

## THE THIRTY-SEVENTH DAY

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CARSON CITY (Tuesday), March 15, 2005

Assembly called to order at 11:08 a.m.

Mr. Speaker presiding.

Roll called.

All present except Assemblywoman Angle, who was excused.

Prayer by the Chaplain, Robert Forster.

O Thou, kind Lord, this gathering is turning to Thee. These hearts are radiant with Thy love. These minds and spirits are exhilarated by the message of Thy glad tidings. O God, let this American democracy become glorious in spiritual degrees even as it has aspired to material degrees, and render this just government victorious. Confirm this revered nation to upraise the standard of the oneness of humanity, to promulgate the Most Great Peace, to become thereby most glorious and praiseworthy among all the nations of the world. O God, this American nation is worthy of Thy favors and is deserving of Thy mercy. Make it precious and near to Thee through Thy bounty and bestowal.

‘ABDU’L-BAHA.

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.

### REPORTS OF COMMITTEES

*Mr. Speaker:*

Your Committee on Commerce and Labor, to which were referred Assembly Bills Nos. 135, 137, has had the same under consideration, and begs leave to report the same back with the recommendation: Do pass.

BARBARA BUCKLEY, *Chairman*

*Mr. Speaker:*

Your Concurrent Committee on Health and Human Services, to which was referred Assembly Bill No. 117, has had the same under consideration, and begs leave to report the same back with the recommendation: Do pass.

SHEILA LESLIE, *Chairman*

*Mr. Speaker:*

Your Committee on Ways and Means, to which were referred Assembly Bills Nos. 96, 97, 107, has had the same under consideration, and begs leave to report the same back with the recommendation: Do pass.

MORSE ARBERRY JR., *Chairman*

### INTRODUCTION, FIRST READING, AND REFERENCE

By the Committee on Judiciary:

Assembly Bill No. 207—AN ACT relating to peace officers; requiring a law enforcement agency to follow certain procedures before placing unfavorable comments or documents about a peace officer in certain files;

making various other changes concerning certain files of a law enforcement agency; requiring a law enforcement agency to provide certain information to a peace officer concerning the consequences of failing to provide certain information during an interrogation or hearing; authorizing a peace officer to have more than one representative present during an interrogation or hearing; excluding certain evidence obtained in violation of law from proceedings concerning a peace officer; and providing other matters properly relating thereto.

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

Motion carried.

#### SECOND READING AND AMENDMENT

Assembly Bill No. 39.

Bill read second time.

The following amendment was proposed by the Committee on Government Affairs:

Amendment No. 9.

Amend section 1, page 2, by deleting lines 5 and 6 and inserting:

“332.039 may, after the bids are opened and within the period specified by the governing body or its authorized representative, file with the governing body”.

Amend sec. 3, page 3, by deleting lines 40 through 42 and inserting:

“(d) Such other matters as may properly pertain to giving notice”.

Amend sec. 7, pages 6 and 7, by deleting line 43 on page 6 and lines 1 through 5 on page 7, and inserting: “pursuant to an agreement with a vendor that has entered into an agreement with the General Services Administration or another governmental agency located within or outside this State;”.

Amend the bill as a whole by renumbering sections 8 and 9 as sections 9 and 10 and adding a new section designated sec. 8, following sec. 7, to read as follows:

“Sec. 8. NRS 332.195 is hereby amended to read as follows:

332.195 1. A governing body or its authorized representative and the State of Nevada may join or use the contracts of [~~other~~] local governments located within or outside this State with the authorization of the contracting vendor. The originally contracting local government is not liable for the obligations of the [~~local government~~] governmental entity which joins or uses the contract.

2. A governing body or its authorized representative may join or use the contracts of the State of Nevada or another state with the authorization of the contracting vendor. The State of Nevada or other state is not liable for the obligations of the local government which joins or uses the contract.”.

Assemblyman Parks moved the adoption of the amendment.

Remarks by Assemblyman Parks.

Amendment adopted.

Bill ordered reprinted, engrossed, and to third reading.

Senate Bill No. 38.

Bill read second time and ordered to third reading.

GENERAL FILE AND THIRD READING

Assembly Bill No. 168.

Bill read third time.

Remarks by Assemblyman Denis.

Roll call on Assembly Bill No. 168:

YEAS—41.

NAYS—None.

EXCUSED—Angle.

Assembly Bill No. 168 having received a constitutional majority, Mr. Speaker declared it passed.

Bill ordered transmitted to the Senate.

MOTIONS, RESOLUTIONS, AND NOTICES

Assemblyman Parks moved that upon return from the printer Assembly Bill No. 39 be placed on the Chief Clerk's desk.

Motion carried.

INTRODUCTION, FIRST READING, AND REFERENCE

By Assemblymen Horne, Conklin, Allen, Arberry, Atkinson, Christensen, Denis, Gansert, Gerhardt, Giunchigliani, Grady, Hardy, Hettrick, Kirkpatrick, Koivisto, Leslie, Mabey, Manendo, Marvel, McClain, McCleary, Mortenson, Munford, Ocegüera, Parks, Parnell, Pierce, Sherer, Sibley, Smith, and Weber; Senators Care, Horsford, and Titus:

Assembly Bill No. 208—AN ACT relating to medical professions; requiring an applicant for a license to practice medicine, licensed physicians and certain licensed osteopathic physicians to submit to a criminal background check; requiring certain disciplinary action to be taken against those applicants and physicians in certain circumstances; expanding the grounds for initiating disciplinary proceedings against physicians and osteopathic physicians; and providing other matters properly relating thereto.

Assemblyman Horne moved that the bill be referred to the Committee on Commerce and Labor.

Motion carried.

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Assemblyman Arberry, the privilege of the floor of the Assembly Chamber for this day was extended to Jessica Grant.

On request of Assemblyman Hettrick, the privilege of the floor of the Assembly Chamber for this day was extended to Bill Driscoll,

Nancy Driscoll, Drew Aguilar, Shannon Albert, Janet Assmann, Vicki Bates, Michael Beam, Debra Bolstad, Ann Casaus, Sheryl Christian, Daniel Doyle, Barbara Dudziak, Keith Ford, Alan Lopeman, Katherine Marquardt, Diane Ortenzio-Cooling, Skip Sayre, Alycia Woods, Phyliz Zick, and Janet Andraski.

On request of Assemblywoman Weber, the privilege of the floor of the Assembly Chamber for this day was extended to Sheree Rosevear.

Assemblywoman Buckley moved that the Assembly adjourn until Wednesday, March 16, 2005, at 11:00 a.m.

Motion carried.

Assembly adjourned at 11:26 a.m.

Approved:

RICHARD D. PERKINS  
*Speaker of the Assembly*

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