

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

SIXTY-FIRST SESSION
NEVADA STATE LEGISLATURE
JUNE 3, 1981

The Senate Committee on Commerce and Labor was called to order by Chairman Thomas R. C. Wilson, at 4:40 p.m., Wednesday, June 3, 1981, in Room 213 of the Legislative Building, Carson City, Nevada. There was no agenda or attendance roster as the meeting was at the special call of the Chairman.

COMMITTEE MEMBERS PRESENT:

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

STAFF MEMBER PRESENT:

Betty Steele, Committee Secretary

The first matter for discussion at the specially convened meeting was Senate Bill No. 695 and its proposed amendments.

SENATE BILL NO. 695--Makes various amendments to provisions of law governing mortgage companies.

Assembly Amendments Nos. 1508 and 1580 to Senate Bill No. 695, were read and discussed by the committee members. They read the reprint of the bill and heard testimony from Mr. Joe Midmore, representing the mortgage companies, as to the intent of the amendments. Senator Close also commented on the history of the problems which have existed in this piece of legislation.

Discussion being finished on Amendment No. 1508, Mr. Midmore then presented information regarding Amendment No. 1580. It was noted that this amendment proposed a new section 13, which made provisions for this chapter which do not apply to the six exceptions.

The committee agreed not to concur in either amendment to Senate Bill No. 695.

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The conference committee was composed of Senators Close, Don Ashworth, and Raggio.

Senator Don Ashworth moved not to concur in Amendment No. 1508 or Amendment No. 1580 to Senate Bill No. 695.

Senator Hernstadt seconded the motion.

The motion carried unanimously.

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SENATE BILL NO. 699--Revises fees and licensing provisions for persons engaged in business of insurance.

There were two Assembly Amendments to Senate Bill No. 699. Amendment No. 1318 and No. 1550 were both conflict resolutions.

Senator Hernstadt moved the committee concur in Amendments Nos. 1318 and 1550 to Senate Bill No. 699.

Senator Don Ashworth seconded the motion.

The motion carried unanimously.

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SENATE BILL NO. 704--Makes various changes in provisions regarding credit unions.

Assembly Amendment No. 1554 to Senate Bill No. 704, which deleted section 5, was read and discussed by the committee. The conference committee was comprised of Senators Close, Don Ashworth, and Raggio.

Senator Hernstadt moved to concur in Assembly Amendment to Senate Bill No. 704.

Senator Don Ashworth seconded the motion.

There was additional discussion and clarifying comments.

Senator Hernstadt withdrew his motion.

Senator Close moved not to concur.

Senator Don Ashworth seconded the motion.

The motion carried unanimously.

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SENATE BILL NO. 495--Permits collection agency and debt adjusting company to pledge certain assets in lieu of purchasing a bond.

Assembly Amendment No. 1504 to Senate Bill No. 495 was read. There was minimal discussion by the committee.

Senator Hernstadt made a motion to concur in Assembly Amendment No. 1504 to Senate Bill No. 495.

Senator Close seconded the motion.

The motion carried unanimously.

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ASSEMBLY BILL NO. 233--Prohibits employer's use of polygraph on applicants for employment or employees.

Senate Amendment No. 1135 to Assembly Bill No. 233 was not agreed upon by the Assembly. The conference committee was comprised of Senators Raggio, Hernstadt and Wilson. Senator Wilson commented upon section 18, which was the point of controversy.

Senator Don Ashworth move not to recede from Senate Amendment No. 1135 to Assembly Bill No. 233.

Senator Hernstadt seconded the motion.

The motion carried unanimously.

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ASSEMBLY BILL NO. 71--Limits disclosure of information by insurers, agents and organizations which support the business of insurance.

The Assembly did not accept Senate Amendment No. 1498 to Assembly Bill No. 71. The conference committee was comprised of Senators Wilson, Hernstadt and McCorkle.

Senator Don Ashworth moved not to recede from Senate Amendment No. 1498 to Assembly Bill No. 71.

Senator Hernstadt seconded the motion.

The motion carried unanimously.

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ASSEMBLY BILL NO. 600--Revises measures for compliance with provisions of law requiring motor vehicle insurance.

Testimony was heard from Mr. Hale Bennett, chief of registration, department of motor vehicles. He stated this bill would have a good effect on all motor vehicle owners of Nevada. Mr. Bennett indicated that 17 percent of Nevada motorists were uninsured. He said this bill was put together in such a way as to maintain the best parts of Nevada's current systems, discard the unsatisfactory portions, and pick up all of the good parts of the Oregon system, which he referenced as model legislation. Mr. Bennett then assisted the committee by going over the legislation with them and answering all questions.

Mr. Virgil Anderson, representing the American Automobile Association (AAA) expressed their support for Assembly Bill No. 600.

Senator Don Ashworth moved to Do Pass
Assembly Bill No. 600.

Senator Hernstadt seconded the motion.

Senator Raggio indicated he wished to hold the bill because the Assembly Transportation Committee was "doing a little number" on Assembly Bill No. 70 which was the "stacking" bill introduced by the Senate Committee on Commerce and Labor regarding underinsured and overinsured parties. He stated the Assembly committee held Assembly Bill No. 70 after it was amended to cover the underinsured and overinsured. Senator Raggio felt they were "playing games" with it, and would not appoint a conference committee.

Senator Hernstadt argued that Assembly Bill No. 600 was a department of motor vehicles bill, not an Assembly Transportation Committee bill. Senator Raggio replied that made no difference. He still wanted Assembly Bill No. 600 held until the Assembly Transportation Committee appointed a conference committee to deal with Assembly Bill No. 70.

Senator Hernstadt protested that he would prefer to keep the motion in effect. He said the bill could always be put on the Senate Secretary's desk and wait until the last moment to pass it on the floor of the Senate. However, he would like to get it out of committee.

Senator Wilson commented he also felt very, very strongly about the "stacking" provision to Assembly Bill No. 70. He suggested

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an attempt be made to "jar" the bill out of the Assembly Transportation Committee, even though some of the members of that committee who happen to be in the insurance business would just as soon not have a conference committee. Senator Wilson agreed to speak to Assembly Transportation Committee Chairman Bob Price.

As there were no further comments on Assembly Bill No. 600, the meeting was recessed at 5:28 p.m.; until reconvened at the call of the Chair.

The committee reconvened at 6:45 p.m. to discuss the following bills and amendments.

SENATE BILL NO. 132--Provides civil penalties for violation of provisions of chapters 703 and 712 of NRS.

Assembly Amendment No. 1247 to Senate Bill No. 132 was a conflict amendment.

Senator Blakemore moved to concur with Assembly Amendment to Senate Bill No. 132.

Senator Hernstadt seconded the motion.

The motion passed unanimously.

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SENATE BILL NO. 686--Raises limits on loans by savings and loan associations and revises procedure for appeal from decisions of commissioner of savings associations.

Assembly Amendment No. 1261 resolved a conflict with Assembly Bill No. 518.

Senator Hernstadt moved to concur with Assembly Amendment No. 1261 to Senate Bill No. 686.

Senator Blakemore seconded the motion.

The motion passed unanimously.

SENATE BILL NO. 239--Makes various changes to law governing practice of traditional Oriental medicine.

Assembly Amendment No. 1197 resolved a conflict with Assembly Bill No. 183.

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Senator Blakemore moved to concur in Assembly Amendment No. 1197 to Senate Bill No. 239.

Senator Hernstadt seconded the motion.

The motion passed unanimously.

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SENATE BILL NO. 193--Reestablishes real estate division of department of commerce, changes fees and duties of division and brokers.

Assembly Amendments Nos. 981, 1453, and 558 to Senate Bill No. 193 were reviewed and discussed.

Senator Hernstadt moved to concur with Assembly Amendment No. 981 to Senate Bill No. 193.

Senator Raggio seconded the motion.

The motion passed unanimously.

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Amendment No. 1453 was a conflict resolution and there was minimal discussion.

Senator Blakemore moved to concur with Assembly Amendment No. 1453 to Senate Bill No. 193.

Senator Hernstadt seconded the motion.

The motion passed unanimously.

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Amendment No. 558 was explained by Senator Hernstadt as being an amalgamation of the testimony of about ten different persons.

Senator McCorkle moved to concur with Assembly Amendment No. 558 to Senate Bill No. 193.

Senator Blakemore seconded the motion.

The motion passed unanimously.

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

Senator Wilson noted that all amendments were incorporated in the first reprint. Senate Amendment No. 1433 was not agreed to by the Assembly.

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Senator Don Ashworth moved not to recede from
Senate Amendment No. 1433 to Assembly Bill No. 70.

Senator Blakemore seconded the motion.

The motion passed unanimously.

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The conference committee was comprised of Senators Raggio, Don Ashworth and McCorkle.

ASSEMBLY BILL NO. 22--Makes provisions governing rental of mobile home lots applicable to certain recreational vehicles.

There was a note on the amendment to the effect that the committee "should not recede, there was a conflict notice.

Senator Blakemore made a motion not to recede from the amendment to Assembly Bill No. 22.

Senator McCorkle seconded the motion.

The motion passed unanimously.

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The conference committee was comprised of Senators Hernstadt, Don Ashworth and Blakemore.

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

Assembly Amendments Nos. 1570, 1578, and 1579 were again brought to the committee's attention.

Senator McCorkle moved to concur with Assembly Amendments Nos. 1570, 1578 and 1579 to Senate Bill No. 548.

Senator Hernstadt seconded the motion.

The motion passed unanimously.

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

This bill was the subject of a joint hearing with the Assembly Committee on Transportation and the Senate Committee on Commerce and Labor on Tuesday, March 24, 1981.

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

Senator Blakemore seconded the motion.

The motion was passed unanimously.

Senator McCorkle stated he felt the bill needed to be discussed to some degree in regard to perhaps having another view than to have the government as jurisdictional.

The vote and motion were rescinded.

There was minimal discussion on Senator McCorkle's comments.

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

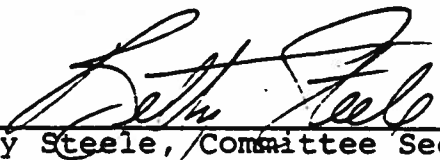
Senator Blakemore seconded the motion.

The motion passed unanimously.

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With no further business, the meeting was adjourned at 7:38 p.m.

Respectfully submitted,


Betty Steele, Committee Secretary

APPROVED:


Senator Thomas R. C. Wilson, Chairman

DATE: June 8, 1981