

FIFTH DAY - JANUARY 15, 2013**LEGISLATIVE JOURNAL****ONE HUNDRED THIRD LEGISLATURE
FIRST SESSION****FIFTH DAY**

Legislative Chamber, Lincoln, Nebraska
Tuesday, January 15, 2013

PRAYER

The prayer was offered by Reverend Ryan Lewis, St. Thomas More Church, Omaha.

ROLL CALL

Pursuant to adjournment, the Legislature met at 9:45 a.m., President Sheehy presiding.

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

CORRECTIONS FOR THE JOURNAL

The Journal for the fourth day was approved.

REFERENCE COMMITTEE REPORT

The Legislative Council Executive Board submits the following report:

LB/LR	Committee
LB115	Judiciary
LB116	Education
LB117	Transportation and Telecommunications
LB118	Transportation and Telecommunications
LB119	Appropriations
LB120	Judiciary
LB121	Education
LB122	Appropriations
LB123	Judiciary
LB124	Judiciary
LB125	Government, Military and Veterans Affairs
LB126	Judiciary
LB127	Government, Military and Veterans Affairs
LB128	Judiciary
LB129	Education

LB130	Appropriations
LB131	Education
LB132	Health and Human Services
LB133	Banking, Commerce and Insurance
LB134	Judiciary
LB135	Education
LB136	Judiciary
LB137	Government, Military and Veterans Affairs
LB138	Nebraska Retirement Systems
LB139	Health and Human Services
LB140	Government, Military and Veterans Affairs
LB141	Business and Labor
LB142	Judiciary
LB143	Education
LB144	Government, Military and Veterans Affairs
LB145	Revenue
LB146	Banking, Commerce and Insurance
LB147	Banking, Commerce and Insurance
LB148	Judiciary
LB149	Executive Board
LB150	Revenue
LB151	Judiciary
LB152	Judiciary
LB153	Revenue
LB154	Transportation and Telecommunications
LB155	Banking, Commerce and Insurance
LR12CA	Government, Military and Veterans Affairs

(Signed) John Wightman, Chairperson
Executive Board

ANNOUNCEMENTS

The Agriculture Committee elected Senator Wallman as Vice Chairperson.

The Health and Human Services Committee elected Senator Krist as Vice Chairperson.

The Business and Labor Committee elected Senator B. Harr as Vice Chairperson.

The Banking, Commerce and Insurance Committee elected Senator Christensen as Vice Chairperson.

The Revenue Committee elected Senator Schumacher as Vice Chairperson.

The General Affairs Committee elected Senator Coash as Vice Chairperson.

NOTICE OF COMMITTEE HEARINGS
Transportation and Telecommunications

Room 1113

Tuesday, January 22, 2013 1:30 p.m.

LB30
LB31
LB35

(Signed) Annette Dubas, Chairperson

Banking, Commerce and Insurance

Room 1507

Tuesday, January 22, 2013 1:30 p.m.

LB72
LB100
LB146
LB155

(Signed) Mike Gloor, Chairperson

Judiciary

Room 1113

Wednesday, January 23, 2013 1:30 p.m.

LB128
LB148
LB50
LB142
LB99

Thursday, January 24, 2013 1:30 p.m.

LB3
LB12
LB37
LB45
LB51

(Signed) Brad Ashford, Chairperson

MESSAGE FROM THE GOVERNOR

January 11, 2013

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

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

Contingent upon your approval, the following individual is being appointed as the Director of the Department of Motor Vehicles:

Rhonda Lahm, 20216 North Shore Drive, Eagle, NE 68347

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 - Escort Governor

Senator Nelson moved that a committee of five be appointed to escort the Governor of the State of Nebraska to the Legislative Chamber to deliver his State of the State Address.

The motion prevailed.

The Chair appointed Senators Harms, McGill, Nordquist, Schilz, and Sullivan to serve on said committee.

STATE OF THE STATE ADDRESS

"Today, we are operating in a technology-driven, global free market economy. Our current tax system needs to be modernized and transformed. It's been nearly 5 decades since Nebraska has had a serious debate about our overall tax system. Life has changed drastically since the 1960s, when we were operating in a completely different economic environment."

Mr. President, Mr. Speaker, Members of the Legislature, Tribal Chairmen, Distinguished Guests, Friends and Fellow Nebraskans:

I am excited to be here today at the beginning of the 2013 legislative session as we take this opportunity to continue moving Nebraska forward. Since

2005, the Nebraska Legislature and I have worked together to make a positive difference for Nebraskans. You and I have positioned Nebraska as a state that is making significant progress. This is a great state and it starts with our citizens. Nebraskans are hard-working, practical, responsible, and innovative.

As Nebraskans, we bring a sense of quiet pride to everything we do. We respect each other and we want our children to have an even better Nebraska in the future. Nebraska is a special place and our job is to ensure that Nebraska is prosperous today and in the future.

We are on the right path and that path starts with a quality education. Education is the great equalizer and education is one of our state's top priorities. We invest in education because we know how important it is. Your new Speaker, Senator Greg Adams, has been part of our P-16 Initiative to strengthen academic achievement for all students in Nebraska.

In 2008, I signed into law the Legislature's LB 1157 that provides for statewide assessments in reading, writing, math and science. Thanks to that legislation and our partnership with Commissioner Breed and the State Board of Education, more than ever before the focus of our school districts is now on academic achievement. We can be very proud that Nebraska's high school graduation rate is 86 percent - the 4th best in America. We have good schools, and they want to be even better in the future.

My proposed budget continues to make K-12 education a priority by increasing state aid to education from \$852 million to \$895 million in fiscal year 2014 and to \$939 million in fiscal year 2015. Additionally, I am proposing a 5 percent increase in special education funding in each of the next two years.

Our students of today are the leaders of tomorrow, and it is critical to our future that they have affordable access to a quality higher education. Last week, University of Nebraska President J.B. Milliken, Nebraska State College Chancellor Stan Carpenter and I announced that the University of Nebraska and Nebraska's State Colleges are prepared to implement a two-year tuition freeze for Nebraska students if you adopt my proposed budget. My recommendation provides the necessary state funding to achieve this two-year tuition freeze for UNL, UNK, UNO, UNMC, Chadron State, Wayne State and Peru State. This is very good news for Nebraska families who are working very hard to ensure that their sons and daughters can afford to go to college. Community colleges are an important component of our education system, as well. I am proposing a similar increase in community college funding for each of the next two years so that each of our six community colleges can also consider adopting a two year tuition freeze.

But, educating the students of today for the jobs of tomorrow is only half of our formula for continued success. In order for Nebraska to continue to grow, we must create jobs that will retain our best and brightest, and

welcome future Nebraskans to our state. Working together with the Legislature in my first year as Governor, we passed the Nebraska Advantage and it has been incredibly successful.

Agriculture is an important part of our economy and agriculture remains relatively strong in Nebraska. We're second in cattle on feed, third in corn production, sixth in soybean production and the second leading ethanol producer. However, our farmers and ranchers have also faced the challenge of the drought this past year, and they have managed their operations with efficiency and flexibility. Water resources will continue to be a challenge for agriculture, businesses and communities due to the continued drought.

Exports are important to Nebraska, and last summer I led a trade mission to China. We continue to expand and strengthen our relationship with China, just like we have done with Canada, Mexico, Japan and many other countries. During the past few years, Nebraska exports to China have grown rapidly and China is now Nebraska's fourth largest trading partner. The Nebraska-China relationship is just beginning and I am confident this will be a growing and improving relationship for many years to come.

As we continue to make state government more efficient and more accessible to our citizens, I want to recognize our technology professionals throughout state government for what they do. From online motor vehicle registration renewals to our 511 system that provides immediate and accurate information about current road conditions, our goal is to provide more and better technology in the future.

I am also very pleased to share with you our efforts to have state workers make wellness a part of their everyday lives. We offer an innovative wellness program and a health insurance package designed around wellness. In 2012, the State of Nebraska wellness program became the first and only state program to earn the coveted C. Everett Koop National Health Award. To receive this prestigious award, you have to demonstrate health improvements and cost savings. This award reflects how hard state employees have worked to improve their health.

After just three years, the State of Nebraska has seen a \$4.2 million reduction in claims, strong participation rates and high satisfaction among employees. Our focus on wellness is resulting in a healthier work force and our insurance premium increases are significantly lower than the national average.

At the federal level, health care policy is a different story. In the next two year budget cycle, the State of Nebraska and every state in America is required by law to implement President Obama's new federal health care law. The financial impact is enormous.

It will cost more than \$170 million in federal and state funds over the next eight years to implement just the technology and administration required by

the new federal health care law. And even more significant: it will cost the State of Nebraska \$72 million in new general funds in this budget for the growth of the current Medicaid program as a result of the new federal health care law. That's \$72 million in new general fund spending for President Obama's new federal health care law – money that should be going to state aid to education or higher education.

I am also very concerned about federal economic policy and its impact on Nebraska. Unlike the federal government, we don't spend money we don't have. We balance our budget in state government and our family budgets by controlling spending, not by raising taxes. Nebraskans are very careful and conservative in how they spend their money.

This conservative approach has led to positive national recognition. Lending Tree said Nebraskans have the lowest average monthly mortgage payment of any state in America. 24/7 Wall Street named Nebraska the third best run state in America. Gallup has recognized Nebraska as the fourth best state to live in.

Nebraska has good schools, affordable homes, a strong work ethic and a low unemployment rate, but taxes are too high in Nebraska. High taxes impede economic growth. High taxes aren't attractive for entrepreneurial growth and high paying jobs.

The Small Business and Entrepreneurship Council states in their 2012 U.S. Business Policy Index that "A high personal income tax rate raises the costs of working, saving, investing, and risk taking...the personal income tax influences businesses far more than generally assumed because more than 92 percent of businesses file taxes as individuals and therefore pay personal income taxes rather than corporate income taxes." This same report states that Nebraska's top personal income tax rate is the 35th highest in America and higher than every one of our neighboring states.

Additionally, 23 states exempt a portion of or all retired military pay, but Nebraska does not. Forty-three states exempt a portion of or all social security income from taxation, but Nebraska does not. Forty-two states don't have an inheritance tax, but Nebraska does. According to the Tax Foundation, Nebraska's Business Tax Climate is 31st out of fifty states. That's mediocre at best. We are not even in the top half of all states. Missouri is 16th. Colorado is 18th. Kansas is 26th. Wyoming and South Dakota are one and two. Only Iowa ranks lower at 42nd.

While rankings are important, this is really about the next generation of Nebraska's leaders – our sons and daughters, and our grandchildren. How many of you have sons and daughters, grandchildren, brothers and sisters and other family members who no longer live in Nebraska because they couldn't find a job here or they couldn't find the right career here in Nebraska? Every family in Nebraska knows exactly what I am talking about.

The question is – are we willing to do something about it? Are we going to be satisfied with a mediocre tax system that won't create the jobs of the future for our sons and daughters? Or, are we willing to consider reforming the tax code so that we have a modern, simpler and fairer tax code? Are we willing to consider a bold, innovative and strategic tax reform plan that would create a top ten business tax climate in Nebraska?

I am. I believe you are, too. And Nebraskans know we can do better than a mediocre tax system.

So, what can we do? The State of Nebraska's sales and income tax system generates approximately \$4 billion in revenue. The income tax system raises nearly \$2.4 billion. The remainder comes from sales tax revenue.

But, did you know that the State of Nebraska provides \$5 billion in sales tax exemptions? Nebraska exempts more than we collect. Is that fair to our small businesses and working Nebraskans?

Imagine if we eliminated just half of the current exemptions. What would that mean for our citizens?

Nebraska wouldn't need to have an individual income tax or a corporate income tax.

Without the individual income tax and the corporate income tax, there would be no income tax on working Nebraskans. Social security and military retirement income would no longer be taxed. There would be no tax on small businesses.

In recent months, I have asked business leaders if they would give up their sales tax exemptions if we could eliminate the individual income tax and the corporate income tax or at least lower the individual and corporate tax rates. You may be surprised, but many are willing to have that discussion. They want simplicity and fairness. They want a modern tax code that rewards productivity, profits and job creation rather than having their lawyers and accountants spending time mining the tax code for exemptions.

Our tax system shouldn't favor one industry over another. Change is not easy, especially when it involves taxes, but this is the discussion that our state needs to have.

The world has changed and our current tax system needs to be modernized and transformed. It's been nearly 5 decades since Nebraska had a serious debate about our overall tax system.

Life has changed drastically since the 1960s. We were operating in a completely different economic environment then. The average cost of a new home was \$24,000. A first-class stamp was 5 cents and gas was 33 cents a gallon. In the 1960s, Americans didn't even have personal computers in

their homes.

Today, we live in an electronic age. Today, we are educating our children for jobs that have not yet been created, using technologies that have not yet been invented. Today, we are operating in a technology-driven, global free market economy, and we need a modern tax system.

Our tax reform proposal is revenue neutral and budget neutral. I know there are organizations that want to tax more services with the overall goal of growing government. These organizations want to spend more tax dollars on more government programs. That is not what most Nebraskans want and that is not what our plan is about.

Our goal is a better business tax climate that will create more high-paying jobs and more rewarding careers for our sons and daughters. We need a tax climate that rewards middle class families for their hard work. In the next few days, I will have legislation introduced that provides alternative options for eliminating many business sales tax exemptions that could lead to the elimination of the individual income tax and the corporate income tax or at least lowering Nebraska's individual and corporate tax rates.

This will provide a starting point for our discussion. I want to emphasize one point – our proposal will not tax food. This tax debate will be challenging, but it is necessary.

Nebraskans have strong opinions, and we are able to disagree on policy in an agreeable and respectful manner. I welcome and look forward to your input. I am prepared to work with you and all Nebraskans, because together we can develop a better tax system for Nebraska.

By adopting a modern, simpler and fairer tax code, we have the opportunity to make Nebraska a top ten business tax climate state so that our sons and daughters, and new citizens, can find jobs and careers right here in Nebraska. Our young people will stay here because they will have good jobs and they will have good careers. Seniors and retirees will stay because Nebraska will no longer tax their Social Security and retirement income. Our entrepreneurs will grow their businesses in Nebraska, because they will no longer face the burden of Nebraska being the 35th highest taxed state on small businesses.

The choice is ours. This is about Nebraska's future. Nebraskans care about this special place we call home. We want Nebraska to be an even better place to live, to work and to raise a family in the future. Let's begin this statewide conversation, and together we will find a Nebraska common sense solution.

Thank you.

The committee escorted Governor Dave Heineman from the Chamber.

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 194. Introduced by Speaker Adams, 24; at the request of the Governor.

A BILL FOR AN ACT relating to appropriations; to amend Laws 2011, LB374, sections 11, 12, 13, 14, 15, 17, 18, 19, 20, 21, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 38, 39, 41, 42, 43, 44, 48, 49, 50, 51, 52, 55, 56, 58, 59, 61, 62, 63, 64, 65, 67, 68, 70, 71, 73, 75, 76, 77, 78, 79, 80, 83, 84, 86, 87, 92, 113, 118, 119, 120, 121, 122, 123, 130, 131, 132, 133, 134, 136, 138, 139, 140, 141, 142, 144, 145, 146, 149, 151, 152, 153, 154, 155, 156, 157, 161, 162, 163, 164, 165, 171, 172, 173, 174, 175, 177, 180, 182, 184, 185, 186, 187, 189, 190, 191, 192, 193, 194, 195, 196, 197, 198, 199, 204, 205, 206, 209, 211, 212, 213, 216, 217, 219, 225, 226, 227, 229, 230, 232, 233, 234, 236, 237, 239, 241, 242, 244, 247, 250, 251, 253, 255, and 256; Laws 2011, LB376, sections 5, 6, 8, 9, 10, 11, 12, 13, 14, 15, 16, and 17; Laws 2011, LB390, sections 32 and 34; Laws 2012, LB751A, section 1; Laws 2012, LB968, sections 37, 38, 39, 40, 43, 45, 47, 49, 50, 52, 54, 56, 59, 60, 67, and 70; Laws 2012, LB985A, section 4; Laws 2012, LB1053A, section 3; and section 90-536, Revised Statutes Cumulative Supplement, 2012; to define terms; to provide, change, and eliminate provisions relating to appropriations; to reduce appropriations; to state intent; to repeal the original sections; and to declare an emergency.

LEGISLATIVE BILL 195. Introduced by Speaker Adams, 24; at the request of the Governor.

A BILL FOR AN ACT relating to appropriations; to state intent; to define terms; to make appropriations for the expenses of Nebraska State Government for the biennium ending June 30, 2015; to transfer funds; to provide duties; to provide an operative date; and to declare an emergency.

LEGISLATIVE BILL 196. Introduced by Speaker Adams, 24; at the request of the Governor.

A BILL FOR AN ACT relating to appropriations; to appropriate funds for the payment of salaries of members of the Nebraska Legislature and payments to be made as provided by Chapter 68, article 6, for FY2013-14 and FY2014-15; to provide an operative date; and to declare an emergency.

LEGISLATIVE BILL 197. Introduced by Speaker Adams, 24; at the request of the Governor.

A BILL FOR AN ACT relating to appropriations; to appropriate funds for the payment of the salaries and benefits of certain state officers for FY2013-14 and FY2014-15; to define terms; to provide an operative date; and to declare an emergency.

LEGISLATIVE BILL 198. Introduced by Speaker Adams, 24; at the request of the Governor.

A BILL FOR AN ACT relating to appropriations; to define terms; to appropriate funds for capital construction and property acquisition as prescribed; to state intent; to require program statements; to provide an operative date; and to declare an emergency.

LEGISLATIVE BILL 199. Introduced by Speaker Adams, 24; at the request of the Governor.

A BILL FOR AN ACT relating to state government; to amend sections 32-1610, 53-117.03, 53-117.06, 81-2004.02, 81-2004.05, and 81-2004.08, Reissue Revised Statutes of Nebraska, and section 72-815, Revised Statutes Cumulative Supplement, 2012; to provide fund transfers; to create funds; to change and provide uses of funds; to authorize sale of land; to harmonize provisions; to repeal the original sections; and to declare an emergency.

LEGISLATIVE BILL 200. Introduced by Speaker Adams, 24; at the request of the Governor.

A BILL FOR AN ACT relating to the Cash Reserve Fund; to amend section 84-612, Revised Statutes Cumulative Supplement, 2012; to provide for fund transfers; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 201. Introduced by K. Haar, 21.

A BILL FOR AN ACT relating to educational entities; to amend sections 79-526 and 79-1201, Reissue Revised Statutes of Nebraska; to authorize emergency expenditures as prescribed; to harmonize provisions; and to repeal the original sections.

LEGISLATIVE BILL 202. Introduced by Coash, 27.

A BILL FOR AN ACT relating to the Nebraska State Patrol; to amend sections 29-4106.01 and 81-2004.02, Reissue Revised Statutes of Nebraska, and section 29-4107, Revised Statutes Cumulative Supplement, 2012; to change provisions relating to DNA collection; to create a fund; to provide duties for the Superintendent of Law Enforcement and Public Safety; to harmonize provisions; and to repeal the original sections.

LEGISLATIVE BILL 203. Introduced by Scheer, 19; Brasch, 16; Kolowski, 31; Smith, 14.

A BILL FOR AN ACT relating to the Environmental Protection Act; to amend section 81-1502, Reissue Revised Statutes of Nebraska; to define and redefine terms relating to solid waste; and to repeal the original section.

LEGISLATIVE BILL 204. Introduced by Larson, 40.

A BILL FOR AN ACT relating to crimes and offenses; to amend section 54-908, Reissue Revised Statutes of Nebraska, and sections 28-101 and 28-1017, Revised Statutes Cumulative Supplement, 2012; to change provisions relating to the reporting of cruelty to animals; to change penalties; to create the offense of damaging or interfering with the operations of an animal facility; to define terms; to provide penalties; to harmonize provisions; and to repeal the original sections.

LEGISLATIVE BILL 205. Introduced by Schumacher, 22.

A BILL FOR AN ACT relating to the Securities Act of Nebraska; to amend section 8-1123, Reissue Revised Statutes of Nebraska; to change provisions relating to application of the act; to provide for certain disclosures; to harmonize provisions; and to repeal the original section.

LEGISLATIVE BILL 206. Introduced by Schumacher, 22.

A BILL FOR AN ACT relating to elections; to amend sections 32-103, 32-202, 32-813, 32-916, 32-936, 32-949, 32-950, 32-953, 32-954, 32-957, 32-1006, 32-1027, and 32-1030, Reissue Revised Statutes of Nebraska, and sections 32-101, 32-809, 32-816, 32-915, 32-947, and 32-1002, Revised Statutes Cumulative Supplement, 2012; to require secret-ballot envelopes for certain ballots; to change provisions relating to voting and counting votes; to harmonize provisions; to provide an operative date; and to repeal the original sections.

LEGISLATIVE BILL 207. Introduced by McCoy, 39.

A BILL FOR AN ACT relating to motor vehicle registration; to amend section 60-1515, Reissue Revised Statutes of Nebraska, and sections 60-386, 60-3,141, 60-3,156, 60-3,186, and 60-3,190, Revised Statutes Cumulative Supplement, 2012; to transfer powers and duties from county treasurers to the Department of Motor Vehicles; to change the distribution of certain motor vehicle registration fees; to provide for postage and handling fees as prescribed; to harmonize provisions; to provide an operative date; and to repeal the original sections.

LEGISLATIVE BILL 208. Introduced by B. Harr, 8.

A BILL FOR AN ACT relating to metropolitan utilities districts; to amend sections 14-2109, 14-2110, and 14-2126, Reissue Revised Statutes of Nebraska; to change provisions relating to the board of directors, employees, and hydrants; and to repeal the original sections.

LEGISLATIVE BILL 209. Introduced by B. Harr, 8.

A BILL FOR AN ACT relating to trade names; to amend sections 87-214

and 87-219, Revised Statutes Cumulative Supplement, 2012; to change provisions relating to publication; to harmonize provisions; and to repeal the original sections.

SPEAKER ADAMS PRESIDING

LEGISLATIVE BILL 210. Introduced by B. Harr, 8.

A BILL FOR AN ACT relating to secured transactions; to amend sections 9-101 and 9-510, Uniform Commercial Code, Reissue Revised Statutes of Nebraska, and section 1-101, Uniform Commercial Code, Revised Statutes Cumulative Supplement, 2012; to provide remedies and procedures regarding unauthorized financing statement filings; to harmonize provisions; and to repeal the original sections.

LEGISLATIVE BILL 211. Introduced by Adams, 24.

A BILL FOR AN ACT relating to community colleges; to amend sections 85-1502 and 85-1539, Revised Statutes Cumulative Supplement, 2012; to change and eliminate provisions relating to statewide coordination of boards; to provide a duty relating to membership on a committee as prescribed; and to repeal the original sections.

LEGISLATIVE BILL 212. Introduced by Karpisek, 32.

A BILL FOR AN ACT relating to the Parenting Act; to amend section 43-2929, Revised Statutes Cumulative Supplement, 2012; to provide a presumption for court-created parenting plans; and to repeal the original section.

LEGISLATIVE BILL 213. Introduced by Gloor, 35.

A BILL FOR AN ACT relating to financial institutions; to amend sections 8-101.01, 8-103, 8-108, 8-135, 8-167.01, 8-1,140, 8-204, 8-213, 8-355, 8-702, 8-705, 8-706, 8-915, and 21-17,115, Reissue Revised Statutes of Nebraska; to change provisions relating to financial interests of the Director of Banking and Finance and borrowing restrictions on employees of the Department of Banking and Finance; to change provisions relating to Director of Banking and Finance powers, electronic fund transfers, bank publication requirements, and bank membership in a limited liability company; to change provisions relating to trust companies; to revise powers of state-chartered banks, building and loan associations, and credit unions; to eliminate obsolete provisions; to harmonize provisions; to repeal the original sections; and to declare an emergency.

LEGISLATIVE BILL 214. Introduced by Gloor, 35.

A BILL FOR AN ACT relating to consumer protection; to amend sections 8-1101, 8-1104, 8-1108, 8-1108.02, 8-1109, 8-1111, 8-1114, 8-1120, and

59-1722, Reissue Revised Statutes of Nebraska, and sections 58-703 and 58-711, Revised Statutes Cumulative Supplement, 2012; to change provisions relating to the Securities Act of Nebraska and the administration of the act and to eliminate registration by notification provisions; to correct a reference in the Seller-Assisted Marketing Plan Act; to harmonize provisions; to repeal the original sections; and to outright repeal section 8-1105, Reissue Revised Statutes of Nebraska.

LEGISLATIVE BILL 215. Introduced by Schilz, 47.

A BILL FOR AN ACT relating to the Nebraska Visitors Development Act; to amend section 81-3717, Revised Statutes Cumulative Supplement, 2012; to change provisions relating to use of the County Visitors Promotion Fund; and to repeal the original section.

LEGISLATIVE BILL 216. Introduced by McGill, 26; Dubas, 34.

A BILL FOR AN ACT relating to state wards; to amend sections 43-285, 43-905, 43-1311.03, and 71-1902, Revised Statutes Cumulative Supplement, 2012; to adopt the Young Adult Voluntary Services and Support Act; to harmonize provisions; to provide severability; to repeal the original sections; and to declare an emergency.

LEGISLATIVE BILL 217. Introduced by Avery, 28.

A BILL FOR AN ACT relating to constitutional officers; to amend sections 75-104, 84-101.01, 84-201.01, and 84-721, Reissue Revised Statutes of Nebraska; to increase salaries as prescribed; and to repeal the original sections.

LEGISLATIVE BILL 218. Introduced by Avery, 28.

A BILL FOR AN ACT relating to insurance; to require coverage for amino acid-based formulas as prescribed.

LEGISLATIVE BILL 219. Introduced by Avery, 28.

A BILL FOR AN ACT relating to elections; to amend section 32-616, Revised Statutes Cumulative Supplement, 2012; to change eligibility provisions for petitions for placement on the general election ballot; and to repeal the original section.

LEGISLATIVE BILL 220. Introduced by Avery, 28.

A BILL FOR AN ACT relating to the Medical Assistance Act; to amend sections 68-901 and 68-915, Revised Statutes Cumulative Supplement, 2012; to state intent; to change provisions and provide duties for the Department of Health and Human Services relating to redeterminations of children's eligibility; to harmonize provisions; and to repeal the original

sections.

LEGISLATIVE BILL 221. Introduced by Karpisek, 32.

A BILL FOR AN ACT relating to the Dentistry Practice Act; to amend section 38-1130, Reissue Revised Statutes of Nebraska; to change functions authorized and authorization requirements for licensed dental hygienists; and to repeal the original section.

LEGISLATIVE BILL 222. Introduced by McCoy, 39.

A BILL FOR AN ACT relating to state government; to amend sections 2-3962, 2-3965, 13-1205, 13-2114, 43-3342.05, 48-166, 77-709, 77-4601, and 89-186, Reissue Revised Statutes of Nebraska, and sections 37-1406, 43-296, 43-405, 43-517, 43-534, 43-1303, 43-4331, 43-4406, 43-4407, 43-4408, 50-405, 50-424, 50-1205, 66-1336, 68-1207.01, 68-1735.02, 68-2004, 71-825, 71-1904, 71-2518, 71-51,103, 71-5206.01, 79-318, 79-10,142, 79-1905, 81-1360, 81-1430, 81-1845, 81-2213, 81-3133, 83-924, 84-901.01, 84-907.06, 84-910, and 84-1219, Revised Statutes Cumulative Supplement, 2012; to require that reports and other information submitted to the Legislature, the Clerk of the Legislature, the Executive Board of the Legislative Council, and committees of the Legislature be submitted electronically; to change and eliminate certain reporting requirements; to change submission requirements for state agencies; to require the submission of certain information to the Legislative Performance Audit Committee by each state agency; to harmonize provisions; to repeal the original sections; and to declare an emergency.

LEGISLATIVE BILL 223. Introduced by Janssen, 15.

A BILL FOR AN ACT relating to utility-type vehicles; to amend sections 60-135.01, 60-358.01, and 60-6,355, Revised Statutes Cumulative Supplement, 2012; to redefine terms; and to repeal the original sections.

LEGISLATIVE BILL 224. Introduced by Janssen, 15.

A BILL FOR AN ACT relating to public contracts; to amend section 73-101.01, Reissue Revised Statutes of Nebraska; to provide for a preference for certain disabled veterans; and to repeal the original section.

LEGISLATIVE BILL 225. Introduced by Smith, 14.

A BILL FOR AN ACT relating to public health and welfare; to adopt the Newborn Critical Congenital Heart Disease Screening Act.

LEGISLATIVE BILL 226. Introduced by Smith, 14; Krist, 10; Nordquist, 7.

A BILL FOR AN ACT relating to personal property; to regulate dealers in

the business of purchasing and reselling precious items; to provide a penalty; and to harmonize provisions.

LEGISLATIVE BILL 227. Introduced by Kintner, 2; Hansen, 42; Murante, 49; Price, 3.

A BILL FOR AN ACT relating to revenue and taxation; to amend section 77-2716, Revised Statutes Cumulative Supplement, 2012; to exclude certain retirement benefits from income taxation as prescribed; and to repeal the original section.

LEGISLATIVE BILL 228. Introduced by Nordquist, 7.

A BILL FOR AN ACT relating to insurance; to provide requirements for insurers relating to copayments, coinsurance, and deductibles; and to provide a duty for the Revisor of Statutes.

LEGISLATIVE BILL 229. Introduced by Nordquist, 7.

A BILL FOR AN ACT relating to the Judges Retirement Act; to amend section 24-703, Revised Statutes Cumulative Supplement, 2012; to change fee provisions; and to repeal the original section.

LEGISLATIVE BILL 230. Introduced by Karpisek, 32.

A BILL FOR AN ACT relating to the Nebraska Liquor Control Act; to amend section 53-123.15, Revised Statutes Cumulative Supplement, 2012; to change provisions relating to shipping licenses; and to repeal the original section.

LEGISLATIVE BILL 231. Introduced by Nelson, 6; Coash, 27; Johnson, 23; Nordquist, 7; Schilz, 47; Wallman, 30.

A BILL FOR AN ACT relating to adult day services; to amend section 68-1206, Reissue Revised Statutes of Nebraska, and sections 68-908, 68-1204, and 81-2270, Revised Statutes Cumulative Supplement, 2012; to require a uniform rate for reimbursement; to harmonize provisions; and to repeal the original sections.

LEGISLATIVE BILL 232. Introduced by Lathrop, 12; Seiler, 33.

A BILL FOR AN ACT relating to courts; to amend section 24-201.01, Revised Statutes Cumulative Supplement, 2012; to change judges' salaries; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 233. Introduced by Pirsch, 4.

A BILL FOR AN ACT relating to the Nebraska Crime Victim's Reparations Act; to amend sections 81-1822 and 81-1833, Revised Statutes Cumulative

Supplement, 2012; to change provisions relating to awards and reports; to eliminate a duty of the commission; to harmonize provisions; to repeal the original sections; and to outright repeal section 81-1834, Revised Statutes Cumulative Supplement, 2012.

LEGISLATIVE BILL 234. Introduced by Howard, 9; Nordquist, 7.

A BILL FOR AN ACT relating to appropriations; to provide for appropriations for nurse visitation services as prescribed; and to declare an emergency.

LEGISLATIVE BILL 235. Introduced by Howard, 9; Karpisek, 32; Lathrop, 12; Mello, 5; Nordquist, 7; Wallman, 30.

A BILL FOR AN ACT relating to elections; to amend sections 2-3214, 3-703, 13-2803, 14-201.03, 15-247, 16-104, 17-102, 17-303, 19-3052, 23-151, 23-204, 23-269, 31-409.03, 32-552, 32-553, 32-554, 32-555, 32-904, 70-612, 79-1217.01, and 85-1512, Reissue Revised Statutes of Nebraska, and sections 32-101, 32-555.01, and 32-903, Revised Statutes Cumulative Supplement, 2012; to provide for the creation of advisory committees; to provide powers and duties; to provide for notice and a public hearing regarding creation and change of election district and subdistrict boundaries, precinct boundaries, and polling places as prescribed; to change requirements for the creation of precincts; to harmonize provisions; and to repeal the original sections.

LEGISLATIVE BILL 236. Introduced by Howard, 9; Nordquist, 7.

A BILL FOR AN ACT relating to individual development accounts; to appropriate funds for a pilot project.

LEGISLATIVE BILL 237. Introduced by Karpisek, 32.

A BILL FOR AN ACT relating to revenue and taxation; to amend section 77-202, Revised Statutes Cumulative Supplement, 2012; to change provisions relating to a property tax exemption; and to repeal the original section.

NOTICE OF COMMITTEE HEARINGS

Agriculture

Room 2102

Tuesday, January 22, 2013 1:30 p.m.

LB60
LB70
LB67

(Signed) Ken Schilz, Chairperson

Urban Affairs

Room 1510

Tuesday, January 22, 2013 1:30 p.m.

LB87
LB111
LB112
LB113
LB48
LB49

(Signed) Amanda McGill, Chairperson

ANNOUNCEMENT

The Urban Affairs Committee elected Senator Murante as Vice Chairperson.

BILL ON FIRST READING

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

LEGISLATIVE BILL 238. Introduced by Crawford, 45; Murante, 49; Price, 3.

A BILL FOR AN ACT relating to revenue and taxation; to amend section 77-2716, Revised Statutes Cumulative Supplement, 2012; to exempt social security and certain retirement benefits from state income taxation as prescribed; and to repeal the original section.

UNANIMOUS CONSENT - Add Cointroducer

Senator Schilz asked unanimous consent to add his name as cointroducer to LB203. No objections. So ordered.

VISITORS

Visitors to the Chamber were 35 members of Nebraska Association of Home and Community Health Agencies from across the state.

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

ADJOURNMENT

At 11:04 a.m., on a motion by Senator Cook, the Legislature adjourned until 11:00 a.m., Wednesday, January 16, 2013.

Patrick J. O'Donnell
Clerk of the Legislature