

# NEVADA LEGISLATURE

Eighty-Second Session, 2023

---

## ASSEMBLY DAILY JOURNAL

---

THE ONE HUNDRED AND THIRD DAY

CARSON CITY (Friday), May 19, 2023

Assembly called to order at 11:50 a.m.

Mr. Speaker presiding.

Roll called.

All present.

Prayer by the Chaplain, Reverend Shelley Fisher.

This invocation chant from our Shin Buddhist tradition is a calling out to all Buddhas past, present, and future, to be with us here this morning in a spirit of gratitude that we are all together to live more mindfully with great care and compassion for one another.

Zensho Kada:

Zen sho Mi da ni u do jo u

Fu i gu gan o u ji ko u

Kan non Sei shi jin jya shu

Ju bu jo u ke ra i ni u e

May the spiritual presence of Amida Buddha, Kannan, and Seishi Bodhisattvas and all enlightened ones past, present, and future, permeate this hall, to send forth wisdom, like flower petals falling from the sky, to awaken our spirits with wisdom and compassion by those gathered here.

The Buddha taught that every human birth is precious and rare. We do our best to live full, happy lives and to be of service to others. As we gather together this morning, I offer you all this special wish: May you be happy. May you be free from harm. May you receive boundless compassion. And may peace and harmony fill your heart.

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 Education, to which were referred Senate Bills Nos. 148, 251, 340, 442, 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 Growth and Infrastructure, to which were referred Senate Bills Nos. 59, 85, 164, 182, 257, 397, has had the same under consideration, and begs leave to report the same back with the recommendation: Do pass.

HOWARD WATTS, *Chair*

*Mr. Speaker:*

Your Committee on Judiciary, to which were referred Senate Bills Nos. 39, 129, 243, 351, 401, 410, 415, 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 Senate Bill No. 34, 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 Legislative Operations and Elections, to which were referred Senate Bills Nos. 133, 404, has had the same under consideration, and begs leave to report the same back with the recommendation: Do pass.

MICHELLE GORELOW, *Chair*

*Mr. Speaker:*

Your Committee on Revenue, to which were referred Senate Bills Nos. 29, 181, 429, has had the same under consideration, and begs leave to report the same back with the recommendation: Do pass.

SHEA BACKUS, *Chair*

#### MESSAGES FROM THE SENATE

SENATE CHAMBER, Carson City, May 18, 2023

*To the Honorable the Assembly:*

I have the honor to inform your honorable body that the Senate on this day passed Assembly Bills Nos. 2, 19, 21, 24, 40, 43, 47, 73; Assembly Joint Resolution No. 6; Senate Bill No. 445.

SHERRY L. RODRIGUEZ  
*Assistant Secretary of the Senate*

#### INTRODUCTION, FIRST READING AND REFERENCE

By the Assembly Committee on Ways and Means and the Senate Committee on Finance:

Assembly Bill No. 518—AN ACT relating to indigent defense; establishing a formula for determining the maximum amount that a county may be required to pay for the provision of indigent defense services; prohibiting a county from seeking state contributions for the provision of indigent defense services in excess of the maximum county contribution for the costs of capital improvement projects relating to the provision of indigent defense services; requiring counties to submit financial status reports to the Department of Indigent Defense Services annually unless the Department requires such reports on a quarterly basis; making an appropriation to the Interim Finance Committee for allocation to the Department for the reimbursement of counties for costs in excess of their maximum contribution amounts for the provision of indigent defense services and for the funding of certain other costs relating to the provision of indigent defense services; and providing other matters properly relating thereto.

Assemblywoman Monroe-Moreno moved that the bill be referred to the Committee on Ways and Means.

Motion carried.

Senate Bill No. 445.

Assemblywoman Monroe-Moreno moved that the bill be referred to the Committee on Ways and Means.

Motion carried.

SECOND READING AND AMENDMENT

Assembly Bill No. 514.

Bill read second time and ordered to third reading.

Senate Bill No. 4.

Bill read second time and ordered to third reading.

Senate Bill No. 19.

Bill read second time and ordered to third reading.

Senate Bill No. 20.

Bill read second time and ordered to third reading.

Senate Bill No. 22.

Bill read second time and ordered to third reading.

Senate Bill No. 23.

Bill read second time and ordered to third reading.

Senate Bill No. 91.

Bill read second time and ordered to third reading.

Senate Bill No. 117.

Bill read second time and ordered to third reading.

Senate Bill No. 119.

Bill read second time and ordered to third reading.

Senate Bill No. 131.

Bill read second time and ordered to third reading.

Senate Bill No. 177.

Bill read second time and ordered to third reading.

Senate Bill No. 214.

Bill read second time and ordered to third reading.

Senate Bill No. 247.

Bill read second time and ordered to third reading.

Senate Bill No. 259.

Bill read second time and ordered to third reading.

Senate Bill No. 260.

Bill read second time and ordered to third reading.

Senate Bill No. 261.

Bill read second time and ordered to third reading.

Senate Bill No. 264.

Bill read second time and ordered to third reading.

Senate Bill No. 286.

Bill read second time and ordered to third reading.

Senate Bill No. 323.

Bill read second time and ordered to third reading.

Senate Bill No. 411.

Bill read second time and ordered to third reading.

Senate Bill No. 433.

Bill read second time and ordered to third reading.

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

Assembly in recess at 12:13 p.m.

#### ASSEMBLY IN SESSION

At 12:14 p.m.

Mr. Speaker presiding.

Quorum present.

#### MOTIONS, RESOLUTIONS AND NOTICES

Assemblywoman Jauregui moved that Assembly Bill No. 404 be taken from the General File and placed on the Chief Clerk's Desk.

Motion carried.

Assemblywoman Jauregui moved that Senate Bills Nos. 27, 42, 44, and 66 be taken from their positions on the General File and placed at the top of the General File.

Motion carried.

#### GENERAL FILE AND THIRD READING

Senate Bill No. 27.

Bill read third time.

Remarks by Assemblyman Gurr.

#### ASSEMBLYMAN GURR:

Senate Bill 27 expands the definition of "excavation" to include the use of nonmechanical equipment operated by a contractor or any person if the movement or removal of earth, rock, or other material in or on the ground occurs more than 12 inches below the surface of the original groundline. Additionally, the bill clarifies the definition of "emergency" to include requiring

immediate action through use of nonmechanical equipment to determine the severity of an underground leak or, in situations where an excavation is imminent and a subsurface installation is unable to be located, to locate the subsurface installation.

This bill is effective on July 1, 2023.

Roll call on Senate Bill No. 27:

YEAS—42.

NAYS—None.

Senate Bill No. 27 having received a constitutional majority, Mr. Speaker declared it passed.

Bill ordered transmitted to the Senate.

Senate Bill No. 42.

Bill read third time.

Remarks by Assemblywoman Jauregui.

ASSEMBLYWOMAN JAUREGUI:

Senate Bill 42 authorizes the use of county funds for medical assistance to indigent persons by the board of county commissioners of certain counties to provide an enhanced reimbursement rate or make supplemental payments to any public hospital in the county for hospital care provided to Medicaid recipients, if authorized under any other supplemental payment program by the federal Centers for Medicare and Medicaid Services.

Roll call on Senate Bill No. 42:

YEAS—42.

NAYS—None.

Senate Bill No. 42 having received a constitutional majority, Mr. Speaker declared it passed.

Bill ordered transmitted to the Senate.

Senate Bill No. 44.

Bill read third time.

Remarks by Assemblywoman González.

ASSEMBLYWOMAN GONZÁLEZ:

Senate Bill 44 transfers the State Program for Oral Health, the Advisory Committee on the State Program for Oral Health, and the duty to appoint the State Dental Health Officer and the State Public Health Dental Hygienist to the Department of Health and Human Services from various divisions within the Department.

This bill is effective July 1, 2023.

Roll call on Senate Bill No. 44:

YEAS—42.

NAYS—None.

Senate Bill No. 44 having received a constitutional majority, Mr. Speaker declared it passed.

Bill ordered transmitted to the Senate.

Senate Bill No. 66.

Bill read third time.

Remarks by Assemblywoman Peters.

ASSEMBLYWOMAN PETERS:

Senate Bill 66 establishes certain circumstances that will disqualify an individual for life from obtaining a commercial driver's license without the possibility of reinstatement if they have committed certain felony offenses including human trafficking, coercion, or the transportation of a controlled substance, and employers are prohibited from allowing a person to operate a commercial motor vehicle under certain circumstances. The bill also revises provisions to comply with federal laws and to conform with federal definitions. The bill revises the circumstances in which the Department of Motor Vehicles will furnish information regarding a person's driving record to certain other jurisdictions.

Roll call on Senate Bill No. 66:

YEAS—42.

NAYS—None.

Senate Bill No. 66 having received a constitutional majority, Mr. Speaker declared it passed.

Bill ordered transmitted to the Senate.

MOTIONS, RESOLUTIONS AND NOTICES

Assemblywoman Jauregui moved that Senate Bills Nos. 8, 13, 16, 18, 21, 25, 32, 87, 113, 115, 169, 210, and 437 be taken from the General File and placed on the General File for the next legislative day.

Motion carried.

UNFINISHED BUSINESS

SIGNING OF BILLS AND RESOLUTIONS

There being no objections, the Speaker and Chief Clerk signed Assembly Bills Nos. 27, 29, 236, and 276.

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

Assembly in recess at 12:29 p.m.

ASSEMBLY IN SESSION

At 7:31 p.m.

Mr. Speaker presiding.

Quorum present.

REPORTS OF COMMITTEES

*Mr. Speaker:*

Your Committee on Commerce and Labor, to which were referred Senate Bills Nos. 147, 194, 302, 381, 393, 436, has had the same under consideration, and begs leave to report the same back with the recommendation: Do pass.

ELAINE MARZOLA, *Chair*

*Mr. Speaker:*

Your Committee on Government Affairs, to which was rereferred Senate Bill No. 5, has had the same under consideration, and begs leave to report the same back with the recommendation: Do pass.

Also, your Committee on Government Affairs, to which were referred Senate Bills Nos. 105, 299, 388, 391, 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 Growth and Infrastructure, to which were referred Senate Bills Nos. 338, 424, has had the same under consideration, and begs leave to report the same back with the recommendation: Do pass.

Also, your Committee on Growth and Infrastructure, to which were referred Senate Bills Nos. 110, 384, 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*

*Mr. Speaker:*

Your Committee on Health and Human Services, to which were referred Senate Bills Nos. 43, 298, has had the same under consideration, and begs leave to report the same back with the recommendation: Do pass.

SARAH PETERS, *Chair*

*Mr. Speaker:*

Your Committee on Judiciary, to which were referred Senate Bills Nos. 153, 223, 316, 382, has had the same under consideration, and begs leave to report the same back with the recommendation: Do pass.

BRITTNEY MILLER, *Chair*

*Mr. Speaker:*

Your Committee on Legislative Operations and Elections, to which was referred Senate Bill No. 354, has had the same under consideration, and begs leave to report the same back with the recommendation: Do pass.

MICHELLE GORELOW, *Chair*

*Mr. Speaker:*

Your Committee on Natural Resources, to which was referred Senate Bill No. 258, has had the same under consideration, and begs leave to report the same back with the recommendation: Do pass.

LESLEY E. COHEN, *Chair*

#### GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Assemblyman Philip P.K. O'Neill, the privilege of the floor of the Assembly Chamber for this day was extended to Daniel Gilbert, Dave Palmer, and Julie Fox.

On request of Assemblyman Howard Watts, the privilege of the floor of the Assembly Chamber for this day was extended to Braydan Issermoyer.

On request of Assemblyman Toby Yurek, the privilege of the floor of the Assembly Chamber for this day was extended to Ashley Marion Mills.

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

Motion carried.

Assembly adjourned at 7:36 p.m.

Approved:

STEVE YEAGER  
*Speaker of the Assembly*

Attest: SUSAN FURLONG  
*Chief Clerk of the Assembly*