

**FIFTY-FOURTH DAY - APRIL 4, 2013**  
**LEGISLATIVE JOURNAL**  
**ONE HUNDRED THIRD LEGISLATURE**  
**FIRST SESSION**  
**FIFTY-FOURTH DAY**

Legislative Chamber, Lincoln, Nebraska  
Thursday, April 4, 2013

**PRAYER**

The prayer was offered by Senator Coash.

**ROLL CALL**

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

The roll was called and all members were present except Senator Ashford who was excused; and Senators Christensen, B. Harr, Lathrop, Murante, Nordquist, and Price who were excused until they arrive.

**CORRECTIONS FOR THE JOURNAL**

The Journal for the fifty-third day was approved.

**GENERAL FILE**

**LEGISLATIVE BILL 629.** Title read. Considered.

Committee AM641, found on page 748, was offered.

Senator Lautenbaugh offered the following amendment to the committee amendment:

FA48

Amend AM641

On page 4, line 26, strike "February" and insert "March".

Senator Lautenbaugh withdrew his amendment.

The committee amendment was adopted with 39 ayes, 0 nays, 8 present and not voting, and 2 excused and not voting.

Advanced to Enrollment and Review Initial with 39 ayes, 0 nays, 8 present and not voting, and 2 excused and not voting.

**LEGISLATIVE BILL 423.** Title read. Considered.

Committee AM614, found on page 741, was offered.

**SENATOR KRIST PRESIDING**

The committee amendment was adopted with 34 ayes, 0 nays, 13 present and not voting, and 2 excused and not voting.

Advanced to Enrollment and Review Initial with 34 ayes, 1 nay, 12 present and not voting, and 2 excused and not voting.

**LEGISLATIVE BILL 216.** Title read. Considered.

Committee AM502, found on page 669, was offered.

Pending.

**COMMITTEE REPORT**  
Enrollment and Review

**LEGISLATIVE BILL 57.** Placed on Select File with amendment.  
ER36

- 1 1. Strike the original sections and all amendments
- 2 thereto and insert the following new sections:
- 3 Section 1. Section 81-15,175, Revised Statutes Cumulative
- 4 Supplement, 2012, is amended to read:
- 5 81-15,175 (1) The board may make an annual allocation
- 6 each fiscal year from the Nebraska Environmental Trust Fund to
- 7 the Nebraska Environmental Endowment Fund as provided in section
- 8 81-15,174.01. The board shall make annual allocations from the
- 9 Nebraska Environmental Trust Fund and may make annual allocations
- 10 each fiscal year from the Nebraska Environmental Endowment Fund
- 11 for projects which conform to the environmental categories of the
- 12 board established pursuant to section 81-15,176 and to the extent
- 13 the board determines those projects to have merit. The board
- 14 shall establish a calendar annually for receiving and evaluating
- 15 proposals and awarding grants. To evaluate the economic, financial,
- 16 and technical feasibility of proposals, the board may establish
- 17 subcommittees, request or contract for assistance, or establish
- 18 advisory groups. Private citizens serving on advisory groups shall
- 19 be reimbursed for their actual and necessary expenses pursuant to
- 20 sections 81-1174 to 81-1177.
- 21 (2) The board shall establish rating systems for ranking
- 22 proposals which meet the board's environmental categories and other
- 23 criteria. The rating systems shall include, but not be limited to,
  - 1 the following considerations:
  - 2 (a) Conformance with categories established pursuant to
  - 3 section 81-15,176;

4 (b) Amount of funds committed from other funding sources;  
5 (c) Encouragement of public-private partnerships;  
6 (d) Geographic mix of projects over time;  
7 (e) Cost-effectiveness and economic impact;  
8 (f) Direct environmental impact;  
9 (g) Environmental benefit to the general public and the  
10 long-term nature of such public benefit; and  
11 (h) Applications recommended by the Director of Natural  
12 Resources and submitted by the Department of Natural Resources  
13 pursuant to subsection (7) of section 61-218 shall be awarded  
14 fifty priority points in the ranking process for the 2011 grant  
15 application if the Legislature has authorized annual transfers of  
16 three million three hundred thousand dollars to the Water Resources  
17 Cash Fund for each of fiscal years 2011-12 and 2012-13 and has  
18 stated its intent to transfer three million three hundred thousand  
19 dollars to the Water Resources Cash Fund in fiscal year 2013-14.  
20 Priority points shall be awarded if the proposed programs set  
21 forth in the grant application are consistent with the purposes  
22 of reducing consumptive uses of water, enhancing streamflows,  
23 recharging ground water, or supporting wildlife habitat in any  
24 river basin determined to be fully appropriated pursuant to section  
25 46-714 or designated as overappropriated pursuant to section  
26 46-713.

27 (3) A grant awarded under this section pursuant to an  
1 application made under subsection (7) of section 61-218 shall be  
2 paid out in the following manner:

3 (a) The initial three million three hundred thousand  
4 dollar installment shall be remitted to the State Treasurer for  
5 credit to the Water Resources Cash Fund no later than fifteen  
6 business days after the date that the grant is approved by the  
7 board;

8 (b) The second three million three hundred thousand  
9 dollar installment shall be remitted to the State Treasurer for  
10 credit to the Water Resources Cash Fund no later than May 15, 2013;  
11 and

12 (c) The third three million three hundred thousand dollar  
13 installment shall be remitted to the State Treasurer for credit  
14 to the Water Resources Cash Fund no later than May 15, 2014,  
15 if the Legislature has authorized a transfer of three million  
16 three hundred thousand dollars from the General Fund to the Water  
17 Resources Cash Fund for fiscal year 2013-14.

18 (4) It is the intent of the Legislature that the  
19 Department of Natural Resources apply for an additional three-year  
20 grant from the Nebraska Environmental Trust Fund that would begin  
21 in fiscal year 2014-15 and such application shall be awarded fifty  
22 priority points in the ranking process as set forth in subdivision  
23 (2)(h) of this section if the following criteria are met:

24 (a) The Natural Resources Committee of the Legislature  
25 has examined options for water funding and has submitted a report

26 electronically to the Clerk of the Legislature and the Governor by  
27 December 1, 2012, setting forth:

1 (i) An outline and priority listing of water management  
2 and funding needs in Nebraska, including instream flows,  
3 residential, agricultural, recreational, and municipal needs,  
4 interstate obligations, water quality issues, and natural habitats  
5 preservation;

6 (ii) An outline of statewide funding options which create  
7 a dedicated, sustainable funding source to meet the needs set forth  
8 in the report; and

9 (iii) Recommendations for legislation;

10 (b) The projects and activities funded by the department  
11 through grants from the Nebraska Environmental Trust Fund under  
12 this section have resulted in enhanced streamflows, reduced  
13 consumptive uses of water, recharged ground water, supported  
14 wildlife habitat, or otherwise contributed towards conserving,  
15 enhancing, and restoring Nebraska's ground water and surface water  
16 resources. On or before July 1, 2014, the department shall submit  
17 electronically a report to the Natural Resources Committee of the  
18 Legislature providing demonstrable evidence of the benefits accrued  
19 from such projects and activities; and

20 (c) In addition to the grant reporting requirements of  
21 the trust, on or before July 1, 2014, the department provides to  
22 the board a report which includes documentation that:

23 (i) Expenditures from the Water Resources Cash Fund  
24 made to natural resources districts have met the matching fund  
25 requirements provided in subdivision (5)(a) of section 61-218;

26 (ii) Ten percent or less of the matching fund  
27 requirements has been provided by in-kind contributions for  
1 expenses incurred for projects enumerated in the grant application.  
2 In-kind contributions shall not include land or land rights; and

3 (iii) All other projects and activities funded by the  
4 department through grants from the Nebraska Environmental Trust  
5 Fund under this section were matched not less than forty percent of  
6 the project or activity cost by other funding sources.

7 (5) The board may establish a subcommittee to rate grant  
8 applications. If the board uses a subcommittee, the meetings of  
9 such subcommittee shall be subject to the Open Meetings Act. The  
10 subcommittee shall (a) use the rating systems established by the  
11 board under subsection (2) of this section, (b) assign a numeric  
12 value to each rating criterion, combine these values into a total  
13 score for each application, and rank the applications by the total  
14 scores, (c) recommend an amount of funding for each application,  
15 which amount may be more or less than the requested amount, and (d)  
16 submit the ranked list and recommended funding to the board for its  
17 approval or disapproval.

18 (6) The board may commit funds to multiyear projects,  
19 subject to available funds and appropriations. No commitment shall  
20 exceed three years without formal action by the board to renew the

21 grant or contract. Multiyear commitments may be exempt from the  
22 rating process except for the initial application and requests to  
23 renew the commitment.

24 (7) The board shall require a grant application from a  
25 nonpublic grantee, which application proposes to use grant funds to  
26 purchase real property that will at any time be sold or transferred  
27 to or exchanged with a federal land management agency and cause  
1 the removal of such property from its current county property tax  
2 assessment, to provide for the replacement of property taxes to the  
3 affected county in the grant contract between the board and the  
4 grantee. Tax replacement methods that may be required in the grant  
5 contract include, but are not limited to, payments in addition  
6 to in lieu of taxes paid on the property to the county and the  
7 establishment of a permanent endowment fund for use by the affected  
8 county to offset the reduction in property taxes to the affected  
9 county.

10 (8) The board shall require, in the contract between  
11 the board and a nonpublic grantee, that such grantee not sell,  
12 transfer, or exchange, unless approved in the original grant, any  
13 portion or all of the real property acquired by such grantee in  
14 whole or in part by trust funds without the prior written approval  
15 of the board. Such approval shall be granted if the sale, transfer,  
16 or exchange is consistent with the purposes of the original grant.  
17 Such grantee shall provide the board in writing the details of any  
18 proposed sale, transfer, or exchange of the real property at least  
19 thirty days in advance of the next scheduled board meeting and  
20 obtain written approval of the board prior to executing any such  
21 transaction. If the board does not provide written approval of the  
22 sale, transfer, or exchange, such grantee may repay the value of  
23 the grant to the trust in order to be released from all further  
24 obligations. If the board provides written approval of a sale,  
25 transfer, or exchange, the real property shall be released from any  
26 further restrictions regarding its sale, transfer, or exchange.

27 The board shall require, in the contract between the  
1 board and such grantee, (a) that such grantee provide the board,  
2 in advance of the distribution of trust funds, with written  
3 confirmation on behalf of any financial institution that is to  
4 provide such grantee with a portion of the funds for purchase of  
5 real property to be acquired by such grantee in part by trust  
6 funds, acknowledging that such grantee may not sell, transfer,  
7 or exchange any portion or all of the real property without the  
8 written approval of the board and (b) that the deed or other  
9 instrument conveying title to real property acquired by such  
10 grantee in whole or in part by trust funds shall contain express  
11 provisions stating that the grantee may not sell, transfer, or  
12 exchange any portion or all of such real property without the  
13 prior written approval of the board. Failure of such deed or  
14 other instrument to contain the required statement shall allow such  
15 grantee to sell, transfer, or exchange any portion or all of the

16 real property without having to obtain prior written approval of  
 17 the board. If the board does not approve or deny such request for  
 18 approval within forty-five days after the request, such request  
 19 shall be deemed approved.

20 (9) Members of the board may participate in and vote on  
 21 issues at a regular or special meeting of the trust by telephone  
 22 conference call or videoconference as long as the chairperson or  
 23 vice-chairperson of the board conducts the meeting at a location  
 24 where the public is able to participate by attendance at that  
 25 location and the telephone conference call or videoconference  
 26 otherwise conforms to the requirements of subdivisions (2)(a)  
 27 through (e) of section 84-1411.

1 ~~(7)-(10)~~ The board shall adopt and promulgate rules and  
 2 regulations and publish guidelines governing allocations from the  
 3 fund. The board shall conduct annual reviews of existing projects  
 4 for compliance with project goals and grant requirements.

5 ~~(8)-(11)~~ Every five years the board may evaluate the  
 6 long-term effects of the projects it funds. The evaluation may  
 7 assess a sample of such projects. The board may hire an independent  
 8 consultant to conduct the evaluation and may report the evaluation  
 9 findings to the Legislature and the Governor. The report submitted  
 10 to the Legislature shall be submitted electronically.

11 Sec. 2. Original section 81-15,175, Revised Statutes  
 12 Cumulative Supplement, 2012, is repealed.

13 2. On page 1, line 4, strike "allocations" and insert  
 14 "grants; to provide requirements for telephone conferencing and  
 15 videoconferencing as prescribed".

(Signed) John Murante, Chairperson

### AMENDMENTS - Print in Journal

Senator McGill filed the following amendment to LB216:  
 AM879

1 1. In the Standing Committee amendment, AM502:

2 a. Strike amendment 2;

3 b. On page 1, line 21, after the period insert

4 "By December 15, 2015, the committee shall develop specific  
 5 recommendations for expanding to or improving outcomes for similar  
 6 groups of at-risk young adults."; and

7 c. Renumber the remaining amendments accordingly.

8 2. On page 2, line 1, strike "12" and insert "14"; strike  
 9 lines 18 to 21; in line 22 strike "(5)" and insert "(3)"; and in  
 10 line 24 strike "(6)" and insert "(4)".

11 3. On page 3, line 2, strike "(7)" and insert "(5)";

12 in line 5 strike "(8)" and insert "(6)"; in lines 6 and 10

13 strike "eighteen" and insert "nineteen"; and strike beginning with  
 14 "Who" in line 11 through "living" in line 14 and insert "Who  
 15 was adjudicated to be a juvenile described in subdivision (3)(a)

16 of section 43-247 and, upon attaining nineteen years of age, was  
 17 in an out-of-home placement or had been discharged to independent  
 18 living".

19 4. On page 14, line 13, before "began" insert "entered  
 20 into a guardianship after January 1, 2014,"; and in line 14 after  
 21 "older" insert an underscored comma.

22 5. On page 15, line 6 after "adult" insert "was adopted  
 23 after January 1, 2014,"; and in line 7 after "older" insert an  
 1 underscored comma.

2 6. On page 17, strike beginning with "During" in line 11  
 3 through line 14.

4 7. On page 18, line 17, after "and" insert ", for  
 5 eligible juveniles,".

6 8. On page 24, line 4, strike "The child" and insert "A  
 7 child adjudicated to be a juvenile described in subdivision (3)(a)  
 8 of section 43-247 and who is in an out-of-home placement"; and in  
 9 line 17 strike "in foster care" and insert "who were adjudicated to  
 10 be a juvenile described in subdivision (3)(a) of section 43-247 and  
 11 who are in an out-of-home placement".

Senator Schumacher filed the following amendment to LB82:  
 AM873

(Amendments to Standing Committee amendments, AM693)

1 1. On page 1, strike lines 16 through 23 and insert:  
 2 "(3) For purposes of this section, program rate means the  
 3 sum of (a) the lesser of the Treasury Yield Curve Rate, commonly  
 4 referred to as Constant Maturity Treasury rate, for a ten-year  
 5 maturity United States Government note on the last business day of  
 6 the month in which the tax investment was made or five percent per  
 7 annum, times the number of years, or fraction thereof, between the  
 8 making of the tax investment and the claiming of the tax credit,  
 9 plus (b) an inflation adjustment calculated by dividing the United  
 10 States Department of Labor, Bureau of Labor Statistics, Consumer  
 11 Price Index for All Urban Consumers, U.S. City Average, All Items  
 12 factor, on June 30 of the year the credit is claimed by the  
 13 Consumer Price Index for All Urban Consumers, U.S. City Average,  
 14 All Items factor, for the month in which the tax investment was  
 15 made. If the Consumer Price Index for All Urban Consumers is no  
 16 longer published then the factor shall be determined by use of an  
 17 index having similar function,".

18 2. On page 2, strike lines 1 through 7.

19 3. On page 3, line 11, strike "(3)(b)" and insert  
 20 "(3)(a)"; and in line 13 strike "(3)(a)" and insert "(3)(b)".

## VISITORS

Visitors to the Chamber were FFA students Ben Losehe and Michael Ksiazek from Columbus; 42 fourth-grade students and teachers from

Plattsmouth; and 52 fourth-grade students and teachers from Conestoga Magnet Elementary, Omaha.

### **RECESS**

At 11:59 a.m., on a motion by Senator Brasch, the Legislature recessed until 1:30 p.m.

### **AFTER RECESS**

The Legislature reconvened at 1:30 p.m., Senator Krist presiding.

### **ROLL CALL**

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

### **BILL ON FIRST READING**

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

**LEGISLATIVE BILL 634A.** Introduced by Davis, 43; Brasch, 16; Carlson, 38; Christensen, 44; Crawford, 45; Hansen, 42; Harms, 48; Howard, 9; Kintner, 2; Nelson, 6; Nordquist, 7; Scheer, 19; Seiler, 33; Wallman, 30.

A BILL FOR AN ACT relating to appropriations; to appropriate funds to aid in carrying out the provisions of Legislative Bill 634, One Hundred Third Legislature, First Session, 2013; and to declare an emergency.

### **GENERAL FILE**

**LEGISLATIVE BILL 271.** Considered.

Senator Lautenbaugh offered the following amendment:

FA49

On page 4, line 8 strike "twenty-five" and insert "thirty", and do the same on page 3, lines 21 and 24.

The Lautenbaugh amendment was adopted with 30 ayes, 2 nays, 14 present and not voting, and 3 excused and not voting.

Advanced to Enrollment and Review Initial with 31 ayes, 0 nays, 15 present and not voting, and 3 excused and not voting.



**LEGISLATIVE BILL 79.** Title read. Considered.

**SPEAKER ADAMS PRESIDING**

Committee AM452, found on page 614, was offered.

Senator Avery offered his amendment, AM710, found on page 829, to the committee amendment.

The Avery amendment was adopted with 27 ayes, 0 nays, 19 present and not voting, and 3 excused and not voting.

The committee amendment, as amended, was adopted with 26 ayes, 0 nays, 20 present and not voting, and 3 excused and not voting.

Advanced to Enrollment and Review Initial with 27 ayes, 0 nays, 19 present and not voting, and 3 excused and not voting.

**ANNOUNCEMENT**

The Chair announced today is Senator Schumacher's birthday.

**GENERAL FILE**

**LEGISLATIVE BILL 79A.** Title read. Considered.

Advanced to Enrollment and Review Initial with 26 ayes, 0 nays, 20 present and not voting, and 3 excused and not voting.

**LEGISLATIVE BILL 637.** Title read. Considered.

**SENATOR CARLSON PRESIDING**

Senator Chambers offered the following amendment:

FA51

Page 2, strike lines 17-20.

Pending.

**COMMITTEE REPORTS**

Enrollment and Review

**LEGISLATIVE BILL 158.** Placed on Select File with amendment.  
ER38

- 1 1. On page 1, strike beginning with "section" in line
- 2 2 through line 5 and insert "sections 60-498.02, 60-4,118.06,
- 3 60-6,197.03, and 60-6,211.05, Revised Statutes Cumulative
- 4 Supplement, 2012; to change provisions relating to ignition

5 interlock devices; to provide an operative date; to repeal the  
6 original sections; and to declare an emergency.".

**LEGISLATIVE BILL 388.** Placed on Select File with amendment.  
ER37

1 1. On page 1, strike beginning with "public" in line  
2 1 through line 12 and insert "electricity; to provide powers and  
3 duties relating to electric transmission lines; and to define  
4 terms.".

**LEGISLATIVE BILL 629.** Placed on Select File with amendment.  
ER39

1 1. On page 1, strike beginning with "the" in line 1  
2 through line 4 and insert "revenue; to amend section 81-125,  
3 Reissue Revised Statutes of Nebraska, and section 77-382, Revised  
4 Statutes Cumulative Supplement, 2012; to eliminate a reporting  
5 requirement for the Department of Revenue; to change powers and  
6 duties of the Governor regarding submission of the budget to the  
7 Legislature; and to repeal the original sections.".

(Signed) John Murante, Chairperson

### AMENDMENTS - Print in Journal

Senator Crawford filed the following amendment to LB429:  
AM925

(Amendments to Standing Committee amendments, AM390)

1 1. On page 4, line 21, after "redacted" insert "or  
2 withheld".  
3 2. On page 5, strike lines 6 through 10 and insert the  
4 following new subdivisions:  
5 "(c) The following contracts shall be exempt from the  
6 requirements of subdivision (3)(a) of this section:  
7 (i) Contracts entered into by the Department of Health  
8 and Human Services that are letters of agreement for the purpose of  
9 providing specific services to a specifically named individual and  
10 his or her family;  
11 (ii) Contracts entered into by the University of Nebraska  
12 or any of the Nebraska state colleges for the purpose of providing  
13 specific services or financial assistance to a specifically named  
14 individual and his or her family;  
15 (iii) Contracts entered into by the Department of  
16 Veterans' Affairs under section 80-401 or 80-403 for the purpose  
17 of providing aid to a specifically named veteran and his or her  
18 family;  
19 (iv) Contracts entered into by the State Energy Office  
20 for the purpose of providing financing from the Dollar and Energy  
21 Saving Loan program; and

- 22 (v) Contracts of employment for employees of any agency,  
 1 board, commission, or department of the state. The exemption  
 2 provided in this subdivision shall not apply to contracts entered  
 3 into by any agency, board, commission, or department of the state  
 4 to obtain the services of an independent contractor.  
 5 (d) No agency, board, commission, or department of the  
 6 state shall structure a contract to avoid any of the requirements  
 7 of subdivision (3)(a) of this section."; and in line 11 strike  
 8 "(d)" and insert "(e)".

Senator Krist filed the following amendment to LB13:

AM920

(Amendments to Standing Committee amendments, AM260)

- 1 1. On page 2, line 12, after the first semicolon insert
- 2 "and"; and strike beginning with the last semicolon in line 12
- 3 through line 13 and insert a period.

## COMMITTEE REPORT

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.

Henry Rick Brandt - Nebraska Environmental Trust Board  
 Gerry Lauritzen - Nebraska Environmental Trust Board  
 Sherry Vinton - Nebraska Environmental Trust Board

Aye: 8 Brasch, Carlson, Dubas, K. Haar, Johnson, Kolowski, Schilz, Smith.  
 Nay: 0. Absent: 0. Present and not voting: 0.

(Signed) Tom Carlson, Chairperson

## GENERAL FILE

**LEGISLATIVE BILL 637.** The Chambers amendment, FA51, found in this day's Journal, was renewed.

Senator Chambers withdrew his amendment.

Pending.

## BILL ON FIRST READING

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

**LEGISLATIVE BILL 495A.** Introduced by Sullivan, 41.

A BILL FOR AN ACT relating to appropriations; to appropriate funds to

aid in carrying out the provisions of Legislative Bill 495, One Hundred Third Legislature, First Session, 2013; and to declare an emergency.

### AMENDMENTS - Print in Journal

Senator Murante filed the following amendment to LB646:  
AM894

(Amendments to Standing Committee amendments, AM613)

- 1 1. On page 2, line 1; and page 5, line 5, after "(2)"
- 2 insert "or (3)".
- 3 2. On page 3, strike lines 6 through 27 and insert the
- 4 following new subsections:
- 5 "(2)(a) The board of directors of a district with a
- 6 service area containing a city of the metropolitan class may amend
- 7 its charter to provide for the division of the territory of the
- 8 district into election subdivisions composed of substantially equal
- 9 population and compact and contiguous territory and number the
- 10 subdivisions consecutively and submit the maps to the Nebraska
- 11 Power Review Board.
- 12 (b) If the board of directors provides for eight election
- 13 subdivisions prior to January 1, 2014, the board of directors
- 14 shall assign each position on the board of directors to represent
- 15 a numbered election subdivision for the remainder of the term of
- 16 office for which the member is elected, regardless of whether the
- 17 member resides in the subdivision, and shall make such assignments
- 18 so that the terms of members representing election subdivisions
- 19 numbered one, two, and three expire in January 2015, the terms
- 20 of members representing election subdivisions numbered four and
- 21 five expire in January 2017, and the terms of members representing
- 22 election subdivisions six, seven, and eight expire in January 2019.
- 1 If possible, each member shall be assigned to represent an election
- 2 subdivision that corresponds to the end of the term he or she is
- 3 servng.
- 4 (c) A successor who resides in the numbered election
- 5 subdivision shall be nominated and elected at the statewide primary
- 6 and general elections held in the calendar year prior to the
- 7 expiration of the term of the member who represents such numbered
- 8 election subdivision.
- 9 (3) After each federal decennial census, the board of
- 10 directors of a district with a service area containing a city
- 11 of the metropolitan class shall create new boundaries for the
- 12 election subdivisions. In establishing the boundaries of the
- 13 election subdivisions, the board of directors shall follow county
- 14 lines wherever practicable, shall provide for the subdivisions
- 15 to be composed of substantially equal population and compact and
- 16 contiguous territory, and shall, as nearly as possible, follow the
- 17 precinct lines created by the election commissioner or county clerk
- 18 after each federal decennial census."
- 19 3. On page 4, strike lines 1 through 19; and in line 20

20 strike "(3)" and insert "(4)".

21 4. On page 6, line 21, strike "or (2)" and insert ", (2),

22 or (3)".

Senator Sullivan filed the following amendment to LB495:  
AM921

1 1. On page 8, line 20; page 10, line 8; and page 11, line

2 21, after "Fund" insert "for use pursuant to section 79-1104.02".

Senator Chambers filed the following amendment to LB637:  
FA52

Strike section 2.

## GENERAL FILE

**LEGISLATIVE BILL 230.** Title read. Considered.

Committee AM355, found on page 589, was adopted with 28 ayes, 2 nays, 11 present and not voting, and 8 excused and not voting.

Senator Karpisek withdrew his amendment, AM249, found on page 454.

Advanced to Enrollment and Review Initial with 27 ayes, 1 nay, 13 present and not voting, and 8 excused and not voting.

**LEGISLATIVE BILL 612.** Title read. Considered.

Committee AM321, found on page 560, was adopted with 28 ayes, 0 nays, 11 present and not voting, and 10 excused and not voting.

Senator Mello offered his amendment, AM598, found on page 676.

The Mello amendment was adopted with 29 ayes, 0 nays, 10 present and not voting, and 10 excused and not voting.

Advanced to Enrollment and Review Initial with 31 ayes, 0 nays, 8 present and not voting, and 10 excused and not voting.

**LEGISLATIVE BILL 263.** Title read. Considered.

Committee AM835, found on page 846, was adopted with 33 ayes, 0 nays, 5 present and not voting, and 11 excused and not voting.

Advanced to Enrollment and Review Initial with 32 ayes, 0 nays, 6 present and not voting, and 11 excused and not voting.

**VISITORS**

Visitors to the Chamber were 31 fourth-grade students and teachers from Centura Elementary, Cairo; 57 fourth-grade students, teachers, and sponsors from West Dodge Station Elementary, Elkhorn; Kylie Peter, McKenzie Crowe, Kylie Messersmith, and Cashous Bortner from McCook; and 50 fourth-grade students and teachers from Hawthorne Elementary, Hastings.

The Doctor of the Day was Dr. Roger Meyer from Utica.

**ADJOURNMENT**

At 5:43 p.m., on a motion by Senator Murante, the Legislature adjourned until 9:00 a.m., Friday, April 5, 2013.

Patrick J. O'Donnell  
Clerk of the Legislature