

**TENTH DAY - NOVEMBER 15, 2011****LEGISLATIVE JOURNAL****ONE HUNDRED SECOND LEGISLATURE  
FIRST SPECIAL SESSION****TENTH DAY**

Legislative Chamber, Lincoln, Nebraska  
Tuesday, November 15, 2011

**PRAYER**

The prayer was offered by Father Dan Andrews, Sacred Heart Church, Norfolk.

**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 Cook who was excused; and Senators Campbell and Cornett who were excused until they arrive.

**CORRECTIONS FOR THE JOURNAL**

The Journal for the ninth day was approved.

**RESOLUTIONS**

Pursuant to Rule 4, Sec. 5(b), LRs 16, 17, and 18 were adopted.

**SPEAKER SIGNED**

While the Legislature was in session and capable of transacting business, the Speaker signed the following: LRs 16, 17, and 18.

**GENERAL FILE**

**LEGISLATIVE BILL 2.** Title read. Considered.

**SENATOR GLOOR PRESIDING**

Advanced to Enrollment and Review Initial with 44 ayes, 1 nay, 1 present and not voting, and 3 excused and not voting.

**LEGISLATIVE BILL 1.** Title read. Considered.

Committee AM36, found on page 80, was adopted with 43 ayes, 0 nays, 5 present and not voting, and 1 excused and not voting.

Advanced to Enrollment and Review Initial with 44 ayes, 0 nays, 4 present and not voting, and 1 excused and not voting.

**EASE**

The Legislature was at ease from 10:33 a.m. until 10:43 a.m.

**RESOLUTIONS**

**LEGISLATIVE RESOLUTION 22.** Introduced by Nordquist, 7; Adams, 24; Ashford, 20; Council, 11; B. Harr, 8; Howard, 9; Mello, 5.

WHEREAS, Luisa Palomo was selected by a panel of Nebraska educators as the 2012 Nebraska Teacher of the Year; and

WHEREAS, in her eight years as a kindergarten teacher at Liberty Elementary in Omaha Public Schools, Luisa has demonstrated an exceptional ability to inspire her students; and

WHEREAS, Luisa's dedication to her students is evidenced by her support for the "whole child" as well as their families; and

WHEREAS, Luisa's commitment extends beyond the classroom as she works to engage community organizations and partners in providing a diverse and well-rounded educational experience for her students; and

WHEREAS, Luisa has built a strong academic career at Nebraska educational institutions, earning her bachelor's degree in elementary education from Creighton University, a master's degree in educational administration from the University of Nebraska at Omaha, and a teaching endorsement from Concordia University, Nebraska in English as a second language; and

WHEREAS, Luisa was previously honored as one of Omaha's best teachers with the Alice Buffett Outstanding Teacher Award in 2010, and she will represent Nebraska in the national teacher of the year competition later this year.

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

1. That the Legislature congratulates Luisa Palomo on receiving the 2012 Nebraska Teacher of the Year Award and expresses its gratitude for her dedication to our state's future.

2. That a copy of this resolution be sent to Luisa Palomo.

Laid over.

**LEGISLATIVE RESOLUTION 23.** Introduced by Hadley, 37.

WHEREAS, the Kearney High School boys' cross country team won the 2011 Class A Boys' State Cross Country Championship; and

WHEREAS, at the championship meet, 3 Kearney runners finished in the top 9 and 5 runners finished in the top 23 to propel the school to victory; and

WHEREAS, the win gave Kearney High School its first team championship since 2003 and its sixth team championship in school history; and

WHEREAS, the Legislature should recognize 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 SPECIAL SESSION:

1. That the Legislature congratulates the Kearney High School boys' cross country team on winning the 2011 Class A Boys' State Cross Country Championship.

2. That a copy of this resolution be sent to the Kearney High School boys' cross country team and their coach, Luke Garringer.

Laid over.

**AMENDMENTS - Print in Journal**

Senator K. Haar filed the following amendment to LB1:

AM41

- 1 1. On page 11, line 5, strike the first "and" and after
- 2 "Funds" insert ", and the Conservation and Survey Division of the
- 3 University of Nebraska".
- 4 2. On page 14, line 16, after the first comma insert
- 5 "hydrogeologists".

Senator Wightman filed the following amendment to LB2:

AM40

- 1 1. Strike the original sections and insert the following
- 2 new sections:
- 3 Section 1. There is hereby appropriated \$101,587 from
- 4 the General Fund for FY2011-12 to the Legislative Council, for
- 5 Program 122, for expenses incurred during the One Hundred Second
- 6 Legislature, First Special Session, 2011.
- 7 Sec. 2. There is hereby appropriated \$38,229 from the
- 8 General Fund for FY2011-12 to the Legislative Council, for
- 9 Program 123, for expenses incurred during the One Hundred Second
- 10 Legislature, First Special Session, 2011.
- 11 Total expenditures for permanent and temporary salaries
- 12 and per diems from funds appropriated in this section shall not
- 13 exceed \$21,195 for FY2011-12.
- 14 Sec. 3. There is hereby appropriated \$2,879 from the

15 General Fund for FY2011-12 to the Legislative Council, for  
16 Program 127, for expenses incurred during the One Hundred Second  
17 Legislature, First Special Session, 2011.  
18 Total expenditures for permanent and temporary salaries  
19 and per diems from funds appropriated in this section shall not  
20 exceed \$2,500 for FY2011-12.  
21 Sec. 4. Since an emergency exists, this act takes effect  
22 when passed and approved according to law.

### **BILL ON FIRST READING**

The following bill was read for the first time by title:

**LEGISLATIVE BILL 1A.** Introduced by Dubas, 34.

A BILL FOR AN ACT relating to appropriations; to appropriate funds to aid in carrying out the provisions of Legislative Bill 1, One Hundred Second Legislature, First Special Session, 2011; and to declare an emergency.

### **UNANIMOUS CONSENT - Add Cointroducers**

Senators Mello and Nordquist asked unanimous consent to add their names as cointroducers to LR8. No objections. So ordered.

### **ADJOURNMENT**

At 10:44 a.m., on a motion by Senator Hansen, the Legislature adjourned until 9:00 a.m., Wednesday, November 16, 2011.

Patrick J. O'Donnell  
Clerk of the Legislature