

**THE NINETY-SECOND DAY**

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CARSON CITY (Monday), May 7, 2007

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

Madam Speaker presiding.

Roll called.

All present.

Prayer by the Chaplain, Pastor Al Tilstra.

Today, grant to the members and officers of this body a sacred moment of quiet as they continue the duties of the day. Turn their thoughts to You and open their hearts to Your Spirit that they may have wisdom in their decisions, understanding in their thinking, love in their attitudes, and mercy in their judgments.

Let them not think when this prayer is said that their dependence upon You is over and forget Your counsels for the rest of the day. Rather, from these moments of heart-searching may there come such a sweetness of disposition that all know that You are in this place. From this holy interlude may there flow light and joy and power that will remain with them until night shall bring Your whispered benediction, "Well done, good and faithful servant." We ask these things in humbleness of heart.

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 Government Affairs, to which were referred Senate Bills Nos. 56, 81, 196, 269, 367, 369, 511, has had the same under consideration, and begs leave to report the same back with the recommendation: Do pass.

MARILYN K. KIRKPATRICK, *Chair*

*Madam Speaker:*

Your Committee on Health and Human Services, to which were referred Senate Joint Resolutions Nos. 6, 17, has had the same under consideration, and begs leave to report the same back with the recommendation: Do pass.

SHEILA LESLIE, *Chair*

*Madam Speaker:*

Your Committee on Judiciary, to which were referred Senate Bills Nos. 9, 31, 44, 46, 168, 519, 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 Taxation, to which was referred Senate Bill No. 154, has had the same under consideration, and begs leave to report the same back with the recommendation: Do pass.

KATHY MCCLAIN, *Chair*

*Madam Speaker:*

Your Committee on Transportation, to which was referred Senate Bill No. 417, 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 were referred Assembly Bills Nos. 196, 201; Senate Bills Nos. 336, 190 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. 484, 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 were rereferred Assembly Bills Nos. 115, 526, has had the same under consideration, and begs leave to report the same back with the recommendation: Do pass, as amended.

MORSE ARBERRY JR., *Chair*

#### MESSAGES FROM THE SENATE

SENATE CHAMBER, Carson City, May 3, 2007

*To the Honorable the Assembly:*

I have the honor to inform your honorable body that the Senate on this day passed Assembly Bills Nos. 58, 71, 264, 267, 282, 286, 294, 353, 380, 381, 423, 482, 534, 541, 552, 560, 575, 589.

Also, I have the honor to inform your honorable body that the Senate amended, and on this day passed, as amended, Assembly Bill No. 72, Amendment No. 649; Assembly Joint Resolution No. 6, Amendment No. 661, and respectfully requests your honorable body to concur in said amendments.

SHERRY L. RODRIGUEZ  
*Assistant Secretary of the Senate*

#### MOTIONS, RESOLUTIONS AND NOTICES

By Assemblymen Christensen, Allen, Anderson, Arberry, Atkinson, Beers, Bobzien, Buckley, Carpenter, 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, Settelmeyer, Smith, Stewart, Weber, and Womack; Senators Nolan, Amodei, Beers, Care, Carlton, Cegavske, Coffin, Hardy, Heck, Horsford, Lee, Mathews, McGinness, Raggio, Rhoads, Schneider, Titus, Townsend, Washington, Wiener, and Woodhouse:

Assembly Concurrent Resolution No. 25—Urging Nevadans to participate in activities concerning family preparedness in case of emergency.

WHEREAS, Every citizen in this country is part of a national emergency management system that is about protecting people and property from all types of hazards, yet citizens have a responsibility to protect themselves and their families by knowing what to do before, during and after an event; and

WHEREAS, When a disaster strikes, time is of the essence, and while local, state and federal governmental entities will be there to help, it is important that families are prepared to respond as well, whether to help themselves or others; and

WHEREAS, Not only should the residents of the State of Nevada be prepared to respond to natural disasters, such as earthquakes, flood, fires and extreme weather, they should be prepared in the case of acts of terrorism or technological hazards; and

WHEREAS, In a recent national survey conducted by the Ad Council, 91 percent of Americans agreed that taking some simple steps to prepare could help protect them and their families in the event of an emergency, but only 55 percent had taken at least one of the steps recommended to do so; and

WHEREAS, Such steps include knowing the hazards that affect your local area, developing appropriate family emergency plans and assembling a disaster supplies kit, and it is also recommended to learn the emergency plans of places you frequent, such as work and schools, and volunteer with local disaster response agencies; and

WHEREAS, It is also important to remember the more vulnerable during such emergencies, including children, the elderly, persons with disabilities and family pets; and

WHEREAS, There are numerous resources available to families to assist them in preparing for emergencies, including Nevada's Preparedness Plan, issued by the Nevada Commission on Homeland Security, as well as plans developed by the United States Department of Homeland Security, the Federal Emergency Management Agency and the American Red Cross; and

WHEREAS, It is important that all Nevadans take some time out of their busy lives to make use of these resources to ensure the safety of their families and pets and others in case of an emergency; now, therefore, be it

RESOLVED BY THE ASSEMBLY OF THE STATE OF NEVADA, THE SENATE CONCURRING, That the Nevada Legislature urges the citizens of this State to take some time with their families to identify the hazards in their local area, to develop a family emergency plan and to create an emergency supplies kit; and be it further

RESOLVED, That the Chief Clerk of the Assembly prepare and transmit a copy of this resolution to the Nevada Commission on Homeland Security, the State Emergency Response Commission, and both the Southern Nevada and Northern Nevada Chapters of the American Red Cross.

Assemblyman Christensen moved the adoption of the resolution.

Remarks by Assemblymen Christensen and Hardy.

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

ASSEMBLYMAN CHRISTENSEN:

Thank you, Madam Speaker. It is an honor to present this resolution. The genesis of this came from a day back in December when I was able to spend some time with the Commandant of the U.S. Coast Guard, Admiral Thad Allen. If you remember, in the Katrina disaster, he was the one who came in and was considered the savior of so many, especially after all the awful things that happened not only during the disaster itself but during the clean up, the rescue—everything. What stood out most in my mind is when he said, "Assemblyman, the amazing thing that I saw is that the American public is no longer prepared. They no longer take the time to prepare themselves or look after themselves in times of need or emergency." I just thought what a profound statement that was. I can see why. I look at our first responders. I look at how fast and effective they are and how well trained they are and at the resources they have. At the end of the day, when something bad happens, and you call 911, you get people showing up pretty quickly that are trained to take care of you. But what happens when something bad happens to the whole half of your valley? Or to all of Las Vegas or to an area that is along an entire mountain range? We only have so many first responders to go around.

I'm a true believer in the saying that, "When things start right, they go right." I thought from this time forward, looking at this entire legislative body, the executive branch, and everyone else that is charged with the responsibility of looking after the welfare of others, what we could all do—not just the first responders. Out of all us, all 63 legislators, how many public addresses do we make for school kids and in front of business groups and church groups and non-profit organizations? I thought of what kind of impact we could have if all of us incorporated to the degree that it made sense, some message of making an effort, a special effort, for parents to do the fire drills with their kids, for parents to figure out if their kids are at school, and if there's an earthquake, what's the plan to get their kids back? How can neighborhoods come together?

It all boils down to the preparedness plan. We are the mouthpiece. I was discussing all this with my wife and the first thing she did was go out and make a 72-hour emergency kit. Clark County recommends grabbing a trash can and filling it with water. If you had to grab it you could throw it in the back of your truck. My wife went out and got a bunch of backpacks and granola bars and water and all that. What I thought was interesting was that my backpack was filled with all of the water for the family of seven. It must have weighed 200 lbs. At least she responded. That's where it all starts. If we can carry this on, I think it would be a great benefit to all of our constituents and those we represent.

ASSEMBLYMAN HARDY:

Thank you, Madam Speaker. I rise in support of ACR 25. We went through a similar exercise in my family during what we call Family Home Evening. We got out backpacks for all eight of our children, as well as the water. A couple of years later we checked out our supplies and some creatures had beaten us to the punch. I would recommend as we prepare that we look at the Southern Nevada Health District recommendation to use the garbage can because things can't get in there. You may not want to have stale energy bars.

Recognizing that any disaster we have takes at least 72 hours before a government, whether it be local or federal, can swoop in and save us, we need to be up to date. I think that is a good family activity to do. Thank you.

Resolution adopted unanimously.

Assemblyman Christensen moved that all rules be suspended and that Assembly Concurrent Resolution No. 25 be immediately transmitted to the Senate.

Motion carried.

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

Assembly Concurrent Resolution No. 26—Memorializing Pastor Nathaniel Whitney, Sr.

WHEREAS, The members of the Nevada Legislature note with sadness the passing of Pastor Nathaniel Whitney, Sr., at the age of 80 on February 24, 2007; and

WHEREAS, Nathaniel Whitney was born in Tallulah, Louisiana, on June 23, 1926, the 12th of 14 children born to Reverend Dave and Lula Whitney; and

WHEREAS, Nathaniel Whitney, at the age of 18, enlisted in the United States Army in 1944, serving in both the European and Pacific Theaters of World War II, and was honorably discharged after serving 30 months; and

WHEREAS, Nathaniel Whitney married Carolyn Larry in 1948 and the couple were blessed with six children, and in 1951, the family moved to Las Vegas, where Nathaniel worked in construction and then at the Nevada Test Site for 26 years; and

WHEREAS, Nathaniel was united with the Carver Baptist Church, serving in several offices, including Deacon, and was ordained in 1955 by the late Reverend James Proby; and

WHEREAS, Pastor Whitney was called in 1965 to pastor the Evergreen Missionary Baptist Church in Las Vegas; and

WHEREAS, Carolyn Whitney passed away in 1978 after 30 years of marriage, and in 1985, Pastor Whitney married Loretta Graham, gaining seven additional children; and

WHEREAS, Pastor Whitney in 1986 led the Evergreen congregation to the new Greater Evergreen Missionary Baptist Church, where the congregation grew under his leadership, and from where he retired to a position as Pastor Emeritus; and

WHEREAS, Pastor Whitney was affiliated with the National Baptist Convention, the National Baptist Congress of Christian Education, the Pride of the West District Association, the Minister's Alliance, the Pilgrim Christian Society and the local chapter of the NAACP; and

WHEREAS, Pastor Whitney was memorialized on the floor of the United States House of Representatives, following his passing, by the Honorable Jon C. Porter; and

WHEREAS, Pastor Whitney leaves a legacy as a humble servant of his God and a dedicated and faithful servant to his country, the Las Vegas community and the Baptist community; now, therefore, be it

RESOLVED BY THE ASSEMBLY OF THE STATE OF NEVADA, THE SENATE CONCURRING, That sincere condolences are extended to the family and friends of Pastor Nathaniel Whitney, Sr.; and be it further

RESOLVED, That the members of the 74th Session of the Nevada Legislature do hereby honor Pastor Nathaniel Whitney, Sr., for his lifetime of generous service; and be it further

RESOLVED, That the Chief Clerk of the Assembly prepare and transmit a copy of this resolution to Loretta, the loving wife and partner of Pastor Nathaniel Whitney, Sr.

Assemblyman Munford moved the adoption of the resolution.

Remarks by Assemblyman Munford.

Assemblyman Munford requested that his remarks be entered in the Journal.

Thank you, Madam Speaker. For the past 30 years I have called Pastor Nathaniel Whitney, Sr. my friend. Anyone who met Pastor Whitney considered him a friend. He was kind and gentle, but also smart and curious about the world in which he lived. He longed to have this world be a better place. He accomplished this by not only attending to the spiritual needs of his parishioners for nearly 40 years but also serving as a role model for 13 children, 34 grandchildren, and 9 great-grandchildren.

He welcomed everyone into his congregation, including elected officials and political candidates. He believed in an open mind and an open door to bridge any differences that might divide his fellow man. I, for the one, feel blessed to have known Pastor Whitney. I hope the memories of this fine man will be cherished by his family, especially his wife Loretta and his other friends for many years. He truly was one of my friends. He received me well on many occasions when I was a candidate for office. He invited me in to speak to his entire congregation. It was very kind of him. I think my colleague from District 7 knew him quite well, also. Thank you.

Resolution adopted unanimously.

Assemblyman Munford moved that all rules be suspended and that Assembly Concurrent Resolution No. 26 be immediately transmitted to the Senate.

Motion carried.

By Assemblymen Conklin, Koivisto, Allen, Anderson, Arberry, Atkinson, Beers, Bobzien, Buckley, Carpenter, Christensen, Claborn, Cobb, Denis, Gansert, Gerhardt, Goedhart, Goicoechea, Grady, Hardy, Hogan, Horne, Kihuen, Kirkpatrick, Leslie, Mabey, Manendo, Marvel, McClain, Mortenson, Munford, Ocegüera, Ohrenschall, Parks, Parnell, Pierce, Segerblom, Settlemeyer, 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. 27—Congratulating the “High Rollers” Robotics Team of Cimarron-Memorial High School for winning the FIRST Robotics Competition Championship.

WHEREAS, The FIRST (For Inspiration and Recognition of Science and Technology) Robotics Competition Championship was held at the Georgia Dome in Atlanta, Georgia, on April 12, 13 and 14 of this year; and

WHEREAS, FIRST is a nonprofit charitable organization that offers innovative programs that encourage students to pursue opportunities in science, technology, engineering and mathematics; and

WHEREAS, More than 1,300 high school teams from the United States and six other nations, including Brazil, Canada, Israel, Mexico, the Netherlands and the United Kingdom, competed in various regional competitions to earn an invitation to the FIRST Robotics Competition Championship; and

WHEREAS, Teams of students were required to build robots from kits consisting of hundreds of parts; and

WHEREAS, This year’s game, called “Rack ‘N’ Roll” tested the students and the ability of their robots to hang inflated colored tubes on pegs configured in rows and columns on a 10-foot high center “rack” structure, to program a robotic vision system to navigate the robot and to lift other robots more than 4 feet off the floor; and

WHEREAS, The Cimarron-Memorial High School’s robotics team, known as the “High Rollers,” was part of a three-team alliance, including “Bobcat Robotics” of South Windsor High School from South Windsor, Connecticut, and “Gompei and the H.E.R.D.” of the Massachusetts Academy of Math and Science from Worcester, Massachusetts, that was awarded first place in the FIRST Robotics Competition Championship; now, therefore, be it

RESOLVED BY THE ASSEMBLY OF THE STATE OF NEVADA, THE SENATE CONCURRING, That the members of the Nevada Legislature hereby congratulate the “High Rollers” Robotics Team of Cimarron-Memorial High School for winning the FIRST Robotics Competition Championship; and be it further

RESOLVED, That the Chief Clerk of the Assembly prepare and transmit a copy of this resolution to Karen Stanley, Principal of Cimarron-Memorial High School, the Clark County School District Board of School Trustees and to each member of the “High Rollers” Robotics Team of Cimarron-Memorial High School.

Assemblyman Conklin moved the adoption of the resolution.

Remarks by Assemblymen Conklin and Kirkpatrick.

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

ASSEMBLYMAN CONKLIN:

Thank you, Madam Speaker. The “For Inspiration and Recognition of Science and Technology” Organization or FIRST Organization holds a robotics regional competition every year. It is a world competition in which a number of countries participate. This resolution states that over 1300 teams competed this year. Cimarron-Memorial High School, which resides in Assembly District 37, has been participating in this event since 2002. That is five years. In 2002, they placed 987th. Madam Speaker, in 2007, they placed first from around the world. I think this is an absolute, remarkable feat. I think it is something which should be encouraged by the state of Nevada and by all of us and all of our school districts.

I am incredibly, incredibly proud of the work we do, the work which our schools do, and, most of all, the work which our kids do when they go to competitions and represent the state of Nevada so well. I would urge passage.

ASSEMBLYWOMAN KIRKPATRICK:

I, too, rise in support of this ACR. I represent a couple of the students who actually went to the finals. They just wanted to send the word back that it was a once in a lifetime experience. They appreciate the recognition they are being given here today. Thank you.

Resolution adopted unanimously.

Assemblyman Conklin moved that all rules be suspended and that Assembly Concurrent Resolution No. 27 be immediately transmitted to the Senate.

Motion carried.

By Assemblymen Bobzien, Allen, Anderson, Arberry, Atkinson, Beers, 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, Oceguera, Ohrenschall, Parks, Parnell, Pierce, Segerblom, Settlemeyer, Smith, Stewart, Weber, and Womack; Senators Raggio, Amodei, Beers, Care, Carlton, Cegavske, Coffin, Hardy, Heck, Horsford, Lee, Mathews, McGinness, Nolan, Rhoads, Schneider, Titus, Townsend, Washington, Wiener, and Woodhouse:

Assembly Concurrent Resolution No. 28—Congratulating the Center for Basque Studies at the University of Nevada, Reno, on the occasion of its 40th anniversary.

WHEREAS, In 1967, the Center for Basque Studies, which at that time was called the Basque Studies Program, was established within the Desert Research Institute to investigate the role long played by Basque sheepherders as the key human factor in the ecology of the Great Basin and to encourage American scholarship concerning one of Europe's most fascinating peoples and their contribution to the ethnic heritage of the American West; and

WHEREAS, In 1972, the Basque Studies Program became part of the University of Nevada, Reno, where it was renamed the Center for Basque Studies in 2000 to more clearly reflect its research mission; and

WHEREAS, The Center for Basque Studies is a research center whose primary mission is to further Basque-related study by conducting, facilitating and publishing original Basque-related research in the humanities and social sciences, and whose success in this mission is evidenced by scholars affiliated with the Center having published works in migration and diaspora studies, anthropology, history, women's studies, cultural studies, literature, bibliography and lexicography; and

WHEREAS, The Center for Basque Studies, recognizing from the beginning that a world-class library is essential to its research mission, has continued to expand its collections from the initial 750 items obtained by the late Robert Laxalt from the personal library of a noted European scholar until the Basque Studies Library now includes over 50,000 volumes of published material as well as thousands of unpublished items, including diaries, letters, oral histories, photographs, musical recordings, Basque-language films, and even examples of tree trunks that carry the distinctive carvings of Basque sheepherders, all of which make the Basque Studies Library one of the best collections of Basque-related material in the world; and

WHEREAS, The Center for Basque Studies includes instruction as part of its mission and offers courses that allow undergraduates to minor in Basque studies and more mature scholars to earn the degree of doctor of philosophy at the University of Nevada, Reno, and in collaboration with other universities, conducts a program that enables students to study and live in the Basque Country of Europe; now, therefore, be it

RESOLVED BY THE ASSEMBLY OF THE STATE OF NEVADA, THE SENATE CONCURRING, That the members of the Nevada Legislature congratulate the Center for Basque Studies on the occasion of its 40th anniversary and also extend to the Center their wish that there be many more anniversaries to come; and be it further

RESOLVED, That the Chief Clerk of the Assembly prepare and transmit a copy of this resolution to Dr. Gloria P. Toticagüena, the Director of the Center for Basque Studies at the University of Nevada, Reno.

Assemblyman Bobzien moved the adoption of the resolution.

Remarks by Assemblymen Bobzien, Marvel, Goicoechea, Carpenter, and Anderson.

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

ASSEMBLYMAN BOBZIEN:

I first became aware of Basque culture when I moved to the west many years ago in Idaho. Since that time, in the travels that I have done in Idaho, Oregon, and Nevada, I have learned more about Basque culture and the impact that it has had on the Great Basin and specifically the progress that we have made in the west. I think it is just a wonderful opportunity to congratulate the center for the work they do on research on the Basque people, and I wish them 40 more years of great success.

ASSEMBLYMAN MARVEL:

It is a pleasure to support Assembly Concurrent Resolution 28. I have been around the Basque people all my life. As a matter of fact, my sister-in-law is Basque and a daughter-in-law is part Basque, and we have several very prominent Basque right in this chamber. The thing that I think is so important about the Basque people is that they are raised with integrity, industry, thrift, and they are smart businesspeople. I think that is evidenced by a couple of people we have here today—the Ascuaga family. I am delighted that they are here to participate in this resolution, and my hat is off to the Basque race. Thank you.

ASSEMBLYMAN GOICOECHEA:

I rise in support of Assembly Concurrent Resolution 28. I think at this point, I would really like to take my hat off to those people that did in fact recognize that there was a language and a culture being lost here in the United States. I am third-generation Basque. I was raised in a sheep camp, and I never really did get to the point where I was fluent in the Basque language. I can talk Spanish, but my dad and my grandfather both spoke Basque. In fact, my father only spoke Basque when he went to school so it was a hardship on him. He never did learn to talk Spanish and I never learned to talk Basque so between the two of us we had trouble communicating. At that particular time, during the late 1960s and 1970s, there was a transition, even in the people coming over from the Basque country. You have got to sit down and look at a Basque dictionary just once to understand how difficult it is to learn. I believe there are only 435 basic words in the language, but try and learn them. Again, my hat is off to those people who recognize how the culture and language are being lost, and for bringing that forward at UNR. Thank you.

ASSEMBLYMAN CARPENTER:

I rise in support of Assembly Concurrent Resolution 28. I was in the sheep business for many years—25 or 30—and during that time I had many Basque herders work for me. At one time, the university sent a gentleman out and he actually lived on my ranch and went with the herders for over a year. The Basques in my life have been very important part, and they were absolutely the hardest workers that I could possibly have. I think that it is great that the university is doing so much to continue the heritage and history of the Basque people. Thank you.

ASSEMBLYMAN ANDERSON:

I, too, rise in support of the resolution. I think of the many distinguished scholars that the University of Nevada has had who graced the campus—even when I was an undergraduate there. The Basque studies program was in its infancy, believe it or not, and just as I was leaving campus it was finally recognized. The Basque that I have had the pleasure of teaching with, people like Rose Orbide and others, whose dedication to teaching students and keeping Basque culture alive at every level of education throughout the state is symptomatic of the progress that has been made. I know the Ascuagas, who made a dramatic contribution to the community in which I live, their hard work is emblematic of the people that their roots and heritage is from. For that, I rise in support of the resolution.

Resolution adopted unanimously.



Assemblyman Bobzien moved that all rules be suspended and that Assembly Concurrent Resolution No. 28 be immediately transmitted to the Senate.

Motion carried.

Senate Concurrent Resolution No. 11.

Assemblyman Claborn moved the adoption of the resolution.

Remarks by Assemblyman Claborn.

Resolution adopted.

#### INTRODUCTION, FIRST READING AND REFERENCE

By the Committee on Ways and Means:

Assembly Bill No. 611—AN ACT making an appropriation to the Division of Health Care Financing and Policy of the Department of Health and Human Services for allocation to the Nevada Covering Kids and Families Coalition for outreach activities to identify and assist persons who are eligible for public programs of health care; and providing other matters properly relating thereto.

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

Motion carried.

#### SECOND READING AND AMENDMENT

Senate Bill No. 30.

Bill read second time and ordered to third reading.

Senate Bill No. 217.

Bill read second time and ordered to third reading.

Senate Bill No. 230.

Bill read second time and ordered to third reading.

Senate Bill No. 302.

Bill read second time and ordered to third reading.

Senate Bill No. 306.

Bill read second time and ordered to third reading.

Senate Bill No. 401.

Bill read second time and ordered to third reading.

Senate Joint Resolution No. 10.

Bill read second time and ordered to third reading.

Senate Joint Resolution No. 11.

Bill read second time and ordered to third reading.

Senate Joint Resolution No. 13.

Bill read second time and ordered to third reading.

MESSAGES FROM THE SENATE

SENATE CHAMBER, Carson City, May 7, 2007

*To the Honorable the Assembly:*

I have the honor to inform your honorable body that the Senate on this day adopted Senate Concurrent Resolutions Nos. 28 and 29.

SHERRY L. RODRIGUEZ  
*Assistant Secretary of the Senate*

MOTIONS, RESOLUTIONS AND NOTICES

Senate Concurrent Resolution No. 28.

Assemblywoman Allen moved the adoption of the resolution.

Remarks by Assemblywoman Allen.

Resolution adopted.

Senate Concurrent Resolution No. 29.

Assemblywoman Gansert moved the adoption of the resolution.

Remarks by Assemblywoman Gansert.

Resolution adopted.

GENERAL FILE AND THIRD READING

Assembly Bill No. 540.

Bill read third time.

Remarks by Assemblyman Grady.

Roll call on Assembly Bill No. 540:

YEAS—42.

NAYS—None.

Assembly Bill No. 540 having received a constitutional majority,

Madam Speaker declared it passed, as amended.

Bill ordered transmitted to the Senate.

Senate Bill No. 87.

Bill read third time.

Remarks by Assemblyman Ohrenschall.

Roll call on Senate Bill No. 87:

YEAS—42.

NAYS—None.

Senate Bill No. 87 having received a constitutional majority,

Madam Speaker declared it passed, as amended.

Bill ordered transmitted to the Senate.

Senate Bill No. 121.

Bill read third time.

Remarks by Assemblymen Gansert and Carpenter.

Roll call on Senate Bill No. 121:

YEAS—42.

NAYS—None.

Senate Bill No. 121 having received a constitutional majority,  
Madam Speaker declared it passed.

Bill ordered transmitted to the Senate.

Senate Bill No. 122.

Bill read third time.

Roll call on Senate Bill No. 122:

YEAS—42.

NAYS—None.

Senate Bill No. 122 having received a constitutional majority,  
Madam Speaker declared it passed.

Bill ordered transmitted to the Senate.

Senate Bill No. 150.

Bill read third time.

Remarks by Assemblywoman Gerhardt.

Roll call on Senate Bill No. 150:

YEAS—42.

NAYS—None.

Senate Bill No. 150 having received a constitutional majority,  
Madam Speaker declared it passed.

Bill ordered transmitted to the Senate.

Senate Bill No. 177.

Bill read third time.

Remarks by Assemblyman Ohrenschall.

Roll call on Senate Bill No. 177:

YEAS—41.

NAYS—Beers.

Senate Bill No. 177 having received a constitutional majority,  
Madam Speaker declared it passed.

Bill ordered transmitted to the Senate.

Senate Bill No. 208.

Bill read third time.

Remarks by Assemblyman Segerblom.

Roll call on Senate Bill No. 208:

YEAS—36.

NAYS—Allen, Carpenter, Christensen, Gansert, Ocegüera, Weber—6.

Senate Bill No. 208 having received a constitutional majority,  
Madam Speaker declared it passed.

Bill ordered transmitted to the Senate.

Senate Bill No. 220.

Bill read third time.

Remarks by Assemblywoman Gerhardt.

Roll call on Senate Bill No. 220:

YEAS—42.

NAYS—None.

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

Bill ordered transmitted to the Senate.

Senate Bill No. 294.

Bill read third time.

Remarks by Assemblymen Allen and Carpenter.

Roll call on Senate Bill No. 294:

YEAS—41.

NAYS—McClain.

Senate Bill No. 294 having received a constitutional majority, Madam Speaker declared it passed.

Bill ordered transmitted to the Senate.

Senate Bill No. 473.

Bill read third time.

Remarks by Assemblyman Manendo.

Roll call on Senate Bill No. 473:

YEAS—42.

NAYS—None.

Senate Bill No. 473 having received a constitutional majority, Madam Speaker declared it passed.

Bill ordered transmitted to the Senate.

Senate Joint Resolution No. 9.

Resolution read third time.

Remarks by Assemblyman Anderson.

Roll call on Senate Joint Resolution No. 9:

YEAS—42.

NAYS—None.

Senate Joint Resolution No. 9 having received a constitutional majority, Madam Speaker declared it passed.

Resolution ordered transmitted to the Senate.

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

Assembly in recess at 12:25 p.m.

#### ASSEMBLY IN SESSION

At 12:26 p.m.

Mr. Speaker Pro Tempore presiding.

Quorum present.

#### REMARKS FROM THE FLOOR

Assemblywoman Buckley moved that the following proclamation be entered in the Journal:

**PROCLAMATION OF THE NEVADA STATE ASSEMBLY**

WHEREAS, It is with great honor that the State of Nevada recognizes those who have made a profound, positive difference in their communities; and

WHEREAS, Since moving to Las Vegas in 1962, Helen Mortenson has been active in various organizations including the PTA, Cub Scouts, Nevada State Land and Trails Committee, Citizens for Active Management of Sunrise Mountain, Nordic Society, Nevada Archeological Association, League of Women Voters, University Library Society, and Nevada Recreational Land and Trails Committee; and

WHEREAS, Helen Mortenson is a tireless activist for Nevada archeology, paleontology, and natural resource preservation and was a founding member and past president of the Archaeo Nevada Society (ANS), whose mission is to preserve Nevada's antiquities, encourage the study of archaeology, and educate the public on the aims of archaeological research; and

WHEREAS, In an effort to preserve the vast federal public lands surrounding Las Vegas, Helen and other concerned Nevadans founded Outside Las Vegas; and

WHEREAS, Helen Mortenson has also served on numerous governmental bodies, including the Spring Valley Town Board and the Comprehensive Planning and Steering Committee for Clark County; and

WHEREAS, In recognition of her outstanding efforts to preserve Nevada's historical artifacts, Helen Mortenson has received a number of awards, including the prestigious American Heritage Historic Preservation Medal from the National Society of Daughters of the American Revolution; and

WHEREAS, Helen Mortenson is a kind-hearted, generous, intelligent, and humble woman who has positively touched the lives of many people; and

WHEREAS, Helen's family, friends, and peers are rightfully proud of her outstanding record of volunteer leadership and community spirit; now, therefore, be it

PROCLAIMED, That the members of the Nevada Assembly extend their sincere thanks to Helen Mortenson for her tireless efforts to preserve Nevada's antiquities and encourage the study of archaeology and paleontology in this state; and be it further

PROCLAIMED, That all Nevadans are urged to emulate the community spirit, dedication, and civic responsibility of Helen Mortenson; and be it further

PROCLAIMED, That the members of the Nevada Assembly extend best wishes to Helen Mortenson for her continued health, happiness, and success.

DATED this 7th day of May, 2007.

BARBARA E. BUCKLEY  
*Speaker of the Assembly*

Assemblywoman Buckley requested that the following remarks be entered in the Journal.

ASSEMBLYWOMAN BUCKLEY:

Thank you, Mr. Speaker pro Tempore. It is with great honor that I rise today to present this proclamation to Helen. She had no idea we were going to do this.

There really has been no effort to preserve Nevada's richness without Helen being involved. The proclamation spoke to a few of them, whether it is preserving our antiquities or our natural treasures. Helen once described putting on a safari hat and holding up the tooth of a woolly mammoth to talk to the children in our state about the richness of Nevada's treasures and archaeological treasures.

There's really no effort that Helen hasn't been involved in. She's been involved with the Planning Commission, the town boards, and many other community efforts. It is these efforts for the past 40 years that I think led Harry to decide to run for the Assembly. Because of all that the two of you have done over the years, Nevada is a better place—you are an incredible team. Without you, Nevada would be much poorer.

When I heard a couple of weeks ago that the County Commission and the Las Vegas City Council were honoring you—because Harry mentioned that he was going to go down to see the day proclaimed "Helen Mortenson Day"—I decided we couldn't let this Legislature end without

adding our thanks and our congratulations to you and, I think, a very humble thanks for all that you have done to make our state a better place. Sometimes efforts to preserve our state's rich heritage seem to be the lowest priority of many. You make sure it's not forgotten in your effort to make the state a better place. We thank you, Helen.

Mr. Speaker pro Tempore requested the privilege of the Chair for the purpose of making the following remarks:

I would like to add my voice in support of Helen's many contributions and the continuing care I have seen distributed and showered on all the residents of our state. I can see it every day when Mrs. Mortenson comes to visit her husband. That same kind of care is what is constantly on display, although your husband occasionally tells stories which we wish he wouldn't. Generally, those are most positively reflected on you and not of him. Therefore, we salute you for your patience and for your long suffering for all of us. Thank you again.

#### UNFINISHED BUSINESS

##### SIGNING OF BILLS AND RESOLUTIONS

There being no objections, the Speaker and Chief Clerk signed Assembly Bills Nos. 24, 34, 37, 38, 106, 179; Assembly Concurrent Resolution No. 23.

##### 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 Melodie Aduja, Lee Williams, Don Morgan, Roberta Gold, and Albert Gold.

On request of Assemblyman Beers, the privilege of the floor of the Assembly Chamber for this day was extended to Jerome Guerrero and Frank Siracusa.

On request of Assemblyman Bobzien, the privilege of the floor of the Assembly Chamber for this day was extended to Carmelo Urza, Sandra Ott, Xabier Irujo, Pedro Ibarra, Joseba Zulaika, Kate Camino, Jill Berner, Nere Erkiaga, Argitxu Camus Etchecopar, Gloria Totoricaguena, William Douglass, John Ascuaga, and Michon Ascuaga.

On request of Assemblyman Christensen, the privilege of the floor of the Assembly Chamber for this day was extended to Nick Vander Poel and Bill Welch.

On request of Assemblyman Conklin, the privilege of the floor of the Assembly Chamber for this day was extended to Eric Stensrud.

On request of Assemblyman Denis, the privilege of the floor of the Assembly Chamber for this day was extended to Dottie Whitaker.

On request of Assemblywoman Gansert, the privilege of the floor of the Assembly Chamber for this day was extended to the following students from Mountain View Motessori School: Andrea Jimenez, Tanner Stevens, Ben Lerude, Maria Toca, Serena Libert, Sabrina Cabezas, Philip Nowak, Dominic Anders, Claire Jackson, and Ben Farrar; teacher Laurie Ann

Grimes; chaperones Jackie Silveira-Sater and Juan Cabezas; Christopher Cummings, Tami Cummings, Matthew Cummings, and Joe Cummings.

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

On request of Assemblyman Hardy, the privilege of the floor of the Assembly Chamber for this day was extended to Cherrill Cristman.

On request of Assemblyman Hogan, the privilege of the floor of the Assembly Chamber for this day was extended to William Aduja, Amber Aduja, Daryl Morgan, and Randy McCormick.

On request of Assemblyman Horne, the privilege of the floor of the Assembly Chamber for this day was extended to Johnny Ramirez, Anthony Jones, and Michael Jones.

On request of Assemblyman Mabey, the privilege of the floor of the Assembly Chamber for this day was extended to Jim Wright and Paula Martel.

On request of Assemblyman Mortenson, the privilege of the floor of the Assembly Chamber for this day was extended to Helen Mortenson and Steve Rowland.

On request of Assemblyman Ohrenschall, the privilege of the floor of the Assembly Chamber for this day was extended to Lisa McCormick, Shaina McCormick, and Esther Broadbeck.

On request of Assemblywoman Parnell, the privilege of the floor of the Assembly Chamber for this day was extended to the following students and chaperones from Bordewich Bray Elementary School: Nickolas Borst, Jessica Chandler, Kacie Dickinson, Keirra Hammond, Makenzi Jesse, Nickolas Landry, Courtney Lynch, Kevin Menjivar Ruiz, James Ortiz, Graciela Osorio Soto, Anthony Pagan, Kayla Phillips, Sierra Pishnak, Edward Porter, Hannah Pozun, Amanda Rogers, Matthew Romero, Steven Russell, Jenae Steele, Aaron Wood, Abby Wood, Haydee Lira, Joshua Castillo Sandoval, Jacob Hackle, Alejandro Pacheco, Isaac Rodriguez-Iglesias, Alexis Neuenswander; teachers Annette Hodorowicz and Catherine Adams; chaperones Lisa Andrade, Rene Steele, and Ramona Russell.

On request of Assemblyman Settlemeyer, the privilege of the floor of the Assembly Chamber for this day was extended to Tom Roberts and Tim Kuzanek.

On request of Assemblyman Stewart, the privilege of the floor of the Assembly Chamber for this day was extended to Jerry Seevers and Chrystal C. Main.

Assemblyman Ocegüera moved that the Assembly adjourn until Tuesday, May 8, 2007, at 11 a.m. and that it do so in memory of former Assemblyman Vincent Triggs.

Motion carried.

Assembly adjourned at 12:34 p.m.

Approved:

BARBARA E. BUCKLEY  
*Speaker of the Assembly*

Attest: SUSAN FURLONG REIL

*Chief Clerk of the Assembly*