

**THE TWENTY-SECOND DAY**

CARSON CITY (Monday), February 23, 2015

Senate called to order at 11:35 a.m.

President Hutchison presiding.

Roll called.

All present except Senators Smith and Woodhouse, who were excused.

Prayer by the Chaplain, Pastor Bruce Henderson.

Wow, you have given us a new week! We would ask today for an overall spirit of newness, freshness and enthusiasm as we get back to the task at hand. And, Lord, may that newness include some patience, kindness and cooperation as we attempt to serve the people we represent.

I pray these things in the Name of the One who brought us new life and taught us to love.

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 Government Affairs, to which was referred Senate Bill No. 115, has had the same under consideration, and begs leave to report the same back with the recommendation: Do pass.

PETE GOICOECHEA, *Chair*

*Mr. President:*

Your Committee on Judiciary, to which were referred Senate Bills Nos. 37, 96, 134, 136, has had the same under consideration, and begs leave to report the same back with the recommendation: Do pass.

Also, your Committee on Judiciary, to which was re-referred Senate Bill No. 124, has had the same under consideration, and begs leave to report the same back with the recommendation: Do pass.

Also, your Committee on Judiciary, to which was referred Senate Bill No. 16, has had the same under consideration, and begs leave to report the same back with the recommendation: Without recommendation, and re-refer to the Committee on Finance.

GREG BROWER, *Chair*

**WAIVERS AND EXEMPTIONS****NOTICE OF EXEMPTION**

February 23, 2015

The Fiscal Analysis Division, pursuant to Joint Standing Rule No. 14.6, has determined the eligibility for exemption of: Senate Bills Nos. 93, 99, 103, 107, 110, 126, 127, 130.

MARK KRMPOTIC

*Fiscal Analysis Division*

Mr. President moved that the Senate recess until the call of the Chair.

Motion carried.

Senate in recess at 11:38 a.m.

## SENATE IN SESSION

At 11:39 a.m.  
President Hutchison presiding.  
Quorum present.

## MOTIONS, RESOLUTIONS AND NOTICES

Senator Brower moved that Senate Bill No. 16, just reported out of Committee, be re-referred to the Committee on Finance.

Motion carried.

Senator Kieckhefer moved that Senate Bill No. 42 be taken from the Second Reading File and re-referred to the Committee on Finance.

Motion carried.

## INTRODUCTION, FIRST READING AND REFERENCE

By Senators Spearman, Woodhouse, Kihuen, Parks and Denis:

Senate Bill No. 182—AN ACT relating to economic development; directing the Office of Economic Development within the Office of the Governor to create a pilot program to encourage the growth and expansion of existing businesses that are located in this State; setting forth the goals and functions of the pilot program; making an appropriation; and providing other matters properly relating thereto.

Senator Spearman moved that the bill be referred to the Committee on Revenue and Economic Development.

Motion carried.

By Senators Gustavson, Parks; Assemblymen O'Neill, Fiore, Seaman, Jones, Dooling, Dickman, Ellison, Moore, Shelton, Titus and Wheeler:

Senate Bill No. 183—AN ACT relating to motor carriers; revising the declaration of legislative purpose and policy governing the regulation of certain motor carriers; revising the criteria for granting or modifying certificates of public convenience and necessity for certain motor carriers; revising provisions governing the filing of an application for a certificate of public convenience and necessity by a person whose previous application has been denied; and providing other matters properly relating thereto.

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

Motion carried.

By Senators Gustavson, Parks; Assemblymen O'Neill, Fiore, Seaman, Jones, Dooling, Dickman, Ellison, Moore, Shelton, Titus and Wheeler:

Senate Bill No. 184—AN ACT relating to transportation; transferring certain powers and duties from the Nevada Transportation Authority to the Department of Public Safety; eliminating certain powers and duties of the Authority and its employees; eliminating the Authority's power to impose an administrative fine; requiring certain proceedings to be conducted by a

hearing officer or panel designated by the Chair of the Authority; and providing other matters properly relating thereto.

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

Motion carried.

By Senator Kieckhefer:

Senate Bill No. 185—AN ACT relating to suppression of fires; requiring the entity that is responsible for the closest emergency fire-fighting vehicle to respond to and suppress a fire in certain counties; and providing other matters properly relating thereto.

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

Motion carried.

Senate in recess at 11:42 a.m.

#### SENATE IN SESSION

At 11:44 a.m.

President Hutchison presiding.

Quorum present.

Senator Kieckhefer moved that Senate Standing Rule No. 40 be suspended and that the bill be referred to the Committee on Government Affairs.

Motion carried.

By Senators Brower and Ford:

Senate Bill No. 186—AN ACT relating to claims against the State; providing for the recovery of attorney's fees and litigation expenses by prevailing parties in criminal actions under certain circumstances; and providing other matters properly relating thereto.

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

Motion carried.

By Senators Smith, Spearman, Kihuen, Ford, Woodhouse, Atkinson, Denis, Manendo, Parks, Segerblom; Assemblyman Sprinkle, Joiner, E. Anderson and Thompson:

Senate Bill No. 187—AN ACT relating to firearms; revising provisions concerning the surrender, sale or transfer of any firearm by an adverse party subject to an extended order for protection against domestic violence; requiring a person convicted of a battery which constitutes domestic violence or stalking to permanently surrender, sell or transfer any such firearm; adding additional persons to the list of people who are prohibited from owning or having in their possession or under their custody or control any firearm; providing penalties; and providing other matters properly relating thereto.

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

Motion carried.

By Senator Manendo:

Senate Bill No. 188—AN ACT relating to motor vehicles; changing the word "accident" to "crash" in reference to motor vehicles; and providing other matters properly relating thereto.

Senator Manendo moved that the bill be referred to the Committee on Transportation.

Motion carried.

#### SECOND READING AND AMENDMENT

Senate Bill No. 20.

Bill read second time and ordered to third reading.

#### GENERAL FILE AND THIRD READING

Senate Bill No. 14.

Bill read third time.

Remarks by Senator Lipparelli.

Senate Bill No. 14 revises the membership of the Pharmacy and Therapeutics Committee, Department of Health and Human Services, by reducing the minimum number of members from nine to five. In addition, the measure eliminates the stipulation that no more than 51 percent of the members may be active physicians or pharmacists or persons with doctoral degrees in pharmacy. This measure is effective on July 1, 2015.

Roll call on Senate Bill No. 14:

YEAS—19.

NAYS—None.

EXCUSED—Smith, Woodhouse—2.

Senate Bill No. 14 having received a constitutional majority, Mr. President declared it passed.

Bill ordered transmitted to the Assembly.

Senate Bill No. 88.

Bill read third time.

Remarks by Senator Hardy.

Senate Bill No. 88 authorizes employees of the Division of Public and Behavioral Health, Department of Health and Human Services (DHHS), to access information in the Statewide Central Registry for the Collection of Information Concerning the Abuse or Neglect of a Child. An employee may only access information in the Registry when conducting a background investigation of holders of licenses, employees and certain residents of child care facilities. In addition, the measure authorizes the Administrator of the Division of Child and Family Services, DHHS, to grant access to the Registry to employees or contractors of any other State or local government agency responsible for the welfare of children who demonstrate a bona fide need to access the Registry. This measure is effective on July 1, 2015.

Roll call on Senate Bill No. 88:

YEAS—19.

NAYS—None.

EXCUSED—Smith, Woodhouse—2.

Senate Bill No. 88 having received a constitutional majority, Mr. President declared it passed.

Bill ordered transmitted to the Assembly.

REMARKS FROM THE FLOOR

Senator Kieckhefer requested that the following remarks be entered in the Journal.

SENATOR KIECKHEFER:

I wanted to lower the mood a little bit and make sure we did not let today go without noting the passing of Ed Vogel. Ed passed away, I think, on Friday. I moved to Nevada on New Year's Eve, going into 2003, serving as legislative relief for the Associated Press and covered this Chamber and this Body as a reporter. Ed was one of the first people that I met and got to know through this process. As a state government reporter, Capital Bureau Chief is as good as it gets. That is a sweet gig for a reporter, and Ed did it remarkably. He did it with dedication, and he was a consummate professional. He served this State well by making sure that the people, particularly in southern Nevada, but also across the state, knew what was happening in this building. He ensured that people had access to the information they needed to be an informed electorate and a responsible citizen. I think that is the highest calling for journalists. I wanted to make sure we noted that today and reflect upon his good works for our State. Thank you, Mr. President.

PRESIDENT HUTCHISON:

Senator Kieckhefer, thank you. It was particularly meaningful coming from someone who worked so closely as you have with him. Perhaps, we can adjourn, today, in Ed's memory and remember him, his family in this time of sorrow. And remember what a first class act he was.

SENATOR KIHUEN:

I would like to welcome the representatives of the Women's Lobby, who made a great sacrifice to be here, today and who had to save money to ride the bus here in order to lobby us. You may recognize Blanca Gamez from her meeting with President Obama two weeks ago regarding DREAMers. Blanca proudly represented Nevada at this meeting, and I am very proud of her. This Wednesday, she will be part of the President's town hall meeting on immigration, once again, representing Nevada. Thank you so much, Blanca, for giving Nevada a good image.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Ford, the privilege of the floor of the Senate Chamber for this day was extended to Annette Magnus.

On request of Senator Kieckhefer, the privilege of the floor of the Senate Chamber for this day was extended to Cecilia Colling.

On request of Senator Kihuen, the privilege of the floor of the Senate Chamber for this day as extended to Melissa Clary, Yolanda Florian, Blakeley Griffith, Hillary Mirabel, Shawna Rhodes, Jaime Shanklin and Blanca Gamez.

On request of Senator Manendo, the privilege of the floor of the Senate Chamber for this day was extended to members of the Grass Roots Lobby members Stephen Archer, Anne Bacon, Bonnie Barber, Dotteelee Barron, Brittany Bowden, Mary Castro-Wilson, Donna Curtis, Doris Dowden, Nancy Downey, Corine Ebner, Elizabeth Ebner, Jennifer Ebner, Patty Elzy, Nancy Epstein, Dr. Roberta Ferguson, Janice Flanagan, Dorie Guy, Joanna Harrison, Natalie Henriques, Nancy Hook, Linda Kiebert Sekiguchi, Nancy

Hollinger, Nyla Howell, Edith Isodoro-Mills, Jane Johnson, Ria Malking, Susan Meuschke, Heriberto Monroy, Magda Newman, Camille Owens, Kristy Oriol, Pam Russell, Ryan Sanchuck, Sue Smith, Nancy St. Clair, Nancy Stiles and Jennifer Williamson.

Senator Roberson moved that the Senate adjourn until Tuesday, February 24, 2015, at 11:00 a.m., and that it do so in the memory of Ed Vogel.

Motion carried.

Senate adjourned at 11:58 a.m.

Approved:

MARK A. HUTCHISON  
*President of the Senate*

Attest: CLAIRE J. CLIFT  
*Secretary of the Senate*