

# NEVADA LEGISLATURE

Eighty-First Session, 2021

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## ASSEMBLY DAILY JOURNAL

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### THE THIRTY-SEVENTH DAY

CARSON CITY (Tuesday), March 9, 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 Creator, we lift before You all who govern this beautiful state of Nevada, from our state and county government to those who serve their cities and tribes. May all those who hold power understand that it is a trust from You to be used, not for their personal glory or profit, but for the service of their neighbor. Drive from us cynicism, selfishness, and corruption; grant in your mercy an honest and just government; and give us grace to live together in unity and peace.

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.

### MESSAGES FROM THE SENATE

SENATE CHAMBER, Carson City, March 8, 2021

*To the Honorable the Assembly:*

I have the honor to inform your honorable body that the Senate on this day passed Senate Bills Nos. 37, 46.

Also, I have the honor to inform your honorable body that the Senate on this day adopted Senate Concurrent Resolution No. 2.

SHERRY RODRIGUEZ  
*Assistant Secretary of the Senate*

### MOTIONS, RESOLUTIONS AND NOTICES

By Assemblymen Krasner, Matthews and Torres; Senator Settelmeyer:  
Assembly Concurrent Resolution No. 4—Directing the Legislative Commission to appoint a committee to conduct an interim study on general improvement districts.

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

Motion carried.

Senate Concurrent Resolution No. 2.

Assemblywoman Benitez-Thompson moved the adoption of the resolution.

Resolution adopted.

NOTICE OF EXEMPTION

March 9, 2021

The Fiscal Analysis Division, pursuant to Joint Standing Rule 14.6, has determined the eligibility for exemption of: Assembly Bills Nos. 108, 120, 137, 167, 170, 189, 191, 204 and 206.

SARAH COFFMAN  
*Fiscal Analysis Division*

INTRODUCTION, FIRST READING AND REFERENCE

By Assemblywoman Jauregui:

Assembly Bill No. 211—AN ACT relating to wildlife; requiring, with certain exceptions, the Department of Wildlife to submit comments on the potential impacts to wildlife and wildlife habitat of a proposed subdivision of land; and providing other matters properly relating thereto.

Assemblyman Flores moved that the bill be referred to the Committee on Government Affairs.

Motion carried.

By Assemblymen Anderson, Considine, Brown-May, Flores, Yeager, Cohen, Duran, González, Marzola, Brittney Miller, C.H. Miller, Nguyen, Orentlicher, Peters, Thomas, Torres and Watts:

Assembly Bill No. 212—AN ACT relating to interpreters; revising and expanding the membership of the committee to advise the Court Administrator regarding adoption of regulations relating to the certification or registration of court interpreters for certain persons; requiring the committee to submit an annual report to the Chief Justice of the Nevada Supreme Court and make the report available to the public; and providing other matters properly relating thereto.

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

Motion carried.

By Assemblymen Flores, Marzola, Torres and Duran:

Assembly Bill No. 213—AN ACT relating to education; prohibiting the Board of Regents of the University of Nevada from fixing a tuition charge against certain students; providing that a student does not have to certify his or her citizenship or immigration status or complete the Free Application for Federal Student Aid to receive certain scholarships or

grants; prohibiting certain college tuition and savings programs from excluding persons based solely on the citizenship or immigration status of the person or his or her family; and providing other matters properly relating thereto.

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

Motion carried.

By Assemblywoman Considine:

Assembly Bill No. 214—AN ACT relating to sexual assault; revising the definition of sexual assault by replacing gendered language with gender-neutral language; and providing other matters properly relating thereto.

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

Motion carried.

By Assemblymen Considine, O'Neill, Anderson, Brown-May, Duran, González, Martinez, Torres and Yeager:

Assembly Bill No. 215—AN ACT relating to education; requiring the Department of Education to adopt regulations relating to the eligibility of certain persons to enroll in courses for an adult to earn a high school diploma; and providing other matters properly relating thereto.

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

Motion carried.

By the Committee on Health and Human Services:

Assembly Bill No. 216—AN ACT relating to Medicaid; requiring the State Plan for Medicaid to include coverage for certain cognitive assessment and care planning services; 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 the Committee on Health and Human Services:

Assembly Bill No. 217—AN ACT relating to health care; requiring the State Board of Health to adopt regulations requiring unlicensed caregivers at designated facilities to receive certain training; requiring the person in charge of such a facility to perform certain duties related to such training; 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 Assemblywoman Titus:

Assembly Bill No. 218—AN ACT relating to public office; authorizing a sheriff or constable to campaign for reelection to office wearing the physical accouterments of the office; and providing other matters properly relating thereto.

Assemblyman Flores moved that the bill be referred to the Committee on Government Affairs.

Motion carried.

By Assemblyman Yeager:

Assembly Bill No. 219—AN ACT relating to criminal justice; authorizing the sealing of criminal records after a pardon; requiring the sealing of criminal records under certain circumstances; authorizing the appeal of certain petitions to seal criminal records; and providing other matters properly relating thereto.

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

Motion carried.

By Assemblymen Frierson, Yeager, Benitez-Thompson, Bilbray-Axelrod, Cohen, Flores, Jauregui, Brittney Miller, Nguyen and Watts:

Assembly Bill No. 220—AN ACT relating to peace officers; requiring each law enforcement agency to adopt a written policy establishing standards of conduct for the use of mobile devices by peace officers employed by the law enforcement agency; and providing other matters properly relating thereto.

Assemblyman Flores moved that the bill be referred to the Committee on Government Affairs.

Motion carried.

By Assemblymen Torres, Watts, Peters, Considine and Duran:

Assembly Bill No. 221—AN ACT relating to trade practices; requiring certain manufacturers of certain digital electronic equipment to make certain documentation, parts and tools available to owners of such equipment and to certain providers of services related to the diagnosis, maintenance and repair of such equipment; prescribing the costs and terms under which such documentation, parts and tools are required to be made available; providing that a violation of provisions relating to the availability of such documentation, parts and tools is a deceptive trade practice; providing certain exemptions; providing penalties; and providing other matters properly relating thereto.

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

Motion carried.

Senate Bill No. 37.

Assemblyman Flores moved that the bill be referred to the Committee on Government Affairs.

Motion carried.

Senate Bill No. 46.

Assemblyman Flores moved that the bill be referred to the Committee on Government Affairs.

Motion carried.

GENERAL FILE AND THIRD READING

Assembly Bill No. 16.

Bill read third time.

Remarks by Assemblywoman Peters.

ASSEMBLYWOMAN PETERS:

Assembly Bill 16 prohibits the State Registrar and any person or governmental organization from charging a fee for the issuance of a certified or official copy of a birth certificate or record of birth to a person who submits documentation from the Department of Corrections that the person is currently imprisoned.

Roll call on Assembly Bill No. 16:

YEAS—42.

NAYS—None.

Assembly Bill No. 16 having received a constitutional majority, Mr. Speaker declared it passed.

Bill ordered transmitted to the Senate.

Assembly Bill No. 26.

Bill read third time.

Remarks by Assemblyman Hafen.

ASSEMBLYMAN HAFEN:

Assembly Bill 26 clarifies that the annual report regarding the Fund for Energy Assistance and Conservation prepared by the Division of Welfare and Supportive Services of the Department of Health and Human Services must specify the amount of money in the Fund that one, has been allocated to and received by the Division on or before June 30 of all preceding fiscal years and, two, remains unspent and unencumbered as of December 31 of the fiscal year in which the report is being made. This bill also clarifies that the Division may be required to distribute to the Housing Division of the Department of Business and Industry a certain percentage of money which was allocated to and received by the Division on or before June 30 of all preceding fiscal years and remains unspent and unencumbered as of December 31 of the current fiscal year. This bill is effective upon passage and approval.

Roll call on Assembly Bill No. 26:

YEAS—42.

NAYS—None.

Assembly Bill No. 26 having received a constitutional majority, Mr. Speaker declared it passed.

Bill ordered transmitted to the Senate.

Assembly Bill No. 35.

Bill read third time.

Remarks by Assemblywoman Gorelow.

ASSEMBLYWOMAN GORELOW:

Assembly Bill 35 consolidates two financial assistance programs for senior citizens and persons with disabilities, financed by the Fund for a Healthy Nevada, into a single program. This bill also revises eligibility requirements for the consolidated program and makes various conforming changes. Under the consolidated program, a person is eligible to receive assistance with prescription drug costs, pharmaceutical services, and certain other services if he or she is a state resident, meets certain requirements prescribed by regulation of the Department of Health and Human Services, and is 60 years of age or older or has a physical or intellectual disability or a related condition.

Roll call on Assembly Bill No. 35:

YEAS—39.

NAYS—Black, Ellison, Wheeler—3.

Assembly Bill No. 35 having received a constitutional majority, Mr. Speaker declared it passed.

Bill ordered transmitted to the Senate.

Assembly Bill No. 62.

Bill read third time.

Roll call on Assembly Bill No. 62:

YEAS—42.

NAYS—None.

Assembly Bill No. 62 having received a constitutional majority, Mr. Speaker declared it passed.

Bill ordered transmitted to the Senate.

Assembly Bill No. 74.

Bill read third time.

Remarks by Assemblywoman Anderson.

ASSEMBLYWOMAN ANDERSON:

Assembly Bill 74 requires that sellers of restricted-use pesticides maintain records of the distribution of those pesticides, in addition to sales records. Also, the sales and distribution records must be maintained in accordance with federal recordkeeping requirements for state certification plans. This bill is effective upon passage and approval.

Roll call on Assembly Bill No. 74:

YEAS—42.

NAYS—None.

Assembly Bill No. 74 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 Wednesday, March 10, 2021, at 11:30 a.m.

Motion carried.

Assembly adjourned at 12:03 p.m.

Approved:

JASON FRIERSON  
*Speaker of the Assembly*

Attest: SUSAN FURLONG  
*Chief Clerk of the Assembly*