

**THE NINETY-FIFTH DAY**

---

CARSON CITY (Thursday), May 12, 2005

Assembly called to order at 11:10 a.m.

Mr. Speaker presiding.

Roll called.

All present.

Prayer by the Chaplain, Pastor Albert Tilstra.

O God, our help in ages past, our hope for years to come, our shelter from the stormy blast, and our eternal home. In this day that You have made, help us to appreciate its beauty and to use its opportunities rightly. Deliver us, we pray, from the tyranny of trifles. May we give our best thought and attention to what is important, that we may accomplish something worthwhile. Teach us how to listen to Your promptings, and save us from floundering in indecision that wastes time, subtracts from our peace, divides our efficiency, and multiplies our troubles. These things we ask from Him who delights to answer prayers.

AMEN.

Pledge of Allegiance to the Flag.

Assemblyman Oceguela 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 Health and Human Services, to which was referred Senate Bills Nos. 31, 235, 297, has had the same under consideration, and begs leave to report the same back with the recommendation: Do pass.

Also, your Committee on Health and Human Services, to which was referred Senate Bills Nos. 205, 261, has had the same under consideration, and begs leave to report the same back with the recommendation: Amend, and do pass as amended.

SHEILA LESLIE, *Chairman*

*Mr. Speaker:*

Your Committee on Judiciary, to which was referred Senate Bill No. 270, has had the same under consideration, and begs leave to report the same back with the recommendation: Do pass, and place on Consent Calendar.

BERNIE ANDERSON, *Chairman*

*Mr. Speaker:*

Your Committee on Ways and Means, to which was re-referred Assembly Bill No. 249, 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 Ways and Means, to which was referred Senate Bill No. 91, has had the same under consideration, and begs leave to report the same back with the recommendation: Do pass.

MORSE ARBERRY, JR., *Chairman*

## MESSAGES FROM THE SENATE

SENATE CHAMBER, Carson City, May 11, 2005

*To the Honorable the Assembly:*

I have the honor to inform your honorable body that the Senate on this day passed Assembly Bills Nos. 67, 68, 89, 163, 257, 278, 292, 381, 436, 468, 470, 473, 503, 507, 527; Assembly Joint Resolution No. 16.

Also, I have the honor to inform your honorable body that the Senate amended, and on this day passed, as amended, Assembly Bill No. 78, Amendment No. 666; Assembly Bill No. 555, Amendment No. 685, and respectfully requests your honorable body to concur in said amendments.

Also, I have the honor to inform your honorable body that the Senate on this day adopted Assembly Concurrent Resolutions Nos. 31, 32.

Also, I have the honor to inform your honorable body that the Senate on this day passed, as amended, Senate Bills Nos. 32, 102, 341, 380.

MARY JO MONGELLI

*Assistant Secretary of the Senate*

## INTRODUCTION, FIRST READING AND REFERENCE

Senate Bill No. 32.

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

Motion carried.

Senate Bill No. 102.

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

Motion carried.

Senate Bill No. 341.

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

Motion carried.

Senate Bill No. 380.

Assemblyman Ocegüera moved that the bill be referred to the Concurrent Committees on Government Affairs and Ways and Means.

Motion carried.

## SECOND READING AND AMENDMENT

Senate Bill No. 43.

Bill read second time and ordered to third reading.

## MOTIONS, RESOLUTIONS AND NOTICES

Assemblyman Anderson moved that Senate Bill No. 198 be taken from the Second Reading File and placed on the Chief Clerk's desk.

Remarks by Assemblyman Anderson.

Motion carried.

Assemblyman Anderson moved that Senate Bill No. 201 be taken from the Second Reading File and placed on the Chief Clerk's desk.

Remarks by Assemblyman Anderson.

Motion carried.

#### SECOND READING AND AMENDMENT

Senate Bill No. 199.

Bill read second time and ordered to third reading.

Senate Bill No. 417.

Bill read second time and ordered to third reading.

Senate Bill No. 449.

Bill read second time and ordered to third reading.

Senate Joint Resolution No. 11 of the 72nd Session.

Bill read second time and ordered to third reading.

#### MOTIONS, RESOLUTIONS, AND NOTICES

Assemblyman Anderson moved that Senate Bill No. 442 be taken from the Chief Clerk's desk and placed on General File.

Remarks by Assemblyman Anderson.

Motion carried.

Assemblywoman Buckley moved that Senate Bill No. 174 be taken from the General File and placed on the General File for the next legislative day.

Motion carried.

#### GENERAL FILE AND THIRD READING

Assembly Bill No. 438.

Bill read third time.

Remarks by Assemblywoman Koivisto.

Roll call on Assembly Bill No. 438:

YEAS—42.

NAYS—None.

Assembly Bill No. 438 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

Bill ordered transmitted to the Senate.

#### MOTIONS, RESOLUTIONS, AND NOTICES

Assemblyman Ocegüera moved that the reading of Histories on all bills and resolutions be dispensed with for this legislative day.

Motion carried.

#### GENERAL FILE AND THIRD READING

Senate Bill No. 3.

Bill read third time.

Remarks by Assemblyman Anderson.

Roll call on Senate Bill No. 3:

YEAS—42.

NAYS—None.

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

Bill ordered transmitted to the Senate.

Senate Bill No. 16.

Bill read third time.

Remarks by Assemblyman Grady.

Roll call on Senate Bill No. 16:

YEAS—42.

NAYS—None.

Senate Bill No. 16 having received a constitutional majority, Mr. Speaker declared it passed.

Bill ordered transmitted to the Senate.

Senate Bill No. 21.

Bill read third time.

Remarks by Assemblywoman Leslie.

Roll call on Senate Bill No. 21:

YEAS—42.

NAYS—None.

Senate Bill No. 21 having received a constitutional majority, Mr. Speaker declared it passed.

Bill ordered transmitted to the Senate.

Senate Bill No. 30.

Bill read third time.

Remarks by Assemblyman Hardy.

Roll call on Senate Bill No. 30:

YEAS—42.

NAYS—None.

Senate Bill No. 30 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

Bill ordered transmitted to the Senate.

Senate Bill No. 35.

Bill read third time.

Remarks by Assemblyman Goicoechea.

Roll call on Senate Bill No. 35:

YEAS—41.

NAYS—Angle.

Senate Bill No. 35 having received a two-thirds majority, Mr. Speaker declared it passed, as amended.

Bill ordered transmitted to the Senate.

Senate Bill No. 77.

Bill read third time.

Remarks by Assemblyman Anderson.

Roll call on Senate Bill No. 77:

YEAS—32.

NAYS—Gansert, Giunchigliani, Goicoechea, Kirkpatrick, Koivisto, Leslie, McClain, Pierce, Smith, Weber—10.

Senate Bill No. 77 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

Bill ordered transmitted to the Senate.

Senate Bill No. 90.

Bill read third time.

Remarks by Assemblywoman Leslie.

Roll call on Senate Bill No. 90:

YEAS—42.

NAYS—None.

Senate Bill No. 90 having received a constitutional majority, Mr. Speaker declared it passed.

Bill ordered transmitted to the Senate.

Senate Bill No. 136.

Bill read third time.

Remarks by Assemblywoman Allen.

Roll call on Senate Bill No. 136:

YEAS—42.

NAYS—None.

Senate Bill No. 136 having received a constitutional majority, Mr. Speaker declared it passed.

Bill ordered transmitted to the Senate.

Senate Bill No. 263

Bill read third time.

Remarks by Assemblyman Goicoechea.

#### MOTIONS, RESOLUTIONS, AND NOTICES

Assemblywoman Buckley moved that Senate Bill No. 263 be taken from the General File and placed on the Chief Clerk's desk.

Remarks by Assemblywoman Buckley.

Motion carried.

#### GENERAL FILE AND THIRD READING

Senate Joint Resolution No. 13.

Resolution read third time.

Remarks by Assemblywoman Leslie.

Roll call on Senate Joint Resolution No. 13:

YEAS—42.

NAYS—None.

Senate Joint Resolution No. 13 having received a constitutional majority, Mr. Speaker declared it passed.

Resolution ordered transmitted to the Senate.

Senate Bill No. 442.

Bill read third time.

Remarks by Assemblywoman Ohrenschall.

Roll call on Senate Bill No. 442:

YEAS—42.

NAYS—None.

Senate Bill No. 442 having received a constitutional majority, Mr. Speaker declared it passed.

Bill ordered transmitted to the Senate.

#### MESSAGES FROM THE SENATE

SENATE CHAMBER, Carson City, May 12, 2005

*To the Honorable the Assembly:*

I have the honor to inform your honorable body that the Senate on this day adopted Senate Concurrent Resolutions Nos. 38, 39, and 40.

MARY JO MONGELLI

*Assistant Secretary of the Senate*

#### MOTIONS, RESOLUTIONS, AND NOTICES

By Senators Titus, Amodei, Beers, Care, Carlton, Cegavske, Coffin, Hardy, Heck, Horsford, Lee, Mathews, McGinness, Nolan, Raggio, Rhoads, Schneider, Tiffany, Townsend, Washington, and Wiener; Assemblymen Parks, Allen, Anderson, Angle, Arberry, Atkinson, Buckley, Carpenter, Christensen, Claborn, Conklin, Denis, Gansert, Gerhardt, Giunchigliani, Goicoechea, Grady, Hardy, Hettrick, Hogan, Holcomb, Horne, Kirkpatrick, Koivisto, Leslie, Mabey, Manendo, Marvel, McClain, McCleary, Mortenson, Munford, Ocegüera, Ohrenschall, Parnell, Perkins, Pierce, Seale, Sherer, Sibley, Smith, and Weber:

Senate Concurrent Resolution No. 38—Expressing support for international education and foreign exchange student programs.

WHEREAS, International education is a crucial component of higher education in Nevada which contributes to the economy of the State and to a diverse college environment, and enhances both academic and cocurricular programs; and

WHEREAS, Because tourism and foreign trade are key sectors projected to improve Nevada's economic future in the next decade, it is critical that this State promote mutual understanding between Nevadans and citizens of other countries through international education programs at its colleges and universities; and

WHEREAS, The foundation of international education is the exchange of students and scholars from other countries, and proof that Nevada is committed to encouraging students from other countries to study in this State is evidenced by the fact that in the 2002-2003 academic year Nevada ranked third among the "Mountain States" region, consisting of Colorado, Utah, Nevada, Idaho, Montana and Wyoming, in numbers of international students, with 2,702 such students enrolled in its colleges and universities; and

WHEREAS, Because, as the fastest-growing State in the nation, Nevada draws many new immigrants who bring with them their diverse talents and perspectives, Nevada's institutions of higher learning must provide the necessary skills, knowledge and training for them to be

successful citizens, as well as provide all students with the opportunity to acquire the intercultural skills to interact effectively within a multicultural context; and

WHEREAS, International education includes curricular offerings that teach foreign languages, address global issues and provide in-depth understanding of other cultures, utilizes citizens of other countries in formal and informal settings as teaching resources, and recognizes that the development of new knowledge, the best research and technological breakthroughs require international collaboration; and

WHEREAS, With today's increasingly complex international trade relations, concern for the preservation of our global ecology and the constant goal of world peace, the promotion and support of international education becomes increasingly important to our national security, foreign policy, economic competitiveness and capacity for tolerance; and

WHEREAS, Former President Clinton issued an Executive Memorandum on International Education on April 19, 2000, in which he called upon educational institutions, state and local governments, nongovernmental organizations and the business community to contribute to a coherent and coordinated international education strategy that "will help us meet the twin challenges of preparing our citizens for a global environment while continuing to attract and educate future leaders from abroad"; now, therefore, be it

RESOLVED BY THE SENATE OF THE STATE OF NEVADA, THE ASSEMBLY CONCURRING, That the Nevada Legislature hereby recognizes that the international students and scholars of this State contribute significantly to the cultural diversity of Nevada's educational institutions and, through their representation, they enhance the educational experience of all students while making important contributions, and thereby supports the participation of Nevada's students, teachers, administrators and educational policymakers in international studies, international exchange programs and other activities that advance cultural awareness and promote mutual understanding and respect for the citizens of other countries; and be it further

RESOLVED, That Nevada's colleges and universities are encouraged to:

1. Develop courses of study in as many fields as possible to increase students' understanding of global issues and cultural differences;
2. Further develop courses in foreign languages to prepare students to seek careers in a global marketplace and enhance their understanding of other nations' values;
3. Provide opportunities for students in all majors to participate in programs to study abroad to enrich their academic training, intercultural perspectives and personal development;
4. Provide opportunities for domestic and international students to interact effectively and routinely to share their views, perceptions and experiences; and
5. Develop innovative public educational forums and venues to explore global issues and showcase world cultures; and be it further

RESOLVED, That the importance of international education and foreign exchange student programs can be summed up in a statement made by former Secretary of State Colin Powell on November 11, 2003, in commemoration of International Education Week, sponsored by the United States Department of State and Department of Education to celebrate the benefits of international education and exchange worldwide: "International education, learning about other cultures and languages through study, living overseas, and interacting with people of other countries, promotes the free exchange of ideas, allows us to seek joint solutions to problems, and helps create lasting partnerships to meet our shared concerns"; and be it further

RESOLVED, That the Secretary of the Senate prepare and transmit a copy of this resolution to the Chancellor of the University and Community College System and each member of the Board of Regents.

Assemblyman Parks moved the adoption of the resolution.

Remarks by Assemblyman Parks.

Resolution adopted.

By Senators Raggio, Amodei, Beers, Care, Carlton, Cegavske, Coffin, Hardy, Heck, Horsford, Lee, Mathews, McGinness, Nolan, Rhoads, Schneider, Tiffany, Titus, Townsend, Washington, and Wiener; Assemblymen Anderson, Allen, Angle, Arberry, Atkinson, Buckley, Carpenter, Christensen, Claborn, Conklin, Denis, Gansert, Gerhardt, Giunchigliani, Goicoechea, Grady, Hardy, Hettrick, Hogan, Holcomb, Horne, Kirkpatrick, Koivisto, Leslie, Mabey, Manendo, Marvel, McClain, McCleary, Mortenson, Munford, Ocegüera, Ohrenschall, Parks, Parnell, Perkins, Pierce, Seale, Sherer, Sibley, Smith, and Weber:

Senate Concurrent Resolution No. 39—Memorializing noted philanthropist and Nevada gaming pioneer Warren Nelson.

WHEREAS, The members of the Nevada Legislature were deeply saddened at the passing of noted philanthropist and Nevada gaming pioneer Warren Nelson on September 23, 2004, at the age of 91; and

WHEREAS, Born to Bertha Meisenbach Nelson and Lawrence Nelson on January 19, 1913, in Great Falls, Montana, Warren Nelson began his career in the gaming business in Montana during the depression, coming to Reno in 1936 to run the keno game at the old Palace Club; and

WHEREAS, After joining the Marine Corps in 1942, Warren Nelson was stationed in San Francisco, California, where he met Pat Futter, one of only 17 women master sergeants in the Corps, and the couple were married on Valentine's Day in 1946; and

WHEREAS, Upon his return to Reno, Warren assisted Bill Harrah in opening Harrah's Club, and also gained experience working in various capacities at the Mapes Hotel and the Little Waldorf, until 1962 when he and his partners bought the Club Cal Neva in the heart of downtown Reno; and

WHEREAS, Recognized as a creative thinker and an innovator in the gaming industry, Warren Nelson was one of the first inductees into the Gaming Hall of Fame in 1989 and served as President of the Nevada Gaming Industry Association for 5 years; and

WHEREAS, With his great sense of humor and a personality bigger than life, Warren made many lifelong friends, and some of the most satisfying personal and professional relationships were formed with colleagues that he served with on the board of directors of such companies as Boyd Gaming and International Game Technology; and

WHEREAS, Warren Nelson founded the Truckee Meadows Boys and Girls Club, served on the Board of Regents of the University of Nevada and was a trustee on the Board of the National Jewish Center for Immunology and Respiratory Medicine in Denver; and

WHEREAS, According to his daughter Gail Nelson, "He was known for his gaming career and his generosity to the community and to other communities, but he was always helping people, and that's what he should really be remembered for"; and

WHEREAS, His belief in education was evidenced by his generous donations to Carroll College in his home state of Montana, where he also provided more than 50 students with scholarships, and to the University of Nevada, Reno; and

WHEREAS, In addition to his philanthropic interests, the avid outdoorsman was an expert fisherman and had a special love for his hunting dogs; and

WHEREAS, Warren Nelson is survived by his wife, Pat, their son Greg of Taos, New Mexico, their daughter Gail of Reno and three granddaughters; now, therefore, be it

RESOLVED BY THE SENATE OF THE STATE OF NEVADA, THE ASSEMBLY CONCURRING, That Warren Nelson will be greatly missed by his many friends, his colleagues and his family; and be it further

RESOLVED, That the members of the 73rd Session of the Nevada Legislature extend their heartfelt condolences to the family of Warren Nelson; and be it further

RESOLVED, That the Secretary of the Senate prepare and transmit a copy of this resolution to his loving wife Pat, his son Greg and his daughter Gail.

Assemblyman Anderson moved the adoption of the resolution.

Remarks by Assemblymen Anderson and Grady.



Assemblyman Anderson requested that the following remarks be entered in the Journal.

ASSEMBLYMAN ANDERSON:

I first heard of Mr. Nelson when I took a job as a keno writer to put myself through college. I worked for a guy called Reginald “Arkie” Parker and he had worked for Mr. Nelson at the Palace. The opportunity to meet Mr. Nelson was very important to us. At the time, keno cards had to be handwritten. I still have a callus on my hand from holding a keno brush and the India ink that had to be used to handwrite every one. The opportunity to copy accurately was an important part of the game. Warren set the standard that keno writers tended to be college kids from the University and he preferred to hire college kids for two simple reasons: 1. He believed that they had a future and were trying to get through college and therefore their reputation was something of value to them and they were less likely to steal from the casino; and 2. He wanted to further their education. He wanted to make sure they could get through school and it was not unusual for him to make sure, at his casino, and the people who learned the keno game from him, would look for those kids. I have great memories of working with those students. There are members of the State Supreme Court who came through this system and many teachers and attorneys who benefited from this good-hearted style of employment and gaming.

I always admired how much effort Warren put into the betterment of higher education in Nevada. Not only did he serve on the Board of Regents for the University System, he also worked to open a law school at the University of Nevada, Reno. We had one at one time called Old College Law School. It later closed, as we moved to a better college in the south. Warren also donated \$2.2 million to Carroll College in Helena, Montana, funding an endowment for 50 scholarships to the Catholic school. As much as he loved to donate time and money, he also spent energy trying to get young people to attend college. One young person worked at Warren’s ranch. This young man happened to be dyslexic and had to be persuaded quite extensively. Eventually he enrolled at the University of Nevada, Reno, and it was because of Warren’s continued encouragement that he eventually graduated.

When Warren Nelson came to Nevada in 1936 to run keno, it looked a lot different from the community in which we now live. Many of the changes that came about in this community are because of the personal worth and time that Warren Nelson put into his community and the encouragement of people to become involved in this community. I want to be among the first to say that as well as being a gaming pioneer, he was big-hearted with his community giving, reaching into his own pocket and taking the dime out to encourage people. A dime and a dollar was never far from his heart. He is one of those gaming pioneers that unfortunately do not seem to exist anymore. So, I encourage my colleagues to join me in adopting this resolution.

ASSEMBLYMAN GRADY:

I also had the privilege of working for Mr. Nelson. He was a very kind gentleman, and a gentleman in every sense of the word. When I started my banking career, he would always come into the bank and make it a point to speak to everyone in the bank, not as a person who was above them, but as a person who was with them and truly wanted to know how you were doing. He would always discuss his love of hunting with many of us. I would like to personally offer my condolences to the family.

Resolution adopted.

By Senators Tiffany, Amodei, Beers, Care, Carlton, Cegavske, Coffin, Hardy, Heck, Horsford, Lee, Mathews, McGinness, Nolan, Raggio, Rhoads, Schneider, Titus, Townsend, Washington, and Wiener; Assemblymen Manendo, Allen, Anderson, Angle, Arberry, Atkinson, Buckley, Carpenter, Christensen, Claborn, Conklin, Denis, Gansert, Gerhardt, Giunchigliani, Goicoechea, Grady, Hardy, Hettrick, Hogan, Holcomb, Horne, Kirkpatrick, Koivisto, Leslie, Mabey, Marvel, McClain, McCleary, Mortenson, Munford,

Oceguera, Ohrenschall, Parks, Parnell, Perkins, Pierce, Seale, Sherer, Sibley, Smith, and Weber:

Senate Concurrent Resolution No. 40—Commending the Las Vegas Dispensing Pharmacy for Medco Health Solutions, Inc., for its significant contribution of medicine to the tsunami relief effort.

WHEREAS, On January 14, 2005, Las Vegas Mayor Oscar Goodman and Senator Sandra Tiffany joined employees at the Las Vegas Dispensing Pharmacy for Medco Health Solutions, Inc., (Medco) to load the first pallets of critically needed generic medicines in the global humanitarian relief effort for victims of the Indian Ocean earthquake and resulting tsunami that swept across Asia and the east coast of Africa on December 26, 2004; and

WHEREAS, The shipment from the Las Vegas Dispensing Pharmacy, one of Medco's two state-of-the-art automated dispensing pharmacies, consisted of more than 9 million doses of Medco's commitment of about 13 million doses of generic medicines donated to assist the millions of people who face the almost certain risk of infectious diseases after the earthquake and tsunami destroyed or compromised water and sanitary systems throughout the affected areas; and

WHEREAS, Medco, one of the nation's largest purchasers of generic medicines, identified within its inventories the medicines highlighted as "most in need" by the AmeriCares Foundation, Inc., a nonprofit disaster relief and humanitarian aid organization, and donated 20 different generic medicines, including antibiotic, anti-inflammatory, cardiovascular, diabetes and gastrointestinal products, and partnered with AmeriCares to ensure that the medicines reach the victims in time to save lives; and

WHEREAS, According to Curtis R. Welling, President and CEO of AmeriCares, "Medco's timely and responsive donation of particularly appropriate medicines will allow us to provide life-saving medicine to those in need"; and

WHEREAS, Medco's generosity is exemplified in the words of David B. Snow Jr., Medco's President and CEO, when he stated, "We stand ready to consider additional donations as continuing needs are identified"; now, therefore, be it

RESOLVED BY THE SENATE OF THE STATE OF NEVADA, THE ASSEMBLY CONCURRING, That the members of the 73rd Session of the Nevada Legislature commend the magnanimous donation of Medco Health Solutions, Inc., and the swift and caring response of its Las Vegas Dispensing Pharmacy; and be it further

RESOLVED, That the charitable acts of organizations such as these will inspire the residents of Nevada to share their blessings with the courageous people who are struggling to live and make a new life amidst the devastation of one of the deadliest disasters of modern history; and be it further

RESOLVED, That the Secretary of the Senate prepare and transmit a copy of this resolution to David B. Snow Jr., President and CEO of Medco Health Solutions, Inc.

Assemblyman Manendo moved the adoption of the resolution.

Remarks by Assemblyman Manendo.

Resolution adopted.

#### MESSAGES FROM THE SENATE

SENATE CHAMBER, Carson City, May 12, 2005

*To the Honorable the Assembly:*

I have the honor to inform your honorable body that the Senate on this day adopted Senate Concurrent Resolution No. 41.

MARY JO MONGELLI

*Assistant Secretary of the Senate*

## MOTIONS, RESOLUTIONS AND NOTICES

By Senators Townsend, Coffin, Amodei, Beers, Care, Carlton, Cegavske, Hardy, Heck, Horsford, Lee, Mathews, McGinness, Nolan, Raggio, Rhoads, Schneider, Tiffany, Titus, Washington, and Wiener; Assemblymen Perkins, Allen, Anderson, Angle, Arberry, Atkinson, Buckley, Carpenter, Christensen, Claborn, Conklin, Denis, Gansert, Gerhardt, Giunchigliani, Goicoechea, Grady, Hardy, Hettrick, Hogan, Holcomb, Horne, Kirkpatrick, Koivisto, Leslie, Mabey, Manendo, Marvel, McClain, McCleary, Mortenson, Munford, Ocegüera, Ohrenschall, Parks, Parnell, Pierce, Seale, Sherer, Sibley, Smith, and Weber:

Senate Concurrent Resolution No. 41—Congratulating Ryan Moore for his amateur and collegiate victories in golf.

WHEREAS, Ryan Moore, a self-taught player who has been carrying a golf club since he could walk, is currently the top-ranked individual golfer in Division I of the National Collegiate Athletic Association and the top-ranked men's amateur golfer in the country; and

WHEREAS, Ryan left behind an amazing high school career in Puyallup, Washington, to play golf for the Rebels at the University of Nevada, Las Vegas, and will soon be defending his 2004 NCAA Division I Golf Championship; and

WHEREAS, This year as a Rebel, Ryan led the Mountain West Conference, and the nation, with a 68.95 scoring average, was selected to the Mountain West Conference's All-Conference Team for the fourth time, was named Player of the Year for the second time, won three of the seven tournaments he played in and finished in the top six in the other four, becoming the winningest golfer in the history of the UNLV golf program, and, for the third time, is one of three finalists for the prestigious Ben Hogan Award, which is presented to the top collegiate men's golfer annually; and

WHEREAS, Ryan's game this year, and that of his teammates, has led the Rebels to a number four national ranking and a top-seed at the NCAA West Regional which begins on May 19 at Stanford Golf Course; and

WHEREAS, Not only has Ryan excelled in collegiate golf, he has also excelled as an amateur, most recently as the top amateur at the Masters Championship in Augusta, Georgia, tying for 13th overall in his second appearance at the tournament; and

WHEREAS, In 2004, not only did Ryan win nine amateur and collegiate events, he posted a 68.79 scoring average and his "worst" round all year was a 73, which is 1 over par on most golf courses; and

WHEREAS, Ryan set a new standard in amateur golf during the summer of 2004 by winning five major amateur championships, the U.S. Amateur Championship, Western Amateur Golf Championship, NCAA Championship, Sahalee Players Championship and U.S. Amateur Public Links, a winning streak that is widely hailed as the greatest amateur season of the modern era; and

WHEREAS, After the summer of 2004, Ryan returned to UNLV for his senior year, an impressive decision considering he could have entered the PGA Tour as a professional, but he made a commitment to UNLV and he wanted to honor that commitment; and

WHEREAS, Not only has Ryan demonstrated remarkable strength of character and succeeded on the golf course, he has also maintained academic integrity, earning a 3.7 grade point average last semester and Academic All-Mountain West Conference honors in 2002, 2003 and 2004, and was also named a Cleveland Golf All-America Scholar last year by the Golf Coaches Association of America; and

WHEREAS, Following graduation from UNLV, Ryan will be competing in the U.S. Open at Pinehurst in June and the British Open at St. Andrews in July; now, therefore, be it

RESOLVED BY THE SENATE OF THE STATE OF NEVADA, THE ASSEMBLY CONCURRING, That the members of the Nevada Legislature hereby congratulate Ryan Moore

for his successes as an amateur golfer and with the University of Nevada, Las Vegas; and be it further

RESOLVED, That the Nevada Legislature hereby commends Ryan Moore for his dedication to excellence and his honesty and integrity in returning to UNLV for his final season of golf as a UNLV Rebel; and be it further

RESOLVED, That best wishes and high hopes are hereby extended to Ryan Moore for the remainder of the UNLV golf season and for a successful career as a professional golfer; and be it further

RESOLVED, That the Secretary of the Senate prepare and transmit a copy of this resolution to Ryan Moore.

Assemblyman Denis moved the adoption of the resolution.

Remarks by Assemblyman Denis.

Resolution adopted.

#### UNFINISHED BUSINESS

##### CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 78.

The following Senate amendment was read:

Amendment No. 666.

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

“5. *As used in this section:*

(a) *“Commission” means all fees collected by an agent, broker or group of agents or brokers to secure a purchaser for any personal property of an estate pursuant to this section, including all fees for costs related to the sale of any personal property pursuant to this section.*

(b) *“Manufactured home” has the meaning ascribed to it in NRS 118B.015.”.*

Assemblyman Anderson moved that the Assembly concur in the Senate amendment to Assembly Bill No. 78.

Remarks by Assemblyman Anderson.

Motion carried by a constitutional majority.

Bill ordered to enrollment.

##### SIGNING OF BILLS AND RESOLUTIONS

There being no objections, the Speaker and Chief Clerk signed Assembly Concurrent Resolution No. 30; Senate Bills Nos. 130, 210, 243, 250 and 408; Senate Concurrent Resolution No. 34.

##### GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Assemblyman Anderson, the privilege of the floor of the Assembly Chamber for this day was extended to Greg Nelson, Gail Nelson, Chuan Liu, Nadia Liu, Sara Nelson, Sonya Liu, and Pat Nelson.

On request of Assemblyman Denis, the privilege of the floor of the Assembly Chamber for this day was extended to Ryan Moore and Dwayne Knight.

On request of Assemblyman Manendo, the privilege of the floor of the Assembly Chamber for this day was extended to Richard Jones and Barry Boudreaux.

On request of Assemblyman Parks, the privilege of the floor of the Assembly Chamber for this day was extended to Susan Thompson, Carmelo Urza, Susan Bender, and Thomas Wright.

On request of Assemblywoman Parnell, the privilege of the floor of the Assembly Chamber for this day was extended to Bonnie Brown, Edith Grubb, Patricia Knight, Nicky Miller, Greg Alvarez, Brian Baty, Tara Clemens, Tiffany Chapman, Stephanie Courtright, Andrew Carter, Rhiannon Dent, Dana Gaworski, Alethea Johnson, Erika Lampkin, Scott Lawrence, Patrick Martin, Joanne McClure, Mary McClure, Amanda McGarry, Kelly McKeon, Amy Miller, Nick Morrow, Ashley Prause, Jaydra Paoli, Nick Riley, Chase Roles, Ashley Scott, Hannah Snyder, Cathy Starks, Scott Stevens, Katie Rogacs, and Christina Uzzle.

Assemblyman Ocegüera moved that the Assembly adjourn until Friday, May 13, 2005, at 11:00 a.m.

Motion carried.

Assembly adjourned at 12:26 p.m.

Approved:

RICHARD D. PERKINS  
*Speaker of the Assembly*

Attest: NANCY S. TRIBBLE  
*Chief Clerk of the Assembly*