

THE THIRTY-NINTH DAY

CARSON CITY (Thursday) March 17, 2011

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

Mr. Speaker presiding.

Roll called.

All present except Assemblymen Brooks and Livermore, who were excused.

Prayer by the Chaplain, Reverend Norm Milz.

Almighty God and Father, You have placed us in this Assembly to work to establish policies, laws, and programs that will be for the growth and stability of this State of Nevada and its people. As bills have been referred to the appropriate committees during this past week, may those committees bring back to this Assembly decisions that meet with the approval of a majority of this Assembly and can be moved to their conclusion. We also, once again, bring before You the people of Japan. May the tragedy that nation is experiencing touch our hearts as we lift them up to You seeking Your care. Today, we pray for Your gift of wisdom, that it may guide us in our discussions and speech. We pray for Your gift of peace, that we may work together in unity to reach conclusions that will benefit all. We pray for Your gift of strength, that we may both stand firm by our convictions but also have the good conscience to see others' positions and convictions. May we be kind to one another, forgiving one another, even as You continually forgive us. All these things we bring to You trusting in Your love, grace, and mercy, in the name of Your Son, Jesus Christ.

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.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Judiciary, to which was referred Senate Bill No. 5, has had the same under consideration, and begs leave to report the same back with the recommendation: Do pass.

WILLIAM C. HORNE, *Chair*

MESSAGES FROM THE SENATE

SENATE CHAMBER, Carson City, March 16, 2011

To the Honorable the Assembly:

I have the honor to inform your honorable body that the Senate on this day passed Assembly Bill No. 124.

SHERRY L. RODRIGUEZ
Assistant Secretary of the Senate

INTRODUCTION, FIRST READING AND REFERENCE

By Assemblymen Bobzien, Anderson, Bustamante Adams, Hogan, Kirkpatrick, Mastroluca, and Smith; Senator Leslie:

Assembly Bill No. 295—AN ACT relating to human remains; authorizing certain persons who are designated by a member of the Armed Forces of the United States, a reserve component thereof or the National Guard to order the burial or cremation of the human remains of the member upon his or her death; and providing other matters properly relating thereto.

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

Motion carried.

By Assemblymen Daly, Kirkpatrick, and Smith:

Assembly Bill No. 296—AN ACT relating to long-term care administrators; revising provisions governing the imposition of certain administrative sanctions by the Board of Examiners for Long-Term Care Administrators; and providing other matters properly relating thereto.

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

Motion carried.

By Assemblymen Ocegüera, Conklin, Anderson, Kirkpatrick, Brooks, Aizley, Atkinson, Benitez-Thompson, Bobzien, Bustamante Adams, Carlton, Carrillo, Daly, Diaz, Dondero Loop, Flores, Frierson, Goicoechea, Hammond, Hickey, Hogan, Horne, Livermore, Mastroluca, Munford, Neal, Ohrenschall, Pierce, Segerblom, and Smith:

Assembly Bill No. 297—AN ACT relating to airports; requiring the board of county commissioners of certain counties to grant certain authority to a department of aviation; requiring those boards to create a department of aviation; authorizing the county fair and recreation board to oversee the department of aviation on behalf of the board of county commissioners; and providing other matters properly relating thereto.

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

Motion carried.

By Assemblyman Atkinson:

Assembly Bill No. 298—AN ACT relating to off-highway vehicles; revising certain limitations in the provisions authorizing cities and counties to designate portions of certain highways as permissible for use by off-highway vehicles; and providing other matters properly relating thereto.

Assemblyman Atkinson moved that the bill be referred to the Committee on Transportation.

Motion carried.

By Assemblymen Atkinson, Conklin, Kirkpatrick, Aizley, Anderson, Benitez-Thompson, Bustamante Adams, Carlton, Diaz, Flores, Frierson, Hogan, Horne, Munford, Ocegüera, Pierce, and Smith:

Assembly Bill No. 299—AN ACT relating to insurance; creating the Low-Cost Automobile Insurance Pilot Program; providing that a low-cost automobile insurance policy issued under the Program satisfies the coverage requirements for a motor vehicle liability policy; establishing the requirements for participation in the Program; imposing an assessment on motor vehicle liability policies to fund the operation of and publicity for the Program; requiring the Commissioner of Insurance to report to the Legislature on the effectiveness of the Program; and providing other matters properly relating thereto.

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

Motion carried.

By Assemblymen Frierson, Atkinson, Horne, Smith, Ocegüera, Bustamante Adams, Conklin, Diaz, Ohrenschall, and Segerblom; Senator Horsford:

Assembly Bill No. 300—AN ACT relating to real property; revising provisions providing for mediation in certain actions for foreclosure; and providing other matters properly relating thereto.

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

Assembly in recess at 11:16 a.m.

ASSEMBLY IN SESSION

At 11:17 a.m.

Mr. Speaker presiding.

Quorum present.

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

Motion carried.

By Assemblyman Legislative Operations and Elections:

Assembly Bill No. 301—AN ACT relating to civil rights; providing for the restoration of the right to vote and the right to serve on a jury in civil matters for any person who has completed a sentence for a felony conviction or been

discharged from probation or parole from a felony conviction; revising provisions governing the restoration of the right to hold public office and the right to serve on a jury in criminal matters to persons who have been convicted of a felony; revising provisions governing the registration to vote of a person convicted of a felony; revising provisions governing the cancellation of the registration to vote of a person convicted of a felony; revising provisions governing a challenge to the right to vote of a person convicted of a felony; and providing other matters properly relating thereto.

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

Motion carried.

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

Assembly in recess at 11:18 a.m.

ASSEMBLY IN SESSION

At 11:19 a.m.

Mr. Speaker presiding.

Quorum present.

By Assemblymen Goedhart, Grady, Hambrick, Kite, McArthur, and Sherwood; Senators Gustavson and Settlemeyer:

Assembly Bill No. 302—AN ACT relating to off-highway vehicles; authorizing off-highway vehicles to be operated on highways under certain circumstances; providing a penalty; and providing other matters properly relating thereto.

Assemblyman Goedhart moved that the bill be referred to the Committee on Transportation.

Motion carried.

By Assemblymen Goedhart, Hambrick, Kite, McArthur, Sherwood, and Stewart; Senators Gustavson, Halseth, Hardy, and Settlemeyer:

Assembly Bill No. 303—AN ACT relating to motor vehicles; providing for the issuance of special license plates to promote awareness of the United States Constitution; requiring the proposal for issuance of the plates to be submitted to the Commission on Special License Plates for approval; imposing a fee for the issuance and renewal of such license plates; and providing other matters properly relating thereto.

Assemblyman Goedhart moved that the bill be referred to the Committee on Transportation.

Motion carried.

By Assemblymen Bobzien, Benitez-Thompson, Hickey, Segerblom, and Smith; Senators Leslie and Copening:

Assembly Bill No. 304—AN ACT relating to fire protection; prohibiting a person from acting as a fire performer unless the person holds a certificate of registration as a fire performer or apprentice fire performer; providing for the application for and issuance of a certificate of registration as a fire performer or apprentice fire performer; prohibiting an apprentice fire performer from acting as a fire performer without certain supervision; providing a penalty; and providing other matters properly relating thereto.

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

Motion carried.

By Assemblymen Kite, Anderson, Aizley, Benitez-Thompson, Bustamante Adams, Ellison, Flores, Grady, Hambrick, Hansen, Hardy, Hickey, Kirner, Livermore, McArthur, Neal, Sherwood, Stewart, and Woodbury; Senators Gustavson, Kieckhefer, McGinness, and Settlemeyer:

Assembly Bill No. 305—AN ACT relating to crimes; increasing the penalty for certain crimes committed against older or vulnerable persons; providing penalties; and providing other matters properly relating thereto.

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

Motion carried.

By Assemblymen Kite, Benitez-Thompson, Bustamante Adams, Ellison, Flores, Hickey, Livermore, McArthur, Neal, Sherwood, Stewart, and Woodbury; Senators Kieckhefer and Settlemeyer:

Assembly Bill No. 306—AN ACT relating to conservation districts; revising the manner in which certain supervisors of a conservation district are appointed; and providing other matters properly relating thereto.

Assemblyman Kite moved that the bill be referred to the Committee on Natural Resources, Agriculture, and Mining.

Motion carried.

By Assemblymen Bobzien, Carlton, Atkinson, Kirkpatrick, Segerblom, and Smith; Senators Leslie, Horsford, and Rhoads:

Assembly Bill No. 307—AN ACT relating to governmental administration; prohibiting a person from commencing the construction of an energy development project without first filing a notice with the Office of Energy within the Office of the Governor; creating the Energy Planning and Mitigation Fund; requiring the Office of Energy to coordinate with the Department of Wildlife to use money from the Fund for certain wildlife monitoring activities; and providing other matters properly relating thereto.

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

Motion carried.

By Assemblymen Conklin, Kirkpatrick, Smith, Atkinson, Bustamante Adams, Carrillo, Daly, Dondero Loop, Frierson, Mastroluca, Ocegüera, and Segerblom:

Assembly Bill No. 308—AN ACT relating to mortgage lending; revising provisions governing certain mortgage lending professionals to be consistent with certain federal law governing the provision of mortgage assistance relief services; providing a penalty; and providing other matters properly relating thereto.

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

Motion carried.

By Assemblymen Ocegüera, Smith, Conklin, Ohrenschall, Bobzien, Aizley, Anderson, Atkinson, Bustamante Adams, Carlton, Carrillo, Daly, Diaz, Dondero Loop, Flores, Frierson, Hogan, Horne, Kirkpatrick, Mastroluca, Munford, and Pierce:

Assembly Bill No. 309—AN ACT relating to insurance; creating the Office of the Consumer Advocate within the Division of Insurance of the Department of Business and Industry; requiring the Governor to appoint a Consumer Advocate as the executive head of the office; requiring the Consumer Advocate to intervene in and represent the public interest in public hearings relating to rates for certain policies, contracts or plans of health insurance; requiring an insurer to provide certain information to the Consumer Advocate and publish on an Internet website maintained by the insurer certain information concerning each policy, contract or plan of health insurance offered by the insurer in this State; requiring the Commissioner of Insurance to publish on an Internet website maintained by the Division certain information relating to health insurance rates and public hearings relating to rates for certain policies, contracts or plans of health insurance; authorizing an insurer and the Consumer Advocate to request a public hearing on any rate or proposed rate increase or decrease of a policy, contract or plan of health insurance filed by the insurer with the Commissioner; authorizing a consumer of health insurance to request a public hearing on certain rates and proposed rate increases or decreases of a policy, contract or plan of health insurance filed by an insurer with the Commissioner; authorizing the Commissioner to hold a public hearing on a rate or proposed rate increase or decrease of a policy, contract or plan of health insurance filed by an insurer; removing certain provisions relating to trade secrets of

insurers; providing a penalty; and providing other matters properly relating thereto.

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

Motion carried.

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

Assembly in recess at 11:28 a.m.

ASSEMBLY IN SESSION

At 11:33 a.m.

Mr. Speaker presiding.

Quorum present.

UNFINISHED BUSINESS

SIGNING OF BILLS AND RESOLUTIONS

There being no objections, the Speaker and Chief Clerk signed Assembly Bill No. 28; Senate Bill No. 23.

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

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

On request of Assemblyman Segerblom, the privilege of the floor of the Assembly Chamber for this day was extended to Madeliene Day.

On request of Assemblyman Stewart, the privilege of the floor of the Assembly Chamber for this day was extended the following students and chaperones from Liberty High School: Spencer Hill-Hale, Alexis Paredes, Thomas Smith, Rebecca Cruz, Lauren Smith, Chaz Murray, Hillary Franco, Jacob Wilkerson, Ryan Nimmo, Linsey Terry, Tashawna Nieto, Saquisha Woods, Mercedes Mines, Cory Chiders, Mary Lenard, Semaj Price, Brika Lennon, Makenzie Jones, Kiki Minor, Dustin Laub, Peter McCutchen, Dennis Navarez, Liz Starbuck, Teu Tai, Jacob Boockoff, Courtney Abraham, Gina Candalerio, Brianda Catalan, Paige Thomas, Jessica Peraza, Delea Keeling, Dallas Scott, Jessica Makay, Vanessa Portillo, Ivy Sampson, Xavier Adams, Nate Rollins, Kassandra Zepeda, and Amber Aleman.

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

Assemblyman Conklin moved that the Assembly adjourn until Friday, March 18, 2011, at 11 a.m., and that it do so in memory of Steven Brooks, Sr., with the thoughts and prayers of the Assemblymembers going to Assemblyman Brooks and his family.

Motion carried.

Assembly adjourned at 11:35 a.m.

Approved:

JOHN OCEGUERA
Speaker of the Assembly

Attest: SUSAN FURLONG

Chief Clerk of the Assembly