

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

SIXTY-FIRST SESSION
NEVADA STATE LEGISLATURE
March 27, 1981

The Senate Committee on Human Resources and Facilities was called to order by Chairman Joe Neal at 8:05 a.m., Friday, March 27, 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 Richard E. Blakemore
Senator James H. Bilbray
Senator Wilbur Faiss
Senator Virgil M. Getto

STAFF MEMBERS PRESENT:

Don Rhodes, Chief Deputy Research Director
Joy-el McBride, Secretary

SENATE BILL NO. 313

Mr. Bob Scott, superintendent of schools in Humboldt County, had been appointed as a member of the subcommittee that discussed Senate Bill No. 313. He said the superintendents feel this legislation is premature. At the meeting held March 25, 1981, the superintendents passed the following resolution:

1. The Nevada Interscholastic Athletics Association board will be directed to examine its own composition at that time.
2. After that examination they will be directed to recommend a reorganization or reapportionment of their own board to the superintendents and to the state school boards association, with the thought in mind that perhaps the board should be reduced in size from 12 to 7 or 9 members.
3. These changes, when recommended and approved, be implemented no later than July, 1982.

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The main emphasis is that this particular bill should not be implemented, pending the board's study of its own organization.

Senator Bilbray asked Mr. Scott if they had discussed the possibility of adapting different rules and regulations and different governing boards for each of the athletic divisions. Mr. Scott said it was discussed and could come out of the self-study of the board.

Senator Bilbray said that if the board does not settle their problems, he will introduce the same legislation next session.

Mr. John Hawkins, Nevada School Board, said the same recommendations were given to the school trustees and they endorsed and supported, without exception, the recommendation that the direction of the Nevada Interscholastic Athletics Association be turned back to the association and with the mandates they have, come up with a satisfactory answer.

Mr. Ralph Cadwallader, associate superintendent of Clark County School District, also served as a member of the subcommittee. He said the recommendations which have come forth from the superintendents are a positive, good-faith step in the direction which the Clark County Board of School Trustees was trying to achieve when they approved their legislative package. However, he was not authorized to speak for the board of school trustees to state that they are in full support of it. He said the superintendent of schools and he are considering to recommend to the board of school trustees to take a position opposite of their original legislative package regarding the Nevada Interscholastic Athletic Association. The board does not meet until the second Thursday in April, at which time it is likely that kind of a recommendation will be made.

Senator Kosinski requested of Mr. Cadwallader to make sure someone tell the chairman what the position of the board is at that time. Mr. Cadwallader said he would.

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SENATE BILL NO. 296 Exhibit C

Mr. Wendell McCurry from the division of Environmental Protection spoke in favor of Senate Bill No. 296, stating the bill addresses the concern of the county association but it does not go as far as providing veto power for all downstream political subdivisions. The bill mandates notifications; Nevada Revised Statutes now gives an option. Mr. McCurry said they were looking for specific legislative direction from this bill.

Senator Kosinski agreed with Mr. McCurry stating with the language in the bill, anyone could protest but they could not stop a project. He said he feels the bill does not do anything except to mandate notice be given to some people who might not have asked for it. He then suggested the supposition clause on page 1, line 23, beginning with "If" and ending with the word "permit" be removed.

Senator Kosinski moved that the supposition clause on page 1, line 23 be removed.

Senator Bilbray seconded the motion.

The motion carried unanimously.

Senator Bilbray felt after "political subdivision" the words "directly affected" would make the bill stronger, on page 2, line 7.

Senator Blakemore moved to remove the supposition clause from page 2, line 21, beginning with the word "if" and ending with the word "permit".

Senator Bilbray seconded the motion.

The motion carried unanimously.

Senator Bilbray reiterated his comments concerning the strengthening of the bill.

Senator Bilbray moved to add the word "downstream" on page 2, line 7, after the words "political subdivision".

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Senator Getto seconded the motion.

The motion was carried unanimously.

Senator Bilbray moved to "Do Pass As Amended"
Senate Bill No. 296.

Senator Getto seconded the motion.

The motion was carried unanimously.

SENATE BILL NO. 317

Don Rhodes, Chief Deputy Research Director presented the committee with a memorandum that showed which sections of the Nevada Revised Statutes would be repealed by Senate Bill No. 317 and which would be retained. (Exhibit D)

SENATE CONCURRENT RESOLUTION NO. 26 (Exhibit E)

Senator Kosinski suggested the following amendments to Senate Concurrent Resolution No. 26:

On page 1, line 4, the word "transient" be changed to "tourist".

Page 1, line 11, add after the word "state", "particularly in our rural communities".

Page 1, line 20, add after the words "assist physicians", "physicians assistants and others".

Page 2, line 2 through 7, eliminate from the word "an" through the word "resources", and add "the state health coordinating council".

Senator Kosinski moved to "Adopt As Amended".

Senator Faiss seconded the motion.

The motion was carried unanimously.

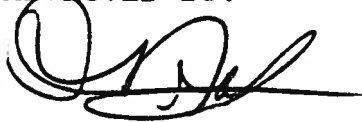
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Being no further business the meeting was adjourned at
9:35 a.m.

Respectfully submitted:


Joy-el McBride, Secretary

APPROVED BY:



Senator Joe Neal, Chairman

DATE: 4-7-81

SENATE AGENDA

EXHIBIT A

COMMITTEE MEETINGS

Committee on Human Resources and Facilities, Room 323.

Day Friday, Date March 27, Time 8:00 a.m.

S. B. No. 313--Requires that representation on board of association for interscholastic activities be in proportion to pupil enrollments. -- Subcommittee Report.

SENATE BILL NO. 296—SENATOR GETTO

FEBRUARY 25, 1981

Referred to Committee on Human Resources and Facilities

SUMMARY—Adds requirements for approval of permit for discharge of pollutants. (BDR 40-393)

FISCAL NOTE: Effect on Local Government: No.
Effect on the State or on Industrial Insurance: No.

EXPLANATION—Matter in *italics* is new; matter in brackets [] is material to be omitted.

AN ACT relating to discharges of pollutants into water; adding requirements for approval of permits; and providing other matters properly relating thereto.

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

- 1 SECTION 1. NRS 445.231 is hereby amended to read as follows:
2 445.231 1. Each permit issued by the department [shall apply
3 and] *must* ensure compliance with the following factors whenever applic-
4 cable to the discharge for which the permit is sought pursuant to the
5 [rules,] regulations and guidelines [promulgated] *adopted* by the com-
6 mission:
7 (a) Effluent limitations;
8 (b) Standards of performance for new sources;
9 (c) Effluent standards, effluent prohibitions and pretreatment stand-
10 ards; and
11 (d) Any more stringent limitations, including any necessary to meet
12 or [implement] *effectuate* water quality standards, treatment standards
13 or schedules of compliance developed by the department as part of a
14 continuing planning process or areawide waste treatment management
15 plan under NRS 445.257, or in furthering the purposes and goals of
16 NRS 445.131 to 445.354, inclusive.
17 2. Each permit [shall] *must* specify average and maximum daily or
18 other appropriate quantitative limitations for the level of pollutants in
19 the authorized discharge.
20 3. *The department shall give notice of each application for a permit*
21 *to discharge from a point source into any waters to each political sub-*
22 *division of this state located downstream from the point of discharge.*
23 *If a protest is made against the issuance of the permit, the department*
24 *shall not issue the permit unless the applicant shows the probability*
25 *that no adverse effect will occur from the discharge.*

1 SEC. 2. NRS 445.261 is hereby amended to read as follows:

2 445.261 A person shall not begin the construction of any treatment
3 works [unless the location therefor has been approved] *without a permit*
4 *issued by the department.*

5 SEC. 3. NRS 445.264 is hereby amended to read as follows:

6 445.264 1. The department shall notify each interested person ,
7 *political subdivision* and appropriate governmental agency of each com-
8 plete application for a permit, and shall provide [such persons and
9 agencies] *them* an opportunity to submit their written views and recom-
10 mendations thereon.

11 2. Notification [shall] *must* be in the manner provided in the [rules
12 and regulations promulgated] *regulations adopted* by the commission
13 pursuant to applicable federal law.

14 SEC. 4. NRS 445.267 is hereby amended to read as follows:

15 445.267 1. The commission shall provide by regulation:

16 [1.] (a) An opportunity for each permit applicant, interested
17 agency, *political subdivision* or any person to request a public hearing
18 conducted by the director with respect to each permit application; and

19 [2.] (b) For public notice of [such] *the* hearing, at least 30 days
20 [prior to] *before* the date of [such] *the* hearing.

21 2. *If a public hearing is held on an application for a permit, the*
22 *director shall not issue the permit unless the applicant shows the*
23 *probability that no adverse effect will occur from the discharge for*
24 *which the permit is sought.*

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March 25, 1981

EXHIBIT D

M E M O R A N D U M

TO: Senator Jim Koskinski
FROM: Donald A. Rhodes, Chief Deputy Research Director
SUBJECT: Repealers in S.B. 317 and NRS Provisions
Mandating Instruction for Local School Districts

NRS Sections Which S.B. 317 Would Repeal

Section 6 of S.B. 317 would repeal NRS 385.240, 386.365, 389.080, 389.110, 389.120 and 389.130.

NRS 385.240 requires the superintendent of public instruction, subject to review by the state board of education, to approve or disapprove lists of books for use in public school libraries.

NRS 386.365 contains procedural requirements for boards of trustees of county school districts, in counties of 100,000 or more persons, to adopt policies and regulations concerning attendance rules, zoning, grading, district staffing patterns, curriculum and program, pupil discipline and personnel.

NRS 389.080 requires all teachers in the public schools to teach lessons on the subject of thrift. These lessons are required to emphasize: the importance of industry, production, earning, wise spending, regular saving, safe investment, government taxes and the importance of thrift in time and material.

NRS 389.110 requires that instruction concerning the preservation and protection of our environment, the principles of ecology and the principles of conservation of our natural and human resources be included in the curriculum of all elementary and secondary schools of Nevada.

NRS 389.120 requires that all persons responsible for guidance and counseling programs in secondary schools provide students with information concerning careers and further education in the area of environmental quality.

NRS 389.130 requires each school district to investigate the feasibility of programs of outdoor environmental education and camping for its students and specifies that investigations must be coordinated with the superintendent of public instruction.

Other Mandates For Instruction Contained in Chapter 389 of NRS

NRS 389.020 requires instruction in American government.

NRS 389.030 requires instruction in American history.

NRS 389.035 requires satisfactory completion of courses in American government and American history as a prerequisite to graduation.

NRS 389.040 requires that there be at least 1 hour set aside each school week in all graded schools and high schools in the State of Nevada for the purpose of holding patriotic exercises.

NRS 389.050 requires that all school officers in control of public high schools in the state provide for courses of instruction designed to prepare the pupils for the duties of citizenship, both in time of peace and in time of war. Such instruction must include physical training designed to secure the health, vigor and physical soundness of the pupils and instruction relative to the duties of citizens in the service of their country. The aim of such instruction is to inculcate a love of country and a disposition to serve the country effectively and loyally.

NRS 389.060 requires that physiology and hygiene be taught in the public schools of this state and that special attention be given to the effects of controlled substances as defined in chapter 453 of NRS upon the human system.

NRS 389.065 permits the board of trustees of school districts to establish a course or unit of a course of instruction on the human reproductive system, related communicable diseases and sexual responsibility. It specifies that if a school board establishes such a course, it must appoint an advisory committee consisting of specified persons.

NRS 389.085 establishes the automobile driver education program for the purpose of assisting school districts in Nevada which establish and maintain automobile driver education classes.

NRS 389.090 requires the state board of education to adopt regulations governing the establishment, conduct and scope of automobile driver education in the public schools of Nevada.

NRS 389.100 permits the board of trustees of any school district to establish a laboratory fee to be charged each pupil enrolling for an automobile driver education course, which must not exceed the difference per pupil between the actual cost of providing the course and the amount anticipated under NRS 389.085, or \$35, whichever is less.

NRS 389.140 requires the superintendent of public instruction to coordinate the efforts of the various disciplines within the educational system that are concerned with environmental education.

NRS 389.150 requires the superintendent of public instruction, working with the American Indian tribes, to establish programs and curricula designed to meet the special educational needs of American Indians in this state.

Besides these mandated courses of instruction, NRS 389.015 requires the board of trustees of each school district to administer examinations in all public schools within its district to determine the proficiency of pupils in reading, writing and mathematics. These examinations are required to be administered before the completion of grades 3, 6, 9 and 12.

DAR/llp.3.2.SB317

EXHIBIT E

S. C. R. 26

**SENATE CONCURRENT RESOLUTION NO. 26—SENATORS
GETTO, GLASER, BLAKEMORE AND JACOBSEN**

FEBRUARY 25, 1981

Referred to Committee on Human Resources and Facilities

SUMMARY—Requests University of Nevada to assist in improving health services in rural areas. (BDR 1046)

EXPLANATION—Matter in *italics* is new; matter in brackets [] is material to be omitted.

SENATE CONCURRENT RESOLUTION—Requesting the board of regents of the University of Nevada to direct the school of medicine to assist in providing adequate health services to rural communities.

1 **WHEREAS, Most rural areas of this state lack adequate health services**
2 **because of insufficient personnel and facilities; and**

3 **WHEREAS, The lack of adequate health services in rural areas nega-**
4 **tively affects the health and safety of residents and transients in this state;**
5 **and**

6 **WHEREAS, Existing programs designed to deal with the problem of**
7 **inadequate health services in rural areas are insufficient in scope and**
8 **improperly coordinated; and**

9 **WHEREAS, The legislature established a school of medicine at the**
10 **University of Nevada to improve the availability, accessibility and quality**
11 **of health services throughout this state by providing programs of medical**
12 **education and training for residents of this state and educational support**
13 **for physicians and others providing health care and technical assistance**
14 **for health facilities; now, therefore, be it**

15 ***Resolved by the Senate of the State of Nevada, the Assembly concur-***
16 ***ring, That this legislature respectfully requests the board of regents of***
17 ***the University of Nevada to direct the school of medicine to:***

18 **1. Assist rural communities in locating physicians and other persons**
19 **to provide health care;**

20 **2. Assist physicians and others in locating and residing in rural com-**
21 **munities;**

22 **3. Provide technical assistance and consultation to rural communi-**
23 **ties to develop needed health services; and**

24 **4. Assist rural communities in locating persons to replace physicians**
25 **during necessary absences and training; and be it further**

26 ***Resolved, That in order to establish a broad base of participation in its***

1 rural health programs, the school of medicine at the University of
2 Nevada shall consult an advisory committee composed of persons repre-
3 senting the governor, the Nevada State Medical Association, the Nevada
4 Nurses' Association, the Nevada Hospital Association, the Nevada Asso-
5 ciation of Counties, the health systems agencies, the office of health
6 planning and resources, the health division of the department of human
7 resources, and the state health coordinating council; and be it further
8 *Resolved*, That a copy of this resolution be prepared and transmitted
9 by the legislative counsel to the board of regents of the University of
10 Nevada, the dean of the school of medicine and those persons, associa-
11 tions, agencies and councils to be represented on the advisory com-
12 mittee.