

THE ONE HUNDRED AND SECOND DAY

CARSON CITY (Thursday), May 16, 2019

Assembly called to order at 12:25 p.m.

Mr. Speaker presiding.

Roll called.

All present except for Assemblymen Fumo and Hambrick, who were excused, and one vacant.

Prayer by the Chaplain, Captain Mark Cyr.

My Heavenly Father, we ask for You to come into our presence and fill us with Your love, joy, peace, and patience. Unite us together for the common good of this great state of Nevada and its people. Guide our leaders and help them clearly see the needs and proper direction You would have them take us. Empower them to speak and act faithfully and in Your truth. 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 Commerce and Labor, to which were referred Senate Bills Nos. 87, 201, 365, 481, 482, has had the same under consideration, and begs leave to report the same back with the recommendation: Do pass.

ELLEN B. SPIEGEL, *Chair*

Mr. Speaker:

Your Committee on Government Affairs, to which were referred Senate Bills Nos. 113, 150, 172, has had the same under consideration, and begs leave to report the same back with the recommendation: Do pass.

EDGAR FLORES, *Chair*

Mr. Speaker:

Your Committee on Health and Human Services, to which were referred Senate Bills Nos. 262, 270, has had the same under consideration, and begs leave to report the same back with the recommendation: Do pass.

Also, your Committee on Health and Human Services, to which were referred Senate Bills Nos. 179, 387, has had the same under consideration, and begs leave to report the same back with the recommendation: Amend, and do pass as amended.

Also, your Committee on Health and Human Services, to which was referred Senate Bill No. 457, has had the same under consideration, and begs leave to report the same back with the recommendation: Amend, and do pass as amended.

LESLEY E. COHEN, *Chair*

Mr. Speaker:

Your Committee on Judiciary, to which was referred Senate Bill No. 163, has had the same under consideration, and begs leave to report the same back with the recommendation: Do pass.

STEVE YEAGER, *Chair*

Mr. Speaker:

Your Committee on Natural Resources, Agriculture, and Mining, to which were referred Senate Bills Nos. 400, 442; Senate Joint Resolution No. 4, has had the same under consideration, and begs leave to report the same back with the recommendation: Do pass.

HEIDI SWANK, *Chair*

Mr. Speaker:

Your Committee on Ways and Means, to which was rereferred Assembly Bill No. 267, has had the same under consideration, and begs leave to report the same back with the recommendation: Amend, and do pass as amended.

MAGGIE CARLTON, *Chair*

MESSAGES FROM THE SENATE

SENATE CHAMBER, Carson City, May 15, 2019

To the Honorable the Assembly:

I have the honor to inform your honorable body that the Senate on this day passed, as amended, Senate Bills Nos. 312, 447, 502, 520.

SHERRY RODRIGUEZ

Assistant Secretary of the Senate

INTRODUCTION, FIRST READING AND REFERENCE

Senate Bill No. 312.

Assemblywoman Spiegel moved that the bill be referred to the Committee on Commerce and Labor.

Motion carried.

Senate Bill No. 447.

Assemblywoman Neal moved that the bill be referred to the Committee on Taxation.

Motion carried.

Senate Bill No. 502.

Assemblywoman Spiegel moved that the bill be referred to the Committee on Commerce and Labor.

Motion carried.

Senate Bill No. 520.

Assemblywoman Carlton moved that the bill be referred to the Committee on Ways and Means.

Motion carried.

SECOND READING AND AMENDMENT

Senate Bill No. 48.

Bill read second time and ordered to third reading.

Senate Bill No. 75.

Bill read second time and ordered to third reading.

Senate Bill No. 81.

Bill read second time and ordered to third reading.

Senate Bill No. 103.

Bill read second time and ordered to third reading.

Senate Bill No. 104.

Bill read second time and ordered to third reading.

Senate Bill No. 126.

Bill read second time and ordered to third reading.

Senate Bill No. 199.

Bill read second time and ordered to third reading.

Senate Bill No. 231.

Bill read second time and ordered to third reading.

Senate Bill No. 367.

Bill read second time and ordered to third reading.

Senate Bill No. 392.

Bill read second time and ordered to third reading.

Senate Bill No. 416.

Bill read second time and ordered to third reading.

Senate Bill No. 460.

Bill read second time and ordered to third reading.

Senate Bill No. 465.

Bill read second time and ordered to third reading.

Senate Bill No. 473.

Bill read second time and ordered to third reading.

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

Assembly in recess at 12:42 p.m.

ASSEMBLY IN SESSION

At 12:50 p.m.

Mr. Speaker presiding.

Quorum present.

MOTIONS, RESOLUTIONS AND NOTICES

Assemblywoman Benitez-Thompson moved that Senate Bills Nos. 20, 39, 119, 134, 158, 159, 177, 178, 182, 192, 234, 291, 323, 370, and 383 be taken from their positions on the General File and placed at the top of the General File.

Motion carried.

INTRODUCTION, FIRST READING AND REFERENCE

By the Committee on Judiciary:

Assembly Bill No. 534—AN ACT relating to emergency response; transferring the administration of the process governing the application and determination of eligibility for compensation from the Fund for the Compensation of Victims of Crime from the Department of Administration to the Department of Health and Human Services; requiring the Director of the Department of Health and Human Services to adopt a State Plan for Services for Victims of Crime; revising procedures governing claims for such compensation; imposing requirements relating to the development of state and local emergency management plans; authorizing the Governor to suspend certain licensure requirements in response to an emergency or disaster; requiring certain professional licensing boards to maintain lists of licensees trained in the treatment of mental and emotional trauma and provide those lists to a governmental entity responding to an emergency or disaster; and providing other matters properly relating thereto.

Assemblyman Yeager moved that the bill be referred to the Committee on Judiciary.

Motion carried.

GENERAL FILE AND THIRD READING

Senate Bill No. 20.

Bill read third time.

Remarks by Assemblywoman Cohen.

ASSEMBLYWOMAN COHEN:

Senate Bill 20 enacts certain provisions of the Uniform Guardianship, Conservatorship, and Other Protective Arrangements Act including, among others, authorizing the appointment of a temporary guardian with limited authority for a protected person or a protected minor for up to six months; authorizing the court to consider a temporary guardian's actions when taking into account an extension of a temporary order or issuance of an ex parte or emergency order; providing for an expedited hearing for the transfer of a proposed protected person from one health care facility to one that is less restrictive; and authorizing a court to waive certain reporting requirements for guardians under some circumstances and clarifying what information must be included in a report.

Roll call on Senate Bill No. 20:

YEAS—38.

NAYS—Titus.

EXCUSED—Fumo, Hambrick—2.

VACANT—1.

Senate Bill No. 20 having received a two-thirds majority, Mr. Speaker declared it passed, as amended.

Bill ordered transmitted to the Senate.

Senate Bill No. 39.

Bill read third time.

Remarks by Assemblywoman Spiegel.

ASSEMBLYWOMAN SPIEGEL:

Senate Bill 39 adopts several provisions of the federal Dodd-Frank Wall Street Reform and Consumer Protection Act regarding the registration and supervision of appraisers. The bill requires the Real Estate Division of the Department of Business and Industry to establish, by regulation, certain fees that relate to registering and licensing an appraisal management company. It makes other legislative changes as well. I support its passage.

Roll call on Senate Bill No. 39:

YEAS—37.

NAYS—Hafen, Titus—2.

EXCUSED—Fumo, Hambrick—2.

VACANT—1.

Senate Bill No. 39 having received a two-thirds majority, Mr. Speaker declared it passed.

Bill ordered transmitted to the Senate.

Senate Bill No. 119.

Bill read third time.

Remarks by Assemblywoman Martinez.

ASSEMBLYWOMAN MARTINEZ:

Senate Bill 119 expands certain statutory requirements related to the completion of safety and health hazard recognition and prevention training to workers and supervisors at locations where trade shows, conventions, or related activities are hosted. The measure also provides that, for the first year after the effective date of the bill, an employee may satisfy the safety training requirements by completing an alternative course provided by an employer.

Roll call on Senate Bill No. 119:

YEAS—39.

NAYS—None.

EXCUSED—Fumo, Hambrick—2.

VACANT—1.

Senate Bill No. 119 having received a constitutional majority, Mr. Speaker declared it passed.

Bill ordered transmitted to the Senate.

Senate Bill No. 134.

Bill read third time.

Remarks by Assemblywoman Titus.

ASSEMBLYWOMAN TITUS:

Senate Bill 134 authorizes a qualified advanced practice registered nurse [APRN] to sign, certify, stamp, verify, or endorse certain Department of Motor Vehicle [DMV] documents when a signature, certification, stamp, verification, or endorsement by a physician is required. The measure also authorizes an APRN to make certain determinations and certifications required to be made by a physician or other providers of health care regarding a power of attorney, a custodial

trust, and verification of a person's physical or mental disability. It also mandates that the State Board of Nursing must adopt regulations for the psychiatric training and experience necessary for an APRN to be authorized to evaluate offenders and determine if the offender is an abuser of alcohol and drugs and whether the offender can be treated successfully. Additionally, the DMV must adopt any regulations or make any revisions to its policies and procedures or its forms that are necessary to carry out this bill.

Roll call on Senate Bill No. 134:

YEAS—39.

NAYS—None.

EXCUSED—Fumo, Hambrick—2.

VACANT—1.

Senate Bill No. 134 having received a constitutional majority, Mr. Speaker declared it passed.

Bill ordered transmitted to the Senate.

Senate Bill No. 158.

Bill read third time.

Remarks by Assemblyman Assefa.

ASSEMBLYMAN ASSEFA:

Senate Bill 158 provides that a police officer, firefighter, or certain other persons who have the powers of a peace officer cannot be deemed a supervisory employee for purposes of collective bargaining solely because he or she engages in some, but not all, of the employment actions of a supervisory employee under a paramilitary command structure.

Roll call on Senate Bill No. 158:

YEAS—39.

NAYS—None.

EXCUSED—Fumo, Hambrick—2.

VACANT—1.

Senate Bill No. 158 having received a constitutional majority, Mr. Speaker declared it passed.

Bill ordered transmitted to the Senate.

Senate Bill No. 159.

Bill read third time.

Remarks by Assemblywoman Gorelow.

ASSEMBLYWOMAN GORELOW:

Senate Bill 159 requires the board of trustees of each school district and the governing bodies of each charter and private school to adopt a policy concerning safe exposure to the sun and allow students to self-administer sunscreen.

Roll call on Senate Bill No. 159:

YEAS—39.

NAYS—None.

EXCUSED—Fumo, Hambrick—2.

VACANT—1.

Senate Bill No. 159 having received a constitutional majority, Mr. Speaker declared it passed.

Bill ordered transmitted to the Senate.

Senate Bill No. 177.

Bill read third time.

Remarks by Assemblyman Yeager.

ASSEMBLYMAN YEAGER:

Senate Bill 177 requires the Nevada Equal Rights Commission of the Department of Employment, Training and Rehabilitation to notify a person who files a claim of injury as a result of certain unlawful employment practices that he or she may request a right-to-sue notice.

Roll call on Senate Bill No. 177:

YEAS—39.

NAYS—None.

EXCUSED—Fumo, Hambrick—2.

VACANT—1.

Senate Bill No. 177 having received a constitutional majority, Mr. Speaker declared it passed.

Bill ordered transmitted to the Senate.

Senate Bill No. 178.

Bill read third time.

Remarks by Assemblyman Carrillo.

ASSEMBLYMAN CARRILLO:

Senate Bill 178 creates the Council on Food Security within the Department of Health and Human Services. The duties of the Council include increasing access to improved food resource programs. The bill also creates the Food for People, Not Landfills Program within the Department. The Director is responsible for administering the Program and is, among other things, required to establish the criteria for a food donor to participate in the Program.

Roll call on Senate Bill No. 178:

YEAS—39.

NAYS—None.

EXCUSED—Fumo, Hambrick—2.

VACANT—1.

Senate Bill No. 178 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

Bill ordered transmitted to the Senate.

Senate Bill No. 182.

Bill read third time.

Remarks by Assemblywoman Duran.

ASSEMBLYWOMAN DURAN:

Senate Bill 182 confers the same powers of a peace officer on persons employed by Indian tribes as law enforcement officers under certain circumstances. The authority of the officer is limited to within the boundaries of the Indian reservation or colony, unless the tribe executes a written agreement with the county sheriff setting forth the nature of the relationship, including the authority of the officer to act outside of the Indian reservation or colony and within the geographic boundaries of the county. Additionally, before such an officer may exercise the powers of a peace officer outside of the reservation or colony, the officer must receive category I peace officer certification from the Peace Officers' Standards and Training Commission.

Roll call on Senate Bill No. 182:

YEAS—39.

NAYS—None.

EXCUSED—Fumo, Hambrick—2.

VACANT—1.

Senate Bill No. 182 having received a constitutional majority, Mr. Speaker declared it passed.

Bill ordered transmitted to the Senate.

Senate Bill No. 192.

Bill read third time.

Remarks by Assemblyman Yeager.

ASSEMBLYMAN YEAGER:

Senate Bill 192 establishes the minimum level of health benefits an employer must make available to an employee and his or her dependents in order to determine whether the employer can pay the lower minimum wage established in the *Nevada Constitution*. In addition, the bill requires a hospital to provide notice of a patient's right to, number one, make a complaint to certain persons and entities and, number two, designate a caregiver to whom the hospital must provide instructions concerning aftercare.

Roll call on Senate Bill No. 192:

YEAS—36.

NAYS—Ellison, Hafen, Wheeler—3.

EXCUSED—Fumo, Hambrick—2.

VACANT—1.

Senate Bill No. 192 having received a constitutional majority, Mr. Speaker declared it passed.

Bill ordered transmitted to the Senate.

Senate Bill No. 234.

Bill read third time.

Remarks by Assemblywoman Nguyen.

ASSEMBLYWOMAN NGUYEN:

Senate Bill 234 requires the Commissioner of Insurance, Division of Insurance, Department of Business and Industry, to develop and make available on the Division's website a form that a health carrier must use to notify a health care provider of the denial of his or her application to be included in the health carrier's network of providers. The bill requires the Commissioner to compile an annual report of denials and reasons for denials. This will be reported to the Legislature, the Governor, and posted publicly on the Division's website.

Roll call on Senate Bill No. 234:

YEAS—39.

NAYS—None.

EXCUSED—Fumo, Hambrick—2.

VACANT—1.

Senate Bill No. 234 having received a constitutional majority, Mr. Speaker declared it passed.

Bill ordered transmitted to the Senate.

Senate Bill No. 291.

Bill read third time.

Remarks by Assemblywoman Gorelow.

ASSEMBLYWOMAN GORELOW:

Senate Bill 291 is a great bill. It is basically going to save babies' lives. It requires the State Board of Health to adopt regulations regarding examinations and tests in newborns for preventable or inheritable disorders that include each disorder recommended by the Health Resources and Services Administration of the United States Department of Health and Human Services by not later than four years after the recommendation is published.

Roll call on Senate Bill No. 291:

YEAS—39.

NAYS—None.

EXCUSED—Fumo, Hambrick—2.

VACANT—1.

Senate Bill No. 291 having received a two-thirds majority, Mr. Speaker declared it passed, as amended.

Bill ordered transmitted to the Senate.

Senate Bill No. 323.

Bill read third time.

Remarks by Assemblywoman Neal.

ASSEMBLYWOMAN NEAL:

Senate Bill 323 prohibits a regulatory body from recovering attorney's fees and other expenses as a result of an administrative or disciplinary proceeding until the regulatory body provides the person subject to the proceeding with an itemized breakdown of the costs he or she is being required to reimburse.

Roll call on Senate Bill No. 323:

YEAS—39.

NAYS—None.

EXCUSED—Fumo, Hambrick—2.

VACANT—1.

Senate Bill No. 323 having received a constitutional majority, Mr. Speaker declared it passed.

Bill ordered transmitted to the Senate.

Senate Bill No. 370.

Bill read third time.

Remarks by Assemblywoman Krasner.

ASSEMBLYWOMAN KRASNER:

Senate Bill 370 requires the Director of the Department of Health and Human Services to include in the State Plan for Medicaid and the Children's Health Insurance Program a requirement that the state pay the nonfederal share of expenditures incurred for the screening and treatment of fetal alcohol spectrum disorders for certain children.

Roll call on Senate Bill No. 370:

YEAS—39.

NAYS—None.

EXCUSED—Fumo, Hambrick—2.

VACANT—1.

Senate Bill No. 370 having received a constitutional majority, Mr. Speaker declared it passed.

Bill ordered transmitted to the Senate.

Senate Bill No. 383.

Bill read third time.

Remarks by Assemblywoman Miller.

ASSEMBLYWOMAN MILLER:

Senate Bill 383 establishes a rebuttable presumption concerning sexual conduct between a law enforcement officer and a person in the officer's custody that the officer's conduct was unwelcome or nonconsensual and that the consent of a person who is under arrest or detained is not a defense to the prosecution for such unlawful sexual conduct.

Roll call on Senate Bill No. 383:

YEAS—39.

NAYS—None.

EXCUSED—Fumo, Hambrick—2.

VACANT—1.

Senate Bill No. 383 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

Bill ordered transmitted to the Senate.

MOTIONS, RESOLUTIONS AND NOTICES

Assemblywoman Benitez-Thompson moved that Senate Bills Nos. 12, 24, 25, 30, 31, 34, 40, 54, 56, 67, 73, 100, 136, 147, 436, 456, 479, and 486 be taken from the General File and placed on the General File for the next legislative day.

Motion carried.

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Assemblywoman Backus, the privilege of the floor of the Assembly Chamber for this day was extended to Steve Thompson.

On request of Assemblywoman Carlton, the privilege of the floor of the Assembly Chamber for this day was extended to Angelo Aragon.

On request of Assemblywoman Cohen, the privilege of the floor of the Assembly Chamber for this day was extended to Brian Wolfgram.

On request of Assemblyman Daly, the privilege of the floor of the Assembly Chamber for this day was extended to Ryan Green.

On request of Assemblyman Edwards, the privilege of the floor of the Assembly Chamber for this day was extended to Dan Tapia.

On request of Assemblywoman Gorelow, the privilege of the floor of the Assembly Chamber for this day was extended to the following students, teachers, and chaperones from Evelyn Stuckey Elementary School: Elizabeth Hoagland, Mila Polisano, Nate Duffy, Maddison Martin, Hanna Lee, Jazzyreh Mohseni, Toren Wolf, Brian Nelson, Abby Cooper, Brando Duyanen, Henry

Brand, Jenny Jian, Allannye Andrade, Vanessa Khoury, Jessica Read, Alexander Sculli, Rey Martinez, Connor Long, Ariana Estala, Alexis Rosenthal, Leilaney Lopez, Julius Black, Zara Ali, Jorge Salinas, Kallie Brock, Dmitri Karapych, Relina Chase, London Trowers, Henry Haneefzai, Macquire Dailey, Maddox Gaxiola, Madison South, Brenna Wilcox, Devanee Haig, Jaelyn Thigpen, and Anevon Xaykosyphanthip.

On request of Assemblywoman Hansen, the privilege of the floor of the Assembly Chamber for this day was extended to the following students, teachers, and chaperones from Gerlach K-12 School: Gary Schell, Christopher Stocklas, Katie Wahlberg, Adrian Huizar, Destini Keese, Thomas Dutcher, Sioux Edgecomb-Stocklas, Aubrey Etcheverry, Makenzie Etcheverry, and John Huizar.

On request of Assemblyman Kramer, the privilege of the floor of the Assembly Chamber for this day was extended to Bryon Hunt.

On request of Assemblywoman Krasner, the privilege of the floor of the Assembly Chamber for this day was extended to Ian Satterfield and Kevin Stengel.

On request of Assemblywoman Martinez, the privilege of the floor of the Assembly Chamber for this day was extended to Cory Whitlock.

On request of Assemblyman McCurdy, the privilege of the floor of the Assembly Chamber for this day was extended to Bill Gardner.

On request of Assemblywoman Monroe-Moreno, the privilege of the floor of the Assembly Chamber for this day was extended to Craig Romey.

On request of Assemblywoman Nguyen, the privilege of the floor of the Assembly Chamber for this day was extended to Debbie Moyers.

On request of Assemblywoman Peters, the privilege of the floor of the Assembly Chamber for this day was extended to Tom Dunn.

On request of Assemblyman Roberts, the privilege of the floor of the Assembly Chamber for this day was extended to Todd Ingalsbee.

On request of Assemblywoman Tolles, the privilege of the floor of the Assembly Chamber for this day was extended to Jon Sieben.

On request of Assemblyman Wheeler, the privilege of the floor of the Assembly Chamber for this day was extended to Jerry McCullough.

Assemblywoman Benitez-Thompson moved that the Assembly adjourn until Monday, May 20, 2019, at 11:30 a.m.

Motion carried.

Assembly adjourned at 1:14 p.m.

Approved:

JASON FRIERSON
Speaker of the Assembly

Attest: SUSAN FURLONG
Chief Clerk of the Assembly