

FOURTH DAY - JANUARY 10, 2011

LEGISLATIVE JOURNAL

**ONE HUNDRED SECOND LEGISLATURE
FIRST SESSION**

FOURTH DAY

Legislative Chamber, Lincoln, Nebraska
Monday, January 10, 2011

PRAYER

The prayer was offered by Reverend Steve Flader, South Gate United Methodist Church, Lincoln.

ROLL CALL

Pursuant to adjournment, the Legislature met at 10:00 a.m., Speaker Flood presiding.

The roll was called and all members were present except Senators Cook, Council, Heidemann, Howard, and Lautenbaugh who were excused; and Senator Pirsch who was excused until he arrives.

CORRECTIONS FOR THE JOURNAL

The Journal for the third day was approved.

REFERENCE COMMITTEE REPORT

The Legislative Council Executive Board submits the following report:

LB/LR	Committee
LB1	General File
LB2	General File
LB3	General File
LB4	General File
LB5	General File
LB6	General File
LB7	General File
LB8	General File
LB9	General File
LB10	General File
LB11	General File
LB12	Judiciary
LB13	Judiciary
LB14	Government, Military and Veterans Affairs

LB15	Judiciary
LB16	Judiciary
LB17	Judiciary
LB18	Education
LB19	Judiciary
LB20	Judiciary
LB21	Government, Military and Veterans Affairs
LB22	Banking, Commerce and Insurance
LB23	Banking, Commerce and Insurance
LB24	Banking, Commerce and Insurance
LB25	Banking, Commerce and Insurance
LB26	Banking, Commerce and Insurance
LB27	Natural Resources
LB28	Natural Resources
LB29	Natural Resources
LB30	Natural Resources
LB31	Natural Resources
LB32	Natural Resources
LB33	Revenue
LB34	Health and Human Services
LB35	Transportation and Telecommunications
LB36	Health and Human Services
LB37	Government, Military and Veterans Affairs
LB38	Natural Resources
LB39	Health and Human Services
LB40	Revenue
LB41	Natural Resources
LB42	Urban Affairs
LB43	Banking, Commerce and Insurance
LB44	Banking, Commerce and Insurance
LB45	Health and Human Services
LB46	Health and Human Services
LB47	Transportation and Telecommunications
LB48	Judiciary
LB49	Banking, Commerce and Insurance
LB50	Revenue
LB51	Health and Human Services
LB52	Transportation and Telecommunications
LB53	Education
LB54	Urban Affairs
LB55	Urban Affairs
LB56	General Affairs
LB57	Urban Affairs
LB58	Education
LB59	Education
LB60	General Affairs
LB61	Judiciary
LB62	Government, Military and Veterans Affairs
LB63	Education

LB64	Natural Resources
LB65	Revenue
LB66	Judiciary
LB67	Transportation and Telecommunications
LB68	Health and Human Services
LB69	Revenue
LB70	Banking, Commerce and Insurance
LB71	Banking, Commerce and Insurance
LB72	Banking, Commerce and Insurance
LB73	Banking, Commerce and Insurance
LB74	Banking, Commerce and Insurance
LB75	Banking, Commerce and Insurance
LB76	Banking, Commerce and Insurance
LB77	Banking, Commerce and Insurance
LB78	Banking, Commerce and Insurance
LB79	Judiciary
LB80	Judiciary
LB81	Revenue
LB82	Revenue
LB83	Revenue
LB84	Revenue
LB85	Judiciary
LB86	Executive Board
LB87	Transportation and Telecommunications
LB88	Judiciary
LB89	Government, Military and Veterans Affairs
LB90	Banking, Commerce and Insurance
LB91	Agriculture
LB92	Health and Human Services
LB93	Appropriations
LB94	Judiciary
LB95	Health and Human Services
LB96	Revenue
LB97	Government, Military and Veterans Affairs
LB98	Transportation and Telecommunications
LB99	Revenue
LB100	Judiciary
LB101	Government, Military and Veterans Affairs
LB102	Transportation and Telecommunications
LB103	Natural Resources
LB104	Transportation and Telecommunications
LB105	Natural Resources
LB106	Revenue
LB107	Agriculture
LB108	Agriculture
LB109	Agriculture
LB110	Agriculture
LB111	Health and Human Services
LB112	Transportation and Telecommunications

LB113	Business and Labor
LB114	Agriculture
LB115	Judiciary
LB116	Government, Military and Veterans Affairs
LB117	Government, Military and Veterans Affairs
LB119	Revenue
LB121	Urban Affairs
LB122	Government, Military and Veterans Affairs
LB123	Education
LB124	Judiciary
LB125	Health and Human Services
LB126	Agriculture
LB127	Natural Resources
LB128	Judiciary
LB129	Judiciary
LB130	Education
LB131	Appropriations
LB132	Banking, Commerce and Insurance
LB133	Judiciary
LB134	Revenue
LB135	Transportation and Telecommunications
LR2CA	Government, Military and Veterans Affairs
LR3CA	Transportation and Telecommunications
LR5CA	Executive Board
LR9CA	Revenue

Allan, Tam - Nebraska State Fair Board - Agriculture
 Bergstraesser, Edwin - State Electrical Board - General Affairs
 Bieganski, Gary - Board of Trustees of the Nebraska State Colleges -
 Education
 Boswell, Kathy - Nebraska Rural Health Advisory Commission - Health and
 Human Services
 Brown, Rebecca - Nebraska Child Abuse Prevention Fund Board - Health
 and Human Services
 Camara, Wayne - Technical Advisory Committee for Statewide Assessment
 - Education
 Coleman, Janet - State Board of Health - Health and Human Services
 Covi, Kristopher - State Racing Commission - General Affairs
 Culver, Robert "Bob", Jr. - Nebraska Arts Council - General Affairs
 Davis, Jeffrey - Community Corrections Council - Judiciary
 Dillon, Blake - Nebraska Motor Vehicle Industry Licensing Board -
 Transportation and Telecommunications
 Dilly, Douglas - Nebraska Rural Health Advisory Commission - Health and
 Human Services
 Dorwart, Thomas - Community Corrections Council - Judiciary
 Fattig, Martin - Nebraska Rural Health Advisory Commission - Health and
 Human Services
 Flanagan, Patrick - Nebraska Information Technology Commission -
 Transportation and Telecommunications

- Frey, Zachary - Nebraska Rural Health Advisory Commission - Health and Human Services
- Galyen, Jeffrey - State Racing Commission - General Affairs
- Graham, Mark - Nebraska Power Review Board - Natural Resources
- Hansen, Keith - State Emergency Response Commission - Government, Military and Veterans Affairs
- Hastings, Donna - Nebraska Arts Council - General Affairs
- Hedquist, Lance - Nebraska Information Technology Commission - Transportation and Telecommunications
- Hoelsing, Daniel - Nebraska Information Technology Commission - Transportation and Telecommunications
- Hofbauer, Tim - State Emergency Response Commission - Government, Military and Veterans Affairs
- Holzfaster, Ralph - Nebraska Railway Council - Transportation and Telecommunications
- Huggenberger, Harold - Nebraska Information Technology Commission - Transportation and Telecommunications
- Jackson, Diane - State Board of Health - Health and Human Services
- Knutson, Thomas - Nebraska Natural Resources Commission - Natural Resources
- Kralik, Shawn - Nebraska Rural Health Advisory Commission - Health and Human Services
- Kristensen, Doug - Nebraska Information Technology Commission - Transportation and Telecommunications
- Landis, Frank - Nebraska Railway Council - Transportation and Telecommunications
- Langemeier, Ginger S. - Director, State Energy Office - Natural Resources
- Laughlin, Mark - Nebraska Arts Council - General Affairs
- Maginn, John - Nebraska Investment Council - Nebraska Retirement Systems
- McColley, Mark - Nebraska Ethanol Board - Natural Resources
- Michels, Dale - State Board of Health - Health and Human Services
- Militti, E.J., Jr. - State Highway Commission - Transportation and Telecommunications
- Miller, Dana - State Emergency Response Commission - Government, Military and Veterans Affairs
- Mueller, Cory - State Electrical Board - General Affairs
- Parker, Martha - Nebraska Child Abuse Prevention Fund Board - Health and Human Services
- Parsow, Debra - State Board of Health - Health and Human Services
- Peak, Frank - Community Corrections Council - Judiciary
- Peterson, Carter - Board of Trustees of the Nebraska State Colleges - Education
- Ramge, Bruce - Director, Department of Insurance - Banking, Commerce and Insurance
- Rasmussen, Gary - Nebraska Railway Council - Transportation and Telecommunications
- Reamer, Roger - State Board of Health - Health and Human Services

Rebensdorf, John - Nebraska Railway Council - Transportation and Telecommunications
 Reeg, William - Nebraska Motor Vehicle Industry Licensing Board - Transportation and Telecommunications
 Rehmeier, Randall - Public Employees Retirement Board - Nebraska Retirement Systems
 Roper, Lynn - Nebraska Arts Council - General Affairs
 Seever, Samuel - State Personnel Board - Government, Military and Veterans Affairs
 Shundoff, Dan - Nebraska Information Technology Commission - Transportation and Telecommunications
 Smith, Nana - Nebraska Arts Council - General Affairs
 Staab, Susan - Foster Care Review Board - Health and Human Services
 Starman, Darlene - Nebraska Educational Telecommunications Commission - Education
 Stone, Fred - Nebraska Motor Vehicle Industry Licensing Board - Transportation and Telecommunications
 Stuberg, Wayne - State Board of Health - Health and Human Services
 Tessman, Brian - State Personnel Board - Government, Military and Veterans Affairs
 Thede, Michael - Nebraska Ethanol Board - Natural Resources
 Vandegrift, Sharon - Nebraska Rural Health Advisory Commission - Health and Human Services
 Verzal, Brandon - Nebraska Child Abuse Prevention Fund Board - Health and Human Services
 von Gillern, Roger Bradford "Brad" - Nebraska Accountability and Disclosure Commission - Government, Military and Veterans Affairs
 Ward, Charles - Board of Educational Lands and Funds - Education
 Wassinger, Richard - Public Employees Retirement Board - Nebraska Retirement Systems
 Watkins, Dallas - Technical Advisory Committee for Statewide Assessment - Education
 Weander, Timothy - Board of Public Roads Classifications and Standards - Transportation and Telecommunications
 Wills, Daryl - State Board of Health - Health and Human Services

(Signed) John Wightman, Chairperson
 Executive Board

REPORT OF REGISTERED LOBBYISTS

Following is a list of all lobbyists who have registered as of January 7, 2011, in accordance with Section 49-1481, Revised Statutes of Nebraska. Additional lobbyists who have registered will be filed weekly.

(Signed) Patrick J. O'Donnell
 Clerk of the Legislature

Abboud, Chris, Public Affairs Group

Agri-Business Association, Nebraska
Lincoln Police Union
Manheims Omaha Auto Auction
Monsanto
Omaha Police Union, Local 101

Adair, Peggy
CASA for Douglas County
League of Women Voters of Nebraska

Adams, Donald D., Jr.
Nebraskans First, Inc.

Adams, John H.
International Gamco, Inc.

Amack, Angela K.
Advocacy and Issue Management, Inc.
Columbus Public Schools
Electrical Workers, International Brotherhood of
Fire Fighters Association, Nebraska Professional
Grand Island Public Schools
Nielsen, Coleen J.

American Communications Group, Inc.
American Cancer Society
American Heart Association
Behavioral Health Organizations, Nebraska Association of
Center for Rural Affairs
Child Healthcare Alliance, Nebraska
EHPV (Big Red) Lottery Services, LLC d/b/a Big Red Keno
Emergency Medical Service Association, Nebraska
Empyrean Brewing Company
Engineers and Architects, Nebraska Board of
Goodwill Industries, Nebraska
Iowa/Nebraska Primary Care Association
Physical Therapy Association, Nebraska Chapter of American
Physician Assistants, Nebraska Academy of
Psychological Association, Nebraska
Public Employees, AFSCME Local 61, Nebraska Association of
Public Health, Friends of in Nebraska
Research Nebraska!
Respiratory Care, Nebraska Society for
Speech, Language, & Hearing Association, Nebraska
Surgical Technologists, Association of
Teamsters Local Union 554
Wind Coalition, The
YMCA of Nebraska

Andersen, Robert C.
Cooperative Council, Nebraska

Anderson, Kristen
Realtors Association, Nebraska

Anderson, Robert L.
Agri-Business Association, Nebraska

- Anderson Management Services, Inc.
Anderson, Tim W.
Central Nebraska Public Power & Irrigation District
Austin, Jordan
National Rifle Association Institute for Legislative Action
Baack, Dennis G.
Community College Association, Nebraska
Babcock, Marsha L.
Mechanical Contractors Assn. of Omaha
Barefoot, Linda
Purdue Pharma LP
Bateman, Joseph R.
Union Pacific Railroad
Beattie, George
Bankers Association, Nebraska
Becker, Jill
Black Hills Corporation (formerly Aquila)
Beermann, Allen J.
Press Association, Nebraska
Belcher, Barbara N.
Merck Sharp & Dohme Corp. and its Affiliates
Bell, David
Loup River Public Power District
Benjamin, Melody
Cattlemen, Inc., Nebraska
Benson, Sandra E.
AARP
Blomstedt, Matthew L.
Educational Service Unit Coordinating Council
Boddy, Heath
Health Care Association, Nebraska
Boehm, John M.
Mortgage Association, Nebraska
Boesch, Elizabeth L.
Nebraska Public Power District
Bohrer, Bruce J.
Lincoln Chamber of Commerce
Bonaiuto, John A.
School Boards, Nebraska Association of
Bowling, Karen
Family Council, Nebraska
Boyer, Steve
Third Planet Windpower
Brady, Justin J.
Radcliffe, Walter H. of Radcliffe & Associates
Brandt, Horan, Hallstrom and Stilmock
Bankers Association, Nebraska
Bankers Insurance and Services Company, Nebraska (NBISCO)
Firefighters Association, Nebraska State Volunteer

National Federation of Independent Business
Nebraskans For Workers Compensation Equity
NETWORKS, Inc.
Pharmacists Association, Nebraska

Bromm, Curt
AFLAC
Cable Communications Association, Nebraska
KZ Co.
Verizon Wireless

Bromm, Jason
Bromm, Curtis A.

Bruckner, Traci
Center for Rural Affairs

Bruning, Deonne L.
Cox Communications
Northern Natural Gas
U. S. Cellular

Buntain, David R.
Medical Association, Nebraska
Regions I, II and V Services

Burroughs, Sheila K.
Certified Public Accountants, Nebraska Society of

Byers, Thomas L.
Magellan Midstream Partners

Campbell, Mary
Lincoln Public Schools

Carlson, Kyle
Planned Parenthood of the Heartland

Carstenson, Eric B.
Telecommunications Association, Nebraska

Carter, Jennifer
Appleseed Center for Law in the Public Interest, Nebraska

Cavanaugh Law Firm, PC, LLO
Creighton University
Explore Information Services, LLC
Independent Insurance Agents of Nebraska
Tenet Health System

Cavanaugh, James P.
Cavanaugh Law Firm PC, LLO

Cavanaugh, Patrick B.
Cavanaugh Law Firm PC, LLO

Cheloha, John A. 'Jack'
City of Omaha

Christiansen, Craig R.
Education Association, Nebraska State

Clark, Douglas R.
Metropolitan Utilities District

Clayburn, Neal
Education Association, Nebraska State

- Coleman, Steven D.
Papillion - La Vista Public Schools
- Cook, Autumn Foster
Nebraska Friends of Midwives
- Courtney, Robert
AARP
- Cover, Joni R.
Pharmacists Association, Nebraska
- Cox, Christopher
National Rifle Association Institute for Legislative Action
- Crouchley, Daniel G.
Metropolitan Utilities District
- Cunningham, Douglas
Affiliated Foods Midwest
- Cunningham, James R.
Catholic Conference, Nebraska
- Cutshall & Nowka
Anheuser-Busch Companies
Area Agencies on Aging, Nebraska Association of
BryanLGH Health System
County Attorneys Association, Nebraska
Dietetic Association, Nebraska
Digital Gaming Solutions, Inc.
Elkhorn Public Schools
Family Physicians, Nebraska Academy of
Funeral Directors Association, Nebraska
Home & Community Health Agencies, Nebraska Association of
Metropolitan Utilities District
Nebraska Public Power District
Nebraska State College Systems, Board of Trustees of the
NET Foundation for Television
Peetz & Company
Pfizer, Inc.
Pork Producers Association, Nebraska
Poultry Industries, Inc., Nebraska
Radiologic Technologists, Nebraska Society of
Resources Districts, Nebraska Association of
Rural Community School Association, Nebraska
Sheriffs Association, Nebraska
Society of Human Resources Management's (SHRM) Nebraska State
Council
Southern Public Power District
Trucking Association, Nebraska
Union Pacific Railroad
Water Coalition, Nebraska
- Cutshall, Bruce A.
Cutshall & Nowka
- Dake Abel, Julie
Public Employees, AFSCME Local 61, Nebraska Association of

Dibbern, Chris M.
Nebraska Municipal Power Pool

Dittmer, Judy
AARP

Dix, Larry
County Officials, Nebraska Association of

Dobler, James B.
Farmers Mutual of Nebraska

Donaldson, R. Eric
Altria Client Services Inc. and its Affiliates (formerly Philip Morris USA Inc.)

Donovan, Steve
Ducks Unlimited, Great Plains

Downey, Robert A.
Capital Humane Society

Dudley, William H.
AFLAC

Duensing, David A.
ABATE of Nebraska, Inc.

Dukesherer, James C.
Rural Electric Association, Nebraska

Dulaney, Michael S.
School Administrators, Nebraska Council of

Edson, Dean E.
Resources Districts, Nebraska Association of

Edwards, Jon
County Officials, Nebraska Association of

Egr, James M.
Firefighters Association, Nebraska State Volunteer

Eppler, Robert
AARP

Eret, Don
Tractor Testing Laboratory, Supporters of Nebraska

Erickson, Julie S.
American Communications Group, Inc.

Ernst, Dan E.
School Administrators, Nebraska Council of

Evans, Eric A.
Advocacy Services, Inc., Nebraska

Faustman, Nick
Hospital Association, Nebraska

Ferrell, Beth Bazyn
County Officials, Nebraska Association of

Fischer-Lempke, Marla J.
ARC of Nebraska

Forbes, Jarrod
United Healthcare Services, Inc. and Affiliates

Forrest, Sarah
Voices for Children

- Fraizer, Theodore D. (Tad)
Insurance Association, American
Mutual of Omaha Insurance Company
Updowntowners, Inc.
- Freeman, Clayton
Alzheimer's Association, Midlands Chapter
- Freeman, Jessica
Nebraska Friends of Midwives
- Fritz, Teresa Stitcher
Alzheimer's Association of the Great Plains
- Gage, Suzanne
Americans United for Life
- Gay, Tim
Husch Blackwell Sanders, LLP
- Genrich, Richard L.
Eagles, Fraternal Order of, NE State Aerie
Veterans & Social Societies, Inc., Nebraska Council of Fraternal
- Gilbertson, Korby M.
Radcliffe, Walter H. of Radcliffe & Associates
Wildlife Protectors Association, Inc./Operation Game Thief, Nebraska
- Goldberg, Jordan
Center for Reproductive Rights
- Gossman, Abigail
MedImmune, Inc.
- Gottschalk, Kristen
Rural Electric Association, Nebraska
- Gould, John 'Jack'
Common Cause National
Common Cause Nebraska
- Guinan, Trish
Education Association, Nebraska State
- Gutierrez, Carlos I.
Consumer Healthcare Products Association
- Habben, Jon
Rural Community School Association, Nebraska
- Hack, Mace A.
Nature Conservancy, The
- Hale, Brian R.
School Boards, Nebraska Association of
- Hale, Susan
Planned Parenthood of the Heartland
- Hallstrom, Robert J.
Brandt, Horan, Hallstrom and Stilmock
- Hammer, Mike L.
Hammer, Mike L.
- Hansen, John K.
Farmers Union, Nebraska
- Harding, William A.
League of Nebraska Municipalities

Hartmann, William
One-Call Notification Center, Nebraska Statewide

Harvey, William F.
EHPV (Big Red) Lottery Services, LLC d/b/a Big Red Keno
Vigilnet America Inc.

Hassebrook, Charles, Jr.
Center for Rural Affairs

Haubensak, Richard
Constellation NewEnergy Gas Division (formerly Cornerstone Energy,
Inc.)

Head, Craig J.
Farm Bureau Federation, Nebraska

Hedman, Gary
Southern Public Power District

Hernandez, Jennifer
Children & Families Foundation, Nebraska

Herzog, Frank
AARP

Higgins, Shirley
Nebraska Public Power District

Hinds, Carolyn C
AARP

Hoffman, Jerry
Education Association, Nebraska State

Holmquist, David W.
American Cancer Society

Holmquist, Jay
Rural Electric Association, Nebraska

Hunt, Billi
Dupont

Husch Blackwell Sanders, LLP
Chiropractic Physicians Association, Nebraska
Crown Cork and Seal Company, Inc.
Home Instead, Inc.
Indoor Tanning Association, Nebraska
Papio-Missouri Natural Resources District, Nebraska
Wal-Mart Stores, Inc.
Waste Management

Intermill, Mark
AARP

Jeffers, Thomas E.
Cooperative Council, Nebraska

Jensen, Ronald L./Jensen Associates, Inc.
Altria Client Services Inc. and its Affiliates (formerly Philip Morris USA
Inc.)
Children's Respite Care Center, Inc.
Dental Hygienists Association, Nebraska
Eli Lilly and Company
Health Management Systems

- Horsemens Benevolent & Protective Association
 Intellectual Disabilities Services Providers, Nebraska
 Johnson, DeMaris/The Johnson Group
 LeadingAge (formerly Homes and Services for the Aging, Nebraska Association of)
 Magellan Health Services, Inc.
 Mosaic
 National Rifle Association Institute for Legislative Action
 Nurse Anesthetists, Nebraska Association of
 Optometric Association, Nebraska
 Podiatric Medical Association, Nebraska
 Jensen, S. Michael
 Great Plains Communications
 Johnson, DeMaris
 Financial Services Association, Nebraska
 Johnson, DeMaris - The Johnson Group
 Bromm, Curtis A.
 Cable Communications Association, Nebraska
 County Attorneys Association, Nebraska
 Industrial Energy Users of Nebraska
 Jensen, Ronald/Jensen & Associates
 LeadingAge (formerly Homes and Services for the Aging, Nebraska Association of)
 Water Resources Association, Nebraska
 Johnson, Kevin
 AstraZeneca Pharmaceuticals
 Johnson, Kimberly
 United Parcel Service
 Johnson, Larry A.
 Trucking Association, Nebraska
 Johnson, Mary A.
 Mueller Robak LLC
 Jordison, John C.
 Great Plains Communications
 Jordison, Thomas R.
 Renaissance Nebraska Project, Inc.
 Kamm, Richard D.
 Adams Central Junior-Senior High
 Grand Island Northwest Public Schools
 Lakeview Community Schools
 Karl, Jamie T.
 Chamber of Commerce & Industry, Nebraska
 Karnes, David
 EHPV (Big Red) Lottery Services, LLC d/b/a Big Red Keno
 Father Flanagans Boys Home aka Boys Town
 KVC Behavioral Healthcare Nebraska, Inc.
 Vigilnet America Inc.
 Kay, Sara A.
 AIA Nebraska

Keigher & Associates, LLC
AirBoat Association, Nebraska
Credit Management
Iowa/Nebraska Equipment Dealers Association
Land Improvement Contractors Association, Nebraska
LensCrafters
MillerCoors LLC (formerly Miller Brewing Company)
National Guard Assn. of Nebraska

Keigher, Timothy P.
Community College Association, Nebraska
Keigher & Associates, LLC
Petroleum Marketers & Convenience Store Assn., Nebraska

Kelley and Jerram, P.C.
Douglas County, Nebraska
Eastern Nebraska Human Services Agency
Elevator Industry Work Preservation
Fraternal Order of Police, Nebraska
Omaha Exposition & Racing, Inc.

Kelley Governmental Relations, LLC
Beverage Operators of Nebraska, Responsible
Brix Wine and Spirits
Johnson Brothers of Nebraska
Metro Area Transit
Omaha Airport Authority

Kelley, Michael
Kelley and Jerram, P.C.
Kelley Governmental Relations, LLC

Kelley, Sean
Kelley and Jerram, P.C.
Kelley Governmental Relations, LLC

Kelsey, Michael D.
Cattlemen, Inc., Nebraska

Kennedy, Barry L.
Chamber of Commerce & Industry, Nebraska

Kenny, Timothy R.
Investment Finance Authority, Nebraska

Kidman, Victoria
State Farm Insurance Companies

Kilgarin, Karen
Education Association, Nebraska State

Kissel Erickson and Sederstrom Associates, LLC
American Petroleum Institute
Ameristar Casinos, Inc.
Beverage Distributors of Nebraska, Associated
CASA Association, Nebraska
Cooperative Council, Nebraska
County Court Association, Nebraska
Engineers, Nebraska Society of Professional
Erickson & Sederstrom, PC

- Golf Course Superintendents Association, Nebraska
- Hearing Society, Nebraska
- Historical Society, Nebraska State
- Kaplan Higher Education in Nebraska c/o MultiState Associates, Inc.
- Lancaster County Board of Commissioners
- March of Dimes Birth Defects Foundation
- Nebraska Municipal Power Pool
- Professional Engineers Coalition
- Professional Surveyors Association of Nebraska
- Ralston Public School District
- Regional Administrators, Nebraska Association of
- Sarpy County, United Cities of
- Telecare Corporation
- TransCanada Pipelines Limited
- West Corporation
- Kissel, Gordon
 - Kissel/E&S Associates, LLC
- Koch, Kristen
 - Cattlemen, Inc., Nebraska
- Kohout, Joseph D.
 - Kissel/E&S Associates, LLC
- Kolterman, Jessica A.
 - Farm Bureau Federation, Nebraska
- Krannawitter, Brian
 - American Heart Association
- Krumland, Gary G.
 - League of Nebraska Municipalities
- Kruse, Dacia D.
 - Omaha Chamber of Commerce, Greater
- Kulesher Jarecke, Kate M.
 - Athletic Trainers Association, Nebraska State
 - Brain Injury Association of Nebraska (formerly Brain Injury Group of Nebraska (BIG-N))
- Lange, Robert G.
 - Ameritas Life Insurance Corporation
- Levy, David C.
 - Bluestem LLC
 - Electronic Disposal Technologies, Inc.
 - Midwest Wind Energy
- Licht, Alice L.
 - Agri-Business Association, Nebraska
 - Anderson Management Services, Inc.
 - Auctioneers Association, Nebraska
 - Automotive Recycling Industry of Nebraska
 - Hotel & Motel Association, Inc., Nebraska
 - Pest Control Association, Nebraska State
- Licht, Andrew W.
 - Anderson Management Services, Inc.
- Likes, Steven C., Esq.

Investment Finance Authority, Nebraska
Lindsay, John
O'Hara, Lindsay & Associates, Inc.
Lineweber, Ray L.
United Transportation Union
Loeffler, Michael T.
Northern Natural Gas
Logsdon, Robert R.
Cox Communications
Lombardi, Richard A.
American Communications Group, Inc.
Lostroh, David L.
Christian Home Educators Association, Nebraska
Lucey, Scott
ABATE of Nebraska, Inc.
Luetkenhaus, Brandon M.
Credit Union League and Affiliates, Nebraska
Mahlman, Dale L.
Medical Association, Nebraska
Mainwaring, Brenda
Union Pacific Railroad
Marsh, Laurel S.
ACLU Nebraska
Martinez, Larry M.
Glaxo Smith Kline
Mass, Ken E.
AFL-CIO, Nebraska State
McBride, David S.
Insurance and Financial Advisors, National Association of
Optometric Association, Nebraska
McClure, Jeanne L.
Alegent Health
McClure, John
Nebraska Public Power District
McClymont, Pete
Cattlemen, Inc., Nebraska
McCullough, Jacqueline K.
Engineering Companies/Nebraska, American Council of
McGuire, Mark D.
Cameco (formerly Crow Butte) Resources, Inc.
Education Association, Nebraska State
McKenzie, Janis M.
Insurance Federation, Nebraska
Meek, Randy D.
Brotherhood of Locomotive Engineers, Nebraska State Legislative Board
Menzel, Elaine
County Officials, Nebraska Association of
Meradith, Steve
Windstream

Merritt, Gary James
Auto Dealers Association, Nebraska Independent

Meurrens, Bradley A.
Advocacy Services, Inc., Nebraska

Micek, Cora
Peetz & Company

Mikkelsen, Brian
Education Association, Nebraska State

Miller, Amy
ACLU Nebraska

Mills, Jack D.
Risk Management Association, Nebraska Intergovernmental

Mischo, Craig
Bayer Health Care

Moylan, James H.
Beverage Association, Nebraska Licensed
Reynolds American (formerly RJ Reynolds Tobacco)

Mueller Robak LLC
Airport Officials, Nebraska Association of
American Express Travel Related Services, Inc.
Ash Grove Cement Co.
AT&T Corporation
Bankers Association, Heartland Community
Better Nebraska Association
Chief Industries, Inc.
Children and Family Coalition of Nebraska
Commercial Property Owners, Nebraska Association of
Constellation NewEnergy Gas Division (formerly Cornerstone Energy,
Inc.)
Copic Companies
Court Reporters Association, Nebraska
Dental Association, Nebraska
District Court Judges Association, Nebraska
Duncan Aviation
Eastern Nebraska Development Council
eBay, Inc.
Eye Physicians and Surgeons, Nebraska Academy of
First Data Corporation
General Contractors of America, NE Chapter, Associated
Home Builders Association, Nebraska State
Independent Accountants, Nebraska Society of
Land Title Association, Nebraska
Lincoln Airport Authority
Lower Republican NRD
Lyman-Richey Corporation
Machinery Company, Nebraska
Madonna Rehabilitation Hospital
MedImmune Incorporated
Methodist Health Systems, Nebraska

Millard Public Schools
Nebraska Interactive
Nebraska State Bar Association
Pharmaceutical Research and Manufacturers of America
Press Association, Nebraska
Sterling Distribution Co.
Veterinary Medical Association, Nebraska
Viaero Wireless

Mueller, William J.
Mueller Robak LLC

Munguia, Roberto F.
Burlington Northern Santa Fe

Murphy, Jeremy P.
Catholic Conference, Nebraska

Nabb, Douglas
Fremont Public Schools

Nathan, Robbie
AARP

Neville, Brennan S.
National Indemnity Company

Nickerson, Jocelyn S.
Humane Society of the United States, The

Nielsen, Coleen J.
Advocacy and Issue Management Inc.
Amack, Angela K.
Criminal Defense Attorneys Association, Nebraska
Insurance Information Service, Nebraska
Medco Health Solutions, Inc. and Affiliates
Merck Sharp & Dohme Corp. and its Affiliates
State Farm Insurance Companies

Nilsen, Patrick M.
Carpenters, North Central States Regional Council of

Nolan, Michael
League of Nebraska Municipalities

Nowka, Trent P.
Cutshall & Nowka

O'Hara, Lindsay and Associates, Inc.
AIA Nebraska
Ambulatory Centers, Nebraska Association of Independent
Automobile Manufacturers, Alliance of
Beverage Association, Nebraska
Black Hills Corporation (formerly Aquila)
Blue Cross & Blue Shield of Nebraska
City of Hastings
City of Lincoln
County Judges Association, Nebraska
First National of Nebraska, Inc.
Housing & Redevelopment Officials, Nebraska Chapter of the National
Association of

- Humane Society of the United States, The (Withdrawn 01/06/2011)
Humanities Council, Nebraska
Nebraskans Against the Death Penalty
Nebraskans for the Arts
Nucor Corporation
Nurses Association, Nebraska
Omaha Public Power District
Omaha Public Schools
SourceGas Distribution, LLC
Teradata
Trial Attorneys, Nebraska Association of
Valmont Industries, Inc.
Winnebago Tribe of Nebraska
- O'Neill, Thomas J., Jr.
Independent Colleges & Universities of Nebraska (AICUN), Association
of
- Olhausen, Vaun C.
Novartis Pharmaceuticals Corporation
- Olsen, Keith R.
Farm Bureau Federation, Nebraska
- Orton, Leroy
Irrigation Association, Nebraska State
Waste Water Assn., Nebraska On-Site
Well Drillers Association, Nebraska
- Othmer, Mark F.
Iowa/Nebraska Equipment Dealers Association
- Otto, James A.
Restaurant Association, Nebraska
Retail Federation, Nebraska
Wineries and Grape Growers Association, Nebraska
- Pack, Mary M.
Radcliffe, Walter H. of Radcliffe & Associates
- Paden, Nicholas
Broadband Coalition, Nebraska
Cambridge Telephone Company
Consolidated Telephone Company
Great Plains Communications
Hamilton Telecommunications
Hartelco (formerly Hartington Telecommunications, Inc.)
Hershey Coop Telephone Co.
HunTel Systems, Inc.
Ignition Interlock Systems of IA, Inc.
K & M Telephone Company
Nebraska Central Telephone Company
Northeast Nebraska Telephone Co.
Stanton Telecom, Inc.
Three River Telco
- Parker, David R.
Great West Casualty Company

Partington, Jim
Restaurant Association, Nebraska

Passarelli, Angelo D.
Millard Public Schools

Pearce, Denise K.
City of Lincoln

Peez, Natalie, Peez & Company
Alegent Health
Apollo Group, Inc./Univ. of Phoenix
Behavioral Health, Advocates for
Boys and Girls Club of America
Children & Families Foundation, Nebraska
Coventry Insurance
Cutshall & Nowka
Kiewit Corporation
Metropolitan Entertainment & Convention Authority (Qwest Center
Omaha)
Nurse Practitioners, Nebraska
Omaha Zoological Society
Tenaska

Peters, William E.
Burlington Northern Santa Fe
Cigar Association of America, Inc.

Peterson, Alan E.
ACLU Nebraska

Peterson, Patricia Schuett
Investment Finance Authority, Nebraska

Petsch, Jean M.
General Contractors, Associated (NE Building Chapter)

Pierson, Darwin R.
Oil & Gas Association, Nebraska Independent

Plofchan, Paul
Pfizer, Inc.

Pollock, Andy
Gottsch Enterprises
Morrison Enterprises, LLC
Nebraska Energy Export Association
NorthWestern Energy
Progressive Swine Technologies
Waste Connections, Inc.

Polt, Brendon A.
Health Care Association, Nebraska

Popken, Kent T.
Qwest Communications

Prenda, Amy
Cutshall & Nowka

Propst, Kevin
Papio Valley Preservation Association

Ptacek, Patrick J.

Grain and Feed Association, Nebraska
 Schmit Industries
 Radcliffe, Walter H. of Radcliffe & Associates
 2013 US Senior Open Local Organizing Committee
 Altria Client Services Inc. and its Affiliates (formerly Philip Morris USA Inc.)
 Bellevue Public Schools
 Broadcasters Association, Nebraska
 Cable Communications Association, Nebraska
 Cemetery Association, Nebraska State
 Certified Public Accountants, Nebraska Society of
 Community Financial Services of America (CFSA) c/o MultiStates Associates Inc.
 Compensation Insurance, National Council on (NCCI)
 Enterprise Rent-A-Car
 Fair Board, Nebraska State
 Father Flanagans Boys Home aka Boys Town
 Father Flanagans Boys Home d/b/a Boys Town National Research Hospital
 Health Care Association, Nebraska
 Health Underwriters, Nebraska Association of
 Home Builders Association, Nebraska State
 Indigenous Peoples Fund
 League of Nebraska Municipalities
 Lincoln Public Schools
 Media of Nebraska, Inc.
 Medical Center, Nebraska
 Metropolitan Community College
 Motion Picture Association of America
 Nebraska Expressways for Economic Development (NEED)
 Nebraskans for Public Health Funding
 Optometric Association, Nebraska
 Property Casualty Insurers Association of America
 Pyrotechnics Association, Nebraska
 Realtors Association, Nebraska
 Republic National Distributing Company (Formerly Wholesale Liquor Distributors Association, Nebraska)
 Sanofi Pasteur, (MultiState Associates, Inc on behalf of)
 State Troopers Association of Nebraska, Inc.
 Telecommunications Association, Nebraska
 Tyson Foods, Inc.
 University of Nebraska
 Rea, James M.
 Lincoln Education Association
 Redoutey, Laura J.
 Hospital Association, Nebraska
 Reiman, Charlene
 SourceGas Distribution, LLC
 Rempe, Jay E.

Farm Bureau Federation, Nebraska
Renner, Shawn D.
Media of Nebraska, Inc.
Rex, L. Lynn
League of Nebraska Municipalities
Reynolds, Jeff
Center for Rural Affairs
Richards, Thomas
Omaha Public Power District
Rieker, Bruce R.
Hospital Association, Nebraska
Riibe, Diane
Project Extra Mile
Riley, Christopher T.
Archer Daniels Midland Company
Ring, Kenneth T.
AARP
Riskowski, Al
Family Council, Nebraska
Robak, Kim M.
Mueller Robak LLC
Rogert, Kent
Burt County Economic Development Corp.
Learning Community of Douglas and Sarpy County
Omaha Area Board of Realtors
Root, David
Medco Health Solutions, Inc. and Affiliates
Ryan, Beth
Cutshall & Nowka
Sahling-Zart, Shelley R.
Lincoln Electric System
Schaefer, Matthew T.
Mueller Robak LLC
Schafer, Andrea R.
Norris Public Power District
Scherer, Larry
Education Association, Nebraska State
Schimek, Herbert H.
Westside Community Schools
Schleppenbach, Greg
Catholic Conference, Nebraska
Schmit Industries, Inc.
Ethanol Producers, Assoc. of Nebraska
Schmit-Albin, Julie
Nebraska Right to Life
Schuller, Lynne
Horsemen's Benevolent & Protective Association
Propane Gas Association, Nebraska
Schultz, William E.

Marksmanship Association, Nebraska
Schumacher, Jearlyn
Nurse-Midwives, American College of, Nebraska Affiliate
Sears, T. Jay
Education Association, Nebraska State
Sedlacek, Ronald J.
Chamber of Commerce & Industry, Nebraska
Husch Blackwell Sanders, LLP
Sheard, James W., Jr.
Nebraska Change to Win Coalition c/o Teamsters Local 554
Siefken, Kathy
Grocery Industry Association, Nebraska
Shazam
Spatz, John
School Boards, Nebraska Association of
Stilmock, Gerald M.
Brandt, Horan, Hallstrom and Stilmock
Sullivan, J. Scott
Credit Union League and Affiliates, Nebraska
Swanson, Heather
Nurse-Midwives, American College of, Nebraska Affiliate
Todd, A. Loy, Jr.
Car & Truck Dealers Association, Nebraska New
Uhe, Fred J.
Sarpy County Board of Commissioners
Ullstrom, Galen F.
Mutual of Omaha Insurance Company
Valentin, Michaela L.
Blue Cross & Blue Shield of Nebraska
Vasina, Mark A.
Nebraskans for Peace, Inc.
Veak, Becky
Children & Families Foundation, Nebraska
Vodvarka, Dan
Certified Public Accountants, Nebraska Society of
Wagner, Connie
Licensed Practical Nurse Association of Nebraska
Weber, Rocky
Cooperative Council, Nebraska
Werner, Terry
Social Workers, Nebraska Chapter, National Association of
Wesely, Don
O'Hara, Lindsay & Associates, Inc.
Wheeler, Harold
AARP
White, Rosemary
AAA Nebraska and The Auto Club Group
Wieczorek, Bridget
Nurse-Midwives, American College of, Nebraska Affiliate

Wightman, Anna Castner
 First National of Nebraska, Inc.

Williams, David M.
 Ameritas Life Insurance Corporation

Wimmer, J. Kent
 Western Sugar Cooperative (CO)

Winger, Dwight
 Rural Telecommunications Coalition, Nebraska

Winston, Ken
 Library Association, Nebraska
 Sierra Club, Nebraska
 Wachiska Audubon Society

Withem, Ron
 University of Nebraska

Wolf, Jesse
 Education Association, Nebraska State

Woods, Kara
 Johnson, DeMaris/The Johnson Group

Wray, Connie M.
 ABATE of Nebraska, Inc.

Wray, James J.
 ABATE of Nebraska, Inc.

Wurster, Donald F.
 National Indemnity Company

Yost, Jeffrey G.
 Community Foundation, Nebraska

Yost, Kurt T.
 Bankers, Nebraska Independent Community
 Central Nebraska Public Power & Irrigation District
 Midwest Check Cashiers, Inc.

Young, Justin
 Occupational Therapy Association, Nebraska

Zaenglein, Norbert
 Autobody Association, Nebraska

Zalenski, Susan D.
 Johnson & Johnson

Zulkowski, Katie W.
 Mueller Robak LLC

Zumwinkle, Mike
 Cargill/Excel

PROPOSED RULES CHANGES

The Rules Committee offered the following proposed rules changes:

PROPOSED RULES CHANGE 1

Rule 7, Sec. 3. Motion, in Writing, Withdrawal. (a) A motion shall be either stated by the presiding officer or read by the Clerk before a vote is

taken. All motions shall be submitted in writing if requested by the presiding officer or any senator.

Once motions are stated they may be withdrawn or modified by the mover before a decision, amendment, or ordering of a vote has been made. A motion to reconsider may be withdrawn only with unanimous consent or a majority vote of the elected members.

When a question is under debate, no motion shall be considered except one of the following, which motions shall take precedence in the order stated.

- a. To recess
- b. To adjourn
- c. For cloture
- d. To reconsider
- e. For the previous question
- f. To postpone to a time certain
- g. To recommit to a committee
- h. To amend
- i. To postpone indefinitely

Such motions shall have precedence in the order in which they are arranged except as provided for in Rule 1, Section 17. Motions to postpone indefinitely and amend do not yield to each other.

When any of the following motions shall be made, any action on such motion shall be delayed at least one legislative day and the motion shall be printed in the Legislative Journal:

- a. Motion to postpone indefinitely on General File or Select File, unless the introducer(s) of the bill, or the committee chairperson in the case of committee bills, request(s) that the motion to postpone indefinitely be considered immediately without the one day delay.
- b. Motion to place on General File pursuant to Rule 3, Section 20(b).
- c. Motion to place bills on General File, notwithstanding the action of a standing committee.

(b) When a motion or other proposition is under consideration, a motion to amend and a motion to amend that amendment shall be in order.

(c) Amendments to the title shall be made by the Enrollment and Review Committee.

(d) No motion, proposition, or subject, different from that under consideration, shall be admitted under color of amendment. Any amendment that is not germane is out of order. Germane amendments relate only to details of the specific subject of the bill and must be in a natural and logical sequence to the subject matter of the original proposal. A nongermane amendment includes one that relates to a substantially different subject.

(e) Any member may call for the division of a question, which shall be divided if it comprehends propositions in substance so distinct that, one being taken away, a substantive proposition shall remain for the decision of the Legislature. Once a division is ordered by the presiding officer, each component shall be treated as a separate and distinct proposition. For purposes of germaneness, even if a question is germane prior to a request for division, each and every other component or proposition of the divided question will be subject to germaneness rulings. Once a vote or change has occurred on any of the divisible questions, the remaining divided sections may not be withdrawn without a majority of those voting or without unanimous consent. A motion to strike out and insert shall be deemed indivisible, but a motion to strike out being lost, shall not preclude an amendment or a motion to strike out or insert. Such call for division shall not be allowed when considering motions under Rule 6, Section 6.

(f) When motions are made for reference of the same subject to a select committee and to a standing committee, the question on reference to the standing committee shall be considered first.

Rule 7, Sec. 7. Reconsideration. (a) When a question has been decided, it shall be in order for any member voting with the prevailing side, or not voting, to move for a reconsideration thereof. A motion to reconsider must be made on the same day the original question was decided or on the next legislative day, except when it be to reconsider the vote on a bill which lacked the constitutional majority on Final Reading. In such case, it must be made on the same day the original question was decided or on one of the next three legislative days. A motion to reconsider must be disposed of by the Legislature within five legislative days after making the same or it shall be deemed defeated. A motion to reconsider may be withdrawn only with unanimous consent or a majority vote of the elected members. If the Legislature shall refuse to reconsider, or upon reconsideration shall affirm its first decision, no further motion to reconsider shall be in order unless by unanimous consent.

Motion to reconsider cannot be withdrawn without leave. Rule 7, Section 3.

(b) Every motion to reconsider shall take preference over all other questions, except a motion to recess, to adjourn, or for cloture.

(c) For its adoption, a motion to reconsider shall require the vote of a majority of the elected members, except:

- i Where such motion be to reconsider the vote on a bill which lacked the constitutional majority on a Final Reading, then a three-fifths vote shall be required for adoption.
- ii Where such motion be to reconsider the vote on a bill which lacked the constitutional majority on a Final Reading with the emergency

- clause attached, but which received the constitutional majority with the emergency clause stricken and the purpose of the motion is to again add the emergency clause, then a two-thirds vote of the elected members shall be required for adoption.
- iii Where such motion be to reconsider the vote on a motion to pass a bill notwithstanding the objections of the Governor or for override of a line-item veto, then a three-fifths vote shall be required for adoption.
 - iv Where such motion be to reconsider the vote on a motion to suspend the rules, then a three-fifths vote shall be required for adoption.

(d) For a bill on General File, no motion to reconsider shall be in order until the bill has failed to advance three times; for a bill on Select File, no motion to reconsider shall be in order until the bill has failed to advance two times; for a bill passed on Final Reading, no motion to reconsider shall be in order except by the introducer of the bill, for technical or clarifying amendments.

(e) Whenever a bill is returned from the Governor for further action pursuant to the Legislature's request for such return, motions for reconsideration necessarily incident to opening a bill for further action shall be admitted regardless of the time limitation otherwise imposed by this rule.

PROPOSED RULES CHANGE 2

Rule 6, Sec. 7. Final Reading. No bill shall be voted on for final passage until:

- (a) After five legislative days following the introduction of the bill.
- (b) One legislative day after its reference to Final Reading.
- (c) ~~Printed copies of The~~ The bill in its final form, as amended, shall have been available to members ~~and on their desks~~ for at least one legislative day.

PROPOSED RULES CHANGE 3

Rule 1, Sec. 17. Speaker's Major Proposals. The Speaker shall be authorized to: (a) Designate up to five bills, or resolutions proposing to amend the Constitution, as major proposals during each legislative session. Determinations made by the Speaker pursuant to this subsection shall be limited to bills or resolutions previously designated as a committee priority, senator priority, or a general appropriation bill and approved by a vote of two-thirds of the Executive Board. During the 2011 Session, the Speaker may designate any of the redistricting bills as major proposals with the approval of two-thirds of the Executive Board. Provided, the Speaker shall be allowed to designate one additional major proposal which shall be limited to the bill dealing with the redistricting of legislative districts subject to the approval of two-thirds of the Executive Board.

(b) Require each committee to which a major proposal has been referred to:
(1) hold a public hearing by a date certain as agreed to by the Speaker and committee chairperson.

(2) take action, including voting to advance the measure with or without amendments to the full Legislature, voting to indefinitely postpone the measure, or taking a vote on the measure that does not result in the measure's advancement or indefinite postponement. Committee action as defined above must be taken by a date certain as determined by the Speaker and committee chairperson.

(c) Determine the scheduling of the proposal and the order of amendments and motions to be considered.

Rule 3, Sec. 6. Redistricting Committee. (a) The Redistricting Committee of the Legislature shall be established as a special committee of the Legislature in January of each year ending in one. The committee is authorized to introduce and exercise jurisdiction over legislative bills and resolutions relating to redistricting and hold hearings regarding such legislation.

(b) The committee shall be comprised of nine members of the Legislature, three from each congressional district existing on January 1 of each year ending in zero. The Executive Board shall appoint the members of the committee in January of each year ending in one. No more than five members appointed to the committee shall be affiliated with the same political party. A vacancy on the committee shall be filled by the Executive Board as soon as possible after the vacancy occurs.

(c) At the first meeting of the committee, the members shall select from among themselves by majority vote one member to serve as chairperson of the committee and one member to serve as vice chairperson of the committee. The chair and vice chair shall not be a member of the same political party.

(d) The committee shall continue in existence until all bills containing redistricting plans for which the Legislature has responsibility are passed and signed by the Governor. In the event of a successful legal challenge to any part of a redistricting plan, the committee shall be reconstituted for purposes of reformulating the challenged redistricting plan.

(e) The committee shall receive staff support from the office of the director of Legislative Research.

(f) The committee shall, after reviewing previous redistricting guidelines used by the Legislature, adopt substantive and procedural guidelines that will guide the Legislature's redistricting process. During the legislative session of each year ending in one, the substantive guidelines adopted by the committee shall be presented to the Legislature for approval.

(g) The committee shall at the earliest feasible time make available to the public the substantive guidelines prepared by the committee.

(h) ~~The committee shall introduce legislative bills pertaining to redistricting congressional districts and other districts during the legislative session of each year ending in one.~~ The committee, with approval of a

majority of its members, may introduce bills at any time during the legislative session of each year ending in one.

(i) Based upon the information received from the United States Department of Commerce, Bureau of the Census, the committee shall formulate redistricting plans for congressional districts and other districts. The statistics and redistricting plans shall be made available to the Legislature and the public.

(j) After the statistics and redistricting plans are made available to the Legislature and the public, the committee shall schedule and conduct, as expeditiously as reasonably possible, at least one public hearing in each congressional district for the purposes of soliciting input on the proposed redistricting plans. Video and other methods may be used in addition to the procedures outlined for public hearings but not in substitution for such procedures.

(k) In addition to the above procedures, legislation introduced for the purpose of complying with the decennial redistricting process in years ending in one, shall follow the normal procedures for any legislation introduced in the Nebraska Legislature.

PROPOSED RULES CHANGE 4

Rule 3, Sec. 20.

Add a new sub-section (c) and renumber the remaining section.

(c) Any amendment offered which is substantially the same as a pending bill shall require a three-fifths vote of the elected members if offered within twenty calendar days of the committee hearing.

ANNOUNCEMENT

The Revenue Committee elected Senator Utter as Vice Chairperson.

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 206. Introduced by Wightman, 36.

A BILL FOR AN ACT relating to personal property; to amend sections 60-1801, 60-1802, 60-1803, 60-1807, 60-1808, 60-1901, 60-1904, and 60-1907, Reissue Revised Statutes of Nebraska; to name an act; to define terms; to delete obsolete provisions; to provide for disposition of abandoned camper units; to provide a penalty; to change provisions relating to abandoned vehicles; to harmonize provisions; and to repeal the original sections.

LEGISLATIVE BILL 207. Introduced by Sullivan, 41.

A BILL FOR AN ACT relating to the Game and Parks Commission; to amend section 37-354, Revised Statutes Cumulative Supplement, 2010; to authorize the commission to convey certain real estate for park purposes; to prescribe conditions relating to the conveyance, operation, and maintenance of the real estate; to provide duties for the commission; to harmonize provisions; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 208. Introduced by Langemeier, 23.

A BILL FOR AN ACT relating to the Nebraska Power Review Board; to amend sections 70-1015 and 76-3001, Reissue Revised Statutes of Nebraska, and sections 70-1001.01, 70-1013, and 70-1014.02, Revised Statutes Cumulative Supplement, 2010; to provide waiver and injunctive relief powers to the board as prescribed; to redefine terms; and to repeal the original sections.

LEGISLATIVE BILL 209. Introduced by Cornett, 45; Hadley, 37; Heidemann, 1; Schilz, 47; Utter, 33; Wightman, 36.

A BILL FOR AN ACT relating to revenue and taxation; to amend section 77-27,144, Reissue Revised Statutes of Nebraska; to change a provision relating to the proceeds of local sales and use taxes; and to repeal the original section.

LEGISLATIVE BILL 210. Introduced by Cornett, 45.

A BILL FOR AN ACT relating to revenue and taxation; to amend sections 13-2609, 72-258.03, 77-702, 77-1327, 77-1783.01, 77-2704.50, 77-2705.01, 77-2708, 77-2709, 81-1260, and 81-15,164, Reissue Revised Statutes of Nebraska, and sections 13-3107 and 81-8,128, Revised Statutes Cumulative Supplement, 2010; to change provisions relating to the due dates for certain sales tax returns, sales and use taxes, and certain fees; to change provisions relating to school lands, qualifications of the Property Tax Administrator, data reporting, personal liability for corporate taxes, common or contract carrier exemption certificates, and supervision of the State Athletic Commissioner; to eliminate the Greenbelt Advisory Committee; to harmonize provisions; to provide operative dates; to repeal the original sections; and to outright repeal section 77-1355, Reissue Revised Statutes of Nebraska.

LEGISLATIVE BILL 211. Introduced by Cornett, 45.

A BILL FOR AN ACT relating to revenue and taxation; to amend sections 13-324, 13-2814, 77-2703, 77-2703.03, 77-2704.10, and 77-27,143, Reissue Revised Statutes of Nebraska, and section 77-2712.03, Revised Statutes Cumulative Supplement, 2010; to change provisions relating to collection of sales tax on rented and leased motor vehicles, direct mail sourcing, a sales and use tax exemption for certain food, and the streamlined sales and use tax agreement; to provide an operative date; and to repeal the original sections.

LEGISLATIVE BILL 212. Introduced by Transportation and Telecommunications Committee: Fischer, 43, Chairperson; Campbell, 25; Dubas, 34; Hadley, 37; Janssen, 15; Lautenbaugh, 18; Louden, 49; Price, 3.

A BILL FOR AN ACT relating to motor vehicles; to amend sections 60-3,193.01, 60-3,221, 60-462.01, 60-4,147.02, and 75-393, Reissue Revised Statutes of Nebraska, and sections 18-1739, 75-363, and 75-364, Revised Statutes Cumulative Supplement, 2010; to adopt revisions of federal laws and regulations and a registration reciprocity agreement by reference; to change provisions relating to towing trailers; to harmonize provisions; to repeal the original sections; and to declare an emergency.

LEGISLATIVE BILL 213. Introduced by Pankonin, 2.

A BILL FOR AN ACT relating to appropriations; to appropriate funds to the Department of Economic Development.

LEGISLATIVE BILL 214. Introduced by Pankonin, 2.

A BILL FOR AN ACT relating to political subdivisions; to amend sections 32-312, 32-517, 32-518, 32-520, 32-521, 32-522, 32-523, 32-525, 32-526, 32-528, 32-529, 32-557, 32-610, 32-618, and 32-810, Reissue Revised Statutes of Nebraska, and sections 32-519 and 32-524, Revised Statutes Cumulative Supplement, 2010; to require nonpartisan ballots for nomination and election of county and city officers; to harmonize provisions; and to repeal the original sections.

LEGISLATIVE BILL 215. Introduced by Fischer, 43.

A BILL FOR AN ACT relating to the Motor Vehicle Operator's License Act; to amend sections 60-462, 60-462.02, 60-479, 60-479.01, 60-484, 60-487, 60-4,113, 60-4,114, 60-4,115, 60-4,117, 60-4,120, 60-4,121, 60-4,122, 60-4,127, 60-4,144, 60-4,149, 60-4,150, 60-4,151, and 60-4,181, Reissue Revised Statutes of Nebraska; to adopt certain federal regulations; to provide powers and duties for the Department of Motor Vehicles regarding the design, production, issuance, and renewal of and payment for operators' licenses and state identification cards; to provide implementation dates; to eliminate obsolete provisions; to harmonize provisions; to repeal the original sections; and to declare an emergency.

LEGISLATIVE BILL 216. Introduced by Coash, 27; Fulton, 29.

A BILL FOR AN ACT relating to the Motor Vehicle Registration Act; to amend sections 60-301 and 60-3,100, Reissue Revised Statutes of Nebraska; to change license plate issuance and display provisions for certain motor vehicles; to provide for a fee; to harmonize provisions; and to repeal the original sections.

LEGISLATIVE BILL 217. Introduced by Fischer, 43.

A BILL FOR AN ACT relating to the Telecommunications Relay System Act; to amend sections 86-301, 86-303, and 86-314, Reissue Revised Statutes of Nebraska, and section 86-313, Revised Statutes Cumulative Supplement, 2010; to define and eliminate terms; to change provisions relating to surcharges for wireless service; to state intent; to harmonize provisions; to repeal the original sections; and to outright repeal section 86-309, Reissue Revised Statutes of Nebraska.

LEGISLATIVE BILL 218. Introduced by Karpisek, 32.

A BILL FOR AN ACT relating to state administrative departments; to amend section 81-1316, Reissue Revised Statutes of Nebraska; to change provisions relating to personnel exempt from the State Personnel System; and to repeal the original section.

LEGISLATIVE BILL 219. Introduced by McCoy, 39.

A BILL FOR AN ACT relating to health care; to adopt the Health Care Freedom Act.

LEGISLATIVE BILL 220. Introduced by Fischer, 43.

A BILL FOR AN ACT relating to the Public Service Commission; to amend sections 71-1567, 71-4609, 75-134, 75-136, 75-156, 75-722, 86-123, 86-158, 86-209, 86-255, 86-269, and 86-578, Reissue Revised Statutes of Nebraska; to change appeal procedures as prescribed; to harmonize provisions; to provide an operative date; to repeal the original sections; and to declare an emergency.

LEGISLATIVE BILL 221. Introduced by Janssen, 15.

A BILL FOR AN ACT relating to the Welfare Reform Act; to amend sections 68-1708, 68-1723, and 68-1724, Reissue Revised Statutes of Nebraska; to provide for drug-screening of applicants for and recipients of cash assistance benefits; to harmonize provisions; and to repeal the original sections.

LEGISLATIVE BILL 222. Introduced by Gloor, 35; Campbell, 25.

A BILL FOR AN ACT relating to the Nebraska Regulation of Health Professions Act; to amend section 71-6221, Reissue Revised Statutes of Nebraska; to change provisions regarding changes in scope of practice; and to repeal the original section.

LEGISLATIVE BILL 223. Introduced by Karpisek, 32.

A BILL FOR AN ACT relating to insurance; to require coverage for cochlear implants as prescribed.

LEGISLATIVE BILL 224. Introduced by Avery, 28.

A BILL FOR AN ACT relating to the Election Act; to amend sections 32-1301, 32-1302, 32-1303, 32-1304, 32-1306, and 32-1308, Reissue Revised Statutes of Nebraska, and section 32-101, Revised Statutes Cumulative Supplement, 2010; to change provisions relating to recall; to require notification as prescribed; to harmonize provisions; and to repeal the original sections.

LEGISLATIVE BILL 225. Introduced by Campbell, 25; Gloor, 35.

A BILL FOR AN ACT relating to the Uniform Credentialing Act; to amend section 38-129, Reissue Revised Statutes of Nebraska; to change provisions relating to issuance of credentials as prescribed; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 226. Introduced by Gloor, 35; Bloomfield, 17; Carlson, 38; Coash, 27; Dubas, 34; Hadley, 37; Lautenbaugh, 18; McCoy, 39; Utter, 33; Wallman, 30.

A BILL FOR AN ACT relating to crimes and offenses; to amend section 28-101, Revised Statutes Cumulative Supplement, 2010; to provide for assault with a bodily fluid against a public safety officer; to provide penalties; to harmonize provisions; and to repeal the original section.

LEGISLATIVE BILL 227. Introduced by Mello, 5; Dubas, 34; K. Haar, 21.

A BILL FOR AN ACT relating to the State Energy Office; to amend sections 81-1601, 81-1603, 81-1605, and 81-1606, Reissue Revised Statutes of Nebraska, and section 81-1607.01, Revised Statutes Cumulative Supplement, 2010; to require a state energy assessment; to provide duties to the office; to harmonize provisions; and to repeal the original sections.

LEGISLATIVE BILL 228. Introduced by Mello, 5; Dubas, 34; K. Haar, 21.

A BILL FOR AN ACT relating to the Deferred Building Renewal Act; to amend sections 81-173 and 81-190, Reissue Revised Statutes of Nebraska; to provide for energy audits to be conducted under the act; to require a report; to remove obsolete language; to harmonize provisions; to repeal the original sections; and to outright repeal section 81-191.01, Reissue Revised Statutes of Nebraska.

LEGISLATIVE BILL 229. Introduced by Fischer, 43; Carlson, 38; Christensen, 44; Dubas, 34; Langemeier, 23; McCoy, 39; Schilz, 47.

A BILL FOR AN ACT relating to water resources; to amend section 81-15,174, Reissue Revised Statutes of Nebraska, and section 61-218, Revised Statutes Cumulative Supplement, 2010; to transfer funds from the Nebraska Environmental Trust Fund to the Water Resources Cash Fund as prescribed; to provide an additional purpose for expenditure as prescribed; to harmonize provisions; to repeal the original sections; and to declare an emergency.

LEGISLATIVE BILL 230. Introduced by Sullivan, 41; Campbell, 25; Hansen, 42; Karpisek, 32; Krist, 10; Price, 3; Schumacher, 22.

A BILL FOR AN ACT relating to public records; to amend section 84-712.05, Revised Statutes Cumulative Supplement, 2010; to change provisions relating to access to public records; and to repeal the original section.

RESOLUTIONS

LEGISLATIVE RESOLUTION 15. Introduced by Pankonin, 2.

WHEREAS, Gerald "Jerry" Heylmun, son of Bruce and Carol Heylmun, while a sophomore at Conestoga High School, completed the requirements to attain the rank of Eagle Scout in the Boy Scouts of America; and

WHEREAS, to earn the rank of Eagle Scout, the highest advancement rank in Scouting, a Boy Scout must fulfill requirements in the areas of leadership, service, and outdoor skills. Although many options are available to demonstrate proficiency in these areas, a number of specific skills are required to advance through the ranks: Tenderfoot; Second Class; First Class; Star; Life; and finally Eagle. Throughout his Scouting experience, Jerry Heylmun has learned, been tested on, and been recognized for various Scouting skills; and

WHEREAS, Jerry Heylmun served his troop in a variety of leadership roles, including Chaplain Aide, Librarian, Patrol Leader, and Senior Patrol Leader. To achieve the rank of Eagle Scout, Jerry earned thirty-one merit badges, ten more than the required twenty-one badges, and completed a community service project approved by the troop and the scout council; and

WHEREAS, for his Eagle Scout community service project, Jerry Heylmun directed thirty-one people in the construction of a new trail at Schramm State Park in Louisville, Nebraska. The original trail was near a dangerous ravine. Jerry's newly designed trail is farther from the ravine and safer for trail users, especially children from a nearby 4-H camp. Jerry also relocated barriers, built new park benches, and coordinated donations of time, cash, and materials for his project. By completing his service project, Jerry fulfilled a personal goal that he has had since fifth grade; and

WHEREAS, the redesigned and enhanced trail at Schramm State Park in Louisville will more safely serve the citizens of Cass County for many years in the future.

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

1. That the Legislature congratulates Gerald "Jerry" Heylmun for the exemplary achievement of fulfilling the requirements for obtaining the rank of Eagle Scout.

2. That a copy of this resolution be sent to Jerry Heylmun.

Laid over.

LEGISLATIVE RESOLUTION 16. Introduced by Pankonin, 2.

WHEREAS, Ed Kasl has provided great consistency and continuity and a stable learning environment for more than twenty years as the superintendent of the Louisville Public Schools; and

WHEREAS, only six superintendents in Nebraska have had a longer tenure in one school than Superintendent Ed Kasl; and

WHEREAS, Superintendent Ed Kasl's professional training for his career began thirty-six years ago with a Bachelor's degree in Mathematics, followed in the 1970s by Masters' degrees in Education and Administration; and

WHEREAS, Superintendent Ed Kasl's visionary leadership has helped to position the Louisville School District as one of the finest in Nebraska. Superintendent Kasl has provided direction in the development of an instructional delivery system, based on a curriculum that prepares students for success in the twenty-first century; and

WHEREAS, to recognize the respect and appreciation demonstrated by Superintendent Ed Kasl for the Louisville Public Schools, in May 2010 he was named Superintendent of the Year for Region Six of the Nebraska Association of School Administrators.

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

1. That the Legislature expresses its appreciation for the achievements of Superintendent Ed Kasl and for his positive impact on the State of Nebraska.

2. That a copy of this resolution be sent to Superintendent Kasl and the Louisville Public Schools.

Laid over.

LEGISLATIVE RESOLUTION 17. Introduced by Pankonin, 2.

WHEREAS, Andrew Parker, son of Jeff and Janice Parker and a junior at Nebraska City High School, completed the requirements to attain the rank of Eagle Scout in the Boy Scouts of America; and

WHEREAS, to earn the rank of Eagle Scout, the highest advancement rank in scouting, a Boy Scout must fulfill requirements in the areas of leadership, service, and outdoor skills. Although many options are available to demonstrate proficiency in these areas, a number of specific skills are required to advance through the ranks of Tenderfoot, Second Class, First Class, Star, Life, and finally Eagle Scout. Throughout his scouting experience, Andrew Parker has learned, been tested on, and been recognized for various scouting skills; and

WHEREAS, Andrew Parker served his troop in a variety of leadership roles, including patrol leader, assistant patrol leader, senior patrol leader, troop guide, and junior assistant scout master. To achieve the rank of Eagle Scout, Andrew earned thirty-five merit badges, fourteen more than the required twenty-one badges, and completed a community service project approved by the troop and the scout council; and

WHEREAS, for his Eagle Scout community service project, Andrew Parker devoted more than seventy-one hours to create low maintenance landscaping for the new Northside Elementary School in Nebraska City. The project involved thirty-one volunteers who, under Andrew's direction, spent almost two hundred forty-seven man hours leveling planting areas, planting one hundred eighty-seven assorted plants, shrubs, and trees, installing a weed barrier, applying mulch, and watering the new plants. To complete the project, Andrew collaborated with a local nursery to design the landscaping plan and sought implementation approval from the local school board; and

WHEREAS, the newly designed grounds of the Northside Elementary School in Nebraska City will provide scenic beauty for the citizens of Otoe County for many years.

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

1. That the Legislature congratulates Andrew Parker for the exemplary achievement of fulfilling the requirements for attaining the rank of Eagle Scout.

2. That a copy of this resolution be sent to Andrew Parker.

Laid over.

LEGISLATIVE RESOLUTION 18. Introduced by Pankonin, 2.

WHEREAS, Jeff Talmon, son of Larry and Marcia Talmon and a junior at Nebraska City High School, completed the requirements to attain the rank of Eagle Scout in the Boy Scouts of America; and

WHEREAS, to earn the rank of Eagle Scout, the highest advancement rank in scouting, a Boy Scout must fulfill requirements in the areas of leadership, service, and outdoor skills. Although many options are available to demonstrate proficiency in these areas, a number of specific skills are required to advance through the ranks of Tenderfoot, Second Class, First Class, Star, Life, and finally Eagle Scout. Throughout his scouting experience, Jeff Talmon has learned, been tested on, and been recognized for various scouting skills; and

WHEREAS, Jeff Talmon served his troop in a variety of leadership roles, including chaplain, assistant patrol leader, patrol leader, assistant senior patrol leader, senior patrol leader, and junior assistant scoutmaster. To achieve the rank of Eagle Scout, Jeff earned twenty-nine merit badges, eight more than the required twenty-one badges, and completed a community service project approved by the troop and the scout council; and

WHEREAS, for his Eagle Scout community service project, Jeff Talmon directed thirteen volunteers who spent one hundred seventy-two man hours to create parking improvements at Steinhart Park in Nebraska City. The project included replacing broken parking curbs, straightening existing parking curbs, and installing new cement parking curbs. A park bench was also rebuilt. To complete the project, Jeff sought plan and design approval from scout leaders and the Nebraska City public properties manager,

tabulated and recorded hours spent on the project, and created a before and after photographic record of the work that was performed; and

WHEREAS, the redesigned and enhanced facilities at Steinhart Park in Nebraska City will more safely and conveniently serve the citizens of Otoe County for many years.

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

1. That the Legislature congratulates Jeff Talmon for the exemplary achievement of fulfilling the requirements for attaining the rank of Eagle Scout.

2. That a copy of this resolution be sent to Jeff Talmon.

Laid over.

LEGISLATIVE RESOLUTION 19CA. Introduced by Avery, 28.

THE MEMBERS OF THE ONE HUNDRED SECOND LEGISLATURE OF NEBRASKA, FIRST SESSION, RESOLVE THAT:

Section 1. At the general election in November 2012 the following proposed amendment to the Constitution of Nebraska shall be submitted to the electors of the State of Nebraska for approval or rejection:

To amend Article IV, section 5:

IV-5 ~~All civil officers~~ A civil officer of this state shall be liable to impeachment for any misdemeanor in office or for any misdemeanor related to the election by which such officer was elected to the office.

Sec. 2. The proposed amendment shall be submitted to the electors in the manner prescribed by the Constitution of Nebraska, Article XVI, section 1, with the following ballot language:

A constitutional amendment to provide that misdemeanors related to election to office are grounds for impeachment of civil officers.

For

Against.

NOTICE OF COMMITTEE HEARINGS

Banking, Commerce and Insurance

Room 1507

Tuesday, January 18, 2011 1:30 p.m.

Bruce Ramage - Department of Insurance

LB70

LB71

LB72

LB73

(Signed) Rich Pahls, Chairperson

Education

Room 1525

Tuesday, January 18, 2011 1:30 p.m.

LB18

LB59

(Signed) Greg Adams, Chairperson

ANNOUNCEMENTS

The Natural Resources Committee elected Senator Schilz as Vice Chairperson.

The Government, Military and Veterans Affairs Committee elected Senator Price as Vice Chairperson.

UNANIMOUS CONSENT - Add Cointroducers

Senators Hansen, Karpisek, McCoy, and Schilz asked unanimous consent to add their names as cointroducers to LB48. No objections. So ordered.

VISITOR

The Doctor of the Day was Dr. Randy Kohl from Firth.

ADJOURNMENT

At 11:03 a.m., on a motion by Senator Gloor, the Legislature adjourned until 10:00 a.m., Tuesday, January 11, 2011.

Patrick J. O'Donnell
Clerk of the Legislature

