

THE FOURTH DAY

CARSON CITY (Thursday), February 7, 2013

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

President Krolicki presiding.

Roll called.

All present.

Prayer by the Chaplain, Pastor Albert Tilstra.

Today, lead us into all truth. Prepare our hearts and minds for the business of this day, that we may behave with true courtesy and honor. Compel us to be just and honest in our dealings. Let our motives be above suspicion. Let our word be our bond. Save us from the fallacy of depending upon our personality, or ingenuity or position to solve our problems.

Since You have the answers, make us willing to listen to You; that we may vote on God's side and that God's will may be done in us. We speak these words to the One who has promised that He will never leave or forsake us.

AMEN.

Pledge of Allegiance to the Flag.

The President announced that under previous order, the reading of the Journal is waived for the remainder of the 77th Legislative Session and the President and Secretary are authorized to make any necessary corrections and additions.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, Carson City, February 6, 2013

To the Honorable the Senate:

I have the honor to inform your honorable body that the Assembly on this day adopted Senate Concurrent Resolutions Nos. 2, 3.

MATTHEW BAKER

Assistant Chief Clerk of the Assembly

COMMUNICATIONS

MESSAGES FROM THE SECRETARY OF STATE

STATE OF NEVADA

DEPARTMENT OF STATE

CARSON CITY, NEVADA 89701

February 4, 2013

DAVID A. BYERMAN, *Secretary of the Senate*, 401 S. Carson Street, Suite 1206, Carson City, Nevada 89701-4747

DEAR MR. BYERMAN:

Pursuant to the Nevada Constitution, Article 19, Section 2, the Secretary of the State's office is required to transmit to the Nevada Legislature any initiative petition proposing a statute or amendment of an existing statute, which is filed with this office and deemed sufficient. The initiative petition must be transmitted as soon as the Nevada Legislature convenes and organizes. In compliance with the Nevada Constitution, enclosed please find "The Education Initiative."

Should you have any questions, please contact me at (775) 684-5705.

Respectfully,

ROSS MILLER

Secretary of State

INTRODUCTION, FIRST READING AND REFERENCE

By the Committee on Commerce, Labor and Energy:

Senate Bill No. 93—AN ACT relating to public utilities; requiring that an electric utility file with the Public Utilities Commission of Nevada a general rate application at least once every 60 months; and providing other matters properly relating thereto.

Senator Atkinson moved that the bill be referred to the Committee on Commerce, Labor and Energy.

Motion carried.

By the Committee on Commerce, Labor and Energy:

Senate Bill No. 94—AN ACT relating to financial services; authorizing a high-interest loan service to charge a late fee on a loan in default under certain circumstances; and providing other matters properly relating thereto.

Senator Atkinson moved that the bill be referred to the Committee on Commerce, Labor and Energy.

Motion carried.

By the Committee on Commerce, Labor and Energy:

Senate Bill No. 95—AN ACT relating to employee misclassification; requiring certain state agencies to share information relating to suspected employee misclassification under certain circumstances; creating the Task Force on Employee Misclassification; providing its duties; making various other changes relating to employee misclassification; and providing other matters properly relating thereto.

Senator Atkinson moved that the bill be referred to the Committee on Commerce, Labor and Energy.

Motion carried.

By the Committee on Commerce, Labor and Energy:

Senate Bill No. 96—AN ACT relating to employment; authorizing the imposition of an administrative penalty against an employer who misclassifies an employee as an independent contractor or otherwise fails to properly classify a person as an employee of the employer under certain circumstances; and providing other matters properly relating thereto.

Senator Atkinson moved that the bill be referred to the Committee on Commerce, Labor and Energy.

Motion carried.

SECOND READING AND AMENDMENT

Senate Joint Resolution No. 14 of the 76th Session.

Resolution read second time.

Senator Smith moved that Senate Joint Resolution No. 14 of the 76th Session be re-referred to the Committee on Finance.

Remarks by Senator Smith.

This is the resolution that creates the Appellate Court. Since it will have a fiscal note on it, we would like to review it in the Committee on Finance.

Motion carried.

UNFINISHED BUSINESS
SIGNING OF BILLS AND RESOLUTIONS

There being no objections, the President and Secretary of the Senate signed Assembly Concurrent Resolution No. 1.

REMARKS FROM THE FLOOR

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

SENATOR SMITH:

I would like to remind our members that you can receive a flu shot today in Room 3100 until 2:00 p.m. In an effort for all of us to stay well, I encourage you to consider it.

SENATOR HARDY:

As far as flu shots are concerned, it is my medical opinion that they are beneficial. If you do get sick, it is only for one day. The flu shot is one of the things that will keep us healthy during this time period when we can get fatigued.

Senator Denis moved that the Senate adjourn until Monday, February 11, 2013, at 11:00 a.m.

Motion carried.

Senate adjourned at 11:23 a.m.

Approved:

BRIAN K. KROLICKI
President of the Senate

Attest: DAVID A. BYERMAN
Secretary of the Senate