

THE FORTY-FIFTH DAY

CARSON CITY (Wednesday), March 21, 2007

Assembly called to order at 11:23 a.m.

Madam Speaker presiding.

Roll called.

All present.

Prayer by the Chaplain, James Satilek.

O Thou compassionate Lord, Thou who art generous and able. We are servants of Thine, sheltered beneath Thy providence. Cast Thy glance of favor upon us. Give light to our eyes, hearing to our ears, and understanding and love to our hearts. Render our souls joyous and happy through Thy glad tidings. O Lord, point out to us the pathway to Thy kingdom and resuscitate all of us through the breaths of the Holy Spirit. Bestow upon us life everlasting and confer upon us never-ending honor. Unify mankind and illumine the world of humanity. May we all follow Thy pathway, long for Thy good pleasure and seek the mysteries of Thy kingdom. O God, unite us and connect our hearts with Thy indissoluble bond. Verily, Thou art the Giver, Thou art the Kind One, and Thou art the Almighty.

AMEN.

Presentation of the Colors by the Honor Guard of the Nevada National Guard.

Pledge of allegiance to the Flag.

Assemblyman Ocegüera 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

Madam Speaker:

Your Committee on Transportation, to which were referred Assembly Bill No. 264; Assembly Joint Resolution No. 6, has had the same under consideration, and begs leave to report the same back with the recommendation: Do pass.

KELVIN ATKINSON, *Chair*

MESSAGES FROM THE SENATE

SENATE CHAMBER, Carson City, March 20, 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. 150, 151, 208.

SHERRY RODRIGUEZ

Assistant Secretary of the Senate

MOTIONS, RESOLUTIONS AND NOTICES

By Assemblymen McClain, Allen, Anderson, Arberry, Atkinson, Beers, Bobzien, Buckley, Carpenter, Christensen, Claborn, Cobb, Conklin, Denis, Gansert, Gerhardt, Goedhart, Goicoechea, Grady, Hardy, Hogan, Horne,

Kihuen, Kirkpatrick, Koivisto, Leslie, Mabey, Manendo, Marvel, Mortenson, Munford, Ocegüera, Ohrenschall, Parks, Parnell, Pierce, Segerblom, Settelmeyer, Smith, Stewart, Weber, and Womack; Senators Care, Amodei, Beers, Carlton, Cegavske, Coffin, Hardy, Heck, Horsford, Lee, Mathews, McGinness, Nolan, Raggio, Rhoads, Schneider, Titus, Townsend, Washington, Wiener, and Woodhouse:

Assembly Concurrent Resolution No. 15—Honoring Nevadans who were killed in the Global War on Terrorism.

WHEREAS, Since the launching of the Global War on Terrorism in response to attacks on the United States on September 11, 2001, through the Enduring Freedom and Iraqi Freedom Operations, over 3,500 Americans have lost their lives, including thirty-five Nevadans; and

WHEREAS, The service of these women and men required sacrifice, hardship, endurance, dedication, courage and the highest level of patriotism; and

WHEREAS, Those Nevada citizens who served our country in the name of freedom and justice deserve special recognition for their sacrifice; now, therefore, be it

RESOLVED BY THE ASSEMBLY OF THE STATE OF NEVADA, THE SENATE CONCURRING, That the following Nevadans are hereby honored for sacrificing their lives in service to their country:

Marine Lance Corporal Nicholas H. Anderson, Las Vegas; Army Sergeant Kenneth E. Bostic, Hawthorne; Marine Lance Corporal Raul S. Bravo, Elko; Army Captain Joshua T. Byers, Sparks; Marine 2nd Lieutenant James J. Cathey, Reno; Marine Lance Corporal Donald J. Cline Jr., Sparks; Army National Guard Specialist Anthony S. Cometa, Las Vegas; Army Corporal Matthew A. Commons, Boulder City; Army Private First Class David N. Crombie, Winnemucca; Army Specialist Jason A. Disney, Fallon; Army National Guard Chief Warrant Officer John M. Flynn, Sparks; Army Sergeant John C. Griffith, Las Vegas; Army Private First Class Daniel F. Guastaferrö, Las Vegas; Marine Corporal Jesse Jaime, Henderson; Army Sergeant Robert P. Kassin, Las Vegas; Marine 1st Lieutenant Nathan M. Krissoff, Reno; Army Corporal Stanley J. Lapinski, Las Vegas; Army Corporal Shawn T. Lasswell Jr., Reno; Army Staff Sergeant Emmanuel L. Legaspi, Las Vegas; Marine Lance Corporal Jeremy Z. Long, Sun Valley; Marine Private First Class John Lukac, Las Vegas; Army Corporal Joseph L. Martinez, Las Vegas; Army Sergeant Gordon F. Misner II, Sparks; Army Private Joshua M. Morberg, Sparks; Army Sergeant Eric W. Morris, Sparks; Navy Petty Officer 2nd Class Eric S. Patton, Boulder City; Marine Lance Corporal Richard A. Perez Jr., Las Vegas; Marine 2nd Lieutenant Frederick E. Pokorney Jr., Tonopah; Army Specialist Ignacio Ramirez, Henderson; Army 1st Sergeant Carlos N. Saenz, Las Vegas; Marine Corporal William I. Salazar, Las Vegas; Army Private First Class Thomas C. Siekert, Lovelock; Army National Guard Sergeant Patrick D. Stewart, Fernley; Army Specialist Teodoro Torres, Las Vegas; Army Private First Class Phillip B. Williams, Gardnerville; and be it further

RESOLVED, That the members of the 74th Session of the Nevada Legislature honor these brave Nevadans who made the ultimate sacrifice through their service, dedication and commitment to this country and their fellow man; and be it further

RESOLVED, That the Chief Clerk of the Assembly prepare and transmit thirty-five copies of this resolution to Tim Tetz, Executive Director, Office of Veterans' Services, for transmittal to each of the families of those being honored.

Assemblywoman McClain moved the adoption of the resolution.

Remarks by Assemblymen McClain, Womack, Anderson, Bobzien, Carpenter, Gansert, Goedhart, Goicoechea, Grady, Hardy, Kirkpatrick, Koivisto, Marvel, Munford, Parks, Pierce, Settelmeyer, Smith, Stewart, and Horne.

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

ASSEMBLYWOMAN MCCLAIN:

Two hundred thirty years ago, our forefathers established a nation founded on liberty and the ideal that all people are created equal. On September 11th, 2001, an enemy, resolved to overthrow those ideals, attacked our country killing over 2,800 of our fellow citizens.

In the midst of those attacks, we were reminded; the great strength of America is found in the hearts and souls of our citizens. We saw our country united in compassion as Americans came together to provide relief and bring hope to others.

That day served as reveille for a new generation. A new era of young men and women would stand up, enlist, and serve our military to protect our American ideals.

All across America, and throughout Nevada, thousands would heed the call to service. The call to duty for a Nevadan is natural and is reflected in our state's motto—"All For Our Country."

These Nevadans were star athletes, church lay leaders, or policemen, but they soon became our protectors, our guardians, and our sentinels of freedom.

The names we read today are those sentinels of freedom. Those Nevadans who made the ultimate sacrifice to preserve our ideals, our country, and our way of life.

These brave Nevadans heeded the call to service for their country and set aside their dreams, their lives, and their futures. They represented the small towns and the large cities throughout our state. They were our neighbors, our sons, our daughters. They were our teachers, our mothers, our brothers.

Most importantly, they are our heroes. Those who gave so much that we could remain here, living in a free and prosperous country.

Ask any veteran why he served and he may say for our country, our freedoms, and our ideals. Ask another one and she may say my family, my father, and my neighbors. Ultimately, all veterans will agree they were called to duty by the love of their country.

This spring marks the beginning of the fifth year of the Global War on Terrorism—Operation Enduring Freedom in Afghanistan and Operation Iraqi Freedom in Iraq. From February of 2002 to now we have lost 35 Nevadans in those conflicts.

Today we pause to honor those we knew and loved; those Nevadans who heeded the call to service and forfeited all.

To the families that have a name listed today, our debt can never be repaid. We thank you from the bottom of our hearts.

We stand dedicated to remember the struggle, resolve, and sacrifice these Nevada heroes made. We must forever demonstrate they have not died in vain, as we honor their commitment as soldiers from the great "Battle Born" state of Nevada.

ASSEMBLYWOMAN WOMACK:

District 23 has five great soldiers who gave their lives for our freedom. Army National Guard Specialist Anthony Cometa loved music and wanted to go to college. Army Sergeant John Griffith rejoined the Army in 2003 because it was his duty to serve. Captain Jesse Jaime joined his twin brother Joel who had already joined the Marines. Lance Corporal Richard Perez had just ten days left of his tour in Iraq and wanted to come home and play baseball for UNLV.

Army Specialist Ignacio Ramirez was an artist who drew his fellow soldiers. These brave men are the faces of the names on the list of soldiers whose sense of duty keep us safe. I urge all of my colleagues to support ACR 15.

ASSEMBLYMAN ANDERSON:

Army Captain Joshua T. Byers of Sparks, age 29, graduated from Reed High School and in 1996 from West Point. He was a Southern Baptist lay leader serving as a pastor and church planner. His brother stated, "He worked hard to be the best at whatever he was interested in."

Marine Lance Corporal Donald J. Cline, Jr. of Sparks, age 21, married his high school sweetheart from Reed High School and had two sons, Dakota and Dylan. He would carve objects out of wood and send them to his sons. There is a memorial plaque dedicated to Donald at the Sparks Marina Park.

Army National Guard Chief Warrant Officer John M. Flynn of Sparks, age 36, was a military veteran who believed that the job he was doing would make the world a better place. He died on September 25, 2005, with his friend and comrade, Sergeant Patrick Stewart, of Fernley.

Army Sergeant Gordon F. Misner, II of Sparks High School, age 23, was a good friend, wonderful husband, and father. He loved his family and his country.

Army Private Joshua M. Morberg of Reed High School, age 20, learned to play the violin as a child and learned to speak Japanese in high school.

Army Sergeant Eric W. Morris of Reed High School, age 31—you could always count on him to get the job done. He was all about his family and taking care of his soldiers.

ASSEMBLYMAN BOBZIEN:

Army Corporal Shawn Thomas Lasswell, Jr. was a 21-year-old Reno resident, a resident of District 24. He was killed outside Baghdad last April by an improvised explosive device that detonated near his Humvee. He leaves behind his wife, whom he married just days before leaving for Iraq, and his parents. I want to thank him for his service, and my thoughts go out to his family and friends.

ASSEMBLYMAN CARPENTER:

I rise in support of ACR 15. U.S. Marine Corp Lance Corporal Raul Bravo, Jr. was the first Elko resident killed in the Iraq war, and he is the latest casualty from Nevada. Raul Bravo moved to Elko in 1993 and graduated from Elko High School in 2004. He enlisted in the Marines immediately after graduation and was on his second tour of duty. He had spent seven months in Iraq in 2005.

I know his family in Elko. His father works for the City of Elko in the Water Department. Raul was buried in Las Vegas where his mother lives. His sister, Rachel, said, "Everyone needs to support our troops regardless of how you feel." War has a way of touching everyone; Nevada is no exception. From north to south, Las Vegas to Elko, our prayers are with Raul and his family.

ASSEMBLYWOMAN GANSERT:

I have two soldiers from my district. Marine Second Lieutenant James Cathey was a six-foot Marine who knew how to knit better than his wife could. His steel-cable arms were covered in tattoos that hid a lot of charm and tenderness. His mother said, "You could drive across Nevada with him, and he could tell you about every Indian battle, where it took place, why it happened, and what the result was."

The other person who has fallen from my district is Marine First Lieutenant Nathan Krissoff. Nathan was born in Truckee, California, and his family moved to Reno in 1990. He attended public school and later went to the Stevenson School in Pebble Beach. He was the ultimate scholar-athlete, excelling in water polo, swimming, piano, and graduating at the top of his class. He was also the student body president. During that time, he also earned a spot on the U.S. Junior National Wildwater Kayak Team and represented his country at two world championships in Europe. He attended Williams College in Williamstown, Massachusetts, where he earned a degree in political science and captained the men's swim team. Following graduation, he worked in Washington, D.C. for the Monterey Institute of International Studies. His passion and his commitment were truly inspirational to the people who knew him, and he is survived by his parents, Dr. and Mrs. William Krissoff of Reno, and his brother, who is also in the armed forces, Second Lieutenant Austin Krissoff.

ASSEMBLYMAN GOEDHART:

I would like to pay special tribute to two servicemen who gave the ultimate sacrifice. Army Sergeant Kenneth E. Bostic was born in Reno and was a resident of Hawthorne. He was a quiet leader with impeccable character who loved Hawthorne and proudly visited the community while serving in the Army. He had plans to pursue a career in law enforcement.

We also had Marine Second Lieutenant Frederick E. Pokorney, Jr., a resident of Tonopah. He was described by his mother a gentle giant who was passionate about his career and his daughter. His father is also laid to rest in Arlington National Cemetery. Our thoughts and prayers go out to family and friends.

ASSEMBLYMAN GOICOECHEA:

I rise in support of ACR 15. Two servicemen from Assembly District 35 were killed. Army Specialist Jason A. Disney died February 13 at Bagram Airbase in Afghanistan. He was assigned

to the Army Seventh Transportation battalion. He left behind a three-year-old son at the time of his death. He excelled in the military structure and looked forward to being a career Army man.

The second was Army Private First Class Thomas C. Siekert. He was 20 years old and died December 6, 2005, in Baghdad, Iraq. He was assigned to the 101st Airborne Division. He had only spent ten months in the Army; the last three months of his service and life were spent in Iraq. My only regret is that I did not know either of these two young gentlemen personally, and I can only thank them.

ASSEMBLYMAN GRADY:

I proudly stand in support of ACR 15. I unfortunately had one young gentleman from Fernley who lost his life in Afghanistan, Sergeant Patrick Stewart, age 34. Patrick had a strong belief that what he was doing in Afghanistan was the right thing, and his trust in and support of his comrades was extraordinary. He died on September 25, 2005, with his comrade, Chief Warrant Officer John Flynn of Sparks.

I would like to add that I am very proud of our Nevada Veterans' Services and our Governor. While the Sergeant's wife was having a difficult time getting a religious designation on his crypt at the Veterans' Cemetery in Fernley, the Veterans' Services and the Governor stepped up and basically overrode what the federal government was doing and assisted his wife and children in getting that crypt properly inscribed with the religious symbol that they had requested.

ASSEMBLYMAN HARDY:

I rise in support of ACR 15. I will use the first names of these people who are very special to Boulder City. Shane Patton died while conducting combat operations when the MH-47 helicopter that he was aboard crashed in the vicinity of Asadabad, Afghanistan in the Kumar Providence. He was assigned to SEAL Delivery Vehicle Team One, Pearl Harbor, Hawaii. He died on June 28, 2005. Shane graduated from Boulder City High School in 2000. When you enter the Coffee Cup restaurant in Boulder City, Shane's picture is proudly displayed. The caption on his photo says, "Our hero." Looking at his handsome, smiling face, you feel as if he might walk through the door any minute. His presence is profound.

Matt Commons died March 4, 2002. He had volunteered to join a rescue operation of a Navy SEAL. He was the youngest of seven soldiers to die in that effort at age 21. He was a giving person. Matt Commons, a vibrant student filled with hope, was described by his government teacher, Lynn Stewart. "He was a good, solid kid. He loved his country and was willing to put his life on the line." Matt continues to serve his country although he lies in rest in the Arlington National Cemetery. He is still serving to remind us of his hope and encourages us to have hope.

ASSEMBLYWOMAN KIRKPATRICK:

I, too, rise in support of ACR 15. Today I rise to pay tribute to Army First Sergeant Carlos Saenz, who was a constituent of Assembly District 1. You wish you knew these folks who served our country personally. I did not, so I took the opportunity to call his wife and his son and have a little chat. I asked if there is anything that could be said today that we could remember him by, and she said that the last time they saw him was November of 2005. One of the things she said, too, was that her husband was a gentle giant as well. He was very tall and very big and loved to play with the kids out in the neighborhood. She said that her husband challenged our young teens today to be everything they could and to continue on with the dreams that they pursue. Today, his son, Juan, who is at Rancho High School, has done everything that his father has asked and three of the neighborhood kids are now enlisting to go and do their part because they believe it is so important. With that, I urge your support as well.

ASSEMBLYWOMAN KOIVISTO:

I also support the adoption of Assembly Concurrent Resolution 15. Corporal William Salazar was born in Las Vegas and raised in southern California. In 2001, he returned to live with his aunt and uncle, Lou and Cecilia Salazar. Some of you from southern Nevada may know Lou Salazar. He is an active member of Local 525 and plays Santa Claus at the 525 Christmas party every year. William was the apple of his eye. He played the trombone in a jazz band and was interested in graphic design and the film industry. He was a photographer for the Marines and was proud to record footage of the war.

ASSEMBLYMAN MARVEL:

I also support ACR 15. I would like to recognize Private First Class David N. Crombie from Winnemucca, who made the supreme sacrifice for his family. Prior to his demise, he was in the Army Medics, and he saved the life of an Iraqi soldier. As a matter of fact, there was a little footnote we had from his family that said he thought so much of the Army that he painted his bedroom green. We certainly all admire the people who have sacrificed for all of us.

ASSEMBLYMAN MUNFORD:

Thank you, Madam Speaker, I rise in support of ACR 15. I have two young men who made the ultimate sacrifice from District 6. They were both graduates of Durango High School. Marine PFC John Lukac was 19 years old. His parents immigrated to the United States after escaping Austria from Czechoslovakia during World War II. He dreamed of being in the military since the age of 12 years. His mother, Helena, said that he was motivated to join the Marines after 9/11. He wanted to make a difference, no matter what it took. The second young man is Army Corporal Joseph L. Martinez. He was 21 years old. He was on his second tour of duty and told his family and friends that he wanted to protect his country and help the Iraqi people on their path to democracy. My heart and sympathy goes out to his family.

ASSEMBLYMAN PARKS:

I proudly and patriotically stand in support of ACR 15. I rise to recognize the heroism of Army Staff Sergeant Emmanuel L. Legaspi, who was 38 years old when he died on May 7, 2006, from injuries sustained from enemy small arms fire in Tal Afar, Iraq. Sergeant Legaspi was born in the Philippines, but was every bit an American patriot. He was a champion boxer in his native country, and he also boxed for South Korea. He worked as a lifeguard and a slot technician. Sergeant Legaspi's daughter was only six months old when he died.

ASSEMBLYWOMAN PIERCE:

There were two soldiers who gave their last full measure from Assembly District 3. Army PFC Daniel Guastafarro was a racing enthusiast. He was a shy and compassionate man who was determined to make the world a better place. He died in Ramadi. Marine Corporal Nicholas H. Anderson was a gung ho member of Bonanza's Junior R.O.T.C. at Bonanza High, and he played varsity football. He graduated in 2003, and I was told that he was quite a jokester. He was a medic in the Marines, and he lost his life in Al Anbar Province. My prayers go out to his family.

ASSEMBLYMAN SETTELMAYER:

A gentleman from my region, Army PFC Phillip Williams, was part of the Fourth Brigade Troop Battalion, Fourth Brigade Combat Team and 101st Airborne Division out of Kentucky. He was a 21-year-old from Gardnerville, and he graduated from Douglas High. He died on October 9, 2006, in Baghdad. He died while protecting other soldiers when he was manning a gun-top. His father, who is a sergeant at the South Lake Tahoe Police Department, said that he wanted to be a combat military policeman, and he knew the risk. He grew up watching his father go to work and try to make people safe who he did not even know. I wish to honor his memory and his sacrifice. I regret that I did not know him.

ASSEMBLYWOMAN SMITH:

I am honored today to stand in remembrance of Marine Lance Corporal Jeremy Z. Long, who was just 18 years old, lived in my district in Sun Valley, and went to Spanish Springs High School. He played football, he wrestled, and he was a member of the swim team. At his funeral, we heard his coaches talk about how he played with such determination, and while he was never the biggest kid out there, he always played like he was, and he had such heart and passion for what he did. His family talked about how he had an amazing sense of humor and kept the family in stitches all the time, but he was also the rock in his family. He apparently, by all accounts, carried all of those qualities to the Marines. In a sad turn of events, shortly after his death, his family lost their home and his childhood memorabilia in a fire.

ASSEMBLYMAN STEWART:

Assemblyman Grady has mentioned Sergeant Patrick Stewart and Chief Warrant Officer John Flynn, who were killed when their Chinook helicopter was shot down in Afghanistan

during Operation Enduring Freedom. I have the honor to have sitting with me today their commander, General Kirkland, the commander of the Nevada National Guard. On my left is the wife of Sergeant Patrick Stewart, Roberta Stewart; his mother, Sandy Stewart; the wife of Officer John Flynn, Christine Flynn; and his parents, John and Joyce Flynn. We thank you so much for giving your sons and husbands for our country.

ASSEMBLYMAN HORNE:

I am so extremely proud of our fallen sons. I would like to take this opportunity to say that while we honor these brave men, please remember all of those who put on the uniform to serve our country in peace and in war. Whether they be cooks, special forces, nurses, doctors, mechanics, or clerical, it does not matter. When you ask the question, "Who will go?", if you stop and listen you will hear the sound of one step forward, all in unison. You will hear them all say, "I will go." We have to remember to not only honor them when they are gone. I would like to take this opportunity to thank these members in service who are in uniform today. Let us thank them as well, while they can hear us. Thank you for saying, "I will go."

ASSEMBLYWOMAN MCCLAIN:

We have three other young men who were killed in action. I have to tell you that we have done so much research on this. We have spent months on this. We know that one of our young men, Army Specialist Teodoro Torres, is from Las Vegas, and that is about all we know, but we honor him as well. Also, Army Sergeant Robert P. Kassin is from Las Vegas. His father stated that before he was gunned down in a bombed-out region of Afghanistan, he built a school where none had ever stood before. Army Corporal Stanley J. Lapinski was also from Las Vegas. He declined an offer to attend officer's school. He wanted to serve as a foot soldier and not behind a desk. With that, Madam Speaker, that concludes our tribute to the 35 fallen Nevadans.

Resolution adopted unanimously.

Assemblywoman McClain moved that all rules be suspended and that Assembly Concurrent Resolution No. 15 be immediately transmitted to the Senate.

Motion carried unanimously.

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

Assembly in recess at 12:08 p.m.

ASSEMBLY IN SESSION

At 12:13 p.m.

Madam Speaker presiding.

Quorum present.

SENATE CHAMBER, Carson City, March 21, 2007

To the Honorable the Assembly:

I have the honor to inform your honorable body that the Senate on this day adopted Senate Concurrent Resolution No. 16.

SHERRY RODRIGUEZ
Assistant Secretary of the Senate

MOTIONS, RESOLUTIONS AND NOTICES

Senate Concurrent Resolution No. 16.

Assemblyman Ohrenschall moved the adoption of the resolution.

Remarks by Assemblymen Ohrenschall, McClain, Beers, Parks, and Mabey.

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

ASSEMBLYMAN OHRENSCHALL:

Thank you, Madam Speaker. I'm privileged to have known Aggie Roberts. She was a personal friend of my family. I first knew of her as a small child, at about the age of her grandsons now, who are sitting here on the floor with me today. I was a big fan of Saturday morning cartoons. I always got up early to watch them. Sometimes on Sunday mornings, there would be cartoons, but they would come on a little bit later, and you would have to watch this local program about real estate. They always had a special bit about horticulture. There was a lady on there named Aggie Roberts. I wasn't that interested in horticulture, but I figured I'd sit and keep the television on until the cartoons came on. So I grew up as a child knowing Aggie from television.

In 1994, my mother decided to run for the Assembly. We were walking door to door out in a part of Las Vegas called the Vegas Manor, which is a really beautiful area. It's still a little bit rural, up between Lamb and Nellis, in the shadow of Frenchman Mountain. We were walking on Boston Avenue, and I see the name Agatha Roberts on the walking list. I asked my mom, "Can this be the Aggie Roberts, the radio/television personality?" The first thing I told my mother was that I wasn't knocking on that door. I was just too scared and intimidated and in awe of such a big personality like her. There was no way she was going to like my mom. Somehow we knocked on the door, and Aggie became a very good friend ever since.

Aggie was very active with her diocese, she did so much as a conservationist and horticulturalist. Back in the 1970s, she was promoting water-smart agriculture when it wasn't really in vogue and people were being encouraged in Las Vegas to make the desert bloom with green lawns and make things look like back East. She was telling us that we could make things beautiful without having a lot of water to spend.

Aggie was very active in public service. She was secretary of the Sunrise Manor Town Advisory Board for many years. Very few of our constituents make it up here to visit us. Many of our constituents do make it to the town boards. Those of us who represent unincorporated Clark County know there are issues, whether it's a zoning variance that gets people very upset or a bar being opened in a neighborhood near a school. So a lot of people deal with the town board. I had an opportunity to attend Sunrise Town Board meetings quite a few times. Aggie always went out of her way to make sure everyone felt comfortable and wasn't intimidated by the process, which for many people is their first contact with government. Aggie always made sure everyone got the minutes, who wanted them. She took them by hand, which was a little bit before the modern age, which many of us couldn't do.

She was a very good friend of the family. Throughout Las Vegas, Aggie would visit schools to teach horticulture. Many times it was called "Aggieculture." Another interesting story I have to share is that there is a school in Henderson named after Aggie Roberts. At the time of the naming of the school, my family and I were good friends of another long-time schoolteacher who was also campaigning to have a school named after her. At that time, there was a school named after Aggie, and our friend was not successful. The first thing Aggie did was not to invite us to the dedication of her school. She was more concerned with helping our friend because she felt she was so much more deserving than herself. She was that kind of person. After the school in Henderson was named after her, she didn't just hang a picture in the lobby of the school to show people it was named after her. She went there weekly to talk to the kids, to read to them, and spend time there. It's really wonderful. I don't think you find that very often in too many of the schools.

I know there are things I'm probably missing. She was a dear friend. I'm lucky to have known her personally. I was asked by the principal of Aggie Roberts Elementary School to mention that it was an honor to have known Aggie and call her friend. A second grader said, "Mrs. Aggie Roberts was one of my confidantes. She was the one who made us think harder and in different ways. That's what made her special."

I urge adoption and appreciate this resolution from the Senate.

ASSEMBLYWOMAN MCCLAIN:

Thank you, Madam Speaker. I rise in support also for SCR 16. I knew Aggie Roberts really well. When I was liaison in the county manager's office, I was assigned to the Sunrise Manor Town Board. Aggie was dynamite, this little pistol of a woman already in her 70s then as the town board secretary. I was always so impressed with her. She was so efficient and on top of everything. She also helped us with another group, the Friends of the Winchester Park, where we did some landscaping and other things at Winchester Park on our side of town.

She was a dynamite gardener. The one thing that made the most impression on me—I can't even imagine this to this day—she grew tomatoes year round, outside, in her garden in Las Vegas. Thank you, Madam Speaker.

ASSEMBLYMAN BEERS:

Thank you, Madam Speaker. I didn't have the privilege of knowing Aggie Roberts at all. But I do know her school. It is in my district. It is 227 Charter Oak, right near the intersection of Pecos and Windmill. In the Iowa Standard Tests, it is one of the highest-rated elementary schools in the Las Vegas Valley. The national average is around 50 percent. The last 2006 testing scores, every area, every class, was well over 60 percent. I think that is a fine testament to this woman. Thank you.

ASSEMBLYMAN PARKS:

Thank you, Madam Speaker. I, too, rise in support of SCR 16. In addition to everything that has been said—and like my colleague from Assembly District 15, I also worked with Aggie Roberts several decades ago—the one thing I remember the most dealing with Aggie is that whenever I called Aggie on the phone, I would usually get her voicemail. Her voicemail always had one of her house plants answering the phone for her, as a message. These were absolutely superb messages. I think she changed them every month. That was the kind of wonderful individual she was.

ASSEMBLYMAN MABEY:

Thank you, Madam Speaker. I also rise in support of SCR 16. I never had the opportunity of knowing Mrs. Roberts personally, but I had the opportunity of knowing her daughter, who was my patient. I delivered two of her grandsons. I remember Aggie's distinctive voice on the radio. I always knew it was her. I admired her because I bought a greenhouse and put it in my backyard, and although it doesn't grow very well, I think of people like Aggie and how they can make things grow in our desert climate. Pam would always speak highly of her mother. It was fun to know Aggie's daughter and later, when I got to know her and her grandsons. So I rise in support of SCR 16.

Resolution adopted unanimously.

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

Assembly in recess at 12:27 p.m.

ASSEMBLY IN SESSION

At 12:28 p.m.

Madam Speaker presiding.

Quorum present.

INTRODUCTION, FIRST READING AND REFERENCE

By the Committee on Taxation:

Assembly Bill No. 487—AN ACT relating to taxation; exempting certain professional baseball events from the state tax on live entertainment; and providing other matters properly relating thereto.

Assemblywoman McClain moved that the bill be referred to the Committee on Taxation.

Motion carried.

By the Committee on Commerce and Labor:

Assembly Bill No. 488—AN ACT relating to the Labor Commissioner; requiring the Labor Commissioner to be appointed by the Governor; and providing other matters properly relating thereto.

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

Motion carried.

By the Committee on Transportation:

Assembly Bill No. 489—AN ACT relating to motor vehicles; allowing a civil action to be filed against the owner or person in lawful possession of real property on which public parking is restricted in a certain manner for the improper towing of a vehicle; reducing the time within which a court must hold a hearing relating to an improper towing; and providing other matters properly relating thereto.

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

Motion carried.

Senate Bill No. 150.

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

Motion carried.

Senate Bill No. 151.

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

Motion carried.

Senate Bill No. 208.

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

Motion carried.

SECOND READING AND AMENDMENT

Assembly Bill No. 27.

Bill read second time.

The following amendment was proposed by the Committee on Commerce and Labor:

Amendment No. 21.

AN ACT relating to public utilities; authorizing the Public Utilities Commission of Nevada to assess administrative penalties in certain circumstances; requiring certain administrative fines assessed and collected

by the Commission to be deposited in the State General Fund; authorizing the Commission to bring legal action in its own name to collect certain unpaid administrative fines; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

Under existing law, any person who violates certain provisions of Nevada public utilities law is subject to a civil penalty. (NRS 703.380) **Section 2** of this bill provides that any person who violates public utilities law is subject to an administrative fine assessed by the Public Utilities Commission of Nevada. **Section 2** also authorizes the Commission to bring legal action in its own name to collect any unpaid administrative fine that it has assessed [~~and provides for the award of costs and reasonable attorney's fees to the prevailing party.~~]

Sections 3 and 4 of this bill [~~remove a limit on~~] *change the term "penalty" to "fee" for* certain fees imposed by the Commission on utilities that are delinquent in paying a certain assessment. (NRS 704.035, 704.309) **Section 11** of this bill repeals provisions regarding administrative penalties for a specified violation of public utilities law. (NRS 703.154, 704.430, 704.6881)

THE PEOPLE OF THE STATE OF NEVADA, REPRESENTED IN
SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

Section 1. NRS 703.154 is hereby amended to read as follows:

703.154 1. The Commission may adopt such regulations as are necessary to ensure the safe operation and maintenance of all storage facilities and intrastate pipelines in this State which are used to store and transport natural gas, liquefied petroleum gas, in its liquid or vapor form, or any mixture thereof. Regulations adopted pursuant to this subsection do not apply to activities that are subject to the provisions of NRS 590.465 to 590.645, inclusive, or chapter 704 of NRS.

2. If the Commission and any other governmental entity or agency of the State have coexisting jurisdiction over the regulation of such storage facilities and intrastate pipelines, the Commission has the final authority to regulate those facilities and pipelines and to take such actions as are necessary to carry out the regulations adopted pursuant to subsection 1.

3. A person who violates any of the provisions of a regulation adopted by the Commission pursuant to subsection 1 is liable for ~~for a civil penalty~~ *an administrative fine* not to exceed \$1,000 per day for each day of the violation and not to exceed \$200,000 for any related series of violations. The amount of the ~~civil penalty~~ *administrative fine* must be determined ~~and may be compromised~~ in the manner provided in NRS 703.380.

Sec. 2. NRS 703.380 is hereby amended to read as follows:

703.380 1. Unless another ~~penalty~~ *administrative fine* is specifically provided, ~~any~~ *a person, including, without limitation, a* public utility, alternative seller, provider of discretionary natural gas service, ~~or~~ provider

of new electric resources ~~{}~~ **or holder of any certificate of registration, license or permit issued by the Commission**, or any officer, agent or employee of a public utility, alternative seller, provider of discretionary natural gas service, ~~{or}~~ provider of new electric resources **or holder of any certificate of registration, license or permit issued by the Commission** who:

(a) Violates any applicable provision of this chapter or chapter 704, 704B, 705 or 708 of NRS ~~{}~~, **including, without limitation, the failure to pay any applicable tax, fee or assessment;**

(b) Violates any rule or regulation of the Commission; or

(c) Fails, neglects or refuses to obey any order of the Commission or any order of a court requiring compliance with an order of the Commission,

is liable for ~~{a civil penalty}~~ **an administrative fine, to be assessed by the Commission after notice and the opportunity for a hearing, in an amount not to exceed \$1,000 ~~(\$10,000)~~ per day for each day of the violation and not to exceed \$100,000 ~~(\$1,000,000)~~ for any related series of violations.**

~~2. The amount of any civil penalty to be imposed pursuant to this section, and the propriety of any compromise of a penalty, must be determined by a court of competent jurisdiction upon the complaint of the Commission.~~

~~3. Subject to the approval of the court, any civil penalty may be compromised by the Commission.~~ In determining the amount of the ~~{penalty, or the amount agreed upon in compromise,}~~ **administrative fine, the Commission shall consider** the appropriateness of the ~~{penalty}~~ **fine** to the size of the business of the person charged, the gravity of the violation, ~~{and}~~ the good faith of the person charged in attempting to achieve compliance ~~{}~~ after notification of a violation ~~{, must be considered.}~~

~~4. Any penalty} and any repeated violations committed by the person charged.~~

3. **An administrative fine** assessed pursuant to this section is not a cost of service of a public utility and may not be included in any new application by a public utility for a rate adjustment or rate increase.

4. **All money collected by the Commission as an administrative fine pursuant to this section must be deposited in the State General Fund.**

5. **The Commission may bring an appropriate action in its own name for the collection of any administrative fine that is assessed pursuant to this section. A court shall award costs and reasonable attorney's fees to the prevailing party in an action brought pursuant to this subsection.**

6. **The administrative fine prescribed by this section is in addition to any other remedies, other than a monetary fine, provided by law, including, without limitation, the authority of the Commission to revoke a certificate of public convenience and necessity, license or permit pursuant to NRS 703.377.**

Sec. 3. NRS 704.035 is hereby amended to read as follows:

704.035 1. On or before June 15 of each year, the Commission shall mail revenue report forms to all public utilities, providers of discretionary

natural gas service and alternative sellers under its jurisdiction, to the address of those utilities, providers of discretionary natural gas service and alternative sellers on file with the Commission. The revenue report form serves as notice of the Commission's intent to assess such entities, but failure to notify any such entity does not invalidate the assessment with respect thereto.

2. Each public utility, provider of discretionary natural gas service and alternative seller subject to the provisions of NRS 704.033 shall complete the revenue report referred to in subsection 1, compute the assessment and return the completed revenue report to the Commission accompanied by payment of the assessment and any ~~penalty~~ *fee* due, pursuant to the provisions of subsection 5.

3. The assessment is due on July 1 of each year, but may, at the option of the public utility, provider of discretionary natural gas service and alternative seller, be paid quarterly on July 1, October 1, January 1 and April 1.

4. The assessment computed by the public utility, provider of discretionary natural gas service or alternative seller is subject to review and audit by the Commission, and the amount of the assessment may be adjusted by the Commission as a result of the audit and review.

5. Any public utility, provider of discretionary natural gas service or alternative seller failing to pay the assessment provided for in NRS 704.033 on or before August 1, or if paying quarterly, on or before August 1, October 1, January 1 or April 1, shall pay, in addition to such assessment, a ~~penalty~~ *fee* of 1 percent of the total unpaid balance for each month or portion thereof that the assessment is delinquent ~~for~~ , or \$10, whichever is greater, but no ~~penalty~~ fee may exceed \$1,000 for each delinquent payment.

6. When a public utility, provider of discretionary natural gas service or alternative seller sells, transfers or conveys substantially all of its assets or, if applicable, its certificate of public convenience and necessity, the Commission shall determine, levy and collect the accrued assessment for the current year not later than 30 days after the sale, transfer or conveyance, unless the transferee has assumed liability for the assessment. For purposes of this subsection, the jurisdiction of the Commission over the selling, transferring or conveying public utility, provider of discretionary natural gas service or alternative seller continues until it has paid the assessment.

7. The Commission may bring an appropriate action in its own name for the collection of any assessment and ~~penalty~~ *fee* which is not paid as provided in this section.

8. The Commission shall, upon collection, transfer to the Account for the Consumer's Advocate that portion of the assessments collected which belongs to the Consumer's Advocate.

Sec. 4. NRS 704.309 is hereby amended to read as follows:

704.309 1. The Commission shall levy and collect an annual assessment from each railroad subject to the jurisdiction of the Commission

that transports cargo into, out of or through this State to support the activities of the Commission relating to railroad safety.

2. The annual assessment levied on railroads:

(a) Must be equal to the costs incurred by the Commission that are not offset by the fees paid pursuant to NRS 459.512.

(b) Must be not more than 1 cent per ton of cargo transported by the railroads into, out of or through this State during the immediately preceding calendar year.

3. On or before September 1 of each year, the Commission shall:

(a) Calculate the amount of the assessment to be levied pursuant to this section for the previous fiscal year; and

(b) Mail to each railroad subject to the provisions of this section to the current address of the railroad on file with the Commission a notice indicating the amount of the assessment. The failure of the Commission to so notify a railroad does not invalidate the assessment.

4. An assessment levied pursuant to this section is due on or before November 1 of each year. Each railroad that is subject to the provisions of this section which fails to pay the assessment on or before December 1, shall pay, in addition to the assessment, a ~~penalty~~ **fee** of 1 percent of the total unpaid balance for each month or portion thereof that the assessment is delinquent ~~for~~ or \$10, whichever is greater, except that no ~~penalty~~ **fee** may exceed \$1,000 for each delinquent payment.

5. If a railroad sells or transfers its certificate of public convenience and necessity or sells or transfers substantially all of its assets, the Commission shall calculate, levy and collect the accrued assessment for the current year not later than 30 days after the sale or transfer, unless the purchaser or transferee has assumed liability for the assessment. For the purposes of this subsection, the jurisdiction of the Commission over the sale or transfer of a railroad continues until the assessment of the railroad has been paid.

6. The Commission may bring an appropriate action in its own name for the collection of any assessment and ~~penalty~~ **fee** that is not paid pursuant to this section.

Sec. 5. NRS 704.3296 is hereby amended to read as follows:

704.3296 As used in NRS 704.3296 to ~~704.430,~~ **704.410**, inclusive, unless the context otherwise requires, "electric utility" has the meaning ascribed to it in NRS 704.7571.

Sec. 6. NRS 704.360 is hereby amended to read as follows:

704.360 All hearings and investigations under NRS 704.3296 to ~~704.430,~~ **704.410**, inclusive, shall be conducted substantially as is provided for hearings and investigations of tolls, charges and service.

Sec. 7. NRS 704.400 is hereby amended to read as follows:

704.400 Every order refusing or granting any certificates of public convenience, or granting or refusing permission to discontinue, modify or restrict service, as provided in NRS 704.3296 to ~~704.430,~~ **704.410**, inclusive, is prima facie lawful from the date of the order until changed or

modified by the order of the Commission or pursuant to NRS 703.373 to 703.376, inclusive.

Sec. 8. NRS 704.600 is hereby amended to read as follows:

704.600 Any officer, agent or employee of any public utility who:

1. Willfully fails or refuses to fill out and return any blanks as required by this chapter;

2. Willfully fails or refuses to answer any questions therein propounded;

3. Knowingly or willfully gives a false answer to the questions;

4. Evades the answer to any question where the fact inquired of is within his knowledge; or

5. Upon proper demand, willfully fails or refuses to exhibit to the Commission or any Commissioners, or any person also authorized to examine the same, any book, paper or account of such public utility which is in his possession or under his control,

is subject to the ~~penalty~~ **administrative fine** prescribed in NRS 703.380.

Sec. 9. NRS 704.675 is hereby amended to read as follows:

704.675 Every cooperative association or nonprofit corporation or association and every other supplier of services described in this chapter supplying those services for the use of its own members only is hereby declared to be affected with a public interest, to be a public utility, and to be subject to the jurisdiction, control and regulation of the Commission for the purposes of NRS 703.191, 704.330, 704.350 to ~~704.430,~~ **704.410**, inclusive, but not to any other jurisdiction, control and regulation of the Commission or to the provisions of any section not specifically mentioned in this section.

Sec. 10. NRS 704.6881 is hereby amended to read as follows:

704.6881 The Commission shall, by regulation:

1. Establish standards of performance and reporting regarding the provision of interconnection, unbundled network elements and resold services, which encourage competition and discourage discriminatory conduct in the provision of local telecommunication services; and

2. Notwithstanding the provisions of NRS 703.320 to the contrary, establish penalties and expedited procedures for imposing penalties upon a provider of telecommunication services for actions that are inconsistent with the standards established by the Commission pursuant to subsection 1. Such penalties may include financial payment to the complaining provider of telecommunication services for a violation of the standards established by the Commission pursuant to subsection 1, provided that any penalty paid must be deducted, with interest, from any other award under any other judicial or administrative procedure for the same conduct in the same reporting period. Any penalty imposed pursuant to this subsection is in lieu of the ~~civil penalties~~ **administrative fine** set forth in NRS 703.380 and must be:

(a) Imposed for violating a standard or standards established by regulations of the Commission pursuant to subsection 1;

(b) Determined by the Commission to further the goal of encouraging competition or discouraging discriminatory conduct; and

(c) In an amount reasonable to encourage competition or discourage discriminatory conduct.

Sec. 11. NRS 704.430 is hereby repealed.

Sec. 12. This act becomes effective on July 1, 2007

TEXT OF REPEALED SECTION

704.430 Penalty; separate offenses.

1. Any person, firm, association or corporation who violates any provisions of NRS 704.3296 to 704.430, inclusive, shall be punished by a fine of not more than \$250.

2. Each day's operation without a certificate as provided in NRS 704.3296 to 704.430, inclusive, or each day that service is discontinued, modified or restricted, as defined in NRS 704.3296 to 704.430, inclusive, must be considered a separate offense.

Assemblyman Conklin moved the adoption of the amendment.

Remarks by Assemblyman Conklin.

Amendment adopted.

Bill ordered reprinted, engrossed and to third reading.

Assembly Bill No. 35.

Bill read second time.

The following amendment was proposed by Assembly Committee on Commerce and Labor:

Amendment No. 22.

AN ACT relating to hearing aid specialists; reducing the period during which a license issued by the Board of Hearing Aid Specialists may be renewed without an examination; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

Under existing law, a person who is issued a license by the Board of Hearing Aid Specialists and who fails to pay the annual license fee or submit all information required to renew the license may have the license renewed without an examination within 5 years after the date of expiration of the license if the person complies with certain requirements and pays, in addition to the annual license fee, the lapsed renewal fee for each year or portion of a year that the person has not paid the annual license fee. (NRS 637A.200, 637A.210)

This bill reduces the period during which the person may have the expired license renewed without an examination from 5 years to [1 year.] 3 years.

THE PEOPLE OF THE STATE OF NEVADA, REPRESENTED IN
SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

Section 1. NRS 637A.200 is hereby amended to read as follows:

637A.200 1. Licenses expire on June 30 next following the date of issuance.

2. A licensee may have his license renewed for 1 year beginning on July 1, by:

- (a) Showing that he has fulfilled any requirements established by the Board for continuing education;
- (b) Paying the annual license fee; and
- (c) Submitting all information required to complete the renewal.

3. A licensee who fails to pay the annual license fee or submit all information required to complete the renewal may have his license renewed without *an* examination within ~~{5 years}~~ ~~{1 year}~~ 3 years after the date of expiration by:

- (a) Complying with the requirements of subsection 2; and
- (b) Paying the lapsed renewal fee in addition to the annual license fee.

Sec. 2. NRS 637A.210 is hereby amended to read as follows:

637A.210 The Board shall charge fees which must not ~~{be greater than}~~ *exceed* the following:

For a license as a hearing aid specialist:

Application fee.....	\$250
Examination fee	200
Initial license fee	100
Annual license fee.....	200
Duplicate license fee	20
Inactive status fee.....	100

For a license as an apprentice to a hearing aid specialist:

Application fee.....	\$250
Annual license fee.....	100
Inactive status fee.....	100

For all licenses issued by the Board:

Lapsed renewal fee {per year for each year, or fraction thereof, that the annual license fee has not been paid}	\$100
Reinstatement fee.....	100

Sec. 3. This act becomes effective on July 1, 2007.

Assemblyman Conklin moved the adoption of the amendment.

Remarks by Assemblyman Conklin.

Amendment adopted.

Bill ordered reprinted, engrossed and to third reading.

Assembly Bill No. 134.

Bill read second time.

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

Amendment No. 54.

AN ACT relating to veterans; requiring the Executive Director for Veterans' Services to prepare, maintain and make available for public inspection a register that includes the names of the veterans interred in each cemetery in this State; requiring the Executive Director to provide flags of the United States to certain persons and civic organizations for placement on the graves of veterans on certain holidays; requiring the Executive Director to provide a flag of the United States to each resident of a veterans' home in this State to commemorate certain holidays; *making an appropriation*; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

The Office of Veterans' Services provides various services to persons serving in the Armed Forces of the United States and veterans and their families. (Chapter 417 of NRS) **Section 2** of this bill requires the Executive Director for Veterans' Services to prepare, maintain and make available for public inspection a register that includes the names of the veterans interred in the cemeteries in this State. **Section 3** of this bill requires the Executive Director to provide, without charge, flags of the United States to certain persons and civic organizations for placement on the graves of veterans on certain holidays. This bill also requires the Executive Director each year to provide a flag of the United States to each resident of a veterans' home in this State to commemorate certain holidays. *Section 4 of this bill appropriates \$15,000 to the Office of Veterans' Services to provide the flags.*

THE PEOPLE OF THE STATE OF NEVADA, REPRESENTED IN
SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

Section 1. Chapter 417 of NRS is hereby amended by adding thereto the provisions set forth as sections 2 and 3 of this act.

Sec. 2. *The Executive Director shall prepare, maintain and make available for public inspection a register that includes the names of the veterans interred in the veterans' cemetery in northern Nevada, the veterans' cemetery in southern Nevada and all other public and private cemeteries in this State. The register must include the number of veterans interred in each cemetery in this State and, if known, the date of interment of each veteran.*

Sec. 3. 1. *The Executive Director shall, upon the request of the owner or operator of a cemetery in this State or a civic organization recognized by the Executive Director, provide a sufficient number of flags of the United States for placement on the graves of veterans interred in the cemetery to commemorate Memorial Day, Flag Day, Independence Day and Veterans' Day. The flags must be of a size suitable for placement on a grave and provided without charge.*

2. *Each year, on or before Memorial Day, Flag Day, Independence Day and Veterans' Day, the Executive Director shall, without charge,*

provide to each resident of a veterans' home in this State a flag of the United States of an appropriate size for use in commemorating those holidays.

3. The flags the Executive Director is required to provide pursuant to this section must be manufactured in the United States.

Sec. 4. 1. There is hereby appropriated from the State General Fund to the Office of Veterans' Services to carry out the provisions of section 3 of this act:

For the Fiscal Year 2007-2008	\$7,500
For the Fiscal Year 2008-2009	\$7,500

2. The sums appropriated by subsection 1 are available for either fiscal year. Any remaining balance of those sums must not be committed for expenditure after June 30, 2009, by the entity to which the appropriation is made or any entity to which money from the appropriation is granted or otherwise transferred in any manner, and any portion of the appropriated money remaining must not be spent for any purpose after September 18, 2009, by either the entity to which the money was appropriated or the entity to which the money was subsequently granted or transferred, and must be reverted to the State General Fund on or before September 18, 2009.

Assemblywoman Womack moved the adoption of the amendment.

Remarks by Assemblywoman Womack.

Amendment adopted.

Bill ordered reprinted, engrossed and to third reading.

Assembly Bill No. 152.

Bill read second time and ordered to third reading.

Assembly Bill No. 192.

Bill read second time and ordered to third reading.

REMARKS FROM THE FLOOR

Assemblyman Ocegüera requested that the following proclamation be entered in the Journal.

PROCLAMATION OF THE NEVADA STATE ASSEMBLY

WHEREAS, Deanna Jensen was born in Elko and raised in Clover Valley on a cattle ranch. She graduated from Wells High School and eventually earned a master's degree in speech pathology-audiology at the University of Nevada, Reno; and

WHEREAS, Deanna Jensen passed away on January 7, 2007, after a long but heroic battle with breast cancer; and

WHEREAS, Deanna was a tireless activist for breast cancer research. For example, Deanna worked with United States Senator Harry Reid on the Breast Cancer and Environmental Research Act, bipartisan legislation that proposes a national strategy to study the links between the environment and breast cancer; and

WHEREAS, The American Cancer Society estimates that a woman in the United States has a 1 in 7 chance of developing invasive breast cancer during her lifetime—this risk was 1 in 11 in 1975; and

WHEREAS, All women are at risk of developing breast cancer. About 90 percent of women who are diagnosed with breast cancer do not have a family history of the disease; and

WHEREAS, Approximately three million women in the U.S. are currently living with breast cancer—two million who have been diagnosed and an estimated one million who do not yet know they have the disease; now, therefore, be it

PROCLAIMED, That Deanna Jensen was a loving wife and mother, a cherished friend, and a respected member of the community; and be it further

PROCLAIMED, That Deanna Jensen used her own battle with breast cancer to better the lives of those faced with this devastating disease.

DATED this 21st day of March, 2007.

Ty Cobb,
Nevada State Assemblyman

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

ASSEMBLYMAN COBB:

For those who knew Deanna Jensen, they knew she was an incredibly wonderful woman. They knew that she was outgoing, caring, and she was a wonderful friend and loving person. In fact, she was a good friend of both my wife and me. When she passed away, we felt the need to write in the note that we sent to her husband, Don, a thank you to him for allowing us to spend time with her and get to know her and to share her life with us, especially because he knew how precious time was and he was still willing to do that.

Obviously, we are not the only people he shared Deanna with. Senator Reid was gracious enough to work with her on breast cancer issues, as did Senator Ensign. She spent a lot of time working on these issues, as the proclamation mentions, not because it was going to help her, but because she believed in the cause of helping other women who were stricken with this disease. She wanted to better their lives.

I would like to end by reading this line on the proclamation: “Deanna Jensen was most importantly a loving wife and mother, a cherished friend, and a respected member of the community.” Thank you.

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

We thank you for being with us today. We are proud to take a moment to honor Deanna and her activism and her work for all women so this disease can be eradicated. Our thoughts and prayers are with you all.

UNFINISHED BUSINESS

SIGNING OF BILLS AND RESOLUTIONS

There being no objections, the Speaker and Chief Clerk signed Senate Concurrent Resolutions Nos. 12 and 13.

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 Isaac Rodriguez and Gilbert Brenneman.

On request of Assemblyman Atkinson, the privilege of the floor of the Assembly Chamber for this day was extended to Zach Trainor.

On request of Assemblyman Bobzien, the privilege of the floor of the Assembly Chamber for this day was extended to Amanda Wendland and Jason Williams.

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

On request of Assemblyman Cobb, the privilege of the floor of the Assembly Chamber for this day was extended to Jill Jensen, Angie McEvers, Karyn Jensen, Don Jensen, Kurt Jensen and Ty Cobb, Sr.

On request of Assemblywoman Gansert, the privilege of the floor of the Assembly Chamber for this day was extended to Noah Conrath and Bernadette Maaka.

On request of Assemblyman Goedhart, the privilege of the floor of the Assembly Chamber for this day was extended to Eric Goedhart, Amos DeGroot, Ted DeGroot, Leonard Goedhart, and Curt Strelman.

On request of Assemblyman Grady, the privilege of the floor of the Assembly Chamber for this day was extended to Marc Tinajero.

On request of Assemblyman Kihuen, the privilege of the floor of the Assembly Chamber for this day was extended to Josh Jones.

On request of Assemblywoman Leslie, the privilege of the floor of the Assembly Chamber for this day was extended to Jake Harvey and Bryan Martinez.

On request of Assemblyman Mabey, the privilege of the floor of the Assembly Chamber for this day was extended to David Roberts, Michael Roberts, Mallory Levins, and Courtney Roberts.

On request of Assemblyman Marvel, the privilege of the floor of the Assembly Chamber for this day was extended to Preston Adamson, Anthony Arreygue, and Adam Brayton.

On request of Assemblyman Oceguera, the privilege of the floor of the Assembly Chamber for this day was extended to the following members of the Nevada National Guard Honor Guard: Curtis Terry, Helena Schroeder, Douglas Larson, and Rafael Chelli; Eileen Montgomery.

On request of Assemblyman Ohrenschall, the privilege of the floor of the Assembly Chamber for this day was extended to Pam Levins, Bill Roberts, Burke Levins, Reese Levins, Bill Roberts, Susan Roberts, Terry Lesney, Lauren Morell, Donna Morell, Ron Acquistapace, and Margot Acquistapace.

On request of Assemblywoman Parnell, the privilege of the floor of the Assembly Chamber for this day was extended to Crystal Soderman,

Karen Fleischmann, Adam Nicely, Jeff Nash, Leigh Berdrow, and Alex Bautista.

On request of Assemblywoman Smith, the privilege of the floor of the Assembly Chamber for this day was extended to Tom Howard, Jessie Gregg, and Roberto Garcia.

On request of Assemblyman Stewart, the privilege of the floor of the Assembly Chamber for this day was extended to Christy Flynn, John Flynn, Joyce Flynn, Roberta Stewart, Sandy Stewart, and Major General Cynthia Kirkland.

Assemblyman Ocegüera moved that the Assembly adjourn until Thursday, March 22, 2007, at 11 a.m. and that it do so in honor of all of Nevada's fallen soldiers.

Motion carried.

Assembly adjourned at 12:47 p.m.

Approved:

BARBARA E. BUCKLEY
Speaker of the Assembly

Attest: SUSAN FURLONG REIL

Chief Clerk of the Assembly