

SIXTY-THIRD DAY - APRIL 13, 2011

LEGISLATIVE JOURNAL

**ONE HUNDRED SECOND LEGISLATURE
FIRST SESSION**

SIXTY-THIRD DAY

Legislative Chamber, Lincoln, Nebraska
Wednesday, April 13, 2011

PRAYER

The prayer was offered by Senator Fischer.

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 Senator Wightman who was excused; and Senators Christensen, Heidemann, Lautenbaugh, Schilz, and Sullivan who were excused until they arrive.

CORRECTIONS FOR THE JOURNAL

The Journal for the sixty-second day was approved.

GENERAL FILE

LEGISLATIVE BILL 637A. Title read. Considered.

Advanced to Enrollment and Review Initial with 31 ayes, 0 nays, 12 present and not voting, and 6 excused and not voting.

SELECT FILE

LEGISLATIVE BILL 235. ER81, found on page 1123, was adopted.

Senator Adams offered the following amendment:
AM1182

(Amendments to Standing Committee amendments, AM952)

- 1 1. On page 17, line 27; and page 18, line 6, strike
- 2 "2013-14" and insert "2016-17".
- 3 2. On page 27, line 19, after the last "education" insert
- 4 "fall".
- 5 3. On page 28, strike line 6 and insert "the qualified
- 6 early childhood education fall membership or the qualified early

7 childhood education average daily membership shall not be included
8 in the".

9 4. On page 35, line 8, strike "or (3)".

10 5. On page 53, line 27, strike "maximum" and show as
11 stricken.

12 6. On page 54, line 1, strike "minus" through the last
13 "expenditures" and show as stricken.

14 7. On page 55, strike beginning with "no" in line 4
15 through "2010-11" in line 11 and insert "each school district shall
16 have budget authority for the general fund budget of expenditures
17 equal to the greater of (a) the general fund budget of expenditures
18 for school fiscal year 2010-11 minus exclusions for school fiscal
19 year 2010-11 that fit within subsection (1) of section 79-1028.01";
20 strike beginning with "minus" in line 14 through "2010-11" in line
21 17 and insert "for school fiscal year 2010-11 minus exclusions
22 for school fiscal year 2010-11 that fit within subsection (1) of
1 section 79-1028.01"; and in line 27 strike "no" and insert "each".

2 8. On page 56, strike beginning with line 1 through
3 "preceding" in line 11 and insert "authority for the general
4 fund budget of expenditures equal to the greater of (a) the
5 general fund budget of expenditures for the immediately preceding
6 school fiscal year minus exclusions pursuant to subsection (1) of
7 section 79-1028.01 for such school fiscal year with the difference
8 increased by the basic allowable growth rate for the school fiscal
9 year for which budget authority is being calculated, (b) the
10 general fund budget of expenditures for the immediately preceding
11 school fiscal year minus exclusions pursuant to subsection (1) of
12 section 79-1028.01 for such"; in lines 13 and 14, 15, and 20 and 21
13 strike "the calculation is being made" and insert "budget authority
14 is being calculated"; and in lines 23 and 24 after "authority"
15 insert "for the general fund budget of expenditures".

16 9. On page 57, line 16, after "authority" insert "for the
17 general fund budget of expenditures"; and in line 18 after "for"
18 insert "the following exclusions".

19 10. On page 58, line 26; and page 59, line 6, strike
20 "2013-14", show as stricken, and insert "2016-17".

21 11. On page 59, line 15, strike "and" and show as
22 stricken; in line 25 strike the period, show as stricken, and
23 insert ";

24 (j) The special education budget of expenditures; and

25 (k) Expenditures of special grant funds."; and in line

26 27 after "authority" insert "for the general fund budget of
27 expenditures".

1 12. On page 60, line 3, after "authority" insert "for the
2 general fund budget of expenditures"; and in line 4 strike "amount
3 for" and insert "for the following exclusions"; and strike lines 26
4 and 27, show as stricken, and insert "the amount allowed for any
5 exclusions to the budget authority for the general fund budget of
6 expenditures pursuant to this section.".

- 7 13. On page 61, strike line 1 and show as stricken.
 8 14. On page 62, lines 12 and 13 and 22 through 24, strike
 9 "maximum general fund budget of expenditures minus the special
 10 education budget of expenditures", show as stricken, and insert
 11 "budget authority for the general fund budget of expenditures".
 12 15. On page 63, strike beginning with "maximum" in line
 13 3 through "expenditures" in line 5, show as stricken, and insert
 14 "budget authority for the general fund budget of expenditures
 15 prescribed in section 79-1023"; in line 11 after "authority" insert
 16 "for the general fund budget of expenditures"; and in line 17 after
 17 "authority" insert "for the general fund budget of expenditures".

The Adams amendment was adopted with 28 ayes, 0 nays, 16 present and not voting, and 5 excused and not voting.

Senator Krist offered the following amendment:

AM1192

(Amendments to Standing Committee amendments, AM952)

- 1 1. On page 45, lines 14 and 20, strike "learning" through
- 2 "other" and show as stricken.

SENATOR LANGEMEIER PRESIDING

SPEAKER FLOOD PRESIDING

Senator Krist withdrew his amendment.

Advanced to Enrollment and Review for Engrossment.

LEGISLATIVE BILL 229. ER76, found on page 1039, was adopted.

Senator Langemeier withdrew his amendment, FA13, found on page 1090.

Senator Langemeier renewed his amendment, AM1188, found on page 1180.

SENATOR KRIST PRESIDING

The Langemeier amendment was adopted with 37 ayes, 1 nay, 8 present and not voting, and 3 excused and not voting.

Senator Conrad requested a record vote on the advancement of the bill.

Voting in the affirmative, 34:

| | | | | |
|-------------|----------|------------|-------------|----------|
| Adams | Cornett | Hansen | Lathrop | Price |
| Avery | Dubas | Harms | Lautenbaugh | Schilz |
| Bloomfield | Fischer | Harr, B. | McCoy | Smith |
| Brasch | Flood | Janssen | Mello | Sullivan |
| Campbell | Gloor | Karpisek | Nelson | Utter |
| Carlson | Haar, K. | Krist | Pahls | Wallman |
| Christensen | Hadley | Langemeier | Pankonin | |

Voting in the negative, 4:

| | | | |
|--------|------|---------|--------|
| Conrad | Cook | Council | Louden |
|--------|------|---------|--------|

Present and not voting, 8:

| | | | |
|---------|--------|-----------|------------|
| Ashford | Fulton | McGill | Pirsch |
| Coash | Howard | Nordquist | Schumacher |

Excused and not voting, 3:

| | | |
|-----------|--------|----------|
| Heidemann | Larson | Wightman |
|-----------|--------|----------|

Advanced to Enrollment and Review for Engrossment with 34 ayes, 4 nays, 8 present and not voting, and 3 excused and not voting.

LEGISLATIVE BILL 229A. ER77, found on page 1044, was adopted.

Advanced to Enrollment and Review for Engrossment.

LEGISLATIVE BILL 628. Senator Bloomfield offered the following amendment:

AM1200

(Amendments to E & R amendments, ER67)

- 1 1. On page 4, line 24, after "501(c)(3)" insert "or
- 2 501(c)(19)".

SENATOR LANGEMEIER PRESIDING

The Bloomfield amendment was adopted with 37 ayes, 0 nays, 8 present and not voting, and 4 excused and not voting.

Senator Krist renewed his amendment, AM1073, found on page 1178.

Senator Krist withdrew his amendment.

Advanced to Enrollment and Review for Engrossment.

LEGISLATIVE BILL 524. ER53, found on page 868, was adopted.

Advanced to Enrollment and Review for Engrossment.

RESOLUTION

LEGISLATIVE RESOLUTION 163. Introduced by Cook, 13.

WHEREAS, the Notre Dame Sisters in Omaha are celebrating one hundred years of dedicated service, prayer, and community involvement in the United States; and

WHEREAS, the Notre Dame Sisters were originally founded in the 1500s as a non-monastic community of Sisters with the calling to educate girls; and

WHEREAS, the Notre Dame Sisters community continued growing through the years, and their mission work continues in several states including Missouri, South Dakota, Pennsylvania, Colorado, Iowa, and Nebraska, as well as Honduras. Since the beginning in the United States, Notre Dame Sisters have been in schools helping to develop the youth of their communities. They continue in this tradition today but have expanded their work to also include health care, social and spiritual counseling, working in homeless shelters, and focusing on nonviolence efforts; and

WHEREAS, the Notre Dame Sisters have accomplished much in their first one hundred years. They are committed to working tirelessly to make progress in these areas and building a world Christian community of love and support while continuing to respond to their call of Christ.

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

1. That the Legislature commends the Notre Dame Sisters in Omaha on their one hundred years of service.

2. That a copy of this resolution be sent to the Notre Dame Sisters in Omaha.

Laid over.

AMENDMENTS - Print in Journal

Senator Coash filed the following amendment to LB309:
AM1180

(Amendments to Standing Committee amendments, AM222)

- 1 1. Strike amendments 1 and 2 and insert the following new
- 2 amendments:
- 3 1. Insert the following new section:
- 4 Sec. 2. Since an emergency exists, this act takes effect
- 5 when passed and approved according to law.
- 6 2. On page 2, line 12, after the period insert "No

- 7 reapportionment of a special assessment shall be done on a tract of
 8 land if a tax sale certificate has been issued for such tract or if
 9 the special assessment being reapportioned is delinquent.".
 10 3. On page 3, after line 14 insert:
 11 "(6) The governing body shall file notice of any
 12 reapportionment of a special assessment with the county treasurer
 13 of the county where the lot or parcel is located.".

Senator Lathrop filed the following amendment to LB525:
 AM1185

- 1 1. On page 3, line 12, after "to" insert "the Health and
 2 Human Services Cash Fund for".

VISITORS

Visitors to the Chamber were 22 fourth-grade students and teacher from Christ Lutheran School, Norfolk; Cathy McFarland from Atlanta, Georgia; Terry McMullen from Omaha, and Jennifer Zhang from Shanghai, China; Rod Bates from Lincoln and Mac Wall from Lexington, Kentucky; and 38 fourth-grade students, teachers, and sponsors from Loveland Elementary, Omaha.

RECESS

At 11:50 a.m., on a motion by Senator McGill, the Legislature recessed until 2:00 p.m.

AFTER RECESS

The Legislature reconvened at 2:00 p.m., Senator Langemeier presiding.

ROLL CALL

The roll was called and all members were present except Senators Council, Larson, McGill, and Wightman who were excused; and Senators Ashford, Cook, Lathrop, Nelson, Pahls, Smith, and Wallman who were excused until they arrive.

COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 35. Placed on Final Reading.

ST17

The following changes, required to be reported for publication in the Journal, have been made:

1. On page 1, lines 2 through 4 have been struck and "sections 60-6,297 and 60-6,298, Reissue Revised Statutes of Nebraska; to provide and change exceptions to vehicle limits for towing disabled or wrecked vehicles; to provide liability and operation requirements; to define terms; to change

provisions relating to oversize vehicle permits; and to repeal the original sections." inserted.

LEGISLATIVE BILL 70. Placed on Final Reading.

LEGISLATIVE BILL 112. Placed on Final Reading.

LEGISLATIVE BILL 204. Placed on Final Reading.

ST18

The following changes, required to be reported for publication in the Journal, have been made:

1. In the E & R amendments, ER64:

a. On page 10, line 25, "71-7611," has been struck; and in line 27 "to provide for transfers of funds" has been struck; and

b. On page 11, the matter beginning with "from" in line 1 through the first semicolon in line 2 has been struck; and in line 3 "public" has been struck.

LEGISLATIVE BILL 204A. Placed on Final Reading.

LEGISLATIVE BILL 286. Placed on Final Reading.

LEGISLATIVE BILL 305. Placed on Final Reading.

LEGISLATIVE BILL 385. Placed on Final Reading.

ST16

The following changes, required to be reported for publication in the Journal, have been made:

1. On page 1, the matter beginning with "66-1015" in line 2 through line 6 has been struck and "66-1012, 66-1014, 66-1015, and 66-1016, Reissue Revised Statutes of Nebraska; to define a term; to change provisions relating to the Energy Conservation Improvement Fund, matching funds, and eligible energy conservation grants; to state intent regarding funding; to provide a termination date; to harmonize provisions; to repeal the original sections; and to declare an emergency." inserted.

LEGISLATIVE BILL 407. Placed on Final Reading.

LEGISLATIVE BILL 477. Placed on Final Reading.

LEGISLATIVE BILL 499. Placed on Final Reading.

(Signed) Tyson Larson, Chairperson

COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 357. Placed on Select File with amendment.

ER89

1 1. Insert the following new section:

2 Sec. 3. Section 77-27,142.02, Reissue Revised Statutes of
3 Nebraska, is amended to read:

4 77-27,142.02 ~~Except as otherwise provided by section~~

5 ~~77-27,142, after February 14, 1978, the~~ The power granted by

6 section 77-27,142 shall not be exercised unless and until the

7 question has been submitted at a primary, general, or special
 8 election held within the incorporated municipality and in which
 9 all qualified electors shall be entitled to vote on such question.
 10 The officials of the incorporated municipality shall order the
 11 submission of the question by submitting a certified copy of the
 12 resolution proposing the tax to the election commissioner or county
 13 clerk by March 1 for a primary election, by September 1 for a
 14 general election, or at least fifty days before a special election.
 15 The question may include any terms and conditions set forth in
 16 the resolution proposing the tax, such as a termination date or
 17 the specific project or program for which the revenue received
 18 from such tax will be allocated, and shall include the following
 19 language: Shall the governing body of the incorporated municipality
 20 impose a sales and use tax upon the same transactions within such
 21 municipality on which the State of Nebraska is authorized to impose
 22 a tax? If a majority of the votes cast upon such question shall be
 23 in favor of such tax, then the governing body of such incorporated
 1 municipality shall be empowered as provided by section 77-27,142
 2 and shall forthwith proceed to impose a tax pursuant to the Local
 3 Option Revenue Act. If a majority of those voting on the question
 4 shall be opposed to such tax, then the governing body of the
 5 incorporated municipality shall not impose such a tax.
 6 2. On page 1, line 2; and page 5, line 2, strike "and
 7 77-27,142.01" and insert ", 77-27,142.01, and 77-27,142.02".
 8 3. On page 1, line 5, after the semicolon insert "to
 9 eliminate obsolete language; to harmonize provisions;".
 10 4. Renumber the remaining section accordingly.

LEGISLATIVE BILL 637A. Placed on Select File.

(Signed) Tyson Larson, Chairperson

SELECT FILE

LEGISLATIVE BILL 297. ER54, found on page 871, was adopted.

Senator Coash withdrew his amendment, AM747, found on page 849.

Senator Dubas renewed her amendment, AM843, found on page 910.

The Dubas amendment was adopted with 29 ayes, 0 nays, 9 present and not voting, and 11 excused and not voting.

Senator Flood renewed his amendment, AM882, found on page 917.

Senator Flood withdrew his amendment.

Senator B. Harr renewed his amendment, AM1081, found on page 1072.

Senator B. Harr withdrew his amendment.

Senator B. Harr withdrew his amendment, AM1082, found on page 1073.

Senator Avery offered the following amendment:
AM1197 is available in the Bill Room.

Senator Avery withdrew his amendment.

Advanced to Enrollment and Review for Engrossment.

LEGISLATIVE BILL 698. ER58, found on page 956, was adopted.

Senator Langemeier withdrew his amendment, AM907, found on page 914.

Senator Carlson renewed his amendment, AM1002, found on page 1151.

Pending.

COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 156. Placed on Final Reading.

LEGISLATIVE BILL 337. Placed on Final Reading.

LEGISLATIVE BILL 431. Placed on Final Reading.

LEGISLATIVE BILL 512. Placed on Final Reading.

ST19

The following changes, required to be reported for publication in the Journal, have been made:

1. In the E & R amendments, ER68:

a. On page 2, line 19; and page 3, line 1, "7" has been struck and "8" inserted;

b. On page 6, line 13, "6 and 7" has been struck and "7 and 8" inserted; and in line 20 "6" has been struck and "7" inserted;

c. On page 8, line 25; and page 9, line 3, "section" has been struck and "sections 28-1204.04 and" inserted; and

d. On page 9, line 4, "to change provisions relating to unlawful possession of firearms at a school;" has been inserted after the semicolon.

2. On page 1, line 1, "handguns" has been struck and "firearms" inserted.

LEGISLATIVE BILL 558. Placed on Final Reading.

(Signed) Tyson Larson, Chairperson

EXPLANATIONS OF VOTES

Had I been present, I would have voted "aye" on final passage of LBs 543e, 100, 329, and 20.

Had I been present, I would have voted "nay" on final passage of LBs 465e and 468.

(Signed) Amanda McGill

AMENDMENTS - Print in Journal

Senator Christensen filed the following amendment to LB535:
AM1066

(Amendments to Standing Committee amendments, AM454)

- 1 1. Insert the following new section:
- 2 Sec. 10. Section 44-102.01, Reissue Revised Statutes of
- 3 Nebraska, is amended to read:
- 4 44-102.01 For purposes of Chapter 44, insurance ~~shall~~
- 5 does not include a service contract. For purposes of this section,
- 6 service contract ~~shall mean means~~ (1) a motor vehicle service
- 7 contract as defined in section 44-3521 or (2) a contract or
- 8 agreement, whether designated as a service contract, maintenance
- 9 agreement, warranty, extended warranty, or similar term, whereby
- 10 a person undertakes to furnish, arrange for, or, in limited
- 11 circumstances, reimburse for service, repair, or replacement of
- 12 any or all of the components, parts, or systems of any covered
- 13 residential dwelling or consumer product when such service, repair,
- 14 or replacement is necessitated by wear and tear, ~~by failure,~~
- 15 malfunction, inoperability, inherent defect, or by the failure of
- 16 an inspection to detect the likelihood of failure.
- 17 2. Renumber the remaining section accordingly.

Senator Mello filed the following amendment to LB54:
AM1187

- 1 1. Strike the original section and insert the following
- 2 new sections:
- 3 Section 1. Section 18-2147, Reissue Revised Statutes of
- 4 Nebraska, is amended to read:
- 5 18-2147 (1) Any redevelopment plan as originally approved
- 6 or as later modified pursuant to section 18-2117; may contain a
- 7 provision that any ad valorem tax levied upon real property, or any
- 8 portion thereof, in a redevelopment project for the benefit of any
- 9 public body shall be divided, for a period not to exceed fifteen
- 10 years after the effective date ~~of such a provision by the governing~~
- 11 body, as follows: as identified in the project redevelopment
- 12 contract or in the resolution of the authority authorizing the
- 13 issuance of bonds pursuant to section 18-2124, as follows:

14 (a) That portion of the ad valorem tax which is produced
15 by the levy at the rate fixed each year by or for each such
16 public body upon the redevelopment project valuation shall be paid
17 into the funds of each such public body in the same proportion as
18 are all other taxes collected by or for the body. When there is
19 not a redevelopment project valuation on a parcel or parcels, the
20 county assessor shall determine the redevelopment project valuation
21 based upon the fair market valuation of the parcel or parcels as
22 of January 1 of the year prior to the year that the ad valorem
23 taxes are to be divided. The county assessor shall provide written
1 notice of the redevelopment project valuation to the authority as
2 defined in section 18-2103 and the owner. The authority or owner
3 may protest the valuation to the county board of equalization
4 within thirty days after the date of the valuation notice. All
5 provisions of section 77-1502 except dates for filing of a protest,
6 the period for hearing protests, and the date for mailing notice
7 of the county board of equalization's decision are applicable
8 to any protest filed pursuant to this section. The county board
9 of equalization shall decide any protest filed pursuant to this
10 section within thirty days after the filing of the protest. The
11 county clerk shall mail a copy of the decision made by the county
12 board of equalization on protests pursuant to this section to the
13 authority or owner within seven days after the board's decision.
14 Any decision of the county board of equalization may be appealed
15 to the Tax Equalization and Review Commission, in accordance with
16 section 77-5013, within thirty days after the date of the decision;

17 (b) That portion of the ad valorem tax on real property,
18 as provided in the redevelopment contract or bond resolution, in
19 the redevelopment project in excess of such amount, if any, shall
20 be allocated to and, when collected, paid into a special fund
21 of the authority to be used solely to pay the principal of, the
22 interest on, and any premiums due in connection with the bonds of,
23 loans, notes, or advances of money to, or indebtedness incurred by,
24 whether funded, refunded, assumed, or otherwise, such authority for
25 financing or refinancing, in whole or in part, the redevelopment
26 project. When such bonds, loans, notes, advances of money, or
27 indebtedness, including interest and premiums due, have been paid,
1 the authority shall so notify the county assessor and county
2 treasurer and all ad valorem taxes upon taxable real property in
3 such a redevelopment project shall be paid into the funds of the
4 respective public bodies; and

5 (c) Any interest and penalties due for delinquent taxes
6 shall be paid into the funds of each public body in the same
7 proportion as are all other taxes collected by or for the public
8 body.

9 (2) ~~The governing body shall not implement any plan~~
10 ~~containing effective date of a provision dividing ad valorem taxes~~
11 ~~as provided in subsection (1) of this section shall not occur until~~

12 such time as the real property in the redevelopment project is
13 within the corporate boundaries of the city.

14 (3) Beginning August 1, 2006, all notices of the
15 provision for dividing ad valorem taxes shall be sent by the
16 authority to the county assessor on forms prescribed by the
17 Property Tax Administrator. The notice shall be sent to the county
18 assessor on or before August 1 of the year of the effective date
19 of the provision. Failure to satisfy the notice requirement of
20 this section shall result in the taxes, for all taxable years
21 affected by the failure to give notice of the effective date of
22 the provision, remaining undivided and being paid into the funds
23 for each public body receiving property taxes generated by the
24 property in the redevelopment project. However, the redevelopment
25 project valuation for the remaining division of ad valorem taxes
26 in accordance with subdivisions (1)(a) and (b) of this section
27 shall be the last certified valuation for the taxable year prior
1 to the effective date of the provision to divide the taxes for the
2 remaining portion of the fifteen-year period pursuant to subsection
3 (1) of this section.

4 Sec. 2. Original section 18-2147, Reissue Revised
5 Statutes of Nebraska, is repealed.

SELECT FILE

LEGISLATIVE BILL 698. The Carlson amendment, AM1002, found on page 1151 and considered in this day's Journal, was renewed.

SENATOR COASH PRESIDING

Senator Lautenbaugh offered the following motion:

MO28

Bracket until June 8, 2011.

Senator Lautenbaugh withdrew his motion to bracket.

Senator Carlson withdrew his amendment, AM1002.

Senator Christensen offered the following motion:

MO29

Indefinitely postpone.

Laid over.

AMENDMENTS - Print in Journal

Senator Harms filed the following amendment to LB388A:
AM1196

(Amendments to AM885)

- 1 1. Insert the following new section:
2 Sec. 3. There is hereby appropriated (1) \$275,000 from
3 the Industrial Recovery Fund for FY2011-12 and (2) \$275,000 from
4 the Industrial Recovery Fund for FY2012-13 to the Department of
5 Economic Development, for Program 603, to aid in carrying out the
6 provisions of Legislative Bill 388, One Hundred Second Legislature,
7 First Session, 2011.
8 There is included in the appropriation to this program
9 for FY2011-12 \$275,000 Cash Funds for state aid, which shall only
10 be used for such purpose. There is included in the appropriation to
11 this program for FY2012-13 \$275,000 Cash Funds for state aid, which
12 shall only be used for such purpose.

Senator Christensen filed the following amendment to LB648:
AM1201

(Amendments to E & R amendments, ER80)

- 1 1. On page 5, line 21, strike "five" and insert "seven";
2 in line 26 after the period insert "After a foster child has
3 been placed in the home of a foster parent, preadoptive parent,
4 or relative providing care for at least six months, the foster
5 parent, preadoptive parent, or relative providing care shall
6 have standing as interested parties in the context of a hearing
7 regarding placement change of a foster child from the home of the
8 foster parent, preadoptive parent, or relative providing care for
9 placement in another foster care facility. Such standing entitles
10 the foster parent, preadoptive parent, or relative providing care
11 to call and cross-examine witnesses at the hearing and appeal
12 an adverse decision."; and in line 27 strike "inquire", show as
13 stricken, and insert "make inquiry".
14 2. On page 6, line 2, strike "willing".

Senator Christensen filed the following amendment to LB648:
AM1202

(Amendments to E & R amendments, ER80)

- 1 1. On page 5, line 26, after the period strike any
2 amendment thereto and insert "After a foster child has been
3 placed in the home of a foster parent, preadoptive parent, or
4 relative providing care for at least six months, the foster
5 parent, preadoptive parent, or relative providing care shall
6 have standing as interested parties in the context of a hearing
7 regarding placement change of a foster child from the home of the
8 foster parent, preadoptive parent, or relative providing care for
9 placement in another foster care facility. Such standing entitles
10 the foster parent, preadoptive parent, or relative providing care

11 to call and cross-examine witnesses at the hearing and appeal an
 12 adverse decision. Such standing shall be retained enabling a foster
 13 parent, preadoptive parent, or relative providing care to file an
 14 objection to the court pursuant to subsection (3) of section 43-285
 15 within seven full days after the placement change if such change
 16 of placement occurred without the due process provided pursuant to
 17 this section and subsection (3) of section 43-285."

Senator Campbell filed the following amendment to LB600:
 AM1208

(Amendments to E & R amendments, ER79)

- 1 1. On page 7, line 25, after "and" insert ", except
- 2 for the purpose of reimbursement for retroactive compensation
- 3 as provided in subsection (2) of section 27 of this act or
- 4 reimbursement for rate enhancements in anticipation of receipt of
- 5 quality assurance assessments or related matching federal financial
- 6 participation pursuant to the Nursing Facility Quality Assurance
- 7 Assessment Act,".
- 8 2. On page 8, strike beginning with the period in line 7
- 9 through "Fund" in line 10.

Senator Nelson filed the following amendment to LB606:
 AM1063

- 1 1. Insert the following new section:
- 2 Sec. 6. The commission shall adopt and promulgate rules
- 3 and regulations regarding section 3 of this act and sections
- 4 49-1467 and 49-1469. The commission shall construe section 3
- 5 of this act and sections 49-1467 and 49-1469 in accordance
- 6 with regulations promulgated by the Federal Election Commission
- 7 regarding electioneering communications, except when the terms
- 8 of section 3 of this act and sections 49-1467 and 49-1469
- 9 explicitly and directly conflict with the regulations promulgated
- 10 by the Federal Election Commission regarding electioneering
- 11 communications.
- 12 2. On page 2, line 3, strike "section 3" and insert
- 13 "sections 3 and 6".
- 14 3. Renumber the remaining section accordingly.

Senator Adams filed the following amendment to LB637:
 AM1191

(Amendments to E & R amendments, ER85)

- 1 1. On page 2, strike beginning with "entirely" in line
- 2 23 through "courses" in line 24 and insert "online or through the
- 3 United States mail or similar delivery service which do not require
- 4 the physical meeting of a student with instructional staff".
- 5 2. On page 9, line 8, after "operate" insert ", but not
- 6 to an authorization to operate on a continuing basis,"; and in
- 7 line 15 after "authorization" insert "shall replace the existing
- 8 authorization to operate and".

9 3. On page 34, line 14, strike "any institutions" and
10 insert "any such institutions that were"; and in line 15 strike
11 "before" and insert "prior to".

VISITORS

Visitors to the Chamber were 21 fourth-grade students and teachers from Arapahoe; Kelly Koepcke from Omaha; 13 fourth-grade students, teacher, and sponsors from Red Cloud; and 24 fourth- and fifth-grade students, teacher, and sponsors from South Platte Elementary, Big Springs.

ADJOURNMENT

At 4:58 p.m., on a motion by Senator Campbell, the Legislature adjourned until 9:00 a.m., Thursday, April 14, 2011.

Patrick J. O'Donnell
Clerk of the Legislature

