

Minutes of the Nevada State Legislature
Senate Committee on Government Affairs
Date: Feb. 21, 1979
Page: One

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

Also Present: See Attached Guest Register.

Chairman Gibson opened the twelfth meeting of the Government Affairs committee at 2 p.m. At this time Chairman Gibson stated that Senator Close introduced in the Senate a package of two bills and a resolution regarding process servers. The Chairman asked the committee's permission to have them re-referred to the Judiciary committee as that is the more appropriate committee to consider them. All members were in favor of this proposal.

Chairman also noted a rough draft of a bill brought to him from Robins Cahill. Mr. Cahill asked if this could be introduced from the Government Affairs committee. It will amend Chapter 268 of the NRS. All members were in favor of committee introduction on this measure as well.

Senator Keith Ashworth moved "Committee Introduction" on the above measure. Seconded by Senator Echols. Motion carried unanimously.

SJR-14 Proposes amendment to article 4 of the constitution.

Senator Kosinski, one of the sponsors, testified to the committee that there are many instances where the laws passed in previous sessions have been misinterpreted as to intent. The executive branch also makes appointments to positions, especially in the judicial branch when there is a vacancy. Senator Kosinski felt that the legislature should have some input with the appointments. The Senator felt that it would improve relations between the two branches of government.

Senator Kosinski went over a study completed by the Kansas Legislative Research Department on Senate Confirmation Procedures for Gubernatorial Appointments, completed on June 14, 1978. (See Attachment #1)

Senator Echols felt that the resolution as presently written is too vague. Senator Kosinski responded by stating that it was intended to be loosely written at this point, if the resolution is passed then the corresponding bills will be written to specify what areas will be affected and how.

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Senator Raggio stated that it was his opinion that this bill would have considerable political overtones, also it would put undue constraints on the Governor's office regarding appointments. Senator Raggio noted that Attachment #1 reflects that about half the states do not have the legislature involved in the approval of executive appointments. The Senator concluded by stating that the legislature should not dilute the executive powers.

Senator Dodge stated that there is some justification for advice and consent but doesn't think we should get involved with this branch of government. The Senator felt that it could be a political embarrassment to the Governor.

Senator Ford noted that since Nevada has biennial sessions it might not be a good policy for the legislature to get involved in this type of governing. Senator Ford also felt that it would create a great deal of work for the legislature.

Senator Keith Ashworth stated that for the last five years the legislature has attempted to have some input and possibly place some legislators on the various boards and commissions in areas where the legislature felt that it was important to have representation. Senator Ashworth viewed the intent of this bill as having the legislature designate the areas that it wants representation in, especially with regard to appointments. The Senator concluded by stating that the more input you have in these areas the better the governing power will be.

Chairman Gibson stated that the comments made are well taken. The reason he did not view the thrust of the bill as contradictory to the other efforts being made to separate the legislative and executive branches, is that during the time the Senator has been in office there has only been one judge elected to his first term of office. All the others have been appointed, initially, by the Governor. It will give some equality to the legislative branch to be able to pass on those nominations to the court. So much of what the legislature does is affected by the judgement of the courts and the decisions they make. The Chairman also felt that the legislature, as an equal branch of government, will be strengthened by the passage of this resolution. Chairman Gibson concluded by stating that he would be agreeable to having the resolution amended to confine the intent to judicial appointments.

The committee decided to hold further discussion and action on this resolution until further information on judicial appointments can be obtained as well as possible amending language.

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SB-229 Authorizes state land registrar to exchange or sell certain state land situated in Lincoln County.

Jack Shaw, Administrator of the State Lands and Mr. Pete Morros, Deputy Administrator of the Department of Conservation and Natural Resources, testified on behalf of SB-229.

Mr. Shaw stated that this bill is a method of exchanging a piece of land and allowing for the purchase of other land for the state park. He noted that the total purchase is valued at \$42,000. Mr. Shaw indicated that Page 2, subsection 2 is the heart of the bill. It allows for the exchange rather than the auction or the requirement of sealed bids to obtain lands.

The committee received copies of maps indicating both the land to be exchanged and the land the state would receive. (See Attachments 2 and 3)

Senator Blakemore, sponsor, stated that this was an agency bill allowing the park to dispose of certain lands that did not meet the criteria for the park boundaries

John Meader, representing the State Park System, testified that during the last session they were given the authority to buy nine parcels and have since acquired all but three of those nine parcels. All the parcels have been appraised. The federal government funds purchase of these parcels and they have regulations to follow to comply with the loan applications.

The committee discussed SB-229 and felt that language should be added to the bill insuring that all lands being bought or sold must be appraised prior to the selling or buying.

Senator Raggio moved, "Amend and Do Pass" on SB-229
Seconded by Senator Echols
Motion carried unanimously.

Amendment to require proper appraisal of any property received or sold.

Senator Kosinski was assigned to get the appropriate amendment.

SB-239 Allows certain persons who own property in general improvement district but reside outside district to vote in district elections.

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Bob Sullivan, Carson River Basin Council of Governments, testified to the committee that he was unaware of the bill and wanted to know where the bill originated from. Mr. Sullivan thought that Douglas County might be interested in this bill.

Senator Ford stated that she also was curious about who requested Senator Blakemore to introduce the bill. The Senator stated that she was on a two year interim committee that reviewed the general improvement district law. In reviewing some of the minutes of those meetings Senator Ford noted that a majority of those on the committee felt it was important not to allow out-of-state land owners voting privileges in the district elections.

Senator Blakemore testified to the committee that this bill arose out of a problem that is being experienced in the Beatty area. There are some people who live within a few miles of the general improvement district that own businesses in town and are unable to participate in the operation of their community. The Senator stated that the bill goes beyond his intentions on page 3.

Senator Ford suggested language that would include those people who live just outside the Beatty area without allowing anyone living outside the general improvement district the voting privileges.

Chairman Gibson asked Senator Ford to work on the proper language for amending the bill to alleviate the problem in the Beatty area. After the amending language is ready it will be brought back to the committee for action.

BDR-26-465^{*} Requires appraisal of land to be acquired by state and clarifies other procedures for obtaining such land.

Chairman Gibson stated that although they have been asked to introduce the bill it would go to the Natural Resources committee.

Senator Keith Ashworth moved for "Committee Introduction"
Seconded by Senator Ford
Motion carried unanimously

SB-36 Requires division of state parks of state department of conservation and natural resources to prescribe fees for use of recreational areas.

John Meader, Division of State Parks, prepared a statement on the park user fees for the committee at their request in the meeting on February 5, 1979. (See Attachment #4) Mr. Meader went over the attachment for the committee

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Senator Raggio asked about the permit that is being raised from \$15. to \$20. and if it would cover all costs in any park within the state park system. Mr. Meader responded by stating that the \$20. permits the user to all privileges within the state park system.

Chairman Gibson felt that there would be too great additional fiscal impact by this bill. The better alternative would be to provide the man power necessary to implement collection of the present fees. Since the park system already has the authority to charge fees this bill isn't really necessary. Mr. Meader concurred with Senator Gibson's observation.

Senator Keith Ashworth moved to "Indefinitely Postpone SB-36". seconded by Senator Ford.
Motion carried unanimously.

SB-242 Provides for accounting of money received by attorney general and for compensation of his deputies by state agencies.

Larry Struve, Chief Deputy from the Attorney General's office, testified in favor of SB-242 and provided the committee with written testimony as well as some suggested amendments. (See Attachment #5)

Senator Dodge felt that there should be an additional amendment to include the necessary space and facilities for the attorney as well as for his secretary.

The committee felt that subsection 2 in Section 3 should be amended to read, "2. Pay his travel expenses and subsistence allowances as provided by law for state officers and employees and provide him secretarial assistance and an office with appropriate office equipment and supplies satisfactory to the Attorney General."

Lee Hansen, Audit Division, stated that they have reviewed the bill and concur with the amendment suggestions presented by Mr. Struve. The bill is a result of one of their audits.

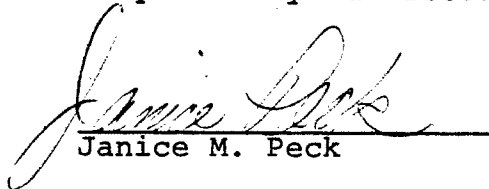
Senator Raggio moved "Amend and Do Pass" on SB-242
Seconded by Senator Ford.
Motion carried unanimously.

Senator Raggio was requested to prepare the proper amending language on SB-242

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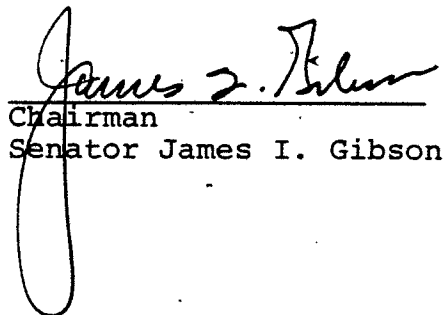
With no further business the meeting was adjourned at 4:30 p.m.

Respectfully submitted



Janice M. Peck

Approved:



Chairman
Senator James I. Gibson

SENATE CONFIRMATION PROCEDURES FOR GUBERNATORIAL APPOINTMENTS

State	Confirm both Policy and Advisory Positions	Confirmation Criteria	Background Investigations	Type of Staff	Resumes/ Personal Appearance	Committee Referral/ Open Meetings	Unique Approach
Alabama	No response	--	--	--	--	--	--
Alaska	Policy ⁽¹⁾	--	--	--	Resume and financial report	Appropriate ettees./ Open	--
Arizona	Both	Statutory and Informal	None	Senate staff available	Resume/Appearance required	Appropriate ettees./ Open	--
Arkansas	Both	No formal	None	Research	None	Special ettee. ⁽²⁾ / Open	--
California	Both	Statutory and Informal	Yes	None	Financial statements/ Appearance required	Special ettee. ⁽³⁾ / Open	--
Colorado	Both	Statutory	None	Research	Not required/Not required	Appropriate ettees./ Open	--
Connecticut	Both ⁽⁴⁾	Informal	Yes	Usually none	Resume, tax returns, financial statement /Appearance required	Special ettee. ⁽⁵⁾ /Open	--
Delaware	No response	--	--	--	--	--	--
Florida	Both	Statutory and Informal	Yes	Investigative, re-search, legal	Resume, financial statement, bond, oath/May require appearance	Special ettee. ⁽⁶⁾ /Could be closed	--
Georgia	Both	Informal	None	Legal and research	Resume of business transactions/ Not required	Appropriate ettees./ Open	--
Hawaii	Both	Informal	--	Research and legal	Financial statement/ Not required	Appropriate ettees./ Open	--
Idaho	Policy	Informal	None	None	Resume/Appearance required	Special ettee. ⁽⁷⁾ / Open	--
Illinois	Both	Statutory and Informal	None	Research, legal, and investigative	Resume and financial statement/ Appearance re-quired ⁽⁸⁾	Special ettee. ⁽⁹⁾ / Open	Computerized track- ing system
Indiana	No legislative confirmation of executive appointments.						
Iowa	Both	Informal	None	None	None	Special investigative ettee./-	En bloc vote

SJR-14

EXHIBIT

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State	Confirm both Policy and Advisory Positions	Confirmation Criteria	Background Investigations	Type of Staff	Resumes/ Personal Appearance	Committee Referral/ Open Meetings	Unique Approach
KANSAS	Both	Statutory and Informal	Some	None	Resume and financial statement/ Appearance required	Special ettee. ⁽¹⁰⁾ / Open	Use of appointments consent calendar
Kentucky	Policy	Informal	None	None	None	Not referred	--
Louisiana	Policy	Informal	Yes	Legal	Tax returns/Usually appear	Special ettee. ⁽¹¹⁾ / Usually open	--
Maine	Both ⁽¹²⁾	--	--	--	--	Special ettee. ⁽¹³⁾ / Open	--
Maryland	Both ⁽¹⁴⁾	Statutory and Informal	Usually not	Court steno.	Resume/Appearance required	Special ettee. ⁽¹⁵⁾ / Open	--
Massachusetts	Confirmations handled by the Governor's (Executive) Council.			--	--	--	--
Michigan	No response	--	--	--	--	--	--
Minnesota	Policy	Statutory and Informal	None	Research, legal, partisan	Financial statement/ Usually appear	Appropriate ettees./ Open	--
Mississippi	Both	Informal	None	Available upon req.	None/Appearance required	Appropriate ettees./ Open	--
Missouri	Both	--	--	--	--	Special ettee. ⁽¹⁶⁾	--
Montana	Policy	None	None	Standing ettee staff	None/Usually not required	Appropriate ettees./ Open	--
Nebraska	No response	--	--	--	--	--	--
Nevada	No confirmation process.	--	--	--	--	--	--
New Hampshire	Confirmations handled by Executive Council.			--	--	--	--
New Jersey	Both	Informal	Yes	Research	Resume/Some required to appear	Special ettee. ⁽¹⁷⁾ / Open	--
New Mexico	Both	None	None	None	None/Appearance on request	Special ettee. ⁽¹⁸⁾ /--	--
New York	Both	--	Yes	Senate	Biographical and financial data	Appropriate ettees./ Open	--
North Carolina	Both ⁽¹⁹⁾	Informal ⁽²⁰⁾	None ⁽²⁰⁾	--	Resume and financial data	Appropriate ettees. ⁽²⁰⁾	--
North Dakota	Policy	Statutory and Informal	None	Research, legal, investigative	None/Usually appear	Appropriate ettees./ Open	--

State	Confirm both Policy and Advisory Positions	Confirmation Criteria	Background Investigations	Type of Staff	Resumes/ Personnel Appearance	Committee Referral/ Open Meetings	Unique Approach
Ohio	Both	Informal	None	Research and legal	None/Usually appear	Appropriate ettees./ Open	--
Oklahoma	Both	(20)	(20)	(20)	(20)	(21)/Closed	--
Oregon	Policy	Informal	Yes	Research	Various documents/ Appearance required	(22)/Open	Use of interim ettee.
Pennsylvania	Policy	--	Yes	Research and legal	Resume/May request appearance	Special ettee. (23)/ Open	2/3 Vote required to confirm some nominations
Rhode Island	No response	--	--	--	--	--	--
South Carolina	Both	--	--	--	--	Appropriate ettees./ Closed	--
South Dakota	Policy	None	None	None	None	Appropriate ettees./ Open	--
Tennessee	No response	--	--	--	--	--	--
Texas	--	--	--	--	Financial data/ Appearance required	Special ettee. (24)/ Closed	Use of interim ettees.
Utah	No response	--	--	--	--	--	--
Vermont	Policy	--	None	Research and legal	Resume	Appropriate ettees.	--
Virginia	No response	--	--	--	--	--	--
Washington	Both	Informal	None	Research and legal	Resume and financial data/Appearance usually required	Appropriate ettees./ Usually open	--
West Virginia	Both	Constitutional and statutory	None	Research and legal	Resume/Some invited to appear	Special ettee. (25)/ Open	Computer listing of appointments
Wisconsin	Policy	Informal	None	Research and legal	Resume and financial data/Not required	Appropriate ettees./ Open	--
Wyoming	Both (26)	--	--	--	--	--	--

EXHIBIT 1 240

NOTES:

- 1) Require approval by full Legislature.
- 2) Senate State Agencies and Governmental Affairs Committee
- 3) Senate Rules Committee
- 4) Positions may require confirmation by either house or the full Legislature.
- 5) Joint Committee on Executive Nominations
- 6) Senate Committee on Executive Business or a Special Master
- 7) Senate State Affairs Committee
- 8) For all salaried positions
- 9) Senate Executive Appointments Committee
- 10) Select Committee on Appointments
- 11) Senate and Governmental Affairs Committee
- 12) New system adopted through recent constitutional amendment; Executive Council formerly handled confirmations.
- 13) Joint Standing Committee

- 14) Some subject to approval by the House of Delegates.
- 15) Senate Committee on Executive Nominations
- 16) Senate Committee on gubernatorial Appointments
- 17) Senate Judiciary Committee
- 18) Senate Rules Committee
- 19) May require confirmation by either house or full Legislature.
- 20) No formal procedural guidelines for confirmations.
- 21) Referred to a committee of which the appointee's senator is a member.
- 22) During session referred to appropriate standing committees; during Interim to Committee on Executive Appointments.
- 23) Senate Committee on Rules and Executive Nominations; may be referred to appropriate standing committee.
- 24) Senate Subcommittee on Nominations
- 25) Senate Standing Committee on Confirmations
- 26) Gubernatorial appointments usually revealed and presented on last day of session; no committee referral.

EXHIBIT 1 1041

12-2-75
State Dept

HEADS OF EXECUTIVE DEPARTMENTS

Advice and Consent Power in the States

Alabama.....No

Alaska.....Confirmation by majority of legislature in joint session.

Arizona.....No

Arkansas.....No

California.....The constitution enumerates certain positions for which Senate confirmation is required, i.e., regents PUC, fish and game. In addition, the heads of almost all departments created by statute are also made subject to confirmation.

Colorado.....Senate confirms

Connecticut.....No

Delaware.....Senate confirms

Florida.....Senate confirmation where provided by statute.

Georgia.....No, except appointments to fill elective office vacancies at state level.

Hawaii.....Senate confirms

Idaho.....Senate confirms

Illinois.....Senate confirms

Indiana.....No

Iowa.....No

Kansas.....No

Kentucky.....No

Louisiana.....Senate confirms

Maine.....Advice and consent of the Council
which is a body of seven members
appointed by the legislature as
advisers to the governor.

Maryland.....Senate confirms

Massachusetts.....Advice and consent of the Council
to fill vacancies in elective
offices when the general court
(legislature) is not in session.
This council is similar to the
one in Maine.

Michigan.....Senate confirms. They actually
have the right to disapprove.
If they do nothing, the appoint-
ment stands.

Minnesota.....Senate confirms

Mississippi.....No

Missouri.....No

Montana.....Senate confirms

Nebraska.....Legislature confirms

Nevada.....No

New Hampshire.....Advice and consent of the Council
which is a body of five members,
one elected from each county.

Wyoming.....No

Totals

25 states have an advice and consent requirement, 23 to the senates, one to both houses jointly, one to the unicameral body.

22 states have no provisions for advice and consent.

3 states, all in New England, have a council that consents to appointment.

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LEGISLATIVE COUNSEL BUREAU

LEGISLATIVE BUILDING
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ANDREW P. GROSE, *Research Director* (702) 885-5637

February 12, 1979

TO:

FROM: J. Kenneth Creighton, Research Analyst JKC
SUBJECT: Advice and Consent Powers of State Legislatures
Over Executive Appointments

This is in response to your inquiry regarding the advice and consent powers of state legislatures over executive appointments. According to your intern you want to know the procedures for confirmation of executive agency directors for eight state legislatures.

Generally, the governor submits the name of his appointees to the legislature. A committee of one form or another in the legislature makes a recommendation regarding the appointee(s). Usually it is the Senate which votes on the recommendation. During the interim an appointee acts as temporary director until the legislature convenes and confirms or rejects the appointment. Finally, the confirmation process is generally not highly controversial and only the top positions are subject to legislative confirmation. The following is the specific criteria for the eight states you inquired about:

Idaho - When the governor makes an appointment the appointee appears before the Senate State Affairs Committee. The committee submits a report to the Senate which votes to accept or reject the report.

Montana - The governor submits the name of the appointee(s) to the Senate State Administrative Committee which makes a recommendation and reports it to the Senate for their decision.

Nebraska - The governor's appointee(s) is submitted to the clerk. It is then referred to the Committee on Committees (13 members) which drafts a report within one week in executive session. The legislature either accepts or rejects their report.

New Mexico - The governor submits the names of his appointees through an executive message. This is referred to the Senate Rules Committee which makes a recommendation to the Senate.

EXHIBIT 1

182-175-2-11-1
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Alaska - Appointees are confirmed by a joint session of the legislature but a majority of the 60 legislators must vote.

Virginia - The General Assembly approves or denies executive appointments. The process is initiated through the Nominations and Confirmations Committee.

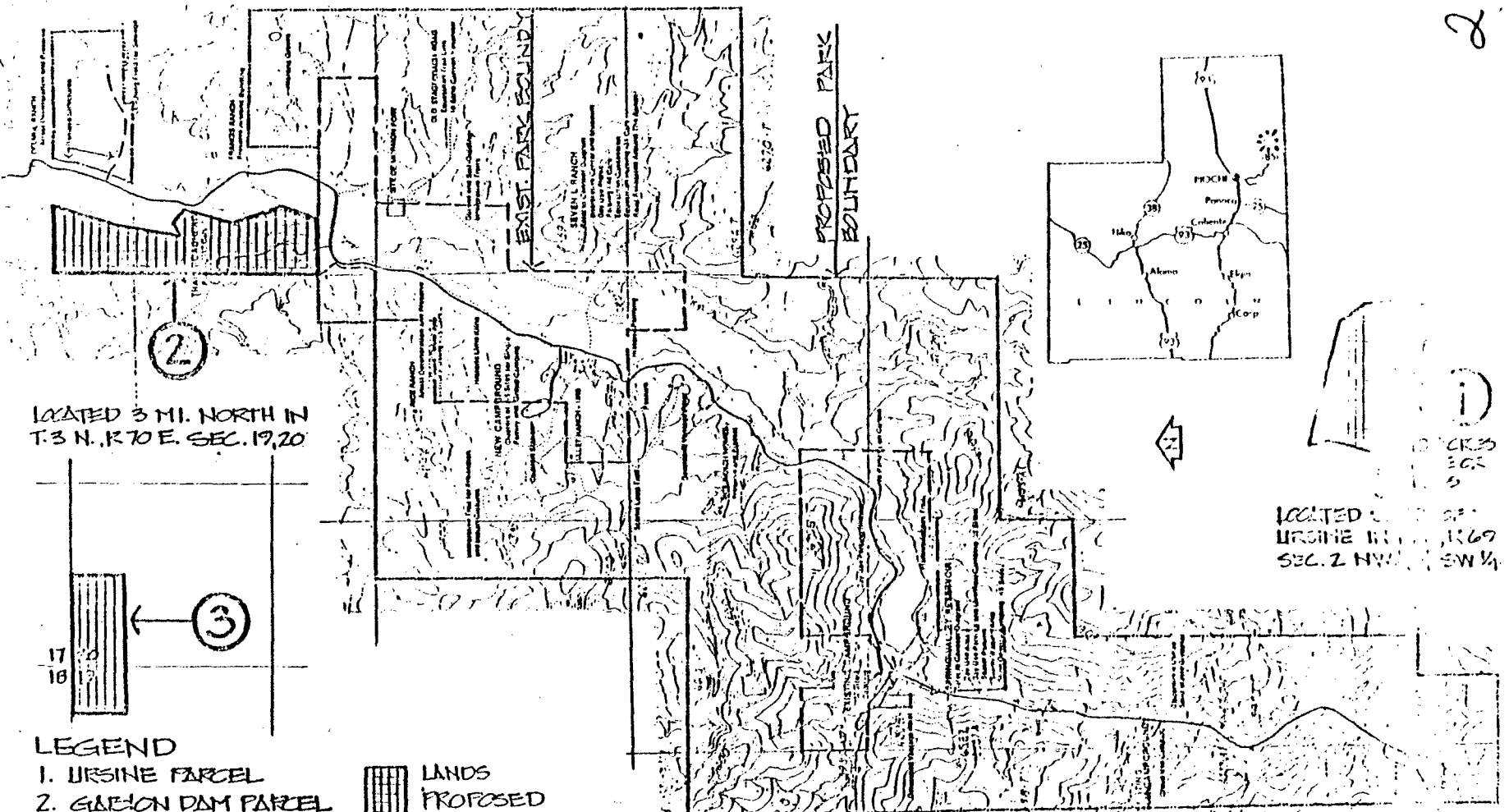
California - The governor presents his appointments to the Senate Rules Committee which holds hearings and makes a recommendation. The Senate votes on the committee's recommendation.

Colorado - All executive and administrative directors must be confirmed (Article 4, Sec. 6 of Colorado's Constitution). In practice only the top 20 positions actually go through this process. The different subject committees make recommendations regarding the appointees which are accepted or rejected by the Senate.

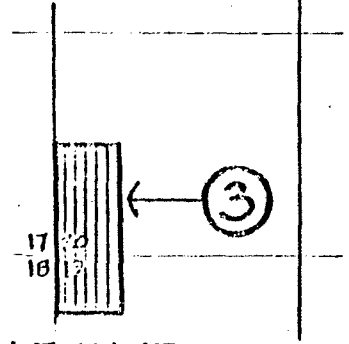
If I can be of any further assistance on this subject; please let mw know.

JKC/llp

2



LOCATED 3 MI. NORTH IN T.3 N., R.70 E., SEC. 19, 20

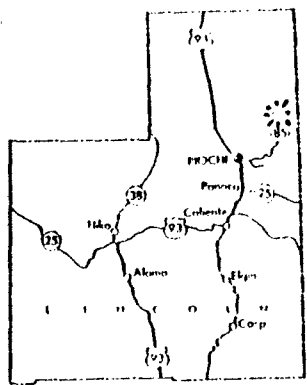
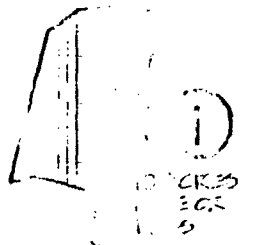


- LEGEND**
- 1. URSINE PARCEL
 - 2. GLADSON DAM PARCEL
 - 3. FLOOD CONTROL DAM PROPERTY

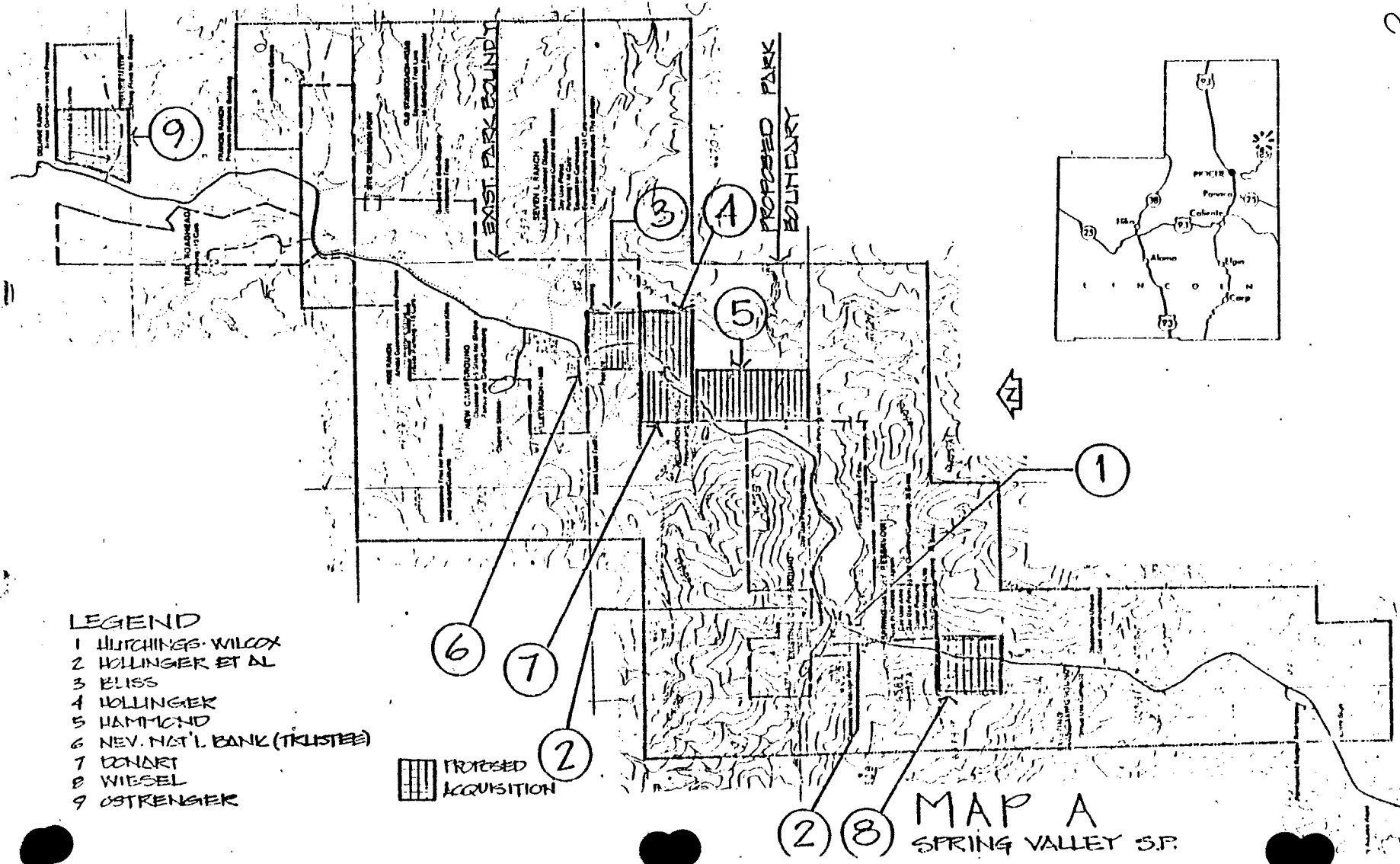
 LANDS PROPOSED FOR SALE OR EXCHANGE

LANDS TO BE SAID OR EXCHANGED
MAP I
 SPRING VALLEY SP.
 LINCOLN COUNTY

LOCATED 1/4 MI. S. OF URSINE IN T.3 N., R.70 E., SEC. 2 NW 1/4 SW 1/4




3



LEGEND

- 1 HUTCHINGS-WILCOX
- 2 HOLLINGER ET AL
- 3 BLISS
- 4 HOLLINGER
- 5 HAMMOND
- 6 NEV. NAT'L BANK (TRUSTEE)
- 7 DONART
- 8 WIESEL
- 9 OSTRENGER

 PROPOSED ACQUISITION

MAP A
SPRING VALLEY S.P.



MEMO

TO Senator James Gibson, Chairman
Senate Government Affairs Committee

FROM John L. Meder

SUBJECT SB 36 -- PARK USER FEES

DATE Feb. 20, 1979

DIVISION OF STATE PARKS

An analysis of the Park User Fee System has been made in respect to the intent of SB 36, which is to make the park operations self-supporting. User fees are currently charged for picnicking, camping, boat launching, or group use areas in 14 of the 19 park and recreation areas. In 1978, the user fees totaled \$168,000 which was equal to about ten percent of the \$1.7 million Operating Budget.

It is extremely difficult to tie user counts with the amount of user fees collected since they are collected in several ways--depending on the park, the time of the year and the availability of staff. For example, at Sand Harbor and Lahontan during the heavy visitor periods fee collectors man the contact stations and collect from the visitors as they enter the parks. At less busy times an honor system is used, which allows the visitor to put the fee in a collection envelope and deposit it in the collection box and during the off season no fees are charged. At the remaining parks where the majority of the fees are for camping, the honor system is used with the backup of the park rangers, who collect fees during patrols. The Fee Collection System is affective as far as it goes, however, there are many visitors who are recorded on the traffic counters who do not pay. While it is possible to increase revenues by increasing fees to make the system more effective it would be necessary to: 1) control access to the parks; 2) provide additional fee collectors; and 3) charge year-round fees at all parks.

In attempting to estimate the user fee rates that would be necessary to make the parks operation self-supporting, we have looked at several possibilities. The extremes range from collecting fees from all vehicles to remaining at the present level of collections. If it were possible to collect from each of the 748,237 vehicles that were recorded last year, a \$2.75 picnic fee would be necessary or at the other extreme if the fees were to be collected at the same level as last year, the picnic fee would have to be \$19.50. The other fees would have to be increased by the same percentage. Raising the user fees to make the park operations self-supporting appears to us as inappropriate at this time and would be in conflict with the Declaration of Legislative Intent for the Division of State Parks as stated in NRS 407.013. In addition, there would be Nevada families who would either not be able to use the parks or have to limit their use because of increased fees.

The Executive Budget, as proposed, provides for an increase in user fees and that they go into park operation budget to directly offset the operating costs. If the budget is approved in its recommended form the picnic fee would increase from \$1.00 to \$2.00, the camping

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~~and boat launching fees would increase from \$2.00 to \$4.00 and the Annual Permit would increase from \$15.00 to \$20.00. The~~
additional revenue will still be a long way from making the park operations self-supporting, but the proposal is consistent with the philosophy of SB 36. Attached for your information is a breakdown of the park operation budget and the fees collected, the visitor counts for 1978, the current fee schedules for each park and a user fee survey of the ten Western States.

If you have any questions or desire additional information, please call.

Attachments

cc: Roland Westergard

EXHIBIT 4-D

<u>Park</u>	<u>Budget*</u> <u>1979-'80</u>	<u>Fees Collected</u> <u>1/1 - 12/31/78</u>
Tahoe	\$ 457,997	\$ 64,989 ✓
Washoe	65,643	615
Mormon	28,313	200
Dayton	43,433	
Fort Churchill	55,649	2,626
Lahontan	295,970	66,727 ✓
Rye Patch	46,521	8,449
Berlin	54,272	972
Belmont	1,379	
Beaver Dam	16,160	778
Cathedral Gorge	54,431	2,308
Kershaw-Ryan	18,811	2,170
Spring Valley	95,360	6,887
Echo	55,158	985
Cave Lake	32,304	
Valley of Fire	230,042 ✓	8,931
Red Rock	232,070 ✓	1,631
Lamb	<u>281,136</u> ✓	
	\$2,064,649	\$168,268

*The State and District offices' budgets are prorated and included in the Park Budget to arrive at a total budget request for FY 1979-'80.

NEVADA DIVISION OF STATE PARKS
 Park Visitor Report Summary
 For Calendar Year 1978

		TOTAL VISITORS		% + or - 1978
		1978	1977	
<u>DISTRICT II</u>				
Dayton	All Yr.	13,495 ✓	242	*
Lake Tahoe	All Yr.	1,288,258 ✓	800,448	+ 60.9
a. Sand Harbor		614,564		
b. Visual Road Count		222,196		
c. Sand Harbor Boating		160,443		
d. Hidden Beach		12,424		
e. Cave Rock		278,631		
Mormon Station	5/1-10/31	15,551	13,760	+ 13.0
Washoe Lake	All Yr.	73,737	9,319	*
<u>DISTRICT III</u>				
Belmont	All Yr.	2,849	no count	--
Berlin-Ichthyosaur	All Yr.	12,624	17,470	- 27.7
Fort Churchill	All Yr.	47,536	44,705	+ 6.3
Lahontan	All Yr.	594,776 ✓	399,319	+ 48.9
a. Dam		251,387		
b. Silver Springs		214,988		
c. Cove		128,401		
Rye Patch	All Yr.	95,753	70,067	+ 36.7
a. Entrance		69,785		
b. Pitt-Taylor		25,968		
<u>DISTRICT V</u>				
Beaver Dam	All Yr.	9,230	6,085	+ 51.7
Cathedral Gorge	All Yr.	89,161	99,829	- 10.7
Cave Lake	4/20-11/12	19,053	36,835	- 48.3
Echo Canyon	All Yr.	67,893	57,326	+ 18.4
Kershaw-Ryan	4/1-10/31	25,678	21,334	+ 20.4
Spring Valley	All Yr.	68,754	85,438	- 19.5
Ward Charcoal Ovens	All Yr. estimate	** (3,250)	** (3,250)	
<u>DISTRICT VI</u>				
Floyd Lamb State Park	All Yr.	192,683 ✓	46,120	*
Red Rock Canyon	All Yr.	281,228 ✓	249,920	+ 12.5
a. Red Springs		70,202		
b. Sandstone Quarry		79,916		
c. White Rock Springs		23,590		
d. Pine Creek		8,090		
e. Spring Mtn. Ranch		99,430		
l. Visitor Center		(26,605)		
Valley of Fire	All Yr.	264,581 ✓	233,310	+ 13.4
a. Visitor Center		67,581		
TOTAL		3,162,840	2,191,527	+ 44.3

* Park was only open part of the year in 1977; open year-round in 1978. Percentage of increase/decrease does not apply.

** Estimate - is not included in grand total.

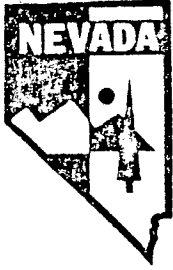
FEEES

Park	Type of Fees	Period of Collection	Method of Collection	Cost
Tahoe	Day Use	4/1 through 9/30	Fee booth main entrance 9am - 4pm	\$ 1.00
	Boat Launching	" " "	Fee booth boat ramp 7:45am-4pm	2.00
	Group Use Area	All year	By reservation	25.00
	Annual Permit	4/1 through 9/30	By request	15.00
Washoe	Group Use Area	All year	By reservation	\$25.00
	Annual Permit	4/1 through 9/30	By request	15.00
Mormon	Overnight Camping	4/1 through 9/30	Honor system and patrol	\$ 2.00
	Group Use Area	" " "	By reservation	10.00
	Annual Permit	" " "	By request	15.00
Rye Patch	Overnight Camping	4/1 through 9/30	Honor system and patrol	\$ 2.00
	Boat Launching	" " "	Honor system and patrol	2.00
	Group Use Area	" " "	By reservation	10.00
	Annual Permit	" " "	By request	15.00
Fort Churchill	Overnight Camping	All year	Honor system and patrol	\$ 2.00
	Group Use Area	" "	By reservation	10.00
	Annual Permit	4/1 through 9/30	By request	15.00
Berlin-Ichthyosaur	Overnight Camping	4/1 through 9/30	Honor system and patrol	\$ 2.00
	Annual Permit	" " "	By request	15.00
Lahontan	Overnight Camping	4/1 through 9/30	Wkends-fee booth- 9am - 10pm Wkdays-honor and patrol	\$ 2.00
	Day Use	" " "	" " "	1.00
	Boat Launching	" " "	" " "	2.00
	Group Use Area	" " "	By reservation	10.00
	Annual Permit	" " "	By request	15.00
Spring Valley	Camping	4/1 through 9/30	Honor system and patrol	\$ 2.00
	Annual Permit	" " "	By request	15.00
Echo Reservoir	Camping	4/1 through 9/30	Honor system and patrol	\$ 2.00
	Group Use Area	" " "	By reservation	5.00
	Annual Permit	" " "	By request	15.00
Cathedral Gorge	Camping	4/1 through 9/30	Honor system and patrol	\$ 2.00
	Annual Permit	" " "	By request	15.00

Park	Type of Fee	Period of Collection	Method of Collection	Cost
Kershaw-Ryan	Camping	4/1 through 9/30	Honor system and patrol	\$ 2.00
	Group Use	" " "	By reservation	5.00
	Annual Permit	" " "	By request	15.00
Beaver Dam	Camping	4/1 through 9/30	Honor system and patrol	\$ 2.00
	Annual Permit	" " "	By request	15.00
Valley of Fire	Camping	All year	Honor system and patrol	\$ 2.00
	Group Use Area	" "	By reservation	5.00
	Annual Permit	" "	By request	15.00
Red Rock	Day Use	All year	Honor system and patrol	\$ 1.00
	Group Use	" "	By reservation	10.00
	Annual Permit	" "	By request	15.00

The recommended fee schedule for 1979-'81 is as follows:

Day Use	\$ 2.00
Camping and/or Boat Launching	\$ 4.00
Annual Permit	\$20.00



MEMO

TO Gene Pierotti
FROM Bill Wood *Bill*
SUBJECT USER FEE SURVEY

DATE January 25, 1979

DIVISION OF STATE PARKS

The following is the User Fee Schedule now in effect, and the proposed schedule for the Nevada Division of State Parks.

	<u>Present</u>	<u>Proposed</u>
Annual*	\$15	\$20
Boat Launch**	2	4
Camping		
Undeveloped	2	4
Developed	2	4
Day Use***	1	2

*Valid for all uses in all parks.

**If a camping fee is paid, then it is also valid for boat launching.

***Day use charged only at Tahoe, Lahontan and Spring Mountain Ranch.

Attached is the result of our survey of the other western states.

1. Three of the ten charge a day use fee.
2. One state charges for boat launching.
3. Eight of the ten charge \$2.00 for undeveloped campsites.
4. Two of the states charge \$2.00, six charge \$3.00 or \$3.50, and two charge \$4.00 for camping in a developed campsite.
5. Five states have an annual fee schedule.
6. Eight of the ten use the fee as part of their operating budget.

Attachment

STATE	DAY USE	BOAT LAUNCH	CAMPING			ANNUAL PERMIT		GROUP USE	INC. EXP.	SUPLMT BUDGET	COLECT YR-RND	REMARKS
			Undev.	Dev.w/o hkup	Dev.w/hkup	Day Use	Camp					
Ariz.	\$1./veh. with 8 peop addtl. 25¢ per person over 8	no	\$2./veh	\$3./veh	\$3./veh	\$10.	no	no	no	no*	yes	*All user fees are being used to pay off \$2,000,000 mortgage.
Calif.	\$1.50/veh \$5.00/bus	\$3./veh \$30./annual	\$2.00	\$4.00	\$5.00	\$15.	\$20. off seas.	overnite 50¢/person w/\$10. min.	no*	no	yes	*Hearst SHM only increase.
Colo.	\$2./veh	no	\$2.00	\$3.00	--	\$10. 1st veh., \$1.extra	no	25¢/per + day use fee	yes*	yes	yes	*Increase possible.
Montana	no	no	*\$2.00	*\$3.00	--	no	*\$20. res. only	Day use \$25 + deposit	no*	yes	no	*New schedule to begin 1979 season. **Lewis & Clark Caverns group discount, other revenues from concessions.
New Mexico	no	no	--	\$2.00	\$3.00	\$30.00	no	Day use \$10.00	yes	yes	yes	\$1.50 - shower noncampers. \$1.50 - trailer dump - noncampers.
Idaho	no	no	\$2.00	\$3.00	\$4.50	no	Dis- count coupon \$10. value for \$7.50	overnight 25¢/ person + \$5. reser- vation	no	yes	yes	\$2.00 fee charged for campsite res- ervations, surcharge levied to residents of states that impose similar charge.

STATE	DAY USE	BOAT LAUNCH	CAMPING			ANNUAL PERMIT		GROUP USE	INC. EXP.	SUPLMT BUDGET	COLECT YR-RND	REMARKS
			Undev.	Dev.w/o hkup	Dev.w/hkup	Day Use	Camp					
Oregon	**no	no	*\$2.00 prim- itive \$3.00 tent	*\$4.00	*\$5.00	no	no	*** over- night + day use \$10.00 to \$150.00	yes	yes	yes	*\$2.00/nite sur- charge to nonres. **Public object d to proposal. ***Elaborate system depending on facilities.
Utah	*no	no	\$2.00	\$3.00	\$4.00	no	*** yes	over- night + day use \$10. to \$50. depend on grp size.	no	yes	*** no	*Day use fee capped 1978. **\$1.00/night camp- ing discount. ***Only when all facilities are open.
Wash.	no	no	--	\$3.50	\$4.50	no	no	*over- night 25¢/ person w/\$10. maximum	no	yes	yes	*\$5.00 reservation fee.
Wyoming	no	no	\$2.00	\$2.00	--	no	\$10.00 all parks \$5.00 one park	no	no	*yes	yes	*Revenues projected but does not affect spending if goal is not met.

STATE OF NEVADA
OFFICE OF THE ATTORNEY GENERAL

MEMORANDUM

TO: Senate Committee on Government Affairs

DATE: 2/21/79

FROM: Larry Struve
Chief Deputy Attorney General

SUBJECT: S.B. 242

The following amendments to S.B. 242 are hereby requested, the reasons for which will be presented at the hearing on S.B. 242 at 3:00 p.m., February 21, 1979.

Section 3 of this bill should be amended to read as follows:

"Section 3. Each state agency, department, board or commission which has a deputy attorney general assigned to it on a half time or full time basis shall:

"1. Make payments for his salary to the attorney general's administration budget account either quarterly or annually.

"2. Pay his travel expenses and subsistence allowances as provided by law for state officers and employees and provide him, ~~subject to the approval of the attorney general,~~ secretarial assistance and an office with appropriate office equipment and supplies *satisfactory to the attorney-general.*

Section 7 of the bill should be deleted in its current form and a new section added as follows:

"Section 7. NRS 538.151 is hereby amended to read as follows:

"538.151 Legal services to division: compensation of attorney general's office.

"1. The attorney general is the counsel and attorney for the commission and division. The attorney general shall designate one of his deputies to be counsel and attorney for the commission in all actions, proceedings and hearings. The deputy so designated shall:

"(a) Be legal adviser of the commission and division in all matters relating to either agency and to the powers and duties of its officers.

"(b) Maintain an office in Las Vegas, Nevada.

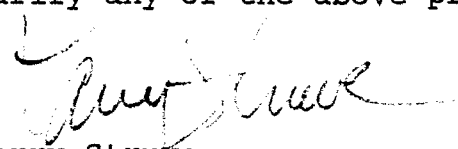
"(c) Be in the unclassified service of the state pursuant to subsection 5 of NRS 284.140.

"2. The compensation of such deputy shall be in the amount specified in NRS 284.182.

A new section should be added to S.B. 242, which would amend the existing proscription against the receipt of fees by the attorney general for the performance of any duty required of him by law. This amendment could be accomplished by amending subparagraph 3 of NRS 228.150, so that the subparagraph of the statute would read as follows:

"3. The attorney general shall receive no fee for the performance of any duty required of him by law, except when money is made available to the attorney general's office by statute or pursuant to any agreement between the attorney general and any state agency, division, department, board, commission or officer for the performance of any service or duty required of his office."

Please feel free to call our Office to clarify any of the above provisions, if necessary.



Larry Struve
Chief Deputy Attorney General

LS:jc

P.S. Amend Sect. 6 by retaining lines 37-39 in subsection 2

SENATE BILL NO. 229—SENATOR BLAKEMORE

FEBRUARY 14, 1979

Referred to Committee on Government Affairs

SUMMARY—Authorizes state land registrar to exchange or sell certain state land situated in Lincoln County. (BDR S-411)

FISCAL NOTE: Effect on Local Government: No.
Effect on the State or on Industrial Insurance: No.

EXPLANATION—Matter in *italics* is new; matter in brackets [] is material to be omitted.

AN ACT authorizing the state land registrar to exchange or sell certain state land situated in Lincoln County; providing for conditions of transfer; and providing other matters properly relating thereto.

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

1 SECTION 1. Notwithstanding the provisions of NRS 232.158 or any
2 other law, and subject to the conditions set forth in section 2 of this act,
3 the state land registrar, on behalf of the State of Nevada, is hereby
4 authorized to:

5 1. Exchange upon such arrangements as the administrator of the
6 division of state parks of the state department of conservation and natural
7 resources may conclude; or

8 2. Sell for cash and convey to the purchaser upon receipt of pay-
9 ment,
10 all or part of that certain real property owned by the State of Nevada
11 and situated in the County of Lincoln, State of Nevada, described as
12 follows:

13 Parcel No. 1—That portion of the S $\frac{1}{2}$ NW $\frac{1}{4}$ and N $\frac{1}{2}$ SW $\frac{1}{4}$ of Sec.
14 tion 2, T. 1 N., R. 69 E., M.D.B. & M., described as follows:

15 Commencing at a point whence the corner common to Sections 2, 3,
16 10 and 11 of said township and range bears S. 22°20' W. a distance of
17 2283.70 feet; said point being also described as the Southwest corner of
18 that certain parcel of land conveyed to Joseph Hollinger, William Hol-
19 linger, Samuel Hollinger and James N. Hollinger by deed recorded April
20 17, 1962, in Book L-1, Page 62 of Real Estate Deeds on file in the office
21 of the County Recorder, Lincoln County, Nevada; Said parcel being one
22 of the four parcels of land described in the said real estate deed and is
23 further identified therein as "containing 47.292 acres, more or less";
24 thence N. 3°40' E. along the Westerly boundary line of said parcel

SENATE BILL NO. 239—SENATOR BLAKEMORE

FEBRUARY 15, 1979

Referred to Committee on Government Affairs

SUMMARY—Allows certain persons who own property in general improvement district but reside outside district to vote in district elections. (BDR 25-903)

FISCAL NOTE: Effect on Local Government: No.
Effect on the State or on Industrial Insurance: No.

EXPLANATION—Matter in *italics* is new; matter in brackets [] is material to be omitted.

AN ACT relating to general improvement districts; allowing certain persons who own property in such a district but reside outside the district to vote in district elections; making a person who is eligible to vote in a district trustee election area also eligible to serve as a trustee for the area; and providing other matters properly relating thereto.

*The People of the State of Nevada, represented in Senate and Assembly,
do enact as follows:*

1 SECTION 1. NRS 318.0952 is hereby amended to read as follows:
2 318.0952 1. Notwithstanding the provisions of NRS 318.0951,
3 trustees may be elected in the alternate manner provided in this section
4 from district trustee election areas.
5 2. Within 30 days [prior to] before May 1 of any year in which a
6 general election is to be held in the state, 10 percent or more of the
7 qualified electors of the district [voting at the next prior] who voted at
8 the last preceding biennial election of the district may file a written peti-
9 tion with the board of county commissioners of the county vested with
10 jurisdiction under NRS 318.050 praying for the creation of district
11 trustee election areas within the district in the manner provided in this
12 section. The petition [shall] must specify with particularity the five
13 district trustee election areas proposed to be created. The description of
14 the proposed [district trustee election] areas need not be given by
15 metes and bounds or by legal subdivisions, but [shall] must be suffi-
16 cient to enable a person to ascertain what territory is proposed to be
17 included within a particular [district trustee election] area. The signa-
18 tures to the petition need not all be appended to one paper, but each
19 signer must add to his name his place of residence, giving the street and
20 number whenever practicable. One of the signers of each paper [shall]
21 must make oath, before an officer competent to administer oaths, that

SENATE BILL NO. 36—COMMITTEE ON
GOVERNMENT AFFAIRS

JANUARY 18, 1979

Referred to Committee on Government Affairs

SUMMARY—Requires division of state parks of state department of conservation and natural resources to prescribe fees for use of recreational areas. (BDR 35-441)

FISCAL NOTE: Effect on Local Government: No.
Effect on the State or on Industrial Insurance: No.

EXPLANATION—Matter in *italics* is new; matter in brackets [] is material to be omitted.

AN ACT relating to state parks and monuments; requiring the administrator of the division of state parks of the state department of conservation and natural resources to prescribe and charge fees for the use of recreational areas; and providing other matters properly relating thereto.

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

- 1 SECTION 1. Chapter 407 of NRS is hereby amended by adding
2 thereto a new section which shall read as follows:
3 *The administrator shall by regulation prescribe reasonable fees to be*
4 *charged to persons who use the state parks, monuments and other rec-*
5 *reational areas administered by the division.*
6 *Such fees must not be fixed at a level which is higher than the amount*
7 *necessary to defray the costs of operating and maintaining these recre-*
8 *ational areas.*