

MEMBERS PRESENT

Chairman Dini
Mr. Marvel
Mr. Fitzpatrick
Mrs. Westall
Mr. Harmon
Mr. Craddock
Dr. Robinson
Mr. Jeffrey
Mr. Getto
Mr. Bedrosian
Mr. Bergevin

GUESTS PRESENT

See Guest List attached

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Chairman Dini called the meeting to order at 9 A.M. He advised the Committee, although it was not on the Agenda, AB 428 would be the first order of business. He stated it was on this Bill that the Committee had requested testimony from a surveyor and title company.

AB 428 - REQUIRES DESCRIPTION OF PROPERTY ON SURVEYORS
CERTIFICATE ON SUBDIVISION FINAL MAP TO BE BY
METES AND BOUNDS UNDER CERTAIN CIRCUMSTANCES

REECE HARPER, Nevada Assn. Land Surveyors

Mr. Harper advised the Committee that Southern Nevada wanted to include metes and bounds descriptions in their certificates and have already been required by County ordinance to do that; they feel it helps to strengthen their maps. Mr. Harper stated the Washoe Chapter, the Northern Nevada Chapter, does not agree. He said they never had to put metes and bounds into their Surveyor's certificates. Mr. Harper advised the Committee they do not see the need for it; it seems to be a duplication and causing another process that could cloud titles if errors are made, and if the map and certificate do not agree on the metes and bounds.

WALTER NEITZ, Surveyor, Private Practice

Mr. Neitz stated he concurred with Mr. Harper's testimony; it is prone to creating title problems as well as extra expense of maps. He stated, however, the main problem would be clouding of title.

A discussion ensued between Committee members and Mr. Harper concerning the way property is described, dimensions, monuments and markers.

Chairman Dini asked if half of the surveyors in Northern Nevada do it one way and half of the surveyors in Southern Nevada do it the other way, and the response was it would become confusing and in particular to the recorder's office.

Chairman Dini was informed another gentlemen was to be present to testify on the Bill and that they would go on to the next Bill and hear his testimony later.

SB 266 - PROVIDES FOR WAIVER FOR CERTAIN EXPLORATORY
WELLS OF PERMIT TO APPROPRIATE WATER

Chairman Dini stated it was Senator Dodge's Bill and in his absence he could speak to the intent. Mr. Dini stated it is presented as an amendment to the Appropriation Act. He went on to elaborate that because of the laws now on quality of water for human consumption any time a well is drilled for a subdivision and it doesn't meet the quality standards, a 90 day period is involved in regard to the application, and if the requirements are not met it takes another 90 days to get the next hole dug. He stated this Bill would permit exploratory wells to be dug without having to go through that by waiver from the State Engineer.

WILLIAM J. NEWMAN, State Engineer

Mr. Newman stated the State Engineer's Office would not oppose the Bill as written. He stated the wording is very similar to AB 312; there would be no problem of administering this law; a letter is simply addressed to the State Engineer requesting approval and the approval can be given with required conditions of size, time, and plugging of the well.

ROLAND WESTERGARD, Dept. Conservation & Nat. Resources

Mr. Westergard stated he concurred with Mr. Newman and they support the Bill. He stated he wanted to emphasize it in no way gives a temporary permit to appropriate water, it would just allow the drilling of an exploration well and before right could be secured to use and develop that water.

Dr. Robinson asked if the applications for the waiver would receive some priority as there had been testimony in another Bill to the effect that some of the permits sit around for a long time awaiting signatures. Mr. Newman responded that upon receipt of a written application for a waiver it could be handled in a matter of a few days.

The testimony was concluded on SB 266.

Mr. Dini then advised the Committee the gentlemen expected had arrived to testify on AB 428. EUGENE B. LONGFIELD stated he agreed with everything in the Bill except section 2 should be omitted. He advised the Committee it was too expensive and he saw no reason to have the metes and bounds descriptions and it was a waste of time and money.

AB 531 - MAKES NEGOTIATION MANDATORY WHERE SCHOOL TRUSTEES DO NOT PRESCRIBE CERTAIN REGULATIONS

JOYCE WOODHOUSE, Nev. State Education Assn.

Miss Woodhouse stated her group strongly supports the Bill. She stated prior to 1977 certified school personnel were excluded from being able to receive any benefit from their employer in the area of payment for unused sick leave under 391 where the exclusion was. She advised the Committee in last session's Bill, the Legislature removed that exclusion and made it possible for school districts to formulate or negotiate such a policy. She stated two school districts have done so and provide that benefit to their employees, the school districts being Churchill and Humboldt County. She pointed out all other public employees in the State of Nevada have the right to payment for unused sick leave and have had it for a number of years. She stated they were only trying to bring the issue to the bargaining table; it would be the decision of the parties as to what, if any, benefit would be received by the employees. Miss Woodhouse stated they are not expanding the scope of N.R.S. 288; the Bill would allow bargaining for unused sick leave under the items already in 288.150.

Chairman Dini inquired if there were any school districts who provide it by regulation and Miss Woodhouse responded she did not know of any.

Dr. Robinson inquired how many sick days were allowed and Miss Woodhouse advised 15 per year.

The testimony was concluded on AB 531.

AB 196 - MAKES CHANGES RESPECTING TRAINING AND LICENSE FEES OF PERSONS REGULATED BY PRIVATE INVESTIGATOR'S LICENSING BOARD

SAMUEL P. McMILLAN, Deputy A.G., Private Investigator's Licensing Board

CAPTAIN KEN PULVER, Reno Police Dept., Member of Bd.

Mr. McMillan advised the Committee they had been before Ways & Means and referred to this Committee with an amendment on lines 30 to 34 of the second page regarding payment of fees for unlicensed employees.

Mr. Pulver stated there were three issues of 196; one is to provide fire safety courses for employees of licensees; to raise the total licensing fee from \$100 to \$125 per year for the licensees; and to charge for each unlicensed employee of a licensee within the State. He advised the Committee the issue is that they have roughly 100 licensees within the state in various fields of private patrol, investigator, process server, polygrapher and repossessioner. He stated the Board felt it was the job of the licensee to keep track of his employees.

Chairman Dini questioned the background on the section put in by Ways & Means. Mr. Pulver said he was not certain who provided or inserted the amendment in 196. Chairman Dini wanted to know what would happen if it were deleted and Mr. McMillan elaborated on the background.

COMMITTEE ACTION:

AB 428 - Mr. Marvel moved AMEND and DO PASS; seconded by Mr. Fitzpatrick, and unanimously carried. The amendment will correct the spelling of "certificate" and take out section 2.

SB 266 - Mr. Jeffrey moved DO PASS, seconded by Mr. Bergevin, and unanimously carried.

AB 531 - Dr. Robinson moved DO PASS; seconded by Mr. Jeffrey, and unanimously carried.

AB 196 - Mr. Jeffrey moved DO PASS; seconded by Mr. Marvel, and unanimously carried.

AB 545 - Chairman Dini stated he would entertain a motion to re-refer it to Judiciary; so moved by Mr. Jeffrey; seconded by Mr. Marvel, and unanimously carried.

AJR 13 - Mr. Jeffrey moved INDEFINITE POSTPONEMENT; seconded by Mr. Craddock, and unanimously carried.

AJR 14 - Mr. Bergevin moved INDEFINITE POSTPONEMENT; seconded by Mr. Marvel, and unanimously carried.

AB 386 - Mr. Bedrosian moved INDEFINITE POSTPONEMENT; seconded by Mr. Fitzpatrick, and unanimously carried.

Chairman Dini stated he would entertain two Bill Drafting introductions: BDR 11-1152* provides for issuance of marriage licenses by certain wedding chapels in Wendover and outlying areas where a deal can be made with the County Clerk to issue wedding licenses. BDR 11-1151** abolishes office of Commissioner of Civil Marriages and allows police judges to perform marriages. Dr. Robinson moved that they be given introduction and returned to this Committee; seconded by Mr. Marvel, and unanimously carried.

AB 36 - Mr. Marvel moved DO PASS; seconded by Mr. Craddock, and unanimously carried.

There being no further business to come before the meeting, the same was adjourned.

Respectfully submitted,

Sandra Shatzman
Assembly Attache

*AB 598

**AB 599