

NEVADA LEGISLATURE

Seventy-Third Session, 2005

ASSEMBLY DAILY JOURNAL

THE SEVENTY-FIRST DAY

CARSON CITY (Monday), April 18, 2005

Assembly called to order at 11:25 a.m.

Mr. Speaker presiding.

Roll called.

All present except Assemblyman Hogan, who was excused.

Prayer by the Chaplain, Minister Bruce Henderson.

Our Father in Heaven, as the ancients once sang, "Monday, Monday, can't trust that day." And here we are at Monday once again. Can't trust this day. So, may we above all else learn to trust You. Thank You for putting us here to serve our people—to serve Your people. And thank You for allowing me to be here in the Assembly another year to serve these people. In the name of our Lord.

AMEN.

Pledge of Allegiance to the Flag.

Assemblywoman Buckley moved that further reading of the Journal be dispensed with, and the Speaker and Chief Clerk be authorized to make the necessary corrections and additions.

Motion carried.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Education, to which was referred Assembly Bill No. 70, has had the same under consideration, and begs leave to report the same back with the recommendation: Amend, and do pass as amended.

BONNIE PARNELL, *Chairman*

Mr. Speaker:

Your Committee on Government Affairs, to which was referred Assembly Bill No. 440, has had the same under consideration, and begs leave to report the same back with the recommendation: Do pass.

DAVID PARKS, *Chairman*

Mr. Speaker:

Your Committee on Judiciary, to which were referred Assembly Bills Nos. 47 and 51, has had the same under consideration, and begs leave to report the same back with the recommendation: Amend, and do pass as amended.

Also, your Committee on Judiciary, to which was referred Assembly Bill No. 143, has had the same under consideration, and begs leave to report the same back with the recommendation: Amend, and do pass as amended.

Also, your Committee on Judiciary, to which was referred Assembly Bill No. 469, has had the same under consideration, and begs leave to report the same back with the recommendation: Amend, and do pass as amended.

BERNIE ANDERSON, *Chairman*

Mr. Speaker:

Your Committee on Transportation, to which was referred Assembly Bill No. 315, has had the same under consideration, and begs leave to report the same back with the recommendation: Amend, and do pass as amended.

JOHN OCEGUERA, *Chairman*

Mr. Speaker:

Your Committee on Ways and Means, to which was referred Senate Bill No. 94, has had the same under consideration, and begs leave to report the same back with the recommendation: Do pass.

MORSE ARBERRY JR., *Chairman*

MESSAGES FROM THE SENATE

SENATE CHAMBER, Carson City, April 15, 2005

To the Honorable the Assembly:

I have the honor to inform your honorable body that the Senate on this day passed Assembly Joint Resolution No. 13 of the 72nd Session; Senate Bills Nos. 272, 346, 381.

Also, I have the honor to inform your honorable body that the Senate on this day passed, as amended, Senate Bills Nos. 5, 55, 122, 146, 256, 260.

MARY JO MONGELLI

Assistant Secretary of the Senate

MOTIONS, RESOLUTIONS AND NOTICES

NOTICE OF EXEMPTION

April 15, 2005

The Fiscal Analysis Division, pursuant to Joint Standing Rule 14.6, has determined the exemption of: Assembly Bills Nos. 37 and 525.

Also, the Fiscal Analysis Division, pursuant to Joint Standing Rule 14.6, has determined the exemption of: Assembly Bills Nos. 111, 154, 319 and 335.

Also, the Fiscal Analysis Division, pursuant to Joint Standing Rule 14.6, has determined the exemption of: Assembly Bills Nos. 329, 376, 554 and Assembly Joint Resolution No. 3.

MARK STEVENS

Fiscal Analysis Division

By Assemblymen Marvel, Allen, Anderson, Angle, Arberry, Atkinson, Buckley, Carpenter, Christensen, Claborn, Conklin, Denis, Gansert, Gerhardt, Giunchigliani, Goicoechea, Grady, Hardy, Hettrick, Hogan, Holcomb, Horne, Kirkpatrick, Koivisto, Leslie, Mabey, Manendo, McClain, McCleary, Mortenson, Munford, Ocegura, Ohrenschall, Parks, Parnell, Perkins, Pierce, Seale, Sherer, Sibley, Smith, and Weber; Senators Rhoads, Amodei, Beers, Care, Carlton, Cegavske, Coffin, Hardy, Heck, Horsford, Lee, Mathews, McGinness, Nolan, Raggio, Schneider, Tiffany, Titus, Townsend, Washington, and Wiener:

Assembly Concurrent Resolution No. 18—Commending the achievements of Bob Tallman, “The Voice of Professional Rodeo.”

WHEREAS, Winnemucca native, Bob Tallman has become a legend in the world of rodeo, his is the voice people recognize and trust as “The Voice of Professional Rodeo”; and

WHEREAS, Bob Tallman’s involvement in the rodeo began in 1960 competing as a team roper and tie-down roper, and his first taste of announcing came in 1969 when he was offered \$100 to announce a rodeo in Fallon, Nevada, since then, he has been a commentator on ESPN, Fox Sports Network and TNN; and

WHEREAS, During a career that has spanned more than 3 decades and 15,000 performances in the United States and Canada, and such other places as Mexico, Australia and New Zealand, Bob Tallman now announces more than 100 rodeos each year; and

WHEREAS, On August 14, 2004, on its 25th anniversary, nine rodeo luminaries and one bareback bronc were inducted into the Pro Rodeo Hall of Fame, one such luminary was Bob Tallman; and

WHEREAS, In December 2004, Bob Tallman announced the Wrangler National Finals Rodeo for a record 18th time, and he is also the first person in the 45-year history of the Finals to announce the Finals nine times in a row; and

WHEREAS, Bob Tallman has been named the prestigious Pro Rodeo Cowboy’s Association’s “Announcer of the Year” seven times, in 1982, 1987, 1997, 1999, 2000, 2001 and 2004; and

WHEREAS, The Reno Rodeo has had the honor of Bob Tallman’s presence as its announcer for 28 years, and he is scheduled to be there again in 2005; and

WHEREAS, Rodeo announcer is only one of the many hats Bob Tallman wears, as he also raises cattle at his ranch in North Texas, hosts television shows, is cofounder of Buckers, Inc., offering breeders the opportunity to introduce World Champion bloodlines into their bucking bull breeding programs, has developed a line of Texas-style seasonings, Bob Tallman’s Ranch Fixin’s and, in December 2004, he joined the Gold Buckle Network’s Key Industry Advisory Board, to advise the Network on a variety of technical rodeo operations issues; and

WHEREAS, In addition to his many rodeo-related activities, Bob established his own foundation in 2000, Bob Tallman’s Charities, which divides proceeds from an annual golf tournament, the Pasture Pool Golf Classic, between two charities, the Justin Cowboy Crisis Fund and the Pediatric Programs at the University of Texas M. D. Anderson Cancer Center; and

WHEREAS, When asked about his achievements, Bob Tallman has said he is the “most overawarded, blessed person in the world” and that the biggest reward he can receive is to see one child or one injured cowboy benefit from the endeavors of his charitable organization; now, therefore, be it

RESOLVED BY THE ASSEMBLY OF THE STATE OF NEVADA, THE SENATE CONCURRING, That the Nevada Legislature hereby commends Bob Tallman for his many contributions to the world of rodeo and the State of Nevada; and be it further

RESOLVED, That the Chief Clerk of the Assembly prepare and transmit a copy of this resolution to Bob Tallman.

Assemblyman Marvel moved the adoption of the resolution.

Remarks by Assemblymen Marvel, Angle, and Ocegüera.

Assemblyman Marvel requested that the following remarks be entered in the Journal.

ASSEMBLYMAN MARVEL:

Thank you, Mr. Speaker. It is a pleasure for me today to be here to present this resolution to Bob Tallman. As the resolution states, Bob is the voice of rodeo, but he is also the voice of the State of Nevada. He has traveled extensively in just about every state in the Union. He has been overseas. He has been to Australia. Every place he goes he promotes Nevada, so I would call him, perhaps, one of the foremost ambassadors that we have ever had in the State of Nevada.

As you know, Bob is the first Nevasan inducted into the Cowboy Hall of Fame, and it is just a little bit more prestigious than what we have here in the Assembly.

Bob has announced at every major, national, or final rodeo from high school rodeo to the wrangler’s rodeo in Las Vegas. He has been down there 18 times. I think most of the people in Las Vegas have been to the National Finals Rodeo. He has been 28 years at the Reno Rodeo,

which is quite a record, I would say, and he keeps coming back. As a matter of fact, I think my colleague from Fallon had his first start announcing rodeos in Fallon.

Bob has done more than just being a rodeo announcer and raiser of great bucking bulls. He has raised over \$300,000 for a cancer pediatrics center at the Anderson Hospital in Houston, Texas. Plus, he has kept a fund for any contestant who has been injured in a rodeo.

They say that Bob is the first of the true Nevadan who has been elected the Cowboy Hall of Fame. I heard the other day that my nephew, Joe Marvel, will be inducted in July of this year.

Bob, at one time, had radio station programs. They tell me that Bob was, probably, only second to Paul Harvey in his audience. I think that was quite an achievement in itself. I just can't elaborate enough on what Bob has done for rodeo, the State of Nevada, the children of the State of Nevada, and, you might say, for the nation.

It is such a pleasure having him here today. He is so well recognized that Governor Guinn had a proclamation declaring a Bob Tallman Day; Dallas, Texas, had a Bob Tallman Day; and we even had one in the City of Winnemucca. Bob, you have made us proud in Nevada and you have made us proud in Winnemucca. It is a great pleasure having you with us today. It is sad that Bob's mother and dad couldn't be here today. His dad is not in real good health, but John and Irene Tallman are very good friends of mine. I think his wife, Chris, is probably raising bulls in Texas today. She is taking care of the ranch. He just recently had his daughter, Nicole, married off. For some of you old-timers, you might remember his grandfather. He was an Assemblyman in 1936 and 1938, then was elected to the Senate in 1940, and served in that capacity until 1952. I think he was the Lieutenant Governor at that time. He had quite a commendable record while he served in the Legislature. I have sitting here with me David and Sue Abel from Elko, Lee and Tracy Smith, and we have members of the Reno Rodeo Association. Would you all stand up, please? It is great to have you with us. Without further ado, I would like to make this presentation to Bob on behalf of the Assembly. It is a pleasure having you with us today. Congratulations.

ASSEMBLYWOMAN ANGLE:

Thank you, Mr. Speaker. I want to rise in support of ACR 18, having lived 11 years in Winnemucca. Bobby Tallman was a hero for our children there, and I want to thank you, Bobby Tallman, for putting Nevada on the map, Winnemucca especially, and for being a role model for our children. Thank you, Mr. Speaker.

ASSEMBLYMAN OCEGUERA:

Thank you, Mr. Speaker. It is kind of funny. I have been going to the National Finals Rodeo since 1991, and one year I was riding along in a car going to the awards ceremony at the Gold Coast, and Bob Tallman pulled up beside me with Boyd. He looked over and I was with riding with a young lady friend. I had a cold Coors Light, believe it or not, in my hand. I was in the passenger seat, of course. Bob pulled me up on stage at the Gold Coast later and he said, "Look at this, this young kid from Fallon is elected to the Nevada Legislature, has a pretty blond, and a cold Coors Light. It doesn't get much better than that." I couldn't believe it.

Bob, congratulations. It is wonderful to see you here. You have done so many wonderful things for the state. I appreciate it.

Resolution adopted.

Assemblyman Marvel moved that all rules be suspended and that Assembly Concurrent Resolution No. 18 be immediately transmitted to the Senate.

Motion carried unanimously.

By Assemblymen Parnell, Allen, Anderson, Angle, Arberry, Atkinson, Buckley, Carpenter, Christensen, Claborn, Conklin, Denis, Gansert, Gerhardt, Giunchigliani, Goicoechea, Grady, Hardy, Hettrick, Hogan, Holcomb, Horne, Kirkpatrick, Koivisto, Leslie, Mabey, Manendo, Marvel, McClain, McCleary, Mortenson, Munford, Ocegüera, Ohrenschall, Parks,

Perkins, Pierce, Seale, Sherer, Sibley, Smith, and Weber; Senators Horsford, Amodei, Beers, Care, Carlton, Cegavske, Coffin, Hardy, Heck, Lee, Mathews, McGinness, Nolan, Raggio, Rhoads, Schneider, Tiffany, Titus, Townsend, Washington, and Wiener:

Assembly Concurrent Resolution No. 19—Recognizing the value of and the need for the study of the arts in public education.

WHEREAS, The study of the arts in public education stimulates the school setting and enhances the morale of pupils, as well as the quality of the school environment; and

WHEREAS, Because studies indicate that there is a direct correlation between the study of the arts and aptitude in math and science, and because pupils tend to understand history and culture better through the study of the arts, arts education promotes the academic curriculum in a meaningful way; and

WHEREAS, The study of the arts also develops the personal confidence of pupils as they acquire skills by participating in concerts, musical productions and plays, by writing books and poems, and by participating in other cultural events, such as art shows and photography exhibits; and

WHEREAS, It has been recognized that the study of the arts can expand the horizons of even very young children and often leads to a lifelong thirst for knowledge of other cultures, other countries and other philosophies; and

WHEREAS, Organizations such as the Chicago Arts Partnerships in Education have proven that the study of the arts contributes to the overall development of young people in a powerful way by teaching them creativity, teamwork, discipline, self-expression, critical thinking, problem solving, understanding of others as well as other skills; and

WHEREAS, Studies in Chicago and Minneapolis have proven that test scores rise dramatically in schools that integrate the arts into the curriculum, with the greatest impact on disadvantaged learners; and

WHEREAS, In recent years, many public school districts have drastically reduced budgets for arts education in an effort to save money, which fails to acknowledge the important role of the study of the arts in developing in children a passion for learning; and

WHEREAS, For many children, the only opportunity to learn about the arts is through school programs; and

WHEREAS, Studies have shown that the integration of the arts into the school curriculum also energizes and challenges teachers, providing opportunities for rewarding professional developmental experiences; now, therefore, be it

RESOLVED BY THE ASSEMBLY OF THE STATE OF NEVADA, THE SENATE CONCURRING, That the members of the Nevada Legislature believe that it is vital for every pupil in the public schools in this State to have the opportunity to study the arts; and be it further

RESOLVED, That it is important to recognize the benefits of the study of the arts in public education for pupils and for our society in general and to encourage a coalition of educators, artists, parents, children and community members to create a network to support the study of the arts; and be it further

RESOLVED, That the members of the 73rd Session of the Nevada Legislature recognize and support the efforts of all those who encourage the study of the arts in public education.

Assemblywoman Parnell moved the adoption of the resolution.

Remarks by Assemblymen Parnell, Anderson, Seale, and Giunchigliani.

Resolution adopted.

Assemblywoman Parnell moved that all rules be suspended and that Assembly Concurrent Resolution No. 19 be immediately transmitted to the Senate.

Motion carried unanimously.

By Assemblywoman Leslie:

Assembly Concurrent Resolution No. 20—Directing the Legislative Commission to appoint a committee to conduct an interim study on assisted living facilities and long-term care financing.

Assemblywoman Leslie moved that the resolution be referred to the Committee on Elections, Procedures, Ethics, and Constitutional Amendments.

Motion carried.

Assemblywoman Buckley moved that the reading of Histories on Senate bills on Introduction be dispensed with for this legislative day.

Motion carried.

INTRODUCTION, FIRST READING AND REFERENCE

Senate Bill No. 5.

Assemblyman Ocegüera moved that the bill be referred to the Committee on Commerce and Labor.

Motion carried.

Senate Bill No. 55.

Assemblyman Ocegüera moved that the bill be referred to the Committee on Transportation.

Motion carried.

Senate Bill No. 122.

Assemblyman Ocegüera moved that the bill be referred to the Committee on Government Affairs.

Motion carried.

Senate Bill No. 146.

Assemblyman Ocegüera moved that the bill be referred to the Committee on Health and Human Services.

Motion carried.

Senate Bill No. 256.

Assemblyman Ocegüera moved that the bill be referred to the Committee on Commerce and Labor.

Motion carried.

Senate Bill No. 260.

Assemblyman Ocegüera moved that the bill be referred to the Committee on Health and Human Services.

Motion carried.

Senate Bill No. 272.

Assemblyman Ocegüera moved that the bill be referred to the Committee on Judiciary.

Motion carried.

Senate Bill No. 346.

Assemblyman Ocegüera moved that the bill be referred to the Committee on Elections, Procedures, Ethics, and Constitutional Amendments.

Motion carried.

Senate Bill No. 381.

Assemblyman Ocegüera moved that the bill be referred to the Committee on Commerce and Labor

Motion carried.

Mr. Speaker announced if there were no objections, the Assembly would recess subject to the call of the Chair.

Assembly in recess at 11:59 a.m.

ASSEMBLY IN SESSION

At 12:01 p.m.

Mr. Speaker presiding.

Quorum present.

MOTIONS, RESOLUTIONS AND NOTICES

Assemblyman Anderson moved that Assembly Bill No. 221 be taken from the Chief Clerk's desk and placed at the top of the Second Reading File.

Remarks by Assemblyman Anderson.

Motion carried.

Assemblyman Parks moved that Assembly Bill No. 402 be taken from the General File and placed on the Chief Clerk's desk.

Remarks by Assemblyman Parks.

Motion carried.

Assemblywoman Parnell moved that Assembly Bill No. 388 be taken from the Chief Clerk's desk and placed at the top of the General File.

Remarks by Assemblywoman Parnell.

Motion carried.

Assemblywoman Buckley moved that Assembly Bill No. 208 be taken from the General File and placed on the Chief Clerk's desk.

Motion carried.

SECOND READING AND AMENDMENT

Assembly Bill No. 221.

Bill read second time.

The following amendment was proposed by the Committee on Judiciary:

Amendment No. 269.

Amend section 1, page 2, by deleting lines 9 and 10 and inserting:

“2. The liquor board in each of the several counties shall enact”.

Amend sec. 2, page 3, by deleting lines 11 and 12 and inserting:

“268.090 1. In addition to any authority or power now provided by the”.

Amend sec. 8, page 4, by deleting line 2.

Amend sec. 8, page 4, line 3, by deleting “(b)” and inserting “(a)”.

Amend sec. 8, page 4, line 4, by deleting “(c)” and inserting “(b)”.

Amend sec. 9, page 4, line 16, by deleting “act.” and inserting:

“act within 30 days after the employee is employed to sell, handle or serve alcoholic beverages.”.

Amend sec. 9, page 4, line 17, by deleting “may” and inserting “shall”.

Amend sec. 9, page 4, between lines 23 and 24 by inserting:

“4. Any money collected by the Department from fines pursuant to subsection 3 must be deposited with the State Treasurer for credit to the Fund for the Compensation of Victims of Crime created by NRS 217.260.

5. Any law enforcement agency whose officer discovers a violation of this section shall report the violation to the Department.”.

Amend sec. 10, page 4, line 28, by deleting “4” and inserting “2”.

Amend sec. 10, page 5, by deleting lines 2 through 14 and inserting:

“alcoholic beverage awareness program if the Administrator determines that.”.

Amend sec. 10, page 5, line 15, by deleting “(1)” and inserting “(a)”.

Amend sec. 10, page 5, line 17, by deleting “(2)” and inserting “(b)”.

Amend the title of the bill, fourth line, by deleting “authorizing” and inserting “requiring”.

Assemblyman Anderson moved the adoption of the amendment.

Remarks by Assemblyman Anderson.

Amendment adopted.

Bill ordered reprinted, engrossed, and to third reading.

Assembly Bill No. 65.

Bill read second time.

The following amendment was proposed by the Committee on Natural Resources, Agriculture, and Mining:

Amendment No. 282.

Amend section 1, page 2, line 9, after “2.” by inserting: *“To carry out the provisions of this section, the State Environmental Commission may, by regulation:*

(a) Impose a reasonable fee on the retail sale of any cathode ray tube, cathode ray tube device, flat panel screen or other similar video display device;

(b) Establish a program for the certification of facilities for the collection and recycling of electronic waste;

(c) In any county whose population is 100,000 or more, establish a program of regular collection days or drop-off days for the collection of electronic waste; and

(d) In any county whose population is less than 100,000, establish a program for the collection of electronic waste.

3. If the State Environmental Commission imposes a fee on the retail sale of any cathode ray tube, cathode ray tube device, flat panel screen or other similar video display device:

(a) A retail seller of any cathode ray tube, cathode ray tube device, flat panel screen or other similar video display device shall collect and account separately for the fee, and remit all such fees collected to the Department of Taxation in the manner prescribed by the Department.

(b) The Department of Taxation may:

(1) Collect such fees from a retail seller in the same manner as the Department collects sales tax pursuant to chapter 372 of NRS and the regulations adopted pursuant thereto; and

(2) Adopt such regulations as it determines necessary to carry out the provisions of this subsection.

(c) The Department of Taxation shall transfer all money it collects pursuant to this section to the State Treasurer for deposit into a separate account in the State General Fund. The money in the account does not revert to the State General Fund, and any interest earned on the money in the account must be credited to the account. The Director of the Division of Environmental Protection of the State Department of Conservation and Natural Resources shall administer the account and may use the money only for purposes related to the collection, disposal and recycling of electronic waste, including, without limitation, as matching money for related federal grants.

4.”

Amend sec. 4, page 2, by deleting lines 31 through 33 inserting:

“Sec. 4. 1. The regulations required to be adopted pursuant to paragraph (a) of subsection 1 of section 1 of this act must:

(a) In any county whose population is 100,000 or more, become effective not later than December 31, 2005.

(b) In any county whose population is less than 100,000, become effective not later than December 31, 2006.

2. The regulations required to be adopted pursuant to paragraph (b) of subsection 1 of section 1 of this act must become effective not later than December 31, 2006.

3. The State Environmental Commission shall timely take all actions necessary to ensure compliance with the requirements of this section.”.

Assemblyman Claborn moved the adoption of the amendment.

Remarks by Assemblyman Claborn.

Amendment adopted.

Bill ordered reprinted, engrossed, and to third reading.

Assembly Bill No. 234.

Bill read second time.

The following amendment was proposed by the Committee on Judiciary:
Amendment No. 170.

Amend the bill as a whole by renumbering sections 7 through 11 as sections 8 through 12 and adding a new section designated sec. 7, following sec. 6, to read as follows:

“Sec. 7. Chapter 483 of NRS is hereby amended by adding thereto a new section to read as follows:

To carry out the provisions of paragraph (c) of subsection 5 of NRS 483.340 and paragraph (c) of subsection 5 of NRS 483.840, the Department shall, on such terms as it deems appropriate, enter into a contract with an organization which registers as donors persons who desire to make anatomical gifts.”

Amend sec. 7, page 4, by deleting lines 11 through 19 and inserting: “information relating to anatomical gifts, including the procedure for ~~[registration]~~ registering as a donor with ~~[The Living Bank International or its successor organization.]~~ the organ donor registry with which the Department has entered into a contract pursuant to section 7 of this act.”.

Amend sec. 7, page 4, by deleting lines 25 and 26 and inserting: “~~International, or its successor organization,]~~ the organ donor registry with which the Department has entered into a contract pursuant to section 7 of this act”.

Amend sec. 8, page 5, by deleting lines 14 through 22 and inserting: “information relating to anatomical gifts, including the procedure for ~~[registration]~~ registering as a donor with ~~[The Living Bank International or its successor organization.]~~ the organ donor registry with which the Department has entered into a contract pursuant to section 7 of this act.”.

Amend sec. 8, page 5, by deleting lines 28 and 29 and inserting: “~~International, or its successor organization,]~~ the organ donor registry with which the Department has entered into a contract pursuant to section 7 of this act”.

Amend sec. 11, page 6, lines 1 and 2, by deleting: “upon passage and approval.” and inserting: “on January 1, 2006.”.

Amend the title of the bill by deleting the fifth through seventh lines and inserting: “requiring the Department of Motor Vehicles to contract with an organization that registers persons desiring to make anatomical gifts to carry out the exchange of certain information between such organization and certain persons who apply for the issuance or renewal of a driver’s license or identification card; and providing other matters”.

Assemblyman Leslie moved the adoption of the amendment.

Remarks by Assemblywoman Leslie.

Amendment adopted.

Bill ordered reprinted, engrossed, and to third reading.

Assembly Bill No. 248.

Bill read second time.

The following amendment was proposed by the Committee on Health and Human Services:

Amendment No. 211.

Amend sec. 2, page 4, line 28, after “to” by inserting: “*the provisions of the home and community-based services waiver which are amended pursuant to*”.

Amend sec. 3, page 6, line 37, before “section” by inserting: “*providing services pursuant to the provisions of the home and community-based services waiver which are amended pursuant to*”.

Amend sec. 4, page 7, line 15, by deleting: “1915(c) in order to” and inserting: “1396n. *The waiver must be amended, in addition to providing coverage for any home and community-based services which the waiver covers on the effective date of this act, to*”.

Amend sec. 4, page 7, line 17, by deleting: “*the State Plan for*”.

Amend sec. 4, page 7, lines 24 and 25, by deleting: “*and*”

“(b) *Adopt*” and inserting:

“(b) *If the Federal Government approves the amendments to the waiver, adopt*”.

Amend sec. 4, page 7, line 28, by deleting “1.” and inserting: “1; and

“(c) *Implement the amendments to the waiver only to the extent that the amendments are approved by the Federal Government.*”.

Amend the title of the bill by deleting the eighth through eleventh lines and inserting: “based services waiver authorized by the Federal Government; requiring the Department of Human Resources to apply to the Secretary of Health and Human Services to amend its waiver to provide”.

Assemblywoman Leslie moved the adoption of the amendment.

Remarks by Assemblywoman Leslie.

Amendment adopted.

Bill ordered reprinted, engrossed, and to third reading.

Assembly Bill No. 323.

Bill read second time.

The following amendment was proposed by the Committee on Government Affairs:

Amendment No. 252.

Amend sec. 3, page 3, line 16, by deleting “must” and inserting “may”.

Amend sec. 6, page 4, by deleting lines 10 through 15 and inserting:

“Sec. 6. 1. On or before July 15, 2005, the Truckee Meadows Water Authority shall pay to the State Treasurer \$100,000 for deposit in the Account for the Bureau of Consumer Protection. The required payment must be paid out of the”.

Amend sec. 6, page 4, line 18, by deleting “reimbursement” and inserting “payment”.

Amend sec. 6, page 4, between lines 19 and 20, by inserting:

“2. If the costs incurred by the Bureau of Consumer Protection in performing the audit and investigation are less than the amount paid to the State Treasurer by the Truckee Meadows Water Authority pursuant to subsection 1, the Bureau of Consumer Protection must refund the difference between the payment and the costs incurred in performing the audit and investigation to the Truckee Meadows Water Authority on or before April 1, 2006.”.

Assemblywoman Gansert moved the adoption of the amendment.

Remarks by Assemblywoman Gansert.

Amendment adopted.

Bill ordered reprinted, engrossed, and to third reading.

Assembly Bill No. 379.

Bill read second time.

The following amendment was proposed by the Committee on Natural Resources, Agriculture, and Mining:

Amendment No. 207.

Amend section 1, pages 1 and 2, by deleting lines 3 through 12 on page 1 and lines 1 through 37 on page 2, and inserting:

“1. A person may obtain or attempt to obtain on behalf of an applicant any license, tag or permit issued pursuant to this chapter if the person acts pursuant to a power of attorney or other written instrument that:

(a) Provides that the power of attorney or other written instrument is executed for the sole purpose of authorizing the person to apply in the State of Nevada on behalf of the applicant for a license, tag or permit for a specific season;

(b) Provides that the power of attorney or other written instrument expires on February 28 of the year following the year in which the power of attorney or other written instrument is executed; and

(c) Is acknowledged and includes a jurat as defined in NRS 240.0035, or is otherwise certified.

2. Any license, tag or permit which is obtained by the use of a power of attorney or other written instrument that does not comply with the provisions of subsection 1 is void.”.

Amend the title of the bill to read as follows:

“AN ACT relating to wildlife; authorizing a person to act on behalf of another to obtain a license, tag or permit from the Department of Wildlife under certain circumstances; and providing other matters properly relating thereto.”.

Amend the summary of the bill to read as follows:

“SUMMARY—Authorizes person to act on behalf of another to obtain license, tag or permit from Department of Wildlife under certain circumstances. (BDR 45-1006)”.

Assemblyman Atkinson moved the adoption of the amendment.

Remarks by Assemblyman Atkinson.

Amendment adopted.

Bill ordered reprinted, engrossed, and to third reading.

Assembly Bill No. 381.

Bill read second time.

The following amendment was proposed by the Committee on Judiciary:

Amendment No. 300.

Amend section 1, page 2, line 8, by deleting “200” and inserting “50”.

Assemblyman Ocegüera moved the adoption of the amendment.

Remarks by Assemblyman Ocegüera.

Amendment adopted.

Bill ordered reprinted, engrossed, and to third reading.

Assembly Bill No. 406.

Bill read second time and ordered to third reading.

Assembly Bill No. 537.

Bill read second time.

The following amendment was proposed by the Committee on Judiciary:

Amendment No. 312.

Amend the bill as a whole by adding a new section designated sec. 2, following section 1, to read as follows:

“Sec. 2. This bill becomes effective upon passage and approval.”.

Assemblyman Anderson moved the adoption of the amendment.

Remarks by Assemblyman Anderson.

Amendment adopted.

Bill ordered reprinted, engrossed, and to third reading.

Assembly Joint Resolution No. 9.

Resolution read second time and ordered to third reading.

GENERAL FILE AND THIRD READING

Assembly Bill No. 388.

Bill read third time.

The following amendment was proposed by Assemblywoman Parnell:

Amendment No. 305.

Amend sec. 3, page 3, line 14, after “*education.*” by inserting: “*The work-based experiences must:*”

(1) *Be designed:*

(I) *For pupils enrolled in grades 11 and 12, but may be offered to pupils enrolled in grades 9 and 10 upon the approval of the principal of the school where the program is offered.*

(II) *To prepare and train pupils to work as apprentices in business settings.*

(2) *Allow a pupil to earn academic credit for the work-based experience.”.*

Amend the bill as a whole by renumbering sections 22 and 23 as sections 25 and 26 and adding new sections designated sections 22 through 24, following sec. 21, to read as follows:

“Sec. 22. 1. There is hereby appropriated from the State General Fund to the Department of Education the sum of \$1,000,000 for the establishment of advisory technical skills committees pursuant to section 3 of this act and the establishment and maintenance of programs of career and technical education.

2. The Department of Education shall:

(a) Use the money appropriated by subsection 1 to provide money to school districts and charter schools for establishing advisory technical skills committees and establishing programs of career and technical education; and

(b) Establish criteria for grants of money to school districts and charter schools pursuant to this section.

3. The board of trustees of a school district or the governing body of a charter school may submit an application to the Department of Education for a grant of money from the appropriation made by subsection 1 on a form provided by the Department.

4. Upon receipt of such an application, the Department of Education shall review the application to determine whether it is complete and meets the criteria established pursuant to paragraph (b) of subsection 2 and provide a grant of money to the board of trustees of the school district or the governing body of the charter school, as applicable.

5. The board of trustees of a school district or the governing body of a charter school that receives a grant of money pursuant to subsection 4 shall:

(a) Use the money to establish an advisory technical skills committee and to establish and maintain a program of career and technical education; and

(b) Evaluate the effectiveness of the advisory technical skills committee and the program of career and technical education and submit a report to the Department of Education on or before December 1, 2006.

6. The Department of Education shall compile the reports received pursuant to paragraph (b) of subsection 5 and submit the compilation to the Director of the Legislative Counsel Bureau for transmission to the 74th Session of the Legislature.

7. Any remaining balance of the appropriation made by subsection 1 must not be committed for expenditure after June 30, 2007, and must be reverted to the State General Fund on or before September 21, 2007.

Sec. 23. 1. The Chairman of the Legislative Committee on Education shall appoint a subcommittee of the members of the Committee to study the effectiveness of career and technical high schools in this State.

2. The subcommittee appointed pursuant to subsection 1 shall:

(a) Determine the number of school districts in this State that include at least one high school designated as a career and technical high school that provides a program of career and technical education for pupils enrolled in grades 9 to 12, inclusive.

(b) Determine the number of pupils enrolled in each career and technical high school, identified by school district.

(c) Determine the success of each career and technical high school in this State, including, without limitation, a determination of whether each career and technical high school operated by a school district increases within the school district:

(1) The graduation rate from high school; and

(2) The percentage of pupils who remain enrolled in high school.

(d) Identify effective practices carried out by school districts regarding the development, enrollment and operation of career and technical high schools and the feasibility of carrying out those practices statewide.

(e) Identify the need, if any, for expanding the availability of career and technical high schools in this State.

3. The subcommittee appointed pursuant to subsection 1 shall submit a report of its findings and any recommendations for legislation to the Legislative Committee on Education on or before August 1, 2006. The Legislative Committee on Education shall consider the recommendations of the subcommittee and on or before February 1, 2007, submit the report of the subcommittee to the Director of the Legislative Counsel Bureau for transmission to the 74th Session of the Nevada Legislature.

Sec. 24. The Department of Education shall develop and carry out a public awareness campaign that is designed to increase the public's awareness and knowledge of the availability and success of career and technical high schools within this State."

Amend the title of the bill, eighth line, after "program;" by inserting: "requiring a subcommittee of the Legislative Committee on Education to study career and technical high schools; requiring the Department of Education to conduct a public awareness campaign regarding career and technical high schools; making an appropriation;"

Assemblywoman Parnell moved the adoption of the amendment.

Remarks by Assemblywoman Parnell.

Amendment adopted.

Assemblywoman Parnell moved that upon return from the printer Assembly Bill No. 388 be rereferred to the Committee on Ways and Means.

Motion carried.

Bill ordered reprinted, engrossed, and to the Committee on Ways and Means.

Assembly Bill No. 20.

Bill read third time.

Remarks by Assemblyman Grady.

Roll call on Assembly Bill No. 20:

YEAS—41.

NAYS—None.

EXCUSED—Hogan.

Assembly Bill No. 20 having received a constitutional majority,
Mr. Speaker declared it passed, as amended.

Bill ordered transmitted to the Senate.

Assembly Bill No. 58.

Bill read third time.

Remarks by Assemblyman Ocegüera.

Roll call on Assembly Bill No. 58:

YEAS—41.

NAYS—None.

EXCUSED—Hogan.

Assembly Bill No. 58 having received a constitutional majority,
Mr. Speaker declared it passed, as amended.

Bill ordered transmitted to the Senate.

Assembly Bill No. 67.

Bill read third time.

Remarks by Assemblyman Sherer.

Roll call on Assembly Bill No. 67:

YEAS—41.

NAYS—None.

EXCUSED—Hogan.

Assembly Bill No. 67 having received a constitutional majority,
Mr. Speaker declared it passed.

Bill ordered transmitted to the Senate.

Assembly Bill No. 68.

Bill read third time.

Remarks by Assemblyman Conklin.

Roll call on Assembly Bill No. 68:

YEAS—41.

NAYS—None.

EXCUSED—Hogan.

Assembly Bill No. 68 having received a constitutional majority,
Mr. Speaker declared it passed.

Bill ordered transmitted to the Senate.

Assembly Bill No. 78.

Bill read third time.

Remarks by Assemblywoman Gerhardt.

Roll call on Assembly Bill No. 78:

YEAS—40.

NAYS—Allen.

EXCUSED—Hogan.

Assembly Bill No. 78 having received a constitutional majority,
Mr. Speaker declared it passed, as amended.

Bill ordered transmitted to the Senate.

Assembly Bill No. 80.

Bill read third time.

Remarks by Assemblyman Denis.

Roll call on Assembly Bill No. 80:

YEAS—41.

NAYS—None.

EXCUSED—Hogan.

Assembly Bill No. 80 having received a constitutional majority,
Mr. Speaker declared it passed, as amended.

Bill ordered transmitted to the Senate.

Assembly Bill No. 84.

Bill read third time.

Remarks by Assemblymen McCleary and Denis.

Roll call on Assembly Bill No. 84:

YEAS—41.

NAYS—None.

EXCUSED—Hogan.

Assembly Bill No. 84 having received a constitutional majority,
Mr. Speaker declared it passed, as amended.

Bill ordered transmitted to the Senate.

Assembly Bill No. 91.

Bill read third time.

Remarks by Assemblyman Anderson.

Roll call on Assembly Bill No. 91:

YEAS—40.

NAYS—Angle.

EXCUSED—Hogan.

Assembly Bill No. 91 having received a two-thirds majority, Mr. Speaker
declared it passed, as amended.

Bill ordered transmitted to the Senate.

Assembly Bill No. 126.

Bill read third time.

Remarks by Assemblywoman Allen.

Roll call on Assembly Bill No. 126:

YEAS—41.

NAYS—None.

EXCUSED—Hogan.

Assembly Bill No. 126 having received a constitutional majority,
Mr. Speaker declared it passed, as amended.

Bill ordered transmitted to the Senate.

Assembly Bill No. 139.

Bill read third time.

Remarks by Assemblywoman Pierce.

Roll call on Assembly Bill No. 139:

YEAS—28.

NAYS—Angle, Carpenter, Christensen, Gansert, Hardy, Hettrick, Holcomb, Mabey, Marvel, Seale, Sherer, Sibley, Weber—13.

EXCUSED—Hogan.

Assembly Bill No. 139 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

Bill ordered transmitted to the Senate.

Assembly Bill No. 157.

Bill read third time.

Remarks by Assemblyman Holcomb.

Roll call on Assembly Bill No. 157:

YEAS—40.

NAYS—Angle.

EXCUSED—Hogan.

Assembly Bill No. 157 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

Bill ordered transmitted to the Senate.

Assembly Bill No. 163.

Bill read third time.

Remarks by Assemblywoman Gansert.

Roll call on Assembly Bill No. 163:

YEAS—41.

NAYS—None.

EXCUSED—Hogan.

Assembly Bill No. 163 having received a constitutional majority, Mr. Speaker declared it passed.

Bill ordered transmitted to the Senate.

Assembly Bill No. 166.

Bill read third time.

Remarks by Assemblyman Hardy.

Roll call on Assembly Bill No. 166:

YEAS—41.

NAYS—None.

EXCUSED—Hogan.

Assembly Bill No. 166 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

Bill ordered transmitted to the Senate.

Assembly Bill No. 167.

Bill read third time.

Remarks by Assemblyman Seale.

Roll call on Assembly Bill No. 167:

YEAS—41.

NAYS—None.

EXCUSED—Hogan.

Assembly Bill No. 167 having received a constitutional majority,
Mr. Speaker declared it passed, as amended.
Bill ordered transmitted to the Senate.

Assembly Bill No. 169.
Bill read third time.
Remarks by Assemblyman Denis.
Roll call on Assembly Bill No. 169:
YEAS—41.
NAYS—None.
EXCUSED—Hogan.

Assembly Bill No. 169 having received a constitutional majority,
Mr. Speaker declared it passed, as amended.
Bill ordered transmitted to the Senate.

Assembly Bill No. 179.
Bill read third time.
Remarks by Assemblyman Ocegüera.
Roll call on Assembly Bill No. 179:
YEAS—41.
NAYS—None.
EXCUSED—Hogan.

Assembly Bill No. 179 having received a constitutional majority,
Mr. Speaker declared it passed, as amended.
Bill ordered transmitted to the Senate.

Assembly Bill No. 181.
Bill read third time.
Remarks by Assemblyman Goicoechea.
Roll call on Assembly Bill No. 181:
YEAS—41.
NAYS—None.
EXCUSED—Hogan.

Assembly Bill No. 181 having received a constitutional majority,
Mr. Speaker declared it passed.
Bill ordered transmitted to the Senate.

Assembly Bill No. 182.
Bill read third time.
Remarks by Assemblyman Sibley.
Roll call on Assembly Bill No. 182:
YEAS—41.
NAYS—None.
EXCUSED—Hogan.

Assembly Bill No. 182 having received a constitutional majority,
Mr. Speaker declared it passed, as amended.
Bill ordered transmitted to the Senate.

Assembly Bill No. 184.

Bill read third time.

Remarks by Assemblywoman Gerhardt.

Roll call on Assembly Bill No. 184:

YEAS—41.

NAYS—None.

EXCUSED—Hogan.

Assembly Bill No. 184 having received a constitutional majority,
Mr. Speaker declared it passed, as amended.

Bill ordered transmitted to the Senate.

Assembly Bill No. 187.

Bill read third time.

Remarks by Assemblyman Goicoechea.

Roll call on Assembly Bill No. 187:

YEAS—41.

NAYS—None.

EXCUSED—Hogan.

Assembly Bill No. 187 having received a constitutional majority,
Mr. Speaker declared it passed, as amended.

Bill ordered transmitted to the Senate.

Mr. Speaker announced if there were no objections, the Assembly would
recess subject to the call of the Chair.

Assembly in recess at 1:06 p.m.

ASSEMBLY IN SESSION

At 1:20 p.m.

Madam Speaker pro Tempore presiding.

Quorum present.

Assembly Bill No. 190.

Bill read third time.

Remarks by Assemblyman Perkins.

Roll call on Assembly Bill No. 190:

YEAS—40.

NAYS—None.

EXCUSED—Angle, Hogan—2.

Assembly Bill No. 190 having received a constitutional majority,
Madam Speaker pro Tempore declared it passed, as amended.

Bill ordered transmitted to the Senate.

Assembly Bill No. 197.

Bill read third time.

Remarks by Assemblymen Atkinson, McCleary, Ocegüera, and Denis.

Conflict of interest declared by Assemblyman Ocegüera.

Roll call on Assembly Bill No. 197:

YEAS—32.

NAYS—Grady, Hardy, Hettrick, Holcomb, Mabey, Sherer, Weber—7.

NOT VOTING—Oceguera.

EXCUSED—Angle, Hogan—2.

Assembly Bill No. 197 having received a constitutional majority,
Madam Speaker pro Tempore declared it passed, as amended.

Bill ordered transmitted to the Senate.

Madam Speaker pro Tempore announced if there were no objections, the
Assembly would recess subject to the call of the Chair.

Assembly in recess at 1:36 p.m.

ASSEMBLY IN SESSION

At 1:43 p.m.

Madam Speaker pro Tempore presiding.

Quorum present.

Assembly Bill No. 203.

Bill read third time.

Remarks by Assemblymen Seale, Leslie, and Buckley.

Roll call on Assembly Bill No. 203:

YEAS—38.

NAYS—Leslie.

EXCUSED—Angle, Hogan, Marvel—3.

Assembly Bill No. 203 having received a two-thirds majority,
Madam Speaker pro Tempore declared it passed, as amended.

Bill ordered transmitted to the Senate.

Assembly Bill No. 206.

Bill read third time.

Remarks by Assemblyman Mabey.

Roll call on Assembly Bill No. 206:

YEAS—39.

NAYS—None.

EXCUSED—Angle, Hogan, Marvel—3.

Assembly Bill No. 206 having received a constitutional majority,
Madam Speaker pro Tempore declared it passed, as amended.

Bill ordered transmitted to the Senate.

Assembly Bill No. 215.

Bill read third time.

Remarks by Assemblyman Sibley.

Roll call on Assembly Bill No. 215:

YEAS—39.

NAYS—None.

EXCUSED—Angle, Hogan, Marvel—3.

Assembly Bill No. 215 having received a constitutional majority,
Madam Speaker pro Tempore declared it passed, as amended.

Bill ordered transmitted to the Senate.

Assembly Bill No. 216

Bill read third time.

MOTIONS, RESOLUTIONS AND NOTICES

Assemblywoman Ohrenschall moved that Assembly Bill No. 216 be taken
from the General File and placed on the Chief Clerk's desk.

Motion carried.

GENERAL FILE AND THIRD READING

Assembly Bill No. 235.

Bill read third time.

Remarks by Assemblyman Grady.

Roll call on Assembly Bill No. 235:

YEAS—39.

NAYS—None.

EXCUSED—Angle, Hogan, Marvel—3.

Assembly Bill No. 235 having received a constitutional majority,
Madam Speaker pro Tempore declared it passed.

Bill ordered transmitted to the Senate.

Assembly Bill No. 237.

Bill read third time.

Remarks by Assemblyman Hardy.

Roll call on Assembly Bill No. 237:

YEAS—39.

NAYS—None.

EXCUSED—Angle, Hogan, Marvel—3.

Assembly Bill No. 237 having received a constitutional majority,
Madam Speaker pro Tempore declared it passed, as amended.

Bill ordered transmitted to the Senate.

Assembly Bill No. 256.

Bill read third time.

Remarks by Assemblywoman Buckley.

Roll call on Assembly Bill No. 256:

YEAS—39.

NAYS—None.

EXCUSED—Angle, Hogan, Marvel—3.

Assembly Bill No. 256 having received a constitutional majority,
Madam Speaker pro Tempore declared it passed.

Bill ordered transmitted to the Senate.

Assembly Bill No. 276.

Bill read third time.

Remarks by Assemblywoman Smith.

Roll call on Assembly Bill No. 276:

YEAS—39.

NAYS—None.

EXCUSED—Angle, Hogan, Marvel—3.

Assembly Bill No. 276 having received a constitutional majority,
Madam Speaker pro Tempore declared it passed, as amended.

Bill ordered transmitted to the Senate.

Assembly Bill No. 292.

Bill read third time.

Remarks by Assemblyman Goicoechea.

Roll call on Assembly Bill No. 292:

YEAS—39.

NAYS—None.

EXCUSED—Angle, Hogan, Marvel—3.

Assembly Bill No. 292 having received a constitutional majority,
Madam Speaker pro Tempore declared it passed.

Bill ordered transmitted to the Senate.

Assembly Bill No. 341.

Bill read third time.

Remarks by Assemblymen Parks and Hettrick.

Roll call on Assembly Bill No. 341:

YEAS—39.

NAYS—None.

EXCUSED—Angle, Hogan, Marvel—3.

Assembly Bill No. 341 having received a constitutional majority,
Madam Speaker pro Tempore declared it passed.

Bill ordered transmitted to the Senate.

Assembly Bill No. 345.

Bill read third time.

Remarks by Assemblyman Perkins.

Roll call on Assembly Bill No. 345:

YEAS—39.

NAYS—None.

EXCUSED—Angle, Hogan, Marvel—3.

Assembly Bill No. 345 having received a constitutional majority,
Madam Speaker pro Tempore declared it passed, as amended.

Bill ordered transmitted to the Senate.

MOTIONS, RESOLUTIONS AND NOTICES

Assemblyman Arberry moved that Assembly Bill No. 347 be taken from
the General File and re-referred to the Committee on Ways and Means.

Motion carried.

GENERAL FILE AND THIRD READING

Assembly Bill No. 346.

Bill read third time.

Remarks by Assemblyman Grady.

Roll call on Assembly Bill No. 346:

YEAS—39.

NAYS—None.

EXCUSED—Angle, Hogan, Marvel—3.

Assembly Bill No. 346 having received a constitutional majority,
Madam Speaker pro Tempore declared it passed, as amended.

Bill ordered transmitted to the Senate.

Assembly Bill No. 348.

Bill read third time.

Remarks by Assemblymen Horne, Buckley, and Perkins.

Roll call on Assembly Bill No. 348:

YEAS—39.

NAYS—None.

EXCUSED—Angle, Hogan, Marvel—3.

Assembly Bill No. 348 having received a constitutional majority,
Madam Speaker pro Tempore declared it passed, as amended.

Bill ordered transmitted to the Senate.

Assembly Bill No. 368.

Bill read third time.

Remarks by Assemblyman Ocegueda.

Roll call on Assembly Bill No. 368:

YEAS—39.

NAYS—None.

EXCUSED—Angle, Hogan, Marvel—3.

Assembly Bill No. 368 having received a constitutional majority,
Madam Speaker pro Tempore declared it passed.

Bill ordered transmitted to the Senate.

Assembly Bill No. 372.

Bill read third time.

Remarks by Assemblyman Hardy.

Roll call on Assembly Bill No. 372:

YEAS—38.

NAYS—None.

NOT VOTING—Arberry.

EXCUSED—Angle, Hogan, Marvel—3.

Assembly Bill No. 372 having received a two-thirds majority,
Madam Speaker pro Tempore declared it passed.

Bill ordered transmitted to the Senate.

Assembly Bill No. 377.

Bill read third time.

Remarks by Assemblyman Anderson.

Roll call on Assembly Bill No. 377:

YEAS—39.

NAYS—None.

EXCUSED—Angle, Hogan, Marvel—3.

Assembly Bill No. 377 having received a constitutional majority,
Madam Speaker pro Tempore declared it passed.

Bill ordered transmitted to the Senate.

Assembly Bill No. 416.

Bill read third time.

Remarks by Assemblyman McCleary.

Potential conflict of interest declared by Assemblyman McCleary.

Roll call on Assembly Bill No. 416:

YEAS—39.

NAYS—None.

EXCUSED—Angle, Hogan, Marvel—3.

Assembly Bill No. 416 having received a constitutional majority,
Madam Speaker pro Tempore declared it passed.

Bill ordered transmitted to the Senate.

Assembly Bill No. 420

Bill read third time.

Remarks by Assemblyman Parks.

Madam Speaker pro Tempore announced if there were no objections, the
Assembly would recess subject to the call of the Chair.

Assembly in recess at 2:22 p.m.

ASSEMBLY IN SESSION

At 2:24 p.m.

Madam Speaker pro Tempore presiding.

Quorum present.

Roll call on Assembly Bill No. 420:

YEAS—39.

NAYS—None.

EXCUSED—Angle, Hogan, Marvel—3.

Assembly Bill No. 420 having received a constitutional majority,
Madam Speaker pro Tempore declared it passed.

Bill ordered transmitted to the Senate.

Assembly Bill No. 421

Bill read third time.

Remarks by Assemblyman Conklin.

Madam Speaker pro Tempore announced if there were no objections, the
Assembly would recess subject to the call of the Chair.

Assembly in recess at 2:26 p.m.

ASSEMBLY IN SESSION

At 2:27 p.m.
Madam Speaker pro Tempore presiding.
Quorum present.

MOTIONS, RESOLUTIONS AND NOTICES

Assemblyman Conklin moved that Assembly Bill No. 421 be taken from the General File and placed on the Chief Clerk's desk.

Remarks by Assemblyman Conklin.
Motion carried.

GENERAL FILE AND THIRD READING

Assembly Bill No. 436.
Bill read third time.
Remarks by Assemblywomen McClain and Ohrenschall.
Conflict of interest declared by Assemblywoman Ohrenschall.

Roll call on Assembly Bill No. 436:

YEAS—38.

NAYS—None.

NOT VOTING—Ohrenschall.

EXCUSED—Angle, Hogan, Marvel—3.

Assembly Bill No. 436 having received a two-thirds majority, Madam Speaker pro Tempore declared it passed, as amended.

Bill ordered transmitted to the Senate.

Assembly Bill No. 445.
Bill read third time.
Remarks by Assemblyman Ocegueda.

Roll call on Assembly Bill No. 445:

YEAS—39.

NAYS—None.

EXCUSED—Angle, Hogan, Marvel—3.

Assembly Bill No. 445 having received a constitutional majority, Madam Speaker pro Tempore declared it passed.

Bill ordered transmitted to the Senate.

MOTIONS, RESOLUTIONS AND NOTICES

Assemblywoman Buckley moved that Assembly Bills Nos. 470, 474, 486, 503, 507, 509, 510, 519, 527, 531, 547; Assembly Joint Resolutions Nos. 4, 6, 10, 12, 14, 16; Senate Bills Nos. 73, 132 be taken from the General File and placed on the General File for the next legislative day.

Motion carried.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Judiciary, to which was referred Assembly Bill No. 465, has had the same under consideration, and begs leave to report the same back with the recommendation: Amend, and do pass as amended.

BERNIE ANDERSON, *Chairman*

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Assemblyman Carpenter, the privilege of the floor of the Assembly Chamber for this day was extended to Caroline J. Hadley.

On request of Assemblywoman Gansert, the privilege of the floor of the Assembly Chamber for this day was extended to Devon Bannister, Karissa Christensen, Tom Ferguson, Andy Garcia, Brad Garlick, Kylee Hardy, Alan Higgins, Michaela Hughes, Kalani Martin, Christina Mederos, Alexis Pinguelo, Alexis Rice, Kami Rushing, Josh Sabels, Marcus Sam, Jasmine Scott, Indervir Singh, Jordan Skipwith, Priscilla Vidales, Tony Woolley, Karrah Bissett, Jennifer Luna, Pablo Miller, Lizzette Martin, Rosanna Recendiz, Leann Pinguelo, Jackie Raborn, and Michael Hardy.

On request of Assemblyman Marvel, the privilege of the floor of the Assembly Chamber for this day was extended to Bob Tallman, Arnic Mavrins, Sue Abel, and Dave Abel.

On request of Assemblywoman Parnell, the privilege of the floor of the Assembly Chamber for this day was extended to Bill Zabelsky, Rick Moffitt, and Chuck Fletcher.

Assemblywoman Buckley moved that the Assembly adjourn until Tuesday, April 19, 2005, at 11:00 a.m. and that it do so in memory of James Leach

Motion carried.

Assembly adjourned at 2:35 p.m.

Approved:

RICHARD D. PERKINS
Speaker of the Assembly

Attest: NANCY S. TRIBBLE
Chief Clerk of the Assembly