

THE SEVENTEENTH DAY

CARSON CITY (Wednesday), February 22, 2017

Senate called to order at 11:36 a.m.

President pro Tempore Denis presiding.

Roll called.

All present.

Prayer by the Chaplain, Reverend Jay Hull.

Father, Son and Holy Spirit, I give You thanks for who You are and for what You do. Thank You for all of the ways You have intervened for Your redemptive purposes throughout human history and still today. Thank You for Abraham; for Moses; for David, the King; for Isaiah, the Prophet; for Paul, the Apostle; for the reformer, Martin Luther, and for Martin Luther King, Jr., whose prayer I now share: "O' God, make us willing to do Your will, come what may. Increase the number of persons of good will and moral sensitivity. Give us renewed confidence in nonviolence and the way of love as taught by Christ."

AMEN.

Pledge of Allegiance to the Flag.

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

REPORTS OF COMMITTEES

Mr. President pro Tempore:

Your Committee on Finance, to which was referred Senate Bill No. 49, has had the same under consideration, and begs leave to report the same back with the recommendation: Re-refer to the Committee on Education.

JOYCE WOODHOUSE, *Chair*

MOTIONS, RESOLUTIONS AND NOTICES

Senator Woodhouse moved that Senate Bill No. 49, just reported out of Committee, be re-referred to the Committee on Education.

Motion carried.

INTRODUCTION, FIRST READING AND REFERENCE

By Senator Settlemeyer:

Senate Bill No. 199—AN ACT relating to alcoholic beverages; providing for the licensing and operation of estate distilleries in this State; setting forth the conditions under which spirits manufactured at such estate distilleries may be sold; providing a penalty; and providing other matters properly relating thereto.

Senator Settlemeyer moved that the bill be referred to the Committee on Commerce, Labor and Energy.

Motion carried.

By Senators Woodhouse, Denis, Ford, Spearman, Cancela, Atkinson, Cannizzaro, Gansert, Manendo, Parks, Ratti, Segerblom; Assemblymen Carlton, Frierson and Fumo:

Senate Bill No. 200—AN ACT relating to education; requiring certain pupils to receive instruction in computer education and technology; authorizing a pupil to apply credit received for certain courses in computer science to fulfill requirements for graduation from high school, admission to college and eligibility for the Millennium Scholarship; requiring the Advisory Council on Science, Technology, Engineering and Mathematics to appoint a subcommittee to make recommendations concerning instruction in computer education and technology; and providing other matters properly relating thereto.

Senator Woodhouse moved that the bill be referred to the Committee on Education.

Motion carried.

By Senators Parks, Ratti, Ford, Atkinson, Spearman, Cancela, Cannizzaro, Denis, Farley, Manendo, Segerblom, Woodhouse; Assemblymen Araujo, Carrillo, Carlton, Neal, Cohen, Brooks, Flores, Krasner, Ohrenschall, Swank, Thompson and Yeager:

Senate Bill No. 201—AN ACT relating to mental health professionals; prohibiting certain practitioners from providing sexual orientation or gender identity conversion therapy to a minor; and providing other matters properly relating thereto.

Senator Parks moved that the bill be referred to the Committee on Commerce, Labor and Energy.

Motion carried.

SECOND READING AND AMENDMENT

Senate Bill No. 16.

Bill read second time and ordered to third reading.

GENERAL FILE AND THIRD READING

Senate Bill No. 23.

Bill read third time.

Remarks by Senator Goicoechea.

Senate Bill No. 23 clarifies that the State agency that renders a final administrative decision in a contested case must be named as a respondent in the petition for judicial review. The measure clarifies that respondents to the petition, other than the Attorney General and the administrative head of the agency, must be served in the manner provided by Rule 4 of the Nevada Rules of Civil Procedure, except in the matter of a petition for judicial review filed pursuant to industrial insurance benefits for injuries or death that must be served upon the appeals officer.

Roll call on Senate Bill No. 23:

YEAS—21.

NAYS—None.

Senate Bill No. 23 having received a constitutional majority, Mr. President pro Tempore declared it passed.

Bill ordered transmitted to the Assembly.

Senate Bill No. 44.

Bill read third time.

Remarks by Senator Ratti.

Senate Bill No. 44 authorizes the Deputy Administrator of the Public Works, Compliance and Code Enforcement Section of the State Public Works Division of the Department of Administration, to issue to a person certain permits for the planning, maintenance or construction of buildings and structures on property of the State or held in trust for the State.

Roll call on Senate Bill No. 44:

YEAS—21.

NAYS—None.

Senate Bill No. 44 having received a constitutional majority, Mr. President pro Tempore declared it passed.

Bill ordered transmitted to the Assembly.

Senate Bill No. 45.

Bill read third time.

Remarks by Senator Manendo.

Senate Bill No. 45 eliminates the requirement that the State Public Works Division, Department of Administration, periodically inspect all buildings at the State Universities, and specifically exempts all buildings and physical plant facilities owned by any part of the Nevada System of Higher Education from the requirement of periodic inspections by the Division.

Roll call on Senate Bill No. 45:

YEAS—21.

NAYS—None.

Senate Bill No. 45 having received a constitutional majority, Mr. President pro Tempore declared it passed.

Bill ordered transmitted to Assembly.

Senate Bill No. 111.

Bill read third time.

Remarks by Senator Hardy.

Senate Bill No. 111 authorizes the Chair of the Executive Branch Audit Committee, without the approval of the Committee, to direct the Administrator, Division of Internal Audits, Office of Finance, to audit an agency that is not included in its annual plan for auditing agencies of the Executive Branch.

Roll call on Senate Bill No. 111:

YEAS—21.

NAYS—None.

Senate Bill No. 111 having received a constitutional majority, Mr. President pro Tempore declared it passed.

Bill ordered transmitted to Assembly.

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

Motion carried.

Senate in recess at 12:01 p.m.

SENATE IN SESSION

At 3:23 p.m.

President pro Tempore Denis presiding.

Quorum present.

MOTIONS, RESOLUTIONS AND NOTICES

By Senator Woodhouse:

Senate Joint Resolution No. 5—Urging Congress to enact the Marketplace Fairness Act.

Senator Woodhouse moved that the resolution be referred to the Committee on Revenue and Economic Development.

Motion carried.

INTRODUCTION, FIRST READING AND REFERENCE

By Senator Ratti and Assemblyman Sprinkle:

Senate Bill No. 202—AN ACT relating to the City of Sparks; requiring newly elected municipal judges to be licensed members of the State Bar of Nevada; requiring that a candidate for City Council Member be voted on in a general election only by the registered voters of the ward that the candidate seeks to represent; providing that a candidate for office who receives a majority of the votes at the primary election must be declared elected and not appear on the ballot at the general election; and providing other matters properly relating thereto.

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

Motion carried.

By the Committee on Judiciary:

Senate Bill No. 203—AN ACT relating to business associations; expressing the intent of the Legislature concerning the law of domestic corporations; requiring attorneys to verify that they have read certain relevant statutes before filing a complaint for certain causes of action relating to domestic corporations; revising the presumption against negligence for the actions of corporate directors and officers; clarifying the factors that may be considered by corporate directors and officers in the exercise of their respective powers; and providing other matters properly relating thereto.

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

Motion carried.

By Senators Atkinson, Spearman, Cancela, Goicoechea, Manendo and Segerblom:

Senate Bill No. 204—AN ACT relating to energy; requiring the Public Utilities Commission of Nevada to investigate and establish a requirement for certain electric utilities to procure energy storage systems if certain criteria are satisfied; requiring energy storage systems procured by an electric utility to

satisfy such requirements to meet certain criteria; and providing other matters properly relating thereto.

Senator Atkinson moved that the bill be referred to the Committee on Commerce, Labor and Energy.

Motion carried.

By Senators Atkinson, Segerblom, Cancela, Denis, Farley, Parks, Ratti, Spearman and Woodhouse:

Senate Bill No. 205—AN ACT relating to the Legislature; revising provisions governing the payment of certain expenses of Legislators during a regular legislative session; and providing other matters properly relating thereto.

Senator Atkinson moved that the bill be referred to the Committee on Legislative Operations and Elections.

Motion carried.

By Senators Atkinson, Spearman, Cancela, Cannizzaro, Farley, Goicoechea, Manendo, Segerblom and Settelmeyer:

Senate Bill No. 206—AN ACT relating to barbering; revising provisions governing the terms of appointed members of the State Barbers' Health and Sanitation Board; requiring the Board to post certain financial information and examination dates on the Internet website maintained by the Board; revising the qualifications for a license as an instructor in a barber school; revising requirements for the operation of a barber school; and providing other matters properly relating thereto.

Senator Atkinson moved that the bill be referred to the Committee on Commerce, Labor and Energy.

Motion carried.

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 Maileen Ulep-Reed.

On request of Senator Gansert, the privilege of the floor of the Senate Chamber for this day was extended to Doren Beagley.

On request of Senator Goicoechea, the privilege of the floor of the Senate Chamber for this day was extended to Gladys Goicoechea, Nora Goicoechea, Angela Shea, Jeremy Shea and Sandy Talley.

On request of Senator Gustavson, the privilege of the floor of the Senate Chamber for this day was extended to Jennifer Stevens and Sandra Turner.

On request of Senator Hammond, the privilege of the floor of the Senate Chamber for this day was extended to Bret Hess and Teresa Praus.

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

On request of Senator Manendo, the privilege of the floor of the Senate Chamber for this day was extended to Debra Collins.

On request of Senator Ratti, the privilege of the floor of the Senate Chamber for this day was extended to Vania Carter and Dr. Jeanine Swygman.

On request of Senator Settelmeyer, the privilege of the floor of the Senate Chamber for this day was extended to Darlene Bujold and Dorothy Dean.

Senator Ford moved that the Senate adjourn until Thursday, February 23, 2017, at 11:00 a.m.

Motion carried.

Senate adjourned at 3:27 p.m.

Approved:

MOISES DENIS

President pro Tempore of the Senate

Attest: CLAIRE J. CLIFT

Secretary of the Senate