



**NEVADA LEGISLATURE  
SUNSET SUBCOMMITTEE OF THE  
LEGISLATIVE COMMISSION**

*Nevada Revised Statutes (NRS) 232B.210*

**SUMMARY MINUTES AND ACTION REPORT**

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The third meeting of the Nevada Legislature's Sunset Subcommittee of the Legislative Commission was held on March 27, 2012, at 9:30 a.m. in Room 4412 of the Grant Sawyer State Office Building, 555 East Washington Avenue, Las Vegas, Nevada. The meeting was videoconferenced to Room 3138 of the Legislative Building, Carson City, Nevada. A copy of this set of "Summary Minutes and Action Report," including the "Meeting Notice and Agenda" ([Exhibit A](#)) and other substantive exhibits, is available on the Nevada Legislature's website at <http://www.leg.state.nv.us/interim/76th2011/committee/>. In addition, copies of the audio record may be purchased through the Legislative Counsel Bureau's Publications Office (e-mail: [publications@lcb.state.nv.us](mailto:publications@lcb.state.nv.us); telephone: 775/684-6835).

**COMMITTEE MEMBERS PRESENT IN CARSON CITY:**

Senator James Settelmeyer  
Frank Partlow

**COMMITTEE MEMBERS PRESENT IN LAS VEGAS:**

Assemblywoman Irene Bustamante Adams, Chair  
Senator Ruben J. Kihuen  
Senator John J. Lee  
Assemblywoman Maggie Carlton  
Assemblyman Richard McArthur  
David Goldwater

**COMMITTEE MEMBER ABSENT:**

Barbara Smith Campbell

**LEGISLATIVE COUNSEL BUREAU STAFF PRESENT:**

Lorne J. Malkiewich, Director, Legislative Counsel Bureau (LCB)  
Sara L. Partida, Principal Deputy Legislative Counsel, Legal Division  
Marji Paslov Thomas, Principal Research Analyst, Research Division  
Rick Combs, Fiscal Analyst, Fiscal Analysis Division  
Jeanne Peyton, Secretary, Administrative Division

- Chair Bustamante Adams called the meeting to order, welcomed members, presenters, and the public to the third meeting of the Sunset Subcommittee of the Legislative Commission. She requested that all persons in attendance sign in whether or not they were testifying.

## **PUBLIC COMMENT**

- No one came forward under this item.

## **APPROVAL OF THE MINUTES FROM THE FEBRUARY 27, 2012, MEETING**

- The Subcommittee **APPROVED THE FOLLOWING ACTION:**

MR. GOLDWATER MOVED TO APPROVE THE MINUTES FROM THE FEBRUARY 27, 2012, MEETING HELD IN LAS VEGAS, NEVADA. THE MOTION WAS SECONDED BY ASSEMBLYWOMAN CARLTON AND PASSED.

## **PUBLIC HEARING CONCERNING TERMINATION, MODIFICATION, CONSOLIDATION OR CONTINUED OPERATION OF CERTAIN ENTITIES PURSUANT TO *NEVADA REVISED STATUTES* (NRS) 232B.240**

### **Nevada State Board of Veterinary Medical Examiners (NRS 638.020)**

- Richard Simmonds, DVM and President, Nevada State Board of Veterinary Medical Examiners (NSBVME) ([Exhibit B](#) and [Exhibit C](#)), introduced Debbie Machen, Executive Director of the Board, and Dr. Gary Ailes, a former Board member and private practitioner in the Carson City, Nevada, area who are available to respond to questions from the Subcommittee. In summary, Dr. Simmonds noted that Veterinarians are expected to be: (1) diverse in a large number of species and a wide range of diagnostic and clinical procedures; and (2) knowledgeable about significant public health issues.

Dr. Simmonds further noted that the NSBVME ([Exhibit C](#)):

1. Is a professional licensing board that was established by the Nevada Legislature in 1919;
2. Is fully self-funded through license fees;
3. Has a membership consisting of six veterinarians and one community member;
4. Routinely meets quarterly and the meetings convene alternately in Reno and Las Vegas; and
5. Currently licenses over 2,100 licensees.

Responding to Assemblywoman Carlton, Dr. Simmonds said the Board's vacant position has been filled by Stephen C. Damonte, DVM.

In response to Assemblywoman Carlton's question regarding the Board's financial stability, Ms. Machen stated that the Board's reserves were at \$712,000 on December 31, 2011 (see Tab 2 of [Exhibit B](#)). She noted that \$300,000 is in deferred revenue, since most of the licensing fees are collected in November and December of each year, which leaves approximately \$400,000 in actual reserves.

Responding to Assemblywoman Carlton regarding the type of testing for veterinarians, Dr. Simmonds noted there is a national test on veterinary competency, which is accepted by the State, and there is also a take-home exam regarding the State statutes.

In reply to Assemblywoman Carlton's questions about: (1) the assignment of a technician to the Board; and (2) if some veterinarians are involved in non-profit efforts in the State, Dr. Simmonds indicated that it is the goal of the NSBVME to have a technician on the Board, because it is now licensing over 500 technicians. He further replied that as Chairman of the Washoe County Animal Control Board he participates in some non-profit activities as a volunteer. Dr. Simmonds added that he was unaware of other Board members or veterinarians who may be involved in local non-profit programs.

- Referring to [Exhibit B](#), Chair Bustamante Adams asked why the agency's biggest opportunity for improvement would be to increase the number of compliance hospital inspections that are being done on a yearly basis and reduce the time spent on hospital inspection reports.
- In response, Ms. Machen indicated that in 2009 the Board started its own self-study utilizing a model from the State of Texas. She explained that the study helped the Board improve its system. Regarding hospital inspections, she noted there are over 200 hospitals to be inspected and the Board's goal is to complete 100 inspections each year. In closing, Ms. Machen noted that a self-evaluation of the Board would also be conducted biannually.

Responding to Chair Bustamante Adams regarding the deferred revenues listed in the Board's balance sheet for June 30, 2011, Ms. Machen indicated when all the licensing fees are paid by the end of each year the deferred revenue will be approximately \$300,000 and is prorated each month. She explained that on June 30, 2011, there was a balance of \$135,000 in deferred revenue to get through December 2011.

## **PUBLIC COMMENT**

- Chair Bustamante Adams called for public comment.
- Neena Laxalt, Government Relations Consultant, representing the Nevada Cattlemen's Association, indicated that a letter was submitted to the Subcommittee from J.J. Goicoechea, DVM, President, Nevada Cattlemen's Association, in support of continuing the NSBVME. (Please see [Exhibit D.](#))
- Dennis Wilson, DVM and past president of the Nevada Veterinary Medical Association (NVMA) and a practicing veterinarian in Reno, Nevada, at the Animal Emergency Center, noted that the NVMA has submitted its comments to the Subcommittee in support of the continued existence of the NSBVME. (Please see [Exhibit E.](#))

### **Advisory Council on the State Program for Fitness and Wellness (NRS 439.518)**

- Tracey Green, M. D., State Health Officer, Health Division, Department of Health and Human Services (DHHS) and Acting Medical Director for the Division of Mental Health and Developmental Services, introduced Senator Valerie Wiener (D-Las Vegas) and Christopher Roller, Chair of the Advisory Council and member of the American Heart Association. Dr. Green indicated that the work of the Advisory Council has:
  1. Guided the State in identifying, reviewing and coordinating evidence-based programs to encourage proper nutrition, physical fitness and health of children and adults.
  2. Helped to establish statewide policies and guide the statewide program of fitness and wellness.
  3. Assisted with providing 871 fit decks, distributed to teachers statewide, which provide brief exercise intervention in the classroom to allow for increasing education.
  4. Supported the development and establishment of a healthy vending policy, implemented in 2011 by the Health Division, requiring at least 50 percent of all vended items meet reduced sodium, sugar and no trans fat requirements.
  5. Supported the school district with the school wellness rating system and has implemented a pilot project established to encourage schools to comply with fair wellness policies.
  6. Established a website to guide citizens to healthy programs established across the state. Some of these programs included "Get Healthy Washoe County," "Get Healthy Carson City," and "Get Healthy Clark County."
  7. Assisted in the implementation of Senate Bill 27 (Chapter 98, *Statutes of Nevada* 2011) requiring all childcare providers to expand their training to include two units of wellness, nutrition and physical activity.

Continuing, Dr. Green informed the Subcommittee that the composition of the Advisory Council is unique by providing a voice and a forum for a diverse membership of key stakeholders that may not otherwise have the opportunity to come together to speak on the issue of wellness of Nevadans. The membership consists of the Department of Education, community health care providers, organizations committed to the prevention of chronic disease such as the American Heart Association, registered dietitians, and representatives from the Office of Minority Health, the health insurance industry, and the State Senate and Assembly. (Please see [Exhibit F.](#))

In closing, Dr. Green said that the Advisory Council requires no General Fund assistance and is supported solely by grants through the Health Division. She urged the Subcommittee to support the continuation of the Advisory Council.

- Senator Valerie Wiener noted that she was the sponsor of the legislation creating the Advisory Council. She stated that in 2003, the Legislature supported a study on the economic and medical impacts of obesity (Legislative Committee on Health Care Subcommittee to Study Medical and Societal Costs and Impacts of Obesity [Senate Concurrent Resolution No. 13]). Senator Wiener explained that the Subcommittee discovered that obesity was one of the primary sources of many health conditions. In conclusion, she described the steps taken by the Subcommittee and programs put in place to help resolve the obesity issue, and explained that Nevada is one of few states that has made a statutory commitment to fitness and wellness.
- Christopher Roller, Chair, Advisory Council on the State Program for Fitness and Wellness, informed the Subcommittee that he has been involved in the work of the Advisory Council since 2007. He noted that obesity is one of the largest drivers of health care costs in the State and the nation, and one of the largest causes of illness, disability and death. In closing, Mr. Roller stated that the Advisory Council is voluntary in nature and the programs it provides are helping the State to save funds.

Addressing Assemblywoman Carlton's inquiry regarding how the Advisory Council was funded, Dr. Green indicated that it is primarily funded through the chronic disease program and preventative health and health services block grant. She indicated that she would provide the exact figures to the Subcommittee.

In reply to Senator Lee's question regarding how goals of the Advisory Council were set and monitored, Mr. Roller reported that goals and benchmarks are set and carried out by the staff of the Health Division. He further noted that there has been no lobbying activity or activity in working towards new legislation since the Advisory Council was created in 2005.

Responding to Mr. Partlow's question concerning where the State currently ranks among other states in the country with regard to health and wellness, and the action taken by the Advisory Council to improve Nevada's ranking further, Dr. Green indicated that Nevada is one of the lowest in the nation as far as obesity and funding spent on the problem.

She explained how the ranking is determined and the illnesses included to determine the ranking.

In reply to Mr. Partlow's query regarding how much time is spent by the Health Division staff on the duties of the Advisory Council, Dr. Green stated she would supply that information to the Subcommittee.

In response to Mr. Goldwater's inquiry about who provides information that is used to calculate the national rankings, Dr. Green indicated that statistics are gathered from the Department of Education, community members, private physicians, and the Collaborative Development Council (CDC). She further explained that the Advisory Council works with the Division of Child and Family Services and Medicaid, DHHS.

- Mr. Roller, identified earlier, pointed out that the Preventative Health and Health Services (PHHS) Block Grant is a federal grant provided to the State and the Advisory Council is eligible to receive funding from this grant.
- Senator Wiener added that because the Advisory Council is statutorily created, it is eligible as a receiving entity of many grants.

#### **PUBLIC COMMENT**

- Chair Bustamante Adams called for public comment; however, no testimony was presented.

#### **Nevada Commission on Sports (NRS 233H.020)**

- Lorne J. Malkiewich, Director, LCB, explained the process used to gather information from the boards, commissions and similar entities that the Subcommittee requested for review. He noted that the Nevada Commission on Sports did not respond to the letter sent to them or follow-up phone calls. Mr. Malkiewich added that this Commission has been inactive for several years. (Please see [Exhibit G.](#))
- Senator Kihuen and Mr. Goldwater both indicated that as past members of the Commission it never had any activity.

#### **PUBLIC COMMENT**

- Chair Bustamante Adams called for public comment; however, no testimony was presented.

#### **State Board of Athletic Trainers (NRS 640B.170)**

- Stacey Whittaker, Executive Director, State Board of Athletic Trainers (SBAT) described athletic trainers as college educated health care providers specializing in the

prevention, assessment, treatment and rehabilitation of athletic injuries and illnesses. She noted that they work with youth clubs, high schools, colleges, professional sports practices and the performing arts. Ms. Whittaker indicated there are 173 licensed athletic trainers in the State. She explained that the Board was established: (1) in 2003 with licensure becoming effective in 2005; (2) to protect the citizens of Nevada from the practice of athletic training by unqualified or uneducated individuals; and (3) to prevent unlawful practices and ensure that licensed athletic trainers are practicing within their scope in a safe and prudent manner. In closing, Ms. Whittaker noted that the Board consists of five members, meets quarterly on a regular basis and cannot identify any duplication of services. (Please see [Exhibit H.](#))

- James Porter, Chair, SBAT, added that the Board was established in 2003 to regulate the medical practice of athletic trainers who are primary care allied health providers and are recognized by multiple medical associations across the country. He explained that licensed athletic trainers: (1) act as primary care providers to manage the health and well-being of physically active individuals; (2) are the first responders to recognize concussions, injuries and illness at various sports activities; and (3) refer and manage the “return to play” under the direction of a licensed Nevada physician. Mr. Porter noted that the SBAT works with administrators, coaches, physically active individuals, and parents and legal guardians of physically active individuals from youths to senior citizens on a daily basis to prevent injuries and safely manage each incident and individual.

Mr. Porter added that the SBAT is a self-funded entity that requires no general funding; all services required are paid for through operating funds and licensing revenues. The Board meets regularly to deal with applications for licensing, license renewals, hear public input, investigate public complaints against individuals practicing athletic training and work with other regulatory agencies.

Responding to questions posed by the Subcommittee members, Ms. Whittaker reported that:

1. Athletic trainers are required to pass a national test prior to licensing.
  2. The Board is efficient, but as a newer board, it is still working on establishing procedures and resolving issues that arise.
  3. The five Board members consist of three licensed athletic trainers, one from the general public and one must be both a licensed athletic trainer and physical therapist.
- Assemblywoman Carlton praised the Board for all its work, but she noted her concern about the Board’s low amount of funds in reserves and recommended trying to set aside additional assets for future use.
  - In reply, Mr. Porter noted the board has already begun to set aside funds with a \$15,000 initial investment and will continue to contribute to it.



Responding to Assemblyman McArthur regarding general funding, Mr. Porter said the Board does not receive funding from the State General Fund.

In response to Chair Bustamante Adams regarding the September 2011 minutes, Mr. Porter noted that at that meeting, the current regulations were reviewed and it was determined by the Board that no changes were necessary.

## **PUBLIC COMMENT**

- Chair Bustamante Adams called for public comment.
- Stacey Whittaker presented written testimony from Frank Sakelarios, President of Nevada Athletic Trainers Association, for the Subcommittee's review. Mr. Sakelarios' testimony expressed his support to continue the SBAT. (Please see [Exhibit I.](#))
- Senator Valerie Wiener said she was the sponsor of the legislation creating the State Board of Athletic Trainers, working collaboratively with Senator Maggie Carlton. She emphasized the importance of licensure to ensure proper care and indicated that the national certification is a substantial requirement but is difficult to obtain. Senator Wiener noted that thousands of individuals are treated each year by the 173 licensees.
- Jay Mollet, Athletic Trainer and Director of Performance Medicine for Cirque de Soleil, testified that currently there are 7 shows in Las Vegas and 21 full-time athletic trainers within the performance medicine department. He explained that with the unique qualities of care, prevention and rehabilitation, athletic trainers are essential to the medical industry. Mr. Mollet emphasized the importance of licensure.
- Steve McCauley, LAT, ATC, CSCS, Head of Health Services, Wynn Las Vegas, Las Vegas, Nevada, and former member of the SBAT provided written testimony in support of retaining the Board. (Please see [Exhibit J.](#))

The following written testimony was received via electronic mail in support of continuing the State Board of Athletic Trainers and was provided to the Subcommittee:

- James T. Hamburg, MS, ATC, LAT, President Elect, Nevada Athletic Trainers Association, Head Athletic Trainer Bonanza High School, Sports Medicine Instructor, Northwest Career and Technical Academy, dated March 26, 2012. (Please see [Exhibit K.](#))

## **Nevada State Board on Geographic Names (NRS 327.110)**

- Linda Newman, Chair, Nevada State Board on Geographic Names and Jeffrey M. Kintop, Assistant Administrator, Archives and Records, Division of State Library and Archives provided the following testimony.

Ms. Newman explained that the Board ([Exhibit L](#) and [Exhibit M](#)): (1) was created in 1985 to coordinate and approve geographic names; and (2) is made up of representatives from various State agencies and federal entities located in Nevada.

Ms. Newman's presentation covered the procedure used to make modifications or additions to a geographic name within the State and noted that any person could propose a change. She noted that the Board has a basic website, which includes: (1) agendas; (2) minutes; (3) an explanation of what can be named and the process; (4) the legislation creating the Board; (5) a link to the form to propose a name; and (6) the official principles, policies and procedures as stated by the U.S. Board on Geographic Names ([Exhibit M](#)), and followed by the Nevada Board. Ms. Newman informed the Subcommittee that the Board members serve without compensation. She recommended that a member from the U.S. National Parks Service be added to the Board with voting representation.

Mr. Kintop added that he has been associated with the Board for over 22 years. He explained that the U.S. Board relies on state geographic naming authorities, which this Board has consolidated into one entity.

Responding to Assemblywoman Carlton's question about whether or not the name of the Board should be changed to better indicate its duty, Ms. Newman said that the Board was named in the initial legislation and indicated that the name has never caused any confusion.

- Chair Bustamante Adams referred to the Board's minutes from September 13, 2011, where the U.S. Board officially rejected the State Board's recommendation for San Clemens Cove and asked if the process ends when the U.S. Board makes a rejection.
- In reply, Ms. Newman said usually that is the process, however, the State Board can resubmit the name change if there is additional information to support the change.

## **PUBLIC COMMENT**

- Chair Bustamante Adams called for public comment.
- Robert Stewart, Board member representing the U.S. Bureau of Land Management, indicated that the San Clemens Cove situation is unique. He expressed his support for continuation of the Board because of the importance of its activities.

### **Credit Union Advisory Council (NRS 678.290)**

- Eric Estes, President and Chief Executive Officer (CEO), Boulder Dam Credit Union and Member of the Credit Union Advisory Council ([Exhibit N](#)), provided the Subcommittee an overview of the Council's activities and the need for its continuance. He also introduced Dennis Flannigan, President of the Great Basin Federal Credit Union and current Chair of the Nevada Credit Union League City. Mr. Estes noted that the principal purpose of the Council is to consult with, advise and make recommendations to the Commissioner of the Division of Financial Institutions, Department of Business and Industry, in all matters pertaining to credit unions. He explained that credit unions: (1) are not for profit financial cooperatives owned by its members; (2) do not issue stock; (3) are not publicly traded; and (4) focus on what is best for its members. He noted that the industry as a whole has suffered collateral damage from the economic downturn and has experienced some loss due to the housing crisis. However, he indicated the Council is not a financial burden to the State and has utilized video conferencing to accommodate member of the Council from all parts of the state. In closing, Mr. Estes reported that the credit union industry appreciates the Subcommittee's consideration of the Council and encourages the continued preservation of this entity. (Please see [Exhibit O.](#))
- Mr. Partlow asked if it was correct that the Council's most recent meeting was in 2008 and lasted 23 minutes. Responding, Mr. Estes that was correct.

In reply to Senator Lee's question about the concern of an increasing number of out-of-state credit unions within Nevada, Mr. Estes noted that the Council was created for the protection of in-state agencies only. He stated that 21 credit unions are headquartered in the State of Nevada and only 6 have branches.

Responding to Mr. Goldwater about why the Council has not met since 2008 with the last few years being so critical in the credit union industry, Mr. Estes replied that in 2011 the Council began its groundwork for the presentation when meeting with the Commissioner. The Council also had to replace two of its members through reappointments from the Governor. He explained that during the crisis period it was more important to spend time with the institutions guiding them through the economic problems that were occurring.

- Mr. Flannigan, identified earlier, pointed out that when many of the mergers were created by State or federal credit unions, the regulators solicited credit unions from

outside Nevada as potential merge partners. He further noted that over the last 3 years there have been 13 fewer banks and 5 less credit unions.

In response to Chair Bustamante Adams' question regarding the Council's agenda for November 18, 2008, Mr. Estes noted that the meeting was conducted through a teleconference. However, he added that all the Council's meetings are posted in compliance with the Open Meeting Law.

## **PUBLIC COMMENT**

- Chair Bustamante Adams called for public comment.
- Terry Johnson, Director of the Department of Business and Industry, opined that the role and mission of the Council needs to be examined and possibly restructured. He recommended reviewing the advisory role and administrative oversight the Council may have over the regulator.
- Chair Bustamante Adams said that recommendations would be taken for modifications to the entities being heard throughout the 2011-2012 Interim.
- Mr. Goldwater asked if the Council consent has been an impediment in passing or introducing regulations.
- Responding, Mr. Johnson noted that to date it has not been a problem.

## **Advisory Council on Mortgage Investments and Mortgage Lending (NRS 645B.860)**

- Jim Westrin, Commissioner, Division of Mortgage Lending, spoke in support of the continuation of the Advisory Council on Mortgage Investments and Mortgage Lending. He introduced Charles Mohler, Chairman of the Council, and Clay Duncan, Council member. Mr. Westrin outlined that the Council: (1) was created in 1999 to serve in an advisory capacity to the Commissioner and the Legislature; (2) is comprised of five industry professionals with experience and interest in the industry who serve on a voluntary basis; (3) provides a broad and knowledgeable perspective from many facets of the industry; and (4) does not receive any General Fund money. In closing, Mr. Westrin indicated that the Council serves as a valuable entity in advising and assisting the Commissioner and the Legislature in drafting timely legislation and regulations that address troubling trends and identifies concerns and issues. (Please see [Exhibit P.](#))

Responding to Assemblywoman Carlton's question about minutes being taken at the Council's meetings, Mr. Duncan said that the Council was exempt from the Open Meeting Law and its meetings were informal. He noted that because of changes to the Open Meeting Law, the Council may now be required to comply with the law and is reviewing processes to create minutes and agendas.

In reply to Assemblywoman Carlton's question about how the new mortgage requirements may affect consumers who are trying to purchase a home, Mr. Westrin confirmed the Council is currently reviewing that issue.

- Mr. Duncan added that because of new regulations, the industry is experiencing credit tightening, making it difficult for consumers to obtain mortgages. The Council is aware that legislation should be created to help the consumer.

Responding to Senator Lee regarding national changes to the Fair Isaac Corporation (FICO) scores, Mr. Duncan explained that the Consumer Financial Protection Bureau (CFPB) recently had a meeting on February 8, 2012, and is in the process of defining the qualified residential mortgage (QRM).

- Mr. Goldwater agreed that because the industry was devastated by the downturn in the economy, the Council serves an important role in improving the system. He questioned why the Council has not met in the past year.
- Mr. Duncan replied that the Council has not met due to the abundance of outside work to correct many issues.

In reply to Senator Settelmeyer's question about when the Council's next meeting would take place to discuss the numerous issues within the industry that need to be addressed, Mr. Westrin said the Council's intention is to meet quarterly throughout the coming years and is planning to meet in April or May of 2012.

## **PUBLIC COMMENT**

- Chair Bustamante Adams called for public comment.
- Cindy Stephens, Council member, expressed her support in continuing the Council.
- Janis Grady, Council member and past president of the Nevada Association of Mortgage Professionals, and current director of the Association, expressed her support in continuing the Council.

## **Board of Wildlife Commissioners (NRS 501.167)**

- Ken Mayer, Director, Department of Wildlife, introduced Michael McBeath, Chair, Board of Wildlife Commissioners.
- Michael McBeath, Chair, Board of Wildlife Commissioners, stated the Board is comprised of nine members appointed by the Governor, representing conservation, farming, the general public and sportsmen ([Exhibit Q](#)). He explained that the duties of the Commission are to establish policies and adopt regulations necessary for the

preservation, protection, management and restoration of wildlife and its habitat in the State of Nevada. Mr. McBeath informed the Subcommittee that the policies and regulations of the Board can be obtained from the Department of Wildlife's website.

- Mr. Mayer noted that he is also the Secretary of the Board and added that the Board is:
  1. One of the most active in the State;
  2. Holds as many as nine meetings annually;
  3. Is a policy setting body while the Department handles the operations; and
  4. Provides a forum for the public to discuss wildlife issues.

In closing, Mr. Mayer explained that Nevada is unique since there are 17 county advisory boards at the local level to provide input to the Board.

- Senator Settlemeyer asked what the Department's position is regarding the investigation of watercraft.
- Responding, Mr. Mayer said that by statute the Department is required to police the water and issue boat registrations. He explained that the Tahoe Regional Planning Association does not have the statutory authority to enforce the law.
- Assemblywoman Carlton commended Mr. Mayer on the job he is doing and his promptness in responding to questions from the Legislature. She asked how much of the Department's funding was used to subsidize the Board.
- Mr. Mayer responded that 98 percent of the Department of Wildlife's budget comes from licensing revenues and federal grants, and less than 2 percent comes from general funds. He noted that for 2012, the Department has a budget of \$32,689 allocated to the Board and about \$46,139 to fund the county advisory boards. (Please see [Exhibit Q](#).)
- Referring to [Exhibit Q](#), Mr. McBeath pointed to the income and expense statements for 2009 to 2011 and noted that the Board's budget has been stable. He explained that due to the poor economy, some of the expenses from the county advisory boards have been transferred to the Department. Mr. McBeath indicated that the biggest expense of the Board relates to travel expenses because members from all areas of the state are statutorily required to attend meetings in the same location.
- Mr. Mayer added that some of the members of the Board pay their travel expenses from personal funds.
- Assemblywoman Carlton commented that the citizens of the State should be made aware that the Department and the Board are there for the entire state, not just for citizens who pay for some type of sporting license.

Responding to Assemblywoman Carlton, Mr. McBeath said that in his opinion the sportsman does not believe the Department is for their use only and have also made contributions to conserve certain species that only the Department is aware of.

In reply to Chair Bustamante Adams' question regarding the numerous subcommittees under the Board of Wildlife Commissioners, Mr. McBeath indicated that the Board's meetings are long and detailed, and to maximize public input, the Board has formed numerous subcommittees relating to specific issues. He explained that each meeting has a full agenda that is posted in compliance with the Open Meeting Law.

- Chair Bustamante Adams further asked if the nine governor-appointed board members could serve more than one term.
- Mr. McBeath indicated that he was in his second three-year term and was appointed by former Governor Jim Gibbons. He stated that there is no limit as to how many terms a member can serve; however, the chair is limited to two consecutive terms.

## **PUBLIC COMMENT**

- Chair Bustamante Adams called for public comment.
- Christine Schwamberger, Esq., representing "NoBearHuntNV," proposed consolidation of Nevada's Department of Wildlife (NDOW) into the Department of Conservation and Natural Resources (DCNR) under the Division of Environmental Protection (DEP). She introduced Carolyn Stark, CPA, who prepared the financial analysis for this presentation and is available to answer questions. Ms. Schwamberger explained that merging these two entities will bring the following. (Please see [Exhibit R](#)):
  1. Financial benefits can be achieved through streamlining the two agencies;
  2. Would allow for a more holistic consideration of wildlife and their ecosystems by using a broader base of expertise;
  3. The public's concerns would be more fairly represented.

Ms. Schwamberger highlighted the way funds could be saved by eliminating duplication of service. She noted that NDOW and DCNR both: (1) work with wildlife habitat; (2) provide conservation education; and (3) enhance wildlife diversity. (Please see [Exhibit R](#).)

In response to Chair Bustamante Adams regarding the "Bear Hunt," Ms. Schwamberger indicated that NDOW is not responding to public concerns regarding the "Bear Hunt" and that is one of the reasons for proposing consolidation of the two agencies.

- Carolyn Stark, CPA and member of NoBearHuntNV, noted that 98 percent of the NDOW's funding originates from sportsman, boating and federal funds.



- Chair Bustamante Adams asked the individuals who concur with Ms. Schwamberger to come forward and state their name and organization.

**The following individuals came forward in support of Ms. Schwamberger's testimony to consolidate the NDOW and DCNR ([Exhibit S](#)):**

- Elaine Carrick, a Retired Nevada Realtor and resident of Reno, Nevada.
- Ann Bryant, Executive Director, Bear League, Homewood, California.
- Patricia Swain, Trailsafe, Sparks, Nevada.
- Holly Haley, Nevada State Director, United States Humane Society.
- Dr. Karen Lane, President, Las Vegas Valley Humane Society, Las Vegas, Nevada.
- Ena Mollen, Independent Business Owner, Las Vegas, Nevada.
- Diane Orvall, a resident of Las Vegas, Nevada.
- Felicia Newman, representing Nevada Political Action for Animals, Las Vegas, Nevada. Ms. Newman also submitted written testimony from the following individuals for the record:
  1. Dominique Geller, Esq, Las Vegas, Nevada.
  2. Moe Kassraian, a resident of Las Vegas, Nevada
  3. Carole Goldstein, a resident of Las Vegas, Nevada
  4. Bruce Dietrich, a resident of Las Vegas, Nevada
  5. Jace Mande, a resident of Las Vegas, Nevada. (Please see [Exhibit S.](#))
- Ms. Newman, previously identified, indicated that the Board has acted ethically irresponsibly in many areas and has not addressed concerns presented by the Nevada Political Action for Animals.
- Responding to Chair Bustamante Adams regarding if she participated in the Board's meetings, Ms. Newman said that she attends many of the Board's meetings and also attended the Sportsman's Convention in Las Vegas, and various Clark County Advisory Board meetings.
- Dr. Karen Lane, Las Vegas Valley Humane Society, added that since the passage of Senate Bill 226 (Chapter 241, *Statutes of Nevada* 2011) many southern Nevada residents attend the local committee meetings to manage wildlife and the Department of Wildlife's Trapping Regulation Committee. She indicated that Southern Nevada



residents have a high level of frustration with the trapping committee because the issues are not being addressed.

Responding to Chair Bustamante Adams regarding any recommendations she might have, Dr. Lane indicated that the composition of the members of the Trapping Regulation Committee should be changed to include less trappers and more private citizens.

- Ms. Schwamberger concurred with Ms. Lane that the trappers have a conflict of interest in wildlife management decisions because of the money the trappers make from their hunting and fishing activities. She emphasized that the general public does not make money from viewing and enjoying wildlife activities.
- Carolyn Stark, previously identified, concurred with the consolidation of NDOW into the DCNR. She noted that due to the present economy it is time to do what is best for the State of Nevada as a whole.
- Kyle Davis, Political and Policy Director, Nevada Conservation League, said that the Board plays an important role in the management of wildlife in Nevada. He concurred that wildlife resources belong to the entire State and not only to sportsmen. Mr. Davis indicated that NDOW is largely not funded by the State General Fund and there is a limited investment from the population of the State in the management of wildlife resources. He noted that the League supports a strong science-based management of wildlife and focuses on the issues that allow each species to prosper. Mr. Davis opined, the Board is doing a good job and is responsive to the public. Finally, Mr. Davis noted that he did not agree with the consolidation of NDOW into DCNR. He believes that as an independent entity, NDOW can focus solely on wildlife.
- Donald A. Molde, M.D., Reno, Nevada, ([Exhibit T](#)) noted that he is not a sportsman, but a wildlife enthusiast and has observed the Board for 35 years. Dr. Molde presented his view of the operation of the Board and in his opinion, it is not necessary to have the presence of a commission structure to obtain federal funding.
- Gerald Lent, past commissioner and past chair of the Board, stated that he has been involved in wildlife issues, the Board's activities and the Legislature for 50 years. He described the changes made to the Board's composition over the years, and noted that it is no longer an independent body and its operations are controlled by NDOW. Mr. Lent recommended changing the structure of the Board by having the Director of NDOW hired and fired by the Board or the Legislature.
- Patricia Martinelli Price, a resident of Las Vegas, Nevada, stated that tourists who visit the State enjoy viewing the wildlife and do not come to hunt. She indicated that \$3 million per year is earned from slaughtering wild animals that should be preserved for future generations.

**Written testimony was received by the Director's Office of the Legislative Counsel Bureau via electronic mail from the following individuals and is made part of the record (Exhibit U):**

- Beverlee McGrath, Nevada Legislative Specialist and Special Projects, American Society for the Prevention of Cruelty to Animals, dated March 19, 2012.
- Nancy Salazar, private citizen, dated March 27, 2012.
- Mary Young, a resident of Las Vegas, Nevada, dated March 27, 2012.
- Stephanie Myers, a resident of Las Vegas, Nevada, dated March 27, 2012.
- Jean Perry-Jones, a resident of Las Vegas, Nevada, dated March 27, 2012.
- Kristen Corral, a resident of Las Vegas, Nevada, dated March 27, 2012.
- Cynthia Laise, a resident of Las Vegas, Nevada, dated March 27, 2012.
- Vernon Weir, a resident of Las Vegas, Nevada, dated March 27, 2012.
- Kelly McMahon, private citizen, dated March 27, 2012.
- Mr. and Mrs. James Faso, resident of Las Vegas, Nevada, dated March 27, 2012.
- Chair Bustamante Adams informed members of the public that a work session would be held on the Board of Wildlife Commissioners at a future meeting and there will still be an opportunity to provide written testimony to the Subcommittee.

**Committee on Anatomical Dissection (NRS 451.360)**

- Carl Sievert, Ph.D. and Chair, Committee on Anatomical Dissection explained that the Committee was recommended by Nevada's Board of Regents in 1976. He noted that he became involved in the Committee in 2007 and at that time, there was a subcommittee that determined the Committee had no responsibilities except to control the use of unclaimed bodies. Dr. Sievert explained the Committee has no funding and recommended the Committee be eliminated. However, he noted that some oversight is necessary of the various institutions in the State of Nevada that handle cadavers in anatomical dissection. (Please see [Exhibit V.](#))
- Mr. Partlow indicated the approach taken by other states is not to have a separate committee. He said the University systems are where the anatomical dissections are being conducted and should have the appropriate staff to oversee this process. He asked Dr. Sievert if he agreed.

- Responding, Dr. Sievert said that would be his recommendation, however, it must be handled in a proper and humane manner and have some type of oversight.
- Assemblywoman Carlton asked what the oversight would be if handled by the University.
- Dr. Sievert explained the process and criteria for anatomical dissection is to test the bodies for certain diseases to ensure the students involved in the dissections are not exposed to disease. It is also important that the records of each cadaver are carried with it when being processed for sale by an institution. In closing, he recommended having some type of committee to ensure that the best practices are being used when handling the bodies.
- Assemblywoman Carlton asked if the policies and procedures are already in place and if so, can they be transferred to another agency or will the safeguards have to be enhanced.
- Dr. Sievert confirmed that the policies are in place, however, they need to be reviewed and updated as changes take place.
- Assemblywoman Carlton agreed this Committee could be eliminated as long as some type of oversight for anatomical dissection oversight is performed by another agency.

## **PUBLIC COMMENT**

- Chair Bustamante Adams called for public comment, however, no one came forward.

## **FURTHER CONSIDERATION OF BOARDS, COMMISSIONS, AND SIMILAR ENTITIES SELECTED FOR REVIEW AND REVISIONS TO LIST OR SCHEDULE**

- Lorne J. Malkiewich, Director, LCB, directed the Subcommittee to the “Schedule for Reviewing Entities” ([Exhibit W](#)), the chart listing all the “Boards, Commissions, and Similar Entities” ([Exhibit X](#)) and the chart listing the “Boards, Commissions, and Similar Entities for Review 2011-2012” ([Exhibit Y](#)). He noted that all the documents have been updated with the changes made by the Subcommittee at its February 27, 2012, meeting.

Following a brief discussion, the Subcommittee had no revisions to the charts.

## **WORK SESSION – DISCUSSION AND POSSIBLE ACTION ON RECOMMENDATIONS RELATING TO:**

- Lorne J. Malkiewich, Director, LCB, outlined that NRS 232B.250 sets forth that if the Sunset Subcommittee of the Legislative Commission determines to recommend the termination of a board or commission, its recommendation must include suggestions for

appropriate direct legislative action. He further noted if the Subcommittee recommends consolidation, modification or continuation of a board or commission, its recommendation must include suggestions for appropriate legislative action.

The following “Work Session Document” has been prepared by the Chair and staff of the Sunset Committee of the Legislative Commission (*Nevada Revised Statutes* [NRS] 232B.210). It is designed to assist the Subcommittee members in determining whether a Board or Commission should be terminated, modified, consolidated with another agency, or continued. The recommendations contained herein do not necessarily have the support or opposition of the Subcommittee. Rather, these possible actions are compiled and organized so the members may review them to decide if they should be adopted, changed, rejected, or further considered. They are not preferentially ordered.

Each item in this document may be the subject of further discussion, refinement, or action. Any recommendations to terminate, modify, consolidate with another agency, or continue a Board or Commission will be forwarded to the Legislative Commission for its consideration. It should also be noted that some of the recommendations may contain an unknown fiscal impact. Subcommittee members should be advised that the LCB staff will coordinate with the interested parties to obtain detailed fiscal estimates, where appropriate, for inclusion in the final report.

Finally, please note that specific details of recommendations approved by the Subcommittee may need to be clarified by Subcommittee staff prior to providing the recommendations to the Legislative Commission. Supporting documents for some recommendations may be obtained by contacting Lorne Malkiewich, Director, LCB, at 775/684-6800 or by electronic mail at [malkiewich@lcb.state.nv.us](mailto:malkiewich@lcb.state.nv.us).

<p style="text-align: center;"><b>RECOMMENDATIONS RELATING TO TERMINATING, CONTINUING, MODIFYING, OR CONSOLIDATING BOARDS AND COMMISSIONS</b></p>
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1. ***Commission on Postsecondary Education (NRS 394.383)*** - *The Commission is responsible for the oversight and regulation of the private postsecondary school industry.*

- Mr. Malkiewich pointed to a memorandum addressed to Jeanne Peyton, from David Perlman, Administrator, Commission on Postsecondary Education, regarding the Sunset Subcommittee Work Session and concerning the issue of surety bonding and the requirement of the tuition indemnification account. (Please see [Exhibit Z](#)).

***Should the Commission on Postsecondary Education be terminated?***

- The Subcommittee **APPROVED THE FOLLOWING ACTION:**

MR. PARTLOW MOVED TO CONTINUE THE COMMISSION ON POST SECONDARY EDUCATION. THE MOTION WAS SECONDED BY ASSEMBLYWOMAN CARLTON AND PASSED.

- Assemblywoman Carlton added that she believes the Commission has a purpose, however, she noted that she has concerns with some of the more in-depth issues it deals with. She explained that she supports continuation of the Commission to protect the public, but is still investigating some concerns and may make recommendations at a later date.
- Responding to Senator Lee about the review process for recommendations, Mr. Malkiewich explained that the Subcommittee will submit any recommendations on or before June 30, 2012. He further noted that the recommendations must also include suggestions for appropriate direct legislative action, if any. The Subcommittee will produce a report including any recommendations for review by the Legislative Commission. Mr. Malkiewich further explained that each agency has the opportunity at a public hearing to make a presentation to justify its existence and also has the opportunity to submit additional comments to the Subcommittee prior to the work session.

***If the Subcommittee recommends terminating the Commission, should it be consolidated with another entity or have its duties transferred to another entity?***

***If the Subcommittee recommends that the Commission should continue:***

- a. Does the Subcommittee want to recommend any changes concerning the Commission on Postsecondary Education?***
- b. Does the Subcommittee want to recommend any changes to the duties of the Commission on Postsecondary Education?***

At the February 27, 2012, meeting, members of the Subcommittee discussed the following possible modifications to the Commission on Postsecondary Education;

1. Amend NRS 394.480 to require that the Commission on Postsecondary Education increase the amount of a surety bond to \$1 million or in a greater amount determined by the Commission for a period that the Commission determines is appropriate if a postsecondary educational institution poses a financial risk to the students who are enrolled in the institution.
2. Amend the NRS to extend the jurisdiction of the Commission on Postsecondary Education to institutions that offer postsecondary educational training to licensees of occupational and professional licensing boards or commissions.

Note: At the February 27, 2012, meeting, members of the Subcommittee requested clarification on the jurisdiction of the Commission on Postsecondary Education.

- The Legal Division, LCB, notes that although the Commission on Postsecondary Education is the sole authority for licensing a postsecondary educational institution and any person who operates or claims to operate such an institution in this state must be licensed by the Commission (NRS 394.415), NRS 394.099 defines the term "postsecondary educational institution" as used in NRS 394.415 to exclude a postsecondary educational institution that is licensed by another state agency. Therefore, if a postsecondary educational institution is licensed by an occupational licensing board in this state that institution would not fall within the jurisdiction of the Commission on Postsecondary Education and the Commission would not be allowed to license the institution.

2. **Well Drillers' Advisory Board** (NRS 534.150) - The purpose of the Board is to determine the qualifications of an applicant as a well driller and to submit its findings to the State Engineer. It may also determine whether a licensed well driller is complying with the laws or regulations pertaining to well drilling.

*Should the Well Drillers' Advisory Board be terminated?*

- The Subcommittee **APPROVED THE FOLLOWING ACTION:**

SENATOR SETTELMAYER MOVED TO CONTINUE THE WELL DRILLERS' ADVISORY BOARD. THE MOTION WAS SECONDED BY ASSEMBLYWOMAN CARLTON.

- Mr. Partlow indicated that three separate entities are involved in overseeing well drilling, and although he supports continuing the Advisory Board, the Subcommittee may want to investigate any duplication of services.

THE MOTION PASSED.

*If the Subcommittee recommends terminating the Board, should it be consolidated with another entity or have its duties transferred to another entity?*

*If the Subcommittee determines the Board should continue:*

- a. *Does the Subcommittee want to recommend any changes concerning the licensing of well drillers by the Well Drillers' Advisory Board and the State Contractors' Board?*
- b. *Does the Subcommittee want to recommend any changes concerning the duties of the Groundwater Board and the Well Drillers' Advisory Board?*

- The Subcommittee **APPROVED THE FOLLOWING ACTION:**

SENATOR SETTELMAYER MOVED TO PREPARE A LETTER TO THE LEGISLATIVE COMMISSION URGING THE STATE ENGINEER TO MEET WITH THE CONTRACTORS' BOARD AND THE WELL DRILLERS' ADVISORY BOARD TO TRY TO ELIMINATE ANY DUPLICITY OF SERVICES. THE MOTION WAS SECONDED BY MR. PARTLOW AND PASSED.

Note: At the meeting on February 27, 2012, members of the Subcommittee asked if the licensing of well drillers by the Well Drillers' Advisory Board and licensing of well drillers by the State Contractors' Board is duplicative.

- The Legal Division, LCB, notes that Subsections 1 through 7 of NRS 534.140 provide for the annual licensing of well drillers by the State Engineer for the privilege of drilling wells for the development of water in this state. The qualifications for such a license are determined pursuant to NRS 534.150 by either a statewide or regional Well Driller's Advisory Board or the State Engineer if such a board has not been created.

Subsection 8 of NRS 534.140 requires a well driller who is the owner, lessee, renter or purchaser of a well-drilling rig to obtain a license as a well driller from the State Contractors' Board. NAC 624.400 provides for the issuance of a classification C-23 license by the State Contractors' Board, which authorizes the holder of the license to install and repair water wells, pressure tanks, storage tanks and pumps by boring, drilling, excavating, casing, cementing, dewatering and cleaning to provide a supply of uncontaminated water.

- Margi Grein, Executive Officer, State Contractors' Board, also submitted information to the Subcommittee concurring in the opinion of the Legal Division.

Note: At the February 27, 2012, meeting, members of the Subcommittee asked if the Groundwater Board (as established in NRS 534.035) and the Well Drillers' Advisory Board have overlapping duties or do they relate to separate actions? If the Boards are related, is there any unnecessary dual approval?

- According to the Legal Division, LCB, NRS 534.035 authorizes the establishment of groundwater boards which must be consulted by the State Engineer before the State Engineer approves any application or issues any permit to drill a well, appropriate groundwater, change the place or manner of use or the point of diversion of water within the groundwater basin served by the board.

The State Engineer is authorized to appoint a statewide Well Driller's Advisory Board or several regional boards. The purpose of the board or boards is to determine the qualifications of an applicant as a well driller and to serve the State

Engineer in an advisory capacity in matters relating to the licensing of well drillers (NRS 534.150).

Because the groundwater boards are concerned with permits for physically drilling wells and the appropriation of water and the well driller's advisory board or boards are concerned with the suitability of the persons who drill the wells, the jurisdictions of the two types of boards do not appear to overlap.

3. **Gaming Policy Committee** (NRS 463.021) - The purpose of the Committee is to discuss gaming policy. Any recommendations made by the Committee are advisory and not binding on the State Gaming Control Board or the Nevada Gaming Commission in the performance of their duties and function.

***Should the Gaming Policy Committee be terminated?***

- The Subcommittee **APPROVED THE FOLLOWING ACTION:**

MR. PARTLOW MOVED TO TERMINATE THE GAMING POLICY COMMITTEE.

- Mr. Goldwater indicated that although the Gaming Policy Committee has not met in several years, a meeting is scheduled in the near future. He recommended considering this issue at a later meeting of the Subcommittee.
- Senator Settlemeyer clarified that the Gaming Policy Committee has a meeting scheduled for March 28, 2012. He concurred that an update on the Committee be requested at a later date and hold any action on this item until the May 21, 2012, meeting of the Subcommittee.

Assemblywoman Carlton concurred with Senator Settlemeyer and Mr. Goldwater. She stated that Internet gaming may become a major issue, along with protection of the enterprise zones and if this Committee is eliminated the Legislature will need to ensure that there are procedures in place to address these issues.

Chair Bustamante Adams clarified that the motion by Mr. Partlow will not be addressed at this time, but will be addressed at the May 21, 2012, meeting.

***If the Subcommittee recommends terminating the Committee, should it be consolidated with another entity or have its duties transferred to another entity?***

***If the Subcommittee determines that Committee should continue:***

- a. ***Does the Subcommittee want to recommend any changes concerning the Gaming Policy Committee?***



***b. Does the Subcommittee want to recommend any changes concerning the duties of the Gaming Policy Committee?***

At the February 27, 2012, meeting, members of the Subcommittee stated that if they recommend terminating the Gaming Policy Committee, the duties of the Review Panel of the Committee must be assigned to another entity or the existing statutes must be modified. Under the provisions of NRS 463.021(6) and NRS 463.3088, the Review Panel of the Committee has specific duties relating to gaming enterprise districts.

**ELECTION OF VICE CHAIR**

- Lorne J. Malkiewich, Director, LCB, indicated that NRS 232B.210 sets forth that the members of the Sunset Subcommittee shall select a chair from one house and the vice chair from the other house. Therefore, the vice chair must be elected from among the Senate members.
- The Subcommittee **APPROVED THE FOLLOWING ACTION:**

SENATOR LEE NOMINATED SENATOR KIHUEN AS VICE CHAIR OF THE SUNSET SUBCOMMITTEE. THE MOTION WAS SECONDED BY MR. GOLDWATER AND PASSED.

**SCHEDULING OF FUTURE MEETINGS**

- Assemblywoman Bustamante Adams indicated future meetings are scheduled for Friday, April 27, 2012, Monday, May 21, 2012, and she requested that the last meeting of the Subcommittee in June be scheduled for Monday, June 25, 2012, at 9:30 a.m.

**PUBLIC COMMENT**

- No one came forward under this item.
- Chair Bustamante Adams noted what an honor and privilege it was to serve with Mr. Malkiewich and to work with someone who had such respect for the institution.
- Assembly Carlton concurred and noted that she always appreciated his guidance and support, and how he always took the time to answer questions.
- Mr. Partlow also praised Mr. Malkiewich for his exceptional performance.

## **ADJOURNMENT**

- There being no further business to come before the Subcommittee, the meeting was adjourned at 2:55 p.m.

Respectfully submitted,

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Jeanne Peyton  
Secretary

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Marji Paslov Thomas  
Principal Research Analyst  
Legislative Counsel Bureau

APPROVED BY:

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Assemblywoman Irene Bustamante Adams, Chair

Date: \_\_\_\_\_

## **LIST OF EXHIBITS**

[Exhibit A](#) is the “Meeting Notice and Agenda” provided by Lorne J. Malkiewich, Director, Legislative Counsel Bureau (LCB).

[Exhibit B](#) is a packet of information titled “Nevada State Board of Veterinary Medical Examiners,” *Nevada Revised Statutes* 638.020, dated March 27, 2012, submitted by Debbie Machen, Executive Director, Nevada State Board of Veterinary Medical Examiners.

[Exhibit C](#) is testimony received from the Nevada State Board of Veterinary Medical Examiners, to the Sunset Subcommittee of the Legislative Commission, dated March 27, 2012.

[Exhibit D](#) is testimony from J. J. Goicoechea, DVM, and President, Nevada Cattlemen’s Association, submitted by Neena Laxalt, Government Relations Consultant representing the Nevada Cattlemen’s Association.

[Exhibit E](#) is testimony from Travis McDermott, DVM, President, Nevada Veterinary Medical Association, addressed to the Members of the Sunset Subcommittee of the Legislative Commission, dated March 27, 2012, submitted by Dennis Wilson, DVM and past president of the Nevada Veterinary Medical Association.

[Exhibit F](#) is a packet of information titled “Advisory Council on the State Program for Fitness and Wellness,” dated March 27, 2012, submitted by Christopher Roller, Chair, Advisory Council on the State Program for Fitness and Wellness.

[Exhibit G](#) is a letter addressed to Bruce Bayne, Chair, Nevada Commission on Sports, from Lorne J. Malkiewich, Director, LCB, dated March 16, 2012.

[Exhibit H](#) is a packet of information titled “State Board of Athletic Trainers,” dated March 27, 2012, submitted by Stacey Whittaker, Executive Director, State Board of Athletic Trainers.

[Exhibit I](#) is written testimony addressed to the Subcommittee submitted by Frank Sakelarios, MS, LAT, ATC, President of the Nevada Athletic Trainers Association.

[Exhibit J](#) is written testimony addressed to the Subcommittee submitted by Steve McCauley, LAT, ATC, Head of Health Services, Wynn Las Vegas, dated March 27, 2012.

[Exhibit K](#) is written testimony submitted via electronic mail from James T. Hamburg, MS, ATC, LAT, President-Elect, Nevada Athletic Trainers Association, Head Athletic Trainer, Bonanza High School, and Sports Medicine Instructor, Northwest Career and Technical Academy, dated March 26, 2012.

[Exhibit L](#) is a packet of information titled “Nevada State Board on Geographic Names,” dated March 27, 2012, submitted by Linda Newman, Chair, Nevada State Board on Geographic Names.

[Exhibit M](#) is a packet of information regarding the United States Board on Geographic Names, dated March 26, 2012, submitted by Linda Newman, Chair, Nevada State Board on Geographic Names.

[Exhibit N](#) is a packet of information titled “Credit Union Advisory Council,” dated March 27, 2012, submitted by Eric Estes, President and CEO, Boulder Dam Credit Union.

[Exhibit O](#) is the written testimony of Eric Estes, President and CEO, Boulder Dam Credit Union, dated March 27, 2012.

[Exhibit P](#) is a packet of information titled “Advisory Council on Mortgage Investments and Mortgage Lending, dated March 27, 2012, submitted by Charles Mohler, Chairman, Advisory Council on Mortgage Investments and Mortgage Lending.

[Exhibit Q](#) is a two-volume packet of information titled “Board of Wildlife Commissioners,” dated March 27, 2012, submitted by Ken Mayer, Director Department of Wildlife.

[Exhibit R](#) is packet of information submitted by Christine Schwamberger, Esq, representing NoBearHuntNV, which includes:

- The written testimony of Christine Schwamberger, Esq.
- A document titled “Update: Lake Tahoe Basin, part of Carson Range excluded from next Nevada bear hunt,” dated March 24, 2012.
- A document titled “Don’t Hunt Our Bears,” dated March 22, 2012, regarding “Proposal 1: Incorporate the Department of Wildlife into the Department of Conservation and Natural Resources, where it resided before 2003.”
- A document titled “Don’t Hunt Our Bears,” dated March 22, 2012, regarding “Proposal 2: Reconfiguration of the Wildlife Commission and County Advisory Boards.”
- A document titled “Nevada Department of Wildlife, Game Wardens Protecting Nevada”
- A document titled “Nevada’s Black Bear, Ecology & Conservation of a Charismatic Omnivore” prepared by Nevada’s Department of Wildlife.
- A letter addressed to Nevada’s Department of Wildlife, Richard Haskins, Deputy Director, from Mark Smith, P.E. of Incline Village, Nevada, dated March 6, 2012.
- A document consisting of the latest polls in Nevada dated February 26, 2012.

- The minutes of the February 12, 2003, meeting of the Assembly Committee on Natural Resources, Agriculture, and Mining.
- A letter addressed to Senator Mark Manendo, Nevada Legislature, regarding the Bear Hunt, from Raquel Arthur, President, American Indian Movement, dated March 24, 2012.
- A budget summary of Nevada's Department of Wildlife for fiscal year 2012.
- Electronic mail from Cathy Smith to Christine Schwamberger regarding "Financial question," dated January 24, 2012.

[Exhibit S](#) is the written testimony received from the following individuals in support of consolidating the Department of Wildlife into the Department of Conservation and Natural Resources:

- Elaine Carrick, Retired Nevada Realtor.
- Ann Bryant, Executive Director, Bear League, Homewood, California, dated March 22, 2012.
- Patricia Swain, coordinator of TrailSafe Nevada, Sparks, Nevada.
- Dominique Geller, Esq., Las Vegas, Nevada.
- Moe Kassraian, Las Vegas, Nevada.
- Carole Goldstein, Las Vegas, Nevada.
- Bruce Dietrick, Las Vegas, Nevada.
- Jace Mande, Las Vegas, Nevada.

[Exhibit T](#) is the written testimony from Donald A. Molde, M.D., Reno, Nevada and includes:

- A letter addressed to Chair Bustamante Adams from Donald A. Molde, M.D., dated March 26, 2012.
- A letter addressed to Chair Bustamante Adams from Donald A. Molde, M.D., dated March 26, 2012, regarding Nevada Board of Wildlife Commissioners.
- A letter addressed to Chair Bustamante Adams from Donald A. Molde, M.D., dated April 9, 2012, regarding "Position Paper: Do sportsmen really 'pay' for wildlife?"

[Exhibit U](#) consists of written testimony received by the Director's Office of the Legislative Counsel Bureau via electronic mail from the following list of individuals:

- Beverlee McGrath, Nevada Legislative Specialist and Special Projects, American Society for the Prevention of Cruelty to Animals, dated March 19, 2012.
- Nancy Salazar, private citizen, dated March 27, 2012.
- Mary Young, private citizen, Las Vegas, Nevada, dated March 27, 2012.
- Stephanie Myers, private citizen, Las Vegas, Nevada, dated March 27, 2012.
- Jean Perry-Jones, private citizen, Las Vegas, Nevada, dated March 27, 2012.
- Kristen Corral, private citizen, Las Vegas, Nevada, dated March 27, 2012.
- Cynthia Laise, private citizen, Las Vegas, Nevada, dated March 27, 2012.
- Vernon Weir, private citizen, Las Vegas, Nevada, dated March 27, 2012.
- Kelly McMahon, private citizen, dated March 27, 2012.
- Mr. and Mrs. James Faso, Las Vegas, Nevada, dated March 27, 2012.

[Exhibit V](#) is a packet of information titled "Committee on Anatomical Dissection," dated March 27, 2012, submitted by Carl Sievert, Ph.D., Chair, Committee on Anatomical Dissection.

[Exhibit W](#) is a list titled "Schedule for Reviewing Entities," prepared by Lorne J. Malkiewich, Director, LCB.

[Exhibit X](#) is list titled "Nevada State Government Boards, Commissions, and Similar Entities," dated March 20, 2012, prepared by Marji Paslov Thomas, Principal Research Analyst, Research Division, LCB.

[Exhibit Y](#) is a list titled "Nevada State Government Boards, Commissions, and Similar Entities for Review 2011-2012 Interim," dated March 20, 2012, prepared by Marji Paslov Thomas, Principal Research Analyst, Research Division, LCB.

[Exhibit Z](#) is a memorandum addressed to Jeanne Peyton, from David Perlman, Administrator, Commission on Postsecondary Education regarding the Sunset Subcommittee Work Session, dated March 23, 2012.

This set of “Summary Minutes and Action Report” is supplied as an informational service. Exhibits in electronic format may not be complete. Copies of the complete exhibits, other materials distributed at the meeting, and the audio record are on file in the Research Library of the Legislative Counsel Bureau, Carson City, Nevada. You may contact the Library online at [www.leg.state.nv.us/lcb/research/library/feedbackmail.cfm](http://www.leg.state.nv.us/lcb/research/library/feedbackmail.cfm) or telephone: 775/684-6827.