

## THE EIGHTY-SIXTH DAY

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CARSON CITY (Tuesday), April 28, 2015

Assembly called to order at 12:18 p.m.

Mr. Speaker presiding.

Roll called.

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

Prayer by the Chaplain, Pastor Albert Tilstra.

Our Father in heaven, once again we offer unto You our grateful thanks for Your mercy that cared for us during the night and brought us safely to this hour.

Today is the tomorrow we worried about yesterday, and we see how foolish our anxiety was.

Teach us to trust You more completely and to seek Your help in all that we have to do.

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 Government Affairs, to which were referred Senate Bills Nos. 47, 118, 311, has had the same under consideration, and begs leave to report the same back with the recommendation: Do pass.

JOHN C. ELLISON, *Chair*

*Mr. Speaker:*

Your Committee on Health and Human Services, to which was referred Senate Bill No. 177, has had the same under consideration, and begs leave to report the same back with the recommendation: Do pass.

Also, your Committee on Health and Human Services, to which was referred Senate Bill No. 394, has had the same under consideration, and begs leave to report the same back with the recommendation: Without recommendation, and rerefer to the Committee on Education.

JAMES OSCARSON, *Chair*

### MOTIONS, RESOLUTIONS AND NOTICES

Assemblyman Hansen moved that Senate Bill No. 394 be rereferred to the Committee on Education.

Motion carried

Assemblyman Hansen moved that Senate Bills Nos. 26, 27, 30, 66, 83, and 362 be taken from the General File and placed on the General File for the next legislative day.

Motion carried

## SECOND READING AND AMENDMENT

Senate Bill No. 63.

Bill read second time.

The following amendment was proposed by the Committee on Government Affairs:

Amendment No. 649.

AN ACT relating to the Nevada Indian Commission; creating the Nevada Indian Commission's Gift Fund; designating the Commission as the coordinating agency for certain discussions regarding activities at and uses of the buildings and grounds of the former Stewart Indian School; and providing other matters properly relating thereto.

**Legislative Counsel's Digest:**

The Nevada Indian Commission is charged with studying matters affecting the social and economic welfare and well-being of American Indians residing in Nevada and recommending necessary or appropriate action, policy, legislation or revision of legislation or regulations pertaining to Indians. (NRS 233A.090)

**Section 2** of this bill designates the Commission as the coordinating agency for discussions among the Commission, state agencies and local governmental entities regarding activities at and uses of the buildings and grounds of the former Stewart Indian School.

**Section 3** of this bill creates the Nevada Indian Commission's Gift Fund as a special revenue fund. **Section 3** provides that, unless specifically accounted for in another fund, all gifts or grants of money or other property to the Commission must be accounted for in the Fund. **Section 3** additionally provides that gifts of property other than money may be sold or exchanged when deemed by the ~~Executive Director of the~~ Commission to be in the best interest of the Commission.

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

**Section 1.** Chapter 233A of NRS is hereby amended by adding thereto the provisions set forth as sections 2 and 3 of this act.

**Sec. 2.** *The Commission is hereby designated as the coordinating agency for discussions among the Commission, state agencies and local governmental entities regarding activities at and uses of the buildings and grounds of the former Stewart Indian School.*

**Sec. 3. 1.** *Except for gifts or grants specifically accounted for in another fund, all gifts or grants of money or other property which the Commission is authorized to accept must be accounted for in the Nevada Indian Commission's Gift Fund, which is hereby created as a special revenue fund. The Fund is a continuing fund without reversion. The Commission may establish such accounts in the Fund as are necessary to account properly for gifts and grants received. All such money received by*

*the Commission must be deposited in the State Treasury for credit to the Fund. The money in the Fund must be paid out on claims as other claims against the State are paid. Unless otherwise specifically provided by statute, claims against the Fund must be approved by the Executive Director of the Commission or his or her designee.*

*2. Gifts of property other than money may be sold or exchanged when this is deemed by the ~~Executive Director of the~~ Commission to be in the best interest of the Commission. The sale price must not be less than 90 percent of the value determined by a qualified appraiser appointed by the ~~Executive Director~~ Commission. All money received from the sale must be deposited in the State Treasury to the credit of the appropriate gift account in the Nevada Indian Commission's Gift Fund. The money may be spent only for the purposes of the Commission. The property may not be sold or exchanged if to do so would violate the terms of the gift.*

Sec. 4. This act becomes effective on July 1, 2015.

Assemblyman Ellison moved the adoption of the amendment.

Remarks by Assemblyman Ellison.

ASSEMBLYMAN ELLISON:

The amendment clarifies that the Nevada Indian Commission must approve the sale or exchange of property when deemed to be in the best interest of the Commission.

Amendment adopted.

Bill ordered reprinted, engrossed and to third reading.

Senate Bill No. 297.

Bill read second time.

The following amendment was proposed by the Committee on Government Affairs:

Amendment No. 650.

**JOINT SPONSORS: ASSEMBLYMEN SPIEGEL, STEWART AND SILBERKRAUS**

AN ACT relating to redevelopment; revising provisions relating to the termination of certain redevelopment plans; and providing other matters properly relating thereto.

**Legislative Counsel's Digest:**

Under existing law, a redevelopment plan adopted by a redevelopment agency on or after January 1, 1991, must terminate not later than 30 years after the date on which the original redevelopment plan was adopted. (NRS 279.439) This bill provides that, if a redevelopment area includes real property conveyed by the Federal Government which contains certain abandoned mine or milling facilities, a redevelopment plan adopted on or after January 1, 1991, must terminate not later than 45 years after the effective date of the conveyance of the land by the Federal Government if: (1) within 15 years after the date on which the original redevelopment plan was adopted, the State enters into one or more agreements, with respect to

the real property conveyed by the Federal Government, for mine remediation and reclamation; and (2) before entering into any agreement for mine remediation and reclamation, the State consults with the legislative body of the city or county in which the redevelopment area is located.

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

**Section 1.** NRS 279.439 is hereby amended to read as follows:

279.439 ~~1A1~~

**1. Except as otherwise provided in subsection 2, a** redevelopment plan adopted on or after January 1, 1991, and any amendments to the plan must terminate not later than 30 years after the date on which the original redevelopment plan is adopted.

**2. If a redevelopment area includes any real property conveyed by the Federal Government which contains an abandoned mine or milling operation with open pits, large volumes of mine overburden and tailings piles and mill facility foundations, or a hazardous level of contaminants, a redevelopment plan adopted on or after January 1, 1991, and any amendments to the plan must terminate not later than 45 years after the date of the conveyance of the real property if:**

**(a) Within 15 years after the date on which the original redevelopment plan is adopted, the State enters into one or more agreements, with respect to the real property conveyed by the Federal Government, for mine remediation and reclamation; and**

**(b) Before entering into any agreement for mine remediation and reclamation, the State consults with the legislative body of the community in which the real property is located.**

**Sec. 2.** This act becomes effective on July 1, 2015.

Assemblyman Ellison moved the adoption of the amendment.

Remarks by Assemblyman Ellison.

ASSEMBLYMAN ELLISON:

The amendment adds three joint sponsors: Assemblywoman Spiegel, Assemblyman Stewart, and Assemblyman Silberkraus.

Amendment adopted.

Bill ordered reprinted, engrossed and to third reading.

GENERAL FILE AND THIRD READING

Senate Bill No. 505.

Bill read third time.

Remarks by Assemblyman Oscarson.

ASSEMBLYMAN OSCARSON:

Senate Bill 505 provides for a state agency premium holiday by requiring that a participating state agency only pay the Public Employees' Benefit Program (PEBP) Active Employee Group Insurance Subsidy (AEGIS) assessment for the first ten months of Fiscal Year 2014-2015.

The premium holiday applies to each department, commission, board, bureau, or other agency of the Executive, Legislative, and Judicial Departments of state government, including, without limitation, the Public Employees' Retirement System and the Nevada System of Higher Education.

Senate Bill 505, introduced on behalf of the Department of Administration, is part of the Department of Administration's strategy to address the FY 2015 ending fund balance shortfall. The premium holiday is projected to save \$18.3 million in general funds and \$5 million in highway funds. While approving this bill will require an FY 2016 AEGIS assessment greater than would otherwise be needed, increased funding for FY 2016 is included in the Executive Budget.

Although a corresponding premium holiday is not provided for active state employees in this bill, Senate Bill 505 specifically provides that state employees must not be required to pay the portion of the cost of the premiums and contributions that would have otherwise been paid by their state employers during the two months of the state agency AEGIS premium holiday.

This act becomes effective upon passage and approval.

Roll call on Senate Bill No. 505:

YEAS—38.

NAYS—Carlton.

EXCUSED—Paul Anderson, Fiore, Kirkpatrick—3.

Senate Bill No. 505 having received a constitutional majority, Mr. Speaker declared it passed.

Bill ordered transmitted to the Senate.

#### REMARKS FROM THE FLOOR

Assemblywoman Spiegel requested that the following proclamation be entered in the journal.

#### PROCLAMATION

WHEREAS, The Republic of Azerbaijan restored its independence in October 1991 after the collapse of the Soviet Union, proclaiming itself the heir to the Azerbaijan Democratic Republic, which, established in 1918, was the first secular democratic republic in the Muslim world, among the first nation states granting the right to vote to women, and was recognized by other democratic nations, including the United States of America; and

WHEREAS, The Republic of Azerbaijan is today a staunch ally and partner of the United States in a strategically important South Caucasus region bordering Iran, Russia, and Central Asia; and

WHEREAS, The United States of America was one of the first countries to recognize the independence of the Republic of Azerbaijan in 1991 and establish full-fledged diplomatic relations with it in 1992; and

WHEREAS, Since 1991, the Republic of Azerbaijan has consolidated its sovereignty and independence, and has become one of the most rapidly developing and modernizing countries in the world, the largest economy of the region and the biggest U.S. trade partner in the South Caucasus; and

WHEREAS, Over the past 23 years, the United States of America and the Republic of Azerbaijan expanded their partnership and developed multi-faceted cooperation ranging from energy security, fighting against international terrorism, drug and human trafficking to nonproliferation of weapons of mass destruction; and

WHEREAS, The Republic of Azerbaijan was one of the first countries to render comprehensive and unconditional assistance to the United States after the terror attacks of 9/11, opening its airspace and airports for the use by coalition troops in Afghanistan and sending its soldiers there to serve shoulder to shoulder with U.S. troops; and

WHEREAS, Since 2001, the Republic of Azerbaijan has been providing a vital transportation route for around 40 percent of all supplies for American troops in Afghanistan; and

WHEREAS, The U.S. Secretary of State John Kerry stated on June 3, 2013, that, “Azerbaijan has been an important partner in Afghanistan, in ISAF, and equally important with respect to the northern distribution route but also the southern gas line and other issues that are of great importance to us”; and

WHEREAS, Possessing vast oil and gas resources, the Republic of Azerbaijan contributes to the energy security of the United States, Europe, and Israel, and is a critical element of the “Southern Corridor,” which will further enhance diversification of energy supplies to our European allies; and

WHEREAS, Azerbaijan has a long-standing tradition of peaceful co-existence between various ethnic and religious communities and is one of the few secular countries with a predominately Muslim population that maintains close, friendly ties with the State of Israel; and

WHEREAS, The Republic of Azerbaijan, represented by its Consul General, attaches great importance to expanding its relations in all spheres, including trade, cultural and educational exchange with the State of Nevada; and

WHEREAS, It is critical for the United States of America to continue to further support the freedom and independence of its allies, such as Azerbaijan, and strengthen our relations with them in order to advance our common interests, presently and in the future; now therefore be it

PROCLAIMED, That the partnership and friendship between the United States of America and the Republic of Azerbaijan is recognized and the relationship between the countries will be enhanced through mutual support and effort over the many years to come.

DATED this 28th day of April, 2015.

JOHN HAMBRICK  
*Speaker of the Assembly*

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Assemblyman Hambrick, the privilege of the floor of the Assembly Chamber for this day was extended to Nasimi Aghayev and Rafiq Rustamov.

On request of Assemblyman Jones, the privilege of the floor of the Assembly Chamber for this day was extended to Kat Barrett and David Barrett.

On request of Assemblyman O’Neill, the privilege of the floor of the Assembly Chamber for this day was extended to Sanne Steele.

On request of Assemblywoman Titus, the privilege of the floor of the Assembly Chamber for this day was extended to Brianna Behimer, Megan Behimer, Corinne Ebner, Elizabeth Ebner, Devyn Frederick, Karley Frederick, Grant Kennedy, Lorna Kennedy, Sadie Kennedy, Andrew Riley, Grace Taylor, Jude Taylor, Levi Taylor, Seth Taylor, and KatyRuth Taylor.

Assemblyman Hansen moved that the Assembly adjourn until Wednesday, April 29, 2015, at 11 a.m.

Motion carried.

Assembly adjourned at 12:37 p.m.

Approved:

JOHN HAMBRICK  
*Speaker of the Assembly*

Attest: SUSAN FURLONG

*Chief Clerk of the Assembly*