

**MINUTES OF THE  
SENATE COMMITTEE ON NATURAL RESOURCES**

**Seventy-fifth Session  
April 9, 2009**

The Senate Committee on Natural Resources was called to order by Chair David R. Parks at 3:52 p.m. on Thursday, April 9, 2009, in Room 2144 of the Legislative Building, Carson City, Nevada. [Exhibit A](#) is the Agenda. [Exhibit B](#) is the Attendance Roster. All exhibits are available and on file in the Research Library of the Legislative Counsel Bureau.

**COMMITTEE MEMBERS PRESENT:**

Senator David R. Parks, Chair  
Senator Allison Copening, Vice Chair  
Senator Dean A. Rhoads  
Senator Mark E. Amodei  
Senator Dennis Nolan

**COMMITTEE MEMBERS ABSENT:**

Senator Bob Coffin (Excused)  
Senator Bernice Mathews (Excused)

**GUEST LEGISLATORS PRESENT:**

Senator Shirley A. Breeden, Clark County Senatorial District No. 5

**STAFF MEMBERS PRESENT:**

Randy Stephenson, Committee Counsel  
Michelle Van Geel, Committee Policy Analyst  
Olivia Lodato, Committee Secretary

Chair Parks said Senator Mathews and Senator Coffin were in other meetings. There was a quorum present. He asked Ms. Van Geel for a statement concerning the status of the Committee to date.

Michelle Van Geel, Committee Policy Analyst, said 26 bills were referred to the Committee on Natural Resources. She said one bill passed both Houses and was signed into law. Seven bills were in the Assembly and nine Senate measures

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were on the Senate Floor either in General File or Second Reading. Ms. Van Geel said five bills were on work session today, and one bill was referred to another Senate Committee.

Chair Parks opened discussion on Senate Bill (S.B.) 132.

SENATE BILL 132: Revises provisions governing the treatment of animals.  
(BDR 50-369)

Ms. Van Geel said S.B. 132 prohibited a person from tethering, chaining, tying or otherwise restraining a dog using a device less than 12 feet in length or for more than nine hours during a 24-hour period (Exhibit C). She reminded the Committee the bill was on work session last week. She said issues and concerns were discussed. She said Karen Goodman and Senator Copening worked with staff addressing the additional concerns from the last hearing. She said a new Proposed Amendment 3883 to S.B. 132 was included in the work session document, Exhibit C. Ms. Van Geel said the amendment addressed the concerns about the 12-foot restriction language and an explanation of the appropriate size of an outdoor enclosure. She said most concerns were addressed with the revised amendment.

Senator Rhoads asked if agriculture was exempt from the bill.

Chair Parks referred to page 3, section 1, subsection 4, paragraph (g) of the Proposed Amendment, Exhibit C. He said there were no further changes made to that section of the bill.

Chair Parks asked for a motion on the bill.

SENATOR COPENING MOVED TO AMEND AND DO PASS AS AMENDED S.B. 132.

SENATOR AMODEI SECONDED THE MOTION.

THE MOTION CARRIED. (SENATOR RHOADS VOTED NO.)

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Chair Parks opened the discussion on S.B. 137.

**SENATE BILL 137**: Provides for the placement of recycling containers in certain locations. (BDR 40-741)

Ms. Van Geel said S.B. 137 provided for placement of recycling containers on certain apartment complexes and at the branches and facilities of the Nevada System of Higher Education (NSHE). There were four amendments proposed to the bill. She said a Proposed Amendment 4151 to S.B. 137 was in the work session documents (Exhibit D). The mock-up incorporated amendments 1, 2 and 3. The first amendment added language applying the provisions requiring recycling to condominium complexes. The second amendment added language requiring future apartment and condominium developments to design recycling bins into their plans. The third amendment added language allowing revenue in excess of the costs to operate the recycling programs to be returned to the State General Fund, Exhibit D. The fourth amendment was an either/or with the third amendment. She said the fourth amendment allowed all revenue generated by recycling programs at branches and facilities of NSHE to be kept by those programs, Exhibit D.

Senator Copening said she was in favor of the option in the fourth amendment of the proposed amendments in Exhibit D. She said any revenue generated needed to go back into education of the recycling programs. She wanted the revenue to specifically be used for education in the area of recycling.

Senator Amodei said he did not want to see the revenue returned to the State General Fund. He asked if the universities could channel the money effectively into recycling education programs.

Senator Shirley A. Breeden, Clark County Senatorial District No. 5, said the fourth amendment was brought forward after discussion with people at the universities. She said they wanted to keep the money to expand their program.

Chair Parks asked if there were any further questions. He said they could approve an amendment that included items 1, 2 and 4. He said item 4 would allow the money to be kept by the programs for use, including recycling education, in the NSHE.

Senator Copening said the money did not have to be used for education. She said NSHE would know the best uses for the money.

SENATOR RHOADS MOVED TO AMEND AND DO PASS AS AMENDED  
S.B. 137.

SENATOR NOLAN SECONDED THE MOTION.

THE MOTION CARRIED UNANIMOUSLY.

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Chair Parks opened discussion on S.B. 186.

SENATE BILL 186: Provides for the issuance of permits for the operation of motor vehicle tire recycling centers. (BDR 40-739)

Ms. Van Geel said S.B. 186 was sponsored by Senator Copenig. She said the bill provided for the establishment of a program and issuance of permits for the recycling of motor vehicle tires. The bill also provided criminal and civil penalties for a person violating the provisions ([Exhibit E](#)). Ms. Van Geel said the Proposed Amendment 4046 changed the names and definitions of the facilities related to tire recycling centers. She said it also changed the responsibilities of the State Environmental Commission and local health districts, [Exhibit E](#). The mock-up also provided an exception to the penalties for unintentional violation of the provisions or if the waste facility was unavailable, [Exhibit E](#). Ms. Van Geel said there was no opposition to the bill during the hearing.

Chair Parks asked for a motion on S.B. 186.

SENATOR RHOADS MOVED TO AMEND AND DO PASS AS AMENDED  
S.B. 186.

SENATOR COPENING SECONDED THE MOTION.

THE MOTION CARRIED UNANIMOUSLY.

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Chair Parks opened the discussion on S.B. 280.

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**SENATE BILL 280**: Enacts provisions governing hunting in the Carson Lake Wildlife Management Area. (BDR 45-156)

Ms. Van Geel said S.B. 280 was heard in Committee on April 2. The bill made it unlawful to hunt in the Carson Lake Wildlife Management Area without permits or documentation specified by the Department of Wildlife. The bill established fees for such permits and authorized the money be used to operate and manage the Carson Lake Wildlife Management Area (Exhibit F). She said an amendment was offered specifying money received be credited to the Wildlife Account. The amendment also required the money received from the fees and permits be used to operate and manage the area, Exhibit F. She said there was no opposition to the bill.

Chair Parks asked if there were any questions or comments by the Committee.

SENATOR NOLAN MOVED TO AMEND AND DO PASS AS AMENDED  
S.B. 280.

SENATOR COPENING SECONDED THE MOTION.

THE MOTION CARRIED UNANIMOUSLY.

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Chair Parks opened discussion on S.B. 300.

**SENATE BILL 300**: Requires the acceptance of the donation of certain improvements on certain state land by the Division of State Lands of the State Department of Conservation and Natural Resources. (BDR S-974)

Ms. Van Geel said S.B. 300 required the Division of State Lands of the State Department of Conservation and Natural Resources to accept as a donation the paving and improvement of a portion of a specific parcel of school trust land to be used as a parking lot with public access, without charge, until the property was sold, leased or used for educational purposes (Exhibit G). She said there was a Proposed Amendment 4038 to S.B. 300. The amendment described in greater detail the portion of the lot used for the parking lot, Exhibit G. There was no opposition to the bill or the amendment.

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SENATOR COPENING MOVED TO AMEND AND DO PASS AS AMENDED  
S.B. 300.

SENATOR AMODEI SECONDED THE MOTION.

THE MOTION CARRIED UNANIMOUSLY.

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Chair Parks said the work session items were concluded. He assigned floor statements concerning the bills to various Senators. Chair Parks asked for public comment. There was no public comment and Chair Parks adjourned the meeting at 4:08 p.m.

RESPECTFULLY SUBMITTED:

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Olivia Lodato,  
Committee Secretary

APPROVED BY:

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Senator David R. Parks, Chair

DATE: \_\_\_\_\_