

FIFTY-SIXTH DAY - MARCH 31, 2011**LEGISLATIVE JOURNAL****ONE HUNDRED SECOND LEGISLATURE
FIRST SESSION****FIFTY-SIXTH DAY**

Legislative Chamber, Lincoln, Nebraska
Thursday, March 31, 2011

PRAYER

The prayer was offered by Senator Hansen.

ROLL CALL

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

The roll was called and all members were present except Senator Wightman who was excused; and Senators Cornett and Lautenbaugh who were excused until they arrive.

CORRECTIONS FOR THE JOURNAL

The Journal for the fifty-fifth day was approved.

COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 90. Placed on Final Reading.

LEGISLATIVE BILL 90A. Placed on Final Reading.

LEGISLATIVE BILL 329. Placed on Final Reading.

(Signed) Tyson Larson, Chairperson

REPORT OF REGISTERED LOBBYISTS

Following is a list of all lobbyists who have registered as of March 30, 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

Bisio, John B.
Wal-Mart Stores, Inc.

Otto, Richard J. dba Advocacy-Legislation-Leadership
Wineries and Grape Growers Association, Nebraska

REPORTS

The following reports were received by the Legislature:

Auditor of Public Accounts

Statewide Single Audit for the year ended June 30, 2010

Coordinating Commission for Postsecondary Education

Total Number of Applicants for Public Benefits and the Number of
Applicants Rejected Pursuant to Such Sections

Health and Human Services, Department of

Stem Cell Research Act Annual Report (LB606)

GENERAL FILE

LEGISLATIVE BILL 479. Title read. Considered.

Committee AM335, found on page 773, was adopted with 39 ayes, 0 nays, 7 present and not voting, and 3 excused and not voting.

Senator Lathrop renewed his amendment, AM890, found on page 917.

The Lathrop amendment was adopted with 38 ayes, 0 nays, 8 present and not voting, and 3 excused and not voting.

Advanced to Enrollment and Review Initial with 39 ayes, 0 nays, 7 present and not voting, and 3 excused and not voting.

LEGISLATIVE BILL 200. Title read. Considered.

Committee AM645, found on page 820, was considered.

Pending.

AMENDMENT - Print in Journal

Senator Karpisek filed the following amendment to LB641:
AM1040

(Amendments to Standing Committee amendments, AM656)

- 1 1. On page 1, line 2, strike "or"; in line 4 after
- 2 the comma insert "or (c) within thirty days after the verdict in
- 3 a prosecution related to such an ongoing police investigation if
- 4 the prosecuting attorney determines that reporting such violation
- 5 prior to the verdict would jeopardize such prosecution."; in line
- 6 7 strike "or"; and in line 8 after the comma insert "or (4) within
- 7 thirty days after the verdict in a prosecution related to such an

8 ongoing police investigation if the prosecuting attorney determines
9 that reporting such violation prior to the verdict would jeopardize
10 such prosecution,".

RESOLUTION

LEGISLATIVE RESOLUTION 145. Introduced by Bloomfield, 17.

WHEREAS, Sand Creek Post and Beam of Wayne, Nebraska, has been named the Nebraska Small Business of the Year for 2011 by the United States Small Business Administration; and

WHEREAS, Sand Creek Post and Beam is owned by Len Dickinson and his wife, Jule Goeller; and

WHEREAS, more than one hundred outstanding small business owners from across the country, including Len Dickinson and Jule Goeller, will receive awards in Washington, D.C., during National Small Business Week, May 16-20, 2011; and

WHEREAS, Sand Creek Post and Beam was started five years ago and has grown into a company that blends building and selling technologically advanced pre-cut, pre-engineered kits that preserve authentic Great Plains post-and-beam barns and outbuildings; and

WHEREAS, Sand Creek Post and Beam offers big wood post and beam timber barns and outbuilding kits, with frames that are assembled on a customer's existing foundation; and

WHEREAS, Sand Creek Post and Beam is an environmentally friendly business that uses all natural materials, with no chemical preparations; and

WHEREAS, Inc. magazine recognized Sand Creek Post and Beam by naming it the 218th fastest growing company in the country in 2009; and

WHEREAS, Sand Creek Post and Beam has future plans of strategically placing small production units around the country and expanding sales internationally.

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

1. That the Legislature recognizes Sand Creek Post and Beam for being named the Nebraska Small Business of the Year for 2011 by the United States Small Business Administration.

2. That the Legislature congratulates the owners of Sand Creek Post and Beam, Len Dickinson and Jule Goeller, for the recognition their business has received.

3. That a copy of this resolution be sent to Len Dickinson and Jule Goeller.

Laid over.

GENERAL FILE

LEGISLATIVE BILL 200. Committee AM645, found on page 820 and considered in this day's Journal, was renewed.

Senator Carlson moved for a call of the house. The motion prevailed with 31 ayes, 0 nays, and 18 not voting.

The committee amendment was adopted with 37 ayes, 5 nays, 5 present and not voting, and 2 excused and not voting.

Advanced to Enrollment and Review Initial with 34 ayes, 9 nays, 4 present and not voting, and 2 excused and not voting.

The Chair declared the call raised.

LEGISLATIVE BILL 200A. Title read. Considered.

Advanced to Enrollment and Review Initial with 27 ayes, 0 nays, 20 present and not voting, and 2 excused and not voting.

LEGISLATIVE BILL 176. Title read. Considered.

Committee AM622, found on page 799, was adopted with 29 ayes, 2 nays, 14 present and not voting, and 4 excused and not voting.

Advanced to Enrollment and Review Initial with 26 ayes, 3 nays, 16 present and not voting, and 4 excused and not voting.

LEGISLATIVE RESOLUTION 40CA. Read. Considered.

Senator Pirsch renewed his amendment, AM886, found on page 995.

Senator McGill offered the following amendment to the Pirsch amendment: AM1069

(Amendments to AM886)

- 1 1. On page 1, line 2, strike "and"; and in line 3 after
- 2 the last comma insert "to swim, to farm, to ranch, to drive, to
- 3 boat, to tube, to golf, to nap, to parent, to learn, to camp, to
- 4 pioneer, to innovate, and to watch Husker football".

SPEAKER FLOOD PRESIDING

Pending.

RESOLUTIONS

Pursuant to Rule 4, Sec. 5(b), LRs 131, 132, 133, 134, 135, 136, 137, 139, and 140 were adopted.

SPEAKER SIGNED

While the Legislature was in session and capable of transacting business, the Speaker signed the following: LRs 131, 132, 133, 134, 135, 136, 137, 139, and 140.

NOTICE OF COMMITTEE HEARINGS

Natural Resources

Room 1525

Thursday, April 7, 2011 12:30 p.m.

James Stuart Jr. - Nebraska Environmental Trust Board
 Paul Dunn - Nebraska Environmental Trust Board
 Gloria Erickson - Nebraska Environmental Trust Board

(Signed) Chris Langemeier, Chairperson

Health and Human Services

Room 1510

Wednesday, April 13, 2011 1:00 p.m.

Dillard Delts - Commission for the Deaf and Hard of Hearing

(Signed) Kathy Campbell, Chairperson

COMMITTEE REPORTS

Natural Resources

LEGISLATIVE BILL 391. Placed on General File with amendment.
 AM683

- 1 1. On page 2, line 16, after the second comma insert
- 2 "domestic pets,".
- 3 2. On page 3, line 4, strike "and"; in line 5 after
- 4 "Association" insert "; and
- 5 "(h) The Nebraska Association of Resources Districts.";
- 6 and strike line 18 and insert
- 7 "(5) The council shall extend membership to those".

(Signed) Chris Langemeier, Chairperson

Business and Labor

LEGISLATIVE BILL 502. Placed on General File.

(Signed) Steve Lathrop, Chairperson

UNANIMOUS CONSENT - Add Cointroducers

Senators Janssen, Harms, and Pankonin asked unanimous consent to add their names as cointroducers to LB600. No objections. So ordered.

VISITORS

Visitors to the Chamber were members of Leadership Beatrice from Beatrice; Adrienne Liakos and Haley Nicholson from Curtis; Gunter Harz and Jennifer Frisbie from Colorado; 17 fourth-grade students, teacher, and sponsors from Cornerstone Christian School, Bellevue; Jim and Kathleen McKenzie from Kearney; and 40 fourth-grade students and teachers from Franklin Elementary, Omaha.

ADJOURNMENT

At 11:59 a.m., on a motion by Senator Dubas, the Legislature adjourned until 10:00 a.m., Tuesday, April 5, 2011.

Patrick J. O'Donnell
Clerk of the Legislature