

**THE EIGHTH DAY**

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CARSON CITY (Monday), February 11, 2013

Senate called to order at 11:09 a.m.

President Krolicki presiding.

Roll called.

All present.

Prayer by Ralph Burns.

One Who Watches Over Us, thank You for giving us this day. We are grateful for so many things. We are thankful this morning for the elected ones and their families. Bless them that their minds and bodies will be strong as they work together to meet the needs of the people of this land we call home.

One Who Watches Over Us, bless them to think with their minds and to look into their hearts and listen for answers to make just and fair decisions that affect all the people, the land, waters and the air. Bless all the warriors everywhere; protect them and provide them a safe return.

Go in a good way.

Pledge of Allegiance to the Flag led by Christina Thomas.

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.

WAIVERS AND EXEMPTIONS

NOTICE OF EXEMPTION

February 11, 2013

The Fiscal Analysis Division, pursuant to Joint Standing Rule No. 14.6, has determined the exemption of: Senate Joint Resolution No. 14 of the 76th Session.

MARK Krmpotic  
*Fiscal Analysis Division*

MOTIONS, RESOLUTIONS AND NOTICES

By Senators Denis and Roberson, Atkinson, Brower, Cegavske, Ford, Goicoechea, Gustavson, Hammond, Hardy, Hutchison, Jones, Kieckhefer, Kihuen, Manendo, Parks, Segerblom, Settlemeyer, Smith, Spearman and Woodhouse:

Senate Resolution No. 4—Amending the Senate Standing Rules for the 77th Session of the Legislature.

RESOLVED BY THE SENATE OF THE STATE OF NEVADA, That Rule No. 40 of the Standing Rules of the Senate as adopted by the 77th Session of the Legislature is hereby amended to read as follows:

Rule No. 40. Standing and Select Committees.

1. Except as otherwise provided in subsection 2, the standing and select committees of the Senate and their respective jurisdiction for the reference of bills and resolutions are as follows:

(a) Commerce, Labor and Energy, seven members, with jurisdiction over measures affecting primarily titles 52-56 of NRS, and chapters 97-100, 118-119, 119B, 459A, 461, 461A, 489, 679A-693A, 694A-704B, 707, 711 and 712 of NRS, except measures affecting primarily state and local revenue.

(b) Education, five members, with jurisdiction over measures affecting primarily chapters 378-380A, 385, 386 and 388-399 of NRS, except measures affecting primarily state and local revenue.

(c) Finance, seven members, with jurisdiction over measures primarily affecting chapters 1A, 387 and 400 of NRS, appropriations, operating and capital budgets, state and federal budget issues and bonding, except measures affecting primarily state and local revenue, and over any measures carrying or requiring appropriations and favorably reported by any other committee.

(d) Government Affairs, five members, with jurisdiction over measures affecting primarily titles 20-22, 25, 27, 28, 30, 31, 36 and 37 of NRS, and chapters 223-228, 232-237, 238-242, 286-289, 381, 384, 472-474, 477, 693B, 708-710 and 720 of NRS, except measures affecting primarily the provisions of the Nevada Administrative Procedure Act that govern the adjudication of contested cases, state and local revenue and state and federal budget issues.

(e) Health and Human Services, five members, with jurisdiction over measures primarily affecting titles 38 and 39 of NRS, and chapters 439-444 (NRS 444.003-444.430), 446-458A, 460 and 583-585 of NRS, except measures affecting primarily state and local revenue.

(f) Judiciary, seven members, with jurisdiction over measures affecting primarily the provisions of the Nevada Administrative Procedure Act that govern the adjudication of contested cases, titles 2-7, 9, 11-16 and 41 of NRS, and chapters 1, 2-7, 101-104A, 111-117, 119A, 120, 120A, ~~458A,~~ 475 and 719 of NRS, except measures affecting primarily state and local revenue.

(g) Legislative Operations and Elections, five members, with jurisdiction over measures affecting primarily titles 17, 24 and 29 of NRS, and chapters 281-285 of NRS, and the operation of the legislative session, except measures affecting primarily state and local revenue.

(h) Natural Resources, five members, with jurisdiction over measures primarily affecting titles 26, 45-50 of NRS, and chapters 383, 407, 444 (NRS 444.435-444.650), 444A-445D, 459, 488, 581, 582 and 586-590 of NRS, except measures affecting primarily state and local revenue.

(i) Revenue and Economic Development, seven members, with jurisdiction over measures affecting primarily title 32 of NRS, and chapters 231 and 237A of NRS, and state and local revenue.

(j) Transportation, five members, with jurisdiction over measures affecting primarily title 44 of NRS, and chapters 403-405, 408, 410, 476, 480-487, 490, 705 and 706 of NRS, except measures affecting primarily state and local revenue.

2. The Chair of the Standing Committee on Finance may assign any portion of a proposed executive budget to any of the other standing or select committees of the Senate for review. Upon receiving such an assignment the standing or select committee shall complete its review expeditiously and report its findings and any recommendations to the Standing Committee on Finance for its independent evaluation.

Senator Denis moved the adoption of the resolution.

Remarks by Senator Denis.

This resolution amends Rule 40 of the Senate Standing Rules adopted for this Legislative Session clarifying that the jurisdiction of the Senate Committee on Judiciary does not include Chapter 458A of the *Nevada Revised Statutes* (NRS) which relates to problem gambling, and is within the jurisdiction of the Committee on Health and Human Services. It further clarifies that Chapter 490 of the NRS, governing off-highway vehicles, is within the jurisdiction of the Committee on Transportation.

As a point of clarification, there were a couple of things we intended to do, which were missed in one section; in the other, we made an accidental omission. These changes correct the Standing Rules we adopted previously.

Resolution adopted.

## INTRODUCTION, FIRST READING AND REFERENCE

By the Committee on Health and Human Services:

Senate Bill No. 97—AN ACT relating to child welfare; revising the information that must be included in a petition alleging that a child is in need of protection; revising the time within which an adjudicatory hearing must be held after the filing of such a petition; revising provisions relating to the semiannual review of the placement of a child by the court and the annual hearing concerning the permanent placement of a child; and providing other matters properly relating thereto.

Senator Jones moved that the bill be referred to the Committee on Health and Human Services.

Motion carried.

By the Committee on Health and Human Services:

Senate Bill No. 98—AN ACT relating to children; revising provisions governing certain reasonable efforts made by an agency which provides child welfare services to preserve and reunify the family of a child; and providing other matters properly relating thereto.

Senator Jones moved that the bill be referred to the Committee on Health and Human Services.

Motion carried.

By the Committee on Health and Human Services:

Senate Bill No. 99—AN ACT relating to child welfare; requiring an agency which provides child welfare services to obtain and examine the credit report for certain children in its custody; requiring the agency to report each potential instance of identity theft or other crime to the Attorney General and make a diligent effort to resolve any inaccuracy in the report; and providing other matters properly relating thereto.

Senator Jones moved that the bill be referred to the Committee on Health and Human Services.

Motion carried.

By the Committee on Health and Human Services:

Senate Bill No. 100—AN ACT relating to providers of emergency medical services; revising provisions relating to the certification of emergency medical technicians; revising certain educational standards for emergency medical technicians; and providing other matters properly relating thereto.

Senator Jones moved that the bill be referred to the Committee on Health and Human Services.

Motion carried.

By Senator Settlemeyer:

Senate Bill No. 101—AN ACT relating to departments of alternative sentencing; authorizing a department of alternative sentencing to supervise certain persons who are released from custody before trial or sentencing; and providing other matters properly relating thereto.

Senator Settlemeyer moved that the bill be referred to the Committee on Judiciary.

Motion carried.

By Senator Kieckhefer:

Senate Bill No. 102—AN ACT relating to education; expanding the scope of the Kenny C. Guinn Memorial Millennium Scholarship by requiring the Board of Trustees of the College Savings Plans of Nevada to award the Memorial Scholarship to two eligible recipients each year; and providing other matters properly relating thereto.

Senator Kieckhefer moved that the bill be referred to the Committee on Education.

Motion carried.

By Senator Kieckhefer:

Senate Bill No. 103—AN ACT relating to crimes; removing the period of limitation for crimes relating to the sexual abuse of a child; and providing other matters properly relating thereto.

Senator Kieckhefer moved that the bill be referred to the Committee on Judiciary.

Motion carried.

By the Committee on Judiciary:

Senate Bill No. 104—AN ACT relating to parole; repealing the requirement for prisoners convicted of certain sexual offenses to be evaluated by a panel before their parole is granted or continued; and providing other matters properly relating thereto.

Senator Segerblom moved that the bill be referred to the Committee on Judiciary.

Motion carried.

By the Committee on Judiciary:

Senate Bill No. 105—AN ACT relating to governmental publications; enacting the Uniform Electronic Legal Material Act; and providing other matters properly relating thereto.

Senator Segerblom moved that the bill be referred to the Committee on Judiciary.

Motion carried.

By the Committee on Judiciary:

Senate Bill No. 106—AN ACT relating to judicial administration; revising provisions governing the collection of delinquent fines, administrative assessments, fees, restitution and other payments imposed in criminal and juvenile court proceedings; revising provisions governing the appointment of an attorney in juvenile court proceedings; revising provisions concerning the approval or rejection of the recommendations of a master of the juvenile court; authorizing a juvenile court to establish a restitution contribution fund;

authorizing the waiver of all or part of any community service imposed by the juvenile court in exchange for a monetary contribution to a restitution contribution fund; and providing other matters properly relating thereto.

Senator Segerblom moved that the bill be referred to the Committee on Judiciary.

Motion carried.

By the Committee on Judiciary:

Senate Bill No. 107—AN ACT relating to the administration of justice; restricting the use of solitary confinement on persons who are in confinement; and providing other matters properly relating thereto.

Senator Segerblom moved that the bill be referred to the Committee on Judiciary.

Motion carried.

By the Committee on Judiciary:

Senate Bill No. 108—AN ACT relating to juvenile justice; providing that a child who violates certain local ordinances relating to curfews and loitering is to be treated by the juvenile court as a child in need of supervision rather than as a delinquent child; decreasing the length of time a child may remain in detention or shelter care pending the filing of a petition alleging delinquency or need of supervision; authorizing the juvenile court to order the Department of Motor Vehicles to issue a restricted driver's license to a child in certain circumstances; revising the statement of state policy concerning a probation program of special supervision for certain delinquent juveniles; and providing other matters properly relating thereto.

Senator Segerblom moved that the bill be referred to the Committee on Judiciary.

Motion carried.

UNFINISHED BUSINESS  
SIGNING OF BILLS AND RESOLUTIONS

There being no objections, the President and Secretary of the Senate signed Senate Concurrent Resolutions Nos. 2 and 3.

REMARKS FROM THE FLOOR

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

SENATOR CEGAVSKE:

I would like to acknowledge the members of Nevadans for the Common Good sitting in the Senate Gallery today.

SENATOR SMITH:

I would like to remind our members that today is Tribal Day at the Legislature and lunch will be served in Room 3100. Tomorrow is Future Farmers Day, and breakfast will be served, so come to the building early tomorrow for a hearty breakfast, Room 3100 at 7:00 a.m.

## GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Atkinson, the privilege of the Floor of the Senate Chamber for this day was extended to Reverend Dennis Hutson and Reverend Camille Pentsil.

On request of Senator Brower, the privilege of the Floor of the Senate Chamber for this day was extended to his intern Bobby Doodiani.

On request of Senator Cegavske, the privilege of the Floor of the Senate Chamber for this day was extended to Ann Copeland and Mary Lovelady.

On request of Senator Ford, the privilege of the Floor of the Senate Chamber for this day was extended to his intern Rubina Dann.

On request of Senator Hammond, the privilege of the Floor of the Senate Chamber for this day was extended to John Laub.

On request of Senator Hardy, the privilege of the Floor of the Senate Chamber for this day was extended to his senior intern David Truax and to his freshman intern Coraleigh Bales.

On request of Senator Kihuen, the privilege of the Floor of the Senate Chamber for this day was extended to Laura K. Robinson-Frankoff and Ancelmo Solis.

On request of Senator Roberson, the privilege of the Floor of the Senate Chamber for this day was extended to Curtis Smith.

On request of Senator Settelmeyer, the privilege of the Floor of the Senate Chamber for this day was extended to Jackie Allen, Len George, Laura Ijames and Jon Pishion.

On request of Senator Spearman, the privilege of the Floor of the Senate Chamber for this day was extended to her intern Morgan Fisher.

On request of Senator Woodhouse, the privilege of the Floor of the Senate Chamber for this day was extended to Barbara and Douglas Bell.

Senator Denis moved that the Senate adjourn until Tuesday, February 12, 2013, at 11:00 a.m.

Motion carried.

Senate adjourned at 11:33 a.m.

Approved:

BRIAN K. KROLICKI  
*President of the Senate*

Attest: DAVID A. BYERMAN  
*Secretary of the Senate*