



# Office of the Governor

**JIM GIBBONS**  
GOVERNOR

May 28, 2009

The Honorable Barbara Buckley  
Speaker of the Assembly  
Legislative Building  
401 South Carson Street  
Carson City, NV 89701

**RE: Assembly Bill 552 of the 75<sup>th</sup> Legislative Session**

Dear Speaker Buckley,

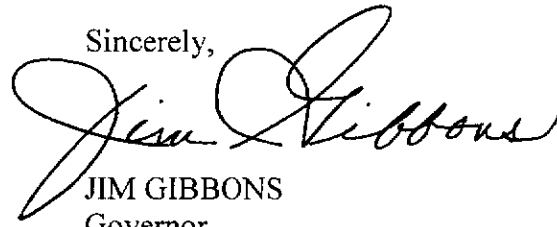
I am herewith forwarding to you, for filing within the constitutional time limit and without my approval, Assembly Bill 552, which is entitled:

AN ACT relating to taxation; increasing the fee charged by the State for collecting certain local sales and use taxes; establishing the required time for payment to the State of certain proceeds from taxes on revenue from the rental of transient lodging; making permanent a temporary reduction in various allowances for the collection of sales and use taxes and taxes on intoxicating liquor, cigarettes and other tobacco products; and providing other matters properly relating thereto.

Assembly Bill 552 pertains to state collection allowances for various taxes. I agreed to increases in these types of allowances in the 25<sup>th</sup> Legislative Special Session with the understanding that the increases would expire on June 30, 2009. A continuation of those increases was not included in the Executive Budget and I therefore cannot support this bill.

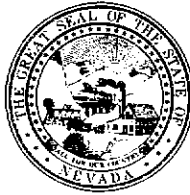
The Honorable Barbara Buckley  
May 28, 2009  
Page 2

For these reasons, I hereby exercise my constitutional grant of authority and veto  
Assembly Bill 552.

Sincerely,  
  
JIM GIBBONS  
Governor

Enclosure

Cc: The Honorable Steven Horsford, Senate Majority Leader (without enclosure)  
The Honorable Ross Miller, Secretary of State (without enclosure)  
Susan Furlong Reil, Chief Clerk of the Assembly (without enclosure)  
Claire J. Clift, Secretary of the Senate (without enclosure)  
Brenda Erdoes, Esq., Legislative Counsel (without enclosure)



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JIM GIBBONS  
GOVERNOR

May 28, 2009

The Honorable Barbara Buckley  
Speaker of the Assembly  
Legislative Building  
401 South Carson Street  
Carson City, NV 89701

**RE: Assembly Bill 446 of the 75<sup>th</sup> Legislative Session**

Dear Speaker Buckley,

I am herewith forwarding to you, for filing within the constitutional time limit and without my approval, Assembly Bill 446, which is entitled:

AN ACT relating to state financial administration; revising certain requirements for the proposed budget of the Executive Department of the State Government; and providing other matters properly relating thereto.

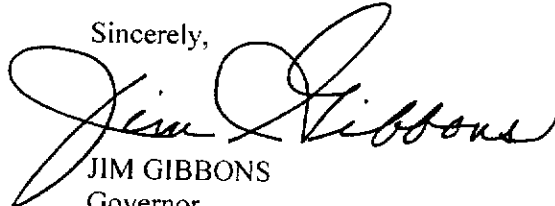
Assembly Bill 446 would change the depth and scope of the performance measures contained within the Executive Budget the Governor delivers to the Legislature prior to each biennial session.

The budgetary methods used in evaluating the performance of state government need improvement, and this legislation would work to that end if the Department of Administration was given the tools necessary to implement the bill as it was intended. Unfortunately, the Department's fiscal note was ignored when the Legislature approved this bill and no appropriation was made to implement the requirements of this legislation. As such, I do not believe the Department of Administration could reasonably fulfill the requirements of the law with the spirit in which the bill is intended.

The Honorable Barbara Buckley  
May 28, 2009  
Page 2

For these reasons, I hereby exercise my constitutional grant of authority and veto Assembly Bill 446.

Sincerely,



JIM GIBBONS  
Governor

Enclosure

Cc: The Honorable Steven Horsford, Senate Majority Leader (without enclosure)  
The Honorable Ross Miller, Secretary of State (without enclosure)  
Susan Furlong Reil, Chief Clerk of the Assembly (without enclosure)  
Claire J. Clift, Secretary of the Senate (without enclosure)  
Brenda Erdoes, Esq., Legislative Counsel (without enclosure)



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GOVERNOR

May 28, 2009

The Honorable Barbara Buckley  
Speaker of the Assembly  
Legislative Building  
401 South Carson Street  
Carson City, NV 89701

**RE: Assembly Bill 543 of the 75<sup>th</sup> Legislative Session**

Dear Speaker Buckley,

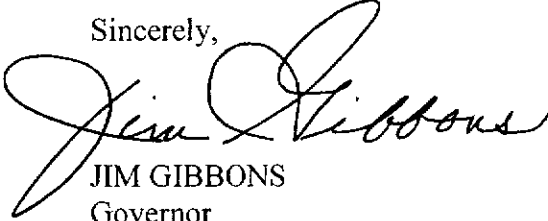
I am herewith forwarding to you, for filing within the constitutional time limit and without my approval, Assembly Bill 543, which is entitled:

AN ACT relating to taxation; temporarily redirecting a portion of the taxes ad valorem levied in Clark and Washoe Counties to the State General Fund; revising the provisions governing the imposition and use of a supplemental governmental services tax in certain counties; temporarily redirecting a portion of certain taxes imposed in Clark County to the county general fund; and providing other matters properly relating thereto.

Assembly Bill 543 pertains to reallocations of county revenues and also authorizes an increase in the governmental services tax. Because this bill is funded in part by tax increases that I disagree with, as articulated in my veto message of Senate Bill 429, and also because this bill reallocates county revenues in an amount greater than I recommended in the Executive Budget, I cannot support this bill.

The Honorable Barbara Buckley  
May 28, 2009  
Page 2

For these reasons, I hereby exercise my constitutional grant of authority and veto  
Assembly Bill 543.

Sincerely,  
  
JIM GIBBONS  
Governor

Enclosure

Cc: The Honorable Steven Horsford, Senate Majority Leader (without enclosure)  
The Honorable Ross Miller, Secretary of State (without enclosure)  
Susan Furlong Reil, Chief Clerk of the Assembly (without enclosure)  
Claire J. Clift, Secretary of the Senate (without enclosure)  
Brenda Erdoes, Esq., Legislative Counsel (without enclosure)



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May 28, 2009

The Honorable Barbara Buckley  
Speaker of the Assembly  
Legislative Building  
401 South Carson Street  
Carson City, NV 89701

**RE: Assembly Bill 563 of the 75<sup>th</sup> Legislative Session**

Dear Speaker Buckley,

I am herewith forwarding to you, for filing within the constitutional time limit and without my approval, Assembly Bill 563, which is entitled:

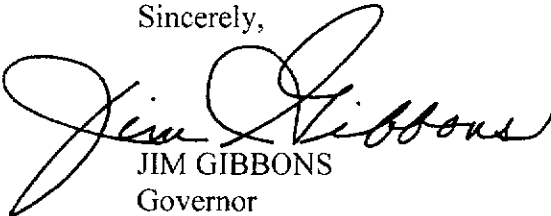
AN ACT relating to education; ensuring sufficient funding for K-12 public education for the 2009-2011 biennium; apportioning the State Distributive School Account in the State General Fund for the 2009-2011 biennium; authorizing certain expenditures; making appropriations for purposes relating to basic support, class-size reduction and other educational purposes; authorizing temporarily the board of trustees of a school district to use money raised through its general obligations for the purchase of equipment for the transportation of pupils; revising provisions governing local funds available for certain school districts for the 2009-2011 biennium; and providing other matters properly relating thereto.

I take no joy in rejecting this bill as it provides an appropriation for the distributive school account. However, this bill is part and parcel of the overall budget. Because that budget is funded by tax increases that I disagree with, as articulated in my veto message of Senate Bill 429, I cannot support this bill.

The Honorable Barbara Buckley  
May 28, 2009  
Page 2

For these reasons, I hereby exercise my constitutional grant of authority and veto Assembly Bill 563.

Sincerely,



JIM GIBBONS  
Governor

Enclosure

Cc: The Honorable Steven Horsford, Senate Majority Leader (without enclosure)  
The Honorable Ross Miller, Secretary of State (without enclosure)  
Susan Furlong Reil, Chief Clerk of the Assembly (without enclosure)  
Claire J. Clift, Secretary of the Senate (without enclosure)  
Brenda Erdoes, Esq., Legislative Counsel (without enclosure)



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May 28, 2009

The Honorable Barbara Buckley  
Speaker of the Assembly  
Legislative Building  
401 South Carson Street  
Carson City, NV 89701

**RE: Assembly Bill 493 of the 75<sup>th</sup> Legislative Session**

Dear Speaker Buckley,

I am herewith forwarding to you, for filing within the constitutional time limit and without my approval, Assembly Bill 493, which is entitled:

AN ACT relating to public retirement systems; requiring the Public Employees' Retirement Board to identify and report concerning investments of money from the Public Employees' Retirement System in certain scrutinized companies with certain business activities or connections to Iran's petroleum sector; and providing other matters properly relating thereto.

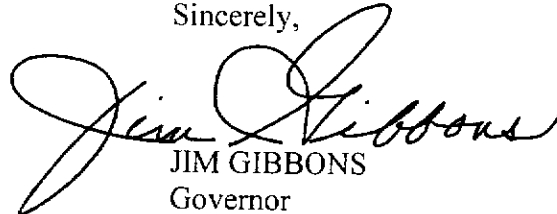
Assembly Bill 493 is a bill that relates to the Public Employees' Retirement System (PERS). PERS is a constitutionally created trust fund. It is administered by a board of trustees for the benefit of its members and beneficiaries. In 1996, the voters of Nevada approved an amendment to the Nevada Constitution that effectively prohibits the PERS Retirement Board from basing its investment decisions on social policies, no matter how admirable.

This bill requires the PERS board to study and identify certain investments in companies that transact business with the country of Iran. Due to the constitutional issues, the finding of this study, or any study of this nature, cannot impact the investment strategy with respect to funds invested on behalf of the PERS Board. Simply put, this study is not necessary.

The Honorable Barbara Buckley  
May 28, 2009  
Page 2

For these reasons, I hereby exercise my constitutional grant of authority and veto  
Assembly Bill 493.

Sincerely,



JIM GIBBONS  
Governor

Enclosure

Cc: The Honorable Steven Horsford, Senate Majority Leader (without enclosure)  
The Honorable Ross Miller, Secretary of State (without enclosure)  
Susan Furlong Reil, Chief Clerk of the Assembly (without enclosure)  
Claire J. Clift, Secretary of the Senate (without enclosure)  
Brenda Erdoes, Esq., Legislative Counsel (without enclosure)



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May 28, 2009

The Honorable Barbara Buckley  
Speaker of the Assembly  
Legislative Building  
401 South Carson Street  
Carson City, NV 89701

**RE: Assembly Bill 307 of the 75<sup>th</sup> Legislative Session**

Dear Speaker Buckley,

I am herewith forwarding to you, for filing within the constitutional time limit and without my approval, Assembly Bill 307, which is entitled:

AN ACT relating to property taxes; revising provisions governing the publication of certain information relating to property taxes for counties; and providing other matters properly relating thereto.

Assembly Bill 307 would eliminate the long-standing requirement that the secured tax roll of each county be published annually in newspapers of general circulation and instead allow for the information to be made available through the Internet.

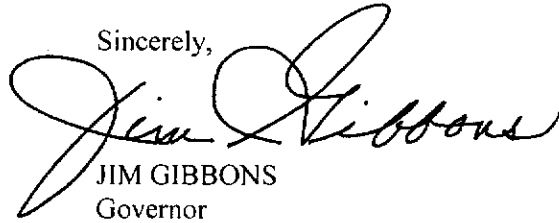
This change poses several potential problems and could very well restrict access to this vital information for some members of the public. While the Internet is obviously a very popular communications medium and is readily accessible in urban areas, there are large portions of Nevada's rural areas where Internet access is not available or available only in dial-up form. This would make it particularly difficult for citizens in these areas to access this information. Levels of Internet use also vary greatly based on race and income levels. Overall, I believe that putting this information exclusively online would restrict access for certain populations, rather than enhance it.

As can easily be seen in the ongoing dispute between residents of Incline Village and the Washoe County government, property assessment and taxation remains an issue that's important to the people of Nevada. As such, providing that information to them, rather than forcing them to seek it out, remains the preferable manner of public disclosure. The continued publishing of these rolls in newspapers of general circulation is the best way to accomplish this noble goal.

The Honorable Barbara Buckley  
May 28, 2009  
Page 2

For these reasons, I hereby exercise my constitutional grant of authority and veto Assembly Bill 307.

Sincerely,



JIM GIBBONS  
Governor

Enclosure

Cc: The Honorable Steven Horsford, Senate Majority Leader (without enclosure)  
The Honorable Ross Miller, Secretary of State (without enclosure)  
Susan Furlong Reil, Chief Clerk of the Assembly (without enclosure)  
Claire J. Clift, Secretary of the Senate (without enclosure)  
Brenda Erdoes, Esq., Legislative Counsel (without enclosure)



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May 28, 2009

The Honorable Barbara Buckley  
Speaker of the Assembly  
Legislative Building  
401 South Carson Street  
Carson City, NV 89701

**RE: Assembly Bill 267 of the 75<sup>th</sup> Legislative Session**

Dear Speaker Buckley,

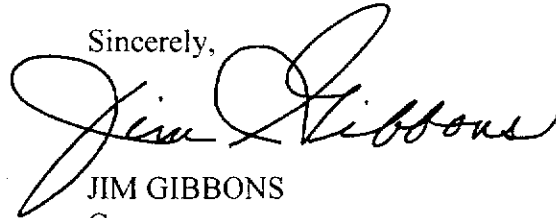
I am herewith forwarding to you, for filing within the constitutional time limit and without my approval, Assembly Bill 267, which is entitled:

AN ACT relating to the taxation of property; requiring certain golf courses assessed as open-space real property to be designated as open-space real property under applicable zoning ordinances; and providing other matters properly relating thereto.

Assembly Bill 267 is a bill that relates to the property tax assessment of golf courses. Under existing law, golf courses are assessed for property tax purposes as open-space real property. This bill does not change the existing tax assessment for most golf courses. However, it appears to target one particular business. It is bad public policy to enact legislation that singles out individual businesses.

The Honorable Barbara Buckley  
May 28, 2009  
Page 2

For these reasons, I hereby exercise my constitutional grant of authority and veto Assembly Bill 267.

Sincerely,  
  
JIM GIBBONS  
Governor

Enclosure

Cc: The Honorable Steven Horsford, Senate Majority Leader (without enclosure)  
The Honorable Ross Miller, Secretary of State (without enclosure)  
Susan Furlong Reil, Chief Clerk of the Assembly (without enclosure)  
Claire J. Clift, Secretary of the Senate (without enclosure)  
Brenda Erdoes, Esq., Legislative Counsel (without enclosure)



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May 28, 2009

The Honorable Barbara Buckley  
Speaker of the Assembly  
Legislative Building  
401 South Carson Street  
Carson City, NV 89701

**RE: Assembly Bill 491 of the 75<sup>th</sup> Legislative Session**

Dear Speaker Buckley,

I am herewith forwarding to you, for filing within the constitutional time limit and without my approval, Assembly Bill 491, which is entitled:

AN ACT relating to civil actions; providing that a certain amount of money held in a bank that is likely to be exempt from execution is not subject to a writ of execution or garnishment; providing a procedure to execute on property held in a safe-deposit box; revising the procedure for claiming an exemption from execution on certain property; making various other changes to provisions governing writs of execution, attachment and garnishment; and providing other matters properly relating thereto.

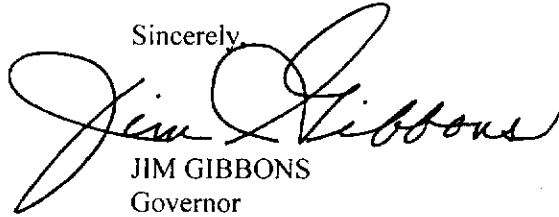
Assembly Bill 491 would put up additional barriers to small businesses collecting debts legitimately owed to them. Nevada's laws already provide strong protections for debtors, and the average rate of debt collection in Nevada is about 20 percent. Making the "wildcard exemption" of \$1,000 automatic instead of requiring the debtor to file for the exemption will make it even more burdensome for businesses to collect what is rightfully theirs.

Of additional concern is the effect this legislation could have on the already tight credit market. Debtors already have many protections from collectors, including 75 percent of their weekly wages, the existing "wildcard exemption" and many personal items, among other protections. Putting up additional barriers to creditors collecting their debts could lead to further restrictions on lending and hinder economic activity in Nevada.

The Honorable Barbara Buckley  
May 28, 2009  
Page 2

For these reasons, I hereby exercise my constitutional grant of authority and veto Assembly Bill 491.

Sincerely,

A handwritten signature in black ink that reads "Jim Gibbons". The signature is fluid and cursive, with the first name "Jim" and last name "Gibbons" clearly legible.

JIM GIBBONS  
Governor

Enclosure

Cc: The Honorable Steven Horsford, Senate Majority Leader (without enclosure)  
The Honorable Ross Miller, Secretary of State (without enclosure)  
Susan Furlong Reil, Chief Clerk of the Assembly (without enclosure)  
Claire J. Clift, Secretary of the Senate (without enclosure)  
Brenda Erdoes, Esq., Legislative Counsel (without enclosure)



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GOVERNOR

May 28, 2009

The Honorable Barbara Buckley  
Speaker of the Assembly  
Legislative Building  
401 South Carson Street  
Carson City, NV 89701

**RE: Assembly Bill 146 of the 75<sup>th</sup> Legislative Session**

Dear Speaker Buckley,

I am herewith forwarding to you, for filing within the constitutional time limit and without my approval, Assembly Bill 146, which is entitled:

AN ACT relating to business; providing for the establishment of a state business portal by the Secretary of State; revising the provisions relating to the issuance of state business licenses and transferring certain responsibilities concerning state business licenses from the Department of Taxation to the Secretary of State; making an appropriation; and providing other matters properly relating thereto.

Assembly Bill 146 would authorize the Nevada Secretary of State to create a business portal to facilitate transactions between the government and private businesses. The bill also transfers certain responsibilities for issuing business licenses from the Department of Taxation to the Secretary of State's office.

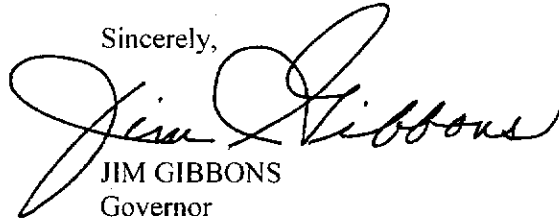
If this were where the bill ended, in the authorization for the Secretary of State to create this portal, I would gladly sign the legislation and be pleased the state was improving the ease of conducting business in Nevada. Unfortunately, the bill contains other provisions I do not believe improve the business climate in Nevada and, in fact, outweigh any benefits from the creation of the business portal.

Assembly Bill 146 would double the annual licensing fee the State of Nevada charges businesses. The legislation would also create a new business license fee for each additional physical location of a business in our state. It is because of these fee increases, greatly expanding the amount of money being collected from Nevada businesses, that I cannot support this otherwise sound legislation.

The Honorable Barbara Buckley  
May 28, 2009  
Page 2

For these reasons, I hereby exercise my constitutional grant of authority and veto Assembly Bill 146.

Sincerely,



JIM GIBBONS  
Governor

Enclosure

Cc: The Honorable Steven Horsford, Senate Majority Leader (without enclosure)  
The Honorable Ross Miller, Secretary of State (without enclosure)  
Susan Furlong Reil, Chief Clerk of the Assembly (without enclosure)  
Claire J. Clift, Secretary of the Senate (without enclosure)  
Brenda Erdoes, Esq., Legislative Counsel (without enclosure)



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GOVERNOR

May 28, 2009

The Honorable Barbara Buckley  
Speaker of the Assembly  
Legislative Building  
401 South Carson Street  
Carson City, NV 89701

**RE: Assembly Bill 246 of the 75<sup>th</sup> Legislative Session**

Dear Speaker Buckley,

I am herewith forwarding to you, for filing within the constitutional time limit and without my approval, Assembly Bill 246, which is entitled:

AN ACT relating to wildlife; providing for the issuance of an apprentice hunting license; prohibiting an apprentice hunter from hunting in this State unless he is accompanied and directly supervised by a mentor hunter; providing an exception from requirements concerning the completion of a course in the responsibilities of hunters; requiring the Board of Wildlife Commissioners to establish a program for the issuance of additional big game tags to be known as "Dream Tags"; authorizing the Board to establish an additional kind of drawing for the existing allotment of big game tags and wild turkey tags; providing a penalty; and providing other matters properly relating thereto.

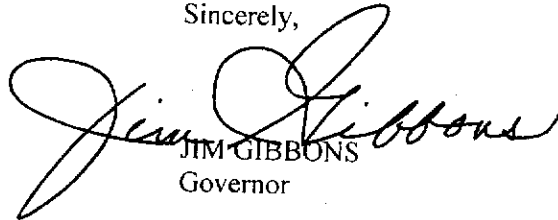
Assembly Bill 246 would do several things, including create an apprentice hunting license, create the Silver State Tag Drawing program and establish a Dream Tag program to help aid wildlife and habitat conservation and restoration. These are all sound programs as concepts, and I support their general intent.

Unfortunately, I cannot endorse the unnecessary, burdensome structure created to implement the Dream Tag program. I am particularly concerned with the fact that the Dream Tag program would be administered by a specific non-profit corporation. I believe the Nevada Board of Wildlife Commissioners should have the flexibility to determine the best entity to administer the program. Assembly Bill 246 also creates an Advisory Committee to administer the funds generated by the Dream Tag Program. Again, I believe the Nevada Board of Wildlife Commissioners should have the authority to determine the best use of the revenues from the program. I am also concerned that adequate audits and oversight will not be utilized for the Advisory Committee, whereas the Board of Wildlife Commissioners and the Department of Wildlife are subject to routine audits. If these defects had been addressed in Assembly Bill 246, I would have been proud to sign the bill into law. However, the lack of flexibility and oversight in this bill, combined with unnecessary bureaucracy, has precluded my support.

The Honorable Barbara Buckley  
May 28, 2009  
Page 2

For these reasons, I hereby exercise my constitutional grant of authority and veto Assembly Bill 246.

Sincerely,



JIM GIBBONS  
Governor

Enclosure

Cc: The Honorable Steven Horsford, Senate Majority Leader (without enclosure)  
The Honorable Ross Miller, Secretary of State (without enclosure)  
Susan Furlong Reil, Chief Clerk of the Assembly (without enclosure)  
Claire J. Clift, Secretary of the Senate (without enclosure)  
Brenda Erdoes, Esq., Legislative Counsel (without enclosure)



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JIM GIBBONS  
GOVERNOR

May 28, 2009

The Honorable Barbara Buckley  
Speaker of the Assembly  
Legislative Building  
401 South Carson Street  
Carson City, NV 89701

**RE: Assembly Bill 562 of the 75<sup>th</sup> Legislative Session**

Dear Speaker Buckley,

I am herewith forwarding to you, for filing within the constitutional time limit and without my approval, Assembly Bill 562, which is entitled:

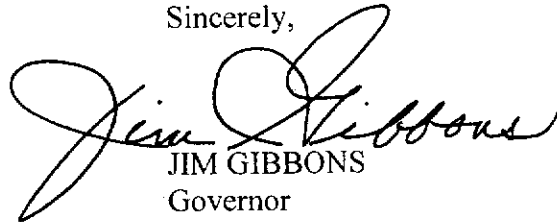
AN ACT relating to state financial administration; making appropriations from the State General Fund and the State Highway Fund for the support of the civil government of the State of Nevada for the fiscal years beginning July 1, 2009, and ending June 30, 2010, and beginning July 1, 2010, and ending June 30, 2011; providing for the use of the money so appropriated; revising the provisions governing the line of credit from the Local Government Pooled Investment Fund; making various other changes relating to the financial administration of the State; and providing other matters properly relating thereto.

Assembly Bill 562 is the general appropriations bill. Because this bill is funded in part by tax increases that I disagree with, as articulated in my veto message of Senate Bill 429, I cannot support this bill.

The Honorable Barbara Buckley  
May 28, 2009  
Page 2

For these reasons, I hereby exercise my constitutional grant of authority and veto  
Assembly Bill 562.

Sincerely,



JIM GIBBONS  
Governor

Enclosure

Cc: The Honorable Steven Horsford, Senate Majority Leader (without enclosure)  
The Honorable Ross Miller, Secretary of State (without enclosure)  
Susan Furlong Reil, Chief Clerk of the Assembly (without enclosure)  
Claire J. Clift, Secretary of the Senate (without enclosure)  
Brenda Erdoes, Esq., Legislative Counsel (without enclosure)