

# Journal

OF THE  
SENATE OF THE STATE  
OF NEVADA

---

EIGHTIETH SESSION

---

THE FIRST DAY

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CARSON CITY (Monday), February 4, 2019

Senate called to order at 12:37 p.m.

President Marshall presiding.

Remarks by President Marshall.

Good afternoon, everyone. I am proud to welcome you all to the 80th Session of the Nevada State Legislature. I would like to congratulate our newest Senators and thank each and every one of you for your dedication and service to our great State. I am proud to acknowledge the historical precedence of this year's Session with Nevada becoming the first State in the Union to have a female majority Legislature, but also a female majority in our Supreme Court and equal representation amongst our Constitutional Officers.

With this moment in our State's history, every young person across Nevada, regardless of race, education, socioeconomic status and whether urban, rural or suburban, can look to us and see themselves and think "I can be a Legislator; I can be here, and I can be a leader." I hope we can all agree to respect the duties and responsibilities we have been granted and share a mutual appreciation for our colleagues. Let us recognize the process we have in place which allows us to disagree, to debate, to discuss and still appreciate we represent Nevada.

I would also like to recognize our guests here today. There are many faces I know. We could not do the work we do without the continued support of our friends and family. Thank you for all you do. It is a true honor to be serving with all of you, and may we use this Legislative Session to show the Nation why we are proud to say Home Means Nevada.

Prayer by the Chaplain, Mr. Richard Snyder.

Creator God, we thank You for this new day and for the new opportunities it brings. We ask Your blessing on the Senators as they convene for the 80th Session of the Nevada Legislature. Bless, preserve and guide them this day and always. We ask for Your blessing on all of those who work for this Chamber. Help us all to work always in accordance with Your will on behalf of the people of Nevada.

AMEN.

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

Senate in recess at 12:39 p.m.

SENATE IN SESSION

At 12:40 p.m.

President Marshall presiding.

Quorum present.

REMARKS FROM THE FLOOR

Remarks by President Marshall.

We are delighted to have our own Nevada Legislative Police Color Guard with us today. Members of the Color Guard are: Officer Rod Countryman, Officer John Gould, Officer Dean Kumagai, Officer Ron Larson. Thank you for being with us today. Please present our Nation's colors.

Presentation of the Colors by the Nevada Legislative Police Color Guard.  
Pledge of Allegiance to the Flag.

Remarks by President Marshall.

It is my pleasure to announce that the National Anthem will be presented by Ms. Ashton Whitley.

MOTIONS, RESOLUTIONS AND NOTICES

Madam President requested Mrs. Claire J. Clift to serve as temporary Secretary of the Senate and Mr. Steven E. Brummer to serve as temporary Sergeant at Arms.

Madam President instructed the temporary Secretary to call the roll of the holdover Senators.

Roll called.

All holdover Senators present.

Madam President appointed Senators Parks, Woodhouse and Goicoechea as a temporary Committee on Credentials.

Madam President announced that if there were no objections the Senate would recess subject to the call of the Chair while credentials of the newly-elected and -appointed Senators are examined by the temporary Committee on Credentials.

Senate in recess at 12:46 p.m.

SENATE IN SESSION

At 12:51 p.m.

President Marshall presiding.

Quorum present.

REPORTS OF COMMITTEE

*Madam President:*

Your temporary Committee on Credentials has had the credentials of the respective Senators-elect and Senator-appointees under consideration and begs leave to report that the following persons have been and are duly elected or appointed and qualified members of the Senate for the Eightieth Session of the Legislature of the State of Nevada: Senators Chris Brooks, Yvanna Cancela, Moises Denis, Marilyn Dondero Loop, Ira Hansen, Joseph Hardy, Dallas Harris, Ben Kieckhefer, James Ohrenschall, Keith Pickard, Julia Ratti, Melanie Scheible and James A. Settelmeyer.

DAVID PARKS  
JOYCE WOODHOUSE  
PETE GOICOECHEA

#### MOTIONS, RESOLUTIONS AND NOTICES

Senator Parks moved that the report of the temporary Committee on Credentials be adopted.

Motion carried unanimously.

Madam President appointed Senators Spearman, Seevers Gansert and Hammond to escort Chief Justice Mark Gibbons of the Supreme Court of Nevada to the rostrum to administer the oath of office to the newly-elected and -appointed Senators.

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

Senate in recess at 12:52 p.m.

#### SENATE IN SESSION

At 12:54 p.m.

President Marshall presiding.

Quorum present.

Chief Justice Gibbons administered the oath of office to the newly-elected and -appointed Senators.

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

Senate in recess at 12:57 p.m.

#### SENATE IN SESSION

At 1:09 p.m.

President Marshall presiding.

Quorum present.

Senator Cannizzaro moved that the Chief Justice be extended a unanimous vote of thanks for administering the oath.

Motion carried unanimously.

Madam President instructed the temporary Secretary to call the roll of the Senators.

Roll called.

All Senators present.

Madam President declared that nominations were in order for President pro Tempore.

Senator Hardy nominated Senator Moises Denis for President pro Tempore of the Senate.

Senator Cannizzaro moved that the nominations be closed.

Motion carried unanimously.

Madam President declared Senator Moises Denis to be President pro Tempore of the Senate.

Madam President declared that nominations were in order for Secretary of the Senate.

Senator Atkinson nominated Mrs. Claire J. Clift to be Secretary of the Senate.

Senator Settlemeyer moved that the nominations be closed.

Motion carried unanimously.

Madam President declared Mrs. Claire J. Clift to be the Secretary of the Senate.

Madam President appointed Senators Ratti, Brooks and Hansen as a Committee to inform the Assembly that the Senate is organized and ready for business.

Madam President appointed Senators Cancela, Scheible and Pickard as a Committee to inform the Governor that the Senate is organized and ready for business.

Senator Atkinson moved that the following persons be accepted as accredited press representatives, and that they be assigned space at the press table and allowed the use of appropriate media facilities: ANDE ENGLEMAN: Andrea Ande Engleman; ASSOCIATED PRESS: Tom Smedes, Scott Sonner; FOX NEWS (NETWORK, NATIONAL): David J. Losko, Lee Ross, Tom Whitaker; KLAS-TV: Mark Mutchler, Steve Sebelius, Patrick Walker; KOLO-TV: Wade Barnett, Andrew Fox, Claudia "Chloe" Ortega; KRNV-TV: Kausik Bhakta, Kristine Brown; Kristin Edwards, Miles Joel Buerger, Kimberly Burrows, Karsen Buschjost, Jeff Deitch, Joe Hart, Brad Horn, David Kasdan, John T. Linn, Ben Margiott, Melissa Matheney, Tony Phan, Zac Slotemaker, Michael Woods; KRXI-TV: Kristine Brown; KSNV-TV: Jeff Gillan, Scott Kost, Marla Thompson; KTNV-TV: Ramiro Cabrera, Bryan Callahan; KTVN-TV: Eric Brown, Chris Buckley, Clay Conover, Mark Cronon, Jaimie Hays, Landon Miller, Paul Nelson, Elizabeth Olveda, Justin Poncel, John Potter, Gabriela Tafolla, Gene Vance; KUNR-RENO PUBLIC RADIO: Paul Boger; KVVU-TV: David Hall; LAS VEGAS REVIEW-JOURNAL: Bill Dentzer, Colton Lochhead; NEVADA APPEAL: Brad Cockman, Brad Coman, Geoff Dornan, Jim Grant, Anne Knowles, Adam Trumble; NEVADA CURRENT: Hugh Jackson,

Michael Lyle; THE NEVADA FORWARD: Carrie Kaufman; THE NEVADA INDEPENDENT: David Calvert, Joseph Lovato, Gray Luz, Megan Messerly, Jon Ralston, Michelle Rindels, Daniel Rothberg, Riley Snyder; NEVADA MOMENTUM: James Grant; RENO GAZETTE-JOURNAL: Jason Bean, James DeHaven, Siobhan McAndrew; SARKES TARZIAN: Elizabeth Olveda; SINCLAIR BROADCASTING: Michael Woodds; THERENOGAYPAGE: Paco Poli; THIS IS RENO: Bob Conrad, Don Dike-Anukam, Ty O'Neil; WETHERTOP MEDIA SERVICES: Adrienne Abbott Gutierrez.

Motion carried.

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

Senate in recess at 1:15 p.m.

#### SENATE IN SESSION

At 1:18 p.m.

President Marshall presiding.

Quorum present.

A Committee from the Assembly composed of Assemblymen Thompson, McCurdy II and Assemblywoman Titus appeared before the bar of the Senate and announced that the Assembly is organized and ready for business.

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

Senate in recess at 1:19 p.m.

#### SENATE IN SESSION

At 1:32 p.m.

President Marshall presiding.

Quorum present.

Senator Ratti reported that her Committee has informed the Assembly that the Senate is organized and ready for business.

Senator Cancela reported that her Committee has informed the Governor that the Senate is organized and ready for business.

#### REMARKS FROM THE FLOOR

Remarks by Senator Atkinson.

It is with great pride, gratitude and deep sense of obligation I rise to address the Senate in the 80th Session of the Nevada Legislature. I am proud to be part of a true historic display of diversity in this Legislature. A majority of our Legislature is comprised of women. Indeed, this is unprecedented and long overdue. We are happy to say we are the first in the Country.

We truly have a representative group of elected officials in our State Capital from every walk of life, a multitude of races, diverse religious beliefs, life experiences, economic status, ideologies and all from many geographic regions. The framers of our Constitution envisioned a

citizen Legislature, and 154 years later, we truly and finally have one here in Nevada. Many would view this as a challenge, a ripe situation for conflict and division. If we allow it, it very well could be.

I, however, choose to see this as a great opportunity to learn, deliberate and legislate with a deeper purpose of our Constitution and understanding of each other and the needs of the diverse populations we represent. I see this as an opportunity to show our State, despite our many differences, we can be civil and unite on Nevada's most pressing needs and, yes, build many new friendships.

It gives me great pride to claim the Minority Leader as my friend. A gay, urban black man and a rancher from rural Nevada could not be any more different. We have forged a life-long bond, and our friendship prevails. We have not always agreed, and we have very different ideas, yet, we have worked together many times in the spirit of making all of Nevada better.

My pledge to you all is to be part of a respectful and deliberative process where every opinion is heard and new ideas are welcome. I applaud the Governor for laying out a very inspiring agenda, much of which I will work with him and the Speaker to accomplish. My deepest wish is we Republicans and Democrats will build consensus to improve our K-16 schools, ensure school safety and give our children every opportunity to share in the Nevada dream.

More difficult, but doable, is to support efforts in order to provide accessible and affordable healthcare for all of our citizens. These are just some of the issues we have all talked about and have prioritized in the past.

There is one other issue very important to me: the Governor addressed affordable housing, and several great nonprofit groups are working hard to solve our growing homeless population here in our State. I am grateful for this. My heart breaks knowing at any given time in southern Nevada alone there are approximately 15,000 homeless youth. Nearly 40 percent of those are LGBTQ children, many rejected by their families for whom they are. I ask all of you to work with me in launching a concerted effort to save these children, many with little to no food, insufficient healthcare and who, more often than not, turn to drugs, or even worse, suicide. We cannot view ourselves as a developed society while these children suffer daily this plight. Please help.

I know in order to accomplish our goals, this calls for civility and respect for our Legislative and political process, although met with cynicism and skepticism. This is for good reason, as we know. We have heard these same commitments from Washington D.C. to Carson City for years, and yet we continue to suffer deep divisions, hostile tones and constant verbal crossfire. I ask that we consider our roles not only as politicians or Legislators but also as parents, as role models and as community leaders. Consider the progress we will make as a State, we, as the most diverse Legislature in the County, who can behave with dignity, respect, tolerance and get this job done.

Yes, improving our schools, our infrastructure and healthcare are vital State needs. The most important accomplishment we should strive for is to act as a citizen Legislature, the way the citizens we represent act towards us and each other.

I promise to do my best to listen, respect and love all of you.

God bless each and every one of my colleagues. God bless the Governor. God bless the great State of Nevada. Thank you.

#### MOTIONS, RESOLUTIONS AND NOTICES

By Senators Atkinson and Settlemeyer:

Senate Resolution No. 1—Adopting the Standing Rules of the Senate for the 80th Session of the Legislature.

RESOLVED BY THE SENATE OF THE STATE OF NEVADA, That the Senate Standing Rules are hereby adopted for the 80th Session of the Legislature as follows:

##### I. OFFICERS AND EMPLOYEES

###### DUTIES OF OFFICERS

*Rule No. 1. President.*

*The President shall take the chair and call the Senate to order precisely at the hour appointed for meeting, and if a quorum is present shall cause the Journal of the preceding day to be read. The President shall preserve order and decorum, and in case of any disturbance or disorderly*

conduct within the Senate Chamber, shall order the Sergeant at Arms to suppress it, and may order the arrest of any person creating any disturbance within the Senate Chamber. The President may speak to points of order in preference to members, rising from the President's seat for that purpose, and shall decide questions of order without debate, subject to an appeal to the Senate by two members, on which appeal no member may speak more than once without leave of the Senate. The President shall sign all acts, addresses and joint resolutions, and all writs, warrants and subpoenas issued by order of the Senate; all of which must be attested by the Secretary. The President has general direction of the Senate Chamber.

Rule No. 2. *President pro Tempore and Other Presiding Officers.*

1. Except as otherwise provided in subsection 2:

(a) The President pro Tempore has all the power and shall discharge all the duties of the President during his or her absence or inability to discharge the duties of his or her office.

(b) If the President is unwilling to discharge the duties of his or her office, the Senate may, by majority vote of the Senate, call upon the President pro Tempore to serve as the President. Upon such call, the President pro Tempore has all the power and shall discharge all the duties of the President during his or her unwillingness to discharge the duties of his or her office.

(c) In the absence or inability of the President pro Tempore to discharge the duties of the President's office, the Chair of the Standing Committee on Legislative Operations and Elections shall serve as the presiding officer. In the absence or inability of the Chair, the Vice Chair of the Standing Committee on Legislative Operations and Elections shall serve as the presiding officer. In the absence or inability of the Vice Chair of the Standing Committee on Legislative Operations and Elections, the Senate shall elect one of its members to serve as the presiding officer. A member who is serving as the presiding officer has all the power and shall discharge all the duties of the President until the absence or inability which resulted in the member serving as the presiding officer has ended.

2. When the President pro Tempore or another member is serving as the presiding officer, the President pro Tempore or other member may vote on any question for which he or she is otherwise qualified to vote as a member. If the Senate is equally divided on the question, the President pro Tempore or other member may not give an additional deciding vote or casting vote pursuant to Senate Standing Rule No. 31 or Section 17 of Article 5 of the Nevada Constitution.

Rule No. 3. *Secretary.*

1. The Secretary of the Senate is elected by the Senate, and shall:

(a) Recruit, interview, select, train and supervise all staff employed to assist with the work of the Senate.

(b) See that these employees perform their respective duties.

(c) Administer the daily business of the Senate, including the provision of staff to its committees.

(d) Adopt such administrative policies as the Secretary deems necessary to carry out the business of the Senate.

(e) Unless otherwise ordered by the Senate, transmit at the end of each working day those bills and resolutions upon which the next action is to be taken by the Assembly.

2. The Secretary is responsible to the Majority Leader.

3. The President and the Secretary are authorized to make any necessary corrections and additions to the final Journal, Daily History and committee minutes of the Senate.

Rule No. 4. *Sergeant at Arms.*

The Sergeant at Arms shall:

1. Attend the Senate during its sittings, and execute its commands and all process issued by its authority.

2. Keep the secrets of the Senate.

3. Superintend the upkeep of the Senate's Chamber, private lounge and meeting rooms for committees.

Rule No. 5. *Deputy Sergeant at Arms and Assistant Sergeants at Arms.*

The Deputy Sergeant at Arms and Assistant Sergeants at Arms shall serve as doorkeepers and shall preserve order in the Senate Chamber and shall assist the Sergeant at Arms. The Deputy Sergeant at Arms and Assistant Sergeants at Arms shall keep the secrets of the Senate. In the

event that the Sergeant at Arms is incapacitated or absent for any reason, the Deputy Sergeant at Arms shall serve as the Sergeant at Arms until the incapacity or absence has ended.

Rule No. 6. Continuation of Leadership of the Senate During the Interim Between Sessions.

1. Except as otherwise provided in subsections 2, 3 and 4, the tenure of the President pro Tempore, Majority Leader and Minority Leader extends during the interim between regular sessions of the Legislature.

2. The President pro Tempore, Majority Leader and Minority Leader for the next succeeding regular session shall perform any duty that is required of that officer by the Standing Rules of the Senate and the Nevada Revised Statutes in the period between the time of their designation after the general election and the organization of the next succeeding regular session.

3. The Majority Leader and Minority Leader for the next succeeding regular session shall appoint the regular and alternate members to the Select Committee on Ethics as set forth in Senate Standing Rule No. 23.

4. The Majority Leader shall:

(a) Determine the start time of the Senate's organizational session.

(b) Refer prefiled bills and resolutions to committee, subject to ratification by a majority vote of the members of the Senate once the Senate is organized and ready for business.

(c) Appoint committees during the interim between regular sessions of the Legislature for any proper purpose, including, without limitation, taking testimony, compelling the attendance of witnesses, punishing persons or entities for contempt and reporting findings to the next session of the Legislature.

5. This Rule shall remain in full force and effect throughout the interim between regular sessions of the Legislature and until new Standing Rules of the Senate are adopted as part of the organization of a newly-constituted Senate at the commencement of a session.

The next rule is 10.

## II. SESSIONS AND MEETINGS

Rule No. 10. Time of Meeting.

1. Except as otherwise provided in subsection 2, the President shall call the Senate to order each day of sitting at 11:00 o'clock a.m., unless the Senate has adjourned to some other hour.

2. In the event an emergency occurs during a regular or special session of the Legislature which requires a meeting of the Senate, the Majority Leader shall call the members back to order before the hour to which the Senate has adjourned.

Rule No. 11. Call of Senate—Moved by Three Members.

A Call of the Senate may be moved by three Senators, and if carried by a majority of all present, the Secretary shall call the roll and note the absentees, after which the names of the absentees shall again be called over. The doors shall then be closed and the Sergeant at Arms directed to take into custody all who may be absent without leave, and all Senators so taken into custody shall be presented at the bar of the Senate for such action as to the Senate may seem proper.

Rule No. 12. Absence—Leave Required.

No Senator shall absent himself or herself from the service of the Senate without leave, except in case of accident or sickness, and if any Senator or officer shall so absent himself or herself, the per diem of the Senator shall not be allowed to him or her.

Rule No. 13. Open Meetings.

1. Except as provided in the Constitution of the State of Nevada and in subsection 2, all meetings of the Senate and its committees must be open to the public.

2. A Senate committee meeting may be closed to consider the character, alleged misconduct, professional competence, or physical or mental health of a person.

The next rule is 20.

## III. DECORUM AND DEBATE

Rule No. 20. Points of Order.

1. If any Senator, in speaking or otherwise, transgresses the rules of the Senate, the President shall, or any Senator may, call him or her to order. If a Senator is so called to order, he or she shall not proceed without leave of the Senate. If such leave is granted, it must be upon the motion, "That he or she be allowed to proceed in order," and the Senator shall confine himself or herself to the question under consideration and avoid personality.



2. Every decision of points of order made by the President is subject to appeal, and a discussion of a question of order may be allowed only upon the appeal of two Senators. In all cases of appeal, the question must be, "Shall the decision of the Chair stand as the judgment of the Senate?"

Rule No. 21. Breaches of Decorum.

1. In cases of breaches of decorum or propriety, any Senator, officer or other person is liable to such censure or punishment as the Senate may deem proper.

2. If any Senator is called to order for offensive or indecorous language or conduct, the person calling the Senator to order shall report the offensive or indecorous language or conduct to the presiding officer. No member may be held to answer for any language used on the floor of the Senate if business has intervened before exception to the language was taken.

3. Indecorous conduct or boisterous or unbecoming language is not permitted in the Senate Chamber.

Rule No. 22. Reserved.

Rule No. 23. Committee on Ethics; Legislative Ethics.

1. The Committee on Ethics consists of:

(a) Two members of the Senate appointed by the Majority Leader from the majority political party;

(b) One member of the Senate appointed by the Minority Leader from the minority political party; and

(c) Four qualified electors of the State, two of whom are appointed by the Majority Leader, one who is appointed by the Minority Leader, and one who is appointed by the other members appointed to the Committee, and none of whom is a present member of the Legislature or employed by the State of Nevada.

↳ Not more than four members of the Committee may be members of the same political party.

2. The Majority Leader shall appoint the Chair and Vice Chair of the Committee. The Vice Chair shall serve as the acting Chair if the Chair is unable to serve for any reason during the consideration of a specific question.

3. The Majority Leader shall appoint an alternate member with the qualifications set forth in paragraph (a) of subsection 1 and an alternate member with the qualifications set forth in paragraph (c) of subsection 1. The Minority Leader shall appoint an alternate member with the qualifications set forth in paragraph (b) of subsection 1 and an alternate member with the qualifications set forth in paragraph (c) of subsection 1. The members of the Committee shall appoint an alternate member with the qualifications set forth in paragraph (c) of subsection 1. If a member of the Committee is unable to serve for any reason during the consideration of a specific question, the alternate appointed with the qualifications from the same paragraph in subsection 1 by the same appointing authority shall serve as a member of the Committee during the consideration of the specific question.

4. A member of the Committee is disqualified to serve during the consideration of a specific question if:

(a) The member is the requester of advice concerning the question of ethics or conflict of interest, or the member is the subject of the complaint concerning the specific question; or

(b) A reasonable person in the member's situation could not exercise independent judgment on the matter in question.

5. The members of the Committee shall perform any duty required in the period between the time of their appointment after the general election and the organization of the next succeeding regular session, or until the Majority Leader or the Minority Leader appoint new members to the Committee, whichever occurs first.

6. The tenure of the members of the Committee shall extend during the interim between regular sessions of the Legislature.

7. The Committee:

(a) May hear requests brought by Senators for advice on specific questions of potential breaches of ethics and conflicts of interest; and

(b) Shall hear complaints brought by Senators and others on specific questions of alleged breaches of ethics and conflicts of interest, including, without limitation, alleged breaches of the Legislative Code of Ethical Standards in the Joint Standing Rules.

8. All proceedings held by the Committee to consider the character, alleged misconduct, professional competence or physical or mental health of any person on matters of ethics or conflicts of interest and all materials related to those proceedings are confidential, unless the person who is the subject of the proceedings requests a public hearing or discloses the content of the proceedings or materials.

9. An individual may file a complaint which alleges a breach of ethics or a conflict of interest, including, without limitation, an alleged breach of the Legislative Code of Ethical Standards in the Joint Standing Rules. If the alleged breach of ethics or conflict of interest involves the conduct of more than one person, separate complaints must be filed regarding each person. A complaint must be:

(a) Made in writing on a form provided by the Legislative Counsel;

(b) Signed and verified under penalty of perjury by the individual making the allegation; and

(c) Filed with the Legislative Counsel who shall review the complaint and any other relevant information and consult with the Chair of the Committee or, if the Chair is the subject of the complaint, with the Vice Chair, to evaluate whether the Committee has jurisdiction and whether an investigation is warranted in the matter. If it is determined that the Committee:

(1) Does not have jurisdiction or that an investigation is not warranted in the matter, the Legislative Counsel shall send written notice of the determination to the individual who filed the complaint.

(2) Has jurisdiction and an investigation is warranted in the matter, the Legislative Counsel shall send written notice of the determination and a copy of the complaint to the person who is the subject of the complaint.

10. Each Legislator is subject, at all times, to the Legislative Code of Ethical Standards in the Joint Standing Rules and, in addition, must determine whether he or she has a conflict of interest upon any matter in question before the Legislator. In determining whether the Legislator has such a conflict of interest, the Legislator should consider whether the independence of judgment of a reasonable person in his or her situation upon the matter in question would be materially affected by the Legislator's:

(a) Acceptance of a gift or loan;

(b) Private economic interest; or

(c) Commitment to a member of his or her household or immediate family.

↳ In interpreting and applying the provisions of this subsection, it must be presumed that the independence of judgment of a reasonable person in the Legislator's situation would not be materially affected by the Legislator's private economic interest or the Legislator's commitment to a member of his or her household or immediate family where the resulting benefit or detriment accruing to the Legislator, or if the Legislator has a commitment to a member of his or her household or immediate family, accruing to those other persons, is not greater than that accruing to any other member of the general business, profession, occupation or group that is affected by the matter.

11. Except as otherwise provided in subsection 12, if a Legislator knows he or she has a conflict of interest pursuant to subsection 10, the Legislator shall make a disclosure of the conflict of interest on the record in a meeting of a committee or on the floor of the Senate, as applicable. Such a disclosure must be entered:

(a) If the Legislator makes the disclosure in a meeting of a committee, in the minutes for that meeting.

(b) If the Legislator makes the disclosure on the floor of the Senate, in the Journal.

12. If, on one or more prior occasions during the current session of the Legislature, a Legislator has made a general disclosure of a conflict of interest on the record in a meeting of a committee or on the floor of the Senate, the Legislator is not required to make that general disclosure at length again regarding the same conflict of interest if, when the matter in question arises on subsequent occasions, the Legislator makes a reference on the record to the previous disclosure.

13. In determining whether to abstain from voting upon, advocating or opposing a matter concerning which a Legislator has a conflict of interest pursuant to subsection 10, the Legislator should consider whether:

(a) The conflict impedes his or her independence of judgment; and

(b) His or her interest is greater than the interests of an entire class of persons similarly situated.

14. The provisions of this Rule do not under any circumstances and regardless of any conflict of interest:

(a) Prohibit a Legislator from requesting or introducing a legislative measure; or

(b) Require a Legislator to take any particular action before or while requesting or introducing a legislative measure.

15. If a Legislator who is a member of a committee declares on the record when a vote is to be taken by the committee that he or she will abstain from voting because of the requirements of this Rule, the necessary quorum to act upon and the number of votes necessary to act upon the matter is reduced as though the Legislator abstaining were not a member of the committee.

16. The standards and procedures set forth in this Rule which govern whether and to what extent a Senator has a conflict of interest, should disclose a conflict of interest or should abstain from voting upon, advocating or opposing a matter concerning which the Senator has a conflict of interest pursuant to subsection 10:

(a) Are exclusive and are the only standards and procedures that apply to Senators with regard to such matters; and

(b) Supersede and preempt all other standards and procedures with regard to such matters, except that this subsection does not exempt any Senators from the Legislative Code of Ethical Standards in the Joint Standing Rules.

17. For purposes of this Rule, "immediate family" means a person who is related to the Legislator by blood, adoption or marriage within the first degree of consanguinity or affinity.

18. This Rule shall remain in full force and effect throughout the interim between regular sessions of the Legislature and until new Standing Rules of the Senate are adopted as part of a newly-constituted Senate at the commencement of a session.

The next rule is 30.

#### IV. QUORUM, VOTING, ELECTIONS

Rule No. 30. Recorded Vote—Three Required to Call For.

1. A recorded vote must be taken upon final passage of a bill or joint resolution, and in any other case when called for by three members. Every Senator within the bar of the Senate shall vote "yea" or "nay" or record himself or herself as "not voting," unless excused by unanimous vote of the Senate. A Senator who records himself or herself as "not voting" must make a full and complete disclosure of a conflict of interest pursuant to Senate Standing Rule No. 23.

2. The votes and names of those absent or recorded as "not voting" and the names of Senators demanding the recorded vote must be entered in the Journal.

Rule No. 31. President to Decide—Tie Vote.

A question is lost by a tie vote, but when the Senate is equally divided on any question except the passage of a bill or joint resolution, the President may give the deciding vote.

Rule No. 32. Manner of Election—Voting.

1. In all cases of election by the Senate, the vote must be taken viva voce. In other cases, if a vote is to be recorded, it may be taken by oral roll-call or by electronic recording.

2. When a recorded vote is taken, no Senator may:

(a) Vote except when at his or her seat;

(b) Explain his or her vote or discuss the question while the voting is in progress; or

(c) Change his or her vote after the result is announced.

3. The announcement of the result of any vote must not be postponed.

The next rule is 40.

#### V. LEGISLATIVE BODIES

Rule No. 40. Standing and Select Committees.

1. The Majority Leader shall determine the majority-minority party composition of all standing and select committees. Appointments to committees shall be made by the Majority Leader for the majority party members and by the Minority Leader for the minority party members. The Majority Leader shall designate the Chair and Vice Chair of all standing and select committees.

2. The Majority Leader shall refer prefiled bills and resolutions to committee, subject to ratification by a majority vote of the Senate once the Senate is organized and ready for business.

3. Except as otherwise provided in subsection 4, the standing and select committees of the Senate and their respective jurisdiction for the reference of bills and resolutions are as follows:

(a) Commerce and Labor, eight members, with jurisdiction over measures affecting primarily titles 52-56 of NRS, and chapters 97-100, 118-119, 119B, 461, 461A, 489, 679A-693A, 694A-697, 711 and 712 of NRS, except measures affecting primarily state and local revenue.

(b) Education, seven members, with jurisdiction over measures affecting primarily chapters 353B, 378-380A, 385-386 and 388-399 of NRS, except measures affecting primarily state and local revenue.

(c) Finance, eight members, with jurisdiction over measures affecting primarily chapters 1A, 387 and 400 of NRS, appropriations, operating and capital budgets, state and federal budget issues and bonding, except measures affecting primarily state and local revenue, and over any measures carrying or requiring appropriations and favorably reported by any other committee.

(d) Government Affairs, five members, with jurisdiction over measures affecting primarily titles 20, 21, 25, 27, 28, 30, 36 and 37 of NRS, and chapters 223-228, 232-233I, 234-237, 238-242, 271, 277-280, 286-289, 353, 353A, 353C-358, 381, 384, 472-474, 477, 693B, 709, 710 and 720 of NRS, except measures affecting primarily the provisions of the Nevada Administrative Procedure Act that govern the adjudication of contested cases, the Tahoe Regional Planning Compact and the Tahoe Regional Planning Agency, state and local revenue and state and federal budget issues.

(e) Growth and Infrastructure, eight members, with jurisdiction over measures affecting primarily title 44 of NRS, and chapters 403-405, 408, 410, 459A, 476, 480-487, 490 and 701-708 of NRS, except measures affecting primarily state and local revenue.

(f) Health and Human Services, five members, with jurisdiction over measures affecting primarily titles 38 and 39 of NRS, chapters 439-442 of NRS, NRS 444.002-444.430 and chapters 446-453C, 454-458A, 460 and 583-585 of NRS, except measures affecting primarily state and local revenue.

(g) Judiciary, eight members, with jurisdiction over measures affecting primarily the provisions of the Nevada Administrative Procedure Act that govern the adjudication of contested cases, titles 2-7, 9, 11-16 and 41 of NRS, and chapters 1, 2-7, 101-104A, 111-117, 119A, 120, 120A, 475, 719, 721 and 722 of NRS, except measures affecting primarily state and local revenue.

(h) Legislative Operations and Elections, five members, with jurisdiction over measures affecting primarily titles 17, 24 and 29 of NRS, chapters 281-285 of NRS, and the operation of the legislative session, except measures affecting primarily state and local revenue.

(i) Natural Resources, five members, with jurisdiction over measures affecting primarily titles 26 and 45-50 of NRS, chapters 383 and 407 of NRS, NRS 444.435-444.650, chapters 444A-445D, 459, 488, 581, 582 and 586-590 of NRS, and the Tahoe Regional Planning Compact and the Tahoe Regional Planning Agency, except measures affecting primarily state and local revenue.

(j) Revenue and Economic Development, five members, with jurisdiction over measures affecting primarily title 32 of NRS, chapters 231, 231A, 237A, 271A-274 and 453D of NRS, and state and local revenue.

4. The Chair of the Standing Committee on Finance may assign any portion of a proposed executive budget to any of the other standing or select committees of the Senate for review. Upon receiving such an assignment the standing or select committee shall complete its review expeditiously and report its findings and any recommendations to the Standing Committee on Finance for its independent evaluation.

Rule No. 41. Appointment of Alternates.

If the Chair or any member of a committee is temporarily unable to perform his or her duties, the Majority Leader shall appoint an alternate of the same political party to serve in the Chair's or the member's place for such time as is determined by the Majority Leader.

Rule No. 42. Committee Expenses.

No committee shall employ assistance or incur any expense, except by permission of the Majority Leader previously obtained.

Rule No. 43. Duties of Committees.

*The several committees shall acquaint themselves with the interests of the State specially represented by the committee and shall present such bills and reports as in their judgment will advance the interests and promote the welfare of the people of the State.*

Rule No. 44. Reserved.

Rule No. 45. Reserved.

Rule No. 46. *Forming Committee of the Whole.*

*In forming the Committee of the Whole, the Senator who has so moved shall name a Chair to preside. All amendments proposed by the Committee shall be reported by the Chair to the Senate.*

Rule No. 47. *Rules Applicable to Committee of the Whole.*

*The Rules of the Senate shall apply to proceedings in Committee of the Whole, except that the previous question shall not be ordered, nor the yeas and nays demanded, but the Committee may limit the number of times that any member may speak, at any stage of proceedings, during its sitting. Messages may be received by the President while the Committee is sitting; in which case the President shall resume the chair and receive the message. After receiving the message, the President shall vacate the chair in favor of the Chair of the Committee.*

Rule No. 48. *Motion to Rise Committee of the Whole.*

*A motion that the Committee rise shall always be in order, and shall be decided without debate.*

Rule No. 49. *Reference to Committee.*

*When a motion is made to refer any subject, and different committees are proposed, the subject may be referred to the committee with jurisdiction over the subject as set forth in Senate Standing Rule No. 40, or to a different committee, upon a majority vote of the members present.*

Rule No. 50. *Return From Committee.*

1. *Any bill or other matter referred to a committee of the Senate must not be withdrawn or ordered taken from the committee for consideration by the Senate, for re-referral, or for any other reason without a majority vote of the Senate, and at least one day's notice of the motion therefor.*

2. *No such motion is in order:*

*(a) If the bill to be withdrawn or ordered taken from the committee may no longer be considered by the Senate; or*

*(b) On the last day of the session, or on the day preceding the last day of the session.*

3. *This Rule does not take from any committee the rights and duties of committees provided for in Senate Standing Rule No. 43.*

Rule No. 51. Reserved.

Rule No. 52. Reserved.

Rule No. 53. *Committee Rules.*

1. *The rules of the Senate, as far as applicable, are the rules of committees of the Senate. Procedure in committees, where not otherwise provided in this Rule, must follow the procedure of the Senate. For matters not included in the rules of the Senate or these rules, Mason's Manual of Legislative Procedure must be followed.*

2. *A majority of any committee constitutes a quorum for the transaction of business.*

3. *A meeting of a committee may not be opened without a quorum present.*

4. *In addition to regularly scheduled meetings of a committee or those called by the Chair of the committee, meetings may be set by a written petition of a majority of the committee and filed with the Chair of the committee.*

5. *A bill may be passed from a committee only by a majority of the committee membership. A simple majority of those present and voting is sufficient to adopt committee amendments.*

6. *Subcommittees may be appointed by the Chair of a committee to consider subjects specified by the Chair and shall report back to the committee. If a member of a subcommittee is not a member of the standing or select committee for which the subcommittee is created, the approval of the Majority Leader is required for that member's appointment. If a subcommittee is so appointed, the Chair of the committee shall determine whether the subcommittee shall keep minutes of its meetings. Any minutes required to be kept pursuant to this subsection must comply with the provisions of subsection 12.*

7. A committee shall act only when together, and all votes must be taken in the presence of the committee. A member shall not be recorded as voting unless the member was actually present in the committee at the time of the vote. The Chair of the committee must be present when the committee votes to take any final actions on bills or resolutions, but the Chair is not required to vote. Upon approval of the Chair, a committee may meet together by video conference or other appropriate remote-technology systems. A member who is actually present in the committee at a posted video conference or other remote location is present and in attendance at the meeting for all purposes. The provisions of this subsection do not prohibit the prefiling of legislative bills and resolutions on behalf of a committee in the manner prescribed by the Legislative Commission.

8. All committee and subcommittee meetings are open to the public, except as otherwise provided in Senate Standing Rule No. 13.

9. Before a Chair of a committee reports a bill or resolution to the Senate, the committee may reconsider its action. A motion to reconsider must be made by any member who voted on the action.

10. The Chair of a committee shall determine the agenda of each meeting of the committee except that a member of the committee may request an item for the agenda by communicating with the Chair at least 4 days before the meeting. A majority of a committee may, by vote, add an item to the agenda of the next regularly scheduled meeting.

11. Secretaries to committees shall give notices of hearings on bills to anyone requesting notices of particular bills.

12. All committees shall keep minutes of meetings. The minutes must cover members present and absent, subjects under discussion, witnesses who appear, committee members' statements concerning legislative intent, action taken by the committee, as well as the vote of individual members on all matters on which a vote is taken. Upon approval of the Chair, any member may submit to the secretary additional remarks to be included in the minutes and records of committee meetings. Upon completion of the minutes, the Chair will review for approval. At the conclusion of the legislative session, the Secretary of the Senate shall deliver all minutes and records of committee meetings in his or her possession to the Research Library of the Legislative Counsel Bureau.

13. In addition to the minutes, the committee secretary shall maintain a record of all bills, including:

- (a) Date bill referred;
- (b) Date bill received;
- (c) Date set for hearing the bill;
- (d) Date or dates bill heard and voted upon; and
- (e) Date report prepared.

14. Each committee secretary shall file the minutes of each meeting with the Secretary of the Senate as soon as practicable after the meeting.

15. All committee minutes and any subcommittee minutes required to be kept pursuant to subsection 6 are open to public inspection upon request and during normal business hours. The official record of the committee meeting is the minutes approved by the Chair.

Rule No. 54. Review of State Agency Programs.

In addition to or concurrent with committee action taken on specific bills and resolutions during a regular session of the Legislature, each standing committee of the Senate is encouraged to plan and conduct a general review of selected programs of state agencies or other areas of public interest within the committee's jurisdiction.

The next rule is 60.

## VI. RULES GOVERNING MOTIONS

### A. MOTIONS GENERALLY

Rule No. 60. Entertaining.

- 1. No motion may be debated until it is announced by the President.
- 2. By consent of the Senate, a motion may be withdrawn before amendment or decision.

Rule No. 61. Precedence of Motions.

When a question is under debate no motion shall be received but the following, which shall have precedence in the order named:

1. To adjourn.
2. For a call of the Senate.
3. To recess.
4. To lay on the table.
5. For the previous question.
6. To postpone to a day certain.
7. To refer to committee.
8. To amend.
9. To postpone indefinitely.

➤ The first three motions shall be decided without debate, and a motion to lay on the table without question or debate.

Rule No. 62. *When Not Entertained.*

1. When a motion to postpone indefinitely has been decided, it must not be again entertained on the same day.
2. When a question has been postponed indefinitely, it must not again be introduced during the session unless this Rule is suspended by a majority vote of the Senate.
3. There must be no reconsideration of a vote on a motion to postpone indefinitely.

#### B. PARTICULAR MOTIONS

Rule No. 63. *To Adjourn.*

A motion to adjourn shall always be in order unless a motion to reconsider a final vote on a bill or resolution or any other action is pending. The name of the Senator moving to adjourn, and the time when the motion was made, shall be entered in the Journal.

Rule No. 64. *Lay on the Table.*

A motion to lay on or take from the table shall be carried by a majority vote.

Rule No. 65. *Reserved.*

Rule No. 66. *To Strike Enacting Clause.*

A motion to strike out the enacting clause of a bill has precedence over a motion to refer to committee or to amend. If a motion to strike out the enacting clause of a bill is carried, the bill is rejected.

Rule No. 67. *Division of Question.*

1. Any Senator may call for a division of a question.
2. A question must be divided if the Senate determines it embraces subjects so distinct that if one subject is taken away, a substantive proposition remains for the decision of the Senate.
3. A motion to strike out and insert must not be divided.

Rule No. 68. *To Reconsider—Precedence of.*

A motion to reconsider has precedence over every other motion, including a motion to adjourn. A motion to reconsider a final vote on a bill or resolution or any other action shall be in order only on the day on which the final vote or action is taken and the vote on such a motion to reconsider must be taken on the same day.

Rule No. 69. *Explanation of Motion.*

Whenever a Senator moves to change the usual disposition of a bill or resolution, he or she shall describe the subject of the bill or resolution and state the reasons for requesting the change in the processing of the bill or resolution.

The next rule is 80.

#### VII. DEBATE

Rule No. 80. *Speaking on Question.*

1. Every Senator who speaks shall, standing in his or her place, address "Mr. or Madam President," in a courteous manner, and shall confine himself or herself to the question before the Senate. When the Senator has finished, he or she shall sit down.

2. No Senator may speak:

(a) More than twice during the consideration of any one question on the same day, except for explanation.

(b) A second time without leave when others who have not spoken desire the floor.

3. Incidental and subsidiary questions arising during debate shall not be considered the same question.

Rule No. 81. *Previous Question.*

*The previous question shall not be put unless demanded by three Senators, and it shall be in this form: "Shall the main question be put?" When sustained by a majority of Senators present it shall put an end to all debate and bring the Senate to a vote on the question or questions before it, and all incidental questions arising after the motion was made shall be decided without debate. A person who is speaking on a question shall not while he or she has the floor move to put that question.*

*The next rule is 90.*

#### VIII. CONDUCT OF BUSINESS

##### A. GENERALLY

#### Rule No. 90. *Mason's Manual.*

*The rules of parliamentary practice contained in Mason's Manual of Legislative Procedure shall govern the Senate in all cases in which they are applicable and in which they are not inconsistent with the standing rules and orders of the Senate, and the Joint Standing Rules of the Senate and Assembly.*

#### Rule No. 91. *Suspension of Rule.*

*No standing rule or order of the Senate shall be rescinded or changed without a majority vote of the Senate and one day's notice of the motion therefor; but a rule or order may be temporarily suspended for a special purpose by a majority vote of the members present. When the suspension of a rule is called for, and after due notice from the President no objection is offered, the President can announce the rule suspended and the Senate may proceed accordingly; but this shall not apply to that portion of Senate Standing Rule No. 109 relating to the third reading of bills, which cannot be suspended.*

#### Rule No. 92. *Notices of Bills, Topics and Public Hearings.*

*Adequate notice shall be provided to the Legislators and the public by posting information relative to the bills, topics and public hearings which are to come before committees. Notices shall include the date, time, place and agenda, and shall be posted conspicuously in the Legislative Building and shall be made available to the news media. This requirement of notice may be suspended for an emergency by the affirmative vote of a majority of the committee members appointed.*

#### Rule No. 93. *Protest.*

*Any Senator, or Senators, may protest against the action of the Senate upon any question, and have such protest entered in the Journal.*

#### Rule No. 94. *Privilege of the Floor.*

*1. To preserve decorum and facilitate the business of the Senate, only the following persons may be present on the floor of the Senate during formal sessions:*

- (a) State officers;*
- (b) Officers and members of the Senate;*
- (c) Employees of the Legislative Counsel Bureau;*
- (d) Staff of the Senate; and*
- (e) Members of the Assembly whose presence is required for the transaction of business.*

*2. Guests of Senators must be seated in a section of the upper or lower gallery of the Senate Chamber to be specially designated by the Sergeant at Arms. The Majority Leader may specify special occasions when guests may be seated on the floor of the Senate with a Senator.*

*3. A majority of Senators may authorize the President to have the Senate Chamber cleared of all persons except Senators and officers of the Senate.*

*4. The Senate Chamber may not be used for any business other than legislative business during a legislative session.*

#### Rule No. 95. *Material Placed on Legislators' Desks.*

*1. Only the Sergeant at Arms and officers and employees of the Senate may place papers, letters, notes, pamphlets and other written material upon a Senator's desk. Such material must contain the name of the Legislator requesting the placement of the material on the desk or a designation of the origin of the material.*

*2. This Rule does not apply to books containing the legislative bills and resolutions, the daily histories and daily journals of the Senate or Assembly, or Legislative Counsel Bureau material.*

#### Rule No. 96. *Reserved.*

#### Rule No. 97. *Petitions.*



*The contents of any petition shall be briefly stated by the President or any Senator presenting it. It shall then lie on the table or be referred, as the President or Senate may direct.*

Rule No. 98. *Reserved.*

Rule No. 99. *Reserved.*

Rule No. 100. *Reserved.*

Rule No. 101. *Reserved.*

Rule No. 102. *Objection to Reading of Paper.*

*Where the reading of any paper is called for, and is objected to by any Senator, it shall be determined by a vote of the Senate, and without debate.*

Rule No. 103. *Questions Relating to Priority of Business.*

*All questions relating to the priority of business shall be decided without debate.*

B. *BILLS AND RESOLUTIONS*

Rule No. 104. *Reserved.*

Rule No. 105. *Reserved.*

Rule No. 106. *Skeleton Bills.*

*Skeleton bills may be introduced after the beginning of a session when, in the opinion of the sponsor and the Legislative Counsel, the full drafting of the bill would entail extensive research or be of considerable length. A skeleton bill will be a presentation of ideas or statements of purpose, sufficient in style and expression to enable the Legislature and the committee to which the bill may be referred to consider the substantive merits of the legislation proposed.*

Rule No. 107. *Information Concerning Bills.*

*1. Bills introduced may be accompanied by information relative to witnesses and selected persons of departments and agencies who should be considered for committee hearings on the proposed legislation. At the time of or after introduction of a bill, a list of witnesses who are proponents of the bill together with their addresses and telephone numbers may be given to the secretary of the committee to which the bill is referred. This information may be provided by:*

- (a) The Senator introducing the bill;*
- (b) The person requesting a committee introduction of the bill; or*
- (c) The Chair of the committee introducing the bill.*

*2. The secretary of the committee shall deliver this information to the Chair of the committee to which the bill is referred. Members of the committee may suggest additional names for witnesses.*

*3. The Legislator may provide an analysis which may describe the intent, purpose, justification and effects of the bill, or any of them.*

Rule No. 108. *Reserved.*

Rule No. 109. *Reading of Bills.*

*1. Every bill must receive three readings before its passage, unless, in case of emergency, this rule is suspended by a two-thirds vote of the Senate.*

*2. The first reading of a bill is for information, and if there is opposition to the bill, the question must be, "Shall this bill be rejected?" If there is no opposition to the bill, or if the question to reject is defeated, the bill must then take the usual course.*

*3. No bill may be referred to committee until once read, nor amended until twice read.*

*4. The third reading of every bill must be by sections.*

Rule No. 110. *Second Reading File—Consent Calendar.*

*1. All bills or joint resolutions reported by committee must be placed on a Second Reading File unless recommended for placement on the Consent Calendar.*

*2. A committee shall not recommend a bill or joint resolution for placement on the Consent Calendar if:*

- (a) An amendment of the bill or joint resolution is recommended;*
- (b) It contains an appropriation;*
- (c) It requires a two-thirds vote of the Senate; or*
- (d) It is controversial in nature.*

*3. A bill or joint resolution recommended for placement on the Consent Calendar must be included in the Daily File listed in the Daily History of the Senate at least 1 calendar day before it may be considered.*

4. A bill or joint resolution must be removed from the Consent Calendar at the request of any Senator, without question or debate. A bill or joint resolution so removed must be immediately placed on the Second Reading File for consideration in the usual order of business.

5. When the Consent Calendar is called:

(a) The bills remaining on the Consent Calendar must be read by number and summary, and the vote must be taken on their final passage as a group.

(b) No remarks or questions are in order and the bills remaining on the Consent Calendar must be voted upon without debate.

Rule No. 111. Publications.

1. An appropriate number of copies of all bills and resolutions of general interest must be printed for the use of the Senate and Assembly. Such other matter must be printed as may be ordered by the Senate.

2. Bill books will not be prepared for legislators unless they qualify for and request the service. The service, if approved, will be limited to the provision of one full set of bills, journals, histories and indexes for the Senator's desk in the Senate chamber. Bill books will not be prepared for a Senator for individual committees.

3. A Senator may request the provision of bill book service pursuant to subsection 1 if either:

(a) The Senator has served in the Senate for 10 or more years; or

(b) A physical or medical condition requires the Senator to use the bill books rather than viewing bills on a laptop computer.

4. A request for bill book service must be made to the Majority Leader of the Senate. If the Majority Leader determines that the Senator qualifies for the service, the Majority Leader shall direct the Legislative Counsel Bureau to provide the service.

Rule No. 112. Sponsorship.

1. A Senator may rise and request that his or her name be added as a sponsor of a bill or resolution that is introduced in the Senate if the Senator has submitted to the Secretary of the Senate a statement approving the request signed by the Senator who introduced the bill or resolution. A Senator may make a request to have his or her name added as a sponsor of:

(a) A resolution of the Senate, at any time after the resolution is introduced in the Senate and before the resolution is passed by the Senate.

(b) A bill or a joint or concurrent resolution:

(1) At any time after the bill or resolution is introduced in the Senate and before the bill or resolution is passed out of the Senate to the Assembly; and

(2) At any time after the bill or resolution is returned to the Senate following passage by the Assembly and before the bill or resolution is enrolled.

2. A Senator who is a sponsor of a bill or resolution that is introduced in the Senate may rise and request that his or her name be removed as a sponsor of the bill or resolution. A Senator may make a request to have his or her name removed as a sponsor of:

(a) A resolution of the Senate, at any time after the resolution is introduced in the Senate and before the resolution is passed by the Senate.

(b) A bill or a joint or concurrent resolution:

(1) At any time after the bill or resolution is introduced in the Senate and before the bill or resolution is passed out of the Senate to the Assembly; and

(2) At any time after the bill or resolution is returned to the Senate following passage by the Assembly and before the bill or resolution is enrolled.

↳ In such case, if the Senator is the only sponsor of the bill or resolution, another Senator may rise and request that his or her name be added to the bill or resolution as a sponsor without receiving the approval from the original sponsor.

3. If a Senator makes a request to have his or her name added or removed as a sponsor of a bill or resolution that was introduced in the Senate, the request must be entered in the Journal.

4. If a Senator who is the only sponsor of a bill or resolution that was introduced in the Senate removes his or her name from the bill or resolution while the bill is in the Senate and no other Senator adds his or her name as the sponsor of the bill or resolution at the time of the request for removal, no further action on the bill or resolution is allowed for that legislative session.

Rule No. 113. Reading of Bills—General File.

1. Upon reading of bills on the Second Reading File, Senate and Assembly bills reported without amendments must be ordered to the General File. Committee amendments reported with bills must be considered upon their second reading and such amendments may be adopted by a majority vote of the members present. Bills so amended must be reprinted, engrossed or reengrossed, and ordered to the General File. The File must be made available to members of the public each day by the Secretary.

2. Any member may move to amend a legislative measure during its reading on the Second Reading File or during its third reading and the motion to amend may be adopted by a majority vote of the members present. Measures so amended on second reading must be treated the same as measures with committee amendments. Any measure so amended upon the General File must be reprinted and engrossed or reengrossed.

3. Committee amendments and all other amendments must be made available to members of the public after the amendments are submitted to the Secretary for processing in order to be considered on the Second Reading File or the General File.

4. An appropriate number of copies of all amended measures must be printed.

Rule No. 114. Referral of Bill With Special Instructions.

A bill may be referred to committee with special instructions to amend at any time before taking the final vote.

Rule No. 115. Reconsideration of Vote on Bill.

1. A vote may be reconsidered on motion of any member.

2. Motions to reconsider a vote upon amendments to any pending question and upon a final vote on a bill or resolution may be made and decided at once.

Rule No. 116. Vetoed Bills.

Bills which have passed the Legislature, and forwarded by letter, to the Senate by the Secretary of State or the Governor and which are accompanied by a message of the Governor's disapproval, or veto of the same, shall become a special order and, at which time, the said message shall be read, together with the bill or bills so disposed or vetoed; and the message and bill shall be read without interruption, consecutively, one following the other, and not upon separate occasions; and no such bill or message shall be referred to any committee, or otherwise acted upon, save as provided by rule, custom and law; that is to say, that immediately following such reading the only questions (except as hereinafter stated) which shall be put by the Chair is, "Shall the bill pass, notwithstanding the objections of the Governor?" It shall not be in order, at any time, to vote upon such vetoed bill without the same having first been read; the merits of the bill itself may be debated and the only motions entertained after the Chair has stated the question are a motion for "The previous question," or a motion for "No further consideration" of the vetoed bill.

Rule No. 117. Different Subject Not Admitted as Amendment.

No subject different from that under consideration shall be admitted as an amendment; and no bill or resolution shall be amended by incorporating any irrelevant subject matter or by association or annexing any other bill or resolution pending in the Senate, but a substitute may be offered at any time so long as the original is open to amendment.

Rule No. 118. Certain Resolutions Treated as Bills.

1. Joint resolutions addressed to Congress, or to either House thereof, or to the President of the United States, or the heads of any of the national departments, or proposing amendments to the State Constitution are subject, in all respects, to the foregoing rules governing the course of bills.

2. A joint resolution proposing an amendment to the Constitution must be entered in the Journal in its entirety.

Rule No. 118.2. Memorial Resolutions.

Once the sponsor has moved for the adoption of a memorial resolution, not more than one member from each caucus, and, upon request of a member of the body and the approval of the Majority Leader, one additional member may speak on the resolution.

Rule No. 119. Certain Resolutions Treated as Motions.

Except as otherwise provided in Senate Standing Rules Nos. 118 and 118.2, resolutions must be treated as motions in all proceedings of the Senate.

Rule No. 119.2. Return From the Secretary of State.

*A Senate resolution may be used to request the return from the Secretary of State of an enrolled Senate resolution for further consideration.*

C. ORDER OF BUSINESS, SPECIAL ORDERS AND OTHER MATTERS

Rule No. 120. Order of Business.

1. Roll Call.
2. Prayer and Pledge of Allegiance to the Flag.
3. Reading and Approval of the Journal.
4. Reports of Committees.
5. Messages from the Governor.
6. Messages from the Assembly.
7. Communications.
8. Waivers and Exemptions.
9. Motions, Resolutions and Notices.
10. Introduction, First Reading and Reference.
11. Consent Calendar.
12. Second Reading and Amendment.
13. General File and Third Reading.
14. Unfinished Business.
15. Special Orders of the Day.
16. Remarks from the Floor; Introduction of Guests. A Senator may speak under this order of business for a period of not more than 10 minutes.

Rule No. 121. Privilege.

*Any Senator may rise and explain a matter personal to himself or herself by leave of the President, but the Senator shall not discuss any pending question in such explanation.*

Rule No. 122. Reserved.

Rule No. 123. Reserved.

Rule No. 124. Preference to Speak.

*When two or more Senators rise at the same time the President shall name the one who may first speak—giving preference, when practicable, to the mover or introducer of the subject under consideration.*

Rule No. 125. Special Order of Business.

*The President shall call the Senate to order on the arrival of the time fixed for the consideration of a special order, and announce that the special order is before the Senate, which shall be considered, unless it be postponed by a majority vote of the Senate, and any business before the Senate at the time of the announcement of the special order shall go to Unfinished Business.*

Rule No. 126. Reserved.

Rule No. 127. Reserved.

Rule No. 128. Seniority Among Senators.

1. The Senate shall determine seniority among the Senators as follows:
  - (a) Credit total continuous service in the Senate first;
  - (b) Credit total noncontinuous service in the Senate second;
  - (c) Credit total continuous service in the Assembly third; and
  - (d) Credit total noncontinuous service in the Assembly fourth.
2. In every case where there are ties, those ties are broken by alphabetical order.

Rule No. 129. Reserved.

D. CONTESTS OF ELECTIONS

Rule No. 130. Procedure.

1. The Senate shall not dismiss a statement of contest for want of form if any ground of contest is alleged with sufficient certainty to inform the defendant of the charges he or she is required to meet. The following grounds are sufficient, but are not exclusive:

- (a) That the election board or any member thereof was guilty of malfeasance.
- (b) That a person who has been declared elected to an office was not at the time of election eligible to that office.
- (c) That illegal votes were cast and counted for the defendant, which, if taken from the defendant, will reduce the number of legal votes below the number necessary to elect him or her.

(d) That the election board, in conducting the election or in canvassing the returns, made errors sufficient to change the result of the election as to any person who has been declared elected.

(e) That the defendant has given, or offered to give, to any person a bribe for the purpose of procuring his or her election.

(f) That there was a possible malfunction of any voting or counting device.

2. The contest must be submitted so far as may be possible upon depositions or by written or oral arguments as the Senate may order. Any party to a contest may take the deposition of any witness at any time after the statement of contest is filed with the Secretary of State and before the contest is finally decided. At least 5 days' notice must be given to the prospective deponent and to the other party. If oral statements are made at any hearing before the Senate or a committee thereof which purport to establish matters of fact, they must be made under oath. Strict rules of evidence do not apply.

3. The contestant has the burden of proving that any irregularities shown were of such nature as to establish the probability that the result of the election was changed thereby. After consideration of all the evidence, the Senate shall declare the defendant elected unless the Senate finds from the evidence that a person other than the defendant received the greatest number of legal votes, in which case the Senate shall declare that person elected.

The next rule is 140.

#### IX. LEGISLATIVE INVESTIGATIONS

Rule No. 140. Compensation of Witnesses.

Witnesses summoned to appear before the Senate, or any of its committees, shall be compensated as provided by law for witnesses required to attend in the courts of the State of Nevada.

Senator Atkinson moved the adoption of the resolution.

Remarks by Senator Atkinson.

Rule No. 4 is revised to remove the provision that the Sergeant at Arms is responsible to the Majority Leader so now the Sargent at Arms is supervised by the Secretary of the Senate consistent with the supervision of other staff.

Rule No. 22 is removed in its entirety. That rule provided for the Senate Parliamentary Rules and Procedures Committee, which was charged with approving or disapproving proposed amendments to legislative measures submitted by a Senator.

Rule No. 113 removes the reference to the Rules and Procedures Committee and further provides that all amendments are made public after submitted to the Secretary of the Senate for processing.

Rule No. 23, which addresses Legislative Ethics, is revised to change the process for filing a complaint that alleges a breach of ethics or a conflict of interest. Instead of a form being provided by the Secretary of the Senate and filed with the Chair of the Committee on Ethics, the form is provided by the Legislative Counsel and then filed with the Legislative Counsel when complete. The Legislative Counsel is then required to review the complaint and consult with the Chair or Vice Chair of the Committee on Ethics, as applicable, to evaluate whether the Committee has jurisdiction and whether an investigation is warranted in the matter. The Legislative Counsel is required to send written notice of the determination to the person who filed the complaint.

Rule No. 30 is revised to require a Senator who records himself or herself as "not voting" to make a full and complete disclosure of a conflict of interest pursuant to Senate Standing Rule No. 23.

Rule No. 40 is revised to update the jurisdiction of the Senate Standing Committees and the membership of certain committees. Jurisdiction is changed as follows: measures relating to energy, providers of new electric resources, transportation network companies and telecommunications are moved from Commerce and Labor to the new Growth and Infrastructure Committee and measures relating to oil pipelines are moved from Government Affairs to the new Growth and Infrastructure Committee; measures relating to medical marijuana are moved from Judiciary to Health and Human Services and measures relation to the taxation and regulation of marijuana are moved from Judiciary to Revenue and Economic Development; and the Committee

on Transportation is removed and the measures previously referred to the Transportation Committee will now be referred to the new Growth and Infrastructure Committee. The membership of the Committees on Commerce and Labor, Finance and Judiciary is increased from seven to eight members. The membership of the Committee on Revenue and Economic Development is reduced from seven to five members.

Rule No. 53, which currently authorizes a committee to meet via video-conference, adds any "other appropriate remote-technology system" as a means for a committee to meet. Rule No. 53 further provides that the official record of a committee meeting is the minutes approved by the Chair.

Resolution adopted unanimously.

By Senators Atkinson and Settlemeyer:

Senate Resolution No. 2—Providing allowances to the leadership and other members of the Senate for periodicals, stamps, stationery and communications.

Senator Atkinson moved the adoption of the resolution.

Remarks by Senator Atkinson.

This resolution provides an allowance to Leadership and other members of the Senate for periodicals, postage, stationery and communications for this Session.

Resolution adopted unanimously.

By Senators Atkinson and Settlemeyer:

Senate Resolution No. 3—Providing for the appointment of the Senate Session staff.

RESOLVED BY THE SENATE OF THE STATE OF NEVADA, That the following persons are elected staff of the Senate for the 80th Session of the Legislature of the State of Nevada: Becky Archer, Felicia Archer, Mike Archer, Annette Biamonte, Stella Blood, Steve Brummer, Todd Butterworth, Troy Casa, Marie Cavin, Jackie Cheney, Eileen Church, Pat Church, Eddie Cordisco Jr., Pat Devereux, Lona Domenici, Kathy Easley, Arielle Edwards, Suzanne Efford, Debbie Fazzino, Aaron Ford II, Andrea Franko, Charles Gallagher, Linda Gentry, Andrew Gonzalez, Mary Griffith, Michelle Hamilton, Susan Hanshew, Jenny Harbor, Terry Harmon, Bette Hartnett, Lynn Hendricks, Gail Herstead, Linda Hiller, Joyce Hollister, Pat Hutson, Judy Jackson, Steven Jamieson, Mahalia Jaramillo, Janae Johnson, Diana Jones, Lynette Jones, Betty Kaminski, Michael Keever, Vicki Kemp, Erich Kolbe, Shelley Kyle, Kayla Lee, Tammy Lubich, Kristen Marshall, Lezlie Mayville, Sara Menke, Marilyn McElhany, Jennifer McEntee, Toshi McIntosh, Ben Mendez-Plancarte, Janet Meredith, Terri Miller, Christine Miner, Jeanne Mortimer, Desirae Munns, Carol Myers, Julie Newman, Blayne Osborn, Jessica Padron, Gena Plummer, Vickie Polzien, Diane Rea, Jennifer Richardson, Sherry Rodriguez, Debbie Shope, Ciria Sosa, Ann Standley, Nnedi Stephens, Krystal Sun, Liz Teixeira, Lex Thompson, Zach Tretton, Katia Varela Tapia, Tom Weber, Kathryn Weber-Karp, Susan Whitford, Mike Wiley, Barbara Williams, Rich Williams, Jeanine Wittenberg, Becky Wood and Steve Woodbury.

Senator Atkinson moved the adoption of the resolution.

Remarks by Senator Atkinson.

We are, once again, fortunate to have an excellent staff working with us this Session.

Resolution adopted unanimously.

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

Senate in recess at 2:05 p.m.

SENATE IN SESSION

At 2:40 p.m.

President Marshall presiding.

Quorum present.

INTRODUCTION, FIRST READING AND REFERENCE

By Senators Atkinson and Settlemeyer:

Senate Bill No. 1—AN ACT making an appropriation to the Legislative Fund for the costs of the 80th Legislative Session; and providing other matters properly relating thereto.

Senator Atkinson moved that all necessary rules be suspended, reading so far had considered first reading, rules further suspended, and that Senate Bill No. 1 be declared an emergency measure under the Constitution and placed on third reading and final passage.

Remarks by Senator Atkinson.

This bill is the general appropriation for the cost of the 80<sup>th</sup> Legislative session.

Motion carried unanimously.

GENERAL FILE AND THIRD READING

Senate Bill No. 1.

Bill read third time.

Roll call on Senate Bill No. 1:

YEAS—21.

NAYS—None.

Senate Bill No. 1 having received a constitutional majority, Madam President declared it passed.

Senator Atkinson moved that all necessary rules be suspended and that the bill be immediately transmitted to the Assembly.

Motion carried unanimously.

Bill ordered transmitted to the Assembly.

MESSAGES FROM THE GOVERNOR

STATE OF NEVADA  
EXECUTIVE CHAMBER  
CARSON CITY, NEVADA 89701

January 30, 2019

THE HONORABLE KELVIN ATKINSON  
THE HONORABLE JASON FRIERSON, Nevada Legislature,  
Legislative Building, Nevada 89701

DEAR MAJORITY LEADER ATKINSON AND SPEAKER FRIERSON:

Please find enclosed the text of my State of the State message to the 80th Session of the Nevada Legislature. As you know, I delivered this message on Wednesday, January 16, 2019, to a joint gathering of the Legislature, including your colleagues, constitutional officers, and invited guests, in the Assembly Chambers in Carson City. This message outlines what I believe to be important proposals supporting a stronger future for our great State, and I thank you in advance for your careful consideration and deliberation over the coming months. I and my staff look

forward to working with you during the Legislative Session as we seek solutions that will enhance the quality of life for those whom we are privileged to serve.

Sincere regards,  
STEVE SISOLAK  
*Governor*

#### MOTIONS, RESOLUTIONS AND NOTICES

Senator Atkinson moved that in accordance with the provisions of Article 5, Section 10, of the *Nevada Constitution*, that Governor Sisolak's State of the State Address to the Nevada Legislature, as presented to the special committee to receive the Governor's State of the State Address on January 16, 2019, be entered in the Senate Journal for this legislative day.

Motion carried.

#### STATE OF THE STATE ADDRESS TO THE NEVADA LEGISLATURE

Legislative Leadership, Madam President, distinguished Members of the Legislature, Honorable Justices of the Supreme Court, Constitutional Officers, Honored Guests, thank you all for joining me here tonight.

To my family, particularly our incredible new First Lady, thank you for standing with me on this journey and for guiding me through this next chapter.

I also want to take a moment to recognize a great Nevadan who passed away recently but left behind a legacy of fighting for the Silver State, former Governor and United States Senator Paul Laxalt.

The start of the year and the start of a new Legislative Session is a moment for reflection, a time to think about the progress we have made. Tonight, I speak to the Legislators who will make up the 80th Session of the Nevada Legislature. And for the first time in Nevada State history, and in the history of the United States of America, it is a Legislature that is majority women. Tonight, we are joined by the newly-elected and –appointed women who took the leap this past year and together made history. Would you all please stand, our Legislative women. Let us give them a round of applause.

This is a milestone that has been generations in the making, thanks to women like Dina Titus, who not only served in this Legislature, but also has gone on to represent us in the halls of Congress. Tonight, we are joined by two of the pioneers who had also helped make it possible: Barbara Buckley, the first woman to serve as Speaker of the Assembly and Sue Wagner, the first woman to serve as Lieutenant Governor of the State of Nevada. Barbara and Sue, would you please stand as well.

To them, to all of the women here tonight and to all of the women who have served before, including the one and only Debbie Smith, who I know is smiling down on us, this night belongs to you. As a dad of two daughters, I am especially grateful to know that every little girl in Nevada has role models in all of you. And let me just say that includes our Lieutenant Governor, Kate Marshall. Kate, I look forward to working with you on behalf of the people of Nevada.

This work is important because for the last decade, our economy and our families have faced some of the hardest economic times. Tonight, we can acknowledge the progress. Nevada's economic recovery reaches every family; making sure our schools prepare every child to reach their potential and ensuring our health care system is there for every Nevadan who needs it.

The time is here to ask what kind of State we want to be. It is on all of us, Democrats and Republicans alike, to reach higher than we ever have and to ensure economic success makes it to every dinner table in Nevada. And so while we have work to do, I stand before you and am proud to announce that the state of our State is full of opportunity.

Let us start with some numbers. We are anticipating General Fund revenue of more than 4.3 billion in 2020, up nearly 3 percent from 2019. In 2021, it is projected to rise even more, to nearly 4.5 billion. Nevada's economic growth happened under our current revenue structure. As they say, "if it ain't broke, don't fix it." That is why this budget is presented without any new taxes. Let me say that once again to be clear: this balanced budget does not contain any new taxes.



While revenue is up today, our history tells us what pain an economic downturn can bring. At the height of the great recession, difficult choices were made, including cuts to education, medical services and job training, at the very moment people needed them most. Then, Speaker Barbara Buckley sponsored legislation to require the Governor to reserve one percent of our total anticipated revenue for the Rainy Day Fund. As she put it at the time: "Creating programs in good times to slash them in bad times is senseless." She is right. This is not only the fiscally responsible thing to do, but also is the right thing to do. Besides, how can we tell our children to save their money for a rainy day if our government does not even do it?

Last year marked the first time since the law passed in 2011 that Nevada lived up to that commitment. Today, I pledge to make this a pattern: my budget will include annual savings of \$45 million for the next two years to preserve and grow our Rainy Day Fund for those dark days when we will truly need it.

As we saw in our latest jobs report, businesses are propelling our economy. We now boast of being home to companies like Tesla, Google, Apple and Amazon, just to name a few. We have welcomed Hyperloop One and a burgeoning drone industry. We have become ground zero for the Fourth Industrial Revolution that will come with blockchain technology. Last fall, Tesla, Blockchains, LLC and other high-tech neighbors in Northern Nevada became part of what is now known as Innovation Park, a place to incubate visionary thinkers, developers and others who will design our future. Just last month, several of our Legislators formed a Technology Caucus to review the needs of our growing tech sector and promote the success of these ventures.

We are also working to ensure that we give our students the required skillsets to succeed in these industries, with STEM education being more important than ever before. When it comes to jobs, we are now one of the fastest growing states in the Nation. Over the past year, non-farm employment has increased by more than 45,000 with gains in construction and manufacturing, education and health services, trade and transportation and more. We have our business community to thank, not just large companies whose arrival in our State makes headlines, but small businesses too, including the over 78,000 employers in Nevada with 100 or fewer employees. As Governor, I will work to make it easier for our small businesses to thrive by streamlining complicated processes, eliminating red tape and needless regulations and putting a Small Business Advocate in the Office of the Lieutenant Governor. Let us give our small businesses a hand.

One of those sectors is the rapidly-growing marijuana industry. That is why I am announcing that next week I will sign an Executive Order creating Nevada's first-ever Cannabis Compliance Board, which will ensure this critical part of our State's future economy is positioned to become the gold standard for the Nation. We will manage and grow this new industry strictly and fairly and in a way the State can be proud of.

But with new jobs and economic growth comes an added challenge, making sure everyone who wants to live and work here can afford to do so. To that end, I will be supporting the recommendations to create a new program which will offer \$10 million of State tax credits per year for the creation and preservation of affordable housing. I want to thank the Chair and members of the Committee that studied Affordable Housing this past interim for their hard work on this proposal. This alone will not solve our housing crisis, but it is an important first step in the right direction and will make a real difference in the lives of low-income Nevadans who will have a safe and secure place to call home.

At the root of our affordable housing crisis lies another fundamental problem, too many Nevadans are making too little. This needs to change, and it needs to start by giving Nevadans a well-deserved raise. Even as our economy improves, too many folks are still working two jobs just to get by, even more are living paycheck to paycheck. That is why I am committed to working with the Legislature and the business and labor communities to raise the minimum wage in our State. It is impossible for an individual, let alone a family, to live on \$7.25 an hour.

And not only that, we need to ensure equal pay for equal work and to find a consensus on paid leave for Nevada's workers. It is the right thing to do for our families. At the same time, I am recommending a 3-percent pay increase for our State employees whose work enables us to provide medical and social services to our people, assist new businesses and keep our roads and highways safe. During the great recession, many of them took pay cuts or went without salary increases, but they continued to faithfully serve the State of Nevada. Their skills, knowledge,

experience and devotion have been invaluable to our State. We are in a position to give our workers a raise, and we expect great return on that investment. I also believe they should be empowered to bargain collectively in the years ahead. And to our State agencies, we must open our doors. It is time to let employees know what options they have.

And while on the subject of wages, I want to make one thing clear: this Session I will work to return prevailing wage to public construction projects as it was before the 2015 Session, including, and most importantly, for children's schools. Not only do prevailing wage jobs support highly skilled workers in Nevada, but also guarantees our children are learning in well-constructed, high-quality educational facilities. Let us do this. Let us get this done.

As we work to improve our wages and continue to focus on economic development, it is critical we invest in a workforce that will be job ready. This is why I plan to increase funding for graduate medical education by \$2 million per year; the medical students of today will be the doctors of tomorrow. We must continue to invest in our higher education system. In addition to funding for student enrollment growth, I am recommending funding for two new buildings, a health and science building at the College of Southern Nevada and a new education building at the Nevada State College. When we invest in building these places of learning, we create the educators and medical professionals of tomorrow. I appreciate NSHE's efforts to improve our graduation rates and overall student success. Obtaining that degree or certificate is challenging for many of our students. This is why we will increase funding for Nevada's scholarship programs to open new opportunities for thousands of Nevada's students to earn their degrees and workforce credentials.

But there is another element of higher education that too often does not get the respect it deserves, apprenticeship and job training programs. Success does not always have to start with a four-year degree. Quality job training programs, apprenticeships, business partnerships and community college degrees can help Nevadans of all ages get the skills they need for the jobs that are out there today. This is why I am recommending increased funding for career and technical education to serve an additional 2,000 students.

So far, we have talked about a number of important issues, but there is no issue more important to me than making sure every child in every classroom gets a quality education. And you know what, that starts with having a great educator at the front of the room. These are the people we are entrusting to prepare our kids of the future. They need to be treated as the professionals they are and respected for the job they do. Let us show them our appreciation with a round of applause. While applause is nice, our educators deserve more than that; they deserve a raise. It has been over a decade since the State last directly funded a raise for our K-12 educators. Tonight, that is going to change. Legislators, I am asking you to stand with me and stand with our educators by including them in the 3-percent pay raise for State employees for the first time in 12 years. Right now, too many teachers have been forced to dig into their own pockets to make sure their students have basic supplies like markers, pencils and erasers. It is a beautiful sign of their commitment, but it is also grossly unfair. So I am proposing additional funding to reimburse teachers for supplies they need for their classrooms, raising the total from \$100 to \$180 per teacher. In our budget, I am also including a one-time appropriation for Washoe County to correct an \$8.6 million mistake that was made in the past. But to be perfectly clear, so everyone understands, those kinds of mistakes will not be tolerated under my watch. The time for Band-Aids and short-term fixes are over.

I also look forward to working with Legislative Leadership to review the decades-old Nevada Plan to ensure that tax dollars for education follow the student. We have to make sure our statewide funding formula is equitable for every student in every county. My recommended increase in funding the New Nevada Plan will increase from \$36 million to \$70 million per year meaning that an additional 28,200 at-risk students will receive the academic support they need, deserve, no matter what school they attend. Additionally, I am recommending for the biennium \$44.7 million to ensure access to quality preschool development programs, \$63.4 million for Read by Grade 3, approximately \$100 million for Nevada's Zoom Schools and \$50 million for Victory School programs. Not only do we ask our educators to teach our students, but also we rely on them to keep them safe as well. The need for safer schools is a dark reality in the world in which we live today, and we need to fund these initiatives. I want to thank the Statewide School Safety Task Force for their hard work identifying key proposals to enhance security at our

schools, including more police officers and funding for additional social and behavioral health workers. We cannot expect to successfully address violence and issues in our schools unless we invest in people like Arika Marquez, who is here with us tonight. Arika is a counselor at Clayton Middle School in Reno. By doing her job every day, counselors like Arika are preventing violence, helping students and saving lives. Arika, please stand and be recognized for your work.

This is why a portion of the 10-percent marijuana tax will go towards preventing violence in our schools. As Governor, the safety and security of our families is my most important job. Our Country is plagued by the epidemic of gun violence, something Nevadans have come to understand all too well. We are still feeling from the losses we suffered on 1 October. Now, at long last, we are going to take action. I am working with the Legislature to implement commonsense background checks on all firearm sales in Nevada. We will outlaw bump stocks. We will address the threat gun violence poses to victims of domestic violence in the State of Nevada. Those subjected to restraining orders should not be allowed to buy a firearm. Back in 2016, Nevadans voted to close a dangerous and deadly loophole in our law that makes it far too easy for convicted criminals, domestic abusers and others with dangerous histories to buy firearms at gun shows and online with no background checks and no questions asked. It is long past time we listen to the voters and enact these changes, because background checks save lives.

Along with the need for a safe Nevada, is a healthy Nevada. As public servants, we have a responsibility to promote the health and well-being of the Nevadans who sent us here. Let me start by saying as long as I am in office, Nevada will continue supporting and defending the Affordable Care Act, including all protections for those with pre-existing conditions. That is why I am proud that Nevada has signed on to an amicus brief asking the courts to prevent the Trump administration from rolling back the Affordable Care Act's requirement that employers include birth control coverage in their health plans. As Governor, I am committed to adequately funding women's health care. Currently, Nevada ranks last in the Nation in the number of women who have a dedicated health care provider. We do not fare much better when it comes to cervical cancer screenings or other forms of family planning either. That is going to change, and that is why we will be allocating 3 million dollars per year to provide more of these life-saving services statewide. Lives like the life of Reno-native Ann Mackey, who in her early 20s started to have health complications so she scheduled an appointment at Planned Parenthood. During that visit, they found early signs of cervical cancer that had gone undetected. Today, 20 years later, Ann is doing well and credits that Planned Parenthood visit for saving her life. We have to make sure that quality health care continues to be offered to every Nevadan, not just those who can afford it.

Our State took an incredible step when we expanded Medicaid. It gave the chance for hundreds of thousands of Nevadans to go to the doctor and gain the coverage they need. My recommended budget represents the largest investment of general fund dollars to the Department of Health and Human Services in Nevada's State history. Here is how: first, by increasing Medicaid reimbursement rates for Neonatal and Pediatric Intensive Care Units, we can provide for our youngest patients and make sure they have access to quality health care services; second, we will reduce the waitlist for children with autism so they can receive the assistance they need; third, we will increase access to mental health services, upping the hours that our Mobile Crisis Units operate; and finally, too many individuals and families struggle with substance abuse. We can and should do more to make the healthcare system work for everyone. People like Nikki and Kayden Yowell from Winnemucca, who are here tonight. Nikki lost her husband and Kayden lost his father to substance abuse. What Nikki and Kayden have faced is unimaginable, but, sadly, it is all too common. We can no longer allow this epidemic to plague our communities and destroy our families. It is time to fix it. This investment will let Community Behavioral Health Centers expand from 3 to 10, allowing them to serve additional adults and children with substance abuse issues. But it is not enough to input numbers on paper. I am committed to working with Legislators, the Department of Health and Human Services and community stakeholders to ensure this funding gets down to the Nevadans who need it most. In the coming weeks, I will create a Patient Protections Commission. Our goal will be to take a comprehensive view of health care in Nevada to evaluate what we are doing well and, more importantly, what we can do better including protecting Nevadans from being gouged on prescription drug prices.

Now, let me turn to another important issue. I would like to ask all of our active military and veterans, including Brigadier General William Burkes and retired Lieutenant Colonel Gary Utterback, who led us in the pledge, to please stand and be recognized. Sadly, the plight of our veterans is too often ignored. These are the heroes who risked their lives for our County and our State, yet they do not always receive the support they need when they come home. For example, we have an estimated 5,000 underserved veterans in the Fallon and Pahrump service areas, a number that triples if we consider family members eligible for services. We know that veterans, like others in rural areas, have difficulty accessing health care services. They face poverty, homelessness and substance abuse, but services are available only if they can access them. That is why we are adding additional Veteran services officers to help them access the federal benefits they deserve, more than \$114 million in federal funds annually, to improve the quality of care and quality of life for our veterans and their families.

We also need to look out for our fellow Nevadans who need a little help to get by. From our elderly residents, who rely on food from Meals on Wheels, to our foster families, I want you to know that you will not be forgotten and not left out of this budget. This year, we will increase funding for Meals on Wheels by more than \$800,000, allowing us to feed over 8,700 seniors and eliminate the current wait list. And then for the over 2,000 foster family homes across our State, we are going to increase funding to help foster parents more efficiently cover the cost of child care.

There is another conversation we need to have, and it is about our criminal justice system. We cannot continue to do the same thing and expect different results. We can be tough on crime and still reduce recidivism. We can lock up violent criminals and work to identify the low-level offenders who are ready to earn their second chance. This is why I am recommending we add new staff who will focus on supporting mental health and substance abuse programs and handling the increased caseload in the Parole and Probation division. This will be coupled with an increased investment in a pilot program aimed at providing education and skills training for inmates, first championed by then-Senator Aaron Ford. In the first year of this program, over 80 percent of the inmates enrolled graduated with either credits going towards a traditional college degree or a pre-apprenticeship experience. I would like to recognize a special guest here with me tonight, Professor Kevin Mitchell of the College of Southern Nevada. Professor Mitchell has years of experience teaching the CSN prison education program and currently teaches at High Desert State Prison, which the First Lady and I recently toured. He has seen his students reintegrate into our community and start productive careers. Professor Kevin Mitchell, please stand. This additional investment will reduce the recidivism rate, save our State tax dollars and make our streets safer.

We are all lucky to live in the most beautiful State in the Country, hands down. But to keep it this way we need to recognize the serious environmental threats facing our State. Let me be clear: I will not spend a single second debating the reality of climate change. It is real, and it is irresponsible to ignore the sciences that prove it and the lives it has already upended, especially across the West. As Governor, I am committed to making Nevada a clean energy leader, not only to combat the effects of climate change for future generations, but also for the abundance of green-collar jobs we can create right now. Nevada used to lead the Nation in producing renewable energy. Sadly, we have fallen behind. Take our Renewable Portfolio Standard, we used to be number one, and now we are not even in the top ten. This is why I strongly support the goal of achieving a minimum of 50 percent in renewable energy by 2030. I know we can meet these standards without raising the cost of electricity for the ratepayers of our State. It is time to make it happen.

In 2017, the Legislature proved they have the political will to reclaim our spot as the Nation's clean energy leader. When you send me that bill, this Governor will sign it. Allowing Nevada to lead when it comes to renewable energy is not just good for job growth or energy rates, it helps preserve and protect Nevada's incredible natural beauty. We have some of the Nation's most amazing public lands in our State. These lands contribute to this State's unique beauty, connect us to our past and is the driving force behind our thriving eco-tourism industry. We must continue to protect these irreplaceable treasures. And speaking of treasures, let me make something perfectly clear: Not one ounce, not one ounce of nuclear waste will ever reach Yucca Mountain while I am Governor, not on my watch. We will work hand in hand with our congressional

delegation and use every resource possible to stop the federal government from turning our State into their nuclear waste dump. It is not going to happen.

One thing remains clear across all of these proposals, when you invest in Nevadans, the return can be immense. This is why I am opening a Governor's Office for New Americans which will support our newest neighbors, help them navigate government services, build new businesses and let them know that they are truly welcome here in the State of Nevada. It will also provide assistance to DACA recipients and applicants like a DREAMer I met on the campaign trail named Deisy. Deisy was brought to Nevada as a child. She did not have documentation, but she cared for her community and worked hard. When Governor Sandoval did the right thing and signed a bill in 2015 that allowed DREAMers to obtain a teaching license, she jumped right on it. Today, she is a special education teacher at a public school in Clark County, specializing in children with autism to realize their dream. I know Deisy is watching on TV so let us give her a round of applause. The Governor's Office for New Americans is for people like Deisy who invest in the future of our community every day. We need to make sure each and every voice is heard at the Capitol, in our communities and at the ballot box.

This past November, Nevada made clear they support Automatic Voter Registration, and now it is on us to get it done. So I look forward to making this a reality alongside Secretary of State Barbara Cegavske and the Legislature. Voting is a fundamental right, and we should be looking for even more ways to make sure eligible Nevadans can exercise their right, which is why I am committed to working with the Legislature and local election officials to expand early voting and to implement same-day voter registration. I am committed to making sure every Nevadan is counted in our census because if one of us is left off, that hurts all of us. I am recommending additional funding for in-State efforts to ensure all Nevadans are counted.

The proposals laid out tonight are presented with the goal of ensuring that every family sitting around every dinner table sees the benefit of the economic recovery that only those at the top have already felt.

Those in this room will not agree on everything. For example, some here might cheer for the Wolf Pack and some might cheer for the Rebels, but I think we can all agree that the Golden Knights are the best hockey team in the State of Nevada.

These Chambers were built to house debates worthy of the Nevadans we represent and the futures they have ahead. But in those debates over the paths we take, we must not forget what can happen when civil discourse turns into partisan gamesmanship. It is the people, our citizens who ultimately lose. Look no further than what is happening in Washington D.C. where federal workers, including 3,000 of our Nevada citizens, have become pawns in a political battle. Nevadans deserve better, and we owe it to them and to this great institution to show the rest of the Nation how it is done.

I have a message for every Legislator here in this Chamber tonight, every one of you, whether you are a Republican or a Democrat, we have a busy four months ahead of us. We have a lot of work to do, and we are going to be spending a lot of time with one another.

I want you to know my door is always open. We need good ideas from everyone, every single one of you. This is how we work together. This is how we get things done, and this is how we build an even stronger Nevada. I know when every Nevadan has the opportunity to succeed, the State will reap the benefit.

This will be my mission as your Governor, and the chance to see it through is the honor of my lifetime. Thank you all, God bless you, and God bless the great State of Nevada.

COMMUNICATIONS  
MESSAGES FROM THE SECRETARY OF STATE  
STATE OF NEVADA  
DEPARTMENT OF STATE  
CARSON CITY, NEVADA 89701

November 19, 2018

CLAIRE J. CLIFT, *Secretary of the Senate*, 401 South Carson Street,  
Carson City, Nevada 89701-4747

DEAR MS. CLIFT,

This letter is in acknowledgment of the transfer of vetoed Senate Bills Nos. 106, 392, 427, 464 (of the 79th Legislative Session) pursuant to NRS 218D.800(2). SB 106, 392, 427, 464 are from the 79th Legislative Session with no assigned file numbers. The enclosed, engrossed and enrolled versions of these bills are being transferred from the Secretary of the State's Office to your office as of the above date.

If you have any questions in this regard, please do not hesitate to contact the Elections Division at (775) 684-7126.

Respectfully,  
 BARBARA K. CEGAVSKE  
*Secretary of State*  
 By: REBECCA BOURNE  
*Program Officer for Elections*

November 19, 2018

CLAIRE J. CLIFT, *Secretary of the Senate*, 401 South Carson Street,  
 Carson City, Nevada 89701-4747

DEAR MS. CLIFT:

This letter is in acknowledgement of the transfer of Senate Joint Resolutions Nos. 1, 3, 6, 14 (of the 79th Legislative Session) pursuant to NRS 218D.800(2). SJR 1, 3, 6, 14 are from the 79th Legislative Session and assigned file numbers 38, 39, 42 and 43 respectively. The enclosed, engrossed and enrolled versions of these joint resolutions are being transferred from the Secretary of State's Office to your office as of the above date.

If you have any questions in this regard, please do not hesitate to contact the Elections Division at (775) 684-7126.

Respectfully,  
 BARBARA K. CEGAVSKE  
*Secretary of State*  
 By: REBECCA BOURNE  
*Program Officer for Elections*

CONSOLIDATED MUNICIPALITY AND STATE CAPITAL  
 201 N. CARSON STREET, SUITE 2  
 CARSON CITY, NEVADA 89701

February 4, 2019

TO THE HONORABLE MEMBERS OF THE NEVADA STATE SENATE:

On behalf of Carson City, I extend to you our warmest welcome. Carson City takes pride in being the capital of our great State, and it is our desire to share that pride with each of you, your families and staff during the 80th Session of the Nevada Legislature. We understand that the press of legislative business may leave little personal time, but we wish to make what time you have in our community as enjoyable as possible.

I am sure you have seen and perhaps experienced the new streetscape on Carson Street as well as McFadden Plaza across from the Legislative Mall both of which are designed to improve the look and feel of Carson City as the capital of our great State. We are proud to have been recognized by the Milken Foundation as one of the Top 100 Top Performing Small Cities in America. We are also pleased to have earned the prestigious designations as both a runner and bicycle friendly community, and as such we invite you to experience any of the many urban and rural walking, hiking, jogging and biking trails developed in the over 6000 acres of open space in and around Carson City and its foothills.

Additionally, we invite you to attend one of the many cultural and charitable events that will occur during your stay as well as partake of the food of our many fine dining establishments that are sure to please the palate of even the most discriminating connoisseur.

Please do not hesitate to call on us if you need any assistance in our City.

In closing, please accept our sincere appreciation for your work on behalf of our State.

Sincerely,  
 ROBERT L. CROWELL  
*Mayor*

## MOTIONS, RESOLUTIONS AND NOTICES

Senator Atkinson moved that vetoed Senate Bills Nos. 106, 392, 427, 464 of the 79th Session be made a Special Order of Business for Tuesday, February 12, 2019, at 11:15 a.m.

Motion carried.

By Senators Parks, Segerblom, Manendo and Assemblyman Ohrenschaal:

Senate Joint Resolution No. 1 of the 79th Session—Proposing to amend the Nevada Constitution to expressly provide for the State Board of Pardons Commissioners and revise the duties of the State Board of Pardons Commissioners.

RESOLVED BY THE SENATE AND ASSEMBLY OF THE STATE OF NEVADA, JOINTLY, That Section 14 of Article 5 of the Nevada Constitution be amended to read as follows:

Sec. 14. 1. The governor, justices of the supreme court, and attorney general ~~[- or a major part of them, of whom the governor]~~ shall ~~[be one,]~~ constitute the State Board of Pardons Commissioners.

2. *The State Board of Pardons Commissioners* may, upon such conditions and with such limitations and restrictions as they may think proper, remit fines and forfeitures, commute punishments, except as provided in subsection ~~[2,]~~ 3, and grant pardons, after convictions, in all cases, except treason and impeachments, subject to such regulations as may be provided by law relative to the manner of applying for pardons.

~~[2,]~~ 3. Except as may be provided by law, a sentence of death or a sentence of life imprisonment without possibility of parole may not be commuted to a sentence which would allow parole.

~~[3,]~~ 4. *The State Board of Pardons Commissioners shall meet at least quarterly.*

5. *Any member of the State Board of Pardons Commissioners may submit matters for consideration by the State Board of Pardons Commissioners.*

6. *A majority of the members of the State Board of Pardons Commissioners is sufficient for any action taken by the State Board of Pardons Commissioners.*

7. The Legislature is authorized to pass laws conferring upon the district courts authority to suspend the execution of sentences, fix the conditions for, and to grant probation, and within the minimum and maximum periods authorized by law, fix the sentence to be served by the person convicted of crime in said courts.

Senator Cannizzaro moved to refer the resolution to the Committee on Judiciary.

Motion carried.

By Senators Spearman, Ford, Ratti, Cannizzaro, Woodhouse, Cancela, Manendo, Parks, Segerblom; Assemblymen Frierson, Daly, Joiner and Miller:

Senate Joint Resolution No. 3 of the 79th Session—Proposing to amend the Nevada Constitution to provide certain rights to voters.

Resolved by the Senate and Assembly of the State of Nevada, Jointly, That a new section, designated Section 1A, be added to Article 2 of the Nevada Constitution to read as follows:

Sec. 1A. Each voter who is a qualified elector under this Constitution and is registered to vote in accordance with Section 6 of this Article and the laws enacted by the Legislature pursuant thereto has the right:

1. *To receive and cast a ballot that:*

- (a) *Is written in a format that allows the clear identification of candidates; and*
- (b) *Accurately records the voter's preference in the selection of candidates.*
- 2. *To have questions concerning voting procedures answered and to have an explanation of the procedures for voting posted in a conspicuous place at the polling place.*
- 3. *To vote without being intimidated, threatened or coerced.*
- 4. *To vote during any period for early voting or on election day if the voter is waiting in line at a polling place at which, by law, the voter is entitled to vote at the time that the polls close and the voter has not already cast a vote in that election.*
- 5. *To return a spoiled ballot and receive another ballot in its place.*
- 6. *To request assistance in voting, if necessary.*
- 7. *To a sample ballot which is accurate, informative and delivered in a timely manner as provided by law.*
- 8. *To receive instruction in the use of the equipment for voting during any period for early voting or on election day.*
- 9. *To equal access to the elections system without discrimination, including, without limitation, discrimination on the basis of race, age, disability, military service, employment or overseas residence.*
- 10. *To a uniform, statewide standard for counting and recounting all votes accurately as provided by law.*
- 11. *To have complaints about elections and election contests resolved fairly, accurately and efficiently as provided by law.*

Senator Ohrenschall moved to refer the resolution to the Committee on Legislative Operations and Elections.

Motion carried.

By the Committee on Commerce, Labor and Energy:

Senate Joint Resolution No. 6 of the 79th Session—Proposing to amend the Nevada Constitution to provide for certain increases in the minimum wage.  
RESOLVED BY THE SENATE AND ASSEMBLY OF THE STATE OF NEVADA, JOINTLY, That Section 16 of Article 15 of the Nevada Constitution be amended as follows:

Sec. 16. ~~{A. Each}~~

1. ~~Except as otherwise provided in this section, each employer shall pay a wage to each employee of not less than the hourly ~~rates~~ rate set forth in this ~~section. The~~ subsection. Beginning on January 1, 2021, the rate ~~shall~~ must be ~~{five dollars and fifteen cents (\$5.15) per hour worked, if the employer provides health benefits as described herein, or six dollars and fifteen cents (\$6.15) per hour if the employer does not provide such benefits. Offering health benefits within the meaning of this section shall consist of making health insurance available to the employee for the employee and the employee's dependents at a total cost to the employee for premiums of not more than 10 percent of the employee's gross taxable income from the employer. These rates of wages shall be adjusted by the amount of increases in}~~ nine dollars and forty cents (\$9.40) per hour worked. Beginning on January 1, 2022, this rate must be increased on January 1 of each year by one dollar and fifteen cents (\$1.15) per hour worked until the rate is fourteen dollars (\$14.00) per hour worked.~~

2. ~~If, at any time, the federal minimum wage ~~lower \$5.15 per hour, or, if greater, by the~~ cumulative increase in the cost of living. The cost of living increase shall be measured by the percentage increase as of December 31 in any year over the level as of December 31, 2004 of the Consumer Price Index (All Urban Consumers, U.S. City Average) as published by the Bureau of Labor Statistics, U.S. Department of Labor or the successor index or federal agency. No CPI adjustment for any one year period may be greater than 3%. The Governor or the State agency designated by the Governor shall publish a bulletin by April 1 of each year announcing the adjusted rates, which shall take effect the following July 1. Such bulletin will be made available to all employers and to any other person who has filed with the Governor or the designated agency a request to receive such notice but lack of~~



notice shall not excuse noncompliance with this section. An employer shall provide written notification of the rate adjustments to each of its employees and make the necessary payroll adjustments by July 1 following the publication of the bulletin. ~~is higher than the rate set forth in subsection 1, each employer must pay a wage to each employee of not less than the hourly rate set forth in the federal minimum wage.~~

3. ~~The Legislature may establish by law a minimum wage that an employer must pay to each employee that is higher than the hourly rate set forth in subsection 1 or 2.~~

4. Tips or gratuities received by employees shall not be credited as being any part of or offset against the ~~minimum wage~~ ~~rates~~ rate required by this section.

~~B. The~~

5. ~~Except as otherwise provided in this subsection, the provisions of this section may not be waived by agreement between~~ ~~an individual~~ any employee and ~~an~~ his or her employer. All of the provisions of this section, or any part hereof, may be waived in a bona fide collective bargaining agreement, but only if the waiver is explicitly set forth in such agreement in clear and unambiguous terms. Unilateral implementation of terms and conditions of employment by either party to a collective bargaining relationship shall not constitute, or be permitted, as a waiver of all or any part of the provisions of this section.

6. An employer shall not discharge, reduce the compensation of or otherwise discriminate against any employee for using any civil remedies to enforce this section or otherwise asserting his or her rights under this section ~~in any manner~~. An employee claiming a violation of this section ~~may~~ is entitled to bring an action against his or her employer in the courts of this State, either in his or her individual capacity or as a representative of a class of similarly situated individuals, to enforce the provisions of this section and shall be entitled to all remedies available under the law or in equity appropriate to remedy any violation of this section. ~~including but not limited to back pay, damages, reinstatement or injunctive relief.~~ An employee who prevails in any action to enforce this section ~~shall~~ must be awarded damages in an amount equal to three times the amount which the employee would have been paid if his or her employer had complied with the provisions of this section and his or her reasonable attorney's fees and costs.

~~C.~~ 7. As used in this section, "employee" means any person who is employed by an employer as defined herein but does not include an employee who is under eighteen (18) years of age, employed by a nonprofit organization for after school or summer employment or as a trainee for a period not longer than ninety (90) days. "Employer" means any individual, proprietorship, partnership, joint venture, corporation, limited liability company, trust, association, or other entity that may employ individuals or enter into contracts of employment.

~~D.~~ 8. If any provision of this section is declared illegal, invalid or inoperative, in whole or in part, by the final decision of any court of competent jurisdiction, the remaining provisions and all portions not declared illegal, invalid or inoperative shall remain in full force or effect, and no such determination shall invalidate the remaining sections or portions of the sections of this section.

Senator Spearman moved to refer the resolution to the Committee on Commerce and Labor.

Motion carried.

By the Committee on Revenue and Economic Development:

Senate Joint Resolution No. 14 of the 79th Session—Proposing to amend the Nevada Constitution to revise provisions relating to the assessment and taxation of property which is sold or transferred and to require the Legislature to enact a "Senior and Disabled Taxpayers Protection Act" to provide property tax assistance to senior citizens and persons with disabilities.

RESOLVED BY THE SENATE AND ASSEMBLY OF THE STATE OF NEVADA, JOINTLY, That Section 1 of Article 10 of the Nevada Constitution be amended to read as follows:

Section 1. 1. The Legislature shall provide by law for a uniform and equal rate of assessment and taxation, and shall prescribe such regulations as shall secure a just valuation for taxation of all property, real, personal and possessory, except mines and mining claims, which shall be assessed and taxed only as provided in Section 5 of this Article.

2. Shares of stock, bonds, mortgages, notes, bank deposits, book accounts and credits, and securities and choses in action of like character are deemed to represent interest in property already assessed and taxed, either in Nevada or elsewhere, and shall be exempt.

3. The Legislature may constitute agricultural and open-space real property having a greater value for another use than that for which it is being used, as a separate class for taxation purposes and may provide a separate uniform plan for appraisal and valuation of such property for assessment purposes. If such plan is provided, the Legislature shall also provide for retroactive assessment for a period of not less than 7 years when agricultural and open-space real property is converted to a higher use conforming to the use for which other nearby property is used.

4. Personal property which is moving in interstate commerce through or over the territory of the State of Nevada, or which was consigned to a warehouse, public or private, within the State of Nevada from outside the State of Nevada for storage in transit to a final destination outside the State of Nevada, whether specified when transportation begins or afterward, shall be deemed to have acquired no situs in Nevada for purposes of taxation and shall be exempt from taxation. Such property shall not be deprived of such exemption because while in the warehouse the property is assembled, bound, joined, processed, disassembled, divided, cut, broken in bulk, relabeled or repackaged.

5. The Legislature may exempt motor vehicles from the provisions of the tax required by this Section, and in lieu thereof, if such exemption is granted, shall provide for a uniform and equal rate of assessment and taxation of motor vehicles, which rate shall not exceed five cents on one dollar of assessed valuation.

6. The Legislature shall provide by law for a progressive reduction in the tax upon business inventories by 20 percent in each year following the adoption of this provision, and after the expiration of the 4th year such inventories are exempt from taxation. The Legislature may exempt any other personal property, including livestock.

7. No inheritance tax shall ever be levied.

8. The Legislature may exempt by law property used for municipal, educational, literary, scientific or other charitable purposes, or to encourage the conservation of energy or the substitution of other sources for fossil sources of energy.

9. No income tax shall be levied upon the wages or personal income of natural persons. Notwithstanding the foregoing provision, and except as otherwise provided in subsection 1 of this Section, taxes may be levied upon the income or revenue of any business in whatever form it may be conducted for profit in the State.

10. The Legislature may provide by law for an abatement of the tax upon or an exemption of part of the assessed value of a single-family residence occupied by the owner to the extent necessary to avoid severe economic hardship to the owner of the residence.

11. *For the purposes of assessment and taxation of property:*

(a) *Except as otherwise provided in this paragraph, for the first fiscal year after the sale or transfer of real property, the real property sold or transferred shall not be eligible for any adjustment provided by the Legislature by law based on the age of improvements to the real property, any abatement of the tax upon the real property provided by the Legislature by law pursuant to subsection 8 or any abatement or exemption provided by the Legislature by law pursuant to subsection 10. The provisions of this paragraph do not apply to real property for which the Legislature has provided by law for an exemption of the tax on property.*

(b) *For any fiscal year following the first fiscal year after the sale or transfer of real property to which the provisions of paragraph (a) apply, any adjustment provided by the Legislature by law based on the age of improvements to the real property must be determined as if the improvements were new improvements on the date of the sale or transfer.*

↳ *The Legislature shall provide by law for definitions of the terms "sale" and "transfer"*

*as necessary to carry out the provisions of this subsection.*

*12. The Legislature shall provide by law for a program to provide for the payment of refunds of the taxes imposed on the primary residence of a person domiciled in this State who is 62 years of age or older or a person with a disability. If such a person rents his or her primary residence, the amount of the refund for which the person is eligible must not exceed the portion of the rent which is deemed to constitute accrued property tax. The Legislature shall establish by law:*

*(a) The criteria which a person must satisfy to be eligible for such a refund; and*

*(b) The amount of the refund to be paid to a person eligible for such a refund, which may consist of a graduated refund based on the household income of such a person.*

Senator Dondero Loop moved to refer the resolution to the Committee on Revenue and Economic Development.

Motion carried.

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

Senate in recess at 2:49 p.m.

#### SENATE IN SESSION

At 2:50 p.m.

President Marshall presiding.

Quorum present.

#### INTRODUCTION, FIRST READING AND REFERENCE

By the Committee on Judiciary:

Senate Bill No. 2—AN ACT relating to the criminal justice system; creating the Subcommittee on Specialty Courts of the Advisory Commission on the Administration of Justice; revising the membership and quorum requirements of the Advisory Commission; revising certain provisions related to the Subcommittee on Victims of Crime of the Advisory Commission; and providing other matters properly relating thereto.

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

Motion carried.

By the Committee on Judiciary:

Senate Bill No. 3—AN ACT relating to criminal procedure; requiring an offender to exhaust all available administrative remedies before filing a postconviction petition for a writ of habeas corpus challenging the computation of time the offender has served; revising provisions governing the county in which an offender must file a postconviction petition for a writ of habeas corpus challenging the computation of time the offender has served; requiring the Department of Corrections to adopt regulations concerning expedited resolution of certain challenges to the computation of time an offender has served; and providing other matters properly relating thereto.

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

Motion carried.

By the Committee on Judiciary:

Senate Bill No. 4—AN ACT relating to criminal procedure; requiring the service of remittiturs; and providing other matters properly relating thereto.

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

Motion carried.

By the Committee on Judiciary:

Senate Bill No. 5—AN ACT relating to courts; clarifying and codifying the existing authority of the Supreme Court to adopt rules of practice and procedure; and providing other matters properly relating thereto.

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

Motion carried.

By the Committee on Judiciary:

Senate Bill No. 6—AN ACT relating to courts; clarifying and codifying the existing authority of the Supreme Court to adopt rules governing the appointment, powers, functions and duties of commissioners, masters and referees in the district court; specifying the qualifications of such commissioners, masters and referees; providing the district court with exclusive jurisdiction over civil actions pleaded and certified as class actions; clarifying and codifying the existing authority of the Supreme Court to adopt rules governing offers of judgment made by parties to settle civil actions; and providing other matters properly relating thereto.

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

Motion carried.

By the Committee on Judiciary:

Senate Bill No. 7—AN ACT relating to crimes; providing that a person who knowingly solicits a child who is less than 14 years of age for prostitution is guilty of sex trafficking; providing a penalty; and providing other matters properly relating thereto.

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

Motion carried.

By the Committee on Judiciary:

Senate Bill No. 8—AN ACT relating to sex offenders; revising provisions governing sex offenders who are under a program of lifetime supervision; and providing other matters properly relating thereto.

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

Motion carried.

By the Committee on Judiciary:

Senate Bill No. 9—AN ACT relating to criminal procedure; revising provisions governing the time for commencing a criminal prosecution for crimes associated with murder, sexual assault and sex trafficking; and providing other matters properly relating thereto.

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

Motion carried.

By the Committee on Government Affairs:

Senate Bill No. 10—AN ACT relating to general improvement districts; increasing the amount a member of a board of trustees of a general improvement district may be compensated; defining the term "compensation"; and providing other matters properly relating thereto.

Senator Cannizzaro moved that the bill be referred to the Committee on Government Affairs.

Motion carried.

By the Committee on Government Affairs:

Senate Bill No. 11—AN ACT relating to local governments; exempting certain cities from certain regulations of the State Fire Marshal relating to building codes; extending the deadline to adopt certain building and fire code standards as required to maintain an exemption from certain regulations of the State Fire Marshal; other matters properly relating thereto.

Senator Cannizzaro moved that the bill be referred to the Committee on Government Affairs.

Motion carried.

By the Committee on Government Affairs:

Senate Bill No. 12—AN ACT relating to counties; authorizing a county to use revenue collected from certain telephone surcharges to pay for an analysis or audit of the surcharges collected by a telecommunications provider; and providing other matters properly relating thereto.

Senator Cannizzaro moved that the bill be referred to the Committee on Government Affairs.

Motion carried.

By the Committee on Government Affairs:

Senate Bill No. 13—AN ACT relating to counties; authorizing the board of county commissioners of a county to form a nonprofit corporation to aid the county in providing certain services during an emergency or time of need; and providing other matters properly relating thereto.

Senator Cannizzaro moved that the bill be referred to the Committee on Government Affairs.

Motion carried.

By the Committee on Government Affairs:

Senate Bill No. 14—AN ACT relating to governmental administration; authorizing the Governor to remove certain gubernatorial appointees to boards, commissions or similar bodies under certain circumstances; authorizing the Governor to remove appeals officers under certain circumstances; and providing other matters properly relating thereto.

Senator Cannizzaro moved that the bill be referred to the Committee on Government Affairs.

Motion carried.

By the Committee on Government Affairs:

Senate Bill No. 15—AN ACT relating to emergency management; authorizing the Governor or the Governor's duly designated representative to establish one or more incident management assistance teams; authorizing certain volunteers to serve as members of such teams; and providing other matters properly relating thereto.

Senator Cannizzaro moved that the bill be referred to the Committee on Government Affairs.

Motion carried.

By the Committee on Government Affairs:

Senate Bill No. 16—AN ACT relating to veterans; authorizing the Director of the Department of Veterans Services to apply for certain federal grants and other sources of money; authorizing the Director to accept certain money received from various sources; requiring the Director to deposit any money received from federal grants or certain other sources of money with the State Treasurer for credit to the Gift Account for Veterans and to use such money only for specified purposes; and providing other matters properly relating thereto.

Senator Cannizzaro moved that the bill be referred to the Committee on Government Affairs.

Motion carried.

By the Committee on Health and Human Services:

Senate Bill No. 17—AN ACT relating to the support of children; revising the procedure for the suspension of certain licenses and permits issued by the Department of Wildlife to a person who has failed to comply with certain subpoenas or warrants or who is in arrears in the payment of support for one or more children; removing provisions exempting certain recreational licenses, certificates and permits from suspension for noncompliance with a subpoena or warrant or nonpayment of support for one or more children; and providing other matters properly relating thereto.

Senator Cannizzaro moved that the bill be referred to the Committee on Health and Human Services.

Motion carried.

By the Committee on Health and Human Services:

Senate Bill No. 18—AN ACT relating to services for persons with intellectual and developmental disabilities; revising the financial information that a provider of jobs and day training services is required to submit to be certified to provide such services; revising provision governing assistance provided to certain caregivers; and providing other matters properly relating thereto.

Senator Cannizzaro moved that the bill be referred to the Committee on Health and Human Services.

Motion carried.

By the Committee on Judiciary:

Senate Bill No. 19—AN ACT relating to crimes; increasing the penalties for certain unlawful acts related to human excrement or bodily fluid committed by prisoners; and providing other matters properly relating thereto.

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

Motion carried.

By the Committee on Judiciary:

Senate Bill No. 20—AN ACT relating to guardianships; enacting certain provisions of the Uniform Guardianship, Conservatorship, and Other Protective Arrangements Act; revising various provisions relating to guardianships; and providing other matters properly relating thereto.

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

Motion carried.

By the Committee on Commerce and Labor:

Senate Bill No. 21—AN ACT relating to cybersecurity; enacting the Insurance Data Security Law; requiring certain licensees with licenses or other authorizations related to the provision and administration of insurance to develop, implement and maintain an information security program that meets certain requirements; establishing requirements for the selection and oversight of third-party service providers by such licensees; requiring certain insurers to submit to the Commissioner of Insurance an annual statement certifying their compliance with certain cybersecurity requirements; enacting provisions governing the response of certain licensees to a cybersecurity event; authorizing the Commissioner to investigate and take disciplinary action against licensees for violations of certain cybersecurity requirements; making certain information obtained by the Commissioner confidential and

privileged; providing penalties; and providing other matters properly relating thereto.

Senator Cannizzaro moved that the bill be referred to the Committee on Commerce and Labor.

Motion carried.



By the Committee on Growth and Infrastructure:

Senate Bill No. 22—AN ACT relating to salvage vehicles; revising the definition of salvage vehicle; and providing other matters properly relating thereto.

Senator Cannizzaro moved that the bill be referred to the Committee on Growth and Infrastructure.

Motion carried.

By the Committee on Growth and Infrastructure:

Senate Bill No. 23—AN ACT relating to public safety; requiring the testing of a blood sample for the presence and quantity of any controlled substance under certain circumstances; and providing other matters properly relating thereto.

Senator Cannizzaro moved that the bill be referred to the Committee on Growth and Infrastructure.

Motion carried.

By the Committee on Health and Human Services:

Senate Bill No. 24—AN ACT relating to senior citizens; revising provisions governing the rights and responsibilities of members of the Nevada Silver Haired Legislative Forum; revising provisions relating to the qualifications, terms of office and responsibilities of officers of the Forum; increasing the number of requests for drafting legislative measures allocated to the Forum; and providing other matters properly relating thereto.

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

Motion carried.

By the Committee on Government Affairs:

Senate Bill No. 25—AN ACT relating to public safety; revising provisions relating to the imposition of a surcharge which may be collected and used for the enhancement of the telephone system for reporting an emergency; providing that such a surcharge may also be used for the purpose of paying costs for personnel and training associated with portable event recording devices and vehicular event recording devices; and providing other matters properly relating thereto.

Senator Cannizzaro moved that the bill be referred to the Committee on Government Affairs.

Motion carried.

By the Committee on Government Affairs:

Senate Bill No. 26—AN ACT relating to school districts; excluding certain money from collective bargaining negotiations and from consideration in determining the ability of a school district to pay compensation and monetary benefits; and providing other matters properly relating thereto.

Senator Cannizzaro moved that the bill be referred to the Committee on Government Affairs.

Motion carried.

By the Committee on Government Affairs:

Senate Bill No. 27—AN ACT relating to public employees; revising provisions governing the Executive Officer of the Public Employees' Deferred Compensation Program; and providing other matters properly relating thereto.

Senator Cannizzaro moved that the bill be referred to the Committee on Government Affairs.

Motion carried.

By the Committee on Government Affairs:

Senate Bill No. 28—AN ACT relating to the Nevada Equal Rights Commission; authorizing the Commission to disclose certain information gathered by the Commission to certain governmental entities; and providing other matters properly relating thereto.

Senator Cannizzaro moved that the bill be referred to the Committee on Government Affairs.

Motion carried.

By the Committee on Judiciary:

Senate Bill No. 29—AN ACT relating to unarmed combat; authorizing the Nevada Athletic Commission to adopt, revise or repeal rules governing the conduct of contests and exhibitions of unarmed combat through certain procedures; revising provisions governing the deposit of money received by the Executive Director of the Commission and the Commission; revising provisions relating to the issuance, renewal, suspension and revocation of licenses and permits issued by the Commission; revising provisions relating to the license fee imposed for holding a live contest or exhibition of unarmed combat; making certain technical corrections; and providing other matters properly relating thereto.

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

Motion carried.

By the Committee on Judiciary:

Senate Bill No. 30—AN ACT relating to offenders; revising certain requirements for private employers who enter into contracts for the employment of offenders; and providing other matters properly relating thereto.

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

Motion carried.

By the Committee on Legislative Operations and Elections:

Senate Bill No. 31—AN ACT relating to the State Personnel System; revising provisions relating to filling positions in the classified service without competition in cases involving certain appointments of employees with disabilities; revising provisions governing the testing of certain employees and applicants for employment for the presence of drugs; and providing other matters properly relating thereto.

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

Motion carried.

By the Committee on Revenue and Economic Development:

Senate Bill No. 32—AN ACT relating to taxation; revising provisions relating to the confidentiality and privilege of the records and files of the Department of Taxation concerning the administration of certain taxes, fees and assessments and the imposition of disciplinary action; and providing other matters properly relating thereto.

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

Motion carried.

By the Committee on Health and Human Services:

Senate Bill No. 33—AN ACT relating to the support of children; imposing certain requirements on insurers and self-insurers relating to certain claimants owing past-due child support; and providing other matters properly relating thereto.

Senator Cannizzaro moved that the bill be referred to the Committee on Health and Human Services.

Motion carried.

By the Committee on Government Affairs:

Senate Bill No. 34—AN ACT relating to emergency management; requiring the Division of Emergency Management of the Department of Public Safety to adopt certain regulations; creating an exemption to provisions requiring certain grant recipients to report funds received for certain purposes to the Nevada Commission on Homeland Security; and providing other matters properly relating thereto.

Senator Cannizzaro moved that the bill be referred to the Committee on Government Affairs.

Motion carried.

By the Committee on Government Affairs:

Senate Bill No. 35—AN ACT relating to public safety; creating the Nevada Resilience Advisory Committee; setting forth the membership and duties of the Committee; providing certain exceptions to the open meeting law; requiring the Nevada Resilience Advisory Committee to prepare an annual

report and submit the annual report to certain entities; authorizing the Nevada Resilience Advisory Committee to appoint subcommittees in certain situations; and providing other matters properly relating thereto.

Senator Cannizzaro moved that the bill be referred to the Committee on Government Affairs.

Motion carried.

By the Committee on Government Affairs:

Senate Bill No. 36—AN ACT relating to counties; revising certain provisions relating to the purchase of real property by a board of county commissioners; revising certain provisions relating to the appraised value of certain real property a board of county commissioners offers for sale or lease; authorizing a board of county commissioners to offer real property for sale at auction on the Internet or other electronic medium; and providing other matters properly relating thereto.

Senator Cannizzaro moved that the bill be referred to the Committee on Government Affairs.

Motion carried.

By the Committee on Commerce and Labor:

Senate Bill No. 37—AN ACT relating to professions; revising the scope of the practice of clinical professional counseling and the practice of marriage and family therapy; revising the composition of the Board of Examiners for Marriage and Family Therapists and Clinical Professional Counselors; revising the expiration date of certain licenses issued by the Board; revising provisions relating to the issuance of a license by endorsement; revising provisions governing the fees the Board is authorized to charge; and providing other matters properly relating thereto.

Senator Cannizzaro moved that the bill be referred to the Committee on Commerce and Labor.

Motion carried.

By the Committee on Commerce and Labor:

Senate Bill No. 38—AN ACT relating to professions; providing for the certification of certified electronic recorders and certified electronic transcribers; providing for the licensure of court recording and transcribing firms; prohibiting a person from engaging in the practice of court recording or the practice of court transcribing without a certificate issued by the Certified Court Reporters' Board of Nevada; prohibiting a business entity from conducting business as a court recording and transcribing firm without a license issued by the Board; revising certain provisions governing court reporters and court reporting firms; expanding existing fee schedules; providing a penalty; and providing other matters properly relating thereto.

Senator Cannizzaro moved that the bill be referred to the Committee on Commerce and Labor.

Motion carried.

By the Committee on Commerce and Labor:

Senate Bill No. 39—AN ACT relating to appraisers; incorporating various requirements provided in section 1473 of the Dodd-Frank Wall Street Reform and Consumer Protection Act that govern appraisers who are certified or licensed in this State and appraisal management companies that are registered in this State; and providing other matters properly relating thereto.

Senator Cannizzaro moved that the bill be referred to the Committee on Commerce and Labor.

Motion carried.

By the Committee on Commerce and Labor:

Senate Bill No. 40—AN ACT relating to occupational safety; requiring the Division of Industrial Relations of the Department of Business and Industry to establish by rule or regulation the monetary amounts of administrative fines, consistent with federal law, for certain violations of occupational safety and health laws; revising the amounts of administrative fines which the Division is authorized or required to assess against an employer for certain violations of occupational safety and health laws; and providing other matters properly relating thereto.

Senator Cannizzaro moved that the bill be referred to the Committee on Commerce and Labor.

Motion carried.

By the Committee on Education:

Senate Bill No. 41—AN ACT relating to education; eliminating the special qualifications license to teach; creating a separate category of licensure for paraprofessionals; revising provisions relating to the granting of additional licenses to teachers; revising provisions relating to the notification of employees whose licenses are near expiration; revising provisions governing the disclosure of certain information about licensed personnel; transferring certain authority relating to the suspension and revocation of licenses held by teachers and other educational personnel from the State Board of Education to the Commission on Professional Standards in Education and the Department of Education in certain circumstances; establishing provisions relating to hearings conducted by the Commission; repealing provisions authorizing the State Board to disapprove regulations adopted by the Commission; and providing other matters properly relating thereto.

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

Motion carried.

By the Committee on Growth and Infrastructure:

Senate Bill No. 42—AN ACT relating to motor vehicle fleets; repealing provisions requiring certain fleets of motor vehicles to use alternative fuels, clean vehicles or vehicles that use alternative fuels; and providing other matters properly relating thereto.

Senator Cannizzaro moved that the bill be referred to the Committee on Growth and Infrastructure.

Motion carried.

By the Committee on Growth and Infrastructure:

Senate Bill No. 43—AN ACT relating to traffic laws; authorizing the installation and use of an automated traffic enforcement system by a governmental entity under certain circumstances; setting forth the requirements for the installation and use of an automated traffic enforcement system; requiring a law enforcement agency having jurisdiction over the location of an automated traffic enforcement system to review certain evidence detected by the automated traffic enforcement system; requiring the registered owner of a vehicle to pay an administrative fine for certain violations detected by an automated traffic enforcement system; authorizing the registered owner of a vehicle to appeal a citation received for those violations; providing for the use of any money received from an administrative fine incurred for those violations; requiring the Department of Transportation to adopt certain regulations; prohibiting an insurer from increasing rates for motor vehicle insurance under certain circumstances; and providing other matters properly relating thereto.

Senator Cannizzaro moved that the bill be referred to the Committee on Growth and Infrastructure.

Motion carried.

By the Committee on Judiciary:

Senate Bill No. 44—AN ACT relating to unclaimed property; adopting provisions of the 2016 Revised Uniform Unclaimed Property Act; providing penalties for making fraudulent claims; permitting interagency information sharing under certain conditions; and providing other matters properly relating thereto.

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

Motion carried.

By the Committee on Judiciary:

Senate Bill No. 45—AN ACT relating to business; revising the circumstances under which a person is not required to obtain a state business license; revising provisions governing the location at which certain documents of certain limited-liability partnerships, limited partnerships, foreign business trusts, and professional entities and associations are required to be maintained; and providing other matters properly relating thereto.

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

Motion carried.

By the Committee on Judiciary:

Senate Bill No. 46—AN ACT relating to gaming; requiring the Nevada Gaming Commission to provide by regulation for the operation and registration of tout services and persons associated therewith; requiring the Commission to adopt regulations interpreting certain terms in the public policy of this State pertaining to gaming; revising the definition of "gross revenue"; prohibiting a person from performing an act that requires registration without being registered; providing for the registration, rather than licensure, of service providers; authorizing the Attorney General or district attorney of any county to apply for a court order to intercept communications during an investigation involving certain offenses relating to gaming; providing a penalty; and providing other matters properly relating thereto.

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

Motion carried.

By the Committee on Natural Resources:

Senate Bill No. 47—AN ACT relating to state lands; clarifying when an authorization from the State Land Registrar is required to perform work below the high water mark of a navigable river; requiring the State Land Registrar to establish by regulation fees for such authorization and for permits related to dredging, filling and installing certain structures; revising provisions relating to the accounting and use of the proceeds of certain fees for the use of state lands; eliminating the requirement that the State Land Registrar grant credit towards fees paid for the commercial use of state land; making various other changes relating to state lands; and providing other matters properly relating thereto.

Senator Cannizzaro moved that the bill be referred to the Committee on Natural Resources.

Motion carried.

By the Committee on Revenue and Economic Development:

Senate Bill No. 48—AN ACT relating to taxation; authorizing boards of county commissioners in certain smaller counties to impose an additional tax on diesel fuel; authorizing persons who use diesel fuel in motor vehicles operated or intended to operate interstate to request and obtain reimbursement for the tax paid on diesel fuel consumed outside this State under certain circumstances; enacting provisions governing the distribution of the portion of the proceeds of the tax on diesel fuel reserved by the Department of Motor Vehicles to pay reimbursement for the tax; revising provisions governing the projects for which certain smaller counties may use the proceeds of an additional tax on diesel fuel; and providing other matters properly relating thereto.

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

Motion carried.

By the Committee on Judiciary:

Senate Bill No. 49—AN ACT relating to offenders; defining certain terms; requiring the Director of the Department of Corrections to establish a program of treatment for offenders with substance use disorders; revising provisions related to programs of aftercare; repealing provisions relating to therapeutic communities; and providing other matters properly relating thereto.

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

Motion carried.

By the Committee on Legislative Operations and Elections:

Senate Bill No. 50—AN ACT relating to the state personnel system; revising provisions governing the temporary limited appointment of persons with disabilities by state agencies; and providing other matters properly relating thereto.

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

Motion carried.

By the Committee on Legislative Operations and Elections:

Senate Bill No. 51—AN ACT relating to the State Personnel System; authorizing the concurrent appointment of two employees to the same unclassified position for a temporary period in certain circumstances; revising provisions governing the compensation for overtime for positions in the Executive Department of the State Government; removing the requirement that the names on an eligible list for appointment and promotion be ranked; removing a prohibition against an employee in the Executive Department taking annual leave during the first 6 months of employment; prescribing the circumstances under which certain employees may file a grievance; and providing other matters properly relating thereto.

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

Motion carried.

By the Committee on Education:

Senate Bill No. 52—AN ACT relating to education; making an appropriation to provide grants to universities, colleges and programs of professional development for teachers and administrators in this State to award scholarships to students seeking to obtain or renew a teaching license with an endorsement in certain areas relating to business and industry; prescribing the manner in which such scholarships must be awarded; requiring a university, college or program in professional development for



educators that receives a grant to repay a certain amount if a scholarship recipient leaves the program before completion; providing for the payment of a certain amount to a university, college or program in professional development for educators if a scholarship recipient completes the program on schedule; and providing other matters properly relating thereto.

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

Motion carried.

By the Committee on Natural Resources:

Senate Bill No. 53—AN ACT relating to mining; revising provisions governing the review of certain mining regulations by the Mining Oversight and Accountability Commission; and providing other matters properly relating thereto.

Senator Cannizzaro moved that the bill be referred to the Committee on Natural Resources.

Motion carried.

By the Committee on Natural Resources:

Senate Bill No. 54—AN ACT relating to the Tahoe Regional Planning Agency; changing the deadline for the submission of certain reports; changing the period for which certain information must be submitted; requiring the submission of a certain report; and providing other matters properly relating thereto.

Senator Cannizzaro moved that the bill be referred to the Committee on Natural Resources.

Motion carried.

By the Committee on Natural Resources:

Senate Bill No. 55—AN ACT relating to firearms; revising provisions governing the carrying of a loaded rifle or shotgun in or on a vehicle which is standing or being driven on or along a public highway or other way open to the public; and providing other matters properly relating thereto.

Senator Cannizzaro moved that the bill be referred to the Committee on Natural Resources.

Motion carried.

By the Committee on Natural Resources:

Senate Bill No. 56—AN ACT relating to natural resources; revising provisions related to the protection of flora; revising certain definitions related to the protection of trees and flora and to forest practice and reforestation; revising provisions relating to a written plan for a prescribed fire; revising the information required to be included in an application for a logging permit; revising provisions regarding logging operations; authorizing the suspension or revocation of a logging permit for operating ground-based equipment on saturated soil; revising the requirements for the performance

bond which must accompany an application for a timberland conversion certificate; eliminating the requirement that the State Forester Firewarden cause a decennial report to be created regarding certain renewable natural resources in the State; eliminating the authority of the State Forester Firewarden to reduce the required amount for certain performance bonds; making various other changes relating to forestry; providing a penalty; and providing other matters properly relating thereto.

Senator Cannizzaro moved that the bill be referred to the Committee on Natural Resources.

Motion carried.

By the Committee on Education:

Senate Bill No. 57—AN ACT relating to school property; making a blueprint or diagram of the layout of a public school confidential; authorizing or requiring the disclosure of a blueprint or diagram of the layout of a public or private school in certain circumstances; and providing other matters properly relating thereto.

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

Motion carried.

By the Committee on Government Affairs:

Senate Bill No. 58—AN ACT relating to relations between local governments and public employees; authorizing the Local Government Employee-Management Relations Board to appoint a Deputy Commissioner; providing for the expiration of collective bargaining agreements between local governments and employee organizations other than employee organizations that represent police officers; authorizing a local government to choose not to negotiate with an employee organization other than an organization that represents police officers; making an appropriation; and providing other matters properly relating thereto.

Senator Cannizzaro moved that the bill be referred to the Committee on Government Affairs.

Motion carried.

By the Committee on Government Affairs:

Senate Bill No. 59—AN ACT relating to state lands; revising provisions relating to the accounting of certain fees for the use of the Stewart Indian School land; and providing other matters properly relating thereto.

Senator Cannizzaro moved that the bill be referred to the Committee on Government Affairs.

Motion carried.

By the Committee on Health and Human Services:

Senate Bill No. 60—AN ACT relating to health care; requiring certain entities that provide behavioral health services to obtain a license; requiring

certain persons employed by or affiliated with such entities to undergo a background check; prohibiting such an entity from being operated by or employing a person who has been convicted of certain crimes; making changes relating to the enforcement of provisions relating to Medicaid fraud; requiring each person who wishes to participate in the State Plan for Medicaid as a provider of services to undergo a background check; providing penalties; and providing other matters properly relating thereto.

Senator Cannizzaro moved that the bill be referred to the Committee on Health and Human Services.

Motion carried.

By the Committee on Revenue and Economic Development:

Senate Bill No. 61—AN ACT relating to taxation; creating the City Diesel Fuel Tax Law; authorizing certain incorporated cities in this State to impose an excise tax on the sale of diesel fuel used in motor vehicles; setting forth certain mandatory provisions of an ordinance by which a city imposes an excise tax on diesel fuel; authorizing certain persons who use diesel fuel in motor vehicles operated or intended to operate interstate to request and obtain reimbursement for the tax paid on diesel fuel consumed outside this State; establishing the approved uses of the revenues of any excise tax on diesel fuel imposed by a city; establishing certain reporting requirements concerning the proposed use of revenues from any excise tax on diesel fuel imposed by a city; providing for the administration by the Department of Motor Vehicles of any excise tax on diesel fuel imposed by a city; and providing other matters properly relating thereto.

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

Motion carried.

By the Committee on Revenue and Economic Development:

Senate Bill No. 62—AN ACT relating to tobacco products; revising the information that manufacturers of tobacco products are required to indicate in certain certifications submitted to the Department of Taxation and the Attorney General; requiring styles of cigarettes to be included in the directory of cigarette brand families maintained by the Department; revising provisions governing notice of additions to or removals from that directory; providing penalties; and providing other matters properly relating thereto.

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

Motion carried.

By the Committee on Commerce and Labor:

Senate Bill No. 63—AN ACT relating to health care; requiring certain entities to issue a provisional license or certificate in certain situations to applicants who are applying to practice as providers of health care; authorizing such entities to disclose the information included in certain

applications to certain types of insurers if the applicant provides written authorization for such a disclosure; removing provisions for the expenditure of certain application fees; removing prohibitions on certain expenditures for new construction by or on behalf of a health care facility in certain less populated areas without the approval of the Director of the Department of Health and Human Services; and providing other matters properly relating thereto.

Senator Cannizzaro moved that the bill be referred to the Committee on Commerce and Labor.

Motion carried.

By the Committee on Finance:

Senate Bill No. 64—AN ACT making an appropriation to the Division of Museums and History of the Department of Tourism and Cultural Affairs for construction of a visitor center and linear park at the Nevada State Railroad Museum in Boulder City; and providing other matters properly relating thereto.

Senator Cannizzaro moved that the bill be referred to the Committee on Finance.

Motion carried.

By the Committee on Finance:

Senate Bill No. 65—AN ACT making an appropriation from the State Highway Fund to the Department of Motor Vehicles for the creation and maintenance of branch offices in the City of West Wendover and the City of Caliente; and providing other matters properly relating thereto.

Senator Cannizzaro moved that the bill be referred to the Committee on Finance.

Motion carried.

By the Committee on Government Affairs:

Senate Bill No. 66—AN ACT relating to public safety; renaming the State Disaster Identification Team as the State Disaster Identification Coordination Committee; revising the membership and duties of the Committee; transferring the duty to adopt regulations governing the Committee from the Department of Public Safety to the Division of Emergency Management of the Department; requiring providers of health care to report to the Committee certain information regarding any person who comes or is brought in for treatment of an injury which appears to have been inflicted as a result of certain emergencies or disasters or an illness which appears to have been contracted during certain health events; and providing other matters properly relating thereto.

Senator Cannizzaro moved that the bill be referred to the Committee on Government Affairs.

Motion carried.

By the Committee on Government Affairs:

Senate Bill No. 67—AN ACT relating to emergency management; creating the Nevada Tribal Emergency Coordinating Council; prescribing the membership and duties of the Council; revising provisions governing a local organization for emergency management; and providing other matters properly relating thereto.

Senator Cannizzaro moved that the bill be referred to the Committee on Government Affairs.

Motion carried.

By the Committee on Government Affairs:

Senate Bill No. 68—AN ACT relating to public safety; providing for the expedited granting of certain provisional registrations to volunteer providers of health or veterinary services while an emergency declaration is in effect; and providing other matters properly relating thereto.

Senator Cannizzaro moved that the bill be referred to the Committee on Government Affairs.

Motion carried.

By the Committee on Government Affairs:

Senate Bill No. 69—AN ACT relating to public safety; designating the month of October of each year as "Cybersecurity Awareness Month"; revising requirements relating to emergency response plans for schools, cities, counties and resort hotels; clarifying the authority of the Governor to call members of the Nevada National Guard into state active duty in the event of a significant cybersecurity incident; requiring each city or county to adopt and maintain a cybersecurity incident response plan; requiring the Nevada Office of Cyber Defense Coordination of the Department of Public Safety to provide certain training and briefings and submit a quarterly report to the Governor regarding cybersecurity; and providing other matters properly relating thereto.

Senator Cannizzaro moved that the bill be referred to the Committee on Government Affairs.

Motion carried.

By the Committee on Government Affairs:

Senate Bill No. 70—AN ACT relating to State Government; authorizing the Governor to designate, or rescind the designation of, any department within the Executive Department of the State Government as a charter agency; providing that all employees of a department designated as a charter agency become employees in the unclassified service of the State; requiring the Governor and the director of a charter agency to enter into annual performance agreements; authorizing the removal of the director of a charter agency under certain circumstances; authorizing the payment of bonuses to the director and employees of a charter agency; providing a limitation on annual appropriations to a charter agency; authorizing a charter agency to

retain for its use certain unobligated balances remaining at the end of a fiscal year; exempting a charter agency from certain provisions governing state buildings and state purchasing; authorizing a charter agency to propose a waiver or suspension of an administrative rule or regulation, subject to approval or disapproval by the Legislative Commission; requiring certain reports concerning a charter agency to the Legislature or Legislative Commission; and providing other matters properly relating thereto.

Senator Cannizzaro moved that the bill be referred to the Committee on Government Affairs.

Motion carried.

By the Committee on Growth and Infrastructure:

Senate Bill No. 71—AN ACT relating to vehicles; authorizing certain motor carriers to provide evidence of registration and other licenses in an electronic format; providing that certain persons are jointly and severally liable with certain other persons for payment to the Department of Motor Vehicles of certain taxes and fees relating to fuel; revising the definitions of "supplier" and "special fuel supplier" to include a person who exports certain types of fuel; authorizing the Department to enter into agreements with certain persons for the issuance and renewal of a special fuel users license; authorizing a special fuel user to provide evidence of a special fuel user's license in an electronic format; and providing other matters properly relating thereto.

Senator Cannizzaro moved that the bill be referred to the Committee on Growth and Infrastructure.

Motion carried.

By the Committee on Judiciary:

Senate Bill No. 72—AN ACT relating to gaming; defining the term "table game" and revising certain other definitions; authorizing the Nevada Gaming Control Board to temporarily suspend the registration of a registered gaming employee upon his or her arrest by an agent of the Board; requiring the Nevada Gaming Commission to adopt regulations relating to such temporary suspensions of registration; requiring the Commission to provide by regulation for the operation and registration of sports wagering ticket brokers and persons associated therewith; establishing provisions relating to certain approvals sought from the Board; revising provisions relating to actions and proceedings of the Board that are exempt from the Open Meeting Law; revising provisions concerning the filing of a change of employment notice by certain registered gaming employees; revising provisions relating to the submission of an application for registration or renewal of registration as a gaming employee or a change of employment notice to the Board; requiring an applicant for registration or renewal of registration as a gaming employee to submit certain fees to the Central Repository for Nevada Records of Criminal History; revising provisions concerning the submission of such an

applicant's fingerprints; revising provisions relating to the revocation of registration as a gaming employee; revising provisions relating to associated equipment; authorizing the Commission to adopt regulations authorizing associated equipment to be located at a hosting center; and providing other matters properly relating thereto.

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

Motion carried.

By the Committee on Judiciary:

Senate Bill No. 73—AN ACT relating to gaming; revising the definition of "gaming device" to include mobile gaming; removing or repealing certain provisions relating to mobile gaming; and providing other matters properly relating thereto.

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

Motion carried.

By the Committee on Judiciary:

Senate Bill No. 74—AN ACT relating to unlawful detainer; revising provisions governing eviction actions; and providing other matters properly relating thereto.

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

Motion carried.

By the Committee on Judiciary:

Senate Bill No. 75—AN ACT relating to unclaimed property; providing that United States savings bonds escheat to this State 3 years after becoming unclaimed property under certain circumstances; providing that all property rights and legal title to, and ownership of, such escheated savings bonds vest in this State under certain circumstances; establishing the procedure by which the State Treasurer may pay the proceeds from the redemption of such a bond to a person claiming the bond; and providing other matters properly relating thereto.

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

Motion carried.

By the Committee on Growth and Infrastructure:

Senate Bill No. 76—AN ACT relating to energy; authorizing the Colorado River Commission of Nevada to sell electricity and provide transmission service and distribution service to certain new customers who receive a reallocation of capacity and associated firm energy which was originally allocated to certain existing customers; and providing other matters properly relating thereto.

Senator Cannizzaro moved that the bill be referred to the Committee on Growth and Infrastructure.

Motion carried.

By the Committee on Health and Human Services:

Senate Bill No. 77—AN ACT relating to hospitals; authorizing a county hospital or a hospital in a county hospital district to purchase certain services through the purchasing contracts of the company that manages the hospital or through a purchasing group; and providing other matters properly relating thereto.

Senator Cannizzaro moved that the bill be referred to the Committee on Health and Human Services.

Motion carried.

By the Committee on Government Affairs:

Senate Bill No. 78—AN ACT relating to state financial administration; providing for the retention and use of certain unobligated balances remaining at the end of a fiscal year by a state agency within the Executive Department of the State Government; and providing other matters properly relating thereto.

Senator Cannizzaro moved that the bill be referred to the Committee on Government Affairs.

Motion carried.

By the Committee on Education:

Senate Bill No. 79—AN ACT relating to education; requiring the Department of Education to prescribe by regulation a policy for all school districts and public schools to manage chronic absenteeism; requiring the board of trustees of a school district or the governing body of a charter school to adopt the policy prescribed by the Department, at a minimum, and provide for the training of certain persons in accordance with the adopted policy; requiring an advisory board to review school attendance to evaluate the effectiveness of the policy to manage chronic absenteeism adopted by the board of trustees of the school district or the governing body of a charter school in the county; and providing other matters properly relating thereto.

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

Motion carried.

By the Committee on Education:

Senate Bill No. 80—AN ACT relating to the welfare of pupils; renaming the Safe-to-Tell Program within the Office for a Safe and Respectful Learning Environment within the Department of Education as the SafeVoice Nevada Program; requiring the establishment of the Handle with Care Program; requiring law enforcement officers and agencies to report to the Handle with Care Program certain information about a child who may attend a public



school and has been exposed to a traumatic event; requiring information submitted to the Handle with Care Program to be provided to certain school personnel; and providing other matters properly relating thereto.

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

Motion carried.

By the Committee on Revenue and Economic Development:

Senate Bill No. 81—AN ACT relating to tobacco products; revising provisions governing the licensing of persons engaged in the manufacturing, distribution and sale of tobacco products; requiring wholesale dealers of other tobacco products to keep on hand at all times a certain inventory of other tobacco products; establishing procedures to claim a refund for any amount, penalty or interest erroneously paid in connection with taxes on tobacco products; revising provisions governing the possession, transfer and sale of cigarettes; revising provisions governing revenue stamps; requiring manufacturers and retail dealers of cigarettes to maintain certain information on file with the Department of Taxation; revising requirements for wholesale dealers of cigarettes and distributors to report certain information to the Department; revising civil penalties imposed for certain violations of law governing tobacco products; revising requirements for wholesale dealers and retail dealers of other tobacco products to retain certain records; revising provisions governing changes to the directory of cigarette manufacturers and brand families maintained by the Department; and providing other matters properly relating thereto.

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

Motion carried.

By the Committee on Education:

Senate Bill No. 82—AN ACT relating to education; revising the membership of the Board of Trustees of the College Savings Plans of Nevada; revising provisions relating to the administration of the Nevada Higher Education Prepaid Tuition Trust Fund; revising provisions governing the Nevada College Kick Start Program; revising provisions relating to the Endowment Account in the State General Fund; and providing other matters properly relating thereto.

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

Motion carried.

By the Committee on Government Affairs:

Senate Bill No. 83—AN ACT relating to the Public Employees' Retirement System; increasing the membership of the Public Employees' Retirement Board; making the State Controller and State Treasurer members of the Board

ex officio; requiring the Board to provide certain information to the State Controller; and providing other matters properly relating thereto.

Senator Cannizzaro moved that the bill be referred to the Committee on Government Affairs.

Motion carried.

By the Committee on Finance:

Senate Bill No. 84—AN ACT relating to education; creating the Prekindergarten Account; establishing a program to award competitive grants to support prekindergarten programs; and providing other matters properly relating thereto.

Senator Cannizzaro moved that the bill be referred to the Committee on Finance.

Motion carried.

By the Committee on Natural Resources:

Senate Bill No. 85—AN ACT relating to animals; making it unlawful for a person or any agent or employee of a person to bring into or knowingly possess in this State the carcass or any part of the carcass of any elk, mule deer, white-tailed deer, moose, alternative livestock or certain other animals; prohibiting a person or the person's agent or employee from bringing any live moose or alternative livestock into this State; providing exceptions; providing a penalty; and providing other matters properly relating thereto.

Senator Cannizzaro moved that the bill be referred to the Committee on Natural Resources.

Motion carried.

By the Committee on Commerce and Labor:

Senate Bill No. 86—AN ACT relating to insurance; revising provisions governing the payment of the expenses for an examination of an insurer; eliminating certain requirements relating to reporting of closed claims for medical liability insurance; eliminating the requirement that certain expired, suspended or terminated certificates be surrendered; requiring certain insurers to file quarterly statements; eliminating certain countersignature requirements; revising provisions governing the taxation of money received by a life insurer pursuant to an annuity agreement; revising certain requirements for an application for a certificate of registration as an administrator; revising provisions governing annual reports filed by an administrator; revising provisions requiring an adjuster to maintain in this State a place of business; authorizing the Commissioner of Insurance to designate certain insurers as domestic surplus lines insurers; authorizing the Commissioner to assess against an insurer the cost for the review of a proposal to change the rate of a health plan; revising requirements relating to certificates of registration as a provider of service contracts; authorizing the Commissioner to issue a certificate of dormancy to certain captive insurers; revising provisions governing state-chartered risk retention groups for

consistency with the accreditation standards of the National Association of Insurance Commissioners; revising provisions governing the suspension or revocation of a license of a captive insurer; revising certain requirements relating to certain financial transactions by a captive insurer; establishing or revising minimum capital requirements for certain insurers; revising provisions governing insurers in receivership; providing a penalty; and providing other matters properly relating thereto.

Senator Cannizzaro moved that the bill be referred to the Committee on Commerce and Labor.

Motion carried.

By the Committee on Commerce and Labor:

Senate Bill No. 87—AN ACT relating to insurance; deeming benefits established by a long-term care rider to a life insurance policy or annuity contract to be the same type of benefits as provided in a basic policy or contract for certain purposes; clarifying the policies and contracts for which the Nevada Life and Health Insurance Guaranty Association is required to provide coverage; requiring a health maintenance organization to be a member of the Association; revising the composition of the Board of Directors of the Association; prescribing the manner in which the Association must calculate and allocate certain assessments; authorizing certain member insurers to recoup assessments; revising certain terminology; and providing other matters properly relating thereto.

Senator Cannizzaro moved that the bill be referred to the Committee on Commerce and Labor.

Motion carried.

By the Committee on Commerce and Labor:

Senate Bill No. 88—AN ACT relating to insurance; revising provisions relating to licenses, certificates, permits and other authorizations for producers of insurance and other persons regulated by the Commissioner of Insurance to conform to the National Association of Insurance Commissioners Uniform Producer Licensing Model Act; revising the length of validity of certain licenses, certificates, permits and other authorizations; revising certain educational requirements for persons regulated by the Commissioner of Insurance; revising certain licensing and other fees; and providing other matters properly relating thereto.

Senator Cannizzaro moved that the bill be referred to the Committee on Commerce and Labor.

Motion carried.

By the Committee on Education:

Senate Bill No. 89—AN ACT relating to education; revising provisions governing the annual reports of accountability for public schools; revising requirements for a plan to improve the achievement of pupils enrolled in a public school; requiring the State Board of Education to develop nonbinding

recommendations for the pupil-specialized instructional support personnel ratio in public schools; revising provisions related to providing a safe and respectful learning environment; revising provisions related to plans used by schools in responding to a crisis, emergency or suicide; revising provisions related to a statewide framework for providing integrated student supports for pupils enrolled in a public school and the families of such pupils; revising provisions related to school police officers; revising provisions relating to pupil discipline; providing a penalty; and providing other matters properly relating thereto.

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

Motion carried.

By the Committee on Commerce and Labor:

Senate Bill No. 90—AN ACT relating to the health of children; requiring health insurance plans to include coverage for the cost of hearing aids for children; authorizing public and private schools to obtain and maintain medication to treat asthma under certain conditions; authorizing certain providers of health care to issue an order for such medication to a public or private school; revising requirements relating to the testing of children for lead; providing for the issuance of vouchers to certain persons to purchase diapers; providing for grants to certain entities to promote healthy diet and exercise for children; making appropriations; and providing other matters properly relating thereto.

Senator Cannizzaro moved that the bill be referred to the Committee on Commerce and Labor.

Motion carried.

By the Committee on Education:

Senate Bill No. 91—AN ACT relating to education; creating the Commission on Innovation and Excellence in Education; providing for the membership and duties of the Commission; and providing other matters properly relating thereto.

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

Motion carried.

By the Committee on Health and Human Services:

Senate Bill No. 92—AN ACT relating to residential facilities; requiring a person who provides referrals to certain group housing arrangements to obtain a license; requiring a review to be conducted of certain unlicensed group housing arrangements; and providing other matters properly relating thereto.

Senator Cannizzaro moved that the bill be referred to the Committee on Health and Human Services.

Motion carried.

By the Committee on Health and Human Services:

Senate Bill No. 93—AN ACT relating to persons with disabilities; revising the name and membership of the Nevada Commission for Persons Who Are Deaf, Hard of Hearing or Speech Impaired; making the Director of the Commission a full-time, paid position; making an appropriation for certain costs of the Commission; and providing other matters properly relating thereto.

Senator Cannizzaro moved that the bill be referred to the Committee on Health and Human Services.

Motion carried.

By the Committee on Health and Human Services:

Senate Bill No. 94—AN ACT relating to family planning; revising provisions governing expenditures from the Account for Family Planning; making an appropriation to the Account; and providing other matters properly relating thereto.

Senator Cannizzaro moved that the bill be referred to the Committee on Health and Human Services.

Motion carried.

By the Committee on Health and Human Services:

Senate Bill No. 95—AN ACT relating to health care; requiring certain medical facilities to adhere to a diet that is ordered or prescribed for a patient; authorizing a dietitian to order a special diet or nutritional supplement for a patient in certain circumstances; and providing other matters properly relating thereto.

Senator Cannizzaro moved that the bill be referred to the Committee on Health and Human Services.

Motion carried.

By the Committee on Natural Resources:

Senate Bill No. 96—AN ACT relating to public lands; creating the Nevada Public Lands Grant Program within the State Department of Conservation and Natural Resources; making an appropriation; and providing other matters properly relating thereto.

Senator Cannizzaro moved that the bill be referred to the Committee on Natural Resources.

Motion carried.

By the Committee on Judiciary:

Senate Bill No. 97—AN ACT relating to crimes; prohibiting the use in a criminal case of certain defenses based on the sexual orientation or gender identity or expression of the victim; and providing other matters properly relating thereto.

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

Motion carried.

By the Committee on Commerce and Labor:

Senate Bill No. 98—AN ACT relating to homeopathic medicine; transferring the responsibility for regulating the practice of homeopathic medicine from the Board of Homeopathic Medical Examiners to the State Board of Health; and providing other matters properly relating thereto.

Senator Cannizzaro moved that the bill be referred to the Committee on Commerce and Labor.

Motion carried.

By the Committee on Education:

Senate Bill No. 99—AN ACT relating to education; creating the Task Force on the Creation of a Career Pathway for Teachers to study certain issues relating to the profession of teaching; requiring the Task Force to make recommendations to the Commission on Professional Standards in Education to implement its findings; and providing other matters properly relating thereto.

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

Motion carried.

By the Committee on Education:

Senate Bill No. 100—AN ACT relating to education; requiring an expedited processing of applications for a license to teach for spouses of certain members of the Armed Forces of the United States; requiring school districts to consider the Joint Services Transcript of a veteran to satisfy the qualifications for certain positions of employment; permitting members and veterans of the Armed Forces of the United States and their spouses to obtain a license to teach through the alternative route to licensure program under certain circumstances; and providing other matters properly relating thereto.

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

Motion carried.

By the Committee on Finance:

Senate Bill No. 101—AN ACT relating to education; revising the date by which the Superintendent of Public Instruction must present the equity allocation model used for calculating the basic support guarantee to the Legislative Committee on Education; requiring the Superintendent to adopt the equity allocation model not earlier than a certain date; and providing other matters properly relating thereto.

Senator Cannizzaro moved that the bill be referred to the Committee on Finance.

Motion carried.

By the Committee on Finance:

Senate Bill No. 102—AN ACT making an appropriation for funding the participation of certain students who participate through the Western Regional Education Compact and will receive geriatric training; and providing other matters properly relating thereto.

Senator Cannizzaro moved that the bill be referred to the Committee on Finance.

Motion carried.

By the Committee on Government Affairs:

Senate Bill No. 103—AN ACT relating to affordable housing; authorizing certain local governments to reduce or subsidize impact fees, fees for the issuance of building permits and fees imposed for the purpose for which an enterprise fund was created; requiring that a local government make certain determinations and hold a public hearing before reducing or subsidizing fees imposed for the purpose for which an enterprise fund was created; and providing other matters properly relating thereto.

Senator Cannizzaro moved that the bill be referred to the Committee on Government Affairs.

Motion carried.

By the Committee on Government Affairs:

Senate Bill No. 104—AN ACT relating to housing; requiring the inclusion of certain reports as sources of information for the statewide low-income housing database maintained by the Housing Division of the Department of Business and Industry; requiring certain local governments to cooperate with the Housing Division in providing certain information related to affordable housing; and providing other matters properly relating thereto.

Senator Cannizzaro moved that the bill be referred to the Committee on Government Affairs.

Motion carried.

By Senator Kieckhefer:

Senate Bill No. 105—AN ACT relating to education; revising provisions relating to the selection of the board of trustees of certain school districts; and providing other matters properly relating thereto.

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

Motion carried.

By Senator Kieckhefer:

Senate Bill No. 106—AN ACT relating to education; authorizing a school district, charter school or university school for profoundly gifted pupils to

request a reduction in the required minimum amount that the district or school is required to expend on certain supplies in certain circumstances; and providing other matters properly relating thereto.

Senator Cannizzaro moved that Senate Standing Rule No. 40 be suspended and that the bill be referred to the Committee on Education.

Motion carried.

By Senators Goicoechea and Settlemeyer:

Senate Bill No. 107—AN ACT relating to elections; requiring certain elected public officers to resign before filing nomination papers for another elected public office; and providing other matters properly relating thereto.

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

Motion carried.

By Senator Woodhouse:

Senate Bill No. 108—AN ACT relating to the Nevada Youth Legislature; revising provisions governing vacancies on, meetings of and holding certain positions on the Nevada Youth Legislature; revising the qualifications for appointment to the Board of Directors for the corporation for public benefit that administers the Nevada Youth Legislature; and providing other matters properly relating thereto.

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

Motion carried.

By Senator Hammond:

Senate Bill No. 109—AN ACT relating to education; requiring public schools to install cameras in certain classrooms within a school which are used for special education; limiting the length of time such a recording may be retained; specifying the circumstances under which such a recording may be released; and providing other matters properly relating thereto.

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

Motion carried.

By Senator Hammond:

Senate Bill No. 110—AN ACT relating to offenders; establishing a program to award grants to certain community-based programs for reentry of offenders; requiring the Department of Corrections to adopt certain regulations; requiring the Department to prepare and submit an annual report to the Advisory Commission on the Administration of Justice; making an appropriation; and providing other matters properly relating thereto.

Senator Cannizzaro moved that the bill be referred to the Committee on Finance.

Motion carried.



By the Committee on Government Affairs:

Senate Bill No. 111—AN ACT relating to local governments; revising the percentage of the budgeted ending fund balance of certain local governments that is excluded from collective bargaining negotiations; and providing other matters properly relating thereto.

Senator Cannizzaro moved that the bill be referred to the Committee on Government Affairs.

Motion carried.

By Senator Pickard:

Senate Bill No. 112—AN ACT relating to document preparation services; exempting certain persons from the definition of a "document preparation service"; and providing other matters properly relating thereto.

Senator Cannizzaro moved that the bill be referred to the Committee on Government Affairs.

Motion carried.

Senator Cannizzaro moved that the action whereby Senate Bill No. 112 was referred to the Committee on Government Affairs be rescinded.

Motion carried.

Senator Cannizzaro moved that Senate Standing Rule No. 40 be suspended and that the bill be referred to the Committee on Judiciary.

Motion carried.

By Senator Hammond:

Senate Bill No. 113—AN ACT relating to homeland security; revising the membership of the Nevada Commission on Homeland Security; and providing other matters properly relating thereto.

Senator Cannizzaro moved that the bill be referred to the Committee on Government Affairs.

Motion carried.

By Senator Settlemeyer:

Senate Bill No. 114—AN ACT relating to vehicles; imposing a surcharge on the sale of electric service to charge the battery of an electric vehicle or a plug-in hybrid electric vehicle; requiring the Department of Motor Vehicles to administer the imposition and collection of the surcharge; and providing other matters properly relating thereto.

Senator Cannizzaro moved that the bill be referred to the Committee on Growth and Infrastructure.

Motion carried.

By Senator Hammond:

Senate Bill No. 115—AN ACT relating to public welfare; requiring the inclusion in the State Plan for Medicaid of coverage for donor breast milk for certain infants; and providing other matters properly relating thereto.

Senator Cannizzaro moved that the bill be referred to the Committee on Health and Human Services.

Motion carried.

By Senator Hardy:

Senate Bill No. 116—AN ACT relating to health care; providing for the selection of a proxy decision-maker for an adult patient who lacks the capacity to provide consent to or refusal of medical treatment; establishing standards for carrying out decisions for the medical treatment of an adult patient for whom a proxy decision-maker has been selected; and providing other matters properly relating thereto.

Senator Cannizzaro moved that the bill be referred to the Committee on Health and Human Services.

Motion carried.

By Senator Ratti:

Senate Bill No. 117—AN ACT relating to real property; revising certain provisions concerning restrictions and prohibitions relating to real property; and providing other matters properly relating thereto.

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

Motion carried.

By Senator Settelmeyer:

Senate Bill No. 118—AN ACT relating to counties; making the office of registrar of voters an elected position; and providing other matters properly relating thereto.

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

Motion carried.

By Senators Cancela, Parks, Cannizzaro, Spearman and Assemblywoman Martinez:

Senate Bill No. 119—AN ACT relating to occupational safety; requiring certain employees performing work at sites where certain exhibitions, conventions or trade shows occur to receive certain health and safety training; providing administrative penalties; and providing other matters properly relating thereto.

Senator Cannizzaro moved that the bill be referred to the Committee on Commerce and Labor.

Motion carried.

By Senators Ratti and Cannizzaro:

Senate Bill No. 120—AN ACT relating to protective orders; defining certain terms relating to orders for protection against high-risk behavior; defining certain conduct and acts which constitute "high-risk behavior"; authorizing certain persons to apply for certain orders for protection against

high-risk behavior; providing for the issuance and enforcement of such orders; prohibiting a person against whom such an order for protection is issued from possessing or having under his or her custody or control, or purchasing or otherwise acquiring, any firearm during the period the order is in effect; establishing procedures relating to orders for protection against high-risk behavior; prohibiting the filing of an application for such orders under certain circumstances; making it a crime to violate such orders; providing penalties; and providing other matters properly relating thereto.

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

Motion carried.

By the Committee on Judiciary:

Senate Bill No. 121—AN ACT relating to fiduciaries; adopting a power of attorney for health care decisions for persons with any form of dementia; revising provisions relating to the authority of a principal under a power of attorney; revising provisions governing the authority of public guardians to conduct certain investigations; and providing other matters properly relating thereto.

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

Motion carried.

By Senator Settlemeyer:

Senate Bill No. 122—AN ACT relating to elections; prohibiting, with limited exception, a person from being a candidate of certain political parties if the person has not designated his or her political party affiliation with that party on an application to register to vote; and providing other matters properly relating thereto.

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

Motion carried.

By the Committee on Legislative Operations and Elections:

Senate Bill No. 123—AN ACT relating to elections; authorizing an elector to register to vote on the day of certain elections at certain polling places; setting forth requirements for such registration; authorizing county and city clerks to extend the period for early voting; making various other changes relating to elections; and providing other matters properly relating thereto.

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

Motion carried.

By Senator Parks:

Senate Bill No. 124—AN ACT relating to health care; establishing conditions for the performance on a child of any surgical procedure to assign

anatomical sex; providing for disciplinary action against certain providers of health care for any violation of those conditions; and providing other matters properly relating thereto.

Senator Cannizzaro moved that the bill be referred to the Committee on Commerce and Labor.

Motion carried.

By Senator Hardy:

Senate Bill No. 125—AN ACT relating to landscape architecture; requiring the State Board of Landscape Architecture to accept credit cards, debit cards and electronic transfers of money for the payment of certain fees; authorizing the Board to contract for the acceptance of such methods of payment; increasing the maximum amount of fees relating to the licensure of a landscape architect and a landscape architect intern; revising provisions relating to complaints filed with the State Board of Landscape Architecture; and providing other matters properly relating thereto.

Senator Cannizzaro moved that the bill be referred to the Committee on Commerce and Labor.

Motion carried.

By Senator Denis:

Senate Bill No. 126—AN ACT relating to education; repealing provisions governing the reappointment of a postprobationary administrator; and providing other matters properly relating thereto.

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

Motion carried.

By Senator Parks:

Senate Bill No. 127—AN ACT relating to counties; increasing the number of members on the board of county commissioners in certain counties; and providing other matters properly relating thereto.

Senator Cannizzaro moved that the bill be referred to the Committee on Government Affairs.

Motion carried.

By the Committee on Commerce and Labor:

Senate Bill No. 128—AN ACT relating to occupational licensing boards; authorizing certain occupational licensing boards to contract for the acceptance of credit cards, debit cards or electronic transfers of money for certain payments or to participate in such a contract entered into by the Director of the Office of Finance; revising provisions governing the forms of payment authorized to be accepted by the State Board of Landscape Architecture; revising provisions governing the review of complaints filed with the State Board of Landscape Architecture; requiring members of the

Nevada Physical Therapy Board to attend certain training; and providing other matters properly relating thereto.

Senator Cannizzaro moved that the bill be referred to the Committee on Commerce and Labor.

Motion carried.

By the Committee on Legislative Operations and Elections:

Senate Bill No. 129—AN ACT relating to ethics in government; making various changes relating to the provisions governing ethics in government; providing penalties; and providing other matters properly relating thereto.

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

Motion carried.

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

Senate in recess at 3:05 p.m.

#### SENATE IN SESSION

At 3:33 p.m.

President Marshall presiding.

Quorum present.

#### MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, Carson City, February 4, 2019

*To the Honorable the Senate:*

I have the honor to inform your honorable body that the Assembly on this day adopted Assembly Concurrent Resolutions Nos. 1, 2.

CAROL AIELLO-SALA

*Assistant Chief Clerk of the Assembly*

#### MOTIONS, RESOLUTIONS AND NOTICES

Assembly Concurrent Resolution No. 1—Adopts the Joint Standing Rules of the Senate and Assembly for the 80th Session of the Legislature.

RESOLVED BY THE ASSEMBLY OF THE STATE OF NEVADA, THE SENATE CONCURRING, That the Joint Rules of the Senate and Assembly for the 80th Session of the Legislature are hereby adopted as follows:

#### CONFERENCE COMMITTEES

*Rule No. 1. Procedure Concerning.*

1. *In every case of an amendment of a bill, or joint or concurrent resolution, agreed to in one House, dissented from in the other, and not receded from by the one making the amendment, each House may appoint a committee to confer with a like committee to be appointed by the other; and, if appointed, the committee shall meet publicly at a convenient hour to be agreed upon by their respective chairs and announced publicly, and shall confer upon the differences between the two Houses as indicated by the amendments made in one and rejected in the other and report as early as convenient the result of their conference to their respective Houses.*

2. *The report shall be made available to all members of both Houses. The whole subject matter embraced in the bill or resolution shall be considered by the committee, and it may recommend recession by either House, new amendments, a new bill or resolution, or other changes as it sees fit. A new bill or resolution so reported shall be treated as amendments unless the bill or resolution is composed entirely of original matter, in which case it shall receive the*

treatment required in the respective Houses for original bills, or resolutions, as the case may be. A conference committee shall not recommend any action which would cause the creation of more than one reprint or more than one bill or resolution.

3. The report of a conference committee may be adopted by acclamation. The report is not subject to amendment.

4. There shall be but one conference committee on any bill or resolution. A majority of the members of a conference committee from each House must be members who voted for the passage of the bill or resolution.

#### MESSAGES

Rule No. 2. Biennial Message of the Governor.

Upon motion, the biennial message of the Governor must be received and read and entered in full in the Journal of proceedings.

Rule No. 2.2. Other Messages From the Governor.

Whenever a message from the Governor is received, it shall be read and entered in full in the Journal of proceedings.

Rule No. 2.4. Proclamation by the Governor Convening Special Session.

Proclamations by the Governor convening the Legislature in special session must, by direction of the presiding officer of each House, be read immediately after the convening of the special session, and must be filed and entered in the Journal of proceedings.

Rule No. 2.6. Messages Between Houses.

Messages from the Senate to the Assembly shall be delivered by the Secretary or a person designated by the Secretary and messages from the Assembly to the Senate shall be delivered by the Chief Clerk or a person designated by the Chief Clerk.

#### NOTICE OF FINAL ACTION

Rule No. 3. Communications.

Each House shall communicate its final action on any bill or resolution, or matter in which the other may be interested, by written notice. Each such notice sent by the Senate must be signed by the Secretary of the Senate, or a person designated by the Secretary. Each such notice sent by the Assembly must be signed by the Chief Clerk of the Assembly, or a person designated by the Chief Clerk.

#### BILLS AND JOINT RESOLUTIONS

Rule No. 4. Signature.

Each enrolled bill or joint resolution shall be presented to the presiding officers of both Houses for signature. They shall, after an announcement of their intention to do so is made in open session, sign the bill or joint resolution and their signatures shall be followed by those of the Secretary of the Senate and Chief Clerk of the Assembly.

Rule No. 5. Joint Sponsorship.

1. A bill or resolution introduced by a standing committee of the Senate or Assembly may, at the direction of the chair of the committee, set forth the name of a standing committee of the other House as a joint sponsor, if a majority of all members appointed to the committee of the other House votes in favor of becoming a joint sponsor of the bill or resolution. The name of the committee joint sponsor must be set forth on the face of the bill or resolution immediately below the date on which the bill or resolution is introduced.

2. A bill or resolution introduced by one or more Legislators elected to one House may, at the direction of the Legislator who brings the bill or resolution forward for introduction, set forth the names of one or more Legislators who are members elected to the other House and who wish to be primary joint sponsors or non-primary joint sponsors of the bill or resolution. Not more than five Legislators from each House may be set forth on the face of a bill or resolution as primary joint sponsors. The names of each primary joint sponsor and non-primary joint sponsor must be set forth on the face of the bill or resolution in the following order immediately below the date on which the bill or resolution is introduced:

(a) The name of each primary joint sponsor, in the order indicated on the colored back of the introductory copy of the bill or resolution; and

(b) The name of each non-primary joint sponsor, in alphabetical order.

3. The Legislative Counsel shall not cause to be printed the name of a standing committee as a joint sponsor on the face of a bill or resolution unless the chair of the committee has signed

his or her name next to the name of the committee on the colored back of the introductory copy of the bill or resolution that was submitted to the front desk of the House of origin or the statement required by subsection 5. The Legislative Counsel shall not cause to be printed the name of a Legislator as a primary joint sponsor or non-primary joint sponsor on the face of a bill or resolution unless the Legislator has signed the colored back of the introductory copy of the bill or resolution that was submitted to the front desk of the House of origin or the statement required by subsection 5.

4. Upon introduction, any bill or resolution that sets forth the names of primary joint sponsors or non-primary joint sponsors, or both, must be numbered in the same numerical sequence as other bills and resolutions of the same House of origin are numbered.

5. Once a bill or resolution has been introduced, a primary joint sponsor or non-primary joint sponsor may only be added or removed by amendment of the bill or resolution. An amendment which proposes to add or remove a primary joint sponsor or non-primary joint sponsor must not be considered by the House of origin of the amendment unless a statement requesting the addition or removal is attached to the copy of the amendment submitted to the front desk of the House of origin of the amendment. If the amendment proposes to add or remove a Legislator as a primary joint sponsor or non-primary joint sponsor, the statement must be signed by that Legislator. If the amendment proposes to add or remove a standing committee as a joint sponsor, the statement must be signed by the chair of the committee. A copy of the statement must be transmitted to the Legislative Counsel if the amendment is adopted.

6. An amendment that proposes to add or remove a primary joint sponsor or non-primary joint sponsor may include additional proposals to change the substantive provisions of the bill or resolution or may be limited only to the proposal to add or remove a primary joint sponsor or non-primary joint sponsor.

#### PUBLICATIONS

Rule No. 6. Ordering and Distribution.

1. The bills, resolutions, journals and histories will be provided electronically to the officers and members of the Senate and Assembly, staff of the Legislative Counsel Bureau, the press and the general public on the Nevada Legislature's Internet website.

2. Each House may order the printing of bills introduced, reports of its own committees, and other matter pertaining to that House only; but no other printing may be ordered except by a concurrent resolution passed by both Houses. Each Senator is entitled to the free distribution of four copies of each bill introduced in each House, and each Assemblyman and Assemblywoman to such a distribution of two copies. Additional copies of such bills may be distributed at a charge to the person to whom they are addressed. The amount charged for distribution of the additional copies must be determined by the Director of the Legislative Counsel Bureau to approximate the cost of handling and postage for the entire session.

#### RESOLUTIONS

Rule No. 7. Types, Usage and Approval.

1. A joint resolution must be used to:

(a) Propose an amendment to the Nevada Constitution.

(b) Ratify a proposed amendment to the United States Constitution.

(c) Address the President of the United States, Congress, either House or any committee or member of Congress, any department or agency of the Federal Government, or any other state of the Union.

2. A concurrent resolution must be used to:

(a) Amend these Joint Standing Rules, which requires a majority vote of each House for adoption.

(b) Request the return from the Governor of an enrolled bill for further consideration.

(c) Request the return from the Secretary of State of an enrolled joint or concurrent resolution for further consideration.

(d) Resolve that the return of a bill from one House to the other House is necessary and appropriate.

(e) Express facts, principles, opinion and purposes of the Senate and Assembly.

(f) Establish a joint committee of the two Houses.

(g) Direct the Legislative Commission to conduct an interim study.

3. A concurrent resolution or a resolution of one House may be used to memorialize a former member of the Legislature or other notable or distinguished person upon his or her death.

4. A resolution of one House may be used to request the return from the Secretary of State of an enrolled resolution of the same House for further consideration.

5. A resolution of one House may be used for any additional purpose determined appropriate by the Majority Leader of the Senate or the Speaker of the Assembly, respectively.

6. A concurrent resolution used for the purposes expressed in paragraph (e) of subsection 2 may only be requested by a statutory, interim or standing committee.

Rule No. 8. Reserved.

#### ADJOURNMENT

Rule No. 9. Limitations and Calculation of Duration.

1. In calculating the permissible duration of an adjournment for 3 days or less, Sunday must not be counted.

2. The Legislature may adjourn for more than 3 days by motion based on mutual consent of the Houses or by concurrent resolution. One or more such adjournments, for a total of not more than 20 days during any regular session, may be taken to permit standing committees, select committees or the Legislative Counsel Bureau to prepare the matters respectively entrusted to them for the consideration of the Legislature as a whole.

Rule No. 9.5. Adjournment Sine Die.

1. The Legislature shall not take any action on a bill or resolution after midnight Pacific time at the end of the 120th consecutive calendar day of session, inclusive of the day on which the session commences. Any legislative action taken after midnight Pacific time at the end of the 120th consecutive calendar day of session is void, unless the legislative action is conducted during a special session.

2. A Legislator shall not take any action to impede the progress of the Legislature in completing its business by the time specified in subsection 1.

3. The Legislature and its members, officers and employees shall not employ any device, pretense or fiction that adjusts, evades or ignores the measure of time specified in subsection 1 for the purpose of extending the duration of the session.

4. Any action taken in violation of subsection 2 or 3 shall be deemed out of order.

5. As used in this Rule, "midnight Pacific time" must be determined based on the actual measure of time that, on the final calendar day of the session, is being used and observed by the general population as the uniform time for the portion of Nevada which lies within the Pacific time zone, or any legal successor to the Pacific time zone, and which includes the seat of government of this State as designated by Section 1 of Article 15 of the Nevada Constitution.

#### EXPENDITURES FROM THE LEGISLATIVE FUND

Rule No. 10. Manner of Authorization.

Except for routine salary, travel, equipment and operating expenses, no expenditures shall be made from the Legislative Fund without the authority of a concurrent resolution regularly adopted by the Senate and Assembly.

#### LEGISLATIVE COMMISSION

Rule No. 11. Membership and Organization.

1. When members of the minority party in the Senate or in the Assembly comprise one-third or less of the total number elected to that House, minority party membership for that House on the Legislative Commission must be:

(a) One, if such membership is less than one-fifth of the total number elected to that House.

(b) Two, if such membership is at least one-fifth but not more than one-third of the total number elected to that House.

➤ If the members of the minority party in the Senate or in the Assembly comprise more than one-third of the total number elected to that House, minority party membership for that House on the Commission must be three, being equal to the membership of the majority party.

2. Each House shall select one or more alternate members for each member from that House, designating them according to party or according to the individual member whom the alternate would replace.

3. A vacancy in the regular Senate or Assembly membership created by death or by resignation or by the Legislator's ceasing to be a member of the Legislature shall be filled by the



proper alternate member as designated by that House. If there is no proper alternate member, the Legislative Commission shall fill the vacancy by appointing a Senator or Assemblyman or Assemblywoman of the same party.

4. If for any reason a member is or will be absent from a meeting and there are no alternates available, the Chair of the Commission may appoint a member of the same House and political party to attend the meeting as an alternate.

5. The members shall serve until their successors are appointed by resolution as provided in NRS 218E.150, except that the membership of any member who does not become a candidate for reelection or who is defeated for reelection shall terminate on the day next after the election and the vacancy shall be filled as provided in this Rule.

6. The Chair shall be selected at the first meeting of the newly formed Legislative Commission and shall serve until his or her successor is appointed following the formation of the next Legislative Commission.

#### RECORDS OF COMMITTEE PROCEEDINGS

Rule No. 12. Duties of Secretary of Committee and Director.

1. Each standing committee of the Legislature shall cause a record to be made of the proceedings of its meetings.

2. The secretary of a standing committee shall:

- (a) Label each record with the date, time and place of the meeting and also indicate on the label the numerical sequence in which the record was made;
- (b) Keep the records in chronological order; and
- (c) Deposit the records upon completion with the Research Library of the Legislative Counsel Bureau.

3. The Director of the Legislative Counsel Bureau shall:

- (a) Make the records available for accessing by any person during office hours under such reasonable conditions as the Director may deem necessary; and
- (b) Retain the records for two bienniums and at the end of that period keep some form or copy of the record in any manner the Director deems reasonable to ensure access to the record in the foreseeable future.

#### REAPPORTIONMENT AND REDISTRICTING

Rule No. 13. Reserved.

Rule No. 13.1. Reserved.

Rule No. 13.2. Reserved.

Rule No. 13.3. Reserved.

Rule No. 13.4. Compliance with the Voting Rights Act.

1. A redistricting committee will not consider a plan that the redistricting committee determines is a violation of section 2 of the Voting Rights Act, 52 U.S.C. § 10301, which prohibits any state from imposing any voting qualification, standard, practice or procedure that results in the denial or abridgment of any United States citizen's right to vote on account of race, color or status as a member of a language minority group.

2. A redistricting committee will not consider a plan that the redistricting committee determines is racially packing or cracking.

3. Racial packing exists when:

- (a) Race is the dominant and controlling rationale in drawing district lines; and
- (b) The district lines are drawn to concentrate members of a group into a single district, thereby diminishing their impact as individual voters.

4. Racial cracking exists when:

- (a) Race is the dominant and controlling rationale in drawing district lines; and
- (b) District lines are drawn to split members of a group among multiple districts, so as to dilute their impact and to prevent them from constituting a majority.

5. For the purpose of analyzing the 2010 census data, the redistricting committees shall adopt the method set forth in the Office of Management and Budget (OMB) Bulletin No. 00-02 for aggregating and allocating the 63 categories of race data that was reported to Nevada in 2011 by the United States Census Bureau as part of the federal decennial census.

Rule No. 13.6. Public Participation.

- 1. The redistricting committees shall seek and encourage:

- (a) Public participation in all aspects of the reapportionment and redistricting activities; and
- (b) The widest range of public input into the deliberations relating to those activities.

2. Notices of all meetings of the redistricting committees must be transmitted to any member of the public who so requests, without charge.

3. All interested persons are encouraged to appear before the redistricting committees and to provide their input regarding the reapportionment and redistricting activities. The redistricting committees shall afford a reasonable opportunity to any interested persons to present plans for redistricting, or amendments to plans for redistricting, unless such plans demonstrably fail to meet the minimally acceptable criteria set forth in this Rule and Joint Standing Rule No. 13.4.

4. Each of the redistricting committees shall fully utilize available videoconferencing capabilities and shall, either jointly or separately, hold at least one hearing in the southern portion of the State and at least one hearing in a rural portion of the State to allow residents throughout the State an opportunity to participate in the deliberations relating to the reapportionment and redistricting activities.

5. The Legislative Counsel Bureau shall make available to the public copies of the validated 2010 census database for the cost of reproducing the database.

6. The redistricting committees shall make available for review by the public, copies of all maps prepared at the direction of the committees.

LIMITATIONS ON INTRODUCTION AND REQUESTS  
FOR DRAFTING OF LEGISLATIVE MEASURES

Rule No. 14. *Limitations on Drafting and Requirements for Introduction; Indication of Requester on Committee Introductions.*

1. Except as otherwise provided in subsection 3 and Joint Standing Rules Nos. 14.4, 14.5 and 14.6, after a regular legislative session has convened, the Legislative Counsel shall honor, if submitted before 5 p.m. on the 15th calendar day of the legislative session, not more than 60 requests, in total, from each House for the drafting of a bill or joint resolution. The Majority Leader of the Senate and the Speaker of the Assembly shall, not later than the 8th calendar day of the legislative session, allocate all, some or none of the 60 requests and provide the Legislative Counsel with a written list of the number of requests for the drafting of a bill that may be submitted by each member and standing committee of their respective Houses, and as Majority Leader or Speaker, as applicable, within the limit provided by this subsection. The lists may be revised any time before the 15th calendar day of the legislative session to reallocate any unused requests or requests which were withdrawn before drafting began on the request.

2. A request for the drafting of a bill or resolution that is submitted by a standing committee pursuant to this section must be approved by a majority of all of the members appointed to the committee before the request is submitted to the Legislative Counsel.

3. A standing committee may only request the drafting of a bill or resolution or introduce a bill or resolution that is within the jurisdiction of the standing committee.

4. A measure introduced by a standing committee at the request of a Legislator or organization must indicate the Legislator or organization at whose request the measure was drafted.

5. The following measures must be introduced by a standing committee:

(a) Measures drafted at the request of agencies and officers of the Executive Branch of State Government, local governments, the courts and other authorized nonlegislative requesters.

(b) Measures requested by statutory committees and interim legislative studies.

(c) Bills requested by a standing committee, or by persons designated to request measures on behalf of a standing committee during the interim. Bills requested by or on behalf of a standing committee must be introduced by that committee.

6. Resolutions requested by or on behalf of a standing committee may be introduced by an individual member.

7. A Legislator may not change the subject matter of a request for a legislative measure after it has been submitted for drafting.

Rule No. 14.1. *Secondary Deadline for Submission of Details to the Legislative Counsel.*

1. If a request for the drafting of a bill or resolution is submitted to the Legislative Counsel

by a Senator or member of the Assembly, a standing committee of the Assembly or Senate or the Majority Leader of the Senate or the Speaker of the Assembly on or before the 15th calendar day of the legislative session pursuant to subsection 1 of Joint Standing Rule No. 14, the member, chair of the standing committee or his or her designee, and the Majority Leader and Speaker, as applicable, shall, by the 22nd calendar day of the legislative session, provide the Legislative Counsel with information to draft the request which is sufficient in detail to allow for complete drafting of the request.

2. The Legislative Counsel shall give priority to the drafting of bills and resolutions for which sufficient detail to allow complete drafting of the request was submitted within the period required by this Rule.

3. The provisions of this Rule apply to a request submitted by a Legislator who is not returning to the Legislature for the legislative session if the request was claimed by another Legislator who is or will be serving during the legislative session.

4. The provisions of this Rule do not apply to:

(a) Emergency requests submitted pursuant to Joint Standing Rule No. 14.4.

(b) Requests for which a waiver is granted pursuant to Joint Standing Rule No. 14.5.

Rule No. 14.2. Limitations on Time for Introduction of Legislation.

1. Except as otherwise provided in Joint Standing Rules Nos. 14.4, 14.5 and 14.6:

(a) Unless the provisions of paragraph (b) or (c) are applicable, a bill or joint resolution may only be introduced on or before:

(1) The 10th calendar day following delivery of the introductory copy of the bill or joint resolution; or

(2) The last day for introduction of the bill or joint resolution as required by paragraph (e),  
 ➤ whichever is earlier.

(b) If a bill or joint resolution requires revision after the introductory copy has been delivered, such information as is required to draft the revision must be submitted to the Legislative Counsel before the 10th calendar day following delivery of the introductory copy of the bill or joint resolution. The revised bill or joint resolution may only be introduced on or before:

(1) The 15th calendar day following delivery of the original introductory copy of the bill or joint resolution; or

(2) The last day for introduction of the bill or joint resolution as required by paragraph (e),  
 ➤ whichever is earlier.

(c) If the bill or joint resolution requires a second or subsequent revision, such information as is required to draft the revision must be submitted to the Legislative Counsel before the 15th calendar day following delivery of the original introductory copy of the bill or joint resolution. A bill or joint resolution revised pursuant to this paragraph may only be introduced on or before:

(1) The 20th calendar day following delivery of the original introductory copy of the bill or joint resolution; or

(2) The last day for introduction of the bill or joint resolution as required by paragraph (e),  
 ➤ whichever is earlier.

(d) A request that was designated for prefilng pursuant to NRS 218D.150 must be introduced on or before the 15th calendar day of the legislative session.

(e) Except as otherwise provided in subsection 3, the last day for introduction of a bill or joint resolution that was requested by:

(1) Except as otherwise provided in subparagraph (2), a Legislator is the 43rd calendar day of the legislative session.

(2) A Legislator, pursuant to subsection 1 of Joint Standing Rule No. 14, a standing or interim committee or other requester is the 50th calendar day of the legislative session.

2. The Legislative Counsel shall indicate on the face of the introductory copy of each bill or joint resolution the final date on which the bill or joint resolution may be introduced.

3. If the final date on which the bill or joint resolution may be introduced falls upon a day on which the House in which the bill or joint resolution is to be introduced is not in session, the bill or joint resolution may be introduced on the next day that the House is in session.

*SCHEDULE FOR ENACTMENT OF BILLS*

*Rule No. 14.3. Final Dates for Action by Standing Committees and Houses.*

*Except as otherwise provided in Joint Standing Rules Nos. 14.4, 14.5 and 14.6:*

*1. The final standing committee to which a bill or joint resolution is referred in its House of origin may only take action on the bill or joint resolution on or before the 68th calendar day of the legislative session. A bill may be re-referred after that date only to the Senate Committee on Finance or the Assembly Committee on Ways and Means and only if the bill is exempt pursuant to subsection 1 of Joint Standing Rule No. 14.6.*

*2. Final action on a bill or joint resolution may only be taken by the House of origin on or before the 79th calendar day of the legislative session.*

*3. The final standing committee to which a bill or joint resolution is referred in the second House may only take action on the bill or joint resolution on or before the 103rd calendar day of the legislative session. A bill may be re-referred after that date only to the Senate Committee on Finance or the Assembly Committee on Ways and Means and only if the bill is exempt pursuant to subsection 1 of Joint Standing Rule No. 14.6.*

*4. Final action on a bill or joint resolution may only be taken by the second House on or before the 110th calendar day of the legislative session.*

*Rule No. 14.4. Emergency Requests.*

*1. After a legislative session has convened:*

*(a) The Majority Leader of the Senate and the Speaker of the Assembly may each submit to the Legislative Counsel, on his or her own behalf or on the behalf of another Legislator or a standing committee of the Senate or Assembly, not more than ten requests for the drafting of a bill or resolution.*

*(b) The Minority Leader of the Senate and the Minority Leader of the Assembly may each submit to the Legislative Counsel, on his or her own behalf or on the behalf of another Legislator or a standing committee of the Senate or Assembly, not more than three requests for the drafting of a bill or resolution.*

*2. A request submitted pursuant to subsection 1:*

*(a) May be submitted at any time during the legislative session and is not subject to any of the provisions of subsection 1 of Joint Standing Rule No. 14, Joint Standing Rule No. 14.1, subsection 1 of Joint Standing Rule No. 14.2 and Joint Standing Rule No. 14.3.*

*(b) Is in addition to, and not in lieu of, any other requests for the drafting of a bill or resolution that are authorized to be submitted to the Legislative Counsel by the Majority Leader of the Senate, Speaker of the Assembly, Minority Leader of the Senate or Minority Leader of the Assembly.*

*3. The list of requests for the preparation of legislative measures prepared pursuant to NRS 218D.130 must include the phrase "EMERGENCY REQUEST OF" and state the title of the person who requested each bill or resolution pursuant to this Rule. If the request was made on behalf of another Legislator or a standing committee, the list must also include the name of the Legislator or standing committee on whose behalf the bill or resolution was requested.*

*4. The Legislative Counsel shall cause to be printed on the face of the introductory copy and all reprints of each bill or resolution requested pursuant to this Rule the phrase "EMERGENCY REQUEST OF" and state the title of the person who requested the bill or resolution.*

*Rule No. 14.5. Waivers.*

*1. At the request of a Legislator or a standing or select committee of the Senate or Assembly, subsection 1 of Joint Standing Rule No. 14, subsection 1 of Joint Standing Rule No. 14.2 or any of the provisions of Joint Standing Rules Nos. 14.1 and 14.3, or any combination thereof, may be waived by the Majority Leader of the Senate and the Speaker of the Assembly, acting jointly, at any time during a legislative session.*

*2. A waiver granted pursuant to subsection 1:*

*(a) Must be in writing, executed on a form provided by the Legislative Counsel, and signed by the Majority Leader and the Speaker.*

*(b) Must indicate the date on which the waiver is granted.*

*(c) Must indicate the Legislator or committee on whose behalf the waiver is being granted.*

*(d) Must include the bill number for which the waiver is granted or indicate that the Legislative Counsel is authorized to accept and honor a request for a new bill or resolution.*

(e) Must indicate the provisions to which the waiver applies.

(f) May include the conditions under which the bill for which the waiver is being granted must be introduced and processed.

3. The Legislative Counsel shall not honor a request for the drafting of a new bill or resolution for which a waiver is granted pursuant to this Rule unless information which is sufficient in detail to allow for complete drafting of the bill or resolution is submitted to the Legislative Counsel within 2 calendar days after the date on which the waiver is granted.

4. Upon the receipt of a written waiver granted pursuant to this Rule, the Legislative Counsel shall transmit a copy of the waiver to the Secretary of the Senate and the Chief Clerk of the Assembly. The notice that a waiver has been granted for an existing bill must be read on the floor and entered in the Journal, and a notation that the waiver was granted must be included as a part of the history of the bill on the next practicable legislative day. A notation that a waiver was granted authorizing a new bill or resolution must be included as a part of the history of the bill or resolution after introduction.

5. The Legislative Counsel shall secure the original copy of the waiver to the official cover of the bill or resolution.

#### Rule No. 14.6. Exemptions.

1. Upon request of the draft by or referral to the Senate Committee on Finance or the Assembly Committee on Ways and Means, a bill which:

(a) Contains an appropriation; or

(b) Has been determined by the Fiscal Analysis Division to:

(1) Authorize the expenditure by a state agency of sums not appropriated from the State General Fund or the State Highway Fund;

(2) Create or increase any significant fiscal liability of the State;

(3) Implement a budget decision; or

(4) Significantly decrease any revenue of the State,

is exempt from the provisions of subsection 1 of Joint Standing Rule No. 14, Joint Standing Rule No. 14.1, subsection 1 of Joint Standing Rule No. 14.2 and Joint Standing Rule No. 14.3. The Fiscal Analysis Division shall give notice to the Legislative Counsel to cause to be printed on the face of the bill the term "exempt" for any bills requested by the Senate Committee on Finance or Assembly Committee on Ways and Means that have been determined to be exempt and shall give written notice to the Legislative Counsel, Secretary of the Senate and Chief Clerk of the Assembly of any bill which is determined to be exempt or eligible for exemption after it is printed. When a bill is determined to be exempt or eligible for an exemption after the bill was printed, a notation must be included as a part of the history of the bill on the next practicable legislative day. The term "exempt" must be printed on the face of all reprints of the bill after the bill becomes exempt.

2. Unless exempt pursuant to paragraph (a) of subsection 1, all of the provisions of Joint Standing Rules Nos. 14, 14.1, 14.2 and 14.3 apply to a bill until the bill becomes exempt pursuant to subsection 1. A bill that has become exempt does not lose the exemption regardless of subsequent actions taken by the Legislature.

3. A cumulative list of all bills determined by the Fiscal Analysis Division pursuant to subsection 1 to be exempt or eligible for exemption after being printed must be maintained and printed in the back of the list of requests for the preparation of legislative measures prepared pursuant to NRS 218D.130.

4. The provisions of subsection 1 of Joint Standing Rule No. 14, Joint Standing Rule No. 14.1, subsection 1 of Joint Standing Rule No. 14.2 and Joint Standing Rule No. 14.3 do not apply to:

(a) A measure that primarily relates to carrying out the business of the Legislature.

(b) A bill returned from enrollment for a technical correction.

(c) A bill that was previously enrolled but, upon request of the Legislature, has been returned from the Governor for further consideration.

#### Rule No. 14.7. Amendments.

1. The Legislative Counsel shall not honor a request for the drafting of an amendment to a bill or resolution if the subject matter of the amendment is independent of, and not specifically related and properly connected to, the subject that is expressed in the title of the bill or resolution.

2. For the purposes of this Rule, an amendment is independent of, and not specifically related and properly connected to, the subject that is expressed in the title of a bill or resolution if the amendment relates only to the general, single subject that is expressed in that title and not to the specific whole subject matter embraced in the bill or resolution.

3. This Rule must be narrowly construed to carry out the purposes for which it was adopted, which is to ensure the effectiveness of the limitations set forth in Joint Standing Rules Nos. 14, 14.1, 14.2 and 14.3.

Rule No. 15. Reserved.

Rule No. 16. Reserved.

#### DATE OF FIRST JOINT BUDGET HEARING

Rule No. 17. Requirement.

The first joint meeting of the Senate Standing Committee on Finance and the Assembly Standing Committee on Ways and Means to consider the budgets of the agencies of the State must be held on or before the 89th calendar day of the regular session.

#### CRITERIA FOR REVIEWING BILLS THAT REQUIRE POLICIES OF HEALTH INSURANCE TO PROVIDE COVERAGE FOR CERTAIN TREATMENT OR SERVICES

Rule No. 18. Topics of Consideration.

Any standing committee of the Senate or Assembly to which a bill is referred requiring a policy of health insurance delivered or issued for delivery in this State to provide coverage for any treatment or service shall review the bill giving consideration to:

1. The level of public demand for the treatment or service for which coverage is required and the extent to which such coverage is needed in this State;
2. The extent to which coverage for the treatment or service is currently available;
3. The extent to which the required coverage may increase or decrease the cost of the treatment or service;
4. The effect the required coverage will have on the cost of obtaining policies of health insurance in this State;
5. The effect the required coverage will have on the cost of health care provided in this State; and
6. Such other considerations as are necessary to determine the fiscal and social impact of requiring coverage for the treatment or service.

#### INTERIM LEGISLATIVE COMMITTEES

Rule No. 19. Approval for Meeting During Session and Date for Reporting.

1. A legislative committee that meets during the interim shall not schedule or otherwise hold a meeting during a regular session of the Legislature or during an adjournment pursuant to Joint Standing Rule No. 9 without the prior approval of the Majority Leader of the Senate and the Speaker of the Assembly.

2. Each legislative committee that adopted any findings or recommendations during the interim since the last regular session of the Legislature shall, not later than the 14th calendar day of the regular session, inform interested members of the Senate and Assembly of those findings and recommendations.

#### ANTI-HARASSMENT POLICY

Rule No. 20. Maintenance of Working Environment; Procedure for Filing, Investigating and Taking Remedial Action on Complaints.

1. The Legislature hereby declares that it is the policy of the Legislature to prohibit any conduct, whether intentional or unintentional, which results in sexual harassment or other unlawful harassment based upon any other protected category. The Legislature intends to maintain a working environment which is free from sexual harassment and other unlawful harassment. Each Legislator is responsible to conduct himself or herself in a manner which will ensure that others are able to work in such an environment.

2. In accordance with Title VII of the Civil Rights Act of 1964, 42 U.S.C. §§ 2000e et seq., for the purposes of this Rule, "sexual harassment" means unwelcome sexual advances, requests for sexual favors, and other verbal or physical conduct of a sexual nature when:

- (a) Submission to such conduct is made either explicitly or implicitly a term or condition of a person's employment;

(b) Submission to or rejection of such conduct by a person is used as the basis for employment decisions affecting the person; or

(c) Such conduct has the purpose or effect of unreasonably interfering with a person's work performance or creating an intimidating, hostile or offensive working environment.

3. Each Legislator must exercise his or her own good judgment to avoid engaging in conduct that may be perceived by others as sexual harassment. The following noninclusive list provides illustrations of conduct that the Legislature deems to be inappropriate:

(a) Verbal conduct such as epithets, derogatory comments, slurs or unwanted sexual advances, invitations or comments;

(b) Visual conduct such as derogatory posters, photography, cartoons, drawings or gestures;

(c) Physical conduct such as unwanted touching, blocking normal movement or interfering with the work directed at a person because of his or her sex; and

(d) Threats and demands to submit to sexual requests to keep a person's job or avoid some other loss, and offers of employment benefits in return for sexual favors.

4. In addition to other prohibited conduct, a complaint may be brought pursuant to this Rule for engaging in conduct prohibited by Rule No. 37 when the prohibited conduct is based on or because of the gender or other protected category of the person.

5. Retaliation against a person for engaging in protected activity is prohibited. Retaliation occurs when an adverse action is taken against a person which is reasonably likely to deter the person from engaging in the protected activity. Protected activity includes, without limitation:

(a) Opposing conduct that the person reasonably believes constitutes sexual harassment or other unlawful harassment;

(b) Filing a complaint about the conduct; or

(c) Testifying, assisting or participating in any manner in an investigation or other proceeding related to a complaint of sexual harassment or other unlawful harassment.

6. A Legislator who encounters conduct that the Legislator believes is sexual harassment, other unlawful harassment, retaliation or otherwise inconsistent with this policy may file a written complaint with:

(a) The Speaker of the Assembly;

(b) The Majority Leader of the Senate;

(c) The Director of the Legislative Counsel Bureau, if the complaint involves the conduct of the Speaker of the Assembly or the Majority Leader of the Senate; or

(d) The reporting system established pursuant to subsection 11.

➤ The complaint must include the details of the incident or incidents, the names of the persons involved and the names of any witnesses. Unless the Legislative Counsel is the subject of the complaint, the Legislative Counsel must be informed upon receipt of a complaint.

7. The Speaker of the Assembly, the Majority Leader of the Senate or the Director of the Legislative Counsel Bureau, as appropriate, shall cause a discreet and impartial investigation to be conducted and may, when deemed necessary and appropriate, assign the complaint to a committee consisting of Legislators of the appropriate House.

8. If the investigation reveals that sexual harassment, other unlawful harassment, retaliation or other conduct in violation of this policy has occurred, appropriate disciplinary or remedial action, or both, will be taken. The appropriate persons will be informed when any such action is taken. The Legislature will also take any action necessary to deter any future harassment.

9. The Legislature encourages a Legislator to report any incident of sexual harassment, other unlawful harassment, retaliation or other conduct inconsistent with this policy immediately so that the complaint can be quickly and fairly resolved.

10. All Legislators are responsible for adhering to the provisions of this policy. The prohibitions against engaging in sexual harassment and other unlawful harassment which are set forth in this Rule also apply to employees, Legislators, lobbyists, vendors, contractors, customers and any other visitors to the Legislature.

11. The Legislative Counsel Bureau shall establish a reporting system which allows a person to submit a complaint of a violation of this Rule with or without identifying himself or herself. Such a complaint must provide enough details of the incident or incidents alleged, the names of the persons involved and the names of any witnesses to allow an appropriate inquiry to occur.

12. This policy does not create any private right of action or enforceable legal rights in any person.

Rule No. 20.5. Lobbyists to Maintain Appropriate Working Environment; Procedure for Filing, Investigating and Taking Remedial Action on Complaints.

1. A lobbyist shall not engage in any conduct with a Legislator or any other person working in the Legislature which is prohibited by a Legislator under Rule No. 20. Each lobbyist is responsible to conduct himself or herself in a manner which will ensure that others who work in the Legislature are able to work in an environment free from sexual harassment and other unlawful harassment.

2. Each lobbyist must exercise his or her own good judgment to avoid engaging in conduct that may be perceived by others as sexual harassment as described in Rule No. 20.

3. A lobbyist who encounters conduct that he or she believes is sexual harassment, other unlawful harassment, retaliation or otherwise inconsistent with this policy may file a written complaint with:

- (a) The Speaker of the Assembly;
- (b) The Majority Leader of the Senate;
- (c) The Director of the Legislative Counsel Bureau; or
- (d) The reporting system established pursuant to subsection 11 of Rule No. 20.

Such a complaint must include the details of the incident or incidents alleged, the names of the persons involved and the names of any witnesses. Unless the Legislative Counsel is the subject of the complaint, the Legislative Counsel must be informed upon receipt of a complaint.

4. If a person encounters conduct by a lobbyist which he or she believes is sexual harassment, or other unlawful harassment, retaliation or otherwise inconsistent with this policy, the person may file a complaint in the manner listed in subsection 3, or may submit a complaint in accordance with the reporting system established pursuant to subsection 11 of Rule No. 20.

5. If a complaint made against a lobbyist pursuant to this Rule is substantiated, appropriate disciplinary action may be brought against the lobbyist which may include, without limitation, having his or her registration as a lobbyist suspended.

6. This policy does not create any private right of action or enforceable legal rights in any person.

#### VOTE ON GENERAL APPROPRIATION BILL

Rule No. 21. Waiting Period Between Introduction and Final Passage.

A period of at least 24 hours must elapse between the introduction of the general appropriation bill and a vote on its final passage by its House of origin.

#### USE OF LOCK BOXES BY STATE AGENCIES

Rule No. 22. Duties of Senate Standing Committee on Finance and Assembly Standing Committee on Ways and Means.

To expedite the deposit of state revenue, the Senate Standing Committee on Finance and the Assembly Standing Committee on Ways and Means shall, when reviewing the proposed budget of a state agency which collects state revenue, require, if practicable, the agency to deposit revenue that it has received within 24 hours after receipt. The Committees shall allow such agencies to deposit the revenue directly or contract with a service to deposit the revenue within the specified period.

Rule No. 23. Reserved.

Rule No. 24. Reserved.

Rule No. 25. Reserved.

Rule No. 26. Reserved.

Rule No. 27. Reserved.

Rule No. 28. Reserved.

Rule No. 29. Reserved.

#### LEGISLATIVE CODE OF ETHICAL STANDARDS

Rule No. 30. Short Title; Applicability; Relation to Other Ethical Standards.

1. Rules Nos. 30 to 39, inclusive, may be cited as the Legislative Code of Ethical Standards.
2. The Legislative Code of Ethical Standards applies to:
  - (a) All Legislators at all times.
  - (b) All members of legislative staff when performing or exercising their legislative



assignments, tasks, duties, responsibilities or powers.

(c) All lobbyists when they:

(1) Appear in person in the Legislative Building or any other building in which the Legislature or any of its legislative committees hold meetings during a regular or special session or the interim between sessions, including, without limitation, any building in which a meeting is held by teleconference or videoconference; or

(2) Represent the interests of any lobbying client to a Legislator or a member of legislative staff, regardless of whether such representation occurs during a regular or special session or the interim between sessions and regardless of the location where such representation occurs or the means of communication used to provide such representation.

3. The Legislative Code of Ethical Standards is intended to supplement all other ethical standards recognized by rules and laws governing ethics and does not limit the application of such other ethical standards but is cumulative thereto, so that the application or attempted application of any one of the ethical standards does not bar the application or attempted application of any other, except in circumstances where Section 6 of Article 4 of the Nevada Constitution invests each House with plenary and exclusive constitutional powers.

4. The Legislative Code of Ethical Standards does not create any private right of action or enforceable legal rights in any person.

Rule No. 31. Purpose and Construction.

1. The purpose of the Legislative Code of Ethical Standards is to:

(a) Establish the highest standards of ethical behavior founded upon principles of dignity, decorum, civility and respect;

(b) Prohibit any conduct that creates the appearance of impropriety; and

(c) Prohibit any improper, inappropriate or dishonorable conduct that is unbecoming to the legislative process or is inconsistent with or undermines the people's faith, trust and confidence in the integrity of the legislative process.

2. The Legislative Code of Ethical Standards must be construed:

(a) Liberally to carry out and achieve its purposes; and

(b) Strictly against any person alleging that his or her conduct is not subject to its provisions, so that any doubt or uncertainty as to the application of its provisions must be resolved against such a person and in favor of removing unethical behavior from the legislative process.

Rule No. 32. Definitions.

As used in the Legislative Code of Ethical Standards, unless the context otherwise requires, the words and terms defined in Rules Nos. 33 to 36, inclusive, have the meanings ascribed to them in those rules.

Rule No. 33. "Legislative Committee" Defined.

1. "Legislative committee" means any legislative committee or commission appointed to conduct or perform legislative business during a regular or special session or the interim between sessions.

2. The term includes, without limitation:

(a) Any joint, standing, temporary, special or select committee;

(b) Any committee of the whole;

(c) Any interim committee; or

(d) Any subcommittee.

Rule No. 34. "Lobbying Client" Defined.

1. "Lobbying client" means a person who employs, retains, contracts for or otherwise uses or engages the services of a lobbyist to represent the interests of the person to one or more Legislators or members of legislative staff, whether or not any compensation is paid for the services.

2. The term includes, without limitation, a client that is a government, governmental agency or political subdivision of a government.

Rule No. 35. "Lobbyist" Defined.

1. "Lobbyist" means a person who:

(a) Is required to register as a lobbyist during a regular or special session pursuant to chapter 218H of NRS, regardless of whether the person properly registers or fails to register as a lobbyist as required by that chapter; or

(b) Represents the interests of any lobbying client to a Legislator or a member of legislative staff, regardless of whether such representation occurs during a regular or special session or the interim between sessions and regardless of the location where such representation occurs or the means of communication used to provide such representation.

2. The term does not include a person who is excluded from the term "lobbyist" as defined in NRS 218H.080.

Rule No. 36. "Member of Legislative Staff" Defined.

1. "Member of legislative staff" means any member of a Legislator's staff or any officer, employee, assistant or other person employed with reference to the legislative duties of a Legislator or the Legislative Branch, regardless of whether they are paid or otherwise compensated to serve in their positions.

2. The term includes, without limitation, any officers, employees, attaches, interns or other staff of:

- (a) The Legislature or either House;
- (b) Any legislative committee;
- (c) Any legislative office or caucus;
- (d) Any division of the Legislative Counsel Bureau; or
- (e) Any other agency, body, office, organization or unit of the Legislative Branch.

Rule No. 37. Ethical Standards; Prohibited Conduct.

1. The people of the State of Nevada have the right to expect and demand that each Legislator, member of legislative staff or lobbyist adheres to the highest standards of ethical behavior founded upon principles of dignity, decorum, civility and respect because such ethical standards are essential to ensure and enhance the people's faith, trust and confidence in the integrity of the legislative process.

2. Each Legislator, member of legislative staff or lobbyist has a solemn and unerring responsibility and duty to do everything in his or her power to:

- (a) Behave properly, appropriately and honorably with each other and with members of the public who participate in the legislative process; and
- (b) Encourage, promote and secure an atmosphere in which ethical behavior is the highest priority and is practiced unceasingly and without fail.

3. Each Legislator, member of legislative staff or lobbyist shall not engage in or attempt, offer, or agree to engage in, or assist or induce another person to engage in:

- (a) Any conduct that creates the appearance of impropriety; or
- (b) Any improper, inappropriate or dishonorable conduct that is unbecoming to the legislative process or is inconsistent with or undermines the people's faith, trust and confidence in the integrity of the legislative process.

4. The conduct prohibited by this Rule includes, without limitation, any conduct that:

- (a) Is intended to threaten, harass, intimidate or improperly influence another person who is participating in the legislative process.
- (b) Creates a hostile work environment for another person who is participating in the legislative process.
- (c) Causes harm or serious emotional distress, or the reasonable apprehension thereof, to another person who is participating in the legislative process.
- (d) Involves impolite, disrespectful or disorderly behavior that results in unreasonable or harmful interference with another person who is participating in the legislative process.
- (e) Involves false or misleading accusations or allegations against another person who is participating in the legislative process.
- (f) Involves dishonesty, fraud, deceit or misrepresentation.
- (g) Is intended to assist or induce another person to violate or attempt to violate the Legislative Code of Ethical Standards.

Rule No. 38. Complaints.

1. A person may file a complaint alleging a breach of the Legislative Code of Ethical Standards in accordance with the Standing Rules of each House, except that a person may not file a complaint alleging the same or substantially similar conduct with more than one House.

2. If the complaint alleges an ethical breach by or against a Legislator or the ethical breach otherwise involves a particular Legislator, the complaint must be filed with the Legislator's

House, even if the complaint also alleges an ethical breach by or against a member of legislative staff or a lobbyist.

Rule No. 39. Authority of Senate and Assembly to Adopt Ethical Standards and Prohibit and Sanction Ethical Breaches.

1. The Senate and Assembly hereby find and declare that:

(a) Section 6 of Article 4 of the Nevada Constitution invests each House with plenary and exclusive constitutional powers to govern, control and regulate its membership and its internal organization, affairs and management, expressly providing that: "Each House shall judge of the qualifications, elections and returns of its own members, choose its own officers (except the President of the Senate), determine the rules of its proceedings and may punish its members for disorderly conduct, and with the concurrence of two thirds of all the members elected, expel a member." (Heller v. Legislature, 120 Nev. 456 (2004); Commission on Ethics v. Hardy, 125 Nev. 285 (2009); Mason's Manual of Legislative Procedure §§ 2-3 and 560-564 (2010) (Mason's Manual))

(b) Section 7 of Article 4 of the Nevada Constitution invests each House with plenary and exclusive constitutional powers to govern, control and regulate any person who is not a member but who is guilty of disrespect to the House by disorderly or contemptuous behavior in its presence, and each House also has inherent powers, according to the common parliamentary law, to prohibit and sanction all offensive behavior committed against it by any person who is not a member. (Mason's Manual §§ 805-806; Luther S. Cushing, Elements of the Law & Practice of Legislative Assemblies §§ 690-695 (1856) (Cushing's Legislative Assemblies))

(c) In addition to its other powers, each House possesses certain inherent powers of institutional self-protection and self-preservation to govern, control and regulate its membership and its internal organization, affairs and management. (In re Chapman, 166 U.S. 661, 668 (1897); Mason's Manual § 2; Cushing's Legislative Assemblies § 533)

(d) The inherent powers of each House are considered "so essential to the authority of a legislative assembly, that it cannot well exist without them; and they are consequently entitled to be regarded as belonging to every such assembly as a necessary incident." (Cushing's Legislative Assemblies § 533)

(e) The inherent powers of each House authorize it to take all necessary and proper institutional actions that are "recognized by the common parliamentary law." (Cushing's Legislative Assemblies § 684)

(f) Thus, it is well established that each House is "vested with all the powers and privileges which are necessary and incidental to a free and unobstructed exercise of its appropriate functions. These powers and privileges are derived not from the Constitution; on the contrary, they arise from the very creation of a legislative body, and are founded upon the principle of self-preservation." (Ex parte McCarthy, 29 Cal. 395, 403 (1866))

2. The Senate and Assembly hereby exercise their constitutional and inherent powers and privileges and adopt the Legislative Code of Ethical Standards in the Joint Standing Rules to:

(a) Establish ethical standards to regulate the behavior and conduct of persons who participate in the legislative process; and

(b) Prohibit and sanction ethical breaches.

#### CONTINUATION OF RULES

Rule No. 40. Continuation of Joint Standing Rules During the Interim Between Regular Sessions.

The Joint Standing Rules set forth herein shall remain in full force and effect throughout the interim between regular sessions of the Legislature and until new Joint Standing Rules of the Senate and Assembly are adopted as part of the organization of a newly-constituted Legislature at the commencement of a session, unless a conflict exists with a rule adopted by the Senate and Assembly for a special session occurring between regular sessions.

Senator Atkinson moved the adoption of the resolution.

Remarks by Senator Atkinson.

Assembly Concurrent Resolution No. 1 makes the following changes to the 2019 Joint Standing Rules: Rule No. 12 is revised to reflect the current practice of depositing the standing

committee records with the Research Library instead of the Director of the Legal Counsel Bureau; Rule No. 13, 13.1, 13.2 and 13.3 have been removed from the rules; Rule 14.2 is revised to require Bill Draft Requests (BDRs) designated for pre-filing to be introduced on or before the 15<sup>th</sup> day instead of the 8<sup>th</sup> calendar day; Rule 14.5 is revised so that a request for a waiver from certain BDR-related deadlines by a committee no longer requires approval of a majority of the Committee before it is submitted to the Majority Leader and Speaker; Rule 17 is revised to reflect the accurate date, as indicated on the 120-day calendar, that the money committees must start resolving budget differences; Rule 20 is revised to clarify that the Anti-Harassment Policy does not create a private right of action; Rule 20.5 is revised to require the Legislative Counsel be informed upon receipt of a complaint filed by or relating to a lobbyist alleging harassment unless the Legislative Counsel is the subject of the complaint and to clarify that the Anti-Harassment Policy does not create a private right of action; Rule 30 is revised to move the statement indicating that the Legislative Code of Ethical Standards is effective during the Interim, as well as the Session; Rule 40, which provides for the continuation of all the Senate Standing Rules during the Interim between Sessions. The rule is also revised to add a new subsection 4 to provide that the Legislative Code of Ethical Standards does not create a private right of action or enforceable legal rights in any person; Rule 32 is revised to make a "clean-up change" to change a reference from "sections" to "rules;" Rule 37 is revised to change "agree" to "agree to engage" to more accurately describe the prohibited conduct, and Rule 40 is added to specifically provide that the Joint Standing Rules remain in full force and effect throughout the Interim until new rules are adopted for the next Session, unless a conflict exists with a rule adopted for a Special Session.

Resolution adopted.

Resolution ordered transmitted to the Assembly.

Assembly Concurrent Resolution No. 2—Authorizing additional reimbursement for travel in certain circumstances.

Senator Atkinson moved the adoption of the resolution.

Remarks by Senator Atkinson.

This resolution requires additional reimbursement for any amount a Legislator is required to pay for travel that exceeds the amount authorized by the provisions pursuant to NRS 218a.645 up to a maximum amount of \$5,000 per Legislator. This is for reimbursement only.

Resolution adopted.

Resolution ordered transmitted to the Assembly.

Madam President announced that the following Standing Committees have been appointed, the first-named Senator being the Chair and the second-named Senator being the Vice Chair.

COMMERCE AND LABOR—

Senators Spearman, Atkinson, Cannizzaro, Ohrenschall, Brooks, Hardy, Settlemeyer, Seevers Gansert.

EDUCATION—

Senators Denis, Woodhouse, Dondero Loop, Harris, Hammond, Hansen, Pickard.

FINANCE—

Senators Woodhouse, Parks, Denis, Atkinson, Cancela, Settlemeyer, Kieckhefer, Goicoechea.

GOVERNMENT AFFAIRS—

Senators Parks, Scheible, Ratti, Kieckhefer, Goicoechea.

GROWTH AND INFRASTRUCTURE—

Senators Cancela, Brooks, Denis, Atkinson, Spearman, Hardy, Settlemeyer, Hammond.

HEALTH AND HUMAN SERVICES—

Senators Ratti, Spearman, Woodhouse, Hardy, Hammond.

## JUDICIARY—

Senators Cannizzaro, Harris, Ohrenschall, Dondero Loop, Scheible, Hammond, Hansen, Pickard.

## LEGISLATIVE OPERATIONS AND ELECTIONS—

Senators Ohrenschall, Cannizzaro, Cancela, Seevers Gansert, Pickard.

## NATURAL RESOURCES—

Senators Scheible, Brooks, Harris, Goicoechea, Hansen.

## REVENUE AND ECONOMIC DEVELOPMENT

Senators Dondero Loop, Ratti, Parks, Kieckhefer, Seevers Gansert.

Senator Atkinson gave notice, per Senate Standing Rule No. 91, that on the next legislative day, the Senate would dispense with reading the Senate Journal on a daily basis and dispense with the reading of bill and resolution histories for the remainder of the 80th Legislative Session.

## REMARKS FROM THE FLOOR

## Remarks by Senator Atkinson.

As in past Legislative Sessions, all memorial resolutions will list all Senators' names. If you have an objection to having your name on a memorial resolution, please notify the Front Desk staff at least one day before the resolution is introduced. Memorial resolutions are listed on the Announcement Sheet in today's Agenda and will be available to you daily at your Chamber desk.

Also, per Standing Rule No. 10, the Senate will convene promptly at 11:00 a.m. each Legislative Day. The bell will ring 10 minutes prior to our daily start.

## GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Atkinson, the privilege of the floor of the Senate Chamber for this day was extended to Bernice Atkinson, Haley Atkinson, Sherwood Atkinson, Devin Bowens, Beverly Campbell, Chris Chickly, Lovely Chickly and Attorney General Aaron Ford.

On request of Senator Brooks, the privilege of the floor of the Senate Chamber for this day was extended to Cindy Brooks, Allen White, Hank White, Michelle White and Patty White.

On request of Senator Cannizzaro, the privilege of the floor of the Senate Chamber for this day was extended to Nathan Rang.

On request of Senator Denis, the privilege of the floor of the Senate Chamber for this day was extended to, Steven Conger, Catherine Denis, Dallin Denis, Denae Denis, Dustin Denis, Keaton Denis, Lennon Denis, Maritza Denis, Susan Denis, Anderson Gale, Diana Gale, Kyle Gale and Andrew Holbert.

On request of Senator Dondero Loop, the privilege of the floor of the Senate Chamber for this day was extended to Mike Dondero, Molly Dondero, Jim Germain, Mary Germain, Bill Partier, Joan Partier, Amy Pedro, Kensington Pedro, McColgan Pedro and Thomas Pedro.

On request of Senator Goicoechea, the privilege of the floor of the Senate Chamber for this day was extended to Amelia Goicoechea, Glady Goicoechea and Julianna Goicoechea.

On request of Senator Hammond, the privilege of the floor of the Senate Chamber for this day was extended to Zachary Manzi and Clement Zirolì.

On request of Senator Hardy, the privilege of the floor of the Senate Chamber for this day was extended to Jill Hardy.

On request of Senator Harris, the privilege of the floor of the Senate Chamber for this day was extended to Deloris Matthews, Dorothy Muhammad, Lawrence Thomas and Summer Thomas.

On request of Senator Kieckhefer, the privilege of the floor of the Senate Chamber for this day was extended to April Kieckhefer, Aspen Kieckhefer, Austin Kieckhefer, Lincoln Kieckhefer and Lucerne Kieckhefer.

On request of Senator Ohrenschall, the privilege of the floor of the Senate Chamber for this day was extended to Frank Daykin, Tyler Daykin, Genie Ohrenschall Dayken, Rianna Durrett, Luka Ohrenschall, Ren Ohrenschall and Katie Ross.

On request of Senator Pickard, the privilege of the floor of the Senate Chamber for this day was extended to Margaret Pickard.

On request of Senator Scheible, the privilege of the floor of the Senate Chamber for this day was extended to Barbara Ambrose and Meg Wallace.

On request of Senator Spearman, the privilege of the floor of the Senate Chamber for this day was extended to Lucille Aiden, Justin Bell, Jeri Burton, Jo Cato, A'Esha Goins, David Spearman, Gabby Spearman Davis and Marla Turner.

On request of Senator Woodhouse, the privilege of the floor of the Senate Chamber for this day was extended to Mike Schneider and Berdie Woodhouse.

Senator Atkinson moved that the Senate adjourn until Wednesday, February 6, 2019, at 11:00 a.m.

Motion carried.

Senate adjourned at 3:43 p.m.

Approved:

KATE MARSHALL  
*President of the Senate*

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