

TWENTY-SEVENTH DAY - FEBRUARY 17, 2010**LEGISLATIVE JOURNAL****ONE HUNDRED FIRST LEGISLATURE
SECOND SESSION****TWENTY-SEVENTH DAY**

Legislative Chamber, Lincoln, Nebraska
Wednesday, February 17, 2010

PRAYER

The prayer was offered by Pastor Bob Lawrence, South Auburn Church of Christ, Auburn.

ROLL CALL

Pursuant to adjournment, the Legislature met at 9:00 a.m., Senator Rogert presiding.

The roll was called and all members were present except Senators Pahls and Pankonin who were excused; and Senators Adams, Dubas, Gloor, Langemeier, Lathrop, and White who were excused until they arrive.

CORRECTIONS FOR THE JOURNAL

The Journal for the twenty-sixth day was approved.

ANNOUNCEMENTS

Senator Hadley designates LB918 as his priority bill.

The Urban Affairs Committee designates LB381 as its priority bill.

The Nebraska Retirement Systems Committee designates LB950 and LB979 as its priority bills.

NOTICE OF COMMITTEE HEARINGS

Judiciary

Room 1113

Wednesday, February 24, 2010 1:30 p.m.

LB1075

LB765

LB1105

LB988

LB990

Thursday, February 25, 2010 1:30 p.m.

LB1089

LB1103

LB1043

LB847

(Signed) Brad Ashford, Chairperson

AMENDMENT - Print in Journal

Senator Rogert filed the following amendment to LB226:
AM1894

(Amendments to Final Reading copy)

- 1 1. Strike section 3 and insert the following section:
- 2 Sec. 4. Since an emergency exists, this act takes effect
- 3 when passed and approved according to law.
- 4 2. Renumber the remaining section accordingly.
- 5 3. On page 1, strike beginning with "to" in line 5
- 6 through the semicolon in line 6; and in line 6 after "sections"
- 7 insert "; and to declare an emergency".

RESOLUTION

LEGISLATIVE RESOLUTION 319. Introduced by Louden, 49; Harms, 48.

WHEREAS, Sydney Swanson, an esteemed resident of Alliance, Nebraska, and a student at Alliance High School, has achieved national recognition for exemplary volunteer service by receiving a 2010 Prudential Spirit of Community Award; and

WHEREAS, this prestigious award, presented by Prudential Financial in partnership with the National Association of Secondary School Principals, honors young volunteers across America who have demonstrated an extraordinary commitment to serving their communities; and

WHEREAS, Ms. Swanson earned this award by giving generously of her time and energy to organize the first "Coats for Kids" drive in her town and expanded it to three additional cities the following year, collecting a total of eight hundred seventy-five coats for children in need. Ms. Swanson also created a web site with instructions for teens to start "Coats for Kids" drives in their own communities; and

WHEREAS, the success of the State of Nebraska, the strength of our communities, and the overall vitality of American society depend in great measure upon the dedication of young people like Ms. Swanson who use their considerable talents and resources to serve others.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE ONE HUNDRED FIRST LEGISLATURE OF NEBRASKA, SECOND SESSION:

1. That the Legislature congratulates and honors Sydney Swanson as a recipient of a 2010 Prudential Spirit of Community Award, recognizes her outstanding record of volunteer service, peer leadership, and community spirit, and extends best wishes for her continued success and happiness.

2. That a copy of this resolution be sent to Sydney Swanson.

Laid over.

MOTION - Suspend Rules

Senator Campbell renewed her motion, found on page 542, to suspend Rule 5, Section 4(c) to permit introduction of a bill (Req. 04451) after the tenth legislative day.

Senator Price moved the previous question. The question is, "Shall the debate now close?" The motion prevailed with 31 ayes, 0 nays, and 18 not voting.

The Campbell motion to suspend the rules prevailed with 36 ayes, 0 nays, 6 present and not voting, and 7 excused and not voting.

BILL ON FIRST READING

The following bill was read for the first time by title:

LEGISLATIVE BILL 1110. Introduced by Campbell, 25.

A BILL FOR AN ACT relating to the medical assistance program; to amend sections 68-901 and 68-915, Reissue Revised Statutes of Nebraska, and section 4-110, Revised Statutes Supplement, 2009; to provide for coverage for certain children as prescribed; to repeal the original sections; and to declare an emergency.

RESOLUTION

LEGISLATIVE RESOLUTION 320. Introduced by Mello, 5; Ashford, 20; Nordquist, 7.

WHEREAS, Omaha Police Officer Rich Gonzalez has admirably served as captain of the Southeast Precinct; and

WHEREAS, throughout his time of service, Captain Rich Gonzalez has strived to improve relations between the Omaha Police Department and the South Omaha community; and

WHEREAS, prior to being named captain of the Southeast Precinct, Rich Gonzalez served as head of the Omaha Gang Unit and worked to build partnerships between the Omaha Police Department, businesses, community organizations, neighborhood associations, and community members; and

WHEREAS, Captain Rich Gonzalez has also served as the Midwest Vice President for the National Latino Peace Officers Association; and

WHEREAS, it was recently announced that Captain Rich Gonzalez will be leaving the Southeast Precinct to join the Criminal Investigations Bureau; and

WHEREAS, the Legislature recognizes outstanding individual achievements of people in public service.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE ONE HUNDRED FIRST LEGISLATURE OF NEBRASKA, SECOND SESSION:

1. That the Legislature congratulates Captain Rich Gonzalez and thanks him for his service to the residents of South Omaha.
2. That a copy of this resolution be sent to Captain Rich Gonzalez.

Laid over.

ANNOUNCEMENT

Senator Haar designates LB1014 as his priority bill.

GENERAL FILE

LEGISLATIVE BILL 258. Senator Karpisek renewed his amendment, AM1888, found on page 537, to the committee amendment.

Senator Karpisek moved the previous question. The question is, "Shall the debate now close?" The motion prevailed with 25 ayes, 1 nay, and 23 not voting.

Senator Karpisek moved for a call of the house. The motion prevailed with 32 ayes, 0 nays, and 17 not voting.

The Karpisek amendment was adopted with 34 ayes, 9 nays, 3 present and not voting, and 3 excused and not voting.

The Chair declared the call raised.

Committee AM1803, found on page 502 and considered on pages 532 and 537, as amended, was renewed.

The committee amendment, as amended, was adopted with 36 ayes, 1 nay, 8 present and not voting, and 4 excused and not voting.

Advanced to Enrollment and Review Initial with 41 ayes, 0 nays, 3 present and not voting, and 5 excused and not voting.

ANNOUNCEMENTS

Senator Ashford designates LB1070 as his priority bill.

The Urban Affairs Committee designates LR295CA as its priority resolution.

The Banking, Commerce and Insurance Committee designates LB931 as its priority bill.

NOTICE OF COMMITTEE HEARING Health and Human Services

Room 1510

Wednesday, February 24, 2010 1:30 p.m.

Bernard Kanger Jr. - Board of Emergency Medical Services

LB953

LB999

(Signed) Tim Gay, Chairperson

REFERENCE COMMITTEE REPORT

The Executive Board submits the following report:

LB/LR **Committee**
LB1110 Health and Human Services

(Signed) John Wightman, Chairperson
Executive Board

RESOLUTION

LEGISLATIVE RESOLUTION 321. Introduced by Pirsch, 4; Campbell, 25.

WHEREAS, Saint Elizabeth Regional Medical Center of Lincoln has received the Silver Plus Performance Award presented by the American Stroke Association and the American Heart Association; and

WHEREAS, the Silver Plus Performance Award is based on a medical center's commitment and success in implementing a higher standard of stroke care by ensuring that stroke patients receive treatment according to nationally accepted standards and recommendations; and

WHEREAS, by receiving the Silver Plus Performance Award, Saint Elizabeth Regional Medical Center has demonstrated its commitment to excellence in stroke care.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE ONE HUNDRED FIRST LEGISLATURE OF NEBRASKA, SECOND SESSION:

1. That the Legislature congratulates Saint Elizabeth Regional Medical Center for receiving the Silver Plus Performance Award.

2. That a copy of this resolution be sent to Saint Elizabeth Regional Medical Center.

Laid over.

GENERAL FILE

LEGISLATIVE BILL 987. Title read. Considered.

SENATOR CARLSON PRESIDING

Committee AM1778, found on page 490, was considered.

Pending.

COMMITTEE REPORT

Transportation and Telecommunications

LEGISLATIVE BILL 924. Placed on General File.

(Signed) Deb Fischer, Chairperson

ANNOUNCEMENTS

The Transportation and Telecommunications Committee designates LB805 as its priority bill.

Senator Fischer designates LB764 as her priority bill.

ANNOUNCEMENT

Senator Karpisek announced the General Affairs Committee will hold an executive session Thursday, February 18, 2010, at 10:30 a.m., in Room 2022.

VISITORS

Visitors to the Chamber were members of Leadership Group from Keith and Cheyenne County; members of Leadership Beatrice from Beatrice; Senator Carlson's wife, Margo, from Holdrege and Patty Price from Hildreth, Denise Smith from Holdrege, Suzi Peterson from Oxford, Jan Hibbs from Smithfield, Sue Young from Bertrand, and Lana Bennett from Elwood; and Mr. and Mrs. Brown and children from Bellevue.

The Doctor of the Day was Dr. Megan Willet from Beatrice.

ADJOURNMENT

At 11:56 a.m., on a motion by Speaker Flood, the Legislature adjourned until 9:00 a.m., Thursday, February 18, 2010.

Patrick J. O'Donnell
Clerk of the Legislature

