

MINUTES OF THE
MEETING OF THE SENATE COMMITTEE
ON COMMERCE AND LABOR

SIXTY-FIRST SESSION
NEVADA STATE LEGISLATURE
JUNE 2, 1981

The Senate Committee on Commerce and Labor was called to order by Chairman Thomas R. C. Wilson, at 2:30 p.m., on Tuesday, June 2, 1981, in Room 213 of the Legislative Building, Carson City, Nevada. There was no Meeting Agenda. There was no Attendance Roster. The meeting was at the call of the Chairman.

COMMITTEE MEMBERS PRESENT:

Senator Thomas R. C. Wilson, Chairman
Senator Richard Blakemore, Vice Chairman
Senator Melvin Close
Senator Don Ashworth
Senator William Hernstadt
Senator William Raggio
Senator Clifford McCorkle

STAFF MEMBERS PRESENT:

Frank W. Daykin, Legislative Counsel
Betty Steele, Committee Secretary

SENATE BILL NO. 548--Reorganizes system of labor and industrial insurance.

Mr. Frank Daykin, legislative counsel, was present at the request of Senator Wilson to assist with committee action on the lengthy amendments to Senate Bill No. 548. Senator Wilson explained the core of the problem with this bill was its passage out of this committee in accordance with the form of the second reprint. The Assembly made some substantive changes and some conflict amendments were processed; but based upon the first reprint instead of the second. He stated the only way to untangle the entire business was to start over, with the bill itself recalled from the Assembly which means it was in second reprint form. It could, however, be seen in the first reprint form in the committee bill books.

Mr. Daykin stated that Amendment No. 1570 basically does what Amendment No. 1004 did, except that it omits some parts of No. 1004

MEETING OF THE SENATE COMMITTEE ON COMMERCE AND LABOR
JUNE 2, 1981

which are covered in the other two amendments. Amendment No. 1570 brings the situation back to the second reprint essentially. Technically speaking, Amendments No. 1578 and 1579 should be adopted first; but the substantive effect is to restore Senate Bill No. 548 to the second reprint. Mr. Daykin said the next least controversial amendment as Amendment No. 1579, which resolves the conflicts--at least of those of which he was aware as of the evening of June 1, 1981. Nothing substantive was contained in Amendment No. 1579, according to Mr. Daykin. The committee agreed to adopt Amendment No. 1579.

Amendment No. 1578 to Senate Bill No. 548 was the next subject of discussion. It represented the policy changes made by the Assembly, to the second reprint of Senate Bill No. 548.

Mr. Joe Nusbaum, chairman, Nevada industrial commission, came forward to explain the background of this amendment. He stated the bill was "stalled" in the Assembly, with five members on the committee opposed to the bill in its form at that time. For some number of days, there were efforts to get the two opposing together. They were finally successful in getting labor and management in agreement on a set of amendments endorsed by the Nevada industrial commission and the governor's office, as the best product that could be agreed to. Mr. Nusbaum said this was represented by Amendment No. 1578.

Mr. Nusbaum proceeded to explain Amendment No. 1578, section by section. He said the labor commissioner would be undisturbed by it; a fact that had been agreed to by every one concerned. All changes the Senate had put into the bill were returned to status quo.

The committee, Mr. Nusbaum and Mr. Daykin then proceeded to go through Amendment No. 1578, line by line, and change by change. There was extensive discussion. Mr. Nusbaum explained this amendment was essentially worked out with the state employees' association, which was very concerned about the broad language that was in the bill. Mr. Nusbaum commented that NIC saw no problem with Amendment No. 1579, which dealt only with resolution of conflicts; Amendment No. 1570 represented the remains of the Senate reprint, and NIC hoped there would be no problems.

The only policy issues were those contained in Amendment No. 1578, and Mr. Nusbaum reiterated that the Assembly Committee on Commerce was simply not going to process the bill without those amendments. It would have been dead if labor and management had not managed to agree on some of the major points.

MEETING OF THE SENATE COMMITTEE ON COMMERCE AND LABOR
JUNE 2, 1981

Mr. Nusbaum stated the agreement is probably "quite fragile" and if any significant changes were made by the Senate Committee on Commerce and Labor, the bill would not be passed by the Assembly.

Mr. Nusbaum continued that it was the view of industrial commission and the governor's office that there was a lot of value in Senate Bill No. 548, and in the reorganization which it represents. The dissident issues contained in it were relatively insignificant compared with the value of having the reorganization. Therefore the Nevada industrial commission strongly urged support of the amendments, as they were being reviewed, in order to try to get Senate Bill No. 548 through the Assembly. The commission feels there might be some real problems two years hence, with the splitting off of the regulation of workmens' compensation that has already occurred. That will be a growing problem and should be dealt with in this session if at all possible.

Mr. Harvey Whittemore, representing the Nevada Resort Association, stated they support the amendments. He said they basically reflect the agreement the representatives of the employers have with the commission and the governor's office.

Mr. Claude Evans, executive secretary-treasurer, AFL-CIO, concurred with Mr. Whittemore's statement with regard to the organization which he represents.

Senator Raggio made a lengthy discourse, primarily directed to Mr. Evans, regarding whether or not the bill being dealt with took care of unorganized labor as well as organized labor.

Mr. Evans responded that 95 percent of all the work the union does at the legislature is for unorganized labor. He gave several examples of legislation which benefited varying percentages of unorganized as well as organized labor.

There was no further discussion on Senate Bill No. 548.

SENATE BILL NO. 492--Extends regulation over bank holding companies and certain mergers, conversions, or consolidations of state bank.

Assembly Amendment No. 1113 to Senate Bill No. 492 was reviewed and discussed by the committee. Also reviewed and discussed was Assembly Amendment No. 1165 to Senate Bill No. 492.

The committee reviewed, discussed, and took action on the following amendments:

MEETING OF THE SENATE COMMITTEE ON COMMERCE AND LABOR
JUNE 2, 1981

(Action on amendments, continued):

Assembly Amendment No. 1165 to S.B. No. 492 Did not Concur.
Assembly Amendment No. 1113 to S.B. No. 492 Did not Concur.
Assembly Amendment No. 1247 to S.B. No. 132 Concurred.
Assembly Amendment No. 558 to S.B. No. 193 Concurred.
Assembly Amendment No. 981 to S.B. No. 193 Concurred.
Assembly Amendment No. 1453 to S.B. No. 193 Concurred.
Assembly Amendment No. 1197 to S.B. No. 239 Concurred.
Assembly Amendment to S.B. No. 438* Concurred.
Assembly Amendment to S.B. No. 482* Concurred.
Assembly Amendment No. 1261 to S.B. No. 686 Concurred.

The committee recessed at 3:30 p.m. until reconvened at the call of the Chairman at 5:15 p.m.

Action on amendments continued, as follows:

Assembly Amendment No. 1570 to S.B. No. 548 Concurred.
Assembly Amendment No. 1578 to S.B. No. 548 Concurred.
Assembly Amendment No. 1579 to S.B. No. 548 Concurred.

ASSEMBLY BILL NO. 70--Imposes duties on insurers in relation to rates and coverage for motor vehicle insurance.

The Assembly has refused to concur in Senate Amendment No. 1433 to this bill. The committee discussed the matter at some length and also heard from Jim Wadhams regarding the matter.

Senator Wilson then moved "Do Not Recede" from Amendment No. 1433.

Senator Don Ashworth seconded the motion.

The motion carried unanimously.

* Library note: These bills were not referred to this committee.

MEETING OF THE SENATE COMMITTEE ON COMMERCE AND LABOR
JUNE 2, 1981

A Conference Committee was formed, with reference to Assembly Bill No. 70, Amendment No. 1433. Members of the Conference Committee were Senator Don Ashworth, Senator McCorkle, and Senator Raggio.

ASSEMBLY BILL NO. 69--Prescribes duties for commission of insurance.

Mr. James Wadhams, director, department of commerce, made a brief presentation, at committee request, to provide background information on this bill. This bill was never discussed in committee, but was the subject of a joint hearing on March 24, 1981, in Room 131, with the Assembly Transportation Committee.

Senator Raggio moved to Indefinitely Postpone
Assembly Bill No. 69.

Senator Blakemore seconded the motion.

The motion was rescinded.

No further action was taken.

As there was no further business, the meeting was adjourned at 6:10 p.m.

Respectfully submitted,


Betty Steele, Committee Secretary

APPROVED:


Senator Thomas R. C. Wilson, Chairman

DATE: June 10, 1981