

THE THIRTY-THIRD DAY

CARSON CITY (Friday), March 11, 2011

Assembly called to order at 11:08 a.m.

Mr. Speaker presiding.

Roll called.

All present except Assemblywoman Pierce, who was excused.

Prayer by the Chaplain, Pastor Al Tilstra.

Our Father, in times of confusion when men and women doubt their beliefs and believe their doubts and are victims of ideologies that seek to divide and conquer, give to the women and men of this house a true appreciation of the great affirmations that we hold in common.

Let us appreciate our agreements and have the courage and conviction to stand up for them, that we may stand united and fearless before the rest of this state and before this nation.

Direct those who govern in this great state, that they may make it as hard as possible to do wrong and as easy as possible to do right. To that end, incline the members of this house to eternal truths that You have revealed for today and for the rest of this legislative session.

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.

MESSAGES FROM THE SENATE

SENATE CHAMBER, Carson City, March 10, 2011

To the Honorable the Assembly:

I have the honor to inform your honorable body that the Senate on this day passed Assembly Bills Nos. 15, 127; Senate Bills Nos. 86, 126, 157.

SHERRY L. RODRIGUEZ
Assistant Secretary of the Senate

INTRODUCTION, FIRST READING AND REFERENCE

By Assemblymen Ocegüera, Conklin, Smith, Kirkpatrick, Bobzien, Atkinson, Carrillo, Horne, Mastroluca, Pierce, Segerblom, and Sherwood:

Assembly Bill No. 260—AN ACT relating to the Legislature; requiring newly elected Legislators to attend training before the beginning of their first legislative session; providing a penalty for failure to attend the training sessions; and providing other matters properly relating thereto.

Assemblyman Conklin moved that the bill be referred to the Committee on Legislative Operations and Elections.

Motion carried.

By Assemblymen Hansen, Kirner, Carrillo, Diaz, Goedhart, Hammond, Hardy, and Kite; Senator Lee:

Assembly Bill No. 261—AN ACT relating to courts; increasing the monetary limit in actions for small claims adjudicated in a justice court; and providing other matters properly relating thereto.

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

Motion carried.

By Assemblyman Grady and Senator Settelmeyer:

Assembly Bill No. 262—AN ACT relating to public administrators; making the District Attorney of Storey County the ex officio Public Administrator of Storey County; and providing other matters properly relating thereto.

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

Motion carried.

By Assemblymen Livermore, Hambrick, Aizley, Bustamante Adams, Grady, Hansen, Hardy, Hickey, Kite, Neal, Sherwood, Stewart, and Woodbury:

Assembly Bill No. 263—AN ACT relating to Carson City; clarifying the permissible use of the proceeds of certain local sales and use taxes by the City; and providing other matters properly relating thereto.

Assemblyman Livermore moved that the bill be referred to the Committee on Taxation.

Motion carried.

By Assemblywoman Kirkpatrick:

Assembly Bill No. 264—AN ACT relating to constables; revising provisions relating to the abolition of the office of constable for a township in certain counties; revising provisions relating to the collection of fees by a constable; and providing other matters properly relating thereto.

Assemblywoman Kirkpatrick moved that the bill be referred to the Committee on Judiciary.

Motion carried.

By Assemblyman Daly (by request):

Assembly Bill No. 265—AN ACT relating to peace officers; requiring a law enforcement agency to release a peace officer from his or her regular working hours to attend certain hearings and administrative proceedings under certain circumstances; requiring a law enforcement agency to compensate a peace officer for attending certain hearings and administrative

proceedings; providing a civil penalty for certain violations of the rights of a peace officer; and providing other matters properly relating thereto.

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

Motion carried.

By Assemblymen Segerblom, Ohrenschall, and Daly:

Assembly Bill No. 266—AN ACT relating to public employees; providing the circumstances under which certain public employers may compel certain public employees to answer questions during an internal administrative investigation; requiring local government employers to provide for post-disciplinary hearings and providing certain procedures for such hearings; revising certain other procedures concerning post-disciplinary hearings for certain state and local government employees; and providing other matters properly relating thereto.

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

Motion carried.

Senate Bill No. 86.

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

Motion carried.

Senate Bill No. 126.

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

Motion carried.

Senate Bill No. 157.

Assemblyman Conklin moved that the bill be referred to the Committee on Legislative Operations and Elections.

Motion carried.

SECOND READING AND AMENDMENT

Assembly Bill No. 217.

Bill read second time and ordered to third reading.

GENERAL FILE AND THIRD READING

Assembly Joint Resolution No. 5 of the 75th Session.

Resolution read third time.

Remarks by Assemblymen Ohrenschall and Goicoechea.

Roll call on Assembly Joint Resolution No. 5 of the 75th Session:

YEAS—25.

NAYS—Ellison, Goedhart, Goicoechea, Grady, Hambrick, Hammond, Hansen, Hardy, Hickey, Kirner, Kite, Livermore, McArthur, Sherwood, Stewart, Woodbury—16.

EXCUSED—Pierce.

Assembly Joint Resolution No. 5 of the 75th Session having received a constitutional majority, Mr. Speaker declared it passed.

Resolution ordered transmitted to the Senate.

Senate Bill No. 23.

Bill read third time.

Remarks by Assemblyman Hammond.

Roll call on Senate Bill No. 23:

YEAS—41.

NAYS—None.

EXCUSED—Pierce.

Senate Bill No. 23 having received a constitutional majority, Mr. Speaker declared it passed.

Bill ordered transmitted to the Senate.

REMARKS FROM THE FLOOR

Assemblyman Conklin moved that the following remarks be entered in the Journal.

Motion carried.

ASSEMBLYMAN HAMBRICK:

Tuesday afternoon, I was able to fully appreciate how this building becomes professional and efficient. Unfortunately, I had to be driven to the hospital. Things are better now, so you are going to have to put up with me for awhile. I knew I was in good hands because my cardiologist who came in the following day was Susan O'Leary. This close to St. Patrick's Day, I knew I was in good hands.

On a more serious note, the EMTs in this building, the Legislative Police, and LCB did just a phenomenal, phenomenal job. They called my wife, picked her up, got her to the airport, and picked her up in Reno. I had a police officer at my bedside for several hours until they knew my wife was at the airport. I am very, very grateful for the professionalism. You will all be in my prayers.

Mr. Speaker announced if there were no objections, the Assembly would recess subject to the call of the Chair.

Assembly in recess at 11:33 a.m.

ASSEMBLY IN SESSION

At 11:34 a.m.

Mr. Speaker presiding.

Quorum present.

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Assemblywoman Diaz, the privilege of the floor of the Assembly Chamber for this day was extended to Alejandra Diaz and Sylvia Dominguez-Curry, and Xavier Carson Alejandre-Diaz.

On request of Assemblyman Brooks, the privilege of the floor of the Assembly Chamber for this day was extended to Willie Fields.

On request of Assemblyman Ellison, the privilege of the floor of the Assembly Chamber for this day was extended to the following students and chaperones from Jackpot Combined High School: Guillermo Aguilar Ruiz Jr., Maria Guadalupe Aguilar, Martin Castaneda, Carina Cortez, Edgar Espinoza, Jasmin Flores-Vidales, Rafael Gonzalez, Benjamin Aaron Messmer, Deanna Miller, Luis Manuel Miramontes, Braulio Nunez, Garrett James Peak, Lilina Perez, Arturo Salas, Everardo Reyna Sanchez, Maria Sanchez, John Carlos Mendez Blanco, Taylor Carpenter, Sandra Fragoza, Caleb Shay Funke, Cecilia Gaeta, Edith Gonzalez, Briana Hall, Brittany Hugill, Sarai Martinez, Yanelli Martinez, Gabriela Mata, Miguel Martinez Mendez, Jessica Charmaine Peak, Alejandro Torrez-Cruz, Estrellita Moralez, Guillermo Aguilar, Martin Castaneda, Edgar Espinoza, Rafael Gonzalez, Ben Messmer, Luis Miramontes, Braulio Nunez, Garrett Peak, Arturo Salas, Everardo Sanchez, Carlos Blanco, Caleb Funke, Miguel Mendez, Alex Torres-Cruz, Maria Aguilar, Carina Cortes, Jasmin Flores, Deanna Miller, Liliana Perez, Maria Sanchez, Taylor Carpenter, Sandra Fragoza, Cecilia Gaeta, Edith Gonzalez, Sarai Martinez, Yanelli Martinez, Gabriela Mata, Estrellita Morales, Jessica Peak, Tina Andrews, Bonnie Yoman, Brian Messmer, Becky Messmer, and Kim Smith.

On request of Assemblyman Kite, the privilege of the floor of the Assembly Chamber for this day was extended to Renea Louie and Whitney Louie.

On request of Assemblyman Segerblom, the privilege of the floor of the Assembly Chamber for this day was extended to former Assemblywoman Gene Segerblom and Robin Liggett.

Assemblyman Conklin moved that the Assembly adjourn until Monday, March 14, 2011, at 11 a.m., and that it do so in honor of and with prayers for all those suffering in Japan and around the world from a massive earthquake and the subsequent tsunami.

Motion carried.

Assembly adjourned at 11:35 a.m.

Approved:

JOHN OCEGUERA
Speaker of the Assembly

Attest: SUSAN FURLONG
Chief Clerk of the Assembly