Minutes of the Nevada State Legislature LABOR AND MANAGEMENT Assembly Committee on

Date: May 19, 198]

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#### MEMBERS PRESENT:

Chairman Banner

Vice Chairman Thompson

Ms. Foley

Mr. Hickey

Mr. Jeffrey Mr. Rackley

Mr. Rhoads

#### MEMBERS ABSENT:

Mrs. Cafferata (excused)

Mr. Bennett

#### GUESTS PRESENT:

See guest list attached.

#### WITNESSES TESTIFYING:

Assemblyman Hickey Mark Massagli, Nevada State AFL-CIO Frank Moore, American Creative Entertainment Ltd. Joe Nusbaum, Director, NIC

Vice Chairman Thompson called the meeting to order at 5:05 P.M.

Mr. Hickey reported to the committee that he had met with counsel concerning the language of concern to them regarding AB-658 which had been discussed at great length at the meeting the previous evening, Monday, May 18, 1981, and the appropriate changes had been made.

The term "resident agent" will be kept in the bill. . The Contractor's Board, in addition to being able to fine, has been given the right to penalize but the figure of the fine has not changed. Section 6, paragraph 7 on page 2 of the bill has had the brackets removed leaving the paragraph intact. Mr. Hickey explained that this makes the bill constitutional.

Requires contractors to have resident agents and removes AB-658: exemption for contractors on federal projects from statutory provisions governing contractors.

Mr. Hickey moved AMEND AND DO PASS AB-658; seconded by Mr. Rhoads and carried unanimously by the members present with Mrs. Cafferata and Mr. Bennet absent. (7-0)

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Mr. Hickey then explained to the committee that AB-650 had been changed with regard to Section 3. The entire section has been deleted making the bill eventually effective constitutionally even though it may go through the courts to do so.

AB-650: Requires certain employers to give preference in hiring to unemployed residents of Nevada and to prefer Nevada businesses in buying supplies.

Mr. Hickey moved AMEND AND DO PASS AB-650; seconded by Mr. Rhoads and carried unanimously by the members present with Mrs. Cafferata and Mr. Bennett absent. (7-0)

AB-629: Removes exemption contractors have on certain federal projects from statutory provisions governing contractors.

Mr. Hickey moved <u>INDEFINITELY POSTPONE AB-629</u>; seconded by Mr.Rhoads and carried unanimously by the members present with Mrs. Cafferata and Mr. Bennett absent. (7-0)

AB-562: Includes trade associations as employers for purposes of industrial insurance.

Mr. Jeffrey moved <u>INDEFINITELY POSTPONE AB-562</u>; seconded by Ms. Foley and carried by majority with Mr. Rhoads and Mr. Rackley voting against the motion and Mrs. Cafferata and Mr. Bennett absent. (5-2)

ACR-44: Directs Nevada industrial commission to study premium rates for certain clerical employees.

Mr. Nusbaum, Director, NIC told the committee that they support this resolution.

Ms. Foley moved <u>DO PASS ACR-44</u>; seconded by Mr. Jeffrey and carried unanimously by the members present with Mrs. Cafferata and Mr. Bennett absent. (7-0)

Testimony was heard regarding AB-644.

AB-644: Prohibits employment agencies not licensed in this state from procuring jobs in entertainment in this state except through local agencies.

Mr. Mark Massagli, President Nevada State AFL-CIO, President Musicians Union of Las Vegas, supports AB-644.

He explained that the problem to be solved by this bill deals with people in the endeavors of theatrical agencies. Under Chapter 611 NRS, any theatrical agency working within the state of Nevada must have a bonafide business residence, state license and a city or county license according to the place of business and they are Nevada residents.

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The efforts of these agencies are often circumvented by persons just across the border who can deal directly with the employer hiring entertainment and take the commission. This generates nothing to the state of Nevada or its residents.

Mr. Frank Moore, American Creative Entertainment Ltd., a licensed agent in the state of Nevada explained to the committee that this problem as outlined by Mr. Massagli has been extremely prevelant in the last three years. The unlicensed agents are not bonded and are therefore unaccountable for losses which might be incurred. They can come in from anywhere in the world, make the booking arrangements and the commission goes with that agent, no part of it remaining in this state.

There was discussion as to whether an organization hiring a small band would have to go through a booking agent. Mr. Rackley was told that this bill pertains to the problem of an agency being retained outside of the State of Nevada, but the actual hiring of same is optional and many organizations hire directly within the state of Nevada.

Mr. Jeffrey moved <u>DO PASS AB-644</u>; seconded by Mr. Hickey and carried unanimously by the members present with Mrs. Cafferata and Mr. Bennett absent. (7-0)

Chairman Banner announced that a hearing would be held on Friday, May 22, 1981 regarding  $\underline{AB-683}$  and  $\underline{SB-548}$ .

There being no further business the meeting was adjourned at 6:00 P.M.

Respectfully submitted,

Janice Fondi

Committee Secretary

#### LABOR AND MANAGEMENT COMMITTEE

GUEST LIST

Date:

402

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# ASSEMBLY COMMITTEE ON LABOR

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AMENDED & DEFEATED

Attached to Minutes May 19, 1981

ENDED & PASSED

## ASSEMBLY COMMITTEE ON LABOR

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		LEGIS	LATION ACT	'ION			
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Attached to Minutes \_\_\_\_May 19, 1981

VOTE:

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# ASSEMBLY COMMITTEE ON LABOR LEGISLATION ACTION

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410

# ASSEMBLY COMMITTEE ON LABOR LEGISLATION ACTION

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of industrial	insurance.
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HICKEY X THOMPSON X	
BANNER X BENNETT absent	
JEFFREY X CAFFERATA absent	
RACKLEY X	
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ORIGINAL MOTION: Passed X	Defeated Withdrawn
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Attached to Minutes May 19, 1981

# ASSEMBLY COMMITTEE ON LABOR LEGISLATION ACTION

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		premium r	ates fo	r certain cl	erical emp	loyees.	y s
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Attached to	Minutes	May 19.	1981	¥.	<del></del>		

## ASSEMBLY COMMITTEE ON LABOR

DAT	E <u>May 19,</u>	390	EGISLATION	ACTION		¥	
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RHOADS HICKEY	X						.*
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BANNER BENNETT	X abşent						
JEFFREY CAFFERATA	X absent					=	
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Attached to Minutes May 19, 1981