

THE THIRTY-EIGHTH DAY

CARSON CITY (Wednesday), March 11, 2009

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

President pro Tempore Schneider presiding.

Roll called.

All present except Senators Nolan and Townsend, who were excused.

Prayer by the Chaplain, Pastor David Stramel.

Compassionate Father God, who stands with the weak, the powerless, the poor, the abandoned, the sick, the aged and the very young, today hear our prayer.

I thank You for life and all the joys and pleasures that adorn the moments each day. I thank You for love and the warm embrace of dear friends, for our families, our children, our grandchildren and our dear spouses. I thank You for our homes, our education and the opportunities that You have afforded us to secure a position in this state government.

I thank You for our health, the ability to process thought and express ourselves clearly with reasonableness. I thank You for friends and coworkers that are kind and respectable to us. I thank You for the beauty of nature as seen in a lake, a mountain trail, the spring breeze, the warm summer heat and for the green grass on moist ground.

I thank You for our daily bread with its sweet fruits and seasoned grains that afford us thousands of flavors that delight us all through the day. I thank You for security to move in society without fear from violence or attack.

I thank You for Your grace that enables us to greet those who have hurt us with kindness, instead of rude disrespect.

Father God, bless all this assembly with long happy lives with good health, may they live to thank You when they see the fruits of their labor remembered and recorded as virtuous.

In the name of our Father God, we pray.

AMEN.

Pledge of Allegiance to the Flag.

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

Motion carried.

REPORTS OF COMMITTEES

Mr. President pro Tempore:

Your Committee on Judiciary, to which was referred Assembly Bill No. 27, has had the same under consideration, and begs leave to report the same back with the recommendation: Do pass.

TERRY CARE, *Chair*

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, Carson City, March 10, 2009

To the Honorable the Senate:

I have the honor to inform your honorable body that the Assembly on this day passed Senate Joint Resolution No. 5.

Also, I have the honor to inform your honorable body that the Assembly on this day adopted Senate Concurrent Resolution No. 15.

DIANE M. KEETCH

Assistant Chief Clerk of the Assembly

MOTIONS, RESOLUTIONS AND NOTICES

Assembly Concurrent Resolution No. 15—Proclaiming March 2009 as Women's History Month.

WHEREAS, American women of every culture, class and ethnic background have participated in the founding and building of our nation and our State, have made historic contributions to the growth and strength of our nation and our State, and have played a critical role in shaping the economic, cultural and social fabric of our society, not in the least of ways through their participation in the labor force, working inside and outside the home, as well as through their participation in our nation's military forces; and

WHEREAS, In addition to securing their own rights of suffrage and equal opportunity, women have served as early leaders in the forefront of every major progressive social change movement, including the abolitionist, industrial labor and civil rights movements; and

WHEREAS, Despite these contributions, the role of women in the history of our nation and our State has been consistently overlooked and undervalued; and

WHEREAS, Various efforts and programs have been instituted in Nevada to reverse this trend and provide deserved recognition of the contributions of women; and

WHEREAS, Envisioned almost 30 years ago by Professor Anne Howard and Dr. Elaine Enarson, the major of Women's Studies was developed at the University of Nevada, Reno, in 1997 by Professor Jennifer Ring, and a master's degree and graduate certificate in Gender, Race and Identity was subsequently created by the current Director of the Women's Studies Program, Dr. Mary Stewart; and

WHEREAS, With its origins over 30 years ago as an interdisciplinary committee, subsequently a program and finally a department with Ellen Rose as its first director, the Women's Studies Department at the University of Nevada, Las Vegas, offers an undergraduate degree and graduate certificate in Women's Studies; and

WHEREAS, In addition to satisfying core curriculum requirements, the diverse course offerings in these academic programs at our state universities prepare students for a multitude of future careers and provide the students with insights into the ways in which such factors as gender, race, ethnicity, class, sexuality and age shape their lives; and

WHEREAS, Created in 1999 by Dr. Joanne Goodwin and Caryll Dziedziak, the Women's Research Institute of Nevada at the University of Nevada, Las Vegas, is a statewide research and policy center dedicated to improving the lives of women in Nevada through research and education, including through its publication of the *Status of Women in Nevada Report* and the creation of the Las Vegas Women Oral History Project; and

WHEREAS, Sponsored by the Women's Research Institute of Nevada and graduating its first class in 2003, the National Education for Women's (NEW) Leadership Nevada is an award-winning program open to all college students in Nevada which encourages students to take on public leadership and policymaking roles; now, therefore, be it

RESOLVED BY THE ASSEMBLY OF THE STATE OF NEVADA, THE SENATE CONCURRING, That the members of the 75th Session of the Nevada Legislature proclaim March 2009 as Women's History Month in celebration of the tremendous contributions that women have made to this nation and this State.

Senator Woodhouse moved the adoption of the resolution.

Remarks by Senator Woodhouse.

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

Thank you, Mr. President pro Tempore. The resolution before you does an excellent job in laying out the reasons for Women's History Month and also the programs and activities that are available in all of Nevada. The Library of Congress, the National Archives and Records Administration, the National Endowment for the Humanities, the National Gallery of Art, the National Park Service, the Smithsonian Institution and the United States Holocaust Memorial Museum join in paying tribute to the generations of women whose commitment to nature and the planet have proved invaluable to society.

Before the 1970s, the topic of women's history was largely missing from the general public consciousness. To address this situation, the Education Task Force of the Sonoma County

California Commission on the Status of Women initiated a "Women's History Week" celebration in 1978 and chose the week of March 8 to coincide with International Women's Day.

The celebration was met with positive response, and schools began to host their own Women's History Week programs.

In 1981, Senator Orrin Hatch and Representative Barbara Mikulski cosponsored the first Joint Congressional Resolution proclaiming a "Women's History Week."

In 1987, the National Women's Project petitioned Congress to expand that celebration to the entire month of March. Since then, the National Women's History Month Resolution has been approved every year with bipartisan support in both the House and the Senate.

In 2009, the National Women's History Project honors women who have taken the lead in the environmental or green movement. Rachel Carson, the founder of the contemporary environmental movement, serves as the iconic model of the theme, which recognizes scientists, engineers, business leaders, writers, filmmakers, conservationists, teachers, community organizers, religious and workplace leaders, and others whose lives show exceptional vision and leadership to save our planet.

I urge your support of this resolution. Thank you.

Resolution adopted.

Resolution ordered transmitted to the Assembly.

INTRODUCTION, FIRST READING AND REFERENCE

By Senators Amodei, Washington, Townsend, Horsford, McGinness, Nolan, Raggio, Schneider; Assemblymen Buckley, Smith, Atkinson, Anderson, Bobzien, Gansert, Leslie, Ocegueda and Parnell:

Senate Bill No. 201—AN ACT relating to taxation; authorizing certain counties to impose additional taxes on fuels for motor vehicles; providing for the administration, allocation, disbursement and use of the additional taxes; exempting the sale of revenue bonds secured by county fuel taxes from certain requirements; and providing other matters properly relating thereto.

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

Motion carried.

By the Committee on Taxation:

Senate Bill No. 202—AN ACT relating to taxation; providing the legislative approval required for an increase in the tax imposed pursuant to the Clark County Sales and Use Tax Act of 2005; and providing other matters properly relating thereto.

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

Motion carried.

By Senator Rhoads:

Senate Bill No. 203—AN ACT relating to local financial administration; revising provisions concerning the quarterly publication of certain financial information by an incorporated city; and providing other matters properly relating thereto.

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

Motion carried.

By Senator Rhoads:

Senate Bill No. 204—AN ACT relating to water; revising provisions governing notice of an application for a permit to appropriate water; and providing other matters properly relating thereto.

Senator Rhoads moved that the bill be referred to the Committee on Natural Resources.

Motion carried.

By Senator Carlton and Assemblyman Denis:

Senate Bill No. 205—AN ACT relating to public welfare; revising provisions governing the calculation of uncompensated care percentages of certain hospitals if certain conditions are met; and providing other matters properly relating thereto.

Senator Carlton moved that the bill be referred to the Committee on Health and Education.

Motion carried.

By Senator Lee:

Senate Bill No. 206—AN ACT relating to highways; establishing provisions governing the construction and operation of certain toll roads in this State; and providing other matters properly relating thereto.

Senator Lee moved that the bill be referred to the Committee on Energy, Infrastructure and Transportation.

Motion carried.

By the Committee on Commerce and Labor:

Senate Bill No. 207—AN ACT relating to public accommodations; revising provisions relating to unlawful discrimination based on sexual orientation in places of public accommodation; and providing other matters properly relating thereto.

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

Motion carried.

By the Committee on Commerce and Labor:

Senate Bill No. 208—AN ACT relating to taxation; revising the definition of "financial institution" for the purposes of an excise tax based upon the wages paid by financial institutions to exclude certain occupations; and providing other matters properly relating thereto.

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

Motion carried.

UNFINISHED BUSINESS
SIGNING OF BILLS AND RESOLUTIONS

There being no objections, the President pro Tempore and Secretary signed Assembly Bill No. 78; Initiative Petition No. 1.

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 the following students and teacher from the Silver Stage High School: Lani Angell, Alexis Balch, Lindy Cartwright, Cori Colatuono, Cheyenne Lawrence, Kaytlyn Weaver, Puran Bashir, Milly Dayanghirang, Kayla Dixon, Carissa Oberman, Andrea Pato, Michelle Jean Senour, Ronald Vaughn Stafford, Jessie L. Bader, Hannah Rowley, Kerrena Sandidge, Delmae Smith, Lindsey Lepire, Jason Ryan McGill, Jared Roberts, Troy Valiska and teacher: Michael Seal.

On request of Senator Breeden, the privilege of the floor of the Senate Chamber for this day was extended to Dianna Fyke and Linda Wilner.

On request of Senator Hardy, the privilege of the floor of the Senate Chamber for this day was extended to Kristine Shattuck and Farolyn McSweeney.

On request of Senator Woodhouse, the privilege of the floor of the Senate Chamber for this day was extended to Monica Simmons, Gayle Rogers and Alice Martz.

Senator Horsford moved that the Senate adjourn until Friday, March 13, 2009, at 10:30 a.m.

Motion carried.

Senate adjourned at 11:38 a.m.

Approved:

MICHAEL A. SCHNEIDER
President pro Tempore of the Senate

Attest: CLAIRE J. CLIFT
Secretary of the Senate