



**STATE OF NEVADA
COMMISSION ON ETHICS
<http://ethics.nv.gov>**

MINUTES

**of the meeting of the
COMMISSION ON ETHICS**

June 10, 2010

These minutes constitute a summary of the above proceedings of the Nevada Commission on Ethics. A verbatim transcript of the open session proceeding is available for inspection at the Commission office in Carson City.

The Commission on Ethics held a public meeting on Thursday, June 10, 2010, beginning at 8:30 a.m. at the following location:

Nevada Legislative Building
Room 3143
401 South Carson Street
Carson City, NV

and via video-teleconference at

Grant Sawyer State Building
Room 4412
555 E. Washington Avenue
Las Vegas, NV

1. Call to Order, Roll Call.

In Las Vegas, Chairman John T. Moran, III, Esq. called the meeting to order and called the roll at 8:30 a.m., Thursday, June 10, 2010.

Present in Carson City were Vice Chair Erik Beyer, P.E., Commissioners John W. Marvel and, James M. Shaw. Commissioners Magdalena Groover and Gregory Gale, C.P.A., attended in Las Vegas. Commissioner George Keele was excused for items 1, 2, 3, and 7.

Also present in Carson City was Executive Director Caren Jenkins, Esq. and Commission Counsel Yvonne Nevarez-Goodson, Esq.

7. Open Session to discuss agency status presented by the Executive Director and Commission Counsel. No action may be taken on any matter presented under this agenda item unless it is placed on a future agenda.

Chairman Moran called this item out of order.

Executive Director Jenkins gave a brief overview of the number of requests for opinions that the Commission currently has either in the investigatory stage or full hearing stage. Jenkins stated that July would be a two day meeting, covering one case and the Executive Director's report per NAC 281A.180(2), which is required at the first meeting of the new fiscal year. Jenkins stated that the Commission would be moving into its new office on June 29th. Jenkins gave a brief update on hiring a new Legal Research Assistant II.

Commission Counsel Yvonne Nevarez-Goodson gave a brief update on Carrigan. Commission Counsel is still waiting for a decision from the Second Judicial District Court as well as the Supreme Court of Nevada.

2. Closed Session pursuant to NRS 281A.440(15) to hear testimony, receive evidence, deliberate and render an opinion regarding Request for Opinion No. 10-32A, submitted pursuant to NRS 281A.440(1). This portion of the meeting will not be available to the public.

This matter is confidential and was held in closed session.

3. Closed Session pursuant to NRS 281A.440(15) to hear testimony, receive evidence, deliberate and render an opinion regarding Request for Opinion No. 10-39A, submitted pursuant to NRS 281A.440(1). This portion of the meeting will not be available to the public.

This matter is confidential and was held in closed session.

4. Closed Session pursuant to NRS 281A.440(15) to hear testimony, receive evidence, deliberate and render an opinion regarding Request for Opinion No. 10-46A, submitted pursuant to NRS 281A.440(1). This portion of the meeting will not be available to the public.

This matter is confidential and was held in closed session.

Lunch recess taken at 1:40 p.m. Meeting resumed at 2:20 p.m. Commissioner Shaw has been excused from the remainder of the meeting.

5. Closed Session pursuant to NRS 281A.440(15) to hear testimony, receive evidence, deliberate and render an opinion regarding Request for Opinion No. 10-35A, submitted pursuant to NRS 281A.440(1). This portion of the meeting will not be available to the public.

This matter is confidential and was held in closed session

6. Open Session for discussion and possible action regarding recommended changes to statutes, regulations and policies as recommended by the Commission's Subcommittee to Review Legislative and Regulatory Proposals.

Executive Director Jenkins stated that the subcommittee of four (Commissioners Keele, Beyer, Lamboley and subcommittee Chairman Gale) convened to review the statutory changes, and the Nevada Administrative Code and offered their proposed changes which were distributed to each commissioner for review. A discussion ensued regarding the proposed changes to the Nevada Administrative Code ("NAC").

Commissioner Keele moved for the Commission to substitute throughout NAC Chapter 281A the term "Request for Opinion" for "Ethics Complaint." Commissioner Lamboley seconded the motion. A brief discussion ensued regarding terminology. The motion passed 5 to 1 with Commissioner Gale voting no.

A new discussion then ensued regarding NRS 281A.440(5).

Commissioner Gale moved the Commission approve all of the changes outlined in the discussion and that the Executive Director proceed to present those changes to the Legislative Counsel Bureau for inclusion in NAC regulation changes. And also, that the Commission will consider the proposed change to NAC 281A.435 regarding the number of people in a panel that carry a matter forward for hearing. Commissioner Keele seconded the motion. The motion passed unanimously.

8. Open Session for Commissioner comments. Commissioners may make comments on matters including, without limitation, future agenda items, upcoming meeting dates and meeting procedures.

No Commissioner comments.

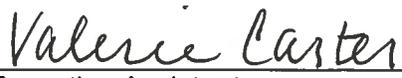
9. Open Session for public comment. Limited to not more than three (3) minutes per person. No action may be taken on any matter referred to in remarks made hereunder.

No public comment.

10. Adjournment.

Commissioner Keele moved to Adjourn. Commissioner Groover seconded the motion. Meeting Adjourned at 4:42 p.m.

Minutes prepared by:



Executive Assistant

Minutes approved September, 2011:



Erik Beyer, P.E.
Chairman