

MEMBERS PRESENT: Chairman Horn
Vice Chairman Bedrosian
Mr. Barengo
Mrs. Cavnar
Mr. Harmon
Mr. Malone

MEMBERS ABSENT: Mr. Hickey

GUESTS PRESENT: Virgil Getto, Assemblyman
John Vergiels, Assemblyman
Joseph A. Sousa, Nevada Highway Department
Ken Haller, Washoe County Democratic Party
Pete Kelley, Nevada State Press Association
Rosa Matthews, Carson City Democratic Central Com.
Susan Lawson
Charles E. Lawson, Lyon County Democratic Central
Committee
Patsy A. Becker
Scott Bodeau, Nevada Highway Department
Brent Howerton, Nevada Highway Department
Jane Wilson
Bryce Wilson

Chairman Horn called the meeting to order at 3:00 p.m. Mr. Horn informed the committee that the first bill they would consider would be AB 89 sponsored by Assemblyman Getto.

AB 89: Authorizes posting of temporary political signs near time of election with few restrictions.

Mr. Barengo stated that there was an article in Newsweek which said that the provision of the federal law applicable to this bill was not working and would be scrapped.

Mr. Horn explained that there were two sets of amendments to AB 89 which are attached to these minutes as Exhibits A and B, one amendment deletes the \$33 per sign fee and provides for a \$5 permit and the second amendment provides for the posting of the sign within view of the highway, road or street if the owner of the property consents, but not on the right of way.

Mr. Getto explained that the \$5 permit would not cover any cost but would enable the Highway Department to know who was erecting signs. He added that he did not feel the Highway Department would incur any costs in policing these signs because there would be no reason to police them.

Mr. Barengo questioned whether amendment #15 (Exhibit B) should read delete lines 11 through 16 rather than 11 through 13 or possibly end with a period and capitalize the "A" in "and" on line 14.

Mr. Horn questioned the notation on amendment #15 (Exhibit B) which says that it is in conflict with amendment #13. Mr. Getto did not know what amendment #13 referred to and left to find out.

Mr. Horn stated that the committee would discuss AB 145 while waiting for Mr. Getto to return.

AB 145: Reduces age of eligibility of state senators and assemblymen.

Mr. Barengo distributed to each member a copy of the age requirements for elected state officials which is attached to these minutes as Exhibit C. He stated that the age requirement for Governor and Lt. Governor are constitutionally set at 25 years, but for other state offices such as Treasurer, Controller and Attorney General the constitution states "Any elector shall be eligible to either of said offices" which in effect means 18 years of age. He added that NRS requires 25 years of age and thus conflicts with the constitution.

The committee asked Mr. Vergiels to have an amendment drafted that would include the Secretary of State, State Treasurer, State Controller and Attorney General in the reduction of age requirement to 18 years of age.

Mr. Barengo moved AMEND AND DO PASS on AB 145, seconded by Mr. Harmon. Mr. Barengo, Mr. Horn and Mr. Harmon voted yes and Mr. Bedrosian, Mrs. Cavnar and Mr. Malone voted no. Since there was no majority vote either way, Mr. Horn asked Mr. Vergiels to draft the amendment and bring it back to the committee at which time they would vote again with hopefully a full committee present.

Mr. Horn asked the committee whether they wished to vote on AJR 8 of the 59th session or hold further hearings.

AJR 8 of the 59th Session: Proposes to amend Nevada constitution by deleting public administrators from list of elective county officials.

Mrs. Cavnar stated that she would like to change the laws to help the public administrator keeping it an elected position and drafting enabling legislation or amending this legislation to assign more definitive duties.

Mr. Malone agreed with Mrs. Cavnar and said he had talked to Samuel Mamet who said he did not know why Clark County wanted to take the responsibility of \$70,000 when amendments could be drawn to make this a good position.

Mr. Barengo stated that he had received that morning a long memorandum from Sam Bowler, Deputy District Attorney, addressing this problem and he felt the committee should read this memo before taking any action. He added that this memo stated the

position of the Clark County Commissioners concerning this problem and the gap in the law regarding burial of bodies.

Mr. Malone explained that he did not like doing away with an elected position.

Mr. Horn said that the committee would hold AJR 8 of the 59th session so that they could read the material from the County Commissioners. He added that AJR 8 would be discussed again at the next meeting and asked Mrs. Cavnar to draft her suggestions.

Mr. Horn stated that the subcommittee on AB 147 had drafted an amendment which is attached to these minutes as Exhibit D.

AB 147: Changes certain provisions of law regarding place and notice of precinct meetings and bans appointment of delegates to certain party conventions.

Mr. Horn reviewed the amendment #254 (Exhibit D) for the committee and added that the subcommittee had unanimously agreed upon this amendment.

Mr. Barengo stated that there was a philosophical incongruity in the bill between preference (d) which states "Any public building within the ward or voting district in which the precinct is located." and the second sentence on page 3 of the amendment which states "If a meeting is not held in a particular precinct, that precinct must be without representation at the county convention." He also pointed out a typographical error in line 9 of page 3 where it is "resident" and should be "residing."

After discussion, Mr. Barengo recommended deleting the second sentence on page 3 of the amendment. Mr. Bedrosian stated that it was the intent of the subcommittee that if no representative attended a precinct meeting, that precinct should remain dormant and suggested that the language be changed to read "If a meeting is not held for a particular precinct."

After further discussion, Mr. Barengo recommended the language be changed to read "If at the precinct meeting a delegate is not selected, that precinct must be without representation at the county convention."

Mr. Getto questioned if there was a meeting if one person attended and would that one person be allowed to choose two delegates.

Mr. Ken Haller from Washoe County stated that if a person signed in at the wrong meeting, they considered that person as attending a meeting and suggested the committee might want to address this problem.

Mr. Horn stated that these were all valid questions that needed to be addressed and he would meet with the bill drafters again concerning the amendment to AB 147.

Mr. Horn asked Mr. Getto if he had learned the answers to the problems with AB 89.

AB 89: Authorizes posting of temporary political signs near time of election with few restrictions.

Mr. Getto stated that he had a copy of amendment #13 which is attached to these minutes as Exhibit E. He explained that Mr. Sousa from the Highway Department had an amendment that he thought would answer all the problems, and in deference to this amendment he would withdraw his three.

Mr. Sousa explained the amendment drafted by the Highway Department, which is attached to these minutes as Exhibit F, in effect removes all fees and penalties.

Mr. Bedrosian asked Mr. Sousa how he reconciled the conflict with the Highway Beautification Act. Mr. Sousa explained that this amendment would comply with the Highway Beautification Act whereas AB 89 was in conflict with those guidelines.

Mr. Getto remarked that this would mean they would have to abide by the same regulations as before. Mr. Sousa said that was true but that there would be no fee or penalty.

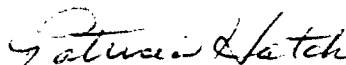
Mr. Brent Howerton from the Highway Department stated that anything that allowed political signs to be placed in violation of the size, spacing, lighting and zoning regulations renders noncompliance with the Highway Beautification Act and threatens the federal funding.

Mr. Getto said that this would still prohibit him from placing a sign on his own property because it was on an alternate U.S. highway and he was not sure that this amendment was what he wanted.

Mr. Horn asked Mr. Getto to think further on his amendments and the suggested Highway Department amendment and report back to the committee at their next meeting.

Mr. Horn adjourned the meeting at 4:00 p.m.

Respectfully submitted,



Patricia Hatch
Assembly Attache

60th NEVADA LEGISLATURE

ASSEMBLY ELECTIONS COMMITTEE

LEGISLATION ACTION

DATE MARCH 12, 1979

SUBJECT AB 145: Reduces age of eligibility of state senators and assemblymen.

MOTION: AMEND AND DO PASS

Do Pass Amend Indefinitely Postpone Reconsider

Moved By Mr. Barengo Seconded By Mr. Harmon

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>
BEDROSIAN	<u> </u>	<u>X</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
BARENGO	<u>X</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
CAVNAR	<u> </u>	<u>X</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
HARMON	<u>x</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
HICKEY	<u>absent</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
MALONE	<u> </u>	<u>X</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
HORN	<u>X</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
TALLY:	<u>3</u>	<u>3</u>				

ORIGINAL MOTION: Passed Defeated Withdrawn

AMENDED & PASSED NO MAJORITY AMENDED & DEFEATED

AMENDED & PASSED AMENDED & DEFEATED

1979 REGULAR SESSION (60TH)

ASSEMBLY ACTION	SENATE ACTION	Assembly	AMENDMENT BLANK
<input type="checkbox"/> Adopted <input type="checkbox"/> Lost Date: Initial:	<input type="checkbox"/> Adopted <input type="checkbox"/> Lost Date: Initial:	AMENDMENTS to <u>Assembly</u> Joint Bill No. <u>89</u> Resolution No.	
<input type="checkbox"/> Concurred in <input type="checkbox"/> Not concurred in Date: Initial:	<input type="checkbox"/> Concurred in <input type="checkbox"/> Not concurred in Date: Initial:	BDR <u>24-545</u> Proposed by <u>Committee on Elections</u>	

Amendment N^o 227

Amend section 1, page 1, line 3, by deleting "Signs," and inserting "Upon procuring a permit as provided in subsection 3, a candidate for any public office in this state may post signs,".

Amend section 1, page 1, line 4, by deleting "may be posted".

Amend section 1, page 1, between lines 16 and 17, by inserting:

"3. The department of highways shall issue to all candidates for public office in this state a permit to post political advertisements as provided in subsection 1 within the time periods provided, during the year in which the permit is issued, upon receipt of filing fee of \$5."

Amend the title of the bill, line 1, after "authorizing" and inserting "permits for".

To: E & E
 LCB File
 Journal
 Engrossment
 Bill

Date 3-4-79 Drafted by JSP:sl

1979 REGULAR SESSION (60TH)

ASSEMBLY ACTION		SENATE ACTION		Assembly	AMENDMENT BLANK
Adopted	<input type="checkbox"/>	Adopted	<input type="checkbox"/>	AMENDMENTS to <u>Assembly</u>	
Lost	<input type="checkbox"/>	Lost	<input type="checkbox"/>	Bill No. <u>89</u>	Joint <u>Resolution No.</u>
Date:		Date:		BDR <u>24-545</u>	
Initial:		Initial:		Proposed by <u>Committee on Elections</u>	
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:			

Amendment N^o 15

Conflicts with amendment #13

Amend section 1, page 1, by deleting lines 11 through 13, and inserting:

"2. The sign, display or device may be posted within view of the highway, road or street if the owner of the property on which it is placed consents, but it must not be erected on the right-of-way".

Amend the bill as a whole, by deleting sections 2 and 4 and renumbering sections 3, 5, 6, and 7 as sections 2, 3, 4 and 5.

To: E & E
LCB File
Journal
Engrossment
Bill

Date 1-30-79 Drafted by JSP:sl

EXHIBIT C

AGE REQUIREMENTS FOR ELECTED STATE OFFICIALS

<u>Office</u>	<u>Age Requirement</u>	<u>Citation</u>
Governor	25 years	Constitution, Article 5, Section 3; NRS 223.010
Lieutenant Governor	25 years	Constitution, Article 5, Section 17; NRS 224.010
Secretary of State	25 years "Any elector shall be eligible to either of said offices." * (18 years of age)	NRS 225.010 Constitution, Article 5, Section 19.
State Treasurer	25 years "Any elector shall be eligible to either of said offices." * (18 years of age)	NRS 226.010 Constitution, Article 5, Section 19.
State Controller	25 years "Any elector shall be eligible to either of said offices."* (18 years of age)	NRS 227.010 Constitution, Article 5, Section 19.
Attorney General	25 years "Any elector shall be eligible to either of said offices." * (18 years of age)	NRS 228.010 Constitution, Article 5, Section 19.
Inspector of Mines	None**	NRS 512.020
Assemblyman	21 years	NRS 218.010
Senator	21 years	NRS 218.010
Supreme Court Judge	25 years	NRS 2.020
District Court Judge	25 years	NRS 3.060
Board of Regents	None **	NRS 396.040
State Board of Education	None **	NRS 385.021
<u>COUNTY</u>		
Assessor	None **	NRS 250.010
District Attorney [Any licensed attorney at law]	None, but..."Have attained his majority." (21 years)	NRS 252.010 Supreme Court Rule 51.
Coroner	Qualifications (age) to be established by County Commission.	NRS 244.163

*"Any elector" means any 18 year old person. Nevada Constitution,
Article 2, Section 1 (Amended by special election, June 1971.

**No age requirements, any 18 year old may hold this position.

(County continued)

<u>Office</u>	<u>Age Requirement</u>	<u>Citation</u>
County Commission	None (Must be "...qualified electors of their respective counties.")	NRS 244.020
Public Administrator	None**	NRS 253.020
Surveyor	None**	NRS 255.025
Recorder	None**	NRS 247.010

CITIES

Mayor***	Must be "...qualified electors and taxpayers within their respective cities...." (Ownership of property: males 21, females 18 years of age)	NRS 266.170 NRS 129.010
Attorney*** (any licensed attorney at law)	None, but...must "Have attained his majority." (21 years)	NRS 266.465 Supreme Court Rule 51
Constable***	None	NRS 258.010
Municipal Court Police Judge***	None, but..."...An elector and taxpayer of the city." (May vote at age 18)	NRS 266.545 Nevada Constitution Article 2, Section 1. (Amended by Special Election, June 1971)
	(Ownership of property: males 21, females 18 years.	NRS 129.010
General elected officers	None, but...must be: a qualified elector of the city.* Not a defaulter to the city. (may vote at age 18)	NRS 266.400 Nevada Constitution Article 2, Section 1. (Amended by Special Election June 1971)
City Council***	"Registered voters within the city and taxpayers on real property located within the city." (Ownership of real property, males 21, females 18 years)	Reno City Charter Article II, Section 2.010 NRS 129.010 NRS 266.215

*"Any elector" means any 18 year old person. Nevada Constitution, Article 2, Section 1 (Amended by special election, June 1971)
 **No age requirements, any 18 year old may hold this position.
 ***See Chart B.

(Cities continued)

<u>Office</u>	<u>Age of Requirement</u>	<u>Citation</u>
Board of Supervisors (Carson City)	Mayor shall be: A registered voter within Carson City and a taxpayer on real property located within Carson City."	Carson City Charter Article 2, Section 2.010
	Each supervisor shall be: "A registered voter within the ward which he represents and a taxpayer on real property located within Carson City." (Ownership of real property males 21, females 18 years)	Carson City Charter Article 2, Section 2.010 NRS 129.010

CHART B

AGE REQUIREMENTS FOR ELECTED CITY OFFICIALS

<u>City</u>	<u>Mayor</u>	<u>Council</u>	<u>Attorney</u>	<u>Constable</u>	<u>Judge</u>	<u>Clerk</u>	<u>Assessor</u>	<u>Fire Chief</u>
Gabbs	25 (Sec.2.010)	25 (Sec. 2.010)	21 (Nevada Bar)					
Las Vegas	25 (Sec.2.010)	25 (Sec.2.010)	25 (Sec.3.060)		25 (Sec.4.010)			
Henderson	21 (property owner & taxpayer)	21			30 (Sec.5.010)			
Elko	25 (Sec.2.010)	25 (Sec.2.010)	21 (Nevada Bar)					
Boulder City	21 (Property owner & taxpayer)	21	21 (Nev. Bar)					
Caliente	21 (Property owner & taxpayer)	21	21 (Nev. Bar)		25 (Sec.4.020)			
Carlin	25 (Sec.2.010)	25 (Sec.2.010)	21 (Nevada Bar)		25 (Sec.4.020)			
Carson City	21 (Property owner & Taxpayer)	21	21 (Nev. Bar)					
Yerington	25 (Sec.2.010)	25 (Sec.2.010)	21 (Nevada Bar)					
Wells	25 (Sec.2.010)	25 (Sec.2.010)	21 (Nevada Bar)		25 (Sec.4.020)			
Sparks	25 (Sec.2.010)	25 (Sec.2.010)	21 (Nevada Bar)	30 (Sec.3.080)	25 (Sec.4.020)			30 (Sec.3.090)
Reno	21 (Property owner & Taxpayer)	21	21 (Nev. Bar)		25 (Sec.4.020)			30 (Sec.3.110)
North Las Vegas	25 (Sec.2.010)	25 (Sec.2.010)	21 (Nevada Bar)		25 (Sec.4.020)			

1979 REGULAR SESSION (60TH)

ASSEMBLY ACTION		SENATE ACTION		Assembly	AMENDMENT BLANK
Adopted	<input type="checkbox"/>	Adopted	<input type="checkbox"/>	AMENDMENTS to	Assembly
Lost	<input type="checkbox"/>	Lost	<input type="checkbox"/>	Bill No.	147 Joint
Date:		Date:			Resolution No.
Initial:		Initial:		BDR	24-779
Concurred in	<input type="checkbox"/>	Concurred in	<input type="checkbox"/>	Proposed by	Committee on Elections
Not concurred in	<input type="checkbox"/>	Not concurred in	<input type="checkbox"/>		
Date:		Date:			
Initial:		Initial:			

Amendment N^o 254



Amend section 1, page 1, line 4, by deleting ", registered as such," and inserting "[, registered as such,]".

Amend section 1, page 1, line 5, by deleting "to" and inserting "[to] which must".

Amend section 1, page 1, lines 13 and 14, by deleting: "at the regular polling place for the precinct." and inserting: "in one of the following places in the following order of preference:

- (a) The regular polling place for the precinct;
- (b) Any public building within the precinct;
- (c) Any private building within the precinct; or
- (d) Any public building within the ward or voting district in which the precinct is located."

Amend section 1, page 1, line 15, after "3.", by deleting the open bracket.

To: E & E
 LCB File
 Journal
 Engrossment ✓
 Bill

Date 3-8-79 Drafted by JSP:sl

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Amendment No. 254 to Assembly Bill No. 147 (BDR 24-779) Page 2

Amend section 1, page 1, line 20, after "published", by deleting the closed bracket and "The county clerk or registrar".

Amend section 1, page 2, by deleting lines 1 and 2 and inserting: "The notice [shall] must be printed".

Amend section 1, page 2, line 4, by deleting "shall]" and inserting "[shall]"

Amend section 1, page 2, lines 4 and 5, by deleting "to like effect:", and inserting "[to like effect:] of similar import:".

Amend section 2, page 2, line 27, by deleting the open bracket before "If".

Amend section 2, page 2, line 28, by deleting "for any reason", and inserting "[for any reason]".

Amend section 2, page 2, line 29, by deleting "All such meetings shall]", and inserting "[All such meetings shall]".

Amend section 2, page 2, line 35, by deleting "[shall be] are", and inserting "[shall] must be".

Amend section 2, page 2, line 38, by deleting "[3.] 2." and inserting "3."

Amend section 2, page 2, line 43, by inserting a closed bracket after "convention.", and inserting:

"At the precinct meetings, the delegates and alternates to the party's convention must be elected. If a meeting is not held in a particular precinct, that precinct must be without representation at the county convention. If the position of an elected delegate becomes vacant, it must be filled by the designated alternate. If there is no designated alternate to fill a vacant delegate position, the county central committee shall appoint a delegate from among the qualified members of the party resident in the precinct in which the vacancy occurred, and the secretary of the county central committee shall certify the appointed delegate to the county convention."

Amend section 2, page 2, line 44, by deleting the closed bracket after "3."

Amend section 2, page 3, line 1, by deleting "[4.] 3." and inserting "4."

Amend section 2, page 3, after line 4, by inserting:

"5. Each political party shall adopt written rules not less than 95 days before the date set by the state central committee or fixed by law for the county convention or by January 1 of the calendar year of the national convention or conference, whichever is earlier, governing, but not limited to, the following procedures:

Amendment No. 254 to Assembly Bill No. 147 (BDR 24-779) Page 4

(a) The selection, rights and duties of committees of a convention;

(b) Challenges to credentials of delegates; and

(c) Majority and minority reports of committees."

Amend the title of the bill, 2nd and 3rd line, by deleting

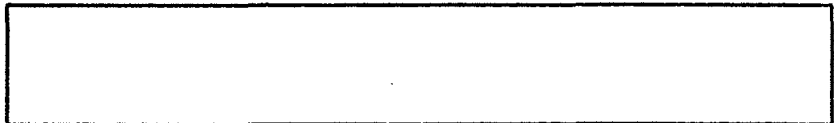
"prohibiting appointment of delegates to county conventions of political parties;" and inserting:

"requiring election of delegates to county political conventions;"

1979 REGULAR SESSION (60TH)

ASSEMBLY ACTION		SENATE ACTION		Assembly	AMENDMENT BLANK
Adopted	<input type="checkbox"/>	Adopted	<input type="checkbox"/>	AMENDMENTS to	Assembly
Lost	<input type="checkbox"/>	Lost	<input type="checkbox"/>		Joint
Date:		Date:		Bill No.	Resolution No.
Initial:		Initial:		89	
Concurred in	<input type="checkbox"/>	Concurred in	<input type="checkbox"/>	BDR	24-545
Not concurred in	<input type="checkbox"/>	Not concurred in	<input type="checkbox"/>	Proposed by	Assemblyman Getto
Date:		Date:			
Initial:		Initial:			

Amendment N^o 13



Amend section 1, page 1, by deleting line 7 and inserting:

"(a) Between the 60th day before the primary election and the 30th".

Amend section 1, page 1, by deleting lines 11 through 13 and inserting:

"2. The sign, display or device may be posted within view of the highway, road or street if the owner of the property on which it is placed consents, but it must not be erected on the right-of-way".

To: E & E
 LCB File
 Journal
 Engrossment
 Bill

Date 1-29-79 Drafted by JW:ml

"AMENDED ASSEMBLY BILL 89 PROPOSED BY THE NEVADA HIGHWAY DEPARTMENT"

410.400 Regulations concerning permits, fees, other matters; fee not required for certain signs; disposition of permit fees.

1. The board shall prescribe:

(a) Rules and regulations governing the issuance of permits for advertising signs, displays or devices and the collection fees therefor reasonably related to defraying the administrative costs of processing and issuing such permits; and

(b) Such other rules and regulations as it deems necessary to implement the provisions of NRS 410.220 to 410.410, inclusive.

2. No fee shall be collected for any authorized directional sign, display or device, or for authorized signs, displays or devices erected by chambers of commerce, civic organizations or local governments, advertising exclusively any city, town or geographic area.

3. No fee shall be collected for any temporary political sign so long as such signs are erected not more than sixty (60) days prior to the election to which they pertain and are removed not more than thirty (30) days after the election.

a. The Department shall have the right to summarily remove any temporary political signs

erected in violation of the prescribed time period.

【3】 4. All permit fees shall be deposited with the State treasurer in the state highway fund.