

THE FIFTH DAY

CARSON CITY (Friday), February 6, 2015

Assembly called to order at 11:42 a.m.

Mr. Speaker presiding.

Roll called.

All present except Assemblyman Hansen, who was excused.

The Assembly observed a moment of silence and prayer for Assemblyman Hansen, Assemblywoman Kirkpatrick, Senator Segerblom, Senator Smith, and their families.

Prayer by the Chaplain, Dr. Ken Haskins.

Father of lights, You are light and in You there is no darkness. Your light is revelation and truth, knowledge and wisdom. It is life. As we, Your children, endeavor to walk in the light and to let our lights shine, light our way. Bless our efforts and may the future of the State of Nevada shine brightly. I pray in the Name of the One Who is the Light of the World—Jesus.

AMEN.

Pledge of allegiance to the Flag.

Assemblyman Paul Anderson moved that further reading of the Journal be dispensed with and the Speaker and Chief Clerk be authorized to make the necessary corrections and additions.

Motion carried.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Government Affairs, to which was referred Assembly Bill No. 33, has had the same under consideration, and begs leave to report the same back with the recommendation: Do pass.

JOHN C. ELLISON, *Chair*

MOTIONS, RESOLUTIONS AND NOTICES

Assemblyman Paul Anderson moved that persons as set forth on the Nevada Legislature's Press Accreditation List of February 6, 2015, be accepted as accredited press representatives, assigned space at the press table in the Assembly Chamber, and allowed use of appropriate broadcasting facilities, and that the list be included in this day's Journal:

ASSOCIATED PRESS: Lance Iversen; COVEREDGE TELEVISION NEWS SERVICES: Jim Parker; KOLO 8 NEWS NOW: Ed Pearce; KUNR 88.7 FM, RENO PUBLIC RADIO: Will Stone; NEVADA MEDIA ALLIANCE: Carolina Lopez, Alex Stewart, Vanessa Vancour; NEVADA PRESS ASSOCIATION: Kevin Clifford; SPARKS TRIBUNE: Andrew Barbano.

Motion carried.

INTRODUCTION, FIRST READING AND REFERENCE

By Assemblymen Wheeler, Ellison, Jones, Oscarson, Dickman, Dooling, Moore and O'Neill:

Assembly Bill No. 120—AN ACT relating to education; clarifying the rights of pupils at public schools regarding the free exercise of religion; providing a grievance process for pupils claiming that their rights of free exercise of religion have been violated; and providing other matters properly relating thereto.

Assemblyman Wheeler moved that the bill be referred to the Committee on Education.

Motion carried.

By Assemblymen Wheeler, Ellison, Jones, Dickman, Moore, O'Neill and Oscarson:

Assembly Bill No. 121—AN ACT relating to education; prohibiting a school from disciplining a pupil for simulating a firearm or dangerous weapon or wearing clothing or accessories that depict a firearm or dangerous weapon or express certain opinions except in certain circumstances; and providing other matters properly relating thereto.

Assemblyman Wheeler moved that the bill be referred to the Committee on Education.

Motion carried.

By Assemblymen Swank, Elliot Anderson, Araujo, Carrillo, Diaz, Dickman, Dooling, Joiner, Ohrenschall, Spiegel, Sprinkle, Thompson, Titus and Wheeler:

Assembly Bill No. 122—AN ACT relating to days of observance; establishing “Nevada Modernist Architecture Day” as a day of observance; and providing other matters properly relating thereto.

Assemblywoman Swank moved that the bill be referred to the Committee on Government Affairs.

Motion carried.

By Assemblymen Titus, Dickman, Dooling, Edwards, Ellison, Munford, Nelson, Silberkraus, Stewart, Swank, Trowbridge and Wheeler:

Assembly Bill No. 123—AN ACT relating to state emblems; designating the square dance as the official dance of the State of Nevada; and providing other matters properly relating thereto.

Assemblywoman Titus moved that the bill be referred to the Committee on Government Affairs.

Motion carried.

By Assemblymen Diaz, Carrillo, Elliot Anderson, Kirkpatrick, Ohrenschall, Araujo, Bustamante Adams, Carlton, Dickman, Flores, Joiner, Neal, Sprinkle, Swank and Thompson; Senator Denis:

Assembly Bill No. 124—AN ACT relating to juveniles; revising the minimum age at which a child may be adjudicated and punished as a delinquent child; and providing other matters properly relating thereto.

Assemblywoman Diaz moved that the bill be referred to the Committee on Judiciary.

Motion carried.

By the Committee on Judiciary:

Assembly Bill No. 125—AN ACT relating to constructional defects; enacting provisions governing the indemnification of a controlling party by a subcontractor for certain constructional defects; enacting provisions governing wrap-up insurance policies or consolidated insurance programs covering certain claims for constructional defects; authorizing the parties to a claim for a constructional defect to agree to have a judgment entered before the filing of a civil action under certain circumstances; revising the definition of “constructional defect”; revising provisions governing the information required to be provided in a notice of constructional defect; removing provisions authorizing claimants to give notice of common constructional defects in residences or appurtenances; requiring a claimant to pursue a claim under a homeowner’s warranty under certain circumstances; revising provisions governing the damages recovered by a claimant; revising the statutes of repose regarding actions for damages resulting from certain deficiencies in construction; revising provisions governing the tolling of statutes of limitation and repose regarding actions for constructional defects; prohibiting a homeowners’ association from pursuing an action for a constructional defect unless the action pertains exclusively to the common elements of the association; and providing other matters properly relating thereto.

Assemblyman Nelson moved that the bill be referred to the Committee on Judiciary.

Motion carried.

By Assemblywoman Carlton:

Assembly Bill No. 126—AN ACT relating to massage therapy; exempting a nail technologist from the requirement to be licensed as a massage therapist when performing certain activities; revising certain testing requirements for applicants for a license to practice massage therapy; limiting the period during which an inactive or expired license may be restored or renewed; deleting certain grounds for refusal to issue a license or initiate disciplinary action against licensees; and providing other matters properly relating thereto.

Assemblywoman Carlton moved that the bill be referred to the Committee on Commerce and Labor.

Motion carried.

By Assemblymen Hambrick and O’Neill; Senators Gustavson and Settlemeyer:

Assembly Bill No. 127—AN ACT relating to firearms; limiting the authority of certain political subdivisions of the State to enact or maintain laws, ordinances, rules or regulations relating to firearms and reserving such

authority to the Legislature; authorizing a person adversely affected by the enforcement of such a law, ordinance, rule or regulation to seek declarative and injunctive relief and damages; deleting certain provisions authorizing certain larger counties to enact ordinances relating to the registration of firearms capable of being concealed; revising the applicability of certain provisions pertaining to the regulation of firearms by certain political subdivisions; and providing other matters properly relating thereto.

Assemblyman Paul Anderson moved that the bill be referred to the Committee on Government Affairs.

Motion carried.

By the Committee on Judiciary:

Assembly Bill No. 128—AN ACT relating to powers of attorney; creating a power of attorney for health care decisions for adults with intellectual disabilities; and providing other matters properly relating thereto.

Assemblyman Nelson moved that the bill be referred to the Committee on Judiciary.

Motion carried.

By the Committee on Judiciary:

Assembly Bill No. 129—AN ACT relating to judgments; increasing the percentage of a judgment debtor's disposable earnings which is exempt from execution under certain circumstances; authorizing a judgment debtor who is a resident of this State to bring a civil action in certain circumstances against a judgment creditor who obtains a writ of garnishment without domesticating a foreign judgment; extending the period for which a writ of garnishment served on an employer of a judgment debtor continues; and providing other matters properly relating thereto.

Assemblyman Nelson 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 Speaker and Chief Clerk signed Senate Bill No. 1.

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Assemblyman Anderson, the privilege of the floor of the Assembly Chamber for this day was extended to Venicia Considine, Kate Marshall, and Nancy Brown.

On request of Assemblyman Armstrong, the privilege of the floor of the Assembly Chamber for this day was extended to Lucy Powell.

On request of Assemblywoman Benitez-Thompson, the privilege of the floor of the Assembly Chamber for this day was extended to Jana Shuler.

On request of Assemblywoman Bustamante Adams, the privilege of the floor of the Assembly Chamber for this day was extended to Chelcee Thomas and Jane Holman.

On request of Assemblywoman Dickman, the privilege of the floor of the Assembly Chamber for this day was extended to Cyndy Ortiz-Gustafson.

On request of Assemblywoman Dooling, the privilege of the floor of the Assembly Chamber for this day was extended to Kiran Hoofi.

On request of Assemblyman Ellison, the privilege of the floor of the Assembly Chamber for this day was extended to Laura Vargas.

On request of Assemblyman Hansen, the privilege of the floor of the Assembly Chamber for this day was extended to Phil Hannah.

On request of Assemblyman Hickey, the privilege of the floor of the Assembly Chamber for this day was extended to Jeannette Smith.

On request of Assemblywoman Kirkpatrick, the privilege of the floor of the Assembly Chamber for this day was extended to Amy Nelson.

On request of Assemblyman Kirner, the privilege of the floor of the Assembly Chamber for this day was extended to Karen Rudd and Nancy Brown.

On request of Assemblyman O'Neill, the privilege of the floor of the Assembly Chamber for this day was extended to Lynda Hascheff.

On request of Assemblyman Ohrenschall, the privilege of the floor of the Assembly Chamber for this day was extended to Dr. J. Kyle Dalpe.

On request of Assemblywoman Seaman, the privilege of the floor of the Assembly Chamber for this day was extended to Kashim Hakim.

On request of Assemblyman Thompson, the privilege of the floor of the Assembly Chamber for this day was extended to Dr. Chris Stream.

Assemblyman Paul Anderson moved that the Assembly adjourn until Monday, February 9, 2015, at 11:30 a.m.

Motion carried.

Assembly adjourned at 12 noon.

Approved:

JOHN HAMBRICK
Speaker of the Assembly

Attest: SUSAN FURLONG

Chief Clerk of the Assembly