

THE TWENTY-NINTH DAY

CARSON CITY (Monday), March 5, 2007

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

President Krolicki presiding.

Roll called.

All present except Senators Heck and Horsford, who were excused.

Prayer by the Chaplain, Pastor Al Tilstra.

This morning, Lord, we are delighted to come into Your presence.

Today, we ask for a very special blessing on those who are here, for those who are the Senators and those who are the staff. We pray You will give them knowledge and wisdom in order to do the work You have given them to do, and we thank You for that, in Jesus' name.

AMEN.

Pledge of Allegiance to the Flag.

Senator Raggio moved that further reading of the Journal be dispensed with, and the President and Secretary be authorized to make the necessary corrections and additions.

Motion carried.

REPORTS OF COMMITTEES

Mr. President:

Your Committee on Finance, to which was referred Senate Bill No. 193, has had the same under consideration, and begs leave to report the same back with the recommendation: Do pass.

WILLIAM J. RAGGIO, *Chair*

Mr. President:

Your Committee on Legislative Operations and Elections, to which were referred Senate Bill No. 78; Senate Joint Resolution No. 1, has had the same under consideration, and begs leave to report the same back with the recommendation: Do pass.

BARBARA K. CEGAVSKE, *Chair*

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, Carson City, March 1, 2007

To the Honorable the Senate:

I have the honor to inform your honorable body that the Assembly on this day adopted Senate Concurrent Resolution No. 7.

SUSAN FURLONG REIL
Chief Clerk of the Assembly

ASSEMBLY CHAMBER, Carson City, March 2, 2007

To the Honorable the Senate:

I have the honor to inform your honorable body that the Assembly on this day adopted Assembly Concurrent Resolutions Nos. 8, 9.

SUSAN FURLONG REIL
Chief Clerk of the Assembly

MOTIONS, RESOLUTIONS AND NOTICES

By the Committee on Human Resources and Education:

Senate Concurrent Resolution No. 8—Directing the Legislative Commission to conduct an interim study of the use of methamphetamine in this State.

Senator Raggio moved that the resolution be referred to the Committee on Legislative Operations and Elections.

Motion carried.

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

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

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

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

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

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

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

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

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

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

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

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

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

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

Senator Titus moved the adoption of the resolution.

Remarks by Senator Titus.

Senator Titus requested that her remarks be entered in the Journal.

Thank you, Mr. President. Every year, I stand proudly in recognition of "Read Across America" Day. I am always delighted to have with me, the Cat in the Hat. Dr. Seuss' birthday is appropriate as the day we recognize as "Read Across America" Day because, although he wrote

in a whimsical fashion for young people to read and enjoy, his words also have relevance for adults. I would like to share with you a poem that should be a guide to us as we pursue our legislative agendas.

You have brains in your head.
 You have feet in your shoes.
 You can steer yourself
 Any direction you choose.

You're on your own. And you know what you know.

And YOU are the one who'll decide where to go...

Let us keep this in mind. I would like to point out an article that was in last week's *Newsweek* it is called the "Cat (and Hat) That Came to Stay." It is an academic analysis by Philip Nel of the way these poems were written and why they have such appeal and why they work so well to inspire young people to read more. I urge your support of this resolution, and please, remember to read a book today.

Resolution adopted.

Resolution ordered transmitted to the Assembly.

Assembly Concurrent Resolution No. 9.

Senator Nolan moved that the resolution be referred to the Committee on Legislative Operations and Elections.

Motion carried.

INTRODUCTION, FIRST READING AND REFERENCE

By Senator Washington:

Senate Bill No. 202—AN ACT relating to domestic relations; codifying certain common law factors that a court must consider when determining alimony; requiring the Court Administrator to collect and compile certain statistical information from the clerks of courts concerning temporary and extended orders for protection against domestic violence and to submit a biennial report to the Legislature; and providing other matters properly relating thereto.

Senator Washington moved that the bill be referred to the Committee on Judiciary.

Motion carried.

By Senator Washington:

Senate Bill No. 203—AN ACT relating to local financial administration; making various changes to provisions authorizing certain counties to pay for baseball stadium projects; extending the dates for the reversion of certain money previously transferred and appropriated to the Interim Finance Committee to be allocated for Truckee River improvement related projects; and providing other matters properly relating thereto.

Senator Washington moved that the bill be referred to the Committee on Government Affairs.

Motion carried.

By Senator Washington:

Senate Bill No. 204—AN ACT relating to domestic relations; revising provisions governing the granting of the right to visit a child to grandparents

and great-grandparents of the child; and providing other matters properly relating thereto.

Senator Washington moved that the bill be referred to the Committee on Judiciary.

Motion carried.

By the Committee on Finance:

Senate Bill No. 205—AN ACT making an appropriation to the Food Bank of Northern Nevada, Inc., to supplement costs associated with the distribution of food from the Commodity Supplemental Food Program in northern Nevada; and providing other matters properly relating thereto.

Senator Raggio moved that the bill be referred to the Committee on Finance.

Motion carried.

By Senator Coffin:

Senate Bill No. 206—AN ACT relating to traffic laws; clarifying provisions concerning the effect of certain signals exhibited by official traffic-control devices; declaring void and without effect certain local ordinances and regulations; and providing other matters properly relating thereto.

Senator Coffin moved that the bill be referred to the Committee on Transportation and Homeland Security.

Motion carried.

By Senators Wiener and Nolan:

Senate Bill No. 207—AN ACT relating to public safety; requiring the Department of Public Safety to designate standards for protective bicycle helmets; prohibiting the parent or guardian of a child who is less than 18 years of age from knowingly allowing the child to operate or be a passenger on a bicycle unless the child wears a protective bicycle helmet; and providing other matters properly relating thereto.

Senator Wiener moved that the bill be referred to the Committee on Transportation and Homeland Security.

Motion carried.

By the Committee on Judiciary:

Senate Bill No. 208—AN ACT relating to juries; prohibiting employers from requiring employees to use certain leave for jury duty; prohibiting employers from requiring employees who are summoned to appear for jury duty to work certain hours; providing penalties; and providing other matters properly relating thereto.

Senator Amodei moved that the bill be referred to the Committee on Judiciary.

Motion carried.

By Senator Cegavske (by request):

Senate Bill No. 209—AN ACT relating to financial institutions; prohibiting a person from engaging in the business of selling or issuing checks unless he is, or is affiliated with, a depository institution; and providing other matters properly relating thereto.

Senator Cegavske moved that the bill be referred to the Committee on Commerce and Labor.

Motion carried.

By the Committee on Legislative Operations and Elections:

Senate Bill No. 210—AN ACT relating to financial administration; revising the provisions relating to the rate at which state officers and employees are to be reimbursed for their subsistence and travel expenses; and providing other matters properly relating thereto.

Senator Cegavske moved that the bill be referred to the Committee on Legislative Operations and Elections.

Motion carried.

By Senators Titus, Wiener, Care, Coffin, Lee, Mathews, Schneider, Woodhouse; Assemblymen Parks, Oceguela, Arberry, Manendo, Buckley, Anderson, Atkinson, Bobzien, Claborn, Conklin, Denis, Gerhardt, Hogan, Horne, Kihuen, Kirkpatrick, Koivisto, Leslie, McClain, Mortenson, Munford, Ohrenschall, Parnell, Pierce, Segerblom, Smith and Womack:

Senate Bill No. 211—AN ACT relating to the taxation of businesses; authorizing deductions from the state taxes on financial institutions and other businesses for certain expenditures by employers for the provision of day care to the children of their employees; and providing other matters properly relating thereto.

Senator Titus moved that the bill be referred to the Committee on Taxation.

Motion carried.

By Senator Schneider (by request):

Senate Bill No. 212—AN ACT relating to gaming; revising provisions governing the issuance of nonrestricted gaming licenses in certain counties; and providing other matters properly relating thereto.

Senator Schneider moved that the bill be referred to the Committee on Judiciary.

Motion carried.

MOTIONS, RESOLUTIONS AND NOTICES

Senator Amodei moved that Senate Bill No. 48 be taken from the Second Reading File and placed on the Secretary's desk.

Remarks by Senator Amodei.

Motion carried.

SECOND READING AND AMENDMENT

Senate Bill No. 47.

Bill read second time and ordered to third reading.

Senate Bill No. 56.

Bill read second time and ordered to third reading.

Senate Bill No. 83.

Bill read second time and ordered to third reading.

Senate Bill No. 111.

Bill read second time and ordered to third reading.

Senate Bill No. 136.

Bill read second time and ordered to third reading.

MOTIONS, RESOLUTIONS AND NOTICES

Senator Raggio moved that Senate Bills Nos. 66, 70, 140 be taken from the General File and placed on the General File for the next legislative day.

Remarks by Senator Raggio.

Motion carried.

REMARKS FROM THE FLOOR

Senator Raggio requested that his remarks be entered in the Journal.

Today, it is my privilege to introduce three prominent individuals in their field. I would like to introduce a visiting scientist from China who is working with scientists from the Desert Research Institute in Nevada to preserve and protect one of the true wonders of the world, Emperor Qin's Terracotta Warriors, from air pollution in the region.

My three guests are Dr. Stephen Wells, the president of the Desert Research Institute, Dr. Judith Chow, a distinguished research professor in the Division of Atmospheric Sciences, and Dr. Junji Cao, vice-president and professor at the Institute of Earth Environment at the Chinese Academy of Sciences.

Dr. Stephen Wells has coordinated this effort, and we are privileged that we are able to work on this important project.

Some of you may have visited Xian, China. This is where, a year ago, my wife and I had the privilege of visiting the site of these warriors. The Desert Research Institute is working with the National Science group in China to preserve the thousands of terracotta soldiers. I recommend seeing these if you can. It is a magnificent display. The tomb was about one mile long. The soldiers are lined up in trenches and are well preserved.

Emperor Qin, the first ruler of unified China, created an army of more than 7,000 clay human-sized soldiers and horses during his reign from 221-210 B.C. to defend him in the afterlife. Every one of these terracotta soldiers is unique and was buried for more than 2,000 years until a farmer stumbled upon them while digging a well in 1974. Since that discovery, approximately 1,400 have been unearthed and restored and nearly 2 million visitors come to see them each year from all over the world. The government and the scientists have protected them from the elements.

The reason the Desert Research Institute is working with the Chinese scientists is that during the past 30 years pollution has gradually changed the appearance of these figures. The scientists in China have collaborated with one of our renowned scientists, Dr. Judith Chow and Dr. John Watson from the Desert Research Institute to study the atmospheric effects on the warriors by measuring the gases and particles they are exposed to in an effort to develop a way to better preserve this ancient treasure. They have been protected by structures, but they are still susceptible to the effects of pollution.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Amodei, the privilege of the floor of the Senate Chamber for this day was extended to Savannah Wood and Valeri Wood.

On request of Senator Beers, the privilege of the floor of the Senate Chamber for this day was extended to Pete Magnum and Krista Millington.

On request of Senator Carlton, the privilege of the floor of the Senate Chamber for this day was extended to Amanda VanPelt, Rachel Willimott, Elizabeth Benson and Debbie Wanlass.

On request of Senator Cegavske, the privilege of the floor of the Senate Chamber for this day was extended to Brittany McGrew.

On request of Senator Hardy, the privilege of the floor of the Senate Chamber for this day was extended to Adrienne Sawyer and Amber Friesen.

On request of Senator Lee, the privilege of the floor of the Senate Chamber for this day was extended to Alexa Sabanovich.

On request of Senator McGinness, the privilege of the floor of the Senate Chamber for this day was extended to Susan Groteguth.

On request of Senator Nolan, the privilege of the floor of the Senate Chamber for this day was extended to Alyssa O'Toole.

On request of Senator Raggio, the privilege of the floor of the Senate Chamber for this day was extended to Dr. Stephen Wells, Dr. Junji Cao, Dr. Judith Chow and Greg Bortolin.

On request of Senator Rhoads, the privilege of the floor of the Senate Chamber for this day was extended to Kenzie Wilson and Carly Gonzales.

On request of Senator Schneider, the privilege of the floor of the Senate Chamber for this day was extended to Melissa Benites and Breanne Bertrand.

On request of Senator Titus, the privilege of the floor of the Senate Chamber for this day was extended to Lynn Warne and Chris McGaw.

On request of Senator Washington, the privilege of the floor of the Senate Chamber for this day was extended to Austin Tischler.

On request of Senator Wiener, the privilege of the floor of the Senate Chamber for this day was extended to Phillip Farris.

On request of Senator Woodhouse, the privilege of the floor of the Senate Chamber for this day was extended to Cory Monroe and Meshanna Huntley.

Senator Raggio moved that the Senate adjourn until Tuesday, March 6, 2007, at 11 a.m.

Motion carried.

Senate adjourned at 11:49 a.m.

Approved:

BRIAN K. KROLICKI
President of the Senate

Attest: CLAIRE J. CLIFT
Secretary of the Senate