Senate called to order at 12:25 p.m.
President Pro Tempore Parks presiding.
Roll called.
All present.
Prayer by Pastor Albert Tilstra, Seventh-day Adventist Church, Fallon.
We give You thanks O God, that this land was settled by men and women who came here, as our forefathers did, in order that we might live in the light of freedom and worship You according to the dictates of our consciences.
Help us never to forget that all the rights and privileges we enjoy have blood stains on them, that every good gift was bought and paid for in human sacrifices. This goodly heritage is ours by choice and by adoption. May we never lightly regard it. May we ever be grateful to those who in past years have labored and loved in order that we might have something to inherit.
This we pray in humbleness and thanksgiving.

AMEN.

Pledge of Allegiance to the Flag.

The President Pro Tempore announced that under previous order, the reading of the Journal is waived for the remainder of the 77th Legislative Session and the President and Secretary are authorized to make any necessary corrections and additions.

REPORTS OF COMMITTEES

Mr. President:
Your Committee on Finance, to which were referred Senate Bill Nos. 487 and 519: Assembly Bill No. 465, has had the same under consideration, and begs leave to report the same back with the recommendation: Do pass.

Also, your Committee on Finance, to which was referred Senate Bill No. 518, 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 Finance, to which was re-referred Senate Bill No. 390, has had the same under consideration, and begs leave to report the same back with the recommendation: Do pass as amended.
Also, your Committee on Finance, to which was re-referred Senate Bill Nos. 340, 374, 407 and 502 has had the same under consideration, and begs leave to report the same back with the recommendation: Amend, and do pass as amended.

DEBBIE SMITH, Chair

Mr. President:
Your Committee on Legislative Operations and Elections, to which were referred Assembly Bill Nos. 301 and 444, has had the same under consideration, and begs leave to report the same back with the recommendation: Do pass.

Also, your Committee on Legislative Operations and Elections, to which was referred Senate Concurrent Resolution No. 8, has had the same under consideration, and begs leave to report the same back with the recommendation: Be adopted.

PAT SPEARMAN, Chair

MESSAGES FROM THE ASSEMBLY
ASSEMBLY CHAMBER, Carson City, May 27, 2013

To the Honorable the Senate:
I have the honor to inform your honorable body that the Assembly on this day passed Senate Bill No. 303.

Also, I have the honor to inform your honorable body that the Assembly on this day passed, as amended, Assembly Bills Nos. 74, 106, 186, 213, 242, 464, 480.

Also, I have the honor to inform your honorable body that the Assembly on this day concurred in the Senate Amendment No. 634 to Assembly Bill No. 8, Senate Amendment No. 594 to Assembly Bill No. 83, Senate Amendment No. 650 to Assembly Bill No. 86, Senate Amendment No. 868 to Assembly Bill No. 147, Senate Amendment No. 838 to Assembly Bill No. 170, Senate Amendment No. 768 to Assembly Bill No. 284, Senate Amendment No. 652 to Assembly Bill No. 306, Senate Amendment No. 872 to Assembly Bill No. 374.

Also, I have the honor to inform your honorable body that the Assembly on this day respectfully refused to concur in the Senate Amendment No. 651 to Assembly Bill No. 181.

MATTHEW BAKER
Assistant Chief Clerk of the Assembly

MOTIONS, RESOLUTIONS AND NOTICES

Senator Smith moved that all measures just reported out of committee be immediately be placed on the appropriate reading file for this legislative day.

Motion carried.

Senator Smith moved that Senate Concurrent Resolution No. 8 be taken from the Resolution File and placed on the Secretary’s Desk.

Motion carried.

INTRODUCTION, FIRST READING AND REFERENCE

By Senators Roberson, Cegavske, Hutchison, Brower, Kieckhefer, Goicoechea, Gustavson, Hammond, Hardy, Settelmeyer; Assemblymen Hickey, Woodbury, Duncan, Hardy, Kirner, Ellison, Fiore, Grady, Hambrick, Hansen, Oscarson, Stewart and Wheeler.

Senate Bill No. 520—AN ACT relating to public safety; requiring a court to transmit within 5 business days certain records of adjudication concerning a person's mental health to the Central Repository for Nevada Records of Criminal History for certain purposes relating to the purchase or possession of a firearm; authorizing the inclusion, correction and removal of the
information in such records in each appropriate database of the National Crime Information Center; requiring each agency of criminal justice to submit information relating to records of criminal history within 60 days after the date of the conviction; requiring the Central Repository, upon request, to conduct a background check without charge on a person who wishes to acquire a firearm; prohibiting certain persons from having possession, custody or control of a firearm; prohibiting certain persons from selling a firearm under certain circumstances; revising the functions of the Division of Mental Health and Developmental Services of the Department of Health and Human Services; requiring a mental health professional to notify certain persons when a patient makes certain explicit threats of imminent serious physical harm or death; providing penalties; and providing other matters properly relating thereto.

Senator Smith moved that the bill be referred to the Committee on Judiciary.
Motion carried.

Assembly Bill No. 74.
Senator Smith moved that the bill be referred to the Committee on Finance.
Motion carried.

Assembly Bill No. 106.
Senator Smith moved that the bill be referred to the Committee on Commerce, Labor and Energy.
Motion carried.

Assembly Bill No. 186.
Senator Smith moved that the bill be referred to the Committee on Commerce, Labor and Energy.
Motion carried.

Assembly Bill No. 213.
Senator Smith moved that the bill be referred to the Committee on Commerce, Labor and Energy.
Motion carried.

Assembly Bill No. 242.
Senator Smith moved that the bill be referred to the Committee on Transportation.
Motion carried.
Assembly Bill No. 464.
Senator Smith moved that the bill be referred to the Committee on Finance.
Motion carried.

Assembly Bill No. 480.
Senator Smith moved that the bill be referred to the Committee on Finance.
Motion carried.

Senator Smith move that Senate Bill No. 520 and Assembly Bill Nos. 74, 106, 186, 213, 242, 464 and 480 be referred en bloc to the committees set forth above.
Motion carried.

SECOND READING AND AMENDMENT
Senate Bill No. 487.
Bill read second time and ordered to third reading.

Senate Bill No. 518.
Bill read second time.
The following amendment was proposed by the Committee on Finance.
Amendment No. 901.
Senator Kieckhefer moved the adoption of the amendment.
Remarks by Senator Kieckhefer.
Thank you, Mr. President Pro Tempore. Amendment No. 901 to Senate Bill No. 518 adjusts from $200 to $220 the base Public Employees Benefit Program subsidy for certain State retirees. Thank you.
Amendment adopted.
Bill ordered reprinted, engrossed and to third reading.

Senate Bill No. 519.
Bill read second time and ordered to third reading.

Assembly Bill No. 301.
Bill read second time and ordered to third reading.

Assembly Bill No. 444.
Bill read second time and ordered to third reading.

Assembly Bill No. 465.
Bill read second time and ordered to third reading.

GENERAL FILE AND THIRD READING
Senate Bill No. 56.
Bill read third time.
Remarks by Senator Kieckhefer.

Thank you, Mr. President Pro Tempore. Senate Bill No. 56 revises provisions relating to certain state financial data that the Controller’s Office is required to make available to the public on the Controller’s Office website. It requires information relating to expenditures and revenues of the state be made available for the current fiscal year and the immediately preceding fiscal year rather than for the current biennium and the immediately preceding biennium. The bill also changes the designation of various “funds” to “accounts.” Additionally, the bill allows interest to be earned on all money, including unexpended General Fund appropriations, in the Catalyst Fund (Account) and Knowledge Fund (Account) to be credited to the Fund (Account). Finally, it clarifies that unexpended appropriations do not revert to the General Fund and are available to be carried forward to the next fiscal year and that interest earned on the money in those accounts is to be credited to those accounts. This bill becomes effective upon passage and approval. Thank you.

Roll call on Senate Bill No. 56:

YEAS—21.

NAYS—None.

Senate Bill No. 56 having received a constitutional majority, Mr. President declared it passed.

Bill ordered transmitted to Assembly.

Senate Bill No. 165.

Bill read third time.

Remarks by Senators Ford, Smith, Kihuen, Hutchison, Denis, Brower, Jones, Spearman and Hardy.

Senator Ford:

Thank you, Mr. President Pro Tempore. Senate Bill No. 165 provides for a transferable film tax credit pilot program to be administered by the Governor’s Office of Economic Development. Eligibility to receive a transferable film tax credit requires the producer of a film, television or other authorized media production to incur a minimum of $500,000 in qualified production related expenses in Nevada, and at least 60 percent of the total production costs must be to be incurred in Nevada. The base amount for a transferable tax credit is 15 percent of the total qualified expenditures that are incurred in Nevada and up to an additional 4 percent credit may be earned if at least 50 percent of certain crew members are comprised of Nevada residents, or if at least 50 percent of the production takes place in certain counties located outside of a normal production area. Local governments are authorized to grant a producer an abatement of certain permitting and licensing fees authorized under Chapter 244 or Chapter 268 of Nevada Revised Statutes. The film tax credits may be utilized by the producer or transferred to a third party who may claim the credit against the modified business tax, the gaming percentage fee tax, the insurance premium tax or any combination of these taxes. The transferable film tax credits will expire four years following the date of issuance by the Office of Economic Development.

The maximum credit amount for any single production is limited to $6 million and the maximum amount of credits that may be granted by the Office of Economic Development in any fiscal year is limited to $20 million plus any unissued credits from the previous two fiscal years. All applications to receive a transferrable film tax credit must be submitted on or before December 31, 2017, the Office of Economic Development is prohibited from approving any film tax credit application received after January 1, 2018, and the provisions of the bill will expire by limitation on June 30, 2023, which is after all credits issued will have expired. This act becomes effective upon passage and approval for the purposes of adopting regulations and performing any preparatory administrative tasks necessary to carry out the provisions of the act; and on January 1, 2014, for all other purposes. This act expires by limitation on June 30, 2023.
As the Body knows, this bill has been a work in progress since the beginning; I urge your support. Thank you.

SENATOR SMITH:
Thank you, Mr. President Pro Tempore. I rise in support of Senate Bill No. 165. I want to thank my colleague from Senate District No. 11 for putting mountains of work into this bill, and for answering the questions and concerns expressed over the last three-plus months. During my time serving here, we have discussed this particular economic development idea a few times. We have never had a bill successfully come to this point where so many are in agreement on it. I believe we are at a tipping point with this particular form of economic development. I believe we should pass the bill and enable this pilot project so we can see what happens with the film industry. We clearly heard in committee that companies are filming Nevada movies in other states. They can have a Nevada or Las Vegas name and they are going elsewhere to film; it is pitiful. By offering this one very reasonable incentive, they can come to our State, film here and spend dollars in Nevada while employing our residents. I urge you to support Senate Bill No. 165. Thank you.

SENATOR KIHUEN:
Thank you, Mr. President Pro Tempore. I rise in support of Senate Bill No. 165. I want to commend my colleague from Senate District No. 11 for his tireless and bipartisan work on this bill. I know he was worked with many of our colleagues from the Minority Party on it. I believe this is a step in the right direction for diversifying our economy. We depend too much on gaming and mining; this is an industry that can help us bring jobs to the State of Nevada, creating a diversified economy.

When we heard the bill in the Senate Committee on Revenue and Economic Development, we listened to other states, California in particular, that have made this into a multi-billion dollar industry. Considering that Hollywood is just a few hours away from Las Vegas, there is no reason Nevada should not compete to bring some of those companies here to our State. It is not only good to create jobs to stimulate our economy, but to diversify our economy. Again, I commend my colleague, and I urge my colleagues to support this bill. Thank you.

SENATOR HUTCHISON:
Thank you, Mr. President Pro Tempore. I also wish to support Senate Bill No. 165. When I was campaigning, along with many of you, I talked about spending my time at the Legislature doing whatever I reasonably could to diversify our economy. When I spoke with my colleague from Senate District No. 11 about this bill—early in Session, before anyone started lobbying us, before the movie industry arrived and the press started its exposure—I decided to support this bill. I told my colleague then, I thought the bill was a good idea. I continue to believe it is a good idea now. I know he has been met with some resistance, but I think we ought to give this idea a try. Let’s give it a shot, and see if we can’t provide some tax incentives that will attract the filmmakers and producers here to Las Vegas. We have been told by the industry that if we provide some incentives, that they will come, that they want to come. There are people who wish to make movies, produce films—we even have those who have expressed interest in building a studio here. As my colleague indicated, we are close to Los Angeles, California, and there has been interest expressed by an industry to come to Nevada. That to me has all of the makings of an opportunity for us to diversify our economy, and to do this in a very measured and meaningful way to allow us to see if this idea will work. We can then decide whether to continue to support it or not. I think we should take the first step. I am happy to support my colleague from Senate District No. 11 as I have from the beginning in this effort to bring the film industry to Nevada. I hope we will join together and vote in favor of Senate Bill No. 165. Thank you.

SENATOR DENIS:
Thank you, Mr. President Pro Tempore. I, too, rise in support of Senate Bill No. 165. I appreciate my colleague from Senate District No. 11 and all the work he has done on this bill. The thing that has impressed me the most—we looked at this issue in committee and have been able to talk to industry people and others—is that people are looking for an excuse to come to Nevada. This bill will not give them the best incentive; they can go to other states, such as New
Mexico, that offer more. But what we are offering is what they want, which is to be closer to Hollywood. We have everything in this State—not just Las Vegas. It is also Reno. Incentives are also being offered to go into our rural areas. I am excited. We have a lot of individuals in the industry who reside in Nevada, and who don’t have the opportunity to build the industry here. This is the perfect place for it. We are offering a small incentive to get them here. I think it will happen. I stand in support. Thank you.

SENATOR BROWER:
Thank you, Mr. President Pro Tempore. I rise in opposition to Senate Bill No. 165. I appreciate the efforts of my colleague from Senate District No. 11 on the bill—it certainly reflects a creative approach to economic development. As I have heard the testimony, as well as thought about and read about the issue, it does not seem to be in line with our State’s overall economic development plan. Moreover, the Independent Tax Foundation described it this way, “Film tax credits fail to live up to their promise to encourage economic growth overall, and to raise tax revenue. States claim these incentives create jobs, but the jobs created are mostly temporary positions often transplanted from other states. Furthermore, the competition among states transfers a large portion of potential gains to the movie industry, not to local businesses or state coffers.

Frankly, I do not think Senate Bill No. 165 is good tax policy. I know it is exciting to have a celebrity visit us. It is exciting to think about expanding movie production in our State, and to the extent that can happen it is a good thing. I would welcome that. But not at the expense, in my view, of good tax policy. Overall, my concern is that granting subsidies like the ones proposed by this bill stand a very real chance of taking money away from vital programs like education, public safety and law enforcement. Again, I commend the sponsor for looking for ways to develop our economy, I just cannot agree this is a good way to do so. I must oppose the bill for those reasons. Thank you.

SENATOR FORD:
Thank you, Mr. President Pro Tempore. I rise to mention a few things I have mentioned several times before. Senate Bill No. 165 is not just about new jobs, it is about a new industry. We have an opportunity to do something here that 45 other states have done, and who have been successful at, in terms of pulling business away from Nevada.

The most recent example is a telltale sign of what can happen right here in our State. I have quoted this before, but I will do so again. Iron Man 3, which just came out a few weeks ago, was filmed in North Carolina because they have a $20 million incentive. That film is responsible for $179.8 million in spending and 2,043 jobs in the state. The analysis was conducted and it also shows that the production was responsible for $104.1 million in labor across North Carolina, and that the spending was associated with 719 different vendors in 84 communities across the state. I mention those numbers because it is not just the film industry benefitting—it’s the local Laundromats, the technical businesses, the lumber yards—those are the people in our State who can benefit from an incentive like this. That is the most recent example.

To be sure, 45 other states have tweaked their programs; they have not gotten rid of their programs. We have the benefit of looking at 45 other states, seeing what is the good, the bad and the ugly were and forming a uniquely Nevadan approach. I think we have that here. We have been working on this since the second week of this Legislative Session, and after a lot of different conversation, we have arrived at an incentive that is: not $50 million, which is what I started with, but $20 million; not 23 percent, which is what I started with, but 15 percent; which doesn’t require $100,000 of investment, which is what I started with, but $500,000 of investment; which doesn’t require 60 percent of the days being filmed in Nevada, which I started with, but requires 60 percent of all monies spent here. These are the compromises and the efforts we have put in to make this bill something that is uniquely Nevadan. I encourage your support. Thank you.

SENATOR JONES:
Thank you, Mr. President Pro Tempore. I rise in support of Senate Bill No. 165. I rise to put a personal face on this. My friend Robert is a set designer and a budding filmmaker. Last year he
had to leave his family and move out of State for six months to work on a film, to work on set design for that film, because he cannot find the jobs he needs in the State of Nevada. This bill is a meaningful step to bring those jobs to our State so people like Robert can stay here, be with their families and practice their trades. I congratulate my colleague from Senate District No. 11 for all of his work on this matter, and I urge your passage. Thank you.

**Senator Spearman:**

Thank you, Mr. President Pro Tempore. I rise in support of Senate Bill No. 165. I had the good pleasure of living in Texas when then-Governor Ann Richards did something very similar. I was able to see how it did positively impact the state, not only from the standpoint of the vendors, but it had a positive impact on the people who were around it. I was Chair of the San Marcos Airport Commission when they filmed “Courage Under Fire,” and if I had not forgotten my words, I would have met Denzel Washington. I think this is a really good bill. I don’t want us to forget something that my colleague from Senate District No. 11 said and that is this bill is unlike others because it is measured. It is something we will follow, and it has a sunset provision. Let us not think of this as something ad infinitum, but as something that will allow us the opportunity to look at expanding and diversifying our economy. Thank you.

**Senator Hardy:**

Thank you, Mr. President Pro Tempore. I think the best thing we have going for us in Nevada is that we are not California: we do not have State income tax, our regulations are much easier, we have those who come from California to get away from California, our land prices are good deals, we are close to California and can visit anytime we choose—if you want to pay higher fees and higher taxes. Having not been a part of the committee, I think the movie industry is going to save far more than the $20 million by all of the perks I have just listed. I am in opposition to Senate Bill No. 165. Thank you.

**Roll call on Senate Bill No. 165:**

**YEAS**—13.

**NAYS**—Brower, Cegavske, Gustavson, Hammond, Hardy, Kieckhefer, Roberson, Settelmeyer—8.

Senate Bill No. 165 having received a constitutional majority, Mr. President declared it passed.

Bill ordered transmitted to Assembly.

Senate Bill No. 340.

Bill read third time.

The following amendment was proposed by the Committee on Finance.

**Amendment No. 878.**

Senator Kieckhefer moved the adoption of the amendment.

Remarks by Senator Kieckhefer.

Thank you, Mr. President Pro Tempore. Amendment No. 878 to Senate Bill No. 340 increases some of the reporting requirements back to the Legislative Body. It also helps cope with the fiscal note originally placed on the bill by making the requirements contingent upon available funding being procured by the Division. Thank you.

Amendment adopted.

Bill ordered reprinted, re-engrossed and to third reading.

Senate Bill No. 374.

Bill read third time.
The following amendment was proposed by the Committee on Finance.

**Amendment No. 849.**

Senator Kieckhefer moved the adoption of the amendment.

Remarks by Senator Kieckhefer.

Thank you, Mr. President Pro Tempore. **Amendment No. 849 to Senate Bill No. 374** allows for the new program to get an advance from the State General Fund to get the program up and running until the fee revenue it generates is sufficient to replenish it, and sustain the program. Thank you.

Amendment adopted.

Bill ordered reprinted, re-engrossed and to third reading.

**Senate Bill No. 390.**

Bill read third time.

Remarks by Senator Segerblom.

Thank you, Mr. President Pro Tempore. **Senate Bill No. 390** requires the Division of Minerals and the Department of Conservation and Natural Resources to jointly develop a hydraulic fracturing program on or before July 1, 2014. This is a small step toward starting to investigate the potential problems and regulate those involved with “fracking” as we have seen around the country. I urge your support. Thank you.

Roll call on **Senate Bill No. 390:**

YEAS—21.

NAYS—None.

**Senate Bill No. 390** having received a constitutional majority, Mr. President declared it passed.

Bill ordered transmitted to Assembly.

**Senate Bill No. 407.**

Bill read third time.

The following amendment was proposed by the Committee on Finance.

**Amendment No. 850.**

Senator Kieckhefer moved the adoption of the amendment.

Remarks by Senator Kieckhefer.

Thank you, Mr. President Pro Tempore. **Amendment No. 850 to Senate Bill No. 407** changes the guidelines by which funding can be transferred during the Interim with approval from the Interim Finance Committee. Thank you.

Amendment adopted.

Bill ordered reprinted, re-engrossed and to third reading.

**Senate Bill No. 481.**

Bill read third time.


**SENATOR GOICOECHEA:**

Thank you, Mr. President Pro Tempore. **Senate Bill No. 481** temporarily waives the minimum amount of money a school district, charter school and university school for profoundly gifted students must expend each fiscal year on text books, instructional supplies and instructional
software and hardware. The bill also temporarily waives the minimum amount of money school districts must expend each school year on library books, software for computers, the purchase of equipment relating to instruction and the maintenance and repair of equipment vehicles, buildings and facilities. A waiver from the minimum expenditure requirements was approved during the 26th Special Session of the Nevada Legislature for the 2009-2011 biennium, and again during the 76th Session of the Nevada Legislature for the current biennium. The bill extends that waiver through the 2013-15 biennium. Thank you.

SENATOR SMITH:
Thank you, Mr. President Pro Tempore. I rise in support of Senate Bill No. 481. However, I do not want to let the opportunity to pass without my expressing that we need to be mindful of bills like this that we pass. It is now two sessions and one special session for me, that I have been voting to eliminate requirements for text book funding so we may balance the budget. It is getting old for me, and I am sure it is getting old for our teachers and students who are out there doing the best they can every day. While I know this is a necessary evil, if you will, so we may balance the budget and go home, I think it is time we stop doing these cuts—that is what this is, a cut to funding so we may balance the budget. Thank you.

SENATOR WOODHOUSE:
Thank you, Mr. President Pro Tempore. With great reluctance I will be voting for this measure. Unfortunately, we have not recovered enough financially here in our State to provide the resources needed in our schools, so we have to authorize this waiver again. I am an eternal optimist and I will think positively. I look forward to the day—and I hope it is very soon—that we do fund text books and other instructional materials for our schools. Our students and our teachers deserve a lot better than this. Thank you.

SENATOR FORD:
Thank you, Mr. President Pro Tempore. I respect my colleagues enough to vote yes for Senate Bill No. 481. However, I am not going to vote yes on Senate Bill No. 481. We have talked real good talk this entire Session about the importance of education, and the importance of funding education. I have personally complained that my sophomore in high school does not have a chemistry book he can take home and study from. They have 35 books and they have to share them in the classroom. And now we are cutting more money for text books. I simply cannot support that. I will be voting no on this measure. Thank you.

Roll call on Senate Bill No. 481:
YEAS—15.

Senate Bill No. 481 having received a constitutional majority, Mr. President declared it passed.
Bill ordered transmitted to Assembly.

Senate Bill No. 485.
Bill read third time.
Remarks by Senator Kieckhefer.
Thank you, Mr. President Pro Tempore. Senate Bill No. 485 appropriates General Funds of $452,100 to the Division of Welfare and Supportive Services of the Department of Health and Human Services for the integration of eligibility rules for the Temporary Assistance for Needy Families program and the Supplemental Nutrition Assistance Program into the eligibility engine system. This funding is a one-shot appropriation included in the Executive Budget. The bill also authorizes the expenditure of $10,547,900 not appropriated from the State General Fund or the State Highway Fund during the 2013-15 biennium, by the Division of Welfare and Supportive Services for the integration of eligibility rules for the Temporary Assistance for Needy Families.
and Supplemental Nutrition Assistance Program programs into the eligibility engine system. This bill becomes effective upon passage and approval. Thank you.

Roll call on Senate Bill No. 485:
YEAS—21.
NAYS—None.

Senate Bill No. 485 having received a constitutional majority, Mr. President declared it passed. Bill ordered transmitted to Assembly.

Senate Bill No. 502.
Bill read third time.
The following amendment was proposed by the Committee on Finance.
Amendment No. 811.
Senator Kieckhefer moved the adoption of the amendment.
Remarks by Senator Kieckhefer.
Thank you, Mr. President Pro Tempore. Amendment No. 811 to Senate Bill No. 502 changes the definition of “facility, hospital, agency, program or home” within the bill. It also revises some of the provisions regarding when background checks need to be run for those who are seeking employment or licensing to run such a facility. Thank you.

Amendment adopted.
Bill ordered reprinted, re-engrossed and to third reading.

Senate Bill No. 515.
Bill read third time.
Remarks by Senator Smith.
Thank you, Mr. President Pro Tempore. Senate Bill No. 515 authorizes the State Board of Finance, upon the request of the Administrator of the Employment Security Division, to issue special obligation bonds to fund the repayment of federal advances and interest thereon and to establish adequate balances in the State’s Unemployment Trust Fund. The bonds will not be applied against the State’s Constitutional debit limit. For each year there are outstanding bonds, the Treasurer shall notify the Employment Security Division Administrator of the amount due. The Administrator shall assess all employers subject to the provisions of Chapter 612 of Nevada Revised Statutes with a proportionate share of the debt service amount. Collection of all special assessments shall be deposited to the Unemployment Compensation Bond Fund, created by the bill and administered by the State Treasurer. The Administrator shall cease charging additional bond contribution assessments when there are no bonds outstanding. Any funds remaining in the Unemployment Compensation Bond Fund shall be deposited to Nevada’s Unemployment Trust Fund account with the United States Treasury.

To my colleagues, this is a very important bill that simply enables the Employment Securities Division to have an option for repaying our significant debt after the recession, and to also help us build back a balance in case we again dip into significant unemployment. I urge your support. Thank you.

Roll call on Senate Bill No. 515:
YEAS—21.
NAYS—None.
Senate Bill No. 515 having received a two-thirds majority, Mr. President declared it passed. Bill ordered transmitted to Assembly.

Assembly Bill No. 91.
Bill read third time. Remarks by Senator Ford.
Thank you, Mr. President Pro Tempore. Assembly Bill No. 91 allows a court to order a defendant to a program of regimental discipline if the defendant was convicted of a felony involving an act of violence and the district attorney stipulates to the defendant’s eligibility for the program. The bill also allows only those defendants who have not been incarcerated in jail for more than a cumulative total of 365 days and who have never been incarcerated in prison to be placed in a program of regimental discipline. The bill also requires the Director of the Department of Corrections to make all reasonable efforts to accommodate a defendant in a program of regimental discipline and to consider the facts and circumstances of the offense when determining the defendant’s eligibility. This measure is effective on October 1, 2013. Thank you.

Roll call on Assembly Bill No. 91:
YEAS—21.
NAYS—None.

Assembly Bill No. 91 having received a constitutional majority, Mr. President declared it passed. Bill ordered transmitted to Assembly.

Assembly Bill No. 146.
Bill read third time. Remarks by Senator Brower.
Thank you, Mr. President Pro Tempore. Assembly Bill No. 146 creates the crime of involuntary servitude of a minor and makes it a Category A felony. The Senate Committee on Judiciary urges your support. Thank you.

Roll call on Assembly Bill No. 146:
YEAS—21.
NAYS—None.

Assembly Bill No. 146 having received a constitutional majority, Mr. President declared it passed. Bill ordered transmitted to Assembly.

MOTIONS, RESOLUTIONS AND NOTICES
Senator Smith moved that Assembly Bill No. 195 be taken from the General File and placed on the Secretary’s Desk. Motion carried.

GENERAL FILE AND THIRD READING
Assembly Bill No. 422.
Bill read third time.
Remarks by Senator Hutchison.
Thank you, Mr. President Pro Tempore. Assembly Bill No. 422 requires the Director of the Department of Corrections, in consultation with the Department’s medical director and Inspector General, to request an autopsy of an offender who dies while in custody, if the next of kin consents or does not notify the Director of an objection within 72 hours after the death. Thank you.

Roll call on Assembly Bill No. 422:
YEAS—21.
NAYS—None.

Assembly Bill No. 422 having received a constitutional majority, Mr. President declared it passed.
Bill ordered transmitted to Assembly.

Remarks by Senator Goicoechea.
Thank you, Mr. President Pro Tempore. Assembly Bill No. 481 expands Section 70 of Chapter 239 of Nevada Revised Statutes to include digital images as a method of recording by county recorders. It also provides the Division of State Library and Archives of the Department of Administration with authority to retain revenue generated from providing microfilming and digital imaging services to local governments. The bill also authorizes microfilming and digital imaging services revenue generated from local governments to be carried forward to subsequent fiscal years in a separate account within the General Fund and requires this revenue to be used exclusively for the repair or replacement of the equipment used by the division to provide microfilming and digital imaging services. The bill enacts recommendations included in the Executive Budget and is effective on July 1, 2013. Thank you.

Roll call on Assembly Bill No. 481:
YEAS—21.
NAYS—one.

Assembly Bill No. 481 having received a constitutional majority, Mr. President declared it passed.
Bill ordered transmitted to Assembly.

Remarks by Senator Kieckhefer.
Thank you, Mr. President Pro Tempore. Assembly Bill No. 482 authorizes the creation of the Interest Repayment Fund. If there is accrued interest due the federal government on advances received to the Unemployment Compensation Fund pursuant to Section 290 of Chapter 612 of Nevada Revised Statutes and Title XII of the Social Security Act, as amended, the Administrator of the Employment Security Division shall establish an assessment on employers’ taxable wages paid during the immediately preceding calendar year that will be deposited to the Interest Repayment Fund. The assessment rate will be determined by dividing the total interest accrued and payable to the federal government by 95 percent of the total taxes paid by all employers in this state during the immediate preceding calendar year. The Employment Security Division administrator shall notify each employer of its proportional share of the assessment by June 30 each year. If the Administrator determines that the assessment is no longer necessary, the Administrator shall notify all employers subject to the assessment and not accept any further
payments. Any balances remaining in the Interest Repayment Fund after all payments of accrued interest have been made shall be deposited into the Unemployment Compensation Fund. The provisions of the bill do not apply to any nonprofit organization, political subdivision or Indian Tribe which makes reimbursements in lieu of contributions pursuant to section 553 of Chapter 612 of Nevada Revised Statutes. The bill becomes effective upon passage and approval.

This bill, in conjunction with the Senate Bill No. 515 that was recently presented by the Assistant Majority Leader helps address the State’s shortfall in unemployment compensation. It is a good deal for businesses. While this bill talks about assessing a new levy on wages as a component of paying off his debt, when you properly combine the two bills, as enacted, it will be an overall reduction in the amount of taxes put on the businesses of this State. It will save our businesses money. Thank you.

Roll call on Assembly Bill No. 482:

YEAS—21.

NAYS—None.

Assembly Bill No. 482 having received a two-thirds majority, Mr. President declared it passed.

Bill ordered transmitted to Assembly.

UNFINISHED BUSINESS

CONSIDERATION OF ASSEMBLY AMENDMENTS

Senator Spearman moved that the Senate concur in the Assembly Amendment No. 620 to Senate Bill No. 55.

Motion carried.

Bill ordered enrolled.

Senator Jones moved that the Senate concur in the Assembly Amendment No. 666 to Senate Bill No. 99.

Motion carried.

Bill ordered enrolled.

Senator Segerblom moved that the Senate concur in the Assembly Amendment No. 746 to Senate Bill No. 107.

Motion carried.

Bill ordered enrolled.

Senator Segerblom moved that the Senate concur in the Assembly Amendment No. 730 to Senate Bill No. 177.

Motion carried.

Bill ordered enrolled.

Senator Segerblom moved that the Senate concur in the Assembly Amendment No. 880 to Senate Bill No. 237.

Motion carried.

Bill ordered enrolled.
Senator Woodhouse moved that the Senate concur in the Assembly Amendment No. 834 to Senate Bill No. 269.
Motion carried.
Bill ordered enrolled.

Senator Segerblom moved that the Senate concur in the Assembly Amendment No. 662 to Senate Bill No. 278.
Motion carried.
Bill ordered enrolled.

MOTIONS, RESOLUTIONS AND NOTICES
Senator Smith moved that Senate Bill Nos. 321, 383, 384, 414, 427, 443 and 478 be taken from the Unfinished Business File and placed on the Unfinished Business File for the next legislative day.
Motion carried.

UNFINISHED BUSINESS
CONSIDERATION OF ASSEMBLY AMENDMENTS
Senator Spearman moved that the Senate do not concur in the Assembly Amendment No. 779 to Senate Bill No. 49.
Motion carried.
Bill ordered transmitted to the Assembly.

Senator Segerblom moved that the Senate do not concur in the Assembly Amendment No. 777 to Senate Bill No. 280.
Motion carried.
Bill ordered transmitted to the Assembly.

Senator Atkinson moved that the Senate do not concur in the Assembly Amendment No. 722 to Senate Bill No. 364.
Motion carried.
Bill ordered transmitted to the Assembly.

Senator Segerblom moved that the Senate do not concur in the Assembly Amendment No. 749 to Senate Bill No. 389.
Motion carried.
Bill ordered transmitted to the Assembly.

Senator Jones moved that the Senate do not concur in the Assembly Amendment No. 776 to Senate Bill No. 450.
Motion carried.
Bill ordered transmitted to the Assembly.
Mr. President:

Your Committee on Finance, to which was re-referred Senate Bill Nos. 3, 21 and 406 has had the same under consideration, and begs leave to report the same back with the recommendation: Amend, and do pass as amended.

DEBBIE SMITH, Chair

SECOND READING AND AMENDMENT

Senate Bill No. 3.

Bill read second time.

The following amendment was proposed by the Committee on Finance.

Amendment No. 869.

Senator Kieckhefer moved the adoption of the amendment.

Remarks by Senator Kieckhefer.

Thank you, Mr. President Pro Tempore. Currently counties have a 9 percent indigent property tax allocation. Amendment No. 869 to Senate Bill No. 3 provides a cap in the amount that they are liable for, which is 8 cents in terms of the cost share with the State. It allows the board of county commissioners of each county is required to establish a rate of at least 6 cents but not more than 10 cents on each $100 of assessed value that will then be deposited into a medical system account for indigent persons. This will be used to help finance a shift in how we are going to process indigent claims on a statewide basis. Thank you.

Amendment adopted.

Bill ordered reprinted, engrossed and to third reading.

GENERAL FILE AND THIRD READING

Senate Bill No. 21.

Bill read third time.

The following amendment was proposed by the Committee on Finance.

Amendment No. 876.

Senator Kieckhefer moved the adoption of the amendment.

Remarks by Senator Kieckhefer.

Thank you, Mr. President Pro Tempore. Amendment No. 876 to Senate Bill No. 21 lets the Legislative Counsel Bureau retain control over legislative payroll as opposed to shifting it to the State Controller. It keeps confidential certain records that are transmitted between licensing agencies in the Controller’s Office when there is a transfer of information related to debt collection. It also contains other matter changes relating to the information that can be collected by the Controller when trying to collect debt on behalf of licensing agencies. Thank you.

Amendment adopted.

Bill ordered reprinted, engrossed and to third reading.

Senate Bill No. 406.

Bill read third time.

The following amendment was proposed by the Committee on Finance.

Amendment No. 902.

Senator Kieckhefer moved the adoption of the amendment.

Remarks by Senator Kieckhefer.

Thank you, Mr. President Pro Tempore. Amendment No. 902 to Senate Bill No. 406 strikes language from the bill that prohibits the relocation of a business from outside a tourism
improvement district to inside a tourism improvement district so that businesses can take advantage of the tax benefits. The amendment is an effort to remedy potential legal issues with bonding and things of that nature. The amendment also includes language that relates to the lease of buildings within a tourism improvement district, as well as ownership. Thank you.

Amendment adopted.
Bill ordered reprinted, re-engrossed and to third reading.

SIGNING OF BILLS AND RESOLUTIONS
There being no objections, the President and Secretary signed Senate Bill Nos. 18, 76, 90, 209, 236, 246, 258, 267, 303, 373, 392, 419, 421, 440, 441, 448, 449, 453, 457, 458, 468, 496, 497, 503, 505, 506, 507 and 509; Assembly Bill Nos. 8, 20, 33, 86, 147, 170, 189, 209, 227, 284, 303, 306, 364, 365, 374, 411, 442, 448, 449, 455, 459, 460, 471, 478 and 483; Assembly Joint Resolution Nos. 1 and 3.

REMARKS FROM THE FLOOR
SENATOR SMITH:
Thank you, Mr. President Pro Tempore. Late last night we learned of the passing of Janice Ayres who was a longtime advocate in this building as I am sure all of my colleagues recognize. She had done so many things in Carson City, but also statewide. She was a former Carson City Supervisor. She had been on the Aging Commission, the V&T Railroad Commission and had been working most recently with the Senior Corps. She was a force to be reckoned with in Carson City. She testified constantly.
I believe she was 92 years old; I recall recognizing her 90th birthday when we were here last Session. I remember meeting with her one time last spring. She was wearing this magnificent fur coat. I thought how amazing it was that she came to Sparks to meet with me at 90 years old, dressed to the nines and armed with a wealth of information to share with me. She was fiery in her passion for seniors, in protecting their rights and benefits and in helping them to stay independent and living in their own homes.
As we close today’s floor session, I would ask the Majority Leader if we may close in the memory of Janice Ayres. Thank you.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR
On request of Senator Gustavson, the privilege of the floor of the Senate Chamber for this day was extended to the students, teachers and chaperones from Ester Bennett Elementary School; students from Ms. Hoffman’s class: Michael Abina, Jose Andrade, Marlen Badillo Delgado, Abigail Barrera, Kiaya Benton, Sofia Burgueno Canizales, Jaidyn Carlile, Aileen Cruz, Camille Daliposon, Casey Duby, Ricardo Gamboa Collazo, Brandon Garcia Jr., Saiyuri Garcia, Hannah Gastelum, Cristina Gomez, Filberto Rosas Heredia, Olivia Hollender, Jesus Infante Bautista, Ali Jabir, Tracie Jutras, Mariela Lopez, Breanna Malenke, Ana Nunez, Alyssa Pelley, Jose Plascencia Puentes, Jasmine Renteria, Eric Reyes, Zane Rojas-Ryan, Jose Serafin Martinez, Shaun Taddei, Kiley Tietjen, Nathan Vernacchio, Valeria Vitela Medina, Ramon Zarate Rios and Abram Zavala; the students from Ms. Thomas’ class: Sonia Aguilar Martinez, Bianca Arellano Cruz, Hannah Banique, Levi Brown, Nathan Choate, Tyler Daliposon, Eduardo Garcia Ceja, Carina Garcia Medina, Daniela Garcia Navarro, Jordan Getty, Angel

On request of Senator Kieckhefer, the privilege of the floor of the Senate Chamber for this day was extended to the students and chaperones from Borderwich-Bray Elementary School; students: Cadence Bay, Nate Conrad, Hunder Del Fiorentino, Talia Diez, Hayden French, Adita Gopinath, Richard Johnson, Julia Kaiser, Adam Leonard, Norissa Lockhart, Dawson Main, Cole McKee, Eduardo Medina, Ramon Montez, Hailee Olson, Anirudh Praveen, William Ramirez Flores, Benjamin Ramirez, Kylee Randall, Jose Rivera, Joshua Shortt, Christian Starling, Jimena Tapia-Gonzalez, Natalyn Wakeling, Katelynn Webb and Sage Wells; and chaperones: Kristina Britt, Laura Main and Nicole Medeiros.

On request of Senator Settelmeyer, the privilege of the floor of the Senate Chamber for this day was extended to Randy Anderson and Ron Sims.

Senator Denis moved that the Senate adjourn until Wednesday, May 29, 2013, at 11:30 a.m. and it do so in memory of Janice Ayres.

Motion carried.

Senate adjourned at 2:06 p.m.

Approved: 

DAVID R. PARKS  
President Pro Tempore of the Senate

Attest: 

DAVID A. BYERMAN  
Secretary of the Senate

UNION LABEL