

NEVADA LEGISLATURE

Eighty-First Session, 2021

ASSEMBLY DAILY JOURNAL

THE THIRTY-SIXTH DAY

CARSON CITY (Monday), March 8, 2021

Assembly called to order at 11:42 a.m.

Mr. Speaker presiding.

Roll called.

All present.

Prayer by the Chaplain, Reverend Sarah Johnson.

Almighty and everlasting God, guide this assembly to be just in purpose, wise in counsel, and unwavering in duty. In the administration of their solemn responsibilities, may they uphold the honor of our nation and state as they secure the welfare and protection of all people. Give those whom we have entrusted with authority the Spirit of Wisdom in all things, so there may be peace and justice throughout the land. Holy One, You show us the splendor of diversity and the beauty of unity in Your own divine life. Make us, who come from many places with multiple languages, a united people who delight in Your many different gifts. In all things merciful God hear our prayer.

AMEN.

Pledge of allegiance to the Flag.

Assemblywoman Benitez-Thompson moved that further reading of the Journal be dispensed with and the Speaker and Chief Clerk be authorized to make the necessary corrections and additions.

Motion carried.

MOTIONS, RESOLUTIONS AND NOTICES

By Assemblymen Bilbray-Axelrod, Peters, Anderson, Benitez-Thompson, Brown-May, Carlton, Considine, Duran, Flores, Frierson, González, Gorelow, Kasama, Krasner, Martinez, Marzola, C.H. Miller, Nguyen, O'Neill, Orentlicher, Summers-Armstrong, Thomas, Torres, Watts and Yeager; Senators Brooks, Ohrenschall, Buck, Denis, Donate, Harris, Lange, Ratti, Scheible and SeEVERS Gansert:

Assembly Joint Resolution No. 7—Urging the Congress of the United States to pass the National Infrastructure Bank Act of 2020.

Assemblywoman Monroe-Moreno moved that the resolution be referred to the Committee on Growth and Infrastructure.

Motion carried.

By Assemblymen Peters and Watts:

Assembly Concurrent Resolution No. 3—Requiring the Legislative Commission to appoint an interim committee to conduct a study concerning environmental justice.

Assemblywoman Brittney Miller moved that the resolution be referred to the Committee on Legislative Operations and Elections.

Motion carried.

NOTICE OF EXEMPTION

March 5, 2021

The Fiscal Analysis Division, pursuant to Joint Standing Rule 14.6, has determined the eligibility for exemption of: Assembly Bill No. 199.

SARAH COFFMAN
Fiscal Analysis Division

March 8, 2021

The Fiscal Analysis Division, pursuant to Joint Standing Rule 14.6, has determined the eligibility for exemption of: Assembly Bills Nos. 121 and 124.

SARAH COFFMAN
Fiscal Analysis Division

INTRODUCTION, FIRST READING AND REFERENCE

By Assemblymen González, Yeager, Flores, Anderson, Bilbray-Axelrod, Cohen, Considine, Marzola, Brittney Miller, C.H. Miller, Nguyen, Orentlicher, Peters, Summers-Armstrong, Thomas, Torres and Watts; Senators Donate, Harris and Ohrenschall:

Assembly Bill No. 201—AN ACT relating to criminal procedure; requiring each office of a prosecuting attorney to maintain certain records relating to informants; requiring a prosecuting attorney to make certain disclosures to the defense relating to informants; requiring a court to instruct jurors to consider certain information relating to informants; requiring the victim of a crime perpetrated by an informant to be informed of any leniency provided to the informant in exchange for his or her testimony or information; and providing other matters properly relating thereto.

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

Motion carried.

By Assemblyman Yeager:

Assembly Bill No. 202—AN ACT relating to gaming; revising provisions relating to the registration of a qualified organization to operate a charitable lottery or charitable game; and providing other matters properly relating thereto.

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

Motion carried.

By Assemblymen Kasama, Titus, Leavitt, Wheeler, Dickman, Ellison, Hafen, Hansen, Hardy, Krasner, Matthews, McArthur, O'Neill and Roberts; Senators Buck and Hammond:

Assembly Bill No. 203—AN ACT relating to property; providing that the authority of certain courts to grant a stay in certain proceedings concerning evictions expires on May 31, 2021; and providing other matters properly relating thereto.

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

Motion carried.

By Assemblymen Kasama, O'Neill and Hardy; Senator Hammond:

Assembly Bill No. 204—AN ACT relating to economic development; moving the Office of Workforce Innovation into the Office of Economic Development within the Office of the Governor; renaming the Office and revising provisions relating to its administration; authorizing certain businesses to apply to the Office of Economic Development for an allocation, grant or loan of money to defray the costs of an internal program of workforce development; making an appropriation; and providing other matters properly relating thereto.

Assemblywoman Cohen moved that the bill be referred to the Committee on Revenue.

Motion carried.

By Assemblywomen Cohen, Bilbray-Axelrod and Nguyen:

Assembly Bill No. 205—AN ACT relating to controlled substances; authorizing certain health care professionals to issue an order for an opioid antagonist to a public or private school; authorizing public and private schools to obtain and maintain opioid antagonists under certain conditions; providing immunity to certain persons for acts or omissions relating to the acquisition, possession, provision or administration of auto-injectable epinephrine or opioid antagonists in certain circumstances; and providing other matters properly relating thereto.

Assemblywoman Nguyen moved that the bill be referred to the Committee on Health and Human Services.

Motion carried.

By Assemblymen Leavitt, Titus, Flores, Marzola, Orentlicher, Roberts, Summers-Armstrong and Tolles:

Assembly Bill No. 206—AN ACT relating to education; requiring that certain pupils enrolled full-time in a program of distance education be included in the count of pupils for apportionment purposes; providing

that certain pupils whose parents or guardians are members of the Armed Forces of the United States are eligible to enroll in a program of distance education; and providing other matters properly relating thereto.

Assemblywoman Bilbray-Axelrod moved that the bill be referred to the Committee on Education.

Motion carried.

By Assemblymen Watts, Anderson, Flores, González, Nguyen and Peters:

Assembly Bill No. 207—AN ACT relating to public accommodations; expanding the definition of “place of public accommodation” to include a business which offers goods or services to the general public in this State through an Internet website, mobile application or other electronic medium, regardless of whether or not the business is operated from a physical location; exempting certain online forums from the applicability of provisions governing places of public accommodation; and providing other matters properly relating thereto.

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

Motion carried.

By Assemblymen Leavitt, Titus, Flores, Hafen, Hardy, Kasama and C.H. Miller; Senator Hardy:

Assembly Bill No. 208—AN ACT relating to education; authorizing a trade or professional association or labor union to collaborate with a school district or public school to offer certain training; establishing certain qualifications for a person who wishes to receive an endorsement to teach career and technical education; and providing other matters properly relating thereto.

Assemblywoman Bilbray-Axelrod moved that the bill be referred to the Committee on Education.

Motion carried.

By Assemblywomen Martinez and Gorelow:

Assembly Bill No. 209—AN ACT relating to animals; prohibiting a person from removing or disabling the claws of a cat by performing certain procedures except if necessary to address the physical medical condition of the cat; prohibiting the removal or disabling of the claws of a cat for cosmetic, aesthetic or convenience reasons; requiring licensed veterinarians to submit certain statements regarding removing or disabling the claws of a cat; imposing civil penalties and providing other matters properly relating thereto.

Assemblyman Watts moved that the bill be referred to the Committee on Natural Resources.

Motion carried.

By Assemblyman Yeager:

Assembly Bill No. 210—AN ACT relating to chiropractic; requiring a business entity that provides chiropractic services to register with the Chiropractic Physicians' Board of Nevada; establishing certain duties of a registrant; revising terminology used to refer to a person who provides chiropractic services; revising certain qualifications of an applicant for a license to engage in the practice of chiropractic; authorizing a chiropractic physician to recommend, dispense or administer certain drugs and devices; creating a privilege for confidential communication between a patient and a chiropractic physician; providing a penalty; and providing other matters properly relating thereto.

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

Motion carried.

SECOND READING AND AMENDMENT

Assembly Bill No. 16.

Bill read second time and ordered to third reading.

Assembly Bill No. 26.

Bill read second time and ordered to third reading.

Assembly Bill No. 35.

Bill read second time and ordered to third reading.

Assembly Bill No. 62.

Bill read second time and ordered to third reading.

Assembly Bill No. 74.

Bill read second time and ordered to third reading.

GENERAL FILE AND THIRD READING

Assembly Bill No. 91.

Bill read third time.

Remarks by Assemblywomen Marzola, Titus, Benitez-Thompson, and Jauregui.

ASSEMBLYWOMAN MARZOLA:

Assembly Bill 91 requires that at least one of the members of the State Board of Nursing must be a licensed advanced practice registered nurse. The member representing the interests of persons or agencies that regularly provide health care to patients who are indigent, uninsured, or unable to afford health care must be a licensed registered nurse. The measure removes the limitation on the number of consecutive terms a member of the Board may serve.

ASSEMBLYWOMAN TITUS:

Point of clarification, if I might ask the bill sponsor or the bill presenter, regarding the removal of term limits of members of the Board.

ASSEMBLYWOMAN BENITEZ-THOMPSON:

I am happy to provide clarification. I believe your question is specific to, Will there still be a function of term limits in place or does the bill completely strike term limits? Is that correct?

ASSEMBLYWOMAN TITUS:

Yes. My concern with this bill is that if a person can serve more than two consecutive terms or come back and serve a term again, they can be unduly influencing over the Board for an extended period of time.

ASSEMBLYWOMAN BENITEZ-THOMPSON:

Last session we had an omnibus bill that brought term limit provisions into a consistent, standardized length for all boards. In removing this language in this bill, it just defaults to those specific standards that will be in place for the entire chapter, versus this particular board having term limits that are set apart and different than other boards.

ASSEMBLYWOMAN TITUS:

Can we clarify what those term limits are?

ASSEMBLYWOMAN BENITEZ-THOMPSON:

Because I did not serve on the committee, I did not sit through those comments and hearings on the bill last session, so I cannot accurately state in a legal manner. But they do exist. We are not stripping this.

In the hearing on the Board, which all Commerce and Labor Committee members sat through and where they had an opportunity to ask questions, we did have the Board testify on the record that in striking this there was consideration by the Board as to the history of how this got here. As far as they knew, this was boilerplate language when the boards were established thirty-odd years ago. This would in no way negatively impact its current members and they were absolutely fine as a Board with being in standard conformity with other boards going forward.

ASSEMBLYWOMAN JAUREGUI:

The Majority Leader was referencing NRS 622.207 which imposes a limitation of 12 years on the terms of service of members on certain regulatory boards including the State Board of Nursing.

Roll call on Assembly Bill No. 91:

YEAS—42.

NAYS—None.

Assembly Bill No. 91 having received a constitutional majority, Mr. Speaker declared it passed.

Bill ordered transmitted to the Senate.

REMARKS FROM THE FLOOR

Assemblywoman Benitez-Thompson moved that the Assembly adjourn until Tuesday, March 9, 2021, at 11:30 a.m.

Motion carried.

Assembly adjourned at 12:07 p.m.

Approved:

JASON FRIERSON
Speaker of the Assembly

Attest: SUSAN FURLONG

Chief Clerk of the Assembly