

**EIGHTEENTH DAY - JANUARY 31, 2012**  
**LEGISLATIVE JOURNAL**  
**ONE HUNDRED SECOND LEGISLATURE**  
**SECOND SESSION**  
**EIGHTEENTH DAY**

Legislative Chamber, Lincoln, Nebraska  
Tuesday, January 31, 2012

**PRAYER**

The prayer was offered by Senator Bloomfield.

**ROLL CALL**

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Sheehy presiding.

The roll was called and all members were present except Senator Conrad who was excused; and Senator Price who was excused until he arrives.

**CORRECTIONS FOR THE JOURNAL**

The Journal for the seventeenth day was approved.

**COMMITTEE REPORT**

Natural Resources

**LEGISLATIVE BILL 526.** Placed on General File with amendment.  
AM1784

1 1. On page 3, lines 9 through 11, strike the new  
2 matter and insert "or (ii) a transfer or change in the purpose  
3 of use of a surface water irrigation appropriation as provided  
4 for in subsection (3), (5), or (6) of section 46-290 if the  
5 transfer or change in purpose will not diminish the supply  
6 of water available or otherwise adversely affect any other  
7 water appropriator, adversely affect Nebraska's ability to meet  
8 its obligations under a multistate agreement, or result in  
9 administration of the prior appropriation system by the Department  
10 of Natural Resources, which would not have otherwise occurred".

(Signed) Chris Langemeier, Chairperson

**NOTICE OF COMMITTEE HEARING**  
Health and Human Services

Room 1510

Thursday, February 23, 2012 1:30 p.m.

LB1002

(Signed) Kathy Campbell, Chairperson

**SELECT FILE**

**LEGISLATIVE RESOLUTION 40CA.** ER94, found on page 1239, First Session, 2011, was adopted.

Senator Christensen renewed his amendment, AM1371, found on page 1399, First Session, 2011.

The Christensen amendment was adopted with 28 ayes, 1 nay, 18 present and not voting, and 2 excused and not voting.

Senator Pirsch renewed his amendment, AM1611, found on page 357.

Pending.

**COMMITTEE REPORTS**  
Urban Affairs

**LEGISLATIVE BILL 42.** Placed on General File.

(Signed) Amanda McGill, Chairperson

General Affairs

**LEGISLATIVE BILL 780.** Placed on General File.

**LEGISLATIVE BILL 861.** Placed on General File.

(Signed) Russ Karpisek, Chairperson

**NOTICE OF COMMITTEE HEARINGS**  
Judiciary

Room 1113

Wednesday, February 8, 2012 1:30 p.m.

LB919  
LB1021

LB1049  
LB1107  
LB1120

Room 1113

Thursday, February 9, 2012 1:30 p.m.

LB844  
LB935  
LB1172  
LB1086

(Signed) Brad Ashford, Chairperson

### **CONFLICT OF INTEREST STATEMENT**

Pursuant to Rule 1, Sec. 19, Senator Sullivan 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.

### **AMENDMENT - Print in Journal**

Senator Lautenbaugh filed the following amendment to LB190:  
FA31  
On page 3, lines 8 and 11, to strike "seven" and insert "twelve".

### **SELECT FILE**

**LEGISLATIVE RESOLUTION 40CA.** The Pirsch amendment, AM1611, found on page 357 and considered in this day's Journal, was renewed.

The Pirsch amendment was adopted with 30 ayes, 2 nays, 14 present and not voting, and 3 excused and not voting.

Advanced to Enrollment and Review for Engrossment.

### **COMMITTEE REPORTS**

Government, Military and Veterans Affairs

**LEGISLATIVE BILL 733.** Placed on General File.

**LEGISLATIVE BILL 860.** Placed on General File.

**LEGISLATIVE BILL 878.** Placed on General File.

**LEGISLATIVE BILL 759.** Placed on General File with amendment.

AM1787

1 1. On page 5, strike lines 1 through 13.

**LEGISLATIVE BILL 775.** Indefinitely postponed.

(Signed) Bill Avery, Chairperson

Natural Resources

**LEGISLATIVE BILL 877.** Indefinitely postponed.

(Signed) Chris Langemeier, Chairperson

### **SELECT FILE**

**LEGISLATIVE BILL 66.** ER143, found on page 239, was adopted.

Advanced to Enrollment and Review for Engrossment.

**LEGISLATIVE BILL 66A.** Advanced to Enrollment and Review for Engrossment.

**LEGISLATIVE BILL 415.** Advanced to Enrollment and Review for Engrossment.

**LEGISLATIVE BILL 503.** Advanced to Enrollment and Review for Engrossment.

### **GENERAL FILE**

**LEGISLATIVE BILL 216.** Senator Pahls renewed his amendment, AM1701, found on page 375.

Senator Pahls withdrew his amendment.

Advanced to Enrollment and Review Initial with 26 ayes, 0 nays, 19 present and not voting, and 4 excused and not voting.

**LEGISLATIVE BILL 216A.** Title read. Considered.

Senator Coash renewed his amendment, AM1723, found on page 363.

The Coash amendment was adopted with 29 ayes, 0 nays, 16 present and not voting, and 4 excused and not voting.

Advanced to Enrollment and Review Initial with 29 ayes, 0 nays, 17 present and not voting, and 3 excused and not voting.

**LEGISLATIVE BILL 391.** Title read. Considered.

**SENATOR GLOOR PRESIDING**

Committee AM683, found on page 1035, First Session, 2011, was considered.

**PRESIDENT SHEEHY PRESIDING**

The committee amendment was adopted with 36 ayes, 0 nays, 10 present and not voting, and 3 excused and not voting.

Advanced to Enrollment and Review Initial with 35 ayes, 0 nays, 11 present and not voting, and 3 excused and not voting.

**LEGISLATIVE BILL 507.** Title read. Considered.

Committee AM670, found on page 1412, First Session, 2011, was adopted with 36 ayes, 0 nays, 8 present and not voting, and 5 excused and not voting.

Advanced to Enrollment and Review Initial with 36 ayes, 0 nays, 8 present and not voting, and 5 excused and not voting.

**LEGISLATIVE BILL 40.** Title read. Considered.

Committee AM1519, found on page 1719, First Session, 2011, was considered.

Senator Hadley offered the following amendment to the committee amendment:

AM1760

(Amendments to Standing Committee amendments, AM1519)

- 1 1. Insert the following new amendment:
- 2 1. Insert the following new section:
- 3 Sec. 4. Since an emergency exists, this act takes effect
- 4 when passed and approved according to law.
- 5 2. Renumber the remaining amendment accordingly.

The Hadley amendment was adopted with 32 ayes, 0 nays, 12 present and not voting, and 5 excused and not voting.

The committee amendment, as amended, was adopted with 35 ayes, 0 nays, 9 present and not voting, and 5 excused and not voting.

Senator Pahls withdrew his amendment, AM1545, found on page 1746, First Session, 2011.

Advanced to Enrollment and Review Initial with 37 ayes, 0 nays, 6 present and not voting, and 6 excused and not voting.

**COMMITTEE REPORT**

Urban Affairs

**LEGISLATIVE BILL 786.** Placed on General File with amendment.  
AM1736

- 1 1. Insert the following new section:
- 2 Sec. 3. Since an emergency exists, this act takes effect
- 3 when passed and approved according to law.

(Signed) Amanda McGill, Chairperson

**AMENDMENTS - Print in Journal**

Senator Louden filed the following amendment to LB498:  
AM1658

(Amendments to Standing Committee amendments, AM1581)

- 1 1. On page 1, strike beginning with "the" in line 21
- 2 through the new matter in line 22 and insert "section 81-1504 and
- 3 subsection (9) of section 81-1505".

Senator Schilz filed the following amendment to LB391:  
AM1804

- 1 1. On page 2, line 23, strike "The Nature Conservancy,
- 2 Nebraska Office" and insert "An electric generating utility".
- 3 2. On page 3, line 16, strike "and"; and in line 17 after
- 4 "Survey" insert "; and
- 5 (e) The Nature Conservancy, Nebraska Office".

**NOTICE OF COMMITTEE HEARINGS**

Revenue

Room 1524

Wednesday, February 8, 2012 1:30 p.m.

LB976  
LB977  
LB1061  
LB1102  
LB1117

Room 1524

Thursday, February 9, 2012 1:30 p.m.

LB902  
LB1050  
LB1085  
LB1097

LB1108

Room 1524

Wednesday, February 15, 2012 1:30 p.m.

LB897  
LB967  
LB1069  
LB1093  
LB1109

Room 1524

Thursday, February 16, 2012 1:30 p.m.

LB855  
LB956  
LB986  
LB1098

(Signed) Abbie Cornett, Chairperson

### **VISITORS**

Visitor to the Chamber was Thor Larson from Grand Island.

The Doctor of the Day was Dr. Dorothy Zink from Omaha.

### **ADJOURNMENT**

At 12:03 p.m., on a motion by Senator Krist, the Legislature adjourned until 9:00 a.m., Wednesday, February 1, 2012.

Patrick J. O'Donnell  
Clerk of the Legislature

