

THE FIFTY-SEVENTH DAY

CARSON CITY (Monday), April 2, 2007

Assembly called to order at 11:16 a.m.

Madam Speaker presiding.

Roll called.

All present except Assemblyman Mortenson, who was excused.

Prayer by the Chaplain, Dr. Ken Haskins.

O Lord, our Lord, how majestic is Your Name in all the earth. We marvel at the work of Your hands: the star-filled sky, the snow-capped mountains, the mighty oceans, the painted deserts, the whisper of the brook, the glow of the sunset, the fragrance of the gardenia and the robin's song! O Lord, bless the work of Your hands this day. May our efforts enrich the lives of those whom we serve.

AMEN.

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 Elections, Procedures, Ethics, and Constitutional Amendments, to which was referred Assembly Bill No. 505, has had the same under consideration, and begs leave to report the same back with the recommendation: Do pass.

ELLEN KOIVISTO, *Chair*

Madam Speaker:

Your Committee on Judiciary, to which were referred Assembly Bills Nos. 18, 92, 112, 127, 364, has had the same under consideration, and begs leave to report the same back with the recommendation: Do pass.

Also, your Committee on Judiciary, to which was referred Assembly Bill No. 482, 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 Concurrent Committee on Judiciary, to which was referred Assembly Bill No. 246, 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 Transportation, to which were referred Assembly Bills Nos. 297, 374, has had the same under consideration, and begs leave to report the same back with the recommendation: Do pass.

KELVIN ATKINSON, *Chair*

Madam Speaker:

Your Committee on Ways and Means, to which was referred Assembly Bill No. 555, has had the same under consideration, and begs leave to report the same back with the recommendation: Do pass.

Also, your Committee on Ways and Means, to which was rereferred Assembly Bill No. 5, 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. 30, has had the same under consideration, and begs leave to report the same back with the recommendation: Do pass.

MORSE ARBERRY JR., *Chair*

MOTIONS, RESOLUTIONS AND NOTICES

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

Assembly Concurrent Resolution No. 18—Celebrating the 95th anniversary of Girl Scouts in the United States and the 75th anniversary of Girl Scouts in Nevada.

WHEREAS, For nearly a century, the Girl Scout movement has played a pivotal role in America's history with a focus on developing young women with the necessary skills to be leaders who make a difference in their world, and this initial vision was that of founder Juliette Gordon Low, when she gathered 18 girls to form the first Girl Scout troop in Savannah, Georgia, on March 12, 1912; and

WHEREAS, Throughout history, the Girl Scouts have assumed leadership roles in their community, and today, with 3.6 million members and over 55 million alumnae throughout the United States, the Girl Scouts continue to develop girls' leadership skills and prepare them for their futures as successful women; and

WHEREAS, Girl Scout alumnae now represent 70 percent of women serving in Congress, 64 percent of women listed in *Who's Who in America* and 53 percent of women who are business owners; and

WHEREAS, The Girl Scout program is available to all girls from 5 to 17 years of age and is based on the Girl Scout Promise and Law and four fundamental goals that encourage girls to develop their full potential, relate to others with increasing understanding, skill and respect, develop a meaningful set of values to guide their actions and to provide for sound decision making, and contribute to the improvement of society through the use of their abilities and leadership skills, while working in cooperation with others; and

WHEREAS, As the Girl Scouts of America are celebrating 95 years as the premier leadership organization for girls, the Girl Scouts of Frontier Council, an organization which develops and manages Girl Scouting in central and southern Nevada, is celebrating the 75th anniversary of the formation of the first Girl Scout troop in Nevada on April 14, 1932, in Boulder City with 22 girls; now, therefore, be it

RESOLVED BY THE ASSEMBLY OF THE STATE OF NEVADA, THE SENATE CONCURRING, That the members of the 74th Session of the Nevada Legislature hereby

congratulate all Girl Scouts as they begin a year-long celebration of their 95th anniversary by participating in community service activities and performing good deeds of their choosing to carry out the theme of this historic occasion, “Make the World a Better Place”; and be it further

RESOLVED, That the Nevada Legislature also congratulates the members of the Girl Scouts of Frontier Council as they celebrate 75 years of Girl Scouting in central and southern Nevada and commends the Council for their role in developing the leaders of tomorrow; and be it further

RESOLVED, That the Chief Clerk of the Assembly prepare and transmit a copy of this resolution to Christine Smith, President of the Girl Scouts of Frontier Council, and Patricia Miller, CEO/Executive Director of the Girl Scouts of Frontier Council.

Assemblywoman Kirkpatrick moved the adoption of the resolution.

Remarks by Assemblymen Kirkpatrick, Allen, Leslie, Carpenter, and Weber.

Resolution adopted.

Assemblywoman Kirkpatrick moved that all rules be suspended and that Assembly Concurrent Resolution No. 18 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 11:31 a.m.

ASSEMBLY IN SESSION

At 11:32 a.m.

Madam Speaker presiding.

Quorum present.

By the Committee on Elections, Procedures, Ethics, and Constitutional Amendments:

Assembly Resolution No. 8—Providing for the appointment of additional attachés for the Assembly.

RESOLVED BY THE ASSEMBLY OF THE STATE OF NEVADA, That Brooke Bishop and Christina van Fosson are elected as additional attachés of the Assembly for the 74th Session of the Nevada Legislature.

Assemblywoman Koivisto moved the adoption of the resolution.

Remarks by Assemblywoman Koivisto.

Resolution adopted.

MESSAGES FROM THE SENATE

SENATE CHAMBER, Carson City, April 2, 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. 19.

SHERRY RODRIGUEZ
Assistant Secretary of the Senate

MOTIONS, RESOLUTIONS AND NOTICES

Senate Concurrent Resolution No. 19.

Assemblywoman Parnell moved the adoption of the resolution.

Remarks by Assemblymen Parnell and Anderson.

Resolution adopted.

INTRODUCTION, FIRST READING AND REFERENCE

By the Committee on Ways and Means:

Assembly Bill No. 607—AN ACT relating to capital improvement projects; revising a condition of the use of previously allocated money by the State Public Works Board; approving a change in scope to a capital improvement project; approving the use of the construction manager at risk management to expedite completion of the project; and providing other matters properly relating thereto.

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

Motion carried.

SECOND READING AND AMENDMENT

Assembly Bill No. 306.

Bill read second time and ordered to third reading.

Assembly Bill No. 397.

Bill read second time and ordered to third reading.

MESSAGES FROM THE SENATE

SENATE CHAMBER, Carson City, April 2, 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. 20.

SHERRY RODRIGUEZ

Assistant Secretary of the Senate

MOTIONS, RESOLUTIONS AND NOTICES

Senate Concurrent Resolution No. 20.

Assemblywoman Parnell moved the adoption of the resolution.

Remarks by Assemblywoman Parnell.

Resolution adopted.

MOTIONS, RESOLUTIONS AND NOTICES

Assemblyman Ocegüera moved that Assembly Bill No. 484 be taken from the General File and rereferred to the Committee on Ways and Means.

Motion carried.

Assemblyman Ocegüera moved that Assembly Bill No. 228 be taken from the Chief Clerk's desk and placed at the bottom of the General File.

Motion carried.

Assemblyman Ocegüera moved that Assembly Bills Nos. 22, 153, 179, and 228 be taken from the General File and placed on the General File for the next legislative day.

Motion carried.

REMARKS FROM THE FLOOR

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

ASSEMBLYMAN BEERS:

This is spring break so we have some students with us, but we also have a teacher of one of those students—me. She also happens to be a published writer, an award-winning quilter, spinner, and textile artist. She was a Girl Scout and still considers herself to be a Girl Scout. Soon she will be graduating from UNLV at the top of her class and entering the world of teaching. She passed the PRAXIS test by achieving the highest score in the history of that test by 15 percent. I am a little emotional. Please welcome my wife Julie—my reason for living.

ASSEMBLYMAN MABEY:

I would like to introduce the boss. If you remember, last session I gave her the best supporting wife award during the session. I cannot think of any other award that I could give her but to tell her and everybody here and in the state of Nevada what a great woman I have and a great wife and to acknowledge her and tell her I love her. I would also like to introduce three of my children—two are at BYU and I wish they could be here—Sarah Marie, Camille, and Jacob, who was the honorary chairman of the Judiciary Committee. Hopefully he might get to do that. I would like to publicly thank them for letting me serve, and I am a grateful man for having such a wonderful family.

UNFINISHED BUSINESS

SIGNING OF BILLS AND RESOLUTIONS

There being no objections, the Speaker and Chief Clerk signed Assembly Bills Nos. 32 and 48; Assembly Joint Resolution No. 10 of the 73rd Session; Assembly Concurrent Resolution No. 17; Senate Bill No. 28.

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Assemblywoman Allen, the privilege of the floor of the Assembly Chamber for this day was extended to Lillian Stolar, Tamara Mitchell, and Meg Pearson.

On request of Assemblyman Atkinson, the privilege of the floor of the Assembly Chamber for this day was extended to Haley Atkinson, Briana Philippi, Megan Philippi, and Madeline Fitzgerald.

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

On request of Assemblyman Bobzien, the privilege of the floor of the Assembly Chamber for this day was extended to Sean Belcher.

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

On request of Assemblyman Denis, the privilege of the floor of the Assembly Chamber for this day was extended to Nichole Russell, Bryanna Raue, and Megan Domschot.

On request of Assemblywoman Gansert, the privilege of the floor of the Assembly Chamber for this day was extended to Laura Autry, Megan McGowan, Rachel Scroggins, Brian Scroggins, Jr. and Jonathan Scroggins.

On request of Assemblywoman Gerhardt, the privilege of the floor of the Assembly Chamber for this day was extended to Marisa Philippi, Stephanie Hetrick, and Heather Domschot.

On request of Assemblyman Goicoechea, the privilege of the floor of the Assembly Chamber for this day was extended to Julie Thornton, Tracy Harvego, and Nanette Raue.

On request of Assemblyman Grady, the privilege of the floor of the Assembly Chamber for this day was extended to Aelicia Perkins and Jaqueline Perkins.

On request of Assemblyman Hardy, the privilege of the floor of the Assembly Chamber for this day was extended to Eric Hawkins, Kaley Anderson, and Brent Reed.

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

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

On request of Assemblyman Mabey, the privilege of the floor of the Assembly Chamber for this day was extended to Camille Mabey, Jacob Mabey, Sarah Mabey, and Sheri Mabey.

On request of Assemblyman Manendo, the privilege of the floor of the Assembly Chamber for this day was extended to Katrina Carter and Katie White.

On request of Assemblywoman McClain, the privilege of the floor of the Assembly Chamber for this day was extended to Kirsten Watkins, Paula Decker, and Ashli Hatcher.

On request of Assemblyman Munford, the privilege of the floor of the Assembly Chamber for this day was extended to Angel Goodman and Rebecca Stolar.

On request of Assemblyman Oceguera, the privilege of the floor of the Assembly Chamber for this day was extended to Michael Lee and Myles Lee.

On request of Assemblyman Ohrenschall, the privilege of the floor of the Assembly Chamber for this day was extended to Megan Hernandez and Sarah Ramirez.

On request of Assemblywoman Parnell, the privilege of the floor of the Assembly Chamber for this day was extended to the following students from Bordewich-Bray Elementary School: Devon Ames, Dean Bradbury, Alex Cardenas, Kassidy Cox, Alvaro Delgado Reyes, Shaylena Flores, Cole Hanks, Fabiola Mata, Alex Pack, Raul Reyes Ruiz, Ramcez Rodriquez, Enrique Sanchez, China Scott, Makenzie St. Cyr, Anessa Williams, Miguel Casillas, Margaret Delarosa, Michael Dodd, James Fakkema, Eric Hickman, Cameron Locker, Adrian Maldonado, Jorge Reyes, Yesenia Soto-Gamez; teachers Nena Stucki and Alicia Klaich; chaperone Dan Klaich; Secretary of State Ross Miller, Judy Simpson, Destiny Carroll, Hannah Low, and Father Jerry Hanley.

On request of Assemblywoman Pierce, the privilege of the floor of the Assembly Chamber for this day was extended to Sarah Kirkpatrick, Tara Kirkpatrick, and Stephanie Reed.

On request of Assemblyman Segerblom, the privilege of the floor of the Assembly Chamber for this day was extended to Trudi Lytle, Allen Lytle, Desiree Ivkovish, and Trish Elliot.

On request of Assemblywoman Weber, the privilege of the floor of the Assembly Chamber for this day was extended to Samatha Benites, Shawna Owen, Ashley Smith, and Krisanne Ruiz.

On request of Assemblywoman Womack, the privilege of the floor of the Assembly Chamber for this day was extended to Allan Cingel and Alisha Cingel.

Assemblyman Oceguera moved that the Assembly adjourn until Tuesday, April 3, 2007, at 10:51 a.m.

Motion carried.

Assembly adjourned at 12:05 p.m.

Approved:

BARBARA E. BUCKLEY
Speaker of the Assembly

Attest: SUSAN FURLONG REIL

Chief Clerk of the Assembly