

THE TWENTY-SIXTH DAY

CARSON CITY (Friday), March 2, 2007

Assembly called to order at 11:07 a.m.

Madam Speaker presiding.

Roll called.

All present except Assemblymen Carpenter, Ocegüera, and Womack, who were excused.

Prayer by the Chaplain, Pastor Marvin Dennis.

Heavenly Father, thank You for another week of service to this great state, to each other, and to You. Thank You for Your presence that is able to guide us daily. Thank You for these who serve. May they know of our appreciation for their dedication and sacrifice. In the name of my Lord and Savior, I pray.

AMEN.

Pledge of allegiance to the Flag.

Assemblyman Conklin 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.

COMMUNICATIONS

CONGRESS OF THE UNITED STATES
HOUSE OF REPRESENTATIVES
WASHINGTON, D.C. 20515-2802

March 1, 2007

THE HONORABLE BARBARA BUCKLEY, Nevada Assembly, The Nevada Legislature, 401 South Carson St., Carson City, NV 89701

DEAR ASSEMBLYWOMAN BUCKLEY:

I respectfully request to address the full body of the Nevada Legislature on Tuesday, April 3, 2007, at 5 p.m. Should you have questions or concerns, please call my office at 775-686-5760. Thank you so much for your consideration in this matter.

Sincerely,
DEAN HELLER
Member of Congress

MESSAGES FROM THE SENATE

SENATE CHAMBER, Carson City, March 1, 2007

To the Honorable the Assembly:

I have the honor to inform your honorable body that the Senate on this day passed Senate Bills Nos. 10, 57, 64, 65, 88.

SHERRY RODRIGUEZ
Assistant Secretary of the Senate

MOTIONS, RESOLUTIONS AND NOTICES

By Assemblymen Cobb, Parks, Beers, Mabey, Allen, Carpenter, Christensen, Gansert, Goedhart, Goicoechea, Grady, Hardy, Hogan, Kihuen, Manendo, Marvel, Mortenson, Munford, Segerblom, Settlemeyer, Stewart, and Womack:

Assembly Joint Resolution No. 4—Proposing to amend the Nevada Constitution to repeal the constitutional rule against perpetuities.

RESOLVED BY THE ASSEMBLY AND SENATE OF THE STATE OF NEVADA, JOINTLY, That Section 4 of Article 15 of the Nevada Constitution is hereby repealed.

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

Motion carried.

By Assemblymen Koivisto, Allen, Anderson, Arberry, Atkinson, Beers, Bobzien, Buckley, Carpenter, Christensen, Claborn, Cobb, Conklin, Denis, Gansert, Gerhardt, Goedhart, Goicoechea, Grady, Hardy, Hogan, Horne, Kihuen, Kirkpatrick, Leslie, Mabey, Manendo, Marvel, McClain, Mortenson, Munford, Oceguera, Ohrenschall, Parks, Parnell, Pierce, Segerblom, Settlemeyer, Smith, Stewart, Weber, and Womack; Senators Titus, Amodei, Beers, Care, Carlton, Cegavske, Coffin, Hardy, Heck, Horsford, Lee, Mathews, McGinness, Nolan, Raggio, Rhoads, Schneider, Townsend, Washington, Wiener, and Woodhouse:

Assembly Concurrent Resolution No. 8—Recognizing March 2, 2007, as “Read Across America” Day in Nevada in commemoration of Dr. Seuss’s birthday.

WHEREAS, Theodor Seuss Geisel was born on March 2, 1904, in Springfield, Massachusetts; and

WHEREAS, Theodor Seuss Geisel graduated from Dartmouth College in 1925 and began writing humorous articles and creating cartoons for various magazines; and

WHEREAS, His first children’s book, *And to Think That I Saw It on Mulberry Street*, was rejected by 43 publishers until, in 1937, a friend published the book for him; and

WHEREAS, In May 1954, *Life* magazine published a report concerning illiteracy among school children, stating that, among other things, children were having trouble learning to read because the books were boring; and

WHEREAS, This comment inspired Theodor Seuss Geisel’s publisher, Bennett Cerf, to compile a list of 400 words that he felt were important, asking Mr. Geisel to cut the list to 250 words, the number of words a first-grader could absorb, and using only those words, to write a book that would excite children; and

WHEREAS, Nine months later, Mr. Geisel, using only 220 of the words given to him, published *The Cat in the Hat*, which became an instant success; and

WHEREAS, In 1960, Bennett Cerf bet Mr. Geisel \$50 that he could not write an entire book using only 50 words, and from that challenge came the famous children’s book *Green Eggs and Ham*, which was also an instant success; and

WHEREAS, From that point on, Theodor Seuss Geisel became known as “Dr. Seuss,” and children became enthused about reading every Dr. Seuss book available; and

WHEREAS, Dr. Seuss died on September 24, 1991, but his legacy of children’s books will live forever as an inspiration to children everywhere to learn to read and to share in the laughter, enjoyment and knowledge that a book can provide; and

WHEREAS, In honor of Dr. Seuss and the joy of reading, the National Education Association has designated March 2, 2007, as a special day in their program “Read Across America,” the nationwide initiative that promotes reading every day; now, therefore, be it

RESOLVED BY THE ASSEMBLY OF THE STATE OF NEVADA, THE SENATE CONCURRING, That March 2, 2007, is hereby recognized as “Read Across America” Day in Nevada in commemoration of Dr. Seuss’s birthday; and be it further

RESOLVED, That children and adults are encouraged to read a favorite book together on this date and share the joy of reading; and be it further

RESOLVED, That the Chief Clerk of the Assembly prepare and transmit a copy of this resolution to Barbara Clark, President of the Nevada State Education Association, and Terry Hickman, Executive Director of the Nevada State Education Association.

Assemblywoman Koivisto moved the adoption of the resolution.

Remarks by Assemblyman Anderson and Madam Speaker.

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

Madam Speaker requested the privilege of the Chair for the purpose of making the following remarks:

We like to hear Bernie rhyme.

We like to hear it all the time.

We like to hear it on the floor.

We like to hear it more and more.

And so, without further ado, here’s Mr. Anderson to read to you.

ASSEMBLYMAN ANDERSON:

Today is especially exciting on the 107th birthday of the inventor of our guest, the Cat in the Hat. We have the Cat with us today, a good friend of mine. I’m going to read to you a Dr. Seuss “I can read it all by myself book” called, *I Can Read With My Eyes Shut!* It tells kids of all ages how much they can learn by reading and keeping their eyes open to the world.

I can read in red. I can read in blue.

I can read in pickle color too.

I can read in bed, and in purple, and in brown.

I can read in a circle and upside down.

I can read with my left eye.

I can read with my right.

I can read Mississippi with my eyes shut tight.

Mississippi, Indianapolis and Hallelujah, too!

I can read them with my eyes shut!

That is VERY HARD to do!

But it’s bad for my hat and makes my eyebrows get red hot.

So . . . reading with my eyes shut

I don’t do an awful lot.

And when I keep them open

I can read with much more speed.

You have to be a speedy reader

‘cause there’s so, so much to read.

You can read about trees . . . and bees . . . and knees.

And knees on trees!

And bees on threes!

You can read about anchors.

And all about ants.

You can read about ankles!

And crocodile pants!

You can read about hoses . . .

And how to smell roses . . .
And what you should do about owls on noses!

Young cat! If you keep your eyes open enough, oh the stuff you will learn!
The most wonderful stuff!
You'll learn about . . .
fishbones . . . and wishbones.
You'll learn about trombones, too!
You'll learn about Jake the Pillow Snake
and all about Foo-Foo the Snoo.
You can learn about ice.
You can learn about mice.
Mice on ice.
And ice on mice.
You can learn about the price of ice.
"Nice ice for sale. Ten cents a pail."

You can learn about SAD . . .
And GLAD . . . and MAD!
There are so many things you can learn about.
BUT . . . you'll miss the best things if you keep your eyes shut.
The more that you read, the more things you will know.
The more that you learn, the more places you'll go.
You might learn a way to earn a few dollars.
Or how to make doughnuts . . . or kangaroo collars.
You can learn to read music and play a Hut-Zut if you keep your eyes open.
But not with them shut.
If you read with your eyes shut, you're likely to find
That the place where you're going is far, far behind.

And these, of course, as we all know, are beautifully illustrated as all of you would be showing your children as you read this.

So . . . that's why I tell you to keep your eyes wide.
Keep them wide open . . . at least on one side!

Resolution adopted.

By Assemblymen Munford, Anderson, Goedhart, Hardy, Hogan, Kihuen, Manendo, and Stewart:

Assembly Concurrent Resolution No. 9—Urging the Commission on Economic Development to develop programs to promote economic development and urban renewal and to stimulate employment in certain areas.

Assemblyman Munford moved the adoption of the resolution.

Remarks by Assemblyman Munford.

Madam Speaker requested the privilege of the Chair for the purpose of making remarks.

Resolution adopted.

Assemblyman Hardy moved that Assembly Bill No. 5 be taken from the General File and rereferred to the Committee on Ways and Means.

Motion carried.

INTRODUCTION, FIRST READING AND REFERENCE

By the Committee on Judiciary:

Assembly Bill No. 237—AN ACT relating to hearsay; revising provisions governing the admissibility into evidence of certain hearsay statements made by certain young children; and providing other matters properly relating thereto.

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

Motion carried.

By Assemblymen Koivisto, Parks, Anderson, Atkinson, Claborn, Conklin, Denis, Hogan, Horne, Kirkpatrick, Leslie, McClain, Mortenson, Pierce, Segerblom, Smith, and Womack:

Assembly Bill No. 238—AN ACT relating to tanning establishments; providing for the regulation of tanning establishments by the State Board of Cosmetology; prohibiting a person from operating a tanning establishment unless he is licensed with the Board; prescribing the requirements for licensure; providing standards for the operation of tanning establishments and tanning equipment; and providing other matters properly relating thereto.

Assemblywoman Koivisto moved that the bill be referred to the Committee on Commerce and Labor.

Motion carried.

By Assemblymen Koivisto, Anderson, Bobzien, Claborn, Denis, McClain, Mortenson, Segerblom, and Womack:

Assembly Bill No. 239—AN ACT relating to motor vehicles; requiring a vehicle dealer to notify the buyer of a vehicle service contract if the provider of the vehicle service contract ceases doing business in this State; and providing other matters properly relating thereto.

Assemblywoman Koivisto moved that the bill be referred to the Committee on Transportation.

Motion carried.

By Assemblymen Koivisto, McClain, Claborn, Parks, Anderson, Arberry, Atkinson, Beers, Bobzien, Conklin, Grady, Hogan, Horne, Manendo, Mortenson, Segerblom, Weber, and Womack:

Assembly Bill No. 240—AN ACT relating to motor vehicles; requiring a peace officer to impound a motor vehicle if the driver does not have a driver's license or evidence of insurance in his possession; and providing other matters properly relating thereto.

Assemblywoman Koivisto moved that the bill be referred to the Committee on Transportation.

Motion carried.

By Assemblymen Smith, Leslie, Parnell, Gansert, Anderson, Bobzien, Buckley, and Marvel; Senators Mathews and Raggio:

Assembly Bill No. 241—AN ACT making an appropriation to the Food Bank of Northern Nevada, Inc., to supplement costs associated with the distribution of food from the Commodity Supplemental Food Program in northern Nevada; and providing other matters properly relating thereto.

Assemblywoman Smith moved that the bill be referred to the Committee on Ways and Means.

Motion carried.

By Assemblymen Mabey and Parnell:

Assembly Bill No. 242—AN ACT relating to education; prohibiting a student from enrolling in a university, state college or community college within the Nevada System of Higher Education unless the student submits proof that he has been immunized against meningococcal disease or is excused from obtaining the immunization because of a medical condition or religious belief; 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. 10.

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

Motion carried.

Senate Bill No. 57.

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

Motion carried.

Senate Bill No. 64.

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

Motion carried.

Senate Bill No. 65.

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

Motion carried.

Senate Bill No. 88.

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

Motion carried.

SECOND READING AND AMENDMENT

Assembly Bill No. 47.

Bill read second time and ordered to third reading.

MOTIONS, RESOLUTIONS AND NOTICES

Assemblyman Conklin moved that Assembly Bills Nos. 66 and 110 be taken from the General File and placed on the General File for the next legislative day.

Motion carried.

UNFINISHED BUSINESS

SIGNING OF BILLS AND RESOLUTIONS

There being no objections, the Speaker and Chief Clerk signed Assembly Resolution No. 5.

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Assemblyman Anderson, the privilege of the floor of the Assembly Chamber for this day was extended to Lynne Warne.

On request of Assemblyman Cobb, the privilege of the floor of the Assembly Chamber for this day was extended to Chelsea Hahn.

On request of Assemblywoman Gansert, the privilege of the floor of the Assembly Chamber for this day was extended to Mackenzie Gansert and Pierron E. Tackes.

On request of Assemblyman Goedhart, the privilege of the floor of the Assembly Chamber for this day was extended to Joni Eastley.

On request of Assemblyman Manendo, the privilege of the floor of the Assembly Chamber for this day was extended to Tammy Whatley.

On request of Assemblyman Mabey, the privilege of the floor of the Assembly Chamber for this day was extended to Jason Geddes.

On request of Assemblywoman Smith, the privilege of the floor of the Assembly Chamber for this day was extended to Mike Sprinkle.

Assemblyman Conklin moved that the Assembly adjourn until Monday, March 5, 2007, at 11 a.m.

Motion carried.

Assembly adjourned at 11:38 a.m.

Approved:

BARBARA E. BUCKLEY
Speaker of the Assembly

Attest: SUSAN FURLONG REIL

Chief Clerk of the Assembly