

THIRTY-FIRST DAY - FEBRUARY 25, 2013**LEGISLATIVE JOURNAL****ONE HUNDRED THIRD LEGISLATURE
FIRST SESSION****THIRTY-FIRST DAY**

Legislative Chamber, Lincoln, Nebraska
Monday, February 25, 2013

PRAYER

The prayer was offered by Pastor Darin Corder, Bennet Community Church, Bennet.

ROLL CALL

Pursuant to adjournment, the Legislature met at 10:00 a.m., Senator Gloor presiding.

The roll was called and all members were present except Senator B. Harr who was excused; and Senators Smith and Watermeier who were excused until they arrive.

CORRECTIONS FOR THE JOURNAL

The Journal for the thirtieth day was approved.

COMMITTEE REPORT

Government, Military and Veterans Affairs

The Government, Military and Veterans Affairs Committee desires to report favorably upon the appointment(s) listed below. The Committee suggests the appointments(s) be confirmed by the Legislature and suggests a record vote.

Wayne Boyd - State Personnel Board

Aye: 8 Avery, Bloomfield, Karpisek, Lautenbaugh, Murante, Price, Scheer, Wallman. Nay: 0. Absent: 0. Present and not voting: 0.

(Signed) Bill Avery, Chairperson

COMMITTEE REPORTS

Government, Military and Veterans Affairs

LEGISLATIVE BILL 98. Placed on General File with amendment.
AM331

- 1 1. Strike section 3.
- 2 2. Amend the repealer and renumber the remaining section
- 3 accordingly.

LEGISLATIVE BILL 372. Indefinitely postponed.

(Signed) Bill Avery, Chairperson

NOTICE OF COMMITTEE HEARINGS

Transportation and Telecommunications

Room 1113

Monday, March 4, 2013 1:30 p.m.

LB596
LB378
LB383
LB93

(Signed) Annette Dubas, Chairperson

Judiciary

Room 1113

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

LB320
LB342
LB471
LB464
LB562

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

LB86
LB463
LB561

(Signed) Brad Ashford, Chairperson

RESOLUTIONS**LEGISLATIVE RESOLUTION 70.** Introduced by Sullivan, 41.

WHEREAS, Clayton Lange of Ord High School won the 2013 Class C State Wrestling Championship in the 285-pound division with a pin; and

WHEREAS, this is Clayton's second straight state championship in this weight division; and

WHEREAS, Clayton finished the season with a 28-1 record including 27 pins; and

WHEREAS, Clayton displayed outstanding determination, perseverance, and skill in winning the state championship; 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 THIRD LEGISLATURE OF NEBRASKA, FIRST SESSION:

1. That the Legislature congratulates Clayton Lange on winning the 2013 Class C State Wrestling Championship in the 285-pound division.

2. That a copy of this resolution be sent to Clayton Lange.

Laid over.

LEGISLATIVE RESOLUTION 71. Introduced by Wallman, 30; Ashford, 20; Hadley, 37; Karpisek, 32; Lathrop, 12; McGill, 26.

WHEREAS, Mosaic, a nonprofit organization that provides opportunities for people with intellectual disabilities, is celebrating its one hundredth anniversary in 2013; and

WHEREAS, Mosaic began as a Nebraska-born Lutheran ministry dedicated to the needs of people with disabilities and now has thirty-eight locations in ten states; and

WHEREAS, residents of Mosaic work either in the community or in Mosaic's workshop on a variety of projects. The residents earn their own paychecks and can use their earnings for whatever they choose; and

WHEREAS, the residents of Mosaic have proven to be model workers who are extremely good at what they do, and the opportunity to work has allowed Mosaic residents to fulfill the "American dream" of earning money and contributing to society.

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

1. That the Legislature congratulates Mosaic on its one hundredth anniversary.

2. That a copy of this resolution be sent to Mosaic.

Laid over.

MOTIONS - Approve Appointments

Senator Campbell moved the adoption of the Health and Human Services Committee report for the confirmation of the following appointment(s) found on page 480:

Commission for the Deaf and Hard of Hearing
Eileen Dakan

Voting in the affirmative, 37:

Adams	Coash	Howard	McCoy	Schumacher
Ashford	Crawford	Johnson	McGill	Seiler
Bloomfield	Davis	Karpisek	Murante	Sullivan
Bolz	Gloor	Kintner	Nelson	Wallman
Brasch	Haar, K.	Kolowski	Nordquist	Wightman
Campbell	Hadley	Krist	Pirsch	
Carlson	Hansen	Larson	Price	
Chambers	Harms	Lautenbaugh	Schilz	

Voting in the negative, 0.

Present and not voting, 9:

Avery	Conrad	Dubas	Lathrop	Scheer
Christensen	Cook	Janssen	Mello	

Excused and not voting, 3:

Harr, B.	Smith	Watermeier
----------	-------	------------

The appointment was confirmed with 37 ayes, 0 nays, 9 present and not voting, and 3 excused and not voting.

Senator Carlson moved the adoption of the Natural Resources Committee report for the confirmation of the following appointment(s) found on page 487:

Nebraska Game and Parks Commission
S. Michael "Mick" Jensen

Voting in the affirmative, 40:

Adams	Chambers	Hadley	Krist	Nordquist
Ashford	Coash	Hansen	Larson	Pirsch
Avery	Cook	Harms	Lautenbaugh	Price
Bloomfield	Crawford	Howard	McCoy	Schilz
Bolz	Davis	Johnson	McGill	Schumacher
Brasch	Dubas	Karpisek	Mello	Seiler
Campbell	Gloor	Kintner	Murante	Wallman
Carlson	Haar, K.	Kolowski	Nelson	Wightman

Voting in the negative, 0.

Present and not voting, 6:

Christensen	Janssen	Scheer
Conrad	Lathrop	Sullivan

Excused and not voting, 3:

Harr, B.	Smith	Watermeier
----------	-------	------------

The appointment was confirmed with 40 ayes, 0 nays, 6 present and not voting, and 3 excused and not voting.

MOTION - Withdraw LB586

Senator Mello offered his motion, MO13, found on page 502, to withdraw LB586.

The Mello motion to withdraw the bill prevailed with 39 ayes, 0 nays, 7 present and not voting, and 3 excused and not voting.

RESOLUTION

LEGISLATIVE RESOLUTION 65. Read. Considered.

LR65 was adopted with 44 ayes, 0 nays, 2 present and not voting, and 3 excused and not voting.

RESOLUTION

LEGISLATIVE RESOLUTION 72. Introduced by Avery, 28.

WHEREAS, D. J. Castillo is a 220-pound senior class member of the Lincoln High School wrestling team; and

WHEREAS, the Lincoln High School wrestling team is coached by Andy Genrich, who has spent six years teaching his student-athletes the physical techniques and personal dedication needed to foster winning seasons; and

WHEREAS, D. J. Castillo perfected "chain wrestling," in which moves are executed from one to the next until the opponent is pinned; and

WHEREAS, D. J. Castillo was dubbed the "Pink Link" by his teammates for his style and commitment to wrestling; and

WHEREAS, D. J. Castillo defeated three heavyweights outside of his weight class during his senior season; and

WHEREAS, D. J. Castillo was rated No. 1 throughout most of the season by the Nebraska Scholastic Wrestling Coaches Association; and

WHEREAS, D. J. Castillo was the Class A 220-pound champion of the Heartland Athletic Conference Tournament in Grand Island; and

WHEREAS, D. J. Castillo, through hard work, practice, and perseverance, finished the 2012-2013 school year with a perfect, unbeaten 36-0 season; and

WHEREAS, D. J. Castillo won the 2013 Class A State Wrestling Championship in the 220-pound division.

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

1. That the Legislature congratulates D. J. Castillo on his exceptional personal achievements.

2. That a copy of this resolution be sent to D. J. Castillo.

Laid over.

BILL ON FIRST READING

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

LEGISLATIVE BILL 363A. Introduced by Avery, 28.

A BILL FOR AN ACT relating to appropriations; to appropriate funds to aid in carrying out the provisions of Legislative Bill 363, One Hundred Third Legislature, First Session, 2013.

NOTICE OF COMMITTEE HEARING

Education

Room 1525

Tuesday, March 5, 2013 1:30 p.m.

LB651

LB467

LB466

LB546

(Signed) Kate Sullivan, Chairperson

COMMITTEE REPORTS

Education

The Education Committee desires to report favorably upon the appointment(s) listed below. The Committee suggests the appointments(s) be confirmed by the Legislature and suggests a record vote.

Frank Harwood - Technical Advisory Committee for Statewide Assessment

Aye: 8 Avery, Cook, Davis, K. Haar, Kolowski, Scheer, Seiler, Sullivan.
Nay: 0. Absent: 0. Present and not voting: 0.

The Education Committee desires to report favorably upon the appointment(s) listed below. The Committee suggests the appointments(s) be confirmed by the Legislature and suggests a record vote.

Deborah Frison - Coordinating Commission for Postsecondary Education

Aye: 8 Avery, Cook, Davis, K. Haar, Kolowski, Scheer, Seiler, Sullivan.
Nay: 0. Absent: 0. Present and not voting: 0.

The Education Committee desires to report favorably upon the appointment(s) listed below. The Committee suggests the appointments(s) be confirmed by the Legislature and suggests a record vote.

James Vokal Jr. - Board of Educational Lands and Funds

Aye: 8 Avery, Cook, Davis, K. Haar, Kolowski, Scheer, Seiler, Sullivan.
Nay: 0. Absent: 0. Present and not voting: 0.

(Signed) Kate Sullivan, Chairperson

Natural Resources

The Natural Resources Committee desires to report favorably upon the appointment(s) listed below. The Committee suggests the appointments(s) be confirmed by the Legislature and suggests a record vote.

Stephen Lichter - Nebraska Power Review Board

Aye: 6 Brasch, Carlson, Dubas, K. Haar, Johnson, Smith. Nay: 0. Absent: 1 Schilz. Present and not voting: 1 Kolowski.

The Natural Resources Committee desires to report favorably upon the appointment(s) listed below. The Committee suggests the appointments(s) be confirmed by the Legislature and suggests a record vote.

Tim Wistrom - Nebraska Oil and Gas Conservation Commission

Aye: 5 Brasch, Carlson, Dubas, Johnson, Smith. Nay: 1. K. Haar. Absent: 1 Schilz. Present and not voting: 1 Kolowski.

(Signed) Tom Carlson, Chairperson

GENERAL FILE

LEGISLATIVE BILL 363. Committee AM166, found on page 422 and considered on page 502, was renewed.

SPEAKER ADAMS PRESIDING

Senator Larson offered the following amendment to the committee amendment:

AM389

(Amendments to Standing Committee amendments, AM166)

- 1 1. On page 1, line 1, after the second comma insert
- 2 "strike 'six hours' and insert 'hour' and"; and in line 2 after the
- 3 semicolon insert "in lines 12 and 13 strike 'six hours' and insert
- 4 'one hour';".

Pending.

SPEAKER SIGNED

While the Legislature was in session and capable of transacting business, the Speaker signed the following: LR65.

GENERAL FILE

LEGISLATIVE BILL 363. The Larson amendment, AM389, found in this day's Journal, to the committee amendment, was renewed.

SENATOR GLOOR PRESIDING

Senator Larson withdrew his amendment.

Committee AM166, found on page 422 and considered on page 502 and in this day's Journal, was renewed.

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, 1 nay, 10 present and not voting, and 3 excused and not voting.

COMMITTEE REPORT

Natural Resources

LEGISLATIVE BILL 203. Placed on General File with amendment.
AM334

- 1 1. Strike the original sections and insert the following
- 2 new sections:
- 3 Section 1. Section 81-1502, Reissue Revised Statutes of
- 4 Nebraska, is amended to read:
- 5 81-1502 For purposes of the Environmental Protection Act,
- 6 unless the context otherwise requires:
- 7 (1) Air contaminant or air contamination shall mean the
- 8 presence in the outdoor atmosphere of any dust, fume, mist, smoke,
- 9 vapor, gas, other gaseous fluid, or particulate substance differing
- 10 in composition from or exceeding in concentration the natural

11 components of the atmosphere;

12 (2) Air pollution shall mean the presence in the outdoor
13 atmosphere of one or more air contaminants or combinations thereof
14 in such quantities and of such duration as are or may tend to be
15 injurious to human, plant, or animal life, property, or the conduct
16 of business;

17 (3) Chairperson shall mean the chairperson of the
18 Environmental Quality Council and council shall mean the
19 Environmental Quality Council;

20 (4) Complaint shall mean any charge, however informal, to
21 or by the council, that any person or agency, private or public, is
22 polluting the air, land, or water or is violating the Environmental
23 Protection Act or any rule or regulation of the department in
1 respect thereof;

2 (5) Control and controlling shall include prohibition and
3 prohibiting as related to air, land, or water pollution;

4 (6) Department shall mean the Department of Environmental
5 Quality, which department is hereby created;

6 (7) Director shall mean the Director of Environmental
7 Quality, which position is hereby established;

8 (8) Disposal system shall mean a system for disposing
9 of wastes, including hazardous wastes, either by surface or
10 underground methods, and includes sewerage systems and treatment
11 works, disposal wells and fields, and other systems;

12 (9) Emissions shall mean releases or discharges into the
13 outdoor atmosphere of any air contaminant or combination thereof;

14 (10) Person shall mean any: Individual; partnership;
15 limited liability company; association; public or private
16 corporation; trustee; receiver; assignee; agent; municipality or
17 other governmental subdivision; public agency; other legal entity;
18 or any officer or governing or managing body of any public or
19 private corporation, municipality, governmental subdivision, public
20 agency, or other legal entity;

21 (11) Rule or regulation shall mean any rule or regulation
22 of the department;

23 (12) Sewerage system shall mean pipelines, conduits,
24 pumping stations, force mains, and all other constructions,
25 devices, appurtenances, and facilities used for collecting or
26 conducting wastes to an ultimate point for treatment or disposal;

27 (13) Treatment works shall mean any plant or other works
1 used for the purpose of treating, stabilizing, or holding wastes;

2 (14) Wastes shall mean sewage, industrial waste, and
3 all other liquid, gaseous, solid, radioactive, or other substances
4 which may pollute or tend to pollute any air, land, or waters of
5 the state;

6 (15) Refuse shall mean putrescible and nonputrescible
7 solid wastes, except body wastes, and includes garbage, rubbish,
8 ashes, incinerator ash, incinerator residue, street cleanings, and
9 solid market and industrial wastes;

10 (16) Garbage shall mean rejected food wastes, including
11 waste accumulation of animal, fruit, or vegetable matter used or
12 intended for food or that attend the preparation, use, cooking,
13 dealing in, or storing of meat, fish, fowl, fruit, or vegetables,
14 and dead animals rejected by rendering plants;

15 (17) Rubbish shall mean nonputrescible solid wastes,
16 excluding ashes, consisting of both combustible and noncombustible
17 wastes, such as paper, cardboard, tin cans, yard clippings, wood,
18 glass, bedding, crockery, or litter of any kind that will be a
19 detriment to the public health and safety;

20 (18) Junk shall mean old scrap, copper, brass, iron,
21 steel, rope, rags, batteries, paper, trash, rubber debris, waste,
22 dismantled or wrecked automobiles, or parts thereof, and other old
23 or scrap ferrous or nonferrous material;

24 (19) Land pollution shall mean the presence upon or
25 within the land resources of the state of one or more contaminants
26 or combinations of contaminants, including, but not limited to,
27 refuse, garbage, rubbish, or junk, in such quantities and of such
1 quality as will or are likely to (a) create a nuisance, (b) be
2 harmful, detrimental, or injurious to public health, safety, or
3 welfare, (c) be injurious to plant and animal life and property,
4 or (d) be detrimental to the economic and social development, the
5 scenic beauty, or the enjoyment of the natural attractions of the
6 state;

7 (20) Water pollution shall mean the manmade or
8 man-induced alteration of the chemical, physical, biological, or
9 radiological integrity of water;

10 (21) Waters of the state shall mean all waters within the
11 jurisdiction of this state, including all streams, lakes, ponds,
12 impounding reservoirs, marshes, wetlands, watercourses, waterways,
13 wells, springs, irrigation systems, drainage systems, and all other
14 bodies or accumulations of water, surface or underground, natural
15 or artificial, public or private, situated wholly or partly within
16 or bordering upon the state;

17 (22) Point source shall mean any discernible confined
18 and discrete conveyance, including, but not limited to, any pipe,
19 ditch, channel, tunnel, conduit, well, discrete fissure, container,
20 rolling stock, or vessel or other floating craft from which
21 pollutants are or may be discharged;

22 (23) Effluent limitation shall mean any restriction,
23 including a schedule of compliance, established by the council
24 on quantities, rates, and concentrations of chemical, physical,
25 biological, and other constituents which are discharged from point
26 sources into waters of the state;

27 (24) Schedule of compliance shall mean a schedule of
1 remedial measures including an enforceable sequence of actions or
2 operations leading to compliance with an effluent limitation, other
3 limitation, prohibition, or standard;

4 (25) Hazardous waste shall mean a solid waste, or

5 combination of solid wastes, which because of its quantity,
6 concentration, or physical, chemical, or infectious characteristics
7 may (a) cause or significantly contribute to an increase in
8 mortality or an increase in serious irreversible, or incapacitating
9 reversible, illness or (b) pose a substantial present or potential
10 hazard to human or animal health or the environment when improperly
11 treated, stored, transported, disposed of, or otherwise managed;

12 (26) Solid waste shall mean any garbage, refuse, or
13 sludge from a waste treatment plant, water supply treatment plant,
14 or air pollution control facility and other discarded material,
15 including solid, liquid, semisolid, or contained gaseous material
16 resulting from industrial, commercial, and mining operations and
17 from community activities, ~~but solid~~ Solid waste shall not include
18 slag, a product that is a result of the steel manufacturing process
19 and is managed as an item of value in a controlled manner and not
20 as a discarded material; solid or dissolved materials in irrigation
21 return flows or industrial discharges which are point sources
22 subject to permits under section 402 of the Clean Water Act, as
23 amended, 33 U.S.C. 1251 et seq.; or source, special nuclear, or
24 byproduct material as defined by the Atomic Energy Act of 1954, as
25 amended, 68 Stat. 923 42 U.S.C. 2011 et seq.;

26 (27) Storage, when used in connection with hazardous
1 waste, shall mean the containment of hazardous waste, either on a
2 temporary basis or for a period of years, in such manner as not to
3 constitute disposal of such hazardous waste;

4 (28) Manifest shall mean the form used for identifying
5 the quantity, composition, origin, routing, and destination of
6 hazardous waste during its transportation from the point of
7 generation to the point of disposal, treatment, or storage;

8 (29) Processing shall mean to treat, detoxify,
9 neutralize, incinerate, biodegrade, or otherwise process a
10 hazardous waste to remove such waste's harmful properties or
11 characteristics for disposal in accordance with regulations
12 established by the council;

13 (30) Well shall mean a bored, drilled, or driven shaft or
14 a dug hole, the depth of which is greater than the largest surface
15 dimension of such shaft or hole;

16 (31) Injection well shall mean a well into which fluids
17 are injected;

18 (32) Fluid shall mean a material or substance which flows
19 or moves whether in a semisolid, liquid, sludge, gas, or other form
20 or state;

21 (33) Mineral production well shall mean a well drilled
22 to promote extraction of mineral resources or energy, including,
23 but not limited to, a well designed for (a) mining of sulfur by
24 the Frasch process, (b) solution mining of sodium chloride, potash,
25 phosphate, copper, uranium, or any other mineral which can be mined
26 by this process, (c) in situ combustion of coal, tar sands, oil
shale, or any other fossil fuel, or (d) recovery of geothermal

- 27 energy for the production of electric power. Mineral production
 1 well shall not include any well designed for conventional oil or
 2 gas production, for use of fluids to promote enhanced recovery of
 3 oil or natural gas, or for injection of hydrocarbons for storage
 4 purposes;
 5 (34) Mineral exploration hole shall mean a hole bored,
 6 drilled, driven, or dug in the act of exploring for a mineral other
 7 than oil and gas;
 8 (35) Solution mining shall mean the use of an injection
 9 well and fluids to promote the extraction of mineral resources;
 10 (36) Uranium shall mean tri-uranium oct-oxide;
 11 (37) Solid waste management facility shall mean a
 12 facility as defined in section 13-2010; and
 13 (38) Livestock waste control facility shall have the same
 14 meaning as in section 54-2417.
 15 Sec. 2. Original section 81-1502, Reissue Revised
 16 Statutes of Nebraska, is repealed.

(Signed) Tom Carlson, Chairperson

COMMITTEE REPORTS

Nebraska Retirement Systems

The Nebraska Retirement Systems Committee desires to report favorably upon the appointment(s) listed below. The Committee suggests the appointments(s) be confirmed by the Legislature and suggests a record vote.

John Conley - Nebraska Investment Council

Aye: 6 Conrad, Davis, Karpisek, Kolowski, Mello, Nordquist. Nay: 0.
 Absent: 0. Present and not voting: 0.

The Nebraska Retirement Systems Committee desires to report favorably upon the appointment(s) listed below. The Committee suggests the appointments(s) be confirmed by the Legislature and suggests a record vote.

Darrell E. Fisher - Public Employees Retirement Board
 Elaine Stuhr - Public Employees Retirement Board

Aye: 6 Conrad, Davis, Karpisek, Kolowski, Mello, Nordquist. Nay: 0.
 Absent: 0. Present and not voting: 0.

(Signed) Jeremy Nordquist, Chairperson

NOTICE OF COMMITTEE HEARINGS

Appropriations

Room 1524

Monday, March 18, 2013 1:30 p.m.

LB334

LB400

Agency 48 - Coordinating Commission for Postsecondary Education

Agency 50 - Nebraska State College System

Agency 83 - Community College Aid

Tuesday, March 19, 2013 1:30 p.m.

LB114

LB184

Agency 47 - Educational Telecommunications Commission, Nebraska

Agency 51 - University of Nebraska System

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

Agency 24 - Motor Vehicles, Department of

Agency 40 - Motor Vehicle Licensing Board, Nebraska

Agency 17 - Aeronautics, Department of

Agency 27 - Roads, Department of

(Signed) Heath Mello, Chairperson

ANNOUNCEMENT

Senator McCoy designates LB613 as his priority bill.

REFERENCE COMMITTEE REPORT

The Legislative Council Executive Board submits the following report:

Brummer, Michael - Commission for the Deaf and Hard of Hearing - Health and Human Services

Propp, Margaret - Commission for the Deaf and Hard of Hearing - Health and Human Services

(Signed) John Wightman, Chairperson
Executive Board

RESOLUTION

LEGISLATIVE RESOLUTION 73. Introduced by Crawford, 45; Kintner, 2, Mello, 5; Murante, 49; Nordquist, 7; Price, 3; Smith, 14.

WHEREAS, the Omaha Gross Catholic High School football team won the 2012 Class B State Football Championship; and

WHEREAS, Omaha Gross Catholic defeated Norris High School 14-7 in a hard-fought championship game; and

WHEREAS, head coach Tim Johnk has served as a mentor and leader for all of the members of the 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 THIRD LEGISLATURE OF NEBRASKA, FIRST SESSION:

1. That the Legislature congratulates the Omaha Gross Catholic High School football team on winning the 2012 Class B State Football Championship.

2. That the Legislature congratulates head coach Tim Johnk for his efforts in teaching, coaching, and providing guidance to the members of the team.

3. That a copy of this resolution be sent to the Omaha Gross Catholic High School football team and the team's head coach, Tim Johnk.

Laid over.

COMMITTEE REPORT

Enrollment and Review

LEGISLATIVE BILL 211A. Placed on Select File.

(Signed) John Murante, Chairperson

COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 24. Placed on Final Reading.

LEGISLATIVE BILL 28. Placed on Final Reading.

LEGISLATIVE BILL 29. Placed on Final Reading.

LEGISLATIVE BILL 32. Placed on Final Reading.

LEGISLATIVE BILL 36. Placed on Final Reading.

LEGISLATIVE BILL 40. Placed on Final Reading.

LEGISLATIVE BILL 67. Placed on Final Reading.

LEGISLATIVE BILL 78. Placed on Final Reading.

ST7

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

1. In the E and R amendments, ER12, on page 1, line 9, "the" has been inserted after "eliminate"; and in line 19 a period has been inserted after "2012".

LEGISLATIVE BILL 135. Placed on Final Reading.

LEGISLATIVE BILL 137. Placed on Final Reading.

LEGISLATIVE BILL 147. Placed on Final Reading.

ST5

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

1. In the Gloor amendment, AM161, on page 5, line 2, "(g)" has been struck, shown as stricken, and "(f)" inserted.

2. On page 1, the matter beginning with "adopt" in line 1 through line 4 has been struck and "amend sections 44-7306, 44-7308, 44-7310, and 44-7311, Reissue Revised Statutes of Nebraska; to adopt the Health Carrier External Review Act; to eliminate certain grievance review provisions; to harmonize provisions; to repeal the original sections; and to outright repeal section 44-7309, Reissue Revised Statutes of Nebraska." inserted.

3. On page 30, the matter beginning with "Utilization" in line 11 through "Procedure" in line 12 has been struck and "Health Carrier Grievance Procedure Act or the Utilization Review" inserted.

4. On page 47, line 17, an underscored comma has been inserted after "section".

LEGISLATIVE BILL 164. Placed on Final Reading.

LEGISLATIVE BILL 207. Placed on Final Reading.

LEGISLATIVE BILL 207A. Placed on Final Reading.

LEGISLATIVE BILL 209. Placed on Final Reading.

LEGISLATIVE BILL 210. Placed on Final Reading.

LEGISLATIVE BILL 213. Placed on Final Reading.

ST4

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

1. On page 1, line 2, "8-101.01," has been struck; in line 9 "and" has been inserted after the last comma; and in lines 10 and 11 ", and bank membership in a limited liability company" has been struck.

2. On page 15, line 16, "of" has been inserted after "made".

LEGISLATIVE BILL 214. Placed on Final Reading.

LEGISLATIVE BILL 250. Placed on Final Reading.

LEGISLATIVE BILL 336. Placed on Final Reading.

(Signed) John Murante, Chairperson

MOTION - Print in Journal

Senator McCoy filed the following motion to LB590:
 MO14
 Indefinitely postpone.

AMENDMENTS - Print in Journal

Senator McCoy filed the following amendments to LB590:
 AM384

- 1 1. Insert the following new section:
- 2 Sec. 6. This act shall become law when reenacted by the
- 3 Legislature after a constitutional amendment authorizing historic
- 4 horseracing is approved at a statewide primary or general election.
- 5 2. Renumber the remaining sections accordingly.

AM374

- 1 1. On page 4, line 12, strike "enough" and insert "the
- 2 entire length".

AM383

- 1 1. On page 4, line 15, after "horserace" insert "and
- 2 shall require that each machine used for parimutuel wagering on
- 3 historic horseraces displays only one horserace at a time".

AM382

- 1 1. On page 4, line 15, after "horserace" insert "and
- 2 shall require that there is at least twenty minutes between the end
- 3 of the display of one historic horserace and the beginning of the
- 4 display of the next historic horserace".

AM372

- 1 1. On page 3, strike beginning with "(a)" in line 16
- 2 through "(b)" in line 18; and strike beginning with "(i)" in line
- 3 20 through line 25 and insert "a five hundred percent increase in
- 4 the number of days of live horseraces compared to the number of
- 5 days of live horseraces on the date of the original order of the
- 6 commission permitting the use".
- 7 2. On page 4, strike lines 1 through 4.

AM371

- 1 1. On page 3, line 11, strike "one year after" and insert
- 2 "on".

AM373

- 1 1. On page 4, line 7, strike "a form of horserace that"
- 2 and insert "an electronic gaming device that displays a horserace
- 3 and".

AM375

- 1 1. On page 4, line 8, after "held" insert "and in which
- 2 all horses that participated are dead at the time the wager is
- 3 placed".

AM376

- 1 1. On page 4, line 17, strike "initial, one-time" and
- 2 insert "annual"; and in line 18 strike "one" and insert "ten".

AM377

- 1 1. On page 5, line 2, strike "one" and insert "ten".

AM378

- 1 1. On page 5, line 4, strike "one and one-half" and
- 2 insert "fifteen".

AM379

- 1 1. On page 5, line 6, strike "two" and insert "twenty".

AM380

- 1 1. On page 5, line 10, strike "one-tenth of one" and
- 2 insert "ten".

AM381

- 1 1. On page 5, line 15, strike "five-hundredths of one"
- 2 and insert "five".

UNANIMOUS CONSENT - Add Cointroducers

Senator Dubas asked unanimous consent to add her name as cointroducer to LB634 and LR40. No objections. So ordered.

Senator Bolz asked unanimous consent to add her name as cointroducer to LB241, LB323, and LB620. No objections. So ordered.

VISITOR

Visitor to the Chamber was Senator Krist's daughter, Courtney, from Omaha.

ADJOURNMENT

At 12:11 a.m., on a motion by Speaker Adams, the Legislature adjourned until 9:00 a.m., Tuesday, February 26, 2013.

Patrick J. O'Donnell
Clerk of the Legislature

