

**THE FORTY-SIXTH DAY**

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CARSON CITY (Thursday), March 19, 2009

Senate called to order at 11:47 a.m.

President Krolicki presiding.

Roll called.

All present except Senators Breeden and Raggio, who were excused.

Prayer by the Chaplain, Dr. Ken Haskins.

Our heavenly Father, our Nation's great leaders have sought Your guidance and have walked in Your ways; therefore, You have richly blessed America. Especially, during these challenging times, we need Your guidance. Direct our steps this day.

In Jesus' Name, I pray.

AMEN.

Pledge of Allegiance to the Flag.

Senator Horsford 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 Energy, Infrastructure and Transportation, to which was referred Senate Bill No. 199, has had the same under consideration, and begs leave to report the same back with the recommendation: Do pass.

MICHAEL A. SCHNEIDER, *Chair*

*Mr. President:*

Your Committee on Government Affairs, to which were referred Senate Bills Nos. 166, 175, has had the same under consideration, and begs leave to report the same back with the recommendation: Do pass.

JOHN J. LEE, *Chair*

*Mr. President:*

Your Committee on Health and Education, to which were referred Senate Bills Nos. 65, 77, has had the same under consideration, and begs leave to report the same back with the recommendation: Do pass.

VALERIE WIENER, *Chair*

*Mr. President:*

Your Committee on Judiciary, to which was referred Senate Bill No. 223, has had the same under consideration, and begs leave to report the same back with the recommendation: Do pass.

TERRY CARE, *Chair*

*Mr. President:*

Your Committee on Natural Resources, to which was referred Senate Bill No. 37, has had the same under consideration, and begs leave to report the same back with the recommendation: Do pass.

Also, your Committee on Natural Resources, to which was referred Senate Bill No. 311, has had the same under consideration, and begs leave to report the same back with the recommendation: Rerefer to the Committee on Health and Education.

DAVID R. PARKS, *Chair*

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, Carson City, March 17, 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. 23, 37, 187, 199, 242.

DIANE M. KEETCH

*Assistant Chief Clerk of the Assembly*

ASSEMBLY CHAMBER, Carson City, March 18, 2009

*To the Honorable the Senate:*

I have the honor to inform your honorable body that the Assembly on this day passed Assembly Bill No. 250.

DIANE M. KEETCH

*Assistant Chief Clerk of the Assembly*

MOTIONS, RESOLUTIONS AND NOTICES

By Senators Woodhouse, Amodei, Breeden, Care, Carlton, Cegavske, Coffin, Copening, Hardy, Horsford, Lee, Mathews, McGinness, Nolan, Parks, Raggio, Rhoads, Schneider, Townsend, Washington, Wiener; Assemblymen Dondero Loop, Aizley, Anderson, Arberry, Atkinson, Bobzien, Buckley, Carpenter, Christensen, Claborn, Cobb, Conklin, Denis, Gansert, Goedhart, Goicoechea, Grady, Gustavson, Hambrick, Hardy, Hogan, Horne, Kihuen, Kirkpatrick, Koivisto, Leslie, Manendo, Mastroluca, McArthur, McClain, Mortenson, Munford, Ocegüera, Ohrenschall, Parnell, Pierce, Segerblom, Settelmeyer, Smith, Spiegel, Stewart and Woodbury:

Senate Concurrent Resolution No. 17—Honoring Charlotte Hill for her volunteerism and support of education.

WHEREAS, Embodying Sir Winston Churchill's maxim "We make a living by what we get, but we make a life by what we give," the life of Charlotte Hill is indeed well made, owing to her magnanimous volunteer support of education in Nevada in diverse roles; and

WHEREAS, Because of Charlotte's commitment to the College of Southern Nevada Foundation and her various fundraising efforts, the College of Southern Nevada and the University of Nevada, Las Vegas, have been able to provide multiple scholarships; and

WHEREAS, Thousands of economically disadvantaged children have been able to attend summer camp as a result of Charlotte Hill's proposal in the 1960s that the Board of Directors of the Economic Opportunity Board of Clark County, of which she was a member, apply for a grant to provide such experiences; and

WHEREAS, After the grant was expended, Charlotte approached the founder and publisher of the *Las Vegas Sun*, and the combined efforts of the newspaper and this tireless humanitarian resulted in the Las Vegas Sun Summer Camp Fund, to which individuals, organizations and local businesses have contributed for over 38 years; and

WHEREAS, Charlotte has dedicated innumerable volunteer hours to help educate and encourage young people through such organizations as the Girl Scouts, Boys and Girls Clubs, United Way of America and Variety Early Learning Center; and

WHEREAS, In 1971, Charlotte convened a group of community leaders who founded "Friends of Channel 10" to raise private support for KLVX, Nevada's first educational and public television station, and since that time, she has dedicated untold hours to the station, been highly effective in fundraising events and served in various capacities in support of local public television as well as the National Friends of Public Broadcasting; and

WHEREAS, In addition to numerous community awards, Charlotte has been honored with the status of Distinguished Nevadan by the University of Nevada, Las Vegas, and Citizen of the Year by the Greater Las Vegas Association of Realtors and has received the Alexis de Tocqueville Award from the United Way of America; and

WHEREAS, In recognition and in honor of the everlasting contributions of Charlotte Hill, her name is immortalized through Charlotte Hill Elementary School, the Charlotte Hill Society and the Charlotte Hill Volunteer in Fund-Raising Award; now, therefore, be it

RESOLVED BY THE SENATE OF THE STATE OF NEVADA, THE ASSEMBLY CONCURRING, That the members of the 75th Session of the Nevada Legislature express their appreciation to Charlotte Hill for her immeasurable volunteer support of education and for the endless contributions she has made to the young people of this State; and be it further

RESOLVED, That the gifts of service to those whose lives have been touched and enriched by the benevolence of this kindhearted woman will long be remembered and inspire all Nevadans to give of themselves; and be it further

RESOLVED, That the Secretary of the Senate prepare and transmit a copy of this resolution to Charlotte Hill.

Senator Woodhouse moved the adoption of the resolution.

Remarks by Senators Woodhouse, Wiener and Schneider.

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

SENATOR WOODHOUSE:

Thank you, Mr. President, each day, we all play a part in the society in which we live our lives. As lawmakers, we help create the rules by which we live that help guide our decisions. There are a few of us, however, who choose to reach beyond those rules and expand them for the betterment of others. One of those persons is here with me today, Charlotte Hill.

Charlotte saw a need in her community and decided to work at making a difference. Her passion became providing an opportunity for the youth around her, especially, those who were less fortunate.

She began her quest by helping children attend summer camp then broadened her scope to provide educational opportunities by helping organized youth groups and supporting public television as an educational tool.

During her many years, she has given countless hours as a volunteer to organizations at their functions and fundraisers. She has given support to the fundraising efforts of the Higher Education System of Nevada to provide learning opportunities for individuals of many ages.

She has been recognized by many civic organizations that presented her with awards for her contributions of time, ideas and dedication. She continues her service today by serving on the Nevada State Board of Education.

I knew of Charlotte Hill for many years, as her daughter, Candy, and I collaborated on school-district projects, and I was often included in their family events. Charlotte became a valued professional friend in 1995 as we needed to raise funds in order to continue offering the Jason Project to students in southern Nevada. We had initial funds from a federal grant, but to sustain the program, we had to look to our community. Who better to assist than Charlotte Hill, fundraiser extraordinaire? For two years, she headed up a combination of receptions, dinners, live auctions and in-person lectures by Dr. Robert Ballard, world renowned oceanographer and founder of the program. We, then, were successful in attaining school-district funds until the budget cuts of 2003. Again, Charlotte Hill came to our aid to raise the necessary funds to provide this fantastic program of scientific discovery. I will be forever indebted to her and so are the young people that her efforts and support provided so many incredible opportunities.

Please join me in expressing our gratitude to this lady who is an inspiration for us all and is a truly community-minded individual, who embodies the meaning of community spirit and working for the common good in our society.

Charlotte Hill, we thank you.

SENATOR WIENER:

Thank you, Mr. President. I rise in support of Senate Concurrent Resolution No. 17. The word "neighbor" comes to mind when I think of Charlotte for reasons we know so well. Charlotte Hill Elementary is across the parking lot from Wiener Elementary.

I remember many years ago, Charlotte and I had a conversation and she expressed her frustration that the principal of her school was not as welcoming. Charlotte was giving her heart and soul to fundraising. Access to that school was not as generous as Wiener Elementary was to me. I told her to come over to our school because Wiener Elementary is K-2 grades and Charlotte Hill is 3-5 grades. The Wiener Elementary children go to Charlotte Hill Elementary when they move up to the third grade. She joined me for one of our events, and her eyes were like a child's at Christmas. She was able to see the children who would be her students too. When the principal was introducing me, she told the students I had a special guest with me. She asked the students who they thought the guest was, and they answered, "her mother." I told them, "No, someone more important. This is Charlotte Hill." That was her first opportunity to visit with the children who would be her students the next year. We have that alliance and the love of children.

I cannot think of anyone who fits the institution of education better and who inspires the children in any greater way than Charlotte. As much as I love the children who attend Wiener Elementary, I know they will be in safe hands at Charlotte Hill Elementary. I thank you for watching out for our students as they move up through the grades in your school. I am privileged to share this day with you. We love you Charlotte. Thank you for all you have done for the students.

SENATOR SCHNEIDER:

Thank you, Mr. President.

I first discovered Skyline Chili when I was a junior in high school. I had just moved to Las Vegas from a small town in Nebraska and met my future mother-in-law, Charlotte. I could always get a bowl of Skyline Chili at Charlotte's house.

When Candy and I were in high school, we used to take gift baskets to the Home of the Good Shepherd, a home for young ladies run by the nuns. Charlotte would always tell us to say "hello" to the Sisters and to tell them she would be calling them the next month. She has been actively involved in the Economic Opportunity Board of Clark County.

Twenty-five years ago, public television was struggling to stay on the air. Since marrying Candy, I learned the important thing to know about Charlotte was the itinerary posted on our refrigerator. That way I knew what part of the country she was in on that day. I did not know that the top award for public television was the "Charlotte Hill Award." I found this out a few years ago when Charlotte was trying to semi-retire. She used to travel throughout the country visiting television stations trying to keep them on the air. I have heard about San Francisco, Kansas City and Atlanta where she would travel to do fund raisers and to organize their television stations. The National Friends of Public Television's top award for volunteerism is the Charlotte Hill Award.

Thank you so much, Charlotte, for all you have done.

Resolution adopted.

Senator Woodhouse moved that all necessary rules be suspended and that Senate Concurrent Resolution No. 17 be immediately transmitted to the Assembly.

Motion carried unanimously.

Mr. President announced that if there were no objections, the Senate would recess subject to the call of the Chair.

Senate in recess at 12:09 p.m.

SENATE IN SESSION

At 12:13 p.m.

President Krolicki presiding.

Quorum present.

Senator Parks moved that Senate Bill No. 311 just reported out of committee be rereferred to the Committee on Health and Education.

Motion carried.

Senator Care moved that Senate Bills Nos. 41, 44, 67, 141, 149, 172, 184; Senate Joint Resolution No. 2 of the 74th Session; Assembly Bill No. 132 be taken from the General File and placed on the General File for the next legislative day.

Remarks by Senator Care.

Motion carried.

INTRODUCTION, FIRST READING AND REFERENCE

By the Committee on Commerce and Labor:

Senate Bill No. 331—AN ACT relating to energy; providing a partial abatement of property taxes and certain sales and use taxes imposed on facilities that use solar energy to generate electricity or process heat; and providing other matters properly relating thereto.

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

Motion carried.

By the Committee on Energy, Infrastructure and Transportation:

Senate Bill No. 332—AN ACT relating to vehicles; revising provisions governing the use of alternative fuels and clean vehicles by fleets owned, operated or leased by certain state agencies and local governing bodies; requiring the Chief of the Budget Division of the Department of Administration to adopt a policy concerning the approval of the purchase or lease of a vehicle by a state agency; and providing other matters properly relating thereto.

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

Motion carried.

By the Committee on Judiciary:

Senate Bill No. 333—AN ACT relating to real property; revising certain provisions governing encumbrances that secure future advances of principal; and providing other matters properly relating thereto.

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

Motion carried.

By the Committee on Judiciary:

Senate Bill No. 334—AN ACT relating to corporations sole; providing for the elimination of the formation of new corporations sole; and providing other matters properly relating thereto.

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

Motion carried.

Assembly Bill No. 23.

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

Motion carried.

Assembly Bill No. 37.

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

Motion carried.

Assembly Bill No. 187.

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

Motion carried.

Assembly Bill No. 199.

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

Motion carried.

Assembly Bill No. 242.

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

Motion carried.

Assembly Bill No. 250.

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

Motion carried.

#### UNFINISHED BUSINESS

##### SIGNING OF BILLS AND RESOLUTIONS

There being no objections, the President and Secretary signed Assembly Bill No. 27.

##### 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 William Hale, Joan Hall and the following students and teachers from the Sutro Elementary School: Benjamin Anderson, David Anderson, Alexandra Anthis, Jason Anthis, Joseph Anthis, Mariela Arauz, David Avendano, Rodrigo Avila-Gudino, Breanna Benavides, Kirstyn Boling, Colt Bowers, Kyle Boyack, Hallie Branchcomb, Sahara Burns, Danielle Cabrera, Fernando Carrillo Jr., Korey Combs, Skylar

Cornwell, Jessica Corona Ayala, Zachary Crawshaw, Carson Crosby, Halen Dessaussois, Grace Dickenson, Jacob Dionne, Mallarie Dominguez, Johana Duenas, Jason Duran, Jack Estrada, Katie Etchegoyhen, Dallas Evans, Sierra Fleming, Zackary Franklin, Kailey Garcia, Cameron George, Samantha Gerhart, Jovani Gomez, Jesse Gonzalez Jr., Miriam Gonzalez, Breanna Greene, Jose Gutierrez Silva, Hannah Harris, Nicholas Hein, Antony Hernandez, Dawson Johnson, Joshua Jukich, Kali Lampshire, Carlos Landa, Christopher Martin, Salvador Martinez Jr., Madison Masching, Sheldon Miller II, Kabrien Oliver, Alexa Ortega Cortes, William Owen, Tuesday Palmer-Rossi, Madison Peters, Hunter Purbaugh, Abirami Ravichandran, Salina Richmond, Delilah Rivera, Jada Robertson, Alexis Russell, Hugo Salcedo, Efrain Salgado-Ibarra Jr., August Scott, Zackary Scott, Devony Sgambati, David Springer, Tyler Starbuck, Kamryn Stevenson, Michelle Torres, Spenser Underwood, Katelin Victor, Curtis Willhite, Maddeson Wilmoth; teachers: Sonya Kirby, Susan Novak and Lauren Garnica.

On request of Senator Hardy, the privilege of the floor of the Senate Chamber for this day was extended to Dr. Myron Burns, Dr. Peter LaChapelle, Dr. Kebret Kebede and Devin Reiss.

On request of Senator Lee, the privilege of the floor of the Senate Chamber for this day was extended to Lacey Lee, Thad Alger, Marilyn Lee, Summer Lee and Sunny Lee.

On request of Senator Mathews, the privilege of the floor of the Senate Chamber for this day was extended to Joey Gilbert.

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

On request of Senator Rhoads, the privilege of the floor of the Senate Chamber for this day was extended to Rick Kilburn and Larry Hutcheson.

On request of Senator Schneider, the privilege of the floor of the Senate Chamber for this day was extended to Anthony Ruggiero, Tom Axtell and Dr. Keith Rheault.

On request of Senator Townsend, the privilege of the floor of the Senate Chamber for this day was extended to Pete Basler and the following students chaperones and teachers from the Double Diamond Elementary School: Luke Allen, Alyssa Brooks, Angel Diaz, Aaron Donado, Nichole Durocher, Ali Freeman, Parker Gaughan, Mason Heath, Eric Huang, Grant Kite, Chau Loan, Emily Lorge, Morgan Myers, Fabiola Orozco, Yoni Piper, Ryan Regier, Alex Riggsby, Jade Sundstrom, Nick Sundstrom, Ashley Tyler, Makayla Vega, Edson Velazquez, Nathan Wellfare, Jocelyn Zeitz, Myer Agnor, Kara Bainter, Brevon Bansuelo, Evan Blanchard, Jaden Cervantes, Carli Cheek, Hailee Ciccotti, Shelby Cole, Jason Dorn, Jordan Finch, Itzel Granados Dominguez, Cyril Hand, Andrew Kissell, Jared Lam, Maggie

Leung, Kaylee Lyman, Corbin Mason, Thomas Oskam-Mouton, Ethan Pettipiece, Sidney Riley, Alicia Smith, Brenna Spackman, Jasmin Towns, Hunter Woolsey, Anthony Zamora, Makai Zuniga, Kyle Egtvedt, Mark Jimenez, Esteban Garcia; chaperones: Lani Cervantes, Kevin Ciccotti, Aurora Granados Dominguez, Christy Luke; teachers: Korina Santos and Angela Angelopoulos.

On request of Senator Woodhouse, the privilege of the floor of the Senate Chamber for this day was extended to Charlotte Hill, Linda Hill Wade, Candy Schneider, Geri Kodey, Dr. Cliff Ferry, Christopher Wallace, Jan Biggerstaff, Gloria Bonaventura, Willa Chaney, Craig Wilkinson and Dave Cook.

Senator Horsford moved that the Senate adjourn until Monday, March 23, 2009, at 11 a.m. and that it do so in memory of Robert Swadell as requested by Senator Care.

Motion carried.

Senate adjourned at 12:32 p.m.

Approved:

BRIAN K. KROLICKI  
*President of the Senate*

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