

**THE FORTIETH DAY**

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CARSON CITY (Friday), March 13, 2009

Senate called to order at 10:51 a.m.

President pro Tempore Schneider presiding.

Roll called.

All present except Senator Breeden, who was 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.

We pray You bless each member of the Senate with a heart of wisdom. May this Session create legislation that will impact good for millions of people.

O God, our help in ages past and our hope for years to come, inspire this body to reach decisions based on truth, with wisdom, with compassion and fairness for all. Bless each Senator with the ability to reach decisions reflecting our heritage as "one nation under God."

Lord God, ever attentive to our deepest needs and desires, answer the prayers of the members of this Senate and bring them closer to You to know You as a God of mercy, truth and kindness and to be ever thankful for Your gifts.

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 were referred Senate Bills Nos. 141, 149, 172; Senate Joint Resolution No. 2 of the 74th Session; Assembly Bill No. 132, 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 Senate Bill No. 67, has had the same under consideration, and begs leave to report the same back with the recommendation: Amend, and do pass as amended.

TERRY CARE, *Chair*

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, Carson City, March 11, 2009

*To the Honorable the Senate:*

I have the honor to inform your honorable body that the Assembly on this day passed Assembly Bills Nos. 29, 39, 133, 136, 154, 173, 174; Assembly Joint Resolution No. 3 of the 74th Session.

Also, I have the honor to inform your honorable body that the Assembly on this day passed, as amended, Assembly Bill No. 165.

DIANE M. KEETCH

*Assistant Chief Clerk of the Assembly*

MOTIONS, RESOLUTIONS AND NOTICES

By Senators Woodhouse, Horsford, Parks, Breeden, Copening and Schneider:

Senate Joint Resolution No. 6—Proposing to amend the Nevada Constitution to add a 30-day legislative session in even-numbered years to consider budgetary matters.

RESOLVED BY THE SENATE AND ASSEMBLY OF THE STATE OF NEVADA, JOINTLY, That Section 2 of Article 4 of the Nevada Constitution be amended to read as follows:

Sec. 2. 1. The sessions of the Legislature shall be ~~biennial,~~ *annual*, and shall commence on the 1st Monday of February , ~~following the election of members of the Assembly,~~ unless the Governor of the State shall, in the interim, convene the Legislature by proclamation.

2. The Legislature shall adjourn sine die each regular session *held in an odd-numbered year* not later than midnight Pacific standard time 120 calendar days following its commencement. Any legislative action taken after midnight Pacific standard time on the 120th calendar day is void, unless the legislative action is conducted during a special session convened by the Governor.

3. *The Legislature shall adjourn sine die each regular session held in an even-numbered year not later than midnight Pacific standard time 30 days following its commencement. Any legislative action taken after midnight Pacific standard time on the 30th calendar day is void, unless the legislative action is conducted during a special session convened by the Governor.*

4. *At each regular session of the Legislature held in an even-numbered year, the Legislature shall consider only budgetary matters, including, without limitation, legislation relating to budgets, appropriations and revenue.*

5. The Governor shall submit :

(a) *In odd-numbered years, the proposed executive budget ; and*

(b) *In even-numbered years, any proposed appropriations or proposed revisions to the executive budget,*

↳ *to the Legislature not later than 14 calendar days before the commencement of each regular session.*

And be it further

RESOLVED That Section 33 of Article 4 of the Nevada Constitution be amended to read as follows:

Sec. ~~33~~ 33. The members of the Legislature shall receive for their services, a compensation to be fixed by law and paid out of the public treasury, for not to exceed 60 days during any regular session of the legislature *conducted during an odd-numbered year, not to exceed 15 days during any regular session of the Legislature conducted during an even-numbered year*, and not to exceed 20 days during any special session convened by the governor; but no increase of such compensation shall take effect during the term for which the members of either house shall have been elected Provided, that an appropriation may be made for the payment of such actual expenses as members of the Legislature may incur for postage, express charges, newspapers and stationery not exceeding the sum of Sixty dollars for any general or special session to each member; and Furthermore Provided, that the Speaker of the Assembly, and Lieutenant Governor, as President of the Senate, shall each, during the time of their actual attendance as such presiding officers receive an additional allowance of two dollars per diem.

And be it further

RESOLVED, That Section 12 of Article 17 of the Nevada Constitution be amended to read as follows:

Sec. 12. The first regular session of the Legislature shall commence on the second Monday of December A.D. Eighteen hundred and Sixty Four, and the second regular session of the same shall commence on the first Monday of January A.D. Eighteen hundred and Sixty Six; and the third regular session of the Legislature shall be the first of the biennial sessions, and shall commence on the first Monday of

January A.D. Eighteen hundred and Sixty Seven; and the regular sessions of the Legislature shall be held thereafter. ~~Biennially.~~

And be it further

RESOLVED, That Section 2 of Article 19 of the Nevada Constitution be amended to read as follows:

Sec. 2. 1. Notwithstanding the provisions of Section 1 of Article 4 of this Constitution, but subject to the limitations of Section 6 of this Article, the people reserve to themselves the power to propose, by initiative petition, statutes and amendments to statutes and amendments to this Constitution, and to enact or reject them at the polls.

2. An initiative petition shall be in the form required by Section 3 of this Article and shall be proposed by a number of registered voters equal to 10 percent or more of the number of voters who voted at the last preceding general election in not less than 75 percent of the counties in the State, but the total number of registered voters signing the initiative petition shall be equal to 10 percent or more of the voters who voted in the entire State at the last preceding general election.

3. If the initiative petition proposes a statute or an amendment to a statute, the person who intends to circulate it shall file a copy with the Secretary of State before beginning circulation and not earlier than ~~January 1 of the year preceding the year in which a regular session of the Legislature is held.~~ *1 year before the date on which the Legislature to which the petition will be transmitted commences its regular session.* After its circulation, it shall be filed with the Secretary of State not less than 30 days prior to any regular session of the Legislature. The circulation of the petition shall cease on the day the petition is filed with the Secretary of State or such other date as may be prescribed for the verification of the number of signatures affixed to the petition, whichever is earliest. The Secretary of State shall transmit such petition to the Legislature as soon as the Legislature convenes and organizes. The petition shall take precedence over all other measures except appropriation bills, and the statute or amendment to a statute proposed thereby shall be enacted or rejected by the Legislature without change or amendment within 40 days. If the proposed statute or amendment to a statute is enacted by the Legislature and approved by the Governor in the same manner as other statutes are enacted, such statute or amendment to a statute shall become law, but shall be subject to referendum petition as provided in Section 1 of this Article. If the statute or amendment to a statute is rejected by the Legislature, or if no action is taken thereon within 40 days, the Secretary of State shall submit the question of approval or disapproval of such statute or amendment to a statute to a vote of the voters at the next succeeding general election. If a majority of the voters voting on such question at such election votes approval of such statute or amendment to a statute, it shall become law and take effect upon completion of the canvass of votes by the Supreme Court. An initiative measure so approved by the voters shall not be amended, annulled, repealed, set aside or suspended by the Legislature within 3 years from the date it takes effect. If a majority of such voters votes disapproval of such statute or amendment to a statute, no further action shall be taken on such petition. If the Legislature rejects such proposed statute or amendment, the Governor may recommend to the Legislature and the Legislature may propose a different measure on the same subject, in which event, after such different measure has been approved by the Governor, the question of approval or disapproval of each measure shall be submitted by the Secretary of State to a vote of the voters at the next succeeding general election. If the conflicting provisions submitted to the voters are both approved by a majority of the voters voting on such measures, the measure which receives the largest number of affirmative votes shall thereupon become law. If at the session of the Legislature to which an initiative petition proposing an amendment to a statute is presented which the Legislature rejects or upon which it takes no action, the Legislature amends the statute which the petition proposes to amend in a respect which does not conflict in substance with the proposed amendment, the Secretary of State in submitting the statute to the

voters for approval or disapproval of the proposed amendment shall include the amendment made by the Legislature.

4. If the initiative petition proposes an amendment to the Constitution, the person who intends to circulate it shall file a copy with the Secretary of State before beginning circulation and not earlier than September 1 of the year before the year in which the election is to be held. After its circulation it shall be filed with the Secretary of State not less than 90 days before any regular general election at which the question of approval or disapproval of such amendment may be voted upon by the voters of the entire State. The circulation of the petition shall cease on the day the petition is filed with the Secretary of State or such other date as may be prescribed for the verification of the number of signatures affixed to the petition, whichever is earliest. The Secretary of State shall cause to be published in a newspaper of general circulation, on three separate occasions, in each county in the State, together with any explanatory matter which shall be placed upon the ballot, the entire text of the proposed amendment. If a majority of the voters voting on such question at such election votes disapproval of such amendment, no further action shall be taken on the petition. If a majority of such voters votes approval of such amendment, the Secretary of State shall publish and resubmit the question of approval or disapproval to a vote of the voters at the next succeeding general election in the same manner as such question was originally submitted. If a majority of such voters votes disapproval of such amendment, no further action shall be taken on such petition. If a majority of such voters votes approval of such amendment, it shall, unless precluded by subsection 5 or 6, become a part of this Constitution upon completion of the canvass of votes by the Supreme Court.

5. If two or more measures which affect the same section of a statute or of the Constitution are finally approved pursuant to this Section, or an amendment to the Constitution is finally so approved and an amendment proposed by the Legislature is ratified which affect the same section, by the voters at the same election:

(a) If all can be given effect without contradiction in substance, each shall be given effect.

(b) If one or more contradict in substance the other or others, the measure which received the largest favorable vote, and any other approved measure compatible with it, shall be given effect. If the one or more measures that contradict in substance the other or others receive the same number of favorable votes, none of the measures that contradict another shall be given effect.

6. If, at the same election as the first approval of a constitutional amendment pursuant to this Section, another amendment is finally approved pursuant to this Section, or an amendment proposed by the Legislature is ratified, which affects the same section of the Constitution but is compatible with the amendment given first approval, the Secretary of State shall publish and resubmit at the next general election the amendment given first approval as a further amendment to the section as amended by the amendment given final approval or ratified. If the amendment finally approved or ratified contradicts in substance the amendment given first approval, the Secretary of State shall not submit the amendment given first approval to the voters again.

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

Motion Carried.

Assembly Joint Resolution No. 3 of the 74th Session.

Senator Care moved that the resolution be referred to the Committee on Judiciary.

Motion carried.

## INTRODUCTION, FIRST READING AND REFERENCE

By Senator Lee:

Senate Bill No. 209—AN ACT relating to education; revising provisions governing the Governor Guinn Millennium Scholarship Program; and providing other matters properly relating thereto.

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

Motion carried.

By Senator Lee:

Senate Bill No. 210—AN ACT relating to campaign finance; requiring certain persons to submit proof of how they disposed of unspent campaign contributions; requiring candidates to report the annual balance of their campaign accounts; revising the available options for the disposition of unspent campaign contributions; requiring candidates who do not appear on an election ballot within a certain period to dispose of their unspent campaign contributions; and providing other matters properly relating thereto.

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

Motion carried.

By Senators Woodhouse, Carlton, Breeden, Copening, Horsford, Lee, Parks and Schneider:

Senate Bill No. 211—AN ACT relating to prescription drugs; requiring certain wholesalers and manufacturers of prescription drugs to file annually with the State Board of Pharmacy a report disclosing certain economic benefits that the wholesalers and manufacturers have provided to certain persons; and providing other matters properly relating thereto.

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

Motion carried.

By Senator Rhoads:

Senate Bill No. 212—AN ACT relating to initiative petitions; providing a procedure for a petition proposing a statute, an amendment to a statute or an amendment to the Constitution to be placed on a ballot; and providing other matters properly relating thereto.

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

Motion carried.

By Senator Washington:

Senate Bill No. 213—AN ACT relating to the City of Sparks; amending the Charter of the City of Sparks to revise the process for appointing various positions in city government; revising the selection process for Mayor pro tempore; revising the list of classes of persons protected from

employment discrimination by the City; and providing other matters properly relating thereto.

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

Motion carried.

By the Committee on Commerce and Labor:

Senate Bill No. 214—AN ACT relating to insurance; establishing the powers of an organization for dental care; clarifying the definition of "dentist" for purposes of chapter 695D of NRS; revising provisions relating to the applicability of chapter 695D of NRS; establishing the powers of a prepaid limited health service organization; and providing other matters properly relating thereto.

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

Motion carried.

By Senator Rhoads and Assemblyman Carpenter:

Senate Bill No. 215—AN ACT relating to state financial administration; extending the date for the reversion of money transferred to provide historical interpretive signs for the California Trail Wayside Sites to be located in eight northern Nevada counties of this State; and providing other matters properly relating thereto.

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

Motion carried.

By Senator Schneider:

Senate Bill No. 216—AN ACT relating to common-interest communities; providing that an association may not unreasonably restrict the addition of shutters to a unit in a common-interest community; and providing other matters properly relating thereto.

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

Motion carried.

By Senator Coffin:

Senate Bill No. 217—AN ACT relating to the Department of Motor Vehicles; providing that certain applicants for drivers' licenses, instruction permits, identification cards and commercial drivers' licenses must authorize the Department of Motor Vehicles to forward to the Selective Service System personal information necessary for registration with the System; and providing other matters properly relating thereto.

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

Motion carried.

By Senators Parks, Coffin, Care, Nolan, Horsford, Breeden, Copenig, Lee, Schneider, Wiener, Woodhouse; Assemblymen Spiegel, Atkinson, Koivisto, Anderson, Bobzien, Claborn, Manendo, Mastroluca, McClain, Ohrenschall, Pierce, Segerblom, Settlemeyer and Stewart:

Senate Bill No. 218—AN ACT relating to constables; specifically authorizing constables to issue citations for failure to register vehicles that are required to be registered in this State; increasing the fee to which constables are entitled for removing or causing the removal of abandoned vehicles from public property; and providing other matters properly relating thereto.

Senator Care moved that Senate Standing Rule No. 40 be suspended and that the bill be referred to the Committee on Taxation.

Motion carried.

By the Committee on Natural Resources:

Senate Bill No. 219—AN ACT relating to weed control districts; removing the provision requiring a board of county commissioners to levy an assessment on all real property in the county which is in a weed control district and making the levy discretionary; and providing other matters properly relating thereto.

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

Motion carried.

By the Committee on Health and Education:

Senate Bill No. 220—AN ACT relating to public health; providing for the establishment of the Chronic Obstructive Pulmonary Disease Program within the Health Division of the Department of Health and Human Services; and providing other matters properly relating thereto.

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

Motion carried.

By the Committee on Judiciary:

Senate Bill No. 221—AN ACT relating to prisoners; establishing a program of parole secured by a surety bond; and providing other matters properly relating thereto.

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

Motion carried.

By Senator Hardy:

Senate Bill No. 222—AN ACT relating to state financial administration; requiring state agencies to advertise for proposals before entering into certain lease-purchase and installment-purchase agreements; making various other

changes to provisions relating to lease-purchase and installment-purchase agreements; and providing other matters properly relating thereto.

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

Motion carried.

By Senator Wiener:

Senate Bill No. 223—AN ACT relating to crimes; revising the provisions relating to certain crimes involving credit cards and debit cards; and providing other matters properly relating thereto.

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

Motion carried.

By Senator Care:

Senate Bill No. 224—AN ACT relating to public bodies; revising provisions concerning voting in certain counties by members of public bodies that are required to be composed entirely of elected officials; and providing other matters properly relating thereto.

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

Motion carried.

By Senator McGinness:

Senate Bill No. 225—AN ACT relating to district courts; providing for the realignment of certain judicial districts; and providing other matters properly relating thereto.

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

Motion carried.

By Senator Coffin:

Senate Bill No. 226—AN ACT relating to state financial administration; providing for the payment of a bonus to certain members of the Nevada National Guard or the Reserves who are called to active duty in the Armed Forces of the United States after September 11, 2001, to serve in military expeditions or operations to combat terrorism; establishing the criteria for calculating the amount of the bonus; and providing other matters properly relating thereto.

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

Motion carried.

By Senator Wiener:

Senate Bill No. 227—AN ACT relating to security of personal information; requiring the use of encryption by data collectors when transferring personal information; and providing other matters properly relating thereto.



Senator Care moved that Senate Standing Rule No. 40 be suspended and that the bill be referred to the Committee on Judiciary.

Motion carried.

By Senator Carlton:

Senate Bill No. 228—AN ACT relating to dentistry; authorizing the ownership or operation of a dental office or clinic by certain nonprofit corporations and other organizations under certain circumstances; and providing other matters properly relating thereto.

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

Motion carried.

By Senator Carlton:

Senate Bill No. 229—AN ACT relating to health care; establishing the Physician Visa Waiver Program in the Health Division of the Department of Health and Human Services; requiring the Program to provide for the oversight of employers and applicants for J-1 visa waivers in this State, evaluate requests for letters of support and issue such letters; requiring the State Board of Health to adopt regulations providing for the administration of the Program, establishing an application fee for a letter of support and establishing penalties for certain violations by applicants; providing immunity from civil and criminal liability for a person who reports or provides information concerning a violation of the Program to a governmental entity; and providing other matters properly relating thereto.

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

Motion carried.

By Senator Carlton (by request):

Senate Bill No. 230—AN ACT relating to real estate; revising provisions governing certain licenses issued by the Real Estate Division of the Department of Business and Industry; and providing other matters properly relating thereto.

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

Motion carried.

By Senator Cegavske:

Senate Bill No. 231—AN ACT relating to food establishments; exempting a licensed child care facility from certain regulations applicable to a food establishment, regardless of whether the child care facility includes a kindergarten; and providing other matters properly relating thereto.

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

Motion carried.

By Senators Woodhouse, Wiener, Care, Breeden, Mathews, Parks and Schneider:

Senate Bill No. 232—AN ACT relating to taxes on retail sales; providing for the submission to the voters of the question whether the Sales and Use Tax Act of 1955 should be amended to provide an exemption from the tax for certain durable medical equipment and mobility-enhancing equipment; providing for the submission to the voters of the question whether the Sales and Use Tax Act of 1955 should be amended to provide an exemption from the tax for hearing aids and hearing aid accessories; providing for the submission to the voters of the question whether the Sales and Use Tax Act of 1955 should be amended to provide an exemption from the tax for certain ophthalmic or ocular devices or appliances; providing for the exemptions from certain analogous taxes if the voters approve these amendments to the Sales and Use Tax Act of 1955; and providing other matters properly relating thereto.

Senator Care moved that the bill be referred to the Committee on Taxation.  
Motion carried.

By Senators Woodhouse, Breeden, Wiener, Parks, Horsford, Care, Coffin, Mathews and Schneider:

Senate Bill No. 233—AN ACT relating to public health; requiring the free immunization of certain children against certain diseases within the limits of legislative appropriations; making appropriations to pay for the costs of such immunizations; and providing other matters properly relating thereto.

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

Motion carried.

By the Committee on Taxation:

Senate Bill No. 234—AN ACT relating to motor vehicles; revising certain provisions governing the fees charged by a short-term lessor of passenger cars; revising certain provisions concerning the liability of such a lessor for damages caused by the short-term lessee of passenger cars under certain circumstances; increasing the governmental services fee on short-term leases of passenger cars; providing a penalty; and providing other matters properly relating thereto.

Senator Care moved that Senate Standing Rule No. 40 be suspended and that the bill be referred to the Committee on Taxation.

Motion carried.

By Senators Parks, Horsford, Wiener, Woodhouse, Breeden, Care, Coffin, Copening, Lee and Assemblywoman Pierce:

Senate Bill No. 235—AN ACT relating to juvenile justice; requiring a juvenile court to hold a hearing to determine if certain persons should be transferred to district court for criminal proceedings; excluding certain

crimes from the jurisdiction of the juvenile court; and providing other matters properly relating thereto.

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

Motion carried.

By Senators Parks, Copenig, Horsford, Breeden, Care, Coffin, Lee, Wiener, Woodhouse and Assemblywoman Pierce:

Senate Bill No. 236—AN ACT relating to criminal procedure; increasing the amount of the administrative assessment required to be included in the sentence of certain defendants; creating the Fund for Reentry Programs; requiring the increased amount of such an administrative assessment to be credited to the Fund; and providing other matters properly relating thereto.

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

Motion carried.

By Senators Parks, Breeden, Wiener, Woodhouse, Horsford, Care, Coffin, Copenig, Lee and Assemblywoman Pierce (by request):

Senate Bill No. 237—AN ACT relating to the Department of Public Safety; requiring the Director of the Department of Public Safety to establish the Advisory Committee on Uniforms within the Department; providing for the membership of the Advisory Committee; requiring the Advisory Committee to recommend policies and procedures and to advise the Director concerning the standards, design and cost of uniforms of the Department; requiring the Director to solicit and consider the recommendations of the Advisory Committee concerning any proposed substantial change in the specifications, design or cost of any uniform worn by an employee of the Department; and providing other matters properly relating thereto.

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

Motion carried.

By Senators Parks, Horsford, Coffin, Copenig, Lee, Wiener, Woodhouse and Assemblywoman Pierce:

Senate Bill No. 238—AN ACT relating to criminal procedure; authorizing the State Board of Pardons Commissioners to adopt a policy to provide an expedited process for restoring the civil rights of certain persons under certain circumstances; and providing other matters properly relating thereto.

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

Motion carried.

By Senators Horsford, Woodhouse, Care, Breeden, Parks, Amodei, Coffin, Copenig, Lee, Mathews, Raggio, Rhoads, Washington, Wiener;

Assemblymen Atkinson, Conklin, Bobzien, Manendo, Aizley, Buckley, Carpenter, Claborn, Dondero Loop, Goicoechea, Hogan, Kirkpatrick, Koivisto, McClain, Munford, Ocegüera, Ohrenschall, Parnell, Pierce, Segerblom and Spiegel:

Senate Bill No. 239—AN ACT relating to state departments; providing for greater coordination of Nevada's economic development and workforce development goals; and providing other matters properly relating thereto.

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

Motion carried.

By Senators Breeden, Copenig, Hardy, Horsford, Lee, Coffin, McGinness, Schneider, Woodhouse; Assemblymen Manendo, Munford and Segerblom:

Senate Bill No. 240—AN ACT relating to highways; limiting the maximum speed on certain portions of State Route 159; and providing other matters properly relating thereto.

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

Motion carried.

By Senators Breeden, Carlton, Wiener, Townsend, Horsford, Lee, Parks, Woodhouse; Assemblymen Manendo, Munford and Segerblom:

Senate Bill No. 241—AN ACT relating to pets; requiring breeders of cats or dogs to be licensed by the State Department of Agriculture; setting forth the qualifications for a person wishing to be issued a license as a breeder; setting forth the annual licensing fee for a license for breeders; providing the circumstances under which the Department may refuse to grant or renew, or may suspend or revoke the license of a breeder; setting forth the duties of breeders; providing a penalty; and providing other matters properly relating thereto.

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

Motion carried.

By Senator Schneider:

Senate Bill No. 242—AN ACT relating to energy; requiring the Director of the Office of Energy within the Office of the Governor to adopt regulations setting forth standards of efficiency for certain appliances; requiring a portion of the annual assessment levied on public utilities and certain other entities by the Public Utilities Commission of Nevada to be allocated to the Office of Energy; requiring certain contractors to offer upgrades for renewable energy and energy efficiency; requiring certain contractors assisting buyers in obtaining financing to offer, or work with lenders that offer, energy efficient mortgages; requiring the Real Estate Division of the Department of Business and Industry to make certain

information about energy efficiency in residential property available for distribution by licensees; revising continuing education requirements relating to energy efficiency for real estate brokers, real estate broker-salesmen, mortgage brokers and certified or licensed real estate appraisers; and providing other matters properly relating thereto.

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

Motion carried.

By Senator Schneider:

Senate Bill No. 243—AN ACT relating to traffic laws; expanding to all peace officers in this State the authority for the enforcement of certain traffic laws relating to the weight of certain motor vehicles; and providing other matters properly relating thereto.

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

Motion carried.

By Senators Cegavske and Nolan:

Senate Bill No. 244—AN ACT relating to public health; requiring the Health Division of the Department of Health and Human Services, within the limitations of available funding, to establish and maintain a database of certain owners of automated external defibrillators for use in an emergency; providing for the registration of automated external defibrillators with the Health Division; requiring all public schools in this State to acquire automated external defibrillators under certain circumstances; providing for the placement of automated external defibrillators in medical facilities and health clubs in this State; providing a civil penalty; and providing other matters properly relating thereto.

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

Motion carried.

Senator Care moved that the Senate recess subject to the call of the Chair.

Motion carried.

Senate in recess at 11:02 a.m.

#### SENATE IN SESSION

At 11:09 a.m.

President pro Tempore Schneider presiding.

Quorum present.

Assembly Bill No. 29.

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

Motion carried.

Assembly Bill No. 39.

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

Motion carried.

Assembly Bill No. 133.

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

Motion carried.

Assembly Bill No. 136.

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

Motion carried.

Assembly Bill No. 154.

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

Motion carried.

Assembly Bill No. 165.

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

Motion carried.

Assembly Bill No. 173.

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

Motion carried.

Assembly Bill No. 174.

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

Motion carried.

#### SECOND READING AND AMENDMENT

Assembly Bill No. 27.

Bill read second time and ordered to third reading.

#### UNFINISHED BUSINESS

#### SIGNING OF BILLS AND RESOLUTIONS

There being no objections, the President pro Tempore and Secretary signed Senate Joint Resolution No. 5; Senate Concurrent Resolution No. 15; Assembly Concurrent Resolutions Nos. 14, 15.

Senator Horsford moved that the Senate adjourn until Monday, March 16, 2009, at 11 a.m.

Motion carried.

Senate adjourned at 11:20 a.m.

Approved:

MICHAEL A. SCHNEIDER  
*President pro Tempore of the Senate*

Attest: CLAIRE J. CLIFT  
*Secretary of the Senate*