

THE SEVENTEENTH DAY

CARSON CITY (Wednesday), February 23, 2011

Senate called to order at 11:19 a.m.

President Krolicki presiding.

Roll called.

All present.

Prayer by the Chaplain, Dr. Ken Haskins.

Our loving Father. We have taken to heart Your eternal truths. It is more blessed to give than to receive. Dignity is to be found in work and honor to be found in service. Bless these men and women who have committed themselves to public service. Bless their efforts as they work to improve the quality of life for all Nevadans.

In Jesus' Name, I pray.

AMEN.

Pledge of Allegiance to the Flag.

Senator Horsford moved that further reading of the Journal be dispensed with, and the President and Secretary be authorized to make the necessary corrections and additions.

Motion carried.

REPORTS OF COMMITTEES

Mr. President:

Your Committee on Government Affairs, to which was referred Assembly Bill No. 144, has had the same under consideration, and begs leave to report the same back with the recommendation: Re-refer to the Select Committee on Economic Growth and Employment.

JOHN J. LEE, *Chair*

Mr. President:

Your Committee on Health and Human Services, to which was referred Senate Bill No. 149, has had the same under consideration, and begs leave to report the same back with the recommendation: Do pass.

ALLISON COPENING, *Chair*

Mr. President:

Your Committee on Judiciary, to which was referred Senate Bill No. 94, has had the same under consideration, and begs leave to report the same back with the recommendation: Do pass.

VALERIE WIENER, *Chair*

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, Carson City, February 22, 2011

To the Honorable the Senate:

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

MATTHEW BAKER

Assistant Chief Clerk of the Assembly

MOTIONS, RESOLUTIONS AND NOTICES

Senator Lee moved that Assembly Bill No. 144 be re-referred to the Select Committee on Economic Growth and Employment.

Remarks by Senator Lee.

Motion carried.

By Senators Cegavske, Breeden, Brower, Copenig, Denis, Gustavson, Halseth, Hardy, Horsford, Kieckhefer, Kihuen, Lee, Leslie, Manendo, McGinness, Parks, Rhoads, Roberson, Schneider, Settelmeyer, Wiener, Assemblymen Hammond, Aizley, Anderson, Atkinson, Benitez-Thompson, Bobzien, Brooks, Bustamante Adams, Carlton, Carrillo, Conklin, Daly, Diaz, Dondero Loop, Ellison, Flores, Frierson, Goedhart, Goicoechea, Grady, Hambrick, Hansen, Hardy, Hickey, Hogan, Horne, Kirkpatrick, Kirner, Kite, Livermore, Mastroluca, McArthur, Munford, Neal, Ocegüera, Ohrenscha, Pierce, Segerblom, Sherwood, Smith, Stewart and Woodbury:

Senate Concurrent Resolution No. 3—Recognizing the month of February 2011 as a month to honor the contributions of Ronald Reagan.

WHEREAS, President Ronald Wilson Reagan, a man of humble background, worked throughout his life serving freedom and advancing the public good, having been employed as an entertainer, union leader, corporate spokesman, Governor of California and President of the United States; and

WHEREAS, Ronald Reagan served with honor and distinction for two terms as the 40th President of the United States of America, earning the confidence of three-fifths of the electorate and achieving victory in 49 of the 50 states in the general election for his second term, a record unsurpassed in the history of American presidential elections; and

WHEREAS, In 1981, when Ronald Reagan was inaugurated President, he inherited a disillusioned nation shackled by rampant inflation and high unemployment; and

WHEREAS, During Mr. Reagan's presidency, he worked in a bipartisan manner to enact his bold agenda of restoring accountability and common sense to government, which led to unprecedented economic expansion and opportunity for millions of Americans; and

WHEREAS, Mr. Reagan's commitment to an active social policy agenda for the nation's children helped lower crime and drug use in our neighborhoods; and

WHEREAS, President Reagan's commitment to our Armed Forces contributed to the restoration of pride in America, and in her values and those cherished by the free world, and prepared America's Armed Forces to meet the challenges of the 21st century; and

WHEREAS, President Reagan's vision of "peace through strength" led to the end of the Cold War and the ultimate demise of the Soviet Union, guaranteeing basic human rights for countless numbers of people; and

WHEREAS, Throughout his years as President, Ronald Reagan displayed consistent optimism and the self-confidence that endeared him to millions, and even when personal danger touched him, as in the assassination attempt in 1981 that left him wounded, he was upbeat and reassuring; and

WHEREAS, The year 2011 marks the 100th anniversary of Ronald Reagan's birth and the 7th since his passing; now, therefore, be it

RESOLVED BY THE SENATE OF THE STATE OF NEVADA, THE ASSEMBLY CONCURRING, That the members of the 76th Session of the Nevada Legislature do hereby declare February 2011 as a month to honor Ronald Reagan for his many contributions to our country; and be it further

RESOLVED, That the residents of the State of Nevada are urged to celebrate the centennial month of his birth and reflect on the life of this noble American who dedicated his life to the service of our great nation; and be it further

RESOLVED, That the Secretary of the Senate prepare and transmit a copy of this resolution to Nancy Reagan, Ronald Reagan's devoted and loving wife of 52 years.

Senator Cegavske moved the adoption of the resolution.

Remarks by Senator Cegavske.

Senator Cegavske requested that her remarks be entered in the Journal.

Mr. President and members of the Senate I rise to speak in favor of Senate Concurrent Resolution No. 3.

As the resolution notes, this year marks the 100th Anniversary of the birth of Ronald W. Reagan, the 40th President of the United States. Ronald Reagan was, in many ways, a typical American. He was born in a little apartment on the second floor of a commercial building in Tampico, Illinois. After he was elected President, he quipped that living upstairs in the White House was "just like living over the store again."

When he was nine, his family moved to the nearby town of Dixon. There he spent a happy childhood, playing on the Dixon High School football team, acting in the school plays, working as a lifeguard, and acquiring the popular nickname of "Dutch." After high school he attended Eureka College, a small liberal arts school where he excelled at sports, acting, and campus politics. Those early years in small town America nourished his sunny, optimistic disposition and his faith in the fundamental goodness of ordinary Americans, a faith that he carried with him to the presidency.

Ronald Reagan came to the presidency in 1980. It was a time much like the present, a time of economic turmoil and international unrest. He made the theme of his presidency "morning in America," and led our country to a successful conclusion of the Cold War, and the longest period of economic expansion in our nation's history.

To many of us, Ronald Reagan is best remembered as the Great Communicator. We remember him as a powerful voice for freedom, patriotism, and self-reliance. Let me just share a few quotations that exemplify his keen insight and sharp wit.

"A government bureau is the nearest thing to eternal life we will ever see on this earth."

"I do not believe in a government that protects us from ourselves. That is one of our sacred rights—to be stupid."

"Government's view of the economy could be summed up in a few short phrases: If it moves, tax it. If it keeps moving, regulate it. And if it stops moving, subsidize it."

"Politics is not a bad profession. If you succeed, there are many rewards; if you disgrace yourself, you can always write a book."

"I have left orders to be awakened at any time in case of national emergency, even if I am in a cabinet meeting."

Please join today in remembering a great President, a great commander, and a great American, Ronald W. Reagan.

Resolution adopted.

Senator Cegavske moved that all rules be suspended and that Senate Concurrent Resolution No. 3 be immediately transmitted to the Assembly.

Motion carried unanimously.

INTRODUCTION, FIRST READING AND REFERENCE

By Senator Manendo (by request):

Senate Bill No. 191—AN ACT relating to pet crematories; repealing provisions which require a person who operates a crematory for pets to operate the crematory on the property of a cemetery for pets; and providing other matters properly relating thereto.

Senator Manendo moved that the bill be referred to the Committee on Natural Resources.

Motion carried.

By Senators Horsford, Kihuen; Assemblymen Oceguera and Smith:

Senate Bill No. 192—AN ACT relating to governmental financial administration; requiring the submission of annual reports by certain governmental entities relating to the persons awarded contracts for the design or construction of public works and the compilation of such reports by the Commission on Economic Development; requiring certain local governments

to expend a sufficient amount to maintain their buildings in a serviceable condition on a continuing basis; requiring the distribution of a portion of the taxes ad valorem levied in certain counties to the regional transportation commissions in those counties and authorizing the distribution to be pledged for bonds and other securities issued for payment of the cost of regional transportation projects; declaring the policy of the State to use private sector services on public works; and providing other matters properly relating thereto.

Senator Horsford moved that the bill be referred to the Select Committee on Economic Growth and Employment.

Motion carried.

Assembly Bill No. 15.

Senator Wiener moved that the bill be referred to the Committee on Legislative Operations and Elections.

Motion carried.

Assembly Bill No. 127.

Senator Wiener moved that the bill be referred to the Committee on Legislative Operations and Elections.

Motion carried.

GENERAL FILE AND THIRD READING

Senate Bill No. 58.

Bill read third time.

Remarks by Senators Cegavske and Schneider.

Senator Schneider requested that the following remarks be entered in the Journal.

SENATOR CEGAVSKE:

Thank you, Mr. President. The fiscal note to the State shows "zero" impact. My real concern is did anyone testify about the cost to the employer?

SENATOR SCHNEIDER:

We asked about the fiscal note. They said there was no fiscal note to the State and there were no fiscal notes to the employers. This is what would be standard operating procedure in the healthcare business.

Roll call on Senate Bill No. 58:

YEAS—21.

NAYS—None.

Senate Bill No. 58 having received a constitutional majority, Mr. President declared it passed.

Bill ordered transmitted to the Assembly.

Senate Bill No. 132.

Bill read third time.

Remarks by Senator Roberson.

Senator Roberson requested that his remarks be entered in the Journal.

Senate Bill No. 412 from the 2007 74th Legislative Session authorized, for a period of four years ending on January 1, 2012, licensure of osteopathic physicians by endorsement. The intention was to see how the licensure by endorsement program worked during that four-year period, with the understanding that if it proved successful, the Legislature would consider making the program permanent. By repealing the prospective expiration date, this bill makes the licensure by endorsement program permanent.

Roll call on Senate Bill No. 132:

YEAS—21.

NAYS—None.

Senate Bill No. 132 having received a constitutional majority, Mr. President declared it passed.

Bill ordered transmitted to the Assembly.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Breeden, the privilege of the Floor of the Senate Chamber for this day was extended to Stephanie Tang and Dr. Mitchell Forman.

On request of Senator Cegavske, the privilege of the Floor of the Senate Chamber for this day was extended to Ty Cobb Sr. and Suellen Cobb.

On request of Senator Copening, the privilege of the Floor of the Senate Chamber for this day was extended to Jasmine Jia and Lindsay Smith.

On request of Senator Denis, the privilege of the Floor of the Senate Chamber for this day was extended to Dr. Andrew Eisen and Arturo Hernandez.

On request of Senator Horsford, the privilege of the Floor of the Senate Chamber for this day was extended to Dr. Sonya Horsford.

On request of Senator Roberson, the privilege of the Floor of the Senate Chamber for this day was extended to Stephen Zaskowiak and Anthony Marlon.

On request of Senator Settlemeyer, the privilege of the Floor of the Senate Chamber for this day was extended to the following students from the Faith Christian Academy: Kaitlyn Christensen, Cady Contreras, Madelynn Hall, Wyatt Hicks, Hogan Hunter, J.P. Kelly, Audrey Pierce, Amanda Rogers, Garret Ross and Weston Stulac.

Senator Horsford moved that the Senate adjourn until Thursday, February 24, 2011, at 11 a.m.

Motion carried.

Senate adjourned at 11:54 a.m.

Approved:

BRIAN K. KROLICKI
President of the Senate

Attest: DAVID A. BYERMAN
Secretary of the Senate