

FIFTEENTH DAY - JANUARY 30, 2013
LEGISLATIVE JOURNAL
ONE HUNDRED THIRD LEGISLATURE
FIRST SESSION
FIFTEENTH DAY

Legislative Chamber, Lincoln, Nebraska
 Wednesday, January 30, 2013

PRAYER

The prayer was offered by Senator Dubas.

ROLL CALL

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

The roll was called and all members were present except Senators Ashford, Christensen, Cook, Pirsch, Price, and Smith who were excused; and Senator Chambers who was excused until he arrives.

CORRECTIONS FOR THE JOURNAL

The Journal for the fourteenth day was approved.

COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 1. Placed on Select File.

LEGISLATIVE BILL 2. Placed on Select File.

LEGISLATIVE BILL 30. Placed on Select File.

LEGISLATIVE BILL 35. Placed on Select File with amendment.

ER1

- 1 1. On page 1, line 8, strike the semicolon and insert a
- 2 comma; in line 10 strike "and"; and in line 11 after "sections"
- 3 insert "; and to declare an emergency".

LEGISLATIVE BILL 72. Placed on Select File.

LEGISLATIVE BILL 100. Placed on Select File.

LEGISLATIVE BILL 146. Placed on Select File.

LEGISLATIVE BILL 16. Placed on Select File.

LEGISLATIVE BILL 102. Placed on Select File.

LEGISLATIVE BILL 91. Placed on Select File.

(Signed) John Murante, Chairperson

NOTICE OF COMMITTEE HEARINGS

Health and Human Services

Room 1510

Wednesday, February 6, 2013 1:30 p.m.

Licensing briefing by DHHS Division of Public Health (Invited Testimony Only)

LB315
LB524
LB243

Thursday, February 7, 2013 1:30 p.m.

LB105
LB555
LB507

Friday, February 8, 2013 1:30 p.m.

John Bonta - Board of Emergency Medical Services
Karen Bowlin - Board of Emergency Medical Services
Michelle Hynes - Foster Care Advisory Committee
Sandra Kruback - Foster Care Advisory Committee
LB420
LB421
LB422

Wednesday, February 13, 2013 1:30 p.m.

LB530
LB443
LB359

Thursday, February 14, 2013 1:30 p.m.

Eileen Dakan - Commission for the Deaf and Hard of Hearing
LB556
LB605
LB260

Wednesday, February 20, 2013 1:30 p.m.

LB343
LB220
LB8
LB270

Thursday, February 21, 2013 1:30 p.m.

Elizabeth Neeley - Foster Care Advisory Committee
Jeromy Warner - State Board of Health
LB508
LB487
LB430
LB368

Friday, February 22, 2013 1:30 p.m.

LB76
LB458
LB459

Wednesday, February 27, 2013 1:30 p.m.

LB344
LB625
LB347

Thursday, February 28, 2013 1:30 p.m.

LB577
LB578

Friday, March 1, 2013 1:30 p.m.

LB428
LB361
LB528

Wednesday, March 6, 2013 1:30 p.m.

LB231
LB261
LB338

Thursday, March 7, 2013 1:30 p.m.

LB630

LB395

LB452

Wednesday, March 13, 2013 1:30 p.m.

Ann Fiala - Board of Emergency Medical Services

Thursday, March 14, 2013 1:30 p.m.

LB240

LB276

LB309

LB330

Friday, March 15, 2013 1:00 p.m.

Mark Goodman - Nebraska Rural Health Advisory Commission

Mary Kent - Nebraska Rural Health Advisory Commission

Rebecca Schroeder - Nebraska Rural Health Advisory Commission

Avery Sides - Nebraska Rural Health Advisory Commission

Michael Sitorius - Nebraska Rural Health Advisory Commission

Roger Wells - Nebraska Rural Health Advisory Commission

LB535

LB236

LB427

Wednesday, March 20, 2013 1:30 p.m.

LB586

LR22

Thursday, March 21, 2013 1:30 p.m.

LB518

LB526

LB527

(Signed) Kathy Campbell, Chairperson

Natural Resources

Room 1525

Wednesday, February 6, 2013 1:30 p.m.

LB340
LB622

Thursday, February 7, 2013 1:30 p.m.

LB94
LB362

Friday, February 8, 2013 1:30 p.m.

LB499

Wednesday, February 13, 2013 1:30 p.m.

LB517

Thursday, February 14, 2013 1:30 p.m.

LB57
LB325

Wednesday, February 20, 2013 1:30 p.m.

S. Michael "Mick" Jensen - Nebraska Game and Parks Commission
LB272
LB493

Thursday, February 21, 2013 1:30 p.m.

Kent Forney - Nebraska Game and Parks Commission
LB557
LB598

Friday, February 22, 2013 1:30 p.m.

LB391
LB634
LR40

Wednesday, February 27, 2013 1:30 p.m.

LB514
LB549

Thursday, February 28, 2013 1:30 p.m.

LB454

LB635

Friday, March 1, 2013 1:30 p.m.

LB402

LB567

Wednesday, March 6, 2013 1:30 p.m.

LB477

LB494

LB513

Thursday, March 7, 2013 1:30 p.m.

LB522

LB601

(Signed) Tom Carlson, Chairperson

Government, Military and Veterans Affairs

Room 1507

Wednesday, February 6, 2013 1:30 p.m.

LB363

LB434

LB510

LB521

Thursday, February 7, 2013 1:30 p.m.

LB127

LB206

LB219

LB241

Friday, February 8, 2013 1:30 p.m.

Tony Moody - Nebraska Tourism Commission

LB98

LB371

LB372

LB429

(Signed) Bill Avery, Chairperson

Nebraska Retirement Systems

Room 1525

Wednesday, February 6, 2013 12:00 p.m.

LB553

LB554

(Signed) Jeremy Nordquist, Chairperson

AMENDMENT - Print in JournalSenator Hadley filed the following amendment to LB35:
AM65

- 1 1. On page 3, line 10, strike "July" and insert
- 2 "January".

RESOLUTION**LEGISLATIVE RESOLUTION 45.** Introduced by Crawford, 45; Price, 3.

WHEREAS, Sergeant Saral Shrestha, a Bellevue University graduate, has been named the 2012 United States Army Soldier of the Year; and

WHEREAS, to become the United States Army Soldier of the Year, twelve select soldiers from across the nation compete in the Army Best Warrior Competition; and

WHEREAS, the Army Best Warrior Competition is a multi-day, multi-subject exam involving physical fitness tests, war simulations, military trivia, written essay exams, and board interviews by six sergeant majors; and

WHEREAS, the Legislature recognizes the service of Sergeant Saral Shrestha and the service of all of our armed forces to the State of Nebraska and the United States of America; and

WHEREAS, Sergeant Saral Shrestha's wife, Elisha, supported his participation and aided in his success.

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

1. That the Legislature congratulates Sergeant Saral Shrestha for being named the 2012 United States Army Soldier of the Year and extends its best wishes to Sergeant Saral Shrestha and Elisha Shrestha for continued success.

2. That a copy of this resolution be sent to Sergeant Saral Shrestha and Elisha Shrestha.

Laid over.

MESSAGE FROM THE GOVERNOR

January 24, 2013

Mr. President, Speaker Adams and
Members of the Legislature
State Capitol
Lincoln, NE 68509

Dear Mr. President, Speaker Adams and Members of the Legislature:

Contingent upon your approval, the following individual is being appointed to the Nebraska Ethanol Board:

Mark A. Ondracek, 3476 Golden Eagle Cr., Blair, NE 68008-6704

The aforementioned appointee is respectfully submitted for your consideration. Copies of the certificate and background information are included for your review.

Sincerely,
(Signed) Dave Heineman
Governor

Enclosures

MOTION - Print in Journal

Senator Sullivan filed the following motion to LB641:

MO5

Withdraw bill.

GENERAL FILE

LEGISLATIVE BILL 87. Title read. Considered.

Advanced to Enrollment and Review Initial with 34 ayes, 0 nays, 8 present and not voting, and 7 excused and not voting.

LEGISLATIVE BILL 111. Title read. Considered.

Advanced to Enrollment and Review Initial with 35 ayes, 0 nays, 7 present and not voting, and 7 excused and not voting.

LEGISLATIVE BILL 112. Title read. Considered.

Advanced to Enrollment and Review Initial with 31 ayes, 0 nays, 11 present and not voting, and 7 excused and not voting.

LEGISLATIVE BILL 113. Title read. Considered.

Advanced to Enrollment and Review Initial with 33 ayes, 0 nays, 9 present and not voting, and 7 excused and not voting.

EASE

The Legislature was at ease from 9:32 a.m. until 9:36 a.m.

NOTICE OF COMMITTEE HEARINGS

Agriculture

Room 1524

Tuesday, February 12, 2013 1:30 p.m.

LB423

LB550

(Signed) Ken Schilz, Chairperson

Revenue

Room 1524

Wednesday, February 6, 2013 1:30 p.m.

LB405

(Signed) Galen Hadley, Chairperson

AMENDMENT - Print in Journal

Senator Avery filed the following amendment to LB125:
AM75

(Amendments to Standing Committee amendments, AM47)

- 1 1. On page 3, strike beginning with "filed" in line 13
- 2 through "(ii)" in line 16 and insert "filed with the Clerk of
- 3 the Legislature, and incorporated by reference as part of this
- 4 legislative bill; (ii) the Clerk of the Legislature shall transfer
- 5 possession of the map referred to in subdivision (a)(i) of this
- 6 subsection to the Secretary of State and the election commissioner
- 7 of the county in which the greater part of the school district is
- 8 situated on the effective date of this act; (iii)"; in line 21
- 9 strike "(iii)" and insert "(iv)"; and in line 24 strike "(iv)" and
- 10 insert "(v)".

ADJOURNMENT

At 9:39 a.m., on a motion by Senator Harms, the Legislature adjourned until 9:00 a.m., Thursday, January 31, 2013.

Patrick J. O'Donnell
Clerk of the Legislature