

MEMBERS PRESENT: Mr. Bennett
Mr. Brady
Mr. Bremner
Mr. DuBois
Mr. Jeffrey
Mr. Kovacs
Mr. Prengaman
Mr. Rusk
Dr. Robinson

MEMBERS ABSENT: Mr. Chaney (excused)
Mr. Dini (excused)

GUESTS PRESENT: See attached Guest List

AB 375 MAKES CERTAIN ADMINISTRATIVE CHANGES IN LAWS GOVERNING INDUSTRIAL INSURANCE FOR SELF-INSURED EMPLOYERS.

Tom Stuart, Nevada Self-Insurers Association, said they had requested Assemblyman Banner to introduce this by virtue of requests received from the Department of Commerce. He said basically it is designed as clean-up legislation to clarify some interpretations between the Nevada Industrial Commissioner and the Self-Insurance Act that was enacted last year under AB 84.

Dr. Robinson said that he had received complaints from union members in hotels where they are self-insured that an employee doesn't have a choice of doctor to go to when they are injured.

Mr. Stuart responded that this is specified in NRS 616.356. "The employer has the right, upon knowledge, to take the employee that is injured to a physician or facility of the employer's choice for initial diagnosis and treatment."

Dr. Robinson asked if they could refuse to go to this doctor. Mr. Stuart said yes they could. Dr. Robinson said that the personal physician knows much more about the patient and should be the one they go to.

Dr. Robinson said that the employees of the hotel were dissatisfied with the reputation of the doctor the hotel chose. Mr. Stuart said they can change doctors after the initial examination, but that situations like this should be reported to the Commission so they could look into the matter. Dr. Robinson said the employee should come first and should be able to go to his own doctor first.

Mr. Bremner asked Mr. Stuart to explain page 6, section 14, subsection 2. Mr. Stuart responded that what they are asking is for the injured worker to report to his employer, whether it be a self-insured employer or a NIC-insured employer, to report his annual income on the anniversary date of his award for the previous twelve months. Mr. Bremner asked if the awards were based on income. Mr. Stuart replied that they were based on previous annual income. Mr. Bremner then asked why they had to report current income. The Committee agreed that it was not anyone's

business what they were making in income if they were classified as totally disabled. They could possibly make money on the stock market and should not have to report current income. Benefits could be suspended after the report is filed, regardless of the reason for the income.

Richard Staub, Insurance Counsel and Hearings Officer from the Insurance Commissioner's office and also Acting Chief of the Workers Compensation Section within that office, distributed two items to the Committee. The first is a memo of proposed amendments on AB 375 from the Insurance Division (EXHIBIT A), and the second is a listing of Self-Insured Employers (EXHIBIT B). He said he agreed with Mr. Stuart in that this is a clean-up bill following AB 84 of the last session. Mr. Staub said that they have worked closely with NIC and the self-insured employees to make sure that claimants are receiving equal treatment. He noted that everyone is working very cooperatively.

Dr. Robinson asked again about employees having the right to go to their own doctor. He asked why they could choose doctors under NIC and not under self-insured programs. Mr. Staub said the employer under self-insured programs can only recommend a doctor or a clinic; however, if the employee balks, the self-insureds have been told to allow the employee to go where they want.

Mr. Jeffrey said he had a couple of complaints recently that employees had been terminated for filing a claim. Mr. Staub said he would like to hear about the cases and investigate them. Mr. Staub said that each employer can be fined up to \$500 for this type of discretion or the Commission can proceed with notice of hearing to withdraw his certificate of authority.

Mr. Staub reiterated that the self-insured employers have been instructed that they can suggest their own doctor or clinic, but if the employee insists, they must let him go to his own doctor. Dr. Robinson said that it was posted in the hotels on the bulletin boards that they do not have this choice.

Mr. Bremner said he would rather the statutes were changed to refelect this. Dr. Robinson said he agreed, as did Mr. Staub. Mr. Jeffrey said he had no objection to the "company doctor" having a look at the injured person somewhere along the way as a consultation source for the employer. Mr. Staub said at least three sections will have to be amended to reflect this change.

Dr. Robinson asked again about the notice posted in the hotel. Mr. Staub said he thought he even knew which hotel it was and that they had been instructed to change the notice. He said he was under the impression that the notice had been revised and he would look into the matter today..

Mr. Staub read and discussed the proposed amendments contained in EXHIBIT A.

Dr. Robinson asked if Mr. Staub had any objections to deleting lines 31-36 on page 6. Mr. Staub responded that he did not. Mr. Staub said that an amendment could be drawn up to state "gainfully employed." Mr. Bremner suggested "gainfully employed and the nature of his employment," rather than how much he makes.

Mr. Staub noted an example of an employee that was rated as having a 99% partial, permanent disability so that the employer could rehabilitate him and re-employ him.

Mr. Staub closed by saying that it is the opinion of the Insurance Commission that this program is working very well, very smoothly, being only 9-10 months old.

Mr. Stuart was asked for a progress report and he stated that one employer had processed 40% more claims and paid out 60% less money.

Mr. Staub said they investigate every denial of a claim under self-insurance. They conduct an on-going survey of claimants. He said they do not receive a great number of surveys back, which tells them that the claimants must be satisfied, and what has come back shows that the system is working.

Dr. Robinson asked how, administratively, they are coming out on funds. Mr. Staub responded that there is no problem, revenue is well over what it is costing the state, there is no liability to the state.

Mr. Stuart added that last year they had three claims that went to the Hearing Officer; this year they have had none to date, but one is scheduled for next week. The problem with that one is that the claimant's expenses have been paid but not the benefits because no authorization has been received from any of the four doctors, after seven letters have been sent.

Mr. Staub said they have "audited" two hotels and in over 400 claims at one of the hotels, they have denied less than 30 claims.

The hearing on AB 375 was closed and opened on AB 391.

AB 391 MAKES VARIOUS AMENDMENTS TO PROVISIONS OF LAW GOVERNING MANUFACTURED HOUSING.

Wayne Tetrault, Administrator of the Manufactured Housing Division, presented a memo on proposed amendments to the Committee, attached as EXHIBIT C. Mr. Tetrault discussed the bill section by section along with his proposed amendments.

Chairman Robinson asked Mr. Tetrault to provide a section by section written review of this bill so that whoever presents it on the Assembly floor will be more knowledgeable. Mr. Tetrault said he would be glad to provide this.

Jim Harris, Fire Marshall, Truckee Meadows Fire Protection District, Washoe County, and also representing the Washoe County Building Department, said:

"We appreciate the bill. We do support it, especially in Sections 3 and 12, where we are primarily concerned with safety. This bill will plug a 'big hole' with regard to fireplaces and woodburning stoves in mobile homes. Today in the Washoe County area, and this would include Reno and Sparks, there is no permit required or inspection given for a mobile homeowner to install a woodburning stove or a fireplace and the homeowners and consumers are running into a problem with their homeowners insurance policies. They are being voided out because they can't get their fireplaces certified as safe and they buy a permit for an inspection. They are being left high and dry and we are having a great many fires in wood-related incidences and mobile homes are being burned every year as a result of these fires and some people are finding out too late that their insurance isn't good. This is an important section and we sure hope that your Committee will pass on it and it might be successful on the floor."

Dr. Robinson asked if they have had any fatalities in Mr. Harris' jurisdiction in mobile homes fires. Mr. Harris replied they had. He said the fatalities in the last five years have "all" been in mobile homes. He added that he had been in contact with Phoenix, where they also have a lot of mobile homes, and their ratio is one in four fatalities for a mobile home fire.

Chairman Robinson closed the hearing on AB 391 and opened the hearing on AB 411.

AB 411 ENLARGES AUTHORITY OF SAVINGS AND LOAN ASSOCIATIONS TO MANAGE REAL PROPERTY.

Kenny Guinn, President of Nevada Savings and Loan, spoke in favor of this bill. He said he considers it a housecleaning bill. He said they are trying to get clarification on the books so they can continue what they are already doing and prevent a problem with the federal audits.

Mr. Guinn suggested an amendment to Section 1, B, where it should say "developed and/or built."

He said this bill is not an attempt on the part of the savings and loan companies to expand what they do, just to clarify what they now do.

Norm Okada, Acting Savings and Loan Commissioner, said he had no problem with the bill, conceptually. He said that he had some concerns about placing some kind of limits on the amounts. He discussed several ways to set these limits.

Dr. Robinson asked that Mr. Okada get together with Mr. Guinn and a representative from a smaller savings and loan to propose an amendment for the Committee.

The hearing on AB 411 was closed and opened on AB 413.

AB 413 ALLOWS DEPOSITS OF PUBLIC MONEY TO BE SECURED WITH MORTGAGES.

Stan Colton, State Treasurer, said this bill is a remake of AB 818 of the last session which was vetoed by the Governor at Mr. Colton's request. He said the first bill was intended to put caps on certain funds and when it was finalized, it came out with caps on all districts and had to be vetoed.

Mr. Colton proposed amending page 1, section 1, a new section (e) "Any instrument allowable as an investment by the state as set forth in Chapter 353 of the NRS." Also, page 1, line 13, before "any bank" insert the words "any federal home loan bank." To Section 5, he would like to add: "The financial institute shall assign the pledged mortgages and deeds of trust to the depositor and deliver them with their promisory notes to the qualified trust company. The assignment must be recorded at such time as the financial institute fails to pay all or any part of the deposit for which the security is pledged. 2. If required by federal law, the assignment of the depositor of the promisory note must be endorsed without recourse by two natural persons authorized by resolution of the financial institute to make the endorsement." He said this was part of the language of AB 818.

Mr. Colton said the only other item he would request is that this bill become effective upon passage and signing by the Governor.

Norm Okada said he was speaking as Acting Savings and Loan Commissioner as well as Credit Union Commissioner. He said he supported AB 818 last session as well as this bill. He said he concurs with Mr. Colton's proposed amendments. He said he would also like insured credit unions added.

Dr. Robinson asked that he meet with Mr. Colton to work on the amendments.

The Chairman closed the hearing on AB 413 and opened the hearing on AB 412.

AB 412 PROVIDES FOR REGULATION OF CONDITION OF MANUFACTURED HOUSING.

Due to lack of time and members needing to leave for other committee meetings, this hearing was postponed to later in the meeting. Several bills needed committee action before the quorum was lost and the Chairman moved on to AB 343.

AB 343 REDUCES DAYS OF HORSE RACING REQUIRED AT GREYHOUND TRACK.

After a brief discussion, Mr. Bennett moved AMEND AB 343 PER AMENDMENT #462 (attached to these minutes), seconded by Mr. Jeffrey. Motion carried unanimously with Mr. Chaney, Mr. Dini and Mr. Kovacs absent.

Mr. Jeffrey then moved DO PASS AS AMENDED AB 343, seconded by Mr. Bennett. Motion carried unanimously with Mr. Chaney, Mr. Dini and Mr. Kovacs absent.

AB 252 CLARIFIES PROCEDURE FOR LICENSING FIRMS AND CORPORATIONS AS AGENTS.

After brief discussion, Mr. Prengaman moved AMEND AB 252, seconded by Mr. Bremner, as stated on the Legislative Action form attached to these minutes. Motion carried with Mr. Chaney, Mr. Dini, and Mr. Kovacs absent.

Mr. Prengaman moved DO PASS AS AMENDED AB 252, seconded by Mr. Bremner. Motion carried with Mr. Chaney, Mr. Dini and Mr. Kovacs absent.

AB 288 IMPOSES CERTAIN FINANCIAL REQUIREMENTS FOR PROTECTION OF SUB-CONTRACTORS AND EMPLOYEES ON CONSTRUCTION PROJECTS.

Joe Midmore suggested an amendment that a person applying for a certificate of occupancy must present a notarized statement that all monies due for labor and supplies have been paid before the certificate is issued.

Dr. Robinson said that if nothing else, they should require that a general contractor mail a notice of completion by registered mail to every sub-contractor.

Mr. Jeffrey was requested to bring the amendment back to the Committee and further action was deferred until the amendment is received.

AB 309 REQUIRES FILING OF PERFORMANCE BONDS BY CONTRACTORS ON INDIAN HOUSING.

Moved by Mr. Bremner and seconded by Mr. DuBois to INDEFINITELY POSTPONE AB 309. Motion carried with Mr. Bennett, Mr. Chaney and Mr. Dini absent.

Dr. Robinson said he had requested a resolution in place of this bill and it will be brought to the Committee at a later date.

AB 344 MAKES VARIOUS CHANGES TO LAW GOVERNING PRACTICE OF DENTISTRY AND DENTAL HYGIENE.

Moved by Mr. Bremner, seconded by Mr. Rusk to redraft amendment #412 to include no more than \$75 annual license renewal fee, and to AMEND AB 344 accordingly. Motion carried with Mr. Bennett, Mr. Chaney and Mr. Dini absent.

Moved by Mr. Bremner, seconded by Mr. Kovacs to DO PASS AS AMENDED AB 344. Motion carried with Mr. Bennett, Mr. Chaney and Mr. Dini absent.

AB 98, SB 202 and SB 213 -- action deferred until a later date.

AB 412 Hearing reopened from earlier in the meeting.

Wayne Tetrault said this bill relates to the Uniform Housing Code as it applies to conventional housing. This allows the building department to abate a structure that becomes substandard or becomes a nuisance. In the mobile home area, he said, there is no such code. Once a mobile home has been approved for occupancy, no one has authority to do anything about it. This bill will allow them to correct this situation.

Mr. Tetrault said that four sections (12, 13, 16, 17) of this bill contain strict procedures to protect the property owners.

Mr. Kovacs asked if there was any impact on local entities. Mr. Tetrault responded that there was not. He said it was noted that there would be on state government, but that this is in error.

Mr. Rusk was concerned that this bill would give authority to a person to go in and evict people from a home because they did not meet the person's standards. He said maybe they have a "cheap place to live" and it is better than being on the welfare rolls and that they have the right to decide this.

Mr. Tetrault responded that the specifics for what is substandard are listed in the bill. He said "nuisance" is clearly defined in the statutes. He said the Uniform Housing Code also addresses this.

Keith Hall, a Building Inspector representing Carson City, said he has run across these same problems and agrees something must be done. He gave an example of a bad sewer connection not being caught and the city water system being contaminated. He said sometimes they wish to abate a nuisance for safety reasons, sometimes for sanitation reasons.

Several committee members expressed concern that this bill could give too much power to the wrong person. Mr. Hall said that these situations are discovered when someone makes a complaint and no one really likes to go out on complaints. If there is a fine line between an eyesore and a nuisance, they try to clear up the situation by talking to the owners before any actions are taken. They do "counseling" between neighbors so that they are not acting just on someone's complaint for the wrong reason.

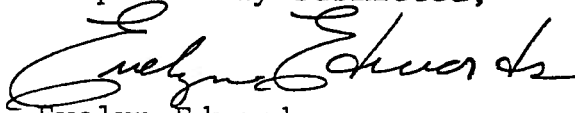
After more discussion on this line, it was brought out that this bill is necessary to put mobile homes on an equal basis with regular housing. They now have the authority to go in under the circumstances discussed above with regular housing and have not abused that privilege, and need to be able to do the same with mobile homes.

Mr. Hall said it is also a problem with planning people who do not want mobile homes in general because they are not policed and kept up the same as regular housing.

Jim Harris, Washoe County, said he agreed this bill is needed to deal with mobile homes on an equal basis. He said they deal with complaints on a daily basis and do judge each situation on available criteria. He said they cannot over-react from a complaint between neighbors nor can they walk away from a situation without some liability involved without correcting that situation once it is known. He said what is proposed is almost word for word of what is already on the books for other property and they just need to add mobile homes to the books.

Chairman Robinson closed the hearing on AB 412 and the meeting was adjourned.

Respectfully Submitted,



Evelyn Edwards
Committee Secretary

61st SESSION NEVADA LEGISLATURE

ASSEMBLY COMMERCE COMMITTEE

LEGISLATION ACTION

DATE April 15, 1981

SUBJECT A.B. 343: Reduces days of horse racing required at greyhound track.

MOTION:

Do Pass X Amend X Indefinitely Postpone Reconsider

Moved By Mr. Jeffrey Seconded By Mr. Bennett

AMENDMENT: Amendment No. 462, (attached)

Moved By Mr. Bennett Seconded By Mr. Jeffrey

AMENDMENT:

Moved By Seconded By

Table with columns: MOTION (Yes, No), AMEND (Yes, No), AMEND (Yes, No) and rows for various members (BENNETT, BRADY, BREMNER, CHANEY, DINI, DUBOIS, JEFFREY, KOVACS, PRENGAMAN, RUSK, ROBINSON) and a TALLY row.

ORIGINAL MOTION: Passed Defeated Withdrawn

AMENDED & PASSED X AMENDED & DEFEATED

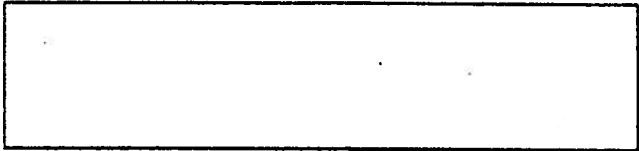
AMENDED & PASSED AMENDED & DEFEATED

Attached to Minutes April 15, 1981

1981 REGULAR SESSION (61st)

SEMBLY ACTION		SENATE ACTION		Assembly	AMENDMENT BLANK
Adopted	<input type="checkbox"/>	Adopted	<input type="checkbox"/>	AMENDMENTS to	Assembly
Lost	<input type="checkbox"/>	Lost	<input type="checkbox"/>		Joint
Date:		Date:		Bill No. 343	Resolution No.
Initial:		Initial:		BDR. 41-887	
Concurred in	<input type="checkbox"/>	Concurred in	<input type="checkbox"/>	Proposed by	Committee on Commerce
Not concurred in	<input type="checkbox"/>	Not concurred in	<input type="checkbox"/>		
Date:		Date:			
Initial:		Initial:			

Amendment N^o 462



Amend section 1, page 2, line 22, by deleting "within" and inserting "with".

Amend section 1, page 2, line 27, by deleting "If there is no" and inserting "Unless there are 40 or more days of".

Amend section 1, page 2, by deleting line 33 and inserting:
"a proportion equal to the ratio of days of horse racing actually conducted to days of greyhound racing actually conducted. The percentage".

To: E & E
 LCB File
 Journal
 Engrossment
 Bill

Drafted by DS:ml Date 4-8-81

770

61st SESSION NEVADA LEGISLATURE

ASSEMBLY COMMERCE COMMITTEE

LEGISLATION ACTION

DATE April 15, 1981

SUBJECT A.B. 252: Clarifies procedure for licensing firms and corporations as agents.

MOTION:

Do Pass X Amend X Indefinitely Postpone Reconsider

Moved By Mr. Prengaman Seconded By Mr. Bremner

AMENDMENT: Delete Line 12-Beginning with "A" through line 17, and replace with: A natural person to act for a firm or corporation will not be issued a separate license. The Commissioner shall charge appropriate fees for each natural person who is to act for a firm or corporation and who is named on the license or registered with the Commissioner

Moved By Mr. Prengaman Seconded By Mr. Bremner

AMENDMENT:

Moved By Seconded By

Table with columns: MOTION (Yes, No), AMEND (Yes, No), AMEND (Yes, No) and rows for various members (BENNETT, BRADY, BREMNER, CHANEY, DINI, DUBOIS, JEFFREY, KOVACS, PRENGAMAN, RUSK, ROBINSON) and a TALLY row.

ORIGINAL MOTION: Passed Defeated Withdrawn

AMENDED & PASSED X AMENDED & DEFEATED

AMENDED & PASSED AMENDED & DEFEATED

Attached to Minutes April 15, 1981

61st SESSION NEVADA LEGISLATURE

ASSEMBLY COMMERCE COMMITTEE

LEGISLATION ACTION

DATE April 15, 1981

SUBJECT A.B. 309: Requires filing of performance bonds by contractors on Indian housing.

MOTION:

Do Pass Amend Indefinitely Postpone X Reconsider

Moved By Mr. Bremner Seconded By Mr. DuBois

AMENDMENT:

Moved By Seconded By

AMENDMENT:

Moved By Seconded By

Table with columns: VOTE, MOTION (Yes/No), AMEND (Yes/No), AMEND (Yes/No). Rows include names like BENNETT, BRADY, BREMNER, CHANEY, DINI, DUBOIS, JEFFREY, KOVACS, PRENGAMAN, RUSK, ROBINSON and a TALLY row showing 8 Yes and 0 No.

ORIGINAL MOTION: Passed X Defeated Withdrawn

AMENDED & PASSED AMENDED & DEFEATED

AMENDED & PASSED AMENDED & DEFEATED

Attached to Minutes April 15, 1981

61st SESSION NEVADA LEGISLATURE

ASSEMBLY COMMERCE COMMITTEE

LEGISLATION ACTION

DATE April 15, 1981

SUBJECT A.B. 344: Makes various changes to law governing practice of dentistry and dental hygiene.

MOTION:

Do Pass X Amend X Indefinitely Postpone Reconsider

Moved By Mr. Bremner Seconded By Mr. Kovacs

AMENDMENT: Amendment No. 412 (Attached)

Moved By Mr. Bremner Seconded By Mr. Rusk

AMENDMENT:

Moved By Seconded By

Table with columns: VOTE, MOTION (Yes/No), AMEND (Yes/No), AMEND (Yes/No). Rows include names like BENNETT, BRADY, BREMNER, CHANEY, DINI, DUBOIS, JEFFREY, KOVACS, PRENGAMAN, RUSK, ROBINSON and a TALLY row showing 8 Yes and 0 No for the motion.

ORIGINAL MOTION: Passed X Defeated Withdrawn

AMENDED & PASSED X AMENDED & DEFEATED

AMENDED & PASSED AMENDED & DEFEATED

Attached to Minutes April 15, 1981

1981 REGULAR SESSION (61st)

ASSEMBLY ACTION		SENATE ACTION		Assembly	AMENDMENT BLANK
Adopted	<input type="checkbox"/>	Adopted	<input type="checkbox"/>	AMENDMENTS to	Assembly
Lost	<input type="checkbox"/>	Lost	<input type="checkbox"/>		Joint
Date:		Date:		Bill No.	344
Initial:		Initial:			Resolution No.
Concurred in	<input type="checkbox"/>	Concurred in	<input type="checkbox"/>	BDR	54-1126
Not concurred in	<input type="checkbox"/>	Not concurred in	<input type="checkbox"/>	Proposed by	Committee on Commerce
Date:		Date:			
Initial:		Initial:			

Amendment No. 412



Amend sec. 2, page 3, by deleting line 3 and inserting:

"(o) [Willful negligence] More than one act which indicates that the dentist or dental hygienist is providing substandard care in the practice of dentistry or dental hygiene;".

Amend sec. 7, page 5, line 26, by deleting "in matters" and inserting:

"votes only on matters".

Amend sec. 8, page 5, by deleting lines 38 through 41, and inserting:

"[Three of the members of the board shall] (b) Four of those members must be from Clark County.

[Two of the members of the board shall be from the state at large, including Washoe County and Clark County.] (c) One of those members may".

Amend sec. 11, page 6, line 40, by deleting "hygienist" and inserting:

"hygienist, not more than".

To: E & E
LCB File
Journal
Engrossment ✓
Bill

Drafted by DGS:smc Date 4-2-81

774

STATE OF NEVADA
DEPARTMENT OF COMMERCE
INSURANCE DIVISION
201 SOUTH FALL STREET
CARSON CITY, NEVADA 89710

EXHIBIT A

ROBERT LIST
GOVERNOR

(702) 885-4270

DONALD W. HEATH, CLU
COMMISSIONER OF INSURANCE

JAMES L. WADHAMS
DIRECTOR

April 15, 1981

TO : Assembly Committee on Commerce

FROM: Richard S. Staub, Insurance Counsel, Hearings Officer
Acting Chief, Workers' Compensation

RE : AB-375

In the last session of the legislature, we authorized employers to self-insurance of workmens' compensation liabilities by enacting Assembly Bill 84. Although AB 84 succeeded in enacting the program, it failed to make needed and appropriate administrative amendments to various statutes in NRS Chapter 616-617 in order to allow the program to operate in an effective manner. Assembly Bill 375 will provide for the necessary amendments to permit the program to operate effectively and within the law.

The following amendments will be necessary:

- a. Section 1, on page 1, line 15, the following phrase should be added, ", or Commissioner of Insurance if the employer is self-insured."
- b. Section 3, on page 2, line 12, should delete "Nevada State Medical Association", and leave in "commission", however, the following phrase should be added: "and the Commissioner of Insurance jointly,".
- c. Section 3, on page 2, line 32, should also delete "Nevada State Medical Association", and leave in "commission", however, the following phrase should be added after "commission": "and the Commissioner of Insurance jointly,".
- d. Section 6, on page 3, line 30, should read, "self-insured employer" not Commissioner of Insurance. The self-insured employer is the compensating body and should have this authority, not the Commissioner of Insurance.
- e. Section 8, on page 4 will require an additional paragraph known as subsection 2; "If the Commissioner of Insurance orders a change of physicians or any other accident benefits, the cost for the change shall be borne by the self-insured employer."

- f. Section 12, on page 5, line 30 (NRS 616.535(1)), and Section 17 on page 8, line 30 (NRS 617.370(1)), should be consistent and include both the appeals officer and the hearings officer. The proposed language in Section 12 on page 5, line 31 should read: "if requested by the Commissioner, a self-insured employer, or the Commissioner of Insurance, or ordered by an appeals officer or a hearings officer." It is the opinion that Section 17 should be consistent with Section 12.
- g. Section 15, on page ⁸8, line 15, subsection 8, should add language that will limit its applicability to only injuries prior to July 1, 1973. The language, "Commissioner of Insurance" should be deleted.
- h. Section 15, on page ⁶6, line 45, should delete, "Nevada State Medical Association"; The following language should be used: "The percentage of disability must be determined by a physician designated by the commission or by the commissioner of insurance, in accordance with the American Medical Association publication, "Guide to the Evaluation of Permanent Impairment" as it exists on the date most recently specified by joint regulation of the commission and the commissioner. The commission and the commissioner may supplement this publication by adopting joint regulations for a supplemental guide." (This language is exactly as that used in AB 407, Section 1, one page 1, line 8.).
- i. Section 15, on page 7, line 44, should be amended to read as follows: "adopted jointly by the commission(.) (or) and the commissioner of insurance (if the employer is self-insured).

cc: Patsy Redmond

ADMINISTRATORS AND THEIR SELF-INSURED EMPLOYERS

AETNA TECHNICAL SERVICES - 2,474 Total Employees

HUMANA, INC. dba Sunrise Hospital - 2,024

RALSTON PURINA CO., FOODMAKER, INC. dba Jack-In-Box - 450

CDS OF NEVADA - 8,033 Total Employees

HARRAH'S - 7,554

THRIFTY (BORUN BROS.) CORPORATION - 479

GIBBENS CO., INC. - 3,020 Total Employees

HOLIDAY INNS, INC. - 465

ST. MARY'S HOSPITAL, INC. - 1,225

IMPERIAL PALACE CASINO, INC. - 1,330

SCOTT WETZEL SERVICES, INC. - - - - - 12,501 Total Employees

ALBERTSON'S, INC. - 574

BEATRICE FOODS COMPANY dba Meadow Gold Dairy, Wells Commercial Cooking - 177

DENNY'S, INC. dba Denny's Restaurants, dba Winchell's Donut Shop - 815

SAFEWAY STORES, INC. - 1,080

PAY'N SAV dba Ernst Home Centers, dba Von Tobel's - 335

CARTER HAWLEY HALE STORES, INC., dba Weinstock's, dba Broadway Southwest,
dba Neiman-Marcus - 1,020

DEL WEBB CORPORATION

- 8,500

dba CONSOLIDATED CASINOS CORPORATION
 SAHARA TAHOE CORPORATION
 DEWCO SERVICES
 DEL WEBB WORLD TRAVEL CO.
 SAHARA NEVADA CORPORATION
 PRIMADONNA HOTEL
 SAHARA RENO CORPORATION
 COTTONWOOD COVE RESORT & MARINA, INC.
 SAHARA HOTEL - LAS VEGAS
 MINT HOTEL
 SAHARA HOTEL - RENO
 SAHARA HOTEL - TAHOE
 NEVADA CLUB
 PRIMADONNA
 COTTONWOOD COVE
 CALLVILLE BAY

ADMINISTRATORS AND THEIR SELF-INSURED EMPLOYERS

S.I.S. SERVICES, INC. - 19,682 Total Employees

DESERT PALACE, INC. dba Caesars Palace, dba Caesars Tahoe - 4,930
CIRCUS CIRCUS HOTELS, INC., dba Circus Circus-Las Vegas -
Circus Circus-Reno - 2,562
HORSESHOE CLUB - 850
M.G.M. GRAND HOTELS & CASINOS, dba MGM-Las Vegas, dba MGM-Reno - 8,090
CENTRAL TELEPHONE CORPORATION, dba Centel - 2,300
SHOWBOAT OPERATING COMPANY - 950

BEECH STREET SERVICES - 419 Total Employees
DUVALL CORPORATION

L & H OF NEVADA - No Employer

ESIS - No Employer

SELF-INSURED EMPLOYERS ADMINISTERING THEIR OWN WORKMEN'S COMPENSATION PROGRAM

BELL TELEPHONE COMPANY OF NEVADA - 2,903

CROWN ZELLERBACH, dba Zellerbach Paper Company - 26

FOREMGST-MCKESSON, INC., dba McKesson Drug Co, McKesson Wine & Spirits, Sparkletts - 123

HILTON HOTELS CORP. dba Hilton International, dba Flamingo Hilton - 4,472

SEARS, ROEBUCK & COMPANY - 1,479

FILPER CORPORATION - 225

TOTAL SELF-INSURED ADMINISTRATORS 8

TOTAL SELF-INSURED EMPLOYERS 27

TOTAL EMPLOYEES COVERED BY SELF-INSURED EMPLOYERS 55,357

REA
2/18/81
3/10/81



NEVADA DEPARTMENT OF COMMERCE
MANUFACTURED HOUSING DIVISION

EXHIBIT C

CAPITOL COMPLEX
CARSON CITY, NEVADA 89710
(702) 885-4288

ROBERT LIST
GOVERNOR

JAMES WADHAMS
DIRECTOR
A. WAYNE TETRAULT
ADMINISTRATOR

M E M O R A N D U M

April 6, 1981

TO: Assemblyman Robert Robinson, Chairman
Assembly Commerce Committee

FROM: A. Wayne Tetrault, Administrator *Wayne*

SUBJECT: Amendments to AB391

The following amendments are to correct omissions or clarify language in AB391.

Amend section 5, page 2, line ¹¹ 9 to read as follows:

[or], repairs or installs any [vehicle] mobile home or commercial coach subject to the provisions of this chapter unless

Amend section 11, page 4, lines 10 through 25 to read as follows:

489.241 The administrator shall adopt regulations:

1. Embodying the fundamental principles of the National Mobile Home Construction and Safety Standards Act (42 USC section 5401 et seq) with respect to mobile homes [and by the American National Fire Protection Association with respect to travel trailers and commercial coaches] that have been constructed and assembled since June 15, 1976.
2. For the construction and assembly of mobile homes manufactured prior to June 15, 1976 that are reasonably consistent with nationally recognized standards.
3. For the construction and assembly of travel trailers and commercial coaches that are reasonably consistent with nationally recognized standards.
4. For the issuance of labels of compliance

[2. for the issuance of labels to manufacturers of travel trailers or commercial coaches to be affixed by manufacturers. The regulations] that must provide for [, without limitations:]:

- (a) Inplant inspections;
- (b) Submission and approval of plans and specifications, and
- (c) Revocation for cause, upon notice and hearing, of the right of a manufacturer to sell mobile homes or travel trailers or commercial coaches in this state for use in this state.

Amend section 16, page 7, line 4 to read as follows:

and the manufacturer's certificate [of] or statement of origin to the division

Amend chapter 489 of NRS by striking out the words "National Mobile Home Construction and Safety Standards Act of 1974" each place it appears and inserting in lieu thereof "National Manufactured Housing Construction and Safety Standards Act of 1974."

Revise definition of mobile home at NRS 489.120 as follows:
"Mobile Home" means a structure which [is]:

1. Is built on a permanent chassis;
2. Is designed to be used with or without a permanent foundation as a dwelling when connected to utilities[;] and includes the plumbing, heating, air conditioning, and electrical systems contained therein;
3. Is transportable in one or more sections [;and] which in the traveling mode, is eight body feet or more in width, or forty body feet or more in length, or, when erected on site, is three hundred twenty or more square feet.
- [4. More than 8 feet in body width and more than 32 feet in body length.] Neither the width nor the length includes bay windows, porches, drawbars, couplings hitches, wall or roof extensions or other attachments. [The term includes the plumbing, heating, air conditioning and electrical systems of the mobile home. "Mobile home" does not include a travel trailer.]
4. Meets all the requirements of this section except the size requirements;

(a) with respect to which the manufacturer

voluntarily files a certification required by the U.S. Secretary of Housing and Urban Development and complies with the standards established under the National Manufactured Housing Construction and Safety Standards Act of 1974, or;

(b) was built prior to June 15, 1976.

This term is intended to be equivalent to the term "manufactured home" as used in Federal statutes and regulations but does not include a travel trailer or any structure that is designed and manufactured to comply with NRS 461.

Amend 489.621 to read as follows:

- 489.621 1. Except as provided in NRS 489.611, [the owner of] any person who moves any mobile home or commercial coach [moved] upon any highway or road in this state shall, before that movement, apply to the county assessor for a mobile home or commercial coach trip permit. The assessor of the county from which the mobile home is to be moved shall issue a trip permit for each section of the mobile home or commercial coach upon application presented in the form prescribed by the division, payment of a fee of \$[2]3 for each permit, and proof satisfactory to the assessor of ownership and that all property taxes, and use taxes if applicable, levied against the mobile home or commercial coach and its contents have been paid.
2. The trip permit authorizes movement over the highways and roads for a period of not more than 5 consecutive days following the date of issuance and the application and permit respectively must be used in lieu only of any certificate of registration and vehicle license number plate required by law.

Amend 489.641 subsection 2 to read as follows:

2. The trip permit must be prominently displayed on the rear of each section of the mobile home or commercial coach in the manner prescribed by the division at all times during which the mobile home or commercial coach is moved upon any highway or road. The permit must be made and displayed in a manner that renders the permit unusable when removed from the mobile home or commercial coach.

Page four continued

Amend Chapter 489 by adding a new section thereto to read as follows:

It is unlawful for any person to transport, or deliver or contract to have transported or delivered, a mobile home or commercial coach to any site for the purposes of storage, installation or occupancy in violation of local ordinance or this chapter.