

FOURTEENTH DAY - NOVEMBER 21, 2011**LEGISLATIVE JOURNAL****ONE HUNDRED SECOND LEGISLATURE
FIRST SPECIAL SESSION****FOURTEENTH DAY**

Legislative Chamber, Lincoln, Nebraska
Monday, November 21, 2011

PRAYER

The prayer was offered by Senator Krist.

ROLL CALL

Pursuant to adjournment, the Legislature met at 1:30 p.m., Speaker Flood presiding.

The roll was called and all members were present except Senators Cook, Council, Lautenbaugh, McCoy, McGill, Sullivan, Utter, and Wightman who were excused.

CORRECTIONS FOR THE JOURNAL

The Journal for the thirteenth day was approved.

RESOLUTION

LEGISLATIVE RESOLUTION 32. Introduced by Sullivan, 41; Dubas, 34.

WHEREAS, Fredrich "Wayne" Frost of Lincoln, formerly of St. Paul, Nebraska, was a graduate of the University of Nebraska with a bachelor of science degree in agriculture; and

WHEREAS, Wayne Frost was a proud member of Alpha Gamma Rho Fraternity; and

WHEREAS, Wayne Frost was a tireless and enthusiastic volunteer and citizen advocate on behalf of Nebraska agriculture; and

WHEREAS, Wayne Frost spent his entire career in agriculture in positions ranging from feed salesman to livestock specialist to farmer and rancher; and

WHEREAS, Wayne Frost was a teacher, coach, mentor, and leader for generations of Nebraska farmers and ranchers; and

WHEREAS, Wayne Frost's love for Nebraska and his interest in protecting Nebraska's precious soil and water resources led him to become

actively involved in public policy development at the state and local level; and

WHEREAS, Wayne Frost's public policy accomplishments resulted in his being the recipient of the Nebraska Farmers Union President's Award in 2009; and

WHEREAS, Wayne Frost was a devoted and loving father, grandfather, and friend whose wisdom, patience, and humor will be greatly missed; and

WHEREAS, Wayne Frost passed away on November 2, 2011, at the age of eighty.

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

1. That the Legislature honors the memory of Wayne Frost for his service to Nebraska agriculture.

2. That the Legislature expresses and extends its sympathy and condolences to the family of Wayne Frost.

3. That a copy of this resolution be sent to the family of Wayne Frost.

Laid over.

MOTIONS - Approve Appointments

Senator Cornett moved the adoption of the Revenue Committee report for the confirmation of the following appointment(s) found on page 72:

Tax Equalization and Review Commission

Robert Hotz

Voting in the affirmative, 36:

Adams	Coash	Haar, K.	Lambert	Price
Ashford	Conrad	Hadley	Langemeier	Schilz
Avery	Cornett	Hansen	Larson	Schumacher
Bloomfield	Dubas	Harms	Lathrop	Smith
Brasch	Fischer	Heidemann	Nelson	
Campbell	Flood	Howard	Nordquist	
Carlson	Fulton	Karpisek	Pahls	
Christensen	Gloor	Krist	Pirsch	

Voting in the negative, 0.

Present and not voting, 5:

Harr, B.	Janssen	Louden	Mello	Wallman
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Excused and not voting, 8:

Cook	Lautenbaugh	McGill	Utter
Council	McCoy	Sullivan	Wightman

The appointment was confirmed with 36 ayes, 0 nays, 5 present and not voting, and 8 excused and not voting.

Senator Cornett moved the adoption of the Revenue Committee report for the confirmation of the following appointment(s) found on page 72:

Tax Equalization and Review Commission
Nancy Salmon

Voting in the affirmative, 38:

Adams	Coash	Hadley	Krist	Pirsch
Ashford	Cornett	Hansen	Lambert	Price
Avery	Dubas	Harms	Langemeier	Schilz
Bloomfield	Fischer	Harr, B.	Larson	Schumacher
Brasch	Flood	Heidemann	Lathrop	Smith
Campbell	Fulton	Howard	Louden	Wallman
Carlson	Gloor	Janssen	Nelson	
Christensen	Haar, K.	Karpisek	Pahls	

Voting in the negative, 0.

Present and not voting, 3:

Conrad Mello Nordquist

Excused and not voting, 8:

Cook	Lautenbaugh	McGill	Utter
Council	McCoy	Sullivan	Wightman

The appointment was confirmed with 38 ayes, 0 nays, 3 present and not voting, and 8 excused and not voting.

Senator Cornett moved the adoption of the Revenue Committee report for the confirmation of the following appointment(s) found on page 73:

Tax Equalization and Review Commission
Thomas Freimuth

Voting in the affirmative, 37:

Adams	Cornett	Hansen	Lambert	Price
Ashford	Dubas	Harms	Langemeier	Schilz
Bloomfield	Fischer	Harr, B.	Larson	Schumacher
Brasch	Flood	Heidemann	Lathrop	Smith
Campbell	Fulton	Howard	Louden	Wallman
Carlson	Gloor	Janssen	Nelson	
Christensen	Haar, K.	Karpisek	Pahls	
Coash	Hadley	Krist	Pirsch	

Voting in the negative, 0.

Present and not voting, 4:

Avery	Conrad	Mello	Nordquist
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Excused and not voting, 8:

Cook	Lautenbaugh	McGill	Utter
Council	McCoy	Sullivan	Wightman

The appointment was confirmed with 37 ayes, 0 nays, 4 present and not voting, and 8 excused and not voting.

RESOLUTIONS

LEGISLATIVE RESOLUTION 33. Introduced by Fischer, 43; Flood, 19.

WHEREAS, Elvin Adamson was born on January 21, 1920, in Cherry County, Nebraska, to Walter and Delania Adamson; and

WHEREAS, Elvin Adamson believed in the value of education and attended Cody High School, Nebraska State Teachers College at Chadron, the University of Colorado, and the University of Nebraska from which he graduated in 1940; and

WHEREAS, Elvin Adamson married Mabel Gale on June 11, 1947, and had four children: Cheryl Ann, Janie Colleen, Marjorie Marie, and Marvin Walter. He was a devoted husband, father, grandfather, and great-grandfather; and

WHEREAS, Elvin Adamson was a rancher and member of the American National Cattlemen's Association and the Sandhills Cattle Association; and

WHEREAS, Elvin Adamson was honored for his work in agriculture and was elected to the Nebraska Hall of Agricultural Achievement; and

WHEREAS, Elvin Adamson continued his belief in higher education and served as the director of the Nebraska Independent College Foundation; and

WHEREAS, Elvin Adamson was a dedicated public servant in Cherry County and served as a Cherry County commissioner, secretary of a rural school district, director of the Nebraska County Officials Association, and chairman of the Cherry County Republican Committee; and

WHEREAS, Elvin Adamson was a member of the Episcopal Church; and

WHEREAS, Elvin Adamson was a state senator, serving the forty-third district, in the Nebraska Unicameral from 1961 through 1969; and

WHEREAS, Elvin Adamson served as Speaker of the Legislature from 1967 through 1969; and

WHEREAS, Elvin Adamson continued to serve his country as the Deputy Assistant Secretary of Marketing and Consumers and the State Director of Farmers Home Administration for the United States Department of Agriculture under Secretary of Agriculture Clifford Hardin; and

WHEREAS, Elvin Adamson was a member of the Game and Parks Commission under Governor Kay Orr; and

WHEREAS, in 2005, Governor Dave Heineman proclaimed that March 4 was Elvin Adamson Day.

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

1. That the Legislature expresses its deep and sincere appreciation for Elvin Adamson for his dedication and service to the people of Nebraska.

2. That the Legislature extends its condolences to the family of Elvin Adamson.

3. That a copy of this resolution be sent to the family of Elvin Adamson as a token of the high regard the people of Nebraska have for him and his achievements.

Laid over.

LEGISLATIVE RESOLUTION 34. Introduced by Pirsch, 4.

WHEREAS, recent reports of child sexual abuse at Pennsylvania State University have brought this horrific crime into the national spotlight; and

WHEREAS, child sexual abuse is a silent epidemic that causes devastating, lifelong effects for the victims and their families; and

WHEREAS, child sexual abuse occurs in every state, including Nebraska where an alarmingly high number of cases are substantiated every year; and

WHEREAS, it is critically important to raise awareness of the prevalence of child sexual abuse and to educate people on how to recognize and react to any signs of such abuse.

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

1. That the Legislature recognizes the devastating, lifelong effects of child sexual abuse and extends its sympathy to all victims of this terrible crime.

2. That the Legislature encourages all individuals to be vigilant for any signs of child sexual abuse and to report such abuse to the proper authorities.

Laid over.

LEGISLATIVE RESOLUTION 35. Introduced by Schilz, 47.

WHEREAS, the Arthur County Wolves won the 2011 Six-man State Football Championship; and

WHEREAS, the Wolves extended their winning streak to thirty-three games with their defeat of the Hitchcock County Falcons in the championship game; and

WHEREAS, this is the third straight championship for the Arthur County Wolves football team; 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 SPECIAL SESSION:

1. That the Legislature congratulates the Arthur County Wolves on winning the 2011 Six-man State Football Championship.

2. That a copy of this resolution be sent to the Arthur County Wolves and their coach, Scott Trimble.

Laid over.

RESOLUTIONS

LEGISLATIVE RESOLUTION 8. Read. Considered.

LR8 was adopted with 34 ayes, 0 nays, 5 present and not voting, and 10 excused and not voting.

LEGISLATIVE RESOLUTION 12. Read. Considered.

PRESIDENT SHEEHY PRESIDING

LR12 was adopted with 34 ayes, 0 nays, 4 present and not voting, and 11 excused and not voting.

UNANIMOUS CONSENT - Add Cointroducers

Senator K. Haar asked unanimous consent to add his name as cointroducer to LB1. No objections. So ordered.

Senator Dubas asked unanimous consent to add her name as cointroducer to LR8. No objections. So ordered.

VISITORS

Visitors to the Chamber were 4 high school FCCLA students and teacher from West Point Beemer.

ADJOURNMENT

At 2:20 p.m., on a motion by Senator Cornett, the Legislature adjourned until 9:00 a.m., Tuesday, November 22, 2011.

Patrick J. O'Donnell
Clerk of the Legislature