

**THE SEVENTY-FIRST DAY**

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CARSON CITY (Monday), April 18, 2011

Assembly called to order at 12:01 p.m.

Mr. Speaker presiding.

Roll called.

All present.

Prayer by the Chaplain, Pastor Gary Grite.

Our Father in Heaven, thank You for bringing us together this morning. Please be with our families today, wherever they are, and keep them safe and happy. We ask for the strength to make right decisions, and the wisdom to know what is a right decision. May we have the happiness that comes from being honest, kind, and gracious, and may we care about each other as much as You care about us. This is our prayer in the name of our Lord Jesus.

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.

MOTIONS, RESOLUTIONS AND NOTICES

NOTICE OF EXEMPTION

April 15, 2011

The Fiscal Analysis Division, pursuant to Joint Standing Rule 14.6, has determined the eligibility for exemption of: Assembly Bill No. 129, if the amendment proposed by the Committee on Education is adopted by the Assembly.

Also, the Fiscal Analysis Division, pursuant to Joint Standing Rule 14.6, has determined the eligibility for exemption of: Assembly Bill No. 137.

RICK COMBS

*Fiscal Analysis Division*

April 15, 2011

The Fiscal Analysis Division, pursuant to Joint Standing Rule 14.6, has determined the exemption of: Senate Bill No. 46.

Also, the Fiscal Analysis Division, pursuant to Joint Standing Rule 14.6, has determined the eligibility for exemption of: Senate Bill No. 320.

MARK KRMPOTIC

*Fiscal Analysis Division*

## REPORTS OF COMMITTEES

*Mr. Speaker:*

Your Committee on Commerce and Labor, to which were referred Assembly Bill No. 150; Senate Bill No. 219, has had the same under consideration, and begs leave to report the same back with the recommendation: Do pass.

KELVIN ATKINSON, *Chair*

*Mr. Speaker:*

Your Committee on Education, to which were referred Assembly Bills Nos. 318, 551, has had the same under consideration, and begs leave to report the same back with the recommendation: Do pass.

Also, your Committee on Education, to which were referred Assembly Bills Nos. 393, 455, has had the same under consideration, and begs leave to report the same back with the recommendation: Amended, and do pass as amended.

Also, your Committee on Education, to which was referred Assembly Bill No. 357, has had the same under consideration, and begs leave to report the same back with the recommendation: Without recommendation, and rerefer to the Committee on Ways and Means.

DAVID P. BOBZIEN, *Chair*

*Mr. Speaker:*

Your Concurrent Committee on Education, to which was referred Assembly Bill No. 129, has had the same under consideration, and begs leave to report the same back with the recommendation: Amend, but without recommendation.

DAVID P. BOBZIEN, *Chair*

*Mr. Speaker:*

Your Committee on Government Affairs, to which were referred Assembly Bills Nos. 329, 403, 405, 477, has had the same under consideration, and begs leave to report the same back with the recommendation: Do pass.

Also, your Committee on Government Affairs, to which were referred Assembly Bills Nos. 172, 243, 312, 332, 354, has had the same under consideration, and begs leave to report the same back with the recommendation: Without recommendation, and rerefer to the Committee on Ways and Means.

MARILYN K. KIRKPATRICK, *Chair*

*Mr. Speaker:*

Your Concurrent Committee on Government Affairs, to which was referred Assembly Bill No. 479, has had the same under consideration, and begs leave to report the same back with the recommendation: Without recommendation.

MARILYN K. KIRKPATRICK, *Chair*

*Mr. Speaker:*

Your Committee on Health and Human Services, to which was referred Assembly Bill No. 535, has had the same under consideration, and begs leave to report the same back with the recommendation: Do pass.

Also, your Committee on Health and Human Services, to which were referred Assembly Bills Nos. 315, 345, has had the same under consideration, and begs leave to report the same back with the recommendation: Do pass, and rerefer to the Committee on Ways and Means.

APRIL MASTROLUCA, *Chair*

*Mr. Speaker:*

Your Committee on Transportation, to which was referred Assembly Bill No. 151, has had the same under consideration, and begs leave to report the same back with the recommendation: Amend, and do pass as amended.

MARILYN DONDERO LOOP, *Chair*

MOTIONS, RESOLUTIONS AND NOTICES

Assemblyman Conklin moved that Assembly Bills Nos. 172, 243, 312, 315, 332, 345, 354, and 357, just reported out of committee, be rereferred to the Committee on Ways and Means.

Motion carried.

Assemblyman Conklin moved that Assembly Bills Nos. 160, 188, 323, 331, 390, and 453 be taken from the General File and rereferred to the Committee on Ways and Means.

Motion carried.

Assemblyman Conklin moved that Assembly Bills Nos. 129, 150, 151, 318, 329, 393, 403, 405, 455, 477, 535, 551; Senate Bill No. 219, just reported out of committee, be placed on the Second Reading File.

Motion carried.

Assemblyman Conklin moved that the action whereby Assembly Joint Resolution No. 1 was concurrently referred to the Committee on Taxation be rescinded.

Motion carried.

Assemblyman Conklin moved that the action whereby Assembly Bill No. 501 was concurrently referred to the Committee on Ways and Means be rescinded.

Motion carried.

Assemblyman Conklin moved that LAKE TAHOE NEWS: Anne Knowles and LGBT-RENO.NET: Wheeler Cowperthwaite be accepted as accredited press representatives, and that they be assigned space at the press table in the Assembly Chamber and allowed the use of appropriate broadcast facilities.

Motion carried.

Assemblyman Conklin moved that Assembly Bill No. 237 be taken from the General File and placed on the Chief Clerk's desk.

Motion carried.

Assemblyman Atkinson moved that Assembly Bill No. 199 be taken from the General File and placed on the Chief Clerk's desk.

Remarks by Assemblyman Atkinson.

Motion carried.

## SECOND READING AND AMENDMENT

Assembly Bill No. 129.

Bill read second time.

The following amendment was proposed by the Committee on Education:

Amendment No. 421.

AN ACT relating to education; repealing the statutory requirements for the reduction of pupil-teacher ratios in certain grades; authorizing the board of trustees of a school district to establish pupil-teacher ratios for the elementary schools within the school district; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

Existing law requires prescribed ratios of pupils per licensed teacher in kindergarten and grades 1, 2 and 3. (NRS 388.700) Under existing law, a school district in a county whose population is less than 100,000 (currently all counties other than Clark and Washoe Counties) may, in lieu of complying with the prescribed ratios, develop an alternative plan to reduce the district's pupil-teacher ratios for specified grade levels in elementary schools. (NRS 388.720) This bill repeals the provisions requiring class-size reduction and authorizes the board of trustees of a school district to develop a plan establishing pupil-teacher ratios for specified grade levels in the elementary schools within the school district. **This bill also requires the board of trustees of a school district that develops a plan establishing pupil-teacher ratios to submit to the Department of Education a report on the status of the plan. The Department is required to compile the reports and submit the compilation to the Director of the Legislative Counsel Bureau for transmission to the next regular session of the Legislature and to the Legislative Committee on Education.**

THE PEOPLE OF THE STATE OF NEVADA, REPRESENTED IN  
SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

**Section 1.** NRS 387.123 is hereby amended to read as follows:

387.123 1. The count of pupils for apportionment purposes includes all pupils who are enrolled in programs of instruction of the school district, including, without limitation, a program of distance education provided by the school district, pupils who reside in the county in which the school district is located and are enrolled in any charter school, including, without limitation, a program of distance education provided by a charter school, and pupils who are enrolled in a university school for profoundly gifted pupils located in the county, for:

- (a) Pupils in the kindergarten department.
- (b) Pupils in grades 1 to 12, inclusive.

(c) Pupils not included under paragraph (a) or (b) who are receiving special education pursuant to the provisions of NRS 388.440 to 388.520, inclusive.

(d) Pupils who reside in the county and are enrolled part-time in a program of distance education provided pursuant to NRS 388.820 to 388.874, inclusive.

(e) Children detained in facilities for the detention of children, alternative programs and juvenile forestry camps receiving instruction pursuant to the provisions of NRS 388.550, 388.560 and 388.570.

(f) Pupils who are enrolled in classes pursuant to subsection 4 of NRS 386.560 and pupils who are enrolled in classes pursuant to subsection 5 of NRS 386.580.

(g) Pupils who are enrolled in classes pursuant to subsection 3 of NRS 392.070.

(h) Pupils who are enrolled in classes and taking courses necessary to receive a high school diploma, excluding those pupils who are included in paragraphs (d), (f) and (g).

2. The State Board shall establish uniform regulations for counting enrollment and calculating the average daily attendance of pupils. In establishing such regulations for the public schools, the State Board:

(a) Shall divide the school year into 10 school months, each containing 20 or fewer school days, or its equivalent for those public schools operating under an alternative schedule authorized pursuant to NRS 388.090.

(b) May divide the pupils in grades 1 to 12, inclusive, into categories composed respectively of those enrolled in elementary schools and those enrolled in secondary schools.

(c) Shall prohibit the counting of any pupil specified in subsection 1 more than once.

~~3. Except as otherwise provided in subsection 4 and NRS 388.700, the State Board shall establish by regulation the maximum pupil teacher ratio in each grade, and for each subject matter wherever different subjects are taught in separate classes, for each school district of this State which is consistent with:~~

~~(a) The maintenance of an acceptable standard of instruction;~~

~~(b) The conditions prevailing in the school district with respect to the number and distribution of pupils in each grade; and~~

~~(c) Methods of instruction used, which may include educational television, team teaching or new teaching systems or techniques.~~

~~↪ If the Superintendent of Public Instruction finds that any school district is maintaining one or more classes whose pupil teacher ratio exceeds the applicable maximum, and unless the Superintendent finds that the board of trustees of the school district has made every reasonable effort in good faith~~

~~to comply with the applicable standard, the Superintendent shall, with the approval of the State Board, reduce the count of pupils for apportionment purposes by the percentage which the number of pupils attending those classes is of the total number of pupils in the district, and the State Board may direct the Superintendent to withhold the quarterly apportionment entirely.~~

~~4. The provisions of subsection 3 do not apply to a charter school, a university school for profoundly gifted pupils or a program of distance education provided pursuant to NRS 388.820 to 388.874, inclusive.]~~

**Sec. 2.** NRS 387.304 is hereby amended to read as follows:

387.304 The Department shall:

1. Conduct an annual audit of the count of pupils for apportionment purposes reported by each school district pursuant to NRS 387.123. ~~[and the data reported by each school district pursuant to NRS 388.710 that is used to measure the effectiveness of the implementation of a plan developed by each school district to reduce the pupil teacher ratio as required by NRS 388.720.]~~

2. Review each school district's report of the annual audit conducted by a public accountant as required by NRS 354.624, and the annual report prepared by each district as required by NRS 387.303, and report the findings of the review to the State Board and the Legislative Committee on Education, with any recommendations for legislation, revisions to regulations or training needed by school district employees. The report by the Department must identify school districts which failed to comply with any statutes or administrative regulations of this State or which had any:

- (a) Long-term obligations in excess of the general obligation debt limit;
- (b) Deficit fund balances or retained earnings in any fund;
- (c) Deficit cash balances in any fund;
- (d) Variances of more than 10 percent between total general fund revenues and budgeted general fund revenues; or
- (e) Variances of more than 10 percent between total actual general fund expenditures and budgeted total general fund expenditures.

3. In preparing its biennial budgetary request for the State Distributive School Account, consult with the superintendent of schools of each school district or a person designated by the superintendent.

4. Provide, in consultation with the Budget Division of the Department of Administration and the Fiscal Analysis Division of the Legislative Counsel Bureau, training to the financial officers of school districts in matters relating to financial accountability.

**Sec. 3.** Chapter 388 of NRS is hereby amended by adding thereto a new section to read as follows:

1. *The board of trustees of a school district may develop a plan establishing ratios of pupils per licensed teacher for specified grade levels in the elementary schools within the school district.*

2. *If the board of trustees of a school district develops a plan establishing pupil-teacher ratios pursuant to subsection 1, the board of trustees must submit the plan to the Department for informational purposes.*

3. *If the board of trustees of a school district develops a plan establishing pupil-teacher ratios pursuant to subsection 1, the board of trustees shall, on or before August 1 of each year, submit to the Department a report on the status of the plan, including, without limitation, the effectiveness of the plan in improving the achievement of pupils enrolled in the grade levels at which the plan is implemented.*

4. *The Department shall compile the reports it receives pursuant to subsection 3 and, on or before October 1, submit the compilation and a summary of the effectiveness of each plan to:*

(a) *In even-numbered years, the Director of the Legislative Counsel Bureau for transmission to the next regular session of the Legislature; and*

(b) *In odd-numbered years, the Legislative Committee on Education.*

Sec. 4. NRS 218E.615 is hereby amended to read as follows:

218E.615 1. The Committee may:

(a) Evaluate, review and comment upon issues related to education within this State, including, but not limited to:

(1) Programs to enhance accountability in education;

(2) Legislative measures regarding education;

(3) The progress made by this State, the school districts and the public schools in this State in satisfying the goals and objectives of the federal No Child Left Behind Act of 2001, 20 U.S.C. §§ 6301 et seq., and the annual measurable objectives established by the State Board of Education pursuant to NRS 385.361;

(4) Methods of financing public education;

(5) The condition of public education in the elementary and secondary schools;

(6) ~~[The program to reduce the ratio of pupils per class per licensed teacher prescribed in NRS 388.700, 388.710 and 388.720;]~~ *Any plans establishing pupil-teacher ratios developed by the boards of trustees of school districts pursuant to section 3 of this act;*

(7) *The development of any programs to automate the receipt, storage and retrieval of the educational records of pupils; and*

(8) ~~[(7)]~~ *Any other matters that, in the determination of the Committee, affect the education of pupils within this State.*

(b) Conduct investigations and hold hearings in connection with its duties pursuant to this section.

(c) Request that the Legislative Counsel Bureau assist in the research, investigations, hearings and reviews of the Committee.

(d) Make recommendations to the Legislature concerning the manner in which public education may be improved.

2. The Committee shall:

(a) In addition to any standards prescribed by the Department of Education, prescribe standards for the review and evaluation of the reports of the State Board of Education, school districts and public schools pursuant to paragraph (a) of subsection 1 of NRS 385.359.

(b) For the purposes set forth in NRS 385.389, recommend to the Department of Education programs of remedial study for each subject tested on the examinations administered pursuant to NRS 389.015. In recommending these programs of remedial study, the Committee shall consider programs of remedial study that have proven to be successful in improving the academic achievement of pupils.

(c) Recommend to the Department of Education providers of supplemental educational services for inclusion on the list of approved providers prepared by the Department pursuant to NRS 385.384. In recommending providers, the Committee shall consider providers with a demonstrated record of effectiveness in improving the academic achievement of pupils.

(d) For the purposes set forth in NRS 385.3785, recommend to the Commission on Educational Excellence created by NRS 385.3784 programs, practices and strategies that have proven effective in improving the academic achievement and proficiency of pupils.

**Sec. 5.** NRS 218E.625 is hereby amended to read as follows:

218E.625 1. The Legislative Bureau of Educational Accountability and Program Evaluation is hereby created within the Fiscal Analysis Division of the Legislative Counsel Bureau. The Fiscal Analysts shall appoint to the Legislative Bureau of Educational Accountability and Program Evaluation a Chief and such other personnel as the Fiscal Analysts determine are necessary for the Bureau to carry out its duties pursuant to this section.

2. The Bureau shall, as the Fiscal Analysts determine is necessary or at the request of the Committee:

(a) Collect and analyze data and issue written reports concerning:

(1) The effectiveness of the provisions of NRS 385.3455 to 385.391, inclusive, in improving the accountability of the schools of this State;

(2) ~~[The statewide program to reduce the ratio of pupils per class per licensed teacher prescribed in NRS 388.700, 388.710 and 388.720;] Any~~



**plans establishing pupil-teacher ratios developed by the boards of trustees of school districts pursuant to section 3 of this act;**

(3) The statewide program to educate persons with disabilities that is set forth in chapter 395 of NRS;

(4) ~~((3))~~ The results of the examinations of the National Assessment of Educational Progress that are administered pursuant to NRS 389.012; and

(5) ~~((4))~~ Any program or legislative measure, the purpose of which is to reform the system of education within this State.

(b) Conduct studies and analyses to evaluate the performance and progress of the system of public education within this State. Such studies and analyses may be conducted:

(1) As the Fiscal Analysts determine are necessary; or

(2) At the request of the Legislature.

↪ This paragraph does not prohibit the Bureau from contracting with a person or entity to conduct studies and analyses on behalf of the Bureau.

(c) On or before December 31 of each even-numbered year, submit a written report of its findings pursuant to paragraphs (a) and (b) to the Director of the Legislative Counsel Bureau for transmission to the next regular session of the Legislature. The Bureau shall, on or before December 31 of each odd-numbered year, submit a written report of its findings pursuant to paragraphs (a) and (b) to the Director of the Legislative Counsel Bureau for transmission to the Legislative Commission.

3. The Bureau may, pursuant to NRS 218F.620, require a school, a school district, the Nevada System of Higher Education or the Department of Education to submit to the Bureau books, papers, records and other information that the Chief of the Bureau determines are necessary to carry out the duties of the Bureau pursuant to this section. An entity whom the Bureau requests to produce records or other information shall provide the records or other information in any readily available format specified by the Bureau.

4. Except as otherwise provided in this subsection or NRS 239.0115, any information obtained by the Bureau pursuant to this section shall be deemed a work product that is confidential pursuant to NRS 218F.150. The Bureau may, at the discretion of the Chief and after submission to the Legislature or Legislative Commission, as appropriate, publish reports of its findings pursuant to paragraphs (a) and (b) of subsection 2.

5. This section does not prohibit the Department of Education or the State Board of Education from conducting analyses, submitting reports or otherwise reviewing educational programs in this State.

**Sec. 6.** NRS 388.700, 388.710 and 388.720 are hereby repealed.

**Sec. 7.** This act becomes effective on July 1, 2011.

## TEXT OF REPEALED SECTIONS

**388.700 Reduction of ratio in certain grades; request for variance required under certain circumstances; reports by State Board and Department; exception to requirements for charter schools and distance education.**

1. Except as otherwise provided in this section, after the last day of the first month of the school year, the ratio in each school district of pupils per licensed teacher designated to teach, on a full-time basis, in classes where core curriculum is taught:

(a) In kindergarten and grades 1, 2 and 3, must not exceed 15 to 1; or

(b) If a plan is approved pursuant to subsection 3 of NRS 388.720, must not exceed the ratio set forth in that plan for the grade levels specified in the plan.

↪ In determining this ratio, all licensed educational personnel who teach a grade level specified in paragraph (a) or a grade level specified in a plan that is approved pursuant to subsection 3 of NRS 388.720, as applicable for the school district, must be counted except teachers of art, music, physical education or special education, counselors, librarians, administrators, deans and specialists.

2. A school district may, within the limits of any plan adopted pursuant to NRS 388.720, assign a pupil whose enrollment in a grade occurs after the last day of the first month of the school year to any existing class regardless of the number of pupils in the class.

3. Each school district that does not meet the ratio of pupils per class:

(a) Set forth in subsection 1;

(b) Prescribed in conjunction with a legislative appropriation for the support of the class-size reduction program; or

(c) Defined by a legislatively approved alternative class-size reduction plan, if applicable to that school district,

↪ must request a variance from the State Board by providing a written statement that includes the reasons for the request and the justification for exceeding the applicable prescribed ratio of pupils per class.

4. The State Board may grant to a school district a variance from the limitation on the number of pupils per class set forth in paragraph (a), (b) or (c) of subsection 3 for good cause, including the lack of available financial support specifically set aside for the reduction of pupil-teacher ratios.

5. The State Board shall, on or before February 1 of each odd-numbered year, report to the Legislature on:

(a) Each variance granted by it during the preceding biennium, including the specific justification for the variance.

(b) The data reported to it by the various school districts pursuant to subsection 2 of NRS 388.710, including an explanation of that data, and the current pupil-teacher ratios per class in the grade levels specified in paragraph (a) of subsection 1 or the grade levels specified in a plan that is approved pursuant to subsection 3 of NRS 388.720, as applicable for the school district.

6. The Department shall, on or before November 15 of each year, report to the Chief of the Budget Division of the Department of Administration and the Fiscal Analysis Division of the Legislative Counsel Bureau:

- (a) The number of teachers employed;
- (b) The number of teachers employed in order to attain the ratio required by subsection 1;
- (c) The number of pupils enrolled; and
- (d) The number of teachers assigned to teach in the same classroom with another teacher or in any other arrangement other than one teacher assigned to one classroom of pupils,  
 ↪ during the current school year in the grade levels specified in paragraph (a) of subsection 1 or the grade levels specified in a plan that is approved pursuant to subsection 3 of NRS 388.720, as applicable, for each school district.

7. The provisions of this section do not apply to a charter school or to a program of distance education provided pursuant to NRS 388.820 to 388.874, inclusive.

**388.710 State Board of Education to determine data to be monitored by school district; school district to report data to State Board.**

1. The State Board, in consultation with the trustees of the school districts and the recognized associations representing licensed educational personnel, after receiving comments from the general public, shall determine the data that must be monitored by each school district and used to measure the effectiveness of the implementation of a plan developed by each school district to reduce the pupil-teacher ratio pursuant to NRS 388.720.

2. Each school district shall report the data to the State Board as required by the State Board.

**388.720 Development of plan by school district to reduce pupil-teacher ratios; alternative ratios for certain grades authorized in certain counties.**

1. Except as otherwise provided in subsection 2, each school district together with the recognized associations representing licensed educational personnel shall develop a plan to reduce the district's pupil-teacher ratio per class in kindergarten and grades 1, 2 and 3 within the limits of available financial support specifically set aside for this purpose and submit that plan to the State Board.

2. In lieu of complying with the pupil-teacher ratio prescribed in paragraph (a) of subsection 1 of NRS 388.700, a school district in a county whose population is less than 100,000 may, in consultation with the recognized associations representing licensed educational personnel, develop a plan to reduce the district's pupil-teacher ratios per class for specified grade levels in elementary schools. Alternative ratios for grade 6 may only be approved for those school districts that include grade 6 in elementary school. The alternative pupil-teacher ratios must not:

- (a) Exceed 22 to 1 in grades 1, 2 and 3; and
- (b) Exceed 25 to 1 in grades 4 and 5 or grades 4, 5 and 6, as applicable.

3. The State Board shall approve a plan submitted pursuant to subsection 2 if the plan:

- (a) Reduces the district's pupil-teacher ratio in the elementary schools within the school district; and
- (b) Is fiscally neutral such that the plan will not cost more to carry out than a plan that complies with the ratios prescribed in paragraph (a) of subsection 1 of NRS 388.700.

Assemblyman Bobzien moved the adoption of the amendment.

Amendment adopted.

Bill ordered reprinted, engrossed, and to the Concurrent Committee on Ways and Means.

Assembly Bill No. 150.

Bill read second time and ordered to third reading.

Assembly Bill No. 151.

Bill read second time.

The following amendment was proposed by the Committee on Transportation:

Amendment No. 122.

Assembly Bill No. 151—Assemblymen Atkinson, Ocegüera, Smith, Kirkpatrick, Conklin; Bobzien, Dondero Loop, ~~AND~~ Horne **AND MUNFORD**

AN ACT relating to traffic laws; prohibiting a person from manually typing or entering text into a cellular telephone or other handheld wireless communications device, ~~and~~ from sending or reading data using any such device **or from engaging in voice communication using any such device unless the device provides for hands-free operation** while operating a motor vehicle in certain circumstances; providing penalties; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

Under the existing traffic laws of this State, it is a crime to engage in various activities while operating a motor vehicle or to operate a motor vehicle in a reckless or unsafe manner. (Chapters 484A-484E of NRS)

**Section 2** of this bill makes it a crime for a person to manually type or enter text into a cellular telephone or other handheld wireless communications device, ~~for~~ to send or read data using any such device **or to engage in voice communication using any such device unless the device is used with an accessory which allows voice communication without using his or her hands** while operating a motor vehicle. **Section 2** provides an exception when the cellular telephone or other device is used by ~~law enforcement officers and other~~ **certain** emergency personnel **and persons designated by a sheriff or chief of police or the Director of the Department of Public Safety** who are acting within the course and scope of their employment. Additional exceptions apply if the person is using the cellular telephone or other device to report or request assistance relating to a medical emergency, a safety hazard or criminal activity, or if the person is responding to a situation requiring immediate action and stopping the vehicle would be inadvisable, impractical or dangerous. **Also provided is an exemption for a person in a self-driving vehicle, and an exemption for employees or contractors of certain public utilities using handheld wireless communications devices provided by the public utility while responding to certain emergencies.** A ~~first or second~~ violation of the provisions of **section 2** ~~within the immediately preceding 7 years~~ is a misdemeanor. ~~and a third or subsequent violation within the immediately preceding 7 years is a gross misdemeanor.~~ If a violation is the proximate cause of the death of, or substantial bodily harm to, another person, the violation is punishable as a category B felony. ~~and, pursuant to section 1 of this bill, will result in the revocation of the driver's license of the person for 3 years.~~ **Section 3** of this bill makes the enhanced penalty for certain traffic violations that occur in a temporary traffic control zone applicable to violations of these new crimes. **Section 5 of this bill provides that, until January 1, 2012, a law enforcement officer will not issue a citation to a person for a violation of section 2, but will give the person a verbal or written warning.**

THE PEOPLE OF THE STATE OF NEVADA, REPRESENTED IN  
SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

Section 1. ~~NRS 483.460 is hereby amended to read as follows:~~  
~~483.460 1. Except as otherwise provided by specific statute, the Department shall revoke the license, permit or privilege of any driver upon receiving a record of his or her conviction of any of the following offenses, when that conviction has become final, and the driver is not eligible for a license, permit or privilege to drive for the period indicated:~~

(a) For a period of 3 years if the offense is:

(1) A violation of subsection 5 of NRS 484B.653.

(2) ~~A violation of section 2 of this act resulting in a felony conviction.~~

~~(3) A third or subsequent violation within 7 years of NRS 484C.110 or 484C.120.~~

~~[(3)] (4) A violation of NRS 484C.110 or 484C.120 resulting in a felony conviction pursuant to NRS 484C.400 or 484C.410.~~

~~[(4)] (5) A violation of NRS 484C.430 or a homicide resulting from driving or being in actual physical control of a vehicle while under the influence of intoxicating liquor or a controlled substance or resulting from any other conduct prohibited by NRS 484C.110, 484C.130 or 484C.430.~~

~~→ The period during which such a driver is not eligible for a license, permit or privilege to drive must be set aside during any period of imprisonment and the period of revocation must resume when the Department is notified pursuant to NRS 209.517 or 213.12185 that the person has completed the period of imprisonment or that the person has been placed on residential confinement or parole.~~

~~(b) For a period of 1 year if the offense is:~~

~~(1) Any other manslaughter, including vehicular manslaughter as described in NRS 484B.657, resulting from the driving of a motor vehicle or felony in the commission of which a motor vehicle is used, including the unlawful taking of a motor vehicle.~~

~~(2) Failure to stop and render aid as required pursuant to the laws of this State in the event of a motor vehicle accident resulting in the death or bodily injury of another.~~

~~(3) Perjury or the making of a false affidavit or statement under oath to the Department pursuant to NRS 483.010 to 483.630, inclusive, or pursuant to any other law relating to the ownership or driving of motor vehicles.~~

~~(4) Conviction, or forfeiture of bail not vacated, upon three charges of reckless driving committed within a period of 12 months.~~

~~(5) A second violation within 7 years of NRS 484C.110 or 484C.120 and the driver is not eligible for a restricted license during any of that period.~~

~~(6) A violation of NRS 484B.550.~~

~~(c) For a period of 90 days, if the offense is a first violation within 7 years of NRS 484C.110 or 484C.120.~~

~~2. The Department shall revoke the license, permit or privilege of a driver convicted of violating NRS 484C.110 or 484C.120 who fails to complete the educational course on the use of alcohol and controlled substances within the time ordered by the court and shall add a period of 90 days during which the driver is not eligible for a license, permit or privilege to drive.~~

~~3. When the Department is notified by a court that a person who has been convicted of a first violation within 7 years of NRS 484C.110 has been permitted to enter a program of treatment pursuant to NRS 484C.320, the Department shall reduce by one half the period during which the person is~~

not eligible for a license, permit or privilege to drive, but shall restore that reduction in time if notified that the person was not accepted for or failed to complete the treatment.

~~4. The Department shall revoke the license, permit or privilege to drive of a person who is required to install a device pursuant to NRS 484C.460 but who operates a motor vehicle without such a device:~~

~~(a) For 3 years, if it is his or her first such offense during the period of required use of the device.~~

~~(b) For 5 years, if it is his or her second such offense during the period of required use of the device.~~

~~5. A driver whose license, permit or privilege is revoked pursuant to subsection 4 is not eligible for a restricted license during the period set forth in paragraph (a) or (b) of that subsection, whichever applies.~~

~~6. In addition to any other requirements set forth by specific statute, if the Department is notified that a court has ordered the revocation, suspension or delay in the issuance of a license pursuant to title 5 of NRS, NRS 176.064 or 206.330, chapters 484A to 484E, inclusive, of NRS or any other provision of law, the Department shall take such actions as are necessary to carry out the court's order.~~

~~7. As used in this section, "device" has the meaning ascribed to it in NRS 484C.450.~~ **(Deleted by amendment.)**

Sec. 2. Chapter 484B of NRS is hereby amended by adding thereto a new section to read as follows:

*1. Except as otherwise provided in this section, a person shall not, while operating a motor vehicle on a highway in this State : ~~engage in a nonvoice communication with another person by:~~*

*(a) ~~Manually typing or entering~~ type or enter text into a cellular telephone or other handheld wireless communications device ~~;~~ ~~or~~*

*~~(b) Sending or reading~~ or send or read data using  ~~a cellular telephone or other handheld wireless communications device.~~ any such device to access or search the Internet or to engage in nonvoice communications with another person, including, without limitation, texting, electronic messaging and instant messaging.*

*(b) Use a cellular telephone or other handheld wireless communications device to engage in voice communication with another person, unless the device is used with an accessory which allows the person to communicate without using his or her hands, other than to activate, deactivate or initiate a feature or function on the device.*

*2. The provisions of this section do not apply to:*

*(a) A paid or volunteer firefighter, ~~law enforcement officer,~~ emergency medical technician, ambulance attendant or other person trained to*

provide emergency medical services who is acting within the course and scope of his or her employment.

(b) A person designated by a sheriff or chief of police or the Director of the Department of Public Safety who is acting within the course and scope of his or her employment.

(c) A person who is reporting a medical emergency, a safety hazard or criminal activity or who is requesting assistance relating to a medical emergency, a safety hazard or criminal activity.

~~[(c)]~~ (d) A person who is responding to a situation requiring immediate action to protect the health, welfare or safety of the driver or another person and stopping the vehicle would be inadvisable, impractical or dangerous.

(e) An employee or contractor of a public utility who uses a handheld wireless communications device:

(1) That has been provided by the public utility; and

(2) While responding to a dispatch by the public utility to respond to an emergency, including, without limitation, a response to a power outage or an interruption in utility service.

3. The provisions of this section do not prohibit the use of a voice-activated global positioning or navigation system that is affixed to the vehicle.

4. ~~[Unless a greater penalty is provided pursuant to subsection 5, a]~~ A person who violates any provision of subsection 1 is guilty of ~~+~~ a misdemeanor and shall:

(a) For a first ~~for second~~ offense within the immediately preceding 7 years, ~~for a misdemeanor,~~ pay a fine of \$50;

(b) For a second offense within the immediately preceding 7 years, pay a fine of \$100; and

(c) For a third or subsequent offense within the immediately preceding 7 years, ~~for a gross misdemeanor,~~ pay a fine of \$250.

5. If a person violates any provision of subsection 1 and as a result proximately causes the death of, or substantial bodily harm to, another person, the person is guilty of a category B felony and shall be punished by imprisonment in the state prison for a minimum term of not less than 1 year and a maximum term of not more than 6 years and by a fine of not less than \$2,000 but not more than \$5,000.

6. A person who violates any provision of subsection 1 may be subject to the additional penalty set forth in NRS 484B.130.

7. For the purposes of this section, a person shall be deemed not to be operating a motor vehicle if the motor vehicle is driven autonomously through the use of artificial-intelligence software and the autonomous operation of the motor vehicle is authorized by law.



**8. As used in this section:**

(a) *“Handheld wireless communications device” means a handheld device for the transfer of information without the use of electrical conductors or wires and includes, without limitation, a cellular telephone, a personal digital assistant, a pager and a text messaging device.*

(b) *“Nonvoice communication” includes, without limitation, a communication by text message, electronic message and instant message.*

(c) *“Public utility” means a supplier of electricity or natural gas or a provider of telecommunications service for public use who is subject to regulation by the Public Utilities Commission of Nevada.*

Sec. 3. NRS 484B.130 is hereby amended to read as follows:

484B.130 1. Except as otherwise provided in subsections 2 and 6, a person who is convicted of a violation of a speed limit, or of NRS 484B.150, 484B.163, 484B.200 to 484B.217, inclusive, 484B.223, 484B.227, 484B.300, 484B.303, 484B.317, 484B.320, 484B.327, 484B.330, 484B.403, 484B.587, 484B.600, 484B.603, 484B.610, 484B.613, 484B.650, 484B.653, 484B.657, 484C.110 or 484C.120, *or section 2 of this act*, that occurred:

(a) In an area designated as a temporary traffic control zone; and

(b) At a time when the workers who are performing construction, maintenance or repair of the highway or other work are present, or when the effects of the act may be aggravated because of the condition of the highway caused by construction, maintenance or repair, including, without limitation, reduction in lane width, reduction in the number of lanes, shifting of lanes from the designated alignment and uneven or temporary surfaces, including, without limitation, modifications to road beds, cement-treated bases, chip seals and other similar conditions,

↪ shall be punished by imprisonment or by a fine, or both, for a term or an amount equal to and in addition to the term of imprisonment or amount of the fine, or both, that the court imposes for the primary offense. Any term of imprisonment imposed pursuant to this subsection runs consecutively with the sentence prescribed by the court for the crime. This subsection does not create a separate offense, but provides an additional penalty for the primary offense, whose imposition is contingent upon the finding of the prescribed fact.

2. The additional penalty imposed pursuant to subsection 1 must not exceed a total of \$1,000, 6 months of imprisonment or 120 hours of community service.

3. Except as otherwise provided in subsection 5, a governmental entity that designates an area or authorizes the designation of an area as a temporary traffic control zone in which construction, maintenance or repair of a highway or other work is conducted, or the person with whom the

governmental entity contracts to provide such service, shall cause to be erected:

(a) A sign located before the beginning of such an area stating "DOUBLE PENALTIES IN WORK ZONES" to indicate a double penalty may be imposed pursuant to this section;

(b) A sign to mark the beginning of the temporary traffic control zone; and

(c) A sign to mark the end of the temporary traffic control zone.

4. A person who otherwise would be subject to an additional penalty pursuant to this section is not relieved of any criminal liability because signs are not erected as required by subsection 3 if the violation results in injury to any person performing highway construction or maintenance or other work in the temporary traffic control zone or in damage to property in an amount equal to \$1,000 or more.

5. The requirements of subsection 3 do not apply to an area designated as a temporary traffic control zone:

(a) Pursuant to an emergency which results from a natural or other disaster and which threatens the health, safety or welfare of the public; or

(b) On a public highway where the posted speed limit is 25 miles per hour or less and that provides access to or is appurtenant to a residential area.

6. A person who would otherwise be subject to an additional penalty pursuant to this section is not subject to an additional penalty if the violation occurred in a temporary traffic control zone for which signs are not erected pursuant to subsection 5, unless the violation results in injury to any person performing highway construction or maintenance or other work in the temporary traffic control zone or in damage to property in an amount equal to \$1,000 or more.

Sec. 4. NRS 707.375 is hereby amended to read as follows:

707.375 1. ~~Am]~~ *Except as otherwise provided in section 2 of this act,* an agency, board, commission or political subdivision of this State, including, without limitation, any agency, board, commission or governing body of a local government, shall not regulate the use of a telephonic device by a person who is operating a motor vehicle.

2. As used in subsection 1, "telephonic device" means a cellular phone, satellite phone, portable phone or any other similar electronic device that is handheld and designed or used to communicate with a person.

Sec. 5. **Notwithstanding the provisions of section 2 of this act, on or before December 31, 2011, a law enforcement officer shall not issue a citation for a violation of the provisions of section 2 of this act, but must issue a verbal or written warning to a person who violates those provisions informing the person that he or she has violated the provisions of section 2 of this act and of the penalties that will apply to such a violation after December 31, 2011.**

Assemblywoman Dondero Loop moved the adoption of the amendment.

Amendment adopted.

Bill ordered reprinted, engrossed, and to third reading.

Assembly Bill No. 318.

Bill read second time and ordered to third reading.

Assembly Bill No. 329.

Bill read second time and ordered to third reading.

Assembly Bill No. 393.

Bill read second time.

The following amendment was proposed by the Committee on Education:

Amendment No. 278.

AN ACT relating to educational personnel; requiring the Commission on Professional Standards in Education to include in the fee for the renewal of licensure of teachers and other educational personnel the amount required for processing the fingerprints of the applicant for renewal by the Central Repository for Nevada Records of Criminal History and the Federal Bureau of Investigation; requiring the Central Repository to investigate the criminal background of each applicant for renewal of a license submitted to the Superintendent of Public Instruction; revising other provisions governing the renewal of licensure of teachers and other educational personnel; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

Under existing law, an applicant for a license to teach must submit to the Superintendent of Public Instruction with his or her application a complete set of his or her fingerprints and written permission authorizing the Superintendent to forward the fingerprints to the Central Repository for Nevada Records of Criminal History for its report on the criminal history of the applicant and for submission to the Federal Bureau of Investigation for its report on the criminal history of the applicant. (NRS 391.033) Also under existing law, the Central Repository is required to notify the Superintendent of Public Instruction if the background check indicates that an applicant for licensure has been convicted of certain criminal violations. In addition, the Central Repository is required to notify a county school district, charter school or private school if the investigation of an employee of the school district, charter school or private school whose fingerprints are submitted to the Central Repository indicates that the person has been convicted of certain criminal violations. (NRS 179A.075) An applicant for renewal of a license issued by the Superintendent of Public Instruction is not required to undergo a subsequent background investigation of his or her criminal history upon renewal of the license.

Under existing law, the Commission on Professional Standards in Education is required to fix fees of not less than \$65 for the issuance and renewal of a license to teach. (NRS 391.040) Existing administrative regulations of the Commission prescribe a fee for: (1) initial licensure of \$110, plus the amount charged for the criminal history of the applicant; and (2) renewal of a license of \$80. (NAC 391.045, 391.070) **Section 2** of this bill requires the Commission to set the fees for renewal of a license to include the fees for processing the fingerprints of the applicant for renewal by the Central Repository and the Federal Bureau of Investigation. **Section 3** of this bill requires the Central Repository to investigate the criminal history of applicants for renewal of a license submitted to the Superintendent of Public Instruction. **Section 4 of this bill makes the provisions of the bill effective on July 1, 2011, for the purposes of adopting regulations and performing any other preparatory administrative tasks and on January 1, 2012, for all other purposes.**

THE PEOPLE OF THE STATE OF NEVADA, REPRESENTED IN  
SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

**Section 1.** NRS 391.033 is hereby amended to read as follows:

391.033 1. All licenses for teachers and other educational personnel are granted by the Superintendent of Public Instruction pursuant to regulations adopted by the Commission and as otherwise provided by law.

2. An application for the issuance of a license must include the social security number of the applicant.

3. Every applicant for a license must submit with his or her application a complete set of his or her fingerprints and written permission authorizing the Superintendent to forward the fingerprints to the Central Repository for Nevada Records of Criminal History for its *initial* report on the criminal history of the applicant *and for reports thereafter upon renewal of the license pursuant to subsection 6 of NRS 179A.075*, and for submission to the Federal Bureau of Investigation for its report on the criminal history of the applicant.

4. The Superintendent may issue a provisional license pending receipt of the reports of the Federal Bureau of Investigation and the Central Repository for Nevada Records of Criminal History if the Superintendent determines that the applicant is otherwise qualified.

5. A license must be issued to , *or renewed for, as applicable*, an applicant if:

(a) The Superintendent determines that the applicant is qualified;

(b) The reports on the criminal history of the applicant from the Federal Bureau of Investigation and the Central Repository for Nevada Records of Criminal History:

(1) Do not indicate that the applicant has been convicted of a felony or any offense involving moral turpitude; or

(2) Indicate that the applicant has been convicted of a felony or an offense involving moral turpitude but the Superintendent determines that the conviction is unrelated to the position within the county school district or charter school for which the applicant applied ~~[-]~~ **or for which he or she is currently employed, as applicable;** and

(c) ~~[-]~~ **For initial licensure, the** applicant submits the statement required pursuant to NRS 391.034.

**Sec. 2.** NRS 391.040 is hereby amended to read as follows:

391.040 1. The Commission shall fix fees of not less than \$65 for the ~~issuance and renewal~~ :

(a) **Initial issuance** of a license ~~[-]~~ , **which must include the fees for processing the fingerprints of the applicant by the Central Repository for Nevada Records of Criminal History and the Federal Bureau of Investigation; and**

(b) **Renewal of a license, which must include the fees for processing the fingerprints of the applicant for renewal by the Central Repository for Nevada Records of Criminal History and the Federal Bureau of Investigation.**

2. The fee for issuing a duplicate license is the same as for issuing the original.

~~[-]~~ 3. The portion of each fee which represents the amount charged by the Federal Bureau of Investigation for processing the fingerprints of the applicant must be deposited with the State Treasurer for credit to the appropriate account of the Department of Public Safety. The remaining portion of the money received from the fees must be deposited with the State Treasurer for credit to the appropriate account of the Department of Education.

**Sec. 3.** NRS 179A.075 is hereby amended to read as follows:

179A.075 1. The Central Repository for Nevada Records of Criminal History is hereby created within the Records and Technology Division of the Department.

2. Each agency of criminal justice and any other agency dealing with crime or delinquency of children shall:

(a) Collect and maintain records, reports and compilations of statistical data required by the Department; and

(b) Submit the information collected to the Central Repository in the manner approved by the Director of the Department.

3. Each agency of criminal justice shall submit the information relating to records of criminal history that it creates or issues, and any information in its possession relating to the genetic markers of a biological specimen of a

person who is convicted of an offense listed in subsection 4 of NRS 176.0913, to the Division. The information must be submitted to the Division:

- (a) Through an electronic network;
- (b) On a medium of magnetic storage; or
- (c) In the manner prescribed by the Director of the Department,

↪ within the period prescribed by the Director of the Department. If an agency has submitted a record regarding the arrest of a person who is later determined by the agency not to be the person who committed the particular crime, the agency shall, immediately upon making that determination, so notify the Division. The Division shall delete all references in the Central Repository relating to that particular arrest.

4. The Division shall, in the manner prescribed by the Director of the Department:

(a) Collect, maintain and arrange all information submitted to it relating to:

(1) Records of criminal history; and

(2) The genetic markers of a biological specimen of a person who is convicted of an offense listed in subsection 4 of NRS 176.0913.

(b) When practicable, use a record of the personal identifying information of a subject as the basis for any records maintained regarding him or her.

(c) Upon request, provide the information that is contained in the Central Repository to the State Disaster Identification Team of the Division of Emergency Management of the Department.

5. The Division may:

(a) Disseminate any information which is contained in the Central Repository to any other agency of criminal justice;

(b) Enter into cooperative agreements with repositories of the United States and other states to facilitate exchanges of information that may be disseminated pursuant to paragraph (a); and

(c) Request of and receive from the Federal Bureau of Investigation information on the background and personal history of any person whose record of fingerprints the Central Repository submits to the Federal Bureau of Investigation and:

(1) Who has applied to any agency of the State of Nevada or any political subdivision thereof for a license which it has the power to grant or deny;

(2) With whom any agency of the State of Nevada or any political subdivision thereof intends to enter into a relationship of employment or a contract for personal services;

(3) Who has applied to any agency of the State of Nevada or any political subdivision thereof to attend an academy for training peace officers approved by the Peace Officers' Standards and Training Commission;

(4) For whom such information is required to be obtained pursuant to NRS 427A.735 and 449.179; or

(5) About whom any agency of the State of Nevada or any political subdivision thereof is authorized by law to have accurate personal information for the protection of the agency or the persons within its jurisdiction.

➔ To request and receive information from the Federal Bureau of Investigation concerning a person pursuant to this subsection, the Central Repository must receive the person's complete set of fingerprints from the agency or political subdivision and submit the fingerprints to the Federal Bureau of Investigation for its report.

6. The Central Repository shall:

(a) Collect and maintain records, reports and compilations of statistical data submitted by any agency pursuant to subsection 2.

(b) Tabulate and analyze all records, reports and compilations of statistical data received pursuant to this section.

(c) Disseminate to federal agencies engaged in the collection of statistical data relating to crime information which is contained in the Central Repository.

(d) Investigate the criminal history of any person who:

(1) Has applied to the Superintendent of Public Instruction for *the issuance or renewal of* a license;

(2) Has applied to a county school district, charter school or private school for employment; or

(3) Is employed by a county school district, charter school or private school,

➔ and notify the superintendent of each county school district, the governing body of each charter school and the Superintendent of Public Instruction, or the administrator of each private school, as appropriate, if the investigation of the Central Repository indicates that the person has been convicted of a violation of NRS 200.508, 201.230, 453.3385, 453.339 or 453.3395, or convicted of a felony or any offense involving moral turpitude.

(e) Upon discovery, notify the superintendent of each county school district, the governing body of each charter school or the administrator of each private school, as appropriate, by providing the superintendent, governing body or administrator with a list of all persons:

(1) Investigated pursuant to paragraph (d); or

(2) Employed by a county school district, charter school or private school whose fingerprints were sent previously to the Central Repository for investigation,

↳ who the Central Repository's records indicate have been convicted of a violation of NRS 200.508, 201.230, 453.3385, 453.339 or 453.3395, or convicted of a felony or any offense involving moral turpitude since the Central Repository's initial investigation. The superintendent of each county school district, the governing body of a charter school or the administrator of each private school, as applicable, shall determine whether further investigation or action by the district, charter school or private school, as applicable, is appropriate.

(f) Investigate the criminal history of each person who submits fingerprints or has fingerprints submitted pursuant to NRS 427A.735, 449.176 or 449.179.

(g) On or before July 1 of each year, prepare and present to the Governor a printed annual report containing the statistical data relating to crime received during the preceding calendar year. Additional reports may be presented to the Governor throughout the year regarding specific areas of crime if they are approved by the Director of the Department.

(h) On or before July 1 of each year, prepare and submit to the Director of the Legislative Counsel Bureau for submission to the Legislature, or to the Legislative Commission when the Legislature is not in regular session, a report containing statistical data about domestic violence in this State.

(i) Identify and review the collection and processing of statistical data relating to criminal justice and the delinquency of children by any agency identified in subsection 2 and make recommendations for any necessary changes in the manner of collecting and processing statistical data by any such agency.

7. The Central Repository may:

(a) In the manner prescribed by the Director of the Department, disseminate compilations of statistical data and publish statistical reports relating to crime or the delinquency of children.

(b) Charge a reasonable fee for any publication or special report it distributes relating to data collected pursuant to this section. The Central Repository may not collect such a fee from an agency of criminal justice, any other agency dealing with crime or the delinquency of children which is required to submit information pursuant to subsection 2 or the State Disaster Identification Team of the Division of Emergency Management of the Department. All money collected pursuant to this paragraph must be used to pay for the cost of operating the Central Repository.

(c) In the manner prescribed by the Director of the Department, use electronic means to receive and disseminate information contained in the



Central Repository that it is authorized to disseminate pursuant to the provisions of this chapter.

8. As used in this section:

(a) “Personal identifying information” means any information designed, commonly used or capable of being used, alone or in conjunction with any other information, to identify a person, including, without limitation:

(1) The name, driver’s license number, social security number, date of birth and photograph or computer-generated image of a person; and

(2) The fingerprints, voiceprint, retina image and iris image of a person.

(b) “Private school” has the meaning ascribed to it in NRS 394.103.

**Sec. 4.** This act becomes effective on July 1, 2011 ~~to~~, **for the purposes of adopting any necessary regulations and performing any other preparatory administrative tasks that are necessary to carry out the provisions of this act and on January 1, 2012, for all other purposes.**

Assemblyman Bobzien moved the adoption of the amendment.

Amendment adopted.

Bill ordered reprinted, engrossed, and to third reading.

Assembly Bill No. 403.

Bill read second time and ordered to third reading.

Assembly Bill No. 405.

Bill read second time and ordered to third reading.

Assembly Bill No. 455.

Bill read second time.

The following amendment was proposed by the Committee on Education:

Amendment No. 277.

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.

Legislative Counsel’s Digest:

Existing law authorizes the county school districts to form a nonprofit association to be known as the Nevada Interscholastic Activities Association for the purposes of controlling, supervising and regulating all interscholastic athletic events and other interscholastic events in the public schools. (NRS 386.420-386.470) **Section 1** of this bill requires the Association to adopt a policy concerning the prevention and treatment of injuries to the head which may occur during a pupil’s participation in interscholastic activities and events, including, without limitation, concussion of the brain. The policy must require that a pupil who sustains or is suspected of sustaining an injury

to the head while participating in such an activity or event: (1) be immediately removed from the activity or event; and (2) may not return to the activity or event unless the parent or legal guardian of the pupil provides a written statement from a provider of health care indicating that the pupil is medically cleared to participate ~~and~~ **and the date on which the pupil may return to the activity or event.** A pupil who participates in interscholastic activities and events and his or her parent or legal guardian must sign a form acknowledging that they have received a copy of the policy and understand its terms and conditions before the pupil's participation in the activity or event and must sign the form on an annual basis thereafter. **Section 2** of this bill requires the board of trustees of each school district to adopt a similar policy for the participation of pupils in competitive sports within the school district which are not governed by the Association.

WHEREAS, A concussion is a brain injury that results from a bump, blow or jolt to the head or body which causes the brain to move rapidly in the skull and which disrupts normal brain function; and

WHEREAS, The Centers for Disease Control and Prevention of the United States Department of Health and Human Services estimates that as many as 3.8 million concussions occur each year in the United States which are related to participation in sports and other recreational activities; and

WHEREAS, Children who continue to participate in an athletic activity while suffering from a concussion or suffering from the symptoms of an injury to the head are at a greater risk for catastrophic injury to the brain or even death; and

WHEREAS, Ensuring that a child who sustains or is suspected of sustaining a concussion or other injury to the head receives the appropriate medical care before returning to an athletic activity will significantly reduce the child's risk of sustaining greater injury; now, therefore,

THE PEOPLE OF THE STATE OF NEVADA, REPRESENTED IN  
SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

**Section 1.** Chapter 386 of NRS is hereby amended by adding thereto a new section to read as follows:

*1. The Nevada Interscholastic Activities Association shall adopt a policy concerning the prevention and treatment of injuries to the head which may occur during a pupil's participation in interscholastic activities and events, including, without limitation, a concussion of the brain. The policy must provide information concerning the nature and risk of injuries to the head which may occur during the pupil's participation in interscholastic activities and events, including, without limitation, the risks associated with continuing to participate in the activity or event after sustaining such an injury.*

2. *The policy adopted pursuant to subsection 1 must require that if a pupil sustains or is suspected of sustaining an injury to the head while participating in an interscholastic activity or event, the pupil:*

(a) *Must be immediately removed from the activity or event; and*

(b) *May return to the activity or event if the parent or legal guardian of the pupil provides a signed statement of a provider of health care indicating that the pupil is medically cleared for participation in the activity or event ~~and~~ and the date on which the pupil may return to the activity or event.*

3. *Before a pupil participates in an interscholastic activity or event, and on an annual basis thereafter, the pupil and his or her parent or legal guardian:*

(a) *Must be provided with a copy of the policy adopted pursuant to subsection 1; and*

(b) *Must sign a statement on a form prescribed by the Nevada Interscholastic Activities Association acknowledging that the pupil and his or her parent or guardian have read and understand the terms and conditions of the policy.*

4. *As used in this section, “provider of health care” means a physician licensed under chapter 630 or 633 of NRS, a physical therapist licensed under chapter 640 of NRS or an athletic trainer licensed under chapter 640B of NRS.*

Sec. 2. Chapter 392 of NRS is hereby amended by adding thereto a new section to read as follows:

1. *For those competitive sports not governed by the Nevada Interscholastic Activities Association pursuant to NRS 386.420 to 386.470, inclusive, and section 1 of this act, the board of trustees of each school district shall adopt a policy concerning the prevention and treatment of injuries to the head which may occur during a pupil’s participation in competitive sports within the school district, including, without limitation, a concussion of the brain. To the extent practicable, the policy must be consistent with the policy adopted by the Nevada Interscholastic Activities Association pursuant to section 1 of this act. The policy must provide information concerning the nature and risk of injuries to the head which may occur during a pupil’s participation in competitive sports, including, without limitation, the risks associated with continuing to participate in competitive sports after sustaining such an injury.*

2. *The policy adopted pursuant to subsection 1 must require that if a pupil sustains or is suspected of sustaining an injury to the head while participating in competitive sports, the pupil:*

(a) *Must be immediately removed from the competitive sport; and*

*(b) May return to competitive sports if the parent or legal guardian of the pupil provides a signed statement of a provider of health care indicating that the pupil is medically cleared for participation in the competitive sport ~~and~~ and the date on which the pupil may return to the competitive sport.*

*3. Before a pupil participates in competitive sports within a school district, and on an annual basis thereafter, the pupil and his or her parent or legal guardian:*

*(a) Must be provided with a copy of the policy adopted pursuant to subsection 1; and*

*(b) Must sign a statement on a form prescribed by the board of trustees acknowledging that the pupil and his or her parent or guardian have read and understand the terms and conditions of the policy.*

*4. As used in this section, "provider of health care" means a physician licensed under chapter 630 or 633 of NRS, a physical therapist licensed under chapter 640 of NRS or an athletic trainer licensed under chapter 640B of NRS.*

**Sec. 3.** This act becomes effective on July 1, 2011.

Assemblyman Bobzien moved the adoption of the amendment.

Amendment adopted.

Bill ordered reprinted, engrossed, and to third reading.

Assembly Bill No. 477.

Bill read second time and ordered to third reading.

Assembly Bill No. 535.

Bill read second time and ordered to third reading.

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

Assembly in recess at 12:21 p.m.

#### ASSEMBLY IN SESSION

At 12:24 p.m.

Mr. Speaker presiding.

Quorum present.

Assembly Bill No. 551.

Bill read second time and ordered to third reading.

Senate Bill No. 219.

Bill read second time and ordered to third reading.

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

Assembly in recess at 12:42 p.m.

ASSEMBLY IN SESSION

At 12:47 p.m.

Mr. Speaker presiding.

Quorum present.

GENERAL FILE AND THIRD READING

Assembly Bill No. 12.

Bill read third time.

Roll call on Assembly Bill No. 12:

YEAS—42.

NAYS—None.

Assembly Bill No. 12 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

Bill ordered transmitted to the Senate.

Assembly Bill No. 19.

Bill read third time.

Remarks by Assemblyman Kirner.

Roll call on Assembly Bill No. 19:

YEAS—42.

NAYS—None.

Assembly Bill No. 19 having received a two-thirds majority, Mr. Speaker declared it passed.

Bill ordered transmitted to the Senate.

Assembly Bill No. 20.

Bill read third time.

Remarks by Assemblywoman Bustamante Adams.

Roll call on Assembly Bill No. 20:

YEAS—39.

NAYS—Carlton, Kirner, Livermore—3.

Assembly Bill No. 20 having received a two-thirds majority, Mr. Speaker declared it passed, as amended.

Bill ordered transmitted to the Senate.

Assembly Bill No. 23.

Bill read third time.

## MOTIONS, RESOLUTIONS AND NOTICES

Assemblyman Atkinson moved that Assembly Bill No. 23 be taken from the General File and placed on the Chief Clerk's desk.

Remarks by Assemblyman Atkinson.

Motion carried.

## GENERAL FILE AND THIRD READING

Assembly Bill No. 25.

Bill read third time.

Remarks by Assemblyman Horne.

Roll call on Assembly Bill No. 25:

YEAS—42.

NAYS—None.

Assembly Bill No. 25 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

Bill ordered transmitted to the Senate.

Assembly Bill No. 26.

Bill read third time.

Roll call on Assembly Bill No. 26:

YEAS—42.

NAYS—None.

Assembly Bill No. 26 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

Bill ordered transmitted to the Senate.

Assembly Bill No. 32.

Bill read third time.

Remarks by Assemblyman Ellison.

Roll call on Assembly Bill No. 32:

YEAS—42.

NAYS—None.

Assembly Bill No. 32 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

Bill ordered transmitted to the Senate.

Assembly Bill No. 36.

Bill read third time.

Remarks by Assemblyman Brooks.

Roll call on Assembly Bill No. 36:

YEAS—42.

NAYS—None.

Assembly Bill No. 36 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

Bill ordered transmitted to the Senate.

Assembly Bill No. 55.

Bill read third time.

Roll call on Assembly Bill No. 55:

YEAS—42.

NAYS—None.

Assembly Bill No. 55 having received a two-thirds majority, Mr. Speaker declared it passed, as amended.

Bill ordered transmitted to the Senate.

Assembly Bill No. 82.

Bill read third time.

Remarks by Assemblymen Flores and Sherwood.

Roll call on Assembly Bill No. 82:

YEAS—37.

NAYS—Goedhart, Hambrick, Hansen, Kite, Pierce—5.

Assembly Bill No. 82 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

Bill ordered transmitted to the Senate.

Assembly Bill No. 91.

Bill read third time.

Roll call on Assembly Bill No. 91:

YEAS—42.

NAYS—None.

Assembly Bill No. 91 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

Bill ordered transmitted to the Senate.

Assembly Bill No. 102.

Bill read third time.

Remarks by Assemblywoman Carlton.

Roll call on Assembly Bill No. 102:

YEAS—42.

NAYS—None.

Assembly Bill No. 102 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

Bill ordered transmitted to the Senate.

Assembly Bill No. 109.

Bill read third time.

Remarks by Assemblyman Segerblom.

Roll call on Assembly Bill No. 109:

YEAS—42.

NAYS—None.

Assembly Bill No. 109 having received a constitutional majority,  
Mr. Speaker declared it passed, as amended.

Bill ordered transmitted to the Senate.

Assembly Bill No. 111.

Bill read third time.

Roll call on Assembly Bill No. 111:

YEAS—42.

NAYS—None.

Assembly Bill No. 111 having received a constitutional majority,  
Mr. Speaker declared it passed, as amended.

Bill ordered transmitted to the Senate.

Assembly Bill No. 121.

Bill read third time.

Remarks by Assemblyman Daly.

Roll call on Assembly Bill No. 121:

YEAS—41.

NAYS—Pierce.

Assembly Bill No. 121 having received a constitutional majority,  
Mr. Speaker declared it passed, as amended.

Bill ordered transmitted to the Senate.

Assembly Bill No. 125.

Bill read third time.

Roll call on Assembly Bill No. 125:

YEAS—42.

NAYS—None.

Assembly Bill No. 125 having received a constitutional majority,  
Mr. Speaker declared it passed, as amended.

Bill ordered transmitted to the Senate.

Assembly Bill No. 138.

Bill read third time.

Remarks by Assemblywoman Mastroluca.

Roll call on Assembly Bill No. 138:

YEAS—32.

NAYS—Ellison, Goedhart, Hambrick, Hansen, Hardy, Kirner, Kite, Livermore, McArthur,  
Sherwood—10.

Assembly Bill No. 138 having received a constitutional majority,  
Mr. Speaker declared it passed, as amended.

Bill ordered transmitted to the Senate.

Assembly Bill No. 142.

Bill read third time.

Remarks by Assemblyman Ohrenschall.



Roll call on Assembly Bill No. 142:

YEAS—42.

NAYS—None.

Assembly Bill No. 142 having received a constitutional majority,

Mr. Speaker declared it passed, as amended.

Bill ordered transmitted to the Senate.

Assembly Bill No. 143.

Bill read third time.

Remarks by Assemblyman Bobzien.

Roll call on Assembly Bill No. 143:

YEAS—39.

NAYS—Carlton, Munford, Pierce—3.

Assembly Bill No. 143 having received a constitutional majority,

Mr. Speaker declared it passed.

Bill ordered transmitted to the Senate.

Assembly Bill No. 170.

Bill read third time.

Remarks by Assemblymen Sherwood, Kirkpatrick, Pierce, Hammond, and

Mastroluca.

Roll call on Assembly Bill No. 170:

YEAS—32.

NAYS—Ellison, Goedhart, Hansen, Hardy, Hickey, Kirner, Livermore, McArthur, Sherwood, Stewart—10.

Assembly Bill No. 170 having received a constitutional majority,

Mr. Speaker declared it passed, as amended.

Bill ordered transmitted to the Senate.

Assembly Bill No. 194.

Bill read third time.

Remarks by Assemblyman Ohrenschall.

Roll call on Assembly Bill No. 194:

YEAS—42.

NAYS—None.

Assembly Bill No. 194 having received a constitutional majority,

Mr. Speaker declared it passed.

Bill ordered transmitted to the Senate.

Assembly Bill No. 211.

Bill read third time.

Remarks by Assemblyman Aizley.

Roll call on Assembly Bill No. 211:

YEAS—29.

NAYS—Ellison, Goicoechea, Grady, Hammond, Hansen, Hardy, Hickey, Kirner, Livermore, McArthur, Sherwood, Stewart, Woodbury—13.

Assembly Bill No. 211 having received a constitutional majority, Mr. Speaker declared it passed.

Bill ordered transmitted to the Senate.

MOTIONS, RESOLUTIONS AND NOTICES

Assemblyman Conklin moved that Assembly Bill No. 232 be taken from its position on General File and placed at the bottom of General File.

Motion carried.

GENERAL FILE AND THIRD READING

Assembly Bill No. 233.

Bill read third time.

Remarks by Assemblyman Bobzien.

Roll call on Assembly Bill No. 233:

YEAS—38.

NAYS—Ellison, Hardy, Kite, McArthur—4.

Assembly Bill No. 233 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

Bill ordered transmitted to the Senate.

Assembly Bill No. 261.

Bill read third time.

Remarks by Assemblyman Hansen.

Roll call on Assembly Bill No. 261:

YEAS—42.

NAYS—None.

Assembly Bill No. 261 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

Bill ordered transmitted to the Senate.

Assembly Bill No. 271.

Bill read third time.

Remarks by Assemblywoman Bustamante Adams.

Roll call on Assembly Bill No. 271:

YEAS—42.

NAYS—None.

Assembly Bill No. 271 having received a constitutional majority, Mr. Speaker declared it passed.

Bill ordered transmitted to the Senate.

Assembly Bill No. 295.

Bill read third time.

Remarks by Assemblyman Bobzien.

Roll call on Assembly Bill No. 295:

YEAS—42.

NAYS—None.

Assembly Bill No. 295 having received a constitutional majority,  
Mr. Speaker declared it passed, as amended.

Bill ordered transmitted to the Senate.

Assembly Bill No. 296.

Bill read third time.

Remarks by Assemblyman Daly.

Roll call on Assembly Bill No. 296:

YEAS—42.

NAYS—None.

Assembly Bill No. 296 having received a constitutional majority,  
Mr. Speaker declared it passed.

Bill ordered transmitted to the Senate.

Assembly Bill No. 309.

Bill read third time.

Remarks by Assemblymen Atkinson and Grady.

Roll call on Assembly Bill No. 309:

YEAS—33.

NAYS—Hambrick, Hammond, Hansen, Hardy, Kirner, Kite, McArthur, Sherwood,  
Woodbury—9.

Assembly Bill No. 309 having received a constitutional majority,  
Mr. Speaker declared it passed, as amended.

Bill ordered transmitted to the Senate.

#### MOTIONS, RESOLUTIONS AND NOTICES

Assemblyman Conklin moved that Assembly Bill No. 313 be taken from  
its position on the General File and placed at the bottom of the General File.

Motion carried.

#### GENERAL FILE AND THIRD READING

Assembly Bill No. 319.

Bill read third time.

Remarks by Assemblywoman Diaz.

Roll call on Assembly Bill No. 319:

YEAS—42.

NAYS—None.

Assembly Bill No. 319 having received a constitutional majority,  
Mr. Speaker declared it passed, as amended.

Bill ordered transmitted to the Senate.

Assembly Bill No. 348.

Bill read third time.

Remarks by Assemblyman Ohrenschall.

Roll call on Assembly Bill No. 348:

YEAS—42.

NAYS—None.

Assembly Bill No. 348 having received a constitutional majority,

Mr. Speaker declared it passed, as amended.

Bill ordered transmitted to the Senate.

Assembly Bill No. 355.

Bill read third time.

Remarks by Assemblyman Frierson.

Roll call on Assembly Bill No. 355:

YEAS—42.

NAYS—None.

Assembly Bill No. 355 having received a constitutional majority,

Mr. Speaker declared it passed.

Bill ordered transmitted to the Senate.

Assembly Bill No. 395.

Bill read third time.

Remarks by Assemblywoman Dondero Loop.

Roll call on Assembly Bill No. 395:

YEAS—42.

NAYS—None.

Assembly Bill No. 395 having received a constitutional majority,

Mr. Speaker declared it passed, as amended.

Bill ordered transmitted to the Senate.

Assembly Bill No. 456.

Bill read third time.

Remarks by Assemblyman Bobzien.

Roll call on Assembly Bill No. 456:

YEAS—33.

NAYS—Ellison, Goedhart, Goicoechea, Grady, Hambrick, Hardy, Kite, Livermore,  
McArthur—9.

Assembly Bill No. 456 having received a constitutional majority,

Mr. Speaker declared it passed.

Bill ordered transmitted to the Senate.

Assembly Bill No. 459.

Bill read third time.

Roll call on Assembly Bill No. 459:

YEAS—41.

NAYS—Carrillo.

Assembly Bill No. 459 having received a constitutional majority,  
Mr. Speaker declared it passed.

Bill ordered transmitted to the Senate.

Assembly Bill No. 478.

Bill read third time.

Remarks by Assemblywoman Smith.

Roll call on Assembly Bill No. 478:

YEAS—42.

NAYS—None.

Assembly Bill No. 478 having received a constitutional majority,  
Mr. Speaker declared it passed, as amended.

Bill ordered transmitted to the Senate.

Assembly Bill No. 504.

Bill read third time.

Roll call on Assembly Bill No. 504:

YEAS—42.

NAYS—None.

Assembly Bill No. 504 having received a constitutional majority,  
Mr. Speaker declared it passed.

Bill ordered transmitted to the Senate.

Assembly Bill No. 523.

Bill read third time.

Remarks by Assemblyman Kirner.

Roll call on Assembly Bill No. 523:

YEAS—42.

NAYS—None.

Assembly Bill No. 523 having received a constitutional majority,  
Mr. Speaker declared it passed.

Bill ordered transmitted to the Senate.

Assembly Bill No. 524.

Bill read third time.

Remarks by Assemblyman Hambrick.

Roll call on Assembly Bill No. 524:

YEAS—42.

NAYS—None.

Assembly Bill No. 524 having received a two-thirds majority, Mr. Speaker  
declared it passed.

Bill ordered transmitted to the Senate.

Assembly Bill No. 533.

Bill read third time.

Roll call on Assembly Bill No. 533:

YEAS—42.

NAYS—None.

Assembly Bill No. 533 having received a constitutional majority,

Mr. Speaker declared it passed.

Bill ordered transmitted to the Senate.

Assembly Bill No. 556.

Bill read third time.

Remarks by Assemblyman Kirner.

Roll call on Assembly Bill No. 556:

YEAS—42.

NAYS—None.

Assembly Bill No. 556 having received a constitutional majority,

Mr. Speaker declared it passed.

Bill ordered transmitted to the Senate.

Assembly Joint Resolution No. 6.

Resolution read third time.

Remarks by Assemblyman Atkinson.

Roll call on Assembly Joint Resolution No. 6:

YEAS—42.

NAYS—None.

Assembly Joint Resolution No. 6 having received a constitutional majority,

Mr. Speaker declared it passed.

Resolution ordered transmitted to the Senate.

Assembly Joint Resolution No. 7.

Resolution read third time.

Remarks by Assemblyman Hickey.

Roll call on Assembly Joint Resolution No. 7:

YEAS—38.

NAYS—Goedhart, Hansen, Kite, Sherwood—4.

Assembly Joint Resolution No. 7 having received a constitutional majority,

Mr. Speaker declared it passed.

Resolution ordered transmitted to the Senate.

Senate Bill No. 220.

Bill read third time.

Remarks by Assemblyman Bobzien.

Roll call on Senate Bill No. 220:

YEAS—42.

NAYS—None.

Senate Bill No. 220 having received a constitutional majority, Mr. Speaker declared it passed.

Bill ordered transmitted to the Senate.

Assembly Bill No. 232.

Bill read third time.

Roll call on Assembly Bill No. 232:

YEAS—42.

NAYS—None.

Assembly Bill No. 232 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

Bill ordered transmitted to the Senate.

Assembly Bill No. 313.

Bill read third time.

Remarks by Assemblywoman Bustamante Adams.

Roll call on Assembly Bill No. 313:

YEAS—42.

NAYS—None.

Assembly Bill No. 313 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

Bill ordered transmitted to the Senate.

#### MOTIONS, RESOLUTIONS AND NOTICES

Assemblyman Atkinson moved that Senate Bill No. 219 be taken from the General File and rereferred to the Committee on Ways and Means.

Motion carried.

#### GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Assemblyman Atkinson, the privilege of the floor of the Assembly Chamber for this day was extended to Haley Atkinson, Devin Brooks, and Godist Corhn.

On request of Assemblywoman Benitez-Thompson, the privilege of the floor of the Assembly Chamber for this day was extended to Doug Delozier and Jacob Delozier.

On request of Assemblyman Brooks, the privilege of the floor of the Assembly Chamber for this day was extended to Antina Whalum and Sylvia Allen.

On request of Assemblywoman Bustamante Adams, the privilege of the floor of the Assembly Chamber for this day was extended to Alex Hays, Jessica Hays, and Madison Hays.

On request of Assemblywoman Carlton, the privilege of the floor of the Assembly Chamber for this day was extended to Patricia Gaither and Loretta Harper.

On request of Assemblyman Carrillo, the privilege of the floor of the Assembly Chamber for this day was extended to Andrea Woods.

On request of Assemblyman Conklin, the privilege of the floor of the Assembly Chamber for this day was extended to Rose Jones Wade and Robert Benson.

On request of Assemblyman Daly, the privilege of the floor of the Assembly Chamber for this day was extended to Stephanie Johnson, Isaiah Johnson, and the following students and chaperones from Diedrichsen Elementary School: Carson Baker, Ashen Beeaff, Amanda Carbonell, Austin Cuellar, Cameron Draper, Dayna Espinoza, Caden Fernandez, Kristian Fernandez, Daniel Hampton, Cody Herron, Isaiah Johnson, Tanner Johnson, Natalie Kersting, Cameron Kygar, Beverly Lawson, Noah LeDuc, Ashley Leach-Knowles, Kaiti McCurdy, Kayla McKee, Mason McManus, Kiel Mendoza, Emily Nicholas-Ornbaum, Param Patel, Eva Przybyla, Ivette Rodriguez, Brockden Roelofs, Angel Solis, Brennin Switzer, Jonathan Taff, Jacinda Tuttle, Sophia Vargas, Alyssa Alexander, Ian Alvarado, Christopher Archila, Andrew Beas, Annabelle Bradley, Tristan Bryant Moore, Brandyn Christensen, Zoey Cotter, Zackary Dailey, Jakob Delossantos, Jacob Feierabend, Jordan Ferguson, Cierra Gayfield, Natalie Grady, Diego Hernandez Chavarin, Hugo Herrera, Amanda Kent, Jared Linker, Tyler McTigue, Lorraina Mize Williams, Caleb Mozingo, Patricia Nelson, Natasha Olmstead, Brandon Randall, Victor Salas Rios, Lexsie Samuels Herbert, Serina Sanchez, Carlos Sanchez Quintero, Ariez Suarez, Rider Valdovinos, Katie Walter, Patrick Watts, Tim Kygar, Dave Carbon, Dawn Cuellar, Maylene Fernandez, Cierra Bannister, Starla Espinoza, Stephanie Johnson, Brent Roelofs, Rex Cotter, Rosie Suarez, Dawn Sellers, Brandy Welch, Kathy Alonzo, Jonice Marks, Arizbeth Marariego, Luis Archila, Sherry Johnson, Philip Tuttle, Chris Colburn, Taylor Babineau, and Anthony Gaskey,

On request of Assemblywoman Dondero Loop, the privilege of the floor of the Assembly Chamber for this day was extended to Thalia Dondero.

On request of Assemblyman Frierson, the privilege of the floor of the Assembly Chamber for this day was extended to Damone Williams, Brad Adams, Olivia Brown, and Alaina Brown.

On request of Assemblyman Goedhart, the privilege of the floor of the Assembly Chamber for this day was extended to the following students and chaperones from Pahrump Valley High School: Sarah Martindale, Rebecca Roman, Amanda Martin, Alysha Wogee, Danielle Altiero,



Miranda Monje, Zach Wogee, Michael Perez-Ramirez, Dillon Ostrenger, Jake Smith, and Letiscyia Larios-Chacon.

On request of Assemblyman Hambrick, the privilege of the floor of the Assembly Chamber for this day was extended to Ammon Shirling, Abigail Shirling, Stephen Allott, and Ralph Champions.

On request of Assemblyman Hammond, the privilege of the floor of the Assembly Chamber for this day was extended to Tomas Hammond, Anthony Pericon, and David Pericon.

On request of Assemblyman Hardy, the privilege of the floor of the Assembly Chamber for this day was extended to Kae Pohe and Deanna Zalewski.

On request of Assemblyman Hickey, the privilege of the floor of the Assembly Chamber for this day was extended to Mike Smith, Geoffrey Lawrence, and Samantha King.

On request of Assemblyman Hogan, the privilege of the floor of the Assembly Chamber for this day was extended to C. Levonne Laughinghouse, Shade Laughinghouse, and Jennifer Webb-Cook.

On request of Assemblyman Horne, the privilege of the floor of the Assembly Chamber for this day was extended to Chris Scott and Diane Lombardo.

On request of Assemblywoman Kirkpatrick, the privilege of the floor of the Assembly Chamber for this day was extended to Marlene Gadsen.

On request of Assemblywoman Mastroluca, the privilege of the floor of the Assembly Chamber for this day was extended to Vanessa Pericon.

On request of Assemblyman McArthur, the privilege of the floor of the Assembly Chamber for this day was extended to Patrice Palmer and Alexander Tillman Periocon.

On request of Assemblyman Munford, the privilege of the floor of the Assembly Chamber for this day was extended to Sandy Eddy and Patricia Grimes.

On request of Assemblywoman Neal, the privilege of the floor of the Assembly Chamber for this day was extended to Marion Bennett.

On request of Assemblyman Ohrenschall, the privilege of the floor of the Assembly Chamber for this day was extended to Edith Byrd and Anthony Black.

On request of Assemblywoman Pierce, the privilege of the floor of the Assembly Chamber for this day was extended to Anna Ocasio-McAndrew.

On request of Assemblyman Segerblom, the privilege of the floor of the Assembly Chamber for this day was extended to Chelsea Riebel, William Franco-Rollans, Laquan (Dion) Williams, Cristen Shaw, and Mike Macioce.

On request of Assemblyman Sherwood, the privilege of the floor of the Assembly Chamber for this day was extended to Christianni Pericon.

On request of Assemblywoman Smith, the privilege of the floor of the Assembly Chamber for this day was extended to Jennifer Cunningham.

On request of Assemblyman Stewart, the privilege of the floor of the Assembly Chamber for this day was extended to Destiny Estill, Kiara Estill, and Kyla Kirby.

Assemblyman Conklin moved that the Assembly adjourn until Tuesday, April 19, 2011, at 11 a.m., and that it do so in memory and honor of Milton Glick, President, University of Nevada, Reno.

Motion carried.

Assembly adjourned at 2:13 p.m.

Approved:

JOHN OCEGUERA  
*Speaker of the Assembly*

Attest: SUSAN FURLONG

*Chief Clerk of the Assembly*