

THE FIFTY-SECOND DAY

CARSON CITY (Wednesday), March 27, 2013

Senate called to order at 11:22 a.m.

President Krolicki presiding.

Roll called.

All present.

Prayer by the Chaplain, Pastor Albert Tilstra.

In looking out over all the many guests who fill the Senate Chamber today, I feel compelled to say it looks like a wonderful homecoming in here today. It is delightful to think of Senator Bill Raggio who was such a great friend to all of us.

Let us pray. Lord, we are ashamed that money and position speak to us more loudly than does the simple compassion of the human heart. Help us to care, as You care, for the little people who have no lobbyists and for the minority groups who sorely need justice.

May it be the glory of our government that not only the strong are heard but also the weak; not only the powerful but the helpless; not only those with influence but also those who have nothing but a case and an appeal.

May we put our hearts into our work and that our work may get into our hearts.

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.

REPORTS OF COMMITTEES

Mr. President:

Your Committee on Health and Human Services, to which were referred Senate Bills Nos. 117, 233, 285, has had the same under consideration, and begs leave to report the same back with the recommendation: Do pass.

JUSTIN C. JONES, *Chair*

Mr. President:

Your Committee on Legislative Operations and Elections, to which was referred Senate Joint Resolution No. 12, has had the same under consideration, and begs leave to report the same back with the recommendation: Do pass.

PAT SPEARMAN, *Chair*

Mr. President:

Your Committee on Natural Resources, to which was referred Senate Joint Resolution No. 9, has had the same under consideration, and begs leave to report the same back with the recommendation: Do pass.

AARON D. FORD, *Chair*

Mr. President:

Your Committee on Revenue and Economic Development, to which was referred Senate Joint Resolution No. 15 of the 76th Session, has had the same under consideration, and begs leave to report the same back with the recommendation: Do pass.

RUBEN J. KIHUEN, *Chair*

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, Carson City, March 26, 2013

To the Honorable the Senate:

I have the honor to inform your honorable body that the Assembly on this day passed Senate Bill No. 15.

Also, I have the honor to inform your honorable body that the Assembly on this day passed Assembly Bills Nos. 94, 181.

Also, I have the honor to inform your honorable body that the Assembly on this day passed Assembly Joint Resolution No. 6.

MATTHEW BAKER

Assistant Chief Clerk of the Assembly

MOTIONS, RESOLUTIONS AND NOTICES

By Senators Smith, Brower, Atkinson, Cegavske, Denis, Ford, Goicoechea, Gustavson, Hammond, Hardy, Hutchison, Jones, Kieckhefer, Kihuen, Manendo, Parks, Roberson, Segerblom, Settlemeyer, Spearman, Woodhouse; Assemblymen Hickey, Aizley, Elliot Anderson, Paul Anderson, Benitez-Thompson, Bobzien, Brooks, Bustamante Adams, Carlton, Carrillo, Cohen, Daly, Diaz, Dondero Loop, Duncan, Eisen, Ellison, Fiore, Flores, Frierson, Grady, Hambrick, Hansen, Hardy, Healey, Hogan, Horne, Kirkpatrick, Kirner, Livermore, Martin, Munford, Neal, Ohrenschall, Oscarson, Pierce, Spiegel, Sprinkle, Stewart, Swank, Wheeler and Woodbury:

Senate Concurrent Resolution No. 6—Memorializing former State Senator William J. Raggio.

WHEREAS, The members of the Nevada Legislature are mourning the passing, on February 23, 2012, of one of their most esteemed colleagues and one of Nevada's most dedicated citizens, former State Senator William J. Raggio; and

WHEREAS, William John Raggio, Jr., a third generation native Nevadan, was born in Reno, on October 30, 1926, just a few hours short of Nevada Day, and was educated in the Reno public schools; and

WHEREAS, After completing Naval Officer Candidate training and his commission as a Second Lieutenant in the United States Marine Corps, Bill received his B.A. from the University of Nevada, Reno, and his J.D. from the University of California's Hastings College of Law; and

WHEREAS, Bill Raggio was first elected District Attorney of Washoe County in 1958 and served in that office until 1970, achieving national recognition as the Outstanding Prosecutor in the United States in 1965 and President of the National District Attorneys Association in 1967; and

WHEREAS, After Bill Raggio was first elected to the State Senate in 1972, he went on to become the longest-serving State Senator in Nevada history, serving over 38 years in 19 regular sessions and 13 special sessions, which included 20 years as Senate Majority Floor Leader, the longest in Nevada history; and

WHEREAS, Senator Raggio served diligently and honorably for many years as Chairman of the Senate Committee on Finance, Chairman and Vice Chairman of the Interim Finance Committee and Chairman of the Legislative Committee on Education; and

WHEREAS, As State Senator, Bill Raggio was a true pioneer, sponsoring perhaps the most important education measure in state history, the Nevada Education Reform Act of 1997, establishing the Nevada Economic Forum to provide nonpartisan, technical projections of state revenue, authoring the constitutional amendment that limits Nevada's regular legislative sessions to 120 calendar days, and being honored as "Father of the Airport Authority" in recognition of his legislation creating that entity in Washoe County; and

WHEREAS, Senator Raggio received numerous national awards and honors over the years for his legislative service, including election as National Chairman of the American Legislative

Exchange Council (ALEC) in 1993, the Lifetime Achievement Award of the National Italian American Foundation in 1999, and the establishment by ALEC of the William J. Raggio Excellence in Leadership and Outstanding Service Award; and

WHEREAS, Bill Raggio, a member of the Boy Scouts of America starting in 1938, and the recipient of the National Distinguished Eagle Scout award in 1989, stated that scouting taught him the importance of principles, morals and achievement and of all the recognition he received in his life, his Eagle Scout Badge was the award he cherished most; and

WHEREAS, William J. Raggio was inducted into the Nevada Senate Hall of Fame on April 19, 2011, as a master negotiator, devoted public servant and one of the greatest political figures in Nevada history; and

WHEREAS, Senator Raggio was tireless in his commitment to the people of the State of Nevada and legendary in his ability to command nonpartisan politics from both parties for the good of the people of the State; and

WHEREAS, William J. Raggio will long be remembered as one of Nevada's most devoted sons and outstanding citizens, with an ever-present sense of humor, whose honest efforts and genuine accomplishments will benefit many generations of Nevadans to come; now, therefore, be it

RESOLVED BY THE SENATE OF THE STATE OF NEVADA, THE ASSEMBLY CONCURRING, That the members of the 77th Session of the Nevada Legislature hereby extend their deepest condolences to Senator Raggio's beloved wife Dale, and daughters Leslie and Tracy; and be it further

RESOLVED, That the Secretary of the Senate prepare and transmit copies of this resolution to Bill Raggio's beloved wife and daughters.

Senator Smith moved the adoption of the resolution.

Remarks by Senator Smith.

Thank you, Mr. President. I rise in support of Senate Concurrent Resolution No. 6, in memory of our friend and former colleague, Senator William J. Raggio.

As you heard while the resolution was being read, Senator Raggio served in this Body for 40 years, longer than any other member in the history of Nevada. It is amazing to think that he served for more than one quarter of our State's entire existence.

During his 40 years in the Senate, he saw our State transformed beyond imagination. He saw its population double and then more than double again. He saw its economy and its government change in ways that were inconceivable at the time he took office. For four decades he was a power to be reckoned with, a firm hand on the tiller of the ship of our State. Governors came and went; parties waxed and waned. Through it all, Bill Raggio remained a constant fixture in Nevada politics.

Now let's be clear, Bill Raggio was not a saint. He was the consummate gentleman and the professional politician and elected leader. He was a formidable opponent. I learned a lot by watching him and listening. I also learned a lot the hard way.

He is gone now, but perhaps he still takes an interest in the welfare of his native State that he guided so well. Perhaps he still watches with a paternal interest and quiet amusement, the deliberations of our Body that he led so ably and so long.

The poet, Vachel Lindsay used to imagine that, in times of great national distress, the specter of Abraham Lincoln walked the streets of his hometown, Springfield. He wrote, "It is portentous and a thing of state that here at midnight, in our little town, a mourning figure walks and will not rest, near the old courthouse, pacing up and down." I like to think Bill Raggio still frequents the places he lived. Perhaps at some midnight hour in those frantic final days of this Session, when the lights of this Chamber have been turned off and when the doors have been closed, a shadowy figure walks the corridors of our building. Perhaps he lingers in the darkened room of the Senate Committee on Finance, where he wielded his gavel with such consummate skill and, often very loudly. Perhaps he even pauses a moment here at this desk, where he contemplated legislation for so many years.

May we heed his advice, his wisdom, his confidence and his gentle cunning. I urge your support on this resolution.

Resolution adopted.

Senator Smith moved that all necessary rules be suspended, and that Senate Concurrent Resolution No. 6 be immediately transmitted to the Assembly.

Motion carried unanimously.

Resolution ordered transmitted to the Assembly.

REMARKS FROM THE FLOOR

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

PRESIDENT KROLICKI:

Dale Raggio, it is such a pleasure to have you here on the Senate Floor today. We loved your husband dearly, as you did. And he loved you. Not to be indecorous, but one of the finest moments I have had in this Chamber with Senator Raggio was when he proudly announced that when you were with him here, working in the Senate, he was proud to be sleeping with his secretary.

Gary Ghiggeri, for the first two years I knew you, I thought you were Senator Raggio's Siamese twin because you were always together.

I am going to ask the Sergeant at Arms to help me please. Here is my last \$20. I am going to award this to Senator Raggio and his good causes. If his family will please decide which good cause we can donate it to, I welcome anyone else who wants to pony up \$20 in the memory of Senator Raggio who could always extract generosity from us. I think it would be a nice gesture today.

To Senator Raggio's family, friends and colleagues, thank you so much. This is a most extraordinary day in the Nevada Senate, honoring our dear friend.

SENATOR DENIS:

Thank you, Mr. President. I would like to give my support to Senate Concurrent Resolution No. 6. I sit in the position that Senator Raggio was in, and every day, I think about that. If I can accomplish 1/100th of what Senator Raggio did, this State will be a better place.

We did some research and found that as Senator Raggio served here, there was one particular desk that he occupied most of his time. My colleague from District 13 sits in this desk now. We are pleased to dedicate this desk to Senator Raggio today with a plaque that reads, "The Raggio Memorial Desk Dedicated by the Senate, March 27, 2013, Senator for 38 Years, Majority Leader for 10 Regular Sessions." Senator Raggio's family is here, and I want them to know we think of him often. This will help us remember him even more.

SENATOR BROWER:

Thank you, Mr. President. For those of you who were here last Session, I could barely get the words out on the day we memorialized Senator Raggio. I will let that record speak for itself.

It is the honor of my professional life, not to replace—I would never describe it as replacing Senator Raggio—but to succeed Senator Raggio in my Senate seat. It is a privilege to be here today for this.

SENATOR GOICOECHEA:

Thank you, Mr. President. It is truly humbling for me to be here in the presence of so many Senators, both past and present, including the great Senator Bill Raggio. I feel his presence here in the Chamber today.

I have with me on the Floor today, a lady who needs no introduction, former Senator Sue Lowden and her husband Paul. They are here from Las Vegas and Laughlin to pay their respects to their dear friend, Bill Raggio. Senator Raggio was a mentor and a colleague of former Senator Lowden's while she served in this Chamber in the 1990s. When Sue won her Senate race in Clark County, Bill Raggio became the Majority Leader of the Nevada Senate.

Paul Lowden and Bill Raggio were close friends. Senator Raggio served as Mr. Lowden's attorney for over 40 years. Senator Raggio served on the Board of Directors of every company

Mr. Lowden founded. They traveled together, celebrated holidays together and Senator Raggio was Paul Lowden Jr.'s sponsor for confirmation in the Catholic Church. Please make them feel welcome here today.

SENATOR PARKS:

Thank you, Mr. President. It is my distinct honor to have a former member of the Legislative Counsel Bureau staff here who was a right hand man to Senator Raggio, making him the great Chair of the Senate Committee on Finance that he was. Please welcome Mr. Mark Stevens today. I am sure many of you remember him.

SENATOR CEGAUSKE:

Thank you, Mr. President. Carol Del Carlo is here today. She is a native Nevadan. For those of us in the Republican Party, she is a stalwart. She is past President of the Incline Village Crystal Bay Republican Women's Club. We thank her for the numerous things she has done for us, I can't even list them all. Her two brothers are Senator Raggio's godsons and their families were very close. It is an honor to have Carol sharing this day with us on the Senate Floor.

Our good friend, Joe Brown, is also here with me today. Joe Brown was a 40-year friend of Senator Raggio and was also a business partner with him at Jones-Vargas for 16 years. He was just reappointed to the Nevada Gaming Commission. He also served in the U.S. Marine Corps. If you have read the paper today, he was listed in *the Las Vegas Review Journal* article as one of the "Vegas Dozen," honored to be named along with Donny Osmond. It is a very interesting article.

I would also like to thank all of my former colleagues for being here today. It is so wonderful to see you. I am the "Last of the Mohicans" from Senator Raggio's era here in the Senate. I am reminded that Senator Raggio always had blondes around him. Mrs. Raggio, we all loved serving with your husband. He was a character and I have lots of stories for a second book on Senator Raggio. Senator Raggio had three blondes at once in his Caucus and I think it was more than he could handle. We heard a lot of blonde jokes in his Caucus meetings. Great memories.

SENATOR SMITH:

Thank you, Mr. President. Gary Ghiggeri is on the Senate Floor today, and I would like to recognize him. When I first started serving in the building, and especially as I have been involved in the Senate Committee on Finance, I can't think of Senator Raggio without thinking of Gary. Gary was Senator Raggio's right-hand man for so long. I learned a great deal from watching him work, and I know Senator Raggio valued his work immensely.

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

Senate in recess at 11:48 a.m.

SENATE IN SESSION

At 11:57 a.m.

President Krolicki presiding.

Quorum present.

MOTIONS, RESOLUTIONS AND NOTICES

Assembly Joint Resolution No. 6.

Senator Smith moved that the resolution be referred to the Committee on Legislative Operations and Elections.

Motion carried.

INTRODUCTION, FIRST READING AND REFERENCE

Assembly Bill No. 94.

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

Motion carried.

Assembly Bill No. 181.

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

Motion carried.

REMARKS FROM THE FLOOR

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

Thank you, Mr. President. Today is the third biennial Equality Day at the Nevada Legislature. It is a coordinated effort by organizations, groups and individuals from across the State using the name "Stand Out for Equality." Its mission is to earn equality and justice for lesbian, gay, bisexual and transgender Nevadans and their families.

Equality Day is an opportunity for lesbian, gay, bisexual and transgender constituents to let their voices be heard here in Carson City. Realizing that nothing shapes Legislator's attitudes more than face-to-face contact with their constituents, Equality Day participants have the opportunity to meet with their elected officials to talk about issues most important to all of their lives. This biennial event is also a unique opportunity to demonstrate the strength and support of the lesbian, gay, bisexual and transgender community here in Carson City.

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 Pam Avdoian, Suzanne Miele and Marla Turner.

On request of Senator Brower, the privilege of the Floor of the Senate Chamber for this day was extended to Leslie Raggio Righetti and Michael Righetti, Tracy Raggio Chew, Anthony Woodring, Sommer Fernandes and Mike Sloane. Also to the students and chaperones from The King's Academy: Nevaeh Allen, Erich Brilliant, Ricky Castro, Savannah Claerbout, Sophie Dawson, Bob DeYoung, James Downs, Andy Durano, Kacie Estrada, Lauryn Gammel, Jamison Gray, Jaeden Hadley, Justyne Johnson, Raquel Johnson, Olivia Lujan, Cliff Lynam, Alanah McCarty, Courtney Moya, Carlton Mwalili, Adam Nelson, Emily Nelson, Jillian Panganiban, Elizabeth Parr, Madeline Phelps, Margaret Pope, Mattea Pope, Tonyo Rivas, Zachary Schneider, Hunter Smith, Paul Stribling, Demi Thormodsgaard, Myra Smith, Mary White, Eoin Williams, Emily Yamada and Savanna Zaniel; and chaperones Won Mi Brilliant, Anita Dennis, Louise Feiler, Lisa Johnson, Bettie Mae Liedkie, Irene Miller, Christina Nelson, Audrey Phelps, Kristen Rivas, Kristin Ward and Kelli Zaniel.

On request of Senator Cegavske, the privilege of the Floor of the Senate Chamber for this day was extended to Carol Del Carlo, Joe Brown and Ron Quinn.

On request of Senator Denis, the privilege of the Floor of the Senate Chamber for this day was extended to former Senator Bernice Mathews, former Senator Coe Swobe, Karen Swobe, and Christian Alonso.

On request of Senator Ford, the privilege of the Floor of the Senate Chamber for this day was extended to Laura Martin.

On request of Senator Goicoechea, the privilege of the Floor of the Senate Chamber for this day was extended to former Senator Sue Lowden and Paul Lowden.

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

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

On request of Senator Hardy, the privilege of the Floor of the Senate Chamber for this day was extended to Vincent Frey.

On request of Senator Hutchison, the privilege of the Floor of the Senate Chamber for this day was extended to Astrid Silva.

On request of Senator Jones, the privilege of the Floor of the Senate Chamber for this day was extended to Latoya Holman.

On request of Senator Kieckhefer, the privilege of the Floor of the Senate Chamber for this day was extended to former Senator Erik Beyer, former Senator Thomas R.C. “Spike” Wilson II, Patty Elzy and Jeromy Manke; also to the members of the Carson High School Gay/Straight Alliance: Miranda Barraza-Lee, Nicole Bertholf, Sean Cavanaugh, Ashley Donovan, Frankie Esquer, Alissa Hayes, Tyler Gerber-Winn, Monique Mason-Sawyer, Kenzie Tillitt, Danielle Greene; and advisor Angila Golik.

On request of Senator Kihuen, the privilege of the Floor of the Senate Chamber for this day was extended to Blanca Gamez.

On request of Senator Manendo, the privilege of the Floor of the Senate Chamber for this day was extended to Chris Preciado, Loretta Harper and Lisa Muntean.

On request of Senator Parks, the privilege of the Floor of the Senate Chamber for this day was extended to George Matthews, Chris Miller and Mark Stevens.

On request of Senator Roberson, the privilege of the Floor of the Senate Chamber for this day was extended to Steve Amend and Sara Lemma.

On request of Senator Segerblom, the privilege of the Floor of the Senate Chamber for this day was extended to Mel Goodwin and Juanita Oard.

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

On request of Senator Smith, the privilege of the Floor of the Senate Chamber for this day was extended to Dale Raggio, former Senator Randolph Townsend, former Governor Bob Miller, Sandy Miller and Gary Ghiggeri.

On request of Senator Spearman, the privilege of the Floor of the Senate Chamber for this day was extended to Mellanie Tanada, Tod Story and Deb Walker.

Senator Denis moved that the Senate adjourn until Thursday, March 28, 2013, at 11:00 a.m.

Motion carried.

Senate adjourned at 12:28 p.m.

Approved:

BRIAN K. KROLICKI
President of the Senate

Attest: DAVID A. BYERMAN
Secretary of the Senate