

# NEVADA LEGISLATURE

Seventy-Third Session, 2005

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## ASSEMBLY DAILY JOURNAL

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### THE THIRTY-SIXTH DAY

CARSON CITY Monday, March 14, 2005

Assembly called to order at 11:09 a.m.

Mr. Speaker presiding.

Roll called.

All present.

Prayer by the Chaplain, James Sadilek.

O my Lord and my Hope, help Thou Thy loved ones to be steadfast in Thy mighty covenant, to remain faithful to Thy manifest cause, and to carry out the commandments Thou didst set down for them in Thy book of splendors, that they may become banners of guidance and lamps of the company above, wellsprings of Thine infinite wisdom, and stars that lead aright, as they shine down from the supernal sky. Verily, art Thou the Invincible, the Almighty, the All-Powerful.

‘A ABDU’L-BAHA.

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 Government Affairs, to which was referred Assembly Bill No. 39, has had the same under consideration, and begs leave to report the same back with the recommendation: Amend, and do pass as amended.

DAVID PARKS, *Chairman*

*Mr. Speaker:*

Your Committee on Growth and Infrastructure, to which was referred Senate Bill No. 38, has had the same under consideration, and begs leave to report the same back with the recommendation: Do pass.

RICHARD PERKINS, *Chairman*

MESSAGES FROM THE SENATE

SENATE CHAMBER, Carson City, Thursday, March 10, 2005

*To the Honorable the Assembly:*

I have the honor to inform your honorable body that the Senate on this day passed Senate Bills Nos. 46, 71.

MARY JO MONGELLI  
*Assistant Secretary of the Senate*

MOTIONS, RESOLUTIONS, AND NOTICES

NOTICE OF EXEMPTION

March 14, 2005

The Fiscal Analysis Division, pursuant to Joint Standing Rule 14.6, has determined the eligibility for exemption of: Assembly Bills Nos. 2, 19, 42, 80, 84, 110, 117, 127, 132, 136, 154, 169, 170, 175, 176, and 198.

MARK STEVENS  
*Fiscal Analysis Division*

March 14, 2005

The Fiscal Analysis Division, pursuant to Joint Standing Rule 14.6, has determined the exemption of: Assembly Bills Nos. 129, 133, and 172.

MARK STEVENS  
*Fiscal Analysis Division*

INTRODUCTION, FIRST READING, AND REFERENCE

By Assemblymen Parnell, Denis, Horne, Buckley, Smith, Allen, Anderson, Atkinson, Conklin, Gansert, Gerhardt, Giunchigliani, Grady, Koivisto, Leslie, Mabey, Manendo, McClain, McCleary, Mortenson, Ocegüera, Parks, Pierce, and Sibley (by request):

Assembly Bill No. 200—AN ACT relating to child care facilities; prohibiting a person who is licensed to operate a child care facility and any employee or volunteer of a child care facility from taking certain actions against a child for disciplinary purposes; providing a penalty; and providing other matters properly relating thereto.

Assemblywoman Parnell moved that the bill be referred to the Committee on Health and Human Services.

Motion carried.

By Assemblymen Horne, Pierce, Leslie, Giunchigliani, Parks, Allen, Anderson, Atkinson, Buckley, Carpenter, Conklin, Denis, Gerhardt, Goicoechea, Grady, Hettrick, Hogan, Kirkpatrick, Koivisto, Marvel, Ocegüera, Ohrenschall, Perkins, Sherer, and Smith; Senators Wiener, Horsford, Carlton, Care, Beers, Coffin, Heck, and Lee (by request):

Assembly Bill No. 201—AN ACT relating to residential property; providing for the participation of certain nonprofit organizations in programs for the rehabilitation of residential neighborhoods and abandoned residential property; and providing other matters properly relating thereto.

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

Motion carried.

By Assemblymen Parks, Parnell, Pierce, Horne, Smith, Anderson, Arberry, Atkinson, Buckley, Claborn, Conklin, Gerhardt, Giunchigliani, Grady, Hogan, Kirkpatrick, Koivisto, Leslie, Manendo, McClain, Munford, Ocegüera, Perkins, and Sherer; Senators Carlton and Titus:

Assembly Bill No. 202—AN ACT relating to education; requiring the Department of Education to prescribe a policy for public schools to provide a safe and respectful learning environment; prohibiting a school official from interfering with or preventing the disclosure of information concerning harassment or intimidation in public schools; providing that certain causes of action may not be brought against a pupil or an employee or volunteer of a school who reports an incident of harassment or intimidation; and providing other matters properly relating thereto.

Assemblyman Parks moved that the bill be referred to the Committee on Education.

Motion carried.

By Assemblymen Seale, Parnell, Hardy, Buckley, and Mabey:

Assembly Bill No. 203—AN ACT relating to osteopathic medicine; authorizing the State Board of Osteopathic Medicine to employ hearing officers to conduct disciplinary hearings; authorizing the Board to obtain search warrants under certain circumstances; revising the provisions governing unprofessional conduct; authorizing a holder of a special license to treat patients in public mental health facilities under certain circumstances; revising the provisions governing the placing of a license on inactive status; revising the provisions governing the renewal of a license; increasing certain fees; and providing other matters properly relating thereto.

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

Motion carried.

By the Committee on Ways and Means:

Assembly Bill No. 204—AN ACT relating to projects of capital improvement; requiring the issuance of general obligation bonds to pay the costs of certain capital improvements; authorizing certain expenditures by the State Public Works Board; requiring the repayment of certain costs; making appropriations; and providing other matters properly relating thereto.

Assemblyman Arberry moved that the bill be referred to the Committee on Ways and Means.

Motion carried.

By Assemblyman Manendo:

Assembly Bill No. 205—AN ACT relating to crimes; authorizing a compensation officer to obtain investigative and police reports concerning a minor who committed a crime in certain circumstances; and providing other matters properly relating thereto.

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

Motion carried.

By Assemblyman Mabey:

Assembly Bill No. 206—AN ACT relating to education; providing for the issuance of a special license for persons with certain graduate degrees and work experience to teach pupils in public schools; and providing other matters properly relating thereto.

Assemblyman Mabey moved that the bill be referred to the Committee on Education.

Motion carried.

Senate Bill No. 46.

Assemblywoman Buckley moved that the bill be referred to the Committee on Government Affairs.

Motion carried.

Senate Bill No. 71.

Assemblywoman Buckley moved that the bill be referred to the Committee on Government Affairs.

Motion carried.

#### SECOND READING AND AMENDMENT

Assembly Bill No. 49.

Bill read second time and ordered to third reading.

Assembly Bill No. 168.

Bill read second time and ordered to third reading.

#### GENERAL FILE AND THIRD READING

Senate Bill No. 49.

Bill read third time.

Remarks by Assemblyman Ocegüera.

Roll call on Senate Bill No. 49:

YEAS—42.

NAYS—None.

Senate Bill No. 49 having received a constitutional majority, Mr. Speaker declared it passed.

Bill ordered transmitted to the Senate.

#### MOTIONS, RESOLUTIONS AND NOTICES

Assemblyman Parks moved that Assembly Bill No. 49 be taken from the General File and re-referred to the Committee on Ways and Means.

Motion carried.

UNFINISHED BUSINESS

SIGNING OF BILLS AND RESOLUTIONS

There being no objections, the Speaker and Chief Clerk signed Senate Concurrent Resolution No. 9.

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Assemblywoman Allen, the privilege of the floor of the Assembly Chamber for this day was extended to Mary Francis Allen, Jack Ferguson, Jacob Ferguson, Kristen Ferguson, and Troy Ferguson.

On request of Assemblyman Anderson, the privilege of the floor of the Assembly Chamber for this day was extended to Aaron Koller, Corrine Taylor, Corey Smith, David Loree, Dustin Barnett, Eduardo Baller-Jaimes, Eric Green, George Crawford, Jeremy Rabb, Lance Dowling, Nick Doucette, Ray Moyers, Sterling McKay, Tim Lane, Wayne Brown, Norman Lowery, Julie Rader, Anita LeClerg, Gail Townsend, Amber McBroome, Elizabeth McBroome, Ryan C. Barrett, Nicolaus R. Bartsch, Kelsey L. Bridgewater, Melissa R. Davis, Ian E. Farber, Ryan W. Gardner, Michael L. Gay, Brenden L. Hankins, Maria Hernandez, Angela D. Kotsios, Kyla L. Lightner, Miles J. Machado, Jessica Magna, Thomas T. Mansfield, Lindsay M. Maurins, Jamie S. McGregor, Elizabeth L. Paloney, Justin M. Sawri, Reid J. Schlesener, Winston B. Skinner, Ashley C. Strauser, Alice Touch, William M. Tupou, Michael Wood, Danielle Labossiere, Karla Zermeno, Colleen Hoch, and Jason Saville.

On request of Assemblyman Carpenter, the privilege of the floor of the Assembly Chamber for this day was extended to Georgeanna Smith, Marilee Kuhl, Karen Mowrey, Donetta Johnson, Melissa DeLaMora, Kenda Huseby, Michelle Dunkel, Bernice Bowen, Robert Bassett, Kathleen Henderson, Wendy Hill, Shanna Lemaire, and Kym Mackley.

On request of Assemblywoman Giunchigliani, the privilege of the floor of the Assembly Chamber for this day was extended to Lisa Stevens and Lauren Sutherland.

On request of Assemblyman Goicoechea, the privilege of the floor of the Assembly Chamber for this day was extended to Anjanette Milham, Chris Elvrom, Charlie Goggin, Monica Shurtliff, Patricia Milham, Grant Milham, Marina Goggin, Sierra Goggin, Teresa Shurtliff, Laura Shurtliff, Bridgett Shurtliff, Alex Shurtliff, and Timothy Shurtliff.

On request of Assemblyman Horne, the privilege of the floor of the Assembly Chamber for this day was extended to Toni Horne.

Assemblywoman Buckley moved that the Assembly adjourn until Tuesday, March 15, 2005 at 11:00 a.m.

Motion carried.

Assembly adjourned at 11:32 a.m.

Approved:

RICHARD D. PERKINS  
*Speaker of the Assembly*

Attest: NANCY S. TRIBBLE  
*Chief Clerk of the Assembly*

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