

Committee in Session at 9:03 am on Wednesday, March 7, 1979.

Senator Keith Ashworth in the Chair.

PRESENT: Chairman Keith Ashworth
Vice-Chairman Joe Neal
Senator Clifton Young
Senator Wilbur Faiss
Senator Jim Kosinski

ABSENT: Senator Rick Blakemore

Chairman Ashworth opened the administrative session with a discussion on S.B. 117. A hearing was rescheduled for S.B. 117 on Thursday, March 15.

S.B. 136 (Exhibit "A")

Senator Neal moved to "Amend" and "Do Pass" S.B. 136.

Seconded by Senator Faiss.

Discussion: Senator Kosinski questioned if it was wise to change the composition of the board and break the coordination between this division and the other agencies in the state with similar interest. He stated that he did not feel the amendment addressed this problem. Senator Kosinski said he would like to maintain two of the existing appointment procedures; one for the Board of Trustees, Nevada State Museum, and one for the Board of Trustees, Nevada Historical Society, and add three appointments conforming to the federal regulations. He stated he wished to maintain mandated interaction between the other agencies. Senator Young questioned the importance of the revision.

Motion carried.

Yeas -- 4
Nays -- Senator Kosinski
Absent -- Senator Blakemore

S.B. 147 (Exhibit "B")

Senator Neal moved to "Amend" S.B. 147 and "Rerefer to the Senate Committee on Finance."

Seconded by Senator Faiss.

Motion carried.

Yeas -- 4
Nays -- Senator Kosinski
Absent -- Senator Blakemore

Chairman Ashworth briefly discussed S.B. 227 with the committee. He submitted Exhibits "C," "D," and "E" to the committee and requested that each senator receive a copy prior to the floor discussion.

A.C.R. 1 (Exhibit "F")

Senator Kosinski stated that the resolution requests the board of trustees of each school district gather and analyze the information and make the information available to the legislature and the Department of Education. Senator Kosinski requested the resolution be amended to request the school districts submit the information to the Department of Education who, in turn, will submit a comprehensive report to the legislature.

Senator Kosinski moved to "Amend" and "Do Pass" A.C.R. 1.

Seconded by Senator Neal.

Motion carried.

Yeas -- 5
Nays -- None
Absent -- Senator Blakemore

The committee discussed A.B. 120. Senator Kosinski expressed concern regarding the ramifications of the repealer in A.B. 120. The committee agreed to hold A.B. 120 pending further research.

A.B. 125 (Exhibit "G")

Senator Kosinski moved to "Indefinitely Postpone" A.B. 125.

Motion died for lack of second.

Senator Young moved to "Do Pass" A.B. 125.

Seconded by Senator Neal.

Motion carried.

Yeas -- 4
Nays -- Senator Kosinski
Absent -- Senator Blakemore

A.B. 132 (Exhibit "H")

Senator Neal moved to "Do Pass" A.B. 132.

Seconded by Senator Faiss.

Motion carried.

Yeas -- 5
Nays -- None
Absent -- Senator Blakemore

A.B. 133 (Exhibit "I")

Senator Kosinski questioned if a broader field for selection now exists under present law and would be limited by this legislation.

Senator Young moved to "Indefinitely Postpone" A.B. 133.

Seconded by Senator Neal.

Yeas -- 5
Nays -- None
Absent -- Senator Blakemore

Senator Kosinski stated that amendments for S.B. 24 would be submitted by the Bill Drafter's Office to him today.

Senator Kosinski stated Ms. Susan Haas had spoken with him about a Bill Drafter's Request from the Nevada Association of Retarded Citizens. As the introduction of the legislation would have to be made by the committee, Chairman Ashworth extended an invitation to Ms. Haas to address the matter. The committee concurred.

Chairman Ashworth stated he had met with some architects who had expressed their desire to begin an architectural school at the University of Nevada Las Vegas. He requested the committee's permission to submit a resolution to study the matter in the interim for submission to the legislature next session.

Senator Blakemore arrived for the meeting.

Senator Kosinski suggested that the architects obtain a resolution for the Board of Regents supporting the proposed resolution for an interim study committee. The committee concurred and granted permission.


As to S.B. 159, Senator Kosinski stated that the research has not yet begun for the amendment. Chairman Ashworth assigned Senator Blakemore to assist Senator Kosinski in this matter.

275

Chairman Ashworth brought the matter of S.B. 237 before the committee. Senator Kosinski stated he felt the bill should be pursued. He said the Research Division of the Legislative Counsel Bureau is preparing a presentation on the matter. Senator Blakemore also expressed an interest in addressing the bill. Senator Neal expressed concern in the Committee on Human Resources and Facilities entering into the area of mining. Senator Kosinski stated that the bill addresses the health aspects of the community. Chairman Ashworth scheduled the hearing on S.B. 237 for March 20.

There being no further business, Chairman Ashworth adjourned the meeting at 10:16 am.

Respectfully submitted,



Roni Ronemus
Committee Secretary

Approved:

Chairman
Senator Keith Ashworth

S. B. 136

SENATE BILL NO. 136—COMMITTEE ON HUMAN
RESOURCES AND FACILITIES

JANUARY 29, 1979

Referred to Committee on Human Resources and Facilities

SUMMARY—Provides qualifications for and changes number, method of appointment and duties of members of advisory board for historic preservation and archeology. (BDR 33-467)

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 historic preservation; providing qualifications for and changing the number, method of appointment and duties of members of the advisory board for historic preservation and archeology; 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 383.051 is hereby amended to read as follows:
2 383.051 1. The advisory board for historic preservation and arche-
3 ology is hereby created.
4 2. [The advisory board shall be appointed by the governor by
5 selecting one member from each list of three names submitted by:
6 (a) The board of trustees of the Nevada state museum;
7 (b) The board of trustees of the Nevada historical society;
8 (c) The advisory commission of the Lost City museum;
9 (d) The board of regents of the University of Nevada;
10 (e) The executive head of the desert research institute; and
11 (f) The historic preservation review committee, when such a com-
12 mittee exists pursuant to federal requirements under 16 U.S.C. § 470 et
13 seq.] *The advisory board consists of:*
14 (a) *One member who is a historian.* Original bill is ___ pages long.
15 (b) *One member who is an archeologist qualified in prehistoric and his-* Contact the Research Library for
16 *toric archeology, or one member who is qualified in prehistoric archeol-* a copy of the complete bill.
17 *ogy and one member who is qualified in historic archeology.*
18 (c) *One member who is an architect and who is qualified in architec-*
19 *tural history, or one member who is an architect and one member who is*
20 *an architectural historian.*
21 (d) *One member who is a representative of the general public.*

Original bill is 3 pages long.
Contact the Research Library for
a copy of the complete bill.

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2000

S. B. 147

SENATE BILL NO. 147—COMMITTEE ON HUMAN
RESOURCES AND FACILITIES

JANUARY 30, 1979

Referred to Committee on Human Resources and Facilities

SUMMARY—Provides for a state register of historic places. (BDR 33-469)

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

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

AN ACT relating to historic preservation; providing for a state register of historic places; 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 383 of NRS is hereby amended by adding
- 2 thereto a new section which shall read as follows:
- 3 1. *The division shall prepare and maintain the state register of his-*
- 4 *toric places.*
- 5 2. *The division shall establish procedures, qualifications and standards*
- 6 *for listing historic places on the state register.*
- 7 3. *The division shall prepare a list of eligible sites, structures, objects*
- 8 *and districts on public and private land.*
- 9 4. *The administrator may, by agreement with the appropriate state*
- 10 *agency or private owner, place any site, structure, object or district which*
- 11 *is located on state or private land on the state register. The administrator*
- 12 *may by agreement with the appropriate federal agency place any site,*
- 13 *structure, object or district which is located on federal land in the state*
- 14 *register.*
- 15 5. *Any property which is listed on the national register or which has*
- 16 *been designated a historic landmark, historic site, historical building or*
- 17 *archeological area must be included on the state register.*



2303 ASHWORTH CIRCLE
LAS VEGAS, NEVADA 89107

NEVADA LEGISLATURE
KEITH ASHWORTH
SENATOR

401 S. CARSON STREET
CARSON CITY, NEVADA 89710

3/2/79

SB 227

SECTION 1.1 OF THE BILL PROVIDES AUTHORITY FOR MUNICIPALITIES TO ESTABLISH AND IMPLEMENT AN INDUSTRIAL COST RECOVERY SYSTEM TO RECOVER THE FEDERAL SHARE OF THE COST OF CONSTRUCTION OF SEWAGE TREATMENT WORKS ATTRIBUTABLE TO THE TREATMENT OF INDUSTRIAL WASTES. AN INDUSTRIAL USER IS ANY NON-GOVERNMENTAL USER PRODUCING A VOLUME EXCEEDING AN EQUIVALENT OF 25,000 GALLONS PER DAY OF RESIDENTIAL WASTES OR DISCHARGING TOXIC POLLUTANTS IN QUANTITIES WHICH CAN CAUSE PROBLEMS WITH TREATMENT AND DISPOSAL. THE MUNICIPALITY HAS THE OPTION OF EXCLUDING AN INDUSTRY IF THE WASTES ARE DOMESTIC WASTES OR DISCHARGES FROM SANITARY CONVENIENCES.

THE FEDERAL WATER POLLUTION CONTROL ACT AND REGULATIONS REQUIRE EPA TO APPROVE AND THE MUNICIPALITY TO IMPLEMENT AN INDUSTRIAL COST RECOVERY SYSTEM IN ORDER FOR THE MUNICIPALITY TO RECEIVE A SEWER PLANT CONSTRUCTION GRANT FROM EPA.

SECTION 1.2 OF THE BILL PROVIDES AUTHORITY FOR A MUNICIPALITY TO REFUSE TO RECEIVE WASTES FROM ANY OTHER MUNICIPALITY WHICH FAILS TO COMPLY WITH AN APPROVED 208 AREAWIDE WASTE TREATMENT MANAGEMENT PLAN.

THIS AUTHORITY IS REQUIRED FOR THE EPA TO ACCEPT A MUNICIPALITY AS A DESIGNATED WASTE TREATMENT MANAGEMENT AGENCY.

ONLY ACCEPTED DESIGNATED WASTE TREATMENT MANAGEMENT AGENCIES CAN RECEIVE GRANTS FROM EPA TO CONSTRUCT SEWERAGE FACILITIES.

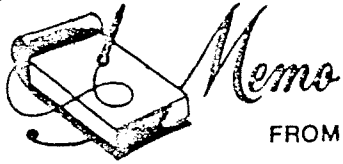
THE STATE DIVISION OF ENVIRONMENTAL PROTECTION ADMINISTERS ABOUT \$20 MILLION PER YEAR OF EPA GRANTS FOR SEWERAGE FACILITIES. WITHOUT THESE SPECIFIC AUTHORITIES PROPOSED IN SB 227 ANY MUNICIPALITY WANTING EPA GRANT FUNDS IS SUBJECT TO CHALLENGE BY EPA OR ANY INDUSTRY WHICH CAN RESULT IN LOSS OF FUNDING OF NECESSARY SEWERAGE FACILITIES FOR THE COMMUNITY.

MEMORANDUM

TO: Senator Ashworth
FROM: Roni
DATE: March 1, 1979
SUBJECT: Telephone call from Pat Gallagher, Clark County
regarding S.B. 227

Pat Gallagher from Clark County phoned per Sam Mamet's request regarding the fiscal impact of S.B. 227. She stated that the fiscal impact hinges on the definition of "industrial customer" which is being held in abeyance pending a federal law suit. She said the sand plant in Henderson may possibly be affected by the legislation. As to the rest of Clark County, she said the only way they would be affected is if the outcome of the definition would include hotels. At this point, it is impossible to discern what the feds will do.

*Each city may use 25,000 Gal of Domestic
Sewage as a definition for Industrial Waste.*



3-1-79

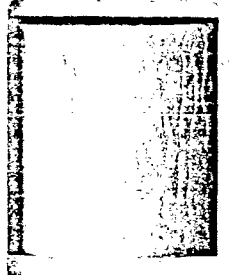
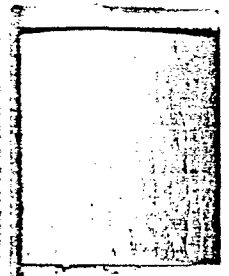
FROM THE DESK OF

SAMUEL D. MAMET
OFFICE OF CLARK COUNTY MANAGER

Senator: We can't find where SB 227 would have any impact financially upon Clark. This is what I get from our departments. I hope this helps you out.

sam

A handwritten signature in cursive script, appearing to be "sam", with a long horizontal stroke extending to the right.



A. C. R. 1

 ASSEMBLY CONCURRENT RESOLUTION NO. 1—
 ASSEMBLYMEN HORN AND VERGIELS

JANUARY 16, 1979

Referred to Committee on Education

SUMMARY—Requests school districts to gather and analyze information on high school seniors' use of time within school day. (BDR 36)

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

CONCURRENT RESOLUTION—Requesting that school districts gather and analyze information on use of time within the school day by high school seniors.

1 WHEREAS, There is evidence that many high school pupils in the State
 2 of Nevada, particularly those in their senior year, are taking less than
 3 a full course load; and

4 WHEREAS, It appears that these pupils are using the additional time in
 5 a variety of ways, some of which result in less than full utilization of the
 6 pupils' talents; and

7 WHEREAS, Even with respect to classes in which pupils are enrolled,
 8 participation in extracurricular activities frequently leads to an excessive
 9 number of absences; and

10 WHEREAS, The overall achievement of pupils may be affected by the
 11 practices of permitting pupils to carry less than a full load and of sched-
 12 uling extracurricular activities in a manner leading to frequent absences
 13 from class; and

14 WHEREAS, Detailed information on pupils' use of time within the
 15 school day is not currently available for all Nevada school districts; and

16 WHEREAS, Such information on a statewide basis, at least as to high
 17 school seniors, would be helpful to the legislature and the state depart-
 18 ment of education in their efforts to evaluate and improve the achieve-
 19 ment of pupils in the state; now, therefore, be it

20 *Resolved by the Assembly of the State of Nevada, the Senate Con-*
 21 *curring,* That the board of trustees of each school district in the State
 22 of Nevada is requested to gather and analyze information specifically
 23 accounting for the use of time within the school day by pupils in the
 24 senior year of high school, including times when the pupils are not
 25 scheduled for class and times when they are absent from class on account
 26 of extracurricular activities; and be it further

— 2 —

- 1 *Resolved*, That the information gathered, along with the district's
- 2 analysis and conclusions, be made available to the legislature and the
- 3 state department of education; and be it further
- 4 *Resolved*, That a copy of this resolution be prepared and transmitted
- 5 by the legislative counsel to the president of the board of trustees of each
- 6 school district in the state and to the superintendent of public instruction.

A. B. 125

ASSEMBLY BILL NO. 125—COMMITTEE ON EDUCATION

JANUARY 18, 1979

Referred to Committee on Education

SUMMARY—Permits superintendent of public instruction to have outside occupation only if approved by state board of education. (BDR 34-85)

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 the superintendent of public instruction; permitting an outside occupation only if approved by the state board of education; 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 385.170 is hereby amended to read as follows:
- 2 385.170 The superintendent of public instruction [shall] *is entitled*
- 3 *to receive an annual salary in an amount determined pursuant to the*
- 4 *provisions of NRS 284.182. The superintendent [shall devote his entire*
- 5 *time and attention to the business of his office and] shall not pursue any*
- 6 *other business or occupation or hold any other office of profit [.] with-*
- 7 *out the approval of the state board of education.*

A. B. 132

ASSEMBLY BILL NO. 132—ASSEMBLYMAN MALONE

JANUARY 18, 1979

Referred to Committee on Education

SUMMARY—Revises limitation on number of meetings for which members of state board of education may be compensated. (BDR 34-37)

FISCAL NOTE: Effect on Local Government: No.
Effect on the State or on Industrial Insurance: Effect less than \$2,000.

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

AN ACT relating to the state board of education; revising the limitation on the number of meetings for which members may be compensated; 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 385.050 is hereby amended to read as follows:
2 385.050 1. Each member of the state board of education [shall] is
3 entitled to receive:
4 (a) Compensation of not more than \$40 per day for attending each
5 meeting of the board, not to exceed [eight] 12 meetings in any calendar
6 year; and
7 (b) His traveling and subsistence expenses as provided by law while
8 attending meetings of the board.
9 2. Claims for compensation and expenses shall be approved by the
10 superintendent of public instruction and the state board of examiners,
11 and shall be paid from funds provided by direct legislative appropriation
12 from the state general fund as other claims against the state are paid.

A. B. 133

ASSEMBLY BILL NO. 133—ASSEMBLYMAN MALONE

JANUARY 18, 1979

Referred to Committee on Education

SUMMARY—Changes requirements for eligibility to office of superintendent of public instruction. (BDR 34-39)

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 the superintendent of public instruction; changing the requirements for eligibility to his office; 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 385.160 is hereby amended to read as follows:
2 385.160 To be eligible to the office of superintendent of public
3 instruction, a person [shall:
4 1. Have attained the age of 21 years at the time of his appointment;
5 and
6 2.] *must:*
7 1. Hold a master's degree; [in the field of education or school
8 administration.] *and*
9 2. *Be qualified to obtain a teacher's certificate in this state.*