

THE FIFTY-SECOND DAY

CARSON CITY (Wednesday), March 28, 2007

Assembly called to order at 11:03 a.m.

Madam Speaker presiding.

Roll called.

All present except Assemblyman Mortenson, who was excused.

Prayer by the Chaplain, Reverend Peggy Locke.

O Most High, Your mercies are new every morning. You love with an everlasting love. Thank You for this day and Your wonderful faithfulness. May we be wise in the way we act towards outsiders, making the most of every opportunity. May our conversation be full of grace. May we be a blessing today and treat others how we want to be treated. May we live in harmony, be sympathetic, love as brothers and sisters. May we be compassionate and humble. May Your light shine through us as we serve the people in our communities.

AMEN.

Pledge of allegiance to the Flag.

Special musical rendition by Al Seeliger Elementary School Singers, under the direction of Ms. Mary Law.

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 Education, to which was referred Assembly Bill No. 484, has had the same under consideration, and begs leave to report the same back with the recommendation: Do pass.

BONNIE PARNELL, *Chair*

Madam Speaker:

Your Committee on Judiciary, to which was referred Assembly Bill No. 179, has had the same under consideration, and begs leave to report the same back with the recommendation: Do pass.

BERNIE ANDERSON, *Chair*

Madam Speaker:

Your Committee on Ways and Means, to which was referred Assembly Bill No. 153, has had the same under consideration, and begs leave to report the same back with the recommendation: Do pass.

MORSE ARBERRY JR., *Chair*

Madam Speaker:

Your Concurrent Committee on Ways and Means, to which was referred Assembly Bill No. 22, has had the same under consideration, and begs leave to report the same back with the recommendation: Do pass.

MORSE ARBERRY JR., *Chair*

MESSAGES FROM THE SENATE

SENATE CHAMBER, Carson City, March 26, 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. 3.

SHERRY RODRIGUEZ
Assistant Secretary of the Senate

SENATE CHAMBER, Carson City, March 27, 2007

To the Honorable the Assembly:

I have the honor to inform your honorable body that the Senate on this day adopted Assembly Concurrent Resolution No. 12.

SHERRY RODRIGUEZ
Assistant Secretary of the Senate

MOTIONS, RESOLUTIONS AND NOTICES

By Assemblymen Settlemeyer, 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, McClain, Mortenson, Munford, Ocegüera, Ohrenschall, Parks, Parnell, Pierce, Segerblom, Smith, Stewart, Weber, and Womack; Senators McGinness, Amodei, Beers, Care, Carlton, Cegavske, Coffin, Hardy, Heck, Horsford, Lee, Mathews, Nolan, Raggio, Rhoads, Schneider, Titus, Townsend, Washington, Wiener, and Woodhouse:

Assembly Concurrent Resolution No. 17—Designating March 28, 2007, as Kick Butts Day in Nevada.

WHEREAS, The youth of Nevada are concerned about their futures and believe substance abuse, including alcohol, tobacco, and prescription and illegal drugs, is one of the most critical problems facing the families and communities in this State; and

WHEREAS, Substance abuse is linked to crime, domestic violence, child abuse and neglect, the breakdown of families, homelessness, decreased performance at school and work, and an increase in health care costs; and

WHEREAS, Nationally, more than half of young people have tried illegal drugs by the time they graduate from high school, and three million adolescents between 14 and 17 years of age have an alcohol problem; and

WHEREAS, Statistics show that, among the youth of Nevada, 52 percent have tried cigarettes, 74.1 percent have tried alcohol, 39.3 percent have used marijuana and 11.1 percent have used methamphetamine by the time they have finished high school; and

WHEREAS, Research indicates that young people who avoid the early use of alcohol, tobacco and marijuana are less likely to engage in other harmful behaviors such as crime, delinquency and the use of other illegal drugs; and

WHEREAS, With early intervention and increased funding for education and for outreach programs, substance abuse is a preventable disease, and according to Daphne Bugental, a psychology professor at the University of California, Santa Barbara, for “every dollar invested in prevention, there is a cost savings of four dollars to public agencies later on”; now, therefore, be it

RESOLVED BY THE ASSEMBLY OF THE STATE OF NEVADA, THE SENATE CONCURRING, That the members of the Nevada Legislature are proud that the youth of Nevada are speaking out and taking action to be part of the solution to end substance abuse in their community and in this State; and be it further

RESOLVED, That the Nevada Legislature recognizes March 28, 2007, as Kick Butts Day in Nevada, a program which encourages youth to abstain from the use of tobacco; and be it further

RESOLVED, That the Chief Clerk of the Assembly prepare and transmit a copy of this resolution to the State Board of Health and the State Board of Education.

Assemblyman Settlemeyer moved the adoption of the resolution.

Remarks by Assemblyman Settlemeyer.

Resolution adopted.

Assemblyman Settlemeyer moved that all rules be suspended and that Assembly Concurrent Resolution No. 17 be immediately transmitted to the Senate.

Motion carried.

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

Assembly in recess at 11:19 a.m.

ASSEMBLY IN SESSION

At 11:20 a.m.

Madam Speaker presiding.

Quorum present.

Senate Concurrent Resolution No. 3.

Assemblyman Oceguela moved that the resolution be referred to the Committee on Natural Resources, Agriculture, and Mining.

Motion carried.

Assemblyman Oceguela moved that Senate Bill No. 66 be taken from the Second Reading File and rereferred to the Committee on Ways and Means.

Motion carried.

Assemblyman Oceguela moved that Assembly Joint Resolution No. 2 be taken from the General File and rereferred to the Committee on Elections, Procedures, Ethics, and Constitutional Amendments.

Motion carried.

SECOND READING AND AMENDMENT

Assembly Bill No. 34.

Bill read second time and ordered to third reading.

Assembly Bill No. 100.

Bill read second time and ordered to third reading.

Assembly Bill No. 113.

Bill read second time and ordered to third reading.

Assembly Bill No. 217.

Bill read second time and ordered to third reading.

Assembly Bill No. 228.

Bill read second time and ordered to third reading.

Assembly Bill No. 286.

Bill read second time and ordered to third reading.

Assembly Bill No. 423.

Bill read second time and ordered to third reading.

Senate Bill No. 47.

Bill read second time and ordered to third reading.

GENERAL FILE AND THIRD READING

Assembly Bill No. 27.

Bill read third time.

Remarks by Assemblyman Conklin.

Roll call on Assembly Bill No. 27:

YEAS—41.

NAYS—None.

EXCUSED—Mortenson.

Assembly Bill No. 27 having received a constitutional majority,
Madam Speaker declared it passed, as amended.

Bill ordered transmitted to the Senate.

Assembly Bill No. 35.

Bill read third time.

Remarks by Assemblyman Conklin.

Roll call on Assembly Bill No. 35:

YEAS—41.

NAYS—None.

EXCUSED—Mortenson.

Assembly Bill No. 35 having received a constitutional majority,
Madam Speaker declared it passed, as amended.

Bill ordered transmitted to the Senate.

Assembly Bill No. 152.

Bill read third time.

Remarks by Assemblyman Anderson.

Roll call on Assembly Bill No. 152:

YEAS—41.

NAYS—None.

EXCUSED—Mortenson.

Assembly Bill No. 152 having received a constitutional majority,
Madam Speaker declared it passed.

Bill ordered transmitted to the Senate.

Assembly Bill No. 192.

Bill read third time.

Remarks by Assemblyman Horne.

Roll call on Assembly Bill No. 192:

YEAS—41.

NAYS—None.

EXCUSED—Mortenson.

Assembly Bill No. 192 having received a constitutional majority,
Madam Speaker declared it passed.

Bill ordered transmitted to the Senate.

Assembly Bill No. 220.

Bill read third time.

Remarks by Assemblyman Atkinson.

Roll call on Assembly Bill No. 220:

YEAS—41.

NAYS—None.

EXCUSED—Mortenson.

Assembly Bill No. 220 having received a constitutional majority,
Madam Speaker declared it passed.

Bill ordered transmitted to the Senate.

Assembly Bill No. 239.

Bill read third time.

Remarks by Assemblywomen Koivisto and Weber.

Roll call on Assembly Bill No. 239:

YEAS—41.

NAYS—None.

EXCUSED—Mortenson.

Assembly Bill No. 239 having received a constitutional majority,
Madam Speaker declared it passed.

Bill ordered transmitted to the Senate.

Assembly Bill No. 264.

Bill read third time.

Remarks by Assemblyman Atkinson.

Roll call on Assembly Bill No. 264:

YEAS—41.

NAYS—None.

EXCUSED—Mortenson.

Assembly Bill No. 264 having received a constitutional majority,
Madam Speaker declared it passed.

Bill ordered transmitted to the Senate.

Assembly Joint Resolution No. 6.

Resolution read third time.

Remarks by Assemblymen Atkinson and Beers.

Roll call on Assembly Joint Resolution No. 6:

YEAS—41.

NAYS—None.

EXCUSED—Mortenson.

Assembly Joint Resolution No. 6 having received a constitutional majority, Madam Speaker declared it passed.

Resolution ordered transmitted to the Senate.

Senate Bill No. 28.

Bill read third time.

Remarks by Assemblymen Stewart and Kirkpatrick.

Roll call on Senate Bill No. 28:

Yeas—41.

Nays—None.

Excused—Mortenson.

Senate Bill No. 28 having received a constitutional majority, Madam Speaker declared it passed.

Bill ordered transmitted to the Senate.

MOTIONS, RESOLUTIONS AND NOTICES

Assemblyman Ocegueda moved that Senate Joint Resolution No. 1 be taken from the General File and placed on the Chief Clerk's desk.

Motion carried.

UNFINISHED BUSINESS

SIGNING OF BILLS AND RESOLUTIONS

There being no objections, the Speaker and Chief Clerk signed Assembly Bills Nos. 66, 199; Assembly Concurrent Resolution No. 15; Senate Concurrent Resolution No. 16.

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Assemblywoman Buckley, the privilege of the floor of the Assembly Chamber for this day was extended to the following students of Al Seeliger Elementary School: Andrea Baracosa, Joanna Berlinska, Becky Breuer, Lizzie Hansen, Marina Holcomb, Jennifer Huckabay, Elise Porter, Mariah Whitcome, Emma Baglin, Daniel Cihigoyenette, Allyson Doddridge, Abbey Dudley, Erica Gallegos, Bailey Griffin, Lindsay Hettrick, Krista Hilderbrand, Kayla Kennison, Jake Landes, Tia Leonard, Kyra Mammen, Michelle Nye, Mykelti O'Brien, Jody Ostrander, Alecia Quellette, Gina Peacock, Michelle Perry, Lacey Peternell, Katelynn Roll, Emily Sanchez, Alisha Struble, Josie Veneziano, Henry Wilson, Bailie Zuber, Daniel Dudley, Kyle Hettrick, Karsen Law, Liam O'Brien; teacher Mary Law; and Heather Branigan.

On request of Assemblywoman Gansert, the privilege of the floor of the Assembly Chamber for this day was extended to Lindsay Ginter.

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

On request of Assemblywoman Kirkpatrick, the privilege of the floor of the Assembly Chamber for this day was extended to Rebecca Schweigert and Emily Allison.

On request of Assemblywoman McClain, the privilege of the floor of the Assembly Chamber for this day was extended to Pat Wenger.

On request of Assemblywoman Parnell, the privilege of the floor of the Assembly Chamber for this day was extended to the following members of the Carson City Democratic Women's Club: Jackie Briggs, Donna Curtis, Debbie Fry, LaVonne Frost, Nancy Gammie, Sally Layer, Marty McGarry, Margaret Mello, Linda Pedro, Vivian Pickett, Karen Priest, Janet Riggs, Cathy Madsen, Kim Burke, and Carlos Rios.

On request of Assemblyman Settlemeyer, the privilege of the floor of the Assembly Chamber for this day was extended to the following members of Students Taking on Prevention: Alexandra Whalen, Michael Magno, Cassandra Lopez, Allie Ezell, Jonathan Gilkerson, Matthew Gilkerson, Cody Tinker, Brandi Graves, Zaina Awali, Tyler Brindle, Unique Davis, Trisha Eberly, Cassie Jameson, Mandee Pope, Brittany Toothman, Ally Boss, Mary Coker, Nicole Chavez, Natalie Dunleavy, Janael Gamberg, Cailin Killian, Melissa Nunez, Alexandria Shek, Tyler Chavez, Catherine Florence, Matt Garren, Houston Gastelum, Garrett McGeein, Minneah Holdridge, Joanna Melara, Reed Mitchell, Richard Neubauer, Teddy Williams, Katie Nicholson, Kim Burke, Brittany Crawford, Carlos Rios, Katie Mandoki, Antonio Gudino, Ashley LaFountain, Mel Puentes, Dalia Perez, Justine Crim, Jessica Drinkwine, Lauren Eissingner, Andrea Harris, Jake Sells, Vicki Theriault, Rebecca Trute, Susie White, Nicole Chavez, Jessica Adams, Brigitte Bliss, Natalie Brady, Zak Brady, Jessica Edmonds, Shelby Eisele, Estefany Gonzalez, Rose Lambino, Clare Mason, Kylie Mosely, Becca Neuffer, Adriana Romanowitz, Jacob Swisher, Sharae Townsend, Heather Van Cleave, Tony Gonzalez, Jennifer Melara, Daniel Montes, Virginia Cerventes, Martin Eduardo, Laura Silva, Ricardo Romero, Ricardo Cruz, Chris Hernandez, Nohema Sanchez, Daniel Calderon, and Kansas Clark.

On request of Assemblywoman Smith, the privilege of the floor of the Assembly Chamber for this day was extended to the following student from Washoe High School: Chuck Ross; the following students from Sparks High School: Kiel Stricker, Juan Lara, Shayla Johnson, Janet Ayala, Lupe Lopez, Armando Silva, Tailor Hunt, Joe Puccinelli, Alexandra Perez, Jacklyn Cerny, Tessa Teigert, and Tracy Rodriguez.

On request of Assemblyman Stewart, the privilege of the floor of the Assembly Chamber for this day was extended to Fred Maryanski.

Assemblyman Ocegüera moved that the Assembly adjourn until Thursday, March 29, 2007, at 11 a.m.

Motion carried.

Assembly adjourned at 11:52 a.m.

Approved:

BARBARA E. BUCKLEY
Speaker of the Assembly

Attest: SUSAN FURLONG REIL
Chief Clerk of the Assembly