

MINUTES OF THE
MEETING OF THE SENATE COMMITTEE
ON GOVERNMENT AFFAIRS

SIXTY-FIRST SESSION
NEVADA STATE LEGISLATURE
May 22, 1981

The Senate Committee on Government Affairs was called to order by Chairman James I. Gibson, at 2:05 p.m., Friday, May 22, 1981, in Room 243 of the Legislative Building, Carson City, Nevada. Exhibit A is the Meeting Agenda. Exhibit B is the Attendance Roster.

COMMITTEE MEMBERS PRESENT:

Senator James I. Gibson, Chairman
Senator Jean Ford, Vice Chairman
Senator Keith Ashworth
Senator Virgil Getto
Senator James Kosinski
Senator Sue Wagner

COMMITTEE MEMBER ABSENT:

Senator Gene Echols (Excused)

GUEST LEGISLATORS:

Senator Lawrence Jacobsen
Assemblyman Erik Beyer

STAFF MEMBERS PRESENT:

Frank Daykin, Legislative Counsel
Andrew Grose, Research Director
Anne Lage, Committee Secretary

SENATE BILL NO. 693

Allows pay for persons serving on town advisory boards.

Mr. Don Johnson, Director of Public Services for Gardnerville, testified that he was in support of this bill as written.

Mr. Bob Hadfield, Douglas County Commissioner, testified in support of this bill. However, he was not sure that by deleting "without compensation" that it would automatically permit compensation. He asked the committee to consider an amendment to the bill which would allow for compensation and make it optional for counties to determine by their local ordinances

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whether or not they would like to pay advisory boards.

Senator Lawrence Jacobsen stated that he was in total support of this legislation.

Senator Wagner moved "Amend and Do Pass" on Senate Bill No. 693 using the amendment suggested by Mr. Hadfield.

Senator Ford seconded the motion.

The motion carried unanimously.

ASSEMBLY BILL NO. 673

Revises procedural provision on disposition of tentative maps for subdivision of land.

Assemblyman Erik Beyer testified in support of this bill. He stated that it would correct a conflict in the statutes. On page 1, line 2, it reads, "the governing body shall by a majority vote of the members present, approve, conditionally approve or disapprove a tentative map." On page 2, line 17, it reads, "the final disposition of a tentative map must be by a vote of the majority of the governing body." He stated that this bill would change the wording on page 2 so that it conformed to the language on page 1.

Senator Ford moved "Do Pass" on Assembly Bill No. 673.

Senator Getto seconded the motion.

The motion carried. (Senator K. Ashworth was not present for the vote.)

ASSEMBLY BILL NO. 559

Repeals local provisions for election of trustees for school districts.

Mr. Chuck Neely, Clark County School District, testified that this bill was requested by Clark County and Washoe County School Districts. It was requesting permission for Clark County School District to be able to reapportion themselves having seven districts as they presently have. Washoe County School District would be able to reapportion themselves having five districts with two members at large.

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The Assembly added an amendment to this bill which would require this reapportionment to be completed by February 1, 1982. Mr. Neely stated that he was in support of this amendment. He also stated that this reapportionment would be based upon population, and not based upon the Senate or Assembly districts. This was mainly because in Clark County there were 22 Assembly districts with only 7 members in the school districts, so it could not go exactly with the Assembly districts.

Mr. Keith Lee, Washoe County School District, testified that they were in support of this bill. It was the school districts' intent to advise the school trustees to reapportion themselves by Assembly districts.

Senator Wagner moved "Do Pass" on Assembly Bill No. 559.

Senator Ford seconded the motion.

The motion carried. (Senator K. Ashworth was absent for the vote.)

ASSEMBLY BILL NO. 619

Requires legislative approval of certain leases of state lands.

Mr. Jack Shaw, Division of State Lands, testified that this bill related to the lease to Washoe County Sheriff's Department jail site. He stated that he had no concern with this bill.

Senator Wagner moved "Do Pass" on Assembly Bill No. 619.

Senator Getto seconded the motion.

The motion carried unanimously.

ASSEMBLY BILL NO. 660

Authorizes counties to convert excess county parking spaces into public parking and charge fees.

Mr. Patrick Pine, Clark County, testified that this bill was introduced at the county's request because they became aware of a problem that they had on charging for public parking in a garage. As a result of their mandate to build a new jail, that jail will be built on areas now providing street level parking for a number of employees. As the downtown area begins to build up more and more, they are finding that they have to

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find additional parking facilities for those employees. He stated that they had been working with the City of Las Vegas to help solve some of their parking problems.

Under the existing law, counties cannot charge for parking where it was a county owned facility located in an incorporated city. This bill restricts the county to only be allowed to charge within the garage itself. This did not empower the county to put meters on the street.

Mr. Pine stated that the City of Las Vegas was in support of this bill.

Senator Ford moved "Do Pass" on Assembly Bill No. 660.

Senator Wagner seconded the motion.

The motion carried unanimously.

SENATE BILL NO. 700

Reapportions state legislature.

Mr. Andrew Grose, Research Director, explained the changes on the Assembly bill on reapportionment.

Mr. Grose stated that he had received final confirmation on the Regents and Board of Education districts. That bill was submitted to the bill drafters on Wednesday and should be ready for introduction sometime this weekend.

The committee concurred with the proposed Assembly amendments and agreed to incorporate those amendments into Senate Bill No. 700.

Senator Ford moved "Amend and Do Pass" on Senate Bill No. 700.

Senator K. Ashworth seconded the motion.

The motion carried unanimously.

SENATE BILL NO. 680

Amends certain provisions relating to redevelopment of communities and amends charter of City of Reno.

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Chairman Gibson stated that he had a suggested amendment to this bill from the City of Reno. (See Exhibit C.)

Mr. Bob Hunter, City of Reno, testified in support of this bill with the proposed amendments.

Senator K. Ashworth stated that he had about four issues which he felt needed to be addressed.

1. Convert from a tax increment district to the urban development district.
2. Pledge to use the \$400,000 they have for the project for which it was raised, which was the river beautification.
3. The boundaries of the new district be the same boundaries of the old district.
4. Leave the base the same.

Mr. Hunter agreed to these suggested amendments. Senator K. Ashworth accompanied the Reno representatives to the bill drafter to explain these amendments.

Senator K. Ashworth moved "Amend and Do Pass" on Senate Bill No. 680.

Senator Wagner seconded the motion.

The motion carried unanimously.

SENATE BILL NO. 696

Changes qualifications of one member of Colorado River advisory commission.

Chairman Gibson explained that Mr. Daykin had suggested covering the membership of the Colorado River advisory commission in a separate bill as this would be simpler than an amendment.

Senator Ford moved "Do Pass" on Senate Bill No. 696.

Senator Getto seconded the motion.

The motion carried. (Senator K. Ashworth was absent for the vote.)

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SENATE BILL NO. 129

Makes certain revisions concerning certificates required on maps for certain divisions of land.

Senator Ford stated that the Assembly amendment to this bill would not be a policy change.

Senator Ford moved "Do Concur" with the Assembly amendment.

Senator Getto seconded the motion.

The motion carried unanimously. (Senator K. Ashworth was absent for the vote.)

BILL DRAFT REQUEST NO. 20-2119 (S.B. 705)

Increases salaries of elected county officers and removes 95-percent limit upon salaries of certain public officers and employees.

Chairman Gibson reported on the subcommittee's progress with the county elected officials' salary bill. The proposed bill would remove the 95-percent limit on salaries without restrictions. Other provisions of the bill were explained.

Senator Wagner moved that the committee introduce this bill.

Senator Getto seconded the motion.

The motion carried unanimously. (Senator K. Ashworth was absent for the vote.)

ASSEMBLY BILL NO. 278

Removes 95-percent limit upon salaries of certain public officers and employees.

Senator Wagner moved "Indefinite Postponement" on Assembly Bill No. 278.

Senator Ford seconded the motion.

The motion carried unanimously.

SENATE BILL NO. 641

Establishes August 8 of each year as Pat McCarran Day.

Senator Ford moved "Indefinite Postponement" on
Senate Bill No. 641.

Senator Getto seconded the motion.

The motion carried. (Senators Gibson and Kosinski
voted "No".)

CONGRESSIONAL REAPPORTIONMENT

Chairman Gibson explained the two proposals which had been
discussed. One would be to split the state into north and
south districts with a horizontal line taking in approximately
60,000 people from Clark County. The other alternative would
be to split the state into east and west districts with a
vertical line.

Mr. Andrew Grose described the division of the state into
east/west districts according to the Assembly district lines.

Senator K. Ashworth moved to split the state into
east/west districts using the line described by Mr.
Grose.

Senator Ford seconded the motion.

The motion failed to carry. (Senator Wagner voted "No".
Senators Kosinski and Getto voted to "Abstain".)

Chairman Gibson requested Mr. Grose to draw up maps depicting
the division of the state under both plans.

NEGOTIATIONS

Chairman Gibson noted a response he had received on amendments
to Senate Bill No. 350 from the Federated Firefighters, the
Police Protective Association, the Nevada Public Employees
Action Coalition and the Nevada State Education Association.
(See Exhibit D.)

The committee agreed with the suggestion to remove the Governor
from the process.

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Senator K. Ashworth suggested that the state Board of Accountancy appoint an accountant who did not have any ties with any political subdivision or any bargaining group and the Nevada State Bar appoint an attorney who was familiar with negotiations but did not represent any bargaining group or political subdivision. Then the those two would appoint a third person, a lay person, who was not employed in a bargaining unit, or an elected official. Those three people would then do what the Governor had been doing. They would decide whether the issues should go to arbitration.

Senator Wagner said that she was concerned about the criteria used to determine whether a group should go to arbitration. She did not believe there were enough guidelines to make a decision.

Senator Kosinski stated that if the panel proposed by Senator Ashworth was to be used in place of the Governor, he agreed with Senator Wagner that he did not know what criteria would be used to guide the panel's actions. Senator Kosinski pointed out that there was no specific language in the statutes which listed any criteria which should be used in the determination of whether or not to award binding arbitration.


Chairman Gibson advised the committee that he was against binding arbitration. He felt that by placing a panel in place of the Governor it would remove politics from the decisions. That panel would then determine whether to go for advisory arbitration or binding arbitration.

Senator Wagner discussed some criteria which had been suggested to her.

1. Is there an impasse?
2. Have good faith negotiations been undertaken?
3. Are the positions of the two sides resonable enough to support a finding of impasse?


The committee decided to meet at 2:00 p.m. on Saturday, May 23, 1981 and continue this discussion on negotiations. As there was no further business, meeting was adjourned at 4:10 p.m.

Respectfully submitted by:



Anne L. Lage, Secretary

APPROVED BY:



Senator James I. Gibson, Chairman
DATE: June 17, 1981

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Lebrary

SENATE AGENDA

EXHIBIT A

COMMITTEE MEETINGS

Committee on Government Affairs, Room 243.

Day Friday, Date May 22, 1981, Time 2:00 p.m.

S. B. No. 693--Allows pay for persons serving on town advisory boards.

A. B. No. 559--Repeals local provisions for election of trustees for school districts.

A. B. No. 619--Requires legislative approval of certain leases of state lands.

A. B. No. 660--Authorizes counties to convert excess county parking spaces into public parking and charge fees.

A. B. No. 673--Revises procedural provision on disposition of tentative maps for subdivision of land.

ATTENDANCE ROSTER FORM

COMMITTEE MEETINGS

SENATE COMMITTEE ON GOVERNMENT AFFAIRS

DATE: May 22, 1981

EXHIBIT B

PLEASE PRINT. PLEASE PRINT PLEASE PRINT PLEASE PRINT

NAME ORGANIZATION & ADDRESS TELEPHONE

<i>Robert Hatfield</i>	<i>DOUGLAS COUNTY</i>	<i>782-5871</i>
<i>Don Johnson</i>	<i>Tom of Gardnerville</i>	<i>782-7134</i>
<i>I. Howard Reynolds</i>	<i>Washoe County</i>	<i>785-4143</i>



CITY
of
RENO

EXHIBIT C

May 21, 1981

The Honorable James Gibson
Legislative Building
Capitol Complex
Carson City, Nevada 89710

Re: SB680

Dear Senator Gibson:

Enclosed herewith is a proposed amendment to Senate Bill 680 which I believe satisfies the concerns expressed by committee members at the May 20, 1981 hearing on this bill.

The proposed amendment will only permit the merger of a redevelopment project area with a tax increment area established under a city charter. The merged area may not be larger than the outside boundaries of the tax increment area established under a city charter. No taxes may be allocated to the merged area after the projects specified in the redevelopment plan for the area have been completed and any bonds or other indebtedness incurred in connection therewith have been paid.

Consistent with the foregoing, the provision concerning work 300 feet outside the tax increment area has been deleted.

Sincerely,

A handwritten signature in black ink, appearing to read "Robert B. Hunter".

Robert B. Hunter, AICP
Director of Planning

RBH:kc
Attachment

Proposed Amendments
to SB680

Page 1, lines 3 - 15

For the purpose of allocating taxes pursuant to NRS 279.676, a redevelopment project area under the jurisdiction of a redevelopment agency for which a redevelopment plan has been adopted and a tax increment area under the jurisdiction of a community for which a tax increment account has been created, may be merged, by the amendment of each affected redevelopment plan or ordinance of the community establishing a tax increment area, provided that the resulting merged redevelopment project area must not extend beyond the exterior perimeter of the tax increment area under the jurisdiction of the community. The redevelopment plan for the merged redevelopment project area must provide that after the projects specified in the plan have been completed and any indebtedness incurred in connection with the projects has been paid, no further taxes for the merged redevelopment project area shall be allocated to the agency.

Page 4, lines 7 - 10

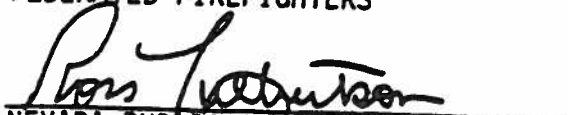
Paragraph 7 should be deleted.

PROPOSAL ON S.B. 350

EXHIBIT D

1. Remove public safety employees (firefighters and police officers) from S.B. 350. Provide for last best offer package arbitration for public safety employees in a separate bill.
2. Amend S.B. 350 for all other public employees (teachers, school classified, city and county employees, and other local government employees). The amendments to include: removal of the Governor from the process, provision for mediation with the mediator coming from AAA, the mediator to declare impasse on all issues remaining unresolved after mediation, a two week "cooling off" period to be provided, arbitration then commencing on the issues still at impasse before a AAA arbitrator, the award of the arbitrator to be final and binding.
3. In the financial ability to pay section, add capital improvement funds to be excluded as is self insurance funds at the present time. Restrictions to be written in: the fund to be itemized and non-transferable.
4. A study be conducted for four years on the last best offer package arbitration in #1 and the binding arbitration in #2. The study to incorporate these facets:
 - a. The list of information to be provided by both parties within 30 days after the conclusion of the contract.
 - b. Information to be sent to the Legislative Counsel Bureau. A biennial report to be made to the legislators on public employee bargaining. An oversight committee composed of the chairs of the Senate and Assembly Government Affairs Committee, the vice-chairs of both committees, and a minority party representative from both committees.
 - c. Information to include: number of employees in group, new contract negotiated, new contract awarded by the arbitrator, in cases of last best offer the factfinder's report, the mediator's report including the issues left at impasse and those settled, the opening proposals and dates submitted at the table, calendar of negotiations with attendance included. If it goes to mediation, employee group, employer, and mediator to indicate in a statement as to why. If impasse remains, all three indicate again why they are at impasse.


FEDERATED FIREFIGHTERS


NEVADA PUBLIC EMPLOYEES ACTION
COALITION


POLICE PROTECTIVE ASSOCIATION


NEVADA STATE EDUCATION ASSOCIATION

May 22, 1981

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