

NEVADA LEGISLATURE

Eighty-First Session, 2021

ASSEMBLY DAILY JOURNAL

THE SIXTY-SEVENTH DAY

CARSON CITY (Thursday), April 8, 2021

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

Mr. Speaker presiding.

Roll called.

All present.

Prayer by the Chaplain, Imam Abdel Aziz.

In the name of God, the most gracious, most merciful, most kind to His creation. He says when my servant asks about Me, I am indeed close and listen to the prayers of every supplicant when he calls upon Me. We pray to God for these dedicated elected officials, grant them wisdom to make decisions wisely with respect for each other's points of view. Help them overcome obstacles with Your mercy and guidance and give them the willpower to work together for the best interests of Nevadans.

AMEN.

Pledge of allegiance to the Flag.

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

Motion carried.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Commerce and Labor, to which was referred Assembly Bill No. 308, has had the same under consideration, and begs leave to report the same back with the recommendation: Do pass.

SANDRA JAUREGUI, *Chair*

Mr. Speaker:

Your Committee on Education, to which was referred Assembly Bill No. 206, has had the same under consideration, and begs leave to report the same back with the recommendation: Do pass.

SHANNON BILBRAY-AXELROD, *Chair*

Mr. Speaker:

Your Committee on Government Affairs, to which were referred Assembly Bills Nos. 14, 21, 111, has had the same under consideration, and begs leave to report the same back with the recommendation: Amend, and do pass as amended.

EDGAR FLORES, *Chair*

Mr. Speaker:

Your Committee on Growth and Infrastructure, to which were referred Assembly Bill No. 118; Assembly Joint Resolution No. 7, has had the same under consideration, and begs leave to report the same back with the recommendation: Amend, and do pass as amended.

DANIELE MONROE-MORENO, *Chair*

Mr. Speaker:

Your Committee on Health and Human Services, to which was referred Assembly Bill No. 138, has had the same under consideration, and begs leave to report the same back with the recommendation: Amend, and do pass as amended.

Also, your Committee on Health and Human Services, to which was referred Assembly Bill No. 189, has had the same under consideration, and begs leave to report the same back with the recommendation: Amend, and do pass as amended.

Also, your Committee on Health and Human Services, to which was referred Assembly Joint Resolution No. 1, has had the same under consideration, and begs leave to report the same back with the recommendation: Amend, and do pass as amended.

ROCHELLE T. NGUYEN, *Chair*

Mr. Speaker:

Your Committee on Judiciary, to which was referred Assembly Bill No. 396, has had the same under consideration, and begs leave to report the same back with the recommendation: Do pass.

Also, your Committee on Judiciary, to which was referred Assembly Bill No. 404, has had the same under consideration, and begs leave to report the same back with the recommendation: Do pass.

Also, your Committee on Judiciary, to which were referred Assembly Bills Nos. 17, 64, 107, 202, has had the same under consideration, and begs leave to report the same back with the recommendation: Amend, and do pass as amended.

Also, your Committee on Judiciary, to which were referred Assembly Bills Nos. 23, 25, 32, 60, 157, 214, has had the same under consideration, and begs leave to report the same back with the recommendation: Amend, and do pass as amended.

STEVE YEAGER, *Chair*

Mr. Speaker:

Your Committee on Legislative Operations and Elections, to which was referred Assembly Bill No. 302, has had the same under consideration, and begs leave to report the same back with the recommendation: Do pass.

Also, your Committee on Legislative Operations and Elections, to which was referred Assembly Bill No. 121, has had the same under consideration, and begs leave to report the same back with the recommendation: Amend, and do pass as amended.

Also, your Committee on Legislative Operations and Elections, to which was referred Assembly Joint Resolution No. 10, has had the same under consideration, and begs leave to report the same back with the recommendation: Amend, and do pass as amended.

BRITTNEY MILLER, *Chair*

Mr. Speaker:

Your Committee on Natural Resources, to which were referred Assembly Bills Nos. 75, 89, has had the same under consideration, and begs leave to report the same back with the recommendation: Amend, and do pass as amended.

HOWARD WATTS, *Chair*

MESSAGES FROM THE SENATE

SENATE CHAMBER, Carson City, April 6, 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. 74, 128, 204, 342; Senate Joint Resolutions Nos. 6, 10.

Also, I have the honor to inform your honorable body that the Senate on this day passed, as amended, Senate Bill No. 47.

SHERRY RODRIGUEZ
Assistant Secretary of the Senate

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

Assembly in recess at 12:19 p.m.

ASSEMBLY IN SESSION

At 12:19 p.m.

Mr. Speaker presiding.

Quorum present.

MOTIONS, RESOLUTIONS AND NOTICES

Assembly Joint Resolution No. 3.

Assemblywoman Brittney Miller moved the adoption of the resolution.

Remarks by Assemblywoman Titus.

ASSEMBLYWOMAN TITUS:

I rise in opposition of Assembly Joint Resolution 3. Assembly Joint Resolution 3 was introduced into the Nevada Legislature expressing the same goal for Nevada's land and water resources equal to an executive order signed by our administration shortly after taking office.

The National Park Service was created in 1916 with the mission:

. . . to conserve the scenery and the natural and historic objects and the wild life therein and to provide for the enjoyment of the same in such manner and by such means as will leave them unimpaired for the enjoyment of future generations.

The National Park Service manages over 80 million acres. The United States Forest Service [USFS] was created in 1905. The top priority of this agency is to maintain and improve the health, diversity, and productivity of the land in its portfolio. The USFS manages about 190 million acres. In 1946, the Bureau of Land Management was created. It oversees the multiple use function of 245 million acres with a mission to sustain the health, diversity, and productivity of public lands. These three agencies are charged with sustaining, maintaining, and preserving over 515 million acres of land—in other words, protecting the land.

Members, there are approximately 674 million acres of land under government authority if you include Indian reservations and military operations. They are theoretically protected by the United States. In total, there are 1.9 billion acres of land in the United States. Therefore, 35 percent of land is already under government control.

I would argue that it all depends on how "protection" is defined to determine whether we have already reached the "30 by 30" goal. Tellingly, neither the executive order nor AJR 3 defines "protection," which leaves open a great subjective debate. The fundamental issue is what needs protection and what has already been protected.

Every school child in Nevada knows that 80 percent of our land is controlled by the federal government. There are 70 million acres of land within our borders. This means 56 million acres are already controlled by the government and not in private hands. Assuming you can do the math, we have well over 30 percent of our land already protected by the government. Are these acres

part of the 30 percent? Who is going to calculate that? What lands are going to be taken into consideration?

The President's order directs federal agencies to designate land for protection but it is unclear what land they are talking about. Is 30 by 30 a catchy political slogan or is it a real goal? If so, how do you square the goal with the reality of land protection that I have already outlined? Or is it a well-disguised plot to grab more private property for public use? I urge everybody to vote no on Assembly Joint Resolution 3.

Resolution adopted.

Senate Joint Resolution No. 6.

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

Motion carried.

Senate Joint Resolution No. 10.

Assemblywoman Benitez-Thompson moved that the resolution be referred to the Committee on Natural Resources.

Motion carried.

NOTICE OF EXEMPTION

April 6, 2021

The Fiscal Analysis Division, pursuant to Joint Standing Rule 14.6, has determined the eligibility for exemption of: Assembly Bill No. 358.

SARAH COFFMAN
Fiscal Analysis Division

INTRODUCTION, FIRST READING AND REFERENCE

By the Committee on Education:

Assembly Bill No. 450—AN ACT relating to workforce development; directing the Governor of the State of Nevada to appoint a committee to conduct an interim study concerning opportunities to align workforce training and programs offered by community colleges in this State; and providing other matters properly relating thereto.

Assemblywoman Benitez-Thompson moved that the bill be referred to the Committee on Education.

Motion carried.

By the Committee on Ways and Means:

Assembly Bill No. 451—AN ACT making an appropriation to the Office of the Secretary of State for the replacement of computer hardware and software; and providing other matters properly relating thereto.

Assemblywoman Benitez-Thompson moved that the bill be referred to the Committee on Ways and Means.

Motion carried.

By the Committee on Ways and Means:

Assembly Bill No. 452—AN ACT relating to environmental protection; requiring certain agencies and entities to submit information to the State

Department of Conservation and Natural Resources for purposes of the annual report that the Department is required to prepare on greenhouse gases; authorizing money in the Account for the Management of Air Quality to be expended to pay the costs of preparing the annual report on greenhouse gases; requiring a transfer of certain money from the Fund for Cleaning Up Discharges of Petroleum to the Account for the Management of Air Quality; and providing other matters properly relating thereto.

Assemblywoman Benitez-Thompson moved that the bill be referred to the Committee on Ways and Means.

Motion carried.

By the Committee on Ways and Means:

Assembly Bill No. 453—AN ACT making an appropriation to the Account for Pensions for Silicosis, Diseases Related to Asbestos and Other Disabilities; and providing other matters properly relating thereto.

Assemblywoman Benitez-Thompson moved that the bill be referred to the Committee on Ways and Means.

Motion carried.

By the Committee on Ways and Means:

Assembly Bill No. 454—AN ACT making an appropriation to the Nevada Promise Scholarship Account to support the Nevada Promise Scholarship Program; and providing other matters properly relating thereto.

Assemblywoman Benitez-Thompson moved that the bill be referred to the Committee on Ways and Means.

Motion carried.

By the Committee on Ways and Means:

Assembly Bill No. 455—AN ACT making an appropriation to the Office of the State Controller for the replacement of printers; and providing other matters properly relating thereto.

Assemblywoman Benitez-Thompson moved that the bill be referred to the Committee on Ways and Means.

Motion carried.

By the Committee on Ways and Means:

Assembly Bill No. 456—AN ACT making an appropriation to the Aging and Disability Services Division of the Department of Health and Human Services for pavement maintenance at the Jones campus of the Desert Regional Center; and providing other matters properly relating thereto.

Assemblywoman Benitez-Thompson moved that the bill be referred to the Committee on Ways and Means.

Motion carried.

By the Committee on Ways and Means:

Assembly Bill No. 457—AN ACT making an appropriation to the Division of Forestry of the State Department of Conservation and Natural Resources for deferred maintenance projects; and providing other matters properly relating thereto.

Assemblywoman Benitez-Thompson moved that the bill be referred to the Committee on Ways and Means.

Motion carried.

By the Committee on Ways and Means:

Assembly Bill No. 458—AN ACT making appropriations to the Real Estate Division of the Department of Business and Industry for an upgrade of its licensing software system and the replacement of computer hardware and software; and providing other matters properly relating thereto.

Assemblywoman Benitez-Thompson moved that the bill be referred to the Committee on Ways and Means.

Motion carried.

By the Committee on Ways and Means:

Assembly Bill No. 459—AN ACT relating to workforce development; moving the Office of Workforce Innovation from the Office of the Governor to the Department of Employment, Training and Rehabilitation; providing that the Executive Director of the Office of Workforce Innovation and the State Apprenticeship Director are in the unclassified service of the State; and providing other matters properly relating thereto.

Assemblywoman Benitez-Thompson moved that the bill be referred to the Committee on Ways and Means.

Motion carried.

Senate Bill No. 47.

Assemblywoman Benitez-Thompson moved that the bill be referred to the Committee on Government Affairs.

Motion carried.

Senate Bill No. 74.

Assemblywoman Benitez-Thompson moved that the bill be referred to the Committee on Revenue.

Motion carried.

Senate Bill No. 128.

Assemblywoman Benitez-Thompson moved that the bill be referred to the Committee on Education.

Motion carried.

Senate Bill No. 204.

Assemblywoman Benitez-Thompson moved that the bill be referred to the Committee on Growth and Infrastructure.

Motion carried.

Senate Bill No. 342.

Assemblywoman Benitez-Thompson moved that the bill be referred to the Committee on Education.

Motion carried.

SECOND READING AND AMENDMENT

Assembly Bill No. 84.

Bill read second time and ordered to third reading.

Assembly Bill No. 119.

Bill read second time.

The following amendment was proposed by the Committee on Health and Human Services:

Amendment No. 34.

ASSEMBLYWOMEN THOMAS, MONROE-MORENO, SUMMERS-ARMSTRONG, BRITTNEY MILLER, TITUS; ANDERSON, BENITEZ-THOMPSON, BILBRAY-AXELROD, CARLTON, COHEN, CONSIDINE, GONZÁLEZ, **GORELOW, KRASNER,** MARZOLA, NGUYEN AND PETERS

JOINT SPONSORS: SENATORS NEAL, SCHEIBLE AND D. HARRIS

AN ACT relating to maternal health; revising the duties of the Maternal Mortality Review Committee; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

Existing law establishes the Maternal Mortality Review Committee and requires the Committee to perform certain duties relating to studying and recommending measures to reduce maternal mortality. (NRS 442.751-442.774) This bill requires the Committee, within the limits of available resources, to: (1) ~~collect data to measure~~ **identify and review** disparities in the incidence of maternal mortality ~~and preventable infant death affecting persons of color~~ in this State; and (2) ~~use that data to inform the policies recommended by the Committee; and (3)~~ **include a summary of that data** **those disparities** in the report required by existing law to be submitted to the Director of the Legislative Counsel Bureau for transmittal to each regular session of the Legislature. **This bill also requires the Maternal Mortality Review Committee to collaborate with the Advisory Committee of the Office of Minority Health and Equity of the Department of Health and Human Services in the development of the report.**

THE PEOPLE OF THE STATE OF NEVADA, REPRESENTED IN
SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

Section 1. NRS 442.767 is hereby amended to read as follows:

442.767 1. The Committee shall:

(a) Identify and review each incident of maternal mortality in this State, regardless of the cause of death. Such a review must include, without limitation and to the extent that such records exist, a review of relevant medical records, birth and death certificates, records of an autopsy, records created by a medical facility or provider of emergency medical services, records of a social services agency, mental health records and records of a law enforcement agency described in NRS 442.774.

(b) Use the Maternal Mortality Review Information Application developed by the Centers for Disease Control and Prevention of the United States Department of Health and Human Services or, if that application ceases to exist, a similar application designated by the Director, to conduct reviews pursuant to paragraph (a).

(c) Within the limits of available resources ~~[- review]~~ :

(1) *Review* incidents and trends in severe maternal morbidity in this State.

(2) ~~[- Collect data to measure]~~ *Identify and review disparities in the incidence of maternal mortality and preventable infant deaths affecting persons of color in this State and develop or adopt a method to quantify such data.* ~~[- and develop or adopt a method to quantify such data.]~~ *by analyzing:*

(I) The race, ethnicity and age of mothers who experience maternal mortality;

(II) The geographic region of the residence of mothers who experience maternal mortality; and

(III) Any other variables identified by the Committee.

(d) Based on the reviews conducted ~~[- and data collected]~~ pursuant to paragraphs (a) and (c), develop recommendations to prevent maternal mortality and severe maternal morbidity and disseminate findings and recommendations to providers of health care, medical facilities, other interested persons and entities and the public.

(e) On or before April 1 of each year, compile and publish on an Internet website operated by the Department a report that consists of data concerning maternal mortality and severe maternal morbidity in this State during the immediately preceding year. Such data must be aggregated and presented in a manner that does not allow for the identification of any person.

(f) On or before December 31 of each even-numbered year and in collaboration with the Advisory Committee of the Office of Minority Health and Equity of the Department and the Chief Medical Officer, develop and submit to the Director of the Legislative Counsel Bureau for transmittal to the next regular session of the Legislature a report that includes, without limitation:

(1) A description of the incidents of maternal mortality and severe maternal morbidity reviewed pursuant to ~~[- paragraphs]~~ *paragraph* (a) and *subparagraph (1) of paragraph* (c), respectively, during the immediately

preceding 24 months, provided in a manner that does not allow for the identification of any person;

(2) *A summary of the ~~data collected and quantified~~ disparities identified and reviewed pursuant to subparagraph (2) of paragraph (c);*

(3) Plans for corrective action to reduce maternal mortality and severe maternal morbidity in this State; and

~~{(3)}~~ (4) Recommendations for any legislation or other changes to policy to reduce maternal mortality and severe maternal morbidity or otherwise improve the delivery of health care in this State.

2. **The Advisory Committee of the Office of Minority Health and Equity may not access any information deemed as confidential pursuant to NRS 442.774 while collaborating with the Committee in the development of the report pursuant to paragraph (f) of subsection 1.**

3. As used in this section, “medical facility” has the meaning ascribed to it in NRS 449.0151.

Sec. 2. The provisions of subsection 1 of NRS 218D.380 do not apply to any provision of this act which adds or revises a requirement to submit a report to the Legislature.

Sec. 3. **This act becomes effective upon passage and approval.**

Assemblywoman Nguyen moved the adoption of the amendment.

Remarks by Assemblywoman Nguyen.

Amendment adopted.

Bill ordered reprinted, engrossed and to third reading.

Assembly Bill No. 156.

Bill read second time and ordered to third reading.

Assembly Bill No. 165.

Bill read second time and ordered to third reading.

Assembly Bill No. 217.

Bill read second time and ordered to third reading.

Assembly Bill No. 358.

Bill read second time and ordered to third reading.

Assembly Bill No. 426.

Bill read second time and ordered to third reading.

Assembly Bill No. 430.

Bill read second time and ordered to third reading.

MOTIONS, RESOLUTIONS AND NOTICES

Assemblywoman Benitez-Thompson moved that Assembly Bills Nos. 86, 182, and 290 be taken from the General File and placed on the General File for the next legislative day.

Motion carried.

Assemblywoman Carlton moved that Assembly Bills Nos. 156, 165, and 358 be taken from the General File and rereferred to the Committee on Ways and Means.

Motion carried.

NOTICE OF EXEMPTION

April 8, 2021

The Fiscal Analysis Division, pursuant to Joint Standing Rule 14.6, has determined the eligibility for exemption of: Assembly Bills Nos. 252, 276, 280, 315, 321, 341, 349, 353, 382, 383, 386, 387, 392, 411, 413, 418, 419, 429, 432, 445, 446; Assembly Joint Resolutions Nos. 13 and 15.

SARAH COFFMAN
Fiscal Analysis Division

REMARKS FROM THE FLOOR

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

Motion carried.

Assembly adjourned at 12:38 p.m.

Approved:

JASON FRIERSON
Speaker of the Assembly

Attest: SUSAN FURLONG
Chief Clerk of the Assembly