

THE TWENTY-SECOND DAY

CARSON CITY (Monday), February 25, 2013

Senate called to order at 11:12 a.m.

President pro Tempore Parks presiding.

Roll called.

All present except Senators Hammond and Spearman, who were excused.

Prayer by the Chaplain, Pastor Norm Milz.

We pray. Lord God, Your mercy and love are shown to us each day and it is only by Your grace that we have come together today in this Senate Chamber to do the work before us.

Guide all members in this Chamber and its committees as they meet together to discuss and write bills to be presented to this Body and to the Assembly in days ahead.

May the work we do together this week and in the months to come, be in a continued spirit of nonpartisanship, prove beneficial to all of our represented communities and the State of Nevada as a whole. Help us set the legislative standard for not only our State, but the Nation as well.

All these things we bring humbly before You, trusting in Your love, grace and mercy, which You showed us through the gift of Your Son, Jesus Christ.

AMEN.

Pledge of Allegiance to the Flag.

The President pro Tempore 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.

REPORTS OF COMMITTEES

Mr. President pro Tempore:

Your Committee on Commerce, Labor and Energy, to which was referred Senate Bill No. 29, has had the same under consideration, and begs leave to report the same back with the recommendation: Do pass.

KELVIN ATKINSON, *Chair*

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, Carson City, February 21, 2013

To the Honorable the Senate:

I have the honor to inform your honorable body that the Assembly on this day passed Assembly Bill No. 68.

MATTHEW BAKER

Assistant Chief Clerk of the Assembly

COMMUNICATIONS
HOUSE OF REPRESENTATIVES
WASHINGTON, DC 20515-2803

February 22, 2013

THE HONORABLE MO DENIS, *Majority Leader*

Nevada State Senate, Legislative Building, 401 South Carson Street, Carson City, Nevada 89701

DEAR MAJORITY LEADER DENIS:

This letter serves as a formal request to address the Nevada Legislature at the Joint Session held on the evening of Wednesday, April 3, 2013 at 5:30 p.m. My understanding is that this date and time is available.

If further action or information is necessary, please do not hesitate to contact me or District Director Keith Hughes in my Las Vegas district office at 702-387-4941.

Thank you for your consideration of this request.

Sincerely,
DR. JOE HECK
Member of Congress

INTRODUCTION, FIRST READING AND REFERENCE

By Senators Jones, Spearman, Segerblom, Denis, Parks, Atkinson, Ford, Kihuen, Manendo, Woodhouse; Assemblymen Bobzien and Pierce:

Senate Bill No. 183—AN ACT relating to recycling; prohibiting a manufacturer from selling or offering for sale in this State certain new electronic devices under certain circumstances; authorizing a manufacturer to carry out a program to collect, transport and recycle certain electronic devices of the manufacturer; requiring each manufacturer of such an electronic device to register annually with the Division of Environmental Protection of the State Department of Conservation and Natural Resources; requiring a manufacturer that carries out a program to recycle such electronic devices to report certain information about the program to the Division; establishing annual registration fees; creating the Account for Recycling Covered Electronic Devices; authorizing the Division to award certain grants from the Account; requiring the Division to maintain on the Internet a directory containing certain information relating to manufacturers of such electronic devices; prohibiting a retailer from selling or offering for sale in this State such an electronic device under certain circumstances; prescribing administrative fines for certain violations; and providing other matters properly relating thereto.

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

Motion carried.

By the Committee on Natural Resources:

Senate Bill No. 184—AN ACT relating to wildlife; revising provisions governing the membership of the Board of Wildlife Commissioners; and providing other matters properly relating thereto.

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

Motion carried.

By the Committee on Finance:

Senate Bill No. 185—AN ACT relating to the Nevada System of Higher Education; increasing the total principal amount of bonds and other securities that may be issued by the Board of Regents of the University of Nevada to finance certain projects at the University of Nevada, Reno; and providing other matters properly relating thereto.

Senator Smith moved that the bill be referred to the Committee on Finance.

Motion carried.

By Senator Atkinson:

Senate Bill No. 186—AN ACT relating to real property; revising the limitation on the period for commencing an action for a deficiency judgment after a sale in lieu of a foreclosure sale; and providing other matters properly relating thereto.

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

Motion carried.

By Senator Denis:

Senate Bill No. 187—AN ACT relating to the Nevada Youth Legislature; revising the deadline for appointments to the Youth Legislature; revising the qualifications for appointment to the Youth Legislature; and providing other matters properly relating thereto.

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

Motion carried.

By Senators Gustavson, Cegavske, Goicoechea, Settlemeyer; Assemblymen Wheeler, Hansen, Ellison, Livermore and Stewart:

Senate Bill No. 188—AN ACT relating to governmental administration; designating English as the official language of the State of Nevada; requiring certain governmental documents, transactions, proceedings, meetings and publications to be in English; and providing other matters properly relating thereto.

Senator Gustavson moved that the bill be referred to the Committee on Government Affairs.

Motion carried.

By Senators Jones, Hardy, Smith, Kieckhefer and Assemblyman Eisen (by request):

Senate Bill No. 189—AN ACT relating to crimes; revising the definition of provider of health care to include certain persons for the purposes of enhancing the penalties for assault and battery; providing penalties; and providing other matters properly relating thereto.

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

Motion carried.

By Senators Gustavson, Goicoechea, Hammond, Hardy, Settlemeyer; Assemblymen Ellison, Fiore, Hambrick, Hansen, Hickey, Hogan, Livermore, Munford and Wheeler:

Senate Bill No. 190—AN ACT relating to motor carriers; revising the declaration of legislative purpose and policy governing the regulation of certain motor carriers; revising the criteria for granting or modifying certificates of public convenience and necessity for certain motor carriers; revising provisions governing the filing of an application for a certificate of public convenience and necessity by a person whose previous application has been denied; and providing other matters properly relating thereto.

Senator Gustavson moved that the bill be referred to the Committee on Transportation.

Motion carried.

By Senators Gustavson, Segerblom, Atkinson, Brower, Cegavske, Denis, Goicoechea, Hammond, Hardy, Hutchison, Jones, Kieckhefer, Kihuen, Manendo, Roberson, Settlemeyer; Assemblymen Fiore, Oscarson, Duncan, Hambrick, Hansen, Hardy, Hickey, Hogan, Kirner, Livermore, Munford, Stewart and Wheeler:

Senate Bill No. 191—AN ACT relating to vehicles; increasing the maximum speed at which a person may drive or operate a vehicle; and providing other matters properly relating thereto.

Senator Gustavson moved that the bill be referred to the Committee on Transportation.

Motion carried.

Assembly Bill No. 68.

Senator Kihuen moved that the bill be referred to the Committee on Revenue and Economic Development.

Motion carried.

MOTIONS, RESOLUTIONS AND NOTICES

Senator Smith moved that Senate Bills Nos. 17, 32, 71 be taken from the General File and placed on the General File for the next legislative day.

Motion carried.

REMARKS FROM THE FLOOR

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

Thank you, Mr. President pro Tempore. Today is a special day, Education Awareness Day and Higher Education Day. As a result, we have many guests in the Chamber. Education is a very important issue in our State and for me, personally.

Earlier today, I participated in a press conference on educational proposals we will hear this week. As we progress through the week, there will be many education advocates in our halls. Like many of you, I started my public service because of a commitment to education. Please take time to meet with education advocates this week to learn about our school programs and how we can make them better. I believe it is the most important issue facing our State. Let us not take our focus off education after this day, or this week. Let us continue to focus on education throughout this Session.

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 Deuvall Dorsey.

On request of Senator Denis, the privilege of the Floor of the Senate Chamber for this day was extended to Curtis Blackwell, Michael Gordon and Sharon Young.

On request of Senator Ford, the privilege of the Floor of the Senate Chamber for this day was extended to Allison Serafin and Alexis Gonzales-Black Wakefield.

On request of Senator Goicoechea, the privilege of the Floor of the Senate Chamber for this day was extended to Logandale High School students Katrina Scatterday and Taiyler Zubia; Moapa Valley High School student, Marie Gomez; Great Basin College students; the following students and chaperones from Carlin: students: Dalton Adamson, Lateasha Anderson, Roger Anderson, Karla Baum, Kaitlyn Browning, Jacob Burris-Blaine, Hannah Clancy, Hanna Fetters, Amie Gillespie, Joseph Johnson, Blade Lester, Hannah McClellan, Chance Moen, Dylan Newman, Karlyn Odle, Shawna Parker, Jaime Pichardo, Nikeyna Robinson, Matthew Simler, Randi Smith, Jordan Stills, Caroline Tarvin, Dana Watson, Desiree Williams, Katelyn Williams, Martina Wilson, Luis Zazueta; chaperones: Cliff Eklund, Dawn Knight, Tessa Overholser and Pat Tsunemori.

On request of Senator Gustavson, the privilege of the Floor of the Senate Chamber for this day was extended to intern Nate Ramirez.

On request of Senator Hardy, the privilege of the Floor of the Senate Chamber for this day was extended to Karl Falkenstein; students at Virgin Valley High School Kaycee Anderson, Leslie Planck and Eddy Torres.

On request of Senator Jones, the privilege of the Floor of the Senate Chamber for this day was extended to Dr. Spencer Stewart and Tera Burbank.

On request of Senator Kieckhefer, the privilege of the Floor of the Senate Chamber for this day was extended to Richard Stokes and Adam Whatley.

On request of Senator Kihuen, the privilege of the Floor of the Senate Chamber for this day was extended to Jennifer Reed, Travis Brown, Sebring Frehner and Christopher Harris.

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

On request of Senator Segerblom, the privilege of the Floor of the Senate Chamber for this day was extended to Danial Hayes.

On request of Senator Settlemeyer, the privilege of the Floor of the Senate Chamber for this day was extended to Angela Brommel.

On request of Senator Smith, the privilege of the Floor of the Senate Chamber for this day was extended to Phillip Luke LaMotte.

On request of Senator Woodhouse, the privilege of the Floor of the Senate Chamber for this day was extended to Brianna Santiago.

Mr. President pro Tempore announced that if there were no objections, the Senate would recess subject to the call of the Chair.

Senate in recess at 11:46 a.m.

SENATE IN SESSION

At 11:54 a.m.

President pro Tempore Parks presiding.

Quorum present.

Senator Denis moved that the Senate adjourn until Tuesday, February 26, 2013, at 11:00 a.m.

Motion carried.

Senate adjourned at 11:56 a.m.

Approved:

DAVID R. PARKS

President pro Tempore of the Senate

Attest: DAVID A. BYERMAN

Secretary of the Senate