

Committee in session at 7:30 a.m. Senator Floyd R. Lamb was in the Chair.

PRESENT: Senator Floyd R. Lamb, Chairman
Senator James I. Gibson, Vice Chairman
Senator Eugene V. Echols
Senator Norman D. Glaser
Senator Thomas R.C. Wilson
Senator Lawrence E. Jacobsen
Senator Clifford E. McCorkle

ABSENT: None

OTHERS Ronald W. Sparks, Chief Fiscal Analyst
Eugene Pieretti, Deputy Fiscal Analyst
Howard Barrett, Budget Director
Gene Milligan, lobbyist, Nev. Association of Realtors
John Reiser, Commissioner, NIC
Michael Grover, manager, private industry
Bob Warren)
John Maddox (lobbyists
Jim Loring)
Cy Ryan, United Press
John Rice, Associated Press

AB 520 Corrects error in law concerning renewal of real estate license fees and provides credit or refund for excess payments.

Gene Milligan, representing Nevada Association of Realtors, explained that, inadvertently, real estate license fees were doubled. This error came about when the education period was extended for two years, the legislature extended the license period also, doubling the fees for the one year period and also the two year period; quadrupling the fees for the real estate industry. AB 520 corrects that error.

SB 405 Provides increases in certain industrial insurance benefits.

John Reiser, Chairman, Nevada Industrial Commission, testified for this bill. Under it (see Attachment A) a widow would get \$16.75 additional per month. The Committee requested additional information.

Michael Grover, manager, private industry, spoke against SB 405, saying it penalized employers who had better safety records. He said his company depended on the proposed dividend to increase safety programs. Bob Warren, John Maddox and Jim Loring also spoke against the bill.

Senator Lamb had a telephone call from Senator Paul Laxalt in Washington, D.C. informing the Finance Committee to be concerned with the gasoline crisis. Senator Lamb invited Senator Laxalt to come and speak to the Nevada legislature to introduce a proposal to soften the energy crisis in the State.

NIC - Office of the Attorney

Senator Wilson moved to approve budget as presented.

Seconded by Senator McCorkle.

Motion carried.

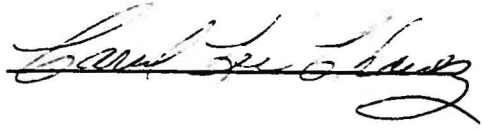
Senator Lamb absent.

Ron Sparks went over the comparison figures between Senate Finance and Assembly Ways and Means Committees.

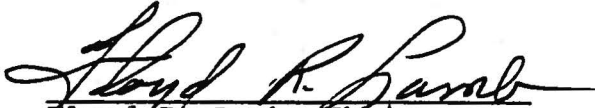
Meeting adjourned at 8:55 a.m.

Date: May 8, 1979
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Respectfully submitted:



APPROVED:


Floyd R. Lamb, Chairman

Proposed Retroactive Benefit Bill

S.S. 1980

New Section

1. Effective January 1, 1980, there is established a workers' compensation retroactive benefit fund. 5/8

2. The funds deposited to the retroactive benefit fund shall be used to supplement the permanent total disability compensation or death benefits of any employee or his dependents payable as a result of injury or death arising from accidents which occurred five or more years prior to the current fiscal year.

3. The State Treasurer shall administer the fund.

4. The Commission must pay retroactive benefits as prescribed by this chapter and chapter 617 of NRS. The State Treasurer must reimburse the Commission monthly for retroactive benefits paid, plus an administrative fee.

5. Every employer subject to the provisions of this chapter or chapter 617 of NRS must contribute to the retroactive benefit fund the sum of five cents per day for each day an employee works.

6. Every employee covered by the provisions of this chapter and chapter 617 of NRS must contribute to the retroactive benefit fund the sum of five cents per day for each day the employee works.

7. Contributions of employees must be withheld by the employer from their wages and reported and paid to the retroactive benefit fund along with the employer's contributions. The contributions will be reported and paid to the Commission on the report of payroll and premium prescribed by NRS 616.400. The Commission will deposit contributions received with the State Treasurer on a daily basis.

New Section

Effective January 1, 1980, any claimant or his dependents who receive compensation for permanent total disability, or death benefits, on account of an industrial

injury or disablement due to occupational disease occurring prior to June 30, 1975 is entitled to compensation per month of 66 2/3 percent of the average monthly wage determined in the manner provided in NRS 616.027.

2. The average monthly wage at July 1, 1969 applies to FY 1969 and prior year claims for purposes of retroactive permanent total disability compensation and death benefits.

3. Compensation for injuries or disablement from disease which occurred prior to July 1, 1974 will be adjusted by a consumer price index multiplier to raise it to FY 1975 levels. FY 1969 is the base year for CPI adjustments to compensation.

4. Permanent total disability compensation and death benefits arising from injury or disease which occurred five or more years prior to the current year will be adjusted annually by a consumer price multiplier to the price levels prevailing in the fifth year preceding the current year. The adjustment for CPI increases will be paid from the Retroactive Benefit Fund.

5. No claimant, or his dependents, shall receive less compensation as a result of this amendment than the amount of compensation and supplemental benefits to which they were entitled on December 31, 1979.

New Section

1. The Commission must provide a monthly statement to the State Treasurer in support of the billing against the Retroactive Benefit Fund.

2. The Commission shall be reimbursed from the Retroactive Benefit Fund for an amount equal to the difference between the total benefit paid to a claimant or his dependents and the workers' compensation benefit to which the person or persons are entitled in accordance with NRS 616.625.

3. An administrative fee equal to one percent of the benefit reimbursement shall also be paid to the Commission from the Retroactive Benefit Fund.

EX HIBIT A

616.626

Any claimant or his dependents residing in this state who receive compensation for permanent total disability on account of an industrial injury or disablement due to occupational disease occurring prior to April 9, 1971 is entitled to a (20) 30 percent increase in such compensation without regard to any wage limitation imposed by this chapter on the amount of such compensation. The increase shall be paid from the silicosis and disabled pension fund in the state treasury.

This section is cancelled December 31, 1979.

616.628

Any widow, widower, surviving children or surviving dependent parent or parents residing in this state who receive death benefits on account of an industrial injury or disablement due to occupational diseases occurring prior to July 1, 1973, is entitled to a (20) 30 percent increase in such benefits without regard to any wage limitation imposed by this chapter on the amount of such benefits. The increase shall be paid from the silicosis and disabled pension fund.

This section is cancelled December 31, 1979.

New Section

The cash balance in the silicosis and disabled pension fund and earned interest thereon as of 12:01 A.M. January 1, 1980 is transferred to the Retroactive Benefit Fund under the administration of the State Treasurer effective January 1, 1980.

EX HIBIT A

617.460

6. Any claimant who has been disabled by silicosis prior to July 1, 1973, or his dependents upon receiving the maximum sum payable, \$14,250, and such supplemental amounts as authorized in NRS 617.465 to 617.469 inclusive, to which they are entitled shall be terminated from all compensation payments by the Commission, but shall continue to receive the same amount of compensation from the silicosis and disabled pension fund.

This section is cancelled December 31, 1979.

New Section - NRS 617

Any claimant who has been disabled by silicosis prior to July 1, 1973 or his dependents upon receiving the maximum sum payable, \$14,250, and such supplemental amounts as authorized in NRS 617.465 to 617.469 inclusive to which they are entitled shall be terminated from compensation payments from the state insurance fund, but shall receive equal or greater benefits determined as provided in NRS 616 from the Retroactive Benefit Fund.

This section is effective January 1, 1980.