

MINUTES OF THE  
MEETING OF THE SENATE COMMITTEE  
ON HUMAN RESOURCES AND FACILITIES

SIXTY-FIRST SESSION  
NEVADA STATE LEGISLATURE  
February 13, 1981

The Senate Committee on Human Resources and Facilities was called to order by Chairman Joe Neal at 8:10 a.m., Friday, February 13, 1981, in Room 323 of the Legislative Building, Carson City, Nevada. Exhibit A is the Meeting Agenda. Exhibit B is the Attendance Roster.

COMMITTEE MEMBERS PRESENT:

Senator Joe Neal, Chairman  
Senator James N. Kosinski, Vice Chairman  
Senator James H. Bilbray  
Senator Richard E. Blakemore  
Senator Wilbur Faiss  
Senator Virgil M. Getto

GUEST LEGISLATOR:

Senator Lawrence Jacobsen

STAFF MEMBER PRESENT:

Sheba L. Frost, Secretary

SENATE BILL NO. 74 -- "Assigns duties to state fire marshal division and directs that special radio frequency be designated."

Mr. Fred Welden, Senior Research Analyst, Research Division, Legislative Counsel Bureau, distributed copies of the Legislative Commission's Interim Subcommittee Study on a Statewide Master Plan for Fire Protection (S.C.R. No. 23). Mr. Welden explained the membership of the subcommittee, the number of meetings that were held, and that S.B. No. 74 is the primary bill of the study.

Chairman Neal asked Mr. Welden to explain S.B. No. 74, section-by-section.

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Section 1. Mr. Welden said that this section addresses the purchase of communication equipment utilizing the microwave channels of the state communications system. This equipment would be stored in regional locations for use in emergencies.

Section 2. This section, Mr. Welden said, begins the provisions on the training programs for firemen. A fire service training section will be established in the state fire marshal's division. Currently, the fire service training program is administered through the University of Nevada/Reno, Extended Programs and Continuing Education, and financed through the state department of education, division of vocational education. However, the fire services felt that this program should be administered within the state fire marshal's office.

Section 3. This section changes the title of the state fire marshal's advisory board to the board of fire services, and adds two members to the board. The two new members would be a training officer from a volunteer fire department and a training officer from a part or full-time fire department.

Section 4. This section sets forth the specific provisions for the fire service training section as outlined in Sections 5 and 6.

Section 5. This section provides that the state fire marshal in regard to the fire service training section shall: (1) Furnish and administer programs for the training of firemen; (2) Describe the programs which are available for training of firemen and notify fire departments of the availability of these programs; (3) Administer a program to certify firemen, whenever requested to do so, for successful completion of a training program; (4) Develop a program to train instructors; and (5) Assist other agencies and organizations to prepare and administer training programs.

Section 6. Mr. Welden said that this section begins a new subject on the awarding of grants for fire departments and the training of firemen. This provision allows the state fire marshal to administer

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grants of money which are awarded by the state board of fire services; and in the division's budget request for these grants a statement must be included which designates the amount of money which the state received during the previous year from taxes on fire-related insurance premiums. Currently, a grant program exists within the state forester's office entitled "Rural Community Fire Protection Program." This program will be abolished and replaced by the program described in this section.

Section 7. This section adds a new section to chapter 233F of the Nevada Revised Statutes as follows: "The board (state communications board) shall designate at least one microwave channel of the state communications system for use by the fire services."

Section 8. Mr. Welden said that this references back to the training program being transferred from the university to the state fire marshal's office. This section dictates that the board of regents shall transfer to the state fire marshal's office all inventory and equipment of the fire service training program.

Section 9. This is the appropriations section. Subsection 1 provides for a general fund appropriation of \$25,990 for the purchase of communication equipment by the division of forestry, state department of conservation and natural resources; subsection 2 appropriates from the state general fund \$63,900 for each year of the biennium for grants to be awarded for fire prevention, fire control and education of firemen, and \$10,000 to supplement the funding of the fire service training section; and subsection 3 appropriates from the state general fund to the state communications board, \$2,000 each year of the biennium for the designation of one microwave channel for use by the fire services. Mr. Welden noted that the \$63,900 is 10 percent of the premiums that are fire-related as mentioned in Section 6, 1-b. The \$10,000 supplement, Mr. Welden commented, will be in addition to the annual \$75,000 which will be contracted from the vocational education budget. The \$75,000 appropriation has not received an increase in several years, yet the fire services and the number of men who need training has grown and developed.

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Mr. Welden explained to Senator Kosinski that the grant money discussed in Section 6 can be spent on equipment for fire departments or for specialized training. Mr. Welden added that the \$63,900 of Section 9 will not meet all of the needs of the fire departments statewide. However, the subcommittee felt that this dollar amount would be more acceptable to the finance committees.

Senator Lawrence Jacobsen, sponsor of S.B. No. 74, submitted a letter to the committee from Mr. John Crossley, Legislative Auditor, Legislative Counsel Bureau, concerning Section 9. (See Exhibit C.) The senator also made several comments about the subjects studied by the interim subcommittee, and described the type of testimony received by the subcommittee which lead, in turn, to the drafting of S.B. No. 74.

Mr. John Crossley said that his letter explains an amendment to Section 9 of S.B. No. 74 which will further clarify the accounting aspect of the appropriations.

Mr. Lowell Smith, State Forester Firewarden, Division of Forestry, said that the existing grant program in his division which will be abolished and replaced by the grant program of S.B. No. 74 is based on a 50/50 match between the local entities and the division. Mr. Smith said that the local departments have held community functions to raise their share of the match and this has become a popular program. Also, this money allows for equipment purchasing which in some cases provides the only fire protection available to a community. Mr. Smith said that his division supports S.B. No. 74 and the grant program the bill describes.

Mr. Ron Johnson, City of Sparks Fire Department, referenced Section 8 of S.B. No. 74 and said that the fire service training program which would be transferred to the state fire marshal's office would not interfere with the fire science classes of the community colleges or the oil and gas fire training classes taught at the university. The oil and gas

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courses are sponsored by the Western Oil and Gas Association in cooperation with the University of Nevada/Reno. Mr. Johnson said that he is currently chairman of the State Fire Training Advisory Board, which is a function of the university, and he fully supports the changes to this board and the training program as proposed in S.B. No. 74.

Mr. Bill Park, Smith Valley Volunteer Fire Department, said that he was representing the Nevada State Firemen's Association and the association completely supports S.B. No. 74.

Chairman Neal recessed the hearing on S.B. No. 74, and said that continued testimony on S.B. No. 22 would now be taken by the committee.

SENATE BILL NO. 22 -- "Revises laws governing administration and financing of libraries."

Mr. Andrew P. Grose, Director of Research, Legislative Counsel Bureau, continued with his section-by-section discussion of S.B. No. 22 (testimony on this bill was previously heard on February 10, 1981).

Section 6. This section is a policy statement which describes how library services fit into the State of Nevada.

Section 7. This provision would require that every public library in the state develop a five-year master plan which will be updated every two years. The libraries will be given two years to develop the first plan. Mr. Grose explained to Senator Blakemore that regardless of the size of the library, the library should have some conception of its future goals, i.e., expansion of its book supply, audio/visual equipment, etc.

Section 8. This section allows for the issuance of bonds, not to exceed 10 percent of the assessed valuation of the district. Mr. Grose said that as has been discussed, the word "issue" on line 41 will be changed to "request."

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Section 9. The new language in this section adds a definition of the term "public library." Senator Bilbray and Senator Kosinski asked Mr. Grose to define what the term "library system" means, within the definition of "public library." Ms. Joan Kerschner of the Nevada State Library, said that "library system" refers to two or more libraries that contract together to provide service. Senator Kosinski said that this term should also be defined in the statute. Mr. Grose concurred.

The reference in the definition of "public library" to a "library predominantly supported by public money" speaks to the community libraries. Ms. Kerschner said that these are included in the definition in order to give these libraries statutory recognition which entitles them to receive state funding. These libraries do not need statutory recognition to receive county funds.

Section 10. This section prohibits the establishment of a county library unless the area to be served has at least 6,000 people. Ms. Kerschner commented that this concept will probably be abandoned after receiving testimony which indicated that libraries in communities with a population of less than 6,000 can be maintained.

Section 11. This section suggests that county commissioners may authorize up to \$40 per meeting, with a total of not more than \$80 per month, for compensation to county library trustees. The county may also provide travel expenses and subsistence allowance as is allowed for state employees.

Section 12. This section removes the current ad valorem tax limit for county library districts.

Section 13. This section is the same as Section 11, applying to trustees of library districts.

Section 14. This section removes the ad valorem tax limits for town libraries.

Section 15. This section revises the mandatory and permissive duties of the county library trustees.

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Section 16. This section clarifies that the county librarian has the right to recommend policy to the library trustees.

Section 17. This section states that library trustees have the right of review and approval of audits.

Section 18. This section removes the ad valorem tax limits for entities which wish to contract for library services.

Section 19. This section makes the city governing body the library trustee for city libraries. Mr. Grose said that currently the library of the City of North Las Vegas is the only city library in the state, and the city council has been acting as the board of trustees. This section will give this action statutory recognition.

Senator Kosinski suggested that the references to "city" or "city free" library should be consistent in the statutes. He said that since the term "city free" is apparently outdated it should be removed from the statutes. Mr. Grose concurred.

Section 20. This section clarifies that the city librarian has the right to recommend policy to the library trustees or governing body of the city.

Section 21. Non-substantive.

Section 22. This section provides the additional duty of the state librarian to determine the minimal collection of legal reference books and materials. Ms. Kerschner said that "primary sources" should be a finite list and if it was not too complicated perhaps the exact list should be included in the statute. She said that the federal materials, at current prices, will cost the counties approximately \$680 per year, and the state materials will cost approximately \$800 per year. (If Senate Bill No. 26 which "Revises provisions relating to distribution of official publications to libraries and governmental agencies" passes, the cost of state materials to the county libraries would be less than the \$800.) Mr. Grose said that this section does not necessarily dictate that the county must purchase these materials, because if they

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are already available in a county facility the materials can be transferred to the library. The only requirement is that the materials be accessible to the general public.

Section 24. This section corrects references in the bill and is non-substantive.

Section 25. This section changes the composition of the law library trustees. Ms. MaryAnne Royale, Washoe County Law Librarian, said that she analyzed the statutes of ten major states to determine the traditional composition of law library trustees. Generally, the trustees are judges and members of the bar. The State of California also includes the chairman of the board of supervisors in order to have county representation. In Washoe County there is an informal advisory board which also includes members of the general public.

Section 26. This section insures that in filling vacancies on boards of law library trustees that the new members retain the required composition of the boards.

Section 27. This section has two major provisions. The first provision changes the system for supporting law libraries from a dollar amount to a percentage of filing fees; and the second provision allows the county commissioners to transfer from the county general fund to the law library fund such amounts as it determines are necessary for purposes of the law library.

Senator Bilbray said that he has several reservations about this section. The senator said that Clark County has this year appropriated to the county law library \$130,139.74, (See Exhibit D). Under this proposed provision this amount would increase to \$271,124.45.

Section 28. This section eliminates the possibility that access to a law library by non-lawyers would be subject to a fee.

Section 29. This section insures that if the law library under chapter 380 of the Nevada Revised Statutes is discontinued then the county commissioners will be responsible for providing an accessible location for all the library's legal books and materials.



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Section 30. This section removes the state librarian as a voting member of the Nevada Council on Libraries, as the Council would be in the position of reviewing the master plans submitted by the state librarian.

Section 31. This section adjusts the terms of the state library council.

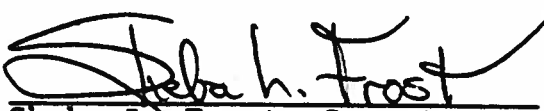
Section 32. Non-substantive.

Section 33. This section allows the state library council to meet more than twice per year as long as the meetings are within the limits of legislative appropriations.

Sections 34, 35 and 36. These sections are self-explanatory: No. 34 is non-substantive; No. 35 states that this bill is not intended to interrupt the existence of any law library established by law before the effective date of this act; and No. 36 states the master plans of Section 7 must be completed by July 1, 1983.

There being no further business, the meeting adjourned at 9:55 a.m.

Respectfully submitted by:

  
Sheba L. Frost, Secretary

APPROVED BY:



DATE: Feb 23, 1981

SENATE AGENDA

COMMITTEE MEETINGS

EXHIBIT A

Committee on Human Resources and Facilities , Room 323 .

Day Friday , Date February 13 , Time 8:00 a.m.

S. B. No. 74--Assigns duties to state fire marshal division and directs that special radio frequency be designated.

ATTENDANCE ROSTER FORM

COMMITTEE MEETINGS

SENATE COMMITTEE ON HUMAN RESOURCES AND FACILITIES

DATE: FEBRUARY 13, 1981

EXHIBIT B

PLEASE PRINT NAME	PLEASE PRINT ORGANIZATION & ADDRESS	PLEASE PRINT TELEPHONE
Ledy Smith	NEV. DIV OF FORESTRY	885-4350
Gene LeBlanc	Truckee Meadows Fire Prot. Dist.	785-4322
Tom Johnson	Sinks Fire Dept.	306-2273
DAVE STEPHAN	FIRE SERVICE TRAINING	972-0785
W.F. Southard	Lyon County Fire	463-2261
PAUL DE LOREY	TAHOE DOUGLAS FIRE DIST	588-3591
Joe Fisher	Nevada State Education Assoc	882-5575
Jayce Woodhouse	Nevada State Education Assoc.	882-5574
TED SANDERS	STATE DEPT OF EDUC	885-5700
WENDELL NEWMAN	STATE DEPT. OF ED.	885-5700
ESTHER LAI	JACKS VALLEY VFD	883-3344
Andy Gross	LCB	
Tom Huddleston	State Fire Marshal	885-4290
Fred Nelson	LCB	
Myrtle	Washoe Co. Fire Marshal	785-4187
Don	WEST VIRGINIETTA	423 4100
BERNARD SEASE	CARSON CITY FIRE DEPT.	882-1663
ALICE KENTON	NEV State Fireman's Assoc.	849-1705
Julius	Las Vegas Fire Dept	571-0615
Bill Bunker	Federated Firefighters of Nevada	
Rod Holman	Silver Springs Vol Fire Dept.	577-2651
Bill Park	Smith Valley Fire, N.S.F.F.	
Tom	Nevada State Fire	885-5145
Joe Cathcart	City of North Las Vegas	885-2121



STATE OF NEVADA  
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LEGISLATIVE COMMISSION (702) 885-5627

KEITH ASHWORTH, *Senator, Chairman*  
Arthur J. Palmer, *Director, Secretary*

INTERIM FINANCE COMMITTEE (702) 885-5640

DONALD R. MELLO, *Assemblyman, Chairman*  
Ronald W. Sparks, *Senate Fiscal Analyst*  
William A. Bible, *Assembly Fiscal Analyst*

ARTHUR J. PALMER, *Director*  
(702) 885-5627

FRANK W. DAYKIN, *Legislative Counsel* (702) 885-5627  
JOHN R. CROSSLEY, *Legislative Auditor* (702) 885-5620  
ANDREW P. GROSE, *Research Director* (702) 885-5637

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EXHIBIT C

Senator Lawrence E. Jacobsen  
Legislative Building  
Carson City, Nevada 89710

Dear Senator Jacobsen:

As we discussed, Section 9 on Page 4 of Senate Bill 74 should be amended as follows:

Sec. 9 1. There is hereby appropriated from the state general fund to the division of forestry of the state department of conservation and natural resources the sum of \$25,990 for purchase of communication equipment.

2. There is hereby appropriated from the state general fund to:

(a) [t]The state fire marshal division of the department of commerce [the following sums:] \$10,000 for the fiscal year beginning July 1, 1981 and \$10,000 for the fiscal year beginning July 1, 1982 to supplement the funding of the fire service training section; and

(b) The division of forestry of the state department of conservation and natural resources \$63,900 for the fiscal year beginning July 1, 1981, and \$63,900 for the fiscal year beginning July 1, 1982, for grants to be awarded for fire protection, fire control, and education of firemen.

[(a) \$63,900 for the fiscal year beginning July 1, 1981, and \$63,900 for the fiscal year beginning July 1, 1982, for grants to be awarded for fire prevention, fire control and education of firemen; and

(b) \$10,000 to supplement the funding of the fire service training section.]


3. There is hereby appropriated from the state general fund to the state communications board the sum of \$2,000 for the fiscal year beginning July 1, 1981, and \$2,000 for the fiscal year beginning July 1, 1982, for the designation of one microwave channel of the state communications system for use by the fire services.

Senator Lawrence E. Jacobsen  
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4. After June 30, 1983, the unencumbered balance of the appropriation made in subsection 1 of this section may not be encumbered and reverts on that date to the state general fund. The unencumbered balances of the appropriations for the fiscal years beginning July 1, 1981 and July 1, 1982 contained in subsections 2 and 3 of this section may not be committed for expenditure after June 30 of each year and revert on that date to the state general fund.

I am available to discuss this with you further, at your convenience.

Sincerely yours,



John R. Crossley, C.P.A.  
Legislative Auditor

JRC:rie

EXHIBIT D

COLUMN WRITE

	1	2	3	4	5
	150,	Original Revenue	Decrease to	Conf. gen.	and
		123,000			
1	1,084,497.81	X .12	130,139.74		
2	1,084,497.81	X .13	140,984.72	\$ 7432.22	- .07
3		X .14	151,829.69	\$ 18277.19	-1.7%
4		X .15	162,674.67	\$ 29122.17	-2.7%
5		X .16	173,519.65	\$ 39966.50	-3.7%
6		X .17	184,364.63	\$ 50812.13	-4.7%
7		X .18	195,209.61	\$ 61657.11	-5.7%
8		X .19	206,054.58	\$ 72502.08	-6.7%
9		X .20	216,899.56	\$ 83347.06	-7.7%
10		X .21	227,744.54	\$ 94192.04	-8.7%
11		X .22	238,589.52	\$ 105037.02	-9.7%
12		X .23	249,434.50	\$ 115882.00	-10.7%
13		X .24	260,279.47	\$ 126727.99	-11.7%
14		X .25	271,124.45	\$ 137572.95	-12.7%