

MEMBERS PRESENT

MR. DINI, CHAIRMAN
MR. HARMON, VICE-CHAIRMAN
MR. BERGEVIN
MR. BEDROSIAN
MR. GETTO
MR. JEFFREY
MR. CRADDOCK
MR. ROBINSON
MR. FITZPATRICK
MR. MARVEL

GUESTS PRESENT

SEE ATTACHED LIST

Mr. Dini called the meeting to order at 8:05 AM, and announced that the first bill to be considered would be:

AB-355 - PERMITS EACH BOARD OF COUNTY COMMISSIONERS TO REGULATE CERTAIN SUPPLIERS OF SEWER SERVICES.

Mr. Hebert Hardy of the Public Service Commission testified that AB-355 is simply clean up Legislation from a 1971 omission. The caption reads "Suppliers of water & sewer services to sub-divisions land development projects, etc." but the body of the bill leaves out sewer services, it only mentions water. The purpose of this bill is to include sewer services which may be regulated by county commissions by ordinance if the company is not otherwise regulated by the PSC or is exempt. It is our position that this was definitely intended but inadvertently left out.

Mr. Dini read a statement from the NATIONAL ASSN. OF REALTORS into the record. This was in opposition to the bill citing the vagueness as being detrimental to growth. (see attached)

Mr. Getto asked which companies are exempt from the PSC and was informed by Mr. Dini that those which do less than \$11,000 in volume or serve less than 25 customers are those which are exempt.

Mr. Bedrosian said that Washoe Co. needed enabling legislation to control package sewer plants. The only control over package sewer plants at this time is the health department which is usually more stringent than the counties...this was pointed out by Mr. Jeffrey.

AB-342 - REQUIRES EMPLOYERS TO POST ABSTRACT OF LAWS PERTAINING TO EQUAL EMPLOYEMENT OPPORTUNITIES. 250

Assemblyman Cheney testified in behalf of this bill stating that it was requested by the Clark Co. Equal Rights Commission in order to comply with Federal requirements. Anyone who receives federal money must do this. The money to finance this project is already allocated, permission is all that is needed.

Mr. Cheney said that there would be no further or ongoing fiscal impact.

SB-150 - REVISES ACCOUNTING PROCEDURE FOR LOST WARRANTS OF STATE.

Lee Hansen of the Legislative Counsel Bureau told the committee that there is presently a conflict in the procedures for handling lost warrants and stale claims and this bill will resolve the problem.

He explained that when it is one year old, instead of going back to the general fund the money would go back to the fund that it was originally drawn from.

AB-356 - ALLOWS RETIRED PUBLIC EMPLOYEES TO CHANGE CERTAIN RETIREMENT OPTIONS & DESIGNATE CURRENT SPOUSE AS BENEFICIARY.

Mr. Will Keating appeared, REPRESENTING the Retirement Board to repeat the testimony given by Mr. Vern Bennett on 2/23/79. The Board opposes this bill because of the possibility for abuse in allowing a retired employee to change from un-modified to modified benefit providing continued income to his spouse only after his demise. The law at this time states that once you enter into retirement you may not change the retirement options, except in the event that the named beneficiary dies; at which time it would revert back to the un-modified option. He explained that when someone retires the amount of money they receive is based on two factors: 1. their average monthly salary for the highest consecutive thirty-six months and 2. Their service time credit = 2 1/2 % of that average compensation for each year of service. He detailed the un-modified options vs the modified options.

Mr. Fitzpatrick asked if the main concern is the fact that allows someone to go from the un-modified to the modified, to which Mr. Keating said, "yes." Mr. Fitzpatrick stated that what we want to be able to do is to allow the change in beneficiaries with the necessary actuarial adjustments. He continued that if we provided in this bill that they could only change the beneficiary if at the time of retirement they had opted for one of the modified plans, it would tighten it up considerably.

Mr. Keating explained actuarial situations, etc. to the members who discussed several possibilities for amendment.

AB-345 - AMENDS CARSON CITY CHARTER TO AUTHORIZE THE SUPERVISORS TO ACQUIRE AND OERATE A WATER PROJECT WITHIN AND WITHOUT CARSON CITY.

David Small, Carson City District Attorney testified in favor of AB-345 stating that the authority already existed in state law, but that the city would like the authority clearly spelled out in the charter.

He told the members that more than any other jurisdiction, Carson City had major water problems and that this bill has nothing to do with water rights, it would only authorize the transfer of water. Carson City will still have to go through the state engineer to acquire water rights.

Mr. Bergevin stated that Douglas County did not oppose this bill.

Mr. Jeffrey allayed the fears of a couple of the committee members by assuring them that anything outside the basin would have to be handled by the state engineer or negotiated with the people who have the water rights.

In response to questions about where, when, etc. Carson City will be going for water, and query concerning the HObart-Marlette system, Mr. Small said that they are hoping to do business with the Legislature. He further told the committee that Carson City had filed claimagainst the state for having abandoned Marlette water.

Mr. Larry Warner of the Carson City Public Works department confirmed that the state had filed a claim for vested rights although they are working with the state department of general services.

Mr. Russ McDonald informed the committee that he had drafted this bill and it is identical in language with NRS 350. He urged adoption of this bill stating that it has nothing to do with water per se.

James Vianno, a Carson City building contractor, also spoke in favor of AB-345 telling the members of the moratorium in building sub-divisions in Carson City and asking for the relief he felt this bill might provide.

Mr. Bedrosian was concerned that this bill might allow Carson City to tap into Washoe Lake and noted that he did not want to be responsible

ACTION

AB-345: MR. HARMON MOVED DO PASS, SECONDED BY MR. MARVEL.

UNANIMOUSLY APPROVED.

AB-355: Mr. FITZPATRICK MOVED DO PASS, SECONDED BY MR. BERGEVIN.

Mr. Dini mentioned that he did not see any reason for concern by the Realtors since it is merely an amendment to a law passed in 1971 to give the counties some control over small water companies they should also have the same control over sewer companies.

Mr. Getto called for the question.

AB-355 PASSED with Mr. Bedrosian Voting in opposition to the motion.

AB-356: Mr. Dini said that he felt there would be problems on the floor with this bill. Mr. Robinson pointed out that Mr. Keating had stated that they would have no problem starting over again and re-compute the whole thing on how much has been paid out.

Mr. Fitzpatrick felt that Mr. Keating had agreed that if the retiree had originally opted for some sort of modified plan to name another person that this was not the area of greatest concern for abuse. Rather, someone who had the un-modified and became terminally ill and wanted to change at that time.

Mr. Dini said that he would work on the wording.

SB-150: Mr. Harmon MOVED DO PASS, MR. FITZPATRICK SECONDED.

UNANIMOUSLY APPROVED

AB-342: Mr. JEFFREY MOVED DO PASS, MR. ROBINSON SECONDED.

Mr. Jeffrey explained that contractors were required to do this or anyone dealing with federal money.

Mr. Robinson felt that there actually would be fiscal impact, to which Mr. Jeffrey responded that too much was being made of this bill. It is no more complicated than the NIC posting being done now.

Mr. Getto would like to delete Indians.

MR. HARMON MOVED TO AMEND THE ORIGINAL MOTION TO DO PASS AND RE-REFER TO WAYS & MEANS, SECONDED BY MR. ROBINSON.

MOTION CARRIED = DO PASS AND RE-REFER TO WAYS & MEANS.

Mr. Dini informed the committee that Mr. Barengo had given him two bills and requested Committee introduction.

1. Excludes reserves for capital improvements of local government employer from assets subject to recommendations or award by fact finder in labor negotiations.

Mr. Dini further explained that the bill stems from the Washoe Co. School District where they can't use the fund they have put away for capital improvements for negotiations.

MR. JEFFREY MOVED FOR COMMITTEE INTRODUCTION, MR. BEDROSIAN SECONDED. MOTION CARRIED.

2. This is a simpler measure than AB275 and may be an alternative. BDR 35-826.

Mr. FITZPATRICK MOVED FOR COMMITTEE INTRODUCTION, MR. JEFFREY SECONDED. MOTION CARRIED.

Mr. Dini notified the Committee that on Wednesday, March 7th at 5:00 pm we would have a joint session with the Senate Government Affairs Committee on the two White Pine bills dealing with the power plant. Room 131.

Mr. Craddock commented that he did not understand the concern of the Ways & Means Committee on this bill unless it is simply that they don't want anyone fooling with the general fund.

Mr. Robinson noted that his concern was that there was no provision for return of the money.

Mr. Dini said that he would bring it back and attempt to clarify the situation.

Meeting Adjourned.

RESPECTFULLY SUBMITTED.



BARBARA CARRICO

TO: CHAIRMAN DINI & THE GOVERNMENT AFFAIRS COMMITTEE

FROM: BILL COZART & GENE MILLIGAN
NATIONAL ASSOCIATION OF REALTORS

RE: AB-355

THE NATIONAL ASSOCIATION OF REALTORS IS QUITE CONCERNED AND OPPOSED TO AB-355 IN IT'S PRESENT FORM. BOTH GENE MILLIGAN AND MYSELF WILL BE TIED UP IN AN EMERGENCY MEETING AND WILL BE UNABLE TO ATTEND THE HEARING ON AB-355.

AB-355 in it's PRESENT FORM IS TOO VAGUE AND COULD RESULT IN THE DENIAL OF ALL PACKAGE SEWER PLANTS AND ULTIMATELY STOP GROWTH ALTOGETHER.

WE WOULD BE MORE THAN HAPPY TO PROVIDE ADDITIONAL WRITTEN AND/OR ORAL TESTIMONY IF YOU SO DESIRE.

I WOULD APPRECIATE THESE COMMENTS BEING MADE A PART OF THE RECORD.