

**EIGHTIETH DAY - MAY 20, 2013**

**LEGISLATIVE JOURNAL**

**ONE HUNDRED THIRD LEGISLATURE  
FIRST SESSION**

**EIGHTIETH DAY**

Legislative Chamber, Lincoln, Nebraska  
Monday, May 20, 2013

**PRAYER**

The prayer was offered by Senator Johnson.

**ROLL CALL**

Pursuant to adjournment, the Legislature met at 10:00 a.m., Speaker Adams 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 seventy-ninth day was approved.

**MESSAGE FROM THE GOVERNOR**

May 16, 2013

Patrick J. O'Donnell  
Clerk of the Legislature  
State Capitol, Room 2018  
Lincoln, NE 68509

Dear Mr. O'Donnell:

Engrossed Legislative Bills 3e, 99, 299, 384e, 384Ae, and 476 were received in my office on May 10, 2013.

These bills were signed and delivered to the Secretary of State on May 16, 2013.

Sincerely,  
(Signed) Dave Heineman  
Governor

**NOTICE OF COMMITTEE HEARING**  
Transportation and Telecommunications

Room 1113

Tuesday, May 28, 2013 1:00 p.m.

William Ashburn - Motor Vehicle Industry Licensing Board

(Signed) Annette Dubas, Chairperson

**RESOLUTIONS****LEGISLATIVE RESOLUTION 230.** Introduced by Gloor, 35.

WHEREAS, Ron Bishop has dedicated his career to conservation of soil and water in Nebraska since working for the soil and water conservation service beginning in 1957; and

WHEREAS, Mr. Bishop has been instrumental in the creation of the Central Platte Natural Resources District's ground water quality management program which is a national model; and

WHEREAS, Mr. Bishop served on the executive committee of the Nebraska Water Policy Task Force in 2002; and

WHEREAS, Mr. Bishop served on the governance committee for the Platte River Cooperative Agreement in 2006; and

WHEREAS, Mr. Bishop was instrumental in the development of the Nebraska Habitat Conservation Coalition which won a 2009 court judgment that caused the United States Fish and Wildlife Service to reinstate Nebraska's critical habitat designation; and

WHEREAS, Mr. Bishop collaborated to develop and implement an integrated management plan to manage the Central Platte Natural Resources District's ground and surface water resources; and

WHEREAS, Mr. Bishop helped implement Nebraska's first water banking program which provides water for new and future uses and maintains economic sustainability in rural economies; and

WHEREAS, Mr. Bishop is retiring after 56 years of dedicated service to water and soil conservation.

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

1. That the Legislature congratulates Ron Bishop on his long career, for his many achievements in conservation, and on his well-deserved retirement.

2. That a copy of this resolution be sent to Ron Bishop and the Central Platte Natural Resources District.

Laid over.

**LEGISLATIVE RESOLUTION 231.** Introduced by Gloor, 35.

WHEREAS, Milt Moravek has dedicated his career to conservation of soil and water in Nebraska since working for the soil and water conservation service beginning in 1965; and

WHEREAS, Mr. Moravek has been instrumental in the creation of the Central Platte Natural Resources District's ground water quality management program which is a national model; and

WHEREAS, Mr. Moravek collaborated to develop a weed control plan in the Platte River basin; and

WHEREAS, Mr. Moravek was instrumental in the building of over 30 flood control structures, the clearing of 500 miles of rivers and streams, and the planting of 3.4 million trees; and

WHEREAS, Mr. Moravek helped implement statewide policies for stream bank stabilization, erosion and sediment control, and irrigation runoff; and

WHEREAS, Mr. Moravek is retiring after 48 years of dedicated service to water and soil conservation.

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

1. That the Legislature congratulates Milt Moravek on his long career, for his many achievements in conservation, and on his well-deserved retirement.

2. That a copy of this resolution be sent to Milt Moravek and the Central Platte Natural Resources District.

Laid over.

**LEGISLATIVE RESOLUTION 232.** Introduced by Gloor, 35.

PURPOSE: Nebraska has workforce shortages in multiple health care professions and needs to take advantage of every resource available to appropriately fill those shortages. The purpose of this resolution is to study the process of applying for and attaining health care professional licensing when the applicant has a license, education, or credentialing from states and schools outside of Nebraska. The issues to be studied shall include license reciprocity of health care professionals, reactivating a license of a health care professional, documentation or validation issues that may arise in the application process, and other issues that may create delays or refusal of an application.

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

1. That the Health and Human Services Committee of the Legislature shall be designated to conduct an interim study to carry out the purposes of this resolution.

2. That the committee shall upon the conclusion of its study make a report of its findings, together with its recommendations, to the Legislative Council or Legislature.

Referred to the Executive Board.

**LEGISLATIVE RESOLUTION 233.** Introduced by Harms, 48.

**PURPOSE:** When a customer makes a purchase by credit card or debit card at a business such as a gas station, hotel, restaurant, or other business where the total bill is not immediately known, the business often places a hold on the card for more than the amount of the purchase. The hold can be significantly higher than the final total of the bill and can remain on the account for two to three days, or even longer. This makes the funds in the customer's account inaccessible until the hold is lifted and that is a problem for many Nebraskans who live on a tight budget and may need those funds immediately for necessary items.

The interim study shall include, but not be limited to:

- (1) A review of federal and state laws and rules and regulations currently in place on this subject;
- (2) Testimony by constituents and businesses who are affected by these laws, rules, and regulations; and
- (3) Possible solutions that would help customers have access to their funds when they need it.

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

1. That the Banking, Commerce and Insurance Committee of the Legislature shall be designated to conduct an interim study to carry out the purposes of this resolution.
2. That the committee shall upon the conclusion of its study make a report of its findings, together with its recommendations, to the Legislative Council or Legislature on or before December 31, 2013.

Referred to the Executive Board.

**LEGISLATIVE RESOLUTION 234.** Introduced by Harms, 48.

**PURPOSE:** The purpose of this resolution is to study ways to assist in the development of budget, revenue, and fiscal note projections through comprehensive and targeted economic or demographic evaluations that are conducted in order to enhance policy decision making and long-range planning to ensure a balanced state budget. This study shall include, but not be limited to, an examination of the following issues:

- (1) The best practices across the country regarding the development of fiscal notes and budget projections in order to improve the transparency, quality, and ultimately the understanding of these important projections needed for sound policy decisions and robust public debate;
- (2) What steps should be taken to improve the transparency and understanding of the conclusions and methodology behind these projections; and

(3) Whether a consensus-based model, such as Florida's consensus estimating conference, would improve short and long-term projections, or the conclusions drawn from such projections, and if any components of Florida's comprehensive system could be adopted to improve Nebraska's current system.

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

1. That the Appropriations Committee of the Legislature shall be designated to conduct an interim study to carry out the purposes of this resolution.

2. That the committee shall upon the conclusion of its study make a report of its findings, together with its recommendations, to the Legislative Council or Legislature.

Referred to the Executive Board.

**LEGISLATIVE RESOLUTION 235.** Introduced by Harms, 48.

**PURPOSE:** The safe haven law adopted in 2008 (Laws 2008, LB 157) made it legal to leave a child in the custody of an on-duty employee at a hospital licensed by the state and required that the hospital then promptly contact the appropriate authorities to take custody of the child. Later in 2008 a special session was called to amend the law to limit the age for application under the safe haven law to abandoned children thirty days old or younger (Laws 2008, First Spec. Sess., LB 1). Three safe haven child abandonment cases have occurred in the state since that time.

The adoption process can be lengthy, cumbersome, and expensive in court litigation costs. Under the current safe haven law, six months must pass before parental rights can be terminated based upon proof of abandonment and before an adoption petition can be filed in the juvenile court. The purpose of this resolution is to conduct a study to examine if the adoption process can be expedited, whether a distinction can be made between abandonment and willfully handing a child over to the state, and if a safe haven adoption can be facilitated through a less cumbersome process under foster care adoption. This study shall include, but not be limited to, an examination of the following issues:

(1) The intent of the safe haven law and relation to its current application in the state;

(2) The circumstances and disposition of those safe haven cases which have occurred in the state since enactment of the amended law;

(3) Anonymity requirements on birth certificates and whether the Department of Health and Human Services can relinquish those birth certificates with or without a court order from the adoptive parents;

(4) Assessment of the abandonment and termination of parental rights process and the six-month period prior to filing for legal adoption;

(5) Comparison of foster care adoption procedures with adoptive parent procedures under current law; and

(6) Whether there should be an appropriate notification process and time frame for adoption cases arising under the safe haven law.

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

1. That the Judiciary Committee of the Legislature shall be designated to conduct an interim study to carry out the purposes of this resolution.

2. That the committee shall upon the conclusion of its study make a report of its findings, together with its recommendations, to the Legislative Council or Legislature on or before December 31, 2013.

Referred to the Executive Board.

**LEGISLATIVE RESOLUTION 236.** Introduced by Harms, 48.

**PURPOSE:** In 1990 there were 223,068 Nebraska citizens age 65 and older. By 2020, it is projected there will be approximately 323,620 Nebraskans age 65 and older, and 411,527 Nebraskans age 65 and older by 2030. These population projections are based on an increasingly aging population due to advances in medicine, science, and technology which combine to enhance the quality of life and longevity. The purpose of this resolution is to conduct a study to explore methods by which to prevent increases in motor vehicle injuries and fatalities due to these aging population forecasts. This study shall include, but not be limited to, an examination of the following issues:

(1) The type and scope of tests available for use by the Department of Motor Vehicles as a screening tool to detect medical impairments, including an assessment of existing measures or resources currently available or in use by the department;

(2) How exams that detect a medical impairment may provide transportation and safety benefits;

(3) The appropriate age at which to conduct an exam that measures medical impairment;

(4) Any pertinent research regarding medical impairment and dementia and the effectiveness of a doctor's evaluation in the conduct of an exam, and research into which medical experts and physicians are qualified to detect these conditions and consult with the Legislature and the Department of Motor Vehicles on the signs and implications of these conditions;

(5) The fiscal impact associated with hiring or use of additional personnel to conduct exams at the Department of Motor Vehicles;

(6) The potential effect of access to public transportation on an individual who has a disability which affects safe driving in deciding to voluntarily relinquish driving privileges; and

(7) The opportunity to utilize driving courses targeted to older Nebraskans to improve safe driving and help determine appropriate retirement from driving.

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

1. That the Transportation and Telecommunications Committee of the Legislature shall be designated to conduct an interim study to carry out the purposes of this resolution.

2. That the committee shall upon the conclusion of its study make a report of its findings, together with its recommendations, to the Legislative Council or Legislature on or before December 31, 2013.

Referred to the Executive Board.

**LEGISLATIVE RESOLUTION 237.** Introduced by Campbell, 25.

**PURPOSE:** The purpose of this resolution is to study and assess the extent to which Nebraska has implemented key provisions of the federal Fostering Connections to Success and Increasing Adoptions Act of 2008. This study shall include information on best practices nationally and in other states and make policy recommendations on improving outcomes for children in out-of-home care in key areas. This study may include, but is not limited to, an examination of the following:

(1) The educational outcomes of children and youth in out-of-home care, as well as information on their school stability, the process and timeliness of enrollment in new schools when necessary, and the transfer of educational information and records;

(2) The timeliness and adequacy of health services provided to children and youth in out-of-home care, including the ongoing oversight and coordination of health care services;

(3) The maintenance and strengthening of important relationships for children in out-of-home care, including siblings, relatives, and other trusted adults, and the provision and adequacy of support to kinship families; and

(4) Information on children waiting for permanency, as well as the available incentives and assistance for the adoption or permanent guardianship of children and youth in out-of-home care.

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

1. That the Health and Human Services Committee of the Legislature shall be designated to conduct an interim study to carry out the purposes of this resolution.

2. That the committee shall upon the conclusion of its study make a report of its findings, together with its recommendations, to the Legislative Council or Legislature.

Referred to the Executive Board.

**LEGISLATIVE RESOLUTION 238.** Introduced by Dubas, 34.

**PURPOSE:** The purpose of this resolution is to study the service delivery system in Nebraska. The study shall examine the Access Nebraska system in general, as well as the separation of the economic assistance programs from the medicaid program, including application processes and data sharing. The

study shall also examine the connection of these systems to the new health care marketplace.

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

1. That the Health and Human Services Committee of the Legislature shall be designated to conduct an interim study to carry out the purposes of this resolution.

2. That the committee shall upon the conclusion of its study make a report of its findings, together with its recommendations, to the Legislative Council or Legislature.

Referred to the Executive Board.

**MOTION - Return LB196 to Select File**

Senator Chambers moved to return LB196 to Select File for the following specific amendment:

FA82

Strike the enacting clause.

Senator Chambers requested a roll call vote on his motion to return.

Voting in the affirmative, 3:

Chambers	Pirsch	Schumacher
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Voting in the negative, 45:

Adams	Coash	Hansen	Krist	Price
Ashford	Conrad	Harms	Larson	Scheer
Avery	Cook	Harr, B.	Lathrop	Schilz
Bloomfield	Crawford	Howard	McCoy	Seiler
Bolz	Davis	Janssen	McGill	Smith
Brasch	Dubas	Johnson	Mello	Sullivan
Campbell	Gloor	Karpisek	Murante	Wallman
Carlson	Haar, K.	Kintner	Nelson	Watermeier
Christensen	Hadley	Kolowski	Nordquist	Wightman

Excused and not voting, 1:

Lautenbaugh

The Chambers motion to return failed with 3 ayes, 45 nays, and 1 excused and not voting.

**BILL ON FINAL READING**

The following bill was read and put upon final passage:

**LEGISLATIVE BILL 196.** With Emergency Clause.

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.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 48:

Adams	Coash	Harms	Lathrop	Schilz
Ashford	Conrad	Harr, B.	McCoy	Schumacher
Avery	Cook	Howard	McGill	Seiler
Bloomfield	Crawford	Janssen	Mello	Smith
Bolz	Davis	Johnson	Murante	Sullivan
Brasch	Dubas	Karpisek	Nelson	Wallman
Campbell	Gloor	Kintner	Nordquist	Watermeier
Carlson	Haar, K.	Kolowski	Pirsch	Wightman
Chambers	Hadley	Krist	Price	
Christensen	Hansen	Larson	Scheer	

Voting in the negative, 0.

Excused and not voting, 1:

Lautenbaugh

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

**MOTION - Return LB197 to Select File**

Senator Chambers moved to return LB197 to Select File for the following specific amendment:

FA83

Strike the enacting clause.

Senator Chambers requested a roll call vote on his motion to return.

Voting in the affirmative, 1:

Kintner

Voting in the negative, 46:

Adams	Conrad	Harr, B.	McGill	Seiler
Ashford	Cook	Howard	Mello	Smith
Avery	Crawford	Janssen	Murante	Sullivan
Bloomfield	Davis	Johnson	Nelson	Wallman
Bolz	Dubas	Karpisek	Nordquist	Watermeier
Brasch	Gloor	Kolowski	Pirsch	Wightman
Campbell	Haar, K.	Krist	Price	
Carlson	Hadley	Larson	Scheer	
Christensen	Hansen	Lathrop	Schilz	
Coash	Harms	McCoy	Schumacher	

Present and not voting, 1:

Chambers

Excused and not voting, 1:

Lautenbaugh

The Chambers motion to return failed with 1 aye, 46 nays, 1 present and not voting, and 1 excused and not voting.

Senator Chambers offered the following motion:

MO80

Reconsider the vote to return LB197 to Select File.

Senator Chambers requested a roll call vote on his motion to reconsider.

Voting in the affirmative, 2:

Chambers      Kintner

Voting in the negative, 46:

Adams	Conrad	Harr, B.	McGill	Seiler
Ashford	Cook	Howard	Mello	Smith
Avery	Crawford	Janssen	Murante	Sullivan
Bloomfield	Davis	Johnson	Nelson	Wallman
Bolz	Dubas	Karpisek	Nordquist	Watermeier
Brasch	Gloor	Kolowski	Pirsch	Wightman
Campbell	Haar, K.	Krist	Price	
Carlson	Hadley	Larson	Scheer	
Christensen	Hansen	Lathrop	Schilz	
Coash	Harms	McCoy	Schumacher	

Excused and not voting, 1:

Lautenbaugh

The Chambers motion to reconsider failed with 2 ayes, 46 nays, and 1 excused and not voting.

### **BILL ON FINAL READING**

The following bill was read and put upon final passage:

**LEGISLATIVE BILL 197.** With Emergency Clause.

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.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?'"

Voting in the affirmative, 48:

Adams	Coash	Harms	Lathrop	Schilz
Ashford	Conrad	Harr, B.	McCoy	Schumacher
Avery	Cook	Howard	McGill	Seiler
Bloomfield	Crawford	Janssen	Mello	Smith
Bolz	Davis	Johnson	Murante	Sullivan
Brasch	Dubas	Karpisek	Nelson	Wallman
Campbell	Gloor	Kintner	Nordquist	Watermeier
Carlson	Haar, K.	Kolowski	Pirsch	Wightman
Chambers	Hadley	Krist	Price	
Christensen	Hansen	Larson	Scheer	

Voting in the negative, 0.

Excused and not voting, 1:

Lautenbaugh

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

### **MOTION - Return LB195 to Select File**

Senator Chambers moved to return LB195 to Select File for his specific amendment, AM1441, found on page 1409.

Pending.

**RESOLUTIONS**

**LEGISLATIVE RESOLUTION 239.** Introduced by Howard, 9.

**PURPOSE:** The purpose of this resolution is to study the Supplemental Nutrition Assistance Program (SNAP). The study shall examine the options that other states have enacted and implemented under the SNAP program, and the effect of those options on beneficiaries and the economy. The study shall also examine the SNAP administrative system and investments and improvements that can be made to create system efficiencies and defray current administrative costs including, but not limited to, the feasibility and barriers in creating public-private partnerships.

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

1. That the Health and Human Services Committee of the Legislature shall be designated to conduct an interim study to carry out the purposes of this resolution.

2. That the committee shall upon the conclusion of its study make a report of its findings, together with its recommendations, to the Legislative Council or Legislature.

Referred to the Executive Board.

**LEGISLATIVE RESOLUTION 240.** Introduced by Pirsch, 4.

**PURPOSE:** The purpose of this resolution is to study the need for potentially amending the Nebraska Wage Payment and Collection Act (Act). On May 3, 2013, the Nebraska Supreme Court ruled in *Fisher v. PayFlex Systems USA*, 285 Neb. 808, that workers must be paid by their employers for earned but unused paid time off (PTO) when leaving employment. The issue in that case was whether a 2007 amendment to section 48-1229 of the Act permits an employer to not pay unused PTO benefits to separating employees even though the statute requires the payment of unused vacation leave, and despite a provision in employer policy that PTO benefits on separation would not be paid. This study shall examine the Supreme Court's ruling, the legislative intent of section 48-1229, whether there is any ambiguity in the law, whether the term "vacation leave" should be defined, if clarification by further amendment of the Act is required, and any other related issues the study committee deems necessary or appropriate.

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

1. That the Business and Labor Committee of the Legislature shall be designated to conduct an interim study to carry out the purposes of this resolution.

2. That the committee shall upon the conclusion of its study make a report of its findings, together with its recommendations, to the Legislative Council or Legislature.

Referred to the Executive Board.

**LEGISLATIVE RESOLUTION 241.** Introduced by Campbell, 25; Nordquist, 7.

**PURPOSE:** The purpose of this resolution is to study the financial impact of, and financing options for, medicaid expansion under the Patient Protection and Affordable Care Act for medical assistance for newly eligible individuals described under section 1902(a)(10)(A)(i)(VIII) of the federal Social Security Act, as amended. The study shall include, but not be limited to, an examination of the following:

- (1) Cost-sharing options, including deductibles and co-payments;
- (2) The utilization of emergency departments, including a focus on data and conditions that account for reportedly high emergency department utilization by medicaid recipients, and potential strategies to enhance health management and expand opportunity for appropriate levels of health care services for individuals with chronic health conditions;
- (3) Medicaid payment reforms that encourage investment in alternative settings for patients to access health care in a convenient, cost-effective manner and provision of new incentives to involve a greater number and variety of medicaid providers;
- (4) The option of an alternative medicaid expansion program that utilizes federal funding for newly eligible individuals to provide for premium assistance to enable enrollment in a qualified health plan through the federally-operated Nebraska health insurance marketplace (exchange). The review shall include a cost-benefit analysis to include, but not be limited to, administrative costs, the cost of medical services, availability of providers within geographic and specialty networks, provider reimbursements, medical coverage comparison, and access by newly eligible individuals to appropriate health care; and
- (5) The economic impact on the state and local economies from medicaid expansion, including, but not limited to, federal and state spending, employment both inside and outside the health care sector, tax revenue, business and employer costs, household incomes, and health care funding.

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

1. That the Health and Human Services Committee of the Legislature be designated to review, investigate, and assess the financial impact of, and the financing options for, medicaid expansion.

2. That the committee shall upon the conclusion of its study make a report of its findings, together with its recommendations, to the Legislative Council of the Legislature.

Referred to the Executive Board.

**LEGISLATIVE RESOLUTION 242.** Introduced by Harms, 48.

**PURPOSE:** The purpose of this study is to examine the methods of encouraging transition from adult education to postsecondary education for adults. This study will examine models to align adult literacy and postsecondary education systems that have been utilized in other states. The study will also consider what changes could be made in Nebraska to implement transition models.

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

1. That the Education Committee of the Legislature shall be designated to conduct an interim study to carry out the purposes of this resolution.

2. That the committee shall upon the conclusion of its study make a report of its findings, together with its recommendations, to the Legislative Council or Legislature.

Referred to the Executive Board.

**LEGISLATIVE RESOLUTION 243.** Introduced by Gloor, 35; Campbell, 25.

**PURPOSE:** The purpose of this resolution is to study the future of emergency medical services in Nebraska. Presently, there are no governmental subdivisions which have the responsibility to ensure that emergency medical services are being provided throughout the state. Nebraska has no statutory guidance requiring any political subdivision, whether local, county, or regional, which is responsible for emergency medical services. The threat to the health care of Nebraskans is created when a local emergency medical service terminates its program and there is no mandate to coordinate a placement for emergency medical services in that geographical area. The study should develop recommendations for future legislation so that a plan of action could be implemented, with statutory guidance, which would include the financial sustainability and oversight so that emergency medical services are maintained throughout the State of Nebraska. The study is not intended to include self-sustaining emergency medical services currently being provided by larger cities in Nebraska with a paid work force.

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

1. That the Health and Human Services Committee of the Legislature shall be designated to conduct an interim study to carry out the purposes of this resolution.

2. That the committee shall upon the conclusion of its study make a report of its findings, together with its recommendations, to the Legislative Council or Legislature.

Referred to the Executive Board.

**LEGISLATIVE RESOLUTION 244.** Introduced by Mello, 5; Conrad, 46; Dubas, 34; Harms, 48.

**PURPOSE:** The purpose of this resolution is to study issues surrounding the Nebraska Public Safety Communication System. This study shall include, but not be limited to, an examination of current system effectiveness, user accessibility, equipment needs, and user training. The study shall include the history of how the system was created, any cost benefit analysis that was made, who were the major decision makers, and the key decisions that were made. The study shall also determine the costs of updating the system, and what issues present hindrances to providing a public safety communication system that adequately addresses the needs of all interested parties.

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

1. That the Appropriations and Transportation and Telecommunications Committees of the Legislature shall be designated to conduct a joint interim study to carry out the purposes of this resolution.

2. That the committees shall upon the conclusion of their study make a report of their findings, together with their recommendations, to the Legislative Council or Legislature.

Referred to the Executive Board.

**LEGISLATIVE RESOLUTION 245.** Introduced by Mello, 5.

**PURPOSE:** The purpose of this resolution is to study issues surrounding recycling. This study shall include, but not be limited to, an examination of the following issues:

(1) The availability of publicly-sponsored or supported recycling programs for Nebraska residents and businesses;

(2) Existing state programs designed to promote recycling, including grants under the Nebraska Litter Reduction and Recycling Act, Waste Reduction and Recycling Incentive Act, and Nebraska Environmental Trust Act;

(3) The economic, environmental, and energy-saving benefits of increased recycling, including the potential use of recycled materials for manufacturing and the reduction of landfill costs to local governments and businesses; and

(4) Potential strategies to further encourage recycling in Nebraska, including possible changes to existing programs to encourage municipal, residential, and commercial recycling.

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

1. That the Natural Resources Committee of the Legislature shall be designated to conduct an interim study to carry out the purposes of this resolution.

2. That the committee shall upon the conclusion of its study make a report of its findings, together with its recommendations, to the Legislative Council or Legislature.

Referred to the Executive Board.

**LEGISLATIVE RESOLUTION 246.** Introduced by Nebraska Retirement Systems Committee: Nordquist, 7, Chairperson; Conrad, 46; Karpisek, 32; Mello, 5.

**PURPOSE:** The purpose of this study is to conduct a comparison of the school employees and Class V school employees retirement plans. The examination shall include, but not be limited to, a comparison of benefits, plan assets and funding obligations, and administrative costs.

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

1. That the Nebraska Retirement Systems Committee of the Legislature shall be designated to conduct an interim study to carry out the purposes of this resolution.

2. That the committee shall upon the conclusion of its study make a report of its findings, together with its recommendations, to the Legislative Council or Legislature.

Referred to the Executive Board.

**LEGISLATIVE RESOLUTION 247.** Introduced by Nordquist, 7.

**PURPOSE:** The purpose of this study is to examine purchase of service credits in public retirement plans.

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

1. That the Nebraska Retirement Systems Committee of the Legislature shall be designated to conduct an interim study to carry out the purposes of this resolution.

2. That the committee shall upon the conclusion of its study make a report of its findings, together with its recommendations, to the Legislative Council or Legislature.

Referred to the Executive Board.

**LEGISLATIVE RESOLUTION 248.** Introduced by Nordquist, 7.

**PURPOSE:** The purpose of this study is to examine service requirements in the School Employees Retirement Act including, but not limited to, temporary service and service following termination of employment.

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

1. That the Nebraska Retirement Systems Committee of the Legislature shall be designated to conduct an interim study to carry out the purposes of this resolution.

2. That the committee shall upon the conclusion of its study make a report of its findings, together with its recommendations, to the Legislative Council or Legislature.

Referred to the Executive Board.

**LEGISLATIVE RESOLUTION 249.** Introduced by Kolowski, 31.

**WHEREAS,** the third-ranked Millard West High School Wildcats won the 2013 Class A Girls State Soccer Championship with a record of 13-3; and

**WHEREAS,** this victory marked the third state championship that the Millard West Wildcats girls soccer team has won, the other two occurring in 2007 and 2009; and

**WHEREAS,** this championship girls team was led by a dedicated and talented coach, Jacque Tevis-Butler, who has coached at Millard West High School since its founding in 1995; and

**WHEREAS,** the legacy of this soccer team will be continued by Jordan Cassalia, Emma Cuda, Erica Hall, Carson Hassel, and Kayla Roesler who as graduating seniors have signed letters of intent to continue their soccer careers at the collegiate level; 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 Millard West High School Wildcats girls soccer team and coaches for winning the 2013 Class A Girls State Soccer Championship.

2. That a copy of this resolution be sent to Millard West High School.

Laid over.

**LEGISLATIVE RESOLUTION 250.** Introduced by B. Harr, 8.

**PURPOSE:** A study to analyze the State of Nebraska's self-insured workers compensation plan administered by the Department of Administrative Services for the State of Nebraska.

1. The study shall include a review of the efficiency and financial stability of the plan, the effectiveness of the operations and its operating policies and procedures, and the equity of the plan's cost allocation to state agencies.

2. The goals of the study are to:

a. Determine if self-insurance is the most cost-effective means of providing coverage for all agencies. The study should review whether any agencies should consider traditional insurance coverage versus the current self-insurance approach;

b. Review the policies and procedures of the Department of Administrative Services for administering the plan. The study should compare the policies and procedures to industry standards;

c. A review of the methodology used by the Department of Administrative Services to allocate the costs of the plan to each agency. The study should consider the equity of the distribution, the stability in budgeting for agencies, and other issues deemed appropriate;

d. The study should consider trends in the insurance industry for reducing plan costs through education, wellness, or other methods;

e. The study should provide historical trends for both funding and payment from the fund;

f. The study should recommend whether it is financially sound for the plan and equitable to plan recipients to pay lump sum settlements to plan recipients. If it is, then policies or guidelines should be suggested; and

g. Other matters as determined by the committee.

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

1. That the Business and Labor Committee of the Legislature shall be designated to conduct an interim study to carry out the purposes of this resolution.

2. That the committee shall upon the conclusion of its study make a report of its findings, together with its recommendations, to the Legislative Council or Legislature.

Referred to the Executive Board.

**LEGISLATIVE RESOLUTION 251.** Introduced by Nordquist, 7; Lathrop, 12.

PURPOSE: The purpose of this study is to examine court fees earmarked to generate revenue for the Nebraska Judges Retirement System.

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

1. That the Nebraska Retirement Systems Committee and the Judiciary Committee of the Legislature shall be designated to conduct a joint interim study to carry out the purposes of this resolution.

2. That the committees shall upon the conclusion of the study make a report of their findings, together with their recommendations, to the Legislative Council or Legislature.

Referred to the Executive Board.

**LEGISLATIVE RESOLUTION 252.** Introduced by McGill, 26.

**PURPOSE:** The purpose of this resolution is to study how amendments to the Local Option Municipal Economic Development Act affect existing economic development plans adopted under the act. Specifically, the study will examine what changes a governing body can make to an economic development plan without a vote of the people when the act is amended and to determine whether the current law needs clarification.

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

1. That the Urban Affairs Committee of the Legislature shall be designated to conduct an interim study to carry out the purposes of this resolution.

2. That the committee shall upon the conclusion of its study make a report of its findings, together with its recommendations, to the Legislative Council or Legislature.

Referred to the Executive Board.

**LEGISLATIVE RESOLUTION 253.** Introduced by McGill, 26.

**PURPOSE:** To study and assess the impact of Nebraska changing to a home rule state in matters of local concern. This study shall include, but not be limited to, identifying matters of state and local concern, reviewing issues regarding the use of home rule charters by cities, determining the desirability and need to expand the authority granted to cities in light of current legal authority and express limitations on local control, and studying how such change could be implemented effectively.

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

1. That the Urban Affairs Committee of the Legislature shall be designated to conduct an interim study to carry out the purposes of this resolution.

2. That the committee shall upon the conclusion of its study make a report of its findings, together with its recommendations, to the Legislative Council or Legislature.

Referred to the Executive Board.

**LEGISLATIVE RESOLUTION 254.** Introduced by Christensen, 44.

**PURPOSE:** Currently throughout Nebraska there are irrigated acres which have access to both ground water and surface water on the same acres. Such irrigated acres are often called commingled acres. The purpose of this resolution is to examine the concept of regulating commingled acres to only use surface water during years when surface water is plentiful, and to only use ground water during times of scarce surface water supplies. During times when surface water is scarce it would be saved for surface water-only acres and for compliance with compacts, agreements, and decrees. The

study shall include, but not be limited to, identifying the number of commingled acres in Nebraska, reviewing potential regulation structures to implement such a concept throughout Nebraska, and reviewing the potential positive and negative consequences of such a water policy in Nebraska.

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

1. That the Natural Resources Committee of the Legislature shall be designated to conduct an interim study to carry out the purposes of this resolution.

2. That the committee shall upon the conclusion of its study make a report of its findings, together with its recommendations, to the Legislative Council or Legislature.

Referred to the Executive Board.

**LEGISLATIVE RESOLUTION 255.** Introduced by Christensen, 44.

PURPOSE: The purpose of this resolution is to examine the concept of moving surface water-only irrigated acres to ground water acres to help compliance with compacts, agreements, and decrees and to examine potential ways to meet contract payments and management expenses for irrigation districts, public power and irrigation districts, and mutual irrigation and canal companies. The study shall include, but not be limited to, identifying the number of surface water-only acres in Nebraska, reviewing potential pathways to transition the moving of surface water-only acres to ground water acres throughout the state, reviewing the potential positive and negative consequences of such a water policy in Nebraska, and examining ways to replace funds needed to meet contract payments and management expenses of irrigation districts, public power and irrigation districts, and mutual irrigation and canal companies.

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

1. That the Natural Resources Committee of the Legislature shall be designated to conduct an interim study to carry out the purposes of this resolution.

2. That the committee shall upon the conclusion of its study make a report of its findings, together with its recommendations, to the Legislative Council or Legislature.

Referred to the Executive Board.

**LEGISLATIVE RESOLUTION 256.** Introduced by Christensen, 44.

PURPOSE: The purpose of this resolution is to reexamine the consolidation of the Department of Health and Human Services (DHHS) that occurred in 1996 with the enactment of LB 1044. This study shall explore the feasibility of breaking DHHS up into the previous independent agencies that existed

prior to LB 1044, or the need for an additional break up of agencies or divisions to create more manageable agencies that increase accountability to the public. The study shall include, but not be limited to, a review of the reasons for the original consolidation of agencies and whether the goals of the consolidation were met, an examination of whether the break up of DHHS would provide increased manageability and effective delivery of services, and a study of suggested plans of dividing the current programs into new manageable agencies.

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

1. That the Health and Human Services Committee of the Legislature shall be designated to conduct an interim study to carry out the purposes of this resolution.

2. That the committee shall upon the conclusion of its study make a report of its findings, together with its recommendations, to the Legislative Council or Legislature.

Referred to the Executive Board.

**LEGISLATIVE RESOLUTION 257.** Introduced by Nordquist, 7; Bolz, 29; Campbell, 25; Conrad, 46; Cook, 13; Harms, 48; B. Harr, 8; McGill, 26; Mello, 5.

**PURPOSE:** The purpose of this resolution is to study the early childhood learning and development system across the state to determine how to make the current system more effective in preparing children to succeed in school and later in life. Science shows that meeting a child's cognitive, emotional, and social needs in his or her first five years, during the period of rapid brain growth, is imperative for the success of the child, and provides the state a greater return on its investment than if made at any other time in a person's life.

Study issues to be considered may include, but shall not be limited to, an examination of the following:

(1) Implementation, support, monitoring, and evaluation of a quality rating and improvement system in Nebraska;

(2) How a statewide kindergarten assessment system can support the alignment and coordination of early learning and development standards and practices across the state and build on the current and future knowledge and skills of young children;

(3) Barriers posed by family income and geography to the accessibility of high quality child care and early childhood education opportunities; and

(4) Development and promotion of a unified early childhood data system and the ability to link child level data with K-12 and other key data systems.

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

1. That the Education Committee and Health and Human Services Committee of the Legislature shall be designated to conduct a joint interim study to carry out the purposes of this resolution.

2. That the committee shall upon the conclusion of the study make a report of their findings, together with their recommendations, to the Legislative Council or Legislature.

Referred to the Executive Board.

**LEGISLATIVE RESOLUTION 258.** Introduced by Krist, 10.

**PURPOSE:** To study whether alcohol licensee employees should be certified in how to apply the pertinent portions of the Nebraska Liquor Control Act and whether there should be a minimum age requirement for at least one person working at a retail license establishment when alcohol is being sold for consumption on the premises. This study should include, but not be limited to, an examination of the following issues:

- (1) Which, if any, licensees should be affected;
- (2) Which, if any, licensee employees should be affected;
- (3) What requirements should be included in the certification process; and
- (4) Whether a retail licensee that sells alcohol for consumption on the premises should be required to have at least one person who is at least 21 years old on the premises at all times when the establishment is open for business.

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

1. That the General Affairs Committee of the Legislature shall be designated to conduct an interim study to carry out the purposes of this resolution.

2. That the committee shall upon the conclusion of its study make a report of its findings, together with its recommendations, to the Legislative Council or Legislature.

Referred to the Executive Board.

**LEGISLATIVE RESOLUTION 259.** Introduced by Nordquist, 7; Mello, 5.

**PURPOSE:** LB 555 was introduced in 2013 to provide for the utilization of Temporary Assistance for Needy Families (TANF) reserve funds to provide for afterschool programming for children in families that qualify for TANF assistance. The need for this type of programming remains necessary for the success of this population. The purpose of this resolution is to further study this issue, and the study shall include, but not be limited to, the following:

- (1) An evaluation of the potential use of TANF funds to create a grant program for afterschool programs;
- (2) An analysis of the statewide need for afterschool programming grants envisioned under LB 555;

(3) A review of similar programming and the data available in Nebraska and other states; and

(4) A study of the feasibility of creating a grant program for afterschool programming for children in families that qualify for TANF assistance, as envisioned under LB 555.

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

1. That the Appropriations and Health and Human Services Committees of the Legislature shall be designated to conduct a joint interim study to carry out the purposes of this resolution.

2. That the committees shall upon the conclusion of the study make a report of their findings, together with their recommendations, to the Legislative Council or Legislature.

Referred to the Executive Board.

**LEGISLATIVE RESOLUTION 260.** Introduced by Nordquist, 7; Campbell, 25; Crawford, 45; Gloor, 35; Hadley, 37; McGill, 26.

**PURPOSE:** The purpose of this resolution is to examine existing barriers to the delivery of health care services through telehealth technologies in Nebraska. This innovative health care delivery method has the potential to bring health care services to patients where provider shortages exist. Telehealth has been shown to reduce the cost of health care and increase efficiency through better management of chronic diseases, shared health professional staffing, reduced travel times, and fewer or shorter hospital stays. Telehealth offers strategies to overcome challenges to access to care in Nebraska, as well as an opportunity to promote preventive care and wellness in an effort to reduce preventable and costly medical interventions.

The issues addressed by this study shall include, but not be limited to, the following:

(1) Strategies to expand the use of telecommunications or electronic technology by licensed health care providers for diagnosis, consultation, or treatment for medically underserved areas or populations;

(2) The potential use of telecommunications or electronic technology to gather and transmit health information between the patient and the health care provider to monitor a patient's health status;

(3) The potential use of telecommunications or electronic technology to deliver patient education and public health interventions;

(4) The potential use of telecommunications or electronic technology to provide continuing medical education and consultation resources for health care providers;

(5) The standards and technology systems necessary to promote interoperability among provider systems to allow efficient information sharing;

(6) The potential advantages of participation in an interstate compact to set parameters for a unified system of multi-state licensing regarding telehealth services;

- (7) The existing reimbursement structure for telehealth services in the Nebraska Medicaid program and in private insurance plans in our state;
- (8) The ongoing need to protect patient privacy; and
- (9) The removal of existing legal and policy barriers to realizing the full potential of telehealth services in Nebraska.

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

1. That the Health and Human Services Committee and the Banking, Commerce and Insurance Committee of the Legislature shall be designated to conduct a joint interim study to carry out the purposes of this resolution.

2. That the committees shall upon the conclusion of their study make a report of their findings, together with their recommendations, to the Legislative Council or Legislature on or before December 31, 2013.

Referred to the Executive Board.

**LEGISLATIVE RESOLUTION 261.** Introduced by Coash, 27.

**PURPOSE:** The purpose of this resolution is to study barriers to permanent placements for Nebraska children who have been placed out of the home and are wards of the state including, but not limited to, an examination of the following:

- (1) Policies related to terminations of parental rights;
- (2) Department of Health and Human Services procedures related to permanency; and
- (3) The role of judicial discretion in permanency plans.

The study committee shall consult with stakeholders including, but not limited to, the Division of Children and Family Services, the Through the Eyes of the Child Initiative of the Supreme Court, the Foster Care Review Office, and the Nebraska Children's Commission.

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

1. That the Health and Human Services Committee of the Legislature shall be designated to conduct an interim study to carry out the purposes of this resolution.

2. That the committee shall upon the conclusion of its study make a report of its findings, together with its recommendations, to the Legislative Council or Legislature.

Referred to the Executive Board.

**LEGISLATIVE RESOLUTION 262.** Introduced by Coash, 27; Avery, 28; Bloomfield, 17; Brasch, 16; Davis, 43; Dubas, 34; Nordquist, 7.

**PURPOSE:** To study the issues surrounding the high rate of placement of Nebraska's Native American children involved in the foster care system.

This study shall include, but not be limited to, an examination of the following:

(1) The intersection of Native child welfare and the court system, including opportunities for decisionmakers to gain competency relative to the federal Indian Child Welfare Act and Nebraska Indian Child Welfare Act;

(2) The capacity of culturally competent foster and adoptive homes for Native children;

(3) How Nebraska can improve compliance with the purpose of the federal and state Indian child welfare acts; and

(4) The current methods used to gather data on Native American children.

The study committee shall consult with stakeholders including, but not limited to, the Nebraska Indian Child Welfare Act Coalition, the Division of Children and Family Services of the Department of Health and Human Services, Native Americans from the Omaha, Santee Sioux, Winnebago, and Ponca tribes, the Commission on Indian Affairs, the Nebraska Court Improvement Project, and the Foster Care Review Office.

In holding public hearings by utilizing the authority provided by section 50-406 and the rules of the Legislature, at least one public hearing should be conducted on a Native American reservation, if possible, to ensure the study committee has full access to the tribes' collective experience and expertise in effectuating the Indian child welfare acts.

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

1. That the Health and Human Services, Judiciary, and State-Tribal Relations Committees of the Legislature shall be designated to conduct a joint interim study to carry out the purposes of this resolution.

2. That the committees shall upon the conclusion of the study make a report of their findings, together with their recommendations, to the Legislative Council or Legislature.

Referred to the Executive Board.

**LEGISLATIVE RESOLUTION 263.** Introduced by Coash, 27.

**PURPOSE:** The purpose of this resolution is to study the economic impact of the film, television, and commercial industry in Nebraska. This study shall include, but not be limited to, an examination of the following:

(1) The presence of an industry workforce across the state;

(2) The state statutes and local laws affecting Nebraska's competitiveness to attract industry projects;

(3) A review of the most recent jobs created by industry projects;

(4) A review of the most recent sales tax collected from industry projects;

(5) The effect of the industry on Nebraska tourism;

(6) The effect of Nebraska companies producing commercials outside the state; and

(7) The presence and impact of industry-related education programs across the state.

The study committee shall consult with stakeholders including, but not limited to, the Nebraska Film Office, the Nebraska Film Association, the Nebraska Tourism Commission, and the Department of Economic Development.

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

1. That the Revenue Committee of the Legislature shall be designated to conduct an interim study to carry out the purposes of this resolution.

2. That the committee shall upon the conclusion of its study make a report of its findings, together with its recommendations, to the Legislative Council or Legislature.

Referred to the Executive Board.

**LEGISLATIVE RESOLUTION 264.** Introduced by Scheer, 19.

**PURPOSE:** The purpose of this resolution is to examine the education data system. The study shall include an assessment of the adequacy of the current data system maintained by the State Department of Education to provide timely access to relevant and accurate data to meet various needs, including information for teachers in public schools about student achievement in their classrooms, objective research regarding educational practices, data for policy formation and review, and accountability to the public regarding the performance of the public schools. This study shall include, but not be limited to, an examination of the following:

(1) The costs of the data system;

(2) Legislative access and public access to the department's data system;

(3) The role and inter-relationships between the Nebraska Student and Staff Record System, the Consolidated Data System, the State of the Schools Report, and the Statewide Longitudinal Data System as developed pursuant to federal grant funding;

(4) Timeliness and access to financial information related to school spending, budgets, taxes, and state aid;

(5) Adequacy of school staff data in the Nebraska Student and Staff Record System in relation to teacher and classified staff qualifications, assignments, degree level, college credits, and experience; and

(6) Any other issue related to the education data system that the study committee deems important.

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

1. That the Education Committee of the Legislature shall be designated to conduct an interim study to carry out the purposes of this resolution.

2. That the committee shall upon the conclusion of its study make a report of its findings, together with its recommendations, to the Legislative Council or Legislature.

Referred to the Executive Board.

**LEGISLATIVE RESOLUTION 265.** Introduced by Conrad, 46; Avery, 28; Pirsch, 4.

**PURPOSE:** The purpose of this resolution is to study insurance coverage of amino acid-based elemental formulas and how such coverage interfaces with the Patient Protection and Affordable Care Act under the essential benefits package.

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

1. That the Banking, Commerce and Insurance Committee of the Legislature shall be designated to conduct an interim study to carry out the purposes of this resolution.

2. That the committee shall upon the conclusion of its study make a report of its findings, together with its recommendations, to the Legislative Council or Legislature.

Referred to the Executive Board.

**LEGISLATIVE RESOLUTION 266.** Introduced by Conrad, 46; Hadley, 37; Mello, 5; Nordquist, 7.

**PURPOSE:** The purpose of this resolution is to study and identify ways in which Nebraska may support and increase venture capital investment in the state. In 2011, Nebraska ranked 47th in venture capitalist investment according to the National Venture Capital Association. Nebraska is largely failing to capture its share of investments in high-growth, innovative economic sectors and businesses.

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

1. That the Revenue Committee of the Legislature shall be designated to conduct an interim study to carry out the purposes of this resolution.

2. That the committee shall upon the conclusion of its study make a report of its findings, together with its recommendations, to the Legislative Council or Legislature.

Referred to the Executive Board.

**LEGISLATIVE RESOLUTION 267.** Introduced by Smith, 14.

**PURPOSE:** The purpose of this resolution is to review the One-Call Notification System Act. The Legislature has not conducted a comprehensive review of the act since its adoption in 1994. Since that time there have been significant changes in technology, excavation techniques, agriculture practices, and the nature of underground infrastructure. The Legislature should undertake a thorough review of the act, including how it

relates to current practices. This study shall include, but not be limited to, an examination of the following issues:

(1) Developments at the federal level, including recent studies by the United States Department of Transportation's Pipeline and Hazardous Materials Safety Administration;

(2) A comparison of one-call notification systems across the country to determine best practices regarding exemptions, penalties, liability, and enforcement;

(3) The relevance of the agriculture exemption, particularly when applied to nonowner third parties conducting excavation on agricultural land;

(4) The recent and ongoing technological updates by Diggers Hotline of Nebraska, how these updates assist excavators across the state, and the identification and implementation of best practices for public outreach for full utilization of those updates; and

(5) The effectiveness of current enforcement statutes.

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

1. That the Transportation and Telecommunications Committee of the Legislature shall be designated to conduct an interim study to carry out the purposes of this resolution.

2. That the committee shall upon the conclusion of its study make a report of its findings, together with its recommendations, to the Legislative Council or Legislature.

Referred to the Executive Board.

**LEGISLATIVE RESOLUTION 268.** Introduced by Smith, 14.

**PURPOSE:** The purpose of this resolution is to study the issues surrounding new residential and commercial development in our state's urban areas. This study shall include, but not be limited to, an examination of the following:

(1) How school district boundary lines impact the creation and location of new residential and commercial developments;

(2) How school district boundary lines enhance or restrict the growth of municipalities and economic development; and

(3) Any other related topics the study committee deems appropriate.

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

1. That the Education Committee and the Urban Affairs Committee of the Legislature shall be designated to conduct an interim study to carry out the purposes of this resolution.

2. That the committees shall upon the conclusion of the study make a report of their findings, together with their recommendations, to the Legislative Council or Legislature.

Referred to the Executive Board.

**COMMITTEE REPORTS**  
Enrollment and Review

**LEGISLATIVE BILL 568.** Placed on Select File with amendment.  
ER103

- 1 1. In the Standing Committee amendments, AM812:
- 2 a. On page 2, line 26, strike "their" and insert "his or
- 3 her";
- 4 b. On page 5, line 14, strike "Licensed entity
- 5 navigators" and insert "A licensed entity navigator"; in line 21
- 6 after "two" insert an underscored comma; and in line 26 after
- 7 "director" insert an underscored comma; and
- 8 c. On page 6, line 7, after "director" insert an
- 9 underscored comma.
- 10 2. On page 1, strike beginning with "provide" in line
- 11 1 through line 2 and insert "adopt the Health Insurance Exchange
- 12 Navigator Licensure Act; to provide severability; and to declare an
- 13 emergency.".

**LEGISLATIVE BILL 568A.** Placed on Select File.

**LEGISLATIVE BILL 556.** Placed on Select File with amendment.  
ER105

- 1 1. On page 1, strike beginning with the last comma in
- 2 line 2 through line 11 and insert "; to provide for telehealth
- 3 services for children's behavioral health; to state intent for
- 4 behavioral health screenings; to provide for education and training
- 5 on children's behavioral health; to create a pilot program; to
- 6 change provisions relating to medical assistance coverage and
- 7 telehealth transmission requirements; and to repeal the original
- 8 sections.".

**LEGISLATIVE BILL 556A.** Placed on Select File with amendment.  
ER104

- 1 1. On page 2, line 3, strike "University of Nebraska
- 2 Board of Regents for the" and insert "Board of Regents of the
- 3 University of Nebraska for the University of Nebraska".

(Signed) John Murante, Chairperson

**UNANIMOUS CONSENT - Add Cointroducer**

Senator Kintner asked unanimous consent to add his name as cointroducer to LB308. No objections. So ordered.

**SPEAKER SIGNED**

While the Legislature was in session and capable of transacting business, the Speaker signed the following: LBs196 and 197.

**VISITORS**

Visitors to the Chamber were 69 fourth-grade students and teachers from Ezra Elementary, Omaha; Sheila, Chris, and Paetra Collins from Davey; and 44 fourth-grade students from Everett Elementary, Lincoln.

**RECESS**

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

**AFTER RECESS**

The Legislature reconvened at 1:30 p.m., Speaker Adams presiding.

**ROLL CALL**

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

**PRESENTED TO THE GOVERNOR**

Presented to the Governor on May 20, 2013, at 12:07 p.m. were the following: LBs 196e and 197e.

(Signed) Jamie Kruse  
Clerk of the Legislature's Office

**COMMITTEE REPORT**

Health and Human Services

**LEGISLATIVE RESOLUTION 22.** Reported to the Legislature for further consideration with the following amendment:  
AM937

- 1 1. Strike the original provisions and insert the
- 2 following new provisions:
- 3 WHEREAS, spending on health care in the United States has
- 4 grown faster than the gross domestic product (GDP), the rate of
- 5 inflation, and the rate of population growth for most of the last
- 6 four decades; and
- 7 WHEREAS, the share of GDP devoted to health care in the
- 8 United States has risen from 5.2% in 1960 to 17.6% in 2009; and
- 9 WHEREAS, the total public and private health care
- 10 expenditure in Nebraska in 2009 was \$12,649,000,000; and
- 11 WHEREAS, since 2000 real hourly wage growth, net of
- 12 health benefits, has stagnated while inflation-adjusted family
- 13 health insurance premiums have increased 58%; and
- 14 WHEREAS, the average employer-based health insurance
- 15 annual premium cost in Nebraska in 2011 was \$13,776; and
- 16 WHEREAS, eleven of Nebraska's ninety-three counties have
- 17 no primary care physicians, and observers believe the lack of
- 18 primary care physicians will become more acute as more people enter
- 19 the health care system as a result of the federal Affordable Care
- 20 Act; and
- 21 WHEREAS, officials estimate that, under current demand,
- 22 Nebraska will be short approximately three hundred primary care

23 physicians by 2014. The number of physicians older than sixty-five  
1 years of age has jumped by 78% in the past five years; and

2 WHEREAS, it is anticipated by the University of Nebraska  
3 Medical Center that by 2014 the state will need at least 1,685  
4 primary care physicians, 314 primary care nurse practitioners, and  
5 350 primary care physician assistants to meet the increased demand  
6 from the newly insured resulting from health care reform; and

7 WHEREAS, Nebraska's uninsured rate for persons younger  
8 than sixty-five years of age is 14.9% (more than 232,000), which is  
9 an increase of 67.4% since 2000; and

10 WHEREAS, Nebraska counties with uninsured rates of 21% or  
11 greater exist only in rural areas; and

12 WHEREAS, Nebraska's future economic and fiscal success  
13 requires a healthy population, high quality health care at lower  
14 cost, and greater efficiency; and

15 WHEREAS, Nebraska's families and small businesses are  
16 faced with increasing and unsustainable health care costs; and

17 WHEREAS, successful transformation of Nebraska's health  
18 care system is essential to the state's economic well-being and the  
19 quality of care provided to Nebraskans; and

20 WHEREAS, health care reform is not only a matter  
21 of coverage or increasing access. True reform is total system  
22 transformation into a patient-centric, high-value enterprise; and

23 WHEREAS, understanding the challenge of health care  
24 reform and solving Nebraska's health care system crisis requires  
25 a new level of cooperation between all health care partner  
26 stakeholders and policymakers in Nebraska; and

27 WHEREAS, state government must provide clear leadership  
1 and accountability to health care system transformation efforts and  
2 must do so in a way that demands transparency, trust, and full  
3 participation from all partner stakeholders.

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

6 1. That the Health and Human Services Committee of  
7 the Legislature, in cooperation with the Banking, Commerce and  
8 Insurance Committee of the Legislature, be designated to develop  
9 policy recommendations towards transformation of Nebraska's health  
10 care system.

11 2. In order to develop its policy recommendations,  
12 the Health and Human Services Committee of the Legislature, in  
13 cooperation with the Banking, Commerce and Insurance Committee of  
14 the Legislature, shall bring together through information-gathering  
15 meetings and work groups partner stakeholders at all levels,  
16 including state and local governments, public and private insurers,  
17 health care delivery organizations, employers, specialty societies,  
18 consumer groups, patients, consumers, and all other interested  
19 parties, to work together with the shared objectives of controlling  
20 health care costs and improving health care quality.

21 3. With input from partner stakeholders and in

22 conjunction with the Banking, Commerce and Insurance Committee of  
 23 the Legislature, the Health and Human Services Committee of the  
 24 Legislature shall:

25 a. Provide a comprehensive review of Nebraska's health  
 26 care delivery, cost, and coverage demands;

27 b. Engage stakeholders in dialogue, roundtable  
 1 discussions, and public policy discourse;

2 c. Develop a framework for health care system  
 3 transformation to meet public health, workforce, delivery, and  
 4 budgetary responsibilities; and

5 d. Develop cooperative strategies and initiatives for the  
 6 design, implementation, and accountability of services to improve  
 7 care, quality, and value while advancing the overall health of  
 8 Nebraskans.

9 4. The Health and Human Services Committee of the  
 10 Legislature may conduct public hearings and, with the Banking,  
 11 Commerce and Insurance Committee of the Legislature, make  
 12 recommendations relating to health care for Nebraskans. The Health  
 13 and Human Services Committee of the Legislature and the Banking,  
 14 Commerce and Insurance Committee of the Legislature shall hold  
 15 a joint hearing by November 1, 2013, to discuss the information  
 16 obtained pursuant to this resolution.

17 5. The Health and Human Services Committee of the  
 18 Legislature and the Banking, Commerce and Insurance Committee  
 19 of the Legislature, along with any work groups created pursuant  
 20 to this resolution, shall rely on information, data, and subject  
 21 matter expertise and consultation from a wide range of entities,  
 22 including the Division of Medicaid and Long-Term Care and the  
 23 Division of Public Health of the Department of Health and Human  
 24 Services, the Department of Insurance, and any other agencies the  
 25 committees identify, to provide collaboration with the committees  
 26 and any such work groups to attain the goals for health care system  
 27 transformation.

1 6. The funding of the activities of the Health and Human  
 2 Services Committee of the Legislature under this resolution will be  
 3 provided from existing appropriations for the committee from the  
 4 Nebraska Health Care Cash Fund.

(Signed) Kathy Campbell, Chairperson

## RESOLUTIONS

**LEGISLATIVE RESOLUTION 269.** Introduced by B. Harr, 8.

PURPOSE: The purpose of this resolution is to examine the property tax base structure and compare this structure to those of other states.

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

1. That the Revenue Committee of the Legislature shall be designated to conduct an interim study to carry out the purposes of this resolution.

2. That the committee shall upon the conclusion of its study make a report of its findings, together with its recommendations, to the Legislative Council or Legislature.

Referred to the Executive Board.

**LEGISLATIVE RESOLUTION 270.** Introduced by Davis, 43; Campbell, 25; Coash, 27; Cook, 13; Crawford, 45; Dubas, 34; Gloor, 35; Harms, 48; Howard, 9; Krist, 10.

**PURPOSE:** The purpose of this resolution is to study identification or creation of methods of keeping elderly Nebraskans safe in their homes where they can receive high quality care and support in order to avoid hospitalization, emergency room visits, and long-term facility care. This study shall include, but not be limited to, an examination of the following:

(1) Ways to reduce overall health care expenditures for the elderly by delivery of affordable care in the comfort and safety of their homes;

(2) How to identify or create methods of assistance for the elderly who often have limited incomes, limited resources, and families living at a distance;

(3) New methods of delivery of high quality in-home services to Nebraskans in underserved areas of the state to reduce overall health care expenditures for the elderly population;

(4) Development of one or more pilot projects in identified communities in order to demonstrate how providing high quality care to Nebraskans in their homes would help meet their health care needs in an affordable manner; and

(5) Weaknesses in the current community health care system which results in early transfers of elderly citizens from their residences.

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

1. That the Health and Human Services Committee of the Legislature shall be designated to conduct an interim study to carry out the purposes of this resolution.

2. That the committee shall upon the conclusion of its study make a report of its findings, together with its recommendations, to the Legislative Council or Legislature.

Referred to the Executive Board.

**LEGISLATIVE RESOLUTION 271.** Introduced by Davis, 43; Bloomfield, 17; Chambers, 11; Hansen, 42; B. Harr, 8; Johnson, 23; Lathrop, 12; Schilz, 47; Wallman, 30.

**PURPOSE:** The purpose of this resolution is to examine issues, benefits, and costs associated with expanding the brand inspection area to include the

entire State of Nebraska. This study shall identify and quantify the value conferred to cattle owners and to commerce in cattle through ownership verification and documentation, theft detection and deterrence, including detection and prevention of fraud, and in contributions to livestock disease traceability. This study shall also examine means to increase the functionality of brand recording and inspection for purposes of disease traceability, and examine systems of animal ID and documentation and recording of cattle movements and transactions that could be adapted and utilized for purposes of ownership verification, and how such systems might be integrated into the Nebraska brand law.

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

1. That the Agriculture Committee of the Legislature shall be designated to conduct an interim study to carry out the purposes of this resolution.

2. That the committee shall upon the conclusion of its study make a report of its findings, together with its recommendations, to the Legislative Council or Legislature.

Referred to the Executive Board.

**LEGISLATIVE RESOLUTION 272.** Introduced by Bolz, 29; Kolowski, 31.

**PURPOSE:** The purpose of this study is to examine issues related to the use of paraeducators to improve and promote student achievement in public elementary schools.

1. The study will consider State Department of Education data related to teachers and paraeducators assigned to elementary classrooms in the public schools. The study shall consider, but not be limited to:

a. Average number of students in elementary grade classrooms during the day or class period, the average number of English Language Learners, special education students, and high ability learners in elementary grades, and the teacher/student and paraeducator/student ratios in elementary classrooms;

b. Paraeducator training, qualifications, credentials, and years of experience; and

c. Student achievement and growth of students, individually and in the aggregate by school building, especially related to students with individualized education plans, in relation to the skills, training, experience, and qualifications of assigned teacher and paraeducators.

2. The policy issues for study include, but are not limited to:

a. Adequate access to training for paraeducators and the availability of existing training programs;

b. The need for additional credentialing or certification of paraeducators;

c. The adequacy of salaries and benefits for paraeducators;

d. Opportunities for innovation, improving retention, and improved collaboration and existing best practices; and

e. Existing and potential funding streams for staffing purposes.

3. The study will also include any other related topics the committee deems appropriate.

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

1. That the Education Committee of the Legislature shall be designated to conduct an interim study to carry out the purposes of this resolution.

2. That the committee shall upon the conclusion of its study make a report of its findings, together with its recommendations, to the Legislative Council or Legislature.

Referred to the Executive Board.

**LEGISLATIVE RESOLUTION 273.** Introduced by Bolz, 29.

**PURPOSE:** To identify budgeting strategies to support the array of services needed for Nebraska's aging population in a fiscally responsible manner.

Nebraska's elderly population is increasing rapidly. Between 2010 and 2030, the population of persons age 65 and over is expected to grow by 75 percent. As such, strategic initiatives are needed to both care for needs and manage state investments. This interim study shall address, but not be limited to, the following policy areas:

1. Examination of global budgeting strategies in providing for long-term care services for older Nebraskans and model state strategies;

2. Examination of current funding streams providing for the needs of aging Nebraskans, including, but not limited to: The medicaid state plan, medicaid home and community-based services waiver, the Nebraska Community Aging Services Act, care management services, social services block grant, and the Disabled Persons and Family Support Act;

3. Examination of the availability of waivers to promote strategic initiatives in long-term care services for older Nebraskans;

4. Identification of existing data for long-term care services needs and trends as well as additional needs for data collection and analysis;

5. Identification of the full array of long-term care services for older Nebraskans needed in Nebraska, including strategies to assist with individuals aging in place and promoting consumer choice and consumer independence and availability of assessment tools and strategies to identify individual needs as well as ways in which information about services is provided; and

6. Identification of areas for potential savings and investments.

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

1. That the Appropriations Committee of the Legislature shall be designated to conduct an interim study to carry out the purposes of this resolution.

2. That the committee shall upon the conclusion of its study make a report of its findings, together with its recommendations, to the Legislative Council or Legislature.

Referred to the Executive Board.

**LEGISLATIVE RESOLUTION 274.** Introduced by Bolz, 29.

**PURPOSE:** The medicaid management information system supports claims processing, coordination of benefits, surveillance and utilization review, federal and management reporting, and case management. As such, it is essential to the functioning of the medicaid system overall and holds potential to provide information for strategic programmatic and fiscal management. The purpose of this interim study is to maximize opportunities to leverage the new opportunity to build a medicaid management information system that meets the needs of Nebraska now and in the future. The policy issues that the study shall examine include, but are not limited to, are:

1. Opportunities to maximize federal matching dollars available for the system;
2. Development of a strategic analysis of the information management needs in short term and long term to be supported by the system;
3. Best practices and effective systems in other states successfully serving health care needs and saving money;
4. Review of opportunities to maximize information gathering for oversight of managed care contracts;
5. Identification of new payment and delivery models to achieve cost savings and increased reporting and analytical capabilities to manage the program; and
6. Establishing a timeline for the Department of Health and Human Services to implement the building of the system to ensure that it occurs in a timely fashion.

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

1. That the Appropriations Committee of the Legislature shall be designated to conduct an interim study to carry out the purposes of this resolution.
2. That the committee shall upon the conclusion of its study make a report of its findings, together with its recommendations, to the Legislative Council or Legislature.

Referred to the Executive Board.

**LEGISLATIVE RESOLUTION 275.** Introduced by Bolz, 29; McGill, 26.

**PURPOSE:** The purpose of this study is to examine issues relating to the behavioral and mental health needs of children in educational settings.

1. The study will consider the intersection between educational needs and behavioral and mental health care needs. Policy issues the study will consider include, but are not limited to:

a. Needs identified by teachers, school social workers, school nurses, and other staff members in public schools for behavioral and mental health services in school settings;

b. Current staffing patterns for school nurses and social workers and other related school staff members;

c. Needs for additional data collection related to behavioral health needs in educational settings;

d. Existing school-based strategies for addressing behavioral and mental health needs for children, including best practices in other states, pilot strategies, and existing alternative programs and schools;

e. Relationships between graduation rates and behavioral and mental health needs of students;

f. Opportunities for improved coordination between educational settings and the Department of Health and Human Services, especially the behavioral health regions established under the Nebraska Behavioral Health Services Act;

g. Existing funding streams for behavioral and mental health services in schools; and

h. Other issues deemed appropriate by the Education and Health and Human Services Committees of the Legislature.

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

1. That the Education Committee and the Health and Human Services Committee of the Legislature shall be designated to conduct an interim study to carry out the purposes of this resolution.

2. That the committees shall upon the conclusion of the study make a report of their findings, together with their recommendations, to the Legislative Council or Legislature.

Referred to the Executive Board.

### **MOTIONS - Return LB195 to Select File**

Senator Chambers renewed his motion, found in this day's Journal, to return LB195 to Select File for his specific amendment, AM1441, found on page 1409.

Senator Chambers withdrew his motion to return.

Senator Chambers moved to return LB195 to Select File for the following specific amendment:

FA84

Strike Section 2.

Senator Chambers withdrew his motion to return.

**BILLS ON FINAL READING****Dispense With Reading at Large**

Pursuant to Rule 6, Section 8, the Legislature approved the dispensing of the reading at large of LB195 with 36 ayes, 1 nay, and 12 present and not voting.

The following bill was put upon final passage:

**LEGISLATIVE BILL 195.** With Emergency Clause.

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.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?'"

Voting in the affirmative, 46:

Adams	Coash	Harms	Lautenbaugh	Seiler
Ashford	Conrad	Harr, B.	McGill	Smith
Avery	Cook	Howard	Mello	Sullivan
Bloomfield	Crawford	Johnson	Murante	Wallman
Bolz	Davis	Karpisek	Nelson	Watermeier
Brasch	Dubas	Kintner	Nordquist	Wightman
Campbell	Gloor	Kolowski	Price	
Carlson	Haar, K.	Krist	Scheer	
Chambers	Hadley	Larson	Schilz	
Christensen	Hansen	Lathrop	Schumacher	

Voting in the negative, 3:

Janssen	McCoy	Pirsch
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Not voting, 0.

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

### **Dispense With Reading at Large**

Pursuant to Rule 6, Section 8, the Legislature approved the dispensing of the reading at large of LB198 with 39 ayes, 2 nays, and 8 present and not voting.

The following bill was put upon final passage:

**LEGISLATIVE BILL 198.** With Emergency Clause.

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 and a request for funding; to provide an operative date; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?'"

Voting in the affirmative, 42:

Adams	Christensen	Hadley	Krist	Seiler
Ashford	Coash	Hansen	Lathrop	Smith
Avery	Conrad	Harms	McGill	Sullivan
Bloomfield	Cook	Harr, B.	Mello	Wallman
Bolz	Crawford	Howard	Nelson	Watermeier
Brasch	Davis	Johnson	Nordquist	Wightman
Campbell	Dubas	Karpisek	Price	
Carlson	Gloor	Kintner	Scheer	
Chambers	Haar, K.	Kolowski	Schumacher	

Voting in the negative, 3:

Janssen	McCoy	Pirsch
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Present and not voting, 4:

Larson	Lautenbaugh	Murante	Schilz
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A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

### **Dispense With Reading at Large**

Pursuant to Rule 6, Section 8, the Legislature approved the dispensing of the reading at large of LB199 with 39 ayes, 3 nays, and 7 present and not voting.

The following bill was put upon final passage:

**LEGISLATIVE BILL 199.** With Emergency Clause.

A BILL FOR AN ACT relating to state government; to amend sections 8-1120, 45-621, 53-117.03, 53-117.06, 68-1604, 81-2004.02, 81-2004.05, and 81-2004.08, Reissue Revised Statutes of Nebraska, and sections 43-3718, 43-3719, 43-3720, 58-703, 58-706, 59-1608.04, 60-6,211.05, 71-7611, 72-815, 81-2509, 81-2510, 81-2511, 81-2513, 81-3119, 82-331, 82-332, and 84-510, Revised Statutes Cumulative Supplement, 2012; to provide fund transfers; to create funds; to provide, change, and eliminate the source and use of certain funds; to change provisions relating to grants for court appointed special advocate programs, fees for liquor enforcement training, and housing assistance; to authorize the sale and disposition of proceeds of certain land; to change provisions relating to applications to the Commission on Indian Affairs for state assistance; to harmonize provisions; to repeal the original sections; to outright repeal section 81-2512, Revised Statutes Cumulative Supplement, 2012; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?'"

Voting in the affirmative, 49:

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

Voting in the negative, 0.

Not voting, 0.

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

The following bill was read and put upon final passage:

**LEGISLATIVE BILL 200.** With Emergency Clause.

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.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?'"

Voting in the affirmative, 49:

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

Voting in the negative, 0.

Not voting, 0.

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

### **Dispense With Reading at Large**

Pursuant to Rule 6, Section 8, the Legislature approved the dispensing of the reading at large of LB194 with 39 ayes, 4 nays, and 6 present and not voting.

The following bill was put upon final passage:

### **LEGISLATIVE BILL 194.** With Emergency Clause.

A BILL FOR AN ACT relating to appropriations; to amend Laws 2011, LB374, sections 11, 12, 13, 14, 15, 17, 18, 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, 113, 118, 119, 120, 121, 122, 123, 130, 131, 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, 217, 219, 225, 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 30, 31, and 32; Laws 2012, LB751A, section 1; Laws 2012, LB968, sections 37, 38, 39, 40, 42, 43, 45, 47, 49, 50, 52, 54, 55, 56, 59, 60, 62, 67, 70, and 71; Laws 2012, LB985A, section 4; Laws 2012, LB998A, section 1; 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 require a study; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?'"

Voting in the affirmative, 49:

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

Voting in the negative, 0.

Not voting, 0.

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

The following bill was read and put upon final passage:

**LEGISLATIVE BILL 536.** With Emergency Clause.

A BILL FOR AN ACT relating to claims against the state; to appropriate funds for the payment of certain claims; to provide for payment of the claims; to authorize agencies to write off certain claims as prescribed; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?'"

Voting in the affirmative, 46:

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

Voting in the negative, 0.

Present and not voting, 3:

Avery                      Christensen      Harr, B.

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

### **SPEAKER SIGNED**

While the Legislature was in session and capable of transacting business, the Speaker signed the following: LBs 195, 198, 199, 200, 194, and 536.

### **AMENDMENT - Print in Journal**

Senator Schilz filed the following amendment to LB402:  
AM1364 is available in the Bill Room.

### **RESOLUTIONS**

**LEGISLATIVE RESOLUTION 276.** Introduced by Chambers, 11.

**PURPOSE:** The purpose of this resolution is to study the communications rate structure for persons receiving calls from incarcerated individuals in county and local correctional facilities. National studies have shown that frequent communication between inmates and family members reduces recidivism rates. Nebraska is one of only eight states which does not allow providers to add commissions or financial incentives to state incarceration facilities for communications services provided to inmates. However, this prohibition does not extend to county and municipal correctional facilities. This study shall include, but not be limited to, an examination of the following:

- (1) Whether current telephone rates include the commissions charged as part of the rate charged to persons receiving calls from incarcerated individuals in city and county correctional facilities in Nebraska;
- (2) How commissions are collected, disbursed, and spent if received;
- (3) The real cost of providing telephone service absent commissions;

(4) The financial impact on county or local governments if commissions are eliminated;

(5) Telephone rates charged by local correctional facilities compared with rates charged by state correctional facilities;

(6) Whether county and local correctional facilities could buy inmate telephone services through state contracts for such services and whether this would reduce overall costs;

(7) The impact on family members and friends who are charged current rates on calls they accept from incarcerated individuals;

(8) Video conferencing or peer-to-peer Internet services in lieu of current telephone communications and a determination of whether these alternative services can reduce overall costs for inmates, their families, and correctional facilities; and

(9) Whether face-to-face meetings at incarceration facilities will continue if video conferencing or peer-to-peer Internet services are implemented and recommendations of conditions or circumstances that would warrant face-to-face visits.

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

1. That the Transportation and Telecommunications Committee of the Legislature shall be designated to conduct an interim study to carry out the purposes of this resolution.

2. That the committee shall upon the conclusion of its study make a report of its findings, together with its recommendations, to the Legislative Council or Legislature.

Referred to the Executive Board.

**LEGISLATIVE RESOLUTION 277.** Introduced by Ashford, 20.

PURPOSE: To study and review the current costs associated with correctional and detention facilities in Nebraska and the costs to political subdivisions for detention and incarceration of adult and juvenile offenders.

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

1. That the Judiciary Committee of the Legislature shall be designated to conduct an interim study to carry out the purposes of this resolution.

2. That the committee shall upon the conclusion of its study make a report of its findings, together with its recommendations, to the Legislative Council or Legislature.

Referred to the Executive Board.

**LEGISLATIVE RESOLUTION 278.** Introduced by Ashford, 20.

PURPOSE: To investigate and review matters and issues which are within the jurisdiction of the Judiciary Committee of the Legislature.

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

1. That the Judiciary Committee of the Legislature shall be designated to conduct an interim study to carry out the purposes of this resolution.

2. That the committee shall upon the conclusion of its study make a report of its findings, together with its recommendations, to the Legislative Council or Legislature.

Referred to the Executive Board.

**LEGISLATIVE RESOLUTION 279.** Introduced by Ashford, 20.

PURPOSE: The purpose of this resolution is to study the use of social impact bonds to develop programming for juveniles and adults reentering the community after involvement with the juvenile justice system or the criminal justice system.

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

1. That the Judiciary Committee of the Legislature shall be designated to conduct an interim study to carry out the purposes of this resolution.

2. That the committee shall upon the conclusion of its study make a report of its findings, together with its recommendations, to the Legislative Council or Legislature.

Referred to the Executive Board.

**LEGISLATIVE RESOLUTION 280.** Introduced by Karpisek, 32.

PURPOSE: To study the retail license provisions within the Nebraska Liquor Control Act regarding permissible activities and determine whether any or all retail licensees should be permitted to bottle draft beer to be sold for consumption off the premises. This study should include, but not be limited to, an examination of the following issues:

(1) Whether there is a demand for retail licensees to bottle draft beer to be sold for consumption off the premises;

(2) Whether retail licensees should be providing such a product intended to be consumed off the premises;

(3) Whether retail licensees are capable of providing such a product to be sold for consumption off the premises in a manner that preserves the quality of the beer and assures the public's health and safety;

(4) What regulations, if any, would be necessary to protect the public's health regarding the method of bottling draft beer to be sold for consumption off the premises;

(5) What, if any, restrictions should apply to the size of the individual container and the aggregate amount of draft beer the purchaser may remove from the premises; and

(6) To what extent, if any, would allowing retail licensees to provide such a product have on the three-tier system of alcohol licensees.

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

1. That the General Affairs Committee of the Legislature shall be designated to conduct an interim study to carry out the purposes of this resolution.

2. That the committee shall upon the conclusion of its study make a report of its findings, together with its recommendations, to the Legislative Council or Legislature.

Referred to the Executive Board.

**LEGISLATIVE RESOLUTION 281.** Introduced by Karpisek, 32.

**PURPOSE:** To study the nature of and relationship between catering liquor licenses and special designated liquor licenses within the Nebraska Liquor Control Act. This study should include, but not be limited to, an examination of the following issues:

(1) Whether the catering license is currently being utilized as it was originally intended and whether the relationship between catering licenses and special designated liquor licenses follows legislative intent;

(2) The number of catering licenses currently being issued and the recent trends;

(3) Which types of licensees are applying for catering licenses and the reasons if any are non-caterers;

(4) Whether non-caterers should be granted a catering license; and

(5) Whether there should be an enhanced special designated license or catering license for licensees who are frequently granted special designated licenses for the same location.

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

1. That the General Affairs Committee of the Legislature shall be designated to conduct an interim study to carry out the purposes of this resolution.

2. That the committee shall upon the conclusion of its study make a report of its findings, together with its recommendations, to the Legislative Council or Legislature.

Referred to the Executive Board.

**LEGISLATIVE RESOLUTION 282.** Introduced by Karpisek, 32.

**PURPOSE:** To study issues regarding the parity in Nebraska School Activities Association (NSAA) activities between private and public high schools. This study should include, but not be limited to, an examination of the following issues:

(1) How private high schools perform against public high schools in NSAA activities, with a specific focus on sporting contests;

(2) Whether there is parity between private and public high schools in NSAA activities, with a specific focus on sporting contests;

(3) Whether private or public high schools attract student athletes to their respective institutions through methods which may give them an unfair competitive advantage;

(4) What measures are necessary to improve the parity between private and public high schools, if a lack of parity exists; and

(5) What steps other states have taken to improve the parity in their respective extracurricular activities and whether such steps were effective.

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

1. That the Education Committee of the Legislature shall be designated to conduct an interim study to carry out the purposes of this resolution.

2. That the committee shall upon the conclusion of its study make a report of its findings, together with its recommendations, to the Legislative Council or Legislature.

Referred to the Executive Board.

**LEGISLATIVE RESOLUTION 283.** Introduced by Karpisek, 32.

PURPOSE: The purpose of this resolution is to investigate and review matters and issues arising during the interim which are within the jurisdiction of the General Affairs Committee of the Legislature.

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

1. That the General Affairs Committee of the Legislature shall be designated to conduct an interim study to carry out the purposes of this resolution.

2. That the committee shall upon the conclusion of its study make a report of its findings, together with its recommendations, to the Legislative Council or Legislature.

Referred to the Executive Board.

**LEGISLATIVE RESOLUTION 284.** Introduced by Karpisek, 32.

PURPOSE: The purpose of this study is to review issues surrounding child custody proceedings and parenting time determinations as they pertain to families of divorce. This study shall take into consideration, but not be limited to, the following information:

1. A review and an analysis of research studies that examine how custody and parenting time awards affect outcomes for children both socially and emotionally;

2. A review, a comparison, and an analysis of parent-created parenting plans, attorney-negotiated parenting plans, mediated parenting plans, and court-determined parenting plans;

3. A review and an analysis of relevant legal standards that address the constitutional rights of children and parents;

4. A review and analysis of current and proposed legislation in other states to determine how other states have addressed these issues;

5. A review and an analysis of parenting time guidelines currently used in Nebraska to set and determine standards, including variations of these standards across the state;

6. A review and an analysis of available data on Nebraska divorce and custody proceedings;

7. A review and an analysis of custody decisions related to domestic violence;

8. A review and an analysis of how litigants manipulate the current family law system and the incentives the current system creates for such manipulation;

9. A review and an analysis of the effect of child support guidelines on parenting time decisions and the effect of custody decisions on child support payments;

10. A review and an analysis of what measures could be taken to improve implementation and actual enforcement of custody decisions; and

11. A review and an analysis of custody decisions on subsequent litigation.

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

1. That the Judiciary Committee of the Legislature shall be designated to conduct an interim study to carry out the purposes of this resolution.

2. That the committee shall upon the conclusion of its study make a report of its findings, together with its recommendations, to the Legislative Council or Legislature.

Referred to the Executive Board.

**LEGISLATIVE RESOLUTION 285.** Introduced by Lathrop, 12; Ashford, 20.

**PURPOSE:** To study career education programs in Nebraska's public schools. The study shall include, but not be limited to, an examination of the following issues:

(1) The purpose, role, and mission of career education programs;

(2) The prevalence of, and need for, career education programs at both the middle school and high school levels;

(3) The funding for career education programs, curriculum, and equipment at both the middle school and high school levels and the typical costs for training facilities and programs;

(4) The availability of teachers of career education courses;

(5) The status and role of career guidance in Nebraska schools;

(6) The alignment of secondary career education curriculum to postsecondary career education program curriculum and entrance requirements;

(7) The types and numbers of skilled workers that Nebraska is projected to need in both the short-term and long-term future;

(8) The role of businesses in successful career education programs;

(9) The role of labor organizations in successful career education programs; and

(10) Any other topics related to career education as determined by the study committee.

This study shall be conducted by a select committee consisting of the chairperson of the Education Committee of the Legislature, the chairperson of the Business and Labor Committee of the Legislature, and other members as the chairperson of the Education Committee deems appropriate. The chairperson of the select committee shall be the chairperson of the Education Committee of the Legislature or a member of the Education Committee selected by the chairperson of the Education Committee.

In conducting this study, the select committee shall consult with the State Department of Education, the Department of Economic Development, the Department of Labor, representatives of secondary schools with career education programs, community colleges, an association of school administrators, labor unions, local and state chambers of commerce, business entities, and any other group the select committee deems appropriate.

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

1. That a select committee of the Legislature shall be designated as provided in this resolution to conduct an interim study to carry out the purposes of this resolution.

2. That the committee shall upon the conclusion of its study make a report of its findings, together with its recommendations, to the Legislature on or before December 1, 2013.

Referred to the Executive Board.

**LEGISLATIVE RESOLUTION 286.** Introduced by Lathrop, 12.

**PURPOSE:** The purpose of this resolution is to review state law regarding child abuse and neglect in instances when a pregnant woman engages in an activity that causes harm to the fetus and determine whether or not current law covers such instances of possible abuse or neglect.

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

1. That the Judiciary Committee of the Legislature shall be designated to conduct an interim study to carry out the purposes of this resolution.

2. That the committee shall upon the conclusion of its study make a report of its findings, together with its recommendations, to the Legislative Council or Legislature.

Referred to the Executive Board.

**LEGISLATIVE RESOLUTION 287.** Introduced by Lathrop, 12.

**PURPOSE:** The purpose of this resolution is to study the requirement that counties pay court filing fees and costs when filing criminal charges and civil proceedings in the county, district, and juvenile courts in Nebraska.

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

1. That the Judiciary Committee of the Legislature shall be designated to conduct an interim study to carry out the purposes of this resolution.

2. That the committee shall upon the conclusion of its study make a report of its findings, together with its recommendations, to the Legislative Council or Legislature.

Referred to the Executive Board.

**LEGISLATIVE RESOLUTION 288.** Introduced by Schilz, 47.

**PURPOSE:** The purpose of this resolution is to examine the role and value of animal health professionals and other volunteers in assisting law enforcement in carrying out duties under the Livestock Animal Welfare Act. This study shall examine constraints to such individuals assisting law enforcement in investigation and resolution of incidents of animal abuse and neglect.

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

1. That the Agriculture Committee of the Legislature shall be designated to conduct an interim study to carry out the purposes of this resolution.

2. That the committee shall upon the conclusion of its study make a report of its findings, together with its recommendations, to the Legislative Council or Legislature.

Referred to the Executive Board.

**LEGISLATIVE RESOLUTION 289.** Introduced by Schilz, 47.

**PURPOSE:** The purpose of this resolution is to examine the feasibility and utility of utilizing fence viewer panels as arbitrators or fact finders in resolving division fence disputes, and whether utilization of fence viewers could reduce litigation and costs to parties in a dispute. This study shall include an evaluation of the fence viewer system provided for in LB 339 introduced in 2013 and pending before the Agriculture Committee, and shall

identify other models for empaneling fence viewers and their authorities, including private fence viewing services.

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

1. That the Agriculture Committee of the Legislature shall be designated to conduct an interim study to carry out the purposes of this resolution.

2. That the committee shall upon the conclusion of its study make a report of its findings, together with its recommendations, to the Legislative Council or Legislature.

Referred to the Executive Board.

**LEGISLATIVE RESOLUTION 290.** Introduced by Schilz, 47.

**PURPOSE:** The purpose of this resolution is to examine the feasibility and utility of designating counties adjacent to the mandatory brand inspection area designated by section 54-1109 as brand inspection service areas. Such designation would provide that while brand inspection would not be mandatory, brand inspection services performed by the Nebraska Brand Committee would be provided to individual requesters within a brand inspection service area at the rates and terms for mandatory brand inspections performed within the brand inspection area. This study shall determine potential utilization of brand inspection within brand inspection service areas and net costs that would be incurred by the Nebraska Brand Committee to provide such service. The study shall make recommendations regarding the inspection fee rate and other charges, and identify any administrative actions that could be taken by the Nebraska Brand Committee that would enable it to provide cost-effective inspection services within brand inspection service areas.

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

1. That the Agriculture Committee of the Legislature shall be designated to conduct an interim study to carry out the purposes of this resolution.

2. That the committee shall upon the conclusion of its study make a report of its findings, together with its recommendations, to the Legislative Council or Legislature.

Referred to the Executive Board.

**LEGISLATIVE RESOLUTION 291.** Introduced by Schilz, 47.

**PURPOSE:** The purpose of this resolution is to examine means by which to coordinate activities by state livestock animal health authorities with the activities of local livestock cruelty and neglect authorities. This resolution is not to examine whether the Department of Agriculture shall have a role as a primary complaint or investigative agency, but rather whether the department's interests, authorities, and resources with respect to livestock

animal disease, carcass disposal, and biosecurity could be useful in assisting in the assessment and ultimate disposition of livestock seized by local authorities.

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

1. That the Agriculture Committee of the Legislature shall be designated to conduct an interim study to carry out the purposes of this resolution.

2. That the committee shall upon the conclusion of its study make a report of its findings, together with its recommendations, to the Legislative Council or Legislature.

Referred to the Executive Board.

**LEGISLATIVE RESOLUTION 292.** Introduced by Schilz, 47.

PURPOSE: To study the levy authority of rural and suburban fire protection districts. The study should include a review of issues raised during consideration of LB 62 (Schilz), which was introduced in 2013 and referenced to the Revenue Committee of the Legislature.

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

1. That the Revenue Committee of the Legislature shall be designated to conduct an interim study to carry out the purposes of this resolution.

2. That the committee shall upon the conclusion of its study make a report of its findings, together with its recommendations, to the Legislative Council or Legislature.

Referred to the Executive Board.

**LEGISLATIVE RESOLUTION 293.** Introduced by Schilz, 47.

PURPOSE: The purpose of this resolution is to examine the prevalence of game processing services performed for compensation by persons not licensed as a food establishment under the Nebraska Pure Food Act. The study shall review the applicability of the Nebraska Pure Food Act and the Federal Meat Inspection Act to such activity.

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

1. That the Agriculture Committee of the Legislature shall be designated to conduct an interim study to carry out the purposes of this resolution.

2. That the committee shall upon the conclusion of its study make a report of its findings, together with its recommendations, to the Legislative Council or Legislature.

Referred to the Executive Board.

**LEGISLATIVE RESOLUTION 294.** Introduced by Schilz, 47; Murante, 49.

**PURPOSE:** The purpose of this resolution is to examine and explore a program which would maximize private health insurance in such a manner so as to cover as many Nebraskans as possible and be implemented to qualify for federal approval and matching funds.

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

1. That the Banking, Commerce and Insurance Committee of the Legislature shall be designated to conduct an interim study to carry out the purposes of this resolution.

2. That the committee shall upon the conclusion of its study make a report of its findings, together with its recommendations, to the Legislative Council or Legislature.

Referred to the Executive Board.

**LEGISLATIVE RESOLUTION 295.** Introduced by McGill, 26.

**PURPOSE:** The purpose of this resolution is to study any disparity in income between men and women in the State of Nebraska. This study shall examine the reasons for any disparity and make any recommendations for potential legislative action.

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

1. That the Business and Labor Committee of the Legislature shall be designated to conduct an interim study to carry out the purposes of this resolution.

2. That the committee shall upon the conclusion of its study make a report of its findings, together with its recommendations, to the Legislative Council or Legislature.

Referred to the Executive Board.

**LEGISLATIVE RESOLUTION 296.** Introduced by McGill, 26.

**PURPOSE:** The purpose of this resolution is to study the effectiveness of career academies in Nebraska high schools and the feasibility of expanding career academies to more schools in the state. This study shall also examine whether parents can afford the tuition charged for career academies and whether the tuition and associated costs of attending discourage participation.

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

1. That the Education Committee of the Legislature shall be designated to conduct an interim study to carry out the purposes of this resolution.

2. That the committee shall upon the conclusion of its study make a report of its findings, together with its recommendations, to the Legislative Council or Legislature.

Referred to the Executive Board.

**LEGISLATIVE RESOLUTION 297.** Introduced by McGill, 26.

**PURPOSE:** The purpose of this resolution is to study the effectiveness of telehealth technology used for behavioral health services in Nebraska. This study shall include the impact of behavioral health screening administration during childhood physicals and the impact of behavioral health treatment made available in physician's offices.

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

1. That the Health and Human Services Committee of the Legislature shall be designated to conduct an interim study to carry out the purposes of this resolution.

2. That the committee shall upon the conclusion of its study make a report of its findings, together with its recommendations, to the Legislative Council or Legislature.

Referred to the Executive Board.

**SENATOR GLOOR PRESIDING**

### **GENERAL FILE**

**LEGISLATIVE BILL 308.** Senator McCoy renewed his motion, MO79, found on page 1413, to reconsider the vote taken on AM1413.

Senator Bloomfield moved the previous question. The question is, "Shall the debate now close?"

Senator Bloomfield moved for a call of the house. The motion prevailed with 35 ayes, 0 nays, and 14 not voting.

The motion to cease debate prevailed with 26 ayes, 9 nays, and 14 present and not voting.

Senator McCoy requested a roll call vote, in reverse order, on his motion to reconsider.

Voting in the affirmative, 22:

Adams	Christensen	Karpisek	McCoy	Schumacher
Ashford	Cook	Kintner	Mello	Watermeier
Bloomfield	Hansen	Krist	Murante	
Brasch	Howard	Larson	Pirsch	
Chambers	Janssen	Lautenbaugh	Price	

Voting in the negative, 25:

Avery	Davis	Harms	McGill	Seiler
Campbell	Dubas	Harr, B.	Nelson	Smith
Carlson	Gloor	Johnson	Nordquist	Sullivan
Coash	Haar, K.	Kolowski	Scheer	Wallman
Crawford	Hadley	Lathrop	Schilz	Wightman

Present and not voting, 2:

Bolz	Conrad
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They McCoy motion to reconsider failed with 22 ayes, 25 nays, and 2 present and not voting.

The Chair declared the call raised.

Senator Krist offered the following amendment to the committee amendment:

AM1458

(Amendments to Standing Committee amendments, AM583)

1 1. Insert the following new section:  
 2 Section 1. Section 18-1208, Reissue Revised Statutes of  
 3 Nebraska, is amended to read:  
 4 18-1208 (1) Except as otherwise provided in this section,  
 5 after July 19, 2012, a municipality may impose a new occupation  
 6 tax or increase the rate of an existing occupation tax, which  
 7 new occupation tax or increased rate of an existing occupation  
 8 tax is projected to generate annual occupation tax revenue in  
 9 excess of the applicable amount listed in subsection (2) of this  
 10 section, pursuant to section 14-109, 15-202, 15-203, 16-205, or  
 11 17-525 if the question of whether to impose the tax or increase  
 12 the rate of an existing occupation tax has been submitted at an  
 13 election held within the municipality and in which all registered  
 14 voters shall be entitled to vote on the question. The officials  
 15 of the municipality shall order the submission of the question by  
 16 submitting a certified copy of the resolution proposing the tax  
 17 or tax rate increase to the election commissioner or county clerk  
 18 at least fifty days before the election. The election shall be  
 19 conducted in accordance with the Election Act. If a majority of  
 20 the votes cast upon the question are in favor of the new tax or  
 21 increased rate of an existing occupation tax, then the governing  
 22 body of such municipality shall be empowered to impose the new tax

1 or to impose the increased tax rate. If a majority of those voting  
2 on the question are opposed to the new tax or increased rate, then  
3 the governing body of the municipality shall not impose the new tax  
4 or increased rate but shall maintain any existing occupation tax at  
5 its current rate.

6 (2) The applicable amount of annual revenue for each new  
7 occupation tax or annual revenue raised by the increased rate for  
8 an existing occupation tax for purposes of subsection (1) of this  
9 section is:

10 (a) For cities of the metropolitan class, six million  
11 dollars;

12 (b) For cities of the primary class, three million  
13 dollars;

14 (c) For cities of the first class, seven hundred thousand  
15 dollars; and

16 (d) For cities of the second class and villages, three  
17 hundred thousand dollars.

18 (3) After July 19, 2012, a municipality shall not be  
19 required to submit the following questions to the registered  
20 voters:

21 (a) Whether to change the rate of an occupation tax  
22 imposed for a specific project which does not provide for deposit  
23 of the tax proceeds in the municipality's general fund; or

24 (b) Whether to terminate an occupation tax earlier than  
25 the determinable termination date under the original question  
26 submitted to the registered voters.

27 This subsection applies to occupation taxes imposed prior  
1 to, on, or after July 19, 2012.

2 (4) The authority granted in this section and sections  
3 14-109, 15-202, 15-203, 16-205, and 17-525 to impose a new  
4 occupation tax or increase the rate of an existing occupation  
5 tax is suspended beginning on the effective date of this act  
6 through July 15, 2014. An occupation tax which was adopted by  
7 a governing body of a municipality and which is required to be  
8 approved by the registered voters but which has not been approved  
9 by the registered voters prior to the effective date of this act  
10 is null and void. Any occupation tax imposed by a governing body  
11 and approved by the registered voters, if required, prior to the  
12 effective date of this act shall continue to be imposed.

13 ~~(4)-(5)~~ The provisions of this section do not apply to an  
14 occupation tax subject to section 86-704.

15 2. Renumber the remaining sections and correct the  
16 repealer accordingly.

Senator Krist moved for a call of the house. The motion prevailed with 32  
eyes, 0 nays, and 17 not voting.

Senator Krist requested a roll call vote on his amendment.

Voting in the affirmative, 20:

Ashford	Chambers	Hansen	Larson	Price
Bloomfield	Coash	Karpisek	McCoy	Schilz
Brasch	Cook	Kintner	Mello	Watermeier
Carlson	Dubas	Krist	Pirsch	Wightman

Voting in the negative, 15:

Adams	Crawford	Hadley	Kolowski	Seiler
Avery	Gloor	Harms	Nelson	Sullivan
Conrad	Haar, K.	Johnson	Scheer	Wallman

Present and not voting, 12:

Bolz	Davis	Lathrop	Nordquist
Campbell	Harr, B.	McGill	Schumacher
Christensen	Howard	Murante	Smith

Excused and not voting, 2:

Janssen          Lautenbaugh

The Krist amendment lost with 20 ayes, 15 nays, 12 present and not voting, and 2 excused and not voting.

The Chair declared the call raised.

Pending.

### **PRESENTED TO THE GOVERNOR**

Presented to the Governor on May 20, 2013, at 3:07 p.m. were the following: LBs 195e, 198e, 199e, 200e, 194e, and 536e.

(Signed) Jamie Kruse  
Clerk of the Legislature's Office

### **RESOLUTIONS**

**LEGISLATIVE RESOLUTION 298.** Introduced by Mello, 5.

**PURPOSE:** The purpose of this resolution is to study issues surrounding the efficiency of state programs. This study shall include, but not be limited to, an examination of the following issues:

(1) Potential areas of fragmentation, overlap, and duplication within individual state agency budgets or between agencies;

(2) Strategies utilized by the federal government and other states to identify areas of fragmentation, overlap, and duplication in government programs; and

(3) Methods to improve the efficiency and effectiveness of state government through the elimination or consolidation of fragmented, overlapping, and duplicate state programs.

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

1. That the Appropriations Committee of the Legislature shall be designated to conduct an interim study to carry out the purposes of this resolution.

2. That the committee shall upon the conclusion of its study make a report of its findings, together with its recommendations, to the Legislative Council or Legislature.

Referred to the Executive Board.

**LEGISLATIVE RESOLUTION 299.** Introduced by Nordquist, 7.

PURPOSE: The purpose of this resolution is to examine the possibility of the State of Nebraska operating and managing all activities associated with motor vehicle licensing and registration for all counties statewide.

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

1. That the Transportation and Telecommunications Committee of the Legislature shall be designated to conduct an interim study to carry out the purposes of this resolution.

2. That the committee shall upon the conclusion of its study make a report of its findings, together with its recommendations, to the Legislative Council or Legislature on or before December 31, 2013.

Referred to the Executive Board.

**LEGISLATIVE RESOLUTION 300.** Introduced by Campbell, 25.

PURPOSE: Anecdotal information based on Senators' contacts with constituents and work done by the Office of the Public Counsel (cases investigated and prior legislative testimony), in addition to the recent work of the Region 6 Developmental Disabilities Planning Council Grant, indicate that a significant number of individuals dually diagnosed with intellectual or developmental disabilities and mental illness (I/DD and MI) or intellectual or developmental disabilities and behavioral health problems are not receiving effective habilitative or behavioral health services. The purposes of this study are to:

1. Study the treatment and services for people dually diagnosed with I/DD and MI or I/DD and behavioral health, including people who are not eligible for I/DD and MI services based on the current criteria of the Department of

Health and Human Services, as well as people who may be eligible for one set of services or the other but whose services, due to regulatory and other barriers, are inadequate to meet their needs in the community;

2. Identify and quantify gaps in service;
3. Consider the federal Patient Protection and Affordable Care Act's potential impacts; and
4. Make recommendations for administrative or legislative actions to address such gaps.

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

1. That the Health and Human Services Committee of the Legislature shall be designated to conduct an interim study to carry out the purposes of this resolution.

2. That the committee shall upon the conclusion of its study make a report of its findings, together with its recommendations, to the Legislative Council or Legislature.

Referred to the Executive Board.

**LEGISLATIVE RESOLUTION 301.** Introduced by Price, 3; Adams, 24; Avery, 28; Bloomfield, 17; Crawford, 45; Gloor, 35; Hadley, 37; Janssen, 15; Kolowski, 31; Krist, 10; McCoy, 39; Nelson, 6; Scheer, 19; Smith, 14; Sullivan, 41.

WHEREAS, Lieutenant Colonel Ralph Tosti, United States Air Force, Retired, is the Senior Aerospace Science Instructor at Bellevue West High School where he also served on the High School Leadership Committee; and

WHEREAS, Col. Tosti has overseen the Air Force JROTC program and the men's and women's varsity drill teams at Bellevue Public Schools since 1991 during which time his Bellevue West Drill Team won first place and the Best Commander title at the Air Force Nationals competition; and

WHEREAS, Col. Tosti was also an assistant volleyball coach for 10 years at Bellevue West High School where he helped coach his teams to win six consecutive state volleyball titles; and

WHEREAS, prior to his tenure at Bellevue West High School, Col. Tosti served for 28 years in the United States Air Force, and he has also been involved in the BEA, NEA, Military Officers Association, and the Air Force Association; and

WHEREAS, Col. Tosti is retiring as instructor for the Air Force JROTC program at Bellevue West High School on May 23, 2013.

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

1. That the Legislature congratulates Col. Ralph Tosti on his retirement and thanks him for his leadership and combined 50 years of service to the country and to the students and future leaders he mentored in the Air Force JROTC program at Bellevue West High School.

2. That a copy of this resolution be sent to Col. Ralph Tosti.

Laid over.

**LEGISLATIVE RESOLUTION 302.** Introduced by Smith, 14.

**PURPOSE:** The purpose of this resolution is to study the generation of energy in Nebraska through the use of renewable energy sources and to provide a comparison with other states. The study shall include, but not be limited to, an examination of the following:

- (1) The prevalence of energy generation through the use of renewable sources by Nebraska's public power systems;
- (2) The prevalence of energy generation through the use of renewable sources by private entities generating energy for in-state consumption and for export;
- (3) Federal and state tax incentives provided to entities generating energy through the use of renewable sources;
- (4) Infrastructure needs and costs associated with the generation and transmission of energy generated through the use of renewable sources;
- (5) Renewable energy mandates; and
- (6) Long-term supply strategies in Nebraska and in other states.

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

1. That the Natural Resources Committee of the Legislature shall be designated to conduct an interim study to carry out the purposes of this resolution.

2. That the committee shall upon the conclusion of its study make a report of its findings, together with its recommendations, to the Legislative Council or Legislature.

Referred to the Executive Board.

**LEGISLATIVE RESOLUTION 303.** Introduced by Coash, 27.

**PURPOSE:** The purpose of this resolution is to study issues relating to brain injuries. The issues addressed by this study shall include, but not be limited to:

- (1) An examination of community services, including neurobehavioral services, available for brain injury; and
- (2) An examination of the impact of brain injuries on Nebraska's veterans and how a trust fund may help address their needs.

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

1. That the Health and Human Services Committee of the Legislature shall be designated to conduct an interim study to carry out the purposes of this resolution.

2. That the committee shall upon the conclusion of its study make a report of its findings, together with its recommendations, to the Legislative Council or Legislature.

Referred to the Executive Board.

**LEGISLATIVE RESOLUTION 304.** Introduced by B. Harr, 8.

**PURPOSE:** The purpose of this study is to conduct a thorough review of statutes governing Class V school districts to identify the differences between statutes governing Class V school districts and other school districts, and to determine whether those differences are warranted.

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

1. That the Education Committee of the Legislature shall be designated to conduct an interim study to carry out the purposes of this resolution.

2. That the committee shall upon the conclusion of its study make a report of its findings, together with its recommendations, to the Legislative Council or Legislature.

Referred to the Executive Board.

**LEGISLATIVE RESOLUTION 305.** Introduced by B. Harr, 8.

**PURPOSE:** The purpose of this resolution is to study the governance and efficiency of the State Board of Education.

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

1. That the Government, Military and Veterans Affairs Committee of the Legislature shall be designated to conduct an interim study to carry out the purposes of this resolution.

2. That the committee shall upon the conclusion of its study make a report of its findings, together with its recommendations, to the Legislative Council or Legislature.

Referred to the Executive Board.

**LEGISLATIVE RESOLUTION 306.** Introduced by Mello, 5.

**PURPOSE:** The purpose of this resolution is to study the issue of requiring prospective employees to disclose their criminal backgrounds on initial job applications and to evaluate the need for legislation which would ban employers from requesting this information before prospective employees have an interview, a practice known as "banning the box". The study shall include, but not be limited to, an examination of the following issues:

(1) The need to strengthen protections for prospective employees and applicants who currently must disclose their criminal background on initial job applications;

(2) Identifying exceptions for certain career fields in any legislation that would ban the practice of requiring criminal background information on initial job applications;

(3) The consequences of the practice of requiring criminal background information before a job interview; and

(4) Potential alternatives for employers to use when screening prospective employees that would not require requesting criminal background information on initial job applications.

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

1. That the Business and Labor Committee of the Legislature shall be designated to conduct an interim study to carry out the purposes of this resolution.

2. That the committee shall upon the conclusion of its study make a report of its findings, together with its recommendations, to the Legislative Council or Legislature.

Referred to the Executive Board.

**LEGISLATIVE RESOLUTION 307.** Introduced by Lautenbaugh, 18.

**PURPOSE:** The purpose of this resolution is to study the committee and caucus structure of the Legislature. The study shall include, but not be limited to, an examination of the following issues:

(1) The number of bills referenced to each committee;

(2) The amount of time needed to adequately process all legislation being referred to each committee;

(3) The extent to which each congressional district caucus should be ensured equal representation on each committee;

(4) Whether currently existing standing committees can be merged into other standing committees;

(5) Whether the current number of members assigned to each committee is adequate and appropriate;

(6) Whether the number of days in which each committee is scheduled to meet per week should be increased, decreased, or remain the same;

(7) Whether the days of the week in which each committee is scheduled to meet should be changed; and

(8) Any other related topics the study committee deems necessary or appropriate.

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

1. That the Rules Committee of the Legislature shall be designated to conduct an interim study to carry out the purposes of this resolution.

2. That the committee shall upon the conclusion of its study make a report of its findings, together with its recommendations, to the Legislative Council or Legislature.

Referred to the Executive Board.

**LEGISLATIVE RESOLUTION 308.** Introduced by Wallman, 30.

WHEREAS, Jeryn Creek of Southern High School won a gold medal in the long jump at the 2013 Class C Girls State Track and Field Meet; and

WHEREAS, Jeryn's efforts helped Southern High School to finish in 14th place in the team standings at the state meet; 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 Jeryn Creek for her outstanding performance at the 2013 Class C Girls State Track and Field Meet.

2. That a copy of this resolution be sent to Jeryn Creek.

Laid over.

**LEGISLATIVE RESOLUTION 309.** Introduced by Wallman, 30.

PURPOSE: The purpose of this resolution is to examine and make recommendations on how to improve the protection of sensitive commercial crops from losses due to the damaging effects of phenoxy herbicide drift (2, 4-D, Dicamba, etc.) and how to minimize the occurrences of drift damage. This study shall identify sensitive crops grown in Nebraska, including grapes, and their direct and value-added economic importance. This study shall examine the present awareness and policies of commercial and private licensed applicators, utilities, and governmental and public entities and review their training requirements, training effectiveness, and record-keeping requirements. The study shall also examine existing programs of public sprayer education, general awareness of DriftWatch, and potential liabilities of which all applicators should be aware in an effort to lessen the necessity of and extreme difficulties involved in state drift episode investigations.

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

1. That the Agriculture Committee of the Legislature shall be designated to conduct an interim study to carry out the purposes of this resolution.

2. That the committee shall upon the conclusion of its study make a report of its findings, together with its recommendations, to the Legislative Council or Legislature.

Referred to the Executive Board.

**LEGISLATIVE RESOLUTION 310.** Introduced by Wallman, 30.

WHEREAS, Derek Zimmerman of Freeman High School won gold medals in the triple jump and long jump and finished fifth in the 100-meter dash at the 2013 Class C Boys State Track and Field Meet; and

WHEREAS, Derek's efforts helped Freeman High School to a third-place team finish at the state meet; 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 Derek Zimmerman for his outstanding performance at the 2013 Class C Boys State Track and Field Meet.

2. That a copy of this resolution be sent to Derek Zimmerman.

Laid over.

**LEGISLATIVE RESOLUTION 311.** Introduced by Wallman, 30.

WHEREAS, the Norris High School baseball team won the 2013 Class B State Baseball Championship; and

WHEREAS, Norris defeated Lincoln Pius X 3-2 in a hard-fought championship game; 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 Norris High School baseball team on winning the 2013 Class B State Baseball Championship.

2. That a copy of this resolution be sent to the Norris High School baseball team and Coach Jason Cullison.

Laid over.

**AMENDMENT - Print in Journal**

Senator Carlson filed the following amendment to LB308:  
AM1460

(Amendments to Standing Committee amendments, AM583)

1 1. Insert the following new sections:

2 Sec. 4. Section 77-27,142, Revised Statutes Cumulative  
3 Supplement, 2012, is amended to read:

4 77-27,142 (1) Any incorporated municipality other than  
5 a city of the metropolitan class by ordinance of its governing  
6 body is hereby authorized to impose a sales and use tax of

7 one-half percent, one percent, one and one-half percent, one and  
 8 three-quarters percent, or two percent upon the same transactions  
 9 that are sourced under the provisions of sections 77-2703.01 to  
 10 77-2703.04 within such incorporated municipality on which the State  
 11 of Nebraska is authorized to impose a tax pursuant to the Nebraska  
 12 Revenue Act of 1967, as amended from time to time. Any city of  
 13 the metropolitan class by ordinance of its governing body is hereby  
 14 authorized to impose a sales and use tax of one-half percent, one  
 15 percent, or one and one-half percent upon the same transactions  
 16 that are sourced under the provisions of sections 77-2703.01 to  
 17 77-2703.04 within such city of the metropolitan class on which  
 18 the State of Nebraska is authorized to impose a tax pursuant to  
 19 the Nebraska Revenue Act of 1967, as amended from time to time.  
 20 No sales and use tax shall be imposed pursuant to this section  
 21 until an election has been held and a majority of the qualified  
 22 electors have approved such tax pursuant to sections 77-27,142.01  
 1 and 77-27,142.02.

2 (2)(a) Any incorporated municipality that proposes to  
 3 impose a municipal sales and use tax at a rate greater than one  
 4 and one-half percent or increase a municipal sales and use tax  
 5 to a rate greater than one and one-half percent shall submit the  
 6 question of such tax or increase at a primary or general election  
 7 held within the incorporated municipality. The question shall be  
 8 submitted upon an affirmative vote by at least seventy percent  
 9 of all of the members of the governing body of the incorporated  
 10 municipality.

11 (b) Any rate greater than one and one-half percent shall  
 12 be used as follows:

13 (i) ~~In a city of the metropolitan class, the proceeds~~  
 14 ~~from the first one quarter percent of the rate greater than one and~~  
 15 ~~one half percent shall be used to reduce other taxes, the proceeds~~  
 16 ~~from the next one eighth percent of the rate greater than one and~~  
 17 ~~one half percent shall be used for public infrastructure projects,~~  
 18 ~~and the proceeds from the next one eighth percent of the rate~~  
 19 ~~greater than one and one half percent shall be used for purposes of~~  
 20 ~~the interlocal agreement or joint public agency agreement described~~  
 21 ~~in subsection (3) of this section;~~

22 (ii) ~~(i)~~ In a city of the primary class, up to fifteen  
 23 percent of the proceeds from the rate in excess of one and one-half  
 24 percent may be used for non-public infrastructure projects of  
 25 an interlocal agreement or joint public agency agreement with  
 26 another political subdivision within the municipality or the  
 27 county in which the municipality is located, and the remaining  
 1 proceeds shall be used for public infrastructure projects or  
 2 voter-approved infrastructure related to an economic development  
 3 program as defined in section 18-2705; and

4 (iii) ~~(ii)~~ In any incorporated municipality other than a  
 5 city of the ~~metropolitan~~ or primary class, the proceeds from the  
 6 rate in excess of one and one-half percent shall be used for public

7 infrastructure projects or voter-approved infrastructure related to  
8 an economic development program as defined in section 18-2705.

9 For purposes of this section, public infrastructure  
10 project means and includes, but is not limited to, any of the  
11 following projects, or any combination thereof: Public highways and  
12 bridges and municipal roads, streets, bridges, and sidewalks; solid  
13 waste management facilities; wastewater, storm water, and water  
14 treatment works and systems, water distribution facilities, and  
15 water resources projects, including, but not limited to, pumping  
16 stations, transmission lines, and mains and their appurtenances;  
17 hazardous waste disposal systems; resource recovery systems;  
18 airports; port facilities; buildings and capital equipment used  
19 in the operation of municipal government; convention and tourism  
20 facilities; redevelopment projects as defined in section 18-2103;  
21 mass transit and other transportation systems, including parking  
22 facilities; and equipment necessary for the provision of municipal  
23 services.

24 (c) Any rate greater than one and one-half percent shall  
25 terminate no more than ten years after its effective date or, if  
26 bonds are issued and the local option sales and use tax revenue is  
27 pledged for payment of such bonds, upon payment of such bonds and  
1 any refunding bonds, whichever date is later, except as provided in  
2 subdivision (2)(d) of this section.

3 (d) If a portion of the rate greater than one and  
4 one-half percent is stated in the ballot question as being imposed  
5 for the purpose of the interlocal agreement or joint public  
6 agency agreement described in subdivision ~~(2)(b)(ii)~~ (2)(b)(i) or  
7 subsection (3) of this section, and such portion is at least  
8 one-eighth percent, there shall be no termination date for the rate  
9 representing such portion rounded to the next higher one-quarter or  
10 one-half percent.

11 (e) Sections 13-518 to 13-522 apply to the revenue from  
12 any such tax or increase.

13 (3)(a) No municipal sales and use tax shall be imposed  
14 at a rate greater than one and one-half percent or increased to a  
15 rate greater than one and one-half percent unless the municipality  
16 is a party to an interlocal agreement pursuant to the Interlocal  
17 Cooperation Act or a joint public agency agreement pursuant to the  
18 Joint Public Agency Act with a political subdivision within the  
19 municipality or the county in which the municipality is located  
20 creating a separate legal or administrative entity relating to a  
21 public infrastructure project.

22 (b) Except as provided in subdivision ~~(2)(b)(ii)~~  
23 (2)(b)(i) of this section, such interlocal agreement or joint  
24 public agency agreement shall contain provisions, including  
25 benchmarks, relating to the long-term development of unified  
26 governance of public infrastructure projects with respect to  
27 the parties. The Legislature may provide additional requirements  
1 for such agreements, including benchmarks, but such additional

2 requirements shall not apply to any debt outstanding at the time  
3 the Legislature enacts such additional requirements. The separate  
4 legal or administrative entity created shall not be one that was  
5 in existence for one calendar year preceding the submission of the  
6 question of such tax or increase at a primary or general election  
7 held within the incorporated municipality.

8 (c) Any other public agency as defined in section 13-803  
9 may be a party to such interlocal cooperation agreement or joint  
10 public agency agreement.

11 (d) A municipality is not required to use all of the  
12 additional revenue generated by a sales and use tax imposed at a  
13 rate greater than one and one-half percent or increased to a rate  
14 greater than one and one-half percent under this subsection for the  
15 purposes of the interlocal cooperation agreement or joint public  
16 agency agreement set forth in this subsection.

17 (4) The provisions of subsections (2) and (3) of this  
18 section do not apply to the first one and one-half percent of a  
19 sales and use tax imposed by a municipality.

20 (5) Notwithstanding any provision of any municipal  
21 charter, any incorporated municipality or interlocal agency or  
22 joint public agency pursuant to an agreement as provided in  
23 subsection (3) of this section may issue bonds in one or more  
24 series for any municipal purpose and pay the principal of  
25 and interest on any such bonds by pledging receipts from the  
26 increase in the municipal sales and use taxes authorized by such  
27 municipality. Any municipality which has or may issue bonds under  
1 this section may dedicate a portion of its property tax levy  
2 authority as provided in section 77-3442 to meet debt service  
3 obligations under the bonds. For purposes of this subsection, bond  
4 means any evidence of indebtedness, including, but not limited to,  
5 bonds, notes including notes issued pending long-term financing  
6 arrangements, warrants, debentures, obligations under a loan  
7 agreement or a lease-purchase agreement, or any similar instrument  
8 or obligation.

9 Sec. 5. Section 77-27,142.01, Revised Statutes Cumulative  
10 Supplement, 2012, is amended to read:

11 77-27,142.01 (1) The governing body of any incorporated  
12 municipality may submit the question of changing any terms  
13 and conditions of a sales and use tax previously authorized  
14 under section 77-27,142. Except as otherwise provided by section  
15 77-27,142, the question of modification shall be submitted to the  
16 voters at any primary or general election or at a special election  
17 if the governing body submits a certified copy of the resolution  
18 proposing modification to the election commissioner or county clerk  
19 within the time prior to the primary, general, or special election  
20 prescribed in section 77-27,142.02.

21 (2) If the change imposes a sales and use tax at a  
22 rate greater than one and one-half percent or increases the sales  
23 and use tax to a rate greater than one and one-half percent, the

24 question shall include, but not be limited to:

25 (a) The percentage increase of one-quarter percent or  
26 one-half percent in the sales and use tax rate;

27 (b) A list of reductions or elimination of other taxes or  
1 fees, if any;

2 (c) A description of the projects to be funded, in whole  
3 or in part, from the revenue collected, along with any savings or  
4 efficiencies resulting from the projects;

5 (d) The year or years within which the revenue will be  
6 collected and, if bonds will be issued with some or all of the  
7 revenue pledged for payment of such bonds, a statement that the  
8 revenue will be collected until the payment in full of such bonds  
9 and any refunding bonds; and

10 (e)(i) The percentage of revenue collected to be used  
11 for the purposes of the interlocal agreement or joint public  
12 agency agreement as provided in subdivision ~~(2)(b)(ii)~~ (2)(b)(i)  
13 or subsection (3) of section 77-27,142; (ii) a statement of the  
14 overall purpose of the agreement which is the long-term development  
15 of unified governance of public infrastructure projects, if  
16 applicable; and (iii) the name of any other political subdivision  
17 which is a party to the agreement.

18 This subsection does not apply to the first one and  
19 one-half percent of a sales and use tax imposed by a municipality.

20 2. Renumber the remaining section and correct the  
21 repealer accordingly.

22 3. Strike the Chambers amendment, AM1413.

### GENERAL FILE

**LEGISLATIVE BILL 298.** Senator Chambers offered his amendment, FA74, found on page 1255.

The Chambers amendment was adopted with 33 ayes, 0 nays, 13 present and not voting, and 3 excused and not voting.

Advanced to Enrollment and Review Initial with 34 ayes, 0 nays, 12 present and not voting, and 3 excused and not voting.

**LEGISLATIVE BILL 34.** Title read. Considered.

Committee AM650, found on page 753, was offered.

Senator Chambers offered his amendment, AM1410, found on page 1382, to the committee amendment.

Senator Chambers withdrew and refiled his amendment, AM1410.

Senator Chambers offered the following amendment to the committee amendment:

FA85

Amend AM650

Page 1, line 21 beginning with "all" through "be" in line 22 and insert "the taxpayer may be permitted to establish that all of the taxpayer's locations are".

Senator Chambers withdrew his amendment.

Senator Chambers offered the following motion:

MO82

Bracket until June 5, 2013.

Pending.

### COMMITTEE REPORTS

Enrollment and Review

**LEGISLATIVE BILL 341.** Placed on Final Reading.

**LEGISLATIVE BILL 410.** Placed on Final Reading.

**LEGISLATIVE BILL 563.** Placed on Final Reading.

(Signed) John Murante, Chairperson

### AMENDMENT - Print in Journal

Senator Schumacher filed the following amendment to LB326:  
AM1357

(Amendments to Standing Committee amendments, AM434)

- 1 1. Insert the following new section:
- 2 Sec. 10. Unless otherwise allowed by state or federal
- 3 law or regulation, the management of a long-term care facility at
- 4 which an automated medication system is located shall not require a
- 5 resident of the facility to obtain medication through the automated
- 6 medication system and shall not restrict or impair the ability of
- 7 a resident of the facility to obtain medications from the pharmacy
- 8 of the resident's choice.
- 9 2. On page 2, line 10, strike "section 9" and insert
- 10 "sections 9 and 10".
- 11 3. Renumber the remaining sections accordingly.

### RESOLUTIONS

**LEGISLATIVE RESOLUTION 312.** Introduced by Coash, 27; Campbell, 25.

**PURPOSE:** The purpose of this resolution is to study issues surrounding the child protective services (CPS) system within the Department of Health and

Human Services (DHHS). This study shall include, but not be limited to, an examination of the following:

- (1) The roles of law enforcement, county attorneys, and CPS staff in potential child abuse and neglect cases;
- (2) The effectiveness of the CPS hotline;
- (3) The procedures used by CPS staff to screen reports of child abuse and neglect including the process used to determine voluntary cases;
- (4) The process by which information is shared between state and local agencies and officials;
- (5) Training procedures for front-line responders in potential child abuse and neglect cases;
- (6) The impact of DHHS efforts to reduce the percentage of children removed from their homes; and
- (7) The State Child and Maternal Death Review Team, as amended by passage of LB 361, including its membership, role, and reporting requirements.

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

1. That the Health and Human Services Committee of the Legislature shall be designated to conduct an interim study to carry out the purposes of this resolution.

2. That the committee shall upon the conclusion of its study make a report of its findings, together with its recommendations, to the Legislative Council or Legislature.

Referred to the Executive Board.

**LEGISLATIVE RESOLUTION 313.** Introduced by McGill, 26.

**PURPOSE:** The purpose of this resolution is to study comprehensive models of response and treatment for victims of human trafficking. This study shall include any recommendations about an appropriate model for implementation in Nebraska that involves the response of law enforcement, medical professionals, legal parties, the courts, and other treatment providers to create a comprehensive approach to response and treatment.

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

1. That the Judiciary Committee of the Legislature shall be designated to conduct an interim study to carry out the purposes of this resolution.

2. That the committee shall upon the conclusion of its study make a report of its findings, together with its recommendations, to the Legislative Council or Legislature.

Referred to the Executive Board.

**LEGISLATIVE RESOLUTION 314.** Introduced by McGill, 26.

**PURPOSE:** The purpose of this resolution is to study the use of parent education available within the public schools. This study shall include an examination of models in other states where education is made available to parents in the public schools in the areas of continuing education, literacy, child development and discipline, and other areas.

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

1. That the Education Committee of the Legislature shall be designated to conduct an interim study to carry out the purposes of this resolution.

2. That the committee shall upon the conclusion of its study make a report of its findings, together with its recommendations, to the Legislative Council or Legislature.

Referred to the Executive Board.

**LEGISLATIVE RESOLUTION 315.** Introduced by Conrad, 46.

**PURPOSE:** The purpose of this resolution is to study the development of a new type of corporate entity known as the benefit corporation. The major characteristics of the benefit corporation are (1) the requirement that a benefit corporation must have a corporate purpose to create a material positive impact on society, (2) an expansion of the duties of directors to require consideration of non-financial stakeholders as well as the financial interests of shareholders, and (3) an obligation to report on its overall social and environmental performance using a comprehensive, credible, and transparent standard.

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

1. That the Banking, Commerce and Insurance Committee of the Legislature shall be designated to conduct an interim study to carry out the purposes of this resolution.

2. That the committee shall upon the conclusion of its study make a report of its findings, together with its recommendations, to the Legislative Council or Legislature.

Referred to the Executive Board.

**LEGISLATIVE RESOLUTION 316.** Introduced by Scheer, 19.

**PURPOSE:** The purpose of this resolution is to study issues raised by LB 312 (2013) which is pending in the Banking, Commerce and Insurance Committee. LB 312 would provide that it is an unfair trade practice in the business of insurance for an insurer to: Refuse to issue, refuse to renew, cancel, or limit the amount of coverage on a property and casualty risk due to weather-related casualties to the risk; surcharge a policyholder for a property and casualty loss on which the insurer did not pay a claim; and

surcharge a policyholder for a property and casualty loss due to weather-related casualties to a previously occupied or noncovered property.

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

1. That the Banking, Commerce and Insurance Committee of the Legislature shall be designated to conduct an interim study to carry out the purposes of this resolution.

2. That the committee shall upon the conclusion of its study make a report of its findings, together with its recommendations, to the Legislative Council or Legislature.

Referred to the Executive Board.

**LEGISLATIVE RESOLUTION 317.** Introduced by Conrad, 46.

**PURPOSE:** As evidenced by the Nebraska Meatpacking Industry Workers Bill of Rights, Nebraska recognized that the health, safety, and conditions of its workforce were critical to the success of Nebraska's families and communities. However, data and scores of conversations with meatpacking and poultry workers since passage of the Workers Bill of Rights demonstrate that conditions have not sufficiently improved, and that regularly forced overtime by a few employers causes additional serious risks to worker and food safety, and also creates worrisome parental absences for families.

The purpose of this resolution is to examine how forced overtime on a regular and repeated basis as a regular work practice affects Nebraskans working in meatpacking, poultry, food processing, and other factory work. This study shall identify what policies Nebraska should adopt to strengthen its laws to ensure worker and food product safety in these workplaces. This study shall include, but not be limited to, the following:

(1) A review of current overtime conditions in meat and poultry processing plants, food processing plants, and other factories across Nebraska; and

(2) Identifying opportunities to strengthen Nebraska's statutory framework related to regularly and repeated forced overtime and other laws and regulations related to ensuring overtime policies that safeguard worker safety, food safety, and a strong quality of life for Nebraska families and communities.

The study committee should consult with a variety of stakeholders including Nebraska meatpacking employees and other workers, community and health organizations, union representatives, workers' compensation attorneys, company management, government agencies, and university researchers.

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

1. That the Business and Labor Committee of the Legislature shall be designated to conduct an interim study to carry out the purposes of this resolution.

2. That the committee shall upon the conclusion of its study make a report of its findings, together with its recommendations, to the Legislative Council or Legislature.

Referred to the Executive Board.

**LEGISLATIVE RESOLUTION 318.** Introduced by Mello, 5.

**PURPOSE:** The purpose of this resolution is to study issues related to mass transit authorities. This study shall include, but not be limited to, an examination of the following issues:

(1) The statutory means by which a municipality other than a city of the metropolitan class would establish a separate transit authority;

(2) The steps that need to be taken at the federal and state levels to facilitate the transfer of transit assets from a municipality to a separate transit authority;

(3) The limitations of the current statutory structure for transit authorities under the Transit Authority Law; and

(4) The long-term future of transportation options and cooperative models in the Omaha and Lincoln areas.

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

1. That the Urban Affairs Committee of the Legislature shall be designated to conduct an interim study to carry out the purposes of this resolution.

2. That the committee shall upon the conclusion of its study make a report of its findings, together with its recommendations, to the Legislative Council or Legislature.

Referred to the Executive Board.

**LEGISLATIVE RESOLUTION 319.** Introduced by Mello, 5.

**PURPOSE:** The purpose of this resolution is to study issues surrounding Omaha's federally-mandated combined sewer overflow (CSO) project. This study shall include, but not be limited to, an examination of the following issues:

(1) The unique nature of the CSO project, including the size, scope, and restrictions on funding methods imposed on the city by the federal government;

(2) Potential strategies to provide state assistance to defray the costs of the CSO project, including existing funding sources or turnback of sales taxes being paid on sewer and water fees that currently fund the project; and

(3) Regulatory oversight of the CSO project by the Department of Environmental Quality, including whether regulatory flexibility could lower the total costs of the project.

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

1. That the Natural Resources and Revenue Committees of the Legislature shall be designated to conduct a joint interim study to carry out the purposes of this resolution.

2. That the committees shall upon the conclusion of the study make a report of their findings, together with their recommendations, to the Legislative Council or Legislature.

Referred to the Executive Board.

**LEGISLATIVE RESOLUTION 320.** Introduced by K. Haar, 21.

**PURPOSE:** To examine statutes and procedures related to the eminent domain laws for oil pipelines and the authorities of local governments to regulate oil pipelines.

The study shall include, but not be limited to, an examination of the following:

1. Issues related to eminent domain authority by pipeline companies. This study should include whether using threats of eminent domain to obtain easements for a route that has subsequently been abandoned violate state or federal law and whether new laws need to be crafted to address this issue;

2. The role of local governing bodies in dealing with siting and routing pipelines, including zoning authority of counties and authority to protect ground water by natural resources districts; and

3. Any other issues necessary or proper to a complete examination of this issue.

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

1. That the Judiciary Committee of the Legislature shall be designated to conduct an interim study to carry out the purposes of this resolution.

2. That the committee shall upon the conclusion of its study make a report of its findings, together with its recommendations, to the Legislative Council or Legislature.

Referred to the Executive Board.

**LEGISLATIVE RESOLUTION 321.** Introduced by K. Haar, 21.

**PURPOSE:** To examine statutes and procedures related to the State of Nebraska's financial responsibility for oil pipelines.

The study shall include, but not be limited to, an examination of the following:

1. Whether there has been adequate financial protection for the State of Nebraska and its taxpayers in the event of a major pipeline leak;

2. Whether there has been adequate financial protection for the State of Nebraska and its taxpayers in the event of pipeline abandonment;

3. An examination of other states' laws on financial protection for the liability of pipeline leaks or abandonment; and

4. Any other issue necessary or proper to complete examination of this issue.

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

1. That the Natural Resources Committee of the Legislature shall be designated to conduct an interim study to carry out the purposes of this resolution.

2. That the committee shall upon the conclusion of its study make a report of its findings, together with its recommendations, to the Legislative Council or Legislature.

Referred to the Executive Board.

**LEGISLATIVE RESOLUTION 322.** Introduced by K. Haar, 21.

**PURPOSE:** The purpose of this study is to examine options for stabilization and growth in funding for the Tax Equity and Educational Opportunities Support Act (TEEOSA).

One of the original goals of LB 1059 (1990), which created TEEOSA, was to provide a broad revenue base for the funding of public schools, with a specific target to provide 45 percent of the total costs of operating the public schools from state revenue sources, yet now the state now provides only about 33 percent of the total costs.

Recessionary periods and resulting drops in state revenue have caused this decline in the state share of funding schools and that has led to an increasing reliance on property taxes overall for funding public schools. As a result, stability in funding schools has become an issue, with dramatic peaks and valleys in state funding for schools and unpredictability in state aid receipts for individual districts.

The purpose of the study is to examine concepts for smoothing the growth of state aid to schools through TEEOSA including, but not limited to:

1. Creating a mechanism for setting cost growth based on objective indicators and historic trends of school costs and state revenue growth, as proposed in LB 604 (2013);

2. Establishing a separate state cash reserve for funding TEEOSA;

3. Creating a school funding trust fund with selected revenue sources;

4. Utilizing the revenue from new and dynamic revenue sources such as the internet sales tax and sales taxes on high-end services; and

5. Establishing a trust fund to fill the shortfalls in revenue during period of recession.

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

1. That the Education Committee, Revenue Committee, and Appropriations Committee of the Legislature shall be designated to conduct an interim study to carry out the purposes of this resolution. The study shall

be coordinated with the efforts of the Tax Modernization Commission proposed pursuant to LB 613 (2013).

2. That the committees shall upon the conclusion of the study make a report of their findings, together with their recommendations, to the Legislative Council or Legislature.

Referred to the Executive Board.

**LEGISLATIVE RESOLUTION 323.** Introduced by K. Haar, 21.

**PURPOSE:** To study statutes and policies related to increasing renewable energy development in Nebraska.

By the end of 2012, Iowa had developed 5,137 megawatts in wind electricity generation capacity, compared to Nebraska's 459 megawatts. Iowa's wind development has provided millions of dollars in economic benefit to its residents, as well as providing tax revenue for the state and political subdivisions. Iowa's wind development was stated as a major factor in Facebook's decision to invest \$1.5 billion in a data center in Iowa and Google's decision to expand its data center in Council Bluffs. Mid-American Energy recently announced that it plans to add another 1,050 megawatts of wind energy to its portfolio in Iowa.

Iowa's electricity rates, which have historically been higher than Nebraska's, are now lower than Nebraska's rates. Mid-American's announcement that they would expand their wind energy development included a statement that they expected it would save their ratepayers \$10 million per year beginning in 2015.

The study shall include, but not be limited to, a review of the following issues:

- (1) Methods used by Iowa to encourage renewable energy development;
- (2) Ways that renewable energy development can help maintain low electric rates;
- (3) Economic benefits and opportunities for renewable energy development;
- (4) New technologies that may be used to enhance the effectiveness of renewable energy projects;
- (5) Whether there are opportunities for Nebraska to show leadership in public policy related to renewable energy, such as policies to promote solar energy development; and
- (6) Any other issues the study committee deems necessary or appropriate.

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

1. That the Natural Resources Committee of the Legislature shall be designated to conduct an interim study to carry out the purposes of this resolution.

2. That the committee shall upon the conclusion of its study make a report of its findings, together with its recommendations, to the Legislative Council or Legislature.

Referred to the Executive Board.

**LEGISLATIVE RESOLUTION 324.** Introduced by K. Haar, 21.

**PURPOSE:** The purpose of this resolution is to examine and evaluate the statutory requirements on Nebraska's public power districts.

The study should include:

- (1) An examination of the current requirements on building new generation and reinvesting in current generation resources;
- (2) Additional considerations that could be required before investing in new generation, including, but not limited to, health and environmental impacts, economic development impacts, water usage, risk analysis, and the advantage of obtaining fuels from sources inside the State of Nebraska;
- (3) Methods for ratepayer engagement in the process, including, but not limited to, standing before the Nebraska Power Review Board;
- (4) The role of the Nebraska Power Review Board in approving and overseeing generation; and
- (5) Any other issues that the committee deems relevant.

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

1. That the Natural Resources Committee of the Legislature shall be designated to conduct an interim study to carry out the purposes of this resolution.

2. That the committee shall upon the conclusion of its study make a report of its findings, together with its recommendations, to the Legislative Council or Legislature.

Referred to the Executive Board.

**LEGISLATIVE RESOLUTION 325.** Introduced by K. Haar, 21.

**PURPOSE:** The purpose of this study is to examine the effectiveness of the school budget limitation and certification of school budget authority included in the Tax Equity and Educational Opportunities Support Act (TEEOSA). The study will address the following questions:

1. Are the budget limitations necessary to control school spending and cost growth which drive TEEOSA equalization funding?
2. Are the budget limitations effective in equalizing school spending in school districts of different sizes and geographic location?
3. What is the interplay between the budget limitations and property tax levy limitations? Are both necessary?
4. How have the budget lids impacted educational opportunities and delivery of educational services?
5. Are the exemptions from the limitations adequate?
6. Should the current school budget limitations be repealed or modified?

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

1. That the Education Committee of the Legislature shall be designated to conduct an interim study to carry out the purposes of this resolution. The study shall be coordinated with the efforts of the Tax Modernization Commission proposed pursuant to LB 613 (2013).

2. That the committee shall upon the conclusion of its study make a report of its findings, together with its recommendations, to the Legislative Council or Legislature.

Referred to the Executive Board.

**LEGISLATIVE RESOLUTION 326.** Introduced by K. Haar, 21.

**PURPOSE:** The purpose of this resolution is to examine and evaluate net metering in Nebraska and evaluate proposed changes to Nebraska's net metering laws. The study should focus on the economic impact of net metering on private renewable energy production and the impact on the producer, the public power districts, and other energy consumers.

The study should include:

(1) The economic impact on expanding net metering to include systems up to a rated capacity of 100 kilowatts;

(2) The economic impact on expanding the systemwide cap currently at one percent of capacity;

(3) Expected growth in net metering and the effects of expansion;

(4) Effects of federal subsidies and policies on net metering;

(5) Issues and concerns with placing systems larger than twenty-five kilowatts and possible solutions, including, but not limited to, variable caps on systems;

(6) The process that utilities use to determine how net metering systems can be integrated; and

(7) Any other issues that the committee deems relevant.

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

1. That the Natural Resources Committee of the Legislature shall be designated to conduct an interim study to carry out the purposes of this resolution.

2. That the committee shall upon the conclusion of its study make a report of its findings, together with its recommendations, to the Legislative Council or Legislature.

Referred to the Executive Board.

**LEGISLATIVE RESOLUTION 327.** Introduced by K. Haar, 21.

**PURPOSE:** The purpose of this resolution is to study and evaluate emergency response planning and preparation for severe weather events and the adequacy, availability, and issues surrounding storm shelters or safe rooms for residents of mobile home parks. This study shall include, but not be limited to, an examination of the following issues:

(1) Requirements in other states on providing shelter from severe weather for mobile home parks;

(2) Sources of funding including, but not limited to, federal, state, and local programs for the construction of shelters or safe rooms for residents of mobile home parks;

(3) Potential legal and liability issues for persons providing shelter; and

(4) Any other issues that the committee deems relevant.

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

1. That the Health and Human Services Committee of the Legislature shall be designated to conduct an interim study to carry out the purposes of this resolution.

2. That the committee shall upon the conclusion of its study make a report of its findings, together with its recommendations, to the Legislative Council or Legislature.

Referred to the Executive Board.

**LEGISLATIVE RESOLUTION 328.** Introduced by Pirsch, 4.

PURPOSE: To study methods to better protect elderly and other vulnerable Nebraskans from financial exploitation.

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

1. That the Judiciary Committee of the Legislature shall be designated to conduct an interim study to carry out the purposes of this resolution.

2. That the committee shall upon the conclusion of its study make a report of its findings, together with its recommendations, to the Legislative Council or Legislature.

Referred to the Executive Board.

**LEGISLATIVE RESOLUTION 329.** Introduced by Pirsch, 4.

PURPOSE: To study possible ways the state could use tax policy to encourage more small business start-ups and entrepreneurialism, especially for businesses utilizing technology and innovation.

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

1. That the Revenue Committee of the Legislature shall be designated to conduct an interim study to carry out the purposes of this resolution.

2. That the committee shall upon the conclusion of its study make a report of its findings, together with its recommendations, to the Legislative Council or Legislature.

Referred to the Executive Board.

**LEGISLATIVE RESOLUTION 330.** Introduced by Pirsch, 4.

PURPOSE: To study ways Nebraska can ensure a future workforce well-skilled in STEM (science, technology, engineering, and math) education.

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

1. That the Education Committee of the Legislature shall be designated to conduct an interim study to carry out the purposes of this resolution.

2. That the committee shall upon the conclusion of its study make a report of its findings, together with its recommendations, to the Legislative Council or Legislature.

Referred to the Executive Board.

**LEGISLATIVE RESOLUTION 331.** Introduced by Pirsch, 4.

PURPOSE: To study the advisability of stronger penalties for offenders convicted of the crime of sexual assault of a child as well as related deterrents and victim remedies.

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

1. That the Judiciary Committee of the Legislature shall be designated to conduct an interim study to carry out the purposes of this resolution.

2. That the committee shall upon the conclusion of its study make a report of its findings, together with its recommendations, to the Legislative Council or Legislature.

Referred to the Executive Board.

**LEGISLATIVE RESOLUTION 332.** Introduced by Pirsch, 4.

PURPOSE: To study ways the state may appropriately reduce property taxes in Nebraska.

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

1. That the Revenue Committee of the Legislature shall be designated to conduct an interim study to carry out the purposes of this resolution.

2. That the committee shall upon the conclusion of its study make a report of its findings, together with its recommendations, to the Legislative Council or Legislature.

Referred to the Executive Board.

**LEGISLATIVE RESOLUTION 333.** Introduced by Pirsch, 4.

**PURPOSE:** To study ways the state may appropriately reduce income tax rates in Nebraska.

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

1. That the Revenue Committee of the Legislature shall be designated to conduct an interim study to carry out the purposes of this resolution.

2. That the committee shall upon the conclusion of its study make a report of its findings, together with its recommendations, to the Legislative Council or Legislature.

Referred to the Executive Board.

**LEGISLATIVE RESOLUTION 334.** Introduced by Pirsch, 4.

**PURPOSE:** To study ways to identify and eliminate waste and fraud in government spending.

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

1. That the Government, Military and Veterans Affairs Committee of the Legislature shall be designated to conduct an interim study to carry out the purposes of this resolution.

2. That the committee shall upon the conclusion of its study make a report of its findings, together with its recommendations, to the Legislative Council or Legislature.

Referred to the Executive Board.

**LEGISLATIVE RESOLUTION 335.** Introduced by Pirsch, 4.

**PURPOSE:** To study whether more fair and appropriate methods of agricultural land valuation can be implemented.

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

1. That the Revenue Committee of the Legislature shall be designated to conduct an interim study to carry out the purposes of this resolution.

2. That the committee shall upon the conclusion of its study make a report of its findings, together with its recommendations, to the Legislative Council or Legislature.

Referred to the Executive Board.

**LEGISLATIVE RESOLUTION 336.** Introduced by Pirsch, 4.

**PURPOSE:** To investigate methods to reduce gang violence.

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

1. That the Judiciary Committee of the Legislature shall be designated to conduct an interim study to carry out the purposes of this resolution.

2. That the committee shall upon the conclusion of its study make a report of its findings, together with its recommendations, to the Legislative Council or Legislature.

Referred to the Executive Board.

**LEGISLATIVE RESOLUTION 337.** Introduced by Pirsch, 4.

PURPOSE: To investigate methods to attract investment capital into Nebraska to create more Nebraska jobs and businesses.

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

1. That the Business and Labor Committee of the Legislature shall be designated to conduct an interim study to carry out the purposes of this resolution.

2. That the committee shall upon the conclusion of its study make a report of its findings, together with its recommendations, to the Legislative Council or Legislature.

Referred to the Executive Board.

**LEGISLATIVE RESOLUTION 338.** Introduced by Pirsch, 4.

PURPOSE: To study issues relating to the regulation of abortion clinics.

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

1. That the Judiciary Committee of the Legislature shall be designated to conduct an interim study to carry out the purposes of this resolution.

2. That the committee shall upon the conclusion of its study make a report of its findings, together with its recommendations, to the Legislative Council or Legislature.

Referred to the Executive Board.

**LEGISLATIVE RESOLUTION 339.** Introduced by Pirsch, 4.

PURPOSE: To investigate methods to increase the export of Nebraska agricultural commodities and other Nebraska products.

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

1. That the Agriculture Committee of the Legislature shall be designated to conduct an interim study to carry out the purposes of this resolution.

2. That the committee shall upon the conclusion of its study make a report of its findings, together with its recommendations, to the Legislative Council or Legislature.

Referred to the Executive Board.

**LEGISLATIVE RESOLUTION 340.** Introduced by Davis, 43; Avery, 28; Bloomfield, 17; Brasch, 16; Cook, 13; Harms, 48; Johnson, 23; Karpisek, 32; Kolowski, 31; Krist, 10; McGill, 26; Nordquist, 7; Pirsch, 4; Scheer, 19; Schilz, 47; Seiler, 33; Wallman, 30; Wightman, 36.

**PURPOSE:** The purpose of this resolution is to identify the value of property taxes eliminated by all tax-increment financing (TIF) and other Nebraska business tax incentive programs and determine how the resulting loss of property tax revenue impacts the Tax Equity and Educational Opportunities Support Act (TEEOA) funding formula.

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

1. That the Revenue Committee of the Legislature shall be designated to conduct an interim study to carry out the purposes of this resolution.

2. That the committee shall upon the conclusion of its study make a report of its findings, together with its recommendations, to the Legislative Council and Legislature.

Referred to the Executive Board.

**LEGISLATIVE RESOLUTION 341.** Introduced by Davis, 43; Avery, 28; Brasch, 16; Cook, 13; Hansen, 42; Harms, 48; Johnson, 23; Karpisek, 32; Kolowski, 31; Krist, 10; McGill, 26; Nordquist, 7; Pirsch, 4; Scheer, 19; Schilz, 47; Seiler, 33; Smith, 14; Wallman, 30; Wightman, 36.

**PURPOSE:** To study the powers and duties of the Nebraska Emergency Management Agency (NEMA). This study shall include, but not be limited to, an examination of the following issues:

(1) The adequacy and timeliness of NEMA responses to local and regional emergency disasters as experienced during floods in 2011, wildfires in 2012, and recent hazardous material incidents;

(2) Assessment of the Adjutant General's \$10,000 spending authority limit established in section 81-829.42;

(3) Policies and procedures used by NEMA to educate and train staff at local agencies concerning protocols to be used during emergencies;

(4) Improvement of communications among and between participants during emergency mutual aid events;

(5) The creation of Nebraska-based incident management teams to respond throughout the state and to serve as comprehensive resources to augment and help with natural and man-made emergencies;

(6) The potential benefits of Nebraska joining the states of Colorado, North Dakota, South Dakota, and Wyoming in the Great Plains Interstate Fire Compact.

(7) The benefits of identifying and funding a state agency, department, or division with jurisdiction over wildfire management and suppression.

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

1. That the Government, Military and Veterans Affairs Committee of the Legislature shall be designated to conduct an interim study to carry out the purposes of this resolution.

2. That the committee shall upon the conclusion of its study make a report of its findings, together with its recommendations, to the Legislative Council or Legislature.

Referred to the Executive Board.

**LEGISLATIVE RESOLUTION 342.** Introduced by Davis, 43; Avery, 28; Bloomfield, 17; Brasch, 16; Cook, 13; Harms, 48; Johnson, 23; Kolowski, 31; Krist, 10; Nordquist, 7; Pirsch, 4; Scheer, 19; Schilz, 47; Seiler, 33; Wallman, 30.

**PURPOSE:** The purpose of this resolution is to evaluate whether any types of agricultural land are being overvalued relative to their income potential. This study shall examine how to address inconsistencies in the current valuation of agricultural land such as a use value system, if the agricultural industry pays a higher effective total tax rate than other business sectors in Nebraska, and if there needs to be an additional revenue source for local governments such as a sales tax option for schools.

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

1. That the Revenue Committee of the Legislature shall be designated to conduct an interim study to carry out the purposes of this resolution.

2. That the committee shall upon the conclusion of its study make a report of its findings, together with its recommendations, to the Legislative Council and Legislature.

Referred to the Executive Board.

**LEGISLATIVE RESOLUTION 343.** Introduced by Dubas, 34; Brasch, 16; Hadley, 37; McCoy, 39; Price, 3; Watermeier, 1.

**PURPOSE:** To study the existing policy to supplement federal universal service support mechanisms and ensure that all Nebraskans, without regard to their location, have comparable accessibility to telecommunications services at affordable prices, recognizing the importance of broadband access for the state's economy to remain competitive, and to review changes to universal service at the federal level and changes in technology.

This study shall investigate the universal service and intercarrier compensation systems to maintain telecommunications services and extend broadband-capable infrastructure. Input shall be solicited from the Public Service Commission, regulated entities, broadband and telecommunications carriers, service users, and the public. Study topics may include, but not be limited to, the following areas:

(1) Modernization of the existing framework for contribution to and use of the Nebraska Telecommunications Universal Service Fund (NTUSF);

(2) The progress or results of the NTUSF broadband pilot program, dedicated wireless program, and broadband mapping grant project;

(3) Ability of Nebraska citizens, schools, businesses, and health care services to access Internet services;

(4) Effects on Nebraska of recent reforms to the federal Universal Service Fund and intercarrier compensation by the Federal Communications Commission;

(5) Other possible funding mechanisms for statewide broadband access ensuring comparable rates for all users; and

(6) Other states' approaches to fund affordable broadband access.

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

1. That the Transportation and Telecommunications Committee of the Legislature shall be designated to conduct an interim study to carry out the purposes of this resolution.

2. That the committee shall upon the conclusion of its study make a report of its findings, together with its recommendations, to the Legislative Council or Legislature.

Referred to the Executive Board.

**LEGISLATIVE RESOLUTION 344.** Introduced by Nebraska Retirement Systems Committee: Nordquist, 7, Chairperson; Conrad, 46; Davis, 43; Karpisek, 32; Mello, 5.

**PURPOSE:** The state has an interest in the retirement security of Nebraska workers, including the ability of all workers to secure their independence and self-sufficiency upon retirement. Research indicates that since the 1980s there has been a steadily declining savings rate among workers. In addition, only about one-half of workers have access to a retirement savings plan at work. Workers unable to build up sufficient pensions and savings are more likely to become dependent on state services in their old age.

This study shall include, but not be limited to, an examination of the availability and adequacy of retirement savings of Nebraska private sector workers.

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

1. That the Nebraska Retirement Systems Committee of the Legislature shall be designated to conduct an interim study to carry out the purposes of this resolution.

2. That the committee shall upon the conclusion of its study make a report of its findings, together with its recommendations, to the Legislative Council or Legislature.

Referred to the Executive Board.

**LEGISLATIVE RESOLUTION 345.** Introduced by Christensen, 44.

**PURPOSE:** The purpose of this study is to examine whether the Legislature should amend the portion of the Nebraska Ground Water Management and Protection Act, which was enacted with the passage of LB 962 in 2004, designating or determining the appropriation status of certain river basins, subbasins, or reaches as fully appropriated or overappropriated to allow for the same potential reevaluation process of the appropriation status of all river basins in Nebraska according to the same scientific standards, procedures, and administrative appeal processes to challenge any appropriation status designated by the Department of Natural Resources.

This study shall include, but not be limited to: Examining whether to amend the act to allow for reevaluation of all river basins, including current fully appropriated or overappropriated river basins, subbasins, or reaches for the protection of Nebraska's water resources, the securing of a stable water source for all users into the future, and the consistent application of Nebraska's water policy throughout this state.

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

1. That the Natural Resources Committee of the Legislature shall be designated to conduct an interim study to carry out the purposes of this resolution.

2. That the committee shall upon the conclusion of its study make a report of its findings, together with its recommendations, to the Legislative Council or Legislature.

Referred to the Executive Board.

### **VISITORS**

Visitors to the Chamber were 63 fourth-grade students, teachers, and sponsors from Wasmer Elementary, Grand Island.

### **ADJOURNMENT**

At 6:36 p.m., on a motion by Speaker Adams, the Legislature adjourned until 9:00 a.m., Tuesday, May 21, 2013.

Patrick J. O'Donnell  
Clerk of the Legislature