

THE TWENTY-FIFTH DAY

CARSON CITY (Thursday), March 02, 2023

Senate called to order at 11:16 a.m.

President pro Tempore Spearman presiding.

Roll called.

All present.

Prayer by the Chaplain, Pastor Bruce Henderson.

Lord, here we are in a new month. I understand that March was named after Mars, the Roman god of war. Indeed, we pray today for those conflicts and difficulties going on in all the world. Legislatures also go through many times of turmoil. Today, Lord, please hear us as we pray for peace and harmony so we can work together selflessly for the good of the people.

We pray in the Name of the One who taught us to love one another.

AMEN.

Pledge of Allegiance to the Flag.

By previous order of the Senate, the reading of the Journal is dispensed with, and the President pro Tempore and Secretary are authorized to make the necessary corrections and additions.

MESSAGES FROM ASSEMBLY

ASSEMBLY CHAMBER, Carson City, February 23, 2023

To the Honorable the Senate:

I have the honor to inform your honorable body that the Assembly on this day passed Assembly Bill No. 152.

CAROL AIELLO-SALA

Assistant Chief Clerk of the Assembly

WAIVERS AND EXEMPTIONS

NOTICE OF EXEMPTION

March 1, 2023

The Fiscal Analysis Division, pursuant to Joint Standing Rule No. 14.6, has determined the eligibility for exemption of: Senate Bill No. 95.

WAYNE THORLEY

Fiscal Analysis Division

MOTIONS, RESOLUTIONS AND NOTICES

Senator Cannizzaro moved that the following persons be accepted as accredited press representatives, and that they be allowed the use of appropriate media facilities: KNXB & KOLO: Luis Latino; LAS VEGAS SUN/GREENSPUN MEDIA GROUP: Casey Harrison; THE NEVADA INDEPENDENT: Riley Snyder.

Motion carried.

Senator Krasner approved the addition of Senators Hansen, Harris, Ohrenschall and Stone as cosponsors of Senate Bill No. 129.

Senator Hammond approved the addition of Senator Stone as a cosponsor of Senate Bill No. 174.

Senator Stone approved the addition of Senators Lange and Pazina as cosponsors of Senate Bill No. 183.

Senator Spearman approved the addition of Senator Harris as a cosponsor of Senate Bill No. 184.

INTRODUCTION, FIRST READING AND REFERENCE

By Senators Stone, Hansen, Titus, Goicoechea, Seevers Gansert, Buck, Hammond and Krasner:

Senate Bill No. 197—AN ACT relating to controlled substances; establishing and revising the penalties for certain offenses involving fentanyl or carfentanil; providing penalties; and providing other matters properly relating thereto.

Senator Stone moved that the bill be referred to the Committee on Health and Human Services.

Motion carried.

By Senator Hammond:

Senate Bill No. 198—AN ACT relating to real property; authorizing an owner of residential property to take certain actions with respect to certain trees that are located on an adjacent residential property; making the owner of a tree located on residential property civilly liable for certain costs relating to the trimming or removal of the tree by the owner of an adjacent residential property under certain circumstances; exempting certain persons from liability for the removal of a tree or parts thereof under certain circumstances; and providing other matters properly relating thereto.

Senator Hammond moved that the bill be referred to the Committee on Judiciary.

Motion carried.

By Senator Hammond:

Senate Bill No. 199—AN ACT relating to education; establishing provisions relating to programs for alternative educational opportunities; and providing other matters properly relating thereto.

Senator Hammond moved that the bill be referred to the Committee on Education.

Motion carried.

By Senator Hammond:

Senate Bill No. 200—AN ACT relating to education; reenacting and revising provisions relating to the education savings account program; providing that certain pupils participating in the program are not included in determining the average daily enrollment and computing the yearly apportionment from the State Education Fund for a school district; declaring the intention of the Legislature regarding the program; creating an account in the State General Fund to carry out the education savings account program; setting the maximum number of first-time applicants who may apply for the

program each school year; imposing certain duties on the State Treasurer relating to the administration of the program; making appropriations; and providing other matters properly relating thereto.

Senator Hammond moved that the bill be referred to the Committee on Finance.

Motion carried.

By Senators Stone, Goicoechea and Hansen:

Senate Bill No. 201—AN ACT relating to pharmacy; authorizing a pharmacist to engage in certain activity relating to laboratories and laboratory testing; requiring certain insurance plans to cover certain services of pharmacists; requiring health carriers to demonstrate the capacity to adequately deliver such services; imposing certain requirements relating to the participation of pharmacists in a network plan; and providing other matters properly relating thereto.

Senator Stone moved that the bill be referred to the Committee on Commerce and Labor.

Motion carried.

By Senator Stone:

Senate Bill No. 202—AN ACT relating to pharmacies; requiring the preparation of an accurate record of medication for certain high-risk patients admitted to certain hospitals; and providing other matters properly relating thereto.

Senator Stone moved that the bill be referred to the Committee on Commerce and Labor.

Motion carried.

By Senator Doñate:

Senate Bill No. 203—AN ACT relating to pharmacy; prohibiting a wholesaler or manufacturer of drugs, medicines, chemicals or medical devices or appliances from offering or giving a gift to a practitioner; requiring such a wholesaler or manufacturer to submit a report concerning certain compensation and items provided to a practitioner; providing a penalty; and providing other matters properly relating thereto.

Senator Doñate moved that the bill be referred to the Committee on Commerce and Labor.

Motion carried.

By Senators Doñate, Neal and Stone; Assemblymen Duran, Torres, González and Orentlicher:

Senate Bill No. 204—AN ACT relating to health care; providing for the limited licensure of certain graduates of a foreign medical school; providing for the licensure of associate physicians and associate osteopathic physicians; prescribing the conditions under which a limited licensee, associate physician or associate osteopathic physician is authorized to practice medicine; updating

certain references; requiring certain insurers to cover medical services provided by an associate physician or associate osteopathic physician; and providing other matters properly relating thereto.

Senator Doñate moved that the bill be referred to the Committee on Health and Human Services.

Motion carried.

By Senators Hansen, Stone, Titus, Goicoechea, Krasner and Seevers Gansert:

Senate Bill No. 205—AN ACT relating to off-highway vehicles; revising provisions governing the registration of certain off-highway vehicles; and providing other matters properly relating thereto.

Senator Hansen moved that the bill be referred to the Committee on Growth and Infrastructure.

Motion carried.

By Senator Buck:

Senate Bill No. 206—AN ACT relating to education; requiring the principal of each public school to prepare an instructional model for the school which may be shared with other public schools; prescribing requirements for the Department of Education to convert certain public schools to Department charter schools under certain circumstances; prescribing requirements for the operation of a Department charter school; providing for the use of certain school buildings by a Department charter school free of charge; requiring a school district to provide facilities or services to a Department charter school under certain circumstances; revising provisions governing the use of school buildings owned by the board of trustees of a school district by a Department charter school; prohibiting collective bargaining concerning the termination of employment or reassignment of the employees of a Department charter school; and providing other matters properly relating thereto.

Senator Buck moved that the bill be referred to the Committee on Education.

Motion carried.

By Senators Spearman, Neal and Seevers Gansert; Assemblymen O'Neill, Brown-May, Considine and Monroe-Moreno:

Senate Bill No. 207—AN ACT relating to ethics in government; revising the definition of "pecuniary interest" for purposes of the code of ethical standards set forth in The Nevada Ethics in Government Law; and providing other matters properly relating thereto.

Senator Neal moved that the bill be referred to the Committee on Legislative Operations and Elections.

Motion carried.

By Senators Flores, Stone, Goicoechea, Daly, Krasner and Ohrenschall:

Senate Bill No. 208—AN ACT relating to local governments; authorizing, under certain circumstances, the governing body of a county or city to enact

ordinances relating to battery-charged fences; and providing other matters properly relating thereto.

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

Motion carried.

By Senator Scheible:

Senate Bill No. 209—AN ACT relating to sentencing; revising provisions relating to community service; and providing other matters properly relating thereto.

Senator Scheible moved that the bill be referred to the Committee on Judiciary.

Motion carried.

By the Committee on Government Affairs:

Senate Bill No. 210—AN ACT relating to governmental administration; declaring that the public policy of the State of Nevada includes that persons appointed to certain public bodies by the Governor should reflect the diversity of the State; requiring certain public bodies to submit lists of qualified persons to the Governor to fill vacancies on a board, commission or similar body within 60 days after the vacancy occurs; revising the manner in which the Chair and Vice Chair of the Sunset Subcommittee of the Legislative Commission are selected; modifying reporting requirements by certain licensing boards and other regulatory bodies concerning the criminal histories of certain applicants; and providing other matters properly relating thereto.

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

Motion carried.

By Senators Harris, Nguyen, Flores, Doñate, Ohrenschall, Pazina and Scheible:

Senate Bill No. 211—AN ACT relating to marriage; requiring, under certain circumstances, a county clerk or county recorder to issue a corrected certificate of marriage to a spouse whose name has changed; eliminating the authority for an applicant for a marriage license to change his or her middle or last name at the time of issuance of a marriage license; and providing other matters properly relating thereto.

Senator Harris moved that the bill be referred to the Committee on Judiciary.

Motion carried.

By Senators Stone, Buck, Krasner, SeEVERS Gansert, Hansen, Goicoechea, Hammond and Titus; Assemblymen Dickman, Hardy, Hansen and Yurek:

Senate Bill No. 212—AN ACT relating to education; creating the Teachers' School Supplies Assistance Account; providing for an annual allocation from the Account to each school district and charter school for distribution to

teachers for the purchase of certain school supplies; and providing other matters properly relating thereto.

Senator Stone moved that the bill be referred to the Committee on Finance.
Motion carried.

Assembly Bill No. 152.

Senator Lange moved that the bill be referred to the Committee on Finance.
Motion carried.

GENERAL FILE AND THIRD READING

Senate Bill No. 91.

Bill read third time.

Remarks by Senators Lange and Stone.

SENATOR LANGE:

As stated earlier, Senate Bill No. 91 authorizes licensed clinical alcohol and drug counselors to supervise a certified problem gambling counselor intern if the licensed clinical alcohol and drug counselor completes specific training, which is 30 hours, in the supervision of interns and is approved by the Board of Examiners for Alcohol, Drug and Gambling Counselors.

SENATOR STONE:

I want to applaud the author of Senate Bill No. 91 for bringing this forward. We are the gambling capital of the world. Right now, it is alarming to hear we only have 24 certified problem gambling counselors. By the author's efforts put forward in this bill, we will get more problem gambling counselors working here in Nevada. I encourage everyone to vote for this bill.

Roll call on Senate Bill No. 91:

YEAS—21.

NAYS—None.

Senate Bill No. 91 having received a constitutional majority,
Madam President pro Tempore declared it passed.

Bill ordered transmitted to the Assembly.

Senate Bill No. 132.

Bill read third time.

Remarks by Senator Pazina.

Senate Bill No. 132 prohibits discrimination against a living organ donor with regard to any policy or contract of life insurance, life annuity or health insurance on the basis of that person's status as a living organ donor alone and without any additional actuarial risk.

In addition, the bill authorizes the Commissioner of Insurance to investigate unfair trade practices that might violate the prohibition of discriminating against a living organ donor. If the Commissioner determines a person has engaged in an unfair method of competition or a deceptive trade practice, he or she may impose an administrative fine of up to \$5,000 for each violation or up to \$500 for certain licensed professionals as well as suspending or revoking a person's license.

On a personal note, the fact that Nevada is one of eight states that can discriminate against living organ donors is something I see beginning to change, as of today.

Roll call on Senate Bill No. 132:

YEAS—21.

NAYS—None.

Senate Bill No. 132 having received a constitutional majority, Madam President pro Tempore declared it passed.

Bill ordered transmitted to the Assembly.

UNFINISHED BUSINESS

SIGNING OF BILLS AND RESOLUTIONS

There being no objections, the President pro Tempore and Secretary signed Assembly Joint Resolution No. 10 of the 81st Session.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Doñate, the privilege of the floor of the Senate Chamber for this day was extended to Todd Sklamberg.

Senator Cannizzaro moved that the Senate adjourn until Monday, March 6, 2023, at 11:00 a.m.

Motion carried.

Senate adjourned at 11:36 a.m.

Approved:

PAT SPEARMAN

President pro Tempore of the Senate

Attest: BRENDAN BUCY

Secretary of the Senate