

THE FORTY-FIFTH DAY

CARSON CITY (Wednesday), March 20, 2013

Senate called to order at 12:25 p.m.

President pro Tempore Parks presiding.

Roll called.

All present.

Prayer by the Chaplain, Pastor Albert Tilstra.

Almighty God, give our Senators today the provisions of Your Grace. Provide them with the grace of Your comfort to cheer, Your wisdom to teach, Your hand to guide, Your counsel to instruct and Your presence to inspire.

Prosper the works of their hands as You direct their steps and show them what needs to be changed. Give them courage and wisdom to do what is right for the people they represent. In all the work You have elected them to do, help them strive to fulfill Your purposes for this day and for this Session.

I pray in the Name of the Almighty.

AMEN.

Presentation of Colors by the Color Guard from the Nevada National Guard.

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 pro Tempore and Secretary are authorized to make any necessary corrections and additions.

REPORTS OF COMMITTEES

Mr. President pro Tempore:

Your Committee on Judiciary, to which was referred Senate Bill No. 77, has had the same under consideration, and begs leave to report the same back with the recommendation: Do pass.

Also, your Committee on Judiciary, to which was referred Senate Bill No. 139, has had the same under consideration, and begs leave to report the same back with the recommendation: Amend, and do pass as amended.

TICK SEGERBLOM, *Chair*

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, Carson City, March 20, 2013

To the Honorable the Senate:

I have the honor to inform your honorable body that the Assembly on this day adopted Assembly Concurrent Resolution No. 4.

MATTHEW BAKER

Assistant Chief Clerk of the Assembly

WAIVERS AND EXEMPTIONS

WAIVER OF JOINT STANDING RULE(S)

A Waiver requested by Assemblywoman Kirkpatrick.

For: BDR 58-418

To Waive:

Subsection 1 of Joint Standing Rule No. 14.2.

Has been granted effective: Monday, March 18, 2013.

MOISES DENIS
Senate Majority Leader

MARILYN KIRKPATRICK
Speaker of the Assembly

MOTIONS, RESOLUTIONS AND NOTICES

Assembly Concurrent Resolution No. 4—Honoring Nevadans who have lost their lives in the Global War on Terrorism. —

WHEREAS, Since the launching of the Global War on Terrorism in response to attacks on the United States on September 11, 2001, through Operation Iraqi Freedom, Operation Enduring Freedom and Operation New Dawn, 6,618 Americans have lost their lives, including 56 Nevadans; and

WHEREAS, The service of these men and women required sacrifice, hardship, endurance, dedication, courage and the highest level of patriotism; and

WHEREAS, Those Nevada citizens who served our country in the name of freedom and justice deserve special recognition for their sacrifice; now, therefore, be it

RESOLVED BY THE ASSEMBLY OF THE STATE OF NEVADA, THE SENATE CONCURRING, That we honor every American who served and extend our heartfelt condolences to the Nevada friends and family members of those who made the ultimate sacrifice; and be it further

RESOLVED, That we continue to honor the fifty-three Nevadans who we have recognized in previous legislative sessions; and be it further

RESOLVED, That we pause today to reflect on the supreme sacrifice of the three Nevadans who have given their lives since the 76th Legislative Session: Marine Corporal Jon-Luke Bateman, Pahrump; Army Sergeant Ken K. Hermogino, Henderson; and Army Sergeant Timothy Sayne, Reno; and be it further

RESOLVED, That the members of the 77th Session of the Nevada Legislature honor these brave Nevadans who made the ultimate sacrifice through their service, dedication and commitment to this country and their fellow man; and be it further

RESOLVED, That the Chief Clerk of the Assembly prepare and transmit three copies of this resolution to Caleb S. Cage, Executive Director of the Office of Veterans' Services, for transmittal to the family of each of those being honored.

Senator Goicoechea moved the adoption of the resolution.

Remarks by Senator Goicoechea.

Thank you, Mr. President pro Tempore. It is my honor, along with Assemblyman Tom Grady, to sponsor this year's resolution recognizing three Nevada service members who lost their lives in the Global War on Terrorism. This brings the total in the State of Nevada to 56 service members lost. With sadness, we all pray for the day when these resolutions will no longer be needed, when our brave warriors will be home with family and friends.

These young men are fellow Nevadans who heeded the call to duty and made the ultimate sacrifice with their lives, to protect what so many of us take for granted, our freedoms. They are truly our heroes and we honor their service and their memories. To the families of Marine Corporal Jon-Luke Bateman from Pahrump, Army Sergeant Ken K. Hermogino from Henderson and Army Sergeant Timothy Sayne from Reno, the members of the Nevada Legislature extend our deepest sympathies.

Resolution adopted unanimously.

Resolution ordered transmitted to the Assembly.

Senator Smith moved that Senate Bill No. 139, just reported out of committee, be placed on the Second Reading File for this legislative day.

Motion carried.

Mr. President pro Tempore announced that the following appointments have been made to the Senate Committee on Ethics; the first-named member being

the Chair, and the second-named member being the Vice Chair: Former Senator Valerie Wiener of Las Vegas (Chair); Senator Kihuen (Vice Chair); Ms. Mary Ann Goodsell of Las Vegas; Mr. Timothy Hay of Reno; Senators Hutchison and Parks.

SECOND READING AND AMENDMENT

Senate Bill No. 139.

Bill read second time.

The following amendment was proposed by the Committee on Judiciary:

Amendment No. 24.

"SUMMARY—Expands provisions governing criminal and civil liability for certain crimes to include crimes motivated by the victim's gender identity or expression. (BDR 15-703)"

"AN ACT relating to crimes; revising provisions governing crimes motivated by certain characteristics of the victim; providing an additional penalty for certain crimes motivated by the victim's gender identity or expression; providing certain civil liability for a person who commits certain crimes motivated by the victim's gender identity or expression; revising provisions concerning the reporting of certain crimes; providing penalties; and providing other matters properly relating thereto."

Legislative Counsel's Digest:

Existing law provides that if a person commits certain crimes because of a victim's actual or perceived race, color, religion, national origin, physical or mental disability or sexual orientation: (1) the person who committed the crime is subject to an additional penalty; (2) unless a greater penalty is provided by law, the person who committed the crime is guilty of a gross misdemeanor; and (3) a person injured by the crime may bring a civil action against the person who committed the crime. (NRS 41.690, 193.1675, 207.185) Further, existing law requires the Director of the Department of Public Safety to establish a Program for Reporting Crimes that is designed to collect, compile and analyze statistical data about crimes that manifest evidence of prejudice based on race, color, religion, national origin, physical or mental disability or sexual orientation. (NRS 179A.175) This bill expands those provisions to include : (1) certain additional crimes based on the categories used by the Federal Bureau of Investigation to compile statistics concerning hate crimes; and (2) cases in which a person commits a crime because of the victim's actual or perceived gender identity or expression.

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

Section 1. Chapter 193 of NRS is hereby amended by adding thereto a new section to read as follows:

"Gender identity or expression" means the gender-related identity, appearance, expression or behavior of a person, regardless of the person's assigned sex at birth.

Sec. 2. NRS 193.010 is hereby amended to read as follows:

193.010 As used in this title, unless the context otherwise requires, the words and terms defined in NRS 193.011 to 193.0245, inclusive, and *section 1 of this act* have the meanings ascribed to them in those sections.

Sec. 3. NRS 193.1675 is hereby amended to read as follows:

193.1675 1. Except as otherwise provided in NRS 193.169, any person who willfully violates any provision of NRS 200.030, 200.050, 200.280, 200.310, 200.366, 200.380, 200.400, 200.460 to 200.465, inclusive, paragraph (b) of subsection 2 of NRS 200.471, *NRS 200.481 which is punishable as a felony*, NRS 200.508, 200.5099, ~~for~~ subsection 2 of NRS 200.575, *NRS 205.010 to 205.025, inclusive, 205.060, 205.067, 205.075, NRS 205.0832 which is punishable as a felony, NRS 205.220, 205.226, 205.228, 205.270, 206.150, NRS 206.330 which is punishable as a felony or NRS 207.190* because the actual or perceived race, color, religion, national origin, physical or mental disability, ~~for~~ sexual orientation or gender identity or expression of the victim was different from that characteristic of the perpetrator may, in addition to the term of imprisonment prescribed by statute for the crime, 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 20 years. In determining the length of any additional penalty imposed, the court shall consider the following information:

- (a) The facts and circumstances of the crime;
- (b) The criminal history of the person;
- (c) The impact of the crime on any victim;
- (d) Any mitigating factors presented by the person; and
- (e) Any other relevant information.

↪ The court shall state on the record that it has considered the information described in paragraphs (a) to (e), inclusive, in determining the length of any additional penalty imposed.

2. A sentence imposed pursuant to this section:

- (a) Must not exceed the sentence imposed for the crime; and
- (b) Runs consecutively with the sentence prescribed by statute for the crime.

3. This section 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.

Sec. 4. NRS 207.185 is hereby amended to read as follows:

207.185 Unless a greater penalty is provided by law, a person who, by reason of the actual or perceived race, color, religion, national origin, physical or mental disability, ~~for~~ sexual orientation or gender identity or expression of another person or group of persons, willfully violates any provision of NRS 200.471, 200.481, 200.5099, 200.571, 200.575, 203.010, 203.020, 203.030, 203.060, 203.080, 203.090, 203.100, 203.110, 203.119, *NRS 205.0832 which is punishable as a misdemeanor, NRS 205.240, 205.2715, 205.274, 205.2741, 206.010, 206.040, 206.125, 206.140, 206.200,*

206.310, NRS 206.330 which is punishable as a misdemeanor, NRS 207.180, 207.200 or 207.210 is guilty of a gross misdemeanor.

Sec. 5. NRS 207.297 is hereby amended to read as follows:

207.297 As used in NRS 207.300 and 207.310:

1. "Disability" means, with respect to a person:

(a) A physical or mental impairment that substantially limits one or more of the major life activities of the person;

(b) A record of such an impairment; or

(c) Being regarded as having such an impairment.

2. "Familial status" means the fact that a person:

(a) Lives with a child under the age of 18 and has:

(1) Lawful custody of the child; or

(2) Written permission to live with the child from the person who has lawful custody of the child;

(b) Is pregnant; or

(c) Has begun a proceeding to adopt or otherwise obtain lawful custody of a child.

3. ~~"Gender identity or expression" means a gender-related identity, appearance, expression or behavior of a person, regardless of the person's assigned sex at birth.~~

4.] "Sexual orientation" means having or being perceived as having an orientation for heterosexuality, homosexuality or bisexuality.

Sec. 6. NRS 41.690 is hereby amended to read as follows:

41.690 1. A person who has suffered injury as the proximate result of the willful violation of the provisions of NRS 200.030, 200.050, 200.280, 200.310, 200.366, 200.380, 200.400, 200.460, 200.463, 200.464, 200.465, 200.467, 200.468, 200.471, 200.481, 200.508, 200.5099, 200.571, 200.575, 203.010, 203.020, 203.030, 203.060, 203.080, 203.090, 203.100, 203.110, 203.119, 205.010 to 205.025, inclusive, 205.060, 205.067, 205.075, 205.0832, 205.220, 205.226, 205.228, 205.240, 205.270, 205.2715, 205.274, 205.2741, 206.010, 206.040, 206.125, 206.140, 206.150, 206.200, 206.310, 206.330, 207.180, 207.190, 207.200 or 207.210 by a perpetrator who was motivated by the injured person's actual or perceived race, color, religion, national origin, physical or mental disability, ~~or~~ sexual orientation or gender identity or expression may bring an action for the recovery of his or her actual damages and any punitive damages which the facts may warrant. If the person who has suffered injury prevails in an action brought pursuant to this subsection, the court shall award the person costs and reasonable attorney's fees.

2. The liability imposed by this section is in addition to any other liability imposed by law.

3. As used in this section, "gender identity or expression" has the meaning ascribed to it in section 1 of this act.

Sec. 7. NRS 179A.175 is hereby amended to read as follows:

179A.175 1. The Director of the Department shall establish within the Central Repository a Program for Reporting Crimes that manifest evidence of prejudice based on race, color, religion, national origin, physical or mental disability, ~~or~~ sexual orientation ~~or~~ *gender identity or expression*.

2. The Program must be designed to collect, compile and analyze statistical data about crimes that manifest evidence of prejudice based on race, color, religion, national origin, physical or mental disability, ~~or~~ sexual orientation ~~or~~ *gender identity or expression*. The Director shall adopt guidelines for the collection of the statistical data, including, but not limited to, the criteria to establish the presence of prejudice.

3. The Central Repository shall include in its annual report to the Governor pursuant to subsection 6 of NRS 179A.075, and in any other appropriate report, an independent section relating solely to the analysis of crimes that manifest evidence of prejudice based on race, color, religion, national origin, physical or mental disability, ~~or~~ sexual orientation ~~or~~ *gender identity or expression*.

4. Data acquired pursuant to this section must be used only for research or statistical purposes and must not contain any information that may reveal the identity of an individual victim of a crime.

5. *As used in this section, "gender identity or expression" has the meaning ascribed to it in section 1 of this act.*

Senator Segerblom moved the adoption of the amendment.

Remarks by Senator Segerblom.

Thank you, Mr. President pro Tempore. Amendment No. 24 to Senate Bill No. 139 revises the bill to include hate crimes that are included in the Federal Bureau of Investigation's uniform crime reports for hate crime statistics. Those statistics are collected for 12 offense types including: murder/manslaughter, forcible rape, aggravated assault, simple assault, intimidation, robbery, burglary, larceny/theft, motor vehicle theft, arson and destruction/damage/vandalism of property. With this amendment, our hate crimes statutes will conform to federal law.

Amendment adopted.

Bill ordered reprinted, engrossed and to third reading.

REMARKS FROM THE FLOOR

Senator Goicoechea requested the following remarks be entered in the Journal.

SENATOR GOICOECHEA:

Thank you, Mr. President pro Tempore. It is my honor to present a copy of Assembly Concurrent Resolution No. 4 to General William Burks and Sally Diamond Willey.

Sally Willey was originally born in Winnemucca and now lives in Gardnerville. She attended Merit Junior College in Oakland, California, and retired from the investment industry. Mrs. Wiley is a member of the Carson Valley Sertoma Club, Douglas County Republican Women and Douglas County Republican Central Committee. Above all else, she is an American Gold Star Mother, a member of Sierra Nevada Chapter of Blue Star Mothers of America and a member of St. Gault Catholic Church. She is also a member of the Nevada Veterans Services Commission. We thank her for her generous service.

She is married to James Willey and is the mother of three sons: Michael Diamond, Jason Diamond and Sean Diamond, deceased, who was killed during his third tour of duty in Iraq in February of 2009. She is a proud grandmother of nine. Mrs. Willey is very pleased with her

appointment to the Veterans Services Commission and says, “It is my way of honoring Sean and a way to continue to work with the soldiers, their families and their veterans.” She was appointed as a member of the general public but we know her commitment goes far deeper.

Brigadier General William R. Burks is a Nevada native who started his career with the Nevada National Guard. He is Nevada’s senior ranking officer, responsible for formulating, developing and coordinating all National Guard personnel here in this State. He was appointed by the Governor. General Burks serves as the Governor’s principal advisor on all National Guard issues. He is responsible for both federal and State missions of the Nevada National Guard, serves as the official channel of communication with the National Guard Bureau, Department of the Army and Department of the Air Force. General Burks began his career here as a Nevada National Guardsman. We owe him a great deal for his service.

SENATOR KIECKHEFER:

I am honored to have Ron Gutzman here with me today. He serves on the Veterans Services Commission with a goal of ensuring our veterans know where and how to find the services they need to reenter civilian life; they most assuredly deserve what we need to provide for them. Mr. Gutzman is a Marine Corps veteran who has lived in Nevada for 44 years. He and his wife Beverly have two children and two granddaughters named Jasmine and Delaney. Please make him feel welcome and join me in thanking him for his service to our country.

SENATOR ROBERSON:

Thank you, Mr. President pro Tempore. Today is Veterans and Military Day at the Legislature and I would like to thank all of our fallen heroes and their families for making the sacrifice. I want to thank my colleague from Senate District 17 for providing a photo collage that personalizes all of the Nevadans who have sacrificed their lives in the Global War on Terrorism. I recognize that it is easy to say the words, “thank you,” that it is the very least we can do.

It was also brought to my attention that we have a large number of Senate staff, Legislative staff and Legislative police who are veterans. It is important that they be recognized this day as well. Their positions here in the building are not their entire lives, nor their entire careers, and I think we can forget what so many of them have done throughout their lives for our country. I honor them and thank them for their service.

SENATOR GUSTAVSON:

Thank you, Mr. President pro Tempore. I am honored to have as my guest today, Mr. Michael Musgrove, a 40-year resident of Nevada who is a father of two and grandfather of three. He is a veteran who served proudly in the U.S. Air Force from 1968 to 1976. We thank him for his service.

Today Michael serves as the Vice Chairman of the Veterans Services Commission and is a Veterans of Foreign Wars representative. As Commissioner, his goals are to ensure our veterans receive the health care and assistance they need and that they are afforded the respect, dignity and consideration all veterans deserve. Please give Michael a warm welcome.

SENATOR HUTCHISON:

Thank you, Mr. President pro Tempore. I would like to emphasize what has been expressed already on Veterans and Military Day at the Legislature. Mr. President pro Tempore, we have a bill in your Committee on Government Affairs that allows us as citizens to honor veterans who have fallen in Iraq and Afghanistan by naming buildings, roads and bridges that the State owns after those veterans. This will be a fitting tribute, which has received wide bipartisan support, and I encourage my colleagues to pass this bill this Legislative Session.

SENATOR SPEARMAN:

Thank you, Mr. President pro Tempore. I am pleased to have as my guest today Master Sergeant Retired, Jeannette Rae. She is the National Vice Commander of the American Legion. She served our country for 24 years in the U.S. Air Force.

SENATOR HARDY:

Thank you, Mr. President pro Tempore. In the American Legion, we have an empty chair with a sheath over it that says, “missing in action.” We give honor to those who are missing in

action. I have an empty chair here that was reserved for Bob Garlow, who is alive and is one of those people who tirelessly volunteers for numerous veterans organizations. He served in Vietnam, Thailand, Japan, Germany and Spain. He is one of the veterans who is always there. I have had the privilege of being in his tutelage as we have had the opportunity to fire 21-gun salutes in honor of veterans. I hope you will join me in honoring him and his service, but also those who did not come back, those whom we do not know where they are.

SENATOR MANENDO:

Thank you, Mr. President pro Tempore. I am honored to have two guests here with me today.

First, please welcome Katherine Miller, Deputy Director of Nevada Office of Veterans Services. Ms. Miller was raised in Reno and served 34 years in the U.S. Army, beginning her service as an enlisted soldier. She culminated her military service as a Colonel with assignments as Military Police Brigade Commander and serving in Afghanistan as the Commander of the Army Corrections Command. After retiring in 2010, she taught bachelors' and masters' level courses at the University of Maryland and the University of Nevada, Reno. Her education includes a Master of Science degree from the U.S. War College and a Master of Public Administration from Roosevelt University in Chicago.

I also have here with me Caleb Cage who is the Executive Director of Nevada Office of Veterans Services. Mr. Cage is a veteran of the U.S. Army serving from 2002 to 2007. Mr. Cage was born and raised in Reno. He attended the U.S. Military Academy, West Point, where he studied American History. Upon graduation in 2002, he was commissioned as a Field Artillery Officer and was assigned to the First Infantry Division in Bamberg, Germany for a three-year tour. During this period, he served as Company Executive Officer and was later Motorized Rifle Platoon Leader in Iraq. Less than a year after returning to Germany, he received orders to return to Iraq. His second deployment was in Baghdad in support of Operation Iraqi Freedom where he served as an Information Operations Officer. Before his current appointment, Mr. Cage served as Senior Policy Advisor for rural and veteran issues for the Nevada Lieutenant Governor.

The Nevada Office of Veterans Services is responsible for the administration of two of our veterans' cemeteries, our State Veterans Home and statewide veterans service officer programs. The office is also instrumental in connecting Nevada veterans and their families with benefits and assistance for both the State and federal government.

We appreciate the service these two individuals have given to this country and I am very honored to have them both here today. Please make them feel welcome. And also, please allow me to recognize my fellow Veterans Services Commission members here. It is great to have you here and thank you for your service.

To my colleague from Senate District No. 12 who mentioned our colleague on the Veterans Services Commission, Mr. Garlow, thank you for recognizing this absolutely wonderful man. He is everywhere in Southern Nevada helping our veterans; we are grateful and honored to have him on the Commission.

SENATOR CEGAVSKE:

Thank you, Mr. President pro Tempore. I would like to thank all of the veterans who are here today. My great-grandfather, my grandfather, my dad, my father-in-law, my uncles and cousins, as well as my husband, have all served our country in one of the Armed Forces. To the gentlemen who are here today with their Veterans of Foreign Wars hats on today, I want to thank you. My dad only lived until he was 60 years old. He served in the U.S. Navy. The Veterans of Foreign Wars in Minnesota and also in Mesa, Arizona, where he moved to for warmer weather, honored my dad by naming a Veterans of Foreign Wars' hall after him. They honored him because of his tireless work. My dad was one of those veterans who put in extensive time and energy and I am very proud of him. I am proud of my heritage. My mother was from a family of 11 children and was one of three girls; every one of her brothers served in the U.S. Army. I am proud of all of them. I want to thank all of you here because it does my heart good every time I see the Veterans of Foreign Wars symbols. I thank you so much for all that you do. It meant so much to my dad to work with the Veterans of Foreign Wars, and it was tremendously helpful to my mother too, after my father's passing. I am grateful for the relationships built through Veterans of Foreign Wars and the folks who would call and come to visit my mother. God bless each and every one of you and thank you.

SENATOR BROWER:

Thank you, Mr. President pro Tempore. I would like to mention a former member of this Body who was a proud veteran of the U.S. Marine Corps, former Senator Bill Raggio. Former Senator Raggio was a World War II era veteran; he would be the first to tell you he never saw combat but he would also be quick to tell you that as soon as the Japanese heard he had signed up, they decided to surrender.

We have all seen the World War II movies and we have read about the Greatest Generation. You have heard me talk about how we are losing hundreds of our World War II veterans every day. Today it is a privilege for all of us to meet Charles “Chuck” Harton. He is one of the guys depicted in those movies and part of the Greatest Generation. Fortunately, for all of us, he is here today. He is, I believe, the only World War II veteran in the building today and that, in and of itself, is a special fact for us to consider as we think of those who we are honoring today. I have known Chuck for almost 20 years and at the risk of embarrassing him, I am going to tell you more about his distinguished career.

His bio mentions his wife Donna and their three children, one of whom is a retired Marine, and their six grandchildren. I want you to also know that Chuck enlisted in the U.S. Marine Corps in 1943 at the age of 17. By 1944, Chuck had seen combat in the Pacific at both Saipan and Tinian in the Northern Mariana Islands. On February 19, 1945, then Corporal Harton landed with the Fourth Marine Division, the “Fighting Fourth,” on the island of Iwo Jima. He was wounded in action there.

In 1950 and 1951, Chuck spent some time fighting in Korea. He went on to serve in a variety of posts around the world ranging from embassy duty in Germany to serving as a drill instructor at Paris Island. I remember my drill instructor from Officer Candidate School (OCS) and I am glad it wasn't Chuck. In 1966, Chuck retired from the Marine Corps as a First Sergeant. Chuck is the real deal, a Marines' Marine. He is the kind of guy movies are made about but he will also tell you the movies didn't always capture the realities of war. Chuck is a real life example of the kind of service and sacrifice that we honor today. Without the likes of Chuck and thousands like him, most of whom we have lost, I know we would not be sitting here today. Please join me in giving Chuck Harton a hero's welcome to this Chamber.

SENATOR CEGAVSKE:

Thank you, Mr. President pro Tempore. I rise again to mention three things.

I would like to highlight a magazine, which I know all of you read, called *The Progressive Rancher*. One of our colleagues' son has written several articles in it. There is a tribute to former Senator Dean Rhoads in the current issue and it well describes our former Senator. It shows him branding cattle and it shows his wife, Sharon. For any of you who get his Christmas cards, Sharon takes the pictures out on their ranch. Please read this article as it is a wonderful story about our rural areas but will also tell you about former Senator Dean Rhoads who served in these halls, in both Houses, for many years. He is a great statesman.

It was hard the other day, with all that was going on, to find words to express my thoughts about the passing of former Assemblyman John Marvel who I had the pleasure of serving with during three terms in the Assembly, and who I also worked with in the Senate. I search for words to express the gratitude I have for John Marvel and his wonderful wife, Willie. I ask that you keep Willie in your prayers, as she is not well. But please keep the Marvel family in your prayers, too. I am looking forward to his memorial, which I heard will take place sometime in April. He will be missed. He is another great Nevada statesman.

Last, I would like to let everyone know that Senator Mark Amodei's mother Joy passed away yesterday. Joy was one of those people whose name really resembled who she was. She was a total joy, a wonderful person. If anyone could take all of the jokes that her son had, it was her. She would laugh with the best of them but she would also laugh at him. Today, I ask that we keep the Amodei family in our prayers, along with the Marvel family, and that we all celebrate Senator Dean Rhoads' service to the State of Nevada.

SENATOR DENIS:

Thank you, Mr. President pro Tempore. Today, we have been honoring those who have fallen and sacrificed their lives in the Afghanistan and Iraqi Wars and the Global War on Terrorism. It reminded me that as a youth, I used to sing in a choir and we would sing patriotic songs. One of

the songs was called "Freedom Isn't Free." As we have listened to the stories of the men and women who are here today, I have been thinking about that song and the price we pay to have these freedoms. I appreciate the service you all have given and I honor the lives lost.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Brower, the privilege of the Floor of the Senate Chamber for this day was extended to Charles Harton.

On request of Senator Cegavske, the privilege of the Floor of the Senate Chamber for this day was extended to Sarah McDougall.

On request of Senator Goicoechea, the privilege of the Floor of the Senate Chamber for this day was extended to Brigadier General William Burks and Sally Willey.

On request of Senator Gustavson, the privilege of the Floor of the Senate Chamber for this day was extended to Michael Musgrove.

On request of Senator Hardy, the privilege of the Floor of the Senate Chamber for this day was extended to Karen Varela, Rafael Garcia and Bob Garlow.

On request of Senator Hutchison, the privilege of the Floor of the Senate Chamber for this day was extended to Christian Marsh, Mark Marsh and Patricia Lee.

On request of Senator Kieckhefer, the privilege of the Floor of the Senate Chamber for this day was extended to Ron Gutzman.

On request of Senator Manendo, the privilege of the Floor of the Senate Chamber for this day was extended to Caleb Cage and Katherine Miller.

On request of Senator Spearman, the privilege of the Floor of the Senate Chamber for this day was extended to Jeannette Rae.

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

Senator Denis moved that the Senate recess subject to the call of the Chair.
Motion carried.

Senate in recess at 1:14 p.m.

SENATE IN SESSION

At 1:34 p.m.

President pro Tempore Parks presiding.

Quorum present.

Senator Denis moved that the Senate adjourn until Thursday, March 21, 2013, at 8:00 a.m. and that it do so in the memory of those who have sacrificed their lives in the Afghanistan and Iraq Wars and, also, in memory of Joy Amodei, the mother of Congressman Mark Amodei.

Motion carried.

Senate adjourned at 1:35 p.m.

Approved:

DAVID R. PARKS

President pro Tempore of the Senate

Attest: DAVID A. BYERMAN

Secretary of the Senate