



**STATE OF NEVADA  
OFFICE OF THE GOVERNOR  
EXECUTIVE ORDER**

**A PROCLAMATION BY THE GOVERNOR:**

**WHEREAS**, Section 9 of Article 5 of the Constitution of the State of Nevada provides that “The Governor may on extraordinary occasions, convene the Legislature by Proclamation and shall state to both houses when organized, the purpose for which they have been convened, and the Legislature shall transact no legislative business, except that for which they were specially convened, or such other legislative business as the Governor may call to the attention of the Legislature while in Session;” and

**WHEREAS**, general fund revenues for the current biennium have consistently come in at amounts less than the amounts appropriated by the Legislature at its Seventy-Fourth Session and its Twenty-Third Special Session; and

**WHEREAS**, upon my direction and recommendation and with the approval of the Legislature’s Interim Finance Committee, general fund spending for the current biennium has already been reduced by almost \$914 million; and

**WHEREAS**, despite such dramatic spending reductions, the State continues to face declines in general fund revenues; and

**WHEREAS**, the Economic Forum was convened into an emergency meeting on June 20, 2008, and the economic projections from that body establish that the total general fund revenues for the current biennium will continue to decrease, and will be at least another \$275 million less than the total general funds appropriated by the Legislature at its Seventy-Fourth Session and its Twenty-Third Special Session; and

**WHEREAS**, the general fund revenue shortfall for the current biennium represents the most serious budget crisis in the history of the State; and

**WHEREAS**, believing that an extraordinary occasion now exists which requires immediate action by the Legislature;

**NOW, THEREFORE, I, JIM GIBBONS, GOVERNOR OF THE STATE OF NEVADA**, by virtue of the authority vested in me by the Constitution of the State of Nevada, do hereby convene the Legislature into a Special Session to consider the following solutions to the general fund shortfall for the current biennium:

1. An amendment to Nevada Revised Statutes § 353.213 that will ensure at most zero growth in state spending for the biennium beginning on July 1, 2009.
2. Reductions to general fund appropriations made to fund operating budgets from the Seventy-Fourth Session of the Legislature.

3. Reversion to the general fund of any amounts in the Trust Fund for Public Health established in Nevada Revised Statutes § 439.605 et. seq.
4. Reversion to the general fund of appropriations made to the Nevada Department of Transportation pursuant to Assembly Bill 544 from the Seventy-Fourth Session of the Legislature.
5. Budget flexibility for state agencies and departments with multiple budget accounts similar to the flexibility provided to the Department of Corrections in Assembly Bill 628, Section 48 from the Seventy-Fourth Session of the Legislature.
6. Transfer to the general fund of the appropriation made in Assembly Bill 617 from the Seventy-Fourth Session of the Legislature.
7. Transfer to the general fund of the amounts in the Fund to Stabilize the Operation of State Government. The Governor hereby declares that a fiscal emergency exists to justify such a transfer pursuant to Nevada Revised Statutes § 353.288(4).
8. Reversion to the general fund of a portion of the appropriations made to the Account for Programs for Innovation and the Prevention of Remediation established in Nevada Revised Statutes § 385.379.
9. An amendment to Nevada Revised Statutes § 422.4025 et. seq. in order to remove the requirement that the Department of Health and Human Services exclude certain prescription drugs from the preferred prescription drug list.
10. An amendment to Nevada Revised Statutes § 281.121 in order to defer uniform allowances.
11. Revisions to the authority of the Treasurer similar to the matters considered in Senate Bill 488 from the Seventy-First Session of the Legislature.
12. Reversion to the general fund of a portion of the funds in the Disaster Relief Account.
13. Amendments to Nevada Revised Statutes § 213.010 to allow meetings of the State Board of Pardons Commissioners (“Pardons Board”) to be held at the discretion of the Pardons Board, and to allow expedited grants of clemency without a meeting of the Pardons Board for persons who have completed their sentence, when victims have not requested a hearing and when the District Attorney and Judge noticed of the application for clemency do not object.
14. Amendments to procedures pertaining to the State Board of Parole Commissioners (“Parole Board”) established in Assembly Bill 510 and Senate Bill 471 from the Seventy-Fourth Session of the Legislature. Specifically, the Legislature shall consider amendments that would provide for the following: automatic parole for inmates eligible for mandatory parole who have not failed a psychiatric panel; a removal of the requirement that the Parole Board maintain minutes, transcriptions or audio recordings of parole hearings; a removal of the requirement that inmates have the opportunity to be physically present at parole hearings and instead allow appearances by telephone or video conference; a removal of the requirement that inmates have the opportunity to have a representative physically present at parole hearings and instead allow a representative to appear by telephone or video conference; a removal of the requirement that the Parole Board provide notice of a parole hearing directly to an inmate and instead allow notice to be provided to the Nevada Department of Corrections and to be posted on the internet; to allow a Parole Board hearing representative or a single member of the Parole Board to recommend parole without a parole hearing for low-risk offenders where there is no victim notification requirement; and to consider amendments to Chapter 213 of the

Nevada Revised Statutes to delay the effective date of provisions governing meetings of the Parole Board and to allow the Board to automatically grant parole to an inmate eligible for parole from a current sentence but who will not be released from incarceration because he has been sentenced to consecutive terms of imprisonment which he has not yet served.

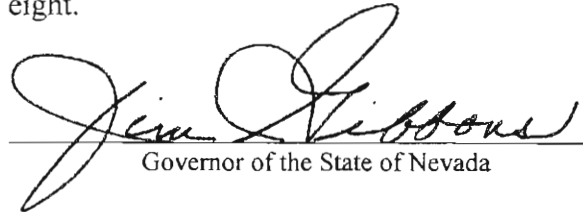
15. Transfer to the general fund of the unspent appropriations made in Assembly Bill 628, sections 37, 40, 42 and 70 and Assembly Bill 629, section 2 from the Seventy-Fourth Session of the Legislature.
16. Transfer to the general fund of amounts in the Fund for a Healthy Nevada established by Nevada Revised Statutes § 439.630.
17. Suspension of the revenue transfer from Unclaimed Property Trust Fund to the Millennium Scholarship Trust Fund for fiscal year 2009 as set forth in Nevada Revised Statute § 120A.620.
18. An amendment to the sales and use tax act in order to clarify the Legislature's intent with respect to the taxability of free or discounted employee and patron meals.
19. Any other actions directly related to a solution for the projected general fund revenue shortfall for the current biennium.

The Legislature shall consider no matters other than those matters directly related to addressing the general fund revenue shortfall for the current biennium. During the Special Session, the Legislature may also consider any other matters brought to the attention of the Legislature by the Governor. The Special Session shall begin at 10:00 a.m. on Friday, June 27, 2008 and shall end not later than midnight on Sunday, June 29, 2008.

The Legislature may also consider an appropriation to pay for the cost of the Special Session and to pay for any other matters brought to the attention of the Legislature by the Governor during the Special Session.

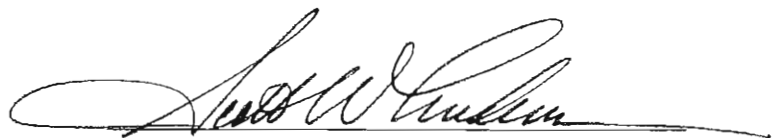


IN WITNESS WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Nevada to be affixed at the State Capitol in Carson City this 26<sup>th</sup> day of June, in the year two thousand eight.

  
Governor of the State of Nevada

By the Governor:

  
Secretary of State of Nevada

  
Deputy