

**THE THIRTY-NINTH DAY**

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CARSON CITY (Thursday), March 12, 2015

Assembly called to order at 12:13 p.m.

Mr. Speaker presiding.

Roll called.

All present.

Prayer by the Chaplain, Reverend Richard Snyder.

Creator God, we give You thanks for this new day and for all Your creation. Help us to keep our lives in balance. In smelling the roses, let us feel Your presence around us. And in smelling the coffee, let us seek your guidance in the work you have given us to do.

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 Commerce and Labor, to which was referred Senate Bill No. 85, has had the same under consideration, and begs leave to report the same back with the recommendation: Do pass.

RANDY KIRNER, *Chair*

*Mr. Speaker:*

Your Committee on Education, to which were referred Assembly Bill No. 150; Senate Bill No. 101, has had the same under consideration, and begs leave to report the same back with the recommendation: Do pass.

MELISSA WOODBURY, *Chair*

MOTIONS, RESOLUTIONS AND NOTICES

By Assemblymen Gardner, Fiore, Moore, Nelson and Shelton:

Assembly Joint Resolution No. 7—Submitting an application to Congress to call a convention of the states limited to proposing amendments to the Constitution of the United States to impose fiscal restraints on the Federal Government, limit certain federal powers and limit the terms of officers of the Federal Government and members of Congress.

Assemblyman Gardner moved that the resolution be referred to the Committee on Legislative Operations and Elections.

Motion carried.

Assemblyman Paul Anderson moved that Assembly Bills Nos. 41 and 58 be taken from the General File and placed on the General File for the next legislative day.

Motion carried.

#### INTRODUCTION, FIRST READING AND REFERENCE

By Assemblymen Dickman, Fiore, Jones, Hansen, Moore, Dooling, Ellison, Gardner, Hambrick, Hickey, Nelson, O'Neill, Oscarson, Seaman, Shelton, Titus, Trowbridge and Wheeler:

Assembly Bill No. 266—AN ACT relating to elections; requiring, with limited exceptions, proof of identity for voting in person; requiring the Department of Motor Vehicles, under certain circumstances, to issue voter identification cards at no cost; and providing other matters properly relating thereto.

Assemblywoman Dickman moved that the bill be referred to the Committee on Legislative Operations and Elections.

Motion carried.

By Assemblymen Hambrick, Hickey, Paul Anderson, Ohrenschall, O'Neill, Seaman and Titus; Senators Hammond, Parks, Ford, Manendo and Settlemeyer:

Assembly Bill No. 267—AN ACT relating to criminal procedure; setting forth certain mitigating factors a court must consider when determining an appropriate sentence for a person convicted as an adult for an offense committed when the person was less than 18 years of age; eliminating the imposition of a sentence of life without the possibility of parole upon a person convicted of a crime committed when the person was less than 18 years of age; providing that a prisoner who was sentenced as an adult for an offense that was committed when he or she was less than 18 years of age is eligible for parole after the prisoner has served 15 years of his or her sentence; setting forth certain factors the State Board of Parole Commissioners must consider when determining whether to grant parole to a person convicted as an adult for an offense committed when the person was less than 18 years of age; and providing other matters properly relating thereto.

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

Motion carried.

By the Committee on Health and Human Services:

Assembly Bill No. 268—AN ACT relating to foster care; authorizing a licensing authority to conduct a background check on a person who routinely supervises a child in a foster home; requiring an applicant or person licensed to conduct a foster home to prevent such a person from being present in the foster home if the background check reports certain prior criminal convictions of the person; allowing a person who routinely supervises a child in a foster home for whom an investigation is conducted an opportunity to correct such

information; requiring each applicant for a license to conduct a foster home and each person licensed to conduct a foster home to maintain records of certain information concerning certain persons who routinely supervise a child in a foster home; and providing other matters properly relating thereto.

Assemblyman Oscarson moved that the bill be referred to the Committee on Health and Human Services.

Motion carried.

By Assemblymen Jones, Moore, Seaman, Gardner, Fiore, Dickman, Dooling, Ellison, Shelton, Trowbridge and Wheeler; Senator Gustavson:

Assembly Bill No. 269—AN ACT relating to professional licensing; providing that a natural person has a right to engage in a lawful occupation free from a substantial burden imposed by an occupational regulation; providing that a natural person may assert the right to engage in a lawful occupation as a defense in any judicial or administrative proceeding brought against the person; authorizing a natural person to bring an action against a governmental entity or regulatory body seeking to enforce an occupational regulation; and providing other matters properly relating thereto.

Assemblyman Jones moved that the bill be referred to the Committee on Commerce and Labor.

Motion carried.

By the Committee on Commerce and Labor:

Assembly Bill No. 270—AN ACT relating to manufactured homes; revising the manner in which the fair market value of certain manufactured homes is determined; revising the definition of “dealer” for certain purposes to exclude a manufactured home park or an owner or agent of a manufactured home park; and providing other matters properly relating thereto.

Assemblyman Kirner moved that the bill be referred to the Committee on Commerce and Labor.

Motion carried.

By the Committee on Commerce and Labor:

Assembly Bill No. 271—AN ACT relating to equine dentistry; providing for the licensure of equine dental providers by the Nevada State Board of Veterinary Medical Examiners; creating the Equine Dental Provider Advisory Committee; and providing other matters properly relating thereto.

Assemblyman Kirner moved that the bill be referred to the Committee on Commerce and Labor.

Motion carried.

By Assemblyman Hickey:

Assembly Bill No. 272—AN ACT relating to residential facilities for groups; exempting certain businesses that provide referrals to residential facilities for groups from certain licensing requirements; and providing other matters properly relating thereto.

Assemblyman Hickey moved that the bill be referred to the Committee on Health and Human Services.

Motion carried.

By Assemblyman Hickey:

Assembly Bill No. 273—AN ACT relating to the Legislature; requiring a cooling-off period before a former State Legislator may act as a paid lobbyist before the Legislature; providing an exception; providing a penalty; and providing other matters properly relating thereto.

Assemblyman Hickey moved that the bill be referred to the Committee on Legislative Operations and Elections.

Motion carried.

By Assemblywoman Woodbury and Senator Hardy:

Assembly Bill No. 274—AN ACT relating to cities; requiring a board of county commissioners and a county clerk to provide certain information to a committee of qualified electors that petitions a county to organize an incorporated city; and providing other matters properly relating thereto.

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

Motion carried.

By Assemblyman Nelson:

Assembly Bill No. 275—AN ACT relating to trust companies; authorizing a fiduciary or excluded fiduciary to delegate a duty of the fiduciary or excluded fiduciary to an agent; limiting the liability of an excluded fiduciary; revising the definition of “fiduciary” to exclude certain servicers or administrators of individual retirement accounts; and providing other matters properly relating thereto.

Assemblyman Nelson moved that the bill be referred to the Committee on Commerce and Labor.

Motion carried.

By Assemblymen Hambrick, Paul Anderson, Flores, Carrillo, Silberkraus, Araujo, Seaman, Spiegel, Stewart and Thompson; Senator Harris:

Assembly Bill No. 276—AN ACT relating to human trafficking; requiring certain law enforcement officers to take certain actions upon an initial encounter with a possible victim of human trafficking; requiring the Department of Health and Human Services to develop a statewide plan for delivery of services to victims of human trafficking; requiring the Department of Education and the State Board of Education to develop and distribute certain informational materials relating to the human trafficking of children; requiring certain businesses or other establishments to post an informational sign relating to the National Human Trafficking Resource Center hotline; and providing other matters properly relating thereto.

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

Motion carried.

By Assemblymen Nelson and Ellison; Senator Hardy:

Assembly Bill No. 277—AN ACT relating to religious freedom; enacting the Nevada Protection of Religious Freedom Act; prohibiting state action from substantially burdening a person's exercise of religion under certain circumstances; requiring strict scrutiny to be applied in all cases where state action substantially burdens a person's exercise of religion; providing a claim or defense in judicial and administrative proceedings to protect a person's exercise of religion; providing certain exceptions; and providing other matters properly relating thereto.

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

Motion carried.

Mr. Speaker announced if there were no objections, the Assembly would recess subject to the call of the Chair.

Assembly in recess at 12:29 p.m.

#### ASSEMBLY IN SESSION

At 12:30 p.m.

Mr. Speaker presiding.

Quorum present.

#### GENERAL FILE AND THIRD READING

Senate Bill No. 115.

Bill read third time.

Remarks by Assemblymen Stewart, Kirkpatrick, and Elliot Anderson:

ASSEMBLYMAN STEWART:

Senate Bill 115 allows the outlying areas in Clark County to elect their own advisory town boards. If no one runs for the office, then the County Commission can still make the appointment. I recommend this bill be passed.

ASSEMBLYWOMAN KIRKPATRICK:

I rise in support of Senate Bill 115. However, I thought a better amendment would have been to make it take the advisory piece out; just make it a regular board so that they actually have to file like everybody else. But I supported this in the past, and I will support it again today.

ASSEMBLYMAN ELLIOT ANDERSON:

I just want to ask my colleague from the double-deuce a quick question to clarify the record on S.B. 115. He said that it applied to Clark County. Did he mean to say this it was just the rural town advisory boards, so we can keep the record clear?

ASSEMBLYMAN STEWART:

In Clark County, those unincorporated towns 25 miles or more from Las Vegas. It applies only to the counties of 700,000 or more, which would be Clark County.

Roll call on Senate Bill No. 115:

YEAS—35.

NAYS—Bustamante Adams, Carlton, Carrillo, Ohrenschall, Spiegel, Sprinkle, Swank—7.

Senate Bill No. 115 having received a constitutional majority, Mr. Speaker declared it passed.

Bill ordered transmitted to the Senate.

#### UNFINISHED BUSINESS

##### SIGNING OF BILLS AND RESOLUTIONS

There being no objections, the Speaker and Chief Clerk signed Assembly Bill No. 35; Assembly Joint Resolution No. 3.

#### REMARKS FROM THE FLOOR

Assemblyman O'Neill requested that the following remarks be entered in the Journal.

ASSEMBLYMAN O'NEILL:

I would like to have it read into the record that Carson High School senior government affairs classes will be visiting us during the day. They were here earlier and had to leave. They are on a tighter schedule.

I also have today the honor of introducing Jim Shirk, who represents District 4 in the Carson City Board of Supervisors. He is also a member of the Carson City Leadership Institute which is one of the premier programs operated in Carson City by the Chamber of Commerce. The first class graduated in 1989; the program has been successful ever since. When looking through a roster of graduates, you will see familiar faces and names, many of whom have gone on to public office or have taken jobs as leaders in the community. The program is designed to provide a detailed understanding of the inner workings of the various public and private elements that make Carson City a unique place to live, work, and have your family.

They were here a little while ago and unfortunately had to leave. I would ask that we all give them and Supervisor Shirk a warm Assembly welcome.

#### GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Assemblyman Araujo, the privilege of the floor of the Assembly Chamber for this day was extended to Maureen Allred, James Kirkpatrick, and Naheel Salamon.

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

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

On request of Assemblywoman Bustamante Adams, the privilege of the floor of the Assembly Chamber for this day was extended to Perris France and Garrett Smith.

On request of Assemblywoman Diaz, the privilege of the floor of the Assembly Chamber for this day was extended to Perla Gonzales-Alfaro and Hope Roach.

On request of Assemblywoman Dickman, the privilege of the floor of the Assembly Chamber for this day was extended to Richelle Snodgrass and Felicia Thomas.

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

On request of Assemblywoman Fiore, the privilege of the floor of the Assembly Chamber for this day was extended to Tajae Jones.

On request of Assemblyman Gardner, the privilege of the floor of the Assembly Chamber for this day was extended to Sara Dittman.

On request of Assemblyman Hickey, the privilege of the floor of the Assembly Chamber for this day was extended to Miranda Townsend and Rene Cantu.

On request of Assemblywoman Joiner, the privilege of the floor of the Assembly Chamber for this day was extended to Hannah Fletcher.

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

On request of Assemblyman O'Neill, the privilege of the floor of the Assembly Chamber for this day was extended to Leslie Aument, Ale Avila, Tonya Champa, Sharon Daniels, Coral Lopez, Candyce Nakamoto, Mike Reynolds, Scott Royal, Dece Rucklos, Stephanie Spielmann, Matt Teixeira, Adam Trumble, Shari White, Daria Wirth, Ronai Davis, and Jim Shirk.

On request of Assemblyman Ohrenschall, the privilege of the floor of the Assembly Chamber for this day was extended to George Dunckhurst and Tom Bird.

On request of Assemblyman Stewart, the privilege of the floor of the Assembly Chamber for this day was extended to Miles Rodela.

On request of Assemblywoman Swank, the privilege of the floor of the Assembly Chamber for this day was extended to Scott Anderson, Edwin Mayeux, and Tammie Gaymon.

On request of Assemblyman Thompson, the privilege of the floor of the Assembly Chamber for this day was extended to Toni Duncan, Tristan Torres, Henry Newby, and Shelia Parks.

Assemblyman Paul Anderson moved that the Assembly adjourn until Friday, March 13, 2015, at 11:30 a.m., and that it do so in memory of former Assemblyman Harry Mortenson.

Motion carried.

Assembly adjourned at 12:47 p.m.

Approved:

JOHN HAMBRICK  
*Speaker of the Assembly*

Attest: SUSAN FURLONG  
*Chief Clerk of the Assembly*