

THE FORTY-SEVENTH DAY

CARSON CITY (Friday), March 20, 2015

Assembly called to order at 12:02 p.m.

Mr. Speaker presiding.

Roll called.

All present except Assemblymen Paul Anderson and Kirner, who were excused.

Prayer by the Chaplain, Pastor Peggy Locke.

Great is Your faithfulness O God! Your mercies are new every morning!

We give You thanks for today. We ask for Your continued wisdom and strength as we labor in love for the people of this great state of Nevada. May You show Yourself strong and courageous as we turn our hearts to You!

We pray for those sitting near us today. Be with them and bless their families; give health, protection, and peace.

We continue to pray for those serving our great country, our leaders, the authorities over us, and those serving in harm's way.

God bless Nevada—thank You that we have the privilege to live in the most beautiful state in our nation, with our deserts, majestic mountain ranges, beautiful valleys, spectacular lakes, and fabulous places to explore! May we take the time to enjoy the gift of life You have given us.

Let's pray together:

Our Father who art in heaven,

Hallowed be thy name.

Thy kingdom come.

Thy will be done on Earth, as it is in heaven.

Give us this day our daily bread,

And forgive us our trespasses,

As we forgive those who trespass against us,

And lead us not into temptation,

But deliver us from evil.

For thine is the kingdom, the power and the glory forever.

AMEN.

Pledge of allegiance to the Flag.

Assemblyman Hansen 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 Transportation, to which was referred Assembly Bill No. 188, has had the same under consideration, and begs leave to report the same back with the recommendation: Do pass.

JIM WHEELER, *Chair*

MESSAGES FROM THE SENATE

SENATE CHAMBER, Carson City, March 19, 2015

To the Honorable the Assembly:

I have the honor to inform your honorable body that the Senate on this day passed Assembly Bill No. 76; Senate Bill No. 212.

SHERRY RODRIGUEZ
Assistant Secretary of the Senate

INTRODUCTION, FIRST READING AND REFERENCE

By the Committee on Natural Resources, Agriculture, and Mining:

Assembly Bill No. 415—AN ACT relating to water; revising provisions relating to the use of water on certain lands in a federal reclamation project; and providing other matters properly relating thereto.

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

Motion carried.

By the Committee on Legislative Operations and Elections:

Assembly Bill No. 416—AN ACT relating to elections; revising provisions governing the dates for certain city elections; and providing other matters properly relating thereto.

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

Motion carried.

By the Committee on Government Affairs:

Assembly Bill No. 417—AN ACT relating to counties; extending the deadline for approval of the revisions of the boundary line between Storey County and Washoe County by the Board of County Commissioners of Storey County and the Board of County Commissioners of Washoe County; and providing other matters properly relating thereto.

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

Motion carried.

By the Committee on Judiciary:

Assembly Bill No. 418—AN ACT relating to constructional defects; requiring a claimant to record in the office of the county recorder certain information concerning an alleged constructional defect in a residence or appurtenance; and providing other matters properly relating thereto.

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

Motion carried.

By the Committee on Judiciary:

Assembly Bill No. 419—AN ACT relating to unclaimed property; clarifying the applicability of the Uniform Unclaimed Property Act; and providing other matters properly relating thereto.

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

Motion carried.

By the Committee on Judiciary:

Assembly Bill No. 420—AN ACT relating to fraudulent conveyances; enacting the Uniform Voidable Transactions Act; repealing the Uniform Fraudulent Transfer Act; and providing other matters properly relating thereto.

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

Motion carried.

By the Committee on Education:

Assembly Bill No. 421—AN ACT relating to education; creating the Spending and Government Efficiency Commission for public education and the Nevada System of Higher Education; prescribing the membership and duties of the Commission; and providing other matters properly relating thereto.

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

Motion carried.

By the Committee on Transportation:

Assembly Bill No. 422—AN ACT relating to motorcycles; prohibiting a local authority from enacting an ordinance which conflicts with certain state laws governing the operation and equipment of a motorcycle or moped; revising provisions governing handlebars on a motorcycle or moped; and providing other matters properly relating thereto.

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

Motion carried.

By the Committee on Transportation:

Assembly Bill No. 423—AN ACT relating to legislative affairs; creating the Legislative Committee on Transportation Infrastructure and Funding; setting forth the composition and administration of the Committee; prescribing the powers and duties of the Committee; and providing other matters properly relating thereto.

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

Motion carried.

Senate Bill No. 212.

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

Motion carried.

SECOND READING AND AMENDMENT

Assembly Bill No. 167.

Bill read second time and ordered to third reading.

Assembly Bill No. 198.

Bill read second time and ordered to third reading.

GENERAL FILE AND THIRD READING

Senate Bill No. 22.

Bill read third time.

Remarks by Assemblywoman Benitez-Thompson.

ASSEMBLYWOMAN BENITEZ-THOMPSON:

Senate Bill 22 changes the administrative responsibility for issuing a liquor license if the applicant maintains his or her primary place of business within the boundaries of an incorporated city. Pursuant to this bill, applications for a liquor license will be made to the governing body of a city, rather than to the board of county commissioners, if the business is located within the boundaries of an incorporated city. For applicants whose primary place of business is not located within the boundaries of an incorporated city, the applications will continue to be made to the board of county commissioners, as required under current law.

Roll call on Senate Bill No. 22:

YEAS—40.

NAYS—None.

EXCUSED—Paul Anderson, Kirner—2.

Senate Bill No. 22 having received a constitutional majority, Mr. Speaker declared it passed.

Bill ordered transmitted to the Senate.

REMARKS FROM THE FLOOR

Assemblywoman Fiore requested that the following proclamation be entered in the Journal.

PROCLAMATION

WHEREAS, The mountains and open country in Nevada stand as a tribute to a native son, the late Aaron Grant Gerber, who dedicated his life to preserving their beauty and protecting public land access for all Nevadans; and

WHEREAS, After traveling from their home in Metropolis, Nevada, to Elko, Claude Edward and Laura Boyd Gerber welcomed Aaron Grant Gerber into the world on June 11, 1942; and

WHEREAS, Grant, as he was known to his family and friends, lived his youth in the shadow of the Ruby Mountains, where he participated in rodeo events and worked as a hunting guide in the mountains and surrounding land that he learned to admire; and

WHEREAS, He was an educated man, who took courses at Weber State University in Utah, Arizona State University, and Brigham Young University while pursuing a bachelor of arts degree, from which he took a break to serve his church as a missionary and to serve his country in the United States Army as a Captain of the Special Forces in Vietnam, for which he was awarded the bronze star for meritorious service in a combat zone; and

WHEREAS, Grant met his wife Lenore while attending Brigham Young University and after graduation, moved his family to Oklahoma to attend Tulsa University College of Law, where he earned his juris doctor degree and in 1980 opened his law practice in his hometown of Elko; and

WHEREAS, Preserving access to the land that he so admired in Nevada was his focus, and he served on boards of organizations and nonprofits that included the American Lands Council, Blue

Ribbon Coalition, Private Lands Conservancy, Wilderness Impact Research Foundation, Off-Road Motorsports Hall of Fame, and most recently participated in the ride across the nation for the Grass March Cowboy Express supporting ranchers' rights; and

WHEREAS, Grant's service to others through his church, profession, and organizational involvement spanned decades, affected countless people, and is a testament to his compassion, leadership, and his efforts in a stance for freedom; and

WHEREAS, As a young man Grant joined the National Guard and served in the Special Forces as a Green Beret, and in his later years, he continued to honor the service and memory of our military men and women who serve this land, with his involvement in the Veterans of Foreign Wars; and

WHEREAS, Grant is survived by Lenore, his loving wife of 45 years; six children, Boyd, Sharli, Travis, Dallas, Josiah, and Zachary; sister Janet Weeks; brother Michael, 26 grandchildren, and many friends and acquaintances; now, therefore, be it

PROCLAIMED, That Aaron Grant Gerber is memorialized for his dedication to the people of Nevada and his public service as a U.S. veteran and Elko County Commissioner in the land he proudly called home.

DATED this 2nd day of February, 2015.

MICHELE FIORE
Nevada State Assemblywoman

Assemblyman Hansen moved that the following remarks be entered in the Journal.

Motion carried.

ASSEMBLYWOMAN FIORE:

Today I would like to take a few minutes to recognize a native Nevadan who dedicated his life to serving our country and our state, the late Aaron Grant Gerber. Grant, as he was known to those close to him, was from Elko, where he grew up, married, and raised a family. He was a veteran, an attorney, a county commissioner, and a man who was always involved with organizations to serve the people of the state he loved. He was dedicated to efforts and organizations to help protect private land rights, public land access, and constitutional principles. He is described as a freedom fighter, dependable and always available when there was a need to serve others. He faithfully served his church, and above all he was a family man who loved all the members of his immediate and extended family. With me today are his wife Lenore, his son Josiah, and grandchildren Quincy and Ava.

His favorite quote was, "Make no small plans. They have no magic to stir men's souls." The accomplishments achieved by Grant, and the causes he supported, show that he did not think small but thought about how his efforts could affect others and the future of our state. We lost Grant on October 25, 2014, during his participation in the Grass March Cowboy Express Ride across the nation to Washington D.C. to protest the reduction of ranchers' grazing rights. On the return ride, his horse, Gandhi stumbled and fell in a groundhog hole and Grant was seriously injured. Today we remember this dedicated individual and his unrelenting pursuit of liberty.

At this time I am going to present a proclamation to his family. Thank you all and please make them feel welcome.

ASSEMBLYMAN ELLISON:

Mr. Gerber was a veteran, he was a county commissioner, and most of all, he was my friend. My heart went out to the Gerber family with this loss. I have never seen a family stand so strong and so united through a loss. I am very proud of them and I am proud to call them my friends.

Mr. Gerber should go down in the Cowboy Hall of Fame because he never stopped being a cowboy. I want you to give the family a big round of applause.

ASSEMBLYMAN HANSEN:

Mr. Gerber was truly a great American. He served his country in Vietnam. He was one of the most dedicated public servants that Nevada has ever seen. He actually was the one that put together that Grass March. He had done things like that repeatedly in his life. He was one of the great champions of this state in our endless struggle to try and preserve our rights with the federal government. He literally died with his boots on doing what he believed in the most, and that was preserving the Constitution of the United States and protecting our rights as Nevadans.

It was a great privilege to get to know the man. I rode with him a little way on the Grass March. I watched when he brought the chuck wagon all the way from Elko County right up to the front lawn and then went in and met with the Governor and the Governor's people. This was an effort to get that petition going to protect the people of Battle Mountain, my district, in the struggles they were having with some BLM people. He wished to bring to the state's attention and to the country's attention the struggles that rural Nevada is having as we see this constant growth in government.

I just wanted to take just a minute to say a sincere thank you to Grant Gerber and to his lovely wife and family. They have five boys and one daughter and they have 27 grandchildren. They are heart and soul of what Nevada represents. Thank you to the Gerber family.

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

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

On request of Assemblywoman Fiore, the privilege of the floor of the Assembly Chamber for this day was extended to Lenore Gerber, Josiah Gerber, Quincy Gerber, and Ava Gerber.

On request of Assemblyman Jones, the privilege of the floor of the Assembly Chamber for this day was extended to Ron Quilang.

On request of Assemblyman Ohrenschall, the privilege of the floor of the Assembly Chamber for this day was extended to Craig Handzlik and Jeremy Robbins, Jr.

On request of Assemblyman Oscarson, the privilege of the floor of the Assembly Chamber for this day was extended to Linda DeMeo, Valerie Barton, and Vi Morrisey.

On request of Assemblyman Silberkraus, the privilege of the floor of the Assembly Chamber for this day was extended to Thomas Lanny.

On request of Assemblywoman Spiegel, the privilege of the floor of the Assembly Chamber for this day was extended to Andrew Martin.

On request of Assemblywoman Titus, the privilege of the floor of the Assembly Chamber for this day was extended to Steve Ranson.

Assemblyman Hansen moved that the Assembly adjourn until Monday, March 23, 2015, at 11 a.m.

Motion carried.

Assembly adjourned at 12:28 p.m.

Approved:

JOHN HAMBRICK
Speaker of the Assembly

Attest: SUSAN FURLONG
Chief Clerk of the Assembly