

FIRST DAY - JANUARY 5, 2011

LEGISLATIVE JOURNAL

**ONE HUNDRED SECOND LEGISLATURE
FIRST SESSION**

FIRST DAY

Legislative Chamber, Lincoln, Nebraska
Wednesday, January 5, 2011

PRAYER

The prayer was offered by Senator Harms.

PRESENTATION OF COLORS

Presentation of Colors by the Nebraska Army and Air National Guard.

ROLL CALL

Pursuant to the provisions of Article III, Section 10 of the Constitution of Nebraska, the One Hundred Second Legislature, First Session of the Legislature of Nebraska, assembled in the George W. Norris Legislative Chamber of the State Capitol at the hour of 10:00 a.m., on Wednesday, January 5, 2011, and was called to order by President Sheehy.

The roll was called and the following members were present:

Adams, Greg L.	Gloor, Mike	McGill, Amanda M.
Ashford, Brad	Haar, Ken	Mello, Heath
Avery, Bill	Hadley, Galen	Nelson, John E.
Bloomfield, Dave	Hansen, Thomas F.	Nordquist, Jeremy
Brasch, Lydia	Harms, John N.	Pahls, Rich
Campbell, Kathy	Harr, Burke J.	Pankonin, Dave
Carlson, Tom	Heidemann, Lavon L.	Pirsch, Pete
Christensen, Mark	Howard, Gwen	Price, Scott
Coash, Colby	Janssen, Charlie	Schilz, Ken
Conrad, Danielle	Karpisek, Russ	Schumacher, Paul
Cook, Tanya	Krist, Bob	Smith, Jim
Cornett, Abbie	Langemeier, Chris	Sullivan, Kate
Council, Brenda J.	Larson, Tyson	Utter, Dennis
Dubas, Annette M.	Lathrop, Steve	Wallman, Norman
Fischer, Deb	Lautenbaugh, Scott	Wightman, John
Flood, Mike	Louden, LeRoy J.	
Fulton, Tony	McCoy, Beau	

MOTION - Temporary Clerk and Sergeant at Arms

Senator Wightman moved to appoint Mr. Patrick J. O'Donnell as temporary Clerk of the Legislature and Mr. Ron Witkowski as temporary Sergeant at Arms.

The motion prevailed.

RESIGNATION

November 12, 2010

Governor Dave Heineman
P.O. Box 94848
2nd Floor, State Capitol
Lincoln, NE 68509-4848

Dear Governor Heineman:

Please accept this letter as notification that effective December 1, 2010, I am resigning from my position as State Senator for the 17th Legislative District in the State of Nebraska. I was elected Dakota County Treasurer at the statewide general election on November 2, 2010, and I am constitutionally and statutorily required to resign from the Legislature prior to assuming that office. Pursuant to the requirements of Nebraska Revised Statute § 32-562, subsection (3), I am delivering this notice to you in written form.

It has truly been a privilege to serve as a member of the Nebraska Legislature for the past two years. I wish to take the opportunity to thank the residents of the 17th Legislative District, and of this state, for granting me the opportunity to serve them in this capacity.

Sincerely,
(Signed) Robert Giese

CC: Patrick O'Donnell, Clerk of the Legislature

MESSAGE FROM THE GOVERNOR

December 2, 2010

Mr. President, Speaker Flood
and Members of the Legislature
State Capitol
Lincoln, NE 68509

Dear Mr. President, Speaker Flood and Senators:

I hereby appoint Dave Bloomfield to fill the vacancy in the 17th Legislative District created by the resignation of Senator Robert Giese. This appointment takes effect on December 2, 2010.

Sincerely,
(Signed) Dave Heineman
Governor

GUBERNATORIAL APPOINTMENT

Greetings To All Who Shall See These Presents Know Ye, that I Dave Heineman, on behalf of the State of Nebraska and as Governor, do hereby appoint Dave Bloomfield as a member of the Nebraska Legislature representing District 17.

Reposing special trust in your ability, integrity and patriotism, I do authorize and empower you to discharge the duties of said appointment, according to law:

This appointment shall take effect on December 2, 2010, and continue until as provided by law provided you shall satisfactorily perform all the duties imposed by law.

(Signed) Dave Heineman
Governor

(Signed) John A. Gale
Secretary of State

CERTIFICATE

State of Nebraska

United States of America,)
) ss. Secretary of State
State of Nebraska)

I, John A. Gale, Secretary of State of the State of Nebraska do hereby certify that Dave Bloomfield has been appointed as a Member of the Nebraska Unicameral Legislature from the Seventeenth District for the unexpired term of Robert J. Giese. The term beginning December 2, 2010, shall continue until January 8, 2013, or such time as he shall satisfactorily perform all the duties imposed upon such officer by law, and until a successor is duly elected and qualified.

I further certify that the foregoing appointment was made by Governor Dave Heineman under the authority granted by the Constitution and by Section 32-566 of the Revised Statutes of Nebraska.

In Testimony Whereof, I have hereunto set my hand and affixed the Great Seal of the State of Nebraska.

Done at Lincoln this Fifth day of January in the year of our Lord, two thousand and eleven.

(SEAL) (Signed) John A. Gale
Secretary of State

OFFICIAL OATH

STATE OF NEBRASKA)
) ss.
County of Lancaster)

"I, Dave Bloomfield, do solemnly swear (or affirm) that I will support the constitution of the United States, and the constitution of the State of Nebraska, and will faithfully discharge the duties of Member of the Legislature, District 17 according to the best of my ability, and that at the election at which I was chosen to fill said office, I have not improperly influenced in any way the vote of any elector, and have not accepted, nor will I accept or receive, directly or indirectly, any money or other valuable thing from any corporation, company or person, or any promise of office, for any official act or influence (for any vote may give or withhold on any bill, resolution, or appropriation)."

(Signed) Dave Bloomfield

Subscribed in my presence and sworn to before me this 2nd day of December, 2010.

(SEAL) (Signed) John A. Gale
Secretary of State

*Constitution of the State of Nebraska, Article XV, Section One. For Executive, Judicial Officers and Members of the Legislature.

MOTION - Committee on Credentials

Senator Cornett moved that we proceed to the election of five persons to serve as the Committee on Credentials, who will forthwith report to the Legislature on the credentials of those claiming to be elected to the Legislature in the General Election in November 2010.

The motion prevailed.

Senator Wallman moved to elect the following five members of the Legislature to serve on the Committee on Credentials: Senators Langemeier, Louden, Pahls, Fischer, and Flood.

The motion prevailed.

REPORT OF COMMITTEE ON CREDENTIALS

State of Nebraska

United States of America,)
) ss. Secretary of State
 State of Nebraska)

I, John A. Gale, Secretary of State of the State of Nebraska do hereby certify that the attached is a true and correct copy of the Official Roster of members of the Nebraska Unicameral Legislature elected or appointed to serve in the One Hundred Second Legislature, First Session, 2011.

Further, I hereby certify that the members so listed on the Official Roster attached hereto are the duly elected or appointed members of the Unicameral Legislature in the State of Nebraska for the One Hundred Second Legislature, First Session, 2011.

Finally, I hereby certify that all election returns, abstracts, canvass and appointment records with reference to said members are on file in the office of the Secretary of State and are a matter of public record.

In Testimony Whereof, I have hereunto set my hand and affixed the Great Seal of the State of Nebraska.

Done at Lincoln this Fifth day of January in the year of our Lord, two thousand and eleven.

(SEAL) (Signed) John A. Gale
 Secretary of State

DISTRICT/NAME	ELECTED
1 Lavon L. Heidemann	November 4, 2008
2 Dave Pankonin	November 2, 2010
3 Scott Price	November 4, 2008
4 Pete Pirsch	November 2, 2010
5 Heath Mello	November 4, 2008
6 John E. Nelson	November 2, 2010
7 Jeremiah Nordquist	November 4, 2008
8 Burke J. Harr	November 2, 2010
9 Gwen Howard	November 4, 2008
10 Bob Krist	November 2, 2010
11 Brenda J. Council	November 4, 2008
12 Steve Lathrop	November 2, 2010
13 Tanya Cook	November 4, 2008
14 Jim Smith	November 2, 2010

15	Charlie Janssen	November 4, 2008
16	Lydia Brasch	November 2, 2010
17	Dave Bloomfield	Appointed December 2, 2010
18	Scott Lautenbaugh	November 2, 2010
19	Mike Flood	November 4, 2008
20	Brad Ashford	November 2, 2010
21	Ken Haar	November 4, 2008
22	Paul Schumacher	November 2, 2010
23	Chris Langemeier	November 4, 2008
24	Greg L. Adams	November 2, 2010
25	Kathy Campbell	November 4, 2008
26	Amanda M. McGill	November 2, 2010
27	Colby Coash	November 4, 2008
28	Bill Avery	November 2, 2010
29	Tony Fulton	November 4, 2008
30	Norman Wallman	November 2, 2010
31	Rich Pahls	November 4, 2008
32	Russ Karpisek	November 2, 2010
33	Dennis Utter	November 4, 2008
34	Annette M. Dubas	November 2, 2010
35	Mike Gloor	November 4, 2008
36	John Wightman	November 2, 2010
37	Galen Hadley	November 4, 2008
38	Tom Carlson	November 2, 2010
39	Beau McCoy	November 4, 2008
40	Tyson Larson	November 2, 2010
41	Kate Sullivan	November 4, 2008
42	Thomas F. Hansen	November 2, 2010
43	Deb Fischer	November 4, 2008
44	Mark Christensen	November 2, 2010
45	Abbie Cornett	November 4, 2008
46	Danielle Conrad	November 2, 2010
47	Ken Schilz	November 4, 2008
48	John N. Harms	November 2, 2010
49	LeRoy J. Loudon	November 4, 2008

MOTION - Credentials Committee Report

Senator Langemeier moved to approve the Committee on Credentials Report as certified and presented by the Secretary of State.

The motion prevailed.

MOTION - Escort Chief Justice

Senator Schilz moved that a committee of five be appointed to escort the Chief Justice of the Supreme Court to the Legislative Chamber for the purpose of administering the oath of office to the members of the Legislature.

The motion prevailed.

The Chair appointed Senators Wightman, Ashford, Nelson, Lathrop, and Conrad to serve on said committee.

MEMBERS' OATH OF OFFICE

STATE OF NEBRASKA)
) ss.
 LANCASTER COUNTY)

Do you and each of you solemnly swear (or affirm) that you will support the constitution of the United States, and the constitution of the State of Nebraska, and will faithfully discharge the duties of members of the Legislature according to the best of your ability, and that at the election at which you were chosen to fill said office, you have not improperly influenced in any way the vote of any elector, and have not accepted, nor will you accept or receive, directly or indirectly, any money or other valuable thing from any corporation, company or person, or any promise of office, for any official act or influence (for any vote you may give or withhold on any bill, resolution, or appropriation).

Adams, Greg L.	Harms, John N.	Pankonin, Dave
Ashford, Brad	Harr, Burke J.	Pirsch, Pete
Avery, Bill	Karpisek, Russ	Schumacher, Paul
Brasch, Lydia	Krist, Bob	Smith, Jim
Carlson, Tom	Lathrop, Steve	Wallman, Norman
Christensen, Mark	Larson, Tyson	Wightman, John
Conrad, Danielle	Lautenbaugh, Scott	
Dubas, Annette M.	McGill, Amanda M.	
Hansen, Thomas F.	Nelson, John E.	

The committee escorted the Chief Justice from the Chamber.

MOTION - Adopt Temporary Rules

Senator K. Haar moved that the rules, as now in our possession, be adopted for today only, Wednesday, January 5, 2011.

The motion prevailed.

MOTION - Election of Officers

Senator Wightman moved that the following officers, recommended by the Executive Board, be elected to serve for the One Hundred Second Legislature:

Clerk of the Legislature	Patrick J. O'Donnell
Assistant Clerk of the Legislature	Richard K. Brown
Sergeant at Arms	Ron Witkowski

The motion prevailed.

MOTION - Election of Speaker

Senator Mello moved to proceed to the election of the Speaker of the Legislature.

The motion prevailed.

Senator Flood placed his name in nomination.

Senator Cook moved the nominations be closed and a unanimous vote by acclamation be cast for Senator Flood.

The motion prevailed.

Senator Flood was duly elected Speaker of the Legislature.

MOTION - Escort Chief Justice

Senator Conrad moved that a committee of five be appointed to escort the Chief Justice of the Supreme Court to the Legislative Chamber for the purpose of administering the oath of office to the officers of the Legislature.

The motion prevailed.

The Chair appointed Senators Harms, Karpisek, Lautenbaugh, Howard, and Janssen to serve on said committee.

OFFICERS' OATH OF OFFICE

STATE OF NEBRASKA)
) ss.
 LANCASTER COUNTY)

We, and each of us, do solemnly swear (or affirm) that we will support the constitution of the United States, the constitution of the State of Nebraska, and will faithfully discharge the duties of our respective offices to the best of our ability.

Speaker
Clerk of the Legislature
Assistant Clerk of the Legislature
Sergeant at Arms

Mike Flood
Patrick J. O'Donnell
Richard K. Brown
Ron Witkowski

The committee escorted the Chief Justice from the Chamber.

MOTION - Chairperson of Committee on Committees

Senator Heidemann moved to proceed to the election of the Chairperson of the Committee on Committees.

The motion prevailed.

Senator Hansen placed his name in nomination.

Senator Cook moved the nominations be closed and a unanimous vote by acclamation be cast for Senator Hansen.

The motion prevailed.

Senator Hansen was duly elected Chairperson of the Committee on Committees.

MOTION - Committee on Committees Members

Senator Fischer moved to proceed to the election of the remaining twelve members of the Committee on Committees, and that we authorize the members residing within each of the three districts, as enumerated in Rule 3, Sec. 2, to nominate four members to be elected by the legislative body to serve on the Committee on Committees.

The motion prevailed.

Senators Adams, Conrad, Langemeier, and Pankonin were nominated from District 1.

Senators Ashford, Cornett, Howard, and Lathrop were nominated from District 2.

Senators Carlson, Fischer, Flood, and Loudon were nominated from District 3.

Senator Harms moved the approval of the nominees to the Committee on Committees.

The motion prevailed.

The Chair declared the nominees duly elected.

MOTION - Chairperson of Executive Board

Senator Pirsch moved to proceed to the election of the Chairperson of the Executive Board of the Legislative Council.

The motion prevailed.

Senator Wightman placed his name in nomination.

Senator Cook moved the nominations be closed and a unanimous vote by acclamation be cast for Senator Wightman.

The motion prevailed.

Senator Wightman was duly elected Chairperson of the Executive Board.

MOTION - Vice Chairperson of Executive Board

Senator Price moved to proceed to the election of the Vice Chairperson of the Executive Board of the Legislative Council.

The motion prevailed.

Senator Nelson placed his name in nomination.

Senator Cook moved the nominations be closed and a unanimous vote by acclamation be cast for Senator Nelson.

The motion prevailed.

Senator Nelson was duly elected Vice Chairperson of the Executive Board.

MOTION - Executive Board Members

Senator Pankonin moved to proceed to the election of the other six members of the Executive Board of the Legislative Council as outlined in 50-401.01.

The motion prevailed.

Senators Karpisek and Langemeier were nominated from District 1.

Senators Lathrop and Pahls were nominated from District 2.

Senators Christensen and Fischer were nominated from District 3.

Senator Hansen moved the approval of the nominees to the Executive Board of the Legislative Council.

The motion prevailed.

The Chair declared the nominees duly elected.

MOTION - Standing Committee Chairpersons

Senator Sullivan moved to proceed to the election of the standing committee chairpersons, by secret ballot, in accordance with Rule 3, Sec. 8(a).

The motion prevailed.

CHAIRPERSON - Agriculture

Senator Carlson placed his name in nomination.

Senator Cook moved the nominations be closed and a unanimous vote by acclamation be cast for Senator Carlson.

The motion prevailed.

Senator Carlson was duly elected Chairperson of the Agriculture Committee.

CHAIRPERSON - Appropriations

Senator Heidemann placed his name in nomination.

Senator Cook moved the nominations be closed and a unanimous vote by acclamation be cast for Senator Heidemann.

The motion prevailed.

Senator Heidemann was duly elected Chairperson of the Appropriations Committee.

CHAIRPERSON - Banking, Commerce and Insurance

Senator Pahls placed his name in nomination.

Senator Cook moved the nominations be closed and a unanimous vote by acclamation be cast for Senator Pahls.

The motion prevailed.

Senator Pahls was duly elected Chairperson of the Banking, Commerce and Insurance Committee.

CHAIRPERSON - Business and Labor

Senator Lathrop placed his name in nomination.

Senator Cook moved the nominations be closed and a unanimous vote by acclamation be cast for Senator Lathrop.

The motion prevailed.

Senator Lathrop was duly elected Chairperson of the Business and Labor Committee.

CHAIRPERSON - Education

Senator Adams placed his name in nomination.

Senator Cook moved the nominations be closed and a unanimous vote by acclamation be cast for Senator Adams.

The motion prevailed.

Senator Adams was duly elected Chairperson of the Education Committee.

CHAIRPERSON - General Affairs

Senator Karpisek placed his name in nomination.

Senator Cook moved the nominations be closed and a unanimous vote by acclamation be cast for Senator Karpisek.

The motion prevailed.

Senator Karpisek was duly elected Chairperson of the General Affairs Committee.

CHAIRPERSON - Government, Military and Veterans Affairs

Senator Avery placed his name in nomination.

Senator Krist placed his name in nomination.

The Chair declared the nominations closed.

The Chair appointed Senators Gloor, Nordquist, and Lautenbaugh as tellers.

Senator Avery	41
Senator Krist	<u>8</u>
	49

Senator Avery was duly elected Chairperson of the Government, Military and Veterans Affairs Committee.

CHAIRPERSON - Health and Human Services

Senator Campbell placed her name in nomination.

Senator Cook moved the nominations be closed and a unanimous vote by acclamation be cast for Senator Campbell.

The motion prevailed.

Senator Campbell was duly elected Chairperson of the Health and Human Services Committee.

CHAIRPERSON - Judiciary

Senator Ashford placed his name in nomination.

Senator Cook moved the nominations be closed and a unanimous vote by acclamation be cast for Senator Ashford.

The motion prevailed.

Senator Ashford was duly elected Chairperson of the Judiciary Committee.

CHAIRPERSON - Natural Resources

Senator Langemeier placed his name in nomination.

Senator Cook moved the nominations be closed and a unanimous vote by acclamation be cast for Senator Langemeier.

The motion prevailed.

Senator Langemeier was duly elected Chairperson of the Natural Resources Committee.

CHAIRPERSON - Nebraska Retirement Systems

Senator Gloor placed his name in nomination.

Senator Nordquist placed his name in nomination.

The Chair declared the nominations closed.

The Chair appointed Senators Utter, McGill, and Fulton as tellers.

Senator Gloor	23
Senator Nordquist	<u>26</u>
	49

Senator Nordquist was duly elected Chairperson of the Nebraska Retirement Systems Committee.

CHAIRPERSON - Revenue

Senator Cornett placed her name in nomination.

Senator Cook moved the nominations be closed and a unanimous vote by acclamation be cast for Senator Cornett.

The motion prevailed.

Senator Cornett was duly elected Chairperson of the Revenue Committee.

CHAIRPERSON - Transportation and Telecommunications

Senator Fischer placed her name in nomination.

Senator Cook moved the nominations be closed and a unanimous vote by acclamation be cast for Senator Fischer.

The motion prevailed.

Senator Fischer was duly elected Chairperson of the Transportation and Telecommunications Committee.

CHAIRPERSON - Urban Affairs

Senator McGill placed her name in nomination.

Senator Cook moved the nominations be closed and a unanimous vote by acclamation be cast for Senator McGill.

The motion prevailed.

Senator McGill was duly elected Chairperson of the Urban Affairs Committee.

MOTION - Special and Select Committee Chairpersons

Senator McCoy moved to proceed to the election of the special and select committee chairpersons, by secret ballot.

The motion prevailed.

CHAIRPERSON - Intergovernmental Cooperation

Senator Janssen placed his name in nomination.

Senator Cook moved the nominations be closed and a unanimous vote by acclamation be cast for Senator Janssen.

The motion prevailed.

Senator Janssen was duly elected Chairperson of the Intergovernmental Cooperation Committee.

CHAIRPERSON - Rules

Senator Lautenbaugh placed his name in nomination.

Senator Cook moved the nominations be closed and a unanimous vote by acclamation be cast for Senator Lautenbaugh.

The motion prevailed.

Senator Lautenbaugh was duly elected Chairperson of the Rules Committee.

CHAIRPERSON - Enrollment and Review

Senator Nordquist nominated Senator Larson.

Senator Cook moved the nominations be closed and a unanimous vote by acclamation be cast for Senator Larson.

The motion prevailed.

Senator Larson was duly elected Chairperson of the Enrollment and Review Committee.

MOTION - Election Returns

Senator Karpisek moved that a committee of three be appointed to escort the Secretary of State to the Chamber to deliver the election returns of the General Election of November 2010.

The motion prevailed.

The Chair appointed Senators Gloor, Mello, and Council to serve on said committee.

The committee escorted Secretary of State, John A. Gale, to the rostrum where he delivered the following report.

REPORT FROM THE SECRETARY OF STATE

January 5, 2011

Speaker of the Legislature
 One Hundred Second Legislature, First Session 2011
 State Capitol
 Lincoln, Nebraska

Honorable Speaker:

In accordance with Article IV, Section 4 of the Constitution of the State of Nebraska, I have the honor of herewith delivering to you, under Seal, the abstract of votes cast in the ninety-three counties of the State of Nebraska at the General Election held on November 2, 2010 for the offices of Members of the Public Service Commission, Regents of the University of Nebraska, Members of the State Board of Education, Supreme Court Judges, Court of Appeals Judges and Nebraska Workers Compensation Judges which votes are required by law to be canvassed by the Nebraska State Legislature, pursuant to Section 32-1039 R.S. Nebraska 1943, Reissue of 2000 as submitted to me for delivery to the Honorable Speaker of the Legislature.

I also deliver to you, under Seal, the list of candidates receiving the highest vote for each particular office enumerated. The certificate of the Secretary of State accompanies this list.

The original abstract sheets containing the tabulation of votes from the ninety-three counties with reference to two Constitutional Amendments are on file in this office. A certification of these returns is also attached.

Inasmuch as these canvass sheets are part of the records of the Office of Secretary of State, we respectfully request that they be returned to our office files immediately upon the completion of your official canvass.

Respectfully submitted,
 (Signed) John A. Gale
 Secretary of State

CERTIFICATE

State of Nebraska

United States of America,)
) ss. Secretary of State
 State of Nebraska)

I, John A. Gale, Secretary of State of the State of Nebraska do hereby certify that the attached is a true and correct list of the candidates for the offices of Governor, Lieutenant Governor, Secretary of State, Auditor of Public

Accounts, Treasurer, Attorney General, Members of the Public Service Commission, Regents of the University of Nebraska, Members of the State Board of Education, Supreme Court Judge, Court of Appeals Judges and Nebraska Workers Compensation Judges receiving the highest number of votes cast at the General Election in the State of Nebraska held on November 2, 2010.

In Testimony Whereof, I have hereunto set my hand and affixed the Great Seal of the State of Nebraska.

Done at Lincoln this Fifth day of January in the year of our Lord, two thousand and eleven.

(SEAL) (Signed) John A. Gale
Secretary of State

- Governor Dave Heineman
- Lieutenant Governor Rick Sheehy
- Attorney General - Jon Bruning
- Secretary of State - John A. Gale
- Auditor of Public Accounts - Mike Foley
- State Treasurer - Don Stenberg
- Public Service Commission, District 4 - Rod Johnson
- Public Service Commission, District 5 - Jerry Vap
- Board of Regents of the University of Nebraska - Dist 6 - Kent Schroeder
- Board of Regents of the University of Nebraska - Dist 7 - Bob Phares
- State Board of Education - Dist 5 - Patricia H. Timm
- State Board of Education - Dist 6 - Lynn R. Cronk
- State Board of Education - Dist 7 - Molly O'Holleran
- State Board of Education - Dist 8 - John Sieler
- Supreme Court Judge, Chief Justice - Michael G. Heavican
- Supreme Court Judge, District 3 - John M. Gerrard
- Supreme Court Judge, District 5 - William M. Connolly
- Supreme Court Judge, District 6 - John F. Wright
- Court of Appeals Judge, District 5 - Everett O. Inbody
- Court of Appeals Judge, District 6 - Frankie J. Moore
- Nebraska Workers Compensation Judge James R. Coe
- Nebraska Workers Compensation Judge John R. Hoffert
- Nebraska Workers Compensation Michael P. Cavel
- Nebraska Workers Compensation Ronald Brown

CERTIFICATE

State of Nebraska

United States of America,)
) ss. Secretary of State
 State of Nebraska)

I, John A. Gale, Secretary of State of the State of Nebraska do hereby certify that the attached is a true and correct listing of Constitutional Amendment proposed by the Legislature showing the number of votes cast for and against the amendment at the Primary Election held on May 11, 2010, and Constitutional Amendments proposed by the Legislature showing the number of votes cast for and against at the General Election held on November 2, 2010, is also attached.

In Testimony Whereof, I have hereunto set my hand and affixed the Great Seal of the State of Nebraska.

Done at Lincoln this Fifth day of January in the year of our Lord, two thousand and eleven.

(SEAL) (Signed) John A. Gale
Secretary of State

2010 Primary Election

Amendment

Amendment 1

A constitutional amendment to authorize the use of revenue bonds to develop and lease property for use by nonprofit enterprises as determined by law.

For	129,018
Against	116,708

2010 General Election

Amendments

Amendment 1

A constitutional amendment to change the powers of municipalities relating to fund sources for economic or industrial development.

For	221,295
Against	216,419

Amendment 2

A constitutional amendment to abolish the office of the State Treasurer on January 8, 2015.

For	146,935
Against	299,882

Senator Coash moved to approve the report of the Secretary of State and the candidates stated therein be declared duly elected.

The motion prevailed.

The Secretary of State was escorted from the Chamber.

MOTION - Inaugural Ceremonies

Senator Christensen moved to arrange to hold the inaugural ceremonies for the newly elected state officials on Thursday, January 6, 2011, at 1:30 p.m.

The motion prevailed.

VISITOR

The Doctor of the Day was Dr. Ronald Klutman from Columbus.

ADJOURNMENT

At 12:04 p.m., on a motion by Speaker Flood, the Legislature adjourned until 10:00 a.m., Thursday, January 6, 2011.

Patrick J. O'Donnell
Clerk of the Legislature

