

**THE FORTY-THIRD DAY**

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CARSON CITY (Monday), March 20, 2017

Assembly called to order at 12:08 p.m.

Mr. Speaker presiding.

Roll called.

All present.

Prayer by the Chaplain, Captain Mark Cyr.

Our God in Heaven, Father we thank You for this great state of Nevada. We thank You for these leaders of our state that have gathered here to determine the future and direction of our state. Bless them and their families for the sacrifice they make to lead. Lord, I ask that You give each of them wisdom and understanding to always seek the best for our state and its people. Lord, speak to their hearts and minds and direct them. Father, we pray these things in the precious name of Jesus.

AMEN.

Pledge of allegiance to the Flag.

Assemblywoman Benitez-Thompson 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 Health and Human Services, to which was referred Senate Bill No. 92, has had the same under consideration, and begs leave to report the same back with the recommendation: Do pass.

MICHAEL C. SPRINKLE, *Chair*

## MOTIONS, RESOLUTIONS AND NOTICES

By Assemblymen Hansen, Ellison, and McArthur:

Assembly Joint Resolution No. 11—Urging Congress to ensure that the Intermountain West Corridor does not bypass Mineral County.

Assemblywoman Benitez-Thompson moved that the resolution be referred to the Committee on Legislative Operations and Elections.

Motion carried.

By Assemblyman Edwards:

Assembly Concurrent Resolution No. 5—Directing the Legislative Commission to conduct an interim study concerning the requirements and costs of operating a business in this State.

Assemblywoman Benitez-Thompson moved that the resolution be referred to the Committee on Legislative Operations and Elections.

Motion carried.

Assemblywoman Benitez-Thompson moved that Assembly Amendment No. 60 to Senate Joint Resolution No. 2 be placed on the Chief Clerk's desk.

Assemblymen Hansen, Wheeler, and Edwards requested a roll call vote.

Roll call on motion.

YEAS—27.

NAYS—Paul Anderson, Edwards, Ellison, Hambrick, Hansen, Kramer, Krasner, Marchant, McArthur, Oscarson, Pickard, Titus, Tolles, Wheeler, Woodbury—15.

Motion carried.

#### GENERAL FILE AND THIRD READING

Senate Joint Resolution No. 2.

Resolution read third time.

Remarks by Assemblymen Ohrenschall, Diaz, Titus, Hansen, Tolles, and Carlton.

#### ASSEMBLYMAN OHRENSCHALL:

Senate Joint Resolution 2 ratifies the Equal Rights Amendment [ERA] to the *United States Constitution*. This resolution provides that the Secretary of the Senate must prepare and transmit a copy of S.J.R. 2 to the Secretary of State, who shall keep it as a record of acts of the Legislature. The Secretary of the Senate shall also transmit a certified copy to the Archivist of the United States and a copy of S.J.R. 2 to the Vice President of the United States, the Speaker of the House of Representatives, and each member of Nevada's Congressional Delegation.

I think what we are doing today is one of our most awesome responsibilities. We are proposing to amend the *U.S. Constitution*. This is something that spans more than 40 years, and it is a historic moment for us. When I was trying to decide what to say today under Order of Business 15, I really thought that we have to ask ourselves one question: When is a woman equal to a man? Many of us here were raised by single moms—I grew up knowing when the rent was due. The landlord does not care if it is a woman or a man who has to pay the family's rent. The landlord believes the woman is equal to a man. When the light bill is due, the light company believes a woman is equal to a man when they want that payment. When groceries need to be bought for the family, the supermarket does not care if it is a man or a woman. They are every bit as equal as long as they can buy those groceries. The Equal Rights Amendment will enshrine in our *Constitution* that there is no question that women are equal to men and able to enjoy the same rights that all of us enjoy. I urge this body to pass Senate Joint Resolution 2.

#### ASSEMBLYWOMAN DIAZ:

I rise today in strong support of Senate Joint Resolution 2, a resolution that ratifies Nevada's support for the Equal Rights Amendment. Opponents of this resolution argue that the time for ratification has passed and that the protections that this ratification would provide are already covered in the *Constitution*. If these are the only two arguments against the resolution, then I do not see how it does not pass out of this body 42 to 0. As we have discussed in our Legislative Operations and Elections Committee and as others have mentioned before, it is up to Congress to decide whether or not the ratification deadline has effectively ended the chance of ERA passage nationwide. If the protections are already piecemeal in the *Constitution*, then why not enshrine them there to ensure all of these equality measures are in place and we are all truly covered?

Mr. Speaker and colleagues, 97 years after women gained the right to vote, we still do not have equality in our state or in our country. We still do not have equal representation in government, and women earn less on the dollar than men. This is why we need the passage of this resolution. There are forces out there that want to stand in the way of progress and stand in the way of equality instead of simply doing the right thing—voting for passage of this resolution and showing the nation and citizens of our state that we stand for equality.

We need passage of this resolution for every constituent of ours who currently earns less than a male counterpart in her office, 79 cents on each dollar. We need passage of this bill for

women of color. We live in a nation that somehow still sees Hispanic or Latina women make 54 cents on the dollar compared to a white man, and black women make 64 cents on the dollar compared to a white man.

This resolution is symbolic and not in a bad way. It is not being used purely for symbolism. This resolution is a symbol to our constituents and state that enshrines in our *Constitution*, with so many other inalienable rights, that being a woman is not less than or more than a man, but is equal to a man. And beyond symbolism, Mr. Speaker, if this resolution spurs the adoption of the ERA nationwide, we will see some very practical implications. The ERA would provide a judicial standard when it comes to cases of sex discrimination, and it would strengthen the 14<sup>th</sup> Amendment to allow us to see that amendment grant equal rights on the basis of sex. Lastly, the ERA would provide attorneys a stronger legal defense against the attempted rollback of women's rights that we are seeing in other states in our nation and ensure that does not happen here in Nevada.

Mr. Speaker, for every woman, and more so for every Nevadan, I rise in full support of S.J.R. 2 and hope to see my colleagues support it wholeheartedly as well. This vote is for the former Honorable Jean Ford, Sue Wagner, and the men and women who have been fighting for equal rights for what seems like forever.

ASSEMBLYWOMAN TITUS:

I rise today deeply disturbed by the political theatrics that this body is seemingly always engaged in. Hardly a week goes by that this Assembly is not casting some symbolic vote or a vote on some piece of long-settled social legislation. As for myself, I abhor any kind of discrimination, be it gender, skin color, or sexual orientation. I believe that most Nevadans feel the same way I do.

After an election cycle where we saw a female for the first time with the nomination of a major party for President and then saw a record number of women elected to this body, let there be no doubt that the role of women in America is settled in 2017. It is settled as law; it is settled in the values we hold dear as Nevadans.

I will be voting no, not because I do not believe that the ERA should have been passed 30 years ago, but because I do not believe that my constituents sent me here to cast symbolic votes with no promise of success. They sent me here to create an environment that fosters high-quality and high-paying jobs, safer streets, better education, and a government accountable to the people. For those reasons and many more, I urge my fellow members to vote no.

ASSEMBLYMAN HANSEN:

I rise in opposition to Senate Joint Resolution 2. I would like to give the body an explanation of what my amendment was actually about, because as most of you already know, this is a pretty old issue. In 1978, this exact question was on the Nevada ballot and the citizens of our state voted overwhelmingly, 2-to-1, against passage of the Equal Rights Amendment. What my amendment, which was just voted down on a party-line vote, did was to, once again, take this proposed amendment and place it before the voters of the state of Nevada to see if, in fact, as the proponents of this have suggested, Nevada has changed so much. Why exactly we would want to not allow the citizens of our state an opportunity to vote on such a critical issue, I do not quite understand.

Just a little, quick background on the actual historical facts behind this—in 1982, June 30, 1982, the deadline for the ERA passed. It did not pass at that time. The National Organization for Women sued the state of Idaho over this, and the United State Supreme Court ruled that the Equal Rights Amendment was dead. It was moot at that point in time. So if we want to, in fact, resurrect the Equal Rights Amendment, what we are doing here is purely symbolic because the courts have already ruled that this amendment is dead. The process to have an amendment has to start in the United States Congress, or we as a body have to call for a state convention to actually propose an amendment to the *Constitution*. So I think we need to understand that. The proponents will say What about the fact that some people claim there is a legal doctrine that would allow it to be resurrected. That is found in *Coleman v. Miller*, a 1939 Supreme Court case. In that court case, the United States Supreme Court did, in fact, say that when there is an amendment proposed to the *Constitution*, there is no cap on the time-frame unless Congress had

specified that there was. In this case, Congress clearly did. The original deadline of the Equal Rights Amendment was 1979, and they extended it to 1982 and it still failed.

So while I appreciate the symbolism, the reality is this: The Equal Rights Amendment is a tremendous transfer of power from the states to the United States federal government—the last thing we need in Nevada. Virtually every single issue that has been addressed as far as inequality and sexual discrimination is now found in statute in the state of Nevada. All of the issues that have been addressed in front of the Legislative Operations and Elections Committee and so forth are already in statute. If you are being discriminated against in your pay and you are a female and your employer is deliberately paying a male more than you with the same amounts of seniority and so forth, you have a fantastic legal case under Nevada’s existing law.

Mr. Speaker, thank you for indulging me. I would urge all my colleagues who really love the process and believe that an amendment to the *United States Constitution* is something extremely serious, and that we should follow the procedures that our Founding Fathers laid out in the Constitution—I would urge all of those folks to vote no on Senate Joint Resolution 2.

ASSEMBLYWOMAN TOLLES:

Thank you Mr. Speaker. I rise in support of Senate Joint Resolution 2. In November of 1916, 100 years before every legislator in this body was elected for this term of office, Republican Jeannette Rankin was elected as the first female to Congress. Just three years later in 1920 women around the United States won the right to vote. There were two primary arguments behind the movement for women’s suffrage. One group claimed that there were no differences between men and women and they should be treated exactly alike. Another group advocated that although men and women were similar in many ways, there were inherent differences and that what was missing in American politics was the female voice to help the country focus on issues that would otherwise be ignored. These were two vastly different perspectives and approaches. You might say that one was liberal and one was conservative, but they were both able to come together around the common goal of fighting for a woman’s right to use her voice and her vote.

Fast forward to the 1970s and a new conversation began about whether or not women were of equal worth in the workplace. In the 1970s my mom was a single mom working hard during the day for my brother and I. She worked hard at night studying for her Series 7, and eventually she became one of the first female stockbrokers in the male-dominated industry in a large national firm. A few years ago when the popular TV show *Mad Men* came out, people would ask her if she watched it and she said, “I don’t have to. I lived it.”

We have come a long way since then. In fact, Nevada was at the forefront of the fight for women’s rights in many regards, passing over two dozen antidiscrimination laws, essentially fulfilling the goals of the Equal Rights Amendment at the statutory level. But as of today, in 2017, there is a still a gap. Nevada is one of only nine, yes nine, states that has not voted for an equal rights amendment either on the federal or state level. Over the past 45 years, 35 states voted for the ERA to be ratified into the *U.S. Constitution* and 24 states went further to pass a version of their own into their state constitutions.

I will confess to you that I hesitated on this vote today. I am conservative; I am cautious about overly cumbersome burdens on business, and most importantly, I am committed to fighting for the rights of unborn future women and men. I know there are strong convictions and feelings about these topics, and I hope we can continue to have those debates in respectful and factual ways. But as I surveyed the past 45 years after 41 states have voted for some form of ERA, I am convinced that many of the fearful consequences that have been presented over these past few weeks by and large have not nor will they occur. In fact, there have been over 300 pro-life laws passed in the last eight years alone, most in states that voted for the ERA.

The second reason I hesitated was because the deadline for the ERA passed over 35 years ago, as has been pointed out, and according to a 1982 *U.S. Supreme Court* order, it has been deemed moot. So why vote for something that some would argue is purely symbolic? I would argue this Chamber is full of symbolism. On my left hand I wear a ring that symbolizes my promise to love, respect, and stay faithful to one man for the rest of my life. We stand underneath a seal that reminds us we are a Battle Born State and that Home Means Nevada, and

we pledge allegiance to a flag every single day to celebrate the freedom that was so hard fought for.

Forty-four years ago my predecessor, Sue Wagner, who is here with us today—served in Assembly District 25, then Senate District 15, and then went on to be the first female Lieutenant Governor in Nevada—fought hard for the Equal Rights Amendment. Out of gratitude and respect for her and the countless others who have fought for women to have an equal voice and equal value, and for my daughters and the generations to come, I stand in support of the declaration that the state of Nevada values both men and women equally. Thank you.

ASSEMBLYWOMAN CARLTON:

I rise today in support of Senate Joint Resolution 2. I started my political career on the Equal Rights Amendment. Back in the early '70s I was in high school—you know you do not worry about telling people your age once you get elected to office because it becomes part of history, so you do not even bother to try and hide it anymore. Mr. Speaker, I came from a mixed family at home. My mother was a Democrat, my father was a Republican. We were Irish-German so the dinner table was always a very lively place to be, and my friends would always want to come and listen to the debate we had. I remember wearing my ERA button to the dinner table one night. It was not a real smart move on my part. So we had a real long conversation about that, and I remember my mother wrapping up the conversation after everybody had had their say. She told the story and reminded my father about how she had to take her wedding ring off to go to work because married women could not keep their jobs. She had a very good job in south St. Louis working for a very well-known company, but once you got married, you were asked to leave because you were probably going to have a baby. They did not want married women. At that time, my mother made more than my father, so they made the decision, and every day on the streetcar when she went to work, she took her wedding ring off, she put it in a tissue, and she put it in her coin purse. That ring of symbolism she had to remove in order to keep her job because she wanted a house for her children, and that is how they were going to get a house.

Time went by and eventually my mother became pregnant with me. I am the oldest of five. It was time to tell her employer that she had to go. Her employer felt bad about it, did not want it to happen. It did not stop them from firing her though. There is no reason why someone who is perfectly capable of doing a job, very good at it, very dedicated, should be asked to leave their employment and should not be allowed to wear that symbol every day to show the love that she and my father had.

I vote for this today in honor of my mother, my grandmother, and my two daughters. I got elected to this body so that this will not happen any longer. Symbolism or not, it is time to send the message.

Roll call on Senate Joint Resolution No. 2:

YEAS—28.

NAYS—Paul Anderson, Edwards, Ellison, Hambrick, Hansen, Kramer, Krasner, Marchant, McArthur, Oscarson, Pickard, Titus, Wheeler, Woodbury—14.

Senate Joint Resolution No. 2 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

Resolution ordered transmitted to the Senate.

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

Assembly in recess at 12:36 p.m.

ASSEMBLY IN SESSION

At 12:47 p.m.

Mr. Speaker presiding.

Quorum present.

## INTRODUCTION, FIRST READING AND REFERENCE

By Assemblymen Swank, Araujo, Bustamante Adams, Carlton, Carrillo, Daly, Fumo, Jauregui, Watkins, and Yeager:

Assembly Bill No. 321—AN ACT relating to local government; requiring the board of county commissioners of a county and the city council or governing body of an incorporated city to adopt an ordinance requiring certain hosting platforms to submit quarterly reports to the county or city; prescribing the contents of such a report; authorizing the issuance of a subpoena to a hosting platform for the production of certain documents, records or materials; and providing other matters properly relating thereto.

Assemblywoman Benitez-Thompson moved that the bill be referred to the Committee on Government Affairs.

Motion carried.

By Assemblymen Flores, Diaz, Brooks, Bustamante Adams, Jauregui, and McCurdy:

Assembly Bill No. 322—AN ACT relating to driver authorization cards; revising provisions governing the administration of driver authorization cards; and providing other matters properly relating thereto.

Assemblywoman Benitez-Thompson moved that the bill be referred to the Committee on Transportation.

Motion carried.

By the Committee on Government Affairs:

Assembly Bill No. 323—AN ACT relating to public welfare; requiring veterans' benefits to be excluded from the income requirements to qualify for the Temporary Assistance for Needy Families program; requiring the Director of the Department of Business and Industry to seek a waiver to exclude veterans' benefits from income requirements relating to housing assistance; and providing other matters properly relating thereto.

Assemblywoman Benitez-Thompson moved that the bill be referred to the Committee on Health and Human Services.

Motion carried.

By Assemblyman Flores:

Assembly Bill No. 324—AN ACT relating to document preparation services; revising the definition of a "document preparation service"; prohibiting a person providing a document preparation service from advertising or representing himself or herself as a paralegal or legal assistant; requiring certain fees to register or renew registration as a document preparation service; and providing other matters properly relating thereto.

Assemblywoman Benitez-Thompson moved that the bill be referred to the Committee on Judiciary.

Motion carried.

By Assemblywoman Cohen:

Assembly Bill No. 325—AN ACT relating to State Government; creating the Task Force on the Modernization of State Government; establishing the powers and duties of the Task Force; providing, under certain circumstances, for the dissolution of the Task Force; and providing other matters properly relating thereto.

Assemblywoman Benitez-Thompson moved that the bill be referred to the Committee on Legislative Operations and Elections.

Motion carried.

By Assemblymen McCurdy, Yeager, and Fumo; Senator Segerblom:

Assembly Bill No. 326—AN ACT relating to criminal procedure; revising provisions relating to certain information included in reports of presentence investigations; and providing other matters properly relating thereto.

Assemblywoman Benitez-Thompson moved that the bill be referred to the Committee on Corrections, Parole, and Probation.

Motion carried.

By Assemblymen McCurdy, Fumo, Yeager, Frierson, and Carrillo; Senator Segerblom:

Assembly Bill No. 327—AN ACT relating to criminal procedure; authorizing a person who was dishonorably discharged from probation to apply to a court for the sealing of records of criminal history relating to the conviction; revising various provisions relating to the filing of petitions for the sealing of records of criminal history; requiring an agency of criminal justice to remove certain records from a record of criminal history before dissemination of the record in certain circumstances; and providing other matters properly relating thereto.

Assemblywoman Benitez-Thompson moved that the bill be referred to the Committee on Corrections, Parole, and Probation.

Motion carried.

By Assemblymen Pickard, Bustamante Adams, Bilbray-Axelrod, Edwards, Kramer, Marchant, Sprinkle, and Titus:

Assembly Bill No. 328—AN ACT relating to professions; establishing limitations on the employment or retention of attorneys by certain regulatory bodies; requiring attorneys who contract with certain regulatory bodies to act as legal counsel for the regulatory body to carry professional liability insurance that satisfies certain criteria; requiring the Department of Administration to adopt regulations relating to the financial operation and administration of certain regulatory bodies; revising the qualifications for the executive director or executive secretary of certain regulatory bodies; revising the disciplinary process for certain regulatory bodies which administer occupational licensing; providing certain immunity for independent contractors who act as legal counsel for certain regulatory bodies; and providing other matters properly relating thereto.

Assemblywoman Benitez-Thompson moved that the bill be referred to the Committee on Commerce and Labor.

Motion carried.

By Assemblyman Edwards:

Assembly Bill No. 329—AN ACT relating to highways; prohibiting a driver from operating a motor vehicle in the extreme left-hand lane of a highway under certain circumstances; providing exceptions; requiring the Department of Transportation to take certain actions to notify and advise the members of the public of the prohibition; providing a penalty; and providing other matters properly relating thereto.

Assemblywoman Benitez-Thompson moved that the bill be referred to the Committee on Transportation.

Motion carried.

By Assemblyman Hansen:

Assembly Bill No. 330—AN ACT relating to taxidermy; requiring a licensed taxidermist to maintain certain written or computerized records and to perform certain other activities relating to taxidermy; limiting the circumstances under which a person is guilty of a misdemeanor for refusing to exhibit certain licenses or permits, wildlife or other items or for failing to have certain licenses or permits in his or her possession; revising provisions governing the inspection of the facilities of a licensed taxidermist; and providing other matters properly relating thereto.

Assemblywoman Benitez-Thompson moved that the bill be referred to the Committee on Natural Resources, Agriculture, and Mining.

Motion carried.

By Assemblyman Hansen:

Assembly Bill No. 331—AN ACT relating to education; creating the Nevada System of Community Colleges; creating the State Board for Community Colleges to administer the community colleges within the System and supervise and control the System separate from the Nevada System of Higher Education; providing for the appointment by the Governor of the membership of the Board; establishing the powers, duties and responsibilities of the Board; authorizing the Board to employ an Executive Director and delegate to the Executive Director any of the powers and duties of the Board; providing for the creation of and the appointment by the Governor of the membership of a board of trustees for each community college within the Nevada System of Community Colleges; establishing the powers, duties and responsibilities of the boards of trustees of the community colleges; providing for the selection of a president for each community college; establishing the Articulation and Transfer Board; transferring to the Board and to the boards of trustees of the community colleges, as applicable, the powers and duties of the Board of Regents of the University of Nevada



relating to the supervision and control of community colleges; providing penalties; and providing other matters properly relating thereto.

Assemblywoman Benitez-Thompson moved that the bill be referred to the Committee on Education.

Motion carried.

By Assemblyman Hansen:

Assembly Bill No. 332—AN ACT relating to wildlife; creating the Licensing Review Panel; providing for the membership of the Panel; setting forth the powers and duties of the Panel; requiring the Panel to conduct hearings and issue decisions concerning certain actions of the Department of Wildlife relating to licensing disputes; requiring a person who wishes to appeal a decision of the Department relating to a licensing dispute to submit a notice to the Panel; requiring the Panel to take certain actions concerning the licensing dispute; and providing other matters properly relating thereto.

Assemblywoman Benitez-Thompson moved that the bill be referred to the Committee on Natural Resources, Agriculture, and Mining.

Motion carried.

By Assemblyman Ellison:

Assembly Bill No. 333—AN ACT relating to crimes; revising provisions relating to previous convictions of burglary or another crime involving the forcible entry or invasion of a dwelling; providing an enhanced penalty for a person who has previously been twice convicted of burglary or another crime involving the forcible entry or invasion of a dwelling in this State or any other state; and providing other matters properly relating thereto.

Assemblywoman Benitez-Thompson moved that the bill be referred to the Committee on Corrections, Parole, and Probation.

Motion carried.

By Assemblyman Ellison:

Assembly Bill No. 334—AN ACT relating to highways; prohibiting a driver from operating a motor vehicle in the extreme left lane of a highway under certain circumstances; providing exceptions; providing a penalty; and providing other matters properly relating thereto.

Assemblywoman Benitez-Thompson moved that the bill be referred to the Committee on Transportation.

Motion carried.

By Assemblyman Edwards:

Assembly Bill No. 335—AN ACT relating to vehicles; authorizing the operation of an unregistered vehicle in certain circumstances; prohibiting the driver of a motor vehicle from intentionally interfering with a person lawfully riding a moped; requiring a person driving a moped to drive to the right side of the roadway in certain circumstances; removing the requirement for a person operating an off-highway vehicle on a highway in this State to

wear a helmet; providing a penalty; and providing other matters properly relating thereto.

Assemblywoman Benitez-Thompson moved that the bill be referred to the Committee on Transportation.

Motion carried.

By Assemblyman Edwards:

Assembly Bill No. 336—AN ACT relating to corrections; requiring wardens of certain prisons and the Director of the Department of Corrections to provide certain programs of educational development and workforce development for offenders who are veterans; and providing other matters properly relating thereto.

Assemblywoman Benitez-Thompson moved that the bill be referred to the Committee on Corrections, Parole, and Probation.

Motion carried.

By Assemblyman Elliot Anderson:

Assembly Bill No. 337—AN ACT relating to the National Guard; conferring certain protections upon the members of the National Guard of another state concerning the unlawful termination of employment of those members in this State; authorizing a member of the Nevada National Guard or a member of the National Guard of another state to bring a civil action concerning his or her unlawful termination under certain circumstances; revising the remedies available to a member of the Nevada National Guard or a member of the National Guard of another state whose employment is unlawfully terminated; providing a penalty; and providing other matters properly relating thereto.

Assemblywoman Benitez-Thompson moved that the bill be referred to the Committee on Government Affairs.

Motion carried.

By Assemblyman Wheeler:

Assembly Bill No. 338—AN ACT relating to civil actions; providing that certain violations of the requirement to wear a safety belt are not admissible in evidence in any civil action; authorizing the introduction of those violations in a civil action as a mitigating factor in the assessment of damages under certain circumstances; and providing other matters properly relating thereto.

Assemblywoman Benitez-Thompson moved that the bill be referred to the Committee on Judiciary.

Motion carried.

By Assemblywoman Woodbury and Senator Hardy:

Assembly Bill No. 339—AN ACT relating to health care; authorizing the Board of Medical Examiners to take possession of the health care records of a licensee's patients under certain circumstances; authorizing the Executive

Director of the Board to post information on the Internet website of the Board without obtaining prior approval by the Board; revising the information required to be posted on the Internet website of the Board; revising provisions relating to the requirement for certain persons to maintain a permanent mailing address with the Board; revising the information required to be included with an application for the issuance of a license to practice medicine and the biennial registration of a physician; repealing provisions requiring certain information be reported to the Board; and providing other matters properly relating thereto.

Assemblywoman Benitez-Thompson moved that the bill be referred to the Committee on Commerce and Labor.

Motion carried.

By Assemblywoman Diaz:

Assembly Bill No. 340—AN ACT relating to public welfare; requiring the Director of the Department of Health and Human Services to take certain actions to improve access to diapers and diapering supplies for recipients of public assistance; requiring the Director to work with diaper banks and similar organizations for certain related purposes; and providing other matters properly relating thereto.

Assemblywoman Benitez-Thompson moved that the bill be referred to the Committee on Health and Human Services.

Motion carried.

By Assemblyman Ohrenschall:

Assembly Bill No. 341—AN ACT relating to juvenile justice; authorizing an attorney who represents a child in juvenile proceedings to consult with and seek appointment of certain persons; requiring a peace officer or probation officer who interviews or interrogates a child during juvenile proceedings to make a recording of the interview or interrogation; requiring a child to be represented by an attorney during certain interviews or interrogations; requiring a juvenile court to presume a child is indigent for the purpose of appointing an attorney to represent the child; urging the Nevada Supreme Court to adopt certain court rules relating to juvenile justice; and providing other matters properly relating thereto.

Assemblywoman Benitez-Thompson moved that the bill be referred to the Committee on Judiciary.

Motion carried.

By Assemblyman Ohrenschall:

Assembly Bill No. 342—AN ACT relating to renewable energy; excluding from the definitions of “public utility” and “utility” a person who operates or facilitates the operation of one or more systems that use renewable energy to generate electricity which serves as the primary or secondary source of electricity for not more than 540 persons or premises; and providing other matters properly relating thereto.

Assemblywoman Benitez-Thompson moved that the bill be referred to the Committee on Commerce and Labor.

Motion carried.

By Assemblyman Ohrenschall:

Assembly Bill No. 343—AN ACT relating to group homes; requiring the Legislative Committee on Health Care to conduct an interim study concerning the rates charged by group homes in this State; and providing other matters properly relating thereto.

Assemblywoman Benitez-Thompson moved that the bill be referred to the Committee on Legislative Operations and Elections.

Motion carried.

By Assemblymen Jauregui, Swank, and Araujo; Senators Segerblom and Ratti:

Assembly Bill No. 344—AN ACT relating to retail practices; temporarily imposing a fee on the use of certain plastic bags; banning the use of certain plastic bags; authorizing certain inspections by health authorities; providing penalties; and providing other matters properly relating thereto.

Assemblywoman Benitez-Thompson moved that the bill be referred to the Committee on Health and Human Services.

Motion carried.

By Assemblywoman Miller:

Assembly Bill No. 345—AN ACT relating to criminal procedure; providing for the vacating of certain judgments of conviction relating to marijuana; and providing other matters properly relating thereto.

Assemblywoman Benitez-Thompson moved that the bill be referred to the Committee on Corrections, Parole, and Probation.

Motion carried.

By Assemblywoman Joiner:

Assembly Bill No. 346—AN ACT relating to child care; requiring certain persons who are employed at or otherwise present at a small child care establishment to undergo a criminal background check; requiring the licensee of a child care facility to ensure that each child at the child care facility wears a helmet while using certain devices; providing for the inspection of such an establishment; providing a penalty; and providing other matters properly relating thereto.

Assemblywoman Benitez-Thompson moved that the bill be referred to the Committee on Health and Human Services.

Motion carried.

By Assemblywoman Joiner:

Assembly Bill No. 347—AN ACT relating to surgical technologists; prohibiting a hospital, independent center for emergency care, psychiatric hospital or surgical center for ambulatory patients from employing a surgical

technologist who does not possess certain qualifications; requiring such a facility to ensure that each surgical technologist at the facility receives certain continuing education; authorizing the State Board of Health and the Division of Public and Behavioral Health of the Department of Health and Human Services to enforce those requirements; and providing other matters properly relating thereto.

Assemblywoman Benitez-Thompson moved that the bill be referred to the Committee on Health and Human Services.

Motion carried.

By Assemblywoman Joiner:

Assembly Bill No. 348—AN ACT relating to education; requiring the board of trustees of each school district to establish an evidence-based, age-appropriate and medically accurate course of instruction in sex education; requiring the Council to Establish Academic Standards for Public Schools to establish standards of content and performance for a course of instruction in sex education as part of a course of study in health; and providing other matters properly relating thereto.

Assemblywoman Benitez-Thompson moved that the bill be referred to the Committee on Education.

Motion carried.

By Assemblywoman Krasner:

Assembly Bill No. 349—AN ACT relating to general improvement districts; requiring the Legislative Auditor to conduct a performance and compliance audit of the Incline Village General Improvement District; and providing other matters properly relating thereto.

Assemblywoman Benitez-Thompson moved that the bill be referred to the Committee on Ways and Means.

Motion carried.

By Assemblyman Fumo:

Assembly Bill No. 350—AN ACT relating to local governments; requiring a local government employer to provide an employee orientation to new employees, to allow certain employee organizations to participate in such an orientation or meet with a new employee under certain circumstances and to provide such an employee organization with certain information concerning new employees; requiring a local government employer to allow certain employee organizations to meet with local government employees at certain locations on the employer's premises; and providing other matters properly relating thereto.

Assemblywoman Benitez-Thompson moved that the bill be referred to the Committee on Government Affairs.

Motion carried.

By Assemblyman Fumo:

Assembly Bill No. 351—AN ACT relating to teachers; requiring the Department of Education to designate the counties, kinds of licenses and fields of endorsement for which a shortage of teachers exists in this State; requiring the Superintendent of Public Instruction to award grants to certain teachers who teach in such counties or possess such licenses or endorsements; authorizing the Superintendent to take certain actions if an application for such a grant contains false or misleading information; and providing other matters properly relating thereto.

Assemblywoman Benitez-Thompson moved that the bill be referred to the Committee on Education.

Motion carried.

By Assemblyman Pickard:

Assembly Bill No. 352—AN ACT relating to coverage for health care; requiring an insurer under a policy of health insurance to continue coverage for a procedure, device, medication or other treatment for a chronic condition of an insured under certain circumstances; authorizing the imposition of a civil penalty for certain insurers which violate the requirement for continued coverage; and providing other matters properly relating thereto.

Assemblywoman Benitez-Thompson moved that the bill be referred to the Committee on Commerce and Labor.

Motion carried.

By Assemblyman McArthur:

Assembly Bill No. 353—AN ACT relating to professional licensing; setting forth the state policy concerning occupational regulations; establishing a procedure to review the criminal history of potential applicants for certain certification or licensure; and providing other matters properly relating thereto.

Assemblywoman Benitez-Thompson moved that the bill be referred to the Committee on Commerce and Labor.

Motion carried.

By Assemblywoman Neal:

Assembly Bill No. 354—AN ACT relating to employment; requiring the Employment Security Division of the Department of Employment, Training and Rehabilitation to request a person filing for unemployment compensation to provide certain demographic information to the Division; requiring the Administrator of the Division to gather and report certain data to the Office of Economic Development and to the Director of the Legislative Counsel Bureau; requiring the Administrator to make such data available to persons who provide certain workforce recruitment, assessment and training programs; and providing other matters properly relating thereto.

Assemblywoman Benitez-Thompson moved that the bill be referred to the Committee on Commerce and Labor.

Motion carried.

By Assemblywoman Neal:

Assembly Bill No. 355—AN ACT relating to health insurance; requiring a network plan to include access to certain facilities; and providing other matters properly relating thereto.

Assemblywoman Benitez-Thompson moved that the bill be referred to the Committee on Health and Human Services.

Motion carried.

By Assemblywoman Neal:

Assembly Bill No. 356—AN ACT relating to criminal procedure; requiring a prosecuting attorney, defense attorney and lead investigating law enforcement officer to meet and exchange discoverable materials before trial in a criminal case; revising provisions governing a request for the disclosure of certain information in a criminal proceeding; revising provisions governing the disclosure of evidence by a prosecuting attorney; revising provisions governing sanctions for the destruction, loss or failure to collect evidence or violating certain provisions governing the discovery of evidence in a criminal proceeding; and providing other matters properly relating thereto.

Assemblywoman Benitez-Thompson moved that the bill be referred to the Committee on Judiciary.

Motion carried.

By Assemblymen Brooks, Araujo, McCurdy, Ohrenschall, Flores, Carlton, Carrillo, Diaz, Fumo, Neal, and Swank; Senators Cancela, Ratti, Denis, Manendo, and Spearman:

Assembly Bill No. 357—AN ACT relating to criminal procedure; restricting certain state and local governmental agencies from performing certain actions relating to immigration enforcement; and providing other matters properly relating thereto.

Assemblywoman Benitez-Thompson moved that the bill be referred to the Committee on Judiciary.

Motion carried.

By Assemblywoman Neal:

Assembly Bill No. 358—AN ACT relating to child support; revising provisions relating to the suspension or revocation of the driver's license or motorcycle driver's license of a person who is in arrears in the payment for the support of one or more children or has failed to comply with certain subpoenas or warrants related to the payment of such support; and providing other matters properly relating thereto.

Assemblywoman Benitez-Thompson moved that the bill be referred to the Committee on Judiciary.

Motion carried.

By Assemblyman Thompson:

Assembly Bill No. 359—AN ACT relating to contractors; exempting certain persons who enter into contracts or agreements with the State or a political corporation or subdivision of this State from certain provisions relating to contractors; and providing other matters properly relating thereto.

Assemblywoman Benitez-Thompson moved that the bill be referred to the Committee on Commerce and Labor.

Motion carried.

By Assemblyman Marchant:

Assembly Bill No. 360—AN ACT relating to transportation; revising provisions concerning the authority to approve certain requests relating to transportation facilities; authorizing the Department of Transportation to solicit a person to enter into an agreement with the Department to develop, construct, improve, maintain or operate a transportation facility under certain circumstances; requiring the Department to enter into a contract to conduct a feasibility study of establishing a high-speed rail system between Las Vegas and Reno, Nevada; making an appropriation; and providing other matters properly relating thereto.

Assemblywoman Benitez-Thompson moved that the bill be referred to the Committee on Transportation.

Motion carried.

By Assemblyman Carrillo:

Assembly Bill No. 361—AN ACT relating to business practices; making the charging of certain fees a deceptive trade practice; revising provisions governing deceptive trade practices relating to gift certificates; providing a penalty; and providing other matters properly relating thereto.

Assemblywoman Benitez-Thompson moved that the bill be referred to the Committee on Commerce and Labor.

Motion carried.

By Assemblymen Tolles and Watkins; Senators Gansert and Spearman:

Assembly Bill No. 362—AN ACT relating to education; prohibiting certain persons from assisting certain employees, contractors or agents who work at a public school to obtain new employment; prohibiting a local educational agency or public school from entering into certain agreements; requiring an applicant for employment who may have direct contact with pupils to provide certain information and written authorizations; requiring the board of trustees of a school district, governing body of a charter school, governing body of a university school for profoundly gifted pupils and certain independent contractors to take certain action regarding persons who



may have direct contact with children; requiring certain employers to provide certain information regarding an applicant for employment who may have direct contact with children; authorizing the Department of Education to impose an administrative penalty; providing that a teacher or administrator may be subject to disciplinary action for certain violations; requiring the Superintendent of Public Instruction to provide certain notice when an application for a license is denied; providing penalties; and providing other matters properly relating thereto.

Assemblywoman Benitez-Thompson moved that the bill be referred to the Committee on Judiciary.

Motion carried.

By Assemblywoman Titus:

Assembly Bill No. 363—AN ACT relating to off-highway vehicles; requiring the Department of Motor Vehicles to allow for the registration and renewal of registration of certain off-highway vehicles through the Internet website of the Department with limited exceptions; increasing the registration period for an off-highway vehicle from 1 year to 2 years; reducing the late fee imposed on a person who fails to renew the registration of an off-highway vehicle before expiration of the registration; providing for a waiver of the late fee in certain circumstances; revising provisions requiring the Department to expend certain money to administer the requirements for the titling and registration of off-highway vehicles; and providing other matters properly relating thereto.

Assemblywoman Benitez-Thompson moved that the bill be referred to the Committee on Transportation.

Motion carried.

By Assemblymen Ohrenschall, Carrillo, Carlton, and Thompson; Senators Manendo and Parks:

Assembly Bill No. 364—AN ACT relating to public highways; directing the Department of Transportation, in cooperation with Clark County, the City of Las Vegas and the City of Henderson, to conduct an interim study concerning roadway traffic and safety in the urban eastern part of Clark County; and providing other matters properly relating thereto.

Assemblywoman Benitez-Thompson moved that the bill be referred to the Committee on Transportation.

Motion carried.

By Assemblywomen Cohen and Swank:

Assembly Bill No. 365—AN ACT relating to marriage; providing for the issuance of a certificate of vow renewal; authorizing certain persons to perform a marriage; authorizing a county clerk to establish a course for certain persons authorized to perform a marriage; revising various provisions governing the performance of marriages; increasing the penalty for certain crimes related to performing marriages; revising provisions related to certain

fees for the issuance of a marriage license; providing a penalty; and providing other matters properly relating thereto.

Assemblywoman Benitez-Thompson moved that the bill be referred to the Committee on Judiciary.

Motion carried.

By Assemblymen Araujo, Bustamante Adams, Frierson, Thompson, Yeager, Paul Anderson, Benitez-Thompson, Carlton, Joiner, Monroe-Moreno, Oscarson, and Sprinkle; Senators Woodhouse, Ford, Ratti, Gansert, Kieckhefer, Cancela, Harris, and Manendo:

Assembly Bill No. 366—AN ACT relating to mental health; creating four behavioral health regions in this State; creating a regional behavioral health policy board for each region to advise the Division of Public and Behavioral Health and the Commission on Behavioral Health of the Department of Health and Human Services regarding certain behavioral health issues; and providing other matters properly relating thereto.

Assemblywoman Benitez-Thompson moved that the bill be referred to the Committee on Health and Human Services.

Motion carried.

By Assemblyman Oscarson:

Assembly Bill No. 367—AN ACT relating to emergency medical services; ratifying the Recognition of Emergency Medical Services Personnel Licensure Interstate Compact; and providing other matters properly relating thereto.

Assemblywoman Benitez-Thompson moved that the bill be referred to the Committee on Commerce and Labor.

Motion carried.

By Assemblyman Paul Anderson:

Assembly Bill No. 368—AN ACT relating to motor vehicles; revising the circumstances under which a damaged motor vehicle is considered a total loss vehicle; revising provisions governing the calculations of certain costs in considering whether a damaged motor vehicle is a total loss vehicle; and providing other matters properly relating thereto.

Assemblywoman Benitez-Thompson moved that the bill be referred to the Committee on Transportation.

Motion carried.

By Assemblymen Monroe-Moreno, McCurdy, Ohrenschall, and Bilbray-Axelrod; Senator Segerblom:

Assembly Bill No. 369—AN ACT relating to juvenile justice; eliminating the exclusion of certain offenses from the jurisdiction of the juvenile court; revising the provisions relating to the certification of a child for criminal proceedings as an adult; and providing other matters properly relating thereto.

Assemblywoman Benitez-Thompson moved that the bill be referred to the Committee on Judiciary.

Motion carried.

By Assemblywomen Swank and Cohen:

Assembly Bill No. 370—AN ACT relating to taxation; authorizing the Office of Historic Preservation of the State Department of Conservation and Natural Resources to approve and issue a certificate of transferable tax credits to a person who rehabilitates a historical building in this State under certain circumstances; providing for the calculation of the transferrable tax credits; requiring the Office to provide notice of certain hearings; requiring a person who rehabilitates a historical building to return any portion of transferable tax credits to which he or she is not entitled; and providing other matters properly relating thereto.

Assemblywoman Benitez-Thompson moved that the bill be referred to the Committee on Taxation.

Motion carried.

By Assemblymen Swank and Elliot Anderson:

Assembly Bill No. 371—AN ACT making an appropriation to the Division of State Lands of the State Department of Conservation and Natural Resources for the purchase of the Huntridge Theater in Las Vegas, Nevada; and providing other matters properly relating thereto.

Assemblywoman Benitez-Thompson moved that the bill be referred to the Committee on Ways and Means.

Motion carried.

By Assemblymen Bilbray-Axelrod, Ohrenschall, and Cohen; Senator Segerblom:

Assembly Bill No. 372—AN ACT relating to intercollegiate athletics; enacting the Revised Uniform Athlete Agents Act (2015); repealing the Uniform Athletes' Agents Act; providing a penalty; and providing other matters properly relating thereto.

Assemblywoman Benitez-Thompson moved that the bill be referred to the Committee on Education.

Motion carried.

By Assemblywomen Swank and Cohen:

Assembly Bill No. 373—AN ACT relating to State Government; revising provisions governing the membership of certain boards and commissions of the Executive Department of the State Government; authorizing the State Board of Education to conduct meetings via teleconference; and providing other matters properly relating thereto.

Assemblywoman Benitez-Thompson moved that the bill be referred to the Committee on Government Affairs.

Motion carried.

By Assemblymen Sprinkle, Frierson, Araujo, Carlton, Cohen, Elliot Anderson, Benitez-Thompson, Bilbray-Axelrod, Brooks, Bustamante Adams, Carrillo, Daly, Diaz, Flores, Fumo, Jauregui, Joiner, McCurdy, Miller, Neal, Ohrenschall, Spiegel, Swank, Thompson, Watkins, and Yeager:

Assembly Bill No. 374—AN ACT relating to health care; requiring the Department of Health and Human Services to make coverage through the Medicaid managed care program available for purchase; requiring the Director of the Department to seek any necessary waivers from the Federal Government to provide such coverage and to provide certain incentives to persons who purchase such coverage; authorizing the Department to make such coverage available on the Silver State Health Insurance Exchange in certain circumstances; and providing other matters properly relating thereto.

Assemblywoman Benitez-Thompson moved that the bill be referred to the Committee on Health and Human Services.

Motion carried.

By Assemblymen Sprinkle, Benitez-Thompson, Joiner, and Daly:

Assembly Bill No. 375—AN ACT relating to taxation; authorizing the governing body of a flood management authority under specified circumstances to adopt a resolution establishing a flood control project needs committee to recommend the imposition of certain taxes to fund the flood management projects of the flood management authority; providing that if such a committee is established and submits its recommendations to the board of county commissioners within the time prescribed, the board of county commissioners is required to submit a question to the voters at the 2018 General Election asking whether the recommended taxes should be imposed in the county; requiring the board of county commissioners to adopt an ordinance imposing any such taxes that are approved by the voters; providing for the use of the proceeds of such taxes for certain flood management projects; providing that if a flood control project needs committee is established, the committee is required to obtain information and submit a report concerning certain flooding issues in the county; providing for the prospective expiration of the authority of a governing body to establish such a committee; and providing other matters properly relating thereto.

Assemblywoman Benitez-Thompson moved that the bill be referred to the Committee on Taxation.

Motion carried.

Assemblywoman Benitez-Thompson moved that the Assembly recess until 6 p.m.

Motion carried.

Assembly in recess at 1:12 p.m.

## ASSEMBLY IN SESSION

At 9:21 p.m.  
Mr. Speaker presiding.  
Quorum present.

## MOTIONS, RESOLUTIONS AND NOTICES

By Assemblyman Edwards:

Assembly Joint Resolution No. 12—Urging Congress to abolish the Gold Butte National Monument.

Assemblywoman Benitez-Thompson moved that Assembly Joint Resolution No. 12 be placed on the Chief Clerk's desk.

Motion carried.

By Assemblymen Ellison and Oscarson:

Assembly Concurrent Resolution No. 6—Directing the Legislative Commission to appoint a committee to conduct an interim study concerning increases in the salary and benefits of state employees.

Assemblywoman Benitez-Thompson moved that the resolution be referred to the Committee on Legislative Operations and Elections.

Motion carried.

## INTRODUCTION, FIRST READING AND REFERENCE

By Assemblyman Ohrenschall:

Assembly Bill No. 376—AN ACT relating to criminal procedure; revising provisions governing the filing of a complaint after an arrest without a warrant; revising provisions governing the conduct of discovery in criminal actions; requiring the prosecuting attorney, the attorney for the defendant and the lead investigating law enforcement officer to participate in a pretrial discovery conference; revising provisions governing evidentiary sanctions for failure to comply with discovery requirements; authorizing the issuance of subpoenas for witnesses in Nevada to appear for certain hearings and proceedings; requiring the court to give requested jury instructions under certain circumstances; and providing other matters properly relating thereto.

Assemblywoman Benitez-Thompson moved that the bill be referred to the Committee on Judiciary.

Motion carried.

By Assemblyman Ohrenschall:

Assembly Bill No. 377—AN ACT relating to criminal procedure; prohibiting a prosecuting attorney from seeking an indictment while competency proceedings are pending; prohibiting a prosecuting attorney from refiling charges against a defendant who has been found incompetent unless the prosecuting attorney has a good faith belief, based on articulable facts, that the defendant has attained competency; and providing other matters properly relating thereto.

Assemblywoman Benitez-Thompson moved that the bill be referred to the Committee on Judiciary.

Motion carried.

By Assemblyman Edwards:

Assembly Bill No. 378—AN ACT relating to education; revising provisions governing contracts for goods and services and contracts of employment entered into by the board of trustees of a school district; revising provisions governing the annual reports of budgets required of boards of trustees of school districts and governing bodies of charter schools; providing for the proportional deduction of salaries of certain employees of a school district or charter school, as applicable, for the submission of late annual reports of budgets; revising the mandatory subjects of collective bargaining relating to the duration of agreements; and providing other matters properly relating thereto.

Assemblywoman Benitez-Thompson moved that the bill be referred to the Committee on Education.

Motion carried.

By Assemblywoman Joiner:

Assembly Bill No. 379—AN ACT relating to general improvement districts; revising provisions relating to the formation of a general improvement district that is organized to furnish recreational facilities; expanding the authority of the board of trustees of a general improvement district that is organized to furnish recreational facilities; providing that watersheds, trails, open spaces, lakes, ponds and rivers are recreational facilities; and providing other matters properly relating thereto.

Assemblywoman Benitez-Thompson moved that the bill be referred to the Committee on Government Affairs.

Motion carried.

By Assemblyman Elliot Anderson:

Assembly Bill No. 380—AN ACT relating to real property; authorizing the recording of certain documents relating to real property; limiting an action constituting an easement by prescription under certain circumstances; and providing other matters properly relating thereto.

Assemblywoman Benitez-Thompson moved that the bill be referred to the Committee on Judiciary.

Motion carried.

By Assemblywoman Spiegel:

Assembly Bill No. 381—AN ACT relating to health insurance; prohibiting an insurer from taking certain actions concerning prescription drugs covered by a policy of health insurance; and providing other matters properly relating thereto.

Assemblywoman Benitez-Thompson moved that the bill be referred to the Committee on Commerce and Labor.

Motion carried.

By Assemblymen Carlton, Frierson, Araujo, Spiegel, Benitez-Thompson and Sprinkle; Senators Ford, Parks, and Cancela:

Assembly Bill No. 382—AN ACT relating to health care; requiring certain hospitals, independent centers for emergency medical care and physicians to accept certain rates as payment in full for the provision of emergency services and care to certain patients; providing an exception under certain circumstances; requiring the submission of certain reports relating to policies of health insurance and similar contractual agreements by certain third parties who issue those policies and agreements; requiring certain hospitals and independent centers for emergency medical care to submit reports to the Department of Health and Human Services concerning patient debt and rate increases; requiring the Governor's Consumer Health Advocate to adopt certain regulations; requiring the Commissioner of Insurance to consider certain information when determining the adequacy of a network plan; and providing other matters properly relating thereto.

Assemblywoman Benitez-Thompson moved that the bill be referred to the Committee on Health and Human Services.

Motion carried.

By Assemblyman Ohrenschall:

Assembly Bill No. 383—AN ACT relating to peace officers; requiring peace officers to be trained in the constitutional and lawful use of force; and providing other matters properly relating thereto.

Assemblywoman Benitez-Thompson moved that the bill be referred to the Committee on Government Affairs.

Motion carried.

By Assemblymen Thompson, McCurdy, Flores, Araujo, Carrillo, Bilbray-Axelrod, Brooks, Bustamante Adams, Carlton, Daly, Frierson, Fumo, Miller, Monroe-Moreno, Neal, Ohrenschall, Sprinkle and Yeager; Senators Ford, Atkinson, Spearman, Cancela, Parks, Denis, Segerblom, and Woodhouse:

Assembly Bill No. 384—AN ACT relating to public employment; providing generally that the criminal history of an applicant or other qualified person under consideration for a position in the unclassified or classified service of the State may be considered only after the applicant has been certified by the Administrator of the Division of Human Resource Management of the Department of Administration or after a conditional offer of employment has been made to the applicant; prohibiting the Administrator, when examining an applicant for a position in the classified service of the State, from considering the criminal history of the applicant; providing that, except in certain circumstances, the criminal history of a person may serve as the basis for the Administrator to refuse to certify an

applicant or for rescission of a conditional offer of employment in the unclassified or classified service of the State only after consideration of certain factors relating to the criminal history of the person; providing for written notice to a person if the criminal history of the person is the basis for the Administrator's refusal to certify the person or for the rescission of a conditional offer of employment; establishing similar provisions relating to the consideration by the governing body of a county or incorporated city of the criminal history of an applicant for employment by a county or incorporated city; and providing other matters properly relating thereto.

Assemblywoman Benitez-Thompson moved that the bill be referred to the Committee on Government Affairs.

Motion carried.

By Assemblymen Yeager, Araujo, McCurdy, Watkins, Diaz, Benitez-Thompson, Flores, Jauregui, and Joiner; Senators Cannizzaro and Cancela:

Assembly Bill No. 385—AN ACT relating to state lands; requiring the Division of State Parks of the State Department of Conservation and Natural Resources to issue, without charge, an annual pass for state parks and recreational areas to each pupil enrolled in the fifth grade in this State and to each member of his or her immediate family under certain circumstances; and providing other matters properly relating thereto.

Assemblywoman Benitez-Thompson moved that the bill be referred to the Committee on Natural Resources, Agriculture, and Mining.

Motion carried.

By Assemblyman Watkins:

Assembly Bill No. 386—AN ACT relating to public lands; authorizing a person to enter private land at the geographic point that represents the corner of the parcel in order to lawfully enter public land under certain circumstances; and providing other matters properly relating thereto.

Assemblywoman Benitez-Thompson moved that the bill be referred to the Committee on Natural Resources, Agriculture, and Mining.

Motion carried.

By Assemblywoman Benitez-Thompson:

Assembly Bill No. 387—AN ACT relating to social work; revising provisions requiring licensed social workers to receive certain suicide prevention and awareness training in order to renew a license; and providing other matters properly relating thereto.

Assemblywoman Benitez-Thompson moved that the bill be referred to the Committee on Commerce and Labor.

Motion carried.

By Assemblywoman Benitez-Thompson:

Assembly Bill No. 388—AN ACT making an appropriation to the Division of Public and Behavioral Health of the Department of Health and



Human Services for the cost of the Women's Health Connection Program; and providing other matters properly relating thereto.

Assemblywoman Benitez-Thompson moved that the bill be referred to the Committee on Ways and Means.

Motion carried.

By Assemblyman Marchant:

Assembly Bill No. 389—AN ACT relating to elections; prohibiting the name of an ineligible candidate from appearing on the ballot unless the period for changing the ballot has elapsed; providing certain remedies and penalties in preelection challenges to the qualifications of a candidate; prohibiting the filling of a vacancy in a nomination for office under certain circumstances; providing that certain persons who take part in a voter registration drive must be citizens of the United States; prohibiting persons who have been convicted of certain crimes from having access to certain election materials; authorizing certain officials to conduct investigations after elections under certain circumstances; amending certain residency requirements for candidates; revising provisions governing the filing of a declaration or acceptance of candidacy; prescribing the penalty for a candidate who files certain documents containing a false statement; requiring certain proofs of identity and residency when filing for candidacy; clarifying the deadline for an elector to file certain preelection challenges to the qualifications of a candidate; providing that a vote cast for an ineligible candidate is a nullity and void for the purposes of determining the outcome of an election; requiring that voting systems meet or exceed certain standards for the security of information; prohibiting an ineligible candidate from demanding a recount, filing a contest of election or receiving a certificate of election; making conforming changes to the definition of "actual residence" for purposes of candidacy; specifying that a person who is not a citizen of the United States is not authorized to vote or register to vote in this State; making various other changes relating to elections; providing penalties; and providing other matters properly relating thereto.

Assemblywoman Benitez-Thompson moved that the bill be referred to the Committee on Legislative Operations and Elections.

Motion carried.

By Assemblyman Elliot Anderson and Senator Woodhouse:

Assembly Bill No. 390—AN ACT relating to state governmental administration; authorizing a state officer or state employee to communicate with the Legislature or a Legislator; prohibiting a state agency from taking certain actions against a state officer or state employee on account of such communication; revising provisions relating to disclosures of improper governmental action; revising the salary to which a member of the Board of Regents of the University of Nevada is entitled; creating the Spending and Government Efficiency Commission for the Nevada System of Higher

Education; prescribing the membership and duties of the Commission; and providing other matters properly relating thereto.

Assemblywoman Benitez-Thompson moved that the bill be referred to the Committee on Government Affairs.

Motion carried.

By Assemblymen Carrillo, Swank, Ohrenschall, Ellison, Monroe-Moreno, and Sprinkle (by request):

Assembly Bill No. 391—AN ACT relating to crimes; creating the crime of bestiality; providing a penalty; and providing other matters properly relating thereto.

Assemblywoman Benitez-Thompson moved that the bill be referred to the Committee on Judiciary.

Motion carried.

By Assemblymen Oscarson, Ellison, and Wheeler:

Assembly Bill No. 392—AN ACT relating to elections; prohibiting a public officer or employee from using official stationery for certain purposes relating to elections; requiring a disclosure on certain elections-related communications; and providing other matters properly relating thereto.

Assemblywoman Benitez-Thompson moved that the bill be referred to the Committee on Legislative Operations and Elections.

Motion carried.

By Assemblymen Ohrenschall, Carlton, Carrillo, and Edwards; Senator Manendo:

Assembly Bill No. 393—AN ACT relating to land use planning; setting forth legislative findings and declarations concerning certain changes in zoning and development standards; and providing other matters properly relating thereto.

Assemblywoman Benitez-Thompson moved that the bill be referred to the Committee on Government Affairs.

Motion carried.

By Assemblywoman Bilbray-Axelrod:

Assembly Bill No. 394—AN ACT relating to employment; requiring private employers that provide paid sick leave benefits to employees to allow an employee to use such leave for an illness, injury, medical appointment or other authorized medical need of a member of the employee's immediate family; providing an exception for certain employees and employers; providing a penalty; and providing other matters properly relating thereto.

Assemblywoman Benitez-Thompson moved that the bill be referred to the Committee on Commerce and Labor.

Motion carried.

By Assemblymen Frierson, Ohrenschall, and Benitez-Thompson:

Assembly Bill No. 395—AN ACT relating to crimes; revising provisions governing registration and community notification of juveniles adjudicated delinquent for committing certain sexual offenses; revising provisions concerning the release of certain information relating to a child subject to the jurisdiction of the juvenile court; revising provisions concerning the penalty for acts of open or gross lewdness or open and indecent or obscene exposure committed in the presence of a child or a vulnerable person; providing a penalty; making appropriations; and providing other matters properly relating thereto.

Assemblywoman Benitez-Thompson moved that the bill be referred to the Committee on Judiciary.

Motion carried.

By Assemblyman Daly:

Assembly Bill No. 396—AN ACT relating to public office; revising provisions governing the lobbying of State Legislators; revising provisions governing financial disclosure statements filed by candidates and public officers; and providing other matters properly relating thereto.

Assemblywoman Benitez-Thompson moved that the bill be referred to the Committee on Legislative Operations and Elections.

Motion carried.

By Assemblymen Frierson, Carlton, and Carrillo:

Assembly Bill No. 397—AN ACT making an appropriation to the Division of Public and Behavioral Health of the Department of Health and Human Services to provide grants of money to local governmental entities and nonprofit organizations for family planning services; and providing other matters properly relating thereto.

Assemblywoman Benitez-Thompson moved that the bill be referred to the Committee on Ways and Means.

Motion carried.

By Assemblyman Fumo:

Assembly Bill No. 398—AN ACT relating to taxes on retail sales; providing a temporary exemption from the Local School Support Tax and certain analogous taxes on retail sales of electric vehicles; and providing other matters properly relating thereto.

Assemblywoman Benitez-Thompson moved that the bill be referred to the Committee on Taxation.

Motion carried.

By Assemblywoman Bustamante Adams:

Assembly Bill No. 399—AN ACT relating to public works; establishing the Nevada State Infrastructure Bank; providing for the governance of the Bank by a Board of Directors; establishing the powers and duties of the

Board of Directors; providing for the administration of the Bank by an Executive Director; establishing the powers and duties of the Executive Director; establishing the Nevada State Infrastructure Bank Fund; authorizing the Bank to perform certain acts in connection with the financing of certain transportation facilities and utility infrastructure projects; providing civil immunity for certain persons for certain official actions; and providing other matters properly relating thereto.

Assemblywoman Benitez-Thompson moved that the bill be referred to the Committee on Government Affairs.

Motion carried.

By Assemblywoman Neal (by request):

Assembly Bill No. 400—AN ACT relating to education; requiring the board of trustees of a school district or governing body of a charter school to transfer the copyright for certain instructional materials or tools to an employee of the school district or charter school; requiring the Department of Education to establish a database of instructional materials and tools created by employees of school districts and charter schools in this State; and providing other matters properly relating thereto.

Assemblywoman Benitez-Thompson moved that the bill be referred to the Committee on Education.

Motion carried.

By Assemblymen Bustamante Adams and Carrillo:

Assembly Bill No. 401—AN ACT relating to registration of vehicles; requiring a person registering or renewing the registration of a clean fuel vehicle or a hybrid fuel vehicle with the Department of Motor Vehicles to pay an additional fee; providing exceptions; providing for the distribution by the Department of the money collected for the additional fees; providing for a credit on the unused portion of the additional fees upon the cancellation or transfer of the vehicle under certain circumstances; providing a penalty; and providing other matters properly relating thereto.

Assemblywoman Benitez-Thompson moved that the bill be referred to the Committee on Transportation.

Motion carried.

By Assemblywoman Jauregui:

Assembly Bill No. 402—AN ACT relating to taxes on retail sales; providing for the submission to the voters of the question whether the Sales and Use Tax Act of 1955 should be amended to provide an exemption from the tax for feminine hygiene products and diapers; providing for the exemptions from certain analogous taxes if the voters approve this amendment to the Sales and Use Tax Act of 1955; and providing other matters properly relating thereto.

Assemblywoman Benitez-Thompson moved that the bill be referred to the Committee on Taxation.

Motion carried.

By Assemblymen Daly, Frierson, Diaz, Benitez-Thompson, Araujo, Brooks, Carrillo, McCurdy, and Monroe-Moreno:

Assembly Bill No. 403—AN ACT relating to governmental administration; creating the Governmental Oversight and Accountability Subcommittee of the Legislative Commission; prescribing the powers and duties of the Subcommittee; authorizing the Legislative Commission to suspend or nullify certain regulations; abolishing the Subcommittee to Review Regulations of the Legislative Commission; revising provisions relating to administrative regulations; and providing other matters properly relating thereto.

Assemblywoman Benitez-Thompson moved that the bill be referred to the Committee on Legislative Operations and Elections.

Motion carried.

By Assemblymen Miller, McCurdy, Benitez-Thompson, Brooks, and Fumo:

Assembly Bill No. 404—AN ACT relating to governmental administration; creating the Nevada Office of the Inspector General; setting forth the powers and duties of the Inspector General and employees of the Office of the Inspector General; requiring a state agency or local government to cooperate with and provide assistance to the Inspector General in carrying out those duties; providing penalties; and providing other matters properly relating thereto.

Assemblywoman Benitez-Thompson moved that the bill be referred to the Committee on Government Affairs.

Motion carried.

By Assemblyman Brooks:

Assembly Bill No. 405—AN ACT relating to renewable energy; creating the contractual requirements for an agreement for the lease or purchase of a distributed generation system and a power purchase agreement; describing utility rates; establishing the minimum warranty requirements for an agreement concerning a distributed generation system; providing certain immunity for solar installation companies; creating the Renewable Energy Bill of Rights; providing a penalty; and providing other matters properly relating thereto.

Assemblywoman Benitez-Thompson moved that the bill be referred to the Committee on Commerce and Labor.

Motion carried.

By Assemblymen Daly, Benitez-Thompson, Brooks, Carrillo, Bilbray-Axelrod, Frierson, Joiner, McCurdy, and Monroe-Moreno:

Assembly Bill No. 406—AN ACT relating to construction; revising provisions relating to the payment of prevailing wages; revising provisions governing the construction of a public work by a construction manager at risk; revising provisions relating to agreements with labor organizations concerning contracts with a public body for a public work or with an awardee of certain grants, tax abatements, tax credits or tax exemptions from a public body; and providing other matters properly relating thereto.

Assemblywoman Benitez-Thompson moved that the bill be referred to the Committee on Government Affairs.

Motion carried.

By Assemblywoman Diaz:

Assembly Bill No. 407—AN ACT relating to cooperative extension programs; establishing geographical regions of the State for the purposes of such programs; placing the operation of the programs in the respective regions under the control of the Presidents of the University of Nevada, Reno, and the University of Nevada, Las Vegas, or their designees; and providing other matters properly relating thereto.

Assemblywoman Benitez-Thompson moved that the bill be referred to the Committee on Education.

Motion carried.

By Assemblymen Joiner, Spiegel, Bilbray-Axelrod, Fumo, Sprinkle, Araujo, Benitez-Thompson, Brooks, Bustamante Adams, Carlton, Carrillo, Cohen, Daly, Diaz, Flores, Frierson, McCurdy, Monroe-Moreno, Neal, Ohrenschall, Swank and Thompson:

Assembly Bill No. 408—AN ACT relating to health care; requiring the State Plan for Medicaid to cover certain preventive health care services and maternity and newborn care; requiring insurers to offer health insurance coverage regardless of the health status of a person; requiring insurers to allow the covered adult child of an insured to remain covered by the health insurance of the insured until 26 years of age; requiring insurers to provide coverage for certain preventive health care services for women, adults and children at no cost; requiring insurers to provide coverage for maternity and newborn care; prohibiting providers of health care, insurers and the Silver State Health Insurance Exchange from discriminating against a person on certain grounds; and providing other matters properly relating thereto.

Assemblywoman Benitez-Thompson moved that the bill be referred to the Committee on Health and Human Services.

Motion carried.

#### 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 Pam Roberts.

On request of Assemblywoman Bilbray-Axelrod, the privilege of the floor of the Assembly Chamber for this day was extended to Laura Deitsch and Marla Turner.

On request of Assemblyman Brooks, the privilege of the floor of the Assembly Chamber for this day was extended to Alison Brasier and Nancy Ayala.

On request of Assemblywoman Bustamante Adams, the privilege of the floor of the Assembly Chamber for this day was extended to Ana Navarro, Patricia Calzada, Jill Hetherton, and Verna Mandez.

On request of Assemblywoman Carlton, the privilege of the floor of the Assembly Chamber for this day was extended to Donna West, Frances Stine, and Marty McGarry.

On request of Assemblywoman Cohen, the privilege of the floor of the Assembly Chamber for this day was extended to Mark Stufflebeam, Kathy Butler, Lisa Perryman, and Courtney Kravitz.

On request of Assemblyman Daly, the privilege of the floor of the Assembly Chamber for this day was extended to Laura Stewart and Pat Fling.

On request of Assemblywoman Diaz, the privilege of the floor of the Assembly Chamber for this day was extended to Constance Hanson and Connie Barrett.

On request of Assemblyman Frierson, the privilege of the floor of the Assembly Chamber for this day was extended to Sue Wagner, Christine Smith, Alysya Grimes, Elise Conlin, and Laura Brown.

On request of Assemblyman Fumo, the privilege of the floor of the Assembly Chamber for this day was extended to Electra Skrzydlewski and Molly Rose Lewis.

On request of Assemblyman Hambrick, the privilege of the floor of the Assembly Chamber for this day was extended to Terri White Elk.

On request of Assemblyman Hansen, the privilege of the floor of the Assembly Chamber for this day was extended to Teresa Twitchell and Sarah Mahler.

On request of Assemblywoman Jauregui, the privilege of the floor of the Assembly Chamber for this day was extended to Brianna Martinez, Krystina Viernes, and Britni Griffith.

On request of Assemblywoman Joiner, the privilege of the floor of the Assembly Chamber for this day was extended to Amy O'Brien, Karen Stout-Gardner, and Sheila Peuchaud.

On request of Assemblyman Kramer, the privilege of the floor of the Assembly Chamber for this day was extended to Catherine Byrne, JoAnn Carpenter, and Barbara Wall.

On request of Assemblywoman Krasner, the privilege of the floor of the Assembly Chamber for this day was extended to Grace Nichols, Carol Gleason, Gayle Brandeis, Mimi Swearngin, Ivan Swearngin, Alex Mayer, and Connor Riche.

On request of Assemblyman Marchant, the privilege of the floor of the Assembly Chamber for this day was extended to Danielle Schiller, Monica Durban, and Linda Borla.

On request of Assemblyman McCurdy, the privilege of the floor of the Assembly Chamber for this day was extended to Laura Cadot, Bonnie Barber, and Peggy Lear Bowen.

On request of Assemblywoman Miller, the privilege of the floor of the Assembly Chamber for this day was extended to Dan Kruger, Ginni Kruger, Durette Candito, and Elizabeth Castillo.

On request of Assemblywoman Monroe-Moreno, the privilege of the floor of the Assembly Chamber for this day was extended to Lois DiVietro and Patrina McKinney.

On request of Assemblyman Ohrenschall, the privilege of the floor of the Assembly Chamber for this day was extended to Jocelyn Pereira, Theresa Hill, Edwina Knight, Riana Durett, Jeanette Dean, and Raquel Cruz.

On request of Assemblyman Pickard, the privilege of the floor of the Assembly Chamber for this day was extended to Mackenzie Matheny.

On request of Assemblywoman Spiegel, the privilege of the floor of the Assembly Chamber for this day was extended to Laura Stuart, Ann Louhela, and Asbury Edens.

On request of Assemblyman Sprinkle, the privilege of the floor of the Assembly Chamber for this day was extended to Carolyn Miller, Paula Scholer, and Joan Morris.

On request of Assemblywoman Swank, the privilege of the floor of the Assembly Chamber for this day was extended to Manuel Ayala, Kiyana Asemanfar, and Matt Kimball.

On request of Assemblyman Thompson, the privilege of the floor of the Assembly Chamber for this day was extended to Louella Novak, Kasina Douglass-Boone, and Sherida Devine.



On request of Assemblywoman Tolles, the privilege of the floor of the Assembly Chamber for this day was extended to Barbara Lentz, Mary DeLaMare, and Jane Bantz.

On request of Assemblyman Watkins, the privilege of the floor of the Assembly Chamber for this day was extended to Annette Magnus, Mike Willoughby, Lynette Hull, Michelle Gorelow, Hailey Gorelow, and Aaron Gorelow.

On request of Assemblyman Wheeler, the privilege of the floor of the Assembly Chamber for this day was extended to Nancy Stiles and Beth Mancl.

On request of Assemblywoman Woodbury, the privilege of the floor of the Assembly Chamber for this day was extended to Valerie McNay.

On request of Assemblyman Yeager, the privilege of the floor of the Assembly Chamber for this day was extended to Helene de Boissiere-Swanson and Natalie Hernandez.

Assemblywoman Benitez-Thompson moved that the Assembly adjourn until Tuesday, March 21, 2017, at 11:30 a.m.

Motion carried.

Assembly adjourned at 9:38 p.m.

Approved:

JASON FRIERSON  
*Speaker of the Assembly*

Attest: SUSAN FURLONG  
*Chief Clerk of the Assembly*