

**FORTIETH DAY - MARCH 4, 2011****LEGISLATIVE JOURNAL****ONE HUNDRED SECOND LEGISLATURE  
FIRST SESSION****FORTIETH DAY**

Legislative Chamber, Lincoln, Nebraska  
Friday, March 4, 2011

**PRAYER**

The prayer was offered by Reverend Donnie Bender, St. Paul's Baptist Church, Omaha.

**ROLL CALL**

Pursuant to adjournment, the Legislature met at 9:00 a.m., Speaker Flood presiding.

The roll was called and all members were present except Senators Pahls and Smith who were excused; and Senators Coash, Council, and Lautenbaugh who were excused until they arrive.

**CORRECTIONS FOR THE JOURNAL**

The Journal for the thirty-ninth day was approved.

**COMMITTEE REPORTS**

Enrollment and Review

**LEGISLATIVE BILL 543.** Placed on Select File with amendment.  
ER42

- 1 1. On page 1, line 4, after the semicolon insert "to
- 2 provide for elimination of asset testing relating to the program;".

**LEGISLATIVE BILL 34.** Placed on Select File with amendment.  
ER41

- 1 1. On page 1, strike beginning with "sections" in line
- 2 2 through line 5 and insert "section 71-401, Revised Statutes
- 3 Cumulative Supplement, 2010; to exempt religious residential
- 4 facilities from licensure and regulation as prescribed; to
- 5 harmonize provisions; and to repeal the original section.".

(Signed) Tyson Larson, Chairperson

**ANNOUNCEMENT**

Senator Karpisek designates LB490 as his priority bill.

**CONFLICT OF INTEREST STATEMENT**

Pursuant to Rule 1, Sec. 19, Senator Bloomfield has filed a Potential Conflict of Interest Statement under the Nebraska Political Accountability and Disclosure Act. The statement is on file in the Clerk of the Legislature's Office.

**REPORT OF REGISTERED LOBBYISTS**

Following is a list of all lobbyists who have registered as of March 3, 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

Mueller Robak LLC  
Dermatology Society, Nebraska

**REPORT**

The following report was received by the Legislature:

**Revenue, Nebraska Department of**

Community Redevelopment Tax Increment Financing Projects Tax Year  
2010

**MOTIONS - Approve Appointments**

Senator Fischer moved the adoption of the Transportation and Telecommunications Committee report for the confirmation of the following appointment(s) found on page 697:

Nebraska Motor Vehicle Industry Licensing Board  
Blake Dillon  
William Reeg  
Fred Stone

Voting in the affirmative, 38:

Adams	Dubas	Harr, B.	Louden	Schilz
Bloomfield	Fischer	Heidemann	McCoy	Schumacher
Brasch	Flood	Howard	Mello	Sullivan
Campbell	Fulton	Janssen	Nelson	Utter
Carlson	Gloor	Karpisek	Nordquist	Wallman
Christensen	Haar, K.	Langemeier	Pankonin	Wightman
Conrad	Hadley	Larson	Pirsch	
Cornett	Harms	Lathrop	Price	

Voting in the negative, 0.

Present and not voting, 6:

Ashford	Cook	Krist
Avery	Hansen	McGill

Excused and not voting, 5:

Coash	Council	Lautenbaugh	Pahls	Smith
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The appointments were confirmed with 38 ayes, 0 nays, 6 present and not voting, and 5 excused and not voting.

Senator Fischer moved the adoption of the Transportation and Telecommunications Committee report for the confirmation of the following appointment(s) found on page 696:

Nebraska Information Technology Commission

Patrick Flanagan  
 Lance Hedquist  
 Daniel Hoesing  
 Harold Huggenberger  
 Doug Kristensen  
 Dan Shundoff

Voting in the affirmative, 35:

Adams	Flood	Harr, B.	Lathrop	Pirsch
Brasch	Fulton	Heidemann	Louden	Price
Campbell	Gloor	Howard	McCoy	Schilz
Christensen	Haar, K.	Janssen	Mello	Schumacher
Coash	Hadley	Karpisek	Nelson	Utter
Conrad	Hansen	Langemeier	Nordquist	Wallman
Fischer	Harms	Larson	Pankonin	Wightman

Voting in the negative, 0.

Present and not voting, 10:

Ashford	Bloomfield	Cook	Dubas	McGill
Avery	Carlson	Cornett	Krist	Sullivan

Excused and not voting, 4:

Council	Lautenbaugh	Pahls	Smith
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The appointments were confirmed with 35 ayes, 0 nays, 10 present and not voting, and 4 excused and not voting.

### **BILL ON FINAL READING**

#### **Dispense With Reading at Large**

Pursuant to Rule 6, Section 8, the Legislature approved the dispensing of the reading at large of LB12 with 41 ayes, 0 nays, 4 present and not voting, and 4 excused and not voting.

The following bill was put upon final passage:

#### **LEGISLATIVE BILL 12.**

A BILL FOR AN ACT relating to criminal law; to amend sections 28-105, 29-2204, 29-2520, 29-2522, 29-2524, and 83-1,105.01, Reissue Revised Statutes of Nebraska; to change the statutes to reflect the Nebraska Supreme Court opinion State v. Conover, 270 Neb. 446, 703 N.W.2d 898 (2005); to harmonize provisions; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 45:

Adams	Conrad	Hadley	Langemeier	Pankonin
Ashford	Cook	Hansen	Larson	Pirsch
Avery	Cornett	Harms	Lathrop	Price
Bloomfield	Dubas	Harr, B.	Louden	Schilz
Brasch	Fischer	Heidemann	McCoy	Schumacher
Campbell	Flood	Howard	McGill	Sullivan
Carlson	Fulton	Janssen	Mello	Utter
Christensen	Gloor	Karpisek	Nelson	Wallman
Coash	Haar, K.	Krist	Nordquist	Wightman

Voting in the negative, 0.

Excused and not voting, 4:

Council	Lautenbaugh	Pahls	Smith
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A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

**WITHDRAW - Amendment to LB24**

Senator Langemeier withdrew his amendment, AM510, found on page 644, to LB24.

**BILLS ON FINAL READING**

The following bill was read and put upon final passage:

**LEGISLATIVE BILL 24.**

A BILL FOR AN ACT relating to the Nebraska Real Estate License Act; to amend sections 81-885.49, 81-885.51, 81-885.52, and 81-885.53, Reissue Revised Statutes of Nebraska; to provide training requirements for licensees; to harmonize provisions; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 45:

Adams	Conrad	Hadley	Langemeier	Pankonin
Ashford	Cook	Hansen	Larson	Pirsch
Avery	Cornett	Harms	Lathrop	Price
Bloomfield	Dubas	Harr, B.	Louden	Schilz
Brasch	Fischer	Heidemann	McCoy	Schumacher
Campbell	Flood	Howard	McGill	Sullivan
Carlson	Fulton	Janssen	Mello	Utter
Christensen	Gloor	Karpisek	Nelson	Wallman
Coash	Haar, K.	Krist	Nordquist	Wightman

Voting in the negative, 0.

Excused and not voting, 4:

Council      Lautenbaugh      Pahls      Smith

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

**Dispense With Reading at Large**

Pursuant to Rule 6, Section 8, the Legislature approved the dispensing of the reading at large of LB25 with 42 ayes, 0 nays, 3 present and not voting, and 4 excused and not voting.

The following bill was put upon final passage:

**LEGISLATIVE BILL 25.**

A BILL FOR AN ACT relating to real property; to amend sections 76-2402, 76-2405, 76-2407, 76-2416, 76-2417, 76-2418, 76-2421, 76-2422, 76-2423, 76-2425, 76-2427, 76-2429, 76-2430, and 81-885.17, Reissue Revised Statutes of Nebraska, and section 81-885.24, Revised Statutes Cumulative Supplement, 2010; to define a term; to provide exemptions from certain requirements for asset management companies; to harmonize provisions; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 45:

Adams	Conrad	Hadley	Langemeier	Pankonin
Ashford	Cook	Hansen	Larson	Pirsch
Avery	Cornett	Harms	Lathrop	Price
Bloomfield	Dubas	Harr, B.	Louden	Schilz
Brasch	Fischer	Heidemann	McCoy	Schumacher
Campbell	Flood	Howard	McGill	Sullivan
Carlson	Fulton	Janssen	Mello	Utter
Christensen	Gloor	Karpisek	Nelson	Wallman
Coash	Haar, K.	Krist	Nordquist	Wightman

Voting in the negative, 0.

Excused and not voting, 4:

Council	Lautenbaugh	Pahls	Smith
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A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

**Dispense With Reading at Large**

Pursuant to Rule 6, Section 8, the Legislature approved the dispensing of the reading at large of LB26 with 40 ayes, 0 nays, 5 present and not voting, and 4 excused and not voting.

The following bill was put upon final passage:

**LEGISLATIVE BILL 26.** With Emergency Clause.

A BILL FOR AN ACT relating to real estate; to amend section 76-2,120, Reissue Revised Statutes of Nebraska; to adopt the Private Transfer Fee Obligation Act; to change a disclosure requirement; to repeal the original

section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?'"

Voting in the affirmative, 45:

Adams	Conrad	Hadley	Langemeier	Pankonin
Ashford	Cook	Hansen	Larson	Pirsch
Avery	Cornett	Harms	Lathrop	Price
Bloomfield	Dubas	Harr, B.	Louden	Schilz
Brasch	Fischer	Heidemann	McCoy	Schumacher
Campbell	Flood	Howard	McGill	Sullivan
Carlson	Fulton	Janssen	Mello	Utter
Christensen	Gloor	Karpisek	Nelson	Wallman
Coash	Haar, K.	Krist	Nordquist	Wightman

Voting in the negative, 0.

Excused and not voting, 4:

Council	Lautenbaugh	Pahls	Smith
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A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

The following bill was read and put upon final passage:

**LEGISLATIVE BILL 43.**

A BILL FOR AN ACT relating to trust deeds; to amend section 76-1002, Reissue Revised Statutes of Nebraska; to change provisions relating to the limiting of optional future advances; to correct an internal reference; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 45:

Adams	Conrad	Hadley	Langemeier	Pankonin
Ashford	Cook	Hansen	Larson	Pirsch
Avery	Cornett	Harms	Lathrop	Price
Bloomfield	Dubas	Harr, B.	Louden	Schilz
Brasch	Fischer	Heidemann	McCoy	Schumacher
Campbell	Flood	Howard	McGill	Sullivan
Carlson	Fulton	Janssen	Mello	Utter
Christensen	Gloor	Karpisek	Nelson	Wallman
Coash	Haar, K.	Krist	Nordquist	Wightman

Voting in the negative, 0.

Excused and not voting, 4:

Council      Lautenbaugh    Pahls                  Smith

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

### **Dispense With Reading at Large**

Pursuant to Rule 6, Section 8, the Legislature approved the dispensing of the reading at large of LB77 with 40 ayes, 0 nays, 5 present and not voting, and 4 excused and not voting.

The following bill was put upon final passage:

#### **LEGISLATIVE BILL 77.** With Emergency Clause.

A BILL FOR AN ACT relating to installment sales and loans; to amend sections 45-335, 45-336, 45-1002, and 45-1024, Reissue Revised Statutes of Nebraska; to change provisions relating to debt cancellation contracts and debt suspension contracts; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 45:



Adams	Conrad	Hadley	Langemeier	Pankonin
Ashford	Cook	Hansen	Larson	Pirsch
Avery	Cornett	Harms	Lathrop	Price
Bloomfield	Dubas	Harr, B.	Louden	Schilz
Brasch	Fischer	Heidemann	McCoy	Schumacher
Campbell	Flood	Howard	McGill	Sullivan
Carlson	Fulton	Janssen	Mello	Utter
Christensen	Gloor	Karpisek	Nelson	Wallman
Coash	Haar, K.	Krist	Nordquist	Wightman

Voting in the negative, 0.

Excused and not voting, 4:

Council	Lautenbaugh	Pahls	Smith
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A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

The following bills were read and put upon final passage:

**LEGISLATIVE BILL 78.** With Emergency Clause.

A BILL FOR AN ACT relating to the Public Funds Deposit Security Act; to amend sections 77-2387 and 77-2398, Reissue Revised Statutes of Nebraska; to define a term; to harmonize provisions; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 45:

Adams	Conrad	Hadley	Langemeier	Pankonin
Ashford	Cook	Hansen	Larson	Pirsch
Avery	Cornett	Harms	Lathrop	Price
Bloomfield	Dubas	Harr, B.	Louden	Schilz
Brasch	Fischer	Heidemann	McCoy	Schumacher
Campbell	Flood	Howard	McGill	Sullivan
Carlson	Fulton	Janssen	Mello	Utter
Christensen	Gloor	Karpisek	Nelson	Wallman
Coash	Haar, K.	Krist	Nordquist	Wightman

Voting in the negative, 0.

Excused and not voting, 4:

Council	Lautenbaugh	Pahls	Smith
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A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

**LEGISLATIVE BILL 94.**

A BILL FOR AN ACT relating to adoption; to amend sections 43-107, 43-109, and 43-146.01, Reissue Revised Statutes of Nebraska; to provide a requirement for the adoption of children committed to the Department of Health and Human Services; to harmonize provisions; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 45:

Adams	Conrad	Hadley	Langemeier	Pankonin
Ashford	Cook	Hansen	Larson	Pirsch
Avery	Cornett	Harms	Lathrop	Price
Bloomfield	Dubas	Harr, B.	Louden	Schilz
Brasch	Fischer	Heidemann	McCoy	Schumacher
Campbell	Flood	Howard	McGill	Sullivan
Carlson	Fulton	Janssen	Mello	Utter
Christensen	Gloor	Karpisek	Nelson	Wallman
Coash	Haar, K.	Krist	Nordquist	Wightman

Voting in the negative, 0.

Excused and not voting, 4:

Council	Lautenbaugh	Pahls	Smith
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A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

**LEGISLATIVE BILL 98.**

A BILL FOR AN ACT relating to highways and roads; to amend sections 39-1307 and 66-4,100, Reissue Revised Statutes of Nebraska; to provide powers relating to federal-aid transportation funds; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 44:

Adams	Cook	Hansen	Larson	Pirsch
Avery	Cornett	Harms	Lathrop	Price
Bloomfield	Dubas	Harr, B.	Louden	Schilz
Brasch	Fischer	Heidemann	McCoy	Schumacher
Campbell	Flood	Howard	McGill	Sullivan
Carlson	Fulton	Janssen	Mello	Utter
Christensen	Gloor	Karpisek	Nelson	Wallman
Coash	Haar, K.	Krist	Nordquist	Wightman
Conrad	Hadley	Langemeier	Pankonin	

Voting in the negative, 0.

Present and not voting, 1:

Ashford

Excused and not voting, 4:

Council      Lautenbaugh      Pahls      Smith

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

**LEGISLATIVE BILL 108.**

A BILL FOR AN ACT relating to division fences; to require maintenance of division fences as prescribed.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 44:

Adams	Conrad	Hadley	Larson	Pirsch
Ashford	Cook	Hansen	Lathrop	Price
Avery	Cornett	Harms	Louden	Schilz
Bloomfield	Dubas	Harr, B.	McCoy	Schumacher
Brasch	Fischer	Howard	McGill	Sullivan
Campbell	Flood	Janssen	Mello	Utter
Carlson	Fulton	Karpisek	Nelson	Wallman
Christensen	Gloor	Krist	Nordquist	Wightman
Coash	Haar, K.	Langemeier	Pankonin	

Voting in the negative, 0.

Present and not voting, 1:

Heidemann

Excused and not voting, 4:

Council      Lautenbaugh    Pahls                  Smith

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

**LEGISLATIVE BILL 146.**

A BILL FOR AN ACT relating to zoning; to amend section 19-4401, Reissue Revised Statutes of Nebraska; to authorize cities and villages to regulate planned unit developments as prescribed; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 44:

Adams	Conrad	Hadley	Langemeier	Pankonin
Ashford	Cook	Hansen	Larson	Pirsch
Avery	Cornett	Harms	Lathrop	Price
Bloomfield	Dubas	Harr, B.	Louden	Schilz
Brasch	Fischer	Heidemann	McCoy	Schumacher
Campbell	Flood	Howard	McGill	Utter
Carlson	Fulton	Janssen	Mello	Wallman
Christensen	Gloor	Karpisek	Nelson	Wightman
Coash	Haar, K.	Krist	Nordquist	

Voting in the negative, 0.

Present and not voting, 1:

Sullivan

Excused and not voting, 4:

Council      Lautenbaugh    Pahls                  Smith

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

**Dispense With Reading at Large**

Pursuant to Rule 6, Section 8, the Legislature approved the dispensing of the reading at large of LB178 with 41 ayes, 0 nays, 4 present and not voting, and 4 excused and not voting.

The following bill was put upon final passage:

**LEGISLATIVE BILL 178.**

A BILL FOR AN ACT relating to drivers' licenses; to amend sections 29-3608, 60-462, 60-462.01, 60-4,116, 60-4,131, 60-4,131.01, 60-4,132, 60-4,137, 60-4,138, 60-4,139, 60-4,143, 60-4,144, 60-4,145, 60-4,146, 60-4,153, 60-4,154, 60-4,171, and 60-2909.01, Reissue Revised Statutes of Nebraska, and sections 75-363 and 75-364, Revised Statutes Cumulative Supplement, 2010; to adopt updated federal regulations; to define and redefine terms; to adopt and change provisions relating to commercial driver medical examinations; to provide duties for the Department of Motor Vehicles; to change provisions relating to license issuance; to change provisions relating to commercial driver disqualification; to change provisions relating to adoption of federal Motor Carrier Safety Regulations and federal Hazardous Material Regulations; to harmonize provisions; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 44:

Adams	Cook	Hansen	Larson	Pirsch
Ashford	Cornett	Harms	Lathrop	Price
Avery	Dubas	Harr, B.	Louden	Schilz
Brasch	Fischer	Heidemann	McCoy	Schumacher
Campbell	Flood	Howard	McGill	Sullivan
Carlson	Fulton	Janssen	Mello	Utter
Christensen	Gloor	Karpisek	Nelson	Wallman
Coash	Haar, K.	Krist	Nordquist	Wightman
Conrad	Hadley	Langemeier	Pankonin	

Voting in the negative, 0.

Present and not voting, 1:

Bloomfield

Excused and not voting, 4:

Council	Lautenbaugh	Pahls	Smith
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A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

The following bill was read and put upon final passage:

**LEGISLATIVE BILL 178A.**

A BILL FOR AN ACT relating to appropriations; to appropriate funds to aid in carrying out the provisions of Legislative Bill 178, One Hundred Second Legislature, First Session, 2011.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 45:

Adams	Conrad	Hadley	Langemeier	Pankonin
Ashford	Cook	Hansen	Larson	Pirsch
Avery	Cornett	Harms	Lathrop	Price
Bloomfield	Dubas	Harr, B.	Louden	Schilz
Brasch	Fischer	Heidemann	McCoy	Schumacher
Campbell	Flood	Howard	McGill	Sullivan
Carlson	Fulton	Janssen	Mello	Utter
Christensen	Gloor	Karpisek	Nelson	Wallman
Coash	Haar, K.	Krist	Nordquist	Wightman

Voting in the negative, 0.

Excused and not voting, 4:

Council	Lautenbaugh	Pahls	Smith
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A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

**Dispense With Reading at Large**

Pursuant to Rule 6, Section 8, the Legislature approved the dispensing of the reading at large of LB215 with 39 ayes, 1 nay, 5 present and not voting, and 4 excused and not voting.

The following bill was put upon final passage:

**LEGISLATIVE BILL 215.** With Emergency Clause.

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 operators'

licenses and state identification cards; to provide implementation dates; to change provisions relating to issuance and renewal of operators' licenses and state identification cards; to eliminate obsolete provisions; to harmonize provisions; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 45:

Adams	Conrad	Hadley	Langemeier	Pankonin
Ashford	Cook	Hansen	Larson	Pirsch
Avery	Cornett	Harms	Lathrop	Price
Bloomfield	Dubas	Harr, B.	Louden	Schilz
Brasch	Fischer	Heidemann	McCoy	Schumacher
Campbell	Flood	Howard	McGill	Sullivan
Carlson	Fulton	Janssen	Mello	Utter
Christensen	Gloor	Karpisek	Nelson	Wallman
Coash	Haar, K.	Krist	Nordquist	Wightman

Voting in the negative, 0.

Excused and not voting, 4:

Council	Lautenbaugh	Pahls	Smith
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A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

The following bills were read and put upon final passage:

**LEGISLATIVE BILL 264.** With Emergency Clause.

A BILL FOR AN ACT relating to state government; to amend sections 30-241, 81-176, and 81-1108.33, Reissue Revised Statutes of Nebraska, and section 12-1301, Revised Statutes Cumulative Supplement, 2010; to provide requirements for certain acquisitions of real property, structures, or improvements; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 46:

Adams	Cook	Harms	Lautenbaugh	Schilz
Ashford	Cornett	Harr, B.	Louden	Schumacher
Avery	Dubas	Heidemann	McCoy	Sullivan
Bloomfield	Fischer	Howard	McGill	Utter
Brasch	Flood	Janssen	Mello	Wallman
Campbell	Fulton	Karpisek	Nelson	Wightman
Carlson	Gloor	Krist	Nordquist	
Christensen	Haar, K.	Langemeier	Pankonin	
Coash	Hadley	Larson	Pirsch	
Conrad	Hansen	Lathrop	Price	

Voting in the negative, 0.

Excused and not voting, 3:

Council          Pahls                  Smith

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

### **LEGISLATIVE BILL 303.**

A BILL FOR AN ACT relating to investment of state funds; to eliminate the restriction on investments in certain corporations doing business in Northern Ireland; and to outright repeal sections 72-1246.06, 72-1246.07, and 72-1246.08, Reissue Revised Statutes of Nebraska.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 45:

Adams	Conrad	Hansen	Larson	Pankonin
Ashford	Cook	Harms	Lathrop	Pirsch
Avery	Dubas	Harr, B.	Lautenbaugh	Price
Bloomfield	Fischer	Heidemann	Louden	Schilz
Brasch	Flood	Howard	McCoy	Schumacher
Campbell	Fulton	Janssen	McGill	Sullivan
Carlson	Gloor	Karpisek	Mello	Utter
Christensen	Haar, K.	Krist	Nelson	Wallman
Coash	Hadley	Langemeier	Nordquist	Wightman

Voting in the negative, 0.

Present and not voting, 1:

Cornett

Excused and not voting, 3:



Council            Pahls            Smith

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

**LEGISLATIVE BILL 311.**

A BILL FOR AN ACT relating to the Nebraska Liquor Control Act; to amend section 53-1,104, Reissue Revised Statutes of Nebraska; to change penalties for violations by licensees domiciled outside the state as prescribed; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 46:

Adams	Cook	Harms	Lautenbaugh	Schilz
Ashford	Cornett	Harr, B.	Louden	Schumacher
Avery	Dubas	Heidemann	McCoy	Sullivan
Bloomfield	Fischer	Howard	McGill	Utter
Brasch	Flood	Janssen	Mello	Wallman
Campbell	Fulton	Karpisek	Nelson	Wightman
Carlson	Gloor	Krist	Nordquist	
Christensen	Haar, K.	Langemeier	Pankonin	
Coash	Hadley	Larson	Pirsch	
Conrad	Hansen	Lathrop	Price	

Voting in the negative, 0.

Excused and not voting, 3:

Council            Pahls            Smith

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

**LEGISLATIVE BILL 326. With Emergency Clause.**

A BILL FOR AN ACT relating to government; to eliminate the Legislative Committee on Intergovernmental Cooperation and the Governor's Committee on Intergovernmental Cooperation; to outright repeal sections 81-816, 81-817, and 81-819, Reissue Revised Statutes of Nebraska; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 46:

Adams	Cook	Harms	Lautenbaugh	Schilz
Ashford	Cornett	Harr, B.	Louden	Schumacher
Avery	Dubas	Heidemann	McCoy	Sullivan
Bloomfield	Fischer	Howard	McGill	Utter
Brasch	Flood	Janssen	Mello	Wallman
Campbell	Fulton	Karpisek	Nelson	Wightman
Carlson	Gloor	Krist	Nordquist	
Christensen	Haar, K.	Langemeier	Pankonin	
Coash	Hadley	Larson	Pirsch	
Conrad	Hansen	Lathrop	Price	

Voting in the negative, 0.

Excused and not voting, 3:

Council	Pahls	Smith
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A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

### **LEGISLATIVE BILL 331.**

A BILL FOR AN ACT relating to educational telecommunications; to amend section 79-1316, Reissue Revised Statutes of Nebraska; to change powers and duties relating to a network; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 46:

Adams	Cook	Harms	Lautenbaugh	Schilz
Ashford	Cornett	Harr, B.	Louden	Schumacher
Avery	Dubas	Heidemann	McCoy	Sullivan
Bloomfield	Fischer	Howard	McGill	Utter
Brasch	Flood	Janssen	Mello	Wallman
Campbell	Fulton	Karpisek	Nelson	Wightman
Carlson	Gloor	Krist	Nordquist	
Christensen	Haar, K.	Langemeier	Pankonin	
Coash	Hadley	Larson	Pirsch	
Conrad	Hansen	Lathrop	Price	

Voting in the negative, 0.

Excused and not voting, 3:

Council            Pahls            Smith

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

**LEGISLATIVE BILL 332.**

A BILL FOR AN ACT relating to the Board of Educational Lands and Funds; to amend section 72-201, Reissue Revised Statutes of Nebraska; to change provisions relating to compensation; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 46:

Adams	Cook	Harms	Lautenbaugh	Schilz
Ashford	Cornett	Harr, B.	Louden	Schumacher
Avery	Dubas	Heidemann	McCoy	Sullivan
Bloomfield	Fischer	Howard	McGill	Utter
Brasch	Flood	Janssen	Mello	Wallman
Campbell	Fulton	Karpisek	Nelson	Wightman
Carlson	Gloor	Krist	Nordquist	
Christensen	Haar, K.	Langemeier	Pankonin	
Coash	Hadley	Larson	Pirsch	
Conrad	Hansen	Lathrop	Price	

Voting in the negative, 0.

Excused and not voting, 3:

Council            Pahls            Smith

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

**LEGISLATIVE BILL 334.** With Emergency Clause.

A BILL FOR AN ACT relating to universities and colleges; to amend sections 2-3815, 2-5003, 38-2620, 38-2622, 81-1273, 81-1275, 85-214, 85-215, and 85-1005, Reissue Revised Statutes of Nebraska; to change and eliminate provisions relating to a poultry pathologist, an aquaculturist, the Nebraska Optometry Education Assistance Contract Program, the Nebraska Business Development Center, the agricultural laboratory in Box Butte County, and the Nebraska Safety Center; to harmonize provisions; to repeal the original sections; to outright repeal sections 85-1,104.01, 85-209, 85-210, 85-211, and 85-212, Reissue Revised Statutes of Nebraska; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?'"

Voting in the affirmative, 45:

Adams	Conrad	Hadley	Langemeier	Nordquist
Ashford	Cook	Hansen	Larson	Pirsch
Avery	Cornett	Harms	Lathrop	Price
Bloomfield	Dubas	Harr, B.	Lautenbaugh	Schilz
Brasch	Fischer	Heidemann	Louden	Schumacher
Campbell	Flood	Howard	McCoy	Sullivan
Carlson	Fulton	Janssen	McGill	Utter
Christensen	Gloor	Karpisek	Mello	Wallman
Coash	Haar, K.	Krist	Nelson	Wightman

Voting in the negative, 0.

Present and not voting, 1:

Pankonin

Excused and not voting, 3:

Council          Pahls          Smith

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

### **LEGISLATIVE BILL 347.**

A BILL FOR AN ACT relating to the Nebraska Real Estate License Act; to amend section 81-885.21, Reissue Revised Statutes of Nebraska, and section 81-885.24, Revised Statutes Cumulative Supplement, 2010; to authorize interest-bearing trust accounts as prescribed; to harmonize provisions; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 46:

Adams	Cook	Harms	Lautenbaugh	Schilz
Ashford	Cornett	Harr, B.	Louden	Schumacher
Avery	Dubas	Heidemann	McCoy	Sullivan
Bloomfield	Fischer	Howard	McGill	Utter
Brasch	Flood	Janssen	Mello	Wallman
Campbell	Fulton	Karpisek	Nelson	Wightman
Carlson	Gloor	Krist	Nordquist	
Christensen	Haar, K.	Langemeier	Pankonin	
Coash	Hadley	Larson	Pirsch	
Conrad	Hansen	Lathrop	Price	

Voting in the negative, 0.

Excused and not voting, 3:

Council          Pahls                  Smith

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

**LEGISLATIVE BILL 396.**

A BILL FOR AN ACT relating to deposit and investment of public funds; to amend section 77-2318, Reissue Revised Statutes of Nebraska; to change provisions relating to the deposit of bonds; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 46:

Adams	Cook	Harms	Lautenbaugh	Schilz
Ashford	Cornett	Harr, B.	Louden	Schumacher
Avery	Dubas	Heidemann	McCoy	Sullivan
Bloomfield	Fischer	Howard	McGill	Utter
Brasch	Flood	Janssen	Mello	Wallman
Campbell	Fulton	Karpisek	Nelson	Wightman
Carlson	Gloor	Krist	Nordquist	
Christensen	Haar, K.	Langemeier	Pankonin	
Coash	Hadley	Larson	Pirsch	
Conrad	Hansen	Lathrop	Price	

Voting in the negative, 0.

Excused and not voting, 3:

Council          Pahls                  Smith

A constitutional majority having voted in the affirmative, the bill was

declared passed and the title agreed to.

### **Dispense With Reading at Large**

Pursuant to Rule 6, Section 8, the Legislature approved the dispensing of the reading at large of LB410 with 38 ayes, 1 nay, 7 present and not voting, and 3 excused and not voting.

The following bill was put upon final passage:

#### **LEGISLATIVE BILL 410.**

A BILL FOR AN ACT relating to appraisers; to amend section 76-2223, Revised Statutes Cumulative Supplement, 2010; to adopt the Nebraska Appraisal Management Company Registration Act; to provide a duty for the Real Property Appraiser Board; to adopt updated federal law relating to fees; to provide an operative date; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 45:

Adams	Conrad	Hadley	Langemeier	Pankonin
Ashford	Cook	Hansen	Larson	Pirsch
Avery	Cornett	Harms	Lautenbaugh	Price
Bloomfield	Dubas	Harr, B.	Louden	Schilz
Brasch	Fischer	Heidemann	McCoy	Schumacher
Campbell	Flood	Howard	McGill	Sullivan
Carlson	Fulton	Janssen	Mello	Utter
Christensen	Gloor	Karpisek	Nelson	Wallman
Coash	Haar, K.	Krist	Nordquist	Wightman

Voting in the negative, 0.

Present and not voting, 1:

Lathrop

Excused and not voting, 3:

Council	Pahls	Smith
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A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

The following bill was read and put upon final passage:

**LEGISLATIVE BILL 410A.**

A BILL FOR AN ACT relating to appropriations; to appropriate funds to aid in carrying out the provisions of Legislative Bill 410, One Hundred Second Legislature, First Session, 2011.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 43:

Adams	Cook	Hansen	Larson	Pirsch
Avery	Cornett	Harms	Lautenbaugh	Price
Bloomfield	Dubas	Harr, B.	Louden	Schilz
Brasch	Fischer	Heidemann	McCoy	Schumacher
Campbell	Flood	Howard	McGill	Sullivan
Carlson	Fulton	Janssen	Mello	Utter
Christensen	Gloor	Karpisek	Nelson	Wightman
Coash	Haar, K.	Krist	Nordquist	
Conrad	Hadley	Langemeier	Pankonin	

Voting in the negative, 0.

Present and not voting, 3:

Ashford	Lathrop	Wallman
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Excused and not voting, 3:

Council	Pahls	Smith
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A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

**Dispense With Reading at Large**

Pursuant to Rule 6, Section 8, the Legislature approved the dispensing of the reading at large of LB462 with 38 ayes, 0 nays, 8 present and not voting, and 3 excused and not voting.

The following bill was put upon final passage:

**LEGISLATIVE BILL 462.**

A BILL FOR AN ACT relating to trade names; to amend sections 21-1931, 21-19,151, 21-2028, 21-20,173, 67-234, 67-455, 87-208, 87-209, 87-210, 87-211, 87-212, 87-213, 87-215, 87-216, 87-217, and 87-218, Reissue Revised Statutes of Nebraska, and sections 84-511 and 87-214, Revised Statutes Cumulative Supplement, 2010; to include statutory damages as a remedy; to eliminate a penalty for failure to register; to harmonize provisions; to repeal the original sections; and to outright repeal section 87-220, Reissue Revised Statutes of Nebraska.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 47:

Adams	Cook	Hansen	Lathrop	Price
Ashford	Cornett	Harms	Lautenbaugh	Schilz
Avery	Council	Harr, B.	Louden	Schumacher
Bloomfield	Dubas	Heidemann	McCoy	Sullivan
Brasch	Fischer	Howard	McGill	Utter
Campbell	Flood	Janssen	Mello	Wallman
Carlson	Fulton	Karpisek	Nelson	Wightman
Christensen	Gloor	Krist	Nordquist	
Coash	Haar, K.	Langemeier	Pankonin	
Conrad	Hadley	Larson	Pirsch	

Voting in the negative, 0.

Excused and not voting, 2:

Pahls                      Smith

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

The following bills were read and put upon final passage:

**LEGISLATIVE BILL 383.** With Emergency Clause.

A BILL FOR AN ACT relating to revenue and taxation; to amend sections 77-3,119, 77-27,139.02, 77-27,139.03, and 81-15,147, Reissue Revised Statutes of Nebraska, and sections 13-518 and 83-380, Revised Statutes Cumulative Supplement, 2010; to eliminate provisions relating to aid to municipalities, counties, and natural resources districts; to harmonize provisions; to provide an operative date; to repeal the original sections; to outright repeal sections 71-5326, 77-27,136, 77-27,137.01, 77-27,137.03,



and 77-27,139, Reissue Revised Statutes of Nebraska, and sections 77-27,137.02 and 81-15,158, Revised Statutes Cumulative Supplement, 2010; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 36:

Adams	Coash	Haar, K.	Langemeier	Schumacher
Ashford	Conrad	Hadley	Larson	Sullivan
Avery	Cornett	Hansen	Lautenbaugh	Utter
Bloomfield	Dubas	Harms	McCoy	Wightman
Brasch	Fischer	Heidemann	McGill	
Campbell	Flood	Janssen	Pankonin	
Carlson	Fulton	Karpisek	Pirsch	
Christensen	Gloor	Krist	Schilz	

Voting in the negative, 9:

Cook	Harr, B.	Lathrop	Mello	Wallman
Council	Howard	Louden	Nordquist	

Present and not voting, 2:

Nelson	Price
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Excused and not voting, 2:

Pahls	Smith
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A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

**LEGISLATIVE BILL 36.**

A BILL FOR AN ACT relating to public water supplies; to amend section 71-3305, Reissue Revised Statutes of Nebraska; to provide for a vote on adding fluoride to the public water supply in certain cities and villages; to harmonize provisions; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 41:

Adams	Conrad	Hansen	Louden	Schumacher
Ashford	Cornett	Harms	McCoy	Sullivan
Avery	Council	Howard	McGill	Utter
Bloomfield	Dubas	Janssen	Nelson	Wallman
Brasch	Fischer	Krist	Nordquist	Wightman
Campbell	Flood	Langemeier	Pankonin	
Carlson	Fulton	Larson	Pirsch	
Christensen	Haar, K.	Lathrop	Price	
Coash	Hadley	Lautenbaugh	Schilz	

Voting in the negative, 0.

Present and not voting, 6:

Cook	Harr, B.	Karpisek
Gloor	Heidemann	Mello

Excused and not voting, 2:

Pahls	Smith
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A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

### **LEGISLATIVE BILL 61.**

A BILL FOR AN ACT relating to crimes and offenses; to amend section 28-311.08, Reissue Revised Statutes of Nebraska, and section 29-4003, Revised Statutes Cumulative Supplement, 2010; to change provisions and penalties relating to unlawful intrusion; to harmonize provisions; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 47:

Adams	Cook	Hansen	Lathrop	Price
Ashford	Cornett	Harms	Lautenbaugh	Schilz
Avery	Council	Harr, B.	Louden	Schumacher
Bloomfield	Dubas	Heidemann	McCoy	Sullivan
Brasch	Fischer	Howard	McGill	Utter
Campbell	Flood	Janssen	Mello	Wallman
Carlson	Fulton	Karpisek	Nelson	Wightman
Christensen	Gloor	Krist	Nordquist	
Coash	Haar, K.	Langemeier	Pankonin	
Conrad	Hadley	Larson	Pirsch	

Voting in the negative, 0.

Excused and not voting, 2:

Pahls                      Smith

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

**LEGISLATIVE BILL 114.**

A BILL FOR AN ACT relating to agriculture; to provide for a standard for honey, labeling restrictions, and an action under the Uniform Deceptive Trade Practices Act as prescribed.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 41:

Adams	Cornett	Hansen	Lathrop	Price
Ashford	Council	Harms	Lautenbaugh	Schumacher
Avery	Dubas	Harr, B.	Louden	Sullivan
Brasch	Fischer	Heidemann	McCoy	Utter
Campbell	Flood	Howard	McGill	Wightman
Carlson	Fulton	Karpisek	Mello	
Christensen	Gloor	Krist	Nordquist	
Conrad	Haar, K.	Langemeier	Pankonin	
Cook	Hadley	Larson	Pirsch	

Voting in the negative, 1:

Coash

Present and not voting, 5:

Bloomfield	Janssen	Nelson	Schilz	Wallman
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Excused and not voting, 2:

Pahls                      Smith

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

**LEGISLATIVE BILL 160.**

A BILL FOR AN ACT relating to agricultural lands; to amend sections 76-1507, 76-1516, and 76-1523, Reissue Revised Statutes of Nebraska; to eliminate a duty of the county assessor relating to information on certain

trusts; to harmonize provisions; to repeal the original sections; and to outright repeal section 76-1517, Reissue Revised Statutes of Nebraska.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 47:

Adams	Cook	Hansen	Lathrop	Price
Ashford	Cornett	Harms	Lautenbaugh	Schilz
Avery	Council	Harr, B.	Louden	Schumacher
Bloomfield	Dubas	Heidemann	McCoy	Sullivan
Brasch	Fischer	Howard	McGill	Utter
Campbell	Flood	Janssen	Mello	Wallman
Carlson	Fulton	Karpisek	Nelson	Wightman
Christensen	Gloor	Krist	Nordquist	
Coash	Haar, K.	Langemeier	Pankonin	
Conrad	Hadley	Larson	Pirsch	

Voting in the negative, 0.

Excused and not voting, 2:

Pahls                      Smith

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

### **Dispense With Reading at Large**

Pursuant to Rule 6, Section 8, the Legislature approved the dispensing of the reading at large of LB179 with 42 ayes, 0 nays, 5 present and not voting, and 2 excused and not voting.

The following bill was put upon final passage:

### **LEGISLATIVE BILL 179.**

A BILL FOR AN ACT relating to pharmacy; to amend sections 38-2851 and 38-2854, Reissue Revised Statutes of Nebraska, and sections 28-414, 38-2801, and 38-2802, Revised Statutes Cumulative Supplement, 2010; to change prescribing provisions under the Uniform Controlled Substances Act; to define a term; to change provisions relating to licensure and pharmacist interns as prescribed; to harmonize provisions; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 47:

Adams	Cook	Hansen	Lathrop	Price
Ashford	Cornett	Harms	Lautenbaugh	Schilz
Avery	Council	Harr, B.	Louden	Schumacher
Bloomfield	Dubas	Heidemann	McCoy	Sullivan
Brasch	Fischer	Howard	McGill	Utter
Campbell	Flood	Janssen	Mello	Wallman
Carlson	Fulton	Karpisek	Nelson	Wightman
Christensen	Gloor	Krist	Nordquist	
Coash	Haar, K.	Langemeier	Pankonin	
Conrad	Hadley	Larson	Pirsch	

Voting in the negative, 0.

Excused and not voting, 2:

Pahls            Smith

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

The following bills were read and put upon final passage:

**LEGISLATIVE BILL 197.**

A BILL FOR AN ACT relating to civil rights; to allow breast-feeding as prescribed.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 46:

Adams	Cornett	Harms	Lautenbaugh	Schilz
Ashford	Council	Harr, B.	Louden	Schumacher
Avery	Dubas	Heidemann	McCoy	Sullivan
Brasch	Fischer	Howard	McGill	Utter
Campbell	Flood	Janssen	Mello	Wallman
Carlson	Fulton	Karpisek	Nelson	Wightman
Christensen	Gloor	Krist	Nordquist	
Coash	Haar, K.	Langemeier	Pankonin	
Conrad	Hadley	Larson	Pirsch	
Cook	Hansen	Lathrop	Price	

Voting in the negative, 0.

Present and not voting, 1:

Bloomfield

Excused and not voting, 2:

Pahls                Smith

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

**LEGISLATIVE BILL 225.** With Emergency Clause.

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.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 46:

Adams	Cook	Harms	Lautenbaugh	Schilz
Ashford	Council	Harr, B.	Louden	Schumacher
Avery	Dubas	Heidemann	McCoy	Sullivan
Bloomfield	Fischer	Howard	McGill	Utter
Brasch	Flood	Janssen	Mello	Wallman
Campbell	Fulton	Karpisek	Nelson	Wightman
Carlson	Gloor	Krist	Nordquist	
Christensen	Haar, K.	Langemeier	Pankonin	
Coash	Hadley	Larson	Pirsch	
Conrad	Hansen	Lathrop	Price	

Voting in the negative, 0.

Present and not voting, 1:

Cornett

Excused and not voting, 2:

Pahls                Smith

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

**LEGISLATIVE BILL 243.** With Emergency Clause.

A BILL FOR AN ACT relating to water; to amend section 46-2,140, Reissue Revised Statutes of Nebraska; to change membership provisions relating to the Republican River Basin Water Sustainability Task Force; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 47:

Adams	Cook	Hansen	Lathrop	Price
Ashford	Cornett	Harms	Lautenbaugh	Schilz
Avery	Council	Harr, B.	Louden	Schumacher
Bloomfield	Dubas	Heidemann	McCoy	Sullivan
Brasch	Fischer	Howard	McGill	Utter
Campbell	Flood	Janssen	Mello	Wallman
Carlson	Fulton	Karpisek	Nelson	Wightman
Christensen	Gloor	Krist	Nordquist	
Coash	Haar, K.	Langemeier	Pankonin	
Conrad	Hadley	Larson	Pirsch	

Voting in the negative, 0.

Excused and not voting, 2:

Pahls                      Smith

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

**LEGISLATIVE BILL 274.**

A BILL FOR AN ACT relating to dispensed drugs and devices; to amend sections 71-2421 and 71-2453, Reissue Revised Statutes of Nebraska; to change provisions relating to return of dispensed drugs and devices; to harmonize provisions; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 47:

Adams	Cook	Hansen	Lathrop	Price
Ashford	Cornett	Harms	Lautenbaugh	Schilz
Avery	Council	Harr, B.	Louden	Schumacher
Bloomfield	Dubas	Heidemann	McCoy	Sullivan
Brasch	Fischer	Howard	McGill	Utter
Campbell	Flood	Janssen	Mello	Wallman
Carlson	Fulton	Karpisek	Nelson	Wightman
Christensen	Gloor	Krist	Nordquist	
Coash	Haar, K.	Langemeier	Pankonin	
Conrad	Hadley	Larson	Pirsch	

Voting in the negative, 0.

Excused and not voting, 2:

Pahls                      Smith

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

### **LEGISLATIVE BILL 308.**

A BILL FOR AN ACT relating to municipalities; to amend sections 17-107 and 17-208, Revised Statutes Cumulative Supplement, 2010; to provide for terms of office for certain officers; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 47:

Adams	Cook	Hansen	Lathrop	Price
Ashford	Cornett	Harms	Lautenbaugh	Schilz
Avery	Council	Harr, B.	Louden	Schumacher
Bloomfield	Dubas	Heidemann	McCoy	Sullivan
Brasch	Fischer	Howard	McGill	Utter
Campbell	Flood	Janssen	Mello	Wallman
Carlson	Fulton	Karpisek	Nelson	Wightman
Christensen	Gloor	Krist	Nordquist	
Coash	Haar, K.	Langemeier	Pankonin	
Conrad	Hadley	Larson	Pirsch	

Voting in the negative, 0.

Excused and not voting, 2:

Pahls                      Smith

A constitutional majority having voted in the affirmative, the bill was



declared passed and the title agreed to.

**LEGISLATIVE BILL 335.**

A BILL FOR AN ACT relating to cities and villages; to amend sections 16-321.01 and 17-568.02, Reissue Revised Statutes of Nebraska; to provide for the waiver of bidding procedures as prescribed; to provide a duty for the Revisor of Statutes; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 47:

Adams	Cook	Hansen	Lathrop	Price
Ashford	Cornett	Harms	Lautenbaugh	Schilz
Avery	Council	Harr, B.	Louden	Schumacher
Bloomfield	Dubas	Heidemann	McCoy	Sullivan
Brasch	Fischer	Howard	McGill	Utter
Campbell	Flood	Janssen	Mello	Wallman
Carlson	Fulton	Karpisek	Nelson	Wightman
Christensen	Gloor	Krist	Nordquist	
Coash	Haar, K.	Langemeier	Pankonin	
Conrad	Hadley	Larson	Pirsch	

Voting in the negative, 0.

Excused and not voting, 2:

Pahls                      Smith

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

**LEGISLATIVE BILL 401.**

A BILL FOR AN ACT relating to the Assisted-Living Facility Act; to amend section 71-5905, Reissue Revised Statutes of Nebraska; to change requirements for operating assisted-living facilities; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 45:

Adams	Cook	Hadley	Larson	Pankonin
Ashford	Cornett	Hansen	Lathrop	Pirsch
Avery	Council	Harms	Lautenbaugh	Price
Bloomfield	Dubas	Harr, B.	Louden	Schilz
Brasch	Fischer	Heidemann	McCoy	Schumacher
Campbell	Flood	Howard	McGill	Sullivan
Carlson	Fulton	Janssen	Mello	Utter
Christensen	Gloor	Krist	Nelson	Wallman
Conrad	Haar, K.	Langemeier	Nordquist	Wightman

Voting in the negative, 0.

Present and not voting, 2:

Coash            Karpisek

Excused and not voting, 2:

Pahls            Smith

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

### **SPEAKER SIGNED**

While the Legislature was in session and capable of transacting business, the Speaker signed the following: LBs 12, 24, 25, 26, 43, 77, 78, 94, 98, 108, 146, 178, 178A, 215, 264, 303, 311, 326, 331, 332, 334, 347, 396, 410, 410A, 462, 383, 36, 61, 114, 160, 179, 197, 225, 243, 274, 308, 335, and 401.

### **MOTION - Return LB62 to Select File**

Senator Dubas moved to return LB62 to Select File for her specific amendment, AM611, found on page 700.

### **SENATOR GLOOR PRESIDING**

Pending.

### **MOTION - Return LB81 to Select File**

Senator Cornett moved to return LB81 to Select File for her specific amendment, AM620, found on page 706.

The Cornett motion to return prevailed with 40 ayes, 0 nays, 7 present and not voting, and 2 excused and not voting.

**SELECT FILE**

**LEGISLATIVE BILL 81.** The Cornett specific amendment, AM620, found on page 706, was adopted with 42 ayes, 0 nays, 5 present and not voting, and 2 excused and not voting.

Advanced to Enrollment and Review for Reengrossment.

**COMMITTEE REPORTS**  
Nebraska Retirement Systems

**LEGISLATIVE BILL 509.** Placed on General File with amendment. AM549 is available in the Bill Room.

(Signed) Jeremy Nordquist, Chairperson

Natural Resources

**LEGISLATIVE BILL 458.** Placed on General File.

**LEGISLATIVE BILL 697.** Placed on General File with amendment. AM610

1 1. On page 3, strike lines 15 through 22 and insert the  
2 following new subsection:  
3 "(3) The commission may adopt and promulgate rules and  
4 regulations to create a process to (a) review the suspension or  
5 revocation of a privilege or permit to hunt, fish, or harvest fur  
6 imposed by any jurisdiction other than Nebraska to determine if the  
7 offense for which the privilege or permit is suspended or revoked  
8 is an offense under the Game Law or would constitute grounds for  
9 suspension or revocation under sections 37-614 to 37-617 and (b)  
10 provide for a hearing, if necessary, to confirm the suspension or  
11 revocation in Nebraska or reinstate the privilege or affirm the  
12 eligibility of the person to purchase a permit in Nebraska. The  
13 process may include an application for the review and a procedure  
14 for screening applications to determine if the hearing before the  
15 commission is necessary or appropriate."

**LEGISLATIVE BILL 369.** Indefinitely postponed.

**LEGISLATIVE BILL 580.** Indefinitely postponed.

(Signed) Chris Langemeier, Chairperson

## Revenue

**LEGISLATIVE BILL 297.** Placed on General File.

**LEGISLATIVE BILL 423.** Placed on General File.

**LEGISLATIVE BILL 430.** Placed on General File.

**LEGISLATIVE BILL 528.** Placed on General File.

**LEGISLATIVE BILL 360.** Placed on General File with amendment.  
AM369

1 1. Strike the original sections and insert the following  
2 new sections:  
3 Section 1. Section 77-105, Revised Statutes Cumulative  
4 Supplement, 2010, is amended to read:  
5 77-105 The term tangible personal property includes all  
6 personal property possessing a physical existence, excluding money.  
7 The term tangible personal property also includes trade fixtures,  
8 which means machinery and equipment, regardless of the degree  
9 of attachment to real property, used directly in commercial,  
10 manufacturing, or processing activities conducted on real property,  
11 regardless of whether the real property is owned or leased,  
12 and all property-depreciable tangible personal property described  
13 in subsection (9) of section 77-202 used in the generation of  
14 electricity using wind as the fuel source, ~~including, but not~~  
15 ~~limited to, that listed in subsection (9) of section 77-202.~~  
16 The term intangible personal property includes all other personal  
17 property, including money.

18 Sec. 2. Section 77-202, Revised Statutes Cumulative  
19 Supplement, 2010, is amended to read:

20 77-202 (1) The following property shall be exempt from  
21 property taxes:

22 (a) Property of the state and its governmental  
23 subdivisions to the extent used or being developed for use by  
1 the state or governmental subdivision for a public purpose. For  
2 purposes of this subdivision, public purpose means use of the  
3 property (i) to provide public services with or without cost to the  
4 recipient, including the general operation of government, public  
5 education, public safety, transportation, public works, civil and  
6 criminal justice, public health and welfare, developments by a  
7 public housing authority, parks, culture, recreation, community  
8 development, and cemetery purposes, or (ii) to carry out the  
9 duties and responsibilities conferred by law with or without  
10 consideration. Public purpose does not include leasing of property  
11 to a private party unless the lease of the property is at fair  
12 market value for a public purpose. Leases of property by a public  
13 housing authority to low-income individuals as a place of residence  
14 are for the authority's public purpose;

15 (b) Unleased property of the state or its governmental  
16 subdivisions which is not being used or developed for use for  
17 a public purpose but upon which a payment in lieu of taxes is

18 paid for public safety, rescue, and emergency services and road  
19 or street construction or maintenance services to all governmental  
20 units providing such services to the property. Except as provided  
21 in Article VIII, section 11, of the Constitution of Nebraska,  
22 the payment in lieu of taxes shall be based on the proportionate  
23 share of the cost of providing public safety, rescue, or emergency  
24 services and road or street construction or maintenance services  
25 unless a general policy is adopted by the governing body of the  
26 governmental subdivision providing such services which provides for  
27 a different method of determining the amount of the payment in  
1 lieu of taxes. The governing body may adopt a general policy by  
2 ordinance or resolution for determining the amount of payment in  
3 lieu of taxes by majority vote after a hearing on the ordinance  
4 or resolution. Such ordinance or resolution shall nevertheless  
5 result in an equitable contribution for the cost of providing such  
6 services to the exempt property;

7 (c) Property owned by and used exclusively for  
8 agricultural and horticultural societies;

9 (d) Property owned by educational, religious, charitable,  
10 or cemetery organizations, or any organization for the exclusive  
11 benefit of any such educational, religious, charitable, or cemetery  
12 organization, and used exclusively for educational, religious,  
13 charitable, or cemetery purposes, when such property is not  
14 (i) owned or used for financial gain or profit to either the  
15 owner or user, (ii) used for the sale of alcoholic liquors for  
16 more than twenty hours per week, or (iii) owned or used by  
17 an organization which discriminates in membership or employment  
18 based on race, color, or national origin. For purposes of this  
19 subdivision, educational organization means (A) an institution  
20 operated exclusively for the purpose of offering regular courses  
21 with systematic instruction in academic, vocational, or technical  
22 subjects or assisting students through services relating to the  
23 origination, processing, or guarantying of federally reinsured  
24 student loans for higher education or (B) a museum or historical  
25 society operated exclusively for the benefit and education of the  
26 public. For purposes of this subdivision, charitable organization  
27 means an organization operated exclusively for the purpose of the  
1 mental, social, or physical benefit of the public or an indefinite  
2 number of persons; and

3 (e) Household goods and personal effects not owned or  
4 used for financial gain or profit to either the owner or user.

5 (2) The increased value of land by reason of shade and  
6 ornamental trees planted along the highway shall not be taken into  
7 account in the valuation of land.

8 (3) Tangible personal property which is not depreciable  
9 tangible personal property as defined in section 77-119 shall be  
10 exempt from property tax.

11 (4) Motor vehicles required to be registered for  
 12 operation on the highways of this state shall be exempt from  
 13 payment of property taxes.

14 (5) Business and agricultural inventory shall be exempt  
 15 from the personal property tax. For purposes of this subsection,  
 16 business inventory includes personal property owned for purposes  
 17 of leasing or renting such property to others for financial gain  
 18 only if the personal property is of a type which in the ordinary  
 19 course of business is leased or rented thirty days or less and  
 20 may be returned at the option of the lessee or renter at any time  
 21 and the personal property is of a type which would be considered  
 22 household goods or personal effects if owned by an individual. All  
 23 other personal property owned for purposes of leasing or renting  
 24 such property to others for financial gain shall not be considered  
 25 business inventory.

26 (6) Any personal property exempt pursuant to subsection  
 27 (2) of section 77-4105 or section 77-5209.02 shall be exempt from  
 1 the personal property tax.

2 (7) Livestock shall be exempt from the personal property  
 3 tax.

4 (8) Any personal property exempt pursuant to the Nebraska  
 5 Advantage Act shall be exempt from the personal property tax.

6 (9) Any depreciable tangible personal property used  
 7 directly in the generation of electricity using wind as the fuel  
 8 source shall be exempt from the property tax levied on depreciable  
 9 tangible personal property. ~~Personal Depreciable tangible personal~~  
 10 property used directly in the generation of electricity using wind  
 11 as the fuel source includes, but is not limited to, wind turbines,  
 12 rotors and blades, towers, trackers, generating equipment,  
 13 transmission components, substations, supporting structures or  
 14 racks, inverters, and other system components such as wiring,  
 15 control systems, switchgears, and generator step-up transformers.

16 Sec. 3. Section 77-6203, Revised Statutes Cumulative  
 17 Supplement, 2010, is amended to read:

18 77-6203 (1) The owner of a wind energy generation  
 19 facility annually shall pay a nameplate capacity tax equal to  
 20 the total nameplate capacity of the commissioned wind turbine of  
 21 the wind energy generation facility multiplied by a tax rate of  
 22 three thousand five hundred eighteen dollars per megawatt.

23 (2) No tax shall be imposed on a wind energy generation  
 24 facility:

25 (a) Owned or operated by the federal government, the  
 26 State of Nebraska, a public power district, a public power and  
 27 irrigation district, an individual municipality, a registered  
 1 group of municipalities, an electric membership association, or  
 2 a cooperative; or

3 (b) That is a customer-generator as defined in section  
 4 70-2002.

5 (3) No tax levied pursuant to this section shall be  
6 construed to constitute restricted funds as defined in section  
7 13-518 for the first five years after the wind energy generation  
8 facility is commissioned.

9 (4) The presence of one or more wind energy generation  
10 facilities or supporting infrastructure shall not be a factor in  
11 the assessment, determination of actual value, or classification  
12 under section 77-201 of the real property underlying or adjacent to  
13 such facilities or infrastructure.

14 (5)(a) The Department of Revenue shall collect the tax  
15 due under this section.

16 (b) The tax shall be imposed beginning the first calendar  
17 year the wind turbine is commissioned. A wind energy generation  
18 facility commissioned prior to July 15, 2010, shall be subject to  
19 the tax levied pursuant to sections 77-6201 to 77-6204 on and after  
20 January 1, 2010. The amount of property tax on depreciable tangible  
21 personal property previously paid on a wind energy generation  
22 facility commissioned prior to July 15, 2010, which is greater than  
23 the amount that would have been paid pursuant to sections 77-6201  
24 to 77-6204 from the date of commissioning until January 1, 2010,  
25 shall be credited against any tax due under Chapter 77, and any  
26 amount so credited that is unused in any tax year shall be carried  
27 over to subsequent tax years until fully utilized.

1 (c)(i) The tax for the first calendar year shall be  
2 prorated based upon the number of days remaining in the calendar  
3 year after the wind turbine is commissioned.

4 (ii) In the first year in which a wind energy generation  
5 facility is taxed or in any year in which additional commissioned  
6 nameplate capacity is added to a wind energy generation facility,  
7 the taxes on the initial or additional nameplate capacity shall be  
8 prorated for the number of days remaining in the calendar year.

9 (iii) When a wind turbine is decommissioned or made  
10 nonoperational by a change in law or decertification from its  
11 status as a certified renewable export facility during a tax year,  
12 the taxes shall be prorated for the number of days during which the  
13 wind turbine was not decommissioned or was operational.

14 (iv) When the capacity of a wind turbine to produce  
15 electricity is reduced but the wind turbine is not decommissioned,  
16 the nameplate capacity of the wind turbine is deemed to be  
17 unchanged.

18 (6)(a) On March 1 of each year, the owner of a wind  
19 energy generation facility shall file with the Department of  
20 Revenue a report on the nameplate capacity of the facility for  
21 the previous year from January 1 through December 31. All taxes  
22 shall be due on April 1 and shall be delinquent if not paid on a  
23 quarterly basis on April 1 and each quarter thereafter. Delinquent  
24 quarterly payments shall draw interest at the rate provided for in  
25 section 45-104.02, as such rate may from time to time be adjusted.

26 (b) The owner of a wind energy generation facility is  
 27 liable for the taxes under this section with respect to the  
 1 facility, whether or not the owner of the facility is the owner of  
 2 the land on which the facility is situated.

3 (7) Failure to file a report required by subsection (6)  
 4 of this section, filing such report late, failure to pay taxes due,  
 5 or underpayment of such taxes shall result in a penalty of five  
 6 percent of the amount due being imposed for each quarter the report  
 7 is overdue or the payment is delinquent, except that the penalty  
 8 shall not exceed ten thousand dollars.

9 (8) The Department of Revenue shall enforce the  
 10 provisions of this section. The department shall adopt and  
 11 promulgate rules and regulations necessary for the implementation  
 12 and enforcement of this section.

13 (9) The Department of Revenue shall separately identify  
 14 the proceeds from the tax imposed by this section and shall pay all  
 15 such proceeds over to the county treasurer of the county where the  
 16 wind energy generation facility is located within thirty days after  
 17 receipt of such proceeds.

18 Sec. 4. This act becomes operative on January 1, 2010.

19 Sec. 5. If any section in this act or any part of any  
 20 section is declared invalid or unconstitutional, the declaration  
 21 shall not affect the validity or constitutionality of the remaining  
 22 portions.

23 Sec. 6. Original sections 77-105, 77-202, and 77-6203,  
 24 Revised Statutes Cumulative Supplement, 2010, are repealed.

25 Sec. 7. Since an emergency exists, this act takes effect  
 26 when passed and approved according to law.

(Signed) Abbie Cornett, Chairperson

## RESOLUTIONS

**LEGISLATIVE RESOLUTION 98.** Introduced by B. Harr, 8.

WHEREAS, the Omaha Creighton Prep academic decathlon team won the 2011 Nebraska Academic Decathlon; and

WHEREAS, as the Nebraska championship team, the Omaha Creighton Prep academic decathlon team will compete in the national finals April 27-30 in Charlotte, North Carolina; and

WHEREAS, Coach Jeannie Brayman and Coach Barbara Hake did a tremendous job of mentoring and fostering the team; and

WHEREAS, Brian Connelly, Mitchell Kilborn, Seth Davis, John Szalewski, Robert Leddy, Jeffmin Lin, Nathan Davis, Robert McCarthy, Paul Quint, Alejandro Marichal, Dane Weinert, and Gregory Smith displayed hard work and dedication as they prepared for the competition; and

WHEREAS, the Legislature recognizes the academic, athletic, and artistic achievements of the youth of our state.



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

1. That the Legislature congratulates the Omaha Creighton Prep academic decathlon team on winning the 2011 Nebraska Academic Decathlon.

2. That a copy of this resolution be sent to the Omaha Creighton Prep academic decathlon team and their coach, Jeannie Brayman.

Laid over.

**LEGISLATIVE RESOLUTION 99.** Introduced by B. Harr, 8.

WHEREAS, Dr. Donal Burns has distinguished himself over a forty-three-year career at the University of Nebraska; and

WHEREAS, his career has included award-winning teaching, research in atomic and molecular physics, and service in the administration of the University of Nebraska; and

WHEREAS, Dr. Burns has ably served the Board of Regents of the University of Nebraska as corporation secretary since 2004, managing meetings of the board and its committees with professionalism and precision; and

WHEREAS, Dr. Burns has been the embodiment of global engagement since being recruited in St. Petersburg, Russia, to move from his home in Northern Ireland to teach at the University of Nebraska; and

WHEREAS, in forty-three years Dr. Burns has never lost his Irish brogue or his sense of humor; and

WHEREAS, Dr. Burns can always be relied upon for a proper Irish toast, melody, joke, or poem; and

WHEREAS, Dr. Burns and his wife, Ileana Burns, have not only been beloved by students, faculty members, and a host of friends and colleagues across the University of Nebraska, but have also contributed so much to the State of Nebraska; and

WHEREAS, Dr. Burns, after a distinguished forty-three-year career, is retiring from the University of Nebraska.

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

1. That the Legislature recognizes Dr. Donal Burns for his many accomplishments and honors him for his many years of outstanding service to the University of Nebraska.

2. That a copy of this resolution be sent to Dr. Donal Burns.

Laid over.

**LEGISLATIVE RESOLUTION 100.** Introduced by Nordquist, 7; Ashford, 20; Conrad, 46; Cook, 13; Council, 11; Howard, 9; Mello, 5; Nelson, 6.

WHEREAS, Rubens J. Pamies, M.D., a native of Haiti and a graduate of St. John's University and the State University of New York at Buffalo School of Medicine and Biomedical Sciences, died February 26, 2011, at the age of fifty-two; and

WHEREAS, Dr. Pamies served as the University of Nebraska Medical Center's vice chancellor for academic affairs and dean for graduate studies from 2003-2011; and

WHEREAS, Dr. Pamies was a nationally renowned academic educator, an expert on health disparities, and a widely published author of medical issues; and

WHEREAS, Dr. Pamies was a Diplomate of the National Board of Medical Examiners and the American Board of Internal Medicine; and

WHEREAS, Dr. Pamies was committed to such efforts as promoting diversity and interprofessional education with the support of a grant from the Robert Wood Johnson Foundation; and

WHEREAS, Dr. Pamies founded the Virginia-Nebraska Alliance, a unique program involving the University of Nebraska Medical Center, Virginia Commonwealth University, and five Historically Black Colleges and Universities and a leading community college in Virginia, to provide a multitude of academic and research opportunities for minority undergraduate students and faculty and to promote diversity in health professions; and

WHEREAS, Dr. Pamies worked to identify educational opportunities for low-income children and fight health care disparities experienced in Douglas County and Sarpy County; and

WHEREAS, Dr. Pamies was an integral proponent for the effort to address behavioral health issues in the State of Nebraska; and

WHEREAS, Dr. Pamies led a comprehensive medical center relief effort in his homeland of Haiti following the 2010 earthquake that caused widespread devastation; and

WHEREAS, Dr. Pamies tirelessly committed his efforts to addressing the health needs of the poor and underserved on a local, national, and international level; and

WHEREAS, Dr. Pamies is survived by his wife, Michelle; his daughters, Christina and Rachel; his sons, Ben, Michael, and Robert; and his sister, Linda Boucard, and her husband, Ben.

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

1. That the Legislature honors the memory of Dr. Rubens J. Pamies and his many contributions and achievements.

2. That the Legislature expresses and extends its sympathy and condolences to the family of Dr. Rubens J. Pamies.

3. That a copy of this resolution be sent to the family of Dr. Rubens J. Pamies.

Laid over.

**ANNOUNCEMENT**

The Banking, Commerce and Insurance Committee designates LB70 as its priority bill.

**PRESENTED TO THE GOVERNOR**

Presented to the Governor on March 4, 2011, at 11:13 a.m. were the following: LBs 12, 24, 25, 26e, 43, 77e, 78e, 94, 98, 108, 146, 178, 178A, 215e, 264e, 303, 311, 326e, 331, 332, 334e, 347, 396, 410, 410A, 462, 383e, 36, 61, 114, 160, 179, 197, 225e, 243e, 274, 308, 335, and 401.

(Signed) Jamie Kruse  
Clerk of the Legislature's Office

**AMENDMENT - Print in Journal**

Senator Sullivan filed the following amendment to LB62:  
FA7

Strike the enacting clause.

**UNANIMOUS CONSENT - Add Cointroducers**

Senators Krist, Price, and Coash asked unanimous consent to add their names as cointroducers to LR40CA. No objections. So ordered.

**VISITORS**

Visitors to the Chamber were Senator Sullivan's husband, Mike Sullivan from Cedar Rapids; 30 tenth- through twelfth-grade students and teacher from Grand Island Senior High, Grand Island; members of the Nebraska Civic Leadership Program from the UNO Political Science Department, Omaha; 8 high school students and teachers from Nebraska City; members of Leadership Columbus from Columbus; and Alina Jaeger and Sarah Hauck from Germany and Gary and Linda Helms from Kearney.

The Doctor of the Day was Dr. Rob Rhodes from Lincoln.

**ADJOURNMENT**

At 12:06 p.m., on a motion by Senator McGill, the Legislature adjourned until 10:00 a.m., Monday, March 7, 2011.

Patrick J. O'Donnell  
Clerk of the Legislature

