

NEVADA LEGISLATURE

Eighty-Second Session, 2023

ASSEMBLY DAILY JOURNAL

THE FORTY-FOURTH DAY

CARSON CITY (Tuesday), March 21, 2023

Assembly called to order at 11:40 a.m.

Mr. Speaker presiding.

Roll called.

All present except Assemblyman Orentlicher, who was excused.

Prayer by the Chaplain, Father Jeff Paul.

We bathe our souls in the well of wisdom: waters of protection, waters of strength, waters of healing, be upon our being, our minds, our hearts.

May this triple blessing be upon our souls, from dawn's chill light, 'till swift twilight.

We invoke blessing and protection upon this Assembly, upon all who work herein.

AMEN.

Pledge of Allegiance to the Flag.

Assemblywoman Jauregui 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 Government Affairs, to which were referred Assembly Bills Nos. 18, 92, has had the same under consideration, and begs leave to report the same back with the recommendation: Do pass.

SELENA TORRES, *Chair*

Mr. Speaker:

Your Committee on Natural Resources, to which were referred Assembly Bills Nos. 84, 131, has had the same under consideration, and begs leave to report the same back with the recommendation: Do pass.

LESLEY E. COHEN, *Chair*

MOTIONS, RESOLUTIONS AND NOTICES

By Assemblymen Summers-Armstrong, Thomas, González, Brown-May, D'Silva, Duran, Nguyen and Taylor:

Assembly Concurrent Resolution No. 6—Directing the Joint Interim Standing Committee on the Judiciary to conduct a study relating to battery which constitutes domestic violence.

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

Motion carried.

NOTICE OF EXEMPTION

March 21, 2023

The Fiscal Analysis Division, pursuant to Joint Standing Rule No. 14.6, has determined the eligibility for exemption of: Senate Bill No. 342.

WAYNE THORLEY
Fiscal Analysis Division

Assemblywoman Jauregui moved that the person as set forth on the Nevada Legislature's Press Accreditation List of March 21, 2023, be accepted as an accredited press representative, be assigned space at the press table in the Assembly Chamber, allowed the use of appropriate broadcasting facilities, and that the list be included in this day's journal:

MENDEZ COMMUNICATION: David Mendez.

Motion carried.

INTRODUCTION, FIRST READING AND REFERENCE

By Assemblymen Monroe-Moreno, Watts, Thomas and C.H. Miller:

Assembly Bill No. 359—AN ACT relating to taxation; revising provisions governing the effectuation of additional annual increases in certain taxes imposed on fuels for motor vehicles in certain larger counties; and providing other matters properly relating thereto.

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

Motion carried.

By Assemblymen Anderson, Brittney Miller, Considine, La Rue Hatch, Cohen, D'Silva and Mosca:

Assembly Bill No. 360—AN ACT relating to education; providing that certain teachers have sole authority to determine the grade assigned to a pupil and the components and weights used to calculate such a grade; and providing other matters properly relating thereto.

Assemblywoman Jauregui moved that the bill be referred to the Committee on Education.

Motion carried.

By Assemblymen Monroe-Moreno and C.H. Miller:

Assembly Bill No. 361—AN ACT relating to state financial administration; authorizing a department, institution or agency of the Executive Department of the State Government to request the provisional approval of the Interim Finance Committee to accept a grant and revise a work program; and providing other matters properly relating thereto.

Assemblywoman Jauregui moved that the bill be referred to the Committee on Government Affairs.

Motion carried.

By Assemblywoman Thomas:

Assembly Bill No. 362—AN ACT relating to property; requiring the Housing Division of the Department of Business and Industry to annually calculate and publish a cost-of-living increase; establishing certain requirements relating to increases in rent; providing certain remedies for a violation of certain requirements relating to increases in rent; revising provisions relating to notices of increases in rent; 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 Assemblywoman Brittney Miller:

Assembly Bill No. 363—AN ACT relating to professional licensing; providing in skeleton form for restrictions on the aspects of the criminal history of an applicant that certain licensing entities are authorized to consider in determining whether to issue the applicant a license; providing in skeleton form for procedures that a licensing entity must follow to deny an applicant a license based on his or her criminal history; 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 Cohen, O'Neill, Anderson, Brown-May, Dickman and Gorelow:

Assembly Bill No. 364—AN ACT relating to physician assistants; prescribing the settings in which a physician assistant is authorized to practice; expanding the membership of the Board of Medical Examiners; authorizing physician assistants to perform medical services without the supervision of a physician; authorizing a physician assistant to perform certain medical services under certain circumstances; eliminating provisions governing the testing or examination of applicants for licensure as a physician assistant; prescribing certain authority and duties of a physician assistant and an advanced practice registered nurse; authorizing certain unlicensed persons to use the title "inactive physician assistant"; removing the requirement that a rural clinic be supervised by a physician; 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 the Committee on Government Affairs:

Assembly Bill No. 365—AN ACT relating to governmental administration; requiring, with certain exceptions, a state agency to ensure that funding from certain grants is distributed or used directly to benefit counties in direct proportion to the percentage of population of the State in each county; requiring the Director of the Office of Federal Assistance to submit an annual report to the Legislature; requiring a state agency and any recipient county to use certain grants only for the program that was described in a grant application; requiring a state agency to provide certain notification to the Office; and providing other matters properly relating thereto.

Assemblywoman Jauregui moved that the bill be referred to the Committee on Government Affairs.

Motion carried.

By the Committee on Government Affairs:

Assembly Bill No. 366—AN ACT relating to governmental administration; moving the Keep Nevada Working Task Force from the Office of the Lieutenant Governor to the Office of the Secretary of State; revising the membership of the Task Force; and providing other matters properly relating thereto.

Assemblywoman Jauregui moved that the bill be referred to the Committee on Government Affairs.

Motion carried.

By the Committee on Government Affairs:

Assembly Bill No. 367—AN ACT relating to public works; providing, with certain exceptions, that a contract for certain public works projects require a contractor or subcontractor to enter into an agreement with a labor organization; and providing other matters properly relating thereto.

Assemblywoman Jauregui moved that the bill be referred to the Committee on Government Affairs.

Motion carried.

By the Committee on Government Affairs:

Assembly Bill No. 368—AN ACT relating to public administrators; authorizing the boards of county commissioners of all counties to abolish the office of public administrator; and providing other matters properly relating thereto.

Assemblywoman Jauregui moved that the bill be referred to the Committee on Judiciary.

Motion carried.

By Assemblymen Orentlicher and González:

Assembly Bill No. 369—AN ACT relating to the judiciary; revising provisions relating to certain fines, administrative assessments and fees; revising provisions relating to community service performed in lieu of certain

administrative assessments or fees; prohibiting a person from threatening or intimidating a tribal judge under certain circumstances; providing a penalty; and providing other matters properly relating thereto.

Assemblywoman Jauregui moved that the bill be referred to the Committee on Judiciary.

Motion carried.

SECOND READING AND AMENDMENT

Assembly Bill No. 138.

Bill read second time and ordered to third reading.

Assembly Bill No. 215.

Bill read second time and ordered to third reading.

MOTIONS, RESOLUTIONS AND NOTICES

Assemblywoman Monroe-Moreno moved that Assembly Bill No. 138 be taken from the General File and rereferred to the Committee on Ways and Means.

Motion carried.

GENERAL FILE AND THIRD READING

Assembly Bill No. 2.

Bill read third time.

Remarks by Assemblywoman Dickman.

ASSEMBLYWOMAN DICKMAN:

Assembly Bill 2 authorizes vehicles used by a local government agency for the construction, maintenance, or repair of highways and vehicles used by contractors of a local government agency to aid motorists or mitigate traffic incidents to be equipped with tail lamps that emit nonflashing blue light and authorizes the use of such lamps under certain circumstances. Additionally, the bill requires the driver of a vehicle to take certain precautions when approaching such a vehicle that is making use of its blue tail lamps.

Roll call on Assembly Bill No. 2:

YEAS—41.

NAYS—None.

EXCUSED—Orentlicher.

Assembly Bill No. 2 having received a constitutional majority, Mr. Speaker declared it passed.

Bill ordered transmitted to the Senate.

Assembly Bill No. 3.

Bill read third time.

Remarks by Assemblyman McArthur.

ASSEMBLYMAN MCARTHUR:

Assembly Bill 3 requires the State Controller to prepare a complete financial report of the State Permanent School Fund annually instead of quarterly.

Roll call on Assembly Bill No. 3:

YEAS—41.

NAYS—None.

EXCUSED—Orentlicher.

Assembly Bill No. 3 having received a constitutional majority, Mr. Speaker declared it passed.

Bill ordered transmitted to the Senate.

Assembly Bill No. 17.

Bill read third time.

Remarks by Assemblywoman Summers-Armstrong.

ASSEMBLYWOMAN SUMMERS-ARMSTRONG:

Assembly Bill 17 removes the requirement that a person who is convicted of driving under the influence of alcohol or a controlled substance must dress in certain distinctive garb while performing community service ordered by a court.

Roll call on Assembly Bill No. 17:

YEAS—41.

NAYS—None.

EXCUSED—Orentlicher.

Assembly Bill No. 17 having received a constitutional majority, Mr. Speaker declared it passed.

Bill ordered transmitted to the Senate.

Assembly Bill No. 19.

Bill read third time.

Remarks by Assemblywoman Anderson.

ASSEMBLYWOMAN ANDERSON:

Assembly Bill 19 allows tribal governments to apply for grants from the Channel Clearance, Maintenance, Restoration, Surveying and Monumenting Program, which aids local governments in clearing, maintaining, restoring, and surveying navigable rivers in the state.

The bill also authorizes officers and employees of tribal governments to apply for the position of state water right surveyor regardless of whether the officer or employee is a professional engineer or professional land surveyor. This exception only applies to work performed by those officers and employees for tribal governments.

Roll call on Assembly Bill No. 19:

YEAS—41.

NAYS—None.

EXCUSED—Orentlicher.

Assembly Bill No. 19 having received a constitutional majority, Mr. Speaker declared it passed.

Bill ordered transmitted to the Senate.

Assembly Bill No. 33.

Bill read third time.

Remarks by Assemblyman Nguyen.

ASSEMBLYMAN NGUYEN:

Assembly Bill 33 expands the authorized investments for money in the State Permanent School Fund upon the State Treasurer obtaining a judicial determination that such an investment does not violate the *Nevada Constitution*. The measure revises provisions governing money transferred from the Fund to a corporation for public benefit to provide private equity funding to certain businesses.

The measure revises the authority of the State Treasurer to invest money from the General Portfolio of the state in certain categories of bonds and other securities. Finally, the measure revises the provisions related to the authorized investments for a local government and certain administrative entities.

Roll call on Assembly Bill No. 33:

YEAS—41.

NAYS—None.

EXCUSED—Orentlicher.

Assembly Bill No. 33 having received a constitutional majority, Mr. Speaker declared it passed.

Bill ordered transmitted to the Senate.

MOTIONS, RESOLUTIONS AND NOTICES

Assemblywoman Jauregui moved that Assembly Bills Nos. 36, 43, 47, 68, 78, 82, 107, 124, 163, and 231 be taken from the General File and placed on the General File for the next legislative day.

Motion carried.

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Assemblywoman Shannon Bilbray-Axelrod, the privilege of the floor of the Assembly Chamber for this day was extended to Martina Schambra.

On request of Assemblywoman Sandra Jauregui, the privilege of the floor of the Assembly Chamber for this day was extended to Ambassador of Romania Andrei Muraru, Honorary Consul General of Romania Lia Roberts, Political Officer Cristina Monica Kassai, Political Officer Teodora Dragulescu, and Dr. Steven Fleming.

On request of Assemblyman Duy Nguyen, the privilege of the floor of the Assembly Chamber for this day was extended to Lola Shanahan, Sadie Shanahan, Emily Clark, Badriya Yassin, Maisy Grieve, and Tilly Reinhart.

On request of Assemblyman Howard Watts, the privilege of the floor of the Assembly Chamber for this day was extended to Theresa Butler and Arash Ghafoori.

Assemblywoman Jauregui moved that the Assembly adjourn until Wednesday, March 22, 2023, at 11:30 a.m.

Motion carried.

Assembly adjourned at 12:09 p.m.

Approved:

STEVE YEAGER
Speaker of the Assembly

Attest: SUSAN FURLONG
Chief Clerk of the Assembly