Minutes of the Nevada State Legislature

Assembly Committee on COMMERCE

Date: May 11, 1981

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Chairman Robinson called the meeting to order at 7:06 p.m. in Room 200.

MEMBERS PRESENT:

Mr. Bennett

Mr. Brady

Mr. Bremner (Late)

Mr. Chaney

Mr. Dini

Mr. DuBois

Mr. Jeffrey (Late)

Mr. Kovacs (Late)

Mr. Prengaman

Mr. Rusk

Dr. Robinson

MEMBERS ABSENT:

None

GUESTS PRESENT:

See Attached Guest List

BDR 571855

Mr. Prengaman made a motion for BILL INTRODUCTION, seconded by Mr. Bennett. Motion carried unanimously with those present.

SB 153 MAKES VARIOUS CHANGES RELATING TO SALE OF PETROLEUM PRODUCTS.

Mr. Rusk made the motion to AMEND AND DO PASS PER AMENDMENT #577, seconded by Mr. Chaney. Motion carried with Mr. Prengaman voting no.

SB 366 PROVIDES FOR SEPARATE LICENSING OF COSMETICIANS.

Moved by Mr. Kovacs, seconded by Mr. Rusk, to AMEND AND DO PASS PER AMENDMENT #669. Motion carried with Mr. Bennett, Mr. Chaney and Mr. DuBois voting no.

SB 129 MAKES CERTAIN REVISIONS CONCERNING CERTIFICATES REQUIRED ON MAPS FOR CERTAIN DIVISIONS OF LAND.

Motion by Mr. Rusk to AMEND PER AMENDMENT #546, seconded by Mr. Bennett. Motion carried unanimously.

Motion by Mr. Rusk to DO PASS AS AMENDED, seconded by Mr. DuBois. Motion carried unanimously.

SB 193 Tabled for now.

SB 269 REVISES EDUCATIONAL REQUIREMENTS AND CERTAIN ADMINISTRATIVE PROCEDURES AFFECTING REAL ESTATE BROKERS AND SALESMEN.

Motion to AMEND PER AMENDMENT #544 by Mr. Jeffrey, seconded by Mr. Dini. Motion carried unanimously.

Motion to DO PASS AS AMENDED by Mr. Jeffrey, seconded by Mr. Dini. Motion carried unanimously(Committee Minutes)

SB 479 PROVIDES FOR LICENSING OF CERTAIN CORPORATIONS AS REAL ESTATE BROKER-SALESMEN OR SALESMEN.

Motion by Mr. Dini to DO PASS, seconded by Mr. DuBois. Motion carried unanimously of those present.

AB 147 PROHIBITS MANUFACTURE, SALE OR USE OF DETERGENTS WHICH CONTAIN PHOSPHATES.

Motion by Mr. Jeffrey, seconded by Mr. Prengaman to ADOPT AMENDMENT #929. Motion carried unanimously.

Motion by Mr. Dini, seconded by Mr. Rusk, to AMEND AND DO PASS. Motion carried unanimously.

Chairman Robinson opened the public hearing on AB 131.

AB 131 PROVIDES ASSISTANCE TO CERTAIN ELDERLY PERSONS IN OBTAINING INSULATION FOR THEIR RESIDENCES.

Bob Switzer, Division for Aging Services, read to the committee EXHIBIT A, attached.

Assemblyman Schofield, prime sponsor of this bill, said the bill was designed to give relief to the elderly, 62 years old or more. Mr. Schofield said he agreed with what Mr. Switzer presented.

Larry Sullivan, State Office of Community Services, said he is appreciative that a bill was developed to address this problem. However, he agreed with Mr. Switzer, implementation would require another administration. He said they operate the Weatherization Program and would like to speak with the authors of this bill to see if it could be incorporated into the bill.

Dr. Robinson asked if the Weatherization Program was for all low income, regardless of age. Mr. Sullivan said that was correct. However, he said, the emphasis statewide is on senior citizens.

Mr. DuBois asked the cost of the present program. Mr. Sullivan responded that it was \$482,000, with more requests than they can take care of. He said senior citizens were first priority, with handicapped second and all others third.

Mr. Dini noted that the fiscal note was a little over \$300,000 for the biennium.

Kelly Jackson, Deputy Director, Nevada Department of Energy, said they support the programs to aid senior citizens but have problems with this bill. (1) Should be administered by the same agency that does the Weatherization Program, (2) definition of insulation is too broad, eliminate siding for instance, (3) persons should use Weatherization Program benefits first then go to this program, and (4) program could be handicapped in that sometimes federal dollars cannot be used until state dollars are used.

Dr. Robinson closed the hearing on AB 131 and opened it on AB 132.

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Assemblyman Schofield, also prime sponsor of this bill, said this bill was to help the elderly obtain electricity and fuel.

After brief discussion of the fiscal impact, Mr. Bremner suggested the bill be withdrawn from committee.

Mr. Schofield said the intent and concept of the bill are good, but it cannot be afforded at this time. Mr. Schofield agreed to withdraw this bill from the Commerce Committee for further study.

AB 347 REQUIRES GROUP HEALTH INSURANCE TO COVER SERVICE OF PSYCHOLOGIST.

Assemblyman Jeffrey said this bill was a redraft of a Senate bill from last session. He said this bill intends to add group coverage for a psychologist's services, as individual coverage is allowed now.

Robert Whittemore, Secretary-Treasurer of the Nevada Board of Psychological Examiners, said he was here to speak for the bill, in that it was just a bill to correct an omission from last session. Mr. Whittemore responded to a question by Mr. Bremner that if the policy does not cover psychologists, this does not make it mandatory. It covers only if it is allowed by the policy.

Dr. Robinson closed the hearing on AB 347 and opened it on AB 612.

AB 612 AUTHORIZES BOARD OF PSYCHOLOGICAL EXAMINERS TO LICENSE PERSONS WHO PRACTICE HYPNOSIS.

Assemblyman Prengaman said the bill was designed to help two of his constituents, Mr. & Mrs. Priszner who operate the Habit Control Institute. They were told by the Board of Psychological Examiners that they could not use the word "hypnosis" in their advertising. Mr. Prengaman said he had two letters from the Attorney General and they say that the laws are silent in the State of Nevada on hypnosis. He said this bill as drafted creates more problems than it would solve.

He said the only mention in the statutes is under 641.020, and read from that section.

Chairman Robinson said instead of having a lengthy hearing against this bill as written, that Mr. Prengaman redraft new language and bring it back to the committee.

The Chairman closed the hearing on AB 612 and opened the hearing on AB 614.

AB 614 REPEALS PROVISION FOR SPECIAL LICENSING OF PHYSICIANS WHO ARE SPECIALISTS.

Joan Rogers, Executive Secretary of the Nevada State Board of Medical Examiners, said doctors obtain their licenses by taking an examination from the National Board or a State Board. She said they want this section repealed to give the Board the authority to limit a license, to eliminate the waiver portion of the section.

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The Chairman closed the hearing on AB 614 and opened it on SB 587.

SB 587 CLARIFIES STATUTORY PROVISION WHICH ALLOWS RETURN OF CERTAIN UNUSED DRUGS TO PHARMACY.

Senator Jean Ford, Clark County Senate District 3, said this is the legislation that was presented two years ago which would allow pharmacies to return unit dose drugs. She said this was now a clarified law that everyone agreed to.

Joe Midmore, speaking for the Board of Pharmacy, said it appears that this bill gives the pharmacy the right to accept or reject these items. He said some pharmacies take them back, but scrap them rather than reselling them.

Mr. Dini made the motion to AMEND line 15, changing the last word from "may" to "must," seconded by Mr. Jeffrey. Motion carried unanimously.

Moved by Mr. Bremner, seconded by Mr. Chaney to DO PASS AS AMENDED. Motion carried unanimously.

Mr. Midmore stated that the Board agreed with the change.

AB 614

Motion by Mr. Dini, seconded by Mr. Jeffrey to DO PASS AB 614. Motion carried unanimously.

AB 347

Mr. Dini made the motion to ADOPT AMENDMENT #3 6, seconded by Mr. Jeffrey. Motion carried unanimously.

Motion by Mr. Jeffrey, seconded by Mr. Dini, to DO PASS AS AMENDED. Motion carried unanimously.

AB 131

Moved by Mr. Dini, seconded by Mr. Brady, to INDEFINITELY POSTPONE. Motion carried unanimously.

The meeting was adjourned by Chairman Robinson.

Respectfully submitted,

Evelyn Edwards, Committee

Secretary

LC32

ASSEMBLY COMMERCE COMMITTEE

DATE	May 11, 1	981	E)			
SUBJECT	S.B. 153:	MAKES VAR	IOUS CHANGES RI	ELATING TO	SALE OF	
		PETROLEUM	PRODUCTS.			
MOTION:						
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AMENDMENT:	****					
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ORIGINAL M	OTION: F	assed X	Defeated		Withdrawn,	
AMENDED &	PASSED		AMENDED &	& DEFEATED		- ¹⁴ es
AMENDED &	PASSED		AMENDED (& DEFEATED		
Attached t	o Minutes	May 11,	1981			1033

ASSEMBLY ACTION Adopted Lost Date: Initial: Concurred in Not concurred in Date: Initial:	Adopted	ASSEMBLY AMENDMENT BLANK AMENDMENTS to Senate — Join: Bill No. 153 — Resolution No. BDR 51-205 Proposed by Committee on Commerce
Amendment N	9 577	

Amend sec. 5, page 4, by deleting lines 39 through 41 and inserting:
"Ich and the word designating the unit of measure must be displayed
on the face of the pump."

Amend sec. 8, page 5, line 39, after the period by inserting:
"The advertising medium must indicate the price of the fuel per gallon."

To: E&E
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Drafted by DS: ml Date 4-17-21

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ASSEMBLY COMMERCE COMMITTEE

UBJECT S.	B. 366: PROVI				005,1111011	÷
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Moved By MENDMENT:			Seconded	Ву		
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ASSEMBLY ACTION Adopted	AMENDMENTS to Senate —Joint—— Bill No. 366 —Resolution—No.
Amendment Nº 669	·,
"ing the occupation of a hai	deleting line 26 and inserting: .rdresser or cosmetician in a cosmeee 36, by deleting "18" and inserting
" <u>16</u> ".	ne 41, by deleting "300" and inserting
and inserting:	ne 48, by deleting "July 1, 1981; and"

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Drafted by DS: smc Date 4-25-31

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ASSEMBLY COMMERCE COMMITTEE

DATE May	7 11, 1981		•		2	
SUBJECT	S.B. 129: MAI	ES CERTAIN	REVISIONS	CONCERNING	CERTIFICA	TES
· ·	REC	UIRED ON MA	PS FOR CER	RTAIN DIVIS	IONS OF LA	ND
MOTION:						
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Moved By	Rusk		Seconded	By DuBo	is	
MENDMENT:	Amendment #	i46	•		· · · · · · · · · · · · · · · · · · ·	•
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Attached t	o Minutes	5/11/81				

ASSEMBLY ACTION Adopted Lost Date:	SENATE ACTION Adopted Lost Date:	AMENDMENTS to Senate Joint Bill No. 129 Resolution No. 129
Initial: Concurred in Not concurred in Date: Initial:	Initial: Concurred in Not concurred in Date: Initial:	BDR 22-453 Proposed by Committee on Commerce
Amendment N	° 546	
e e		**

Amend sec. 3, page 3, line 1, after "condominium" by inserting "project consisting of five or more units".

Amend sec. 3, page 3, line 3, by deleting "tentative or".

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Drafted by DS:ml Date 4-15-5

ASSEMBLY COMMERCE COMMITTEE

DATE	May	11, 1981	_					
SUBJECT _	S.B. 269:	MAKES C	ERTAIN I	REVISIONS CO	ONCERNING	CERTIFICAT	ES	
· ·		REQUIRE	ON MAI	PS FOR CERTA	AIN DIVIS	IONS OF LAN).·	
MOTION:		. — — — — — — <u>— — — — — — — — — — — — —</u>			* *** *** *** *** *** *** *** ***			
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DUBOIS	X			X				
JEFFREY KOVACS	$\frac{X}{X}$			<u> </u>		-		
PRENGAMAN	X	•		X				
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Amendment N	· 544		

Amend section 1, page 2, line 25 after "salesman." by inserting:

"This credit may not be applied against the requirement in subsection 2 for 15 classroom hours of the real estate law of Nevada."

To: E & E

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Drafted by Date 4-15-31

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ASSEMBLY COMMERCE COMMITTEE

DATE May 11,	, 1981		•			
UBJECT S.B. 479	9 :	ě.			(3)	ā
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ASSEMBLY COMMERCE COMMITTEE

DATE	May	11, 1981		•				
SUBJECT _	S.B. 147:	PROHIB	ITS MAN	JFACTURE, S.	ALE OR	USE OF	DETERGE	ENTS
. *		WHICH		PHOSPHATES				
MOTION:							,	
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				#1				
. Moved By	Mr.	Jeffrey		Seconded	ву	Mr. Pr	engamar	1
AMENDMENT	•			2				
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Moved B	у			Seconded	ву			
	 MO	TION		AME	ND		AME	ND
VOTE:	Yes	No		Yes	No		Yes	No
BENNETT BRADY	<u>X</u>			X	 	-		
BREMNER	<u>x</u> Absent			Absent		- ·		16
CHANEY	. <u>x</u>			<u>x</u>				*
OINI OUBOIS	<u> </u>			X		-		
JEFFREY	<u> </u>			<u> </u>		-		
KOVACS PRENGAMAN	$\frac{x}{x}$			<u> </u>		<u>.</u>		
RUSK	<u>x</u>			X		-		
ROBINSON	<u> </u>			<u> </u>				
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Attached	to Minute	5/:	11/81					1042

ASSEMBLY ACTION SENATE ACTION		Assembly AMENDMENT BLAN
Adopted Lost Date: Initial: Concurred in Not concurred in Date: Initial:	Adopted Lost Date: Initial: Concurred in Not concurred in Date: Initial:	AMENDMENTS to Assembly Bill No. 147
Amendment	Nº 929	

Amend section 1, by deleting lines 1 through 4, and inserting:
"Section 1. Chapter 244 of NRS is hereby amended by adding
thereto a new section which shall read as follows:

The board of county commissioners of any county may enact an ordinance prohibiting the manufacture, sale or use of detergents which contain phosphates in the county."

Amend the title of the bill on the first line by deleting "prohibiting" and inserting:

"empowering boards of county commissioners to prohibit".

To: E & E

LCB File

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Engrossment

Bill

Drafted by DGS: smc Date 5-9-81

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ASSEMBLY COMMERCE COMMITTEE

SUBJECT	S.B. 587: CI	LARIFIES STATUTORY PROVIS	ION WHICH ALLOWS	
- , ⁹		ETURN OF CERTAIN UNUSED D		
MOTION:				
Do Pass X	Amend X	Indefinitely Postpone	Reconsider	
Moved By	BREMNER	Seconded By	CHANEY	
AMENDMENT:		to "must" on line 15.	<u>.</u>	
			••	
Moved By	DINI	Seconded By	JEFFREY	
AMENDMENT:	gr.			
Moved By		Seconded By		
	MOTION	AMEND	AMEND	
VOTE: BENNETT BRADY BREMNER CHANEY DINI DUBOIS JEFFREY KOVACS PRENGAMAN RUSK ROBINSON TALLY:	Yes No X X X X X X X X X X X X X X X X X X X X 10 0	Yes No	Yes No	
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ASSEMBLY COMMERCE COMMITTEE

DATE	May 11, 1981		v.
SUBJECT A	.B. 347: REQUIRES GROUP	HEALTH INSURANCE TO	COVER SERVICE
1	OF PSYCHOLOGIS	T.	(8)
Moved By	Amend X Indefinity JEFFREY Amendment #336	nitely Postpone _ Seconded ByD	
Moved By AMENDMENT:	DINI	Seconded By JEF	FREY
Moved By		Seconded By	
VOTE: BENNETT BRADY BREMNER CHANEY DINI DUBOIS JEFFREY KOVACS PRENGAMAN RUSK ROBINSON TALLY:	MOTION Yes No X X X X X X X X X X X X X X X X X X X	AMEND Yes No X X X X X X X X X X X X X X X X X X	AMEND Yes No
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Attached to	o Minutes5/11/81		

ASSEMBLY ACTION	SENATE ACTION	Assembly AMEND	MENT BLANK
Adopted Lost Date: Initial: Concurred in Not concurred in Date: Initial:	Date: Initial: Concurred in	AMENDMENTS to Assembly Joint Bill No. 347 Resolution No BDR 57-1908 Proposed by Assemblyman Jeffrey	220
Amendment	Nº 336		

Amend the bill as a whole by adding three new sections designated as sections 2, 3 and 4, following section 1, to read as follows:

"Sec. 2. Chapter 695A of NRS is hereby amended by adding thereto a new section which shall read as follows:

If any certificate of health insurance provides coverage for treatment of an illness which is within the authorized scope of the practice of a qualified psychologist, the insured is entitled to reimbursement for treatments by a psychologist who is certified pursuant to chapter 641 of NRS.

Sec. 3. Chapter 695B of NRS is hereby amended by adding thereto a new section which shall read as follows:

If any contract for hospital or medical service provides coverage for treatment of an illness which is within the authorized scope of the practice of a qualified psychologist, the insured is entitled to reimbursement for treatments by a psychologist who is certified pursuant to chapter 641 of NRS.

Sec. 4. Chapter 695C of NRS is hereby amended by adding thereto a new section which shall read as follows:

If any evidence of coverage provides coverage for treatment of an illness which is within the authorized scope of the practice of a qualified psychologist, the insured is entitled to reimbursement for treatments by a psychologist who is certified pursuant to chapter 641 of NRS.".

Amend the title of the bill by deleting the first line and inserting:

"AN ACT relating to health insurance requiring group policies and coverage provided by certain types of insurers to cover the services".

To: E&E
LCB File
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Engrossment

Drafted by FWD: TP Date 3/26/E1

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ASSEMBLY COMMERCE COMMITTEE

DATE	May 11, 19	81 .	•			
SUBJECT	A.B. 614:	REPEALS P	ROVISION FO	R SPECIAL	LICENSING	OF
6 60		PHYSICIAN	S WHO ARE S	PECIALIST	S.	
MOTION:	P					
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ASSEMBLY COMMERCE COMMITTEE

DATE May	11, 1									
UBJECT	A.B. 13	31:	PROVI	DES ASSI	STANCE '	TO CERTA	IN ELDI	ERLY PER	RSONS	IN
					SULATION				•	
OTION:										
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Moved By	1	Mr.	Dini		Secon	ded By _	Mı	. Brady	7	
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DATE: 5/11/8/

GUEST LIST

PLEASE PRINT	PLEASE PRINT	I WISH TO SPEAK			
YOUR NAME	· WHO YOU REPRESENT	FOR	AGAINST	BILL NO.	
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R.G. WILL TEMORE	hural a Board of Poul &	У		617	
BOB SWITZER	DIVISION FOR AGING SERVS.		(a)	131	
-SOAN. ROGERS	BO of MEDICAL MAMINERS	X		614	
Don Hayling	Hypnotheriost		X	612	
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EXHIBIT A

Assembly Commerce Committee

May 11nth, 1981 7:00PM Room 200

Hearing on AB 131

The Division for Aging Services supports the efforts by the legislature to assist Nevada's senior citizens in dealing with the severe effects of high energy costs. Within this context we support the principle represented by AB 131 which would assist low-income seniors in insulating their homes.

However, we have reservations regarding the implementation of this bill in its present form.

First, there is no limit on the amount which can be spent on an individual dwelling unit.

- Second, the bill does not provide a basis for evaluating the cost effectiveness of different insulation measures. The experiences from our participation in public conservation programs since 1973 strongly indicates the desireability of including a system for evaluating the effectiveness in conserving energy in relation to cost as part of any conservation program.
- Third, the financial impact prepared by the Division provides for minimum staffing to do outreach, determine eligibility and handle the paperwork. We have not included personnel who would be qualified to evaluate the costs of the insulation measures and conduct post installation inspections.
- Fourth, considerable savings could be utilized by coordinating this program with the insulation and weatherization programs operated by the State Office of Community Services, city and county programs funded by the Community Block Grant Program and the Residential Conservation Program thru local utilities.