

THE THIRTY-EIGHTH DAY

CARSON CITY (Wednesday), March 16, 2011

Assembly called to order at 11:15 a.m.

Mr. Speaker presiding.

Roll called.

All present except Assemblyman Brooks, who was excused.

Prayer by the Chaplain, Pastor Al Tilstra.

Heavenly Father, our country has enjoyed the highest level of freedom of any country in the world. For that we thank and praise You. We have the *Constitution* and the *Bill of Rights* to guarantee our freedom, to speak without fear, to worship You, to choose our leaders, oppose wrongs, and defend what is right. Americans enjoy these freedoms because You have been with us, to guide our leaders and ordinary citizens to do extraordinary things in Your name. Continue to give us Your guidance and Your strength to resist those forces that would take away our precious freedom and pull us down to their level. Humbly we ask You to preserve our country's freedoms so that we may remain a beacon of light in the world.

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.

INTRODUCTION, FIRST READING AND REFERENCE

By Assemblymen Hansen, Goedhart, Hardy, Ellison, Hambrick, Goicoechea, Grady, Hammond, Hickey, Kite, Livermore, McArthur, and Stewart:

Assembly Bill No. 285—AN ACT relating to constructional defects; revising provisions governing an award of attorney's fees in causes of action for constructional defects; and providing other matters properly relating thereto.

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

Motion carried.

By Assemblymen Hardy, Goedhart, Hambrick, Aizley, Anderson, Bustamante Adams, Ellison, Goicoechea, Grady, Hammond, Hansen, Hickey, Hogan, Kirner, Kite, Livermore, Munford, Neal, Sherwood, Stewart, and Woodbury; Senators Parks, Hardy, Schneider, Cegavske, Denis, Lee, Manendo, Rhoads, Roberson, and Settlemeyer:

Assembly Bill No. 286—AN ACT relating to Medicaid; establishing the Advisory Committee on Medicaid Fraud to conduct a study of Medicaid fraud in this State and make certain recommendations to the Legislature; requiring the Administrator of the Division of Welfare and Supportive Services of the Department of Health and Human Services, the Administrator of the Division of Health Care Financing and Policy of the Department, and the Attorney General to each appoint three members to the Advisory Committee; and providing other matters properly relating thereto.

Assemblyman Hardy moved that the bill be referred to the Committee on Health and Human Services.

Motion carried.

By Assemblymen Kirkpatrick, Atkinson, Conklin, Carlton, and Ocegüera:

Assembly Bill No. 287—AN ACT relating to energy; creating the Nevada Renewable Energy Transmission Authority; authorizing the Authority to identify and establish corridors for the transmission of electricity within this State and to finance and acquire certain facilities for the transmission of electricity; authorizing the Authority to issue and sell revenue bonds to finance the acquisition of eligible facilities; providing that revenues derived by the Authority from the financing, sale, lease or operation of eligible facilities and any fees and service charges collected by the Authority for the use of eligible facilities and other services provided by the Authority are pledged for the repayment of such revenue bonds; requiring public utilities and municipal utilities to pay a fee for each kilowatt-hour of electricity distributed to retail customers who purchase electricity for consumption in this State; providing that the money collected from the fee must be used to finance the operation of the Authority; and providing other matters properly relating thereto.

Assemblywoman Kirkpatrick moved that the bill be referred to the Committee on Commerce and Labor.

Motion carried.

By the Committee on Taxation:

Assembly Bill No. 288—AN ACT relating to taxation; authorizing the Commission on Economic Development to approve under certain conditions a partial abatement of the taxes imposed on a logistics business or renewable energy manufacturing business that locates in certain counties or cities in this State; providing for the administration and enforcement of the terms of such an abatement; requiring certain reports to the Legislature; and providing other matters properly relating thereto.

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

Motion carried.

By Assemblymen Mastroluca, Carlton, and Atkinson; Senators Wiener and Schneider:

Assembly Bill No. 289—AN ACT relating to dietetics; creating the State Board of Dietetics; prescribing the powers and duties of the Board; providing for the membership of the Board; providing for the licensure of dietitians; providing for the registration of dietetic technicians; prohibiting a person from engaging in the practice of dietetics without a license or certificate of registration issued by the Board; setting forth the grounds for disciplinary action against a licensed dietitian or registered dietetic technician; providing a penalty; and providing other matters properly relating thereto.

Assemblywoman Mastroluca moved that the bill be referred to the Committee on Commerce and Labor.

Motion carried.

By Assemblymen Neal, Aizley, Benitez-Thompson, Bobzien, Diaz, Flores, Hardy, Horne, Livermore, Munford, Ohrenschall, Pierce, and Stewart:

Assembly Bill No. 290—AN ACT relating to education; requiring the board of trustees of each school district to administer the practice test of the high school proficiency examination to all pupils enrolled in grade 10; authorizing the principal of a high school to postpone the administration of the high school proficiency examination in the subject areas of mathematics and science for a pupil who is not academically ready in those subject areas; and providing other matters properly relating thereto.

Assemblywoman Neal moved that the bill be referred to the Committee on Education.

Motion carried.

By Assemblymen Horne, Aizley, Atkinson, Bustamante Adams, Carlton, Carrillo, Daly, Dondero Loop, Frierson, Goicoechea, Hogan, Livermore, Mastroluca, Munford, Pierce, and Segerblom:

Assembly Bill No. 291—AN ACT relating to estates; making certain agreements between an heir finder and an apparent heir relating to the recovery of property in an estate void and unenforceable under certain circumstances; and providing other matters properly relating thereto.

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

Motion carried.

By Assemblymen Horne, Daly, Dondero Loop, Flores, Frierson, Ohrenschall, and Segerblom:

Assembly Bill No. 292—AN ACT relating to real estate appraisal; limiting certain exemptions from provisions governing real estate appraisal; and providing other matters properly relating thereto.

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

Motion carried.

By Assemblymen Horne, Segerblom, Aizley, Bustamante Adams, Carlton, Carrillo, Daly, Dondero Loop, Flores, Frierson, Hogan, Munford, Ohrenschall, and Pierce:

Assembly Bill No. 293—AN ACT relating to civil actions; requiring a person who owns or controls the premises on which an injury or death allegedly occurred to produce certain evidence under certain circumstances; and providing other matters properly relating thereto.

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

Motion carried.

By Assemblymen Horne, Atkinson, Ohrenschall, Segerblom, Aizley, Carrillo, Daly, Dondero Loop, Flores, Frierson, Hogan, Munford, and Pierce:

Assembly Bill No. 294—AN ACT relating to gaming; revising certain definitions relating to mobile gaming for the purposes of the Nevada Gaming Control Act; revising the method of paying certain fees received from the operation of mobile gaming; revising provisions relating to the location of a computer system associated with mobile gaming; and providing other matters properly relating thereto.

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

Motion carried.

GENERAL FILE AND THIRD READING

Assembly Bill No. 17.

Bill read third time.

Remarks by Assemblywoman Kirkpatrick.

Roll call on Assembly Bill No. 17:

YEAS—41.

NAYS—None.

EXCUSED—Brooks.

Assembly Bill No. 17 having received a constitutional majority, Mr. Speaker declared it passed.

Bill ordered transmitted to the Senate.

Assembly Bill No. 18.

Bill read third time.

Remarks by Assemblyman Ohrenschall.

Roll call on Assembly Bill No. 18:

YEAS—41.

NAYS—None.

EXCUSED—Brooks.

Assembly Bill No. 18 having received a constitutional majority,
Mr. Speaker declared it passed.

Bill ordered transmitted to the Senate.

Assembly Bill No. 103.

Bill read third time.

Remarks by Assemblyman Livermore.

Roll call on Assembly Bill No. 103:

YEAS—41.

NAYS—None.

EXCUSED—Brooks.

Assembly Bill No. 103 having received a constitutional majority,
Mr. Speaker declared it passed.

Bill ordered transmitted to the Senate.

Assembly Bill No. 166.

Bill read third time.

Remarks by Assemblywoman Bustamante Adams.

Roll call on Assembly Bill No. 166:

YEAS—41.

NAYS—None.

EXCUSED—Brooks.

Assembly Bill No. 166 having received a constitutional majority,
Mr. Speaker declared it passed.

Bill ordered transmitted to the Senate.

Assembly Bill No. 193.

Bill read third time.

Remarks by Assemblyman Aizley.

Roll call on Assembly Bill No. 193:

YEAS—41.

NAYS—None.

EXCUSED—Brooks.

Assembly Bill No. 193 having received a constitutional majority,
Mr. Speaker declared it passed.

Bill ordered transmitted to the Senate.

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Assemblywoman Benitez-Thompson, the privilege of the floor of the Assembly Chamber for this day was extended to Fatou Kebe.

On request of Assemblyman Bobzien, the privilege of the floor of the Assembly Chamber for this day was extended to Emmanuel Williams, Catana Barnes, and SaDarius Clayton.

On request of Assemblywoman Bustamante Adams, the privilege of the floor of the Assembly Chamber for this day was extended to Zachary Earnest.

On request of Assemblyman Conklin, the privilege of the floor of the Assembly Chamber for this day was extended to MaryAnn Mangan.

On request of Assemblyman Ellison, the privilege of the floor of the Assembly Chamber for this day was extended to Tyler Penn-Brown, Merleen Johns, and Debbie Frey.

On request of Assemblyman Goedhart, the privilege of the floor of the Assembly Chamber for this day was extended to Todd Falcke, Craig Caldwell, John McNary, and Bevin Lister.

On request of Assemblyman Goicoechea, the privilege of the floor of the Assembly Chamber for this day was extended to Meghan Brown and J.J. Goicoechea.

On request of Assemblyman Grady, the privilege of the floor of the Assembly Chamber for this day was extended to the following students and chaperones from Dayton High School: Taylor Ingersoll, Cassidy Council, Marlayna Martinez, Erika McCoy, Devon Shipman-Cates, Ian Strey, Joshua Boga, Chyanne Corley, Samantha Gillenwater, Elyse Ingersoll, Austin Lee, Cameron McGifford, Sara Torgerson, Kelsie Torres, Michael Perkins, Wayne Workman, Kevin Kranjcec, Tim Logan, Damon Etter, Jessica Ramirez, Dave Stix Jr., and Grant Milk.

On request of Assemblyman Hammond, the privilege of the floor of the Assembly Chamber for this day was extended to Jill Combs.

On request of Assemblyman Hansen, the privilege of the floor of the Assembly Chamber for this day was extended to John Falen, Craig Shier, and Marlene Shier.

On request of Assemblyman Horne, the privilege of the floor of the Assembly Chamber for this day was extended to Angelena Cook.

On request of Assemblyman Livermore, the privilege of the floor of the Assembly Chamber for this day was extended to Ricardo Terriquez.

On request of Assemblyman Stewart, the privilege of the floor of the Assembly Chamber for this day was extended to the following students and

chaperones from Liberty High School: Sasha Bowles, Ricky Chawla, Taylor Cook, Leslie Corral, John George, Samantha Hamilton, Rizza Loverance, Amanda Manago, Parris Nielson, Bryson Siiaren, Jordyn Thayer, Zuzana Zbubunova, Cheryl Fontanilla, Lauren Dentscheff, Zach Ball, Ester Taylor, Gabe Soto, Nate Crieger, Raymond Ulan, Raven Fraizer, Klifford Fernando, Anthony Anquino, Axl Tatoy, Chad Cabunoc, Lisa Holdstrom, Kaytlin Matin, Llene Kretchemer, Vickie Cadiz, Shayne Cruz, Jennifer Dones, Brandon Farber, Ana Garcia, Anthony Gutierrez, Karly Hernandez, Yessica Jaimes, Toshiki Kondo, Willie McKay, Nichole Seastrunk, Nick Seastrunk, Jacob Shanely, Allisia Spencer, Tracy Williams, Cori Graves, Tristian Sedminik, Ian Lujan, Andrew Ruiz, Raul Saldivar, Florencia Martinez, Demorah Jones, Richard Montano, Cilia Meraz, Francisco Quintero, Kelly Camargo, Sonya Johnson, and Carmen Bell.

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

Assemblyman Conklin moved that the Assembly adjourn until Thursday, March 17, 2011, at 11 a.m.

Motion carried.

Assembly adjourned at 11:47 a.m.

Approved:

JOHN OCEGUERA
Speaker of the Assembly

Attest: SUSAN FURLONG

Chief Clerk of the Assembly