

THE EIGHTIETH DAY

CARSON CITY (Wednesday), April 22, 2009

Assembly called to order at 11:44 a.m.

Mr. Speaker pro Tempore presiding.

Roll called.

All present except Assemblymen Ohrenschall and Parnell, who were excused, and Assemblymen Buckley, Gansert, Goicoechea, and McClain, who were also excused from the floor session to attend another legislative meeting in the building.

Prayer by the Chaplain, Pastor Monte Fast.

Yesterday, we heard a communication as important as any speech delivered in this Chamber. Four mothers and a nine-year-old child communicated with us. The child's communication was from the autistic prison in which her little mind is trapped. We could not understand words from her, but she was communicating in powerful ways. The message was "help me." The mother's message was, "We love our children. Please help us."

I hurried out to the lobby to congratulate all five of them for the help that was extended. Their eyes were filled with tears. Now, there is some help available. And this legislative body did a good thing. For all of these things, we are grateful.

AMEN.

Pledge of allegiance to the Flag.

Assemblyman Conklin 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 Commerce and Labor, to which were referred Senate Bills Nos. 15, 90, has had the same under consideration, and begs leave to report the same back with the recommendation: Do pass.

MARCUS CONKLIN, *Chairman*

Madam Speaker:

Your Committee on Judiciary, to which were referred Senate Bills Nos. 28, 67, has had the same under consideration, and begs leave to report the same back with the recommendation: Do pass.

BERNIE ANDERSON, *Chairman*

Madam Speaker:

Your Committee on Ways and Means, to which were rereferred Assembly Bills Nos. 139, 141, 510, 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. 107, 213, 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, April 21, 2009

To the Honorable the Assembly:

I have the honor to inform your honorable body that the Senate on this day passed, as amended, Senate Bills Nos. 119, 128, 154, 210, 252, 259, 269, 283, 288, 310, 320, 361, 363, 364, 365, 385, 389, 393.

Also, I have the honor to inform your honorable body that the Senate on this day passed Senate Bills Nos. 267, 292.

SHERRY L. RODRIGUEZ
Assistant Secretary of the Senate

MOTIONS, RESOLUTIONS AND NOTICES

NOTICE OF EXEMPTION

April 21, 2009

The Fiscal Analysis Division, pursuant to Joint Standing Rule 14.6, has determined the eligibility of exemption of: Senate Bills Nos. 157, 202, and 388.

GARY GHIGGERI
Fiscal Analysis Division

INTRODUCTION, FIRST READING AND REFERENCE

Senate Bill No. 119

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

Motion carried.

Senate Bill No. 128

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

Motion carried.

Senate Bill No. 154

Assemblyman Oceguela moved that the bill be referred to the Committee on Government Affairs.

Motion carried.

Senate Bill No. 210

Assemblyman Oceguela moved that the bill be referred to the Committee on Elections, Procedures, Ethics, and Constitutional Amendments.

Motion carried.

Senate Bill No. 252

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

Motion carried.

Senate Bill No. 259

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

Motion carried.

Senate Bill No. 267

Assemblyman Ocegueda moved that the bill be referred to the Committee on Government Affairs.

Motion carried.

Senate Bill No. 269

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

Motion carried.

Senate Bill No. 283

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

Motion carried.

Senate Bill No. 288

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

Motion carried.

Senate Bill No. 292

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

Motion carried.

Senate Bill No. 310

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

Motion carried.

Senate Bill No. 320

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

Motion carried.

Senate Bill No. 361

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

Motion carried.

Senate Bill No. 363

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

Motion carried.

Senate Bill No. 364

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

Motion carried.

Senate Bill No. 365

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

Motion carried.

Senate Bill No. 385

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

Motion carried.

Senate Bill No. 389

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

Motion carried.

Senate Bill No. 393

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

Motion carried.

MOTIONS, RESOLUTIONS AND NOTICES

Assemblyman Ocegüera moved that Senate Bill Nos. 65 and 109; Senate Joint Resolution No. 9 of the 74th Session be taken from the General File and placed on the General File for the next legislative day.

Motion carried.

REMARKS FROM THE FLOOR

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

PROCLAMATION OF THE NEVADA STATE ASSEMBLY

WHEREAS, In November 2008, the Gay & Lesbian Community Center of Southern Nevada created "Stand OUT For Equality," a community coalition working to achieve equality for lesbian, gay, bisexual and transgender (LGBT) Nevadans; and

WHEREAS, Stand OUT For Equality supports and promotes activities directed at furthering the well-being, positive image and human rights of the LGBT community and its allies in Nevada; and

WHEREAS, Stand OUT For Equality has organized the first-ever statewide lobbying trip, called "Equality Days," to the Nevada Legislature specifically for the LGBT community; and

WHEREAS, Nevada residents who are LGBT and straight allies have joined together to share their personal stories in order to educate and engage Nevada Legislators and the public regarding LGBT issues; and

WHEREAS, Equality Days has a large number of sponsors, including the American Civil Liberties Union of Nevada, Desiree Alliance, Human Rights Campaign, Interweave Continental, Lambda Business and Professional Association, League of Women Voters of Las Vegas Valley, League of Women Voters of Nevada, National Association of Social Workers-Nevada Chapter, Nevada Women's Lobby, Parents, Families and Friends of Lesbians and Gays-Carson Region, Progressive Leadership Alliance of Nevada, Sin Sity Sisters, Southern Nevada Association of Pride, Inc., Stonewall Democratic Club of Southern Nevada, Stonewall Democrats of Northern Nevada, UNLV Office of the Vice President for Diversity and Inclusion and Women's Empowerment Network of Las Vegas; and

WHEREAS, The American Association of University Women-Las Vegas Branch, American Association of University Women-Nevada, Clark County Democratic Black Caucus, Golden Rainbow, Las Vegas Convention and Visitors Authority, Laura's List, Log Cabin Republicans, LV Equality, Las Vegas Gay Athletics, Arts and Activities, National Organization for Women-Southern Nevada Chapter, Nevada NOW, Nevada Stonewall Democrats, ProgressNow Nevada, Si Se Puede Latino Democratic Caucus, Spectrum Northern Nevada, SWOP, The Lovett Foundation and Three Degrees are community supporters; and

WHEREAS, Equality Days seeks to ensure that LGBT issues are both recognized and represented by elected officials to create a Nevada where LGBT people are ensured their basic equal rights and can be open, honest and safe at home, at work and in the community; now, therefore, be it

RESOLVED, That April 22, 2009, is hereby designated Equality Day in Nevada; and be it further

RESOLVED, That the members of the Nevada Assembly hereby express their commitment to creating greater public awareness of lesbian, gay, bisexual and transgender issues in Nevada and resolve to continue to work cooperatively toward equality for all Nevadans.

SHEILA LESLIE

Nevada State Assemblywoman

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

ASSEMBLYWOMAN LESLIE:

As the Chief Clerk read, there are more than 20 organizations involved today in Equality Day at the Legislature. There are more than 100 people who are here today, and we will have them all stand up in a minute. They came in last night for a reception and were in the building. They had the wonderful opportunity of seeing a very historic vote down the hall last night. I am sure any of them would love to tell you about it if you have the opportunity to visit with them this afternoon. Really, please try to find the opportunity to chat with some of the people who came down today. At this point, if they could all stand, we can see who they all are and recognize that this community exists everywhere. They are equal to everyone. It is my hope that, someday soon, we will not have to have Equality Day because we will all be equal. Please help me welcome them to the Chamber.

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

I echo the remarks of my colleague from Reno. It is a sad statement that we have to have a special day to recognize the equality of people, which should be so apparent to all of us on a regular basis. Hopefully, that day will come for everyone.

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Assemblyman Aizley, the privilege of the floor of the Assembly Chamber for this day was extended to Desiree Duncan.

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

On request of Assemblyman Bobzien, the privilege of the floor of the Assembly Chamber for this day was extended to Karen Vibe and David White.

On request of Assemblyman Christensen, the privilege of the floor of the Assembly Chamber for this day was extended to Taylor Johnson and Bill Jacobs.

On request of Assemblyman Cobb, the privilege of the floor of the Assembly Chamber for this day was extended to the following students from Sarah Winnemucca Elementary School: Sara Ali, Juliana Allen, Jesse Allison, Manuel Argueta, Keelan Betts, Leslie Campos, Montrell Chaney, Tommy Craig, Haley Dennies, Grace Desilets, Orlando Easter, Diana Gonzalez, Sasha Harrison, Collin Holt, Tyler Khau, Jaeseo Kim, Dannie Morgan, Karla Pinto, Destiney Polier, JR Punzalan, Chelsea Ramos, Spencer Ray, Adrian Raygoza, Shahme Sarwar, Cole Schlattman, Tristan Sturm, Kerrie Anne Swartz, Brendan Yawn, Arianna Donowho, Jaycob Babcock, Emily Bennett, Angela Blevins, Jose Camerena, Spencer Carlisle, Dawn Clement, Kendall Cox, Nolan Dalpe, Taj Dhanjal, Blakelee Donnelly, Jaylan Franklin, Tatiana Hernandez, Max Hill, Adrianna Jones, Madison Kincaide, Trenton Barrett, Jeremiah Lesniak, Sal Leyva, Cameron Mayfield, Bayley Miller, Matthew Richard, Bryan Richards, Sydney Riddle, Richard Soto, Cali Wanco, Ian Zehner, Harrison Davis, Sienna Miller, Robert Young, Jenny Allen, Josh Bartlett, Sarina Chandra, Kelton Cordell, Kylie Daniels, Reese Donnelly, Emre Eldeleklioglu, Courtney Franke, Staccia Hibbs, Simon Hu, Galina Kamzalova, Cheyenne Lamprich, Kyra Liessmann, Brandon Mansur, Rachel Martensen, Keelan Murphy, Mike Myers, Oscar Ochoa, Libby Schipper, Alex Scott, Jared Smith, Matthew Soliz, Trey Sullens, Katie Trener, Kevin Wu, Weston Tripp, Britney Holton, Kaylah Smith, Kyler Cline; Carol Olson, Christina Conti, Pam Roberts, and Zac Roberts.

On request of Assemblyman Conklin, the privilege of the floor of the Assembly Chamber for this day was extended to Marlene Adrian and Denise R. Duarte.

On request of Assemblywoman Dondero Loop, the privilege of the floor of the Assembly Chamber for this day was extended to Carline Banegas and Jodie Dearborne.

On request of Assemblywoman Gansert, the privilege of the floor of the Assembly Chamber for this day was extended to Blayne Osborn, Allie Whalen, and Joanna Perry.

On request of Assemblyman Gustavson, the privilege of the floor of the Assembly Chamber for this day was extended to Gretchin Kvall, Reese Kvall, Sai'len Kvall, Jennifer MacMillan, and James MacMillan.

On request of Assemblyman Hambrick, the privilege of the floor of the Assembly Chamber for this day was extended to Gwen Migita and Jasmine Imdanat.

On request of Assemblyman Hogan, the privilege of the floor of the Assembly Chamber for this day was extended to Denise Jay.

On request of Assemblyman Horne, the privilege of the floor of the Assembly Chamber for this day was extended to Rita Maria Cruz.

On request of Assemblywoman Leslie, the privilege of the floor of the Assembly Chamber for this day was extended to Byllie Andrews and Pamela Brooks.

On request of Assemblyman Manendo, the privilege of the floor of the Assembly Chamber for this day was extended to Pam Graber and Rebecca Palmer.

On request of Assemblywoman Mastroluca, the privilege of the floor of the Assembly Chamber for this day was extended to James Healy and Kyle Jerro.

On request of Assemblyman McArthur, the privilege of the floor of the Assembly Chamber for this day was extended to Brent Lovett, Mark Holland, and Joseph Raba.

On request of Assemblywoman McClain, the privilege of the floor of the Assembly Chamber for this day was extended to Holly Carratelli and Ashley Carratelli.

On request of Assemblyman Mortenson, the privilege of the floor of the Assembly Chamber for this day was extended to Vaness Harden and Charles Vanage.

On request of Assemblyman Ocegüera, the privilege of the floor of the Assembly Chamber for this day was extended to Chandler Leverich and Melissa Goodwin.

On request of Assemblywoman Pierce, the privilege of the floor of the Assembly Chamber for this day was extended to Justin Gibson and Vincenta Montoya.

On request of Assemblyman Segerblom, the privilege of the floor of the Assembly Chamber for this day was extended to Sybrina Bernadei and Paul Erschler.

On request of Assemblyman Settlemeyer, the privilege of the floor of the Assembly Chamber for this day was extended to Patricia McGraw.

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

On request of Assemblywoman Spiegel, the privilege of the floor of the Assembly Chamber for this day was extended to Christopher Miller.

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

On request of Assemblywoman Woodbury, the privilege of the floor of the Assembly Chamber for this day was extended to Candice Nichols.

Assemblyman Ocegüera moved that the Assembly adjourn until Thursday, April 23, 2009 at 11:30 a.m.

Motion carried.

Assembly adjourned at 12:10 p.m.

Approved:

BARBARA E. BUCKLEY
Speaker of the Assembly

Attest: SUSAN FURLONG REIL

Chief Clerk of the Assembly