution to require street improvements for certain undeveloped properties, at the owner's expense, will be presented before the Board of County Commissioners on Tuesday, May 18, 1976.

If passed, this resolution could adversely affect the future transfer of undeveloped land. Passage of this resolution could have a devastating affect on the future growth of Las Vegas.

Plan to attend the Public Hearing and let your voice be heard.

For additional information call the following REALTORS:

Renn Reiss . . . 364-8604 Steve Zimmerman. 870-7254
Tim McCardell 732-0727 Ron Vause . . . 730-3418

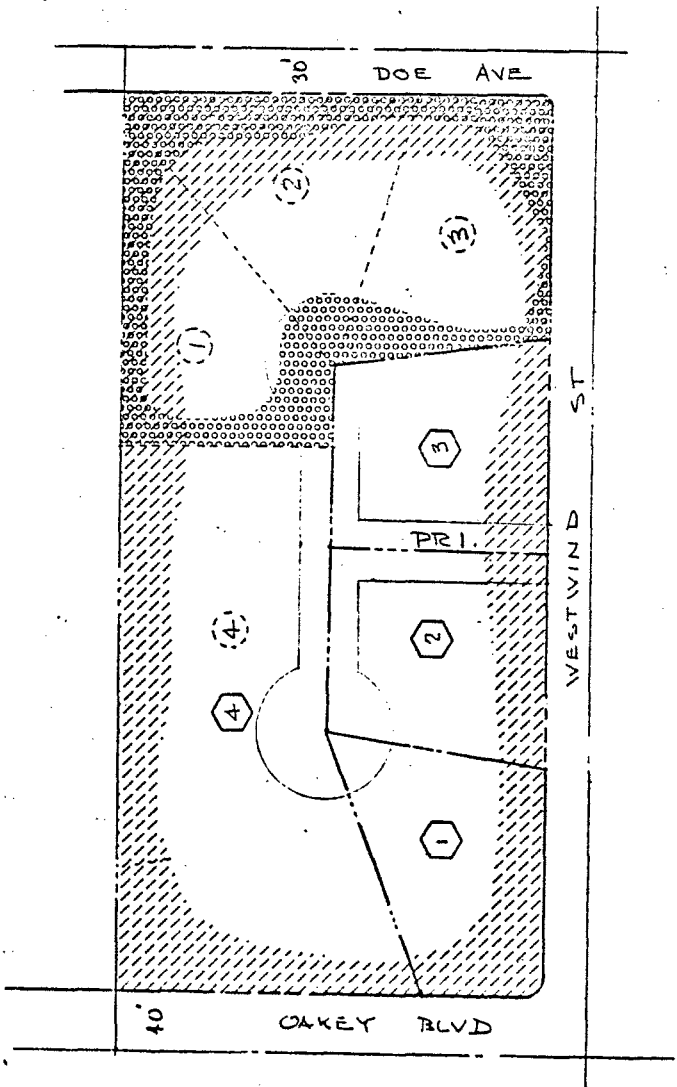
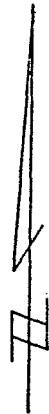
Sponsored by THE LAS VEGAS BOARD OF REALTORS.
LEGISLATIVE COMMITTEE



PARCEL MAP 286-76; PARCELS ① ② ③ & ④
 OWNER: LESLIE J. & HELEN M. BAUCUM



PARCEL MAP 24-77; PARCELS ① ② ③ & ④
 OWNER: S. MAHLON & CAROLE P. EDWARDS

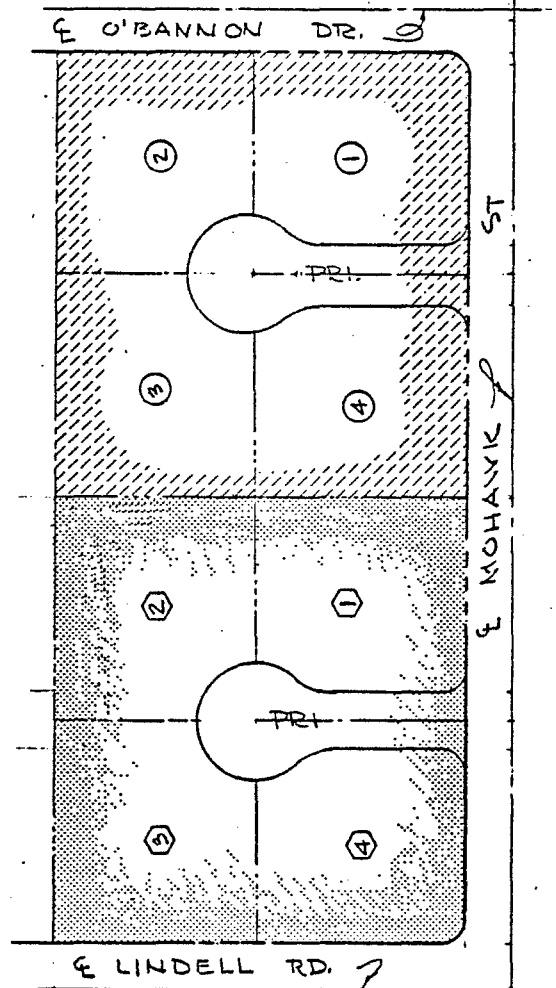


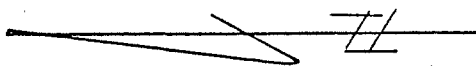
PARCEL MAP 131-75
PARCELS ① ② ③ & ④
OWNER: JOHN ROBARTS, PRESIDENT,
WESTERN HOMES INC.

PARCEL MAP 132-75
PARCELS ① ② ③ & ④
OWNER: JOHN ROBARTS

LOCATION

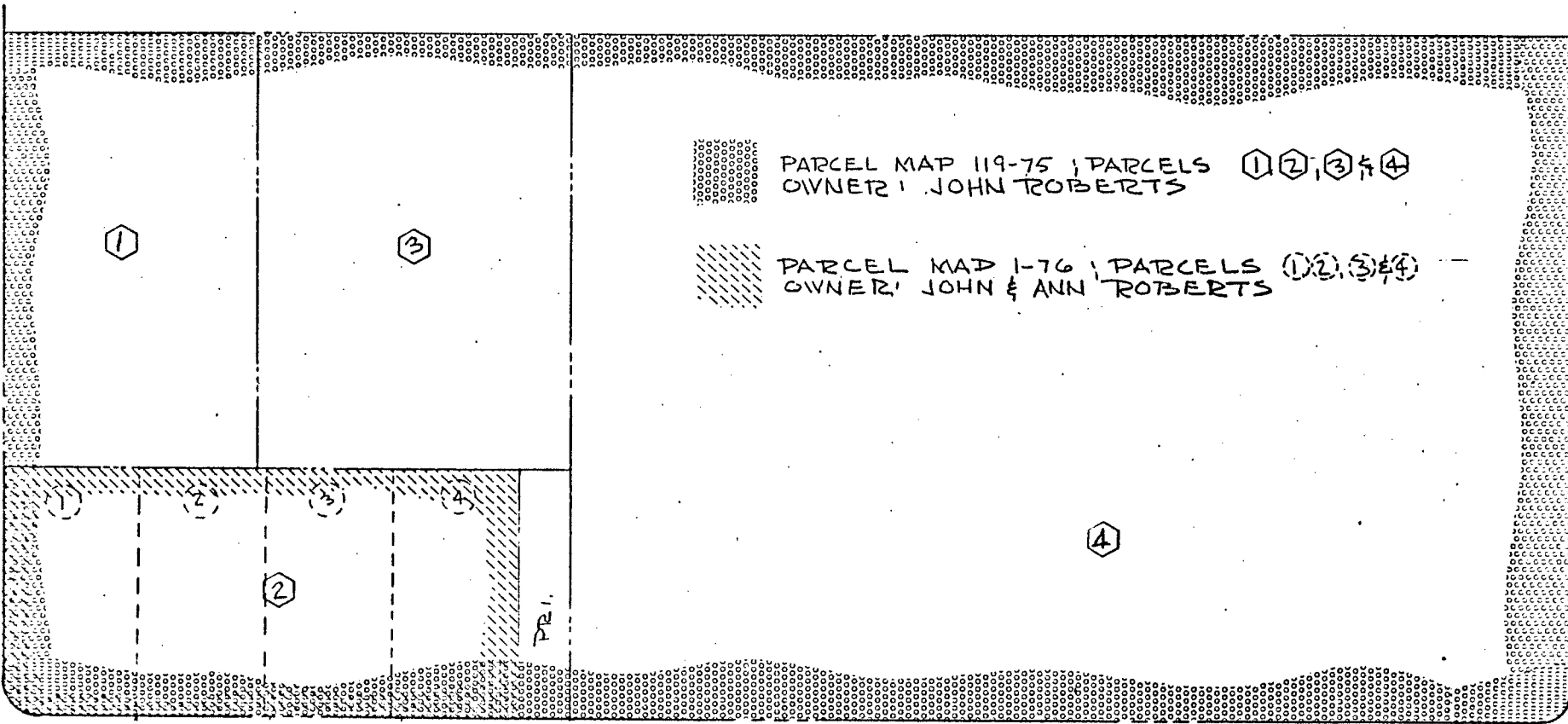
1/4 OF THE SE 1/4 SEC 1, T.21 S., R.60 E., MDM, NEV.
660'± NORTH OF SAHARA AVE & 3/8 MILE
WEST OF DECATUR BLVD.







DEC RT INN RD

SPRING MT. RD



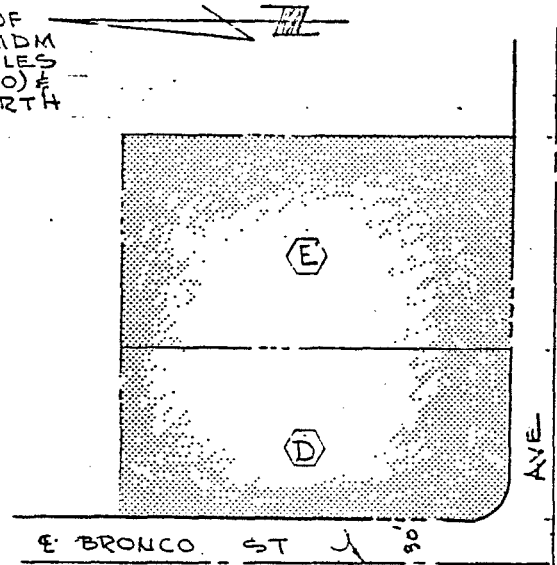

 PARCEL MAP 119-75 ; PARCELS ① ② ③ & ④
 OWNER: JOHN ROBERTS


 PARCEL MAP 1-76 ; PARCELS ① ② ③ & ④
 OWNER: JOHN & ANN ROBERTS

TORREY PINES DR

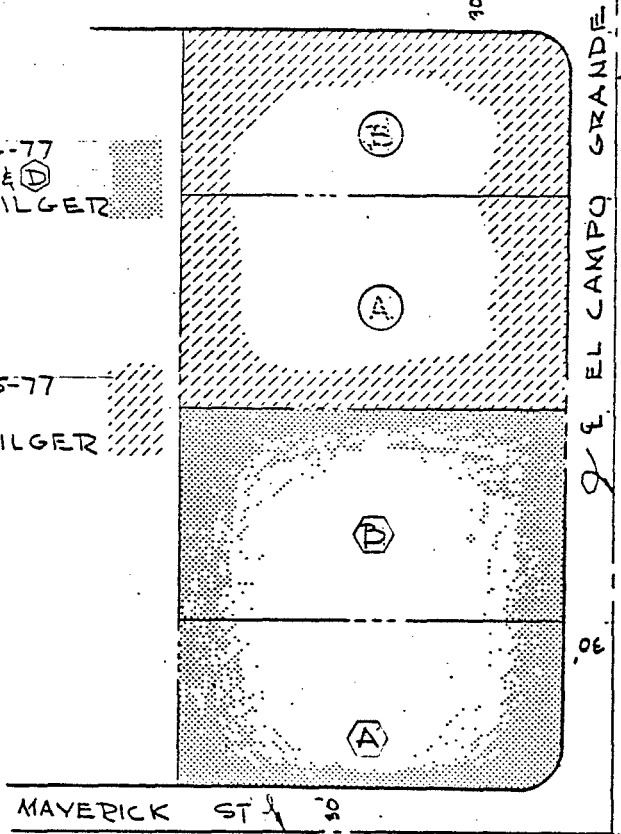
LOCATION

NE 1/4 OF THE SE 1/4 OF
SEC 26, T. 19 S., R. 60 E., MDM
NEV. ONE AND HALF MILES
EAST OF US 95 (TO RENO) &
ONE QUARTER MILE NORTH
OF ANN ROAD



PARCEL MAP 64-77
PARCELS A, B, C & D
OWNER: JOHN DILGER

PARCEL MAP 65-77
PARCELS A & F
OWNER: ALICE DILGER



DUNCAN AVE

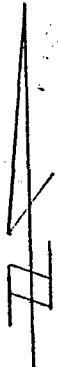


MS 39-74
PARCELS ① & ②
OWNER: BRYANT CHRISTENSEN,
MARY BARTIS & PETER BARTIS

KAVERICK ST

JONES BLVD

40



①

②

GOVAN RD

1606

DUNCAN AVE

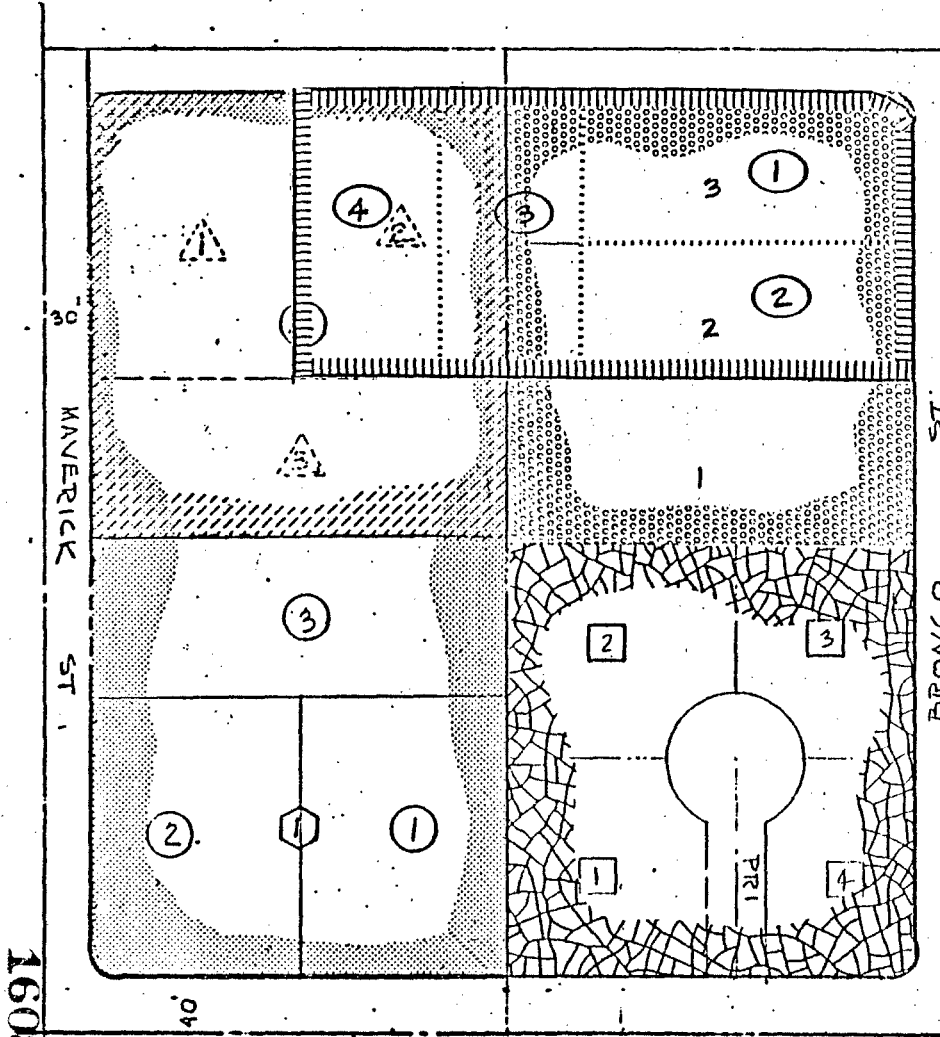
PARCEL MAP 13-75
 PARCELS ① ② ③ & ④
 OWNER: CHARLES H. FANT & BETTY L. FANT

PARCEL MAP 51-75
 PARCELS ① ② & ③
 OWNER: MANUEL J. HURTADO & DIANA HURTADO

PARCEL MAP 59-75
 PARCELS ① ② ③ & ④
 OWNER: MARY BARTSAS, PETER J. BARTSAS
 & ALEX CHRISTENSEN

PARCEL MAP 30-76
 PARCELS 1 2 & 3
 OWNER: N. LEE MOTT & LINDA MOTT

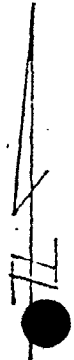
②
 PARCEL MAP 294-76
 PARCELS ① ② ③ & ④
 OWNER: PAUL S. ROGERS, ET AL.



GOVAN RD

1608

JONES BLVD



DUNCAN AVE

30'

30'

MAVERICK ST

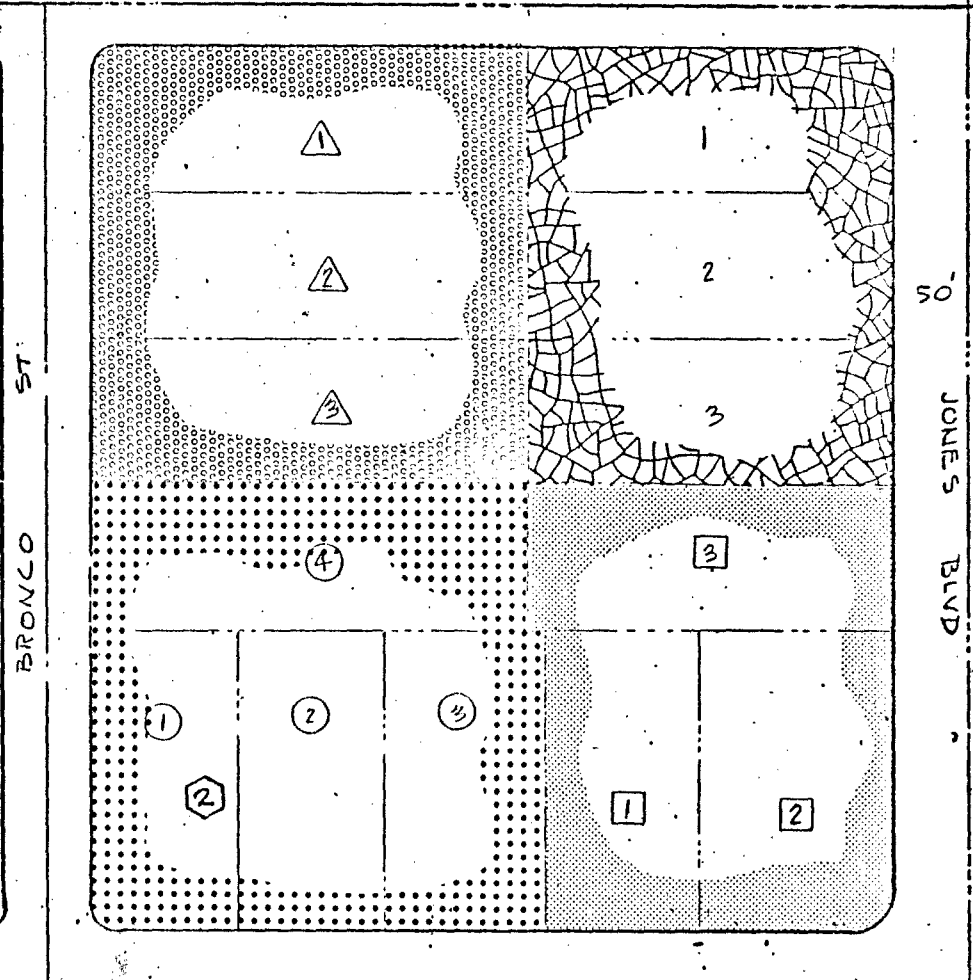
40'

PARCEL MAP 110-76
 PARCELS $\triangle 1$ $\triangle 2$ & $\triangle 3$
 OWNER: MELVAN IVESLEY ABBOTT &
 ELSIE M. ABBOTT

PARCEL MAP 111-76
 PARCELS $\textcircled{1}$ $\textcircled{2}$ $\textcircled{3}$ & $\textcircled{4}$
 OWNER: BRUCE ABBOTT &
 SANDRA ABBOTT

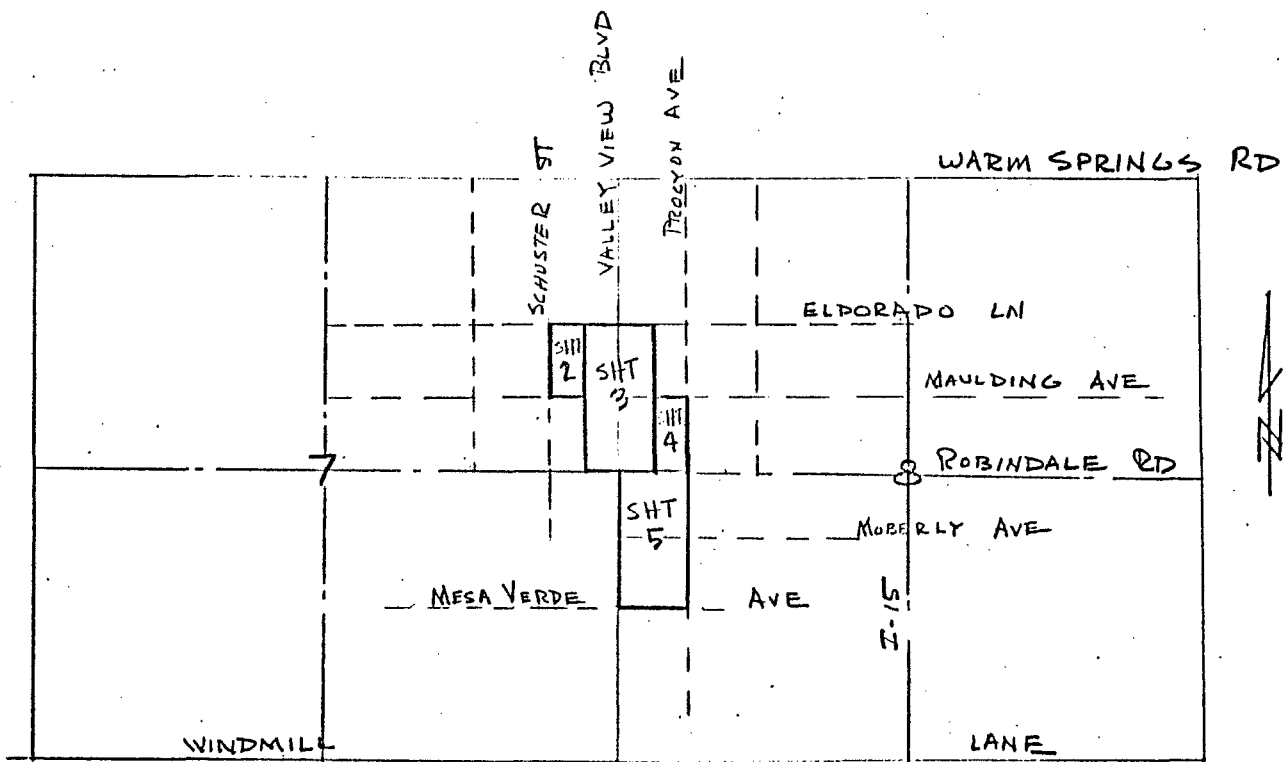
PARCEL MAP 179-76
 PARCELS $\square 1$ $\square 2$ & $\square 3$
 OWNER: GEORGE PACHECO

PARCEL MAP 221-76
 PARCELS 1 2 & 3
 OWNER: BRUCE T. LITTLE & JEANENE
 LITTLE



GOWAN RD

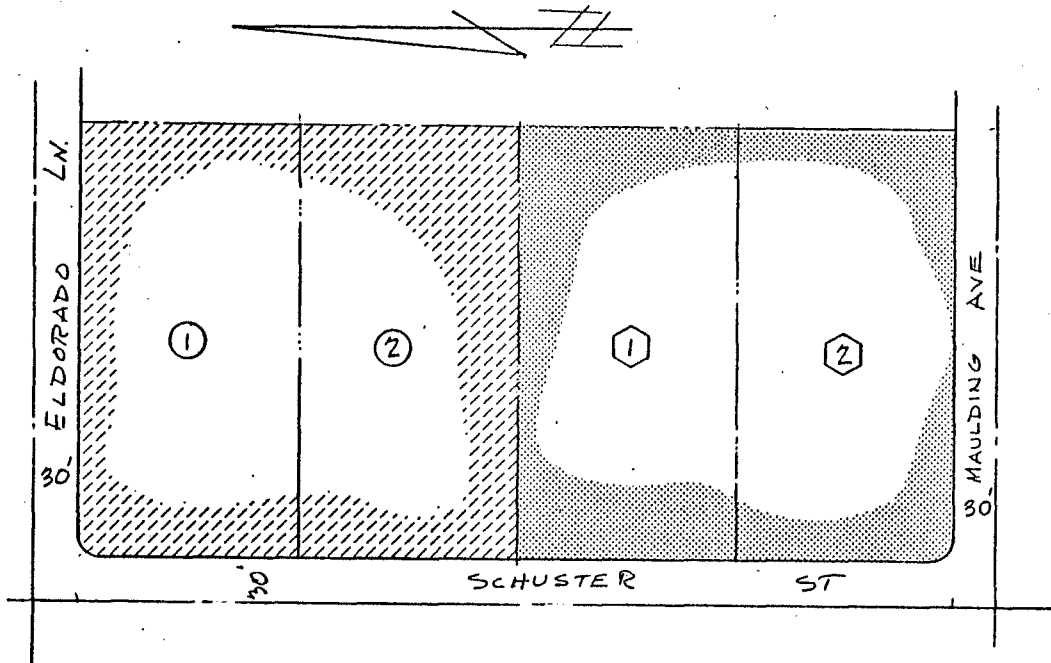
1609



T22S, R61E, M.D.M. NV.

VICINITY MAP

1610








PARCEL MAP 110-75, PARCELS ① & ②
 OWNER: TED & DOROTHEA BONK

PARCEL MAP 20-77, PARCELS ① & ②
 OWNER: EMAUEL & ROSE MAGLIO ETAL.

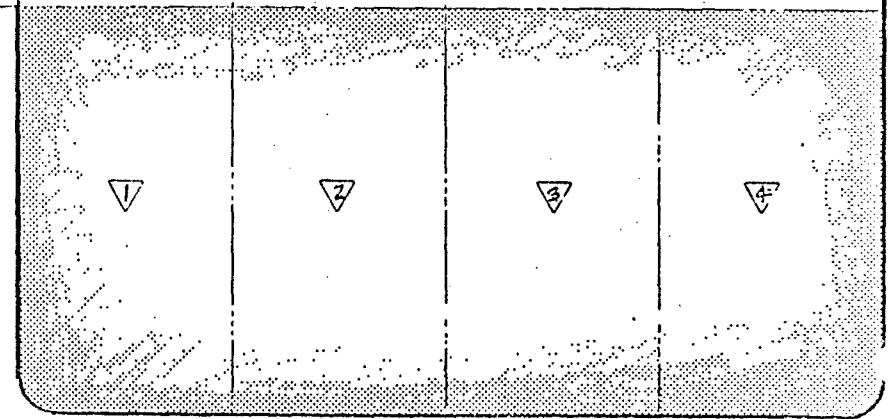
1611

1612

ELDORADO LN

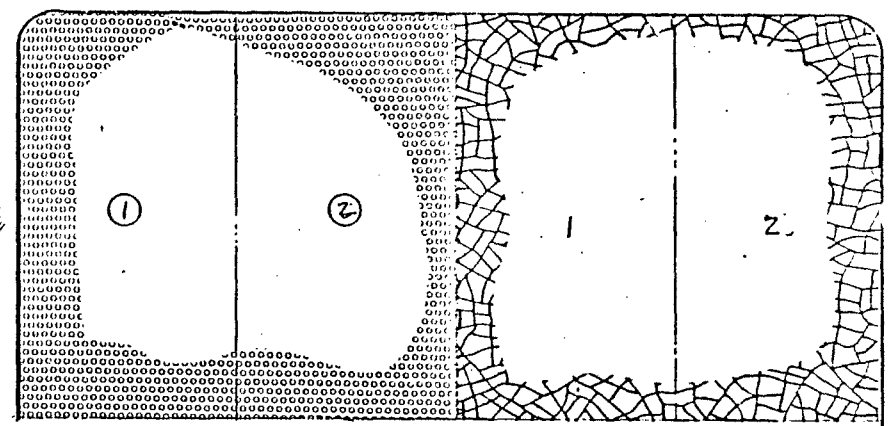
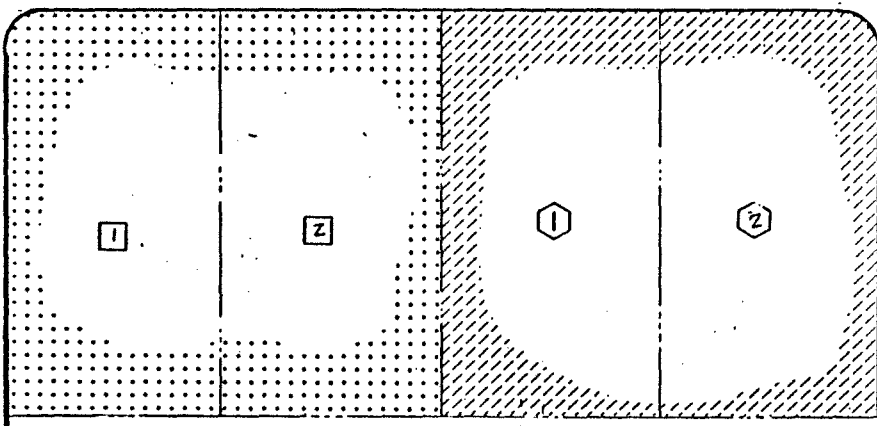
 PARCEL MAP 6-76
 PARCELS 1 & 2
 OWNER: TED BONK & DORTHEA BONK
 PARCEL MAP 82-76; PARCELS 1 & 2
 OWNER: EDWARD A. & BARBARA LANDINO
 PARCEL MAP 91-76; PARCELS 1, 2, 3 & 4
 OWNER: TED & DEE BONK
 PARCEL MAP 92-76; PARCELS 1 & 2
 OWNER: TED P. BONK
 PARCEL MAP 240-76; PARCELS 1 & 2
 OWNER: TED R. & DORTHEA BONK

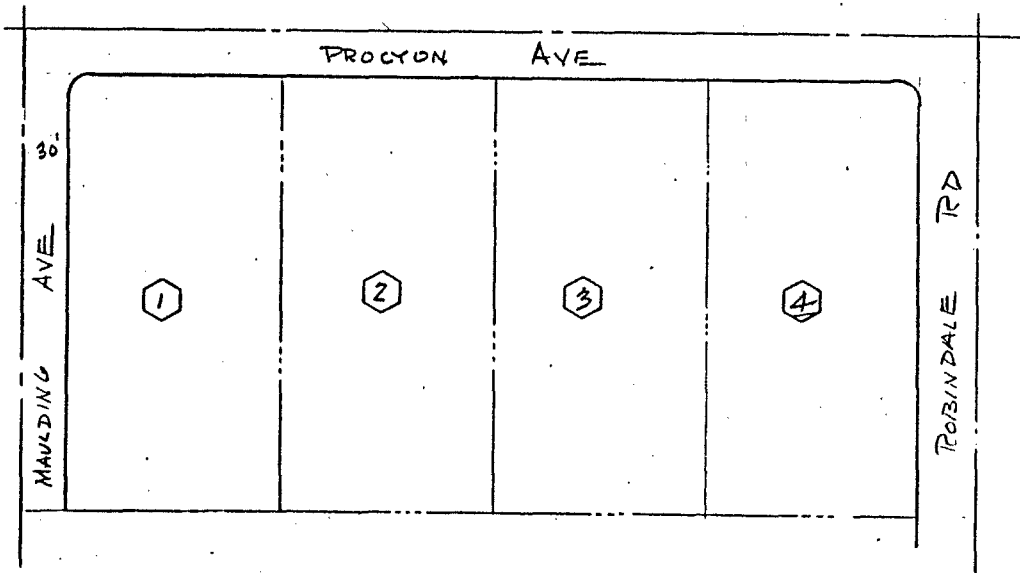
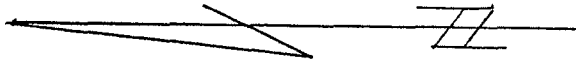
MAULDING AVE.



ROBINDALE

VALLEY VIEW BOULEVARD





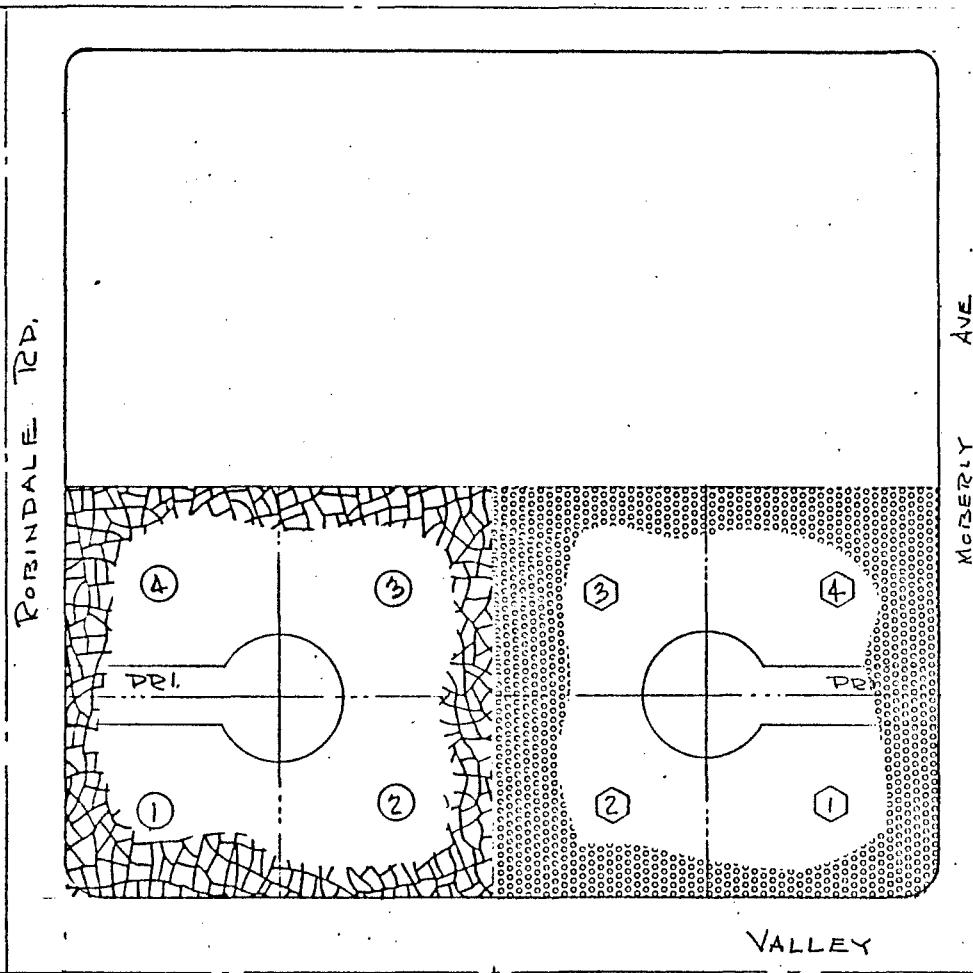
PARCEL MAP 28-77, PARCELS 1, 2, 3 & 4
OWNER: TED P. & DOROTHEA BONK

1613

SHT 4 OF 5

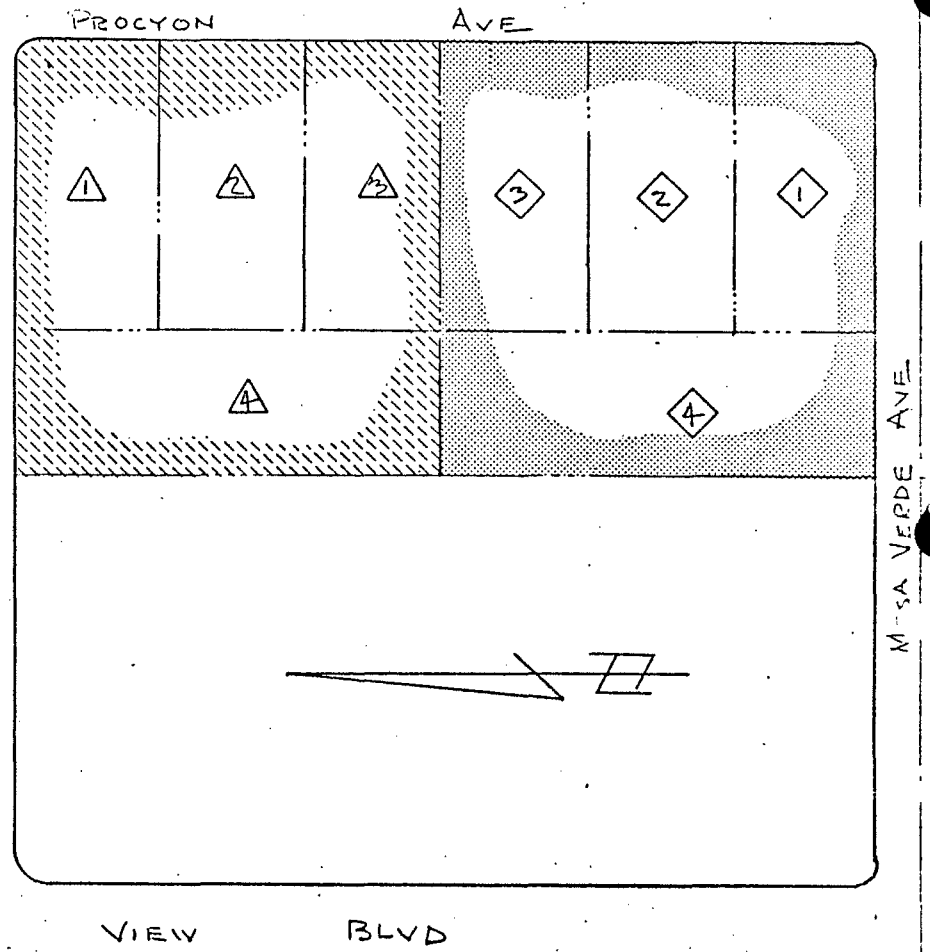
PARCEL MAP 270-76 ; PARCELS ① ② ③ ④
 OWNER: NICOLAS M. MILARDO

PARCEL MAP 271-76 ; PARCELS ① ② ③ ④
 OWNER: RALPH G & MICHELINA SPARACINO



PARCEL MAP 99-77 ; PARCELS ① ② ③ ④
 OWNER: KIMBETZ

PARCEL MAP 49-77 ; PARCELS ① ② ③ ④
 OWNER: KIMBETZ



1614

• R E S O L U T I O N

WHEREAS, NRS 278.500 (1) governs the proposed division of land in Clark County into 4 or fewer lots or parcels or into 5 or more lots or parcels each of which is between 10 and 40 acres in size and provides for filing a parcel map unless waived; and

WHEREAS, under NRS 278.500(4) the Director of the Clark County Department of Zoning and Comprehensive Planning (hereinafter called the Director) approves or waives parcel maps and such maps, if required, do not come before the Board of County Commissioners except upon appeal by a disappointed landowner; and

WHEREAS, the Board of County Commissioners has the authority under NRS 278.500(2) to require of persons proposing to divide land under NRS 278.500(1) such street grading, drainage and lot design as are reasonably necessary and such offsite access, street alignment, surfacing and width, water quality and supply, and sewerage provisions as are reasonably necessary and consistent with existing development of adjacent property; and

WHEREAS, residents living in homes built on lots created by filing of parcel maps desire and have petitioned the Board for easy access, proper street alignment and paved roads to their lots; and

WHEREAS, the County is financially unable to provide the desired improvements to the residents; and

WHEREAS, the Board feels that subdividers or developers of land should make provisions for necessary improvements as a cost of development; and

WHEREAS, the District Health Department has stated that unimproved roads create significant amounts of dust pollution, which degrades air quality in Clark County and poses a potential threat to the public health and the quality of life in the County.

NOW, THEREFORE, based upon the above it IS HEREBY
RESOLVED by the Board of County Commissioners as follows:

1. The Board of County Commissioners delegates its authority under NRS 278.500(2) to require improvements upon division of land under NRS 278.500(1) to the Clark County Department of Public Works (hereinafter called Public Works).

2. The Board of County Commissioners requests that the Director require a parcel map for all minor subdivisions which contain one or more lots or parcels less than 2 1/2 acres in size.

3. On all proposed divisions of land under NRS 278.500(1) whether or not a parcel map is required the Director shall within 10 working days of receipt refer the proposal to Public Works in order that the necessary improvements can be required.

4. Public Works within 10 working days of receipt of a proposal to divide shall require from the persons proposing to divide such street grading and drainage provisions as it finds are reasonably necessary for lot access and drainage needs. It shall also require such lot design as it finds reasonably necessary and such offsite access, street alignment, surfacing and width, water quality, water supply and sewerage provisions as it finds are reasonably necessary and consistent with the existing development of adjacent property.

Public Works shall require at least the following:

- (a) Graveled streets which comply with its specifications for AC paving base in all minor subdivisions which contain one or more lots or parcels less than 2 1/2 acres in size and which are located further than 660 feet from any paved streets.
- (b) Minor subdivisions located within 660 feet of bituminous surfaced streets will require bituminous surfacing of all streets in the subdivision and of the streets adjacent to the minor subdivision providing access to the parcels.

(c) Provision by the person dividing the land of public sewers to serve the lots or parcels in all cases where any part of the land to be divided is located within 400 feet of an existing public sewer or a sewer which is under construction and is owned by or proposed for dedication to a public agency. The sewers if required shall comply with the specifications of Clark County Sanitation District No. 1.

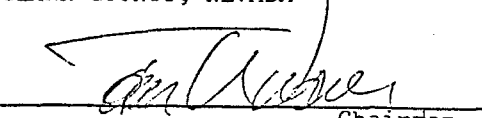
(d) The access to the minor subdivision will be provided by a gravel surface as in (a) above.

(e) A topographic map is required of the minor subdivision for flood control purposes. All private cul-de-sacs shall drain to the access street.


5. If any owner of land proposed to be divided under NRS 278.500 disagrees with the requirements of the Director, such owner may file an appeal under NRS 278.500(4).

PASSED, ADOPTED AND APPROVED this 6th day of July, 1976.

BOARD OF COUNTY COMMISSIONERS
CLARK COUNTY, NEVADA


Chairman

ATTEST:


LORETTA BOWMAN
County Clerk and Ex-Officio Clerk
of the Board of County Commissioners

RECEIVED

June 28, 1976
7/6/76

JUN 28 3 24 PM '76

AGENDA ITEM II C COUNTY ADMINISTRATOR

TO: Board of County Commissioners
SUBJECT: Resolution requiring street improvements upon filing of parcel maps.

RECOMMENDATION

That the Board adopt the attached Resolution and authorize the Chairman to sign.

PETITIONER

George C. Monahan, Director of Public Works.

AVAILABILITY OF FUNDS

No funds required.

DISCUSSION

This Resolution reflects the Committee's recommendations on the requirements for street improvements on parcel maps. These requirements will provide access to home sites to alleviate problems that now exist. The divider of the property will be required to build the roads to provide access either with a paved surface or gravel, depending upon the proximity of the parcel to existing paved streets.

FOR GEORGE C. MONAHAN
DIRECTOR OF PUBLIC WORKS

William E. Buxton
WILLIAM E. BUXTON
Chief Deputy Director of Public Works

WEB:lw

RECOMMENDATION 7-6-76
BY BOARD OF COUNTY COMMISSIONERS
Adopted = Approved
Recommendation
as revised.

Routing	Initial	Routing	Initial
<input checked="" type="checkbox"/> Dir. P. W.	<i>WB</i>	<input type="checkbox"/> Fid. Cont.	
<input type="checkbox"/> C. D. D. P. W.	<i>WB</i>	<input type="checkbox"/> R/W	
<input type="checkbox"/> Dir. Sp. Proj.		<input type="checkbox"/> Traffic	
<input type="checkbox"/> Elec. & Maint.		<input type="checkbox"/> Agric. Serv.	
<input type="checkbox"/> Airport		<input type="checkbox"/> Bl'g.	
<input type="checkbox"/> Eus. & Serv.		<input type="checkbox"/> Road	
<input type="checkbox"/> E. P. & B)			
<input type="checkbox"/> Design			
RETURN TO: <i>WB</i>			

CLEARED FOR AGENDA
7/6/76
County Administrator

