

MINUTES

WAYS AND MEANS COMMITTEE

NEVADA STATE LEGISLATURE - 60th SESSION

May 1, 1979

Chairman Mello called the meeting to order at 8:10 a.m.

MEMBERS PRESENT: Chairman Mello, Vice-Chairman Bremner, Mr. Barengo, Mrs. Cavnar, Mr. Glover, Mr. Hickey, Mr. Vergiels, Mrs. Wagner, and Mr. Webb.

ABSENT: Mr. Rhoads (excused), and Mr. Mann.

ALSO PRESENT: Bill Bible, Fiscal Analyst; Judy Matteucci, Deputy Fiscal Analyst; Mike Alastuey, Deputy Budget Director; Charles Wolff, Jr., Director, Department of Prisons; Roland Westergard, Director of Conservation and Natural Resources; Joyce Hall, Administrator of the Division of Mineral Resources; Toni Hensley, Bureau of Alcohol Adjudication and Rehabilitation; Senator Floyd Lamb; Assemblyman Joe Dini, and Mike Brown, Deputy Director, Administrative Office of the Courts.

AB 719

Warden Wolff said that AB 719 will establish two restitution centers and inmates participating in the program will be required to make restitution to the victims of their crimes. He pointed out that this program has been successful in other states and has operated at less than half of the private cost of housing offenders in a permanent institution. Warden Wolff stated that it is estimated to cost \$7,896 to house each prisoner in a permanent facility in the 1979/80 fiscal year and \$7,527 to house an inmate in the second year; whereas, the cost for each prisoner at a restitution center is approximately \$3,900 per year. Warden Wolff indicated that the operating expenses for the restitution centers would be \$203,167 in the first year of the biennium and \$195,269 in the second year. However, \$48,000 of that amount in the first year of the biennium and \$72,000 in the second year in each center will be recovered through client assessments.

Mr. Hickey requested the locations of the two centers. Warden Wolff said that the prison is investigating possible sites in the Las Vegas and Reno areas. Mr. Hickey asked if any individuals have been selected to manage the two centers. Warden Wolff said that the current prison staff will be utilized for operation of the centers.

Mrs. Wagner inquired as to the type of building that could be used for the centers. Warden Wolff said that a structure to house about 30 people such as a small motel, hotel or larger older home would be suitable.

Chairman Mello asked if any amendments to this bill have been discussed. Warden Wolff said that the department would work with the current legislation but if it becomes cumbersome, they would come back in two years and ask for amendments.

Mr. Bremner asked if prior incarceration was a prerequisite to program participation and also if prisoners had to request assignment to this program. Warden Wolff said that inmates must be good parole candidates eligible for discharge in a reasonable period of time, or if a judge stipulates an individual can be placed directly in a restitution center instead of prison.

Assembly

1676-39

Motion to Indefinitely Postpone AB 719 made by Mr. Vergiels; seconded by Mr. Barengo. Motion approved.

SB 329

Ms. Joyce Hall, Administrator of the Division of Mineral Resources, said that SB 329 will provide salaries of \$40 per day for the members of the Oil, Gas and Mining Boards. Ms. Hall said that the majority of the Board members must take time from permanent jobs to attend meetings throughout Nevada. Ms. Hall's remarks are included in the minutes as Exhibit "A".

Mr. Barengo asked for the names of the members of the board. Ms. Hall said that four members representing the mining industry are Pete Galli, Doug Moore, Fred Gibson, and Mark Nesbitt; Peter Hummell represents oil and gas; Mrs. Richard Fostal, and Roger Taglia represent the general public.

Mrs. Wagner asked if this board is one of the few where the members do not receive a salary, and how many meetings are held per year. Ms. Hall said that this board had never received salaries and that they meet four times per year or more often if it becomes necessary.

Mr. Westergard, Director of Conservation and Natural Resources, said that the amount requested, \$1,120, is based on four meetings per year and is included in the Executive Budget.

Mr. Bible said that when the Committee wrote the Omnibus Board and Commission bill last Session, the compensation of all the boards was increased to \$40 with a standard rider in the statute that if any board was compensated, that compensation would be \$40. He explained that since this board was not then receiving a salary, they were not included under the rider for the \$40 per day amount.

SB 435

Mr. Mike Brown said that SB 435 as amended will transfer funds from the Supreme Court budget to the Board of Pardons budget to pay the salaries of justices who are paid through the Board of Pardons. He explained that the reason some justices are paid through this board is because their salaries cannot be increased during their current term and that this method is used to equalize all justices' salaries. He added that justices that have an on-going term and receive pay increases during that term have the difference between the new salary and the existing salary paid out of this account. He stated that a shortage was created in this account because a salary savings figure of \$14,000 was removed by the last session, and that this legislation will correct that imbalance.

SB 340

Mr. Norm Herring, Nevada Public Defender, furnished the Committee with information concerning SB 340 which is included as Exhibit "B". Mr. Herring said that SB 340 authorizes the State Public Defender to collect certain amounts from counties for use of his services. Mr. Herring said that he recently contacted all judicial districts served by the State Public Defender to find out if they were receiving adequate services and if the assessments against the counties were reasonable. He said that they had indicated that the services have been adequate and that the fees charged are reasonable.

SB 143

Ms. Toni Hensley, Bureau of Alcohol Adjudication and Rehabilitation, said that SB 143 addresses the need of deaf people for interpreting services in judicial and administrative proceedings. She said that the Senate amended the judicial section out of the legislation and placed the financial responsibility for payment to interpreters upon the city or county agency. This amendment decreased the fiscal impact to \$136.97, from the original amount of \$7,462.

Motion to re-refer SB 143 to the Judiciary Committee made by Mrs. Wagner; seconded by Mr. Bremner. Motion approved.

AB 197

DO PASS motion made by Mr. Barengo; seconded by Mr. Bremner. Mrs. Wagner abstained.

AB 224

DO PASS as amended motion made by Mr. Barengo; seconded by Mr. Bremner. Motion approved. Mrs. Wagner abstained.

AB 385

DO PASS motion made by Mr. Barengo; seconded by Mr. Bremner. Motion approved. Mrs. Wagner abstained.

AB 444

Mr. Barengo said that AB 444 requires a technical correction on Page 2, line 1 to insert "in excess of 30 days."

DO PASS motion as amended made by Mr. Barengo; seconded by Mr. Bremner. Motion approved. Mrs. Wagner abstained.

AB 445

DO PASS motion made by Mr. Barengo; seconded by Mr. Bremner. Motion approved. Mrs. Wagner abstained.

SB 329

Chairman Mello explained that SB 329 provides the salary for the members of the oil, gas and mining boards.

DO PASS motion made by Mr. Bremner; seconded by Mr. Webb. Motion approved.

SB 435

DO PASS motion made by Mr. Barengo; seconded by Mr. Bremner. Motion approved.

SB 340

DO PASS motion made by Mr. Barengo; seconded by Mrs. Wagner. Motion approved.

SB 41

Mr. Bible said that when he called Mr. Swackhamer to discuss SB 41, he indicated that there are seven counties which can now implement punch card balloting. This bill will allow the State to purchase the necessary equipment and lease it back to the counties. Mr. Bible said that the average cost per voter per punch card system is \$1.37 and that the average cost per voter for a paper ballot system is \$3.86 which is a 65% savings. The requested appropriation is \$180,000 instead of the original \$230,000.

Motion to amend line 8 from \$230,000 to \$180,000 made by Mr. Hickey; seconded by Mr. Webb. Motion approved.

DO PASS motion as amended made by Mr. Hickey; seconded by Mr. Webb. Motion approved.

SB 255

Mr. Bible furnished the Committee with amendment No. 870 to SB 255 which is included as Exhibit "C."

Motion to adopt the amendments made by Mr. Barengo; seconded by Mr. Webb. Motion approved.

DO PASS motion as amended by Mr. Bremner; seconded by Mr. Webb. Motion approved.

PREDATORY AND RODENT CONTROL COMMITTEE

Senator Lamb said that information received from the predatory control agency indicates that \$20,000 was received in 1978-79 on the sale of 4,300 furs. Senator Lamb continued that figures received from individual trappers do not agree. He added that trappers receive \$70 to \$120 for coyote furs, and \$800 for bobcat furs. Senator Lamb said that the predatory control agency claimed that only 12 of the 4,300 furs were bobcat which he felt was most unlikely. Senator Lamb said that because of apparent abuses, poor management and inventory control, the Senate Finance is cutting funds from this program.

Mr. Bremner suggested cutting the appropriation further and increasing fur sales. Senator Lamb said that Senate Finance is cutting \$100,000 the first year and \$200,000 the second year in an attempt to make fur sales support the program. Mr. Webb asked if there is any possibility that the whole program could be deleted. Senator Lamb said that he did not think the Senate would approve that measure as the ranchers do need help and support this program through their taxes.

Mr. Bible explained that the Senate Finance decreased the General Fund by \$100,000 the first year and \$200,000 the second year of the biennium, and that they kept the budget in balance by adding revenue from fur sales in a like amount in each year of the biennium.

Motion to decrease the appropriation by \$100,000 in the first year and by \$200,000 in the second year of the biennium made by Mr. Bremner; seconded by Mr. Glover. Motion approved.

Motion to adopt the Governor's recommendations as amended made by Mr. Bremner; seconded by Mr. Glover. Motion approved; budget closed.

GRAZING BOARDS CONTRIBUTIONS

Motion to adopt the Governor's recommendations made by Mr. Bremner; seconded by Mr. Glover. Motion approved; budget closed.

WOOLGROWERS PREDATORY ANIMAL CONTROL COMMITTEE

Motion to adopt the Governor's recommendations made by Mr. Bremner; seconded by Mr. Glover. Motion approved; budget closed.

MINING COOPERATIVE FUND

Motion to adopt the Governor's recommendations made by Mr. Bremner; seconded by Mr. Glover. Motion approved; budget closed.

DEPARTMENT OF HIGHWAYS

Motion to adopt the Governor's recommendations made by Mr. Bremner; seconded by Mr. Glover. Motion approved; budget closed.

COMSTOCK HISTORIC DISTRICT COMMISSION

Chairman Mello explained that legislation has been passed that removes all members from this commission. He continued that Assemblyman Dini has indicated that the commission had planned to work very hard this year, and therefore, Chairman Mello asked if the Committee would like to reconsider the budget and perhaps go with the Governor's recommendations.

Assemblyman Dini commented that an historic commission meeting was held recently to discuss the pending legislation. He continued that at the meeting it was determined that action is necessary by the comstock citizenry to continue the existence of the commission and maintain its function of protecting the historic aspects of the Comstock District. Assemblyman Dini stressed that the commission is important to the people in the area; in that, in its review function of land use ordinances and outside decor of structures the historical significance of the region is preserved. He stated that in the past the commission has not been able to keep up with the demands, and that often a quorum of commissioners was unavailable to make the necessary reviews. To alleviate this situation, Assemblyman Dini indicated that it has been established that a quorum will only require four members present to process applications. He continued that AB 74 mandates that the new board of commissioners be appointed by the Governor and that they re-evaluate the physical parameters of the district.

Mr. Barengo asked if the commission has any authority to control the current strip mining operations in the area. Assemblyman Dini answered that a section of AB 74 prohibits mining companies from forcing the removal of historic buildings from their lands.

Chairman Mello asked if the library acquisition program is currently active in collecting books, photographs, and written materials as mandated by statute. Assemblyman Dini answered that they are currently engaged in trying to preserve some badly deteriorated historical photographs.

Mr. Bremner commented that \$50,000 was appropriated earlier this session to preserve those photographs. Chairman Mello indicated that those funds were given to the Historical Society. Assemblyman Dini mentioned that the same photographs were not in question.

Mr. Alastuey clarified that the photographs involved in the Historical Society's appropriation for preservation were scenes in the Reno area and mining camps.

Mrs. Wagner asked how much the travel amount could be decreased if the new commissioners were from the Comstock District. Assemblyman Dini answered that the two architects would have to come from outside the area as no specialized architects live within the District. He felt that perhaps the travel amount could be decreased but he had no specific recommendation as to how much.

Motion made by Mr. Bremner to re-open the Comstock Historic District Commission budget; seconded by Mr. Hickey. Motion approved; budget re-opened.

Chairman Mello suggested reducing the travel allocation to \$1,500 for each year of the biennium.

Motion made by Mr. Bremner to amend the travel allocation to \$1,500 for each year of the biennium; seconded by Mr. Hickey.

Motion made to amend the General Fund appropriation to \$14,320 for each year of the biennium made by Mr. Webb; seconded by Mr. Bremner.

Mr. Alastuey asked if the intention of reducing the appropriation to \$14,320 for each year of the biennium will exclude the library acquisition program.

Mr. Bremner withdrew his seconding of the motion. Motion failed.

Motion made by Mr. Hickey to adopt the Governor's recommendations as amended; seconded by Mrs. Wagner. Motion approved; budget closed.

SB 221

Motion made by Mr. Webb DO PASS: seconded by Mr. Glover. Motion approved.

INSURANCE DIVISION

Chairman Mello commented that two actuarial positions in this budget have been vacant for one year. Mr. Bible explained that in actuality one of the positions has not been vacant. He said that the insurance division failed to change the position control number when the person entered the position in a promotional progression.

Motion made by Mr. Webb to delete two positions: Chief Specialty Deputy and Administrative Aide II; seconded by Mrs. Wagner. Motion approved.

Motion made by Mr. Bremner to amend the out-of-state travel allocation to \$1,000 for each year of the biennium; seconded by Mr. Hickey. Motion approved.

Motion made by Mr. Hickey to amend the in-state travel allocation to \$17,000 for each year of the biennium; seconded by Mr. Webb. Motion approved.

Mr. Bible explained that in the data processing allocation part of the funds contained in this appropriation is predicated upon the passage of the licensing system bill. If the licensing system bill does not pass, then the amounts would have to be amended to read \$28,600 in the first year of the biennium and \$31,460 in the second year.

Motion made by Mr. Glover to delete the Management Assistant II position; seconded by Mr. Hickey. Motion approved.

Motion made by Mr. Bremner to adopt the Governor's recommendations as amended; seconded by Mr. Hickey. Motion approved; budget closed.

DIVISION OF REAL ESTATE

Motion made by Mr. Hickey to delete the Assistant to the Administrator of Real Estate position; seconded by Mr. Webb. Motion approved.

Motion made by Mr. Webb to add a Principal Clerk position to the Las Vegas office; seconded by Mr. Bremner. Motion approved.

Motion made by Mr. Hickey to amend the in-state travel to \$24,000 for each year of the biennium; seconded by Mr. Webb. Motion approved.

Motion made by Mr. Hickey to delete the training fund allocation in the amount of \$500 in each year of the biennium; seconded by Mr. Webb. Motion approved.

Mr. Bible explained that the real estate fees are a revenue source that is expensed out for each examination conducted by the Educational Testing Service, and then any remaining funds are reverted to the General Fund, so that the amounts shown simply represent a flow-through accounting procedure.

Mr. Webb asked for clarification on the \$25,000 charge for EDP services. Chairman Mello indicated that this figure represents the on-going maintenance costs for the EDP system.

Mrs. Wagner asked about the out-of-state air transportation allocation, and why it is separate from out-of-state travel. Mr. Bible answered that the out-of-state air transportation funds are utilized for special investigations and it does not represent administrative travel.

Motion made by Mr. Bremner to adopt the Governor's recommendations as amended; seconded by Mr. Hickey. Motion approved; budget closed.

DIVISION OF SAVINGS AND LOAN

Mr. Bible explained that Mr. Hickey functioned as a Subcommittee of one to meet with Mr. Goddard to cover the details of this budget. Mr. Goddard indicated that he required another position in addition to the position requested because of increased activities in the mortgage companies. He continued that after Mr. Hickey reported back to the Committee, the Committee requested that legislation be drafted to increase the mortgage fees to offset the additional salary expense.

Chairman Mello asked Mr. Alastuey if the Committee grants the half-time position will the other half-time position become full-time. Mr. Alastuey replied that he believes the intent is to expand the half-time position to full-time.

Mr. Bible indicated that there was also a half-time position in the banking division and as he recalls the same person performs in both functions.

Motion made by Mr. Hickey to add two Savings Loan Examiner positions; seconded by Mr. Glover.

Mrs. Wagner asked for clarification on legislation that has been introduced to give authority to control mortgage bankers. Mr. Bible said that currently the regulatory authority of the department extends only to mortgage companies, and not mortgage bankers.

Motion withdrawn by Mr. Hickey.

Motion made by Mr. Hickey to add the Savings and Loan Examiner position that is recommended by the Governor; seconded by Mrs. Wagner. Motion approved.

Motion made by Mr. Hickey to place the Senior Examiner position at \$16,501 on the salary schedule in the first year of the biennium, and at \$17,326 in the second year, plus \$1,000 in the first year of the biennium for related equipment costs and if the legislation for this position authority does not pass the position will be deleted; seconded by Mrs. Wagner. Motion approved.

Motion made by Mr. Hickey to adopt the Governor's recommendations as amended; seconded by Mr. Webb. Motion approved; budget closed.

DIVISION OF RESEARCH AND DEVELOPMENT (ENERGY)

Motion made by Mr. Bremner to adopt the Governor's recommendations; seconded by Mr. Webb. Motion approved; budget closed.

DIVISION OF CONSERVATION AND PLANNING (ENERGY)

Mr. Alastuey explained that the new positions are strictly contingent upon their receiving Federal monies sufficient to fund them.

Motion made by Mr. Bremner to adopt the Governor's recommendations; seconded by Mr. Webb. Motion approved; budget closed.

Mr. Webb suggested that a letter of intent be sent to the Department of Energy to direct the department to develop practical measures to provide solar-heating and other alternative energy programs suitable for use by the average citizen.

Mr. Bible commented that he has drafted a letter to that effect, and in addition a clause was included that directs the Department of Energy to report back to Interim Finance one year hence with a progress report. He added that the letter also directs the Department to work with the Public Works Board in exploring the use of alternate energy sources in public buildings.

STATE ENERGY RESOURCES ADVISORY BOARD

Motion made by Mr. Bremner to adopt the Governor's recommendations; seconded by Mr. Hickey.

Mr. Vergiels asked for a clarification of the rationale for increasing the board to fifteen members from its original twelve. Mr. Hickey responded that the rationale was to cover all groups within the public sector and that necessitated the increase to fifteen members.

Motion approved; budget closed.

WESTERN INTERSTATE ENERGY BOARD/WINB

Motion made by Mr. Hickey to adopt the Governor's recommendations; seconded by Mr. Webb. Motion approved; budget closed.

UNEMPLOYMENT COMPENSATION ADMINISTRATION

Motion made by Mr. Bremner to adopt the Governor's recommendations; seconded by Mr. Hickey. Motion approved; budget closed.

EMPLOYMENT SECURITY FUND

Motion made by Mr. Hickey to adopt the Governor's recommendations; seconded by Mr. Bremner. Motion approved; budget closed.

OASI ADMINISTRATION

Motion made by Mr. Hickey to adopt the Governor's recommendations; seconded by Mr. Bremner. Motion approved; budget closed.

WORK INCENTIVE PROGRAM

Motion made by Mr. Hickey to adopt the Governor's recommendations; seconded by Mr. Bremner. Motion approved; budget closed.

Mr. Barengo requested that a letter of intent be sent to the administrators of all departments to indicate that personnel be used in the positions for which they are hired and assigned. Chairman Mello indicated that he would sign such a letter after it is drafted by Mr. Barengo.

BOND INTEREST AND REDEMPTION FUND

Mr. Bible explained that the Committee has heard a bill that would pre-pay all of the State bonds on a one-shot basis -- approximately a \$16.5 million appropriation. He indicated that at this point since the Committee has not taken action on that bill, and if they do not, a General Fund appropriation will have to be added to this account, and in addition a General Fund appropriation for Rancho San Rafael will also have to be included in the event the legislation for Rancho San Rafael passes the Senate.

Chairman Mello commented that he does not believe the \$16.5 million will be of any monetary value if it is used to redeem all State bonds. However, he suggested that the \$16.5 million plus approximately another \$10 million could be placed in the post-retirement account and could be used to make the State some money.

Chairman Mello further stated that the \$16.5 million is not enough to retire all State bonds, and that approximately another \$2.5 million would be required to accomplish that purpose.

Mr. Webb commented that he would be in favor of a better investment program.

Mr. Bremner asked if the plan would also have the interest earned going into the post-retirement account. Chairman Mello answered that that was not necessary, and that the interest could be set aside.

Mr. Alastuey commented that approximately \$10 million would be saved in interest over the period of the retirement schedule for the State's bonds by paying them off in advance of maturity.

Mr. Bible commented that if the legislation does not pass to buy out the future obligations of the State's bonding program then \$3 million for each year of the biennium will have to be added from the General Fund to cover the account's operating expenditures. He added that approximately \$26 million in bonds are currently outstanding, and it would cost \$16.5 million right now to pay off the bonding obligations.

Mr. Bremner asked how much is the average interest on the bonds. Mr. Bible indicated that the bonds are all detailed on p. 788 and by studying the bond issues it can be noted that the bonds have varying interest rates, although more recent bond issues have an average interest range of 4 to 6%. Mr. Bible continued that to gain the maximum monetary advantage it would be necessary to use today's money and invest it in taxable securities or market instruments that do yield taxation benefits, and by doing so the State would be able to accrue more than 7% interest. Mr. Bible added that the retirement board is averaging in excess of 9% on its investments. He stated that under those circumstances by giving the retirement board the \$16.5 million or less they would be able to pay off the bond obligations. He added that the Committee should specify the type of investments that are to be purchased with the funds.

Mr. Bible indicated that he believes an actuarial study is in order. Chairman Mello asked if Mr. Alastuey could have such a study prepared as soon as possible. Mr. Alastuey indicated that he would have a study prepared.

Chairman Mello indicated that he believed the more interest that can be earned in addition to the State's reserve would provide a "cushion" in case the revenue estimates are high -- especially in view of the energy crisis.

CLEAR CREEK YOUTH CAMP

Motion made by Mr. Bremner to adopt the Governor's recommendations; seconded by Mr. Glover. Motion approved; budget closed.

COMPREHENSIVE EMPLOYMENT AND TRAINING ACT

Motion made by Mr. Webb to adopt the Governor's recommendations; seconded by Mr. Hickey. Motion approved; budget closed.

CARSON CITY TAXES

Mr. Bible explained that the Committee had previously closed this budget using the figures provided by the City Manager who indicated that he believed the State's in lieu tax payment would be \$50,085 in the first year of the biennium and that the Committee recommended a like amount in the second year of the biennium. Mr. Bible stated that after the budget was closed he reviewed the figures and found an error in the calculations. He added that he has consulted with Frank Daykin, Legislative Counsel, to determine if the City can re-appraise the State's property and not consider the State holdings for assessment on the same basis as private property holdings. Mr. Daykin has indicated that the State is actually in the same position as a normal taxpayer, and that the City cannot do what they have proposed.

Mr. Glover asked if the City goes to an annual appraisal system for all properties would they be within the law. Mr. Bible indicated that that procedure would be proper, but the State must be held in the same position, and they would have to assess the State with the same procedures and mechanisms as other taxpayers.

Mr. Glover asked if the State property would also have to be appraised every year. Mr. Bible indicated that he believes the only requirement in the law is that all property be appraised within a five year time period, not that the property has to be appraised every five years.

Mr. Bremner stated that he would like to propose legislation to eliminate the in lieu tax payment situation entirely.

Motion made by Mr. Bremner to draft the necessary legislation to repeal NRS 361.055; seconded by Mr. Hickey.

Mr. Glover disagreed with the motion and indicated that the State holdings represent a major industry to the City, but that the City provides more services to the State of Nevada than they receive in return. He continued that this legislative session alone has cost the taxpayers of the City additional expenditures. He added that the State is impacting the City, and that he believes the State has an obligation to the City to help them meet the additional costs for services rendered.

Motion approved. Mr. Glover voted NO.

The meeting was adjourned at 10:45 a.m.

STATE OF NEVADA
DEPARTMENT OF CONSERVATION AND NATURAL RESOURCES
DIVISION OF MINERAL RESOURCES

ROLAND D. WESTERGARD, Director
JOYCE HALL, Administrator

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Testimony Concerning S.B. 329

My name is Joyce Hall. I am the Administrator of the Division of Mineral Resources and would like to testify in support of SB 329 which would provide salaries for members of the Oil, Gas and Mining Advisory Board members in addition to the travel expenses to which they are currently entitled.

The advisory board, as you know, is not composed of public employees, but of citizens who wish to serve the state. A majority of the members are employed full time and therefore take time from their jobs to attend meetings throughout the state. The salary would also help defray travel expenses which are not completely covered by the per diem allowance.

The board functions in an advisory capacity to the administrator on matters concerning mineral resources. As the board is composed of 5 members representing the oil and mining industry, the administrator is able to draw on a good deal of minerals resource expertise when it is necessary. For example, the division has recently drafted an updated version of the regulations pertaining to the drilling of oil and gas wells in Nevada. During the process, my predecessor obtained valuable assistance from the oil and gas representative on the advisory board. If it had been necessary to contact with a consultant for these services, the costs would have been quite high.

In summary, I feel that the members of this board have taken a very active role in mineral resource issues in Nevada and have served the state well and therefore they should receive the salary called for in SB 329.

EXHIBIT A

MEMORANDUM

TO: Chairman Don Mello and Members of the Assembly
Ways and Means Committee

FROM: Norman Y. Herring
Nevada State Public Defender

DATE: April 27, 1979

SUBJECT: Senate Bill 340

Senate Bill 340 represents the calculations of proportional shares of the budget of the Office of the State Public Defender. The base figure for computation is \$273,677.00, which represents the total amount of county contributions.

Percentages of county shares are based upon a total number of cases handled by the State Public Defender and each county is assessed according to its share of those cases which came from the individual counties (i.e., Carson City had approximately 22.08% of the total cases handled by the State Public Defender; therefore, Carson City's share of the total county contributions was 22.08% of \$273,677.00 = \$60,432.09).

The State, in fiscal year 1980, is budgeted to contribute \$94,728.00 to the Office of the State Public Defender, and a breakdown of those costs are as follows:

- (a) 21% of all operating and equipment costs
 - (1) Out of state travel \$ 210
 - (2) In state travel 3,448
 - (3) Operating expenses 12,989
 - (4) Equipment 105
- (b) All post-conviction costs 20,000
- (c) All supervising legal secretary 11,837
- (d) 1/2 of State Public Defender 17,781
- (e) All Deputy Public Defender - Prisons 28,358

A figure of 21% represents a proportion of those professional personnel who are state funded (1.5) vs. all professional personnel (7).

EXHIBIT B

1676-51

Chairman Don Mello and Members of
the Assembly Ways and Means Committee
April 27, 1979
Page two

Contacts have been made with all judicial districts which are served by the State Public Defender and the response is unanimous from them that the costs assessed by Senate Bill 340 are reasonable and representative of the services rendered to the counties. Some Judges have responded to my inquiries by writing to this Committee concerning the services of the State Public Defender, and those letters are on file with this Committee.

NYH/sz

EXHIBIT B
(Page 2 of 4 Pages)

1676-52

1979-1980 BUDGET

Proposed County Contributions based
upon the Governor's recommendation
of a total County Contribution of
\$273,677.00

<u>County</u>	<u>Percentage of Total Cases</u>	
1. CARSON CITY	.2208156	\$ 60,432.09
2. CHURCHILL	.0599156	16,397.51
3. DOUGLAS	.1763645	48,266.88
4. ELKO	.1079154	29,533.95
5. ESMERALDA	.0148022	4,051.02
6. EUREKA	.0074011	2,025.51
7. HUMBOLDT	.0888132	24,306.11
8. LANDER	.0444066	12,153.06
9. LINCOLN	.0291418	7,975.44
10. LYON	.0576323	15,772.64
11. MINERAL	.0498538	13,643.83
12. NYE	.0467231	12,787.10
13. PERSHING	.0555082	15,189.85
14. STOREY	.0037005	1,014.46
15. WHITE PINE	<u>.0370055</u>	<u>10,127.55</u>
	.9999994	\$273,677.00

TABLE "A"

1980-1981 BUDGET

Proposed County Contributions based
upon the Governor's recommendation of a
total County Contribution of \$277,155.00

<u>County</u>			
1.	CARSON CITY	.2208156	\$ 61,200.15
2.	CHURCHILL	.0599156	16,605.91
3.	DOUGLAS	.1763645	48,880.30
4.	ELKO	.1079154	29,909.29
5.	ESMERALDA	.0148022	4,102.50
6.	EUREKA	.0074011	2,051.25
7.	HUMBOLDT	.0888132	24,615.02
8.	LANDER	.0444066	12,307.51
9.	LINCOLN	.0291418	8,076.80
10.	LYON	.0576323	15,973.08
11.	MINERAL	.0498538	13,817.23
12.	NYE	.0467231	12,949.50
13.	PERSHING	.0555082	15,384.38
14.	STOREY	.0037005	1,025.82
15.	WHITE PINE	<u>.0370055</u>	<u>10,256.26</u>
		.9999994	\$277,155.00

EXHIBIT B
(Page 4 of 4 Pages)

1676-54

TABLE "B"

1979 REGULAR SESSION (60TH)

ASSEMBLY ACTION	SENATE ACTION	Assembly	AMENDMENT BLANK
Adopted <input type="checkbox"/>	Adopted <input type="checkbox"/>	AMENDMENTS to	Senate
Lost <input type="checkbox"/>	Lost <input type="checkbox"/>	Bill No. 255	Joint Resolution No.
Date: <input type="checkbox"/>	Date: <input type="checkbox"/>	BDR 31-1064	
Initial: <input type="checkbox"/>	Initial: <input type="checkbox"/>	Proposed by	Committee on Ways and Means
Concurred in <input type="checkbox"/>	Concurred in <input type="checkbox"/>		
Not concurred in <input type="checkbox"/>	Not concurred in <input type="checkbox"/>		
Date: <input type="checkbox"/>	Date: <input type="checkbox"/>		
Initial: <input type="checkbox"/>	Initial: <input type="checkbox"/>		

Amendment N^o 870

Replaces Amendments Nos. 778 and 822.
Resolves conflict between section 6 of
A.B. 497 and section 17 of this bill.
~~Resolves conflict between section 4 of~~
A.B. 500 and section 31 of this bill.
Makes substantive changes.

Amend section 2, page 2, line 24, by inserting after "at" the words "or below".

Amend section 4, page 3, by deleting lines 16 through 18 and inserting:

"4. A state agency may accept:

(a) Gifts not exceeding \$10,000 each in value; and

(b) Governmental grants not exceeding \$50,000 each in value,

link if the gifts or grants are used for purposes which do not involve the hiring of new employees and if the agency has the specific approval of the governor or, if the governor delegates".

Amend section 4, page 3, line 20, by deleting "with".

Amend section 6, page 3, by deleting lines 25 and 26 and inserting:

"Sec. 6. 1. Except as provided in subsection 4, a state agency other than the".

To: E & E
LCB File
Journal ✓
Engrossment
Bill

Date 4-30-79 Drafted by TW:iw

3044

EXHIBIT C

1676-55

Amend section 6, page 3, by inserting between lines 42 and 43 the words:

"4. The provisions of this section do not apply to:

(a) The department of highways and the employment security department until July 1, 1981.

(b) The Nevada industrial commission until July 1, 1983."

Amend section 17, page 7, by deleting lines 9 through 24 and inserting:

"216.105 The commission may:

1. Apply for [and accept] grants and allocations awarded under the Crime Control Act, under the Delinquency Control Act or by any agency of the Federal Government.

2. [Accept gifts or donations of money, services, materials or property from any source and use those gifts or donations for the proper administration of the commission.

3.] Contract with public agencies, private firms or natural persons for goods, services and facilities necessary to develop and [implement] carry out a statewide law enforcement and delinquency control plan."

Amend the bill as a whole by inserting new sections designated sections 17.3 and 17.6, following section 17, to read as follows:

"Sec. 17.3. NRS 218.680 is hereby amended to read as follows:

218.680 1. Except during a regular or special session of the legislature , for each day or portion of a day's attendance at each

meeting of the commission, or if engaged in the official business of the legislative counsel bureau, the members of the legislative commission are entitled to receive [a salary of \$40] the compensation provided for a majority of the members of the legislature during the first 60 days of the preceding session, and the per diem allowance and travel expenses provided by law.

2. An alternate member of the legislative commission who replaces a regular member at a meeting of the commission or on official business of the legislative counsel bureau is entitled to receive the same salary and expenses as a regular member for the same service. An alternate member who attends a meeting of the commission but does not replace a regular member is entitled to the travel expenses provided by law.

Sec. 17.6. NRS 218.682 is hereby amended to read as follows:

218.682 The legislative commission may:

1. Carry forward the participation of the State of Nevada as a member of the Council of State Governments and the National Conference of State Legislatures, and may pay annual dues to such organizations out of the legislative fund. The legislative commission is designated as Nevada's commission on interstate cooperation.

2. Encourage and assist the government of this state to develop and maintain friendly contact by correspondence, by conference, and otherwise, with the other states, with the Federal Government, and with local units of government.

3. Establish such delegations and committees as official agencies of the legislative counsel bureau as may be deemed advisable to confer with similar delegations and committees from other states concerning problems of mutual interest. The membership of such delegations and committees shall be designated by the members of the legislative commission and may consist of legislators and employees of the state other than members of the commission. Members of such delegations and committees shall serve without salary, but they shall receive out of the legislative fund the per diem expense allowance and travel expenses as provided by law.

4. Endeavor to advance cooperation between this state and other units of government whenever it seems advisable to do so by formulating proposals for interstate compacts and reciprocal or uniform legislation, and by facilitating the adoption of uniform or reciprocal administrative rules and regulations, informal cooperation of governmental offices, personal cooperation among governmental officials and employees, interchange and clearance of research and information, and any other suitable process.

5. Establish such subcommittees and interim or special committees as official agencies of the legislative counsel bureau as may be deemed advisable to deal with governmental problems, important issues of public policy and questions of statewide interest. The membership of such subcommittees and interim or special committees shall be

designated by the members of the legislative commission and may consist of members of the legislative commission and legislators other than members of the commission, employees of the State of Nevada or citizens of the State of Nevada. Members of such subcommittees and interim or special committees who are not legislators shall serve without salary, but they shall receive out of the legislative fund the per diem expense allowances and travel expenses as provided by law. [Members] Except during a regular or special session of the legislature, members of such subcommittees and interim or special committees who are legislators [shall] are entitled to receive out of the legislative fund [a salary of \$40 a day for each day's attendance] the compensation provided for a majority of the members of the legislature during the first 60 days of the preceding session for each day or portion of a day of attendance, and the per diem expense allowances and travel expenses as provided by law.

6. Supervise the functions assigned to the divisions of the bureau in this chapter."

Amend section 18, page 7, by deleting line 37 and inserting:

"2. The interim finance committee [exists and] , except as provided in".

Amend section 18, page 8, by deleting lines 3 and 4 and inserting:

"[5.] 6. [Each] Except during a regular or special session of

the legislature, each member of the interim finance committee is entitled to [a salary of \$40] receive the compensation provided for a majority of the members of the legislature during the first 60 days of the preceding regular session for each day or portion of a day during which he attends a".

Amend section 31, page 11, by deleting lines 19 through 30 and inserting:

"381.270 1. The board of trustees of the Nevada state museum shall manage and control the Lost City museum.

2. The board of trustees [,] must use any gift of money or other property which they are authorized to accept for and on behalf of the Lost City museum [, may accept gifts, devises or bequests of real or personal property from any source and may use them in any] in a manner consistent with the purposes of the museum."

Amend section 60, page 19, line 40, by deleting "4, 8" and inserting "4".

Amend section 60, page 19, line 42, by deleting "20," and inserting "17, 20, 31,".

Amend the title of the bill, line 6, by inserting after the semicolon the words:

"revising provisions for compensation of members of the legislature for certain meetings between sessions;".