

THE TWENTY-FIFTH DAY

CARSON CITY (Thursday), March 2, 2017

Senate called to order at 11:51 a.m.

President Hutchison presiding.

Roll called.

All present.

Prayer by the Chaplain, Pastor Nick Emery.

Here we are again, today, Lord, and thank You for that, but here we are during this Legislative Session to begin this corporate gathering of our State Senate. Thank You for all that has already transpired and bless what remains of this day.

Your Holy Word says: "Blessed are the pure in heart, for they shall see God. Blessed are the peacemakers, for they shall be called sons of God."

May of those gathered here, today, and those who are listening, know that they are blessed when they get their world, their mind and heart and soul put right. Then, they can see God in the world all around them. And, may those gathering and those listening know that they are blessed when they can show people how to cooperate instead of compete and fight so that they may discover who You really are, God, and that they may discover more fully their place in Your family.

We pray these things in the mighty Name of Jesus.

AMEN.

Pledge of Allegiance to the Flag.

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

SECOND READING AND AMENDMENT

Senate Bill No. 14.

Bill read second time and ordered to third reading.

Senate Bill No. 37.

Bill read second time and ordered to third reading.

Senate Bill No. 38.

Bill read second time and ordered to third reading.

MOTIONS, RESOLUTIONS AND NOTICES

Senator Woodhouse moved that Senate Bill Nos. 14, 37, 38 be taken from the General File and re-referred to the Committee on Finance.

Motion carried.

REMARKS FROM THE FLOOR

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

The mission of Jobs for Nevada's Graduates (JAG Nevada) is to graduate every student entrusted in our care from high school and set them on a path to higher education, a career or both. With 54 programs in 41 Nevada high schools in 12 Nevada counties, JAG Nevada is currently serving over 3,000 Nevada high school students. With an 83-percent graduation rate and a 78-percent job placement rate, JAG Nevada is delivering on the promise to ensure that students graduate work-ready.

Today's delegation of JAG students is comprised of one representative from every Nevada high school served by JAG and many of their JAG specialists. Students were selected by their JAG specialist and their peers because they exemplify what JAG Nevada is all about. The specialists themselves are passionate, deeply-committed individuals who are making significant differences in the lives of students on a daily basis.

Today's events represent the culmination of the work JAG students have been doing to learn many work-related competencies including how to GMAP (Greeting, Name, Affiliation & Purpose), how to write letters, how to write thank-you notes and how to comport themselves in a professional setting. By mastering these practical skills in JAG, students will be ready for the workforce of tomorrow.

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

Senate in recess at 11:58 a.m.

SENATE IN SESSION

At 12:12 p.m.

President Hutchison presiding.

Quorum present.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, Carson City, March 2, 2017

To the Honorable the Senate:

I have the honor to inform your honorable body that the Assembly on this day adopted Assembly Concurrent Resolution No. 4.

CAROL AIELLO-SALA

Assistant Chief Clerk of the Assembly

MOTIONS, RESOLUTIONS AND NOTICES

Assembly Concurrent Resolution No. 4—Celebrating the life of former Assemblyman Bernie Anderson.

WHEREAS, The members of the Nevada Legislature on this day remember and celebrate the life of an esteemed colleague and dedicated public servant, former State Assemblyman Bernie Anderson; and

WHEREAS, Bernard J. Anderson Jr. was born on May 15, 1942, to proud Irish Catholics Bernard and Beatrice Anderson, of Sparks, Nevada; and

WHEREAS, After graduating from Bishop Manogue Catholic High School and the University of Nevada, Bernie Anderson began teaching government and history in the Reno/Sparks area, a career to which he dedicated more than 30 years of his life; and

WHEREAS, Teaching was not just a job, it was a passion for Bernie Anderson and he devoted great effort to ensure his students understood the importance of democracy and to share with them his love for this country; and

WHEREAS, In 1990, Bernie Anderson began his political career, being elected to serve in the Nevada State Assembly, thereafter representing the people of the City of Sparks, Nevada, in Assembly District No. 31 for more than 20 years in the Nevada Legislature, most notably as Chairman of the Assembly Judiciary Committee and serving honorably in various other leadership positions, including Majority Whip and Speaker Pro Tempore; and

WHEREAS, Although as Chairman of the Assembly Judiciary Committee, Bernie Anderson was a stickler for decorum and known for the efficiency with which he led his committee, as it routinely considered and processed more bills than any other legislative committee he always ensured that the voices of all Nevadans were heard; and

WHEREAS, The "Woodshed" located in the offices of Chairman Anderson became infamous to those working with the Judiciary Committee as a place where they would be called upon to

answer for their actions or to participate in the mediation of difficult issues, an effective tool which others continue to try to emulate today; and

WHEREAS, Bernie Anderson's knowledge of the legislative process was unparalleled and he took great delight in teaching and mentoring other Legislators; and

WHEREAS, Bernie Anderson's concerted effort to wear a tie each day to match the subjects or occasions being considered at the Legislature was more than a fashion statement, it was subtle notice that he was aware of the legislative agenda for the day and was willing to meet those challenges; and

WHEREAS, Even though Bernie Anderson's first loyalty was to his constituents in the City of Sparks, he believed that as a public servant he was responsible to work toward the good of all Nevadans and always considered the impact of legislation as a whole; and

WHEREAS, Of the many issues Bernie worked on as a Legislator, he was proudest of his work in creating Nevada's first Drug Courts and combating domestic violence; and

WHEREAS, This longtime educator brought life to his curriculum by such actions as dressing up as historic characters to interact with his high school students, and peppering his legislative floor speeches with examples of courage shown by the Founding Fathers during the Revolutionary War; and

WHEREAS, Bernie Anderson had an incomparable ability to combine humor with public policy, as illustrated most notably when he would wear the hat from Cat in the Hat around the halls of the Legislature on March 2nd, the birthdate of Dr. Seuss, and read excerpts of the books on the floor of the Assembly to honor the author and emphasize the importance and joy of reading; and

WHEREAS, In addition to serving the citizens of Nevada as an educator and Legislator, Bernie was also a Staff Sergeant E-6 in the Nevada Army National Guard from 1960 to 1967, and in 2007 was honored with the Charles Dick Medal of Merit in recognition of his service to the National Guard; and

WHEREAS, Even above his love of teaching, legislative service, trains and the City of Sparks, was his love for and respect of his wife Clyda and their two daughters, Cairn and Nathan Clyde — the mere mention of their names would light up his face; and

WHEREAS, Bernard J. Anderson Jr. will long be remembered as a devoted husband, father and grandfather, an outstanding public servant and one of the greatest advocates for Sparks and Washoe County; now, therefore, be it

RESOLVED BY THE ASSEMBLY OF THE STATE OF NEVADA, THE SENATE CONCURRING, That the members of the 79th Session of the Nevada Legislature remember and celebrate the life of Bernard J. Anderson Jr. on this day and extend their deepest condolences to Bernie's cherished wife Clyda, and daughters Cairn and Natha; and be it further

RESOLVED, That the Chief Clerk of the Assembly prepare and transmit copies of this resolution to Assemblyman Anderson's beloved wife and daughters.

Senator Parks moved the adoption of the resolution.

Remarks by Senators Parks, Segerblom, Ratti, Manendo, Hardy, Atkinson and Denis.

SENATOR PARKS:

Bernie Anderson was a lifelong resident of Washoe County and was one of the most prominent Nevada Legislators who grew up and lived most of his life in the City of Sparks. Bernie earned his Bachelors of Science degree in Education from the University of Nevada. He majored in political science and history and devoted his career to teaching at the high school level. He taught for 32 years and was well-known for making classes in American and Nevada government a great learning experience for his students. I have heard many students comment on how much they enjoyed the classes taught by Bernie.

Bernie represented the Assembly in District 31 with distinction for 10 terms—a total of 20 years—which also included 10 Special Sessions. He served in various leadership roles which included Assembly Majority Whip for three regular Sessions. He was the Speaker pro Tempore of the Assembly for the 2007 and 2009 regular Sessions. He was among the first of Nevada Legislators swept out of office under term limits.

Bernie was best known as the longtime Chair of the Assembly Committee on Judiciary. His seven regular Sessions and one Special Session is a record for a Committee Chair in the Nevada Legislature. He is legendary as a tough, sometimes gruff, rule-keeping, no-nonsense Committee Chair who also possessed a kind and compassionate heart as well as a great sense of humor. Although he was not an attorney, he excelled in the Assembly as the Judiciary Chair through his keen intellect, his great memory and his willingness to do his homework before all Committee hearings. Rarely, did he leave this building before 11 p.m. every night, and usually, it took the Legislative Police to come and inform him it was time to leave.

He built a reputation for sponsoring many important bills in a wide range of subjects. These include studies on drug and alcohol abuse, and the fees and fines imposed by our court systems. The high point of every Session for Bernie was the National Read Across America Day when he would take to the Floor of the Assembly to read segments of a Dr. Seuss book while wearing an appropriate Dr. Seuss hat and scarf. Assemblyman and educator Bernie Anderson will be remembered as one of Nevada's most dedicated public servants, a man known for his integrity, hard work, expertise, dedication to the legislative institution and compassion for the citizens of our great State.

SENATOR SEGERBLOM:

I would like to share some of my personal experiences with Bernie. When I first came to the Assembly, Bernie was Chair of the Assembly Committee on Judiciary, and I was part of that Committee. I had been around a long time. I had three relatives who had served in the Legislature, and I thought I knew everything. He quickly showed me that I knew nothing. He showed me the proper protocols and put me in my place. More importantly, what he taught me is that the Chair in this, or any, Body is the most important person. The Chair has total control over what is heard or not heard, what is heard in a Work Session or what comes out of Committee. When the Majority Leader or the Speaker states he does not want to see a bill, we fall on the sword and do not hear the bill or vote the bill according to what we are told. He showed me that being part of the team is listening to the Chair. Thank you for what your father and husband did for us. There is no part of the Institution, itself, that tells us how these things work; we have to learn by experience. Bernie taught me how to do it.

SENATOR RATTI:

Being the representative from Sparks, I do not want to miss the opportunity to talk about someone I knew as Mr. Anderson. You may have known him as the powerful and, perhaps, gruff-but-kind Chair of Judiciary. But being a proud graduate of the 1987 class at Reed High School, I knew him as an equal force in the halls of Reed High School. And, while I was not privileged to have him as a teacher—I had Mrs. Young—I was a member of the infamous Ghost Towners Club. We were not much of a club. We did not meet at all, except Mr. Anderson would take about 200 students on a camping trip every year where he would regale us with stories about Nevada history. He would get us out in the middle of nowhere and share stories about Nevada. He would teach us to do things like carve an apple to look like a face one day, then, leave it out overnight to dry so in the morning it would look like an old shriveled-up person. To an 18-year-old, this was hilarious. He was beloved. He not only knew how to teach but how to have fun with kids. He was able to keep a brilliant mind with respect but also be accessible. He was an amazing teacher. I think Legislators are often not known in their communities. People may know the mayor or others, but in Sparks, everyone knows Mr. Anderson.

SENATOR MANENDO:

When I first arrived in the Assembly, Mr. Anderson, also known as Mr. Chairman or Bubba, was starting out as Chair of the Judiciary Committee. In 1995, there was the historic 21-to-21 tie. He was following in the footsteps of the great Bob Sader, who was an expert in his profession. He was not an attorney, but this was a natural for him because, ultimately, no one had more passion and love and respect for the State of Nevada than Mr. Anderson.

As regards to the stories about the woodshed, my office was right next to the Judiciary Committee. I could hear a lot of the discussions that happened in the woodshed. Many times, Mr. Chairman was not even in the room. It was a place where people could go to work out their differences. Today, it seems to be more of a cutthroat world.

Mr. Anderson had a bigger picture of things. In his picture, people would work things out together, then, come back and do business. We may not have liked all of the solutions, but he always wanted to make sure people who needed help and who came to the Legislature to resolve an issue had the opportunity to try to find a solution. He started a law firm, he called it the CAB, Carpenter, Anderson & Buckley, all Assembly people from the Judiciary Committee. He was very proud of this. He loved to use an egg timer for those testifying. After three minutes, whoever was speaking, no matter who they were, would be asked to stop speaking. He is going to be missed in this State.

SENATOR HARDY:

I have been in that woodshed. Chair Anderson taught me a valuable lesson in the Assembly. He taught me there are 1,000 ways to kill a bill and one way to pass it.

SENATOR ATKINSON:

Thank you, Mr. President. I too rise in support of Assembly Concurrent Resolution No. 4.

I am listening to everyone talk about Bernie Anderson and what he meant to not only myself but also to a lot of my colleagues. I, also, came here thinking I knew it all, and Bernie was not shy to remind you that you did not know anything. I see some of his former staff standing in the back laughing because they knew the challenges I used to have with him. Actually, I was glad that I never served on Judiciary with him because I was not sure I would have been able to handle him. The term that he was "gruff but kind" is an understatement.

The one thing Bernie believed in, in this Legislative Building, was respect, and he taught me a lot about respect for the institution. Bernie was strong on respect for the institution and when he thought members were disrespecting the institution, it drove him crazy. He believed we were sent here to do a job, but he also believed that the institution was higher and more important than anyone here. If you did something or said something on the Floor that you thought may not have been proper, you would know by looking at Bernie to see if his head was down. He was not ashamed to tell you either.

I did have the pleasure of sitting next to him my first time in Commerce and Labor. One time I was sitting there a little lost with something going on, and he leaned over and asked how it was going. I said, "okay" and that I was adapting. Bernie said "this Committee is like watching paint dry, isn't it?" I said, "yeah, but I am learning." Bernie said "well, you keep on listening and learning, and if you need me, let me know." He was that type of person. My friend William Horne was close with Bernie and would tell me the things that Bernie would want us to learn. The funniest thing I remember is Judiciary was in the morning, and Bernie would try and let everyone know how important it was for us to end Committee on time because the Speaker wants us downstairs on time; it would take Bernie 20 minutes to tell the Committee that we needed to get downstairs on time. William and I used to laugh about it, taking 20 minutes to tell the Committee.

And, I am surprised that someone before did not mention this, but if someone's cell phone went off in Committee, he would just lose it. I will never forget the one day that his own cell phone went off in Committee; it was the talk of the building. Again, I was not on Judiciary. There was no Twitter, but it went through the whole building. He was so embarrassed and so upset that he apologized every day to everyone he saw in the hallway; that was who he was.

For everyone who did not have the opportunity to spend or share any time with Bernie here in the Legislative Building, I would hope that everyone will understand what he meant to this institution because this institution truly meant a lot to him. I want to thank his family for allowing us the opportunity to share some time with him.

SENATOR DENIS:

Thank you, Mr. President. I rise in support for Assembly Concurrent Resolution No. 4.

It is great to hear these memories that I had forgotten about. When I came to the Assembly, I always thought it was this formal process until one day on March 2nd, I walked in and saw Bernie sitting there in that big Dr. Seuss hat. It was a reminder to us of the importance of reading to our kids and the importance of books. I will always remember that day.

The other thing I remember of Bernie is our talks about his adventures after the Session was over of where he traveled to visit Spanish forts in California and would note the ones he had not yet visited. He had a lot of great interests. I appreciate what several have already said regarding

his respect for the institution and the great work we do here. We could have fun and strive for making things better for Nevadans.

Resolution adopted.

Resolution ordered transmitted to the Assembly.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Parks, the privilege of the floor of the Senate Chamber for this day was extended to Clyda Anderson, Ed Anderson, Natha Anderson, Kelly Gardner, Rick Gardner and Cairn Lindloff.

Senator Ford moved that the Senate adjourn in memory of former Assemblyman Bernie Anderson until Monday, March 6, 2017, at 11:00 a.m.

Motion carried.

Senate adjourned at 12:37 p.m.

Approved:

MARK A. HUTCHISON
President of the Senate

Attest: CLAIRE J. CLIFT
Secretary of the Senate