

THE SEVENTEENTH DAY

CARSON CITY (Wednesday), February 18, 2015

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

President Hutchison presiding.

Roll called.

All present except Senator Smith, who was excused.

Prayer by the Chaplain, Dr. Ken Haskins.

Our Heavenly Father, as I hold in my arms my granddaughter, Arianna, I am reminded of Your great love for all children. A childhood song declares the truth, "Red and yellow, black and white, they are precious in Your sight."

Too often the voices of the children are not heard. Sometimes their best interests are ignored. Use these Senators to give voice to the needs of this generation and generations to come.

Provide these servants of Yours with understanding and wisdom, insight and vision, compassion and a spirit of cooperation. I pray in Jesus' Name.

AMEN.

Pledge of Allegiance to the Flag.

By previous order of the Senate, the reading of the Journal is dispensed with, and the President and Secretary are authorized to make the necessary corrections and additions.

REPORTS OF COMMITTEES

Mr. President:

Your Committee on Education, 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.

BECKY HARRIS, *Chair*

Mr. President:

Your Committee on Natural Resources, to which were referred Senate Bills Nos. 41, 45, has had the same under consideration, and begs leave to report the same back with the recommendation: Do pass.

DONALD G. GUSTAVSON, *Chair*

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, Carson City, February 17, 2015

To the Honorable the Senate:

I have the honor to inform your honorable body that the Assembly on this day passed Assembly Bill No. 35.

Also, I have the honor to inform your honorable body that the Assembly on this day passed, as amended, Assembly Bill No. 125.

CAROL AIELLO-SALA
Assistant Chief Clerk of the Assembly

MOTIONS, RESOLUTIONS AND NOTICES

Senator Roberson moved that the following persons be accepted as accredited press representatives, and that they be assigned space at the press table and allowed the use of appropriate media facilities: Envision Video: Eric Darensburg; KSVN-TV: Jim Snyder; PETER WINTER: Peter Winter.

Motion carried.

INTRODUCTION, FIRST READING AND REFERENCE

By Senators Settlemeyer, Gustavson, Goicoechea, Roberson, Kieckhefer, Brower, Hardy; Assemblymen Fiore, Hickey, Kirner and Wheeler:

Senate Bill No. 171—AN ACT relating to concealed firearms; authorizing certain persons who possess a permit to carry a concealed firearm issued by another state to carry a concealed firearm in this State in accordance with the laws of this State; deleting certain provisions relating to the registration of firearms capable of being concealed; revising the applicability of certain provisions pertaining to the regulation of firearms by local governments; repealing certain provisions concerning reciprocity of permits to carry concealed firearms; and providing other matters properly relating thereto.

Senator Settlemeyer moved that the bill be referred to the Committee on Judiciary.

Motion carried.

By Senators Farley, Hardy and Woodhouse:

Senate Bill No. 172—AN ACT relating to public health; prohibiting a medical facility or physician from allowing a person who is not enrolled in good standing at an accredited medical school or school of osteopathic medicine from performing or participating in any activity for credit towards a medical degree; requiring a medical student to attend an accredited medical school in order to possess and administer a controlled substance or dangerous drug; and providing other matters properly relating thereto.

Senator Farley moved that the bill be referred to the Committee on Health and Human Services.

Motion carried.

By the Committee on Natural Resources:

Senate Bill No. 173—AN ACT relating to mining reclamation; revising provisions governing exceptions to certain reclamation requirements for open pit mines; and providing other matters properly relating thereto.

Senator Gustavson moved that the bill be referred to the Committee on Natural Resources.

Motion carried.

By Senator Hammond:

Senate Bill No. 174—AN ACT relating to common-interest communities; revising provisions governing eligibility to be a member of the executive board or an officer of a unit-owners' association; and providing other matters properly relating thereto.

Senator Hammond moved that the bill be referred to the Committee on Judiciary.

Motion carried.

By Senators Roberson, Lipparelli, Hammond, Brower, Settlemeyer, Farley, Goicoechea, Gustavson, Hardy, Harris, Kieckhefer; Assemblymen Hambrick, Wheeler and Shelton:

Senate Bill No. 175—AN ACT relating to public safety; revising provisions governing justifiable homicide; prohibiting a person convicted in this State or any other state of a misdemeanor crime of domestic violence from owning or having in his or her possession or under his or her custody or control any firearm; authorizing certain persons who possess a permit to carry a concealed firearm issued by another state to carry a concealed firearm in this State in accordance with the laws of this State; prohibiting a person against whom an extended order for protection against domestic violence is issued from subsequently purchasing or otherwise acquiring any firearm during the period the extended order is in effect; revising provisions governing civil liability in actions involving the use of force; expanding the rights and powers reserved for the Legislature relating to the regulation of firearms and ammunition; requiring the governing bodies of certain political subdivisions of this State to repeal certain ordinances and regulations; authorizing a person adversely affected by the enforcement of such an ordinance or regulation to seek declarative and injunctive relief and damages; providing that such a person is entitled to certain damages; deleting certain provisions relating to the registration of firearms capable of being concealed; revising the applicability of certain provisions pertaining to the regulation of firearms by local governments; repealing certain provisions concerning reciprocity of permits to carry concealed firearms; providing a penalty; and providing other matters properly relating thereto.

Senator Roberson moved that the bill be referred to the Committee on Judiciary.

Motion carried.

Assembly Bill No. 35.

Senator Kieckhefer moved that the bill be referred to the Committee on Natural Resources.

Motion carried.

Assembly Bill No. 125.

Senator Kieckhefer moved that the bill be referred to the Committee on Judiciary.

Motion carried.

GENERAL FILE AND THIRD READING

Senate Bill No. 12.

Bill read third time.

Remarks by Senator Parks.

Senate Bill No. 12 replaces the position of Assistant Investment Officer within the Public Employee's Retirement System with a position of Chief Financial Officer.

Roll call on Senate Bill No. 12:

YEAS—20.

NAYS—None.

EXCUSED—Smith.

Senate Bill No. 12 having received a constitutional majority, Mr. President declared it passed.

Bill ordered transmitted to the Assembly.

Senate Bill No. 21.

Bill read third time.

Remarks by Senator Spearman.

Senate Bill No. 21 revises the reporting requirements to the Department of Motor Vehicles for special fuel users who are subject to the multi-state International Fuel Tax Agreement and who also pay any of the index special fuel taxes imposed in Clark and Washoe Counties pursuant to the provisions of NRS 373.066 or NRS 373.0663.

Senate Bill No. 21 also provides that these special fuel users are authorized rather than required to file a request for reimbursement with the Department.

The bill removes provisions requiring the Department to determine whether a special fuel user may owe any additional amounts as a result of the International Fuel Tax Agreement and additional special fuel taxes imposed in Clark and Washoe Counties. Therefore, these provisions apply only to a request for reimbursement of any special fuel taxes imposed on special fuels which are consumed outside this state. This act becomes effective on July 1, 2015.

Roll call on Senate Bill No. 21:

YEAS—20.

NAYS—None.

EXCUSED—Smith

Senate Bill No. 21 having received a constitutional majority, Mr. President declared it passed.

Bill ordered transmitted to the Assembly.

Senate Bill No. 22.

Bill read third time.

Remarks by Senator Ford.

Senate Bill No. 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 the 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. This act becomes effective on October 1, 2015.

Roll call on Senate Bill No. 22:

YEAS—20.

NAYS—None.

EXCUSED—Smith

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

Bill ordered transmitted to the Assembly.

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

Senate in recess at 11:26 a.m.

SENATE IN SESSION

At 11:27 a.m.

President Hutchison presiding.

Quorum present.

Senate Bill No. 34.

Bill read third time.

Remarks by Senator Manendo.

Senate Bill No. 34 eliminates provisions referencing authorized maintenance stations licensed by the Department of Motor Vehicles, in cooperation with the State Environmental Commission, to install, repair and adjust pollution control devices on motor vehicles. There are no authorized maintenance stations in Nevada and, therefore, provisions relating to these facilities have become obsolete. This bill is effective on October 1, 2015.

Roll call on Senate Bill No. 34:

YEAS—20.

NAYS—None.

EXCUSED—Smith

Senate Bill No. 34 having received a constitutional majority, Mr. President declared it passed.

Bill ordered transmitted to the Assembly.

Senate Bill No. 64.

Bill read third time.

Remarks by Senator Goicoechea.

Senate Bill No. 64 revises the qualifications of the Chief Financial Officer (CFO), Housing Division, Department of Business and Industry. The measure requires that, in addition to having a comprehensive knowledge of the principles and practices of public finance, the CFO have either: 1) a license to practice as a certified public accountant issued by this State or another state of the United States; or 2) at least five years of responsible experience in investment banking, general accounting, public finance, or a related field. This bill is effective upon passage and approval.

Roll call on Senate Bill No. 64:

YEAS—20.

NAYS—None.

EXCUSED—Smith

Senate Bill No. 64 having received a constitutional majority, Mr. President declared it passed.

Bill ordered transmitted to the Assembly.

Senate Bill No. 85.

Bill read third time.

Remarks by Senator Settlemeyer.

Senate Bill No. 85 revises the definition of a "policy of insurance" to include, for the purposes of investigating and prosecuting insurance fraud, an insurance policy issued by an authorized insurer in another state that relates to property located in Nevada at the time of the alleged fraudulent act or omission or the incident giving rise to the alleged fraudulent act or omission.

Roll call on Senate Bill No. 85:

YEAS—20.

NAYS—None.

EXCUSED—Smith

Senate Bill No. 85 having received a constitutional majority, Mr. President declared it passed.

Bill ordered transmitted to the Assembly.

Senator Roberson moved that the Senate recess subject to the call of the Chair.

Motion carried.

Senate in recess at 11:34 a.m.

SENATE IN SESSION

At 3:14 p.m.

President Hutchison presiding.

Quorum present.

REPORTS OF COMMITTEES

Mr. President:

Your Committee on Judiciary, to which was referred Assembly Bill No. 125, has had the same under consideration, and begs leave to report the same back with the recommendation: Do pass.

GREG BROWER, *Chair*

REMARKS FROM THE FLOOR

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

I would like to introduce the young men and young women representing the Nevada Career and Technical Education Schools and programs. They have a 98-percent graduation rate in the State of Nevada. If you can make them feel welcome.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Hardy, the privilege of the floor of the Senate Chamber for this day was extended to Cabriel Edge, Melissa Feldman, Oliver Krompst, Maga Lemus, Hannah Mette, Colton Morano, Shaunie Nedros, Lucy Peters, Alison Ryu, McKayl Turrer, Shannon Wallace, Jason Wurtz, Amber Yun.

On request of Senator Farley, the privilege of the floor of the Senate Chamber for this day was extended to Linda Harris.

On request of Senator Roberson, the privilege of the floor of the Senate Chamber for this day was extended to John Armbruster, Martin W. Becker, Suzann Bennett, Andrea DeMichieli, Summer Kay, Wendi Malmed, Fran McGregor, Gordon McGregor, Robert Munson, Karen Pugh, Pauline Rusert, Sean Stewart and Taylor L. Waite. Esq.

Senator Roberson moved that the Senate adjourn until Thursday, February 19, 2015, at 11:00 a.m.

Motion carried.

Senate adjourned at 3:15 p.m.

Approved:

MARK A. HUTCHISON
President of the Senate

Attest: CLAIRE J. CLIFT
Secretary of the Senate