

MEMBERS PRESENT

Chairman Westall
Mr. Barengo
Mr. Vergiels
Mr. Glover
Mr. Rusk
Mr. Tanner
Mr. Weise

MEMBERS ABSENT

Mr. Mello
Mr. Harmon

GUESTS PRESENT

See Guest List attached

Chairman Westall called the meeting to order at 5:00 p.m. She called upon Assemblyman Sue Wagner to testify on behalf of A.R. 6.

ASSEMBLY RESOLUTION 6

Assemblyman Sue Wagner explained that A.R. 6 would provide that, at the time of drafting, bills would be referred to the proper committee for hearing by N.R.S chapter and title number. Her request to the bill drafter was that this resolution be based on the system used in the Senate. This would save a great deal of time by not having the decision made by a diversity of other people, and sometimes having the bill referred to the improper committee. She has discussed this with the Speaker, and he had some recommendations from Andy Grose of the Research Department which could be pursued by the committee if they so desired as they differ somewhat from the bill as introduced, but the concept is the same. The source of this bill is the Senate and is a proposed amendment to Assembly Standing Rule 40. Mrs. Wagner distributed a sheet of information showing that we are the only state that allows an introducer of a bill to refer a bill to a particular committee, a copy of which is attached hereto and marked Exhibit A.

Senator Gibson, Majority Leader of the Senate, explained that in the Senate they adopted a rule which lays out the chapters in the N.R.S. which fall within a committee's jurisdiction. The objectives of this system included equalizing the committee loads. Originally, the Judiciary and Government Affairs committees were handling about 80 percent of the bills which were introduced and after this system was adopted their share was reduced to around 50 percent and the other committees handled a more equalized load. Another justification of the system is that it removed a lot of the wrangling about bill referrals which took a great deal of time, and under this system there is no argument as to where a bill will be referred. It is determined by the bill drafter. Attached hereto and marked Exhibit B

is a summary which is furnished to the Senators showing chapter assignments to committees and showing jurisdiction. Since adoption of this rule, there have been no quarrels of any kind on bill referrals. Sometimes when a referral went by the chapter it was found that that particular bill did not necessarily fit into the actual responsibility of the committee it was referred to, and in that case it was re-referred to another committee. No problems have risen due to these re-referrals. This makes a consistency in referrals so the next session the same committee will continue to hear the same type of bills.

In response to a question by Mr. Barengo, Senator Gibson said there are very few mistakes in referrals as they are watched closely by the Secretary and the guide is followed closely.

Chairman Westall asked if Senator Gibson had any suggestions for a mechanism in the rule to provide for exceptions. Senator Gibson replied that there was the one exception of a two-thirds vote of the body to refer the bill to another committee. Writing exceptions into the rule could become burdensome. Re-referral by a chairman does not require a two-thirds vote of the body.

Senator Jean Ford stated that she supports this system. When developed this provides a consistent guide. The rule does not cover joint resolutions in the Senate. These are covered by informal rules. It also does not cover Senate resolutions. They are also covered by informal rules. The introducer still has the prerogative of making a motion as to where a bill should go and the rule could be suspended by a majority of the body.

SENATE BILL 55

Senator Jean Ford explained that this bill adds to our existing procedure providing for the preparation of fiscal notes on proposals and bills by providing the same procedure be used for joint resolutions. She feels that this would make fiscal impact information available on a more orderly basis with the staff not having to respond to individual requests as they might come along on specific proposals. It also makes information available for more careful legislative consideration on proposals that come through the joint resolution route. Through research she found that the additional work load of this proposal would not be significant due to the small percentage of resolutions requiring fiscal notes. It would be applicable to resolutions for amendments to the state constitution and resolutions memorializing state officers to take certain kinds of action. This would become effective on passage, and the staff in the fiscal analysis division could see no problem with it.

SENATE BILL 97

Chairman Westall asked the committee to look at S.B. 97, which is essentially a housekeeping bill.

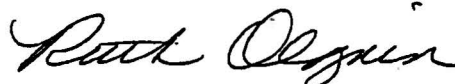
Senator Ford explained that last session there was a bill that

divided everything and this was one portion that was left out when fiscal analysis was taken out of the research division, which has already been done.

Senator Jean Ford stated that she is a member of Legislative Functions on the Senate side and they had a discussion about the whole area of how the legislature operates and various proposals for improvement. There was some discussion about going for an interim study, but since there have been recent interim studies they did not feel that another one was necessary. They did believe it would be useful for the two committees to get together in a joint meeting and have a progress report on the various studies. A joint meeting has been set for March 1, 1979, at 5:00 p.m. in Room 131. It will be an informal meeting with no bills, and Art Palmer and Andy Grose in attendance to explain what has happened over the years.

The meeting was adjourned by Chairman Westall at 5:45 p.m.

Respectfully submitted,



Ruth Olguin
Committee Secretary

LEGISLATIVE PROCEDURE: BILL INTRODUCTION AND REFERENCE

| State or other jurisdiction | Pre-session bill filing | | Bills referred to committee by | | Bill referral restricted by rule | | Bill carryover* |
|-----------------------------|-------------------------|-------------|--|------------------|----------------------------------|--------|-----------------|
| | 1st session | 2nd session | Bills referred to committee by | | House | Senate | |
| | | | House | Senate | | | |
| Alabama | B | B(a) | Spkr. | Pres. | ... | ... | No |
| Alaska | B | B | Spkr. | Pres. | * | * | Yes |
| Arizona | B | B | Spkr. | Pres. | ... | ... | No |
| Arkansas | B | ... | Spkr. | Rules Cmte. | * | * | ... |
| California | (b) | (b) | Spkr. | Rules Cmte. | ... | ... | Yes(b) |
| Colorado | B | B | Spkr. | Pres. | ... | ... | No |
| Connecticut | B | B | Spkr. | Pres. Pro Tem. | * | * | No |
| Delaware | B | B | Spkr. | Pres. Pro Tem. | * | ... | Yes |
| Florida | B | B | Spkr. | Pres. | * | ... | No |
| Georgia | No | No | Spkr. | Pres. | ... | ... | Yes |
| Hawaii | No | B | Spkr. | Pres. | * | * | Yes |
| Idaho | S | S | Spkr. | Pres. | ... | ... | No |
| Illinois | B | B | Cmte. on Assigt. | Cmte. on Assigt. | ... | ... | Yes(e) |
| Indiana | B | B | Spkr. | Pres. Pro Tem. | ... | ... | No |
| Iowa | B | B | Spkr. | (f) | ... | * | Yes |
| Kansas | B | B | Spkr. | Pres. | * | * | Yes |
| Kentucky | B | ... | Cmte. on Cmtes. | Cmte. on Cmtes. | * | * | ... |
| Louisiana | B | B | Spkr. | Pres. | * | * | No |
| Maine | B | No | Secy. of Senate & Clerk of House (g,h) | | ... | ... | No |
| Maryland | B | B | Spkr. | Pres. | (i) | (i) | No |
| Massachusetts | B | B | Clerk(h) | Clerk(h) | * | * | No |
| Michigan | No | No | Spkr. | Pres.(h)- | ... | ... | Yes |
| Minnesota | No | B | Spkr. | Pres. | (j) | (j) | Yes |
| Mississippi | B | B | Spkr. | Pres. | ... | ... | No |
| Missouri | B | B | Spkr. | Pres. Pro Tem. | * | * | No |
| Montana | B | ... | Spkr. | Pres. | ... | ... | ... |
| Nebraska | S | S | U | Ref. Cmte. | ... | * | Yes |
| Nevada | B | ... | Introducer | Introducer | ... | * | ... |
| New Hampshire | B | ... | Spkr. | Pres. | * | * | ... |
| New Jersey | B | No | Spkr. | Pres. | ... | ... | Yes |
| New Mexico | No | No | Spkr. | Presid. Offr.(c) | (d) | (d) | No |
| New York | B | ... | Spkr. | Pres. Pro Tem. | ... | ... | Yes |
| North Carolina | No | No | Spkr. | Pres. | (d) | (d) | Yes |
| North Dakota | B | ... | Spkr. | Pres. | * | * | ... |
| Ohio | B | B | Ref. Cmte. | Rules Cmte. | ... | ... | Yes |
| Oklahoma | B | B | Spkr. | Pres. Pro Tem. | ... | ... | Yes |
| Oregon | B | ... | Rules Cmte. | Pres. | ... | ... | ... |
| Pennsylvania | B | B | Spkr. | Pres. | ... | ... | Yes |
| Rhode Island | No | B | Spkr. | Pres. | ... | ... | Yes |
| South Carolina | B | B | Spkr. | Presid. Offr. | * | * | Yes |
| South Dakota | B | B | Spkr. | Pres. | ... | ... | No |
| Tennessee | B | B | Spkr. | Spkr. | ... | * | Yes |
| Texas | B | ... | Spkr. | Pres. | * | ... | ... |
| Utah | B | B | Spkr. | Pres. | ... | ... | No |
| Vermont | B | B | Spkr. | Pres. | * | * | Yes |
| Virginia | B | B | Spkr. | Clerk | * | * | Yes |
| Washington | B | B | Spkr. | Pres. | ... | ... | Yes |
| West Virginia | B | B | Spkr. | Pres. | * | ... | No |
| Wisconsin | B | B | Presid. Offr. | Presid. Offr. | ... | ... | Yes |
| Wyoming | B | No | Spkr. | Pres. | ... | ... | No |
| American Samoa | B | B | Spkr. | Pres. | * | * | Yes |
| Guam | S | S | U | Rules Cmte. | ... | * | Yes |
| Puerto Rico | B | B | Pres. | Pres. | * | * | Yes |

* Bills carry over from the first year of a legislature to the second. Bills generally do not carry over after an intervening legislative election.

Key:
 B—Both chambers
 S—Senate
 H—House
 U—Unicameral

(a) Alabama has a four-year legislature which meets biennially.
 (b) California has a continuous legislature. Bills may be introduced at any time during the biennium. However, legislative schedule is established for committee action.
 (c) At request of sponsoring senator.
 (d) Except appropriations and taxation committees.
 (e) Limited to emergency bills, appropriations bills, those placed on interim study calendar, by motion.

(f) Majority leader, president pro tem, 2 assistant majority leaders.
 (g) Should there be no agreement between the clerk and secretary, the speaker and president make the assignment. If they cannot agree, the Legislative Council resolves the issue.
 (h) Subject to approval or disapproval: Maine, by membership of either house; Massachusetts, by presiding officer; Michigan, by senate membership.
 (i) No, except for local bills in house and local bills and bills creating judgeships in senate.
 (j) No, except for bills on government structure which go to governmental operations committees and bills appropriating funds which go to finance committees.

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COMMITTEE ON FINANCE:

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Operating and Capital Budgets
Bonding
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