

NEVADA LEGISLATURE

Eighty-Second Session, 2023

ASSEMBLY DAILY JOURNAL

THE FIFTIETH DAY

CARSON CITY (Monday), March 27, 2023

Assembly called to order at 12 noon.

Mr. Speaker presiding.

Roll called.

All present.

Prayer by the Chaplain, Pastor Gavin Jarvis.

God Most High, please hear this prayer based on the book of Psalms: May God be gracious to this Assembly and bless them, and make His face to shine upon them, that Your way may be known on earth, Your saving power among all nations, and to our state. Let the peoples praise You, O God; let all the peoples praise You! Let the nations be glad and sing for joy, for You judge the peoples with fairness and guide our leaders upon the earth. The earth has yielded its increase; may God bless us; let all the ends of the earth fear him.

God, based on Your words, I pray that You would be gracious to each Assembly member here. In this session, in their voting and committee meetings, and in all the hard work that is in front of them, I pray that their way would go smoothly as they make and amend laws for our state. As they continue in their capacity and responsibilities, please grant them health, strength, endurance, intelligent minds, and clear communication with one another. As You do this, may the results of this 82nd Session lead many to celebrate the fair and equitable laws passed this year.

Ultimately, I pray that their work would never be in vain but would cause every resident of our state to enjoy the fruits of their labor. And may our Assembly members find joy in the work set before them.

Please extend this blessing and Your presence to all of their staffers as well, that they would thrive in their positions. And bless their families, relieving the pressures that arise from the work at hand, giving peace to every household.

You are the God who is over all and who rules with fairness and equity. May You be gracious to us now and make Your face to shine on this Assembly.

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 Health and Human Services, to which was referred Assembly Bill No. 136, 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 Legislative Operations and Elections, to which was referred Assembly Joint Resolution No. 1 of the 81st Session, has had the same under consideration, and begs leave to report the same back with the recommendation: Do pass.

MICHELLE GORELOW, *Chair*

MOTIONS, RESOLUTIONS AND NOTICES

By Assemblywomen Anderson and Considine:

Assembly Joint Resolution No. 7—Proposing to amend the Nevada Constitution to revise provisions relating to the assessment and taxation of property which is sold or transferred and to require the Legislature to enact a program to provide property tax assistance to senior citizens and persons with disabilities.

RESOLVED BY THE ASSEMBLY AND SENATE OF THE STATE OF NEVADA, JOINTLY, That Section 1 of Article 10 of the Nevada Constitution be amended to read as follows:

Section 1. 1. The Legislature shall provide by law for a uniform and equal rate of assessment and taxation, and shall prescribe such regulations as shall secure a just valuation for taxation of all property, real, personal and possessory, except mines and mining claims, which shall be assessed and taxed only as provided in Section 5 of this Article.

2. Shares of stock, bonds, mortgages, notes, bank deposits, book accounts and credits, and securities and choses in action of like character are deemed to represent interest in property already assessed and taxed, either in Nevada or elsewhere, and shall be exempt.

3. The Legislature may constitute agricultural and open-space real property having a greater value for another use than that for which it is being used, as a separate class for taxation purposes and may provide a separate uniform plan for appraisal and valuation of such property for assessment purposes. If such plan is provided, the Legislature shall also provide for retroactive assessment for a period of not less than 7 years when agricultural and open-space real property is converted to a higher use conforming to the use for which other nearby property is used.

4. Personal property which is moving in interstate commerce through or over the territory of the State of Nevada, or which was consigned to a warehouse, public or private, within the State of Nevada from outside the State of Nevada for storage in transit to a final destination outside the State of Nevada, whether specified when transportation begins or afterward, shall be deemed to have acquired no situs in Nevada for purposes of taxation and shall be exempt from taxation. Such property shall not be deprived of such exemption because while in the warehouse the property is assembled, bound, joined, processed, disassembled, divided, cut, broken in bulk, relabeled or repackaged.

5. The Legislature may exempt motor vehicles from the provisions of the tax required by this Section, and in lieu thereof, if such exemption is granted, shall provide for a uniform and equal rate of assessment and taxation of motor vehicles, which rate shall not exceed five cents on one dollar of assessed valuation.

6. The Legislature shall provide by law for a progressive reduction in the tax upon business inventories by 20 percent in each year following the adoption of this provision, and after the expiration of the 4th year such inventories are exempt from taxation. The Legislature may exempt any other personal property, including livestock.

7. No inheritance tax shall ever be levied.

8. The Legislature may exempt by law property used for municipal, educational, literary, scientific or other charitable purposes, or to encourage the conservation of energy or the substitution of other sources for fossil sources of energy.

9. No income tax shall be levied upon the wages or personal income of natural persons. Notwithstanding the foregoing provision, and except as otherwise provided in subsection 1 of this Section, taxes may be levied upon the income or revenue of any business in whatever form it may be conducted for profit in the State.

10. The Legislature may provide by law for an abatement of the tax upon or an exemption of part of the assessed value of a single-family residence occupied by the owner to the extent necessary to avoid severe economic hardship to the owner of the residence.

11. *For the purposes of assessment and taxation of property:*

(a) Except as otherwise provided in this paragraph, for the first fiscal year after the sale or transfer of real property, the real property sold or transferred shall not be eligible for any adjustment provided by the Legislature by law based on the age of improvements to the real property, any abatement of the tax upon the real property provided by the Legislature by law pursuant to subsection 8 or any abatement or exemption provided by the Legislature by law pursuant to subsection 10. The provisions of this paragraph do not apply to real property for which the Legislature has provided by law for an exemption of the tax on property.

(b) For any fiscal year following the first fiscal year after the sale or transfer of real property to which the provisions of paragraph (a) apply, any adjustment provided by the Legislature by law based on the age of improvements to the real property must be determined as if the improvements were new improvements on the date of the sale or transfer.

↪ The Legislature shall provide by law for definitions of the terms “sale” and “transfer” as necessary to carry out the provisions of this subsection.

12. *The Legislature shall provide by law for a program to provide for the payment of refunds of the taxes imposed on the primary residence of a person domiciled in this State who is 62 years of age or older or a person with a disability. If such a person rents his or her primary residence, the amount of the refund for which the person is eligible must not exceed the portion of the rent which is deemed to constitute accrued property tax. The Legislature shall establish by law:*

(a) The criteria which a person must satisfy to be eligible for such a refund; and

(b) The amount of the refund to be paid to a person eligible for such a refund, which may consist of a graduated refund based on the household income of such a person.

And be it further

RESOLVED, That this resolution becomes effective upon passage.

Assemblywoman Backus moved that the resolution be referred to the Committee on Revenue.

Motion carried.

By Assemblywomen Anderson and Considine:

Assembly Concurrent Resolution No. 7—Directing the Joint Interim Standing Committee on Revenue to conduct a study regarding wealth taxes during the 2023-2024 interim.

Assemblywoman Backus moved that the resolution be referred to the Committee on Revenue.

Motion carried.

NOTICE OF EXEMPTION

March 27, 2023

The Fiscal Analysis Division, pursuant to Joint Standing Rule No. 14.6, has determined the eligibility for exemption of: Senate Bills Nos. 350, 369.

WAYNE THORLEY
Fiscal Analysis Division

WAIVER OF JOINT STANDING RULES

A Waiver requested by: Speaker Yeager.

For: BDR 22-586

Revises provisions governing medical services and programs.

To Waive:

Subsection 1 of Joint Standing Rule No. 14.2 (dates for introduction of BDRs requested by individual legislators and committees).

Subsection 1 of Joint Standing Rule No. 14.3 (out of final committee of house of origin by 68th day).

Subsection 2 of Joint Standing Rule No. 14.3 (out of house of origin by 79th day).

Subsection 3 of Joint Standing Rule No. 14.3 (out of final committee of 2nd house by 103rd day).

Subsection 4 of Joint Standing Rule No. 14.3 (out of 2nd house by 110th day).

Has been granted effective: March 27, 2023.

SENATOR NICOLE CANNIZZARO
Senate Majority Leader

ASSEMBLYMAN STEVE YEAGER
Speaker of the Assembly

A Waiver requested by: Senator Cannizzaro.

For: BDR 18-496

Revises provisions relating to employment.

To Waive:

Subsection 1 of Joint Standing Rule No. 14.2 (dates for introduction of BDRs requested by individual legislators and committees).

Subsection 1 of Joint Standing Rule No. 14.3 (out of final committee of house of origin by 68th day).

Subsection 2 of Joint Standing Rule No. 14.3 (out of house of origin by 79th day).

Subsection 3 of Joint Standing Rule No. 14.3 (out of final committee of 2nd house by 103rd day).

Subsection 4 of Joint Standing Rule No. 14.3 (out of 2nd house by 110th day).

Has been granted effective: March 27, 2023.

SENATOR NICOLE CANNIZZARO
Senate Majority Leader

ASSEMBLYMAN STEVE YEAGER
Speaker of the Assembly

A Waiver requested by: Senator Cannizzaro.

For: BDR S-794

Revises provisions relating to economic development.

To Waive:

Subsection 1 of Joint Standing Rule No. 14.2 (dates for introduction of BDRs requested by individual legislators and committees).

Subsection 1 of Joint Standing Rule No. 14.3 (out of final committee of house of origin by 68th day).

Subsection 2 of Joint Standing Rule No. 14.3 (out of house of origin by 79th day).

Subsection 3 of Joint Standing Rule No. 14.3 (out of final committee of 2nd house by 103rd day).

Subsection 4 of Joint Standing Rule No. 14.3 (out of 2nd house by 110th day).

Has been granted effective: March 27, 2023.

SENATOR NICOLE CANNIZZARO
Senate Majority Leader

ASSEMBLYMAN STEVE YEAGER
Speaker of the Assembly

A Waiver requested by: Senator Cannizzaro.

For: BDR 32-1039

Revises provisions relating to the film industry.

To Waive:

Subsection 1 of Joint Standing Rule No. 14.2 (dates for introduction of BDRs requested by individual legislators and committees).

Subsection 1 of Joint Standing Rule No. 14.3 (out of final committee of house of origin by 68th day).

Subsection 2 of Joint Standing Rule No. 14.3 (out of house of origin by 79th day).

Subsection 3 of Joint Standing Rule No. 14.3 (out of final committee of 2nd house by 103rd day).

Subsection 4 of Joint Standing Rule No. 14.3 (out of 2nd house by 110th day).

Has been granted effective: March 27, 2023.

SENATOR NICOLE CANNIZZARO

Senate Majority Leader

ASSEMBLYMAN STEVE YEAGER

Speaker of the Assembly

A Waiver requested by: Senator Cannizzaro.

For: BDR 58-32

Revises provisions relating to energy.

To Waive:

Subsection 1 of Joint Standing Rule No. 14.2 (dates for introduction of BDRs requested by individual legislators and committees).

Subsection 1 of Joint Standing Rule No. 14.3 (out of final committee of house of origin by 68th day).

Subsection 2 of Joint Standing Rule No. 14.3 (out of house of origin by 79th day).

Subsection 3 of Joint Standing Rule No. 14.3 (out of final committee of 2nd house by 103rd day).

Subsection 4 of Joint Standing Rule No. 14.3 (out of 2nd house by 110th day).

Has been granted effective: March 27, 2023.

SENATOR NICOLE CANNIZZARO

Senate Majority Leader

ASSEMBLYMAN STEVE YEAGER

Speaker of the Assembly

INTRODUCTION, FIRST READING AND REFERENCE

By the Committee on Health and Human Services:

Assembly Bill No. 403—AN ACT relating to medical facilities; removing a halfway house for persons recovering from alcohol or other substance use disorders from the definition of a facility for the dependent; revising terminology used to refer to such facilities; removing the requirement that such a facility be licensed and regulated as a facility for the dependent; and providing other matters properly relating thereto.

Assemblywoman Jauregui moved that the bill be referred to the Committee on Health and Human Services.

Motion carried.

By the Committee on Judiciary:

Assembly Bill No. 404—AN ACT relating to civil actions; excluding certain health care professionals from the definition of “provider of health care” for certain purposes; increasing the limitation on the amount of noneconomic damages a plaintiff may recover in a civil action against a provider of health care for professional negligence; revising the statute of limitations for bringing an action against a provider of health care for injury or death based upon professional negligence, professional services rendered

without consent or error or omission in practice; repealing various requirements and restrictions concerning a civil action against a provider of health care for professional negligence; and providing other matters properly relating thereto.

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

Motion carried.

By the Committee on Judiciary:

Assembly Bill No. 405—AN ACT relating to criminal procedure; authorizing a justice court or municipal court to establish a program for the treatment of mental illness or intellectual disabilities; revising provisions regarding the eligibility of a defendant for assignment to such a program; and providing other matters properly relating thereto.

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

Motion carried.

By Assemblywoman Gorelow:

Assembly Bill No. 406—AN ACT relating to health care; requiring the State Board of Health to adopt regulations relating to the discharge of persons who are homeless or who are at a high risk of becoming homeless from a hospital; and providing other matters properly relating thereto.

Assemblywoman Jauregui moved that the bill be referred to the Committee on Health and Human Services.

Motion carried.

By Assemblyman Carter:

Assembly Bill No. 407—AN ACT relating to the Department of Motor Vehicles; prohibiting the Director of the Department of Motor Vehicles from releasing any personal information from the files or records of the Department for any commercial purpose or otherwise for commercial use in the bulk distribution of surveys, marketing material or solicitations; and providing other matters properly relating thereto.

Assemblywoman Jauregui moved that the bill be referred to the Committee on Growth and Infrastructure.

Motion carried.

By Assemblywoman Brown-May:

Assembly Bill No. 408—AN ACT relating to motor vehicles; authorizing the removal of a vehicle or part of a vehicle from the highway following the issuance of a citation for reckless driving; revising provisions relating to the applicability of certain traffic laws concerning reckless driving; providing a penalty; and providing other matters properly relating thereto.

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

Motion carried.

By Assemblywoman Thomas:

Assembly Bill No. 409—AN ACT relating to cultural affairs; creating and setting forth the duties of the Juneteenth Educational and Economic Commission; creating the Juneteenth Educational and Economic Fund; and providing other matters properly relating thereto.

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

Motion carried.

By Assemblywoman Jauregui:

Assembly Bill No. 410—AN ACT relating to industrial insurance; revising the circumstances in which certain employees are authorized to receive compensation under industrial insurance for certain stress-related claims; and providing other matters properly relating thereto.

Assemblywoman Jauregui moved that the bill be referred to the Committee on Commerce and Labor.

Motion carried.

By the Committee on Judiciary:

Assembly Bill No. 411—AN ACT relating to cannabis; requiring certain medical facilities to allow certain patients who are terminally ill to engage in the medical use of cannabis at the medical facility; providing certain exceptions; and providing other matters properly relating thereto.

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

Motion carried.

By the Committee on Judiciary:

Assembly Bill No. 412—AN ACT relating to juvenile justice; creating the Nevada Children's Commission; prescribing the membership and duties of the Commission; creating the Advisory Council for the Nevada Children's Commission; providing for the establishment of subcommittees of the Commission; and providing other matters properly relating thereto.

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

Motion carried.

By the Committee on Judiciary:

Assembly Bill No. 413—AN ACT relating to cannabis; revising the civil penalties imposed for certain unlicensed cannabis activities; providing for the imposition of civil penalties for certain additional unlicensed cannabis activities; setting forth the manner in which such civil penalties must be recovered; requiring the Cannabis Compliance Board to designate one or more

agents of the Board to perform certain duties; requiring the Board to adopt regulations establishing a program to pay rewards to persons who provide certain information to the Board concerning certain unlicensed cannabis activities; authorizing the Attorney General and the governing body of a city or county to establish a similar program; revising the definitions of “synthetic cannabinoid” and “marijuana”; revising requirements for the issuance of an adult-use cannabis establishment license or medical cannabis establishment license; and providing other matters properly relating thereto.

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

Motion carried.

By Assemblywoman Backus:

Assembly Bill No. 414—AN ACT relating to powers of attorney; adopting the Uniform Health Care Decisions Act; repealing various provisions relating to powers of attorney for health care; and providing other matters properly relating thereto.

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

Motion carried.

By Assemblywoman Taylor:

Assembly Bill No. 415—AN ACT relating to dispensing opticians; defining certain terms and revising certain definitions relating to ophthalmic dispensing; authorizing the Board of Dispensing Opticians to employ an Executive Director; providing immunity from civil liability to the Board and any of its members for certain acts; authorizing the Board to take certain actions against a person who commits certain violations; expanding the purposes for which the Board is authorized to accept gifts, grants, donations and contributions; revising provisions relating to the issuance, renewal, reinstatement, revocation and suspension of licenses; authorizing the Board to adopt certain regulations; requiring the Board to establish a schedule of fees relating to licensing; revising provisions relating to the confidentiality of certain information maintained by the Board; prescribing criteria for eligibility for a license as an apprentice dispensing optician; revising the criteria for eligibility for a license as a dispensing optician; revising certain provisions relating to a limited license as a dispensing optician; removing the authority of the Board to issue a special license as a dispensing optician; reorganizing various provisions; and providing other matters properly relating thereto.

Assemblywoman Jauregui moved that the bill be referred to the Committee on Commerce and Labor.

Motion carried.

By Assemblywoman Summers-Armstrong:

Assembly Bill No. 416—AN ACT relating to taxation; providing an exemption from property taxes for accessory dwelling units rented or leased to

tenants receiving certain tenant-based housing assistance; and providing other matters properly relating thereto.

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

Motion carried.

By Assemblyman O'Neill:

Assembly Bill No. 417—AN ACT relating to indigent defense; revising provisions concerning regulations adopted by the Board on Indigent Defense Services; providing that certain provisions relating to corrective action plans do not apply in certain circumstances; and providing other matters properly relating thereto.

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

Motion carried.

By Assemblyman Orentlicher:

Assembly Bill No. 418—AN ACT relating to health care; prescribing certain limitations on the regulation of abortion; prohibiting health care facilities from making certain deceptive statements to the public; authorizing the Attorney General to bring an action against a health care facility for such a violation; and providing other matters properly relating thereto.

Assemblywoman Jauregui moved that the bill be referred to the Committee on Health and Human Services.

Motion carried.

By Assemblyman Hafen:

Assembly Bill No. 419—AN ACT relating to taxation; revising the criteria for certain renewable energy facilities to be eligible for a partial abatement of certain taxes; and providing other matters properly relating thereto.

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

Motion carried.

By Assemblyman Yurek and Senator Stone:

Assembly Bill No. 420—AN ACT relating to education; requiring the Superintendent of Public Instruction to create the Rural Northeastern Clark County Regional School District; requiring the Department of Education to conduct a feasibility study of that District and submit a report to the Legislature; authorizing the establishment of regional school districts; making an appropriation; and providing other matters properly relating thereto.

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

Motion carried.

By Assemblymen La Rue Hatch, Anderson and Carter:

Assembly Bill No. 421—AN ACT relating to taxation; providing for the imposition, administration and payment of an excise tax on the collection of the consumer data of individual Nevada consumers by a commercial data collector; requiring a person who owed the tax on the collection of the consumer data of individual Nevada consumers to register with the Department of Taxation; requiring the Department to maintain an Internet website containing certain information with respect to persons who register with the Department as commercial data collectors; providing penalties; and providing other matters properly relating thereto.

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

Motion carried.

By Assemblywoman Gorelow:

Assembly Bill No. 422—AN ACT relating to persons with disabilities; providing for presumptive eligibility of certain infants and toddlers who are determined to be at risk of autism spectrum disorder for certain early intervention services; and providing other matters properly relating thereto.

Assemblywoman Jauregui moved that the bill be referred to the Committee on Health and Human Services.

Motion carried.

By the Committee on Government Affairs:

Assembly Bill No. 423—AN ACT relating to the boards of trustees of school districts; restricting the time of day during which the board of trustees of a school district may take action or corrective action at a regular or special meeting; authorizing, under certain circumstances, the board of trustees to restrict certain public comment at a regular or special meeting; and providing other matters properly relating thereto.

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

Motion carried.

By the Committee on Government Affairs:

Assembly Bill No. 424—AN ACT relating to the Lake Tahoe Basin; requiring the issuance of general obligation bonds to carry out certain environmental improvement projects included in the second phase of the Environmental Improvement Program for the Lake Tahoe Basin; revising provisions relating to the use of accrued interest on the proceeds of certain previously authorized bonds; and providing other matters properly relating thereto.

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

Motion carried.

By the Committee on Growth and Infrastructure:

Assembly Bill No. 425—AN ACT relating to net metering; authorizing the users of a low-income housing shared net metering system to participate in net metering; exempting the owner or operator of a low-income housing shared net metering system from certain provisions of law; requiring the Public Utilities Commission of Nevada to adopt certain regulations; revising provisions governing the administration of net metering; and providing other matters properly relating thereto.

Assemblywoman Jauregui moved that the bill be referred to the Committee on Growth and Infrastructure.

Motion carried.

By the Committee on Growth and Infrastructure:

Assembly Bill No. 426—AN ACT relating to public highways; exempting special events on or near certain highways and structures from certain restrictions on commercial advertising; exempting such advertising from being classified as a public nuisance; exempting such advertising from certain restrictions on outdoor advertisements in or near a right-of-way; exempting such an advertisement from certain fees; and providing other matters properly relating thereto.

Assemblywoman Jauregui moved that the bill be referred to the Committee on Growth and Infrastructure.

Motion carried.

By the Committee on Growth and Infrastructure:

Assembly Bill No. 427—AN ACT relating to taxation; authorizing a credit in certain years against taxes imposed on the connection of passengers to certain entities for transportation purposes; and providing other matters properly relating thereto.

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

Motion carried.

By the Committee on Revenue:

Assembly Bill No. 428—AN ACT relating to economic development; requiring the Office of Economic Development to establish and administer a Career Pathways Demonstration Program; revising the membership of the Board of Economic Development; requiring large school districts to offer a Teacher Academy College Pathway Program; authorizing the Board of Regents of the University of Nevada to enter into certain agreements; authorizing the Board of Regents to offer certain benefits to participants in a Teacher Academy College Pathway Program; and providing other matters properly relating thereto.

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

Motion carried.

By Assemblymen Gurr, Dickman, Hafen, Anderson, Brown-May, DeLong, Gallant, Gray, Hansen, Hardy, Hibbetts, Kasama, Koenig, McArthur, O'Neill and Yurek:

Assembly Bill No. 429—AN ACT relating to aviation; revising provisions governing the Nevada Air Service Development Commission and the Nevada Air Service Development Fund; making an appropriation to the Nevada Air Service Development Fund; making an appropriation to the Fund for Aviation for the enlargement, improvement or maintenance of rural airports, landing areas or air navigation facilities in Nevada; and providing other matters properly relating thereto.

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

Motion carried.

By the Committee on Revenue:

Assembly Bill No. 430—AN ACT relating to taxation; revising the definition of “vapor products”; revising provisions governing the excise tax on cannabis; imposing a tax on the sale at wholesale of cannabis products by cannabis production facilities; requiring the Department of Taxation to adopt certain regulations; and providing other matters properly relating thereto.

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

Motion carried.

By the Committee on Education:

Assembly Bill No. 431—AN ACT relating to higher education; authorizing the Board of Regents of the University of Nevada to establish a plan to provide parity in the amount of building square footage per student for certain campuses; requiring the State Public Works Board of the State Public Works Division of the Department of Administration to recommend to the Governor and Legislature the prioritization of construction of any buildings or construction work on a campus of the University with less available building square footage per student; expressing the desire of the Legislature that certain construction services provided to the Nevada System of Higher Education be used by the Board of Regents to provide such parity; and providing other matters properly relating thereto.

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

Motion carried.

By Assemblyman Koenig:

Assembly Bill No. 432—AN ACT relating to optometry; prohibiting certain persons from owning or controlling an optometry practice under certain circumstances; requiring a licensee to provide certain notifications to the Nevada State Board of Optometry; authorizing persons enrolled in certain educational or residency programs to practice optometry under certain

circumstances; prohibiting a licensee from prescribing ophthalmic lenses under certain circumstances; establishing certain requirements relating to the use of optometric telemedicine; reducing the fee for an application submitted by a veteran to obtain an initial license to practice optometry; revising certain requirements to obtain a license; revising requirements for owning an optometry practice under an assumed or fictitious name under certain circumstances; authorizing the Board to issue citations for certain violations; requiring certain regulations adopted by the State Board of Health to authorize a licensed optometrist to serve as the director of a medical laboratory under certain circumstances; authorizing certain persons acting under the supervision of an optometrist to collect certain specimens; and providing other matters properly relating thereto.

Assemblywoman Jauregui moved that the bill be referred to the Committee on Commerce and Labor.

Motion carried.

SECOND READING AND AMENDMENT

Assembly Bill No. 38.

Bill read second time and ordered to third reading.

Assembly Bill No. 62.

Bill read second time and ordered to third reading.

Assembly Bill No. 98.

Bill read second time and ordered to third reading.

Assembly Bill No. 291.

Bill read second time and ordered to third reading.

MOTIONS, RESOLUTIONS AND NOTICES

Assemblywoman Monroe-Moreno moved that Assembly Bills Nos. 38 and 62 be taken from the General File and be rereferred to the Committee on Ways and Means.

Motion carried.

GENERAL FILE AND THIRD READING

Assembly Bill No. 236.

Bill read third time.

Remarks by Assemblywoman Monroe-Moreno.

ASSEMBLYWOMAN MONROE-MORENO

Assembly Bill 236 eliminates an exception from the prohibition of a person representing himself or herself as a psychologist without a license issued by the Board of Psychological Examiners for psychological scientists employed by certain educational institutions or public agencies, thereby prohibiting a psychological scientist from representing himself or herself as a psychologist without a license issued by the Board.

Roll call on Assembly Bill No. 236:

YEAS—42.

NAYS—None.

Assembly Bill No. 236 having received a constitutional majority, Mr. Speaker declared it passed.

Bill ordered transmitted to the Senate.

Assemblywoman Jauregui moved that the Assembly recess until the call of the Chair.

Motion carried.

Assembly in recess at 12:42 p.m.

ASSEMBLY IN SESSION

At 6:30 p.m.

Mr. Speaker presiding.

Quorum present.

MOTIONS, RESOLUTIONS AND NOTICES

By Assemblymen D'Silva and Brittney Miller:

Assembly Joint Resolution No. 8—Urging the Congress of the United States to deschedule marijuana as a schedule I controlled substance.

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

Motion carried.

INTRODUCTION, FIRST READING AND REFERENCE

By the Committee on Judiciary:

Assembly Bill No. 433—AN ACT relating to business; requiring the Secretary of State to waive the fee for a state business license for certain business entities for the first year of operation; standardizing the amount of the fee charged to business entities to obtain or renew a state business license; eliminating certain fees relating to the registration of a registered agent; revising the amount of the fee certain business entities are required to pay to amend certain information on a list filed with the Secretary of State; increasing the amount of the penalty certain business entities are required to pay for failing to make certain filings or pay certain fees on or before the date on which those filings or fees are due; increasing the amount of the fee required for certain business entities to make various filings with the Secretary of State; increasing the amount of the fee a person must pay to obtain an authentication issued by the Secretary of State for certain information; increasing the amount of the maximum reasonable fee the Secretary of State may charge for certain special services; and providing other matters properly relating thereto.

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

Motion carried.

By the Committee on Health and Human Services:

Assembly Bill No. 434—AN ACT relating to prescription drugs; prohibiting a pharmacy benefit manager or health carrier from taking certain actions against entities that participate in a federal program to facilitate the discounted purchase of prescription drugs; prohibiting a program administered by the Department of Health and Human Services to provide therapeutics to persons with human immunodeficiency virus from taking similar actions; imposing certain limitations on the use of money available to administer the program to provide therapeutics to persons with human immunodeficiency virus; and providing other matters properly relating thereto.

Assemblywoman Jauregui moved that the bill be referred to the Committee on Commerce and Labor.

Motion carried.

By the Committee on Health and Human Services:

Assembly Bill No. 435—AN ACT relating to behavioral health; authorizing the administration of a program to award grants to promote the establishment of programs that provide integrated treatment for co-occurring disorders; imposing requirements governing certain contracts for the provision of behavioral health services; providing for the establishment of metrics and incentives relating to the quality of behavioral health care; providing for the collection and use of information concerning the capacity to deliver certain behavioral health services to persons under 21 years of age in this State; authorizing certain administrative penalties; requiring Medicaid to cover certain behavioral health services and provide an enhanced rate of reimbursement for certain behavioral health services; requiring the compilation and submission of a report governing the implementation of certain provisions of this bill; providing for a study of certain rates of reimbursement under Medicaid; requiring the development of a plan to expand certain data collection; and providing other matters properly relating thereto.

Assemblywoman Jauregui moved that the bill be referred to the Committee on Health and Human Services.

Motion carried.

By the Committee on Commerce and Labor:

Assembly Bill No. 436—AN ACT relating to financial services; requiring a person who provides earned wage access services to register with the Commissioner of Financial Institutions; imposing certain requirements on such registrants; providing for the regulation by the Commissioner of earned wage access providers; and providing other matters properly relating thereto.

Assemblywoman Jauregui moved that the bill be referred to the Committee on Commerce and Labor.

Motion carried.

By the Committee on Commerce and Labor:

Assembly Bill No. 437—AN ACT relating to providers of health care; limiting the amount a provider of health care may charge to fill out certain forms necessary to take a leave of absence authorized by the Family and Medical Leave Act of 1993; and providing other matters properly relating thereto.

Assemblywoman Jauregui moved that the bill be referred to the Committee on Commerce and Labor.

Motion carried.

By the Committee on Commerce and Labor:

Assembly Bill No. 438—AN ACT relating to title insurance; prohibiting a title insurer, title agent, escrow officer and certain persons who hold licenses or registrations issued by the Real Estate Division of the Department of Business and Industry from engaging in certain conduct; providing civil penalties; and providing other matters properly relating thereto.

Assemblywoman Jauregui moved that the bill be referred to the Committee on Commerce and Labor.

Motion carried.

By the Committee on Commerce and Labor:

Assembly Bill No. 439—AN ACT relating to insurance; providing that no provision for arbitration in a contract for insurance is binding upon the named insured or any other person who makes a claim under the contract; repealing certain provisions related to provisions for arbitration in a contract for insurance; and providing other matters properly relating thereto.

Assemblywoman Jauregui moved that the bill be referred to the Committee on Commerce and Labor.

Motion carried.

By the Committee on Commerce and Labor:

Assembly Bill No. 440—AN ACT relating to insurance; imposing certain requirements concerning the income generated by a pharmacy benefit manager; imposing a fiduciary duty upon a pharmacy benefit manager toward certain third parties; prohibiting a pharmacy benefit manager from engaging in certain activities or implementing certain policies or practices; requiring a pharmacy benefit manager to submit to certain audits; imposing certain fees upon a pharmacy benefit manager; and providing other matters properly relating thereto.

Assemblywoman Jauregui moved that the bill be referred to the Committee on Commerce and Labor.

Motion carried.

By the Committee on Commerce and Labor:

Assembly Bill No. 441—AN ACT relating to industrial insurance; revising certain requirements to make certain insurance records available for

inspection; removing the requirement that certain entities maintain a telephone service to accept collect calls from injured employees; revising the circumstances under which the Administrator of the Division of Industrial Relations of the Department of Business and Industry is authorized to remove a physician or chiropractic physician from a list or panel of physicians and chiropractic physicians who may provide certain medical services relating to the Nevada Industrial Insurance Act; requiring the Administrator to publish annual and quarterly reports; authorizing certain physicians and chiropractic physicians to decline to perform certain evaluations under certain circumstances; authorizing certain injured employees to request certain additional examinations; revising requirements for calculating the value of certain payments pursuant to the Act for a permanent partial disability; revising provisions relating to an appeal of certain determinations of the Administrator; requiring certain insurance claims to be administered by certain persons; and providing other matters properly relating thereto.

Assemblywoman Jauregui moved that the bill be referred to the Committee on Commerce and Labor.

Motion carried.

By the Committee on Commerce and Labor:

Assembly Bill No. 442—AN ACT relating to medical professions; requiring the Board of Medical Examiners to notify an appropriate law enforcement agency of a complaint alleging that a physician, perfusionist, physician assistant or practitioner of respiratory care has committed any act constituting a felony; requiring the Board to summarily suspend, pending a formal hearing, the license of a physician, perfusionist, physician assistant or practitioner of respiratory care who is alleged to have committed any act constituting a felony which is the same as or substantially similar to an act alleged in an earlier complaint against the licensee; and providing other matters properly relating thereto.

Assemblywoman Jauregui moved that the bill be referred to the Committee on Commerce and Labor.

Motion carried.

By the Committee on Commerce and Labor:

Assembly Bill No. 443—AN ACT relating to higher education; authorizing the use of a Governor Guinn Millennium Scholarship for a course of study at an institution for which the completion of a clinical program located in this State is required; and providing other matters properly relating thereto.

Assemblywoman Jauregui moved that the bill be referred to the Committee on Commerce and Labor.

Motion carried.

By Assemblywoman Backus:

Assembly Bill No. 444—AN ACT relating to child welfare; establishing various provisions governing proceedings relating to the custody, adoption or

protection of Indian children or the termination of parental rights; requiring the Division of Child and Family Services of the Department of Health and Human Services to adopt various regulations; requiring an agency which provides child welfare services to provide certain training for its personnel; requiring the Division and the Court Administrator to submit certain reports to the Chairs of the Senate and Assembly Standing Committees on Judiciary; authorizing the Supreme Court and the Court Administrator to adopt certain rules; repealing certain unnecessary provisions; and providing other matters properly relating thereto.

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

Motion carried.

By Assemblywoman Newby:

Assembly Bill No. 445—AN ACT relating to mental health; authorizing the Office of Economic Development to grant a partial abatement of property taxes, business taxes and sales and use taxes to a business that locates or expands in this State and that provides mental health services for children; establishing a credit against the modified business tax on certain businesses for taxpayers who donate money to the Account to Improve Mental Health Services for Children; clarifying that facilities providing mental health services for children are eligible for loans and financial assistance from the Nevada State Infrastructure Bank; creating the Account to Improve Mental Health Services for Children to provide supplemental rates or enhanced rates of reimbursement to a recipient of Medicaid who is a child for mental health services; and providing other matters properly relating thereto.

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

Motion carried.

By Assemblywoman Cohen:

Assembly Bill No. 446—AN ACT relating to guardianship; revising various provisions relating to the guardianship of a minor; and providing other matters properly relating thereto.

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

Motion carried.

By Assemblywoman Anderson:

Assembly Bill No. 447—AN ACT relating to property; authorizing a landlord to enter into an agreement with a person for the processing of payments or collection of rent; establishing certain requirements for a person who processes payments for or collects rent pursuant to such an agreement; and providing other matters properly relating thereto.

Assemblywoman Jauregui moved that the bill be referred to the Committee on Commerce and Labor.

Motion carried.

By Assemblyman Yeager and Jauregui:

Assembly Bill No. 448—AN ACT relating to taxation; revising the exemption from the real property transfer tax applicable to certain transfers of real property between business entities; and providing other matters properly relating thereto.

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

Motion carried.

By Assemblymen Gallant, Gray, Dickman, D'Silva and McArthur; Senators Buck and Hansen:

Assembly Bill No. 449—AN ACT relating to taxation; authorizing a taxpayer to obtain a credit against property taxes owed by the taxpayer under certain circumstances when an applicable partial abatement of taxes was not applied or claimed; and providing other matters properly relating thereto.

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

Motion carried.

By Assemblywoman Considine:

Assembly Bill No. 450—AN ACT relating to taxation; revising the exemption from the real property transfer tax applicable to certain transfers of real property between business entities; and providing other matters properly relating thereto.

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

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 6:40 p.m.

ASSEMBLY IN SESSION

At 6:41 p.m.

Mr. Speaker presiding.

Quorum present.

By the Committee on Government Affairs:

Assembly Bill No. 451—AN ACT relating to state employees; providing that an employee in the unclassified service of the Budget Division of the Office of Finance is entitled to compensation for overtime under certain circumstances; and providing other matters properly relating thereto.

Assemblywoman Jauregui moved that the bill be referred to the Committee on Ways and Means.

Motion carried.

By the Committee on Judiciary:

Assembly Bill No. 452—AN ACT relating to offenders; requiring the Director of the Department of Corrections to adopt regulations establishing and governing a program for the visitation of offenders; requiring the Department to establish a panel to review certain decisions of a warden or manager to deny visitation; requiring a warden or manager who denies visitation to provide certain written notice regarding the denial; and providing other matters properly relating thereto.

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

Motion carried.

By the Committee on Judiciary:

Assembly Bill No. 453—AN ACT relating to adoption; authorizing an agency which provides child welfare services or a licensed child-placing agency to consent to certain adoptions; revising provisions governing certain financial assistance provided to the adoptive parents of a person with special needs; and providing other matters properly relating thereto.

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

Motion carried.

By the Committee on Judiciary:

Assembly Bill No. 454—AN ACT relating to criminal defense; revising provisions relating to the payment of compensation and expenses for certain attorneys who provide certain legal services to indigent defendants under certain circumstances; requiring the Board on Indigent Defense Services to adopt certain regulations relating to rates of compensation for certain attorneys who provide certain legal services to indigent defendants under certain circumstances; and providing other matters properly relating thereto.

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

Motion carried.

By the Committee on Revenue:

Assembly Bill No. 455—AN ACT relating to tobacco; authorizing the Department of Taxation to impose a civil penalty for certain violations relating to contraband tobacco products; and providing other matters properly relating thereto.

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

Motion carried.

By the Committee on Growth and Infrastructure:

Assembly Bill No. 456—AN ACT relating to railroads; prohibiting the operation in this State of certain trains that are more than 7,500 feet long on certain railroad tracks; establishing provisions governing the duty hours of yardmasters; requiring a local authority or the Department of Transportation to install traffic-control devices and automated traffic enforcement systems at certain railroad grade crossings; providing civil penalties; establishing provisions governing the issuance of a civil infraction citation based on evidence detected by an automated traffic enforcement system; and providing other matters properly relating thereto.

Assemblywoman Jauregui moved that the bill be referred to the Committee on Growth and Infrastructure.

Motion carried.

By the Committee on Growth and Infrastructure:

Assembly Bill No. 457—AN ACT relating to license plates; removing the requirement for the Department of Motor Vehicles to automatically reissue certain license plates every 8 years; and providing other matters properly relating thereto.

Assemblywoman Jauregui moved that the bill be referred to the Committee on Growth and Infrastructure.

Motion carried.

By the Committee on Ways and Means:

Assembly Bill No. 458—AN ACT relating to education; authorizing a temporary advance from the Education Stabilization Account to the State Education Fund under certain circumstances; and providing other matters properly relating thereto.

Assemblywoman Jauregui moved that the bill be referred to the Committee on Ways and Means.

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 6:44 p.m.

ASSEMBLY IN SESSION

At 6:50 p.m.

Mr. Speaker presiding.

Quorum present.

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Assemblywoman Anderson, the privilege of the floor of the Assembly Chamber for this day was extended to Dr. Tonia Holmes-Sutton, Susan “Ernie” Rambo, and Tamara Hudson.

On request of Assemblywoman Backus, the privilege of the floor of the Assembly Chamber for this day was extended to Cassie Snow and Marija Minic.

On request of Assemblywoman Brown-May, the privilege of the floor of the Assembly Chamber for this day was extended to Jacqueline Veloso, Jen Walsh, and Wendy Weeks.

On request of Assemblyman Carter, the privilege of the floor of the Assembly Chamber for this day was extended to Casimir Veloso, Francis Limbo, and Marphyl Limbo.

On request of Assemblywoman Cohen, the privilege of the floor of the Assembly Chamber for this day was extended to Rory Lamp and Teresa Bell.

On request of Assemblywoman Considine, the privilege of the floor of the Assembly Chamber for this day was extended to Chessey Suisin, Manu Jack, and Surena Fausto.

On request of Assemblyman D'Silva, the privilege of the floor of the Assembly Chamber for this day was extended to Serenity Rose Mills, Maria Landaverde, and Christian Bishop.

On request of Assemblywoman González, the privilege of the floor of the Assembly Chamber for this day was extended to Cecelia Di Mino, Isabella Tabora, and Sarah Park.

On request of Assemblywoman Hansen, the privilege of the floor of the Assembly Chamber for this day was extended to Aaron Fuentes De Maria Villa, Dillon Moss, and Fatima Shemess.

On request of Assemblyman Hibbetts, the privilege of the floor of the Assembly Chamber for this day was extended to Carlos Sierra and Perla Sierra.

On request of Assemblywoman Jauregui, the privilege of the floor of the Assembly Chamber for this day was extended to Leary Adams and Spencer Ridenour.

On request of Assemblywoman Kasama, the privilege of the floor of the Assembly Chamber for this day was extended to Peter Kasama, Andrew Cohen, M.D., and Lisa Santwer.

On request of Assemblywoman La Rue Hatch, the privilege of the floor of the Assembly Chamber for this day was extended to Hannah Villatoro, Karen Villatoro Gonzalez, and Sofia Shemess.

On request of Assemblywoman Monroe-Moreno, the privilege of the floor of the Assembly Chamber for this day was extended to Jovan Jackson and Teanna Stocks.

On request of Assemblywoman Mosca, the privilege of the floor of the Assembly Chamber for this day was extended to Collin Lethbridge, Donna West, and Fernando Benitez.

On request of Assemblywoman Newby, the privilege of the floor of the Assembly Chamber for this day was extended to Freddy Lopez, Michelle Ploudre, and Sarah Shemess.

On request of Assemblyman Nguyen, the privilege of the floor of the Assembly Chamber for this day was extended to Deanne Moyle-Hicks, Pablo Macias Lopez, and Patrick Donn Dimasin.

On request of Assemblywoman Peters, the privilege of the floor of the Assembly Chamber for this day was extended to Annette Whittemore.

On request of Assemblywoman Summers-Armstrong, the privilege of the floor of the Assembly Chamber for this day was extended to Dr. Cheryl Brewster, Melvin Valentine, and Michelle Valentine.

On request of Assemblywoman Taylor, the privilege of the floor of the Assembly Chamber for this day was extended to Connie Hall, Kurt Thigpen, and Tamara Frazier.

On request of Assemblywoman Thomas, the privilege of the floor of the Assembly Chamber for this day was extended to Ali Caliendo, Leah Dods, and Rose Eshe.

On request of Assemblywoman Torres, the privilege of the floor of the Assembly Chamber for this day was extended to Evelyn Virgen, Dillon Booker, Robb Platt, and Steven Romero.

On request of Assemblyman Watts, the privilege of the floor of the Assembly Chamber for this day was extended to Serenity Mills and Steve Hamile.

Assemblywoman Jauregui moved that the Assembly adjourn until Wednesday, March 29, 2023, at 11:30 a.m.

Motion carried.

Assembly adjourned at 6:51 p.m.

Approved:

STEVE YEAGER
Speaker of the Assembly

Attest: SUSAN FURLONG

Chief Clerk of the Assembly