

Chairman Westall convened the meeting at 10:00 a.m

MEMBERS PRESENT: Chairman Westall  
Vice Chairman Kovacs  
Mr. May  
Mr. Vergiels  
Mr. Bremner  
Mr. Rhoads  
Mr. Brady  
Mr. Rusk  
Mr. Stewart

WITNESSES TESTIFYING:

Justice Mowbray  
Assemblyman Hickey  
Assemblyman Hayes

ACR 29 Directs legislative commission to study operation and practices of justices' courts and municipal courts in adjudicating traffic offenses (BDR 745)

Justice Mowbray, Nevada Supreme Court, spoke in favor of ACR 29. He had appointed a study committee in May 1980, co-chaired by Karen Hayes and Clark County District Judge Huffaker to examine the Traffic Courts in Clark County to evaluate and formulate effective programs to expedite the fair and equitable disposition of Traffic Court citations. Judge Mowbray distributed and reviewed a copy of a letter to Mrs. Westall and newspaper clippings pertaining to the purpose and activities of the study committee appointed by him. (EXHIBIT A)

Judge Mowbray added that monies for the study had been promised in the amounts of \$10,000 from the Office of Traffic Safety and \$5,000 each from the City of Las Vegas and Clark County. He has not verified that these funds are a reality. They are requesting an additional \$10,000 from the State to fund the study. The court system in Clark County needs to be reorganized to serve the people better and to be more accountable. The fines collected or collectable are in excess of \$3 million a year. There have been allegations of mishandling of traffic fines and there needs to be a study with a view toward making recommendations to propose appropriate legislation to draft necessary statutes to implement the recommendations.

AB 684 Increases compensation of certain employees and officers of legislature. (BDR 17-2114)

Vice Chairman Kovacs distributed to members of the committee copies of BDR 17-2114, (EXHIBIT B) a measure discussed at the meeting of April 14. He said this proposed salary increase applied to both Senate and Assembly attaches, and also puts the chief

clerk on the same status as the secretary of the Senate. This is an increase of about 12½ percent annually. It takes effect next session.

Mr. Stewart said he had just done some calculations on the proposed salaries of the individuals on the front desk and they were high.

Mr. Kovacs said that the chief clerk had indicated the work of the people in the positions on the front desk was vital to the "machinery" of the Assembly, and the work is the most difficult. To attract and retain qualified competent personnel to fill these positions the salary must be commensurate with the effort and responsibility demanded.

Mrs. Westall added the people in these particular positions worked very long hours, far more than the average person. The legislative staff receive no fringes such as overtime pay, insurance coverage (for the greatest part of the session) or sick or annual leave time.

Mr. Bremner said that because these were only temporary jobs, the salary increases were justified.

Mr. Bremner moved to Do Pass AB 684; Mr. May seconded the motion; motion carried unanimously.

Chairman Westall announced Assemblyman Karen Hayes was now present and would speak in behalf of ACR 29.

Assemblyman Karen Hayes, Clark County District 13, said she was in agreement with the position of Justice Mowbray on ACR 29. He had called an ad hoc committee to study the traffic situation in the Municipal and Justice Courts in Clark County. They were hampered because they did not have a staff and no funds at all to work with. They did not have a secretary to handle minutes and correspondence and they could not work effectively. The committee did meet several times. They had representatives from city, county, justice and municipal courts, and she was the legislative representative. Judge Mowbray attended most of the meetings. They knew the direction they wanted to take but could not because there were no funds. They considered a consolidated court, a fee schedule and other things, but took no action. They did have a commitment from Traffic Safety for \$5,000, and one from the city and county for matching funds. This totaled \$15,000. Their intention was to call in an expert to review the entire system. The recommendation from the group was to request a legislative subcommittee study and then perhaps it would not be necessary to call in outside consultants.

Mr. Brady said he had some concerns regarding this study. He was of the opinion this was a matter the court system should control. They were experts. The state pays a great deal for

their expertise. They attend conferences and travel about the state and should be more cognizant of conditions and remedies than anyone outside the system.

Mrs. Hayes commented the problem was the principals in the systems, and that was why an objective, uninvolved consultant was needed.

Mr. Bremner asked if the committee had determined the amount of money lost due to improper handling of traffic fines. He suspected the amount was substantial.

Mrs. Hayes replied that this had not been determined.

Mr. Stewart said he did not understand how a study could remedy the situation because they could not direct the handling of matters in the jurisdiction of the courts. Consolidating the courts would solve nothing.

Mr. Bremner said the aspect of the problem he had in mind was the non-payment of fines levied.

Mr. Stewart said there had been attempts to enact legislation that would prohibit vehicle license renewals pending payment of outstanding fines. This was opposed by the Department of Justice.

Mr. Bremner was of the opinion the study may produce a means to collect the outstanding traffic fines.

Mr. Brady was informed by Mrs Westall that the local government received the money from traffic fines. He was of the opinion that if the local entity received the revenue they should be responsible for proper controls.

Mrs. Hayes agreed with that concept but added that when the cities experienced financial difficulties they requested help from the state. The Supreme Court requested the study.

Mr. Stewart said the situation that initiated the action was the fact that a municipal court judge and a J.P. judge were trading tickets. The court system had perfect opportunity to resolve the dispute. It should be an "in house" disciplinary function. A study will not resolve that problem.

Mrs. Hayes responded that in the course of their study they had learned there were other matters that should be investigated. There are other discrepancies. Because there were no minutes of the meetings, they cannot document the discrepancies uncovered.

Mr. Bremner asked for clarification on the money available. He was informed there was \$5,000 available from both the city and the county. There had been the possibility of another \$5,000 from Traffic Safety but the availability of this was now in doubt.

Mr. Bremner asked if they could accomplish their mission with

fifteen thousand dollars rather than twenty thousand dollars.

Mrs. Hayes said they needed the \$20,000. It could be accomplished with a legislative study for less money than would be required if they employed an outside expert.

Mrs. Westall said she had been made aware of mishandling of violations and felt there was need for a study.

Mr. Brady reiterated his position in that there was nothing the legislature could do to influence the rulings of the judges.

Mrs. Hayes said ignoring the situation was not the answer and she felt the recommendations from the study would help to alleviate the situation.

Mr. Rhoads said if the local governments collected in excess of \$3 million in fines, they should be willing to fund the study.

Mrs. Hayes said they simply did have the money to spend in this manner. If the study committee proposal were not authorized by the legislature, the situation would remain as it is now.

Mr. May moved to Do Pass ACR 29; Mr. Vergiels seconded the motion. Mr. May then requested a discussion. He said this was an extremely sensitive area and there were some problems. One branch of government is proposing to appropriate money to investigate another branch. The judicial branch has always had the image of being perhaps the one above reproach. A great deal of authority and a great deal of money is centered on this particular subject. They are considering only the adjudication of traffic offenses. Un-deliberate offenses may take place. There has never been a comprehensive study in this area and perhaps one is justified. The money collected that otherwise may not have been could result in recovery of the cost of the study, many times over.

Mr. Stewart spoke in opposition to the study, ACR 29, the proposal is to pay \$10,000 to a consultant to study the system. The recommendation will be to consolidate the courts, resulting in another "metro" type system. It will cause more problems than it will solve. He said he would be in favor of investigating the dismissal of DUI and traffic tickets because that is the problem.

Mrs. Hayes disagreed with the analysis made by Mr. Stewart. If this study is made by a legislative subcommittee, the services of a consultant will not be needed.

Mrs. Westall said she would prefer the study be made by a legislative subcommittee. She has become disillusioned with the recommendations of consultants.

Mr. Stewart said this was a local problem and should be solved by local entities.

Mrs. Hayes said the bill would have to be amended to specify the study would be made by a legislative subcommittee.

Mr. May was of the opinion legislature involvement may be improper. A study by an independent source could accomplish the desired goals.

Mrs. Hayes requested delaying action on ACR 29 until she could ascertain the exact amount of money available from other sources and the exact amount that would be requested from the State.

Mr. May withdrew his motion.

SCR 60 - Request governor to name state building after Mr. A. A. "Bud" Campos.

Mr. Bremner spoke in favor of SCR 60, justifying the appropriateness of the measure and moved to Do Pass SCR 60; Mr. Vergiels seconded the motion; motion carried unanimously.

ACR 32 Directs legislative commission to study travel by state officers and employees at state expense.

Assemblyman Hickey, prime sponsor of the measure spoke in support of ACR 32. He said the employees of the State travel constantly. They would like a study to establish a pattern so they can conserve on travel expenses by consolidating and purchasing air tickets "in bulk. There are special rates on airlines. They can be reduced almost by half. They do not know the number of people traveling on the lines and all the frequent destinations. The study could be made by the staff. He thought a large savings could be realized and urged a do pass.

Mr. Bremner said he agreed with Mr. Hickey. The cost of state travel is increasing at a high rate.

Mr. Vergiels moved to Do Pass ACR 32; Mr. Brady seconded the motion.

Mr. Rusk said this was a good bill and commended Mr. Hickey for initiating it. He asked if there were any percentage savings estimated.

Mr. Hickey said there was no way of determining that at this time. That is why there is a need for the study. It may or may not be practical for the state to purchase a plane and provide the transportation in that manner.

Acting on the motion by Mr. Vergiels, seconded by Mr. Brady to do pass ACR 32; motion carried unanimously.

ACR 36 Directs legislative commission to study effects of placing MX missile system within State of Nevada (BDR 1992)

At the request of Mr. Hickey consideration of this measure postponed.

SCR 43 Directs legislative commission to study need for various executive agencies.

Chairman Westall commented this measure was in response to a recommendation by an interim committee and she saw no merit in the proposal. If they truly wished to sunset some of the state boards they should have chosen inconsequential boards rather than the vital ones. The agencies specified in the measure are absolutely necessary to the particular industry they serve.

Mr. Stewart moved to Indefinitely Postpone SCR 43; Mr. Bremner seconded the motion; motion carried unanimously.

SCR 32 Continues standing committees through interim to conduct studies.

Mrs. Westall announced this measure has previously been heard by the committee. (April 30 and May 14).

Mr. Vergiels made a motion to Do Pass SCR 32; Mr. May seconded the motion.

Mr. Stewart suggested as an alternative that rather than have a formally designated membership of the interim committee, to enact a resolution to the effect that when the commission forms the interim committees they determine area involved and are to choose those members who are likely to serve the next session in the like standing committee.

Mr. Bremner asked if a situation whereby 50 government affairs type studies were approved, would they all be automatically assigned to the interim committee on government affairs. He was informed by several members of the committee that this would be the case.

Mr. Bremner added that in that case there would be no continuity because one subcommittee could not accomplish all the studies.

Mr. Vergiels said he did not see the eventuality of the situation outlined by Mr. Bremner. There were so few studies approved this session that some committees would not be functioning at all.

Mrs. Westall said that for people who were going to be serving on more than one committee that was conducting interim studies, adjustments would have to be made. She stated she was neither for or against the bill.

Mr. Brady moved to indefinitely postpone SCR-32.

Mr. Vergiels suggested amending the bill rather than indefinitely postponing it.

Mr. Brady considered wording the resolution so as to direct the legislative commission to select persons to serve on the interim committees who are likely to serve on the standing committee to

(Committee Minutes)

which a bill dealing with subject will be referred. Persons who have a special interest in a subject also should have an opportunity to serve on that study committee. Following discussion, Mr. Brady reiterated his original position.

Mr. Vergiels withdrew his motion.

Mr. Brady moved to indefinitely postpone SCR 32; Mr. Rhoads seconded the motion; voting "aye" were Mr. Brady, Mr. Rhoads, Mr. Bremner and Mr. Stewart. Voting "No" were Mrs. Westall, Mr. May, Mr. Vergiels, and Mr. Rusk. Mr. Kovacs was absent for the vote. Motion failed.

Mr. Brady moved to adopt the amendment discussed, beginning last paragraph, page 6 and Mr. Rhoads seconded the motion; voting "Aye" were Mr. Brady, Mr. Rhoads, Mr. Bremner and Mr. Stewart. Voting "No" were Mrs. Westall, Mr. May, Mr. Vergiels, and Mr. Rusk. Mr. Kovacs was absent. Motion failed.

SJR 38 Proposes constitutional amendment to increase the number of days for which legislators may be compensated during regular session. (BDR C-2061)


Mrs. Westall said this measure proposes to increase from 60 to 90 the number of days for which a legislator is paid for a session. She believes the increase is justified because the legislature cannot complete its responsibilities in 60 days.

Mr. Bremner said the measure would not survive a ballot trial.

Mr. Brady moved to Indefinitely Postpone SJR 38; Mr. Bremner seconded the motion; Mr. Bremner, Mr. Brady, Mr. Stewart, Mr. Rhoads, and Mr. Rusk voted in favor of the motion. Voting "No" were Mrs. Westall, Mr. May and Mr. Vergiels. Mr. Kovacs was absent for the vote. Motion carried.

Meeting adjourned at 11:10 a.m.

Respectfully submitted:

  
\_\_\_\_\_  
Marjorie Robertson  
Committee Secretary

ASSEMBLY

AGENDA FOR COMMITTEE ON LEGISLATIVE FUNCTIONS  
SATURDAY

Date May 16, 1981 Time 1:30 - 10:00 a.m. Room 200

Bills or Resolutions  
to be considered

OR UPON  
ADJOURNMENT  
Subject

Counsel  
requested\*

THIS AGENDA CANCELS AND SUPERSEDES PREVIOUS  
AGENDA DATED May 16, 1981

- ACR 29 ✓ Directs legislative commission to study operation and practices of justices' courts and municipal courts in adjudicating traffic offenses (BDR 745)
- ACR 32 ✓ Directs legislative commission to study travel by state officers and employees at state expense. (BDR 1145)
- ACR 36 Directs legislative commission to study effects of placing "MX" missile system within State of Nevada (BDR 1743)
- SCR 43 Directs legislative commission to study need for various executive agencies (BDR 1992)

SCR-60 ✓

NOTE: ANY OTHER MEASURES REFERRED TO THIS COMMITTEE ON MAY 14, May 15 and May 16 will also be considered at this meeting.



ASSEMBLY LEGISLATIVE FUNCTIONS COMMITTEE

LEGISLATION ACTION

Date: May 14, 1981

SUBJECT AB 684 - Salary increase for legislative staff

MOTION:

Do Pass  Amend  Indefinitely Postpone  Reconsider

Moved By Bremner Seconded By Mr. May

AMENDMENT:

Moved By \_\_\_\_\_ Seconded By \_\_\_\_\_

AMENDMENT:

	<u>MOTION</u>		<u>AMEND</u>		<u>AMEND</u>	
	<u>Yes</u>	<u>No</u>	<u>Yes</u>	<u>No</u>	<u>Yes</u>	<u>No</u>
Brady	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Bremner	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Kovacs	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
May	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Rhoads	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Rusk	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Stewart	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Vergiels	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Westall	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

TALLY:

*8 in favor: none opposed*

ORIGINAL MOTION: Passed  Defeated  Withdrawn

Amended & Passed \_\_\_\_\_ AMENDED & DEFEATED \_\_\_\_\_

Amended & Passed \_\_\_\_\_ Amended & Defeated \_\_\_\_\_

ASSEMBLY LEGISLATIVE FUNCTIONS COMMITTEE

LEGISLATION ACTION

Date: May 16, 1981

SUBJECT SCR-60 - Name building "Bud" Campese

MOTION:

Do Pass  Amend  Indefinitely Postpone  Reconsider

Moved By Mr. Bremner Seconded By Mr. Vergiels

AMENDMENT:

Moved By \_\_\_\_\_ Seconded By \_\_\_\_\_

AMENDMENT:

MOTION

AMEND

AMEND

Yes

No

Yes

No

Yes

No

Brady

✓

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

Bremner

✓

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

Kovacs

✓

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

May

✓

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

Rhoads

✓

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

Rusk

✓

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

Stewart

✓

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

Vergiels

✓

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

Westall

✓

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

TALLY:

ORIGINAL MOTION: Passed  Defeated  Withdrawn

Amended & Passed \_\_\_\_\_ AMENDED & DEFEATED \_\_\_\_\_

Amended & Passed \_\_\_\_\_ Amended & Defeated \_\_\_\_\_

61ST NEVADA LEGISLATURE

ASSEMBLY LEGISLATIVE FUNCTIONS COMMITTEE

LEGISLATION ACTION

Date: May 16, 1981

SUBJECT SJR - increase # of days for Legislature adjourn  
SJR-38

MOTION:

Do Pass \_\_\_\_\_ Amend \_\_\_\_\_ Indefinitely Postpone  Reconsider \_\_\_\_\_

Moved By Mr Brady Seconded By Mr. Bremner

AMENDMENT:

Moved By \_\_\_\_\_ Seconded By \_\_\_\_\_

AMENDMENT:

MOTION

AMEND

AMEND

Yes

No

Yes

No

Yes

No

Brady	<u>✓</u>	<u>   </u>	<u>   </u>	<u>   </u>	<u>   </u>	<u>   </u>	<u>   </u>
Bremner	<u>✓</u>	<u>   </u>	<u>   </u>	<u>   </u>	<u>   </u>	<u>   </u>	<u>   </u>
Kovacs	<u>   </u>	<u>   </u>	<u>   </u>	<u>   </u>	<u>   </u>	<u>   </u>	<u>   </u>
May	<u>   </u>	<u>✓</u>	<u>   </u>	<u>   </u>	<u>   </u>	<u>   </u>	<u>   </u>
Rhoads	<u>✓</u>	<u>   </u>	<u>   </u>	<u>   </u>	<u>   </u>	<u>   </u>	<u>   </u>
Rusk	<u>✓</u>	<u>   </u>	<u>   </u>	<u>   </u>	<u>   </u>	<u>   </u>	<u>   </u>
Stewart	<u>✓</u>	<u>   </u>	<u>   </u>	<u>   </u>	<u>   </u>	<u>   </u>	<u>   </u>
Vergiels	<u>   </u>	<u>✓</u>	<u>   </u>	<u>   </u>	<u>   </u>	<u>   </u>	<u>   </u>
Westall	<u>   </u>	<u>✓</u>	<u>   </u>	<u>   </u>	<u>   </u>	<u>   </u>	<u>   </u>

TALLY: 5/3 Motion Carried

ORIGINAL MOTION: Passed  Defeated  Withdrawn

Amended & Passed \_\_\_\_\_ AMENDED & DEFEATED \_\_\_\_\_

Amended & Passed \_\_\_\_\_ Amended & Defeated \_\_\_\_\_

ASSEMBLY LEGISLATIVE FUNCTIONS COMMITTEE

LEGISLATION ACTION

DATE: May 14, 1981

SUBJECT: ACR-32 - Study of travel patterns

MOTION:

Do Pass  Amend  Indefinitely Postpone  Reconsider

Moved By Mr. Vergiela Seconded By Mr. Brady

AMENDMENT:

Moved By \_\_\_\_\_ Seconded By \_\_\_\_\_

AMENDMENT:

	<u>MOTION</u>		<u>AMEND</u>		<u>AMEND</u>	
	<u>Yes</u>	<u>No</u>	<u>Yes</u>	<u>No</u>	<u>Yes</u>	<u>No</u>
Brady	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Bremner	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Kovacs	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
May	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Rhoads	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Rusk	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Stewart	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Vergiels	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Westall	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

TALLY: 7 for; Mr. Kovacs absent

ORIGINAL MOTION: Passed  Defeated  Withdrawn

Amended & Passed \_\_\_\_\_ AMENDED & DEFEATED \_\_\_\_\_

Amended & Passed \_\_\_\_\_ Amended & Defeated \_\_\_\_\_

ATTACHED TO MINUTES May 16, 1981

61ST NEVADA LEGISLATURE

ASSEMBLY LEGISLATIVE FUNCTIONS COMMITTEE

LEGISLATION ACTION

DATE: May 16, 1981

SUBJECT SCR 43 - sunset certain state bonds

MOTION:

Do Pass      Amend      Indefinitely Postpone ✓ Reconsider     

Moved By Mr. Stewart Seconded By Mr. Bremner

AMENDMENT:

Moved By      Seconded By     

AMENDMENT:

	<u>MOTION</u>		<u>AMEND</u>		<u>AMEND</u>	
	<u>Yes</u>	<u>No</u>	<u>Yes</u>	<u>No</u>	<u>Yes</u>	<u>No</u>
Brady	<u>X</u>	<u>    </u>	<u>    </u>	<u>    </u>	<u>    </u>	<u>    </u>
Bremner	<u>X</u>	<u>    </u>	<u>    </u>	<u>    </u>	<u>    </u>	<u>    </u>
Kovacs	<u>    </u>	<u>    </u>	<u>    </u>	<u>    </u>	<u>    </u>	<u>    </u>
May	<u>X</u>	<u>    </u>	<u>    </u>	<u>    </u>	<u>    </u>	<u>    </u>
Rhoads	<u>X</u>	<u>    </u>	<u>    </u>	<u>    </u>	<u>    </u>	<u>    </u>
Rusk	<u>X</u>	<u>    </u>	<u>    </u>	<u>    </u>	<u>    </u>	<u>    </u>
Stewart	<u>X</u>	<u>    </u>	<u>    </u>	<u>    </u>	<u>    </u>	<u>    </u>
Vergiels	<u>X</u>	<u>    </u>	<u>    </u>	<u>    </u>	<u>    </u>	<u>    </u>
Westall	<u>X</u>	<u>    </u>	<u>    </u>	<u>    </u>	<u>    </u>	<u>    </u>

TALLY: 2 for Mr Kovacs absent

ORIGINAL MOTION: Passed ✓ Defeated      Withdrawn     

Amended & Passed      AMENDED & DEFEATED     

Amended & Passed      Amended & Defeated     

ATTACHED TO MINUTES May 16, 1981

ASSEMBLY LEGISLATIVE FUNCTIONS COMMITTEE

LEGISLATION ACTION

Date: May 16, 1981

SUBJECT SC R-32 re study committee formation

MOTION:

Do Pass  Amend  Indefinitely Postpone  Reconsider

Moved By Brady Seconded By Rhoads

AMENDMENT:

Moved By \_\_\_\_\_ Seconded By \_\_\_\_\_

AMENDMENT:

MOTION

AMEND

AMEND

Yes No

Yes No

Yes No

Brady	<u>✓</u>	_____	_____	_____	_____	_____	_____
Bremner	<u>✓</u>	_____	_____	_____	_____	_____	_____
Kovacs	_____	_____	_____	_____	_____	_____	_____
May	_____	<u>✓</u>	_____	_____	_____	_____	_____
Rhoads	<u>✓</u>	_____	_____	_____	_____	_____	_____
Rusk	_____	<u>✓</u>	_____	_____	_____	_____	_____
Stewart	<u>✓</u>	<u>✓</u>	_____	_____	_____	_____	_____
Vergiels	_____	<u>✓</u>	_____	_____	_____	_____	_____
Westall	_____	<u>✓</u>	_____	_____	_____	_____	_____

TALLY: 4/4 Mr. Kovacs absent for vote

ORIGINAL MOTION: Passed \_\_\_\_\_ Defeated  Withdrawn \_\_\_\_\_

Amended & Passed \_\_\_\_\_ AMENDED & DEFEATED \_\_\_\_\_

Amended & Passed \_\_\_\_\_ Amended & Defeated \_\_\_\_\_

ATTACHED TO MINUTES May 16, 1981

ASSEMBLY LEGISLATIVE FUNCTIONS COMMITTEE

LEGISLATION ACTION

D: SCR-32 May 16 1981  
SUBJECT re Study committee formation

MOTION:

Do Pass \_\_\_ Amend  Indefinitely Postpone \_\_\_ Reconsider \_\_\_

Moved By Brady Seconded By Rhoads

AMENDMENT: See last para, page 6 of minutes

Moved By \_\_\_ Seconded By \_\_\_

AMENDMENT:

	MOTION		AMEND		AMEND	
	Yes	No	Yes	No	Yes	No
Brady	<input checked="" type="checkbox"/>	___	___	___	___	___
Bremner	<input checked="" type="checkbox"/>	___	___	___	___	___
Kovacs	___	___	___	___	___	___
May	___	<input checked="" type="checkbox"/>	___	___	___	___
Rhoads	<input checked="" type="checkbox"/>	___	___	___	<input checked="" type="checkbox"/>	___
Rusk	___	<input checked="" type="checkbox"/>	___	___	___	___
Stewart	<input checked="" type="checkbox"/>	___	___	___	___	___
Vergiels	___	<input checked="" type="checkbox"/>	___	___	___	___
Westall	___	<input checked="" type="checkbox"/>	___	___	___	___

TALLY: 4/4 Mr. Kovacs absent

ORIGINAL MOTION: Passed \_\_\_ Defeated  Withdrawn \_\_\_

Amended & Passed \_\_\_ AMENDED & DEFEATED \_\_\_

Amended & Passed \_\_\_ Amended & Defeated \_\_\_

SUPREME COURT OF NEVADA

JOHN MOWBRAY, JUSTICE

CAPITOL COMPLEX

CARSON CITY, NEVADA 89710

*Exhibit A*



May 15, 1981

The Honorable Peggy B. Westall  
Assemblyman  
Chairman of Legislative Functions  
Legislative Building  
Carson City, Nevada 89710

Dear Assemblyman:

In May 1980 as Chief Justice of the Nevada Supreme Court, I appointed a Traffic Study Committee to examine the Traffic Courts in Clark County. There had been reports that there was some confusion in the disposition of the Court's business and the purpose of the study group was to evaluate the situation and eventually propose to the appropriate authorities a program that would expedite the disposition of Traffic Court citations fairly and equitably.

Attached are two newspaper accounts that fairly well describe the situation as it then existed.

The Committee is headed by your Assemblyman Karen Hayes and Clark County District Judge Stephen Huffaker, who are co-Chairmen.

One of the most recent reports on the Committee's progress is set forth in a letter dated October 17, 1980 addressed to me, which I am attaching.

Karen had discussed at the October meeting the feasibility of requesting the Legislature for a grant of \$10,000 so that the proposed study could become a reality and necessary legislation could be enacted at the appropriate level to carry out the desired goals of the Committee.

I would be delighted to testify on behalf of Assemblyman Hayes' Concurrent Resolution No. 29 tomorrow at 10:00 a.m. I hope your Committee will approve it.

Respectfully,

*John Mowbray*

John Mowbray

Enclosures  
JM:pp



NEVADA COURT SYSTEM

JOHN MOWBRAY  
Chief Justice



HAROLD E. NEWPHER  
Director

TED P. BENDURE  
Deputy Director

ADMINISTRATIVE OFFICE OF THE COURTS

CAPITOL COMPLEX  
CARSON CITY, NEVADA 89710  
Telephone (702) 885-5076

October 17, 1980

The Honorable John Mowbray  
Chief Justice  
Supreme Court  
Capitol Complex  
Carson City, NV 89710

RE: TRAFFIC STUDY COMMITTEE

Dear Judge Mowbray:

In accordance with the Supreme Court directive dated March 10, 1980, the following events have transpired to date:

1. The Las Vegas Traffic Study Group was formulated and conducted its first meeting on May 3, 1980. A list of members and copy of the minutes are enclosed.
2. A second meeting was conducted on June 3, 1980. A copy of the agenda and outline of topics discussed are enclosed.
3. A third meeting was conducted on July 18, 1980. The minutes of this meeting are enclosed.
4. An application in the amount of \$10,000 was approved by the Office of Traffic Safety. The funds will assist the study group in hiring a consultant to provide further material for study group consideration. In addition, the City of Las Vegas and Clark County will both contribute \$5,000 each as matching funds, bringing the final total of available funds to \$20,000.
5. Another meeting was conducted on Friday, September 19, 1980. Three committees were formed, as follows:
  - a. Consolidated Court Committee
  - b. Administrative Processing Committee
  - c. Outside Consultant Committee

The Honorable John Mowbray  
Chief Justice  
October 17, 1980  
Page Two

The Consultant Committee will present to the entire Traffic Study Group nominations for possible consultant assistance by mid-October 1980.

6. The Next meeting will be held in late October, or possibly early November, 1980.

Further reports will follow as the project progresses.

Respectfully submitted,



Karen Hayes  
Chairman

cm9956

# State Chief Justice Eyes Traffic Courts

By JERRY RALYA  
SUN Staff Writer

The chief justice of the Nevada Supreme Court sat down Tuesday with a newly formed Las Vegas-Clark County Traffic Court Study Committee and heard an hour of comments on what is wrong with the local traffic courts and what should be done to improve them.

"You have a zoo over there," District Court Judge Stephen Huffaker told Municipal Court Judge Seymore Brown.

Brown said for the past seven years he has been the only municipal judge handling traffic cases, that he has TV arraignment every day including weekends and also holds night court twice weekly, and that his office expects to take in \$1.6 million in revenue this year.

Eileen Carson, Justice Court clerk, said her office took in \$909,795 for the last six months of last year. "Justice Court would be the first to admit that our system is antiquated," she said, adding that improvements are being made in computerizing the entire ticket process.

Carson also said it would help if the Legislature would set up Justice Court so one of the five departments would permanently handle traffic cases instead of on a weekly rotation basis as now.

Harold Newpher, state director of the Administrative Office of the Courts who accompanied Chief Justice John Mowbray to the meeting, outlined what had led to creation of the committee. He said newspaper reports of an alleged ticket-fixing scheme, involving Brown and Justice of the Peace Larry Tabony, resulted in a probe being ordered by the Nevada Supreme Court, and then the recommendation for a study committee.

"It is in the courts' interest that politics be taken out of court matters," Newpher said, "and that judges should be relieved from handling less serious matters to have more time for more serious matters."

He suggested that perhaps traffic citations could be handled through administrative procedures.

"Law enforcement people, particularly in traffic enforcement, are concerned that equal justice — prompt and impartial — should result from the citations they issue," Newpher said.

"Traffic court," he said, "is a multimillion dollar business in Clark County. But equally important as effective traffic enforcement is service to the public."

"Keep in mind," Municipal Court Administrator Lloyd Zook said, "that traffic court is the main forum through which the majority of our population meets the court."

Zook said he thought that decriminalizing traffic offenses would be a step backward. But he said he would support a single traffic court for the county.

Mowbray said he thought a single court would be "a big step forward."

Mowbray also named State Assemblyman Karen Hayes, D-Las Vegas, as chairman of the committee and Judge Huffaker as vice-chairman, and scheduled its next meeting for 3 p.m. July 18.

Brown said that Municipal Court, like Justice Court, is going further into automation, and that its computer soon will be printing out "intent to warrant" notices which will be sent to offenders who then will have 10 days to appear.

Lt. Don Simons of the Nevada Highway Patrol told the group that the state badly needs "a new set of traffic laws."

Hayes later said it looked like she might have some recommendations to take back with her to the Legislature.

# 'Traffic courts need reform'

By Tim Dahlberg  
R-J Staff Writer

The traffic court systems in both Clark County Justice Court and Municipal Court are antiquated and in need of reform, a group of 12 panelists agreed Tuesday.

Members of the Clark County Traffic Study Committee, meeting for the first time, discussed problems with handling traffic tickets in the two courts and agreed to meet again July 18.

"Justice Court would probably be the first ones to admit our system is antiquated," said Justice Court clerk Eileen Carson. "We have had many, many problems."

Carson's comments were echoed by others in the panel representing the different courts and groups involved in the traffic ticket system.

The committee was formed following articles in the Review-Journal detailing ticket-handling improprieties between Municipal Court Judge Seymore Brown and Justice of the Peace Larry Tabony.

Brown is a member of the reform panel.

Harold Newpher, director of the administrative office of the Nevada court system, outlined the events leading up to the formation of the committee in an opening address to its members.

Newpher, who investigated the published allegations for the state Supreme Court, told members that during the investigation he had talked with many persons associated with the traffic court system and all agreed the courts were in need of reform.

"The matter began with the press and in this instance the press played an important role," he said. "Now maybe it's time for the court to look at its own responsibilities."

Newpher told the panel that there should be assurances of accountability and auditing in courtrooms and that the public should know it's getting a fair shake.

"The public should receive efficient, fair and impartial justice whether they know someone downtown or not," he said.

Supreme Court Chief Justice John Mowbray, who chaired the initial meeting, said there were "glaring discrepancies" in the traffic court system that need correcting.

He noted that the Municipal courts take in about \$1.6 million a year in traffic fine money, combined with about \$2 million from the county courts. More efficient procedures, he added, could raise the amount of money taken in by the courts.

Several committee mem-



**REFORM PANEL** - Members of the Clark County Traffic Study Committee met for the first time Tuesday to discuss problems in handling traffic tickets in the county Justice Court and Municipal Court. R-J photo

bers suggested studying the possibility of combining the city and county traffic courts into one "super court" that would handle all traffic matters in Clark County.

Computer systems that are now in the process of being installed in both city and

county courts should also help sort out the ticket mess, they agreed.

"Sure, there are a lot of problems now, but we're making headway," said Muni Court administrator Lloyd Zook. "Muni court has outgrown its capability to func-

tion with a paper system. I think a year from now you won't recognize either court (with computer systems.)"

Figures given by the Metropolitan Police Department representative on the panel indicated Metro alone gave out 88,000 traffic tickets in 1979 alone.

Las Vegas

REVIEW-JOURNAL

*E. J. ...*

# REQUESTED AFTER DEADLINE

SUMMARY--Increases compensation of certain employees and officers of legislature. (BDR 17-2114)  
Fiscal Note: Effect on Local Government: No.  
Effect on the State or on Industrial Insurance: Yes.

AN ACT relating to certain employees and officers of the legislature; increasing their compensation; and providing other matters properly relating thereto.

THE PEOPLE OF THE STATE OF NEVADA, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

Section 1. NRS 218.230 is hereby amended to read as follows:

218.230 1. There [shall] must be paid to the several officers and employees of the senate and assembly, for all services rendered by them under the provisions of this chapter, the following sums of money for each day's employment and no more:

Senate

Assistant secretary.....	[55]	<u>56</u>
Assistant sergeant-at-arms.....	[32]	<u>45</u>
Clerks.....	[25]	<u>35</u>
Committee stenographer.....	[44]	<u>55</u>
History clerk.....	[45]	<u>59</u>
Journal clerk.....	[45]	<u>59</u>
Minute clerk.....	[45]	<u>59</u>
Page.....	[24]	<u>33</u>
Secretary.....	[65]	<u>80</u>
Senior committee stenographer.....		<u>57</u>
Sergeant-at-arms.....	[42]	<u>55</u>
Stenographers.....	[36]	<u>48</u>
Supervisor of clerks.....	[38]	<u>48</u>
Supervisor of stencographers.....	[45]	<u>59</u>
Typist.....		<u>40</u>

*21270*

Assembly

Assistant chief clerk.....	[\$51]	<u>565</u>
Assistant sergeant-at-arms.....	[32]	<u>45</u>
Assistant supervisor of clerks.....	[35]	<u>46</u>
Chief clerk.....	[65]	<u>80</u>
Clerks.....	[25]	<u>35</u>
Committee stenographer.....	[44]	<u>55</u>
History clerk.....	[45]	<u>59</u>
Journal clerk.....	[45]	<u>59</u>
Minute clerk.....	[45]	<u>59</u>
Pages.....	[24]	<u>33</u>
<u>Senior committee stencographer.....</u>		<u>57</u>
Sergeant-at-arms.....	[42]	<u>55</u>
Stenographers.....	[38]	<u>48</u>
Supervisor of <u>stencographers</u> .....	[45]	<u>59</u>
Supervisor of clerks.....	[38]	<u>48</u>
Supply clerk.....	[31]	<u>38</u>
Typists.....	[28]	<u>40</u>

2. During periods of adjournment to a day certain, employees of the legislature whose service is required shall perform duties as assigned and are entitled to be paid the amount specified in this section for each day of service.

Sec. 2. NRS 218.235 is hereby amended to read as follows:

218.235 When proper claims are filed with the director of the legislative counsel bureau from time to time and approved by him pursuant to law, there [shall] must be paid to the secretary of the senate and to the chief clerk of the assembly from the legislative fund the secretary's expenses and the chief clerk's expenses of initial travel from home to Carson City for a regular or special session of the legislature and return travel after adjournment sine die of the session, and a subsistence allowance must be paid to the secretary and to the chief clerk for each day

of such travel and each day of duty performed in connection with or during the session, and when the legislature is in adjournment for more than 3 days if [his] their services are required. The travel expenses and subsistence allowances must be paid at the rates provided by law for public officers and employees.

Sec. 3. NRS 218.237 is hereby repealed.