

THE SIXTY-EIGHTH DAY

CARSON CITY (Friday), April 15, 2005

Assembly called to order at 11:30 a.m.

Mr. Speaker presiding.

Roll called.

All present except Assemblymen Atkinson, Christensen, and Mabey, who were excused.

Prayer by the Chaplain, Rabbi Jonathan Freirich.

[From the Associated Press]

April 15, 1947—Jackie Robinson played his first major league game, for the Dodgers. He went 0-for-3, but scored the deciding run in a 5-3 victory over the Boston Braves in Brooklyn. He was the first black to appear in the majors since 1884.

As we approach Passover, which starts on Saturday evening, April 23, I thought it appropriate to read something adapted from the opening of the Passover Seder, the festive meal that Jews celebrate together to open the holiday.

I would hold up some unleavened bread, or *matzah*, and say: *This is the bread of our poverty, which our ancestors ate in the land of Egypt. Let all who are hungry come and eat. Let all who are in need come and celebrate with us. Now we are here—next year we hope to see redemption. Now we are slaves. Next year we will be free.*

May it be the will of the universe, that just as the Israelites experienced freedom from the Egyptians, so may all of us find and give the relief of freedom from all kinds of oppression and distress. May all of us work to bring out communities from the narrow straits of difficulty to abundance, from darkness to light, and from enslavement to redemption, speedily in our days. May the model of Jackie Robinson remind us all that we each have a hand in the bringing of equality and justice to all, and let us say:

AMEN.

Pledge of Allegiance to the Flag.

Assemblywoman Buckley 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.

MOTIONS, RESOLUTIONS, AND NOTICES

NOTICE OF EXEMPTION

April 15, 2005

The Fiscal Analysis Division, pursuant to Joint Standing Rule 14.6, has determined the exemption of: Assembly Bills Nos. 37 and 525.

Also, the Fiscal Analysis Division, pursuant to Joint Standing Rule 14.6, has determined the exemption of: Assembly Bills Nos. 111, 154, 319 and 335.

Also, the Fiscal Analysis Division, pursuant to Joint Standing Rule 14.6, has determined the exemption of: Assembly Bills Nos. 329, 376, 554 and Assembly Joint Resolution No. 3.

MARK STEVENS
Fiscal Analysis Division

Assemblyman Anderson moved that Assembly Bill No. 221 be taken from the Second Reading File and placed on the Chief Clerk's desk.

Remarks by Assemblyman Anderson.

Motion carried.

Assemblyman Mortenson moved that Assembly Joint Resolution No. 8 be taken from the General File and placed on the Chief Clerk's desk.

Remarks by Assemblyman Mortenson.

Motion carried.

Assemblywoman Giunchigliani moved that Assembly Bill No. 372 be taken from the Chief Clerk's desk and placed on the General File.

Remarks by Assemblywoman Giunchigliani.

Motion carried.

Assemblywoman Parnell moved that Assembly Bill No. 184 be taken from the Chief Clerk's desk and placed at the top of the General File.

Motion carried.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Concurrent Committee on Education, to which were referred Assembly Bills Nos. 228 and 525, has had the same under consideration, and begs leave to report the same back with the recommendation: Do pass.

BONNIE PARNELL, *Chairman*

Mr. Speaker:

Your Committee on Elections, Procedures, Ethics, and Constitutional Amendments, to which was referred Assembly Joint Resolution No. 9, has had the same under consideration, and begs leave to report the same back with the recommendation: Do pass.

HARRY MORTENSON, *Chairman*

Mr. Speaker:

Your Committee on Government Affairs, to which was referred Assembly Bill No. 323, has had the same under consideration, and begs leave to report the same back with the recommendation: Amend, and do pass as amended.

DAVID PARKS, *Chairman*

Mr. Speaker:

Your Committee on Health and Human Services, to which was referred Assembly Bill No. 234 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. 248 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. 37, has had the same under consideration, and begs leave to report the same back with the recommendation: Rerefer to the Committee on Ways and Means.

SHEILA LESLIE, *Chairman*

Mr. Speaker:

Your Committee on Judiciary, to which was referred Assembly Bill No. 537, has had the same under consideration, and begs leave to report the same back with the recommendation: Amend, and do pass as amended.

BERNIE ANDERSON, *Chairman*

Mr. Speaker:

Your Committee on Natural Resources, Agriculture, and Mining, to which was referred Assembly Bills No. 65, 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 Natural Resources, Agriculture, and Mining, to which was referred Assembly Bill No. 379, has had the same under consideration, and begs leave to report the same back with the recommendation: Amend, and do pass as amended.

JERRY D. CLABORN, *Chairman*

Mr. Speaker:

Your Committee on Transportation, to which was referred Assembly Bill No. 406, has had the same under consideration, and begs leave to report the same back with the recommendation: Do pass.

Also, your Committee on Transportation, to which was referred Assembly Bill No. 381, has had the same under consideration, and begs leave to report the same back with the recommendation: Amend, and do pass as amended.

JOHN OCEGUERA, *Chairman*

Mr. Speaker:

Your Committee on Ways and Means, to which were re-referred Assembly Bill No. 20, 80, 167, has had the same under consideration, and begs leave to report the same back with the recommendation: Do pass, as amended.

MORSE ARBERRY JR., *Chairman*

MOTIONS, RESOLUTIONS, AND NOTICES

Assemblywoman Leslie moved that Assembly Bill No. 37 be rereferred to the Committee on Ways and Means.

Motion carried.

MESSAGES FROM THE SENATE

SENATE CHAMBER, Carson City, April 14, 2005

To the Honorable the Assembly:

I have the honor to inform your honorable body that the Senate on this day passed Senate Bills Nos. 294, 297, 445, 456; Senate Joint Resolution No. 13.

Also, I have the honor to inform your honorable body that the Senate on this day passed, as amended, Senate Bills Nos. 16, 177, 234, 367.

MARY JO MONGELLI

Assistant Secretary of the Senate

MOTIONS, RESOLUTIONS, AND NOTICES

NOTICE OF EXEMPTION

April 15, 2005

The Fiscal Analysis Division, pursuant to Joint Standing Rule 14.6, has determined the eligibility for exemption of: Assembly Bills Nos. 233, 409 and 513.

MARK STEVENS

Fiscal Analysis Division

April 15, 2005

The Fiscal Analysis Division, pursuant to Joint Standing Rule 14.6, has determined the exemption of: Assembly Bills Nos. 228, 321, 350, 422, 435, 493 and 524.

MARK STEVENS

Fiscal Analysis Division

April 15, 2005

The Fiscal Analysis Division, pursuant to Joint Standing Rule 14.6, has determined the exemption of: Assembly Bill No. 382.

MARK STEVENS
Fiscal Analysis Division

INTRODUCTION, FIRST READING, AND REFERENCE

By the Committee on Ways and Means:

Assembly Bill No. 556—AN ACT relating to public employment; requiring the Department of Personnel to add a step to the pay plan for classified employees; and providing other matters properly relating thereto.

Assemblyman Arberry moved that the bill be referred to the Committee on Ways and Means.

Motion carried.

MOTIONS, RESOLUTIONS, AND NOTICES

Assemblyman Ocegüera moved that the reading of histories on Senate bills on Introduction be dispensed with for this legislative day.

Motion carried.

INTRODUCTION, FIRST READING, AND REFERENCE

Senate Bill No. 16.

Assemblyman Ocegüera moved that the bill be referred to the Committee on Natural Resources, Agriculture, and Mining.

Motion carried.

Senate Bill No. 177.

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

Motion carried.

Senate Bill No. 234.

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

Motion carried.

Senate Bill No. 294.

Assemblyman Ocegüera moved that the bill be referred to the Committee on Natural Resources, Agriculture, and Mining.

Motion carried.

Senate Bill No. 297.

Assemblyman Ocegüera moved that the bill be referred to the Committee on Health and Human Services.

Motion carried.

Senate Bill No. 367.

Assemblyman Ocegueda moved that the bill be referred to the Committee on Education.

Motion carried.

Senate Bill No. 445.

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

Motion carried.

Senate Bill No. 456.

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

Motion carried.

SECOND READING AND AMENDMENT

Assembly Bill No. 58.

Bill read second time.

The following amendment was proposed by the Committee on Commerce and Labor:

Amendment No. 160.

Amend the bill as a whole by deleting sections 1 through 8, renumbering sections 9 and 10 as sections 2 and 3 and adding a new section designated section 1, following the enacting clause, to read as follows:

“Section 1. Chapter 616A of NRS is hereby amended by adding thereto a new section to read as follows:

1. *The Administrator shall prepare an annual report concerning the enforcement of the provisions of chapters 616A to 617, inclusive, of NRS through the imposition of fines and benefit penalties against insurers, organizations for managed care, health care providers, third-party administrators and employers.*

2. *The annual report must include, without limitation:*

(a) *The total number of complaints filed with the Administrator involving alleged conduct that is sanctionable by a fine or benefit penalty;*

(b) *The total number of investigations conducted by the Administrator involving alleged conduct that is sanctionable by a fine or benefit penalty;*

(c) *The disposition of each such complaint and investigation, including, without limitation, whether the Administrator imposed or refused to impose a fine or benefit penalty and, if the Administrator imposed a fine or benefit penalty, the amount of the fine or benefit penalty; and*

(d) *The disposition of any administrative appeal or action for judicial review involving the decision of the Administrator to impose or refuse to impose a fine or benefit penalty.”.*

Amend sec. 9, page 6, by deleting lines 6 through 14 and inserting: “employee who, as a result of his injury, qualified for benefits for a temporary total disability pursuant to NRS 616C.475 and who receives

medical treatment for his injury after he returns to work is entitled to compensation pursuant to this subsection for each hour he is absent from the place of employment of the responsible employer to receive such medical treatment if he is required to travel more than 50 miles one way from the place of employment to receive such medical treatment. An injured employee must be paid compensation pursuant to this subsection at a rate equal to the compensation paid pursuant to NRS 616C.475 for a temporary total disability. Such compensation must be calculated based on increments of 4 hours or 8 hours.”.

Amend sec. 9, page 6, lines 17 and 21, by deleting “work” and inserting: “the place of employment”.

Amend sec. 9, page 6, between lines 25 and 26, by inserting:

“4. The Administrator shall adopt regulations to carry out the provisions of this section, including, without limitation, regulations which establish:

(a) The documentation which an injured employee or employer is required to submit for the payment of compensation to the injured employee pursuant to subsection 1;

(b) The method for determining the amount of compensation to be paid to the injured employee pursuant to subsection 1; and

(c) A definition of “place of employment” as that term is used in this section.”.

Amend sec. 10, page 7, line 1, by deleting “work” and inserting: “the place of employment”.

Amend sec. 10, page 7, line 2, by deleting “9” and inserting “2”.

Amend the bill as a whole by renumbering sections 11 through 14 as sections 5 through 8 and adding a new section designated sec. 4, following sec. 10, to read as follows:

“Sec. 4. NRS 616C.295 is hereby amended to read as follows:

616C.295 1. The Chief of the Hearings Division ~~for the Department of Administration shall~~

~~1.1~~ shall:

(a) Prescribe by regulation the qualifications and training required before a person may, pursuant to chapters 616A to 616D, inclusive, or chapter 617 of NRS, serve as a hearing officer. Training for a hearing officer must include techniques of mediation.

~~{2.}~~ (b) Provide for the expediting of the hearing of cases that involve the termination or denial of compensation.

2. From the cases heard each year by hearing officers and appeals officers regarding claims for benefits by injured employees, the Chief of the Hearings Division shall prepare an annual report which itemizes, on the basis of each insurer and third-party administrator, the number of cases affirmed, reversed, remanded and resolved by other disposition involving that insurer or third-party administrator, including a breakdown of that information by the type of benefits denied by the insurer or third-party administrator.

3. *As used in this section, "Chief of the Hearings Division" means the Chief of the Hearings Division of the Department of Administration."*

Amend sec. 11, page 7, line 31, by deleting "9" and inserting "2".

Amend sec. 12, page 7, line 42, by deleting "9" and inserting "2".

Amend sec. 13, page 8, by deleting lines 5 through 7 and inserting:

"Sec. 7. Section 2 of this act applies only to medical treatment which an injured employee receives for an industrial injury or a disablement from an occupational disease that occurs on or after January 1, 2006."

Amend sec. 14, page 8, by deleting lines 8 through 26 and inserting:

"Sec. 8. This act becomes effective upon passage and approval for the purpose of adopting regulations, and on January 1, 2006, for all other purposes."

Amend the title of the bill to read as follows:

"AN ACT relating to industrial insurance; requiring the preparation of certain reports concerning the enforcement of the laws governing industrial insurance and the adjudication of claims for benefits; requiring the payment of compensation for the lost wages of certain injured employees who receive medical treatment under certain circumstances; providing penalties; and providing other matters properly relating thereto."

Assemblywoman Buckley moved the adoption of the amendment.

Remarks by Assemblywoman Buckley.

Amendment adopted.

Bill ordered reprinted, engrossed, and to third reading.

Assembly Bill No. 67.

Bill read second time and ordered to third reading.

Assembly Bill No. 68.

Bill read second time and ordered to third reading.

Assembly Bill No. 157.

Bill read second time.

The following amendment was proposed by the Committee on Judiciary:

Amendment No. 77.

Amend the bill as a whole by renumbering section 1 as sec. 2 and adding a new section designated section 1, following the enacting clause, to read as follows:

"Section 1. Chapter 4 of NRS is hereby amended by adding thereto a new section to read as follows:

1. *Notwithstanding any other provision of law or ordinance, a senior justice of the peace who serves in that capacity may serve temporarily in any justice's court in this State, regardless of whether he is a resident of the township or county in which the justice's court to which he is assigned is located.*

2. *As used in this section, "senior justice of the peace" means a former justice of the peace who has received a commission from the Supreme Court*

to serve as a senior justice of the peace pursuant to the rules prescribed by the Supreme Court.”.

Amend section 1, page 2, line 4, after “*capacity*” by inserting: “*or a senior justice of the peace who serves in that capacity and who formerly served as a municipal court judge*”.

Amend section 1, page 2, by deleting line 8 and inserting:

“2. *As used in this section:*

(a) “*Senior justice of the peace*” means a former justice of the peace who has received a commission from the Supreme Court to serve as a senior justice of the peace pursuant to the rules prescribed by the Supreme Court.

(b) “*Senior municipal court judge*”.

Amend the title of the bill to read as follows:

“AN ACT relating to courts; authorizing a senior justice of the peace to serve temporarily in any justice’s court in this State regardless of whether he is a resident of the township or county in which the justice’s court to which he is assigned is located; authorizing a senior municipal court judge or a senior justice of the peace who formerly served as a municipal court judge to serve temporarily in any municipal court in this State regardless of whether he is a resident of the city in which the municipal court to which he is assigned is located; and providing other matters properly relating thereto.”.

Amend the summary of the bill to read as follows:

“SUMMARY—Authorizes senior justices of the peace or senior municipal court judges to serve temporarily in justice’s court or municipal court regardless of residency requirements under certain circumstances. (BDR 1-528)”.

Assemblyman Anderson moved the adoption of the amendment.

Remarks by Assemblyman Anderson.

Amendment adopted.

Bill ordered reprinted, engrossed, and to third reading.

Assembly Bill No. 215.

Bill read second time.

The following amendment was proposed by the Committee on Judiciary:

Amendment No. 150.

Amend section 1, page 2, line 25, by deleting: “*or deed in lieu of foreclosure.*” and inserting: “*pursuant to chapter 107 of NRS.*”.

Amend section 1, page 2, after line 37, by inserting:

“4. *If a sale or intended sale of residential property is exempted from the requirements of subsection 1 pursuant to paragraph (a) of subsection 2, the trustee and the beneficiary of the deed of trust shall, not later than at the time of the conveyance of the property to the purchaser of the residential property, provide written notice to the purchaser of any defects in the property of which the trustee or beneficiary, respectively, is aware.*”.

Assemblyman Anderson moved the adoption of the amendment.

Remarks by Assemblyman Anderson.

Amendment adopted.

Bill ordered reprinted, engrossed, and to third reading.

Assembly Bill No. 237.

Bill read second time.

The following amendment was proposed by the Committee on Judiciary:

Amendment No. 216.

Amend sec. 2, page 3, by deleting lines 37 through 40 and inserting:

“(m) Except in a ~~judicial district that includes a county~~ township whose population is 100,000 or more, in any action for the issuance of a temporary or extended order for protection against domestic violence ~~[-]~~, *unless a party to the action filed in the justices’ court has filed an action in district court in which such an order may be granted.*”.

Assemblyman Anderson moved the adoption of the amendment.

Remarks by Assemblyman Anderson.

Amendment adopted.

Bill ordered reprinted, engrossed, and to third reading.

Assembly Bill No. 416.

Bill read second time and ordered to third reading.

Assembly Bill No. 420.

Bill read second time and ordered to third reading.

Assembly Bill No. 422.

Bill read second time.

The following amendment was proposed by the Committee on Education:

Amendment No. 260.

Amend section 1, page 2, line 5, by deleting “*the*” and inserting “*a*”.

Amend section 1, page 2, by deleting line 6 and inserting: “*vote of the members of the board of trustees of that school district. The*”.

Assemblywoman Parnell moved the adoption of the amendment.

Remarks by Assemblywoman Parnell.

Amendment adopted.

Assemblywoman Parnell moved that upon return from the printer Assembly Bill No. 422 be rereferred to the Committee on Ways and Means.

Motion carried.

Bill ordered reprinted, engrossed, and the Committee on Ways and Means.

Assembly Bill No. 436.

Bill read second time.

The following amendment was proposed by the Committee on Commerce and Labor:

Amendment No. 186.

Amend section 1, page 1, line 2, by deleting “22,” and inserting “23,”.

Amend sec. 2, page 1, line 9, by deleting “22,” and inserting “23,”.

Amend sec. 3, page 2, line 3, by deleting “22,” and inserting “23,”.

Amend sec. 17, page 5, lines 1, 3, 10 and 26, by deleting “22,” and inserting “23,”.

Amend sec. 19, page 6, lines 26, 36, 39 and 41, by deleting “22,” and inserting “23,”.

Amend sec. 19, page 7, lines 9, 15 and 18, by deleting “22,” and inserting “23,”.

Amend sec. 20, page 7, line 29, by deleting “22,” and inserting “23,”.

Amend sec. 22, page 8, lines 10, 12, 15, 19 and 23, by deleting “22,” and inserting “23,”.

Amend the bill as a whole by renumbering sections 23 through 27 as sections 24 through 28 and adding a new section designated sec. 23, following sec. 22, to read as follows:

“Sec. 23. 1. *If a court of competent jurisdiction finds that the provisions of sections 2 to 23, inclusive, of this act conflict and cannot be harmonized with the provisions of chapter 370A of NRS, then the provisions of chapter 370A of NRS shall be deemed to control.*

2. *If any section, subsection, subdivision, paragraph, sentence, clause or phrase of sections 2 to 23, inclusive, of this act causes chapter 370A of NRS to no longer constitute a qualifying or model statute, as those terms are defined in the Master Settlement Agreement, then that portion of sections 2 to 23, inclusive, of this act shall be deemed to be invalid.*

3. *If any section, subsection, subdivision, paragraph, sentence, clause or phrase of sections 2 to 23, inclusive, of this act is for any reason held to be invalid, unlawful or unconstitutional, that decision shall be deemed not to affect the validity of the remaining portions of sections 2 to 23, inclusive, of this act or any part thereof.”*

Amend sec. 27, page 10, by deleting line 27 and inserting: “23, 24 and 27 of this act become effective:”.

Amend sec. 27, page 10, line 33, by deleting “24” and inserting “25”.

Amend sec. 27, page 10, line 35, by deleting “23” and inserting “24”.

Amend sec. 27, page 10, line 36, by deleting “25” and inserting “26”.

Amend sec. 27, page 10, line 38, by deleting “24” and inserting “25”.

Assemblywoman Buckley moved the adoption of the amendment.

Remarks by Assemblywoman Buckley.

Amendment adopted.

Bill ordered reprinted, engrossed, and to third reading.

Assembly Bill No. 503.

Bill read second time and ordered to third reading.

Assembly Bill No. 509.

Bill read second time and ordered to third reading.

Assembly Bill No. 510.

Bill read second time and ordered to third reading.

Assembly Bill No. 519.

Bill read second time.

The following amendment was proposed by the Committee on Judiciary:

Amendment No. 215.

Amend section 1, page 2, by deleting lines 21 through 23 and inserting:

“registry identification card issued to that person.”.

Assemblyman Anderson moved the adoption of the amendment.

Remarks by Assemblyman Anderson.

Amendment adopted.

Bill ordered reprinted, engrossed, and to third reading.

Assembly Bill No. 531.

Bill read second time and ordered to third reading.

Assembly Bill No. 547.

Bill read second time and ordered to third reading.

MOTIONS, RESOLUTIONS, AND NOTICES

Senate Joint Resolution No. 13.

Assemblyman Ocegüera moved that the resolution be referred to the Committee on Health and Human Services.

Motion carried.

Assemblyman Ocegüera moved that Assembly Bill No. 505 be taken from the General File and placed on the Chief Clerk’s desk.

Remarks by Assemblyman Ocegüera.

Motion carried.

GENERAL FILE AND THIRD READING

Assembly Bill No. 184.

Bill read third time.

The following amendment was proposed by the Assemblywoman Parnell:

Amendment No. 267.

Amend the bill as a whole by renumbering section 1 as sec. 2 and adding a new section designated section 1, following the enacting clause, to read as follows:

“Section 1. Chapter 392 of NRS is hereby amended by adding thereto the provisions set forth as sections 2 and 3 of this act.”.

Amend section 1, page 2, by deleting lines 1 through 3 and inserting:

“Sec. 2. 1. *The Department shall, in consultation with representatives*”.

Amend section 1, page 3, line 3, by deleting “*programs; and*” and inserting “*programs;*”

Amend section 1, page 3, line 6, by deleting “*class.*” and inserting: “*class; and*”

(m) The code of honor relating to cheating prescribed pursuant to section 3 of this act.”.

Amend the bill as a whole by renumbering sec. 2 as sec. 4 and adding a new section designated sec. 3, following section 1, to read as follows:

“Sec. 3. 1. The Department shall prescribe by regulation a written policy that establishes a code of honor for pupils relating to cheating on examinations and course work. The policy must be developed in consultation with the boards of trustees of school districts, the governing bodies of charter schools, educational personnel employed by school districts and charter schools, and local associations and organizations of parents whose children are enrolled in public schools throughout this State.

2. The policy must include, without limitation, a definition of cheating that clearly and concisely informs pupils which acts constitute cheating for purposes of the code of honor.

3. On or before July 1 of each year, the Department shall:

(a) Provide a copy of the code of honor to the board of trustees of each school district and the governing body of each charter school.

(b) Review and amend the code of honor as necessary.

4. Copies of the code of honor must be made available for inspection at each public school located within a school district, including, without limitation, each charter school, in an area on the grounds of the school that is open to the public.”.

Amend the title of the bill, fourth line, after “pupils;” by inserting: “requiring the Department to prescribe a policy establishing a code of honor relating to cheating by pupils;”.

Amend the summary of the bill to read as follows:

“SUMMARY—Requires development and distribution of parental involvement compacts and code of honor relating to cheating by pupils. (BDR 34-921)”.

Assemblywoman Parnell moved the adoption of the amendment.

Remarks by Assemblywoman Parnell.

Amendment adopted.

Bill ordered reprinted, re-engrossed, and to third reading.

Assembly Bill No. 28.

Bill read third time.

Remarks by Assemblymen Arberry and Anderson.

Mr. Speaker requested the privilege of the Chair for the purpose of making remarks.

Roll call on Assembly Bill No. 28:

YEAS—38.

NAYS—None.

EXCUSED—Atkinson, Christensen, Horne, Mabey—4.

Assembly Bill No. 28 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

Bill ordered transmitted to the Senate.

Assembly Bill No. 49.

Bill read third time.

Remarks by Assemblymen Denis and Parnell.

Mr. Speaker requested the privilege of the Chair for the purpose of making remarks.

Roll call on Assembly Bill No. 49:

YEAS—38.

NAYS—None.

EXCUSED—Atkinson, Christensen, Horne, Mabey—4.

Assembly Bill No. 49 having received a constitutional majority, Mr. Speaker declared it passed.

Bill ordered transmitted to the Senate.

Assembly Bill No. 52.

Bill read third time.

Remarks by Assemblymen Ocegüera and Ohrenschall.

Mr. Speaker requested the privilege of the Chair for the purpose of making remarks.

Roll call on Assembly Bill No. 52:

YEAS—37.

NAYS—Arberry.

EXCUSED—Atkinson, Christensen, Horne, Mabey—4.

Assembly Bill No. 52 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

Bill ordered transmitted to the Senate.

Assembly Bill No. 63.

Bill read third time.

Remarks by Assemblywoman Leslie.

Roll call on Assembly Bill No. 63:

YEAS—37.

NAYS—Hardy.

EXCUSED—Atkinson, Christensen, Horne, Mabey—4.

Assembly Bill No. 63 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

Bill ordered transmitted to the Senate.

Assemblywoman Buckley moved that Assembly Bills Nos. 78, 84, 91, 126, 139, 163, 166, 169, 179, 181, 182, 187, 190, 197, 203, 206, 208, 216, 235, 256, 276, 292, 341, 345, 346, 347, 348, 368, 372, 377, 402, 421, 445, 470, 474, 486, 507, 527; Assembly Joint Resolutions Nos. 4, 6, 10, 12, 14, 16; Senate Bills Nos. 73, 132 be taken from the General File and placed on the General File for the next legislative day.

Motion carried.

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

Assembly in recess at 12:27 p.m.

ASSEMBLY IN SESSION

At 12:31 p.m.
Mr. Speaker presiding.
Quorum present.

UNFINISHED BUSINESS

SIGNING OF BILLS AND RESOLUTIONS

There being no objections, the Speaker and Chief Clerk signed Senate Concurrent Resolution No. 16.

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Assemblywoman Allen, the privilege of the floor of the Assembly Chamber for this day was extended to Lee Kennedy.

On request of Assemblyman Claborn, the privilege of the floor of the Assembly Chamber for this day was extended to Louis Loupias and Ron Havlick.

On request of Assemblyman Hogan, the privilege of the floor of the Assembly Chamber for this day was extended to Henry Schuck.

On request of Assemblyman Holcomb, the privilege of the floor of the Assembly Chamber for this day was extended to Amanda L. Acuna, Mallory L. Ames, Brenda M. Barajas, Samuel Bogarin, Edwin G. Chavez, Janet J. Chumpol, Austin L. Danner, Bryan S. Dedeurwaerder, Thomas M. Dziminski, Jordan T. Harvey, Brian Holloway, Salvador Jimenez, Eva C. Margolis, Christopher P. Miller, Taylor B. Novotny, Angel L. Sanders, Joel A. Schmidt, Juan Solis, Teresa M. Thurman, Jasmine S. Ude, Rachel B. Valentino, Tobias G. Weiss, Justin L. Williams, Thomas E. Adams, Adriana Arauz-Rosiles, Sesilia Bogarin, Brian A. Chavez, John L. Chavez, Kevin J. Chavez, Tyler D. Codman, Zusan Cruz-Ramos, Cady M. Davis, Valeria Garcia, Corey T. GOoch, Mireya Gutierrez, Devan A. Guttke, Cassandra D. Kishpaugh, Ashley L. Manning, Samantha McClean Black, Elsa M. Montes, Joseph C. Pangelinan, Isaac L. Perez, Lonnie Phillips-Jackson, Aaron C. Podratz, Margarita M. Ramos, Joseph M. Spence, Samantha M. Yuhas, and Carlos Chavez.

On request of Assemblyman Perkins, the privilege of the floor of the Assembly Chamber for this day was extended to Jennifer Arias, Digna Arias, and John Arias.

Assemblywoman Buckley moved that the Assembly adjourn until Monday, April 18, 2005, at 11:00 a.m. and that it do so in memory of former Goodsprings Justice of the Peace Jan Smith.

Motion carried.

Assembly adjourned at 12:33 p.m.

Approved:

RICHARD D. PERKINS
Speaker of the Assembly

Attest: NANCY S. TRIBBLE
Chief Clerk of the Assembly