

SENATE
GOVERNMENT AFFAIRS COMMITTEE
Minutes of Meeting - January 22, 1979

Present: Chairman Gibson
Vice Chairman Ashworth
Senator Dodge
Senator Echols
Senator Ford
Senator Kosinski
Senator Raggio

Also Present: Senator Jacobsen, John Crossley
Lois Smith - Press

Chairman Gibson called the third meeting of the Government Affairs Committee to order at 1:15 p.m. The first order of business was discussion of SB-16.

SB-16

An Act relating to the Marlette Lake water system; transferring the responsibility for determining water rates; redesignating a fund; and providing other matters properly relating thereto.

Senator Jacobsen, sponsor, gave some background information on this act and turned questions regarding the changes over to Mr. John Crossley of the Legislative Audit Division.

Mr. Crossley went over the changes on Page 2, lines 1 and 2 noting that general services was a more appropriate designation. On Line 18, page 2 the change was for accounting purposes. He further stated that on lines 27 through 36 the deletion of this material was due to the fact that there was no longer any need to transfer funds to the Marlette Lake water system.

The committee discussed the above changes and Mr. Crossley as well as Senator Jacobsen explained that there will be further legislation coming to the committee on the plan and program already approved for water storage facilities.

Chairman Gibson asked Mr. Crossley to explain why the funds were being renamed. Mr. Crossley stated that working capital funds were not allowed for and this legislation enables them to categorize the funds and use them on a continual basis throughout the year.

Senator Kosinski questioned whether the rate structure was adequate to cover capital improvement costs. Mr. Crossley responded that it was not adequate at present and there could be more depreciation costs built into the rate structure.

With no further discussion there was a motion of "Do Pass" on SB-16 by Senator Dodge, seconded by Senator Ashworth. Motion carried unanimously.

Mr. Art Palmer testified to the committee regarding a resolution concerning Taiwan at the request of Senator Ashworth. Senator Ashworth stated that he would like the committee to consider it for committee introduction. (BDR 906) (SJR 10)

Mr. Palmer read the entire resolution to the committee. (copy of resolution attached)

Motion for committee introduction by Senator Ashworth, seconded by Senator Raggio. Motion carried unanimously.

Chairman Gibson proceeded to the following for consideration as committee introduction measures.

BDR 33-433 (SB 84)

This was a request by the State Librarian to transfer Archives to the Nevada State Library. Senator Ford indicated to the committee that this was included in the state budget.

Motion for committee introduction by Senator Ford, seconded by Senator Raggio. Motion carried unanimously.

BDR 0-719 (SB 72)

This draft was presented to the committee by Senator Gibson at the request of Frank Daykin. It is needed to prepare for the upcoming impact of the 1980 census. The bill will redesign the census figures and will coordinate the many laws that have been passed based on categories of population.

Motion for committee introduction by Senator Dodge, seconded by Senator Ashworth. Motion carried unanimously.

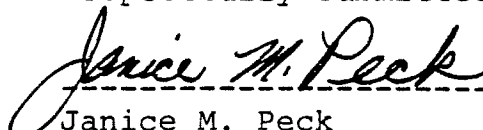
BDR 17-730 (SB 73)

This measure was drafted at the request of Senator Gibson and involves the removal of the Governor from the processing of joint resolutions. Previously the Governor could veto a joint resolution and this bill will repeal such authority of the Governor.

Motion for committee introduction by Senator Dodge. seconded by Senator Ford. Motion carried unanimously.

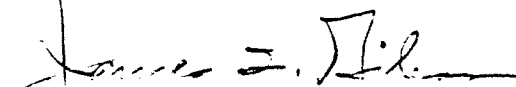
With no further business the meeting was adjourned at 1:55 p.m.

Respectfully submitted,



Janice M. Peck
Committee Secretary

Approved:



Chairman
Senator James I. Gibson

PASSED BY THE SENATE OF THE STATE OF NEVADA, JANUARY 23, 1979, BY VOTE OF 17-2-one absent, DECLARED AN EMERGENCY MEASURE UNDER THE CONSTITUTION

SUMMARY--Calls upon Congress to maintain friendly relations with Taiwan. (BDR 906)

SENATE JOINT RESOLUTION--Calling upon the Congress of the United States to maintain the friendly relations of this nation with the Republic of China on Taiwan.

WHEREAS, The Senate of the United States, without a dissenting vote, endorsed section 26 of the International Security Assistance Act of 1978 providing for the continuing recognition of the mutual defense treaty with the Republic of China; and

WHEREAS, The President of the United States on September 26, 1978, signed this act thus binding our nation to observe its terms in the theater of international relations; and

WHEREAS, The International Security Assistance Act of 1978, in section 26, incorporates the sense of the entire Congress of the United States that there should be prior consultation between the Congress and the Executive branch on any proposed policy changes affecting the continuation in force of the Mutual Defense Treaty of 1954 incorporating our common obligations with the Republic of China; and

WHEREAS, The President of the United States on December 15, 1978, ignored the United States Congress and challenged our nation's highest legislative body by announcing the termination of that treaty in connection with the recognition of the People's Republic of China, effective January 1, 1979; and

WHEREAS, Such action strikes at the very roots of our republican form of government and represents a challenge by the executive power, directed not only against the Congress of the United States, but toward undermining the separation of powers so vital to the operation and the prerogatives of all of our fifty state legislatures, and nullifies the representation of the several states in the United States Senate; and

WHEREAS, The Congress of the United States possesses substantial powers to establish and continue economic and trade relations with Taiwan; now, therefore, be it

RESOLVED BY THE SENATE AND ASSEMBLY OF THE STATE OF NEVADA, JOINTLY, That the United States Congress explore all avenues toward maintaining in full force and effect the numerous existing treaties and other agreements, and further developing our economic and trade relations with Taiwan; and, through whatever action it deems proper to defend the historic role of the legislative branch in the termination of treaties, relative to the precipitous action taken by the President in unilaterally disregarding his agreement with the Congress; and be it further

RESOLVED, That the United States recognize Taiwan as a separate nation with all diplomatic and trade relations usually accorded to an independent nation; and be it further

RESOLVED, That it is the sense of the Nevada legislature that in the event of military aggression by the People's Republic of China against the people or the territory of Taiwan the United States:

- (a) Terminate all diplomatic and commercial relations with the People's Republic of China which now exist or may exist at the moment of aggression;
- (b) Provide military assistance to the people of Taiwan on an urgent basis; and
- (c) Take any other steps necessary to bring such aggression to an end with expediency, thereby securing a peaceful future for the people of Taiwan; and be it further

RESOLVED, That until proper recognition can be accorded and the legal questions surrounding the action taken by the President resolved, full diplomatic privileges be granted to representatives of Taiwan in the United States; and be it further

RESOLVED, That a copy of this resolution be immediately transmitted by the legislative counsel to the President of the United States, the President of the Senate and the Speaker of the House of Representatives of the United States, to each member of the Nevada Congressional delegation and to the presiding officer of each house of the legislatures of the several states; and be it further

RESOLVED, That this resolution shall become effective upon passage and approval.