

THE FIFTIETH DAY

CARSON CITY (Monday), March 28, 2011

Assembly called to order at 11:34 a.m.

Mr. Speaker presiding.

Roll called.

All present.

Prayer by the Chaplain, Pastor Albert Tilstra.

O God, in the midst of great activity, today we ask You to remind us often of Your invisible presence that out of confused issues may come simplicity of plan; out of fear may come confidence; out of hurry may come the willingness to wait; out of frustration, rest and power.

This we ask in Your name.

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 Transportation, to which was referred Assembly Bill No. 53, has had the same under consideration, and begs leave to report the same back with the recommendation: Do pass.

MARILYN DONDERO LOOP, *Chair*

MOTIONS, RESOLUTIONS AND NOTICES

By the Committee on Judiciary:

Assembly Joint Resolution No. 7—Proposing to amend the Nevada Constitution to create an intermediate appellate court.

RESOLVED BY THE ASSEMBLY AND SENATE OF THE STATE OF NEVADA, JOINTLY, That a new section, designated Section 3A, be added to Article 6 of the Nevada Constitution to read as follows:

Sec. 3A. 1. The court of appeals consists of three judges or such greater number as the Legislature may provide by law. If the number of judges is so increased, the Supreme Court must provide by rule for the assignment of each appeal to a panel of three judges for decision.

2. After the initial terms, each judge of the court of appeals must be elected by the qualified electors of this State at the general election for a term of 6 years beginning on the first Monday of January next after the election. The initial three judges of the court of appeals must be appointed by the Governor from among three nominees selected for each individual seat by the permanent Commission on Judicial Selection described in subsection 3 of section 20 of this Article. After the expiration of 30 days from the date on which the permanent

Commission on Judicial Selection has delivered to the Governor its list of nominees for the initial judges, if the Governor has not made the appointments required by this Section, the Governor shall make no other appointment to any public office until the Governor has appointed a judge from the list submitted. The term of the initial judges is 2 years beginning on the first Monday of January next after the effective date of this Section, and an initial judge may succeed himself. If there is an increase in the number of judges, each additional judge must be elected by the qualified electors of this State at the first general election following the increase for a term of 6 years beginning on the first Monday of January next after the election.

3. *The Chief Justice of the Supreme Court shall appoint one of the judges of the court of appeals to be chief judge. The chief judge serves a term of 4 years, except that the term of the initial chief judge is 2 years. The chief judge may succeed himself. The chief judge may resign the position of chief judge without resigning from the court of appeals.*

4. *The Supreme Court shall provide by rule for the assignment of one or more judges of the court of appeals to devote a part of their time to serve as supplemental district judges, where needed.*

And be it further

RESOLVED, That Section 1 of Article 6 of the Nevada Constitution be amended to read as follows:

Section 1. The judicial power of this State ~~shall be~~ is vested in a court system, comprising a Supreme Court, *a court of appeals*, district courts ~~and~~ and justices of the peace. The Legislature may also establish, as part of the system, courts for municipal purposes only in incorporated cities and towns.

And be it further

RESOLVED, That Section 4 of Article 6 of the Nevada Constitution be amended to read as follows:

Sec. 4. 1. The Supreme Court ~~shall~~ *and the court of appeals* have appellate jurisdiction in all civil cases arising in district courts, and also on questions of law alone in all criminal cases in which the offense charged is within the original jurisdiction of the district courts. *The Supreme Court shall fix by rule the jurisdiction of the court of appeals and shall provide for the review, where appropriate, of appeals decided by the court of appeals.* The ~~court shall also~~ *Supreme Court and the court of appeals* have power to issue writs of mandamus, certiorari, prohibition, quo warranto ~~and~~ and habeas corpus and also all writs necessary or proper to the complete exercise of ~~its appellate~~ *their* jurisdiction. Each ~~of the justices shall have power to~~ *justice of the Supreme Court and judge of the court of appeals may* issue writs of habeas corpus to any part of the State, upon petition by, or on behalf of, any person held in actual custody ~~in this State~~ and may make such writs returnable ~~before himself~~ *the issuing justice or judge* or the ~~Supreme Court~~ *court of which the justice or judge is a member*, or before any district court in the State or ~~before~~ any judge of ~~said courts~~ *a district court*.

2. In case of the disability or disqualification, for any cause, of ~~the Chief Justice or one of the associate justices~~ *a justice* of the Supreme Court, ~~for any two of them~~ the Governor ~~is authorized and empowered to~~ *may designate any* *a judge of the court of appeals* or a district judge ~~for judges~~ to sit in the place ~~for places~~ of ~~such~~ *the* disqualified or disabled justice. ~~for justices, and said judge or judges so designated shall receive their~~ *The judge designated by the Governor is entitled to receive his* actual expense of travel and otherwise while sitting in the Supreme Court.

3. *In the case of the disability or disqualification, for any cause, of a judge of the court of appeals, the Governor may designate a district judge to sit in the place of the disabled or disqualified judge. The judge whom the Governor designates is entitled to receive his actual expense of travel and otherwise while sitting in the court of appeals.*

And be it further

RESOLVED, That Section 7 of Article 6 of the Nevada Constitution be amended to read as follows:

Sec. 7. The times of holding the Supreme Court , *the court of appeals* and *the* district courts ~~shall~~ **must** be as fixed by law. The terms of the Supreme Court ~~shall~~ **must** be held at the seat of government unless the Legislature otherwise provides by law, except that the Supreme Court may hear oral argument at other places in the State. ***The terms of the court of appeals must be held at the place provided by law.*** The terms of the district courts ~~shall~~ **must** be held at the county seats of their respective counties unless the Legislature otherwise provides by law.

And be it further

RESOLVED, That Section 8 of Article 6 of the Nevada Constitution be amended to read as follows:

Sec. 8. **1.** The Legislature shall determine the number of justices of the peace to be elected in each city and township of the State ~~to~~ and shall fix by law their qualifications, their terms of office and the limits of their civil and criminal jurisdiction, according to the amount in controversy, the nature of the case, the penalty provided ~~to~~ or any combination of these.

2. The provisions of this section affecting the number, qualifications, terms of office and jurisdiction of justices of the peace become effective on the first Monday of January, 1979.

3. The Legislature shall also prescribe by law the manner, and determine the cases , in which appeals may be taken from justices and other courts. The Supreme Court, *the court of appeals*, the district courts ~~to~~ and such other courts ~~to~~ as the Legislature ~~shall designate, shall be~~ **designates are** courts of record.

And be it further

RESOLVED, That Section 11 of Article 6 of the Nevada Constitution be amended to read as follows:

Sec. 11. The justices of the Supreme Court , *the judges of the court of appeals* and the district judges ~~shall be~~ **are** ineligible to any office, other than a judicial office, during the term for which they ~~shall~~ have been elected or appointed . ~~to, and all~~ **All** elections or appointments of any such judges by the people, Legislature ~~to~~ or otherwise ~~to~~ during said period ~~to~~ to any office other than judicial ~~to, shall be~~ **are** void.

And be it further

RESOLVED, That Section 15 of Article 6 of the Nevada Constitution be amended to read as follows:

Sec. 15. The justices of the Supreme Court , *the judges of the court of appeals* and *the* district judges ~~shall~~ **are** each **entitled to** receive for their services a compensation to be fixed by law and paid in the manner provided by law, which ~~shall~~ **must** not be increased or diminished during the term for which they ~~shall~~ have been elected, unless a vacancy occurs, in which case the successor of the former incumbent ~~shall~~ **is entitled to** receive only such salary as may be provided by law at the time of his election or appointment . ~~to, and provision shall~~ **A provision must** be made by law for setting apart from each year's revenue a sufficient amount of money ~~to~~ to pay such compensation.

And be it further

RESOLVED, That Section 20 of Article 6 of the Nevada Constitution be amended to read as follows:

Sec. 20. **1.** When a vacancy occurs before the expiration of any term of office in the Supreme Court **or the court of appeals** or among the district judges, the Governor shall appoint a justice or judge from among three nominees selected for such individual vacancy by the Commission on Judicial Selection.

2. The term of office of any justice or judge so appointed expires on the first Monday of January following the next general election.

3. Each nomination for the Supreme Court ~~to~~ **or the court of appeals must** be made by the permanent Commission, composed of:

- (a) The Chief Justice or an associate justice designated by him;
- (b) Three members of the State Bar of Nevada, a public corporation created by statute, appointed by its Board of Governors; and
- (c) Three persons, not members of the legal profession, appointed by the Governor.

4. Each nomination for the district court ~~shall~~ **must** be made by a temporary commission composed of:

- (a) The permanent Commission;
- (b) A member of the State Bar of Nevada resident in the judicial district in which the vacancy occurs, appointed by the Board of Governors of the State Bar of Nevada; and
- (c) A resident of such judicial district, not a member of the legal profession, appointed by the Governor.

5. If at any time the State Bar of Nevada ceases to exist as a public corporation or ceases to include all attorneys admitted to practice before the courts of this State, the Legislature shall provide by law, or if it fails to do so the *Supreme* Court shall provide by rule, for the appointment of attorneys at law to the positions designated in this Section to be occupied by members of the State Bar of Nevada.

6. The term of office of each appointive member of the permanent Commission, except the first members, is 4 years. Each appointing authority shall appoint one of the members first appointed for a term of 2 years. If a vacancy occurs, the appointing authority shall fill the vacancy for the unexpired term. The additional members of a temporary commission ~~shall~~ **must** be appointed when a vacancy occurs, and their terms ~~shall~~ expire when the nominations for such vacancy have been transmitted to the Governor.

7. An appointing authority shall not appoint to the permanent Commission more than:

- (a) One resident of any county.
- (b) Two members of the same political party.

No member of the permanent Commission may be a member of ~~the~~ **the** Commission on Judicial Discipline.

8. After the expiration of 30 days from the date on which the Commission on Judicial Selection has delivered to him its list of nominees for any vacancy, if the Governor has not made the appointment required by this Section, he shall make no other appointment to any public office until he has appointed a justice or judge from the list submitted.

~~[If a commission on judicial selection is established by another section of this Constitution to nominate persons to fill vacancies on the Supreme Court, such commission shall serve as the permanent Commission established by subsection 3 of this Section.]~~

And be it further

RESOLVED, That Section 21 of Article 6 of the Nevada Constitution be amended to read as follows:

Sec. 21. 1. A justice of the Supreme Court, **a judge of the court of appeals**, a district judge, a justice of the peace or a municipal judge may, in addition to the provision of Article 7 for impeachment, be censured, retired, removed or otherwise disciplined by the Commission on Judicial Discipline. Pursuant to rules governing appeals adopted by the Supreme Court, a justice or judge may appeal from the action of the Commission to the Supreme Court, which may reverse such action or take any alternative action provided in this subsection.

2. The Commission is composed of:

- (a) Two justices or judges appointed by the Supreme Court;
- (b) Two members of the State Bar of Nevada, a public corporation created by statute, appointed by its Board of Governors; and
- (c) Three persons, not members of the legal profession, appointed by the Governor.

The Commission shall elect a Chairman from among its three lay members.

3. If at any time the State Bar of Nevada ceases to exist as a public corporation or ceases to include all attorneys admitted to practice before the courts of this State, the Legislature shall provide by law, or if it fails to do so the *Supreme* Court shall provide by rule, for the

appointment of attorneys at law to the positions designated in this Section to be occupied by members of the State Bar of Nevada.

4. The term of office of each appointive member of the Commission, except the first members, is 4 years. Each appointing authority shall appoint one of the members first appointed for a term of 2 years. If a vacancy occurs, the appointing authority shall fill the vacancy for the unexpired term. An appointing authority shall not appoint more than one resident of any county. The Governor shall not appoint more than two members of the same political party. No member may be a member of a commission on judicial selection.

5. The Legislature shall establish:

(a) In addition to censure, retirement and removal, the other forms of disciplinary action that the Commission may impose;

(b) The grounds for censure and other disciplinary action that the Commission may impose, including, but not limited to, violations of the provisions of the Code of Judicial Conduct;

(c) The standards for the investigation of matters relating to the fitness of a justice or judge; and

(d) The confidentiality or nonconfidentiality, as appropriate, of proceedings before the Commission, except that, in any event, a decision to censure, retire or remove a justice or judge must be made public.

6. The Supreme Court shall adopt a Code of Judicial Conduct.

7. The Commission shall adopt rules of procedure for the conduct of its hearings and any other procedural rules it deems necessary to carry out its duties.

8. No justice or judge may by virtue of this Section be:

(a) Removed except for willful misconduct, willful or persistent failure to perform the duties of his office or habitual intemperance; or

(b) Retired except for advanced age which interferes with the proper performance of his judicial duties, or for mental or physical disability which prevents the proper performance of his judicial duties and which is likely to be permanent in nature.

9. Any matter relating to the fitness of a justice or judge may be brought to the attention of the Commission by any person or on the motion of the Commission. The Commission shall, after preliminary investigation, dismiss the matter or order a hearing to be held before it. If a hearing is ordered, a statement of the matter ~~shall~~ **must** be served upon the justice or judge against whom the proceeding is brought. The Commission in its discretion may suspend a justice or judge from the exercise of his office pending the determination of the proceedings before the Commission. Any justice or judge whose removal is sought is liable to indictment and punishment according to law. A justice or judge retired for disability in accordance with this Section is entitled thereafter to receive such compensation as the Legislature may provide.

10. If a proceeding is brought against a justice of the Supreme Court, no justice of the Supreme Court may sit on the Commission for that proceeding. ***If a proceeding is brought against a judge of the court of appeals, no judge of the court of appeals may sit on the Commission for that proceeding.*** If a proceeding is brought against a district judge, no district judge from the same judicial district may sit on the Commission for that proceeding. If a proceeding is brought against a justice of the peace, no justice of the peace from the same township may sit on the Commission for that proceeding. If a proceeding is brought against a municipal judge, no municipal judge from the same city may sit on the Commission for that proceeding. If an appeal is taken from an action of the Commission to the Supreme Court, any justice who sat on the Commission for that proceeding is disqualified from participating in the consideration or decision of the appeal. When any member of the Commission is disqualified by this subsection, the Supreme Court shall appoint a substitute from among the eligible judges.

11. The Commission may:

(a) Designate for each hearing an attorney or attorneys at law to act as counsel to conduct the proceeding;

(b) Summon witnesses to appear and testify under oath and compel the production of books, papers, documents and records;

(c) Grant immunity from prosecution or punishment when the Commission deems it necessary and proper in order to compel the giving of testimony under oath and the production of books, papers, documents and records; and

(d) Exercise such further powers as the Legislature may from time to time confer upon it.

And be it further

RESOLVED, That Section 3 of Article 7 of the Nevada Constitution be amended to read as follows:

~~{Sec.}~~ *Sec.* 3. For any reasonable cause to be entered on the journals of each House, which may ~~{}~~ or may not be sufficient grounds for impeachment, the ~~{Chief Justice and associate}~~ justices of the Supreme Court, *the judges of the court of appeals* and *the* judges of the district courts ~~{shall}~~ *must* be removed from office on the vote of two thirds of the members elected to each branch of the Legislature. ~~{, and the}~~ *The* justice or judge complained of ~~{, shall}~~ *must* be served with a copy of the complaint against him, and ~~{shall}~~ have an opportunity of being heard in person or by counsel in his defense. ~~{, provided, that no}~~ *No* member of either branch of the Legislature ~~{shall be}~~ *is* eligible to fill the vacancy occasioned by such removal.

And be it further

RESOLVED, That Section 8 of Article 15 of the Nevada Constitution be amended to read as follows:

~~{Sec.}~~ *Sec.* 8. The Legislature shall provide for the speedy publication of all statute laws of a general nature ~~{}~~ and such decisions of the Supreme Court ~~{}~~ *and the court of appeals* as it may deem expedient. ~~{, and all}~~ *All* laws and judicial decisions ~~{shall}~~ *must* be free for publication by any person. ~~{, provided, that no}~~ *No* judgment of the Supreme Court *or the court of appeals* shall take effect and be operative until the opinion of the court in such case ~~{shall be}~~ *is* filed with the clerk of said court.

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

Motion carried.

INTRODUCTION, FIRST READING AND REFERENCE

By the Committee on Government Affairs:

Assembly Bill No. 454—AN ACT relating to land use planning; removing the prospective expiration of certain provisions concerning tentative maps and final maps of certain subdivisions of land; and providing other matters properly relating thereto.

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

Motion carried.

By the Committee on Education:

Assembly Bill No. 455—AN ACT relating to education; requiring the Nevada Interscholastic Activities Association and the board of trustees of each school district to adopt policies concerning the prevention and treatment of injuries to the head sustained by pupils while participating in sports and other athletic activities and events; and providing other matters properly relating thereto.

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

Motion carried.

By the Committee on Education:

Assembly Bill No. 456—AN ACT relating to education; authorizing certain pupils to receive a standard high school diploma without passing all subject areas of the high school proficiency examination under certain circumstances; authorizing the board of trustees of a school district to adopt a policy that allows certain pupils enrolled in high school the opportunity to make up credit; authorizing a juvenile court to impose certain orders against the parent or legal guardian of a child who is adjudicated in need of supervision because the child is a habitual truant; revising provisions governing employment of minors; and providing other matters properly relating thereto.

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

Motion carried.

By the Committee on Commerce and Labor:

Assembly Bill No. 457—AN ACT relating to energy assistance; increasing the amount of the universal energy charge imposed on certain retail customers who purchase natural gas or electricity for consumption in this State; increasing the maximum amount of the universal energy charge that a single retail customer or multiple retail customers under common ownership and control may be required to pay during a calendar quarter; 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 the Committee on Commerce and Labor:

Assembly Bill No. 458—AN ACT relating to insurance; requiring prior notice of an increase in premium based on a change in the amount of coverage for a dwelling for a policy of homeowner's insurance; 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 the Committee on Judiciary:

Assembly Bill No. 459—AN ACT relating to gaming; revising the boundaries of the Las Vegas Boulevard gaming corridor; and providing other matters properly relating thereto.

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

Motion carried.

By the Committee on Judiciary:

Assembly Bill No. 460—AN ACT relating to criminal procedure; revising provisions concerning sentencing in cases in which the death penalty is sought; revising provisions concerning the circumstances by which murder of the first degree may be aggravated; and providing other matters properly relating thereto.

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

Motion carried.

By the Committee on Judiciary:

Assembly Bill No. 461—AN ACT relating to prisons; revising provisions concerning the duties of the Board of State Prison Commissioners and the Director of the Department of Corrections; and providing other matters properly relating thereto.

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

Motion carried.

By the Committee on Judiciary:

Assembly Bill No. 462—AN ACT relating to terrorism; revising the definition of an “act of terrorism”; providing a penalty; and providing other matters properly relating thereto.

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

Motion carried.

By the Committee on Judiciary:

Assembly Bill No. 463—AN ACT relating to motor vehicles; providing an expedited process for the forfeiture of certain seized vehicles; and providing other matters properly relating thereto.

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

Motion carried.

By the Committee on Judiciary:

Assembly Bill No. 464—AN ACT relating to statutes; ratifying certain technical corrections made to sections of NRS; correcting the effective dates of certain provisions, correcting and clarifying certain provisions and

repealing certain provisions of Statutes of Nevada; and providing other matters properly relating thereto.

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

Motion carried.

By the Committee on Judiciary:

Assembly Bill No. 465—AN ACT relating to financial institutions; enacting provisions governing consumer legal funding; prescribing requirements for licensure as a consumer legal funding company; establishing requirements for consumer legal funding transactions; prescribing the maximum fees for licensure; prescribing administrative penalties; and providing other matters properly relating thereto.

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

Motion carried.

By the Committee on Government Affairs:

Assembly Bill No. 466—AN ACT relating to groundwater; requiring the State Engineer to define, by regulation, the term “environmentally sound” for the purpose of making certain determinations relating to interbasin transfers of groundwater; and providing other matters properly relating thereto.

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

Motion carried.

By the Committee on Government Affairs:

Assembly Bill No. 467—AN ACT relating to local government; requiring each board of county commissioners to establish a centralized licensing office to issue business licenses and other permits in the county; requiring each city and town to cooperate with the board of county commissioners in operating the centralized licensing office and to assign certain proceeds of the city's or town's license taxes to the operating costs of the office; requiring the governing bodies of certain counties and cities to establish a system that ensures uniformity of certain zoning regulations, restrictions and controls; and providing other matters properly relating thereto.

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

Motion carried.

By the Committee on Government Affairs:

Assembly Bill No. 468—AN ACT relating to redevelopment; requiring each redevelopment agency in this State to establish a citizens' advisory group; requiring a citizens' advisory group to review certain redevelopment

projects, redevelopment plans and amendments to such plans under certain circumstances; prohibiting a legislative body of a local government from giving its consent for certain acts by a redevelopment agency unless the agency provides certain reports to the legislative body and the general public; authorizing a redevelopment agency to loan money for the purchase of land and the construction of certain improvements to real property under certain circumstances; requiring a redevelopment agency to file annual reports with the Committee on Local Government Finance; requiring a redevelopment agency to set aside certain revenue from real property taxes for certain purposes; and providing other matters properly relating thereto.

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

Motion carried.

By the Committee on Government Affairs:

Assembly Bill No. 469—AN ACT relating to governmental administration; authorizing the leasing of unused state buildings, grounds and property to new businesses seeking to locate or expand in this State; authorizing local governments to enter into agreements with one another to advertise for contracts and make purchasing agreements together; requiring school districts to advertise for bids for the provision of certain services in the school district; authorizing local governments to award contracts based in part upon the best value offered; and providing other matters properly relating thereto.

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

Motion carried.

By the Committee on Government Affairs:

Assembly Bill No. 470—AN ACT relating to public works; revising provisions governing the selection of a construction manager at risk for preconstruction services and the construction of a public work; revising the manner in which a construction manager at risk may solicit bids and select a subcontractor for a public work; and providing other matters properly relating thereto.

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

Motion carried.

By the Committee on Government Affairs:

Assembly Bill No. 471—AN ACT relating to local government financial administration; prohibiting the governing body of a local government from loaning or transferring money from an enterprise fund under certain

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

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

Motion carried.

By the Committee on Government Affairs:

Assembly Bill No. 472—AN ACT relating to youth shelters; repealing provisions relating to the approval of youth shelters by a county; revising provisions relating to immunity from civil liability; and providing other matters properly relating thereto.

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

Motion carried.

Assembly in recess at 11:47 a.m.

ASSEMBLY IN SESSION

At 11:53 a. m.

Mr. Speaker presiding.

Quorum present.

SECOND READING AND AMENDMENT

Assembly Bill No. 250.

Bill read second time and ordered to third reading.

Assemblyman Conklin moved that the Assembly recess until 6 p.m.

Motion carried.

Assembly in recess at 11:57 a.m.

ASSEMBLY IN SESSION

At 6:18 p.m.

Mr. Speaker presiding.

Quorum present.

INTRODUCTION, FIRST READING AND REFERENCE

By the Committee on Legislative Operations and Elections:

Assembly Bill No. 473—AN ACT relating to elections; amending the requirements of a declaration or acceptance of candidacy for certain offices; increasing the maximum population of registered voters in elections precincts; revising the deadline for preparing and sending absent ballots to certain voters; authorizing county and city clerks to establish the hours of operation during the final days of voter registration; requiring that complaints

challenging initiatives or referenda be given priority over all other matters pending before the court, except for criminal proceedings; revising the filing deadline for candidates for the Board of the Virgin Valley Water District; making various other changes relating to elections; 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 the Committee on Ways and Means:

Assembly Bill No. 474—AN ACT relating to governmental administration; creating the Sunset Subcommittee of the Legislative Commission; providing for its membership; requiring the Sunset Subcommittee to review certain boards and commissions in this State to determine the need for the termination, consolidation, modification or continuation of those boards and commissions; and providing other matters properly relating thereto.

Assemblyman Conklin moved that the bill be referred to the Concurrent Committees on Government Affairs and Ways and Means.

Motion carried.

By the Committee on Ways and Means:

Assembly Bill No. 475—AN ACT making a supplemental appropriation to the Nevada Supreme Court for an unanticipated shortfall in Fiscal Year 2010-2011 relating to a third judicial selection process; and providing other matters properly relating thereto.

Assemblyman Conklin moved that the bill be referred to the Committee on Ways and Means.

Motion carried.

By the Committee on Ways and Means:

Assembly Bill No. 476—AN ACT relating to education; authorizing the Board of Regents of the University of Nevada to request an allocation from the Contingency Fund to cover a projected shortfall in the Trust Fund for the Education of Dependent Children; providing that money in the Trust Fund does not revert to the State General Fund; making an appropriation; and providing other matters properly relating thereto.

Assemblyman Conklin moved that the bill be referred to the Committee on Ways and Means.

Motion carried.

By the Committee on Ways and Means:

Assembly Bill No. 477—AN ACT relating to the Public Employees' Retirement System; revising provisions relating to the administration of the System; and providing other matters properly relating thereto.

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

Motion carried.

By the Committee on Ways and Means:

Assembly Bill No. 478—AN ACT relating to the Nevada System of Higher Education; increasing the total principal amount of bonds and other securities that may be issued by the Board of Regents of the University of Nevada to finance certain projects at the University of Nevada, Reno; and providing other matters properly relating thereto.

Assemblyman Conklin moved that the bill be referred to the Committee on Ways and Means.

Motion carried.

By the Committee on Ways and Means:

Assembly Bill No. 479—AN ACT relating to governmental administration; setting forth the maximum number of hours and days for each scheduled week of work for an employee who is employed by the State of Nevada; expanding the hours during which the office of a state officer, department, board, commission or agency must be open to transact business under certain circumstances; reducing the number of days that the office must be open to transact business during a year; and providing other matters properly relating thereto.

Assemblyman Conklin moved that the bill be referred to the Concurrent Committees on Government Affairs and Ways and Means.

Motion carried.

By the Committee on Ways and Means:

Assembly Bill No. 480—AN ACT making an appropriation to the Division of Health Care Financing and Policy of the Department of Health and Human Services for the completion of the takeover phase of the Medicaid Management Information System; and providing other matters properly relating thereto.

Assemblyman Conklin moved that the bill be referred to the Committee on Ways and Means.

Motion carried.

By the Committee on Ways and Means:

Assembly Bill No. 481—AN ACT making an appropriation to the Nevada Highway Patrol Division of the Department of Public Safety to replace certain fleet vehicles; and providing other matters properly relating thereto.

Assemblyman Conklin moved that the bill be referred to the Committee on Ways and Means.

Motion carried.

By the Committee on Ways and Means:

Assembly Bill No. 482—AN ACT making a supplemental appropriation to the Division of State Lands of the State Department of Conservation and Natural Resources for a required payment of compensatory time; and providing other matters properly relating thereto.

Assemblyman Conklin moved that the bill be referred to the Committee on Ways and Means.

Motion carried.

By the Committee on Ways and Means:

Assembly Bill No. 483—AN ACT making a supplemental appropriation to the State Distributive School Account for unanticipated shortfalls in Fiscal Year 2010-2011 in certain tax revenue; and providing other matters properly relating thereto.

Assemblyman Conklin moved that the bill be referred to the Committee on Ways and Means.

Motion carried.

By the Committee on Ways and Means:

Assembly Bill No. 484—AN ACT making an appropriation to the Interim Finance Committee for allocation to the State Treasurer for interest payments due the Federal Government for the loan that was made available to the State upon depletion of Nevada's Unemployment Compensation Fund; and providing other matters properly relating thereto.

Assemblyman Conklin moved that the bill be referred to the Committee on Ways and Means.

Motion carried.

By the Committee on Ways and Means:

Assembly Bill No. 485—AN ACT making an appropriation to the Department of Administration for the Nevada Broadband Task Force; and providing other matters properly relating thereto.

Assemblyman Conklin moved that the bill be referred to the Committee on Ways and Means.

Motion carried.

By the Committee on Ways and Means:

Assembly Bill No. 486—AN ACT making an appropriation to the Division of Forestry of the State Department of Conservation and Natural Resources for the replacement of critical equipment; and providing other matters properly relating thereto.

Assemblyman Conklin moved that the bill be referred to the Committee on Ways and Means.

Motion carried.

By the Committee on Ways and Means:

Assembly Bill No. 487—AN ACT making an appropriation to the State Board of Examiners for employee retirement buyouts and terminal leave payments for eliminated positions; and providing other matters properly relating thereto.

Assemblyman Conklin moved that the bill be referred to the Committee on Ways and Means.

Motion carried.

By the Committee on Ways and Means:

Assembly Bill No. 488—AN ACT relating to state financial administration; delaying for 2 years the prospective change in the allocation of certain taxes imposed on the rental of transient lodging; and providing other matters properly relating thereto.

Assemblyman Conklin moved that the bill be referred to the Committee on Ways and Means.

Motion carried.

By the Committee on Ways and Means:

Assembly Bill No. 489—AN ACT relating to corrections; revising provisions governing compensation for travel expenses for certain persons employed at certain correctional institutions or facilities within this State; and providing other matters properly relating thereto.

Assemblyman Conklin moved that the bill be referred to the Committee on Ways and Means.

Motion carried.

By the Committee on Ways and Means:

Assembly Bill No. 490—AN ACT making an appropriation to the Legislative Fund for major computer projects for the Legislative Counsel Bureau; and providing other matters properly relating thereto.

Assemblyman Conklin moved that the bill be referred to the Committee on Ways and Means.

Motion carried.

By the Committee on Ways and Means:

Assembly Bill No. 491—AN ACT making an appropriation to the Division of Forestry of the State Department of Conservation and Natural Resources for major repair and renovation work on certain crew carriers; and providing other matters properly relating thereto.

Assemblyman Conklin moved that the bill be referred to the Committee on Ways and Means.

Motion carried.

By the Committee on Ways and Means:

Assembly Bill No. 492—AN ACT making appropriations to the Legislative Fund for dues to national organizations; and providing other matters properly relating thereto.

Assemblyman Conklin moved that the bill be referred to the Committee on Ways and Means.

Motion carried.

By the Committee on Ways and Means:

Assembly Bill No. 493—AN ACT relating to education; extending the prospective expiration of the temporary waiver from certain requirements governing expenditures of money for textbooks, instructional supplies, instructional software and instructional hardware by school districts, charter schools and university schools for profoundly gifted pupils; providing a temporary waiver from certain requirements governing expenditures of money for library books, software for computers, the purchase of equipment relating to instruction and the maintenance and repair of equipment, vehicles, and buildings and facilities by school districts; and providing other matters properly relating thereto.

Assemblyman Conklin moved that the bill be referred to the Committee on Ways and Means.

Motion carried.

By the Committee on Ways and Means:

Assembly Bill No. 494—AN ACT making appropriations to restore the balances in the State Claims Account, Emergency Account, Reserve for Statutory Contingency Account and Contingency Fund; and providing other matters properly relating thereto.

Assemblyman Conklin moved that the bill be referred to the Committee on Ways and Means.

Motion carried.

By the Committee on Ways and Means:

Assembly Bill No. 495—AN ACT making an appropriation to the Division of Forestry of the State Department of Conservation and Natural

Resources for necessary services and equipment to transition the State's Very High Frequency radio system from wideband to narrowband in accordance with the Federal Communications Commission mandate; and providing other matters properly relating thereto.

Assemblyman Conklin moved that the bill be referred to the Committee on Ways and Means.

Motion carried.

By the Committee on Ways and Means:

Assembly Bill No. 496—AN ACT making a supplemental appropriation to the Budget and Planning Division of the Department of Administration for unanticipated shortfalls in Fiscal Year 2010-2011 for increased audit costs; and providing other matters properly relating thereto.

Assemblyman Conklin moved that the bill be referred to the Committee on Ways and Means.

Motion carried.

By the Committee on Ways and Means:

Assembly Bill No. 497—AN ACT making a supplemental appropriation to the Real Estate Division of the Department of Business and Industry for an unanticipated shortfall in Fiscal Year 2010-2011; and providing other matters properly relating thereto.

Assemblyman Conklin moved that the bill be referred to the Committee on Ways and Means.

Motion carried.

By the Committee on Ways and Means:

Assembly Bill No. 498—AN ACT relating to education; eliminating the requirement for the administration of norm-referenced examinations in public schools; and providing other matters properly relating thereto.

Assemblyman Conklin moved that the bill be referred to the Committee on Ways and Means.

Motion carried.

By the Committee on Ways and Means:

Assembly Bill No. 499—AN ACT relating to state financial administration; authorizing the Department of Health and Human Services to transfer sums appropriated to the Department among the various budget accounts of the Department under certain circumstances; and providing other matters properly relating thereto.

Assemblyman Conklin moved that the bill be referred to the Committee on Ways and Means.

Motion carried.

By the Committee on Ways and Means:

Assembly Bill No. 500—AN ACT relating to state financial administration; temporarily revising the distribution of revenue from certain licensing fees for slot machines to the Revolving Account to Support Programs for the Prevention and Treatment of Problem Gambling; and providing other matters properly relating thereto.

Assemblyman Conklin moved that the bill be referred to the Committee on Ways and Means.

Motion carried.

By the Committee on Legislative Operations and Elections:

Assembly Bill No. 501—AN ACT relating to the death penalty; establishing a moratorium on the execution of sentences of death; providing for a study of issues regarding the death penalty; and providing other matters properly relating thereto.

Assemblyman Conklin moved that the bill be referred to the Concurrent Committees on Legislative Operations and Elections and Ways and Means.

Motion carried.

By the Committee on Legislative Operations and Elections:

Assembly Bill No. 502—AN ACT relating to elections; revising the order in which certain legislative measures appear on the ballot; 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 the Committee on Natural Resources, Agriculture, and Mining:

Assembly Bill No. 503—AN ACT relating to wildlife; imposing certain conservation fees; requiring a person who is not the holder of an annual hunting, trapping, fishing or combined hunting and fishing license to pay an annual conservation fee to access a wildlife management area; revising certain provisions governing the use of money in the Wildlife Obligated Reserve Account; and providing other matters properly relating thereto.

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

Motion carried.

By the Committee on Taxation:

Assembly Bill No. 504—AN ACT relating to taxation; requiring the Department of Taxation to provide an annual report to the Nevada Tax Commission of delinquent taxes owed to the Department; requiring the Nevada Tax Commission to request that the State Board of Examiners

designate certain delinquent taxes owed to the Department as bad debt; and providing other matters properly relating thereto.

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

Motion carried.

By the Committee on Taxation:

Assembly Bill No. 505—AN ACT relating to governmental financial administration; requiring the Director of the Department of Administration to prepare and send a report of tax expenditures to the Governor and the Legislature; and providing other matters properly relating thereto.

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

Motion carried.

By the Committee on Taxation:

Assembly Bill No. 506—AN ACT relating to taxation; authorizing the Commission on Economic Development to approve and the Nevada Tax Commission to issue a transferable tax credit for a film producer that produces a film production in this State under certain circumstances; providing for the calculation of the transferable tax credit; requiring a producer that receives a transferable tax credit to consent to an audit by the Department of Taxation and to the disclosure of the audit report to the Commission on Economic Development and to the public with certain limited exceptions; requiring the Commission on Economic Development to provide notice of certain hearings; requiring a producer to return any portion of a transferable tax credit to which he or she is not entitled; and providing other matters properly relating thereto.

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

Motion carried.

By the Committee on Transportation:

Assembly Bill No. 507—AN ACT relating to fuel taxes; increasing taxes on the sale, distribution or use of motor vehicle fuel; increasing taxes on the sale of special fuels; increasing taxes on the sale or use of an emulsion of water-phased hydrocarbon fuel, liquefied petroleum gas or compressed natural gas; removing the exemption from certain requirements provided for the sale of revenue bonds secured by county taxes on fuel; and providing other matters properly relating thereto.

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

Motion carried.

By the Committee on Transportation:

Assembly Bill No. 508—AN ACT relating to motor vehicles; removing the exemption of mopeds from certain registration requirements; requiring a fee for the registration of mopeds; requiring drivers and passengers of mopeds to wear protective headgear; providing a penalty; and providing other matters properly relating thereto.

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

Motion carried.

By the Committee on Transportation:

Assembly Bill No. 509—AN ACT relating to motor carriers; revising provisions governing the exemption of certain nonprofit carriers from the requirement to obtain a certificate of public convenience and necessity; and providing other matters properly relating thereto.

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

Motion carried.

By the Committee on Transportation:

Assembly Bill No. 510—AN ACT relating to taxicabs; requiring the Taxicab Authority to consider the interests of taxicab drivers in making certain decisions; and providing other matters properly relating thereto.

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

Motion carried.

By the Committee on Transportation:

Assembly Bill No. 511—AN ACT relating to transportation; providing certain privileges to the owner or long-term lessee of a qualified plug-in electric drive vehicle; authorizing in this State the operation of, and the alternative licensure of operators of, autonomous vehicles; providing a penalty; and providing other matters properly relating thereto.

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

Motion carried.

By the Committee on Transportation:

Assembly Bill No. 512—AN ACT relating to motor vehicles; revising the requirement for the notice a property owner or a person in lawful possession of residential real property must give to the local police department or sheriff's office before having a vehicle towed that is parked in an unauthorized manner; and providing other matters properly relating thereto.

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

Motion carried.

By the Committee on Transportation:

Assembly Bill No. 513—AN ACT relating to motor vehicles; revising provisions pertaining to the use of safety belts in taxicabs; and providing other matters properly relating thereto.

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

Motion carried.

By the Committee on Transportation:

Assembly Bill No. 514—AN ACT relating to public highways; revising provisions relating to the placement of advertising on certain structures that are adjacent to or over certain highways; and providing other matters properly relating thereto.

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

Motion carried.

By the Committee on Ways and Means:

Assembly Bill No. 515—AN ACT relating to the promotion of livestock; creating the Fund for the Nevada Junior Livestock Show Board; making various changes to the Nevada Junior Livestock Show Board; authorizing the Board to charge and collect a reasonable fee for participation in the Nevada Junior Livestock Show and the Nevada Youth Livestock and Dairy Show; repealing the requirement that the promotion of livestock be funded by direct legislative appropriation from the State General Fund; and providing other matters properly relating thereto.

Assemblyman Conklin moved that the bill be referred to the Committee on Ways and Means.

Motion carried.

By the Committee on Ways and Means:

Assembly Bill No. 516—AN ACT relating to governmental administration; transferring the Division of Minerals from the Commission on Mineral Resources to the State Department of Conservation and Natural Resources; revising certain duties of the Commission and the Administrator of the Division; and providing other matters properly relating thereto.

Assemblyman Conklin moved that the bill be referred to the Committee on Ways and Means.

Motion carried.

By the Committee on Ways and Means:

Assembly Bill No. 517—AN ACT relating to state financial administration; revising provisions governing the proposed budget for the Executive Department of the State Government; and providing other matters properly relating thereto.

Assemblyman Conklin moved that the bill be referred to the Committee on Ways and Means.

Motion carried.

By the Committee on Ways and Means:

Assembly Bill No. 518—AN ACT relating to housing; consolidating the Manufactured Housing Division of the Department of Business and Industry within the Housing Division of the Department; and providing other matters properly relating thereto.

Assemblyman Conklin moved that the bill be referred to the Committee on Ways and Means.

Motion carried.

By the Committee on Ways and Means:

Assembly Bill No. 519—AN ACT relating to health; transferring the Office for Consumer Health Assistance from the Office of the Governor to the Department of Health and Human Services; requiring the Director of the Department to appoint the Governor's Consumer Health Advocate to head the Office; including the Office of Minority Health within the Office for Consumer Health Assistance; and providing other matters properly relating thereto.

Assemblyman Conklin moved that the bill be referred to the Committee on Ways and Means.

Motion carried.

By the Committee on Ways and Means:

Assembly Bill No. 520—AN ACT relating to attorneys; revising provisions relating to the payment of compensation for and expenses of court-appointed attorneys; and providing other matters properly relating thereto.

Assemblyman Conklin moved that the bill be referred to the Committee on Ways and Means.

Motion carried.

By the Committee on Ways and Means:

Assembly Bill No. 521—AN ACT relating to insurance; consolidating certain funds and accounts of the Division of Insurance of the Department of Business and Industry into the Fund for Insurance Administration and Enforcement; and providing other matters properly relating thereto.

Assemblyman Conklin moved that the bill be referred to the Committee on Ways and Means.

Motion carried.

By the Committee on Ways and Means:

Assembly Bill No. 522—AN ACT relating to state lands; authorizing the issuance of general obligation bonds to carry out projects and programs to protect, preserve and obtain the benefits of the property and natural resources of this State; and providing other matters properly relating thereto.

Assemblyman Conklin moved that the bill be referred to the Committee on Ways and Means.

Motion carried.

By the Committee on Ways and Means:

Assembly Bill No. 523—AN ACT relating to programs for public personnel; revising provisions relating to the coverage of dependents under the health care plans of the State and local governments; and providing other matters properly relating thereto.

Assemblyman Conklin moved that the bill be referred to the Committee on Ways and Means.

Motion carried.

By the Committee on Ways and Means:

Assembly Bill No. 524—AN ACT relating to appraisers of real estate; revising certain fees for the issuance or renewal of a license or certificate; and providing other matters properly relating thereto.

Assemblyman Conklin moved that the bill be referred to the Committee on Ways and Means.

Motion carried.

By the Committee on Ways and Means:

Assembly Bill No. 525—AN ACT relating to wildlife; creating the Wildlife Trust Fund; requiring the Director of the Department of Wildlife to administer the Wildlife Trust Fund; authorizing the Director to accept gifts, grants, donations and endowments of money for the Wildlife Trust Fund; requiring the Director to report income and expenditures from the Wildlife Trust Fund to the Chief of the Budget Division of the Department of Administration and the Legislature; and providing other matters properly relating thereto.

Assemblyman Conklin moved that the bill be referred to the Committee on Ways and Means.

Motion carried.

By the Committee on Ways and Means:

Assembly Bill No. 526—AN ACT relating to the State Fire Marshal; repealing the requirement that the State Fire Marshal annually inspect all state buildings; and providing other matters properly relating thereto.

Assemblyman Conklin moved that the bill be referred to the Committee on Ways and Means.

Motion carried.

By the Committee on Ways and Means:

Assembly Bill No. 527—AN ACT making an appropriation for the implementation and operation of a principal leadership training program; and providing other matters properly relating thereto.

Assemblyman Conklin moved that the bill be referred to the Committee on Ways and Means.

Motion carried.

By the Committee on Ways and Means:

Assembly Bill No. 528—AN ACT relating to public health; authorizing the transfer of money received to carry out provisions relating to the medical use of marijuana; requiring the Division of Mental Health and Developmental Services of the Department of Health and Human Services to use certain money for alcohol and drug abuse programs for certain persons; and providing other matters properly relating thereto.

Assemblyman Conklin moved that the bill be referred to the Committee on Ways and Means.

Motion carried.

By the Committee on Ways and Means:

Assembly Bill No. 529—AN ACT relating to public financial administration; revising provisions relating to the use of money in the Fund for Hospital Care to Indigent Persons; transferring money from an account in the Fund to the State General Fund for the next biennium; and providing other matters properly relating thereto.

Assemblyman Conklin moved that the bill be referred to the Committee on Ways and Means.

Motion carried.

By the Committee on Ways and Means:

Assembly Bill No. 530—AN ACT relating to state financial administration; revising provisions relating to stale claims by state agencies; and providing other matters properly relating thereto.

Assemblyman Conklin moved that the bill be referred to the Committee on Ways and Means.

Motion carried.

By the Committee on Ways and Means:

Assembly Bill No. 531—AN ACT relating to state financial administration; providing that all interest and income earned on any money in the Fund for Manufactured Housing or in any account in the Fund must be credited to the Fund; and providing other matters properly relating thereto.

Assemblyman Conklin moved that the bill be referred to the Committee on Ways and Means.

Motion carried.

By the Committee on Health and Human Services:

Assembly Bill No. 532—AN ACT relating to juveniles; requiring an agency which licenses or supervises the operation of a facility for juveniles to monitor and inspect the facility to determine whether the facility is being operated in accordance with the laws of this State; requiring such an agency to submit an annual report to the Legislature; and providing other matters properly relating thereto.

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

Motion carried.

By the Committee on Health and Human Services:

Assembly Bill No. 533—AN ACT relating to group homes; providing certain financial protections for residents of group homes and similar facilities; and providing other matters properly relating thereto.

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

Motion carried.

By the Committee on Health and Human Services:

Assembly Bill No. 534—AN ACT relating to group homes; increasing the monetary civil penalties to be assessed against persons who operate a residential facility for groups or a home for individual residential care without a license; increasing the period within which persons who operate a residential facility for groups or a home for individual residential care without a license are prohibited from applying for a license to operate such a facility; and providing other matters properly relating thereto.

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

Motion carried.

By the Committee on Health and Human Services:

Assembly Bill No. 535—AN ACT relating to residential facilities for groups; revising provisions governing the referral of persons to such facilities; requiring the State Board of Health to track certain violations and

to disseminate certain information to the public; providing a civil penalty; and providing other matters properly relating thereto.

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

Motion carried.

By the Committee on Health and Human Services:

Assembly Bill No. 536—AN ACT relating to the protection of children; requiring an investigation of the criminal history of certain persons associated with certain facilities that provide residential services to children; requiring such a facility to terminate the employment of or remove from the facility certain persons based on the results of an investigation of the person's criminal history; requiring such a facility to maintain records concerning employees and residents of the facility; and providing other matters properly relating thereto.

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

Motion carried.

By the Committee on Commerce and Labor:

Assembly Bill No. 537—AN ACT relating to health care practitioners; prohibiting certain health care practitioners from participating in the procurement, purchase or consumption of certain drugs that are not labeled in accordance with federal regulations; providing that such participation is grounds for disciplinary action or denial of licensure; 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 the Committee on Commerce and Labor:

Assembly Bill No. 538—AN ACT relating to pawnbrokers; revising the rate of interest that may be charged by pawnbrokers; revising the minimum time a pawnbroker must hold certain property; 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 the Committee on Commerce and Labor:

Assembly Bill No. 539—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 provide an annual report card for each insurer transacting business in this State; requiring an insurer to publish on an Internet website certain information related to each policy, contract or plan of insurance offered by the insurer; requiring certain insurers to offer homeowner's insurance in this State; requiring the Commissioner of Insurance to establish certain restrictions on rates for policies and contracts of homeowner's insurance; requiring the Commissioner to issue an order directing an insurer to return certain excess profits to policyholders; requiring an insurer to provide a policyholder with certain options for each policy, contract or plan of insurance offered in this State; 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 the Committee on Commerce and Labor:

Assembly Bill No. 540—AN ACT relating to insurance; providing limited coverage by the Nevada Life and Health Insurance Guaranty Association for unallocated annuity contracts offered to participants under the Public Employees' Deferred Compensation Program; 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 the Committee on Commerce and Labor:

Assembly Bill No. 541—AN ACT relating to loans; revising provisions governing certain deferred deposit loans and high-interest loans; 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 the Committee on Commerce and Labor:

Assembly Bill No. 542—AN ACT relating to alcoholic beverages; providing for the licensing and operation of distilleries in this State; setting forth the conditions under which spirits manufactured at such distilleries may be sold; 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 the Committee on Commerce and Labor:

Assembly Bill No. 543—AN ACT relating to public highways; providing for the regulation of mobile billboards in certain counties; requiring a mobile billboard business to pay an annual licensing fee; requiring a mobile billboard business to obtain and provide proof of insurance for its vehicles; requiring a mobile billboard business to obtain a bond indemnifying the State for damages as a result of the business; requiring yearly inspections of the vehicles used by a mobile billboard business; 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 the Committee on Government Affairs:

Assembly Bill No. 544—AN ACT relating to group homes; requiring, under certain circumstances, that local governments adopt definitions for group homes and similar facilities which are the same as or substantially similar to the definitions used in state law; requiring, under certain circumstances, the use of the terms so defined; and providing other matters properly relating thereto.

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

Motion carried.

By the Committee on Government Affairs:

Assembly Bill No. 545—AN ACT relating to classifications based on population; changing the population basis for the exercise of certain powers by local governments; and providing other matters properly relating thereto.

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

Motion carried.

By the Committee on Education:

Assembly Bill No. 546—AN ACT relating to children; making various changes to provisions governing early childhood care and education; providing for the establishment by statute of the Early Childhood Advisory Council; requiring certain training of persons who are employed in early childhood care; requiring annual reports concerning such training to be submitted to the Department of Education and the Legislative Committee on Education; requiring the Board for Child Care to adopt regulations establishing requirements for courses of training in child care for employees of a child care facility; and providing other matters properly relating thereto.

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

Motion carried.

By the Committee on Education:

Assembly Bill No. 547—AN ACT relating to education; requiring the Department of Education to adopt a statewide school wellness policy; requiring boards of trustees of school districts and governing bodies of charter schools to adopt local school wellness policies; and providing other matters properly relating thereto.

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

Motion carried.

By the Committee on Education:

Assembly Bill No. 548—AN ACT relating to education; removing the provisions creating an elected State Board of Education; providing for the appointment of members of the State Board of Education by the Governor; revising provisions governing the appointment and duties of the Superintendent of Public Instruction; providing that the Superintendent of Public Instruction is responsible for ensuring that the duties and responsibilities of certain commissions, councils and programs are carried out by those commissions, councils and programs successfully; repealing the P-16 Advisory Council; and providing other matters properly relating thereto.

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

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 6:41 p.m.

ASSEMBLY IN SESSION

At 6:43 p.m.

Mr. Speaker presiding.

Quorum present.

MOTIONS, RESOLUTIONS AND NOTICES

By the Committee on Ways and Means:

Assembly Joint Resolution No. 8—Proposing to amend the Nevada Constitution to require the legislature to establish a tuition assistance program which is partially based on financial need.

RESOLVED BY THE ASSEMBLY AND SENATE OF THE STATE OF NEVADA, JOINTLY, That Section 2 of Article 11 of the Nevada Constitution be amended to read as follows:

Section 2. *1.* The legislature shall provide for a uniform system of common schools, by which a school shall be established and maintained in each school district at least six months in every year, and any school district which shall allow instruction of a sectarian character therein may be deprived of its proportion of the interest of the public school fund during such neglect or infraction, and the legislature may pass such laws as will tend to secure a general attendance of the children in each school district upon said public schools.

2. The legislature shall provide by law for a tuition assistance program to assist the parent or legal guardian of a child in any grade from kindergarten through grade 12, who would otherwise attend a public school, to pay tuition for the child to attend a private school chosen by the parent or legal guardian. The amount of such assistance must be based upon the amount of funding that the school district would otherwise receive for the pupil from state and local sources. Each parent or legal guardian is entitled to receive at least one-half of that amount as tuition assistance and is eligible to receive all or a portion of the remaining one-half of the tuition assistance based solely on financial need.

And be it further

RESOLVED, That Section 10 of Article 11 of the Nevada Constitution be amended to read as follows:

~~Section Ten~~ *Sec. 10. 1.* No public funds of any kind or character whatever, State, County or Municipal, shall be used for sectarian purposes.

2. The payment of public funds, in accordance with the program established by the legislature pursuant to Section 2 of Article 11 of this Constitution, shall not be deemed to be used for a sectarian purpose, notwithstanding that the parent or legal guardian may choose a school affiliated with a sectarian institution.

Assemblyman Conklin moved that the resolution be referred to the Committee on Education.

Motion carried.

INTRODUCTION, FIRST READING AND REFERENCE

By the Committee on Government Affairs:

Assembly Bill No. 549—AN ACT relating to homeland security; revising various provisions governing homeland security; establishing a statewide repository for the protection of critical infrastructure information; revising provisions governing certain confidential information; revising provisions relating to the Nevada Commission on Homeland Security; providing a penalty; and providing other matters properly relating thereto.

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

Motion carried.

By the Committee on Ways and Means:

Assembly Bill No. 550—AN ACT relating to transportation; providing for the construction, operation and maintenance of state ports of entry; and providing other matters properly relating thereto.

Assemblyman Conklin moved that the bill be referred to the Committee on Ways and Means.

Motion carried.

By the Committee on Ways and Means:

Assembly Bill No. 551—AN ACT relating to education; requiring the board of trustees of each school district in this State to assess the feasibility of sharing services, functions and personnel with other school districts of this State; requiring the Committee on Local Government Finance to adopt certain regulations; and providing other matters properly relating thereto.

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

Motion carried.

By the Committee on Ways and Means:

Assembly Bill No. 552—AN ACT relating to genetic marker analysis; imposing an administrative assessment upon a defendant convicted of any crime; requiring that a biological specimen be obtained from a person arrested for a felony; providing a penalty; and providing other matters properly relating thereto.

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

Motion carried.

By the Committee on Ways and Means:

Assembly Bill No. 553—AN ACT relating to the Public Employees' Benefits Program; revising provisions governing subsidies for the coverage of certain persons under the Program; and providing other matters properly relating thereto.

Assemblyman Conklin moved that the bill be referred to the Committee on Ways and Means.

Motion carried.

By the Committee on Ways and Means:

Assembly Bill No. 554—AN ACT relating to education; requiring the Department of Education to assign a letter grade to each school district and public school; requiring that a report card be prepared for each school district with information pertaining to the letter grades received by the school district and certain other information pertaining to the progress made in pupil achievement; requiring the Department to prepare a separate report card for charter schools sponsored by the State Board of Education; requiring the board of trustees of each school district to adopt a policy authorizing the parent or legal guardian of pupil to enroll his or her child in a public school other than the public school the child is otherwise zoned to attend;

prohibiting the promotion of a pupil to grade 4 if the pupil does not obtain a certain score on the criterion-referenced examination in reading; providing certain good-cause exemptions for certain pupils; requiring school districts to offer intensive instructional services in reading for certain pupils; and providing other matters properly relating thereto.

Assemblyman Conklin moved that the bill be referred to the Committee on Ways and Means.

Motion carried.

By the Committee on Ways and Means:

Assembly Bill No. 555—AN ACT relating to educational personnel; requiring the State Board of Education to establish a four-tiered performance evaluation system for teachers and administrators; requiring the Commission on Professional Standards in Education to submit recommendations to the State Board concerning the performance evaluation system; eliminating the status of probationary and postprobationary teachers and administrators; providing that each licensed employee of a school district is employed on a 1-year contract basis with no right to reemployment; revising the designations required of evaluations of teachers and administrators; requiring the board of trustees of a school district to base its decisions relating to the reduction in workforce and the salary, wage rates and other forms of compensation for teachers on certain factors; and providing other matters properly relating thereto.

Assemblyman Conklin moved that the bill be referred to the Committee on Ways and Means.

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 6:57 p.m.

ASSEMBLY IN SESSION

At 6:59 p.m.

Mr. Speaker presiding.

Quorum present.

MOTIONS, RESOLUTIONS AND NOTICES

Assemblyman Conklin moved that the action whereby Assembly Bill No. 554 was referred to the Committee on Ways and Means be rescinded.

Motion carried.

Assemblyman Conklin moved that Assembly Bill No. 554 be referred to the Committee on Education.

Motion carried.

By the Committee on Ways and Means:

Assembly Bill No. 556—AN ACT relating to the Public Employees' Benefits Program; changing the fund into which certain subsidies paid for coverage under the Program are deposited; and providing other matters properly relating thereto.

Assemblyman Conklin moved that the bill be referred to the Committee on Ways and Means.

Motion carried.

By the Committee on Ways and Means:

Assembly Bill No. 557—AN ACT making an appropriation to the Department of Education for school districts to establish pilot programs of performance pay for licensed teachers; and providing other matters properly relating thereto.

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

Motion carried.

By the Committee on Ways and Means:

Assembly Bill No. 558—AN ACT relating to education; revising provisions governing the duties of the Commission on Educational Excellence; revising provisions governing the Account for Programs for Innovation and the Prevention of Remediation; establishing the categorical block grant program for K-12 public education; authorizing the boards of trustees of school districts to apply to the Department of Education for a block grant to implement certain programs in public schools; revising provisions governing the requirements for the reduction of pupil-teacher ratios in certain grades; removing the Grant Fund for Incentives for Licensed Educational Personnel; and providing other matters properly relating thereto.

Assemblyman Conklin moved that the bill be referred to the Committee on Ways and Means.

Motion carried.

By the Committee on Ways and Means:

Assembly Bill No. 559—AN ACT relating to the Lake Tahoe Basin; requiring the issuance of general obligation bonds to carry out certain environmental improvement projects included in the second phase of the Environmental Improvement Program for the Lake Tahoe Basin; and providing other matters properly relating thereto.

Assemblyman Conklin moved that the bill be referred to the Committee on Ways and Means.

Motion carried.

By the Committee on Ways and Means:

Assembly Bill No. 560—AN ACT relating to state employees; reducing the rate of accrual of annual leave and sick leave for state employees; eliminating the required payment of a state employee at the rate of time and one-half for working on a holiday; eliminating the requirement that the state purchase credit for service for retirement for certain employees if an agency is required to reduce the number of its employees; continuing the temporary suspension of the semiannual payment of longevity pay and merit pay increases for state employees; and providing other matters properly relating thereto.

Assemblyman Conklin moved that the bill be referred to the Committee on Ways and Means.

Motion carried.

By the Committee on Ways and Means:

Assembly Bill No. 561—AN ACT relating to governmental financial administration; delaying the commencement of certain transfers to the Fund to Stabilize the Operation of the State Government; revising the provisions governing the amount and use of certain reserve accounts for bond payments; revising the provisions governing the rate and calculation of the payroll tax imposed on certain businesses other than financial institutions; requiring the deposit of certain fees imposed on the short-term lease of passenger cars into the State General Fund; extending the prospective expiration of certain requirements regarding the advance payment of the tax imposed on the net proceeds of minerals; temporarily authorizing the securitization of the proceeds of the tax on insurance premiums; and providing other matters properly relating thereto.

Assemblyman Conklin moved that the bill be referred to the Committee on Ways and Means.

Motion carried.

By the Committee on Ways and Means:

Assembly Bill No. 562—AN ACT relating to the Public Employees' Benefits Program; revising provisions governing the subsidy for coverage of certain retired persons under the Program; and providing other matters properly relating thereto.

Assemblyman Conklin moved that the bill be referred to the Committee on Ways and Means.

Motion carried.

By the Committee on Ways and Means:

Assembly Bill No. 563—AN ACT relating to programs for public personnel; establishing for the next biennium the amount to be paid to the Public Employees' Benefits Program for insurance for certain active and retired public officers and employees; and providing other matters properly relating thereto.

Assemblyman Conklin moved that the bill be referred to the Committee on Ways and Means.

Motion carried.

By the Committee on Ways and Means:

Assembly Bill No. 564—AN ACT relating to business associations; authorizing the Secretary of State to adopt regulations to define certain terms to allow certain corporations, associations, organizations, partnerships and other entities to carry out their powers and duties using the most recent technology available; providing that certain meetings of corporations may be conducted through the use of available technology; authorizing the Secretary of State to develop and make available a model operating agreement for use by limited-liability companies; and providing other matters properly relating thereto.

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

Motion carried.

Assemblyman Conklin moved that the action whereby Assembly Bill No. 559 was referred to the Committee on Ways and Means be rescinded.

Motion carried.

Assemblyman Conklin moved that Assembly Bill No. 559 be referred to the Committee on Natural Resources, Agriculture, and Mining.

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 7:15 p.m.

ASSEMBLY IN SESSION

At 7:18 p.m.

Mr. Speaker presiding.

Quorum present.

UNFINISHED BUSINESS

SIGNING OF BILLS AND RESOLUTIONS

There being no objections, the Speaker and Chief Clerk signed Assembly Bills Nos. 87, 88; Assembly Concurrent Resolution No. 4; Assembly Resolutions Nos. 4, 5, 6.

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Assemblyman Anderson, the privilege of the floor of the Assembly Chamber for this day was extended to Laura Martin.

On request of Assemblyman Atkinson, the privilege of the floor of the Assembly Chamber for this day was extended to Caitlin Katzenbach, Charly Seal, and Kellie Young.

On request of Assemblywoman Benitez-Thompson, the privilege of the floor of the Assembly Chamber for this day was extended to the following students and chaperones from Pine Middle School: Kaleb Abend, Arianna Adams, Olivia Amundsen, Andres Anguiano, Sami Baig, Madison Baker, Caliz Barrus, Clark Barrus, Ethan Bilyeu, Kimberly Bowman, Ashley Brooks, Gillermina Castillo Ramirez, Kayla Cerfoglio, Charles Chappel, Breana Davis, Hailey Dunn, Zachary Dussaq, Abigail Finsten, Issic Giron Gomez, Cesar Giron-Perez, Taylor Guy, Tatiana Hagan, Devan Heinrichs, Virginia Helu, Kaelin Henry, Christian Hernandez Vasquez, James Houghton, Dexter Hughes, Hunter Knickerbocker, Katrina Kozak, Thomas Lancaster, Alejandra Lopez, Natiana Marino Funes, Jacob McDonald, Jennifer Medina Aguiar, Hannah Mercurio, Romina Miranda Camacho, Nicholas Nelson, Michelle Newblom, Angelo Nino De Guzman, Ravyn Norman, Callista Obrien, Ryan O'Connor, Daren Ogilvie, Tyler Ogle, Andrew Ott, Kyle Pauly, Logan Peterson, Katherine Pintar, Hector Ponce Estrada, H. M. Reid, Ethan Richardson, Lauren Rising, Johnathan Rivas, Miles Ronkos, Jessica Rosser, Leonel Soto, Jamie Stachofsky, Connor Welsh, Anne Welton, Sabel Witmer, Haley Woods, Phoebe Yang, and Cloyd Zeiter.

On request of Assemblyman Brooks, the privilege of the floor of the Assembly Chamber for this day was extended to Brandon Hill, Katrina Ingersoll, and Katie Stapp.

On request of Assemblywoman Carlton, the privilege of the floor of the Assembly Chamber for this day was extended to Laura Leavitt.

On request of Assemblyman Daly, the privilege of the floor of the Assembly Chamber for this day was extended to the following participants and chaperones from 4-H Capitol Days: Georgie Zielinski, Elaina Dunn, Sandra Dunn, Andrea Eiseman, KeKoa Elliott, Sarah Greber, Ian Guthridge, Caitlin Katzenbach, David McGaw, Monica Molina, Andrew Logan Snyder, Lauren Elaine Snyder, Katie Stapp, Alexis Trowbridge, Kellie Young, Aaron Reed, Benjamin Reed, Cassia Reed, Katie Combs, Celestina Cubio-Torres, Ryan Huskins, Alyssa Barainca, Courtney Bellander, Savannah Drew, Alexander Hill, Brandon Hill, Tyrel Keppner, Charly Seal, Kayla Boldrick, Marshall McKown, Savanah Taylor, Megan Campbell, Jillian Groteguth, Allison Welling, Kelly Brandon, Robin Johnson, Caitlyn Morton, Abby Williams, Joshua Smith, Jeremy Green, Katrina Ingersoll, Jared Cumming, Katrina Cumming, Deb Cobb, Chuck Fox, Ann McGaw, Dennis McGaw, Pete Mangum, Steve Schafer, Sandy Hawkins, Jessica Poole, Reana Bye, and Adrienne Sawyer.

On request of Assemblywoman Dondero Loop, the privilege of the floor of the Assembly Chamber for this day was extended to Peter Cohen, Paul Vargas, Jeffrey Geihs, Sue Steaffens, Robert Mars, and Jefferey Hybarger.

On request of Assemblyman Goedhart, the privilege of the floor of the Assembly Chamber for this day was extended to Monica Molina and Andrew Logan Snyder.

On request of Assemblyman Goicoechea, the privilege of the floor of the Assembly Chamber for this day was extended to Elaina Dunn, Alexis Trowbridge, and Reana Bye.

On request of Assemblyman Grady, the privilege of the floor of the Assembly Chamber for this day was extended to Kelly Brandon and Jeremy Green.

On request of Assemblyman Hambrick, the privilege of the floor of the Assembly Chamber for this day was extended to Tyrel Keppner and Lauren Elaine Snyder.

On request of Assemblyman Hardy, the privilege of the floor of the Assembly Chamber for this day was extended to Sandra Dunn, Elliot KeKoa, and Alexander Hill.

On request of Assemblyman Horne, the privilege of the floor of the Assembly Chamber for this day was extended to Savannah Drew, Ian Guthridge, and Aaron Reed.

On request of Assemblyman Kite, the privilege of the floor of the Assembly Chamber for this day was extended to Kayla Bodrick, Marshall McKown, and Savannah Taylor.

On request of Assemblyman Livermore, the privilege of the floor of the Assembly Chamber for this day was extended to Robin Johnson and Joshua Smith.

On request of Assemblyman Stewart, the privilege of the floor of the Assembly Chamber for this day was extended to Linda Robinson, David Robinson, and Nicole Koester.

Assemblyman Conklin moved that the Assembly adjourn until Tuesday, March 29, 2011, at 11 a.m.

Motion carried.

Assembly adjourned at 7:19 p.m.

Approved:

JOHN OCEGUERA
Speaker of the Assembly

Attest: SUSAN FURLONG
Chief Clerk of the Assembly