

SECOND DAY - JANUARY 9, 2014
LEGISLATIVE JOURNAL
ONE HUNDRED THIRD LEGISLATURE
SECOND SESSION

SECOND DAY

Legislative Chamber, Lincoln, Nebraska
Thursday, January 9, 2014

PRAYER

The prayer was offered by Pastor Jim McGaffin, Liberty Christian Church, Omaha.

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 Coash who was excused; and Senator Lautenbaugh who was excused until he arrives.

CORRECTIONS FOR THE JOURNAL

The Journal for the first day was approved.

**2013 INTERIM REPORT
ON THE DISPOSITION OF
INTERIM STUDY RESOLUTIONS**

Agriculture

LR	Subject	Completed Report Issued	Completed No Report Issued	Deferred
271	Examine expansion of brand area statewide		X	
288	Examine role of animal health professionals in assisting law enforcement of Livestock Animal Welfare Act			X
289	Examine feasibility of fenceviewers to arbitrators in division fence disputes			X
290	Examine concept of Brand Inspection Service Areas		X	

291	Examine means to coordinate state animal health authorities with activities of local livestock cruelty and neglect authorities			X
293	Examine prevalence of game processing services by non-licensed facilities			X
309	Examine issues relating to improving the protection of sensitive crops from losses due to phenoxy herbicides			X
339	Examine means to increase export of Nebraska agricultural commodities			X

Appropriations

LR	Subject	Completed Report Issued	Completed No Report Issued	Deferred
244	Interim study to examine issues surrounding the Nebraska Public Safety Communication System		X	
273	Interim study to identify budgeting strategies to support the array of services needed for Nebraska's aging population in a fiscally responsible manner		X	
298	Interim study to examine issues surrounding the efficiency of state programs			X
234	Interim study to examine 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 to ensure a balanced state budget			X
199	Interim study to acquire additional information, including financial requirements, regarding the state's efforts to establish a statewide virtual/digital educational system			X
221	Interim study to examine the different aspects of the state's wellness program		X	

274	Interim study to maximize opportunities to leverage the new opportunity to build a medicaid management information system that meets the needs of Nebraska		X	
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Banking, Commerce and Insurance

LR	Subject	Completed Report Issued	Completed No Report Issued	Deferred
188	Patient Protection and Affordable Care Act		X	
187	Update business entity statutes		X	
316	Unfair insurance trade practices			X
216	NE Capital Expansion Act			X
315	Development of benefit corporations		X	
215	Enforcement and servicing of real estate loans			X
294	Private health insurance			X
233	Placing holds on credit cards			X
265	Insurance coverage of amino acid-based elemental formula			X

Business and Labor

LR	Subject	Completed Report Issued	Completed No Report Issued	Deferred
250	Interim study to examine the State of Nebraska's self-insured workers' compensation plan administered by the Dept. of Administrative Services			X
295	Interim study to examine the disparity in income between men and women in the State of Nebraska			X
317	Interim study to examine how forced overtime on a regular basis as a regular work practice affects Nebraskans working in meatpacking, poultry, food processing, and other factory work			X
337	Interim study to investigate methods to attract investment capital into Nebraska to create more jobs and businesses			X

306	Interim study to examine a practice known as "banning the box," which requires prospective employees to disclose their criminal backgrounds on initial job applications before prospective employees have an interview			X
240	Interim study to examine the need for amending the Nebraska Wage Payment and Collection Act relating to payment of paid time off benefits when leaving employment			X

Education

LR	Subject	Completed Report Issued	Completed No Report Issued	Deferred
166	Interim study to examine issues surrounding the creation of revolving funds to finance energy conservation measures in Nebraska K-12 school districts			X
181	Interim study to examine issues under the jurisdiction of the Education Committee			X
182	Interim study to examine alternatives for the financing and delivery of public early childhood, elementary, and secondary education in Nebraska	X		
206	Interim study to examine the school breakfast program			X
208	Interim study to examine security in the public schools		X	
211	Interim study to examine and define the need for increased access to, and the costs of, quality expanded learning opportunities for K-12 children, focusing on at-risk children		X	

212	Interim study to examine an allowance or aid component within the state aid formula for recognizing the costs of schools districts that encourage teachers to improve their skills and knowledge in order to increase student achievement			X
219	Interim study to examine issues relating to student financial aid programs			X
242	Interim study to examine the methods of encouraging transition from adult education to postsecondary education for adults			X
264	Interim study to examine the education data system			X
272	Interim study to examine issues related to the use of paraeducators to improve and promote student achievement in public elementary schools			X
282	Interim study to examine issues regarding the parity in Nebraska School Activities Association activities between private and public high schools			X
285	Interim study to examine career education program in Nebraska's public schools			X
296	Interim study to examine the effectiveness of career academies in Nebraska high schools and the feasibility of expanding career academies to more schools in the state			X
304	Interim study to identify the differences between statutes governing Class V school districts and other school districts			X
314	Interim study to examine the use of parent education available within the public schools			X
322	Interim study to examine options for stabilization and growth in state funding for schools			X

325	Interim study to examine the effectiveness of the school budget limitation and certification of school budget authority included in the state aid formula			X
330	Interim study to examine ways Nebraska can ensure a future workforce well-skilled in science, technology, engineering, and math education			X

General Affairs

LR	Subject	Completed Report Issued	Completed No Report Issued	Deferred
175	Interim study to examine the craft brewery industry in Nebraska to develop potential tax policy and statutory law to encourage growth of the industry		X	
258	Interim study to examine whether alcohol licensee employees should be certified in how to apply pertinent portions of the Nebraska Liquor Control Act		X	
280	Interim study to examine retail license provisions within the Nebraska Liquor Control Act regarding whether licensees should be permitted to bottle draft beer to be sold for consumption off the premises		X	
281	Interim study to examine the nature of and relationship between catering liquor licenses and special designated liquor licenses within the Nebr. Liquor Control Act		X	
283	Interim study to examine issues under the jurisdiction of the General Affairs Committee - Whether minors should be allowed to purchase and use electronic cigarettes		X	

Government, Military and Veterans Affairs

LR	Subject	Completed Report Issued	Completed No Report Issued	Deferred
201	Interim study to examine policy options available to the State of Nebraska to support military installations, military families, and veterans and their families		X	
193	Interim study to examine the role of political parties in the election process		X	
192	Interim study to examine conducting elections by mail		X	
305	Interim study to examine the governance and efficiency of the State Board of Education		X	
341	Interim study to examine the powers and duties of the Nebraska Emergency Management Agency		X	
167	Interim study to examine issues surrounding personal identifying information collected by state and local governments and private businesses		X	
194	Interim study to examine issues under the jurisdiction of the Government, Military and Veterans Affairs Committee		X	
223	Interim study to examine issues surrounding open data policies		X	
202	Interim study to examine the issue of election day registration		X	

Health and Human Services

LR	Subject	Completed Report Issued	Completed No Report Issued	Deferred
143	Examine children's day health services		X	
170	Examine the liability insurance mandate in the Child Care Licensing Act			X
209	Examine the contracts between the Dept. of HHS and provider agencies for foster care services			X
218	Examine fetal alcohol spectrum disorders			X

222	Gather information and make recommendation necessary for the Legislature to craft a comprehensive early learning strategy for the State of Nebraska			X
227	Examine issues surrounding midwifery credentialing and safety measures			X
228	Examine the process by which military spouses and veterans obtain occupational licenses			X
232	Examine the process of applying for an attaining health care professional licensing when the applicant has a license, education, or credentialing from state and schools outside of Nebraska			X
237	Assess the extent to which Nebraska has implemented key provisions of the federal Fostering Connections to Success and Increasing Adoptions Act of 2008			X
238	Examine the Access Nebraska system, as well as the separation of the economic assistance programs from the Medicaid program		X	
239	Examine the Supplemental Nutrition Assistance Program (SNAP)			X
241	Examine the financial impact of, and financing option for, medicaid expansion under the Patient Protection and Affordable Care Act for medical assistance for newly eligible individuals		X	
243	Examine the future of emergency medical services in Nebraska			X
256	Reexamine the consolidation of the Dept. of Health and Human Services that occurred in 1996 with the enactment of LB1044			X
257	Examine the early childhood learning and development system across the state to determine how to make the current system more effective			X

259	Examine providing for the utilization of Temporary Assistance for Needy Families (TANF) reserve funds to provide for after school programming for children in families that qualify for assistance			X
260	Examine existing barriers to the delivery of health care services through telehealth technologies in Nebraska			X
261	Examine barriers to permanent placements for Nebraska children who have been placed out of the home and are wards of the state		X	
262	Examine the high rate of placement of Nebraska's Native American children involved in the foster care system		X	
270	Examine identification or creation of methods of keeping elderly Nebraskans safe in their homes where they can receive high quality care and support			X
275	Examine issues relating to the behavioral and mental health needs of children in education settings			X
297	Examine the effectiveness of telehealth technology used for behavioral health services in Nebraska			X
300	Examine the treatment and services for people dually diagnosed with intellectual or developmental disabilities, mental illness, or behavioral health programs		X	
303	Examine issues relating to brain injuries			X
312	Examine issues relating to the child protective services system within the Dept. of Health and Human Services		X	
327	Examine issues relating to providing storm shelters or safe rooms for residents of mobile home parks			X

387	Examine how Nebraska is utilizing Temporary Assistance for Needy Families (TANF) funds		X	
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Judiciary

LR	Subject	Completed Report Issued	Completed No Report Issued	Deferred
111	Interim study to explore the possibility of replicating the Delancey Street Foundation in Nebraska, which is considered one of the nation's leading self-help residential education centers for ex-convicts and former substance abusers			X
184	Interim study to examine the costs and benefits associated with lowering the age of majority to eighteen years of age			X
207	Interim study to examine the impact of the possession, sale, trade, and distribution of shark fins in the State of Nebraska			X
235	Interim study to examine the adoption process under the current safe haven law			X
251	Interim study to examine court fees earmarked to generate revenue for the Nebraska Judges Retirement System			X
277	Interim study to review the current costs associated with correctional and detention facilities in Nebraska		X	
278	Interim study to review matters under the jurisdiction of the Judiciary Committee			X
279	Interim study to examine 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		X	

284	Interim study to review issues relating to child custody proceedings and parenting time determinations as they pertain to families of divorce			X
286	Interim study 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			X
287	Interim study to examine the requirement that counties pay court filing fees and costs when filing criminal charges and civil proceedings in the county, district, and juvenile courts			X
313	Interim study to examine comprehensive models of response and treatment for victims of human trafficking			X
320	Interim study to examine statutes and procedures relating to the eminent domain laws for oil pipelines and the authority of local governments to regulate oil pipelines			X
328	Interim study to examine methods to better protect elderly and other vulnerable Nebraskans from financial exploitation			X
331	Interim study to examine stronger penalties for offenders convicted of the crime of sexual assault of a child as well as related deterrents and victim remedies			X
334	Interim study to identify and eliminate waste and fraud in government spending			X
336	Interim study to investigate methods to reduce gang violence			X
338	Interim study to examine issues relating to the regulation of abortion clinics			X

Natural Resources Committee

LR	Subject	Completed Report Issued	Completed No Report Issued	Deferred
205	Interim study to examine the mission and financing options as authorized by current law of the Game and Parks Commission		X	
214	Interim study to examine Nebraska's statutes, rules, and regulations relating to the permitting process for small surface water storage reservoirs	X		
345	Interim study to examine whether the Nebraska Ground Water Management and Protection Act should be amended relating to designating or determining the appropriation status of river basins			X
319	Interim study to examine issues relating to Omaha's federally mandated combined sewer overflow project			X
302	Interim study to examine the generation of energy in Nebraska through the use of renewable energy sources and to provide a comparison with other states			X
255	Interim study to examine the concept of moving surface water-only irrigated acres to ground water acres to help compliance with compacts, agreements, and decrees			X
254	Interim study to examine the concept of regulating commingled acres relating to surface water and ground water			X
183	Interim study to examine Nebraska's drainage statutes as they apply to drainage by neighboring landowners under section 31-201 and other related statutes			X
324	Interim study to examine and evaluate the statutory requirements on Nebraska's public power districts			X
321	Interim study to examine statutes and procedures relating to the State of Nebraska's financial responsibility for oil pipelines			X

224	Interim study to examine the programs, incentives, and processes, used in other states to stimulate renewable energy projects of less than twenty megawatts that can be added without major additional transmission improvements			x
226	Interim study to examine concerns surrounding the operation of the Papio-Missouri River Natural Resources District			X
323	Interim study to examine statutes and policies relating to increasing renewable energy development in Nebraska			X
245	Interim study to examine issues relating to recycling			X
326	Interim study to examine and evaluate net metering in Nebraska			X

Nebraska Retirement Systems

LR	Subject	Completed Report Issued	Completed No Report Issued	Deferred
191	Examine public employee retirement systems administered by the Public Employees Retirement Board		X	
198	Examine public employee retirement systems administered by the Public Employees Retirement Board		X	
213	Examine college savings plans and ways to increase participation	X		
246	Conduct a comparison of the school employees and class V school employees retirement plans		X	
247	Examine purchase of service credits		X	
248	Examine service requirements in the school employees retirement plan		X	
344	Examine the availability and adequacy of retirement savings of Nebraska private sector workers		X	

369	Examine guidance principles for pension divestment policy decisions		X	
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Revenue

LR	Subject	Completed Report Issued	Completed No Report Issued	Deferred
342	Evaluate whether any types of agricultural land are being overvalued relative to their income potential	X		
340	Identify the value of property taxes eliminated by all tax-increment financing and other Nebraska business tax incentive programs	X		
269	Examine the property tax base structure and compare this structure to those of other states	X		
389	Examine the local use of taxing powers, including occupation tax and other forms of taxation, and to examine the fiscal relationship between state and local governments		X	
292	Examine the levy authority of rural and suburban fire protection districts		X	
329	Examine ways the state could use tax policy to encourage more small business start-ups especially for businesses utilizing technology and innovation		X	
263	Examine the economic impact of the film, television, and commercial industry in Nebraska		X	
266	Identify ways in which Nebraska may support and increase venture capital investment in the state		X	
186	Examine issues relating to enactment of a tax-credit scholarship program as contemplated by LB14, 2013		X	
332	Examine ways the state may reduce property tax rates		X	
333	Examine ways the state may reduce income tax rates		X	

335	Examine whether more fair and appropriate method of agricultural land valuation can be implemented		X	
165	Examine issues surrounding tax settlements		X	

Transportation and Telecommunications

LR	Subject	Completed Report Issued	Completed No Report Issued	Deferred
236	Aging drivers			X
267	One Call Notification System Act		X	
276	Inmate phone calls		X	
299	County motor vehicle licensing			X
343	Nebraska Telecommunications Universal Service Fund	X		

Urban Affairs

LR	Subject	Completed Report Issued	Completed No Report Issued	Deferred
252	Study to examine how amendments to the Local Option Municipal Economic Development Act affect existing economic development plans adopted under the act		X	
268	Study to examine issues surrounding new residential and commercial development and school district boundaries in our state's urban areas		X	
253	Study to assess the impact of Nebraska changing to a home rule state in matters of local concern		X	
189	Study to examine certain statutes to harmonize language, policies, and practices regarding the different classifications of cities and villages		X	
190	Study to examine the 2012 versions of the International Residential Code, the International Building Code, and the International Energy Code to determine whether Nebraska should update the current State Building Code		X	

318	Study to examine issues relating to mass transit authorities		X	
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ANNOUNCEMENT

Senator McCoy announced the Committee on Committees will meet Friday, January 10, 2014, at 9:00 a.m. in Room 1524.

BILLS ON FIRST READING

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

LEGISLATIVE BILL 725. Introduced by Sullivan, 41.

A BILL FOR AN ACT relating to the Tax Equity and Educational Opportunities Support Act; to amend section 79-1015.01, Revised Statutes Supplement, 2013; to change provisions relating to local effort rate yield; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 726. Introduced by Scheer, 19.

A BILL FOR AN ACT relating to school elections; to amend sections 32-542, 32-543, 79-406, 79-443, 79-451, 79-4,123, 79-547, 79-549, 79-550, and 79-10,111, Reissue Revised Statutes of Nebraska, and section 79-4,129, Revised Statutes Supplement, 2013; to provide for changing the number of members on the school board of certain Class II or III school districts; to change election procedures; to harmonize provisions; and to repeal the original sections.

LEGISLATIVE BILL 727. Introduced by Harms, 48.

A BILL FOR AN ACT relating to the Motor Vehicle Operator's License Act; to amend section 60-494, Reissue Revised Statutes of Nebraska, and section 60-484, Revised Statutes Supplement, 2013; to change provisions relating to applications and anatomical gifts; to eliminate obsolete provisions; to harmonize provisions; to provide an operative date; and to repeal the original sections.

LEGISLATIVE BILL 728. Introduced by Harms, 48.

A BILL FOR AN ACT relating to the Developmental Disabilities Services Act; to amend section 83-1217.01, Reissue Revised Statutes of Nebraska; to change provisions relating to criminal history record information checks for certain employees of the Division of Developmental Disabilities of the Department of Health and Human Services; to repeal the original section; and to outright repeal section 83-1217.02, Revised Statutes Cumulative Supplement, 2012.

LEGISLATIVE BILL 729. Introduced by Kolowski, 31.

A BILL FOR AN ACT relating to education; to state findings; to create and provide duties for the Task Force on Expanded Learning Opportunities for School-Age Youth; to provide a termination date; and to declare an emergency.

LEGISLATIVE BILL 730. Introduced by Kolowski, 31.

A BILL FOR AN ACT relating to the Child Protection Act; to amend section 28-711, Revised Statutes Cumulative Supplement, 2012; to change provisions relating to reporting; and to repeal the original section.

LEGISLATIVE BILL 731. Introduced by Kolowski, 31.

A BILL FOR AN ACT relating to the Nebraska Workers' Compensation Act; to amend section 48-144.01, Reissue Revised Statutes of Nebraska; to change provisions relating to first injury reports; and to repeal the original section.

LEGISLATIVE BILL 732. Introduced by Kolowski, 31.

A BILL FOR AN ACT relating to public assistance; to amend sections 68-1713 and 68-1726, Reissue Revised Statutes of Nebraska, and sections 43-512 and 68-915, Revised Statutes Cumulative Supplement, 2012; to exclude certain income and assets as prescribed from determination of income, resources, or need; to harmonize provisions; and to repeal the original sections.

LEGISLATIVE BILL 733. Introduced by Schumacher, 22.

A BILL FOR AN ACT relating to revenue and taxation; to amend section 76-2221, Revised Statutes Cumulative Supplement, 2012; to adopt the Mass Assessment Act; to harmonize provisions; and to repeal the original section.

LEGISLATIVE BILL 734. Introduced by Schumacher, 22.

A BILL FOR AN ACT relating to the deposit and investment of public funds; to amend sections 77-2302 and 77-2365.01, Reissue Revised Statutes of Nebraska; to provide for the deposit of public funds with credit unions; and to repeal the original sections.

LEGISLATIVE BILL 735. Introduced by Bolz, 29.

A BILL FOR AN ACT relating to insurance; to require return of health insurance premiums and medicare supplement premiums in the event of an insured's death; and to provide a duty for the Revisor of Statutes.

LEGISLATIVE BILL 736. Introduced by Dubas, 34.

A BILL FOR AN ACT relating to the One-Call Notification System Act; to amend section 76-2322, Reissue Revised Statutes of Nebraska; to change the provision for service of notice; and to repeal the original section.

LEGISLATIVE BILL 737. Introduced by Dubas, 34.

A BILL FOR AN ACT relating to county veterans service offices; to amend section 80-410, Revised Statutes Cumulative Supplement, 2012; to change qualifications for county veterans service officers; to harmonize provisions; and to repeal the original section.

LEGISLATIVE BILL 738. Introduced by Larson, 40.

A BILL FOR AN ACT relating to appropriations; to create a fund; to provide for a transfer; to appropriate funds to the Department of Motor Vehicles; to provide an operative date; and to declare an emergency.

LEGISLATIVE BILL 739. Introduced by Hadley, 37.

A BILL FOR AN ACT relating to revenue and taxation; to amend section 49-801.01, Revised Statutes Supplement, 2013; to update references to the Internal Revenue Code; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 740. Introduced by Crawford, 45; Davis, 43; Kolowski, 31; Scheer, 19.

A BILL FOR AN ACT relating to postsecondary education; to provide for residency for veterans and family members of veterans.

LEGISLATIVE BILL 741. Introduced by Murante, 49; Kolowski, 31.

A BILL FOR AN ACT relating to schools; to require a policy relating to tornado drills as prescribed.

LEGISLATIVE BILL 742. Introduced by Murante, 49.

A BILL FOR AN ACT relating to elections; to amend sections 32-701, 32-801, 32-817, 32-901, 32-1003, 32-1119, 32-1120, 32-1122, and 49-220, Reissue Revised Statutes of Nebraska, sections 32-546.01 and 32-816, Revised Statutes Cumulative Supplement, 2012, and sections 32-101, 32-1005, and 32-1007, Revised Statutes Supplement, 2013; to change the method of voting at primary elections; to change and eliminate provisions related to recounts and tie votes; to harmonize provisions; and to repeal the original sections.

LEGISLATIVE BILL 743. Introduced by Murante, 49.

A BILL FOR AN ACT relating to elections; to amend section 32-101, Revised Statutes Supplement, 2013; to define terms for certain offices; and to repeal the original section.

LEGISLATIVE BILL 744. Introduced by Avery, 28; Adams, 24; Brasch, 16; Carlson, 38; Davis, 43; Gloor, 35; Hadley, 37; Harms, 48; Johnson, 23; Karpisek, 32; Lathrop, 12; McGill, 26; Mello, 5; Nelson, 6; Schilz, 47; Schumacher, 22; Seiler, 33; Smith, 14; Sullivan, 41; Wightman, 36.

A BILL FOR AN ACT relating to state government; to establish the Nebraska Sesquicentennial Commission; to provide for the membership of the commission; to provide powers and duties; to provide an operative date; and to declare an emergency.

LEGISLATIVE BILL 745. Introduced by Avery, 28.

A BILL FOR AN ACT relating to governmental functions; to amend sections 77-2215, 81-153, and 81-181, Reissue Revised Statutes of Nebraska, and sections 73-507 and 81-1018, Revised Statutes Cumulative Supplement, 2012; to provide an exception to certain requirements for contracts for services; to change and eliminate provisions for duplicate warrants; to change a duty for the material division of the Department of Administrative Services; to change report requirements under the Deferred Building Renewal Act; to change provisions relating to state-owned vehicles; and to repeal the original sections.

LEGISLATIVE BILL 746. Introduced by Avery, 28.

A BILL FOR AN ACT relating to elections; to amend sections 32-314, 32-929, 32-935, 32-936, 32-1530, and 32-1532, Reissue Revised Statutes of Nebraska, sections 32-329, 32-915, and 32-1002, Revised Statutes Cumulative Supplement, 2012, and section 32-933, Revised Statutes Supplement, 2013; to authorize provisional ballots and require identification for registered voters changing residence within Nebraska; to harmonize provisions; to provide an operative date; and to repeal the original sections.

LEGISLATIVE BILL 747. Introduced by Avery, 28.

A BILL FOR AN ACT relating to the Nebraska Political Accountability and Disclosure Act; to amend sections 49-1401, 49-1403, and 49-1476.01, Reissue Revised Statutes of Nebraska, and sections 49-1413, 49-1467, 49-1469, and 49-1479.02, Revised Statutes Supplement, 2013; to define and redefine terms; to require reporting regarding electioneering communication; to prohibit electioneering communications by a lottery contractor; to harmonize provisions; to provide an operative date; and to repeal the original sections.

LEGISLATIVE BILL 748. Introduced by Avery, 28.

A BILL FOR AN ACT relating to sexual assault; to amend sections 43-292.02 and 43-2933, Reissue Revised Statutes of Nebraska, section 43-283.01, Revised Statutes Cumulative Supplement, 2012, and sections 43-254 and 43-1411.01, Revised Statutes Supplement, 2013; to change provisions relating to paternity of a child conceived as a result of sexual assault; to harmonize provisions; and to repeal the original sections.

LEGISLATIVE BILL 749. Introduced by B. Harr, 8.

A BILL FOR AN ACT relating to corporations; to amend sections 8-1401, 8-2104, 8-2306, 8-2311, 21-301, 21-302, 21-303, 21-304, 21-305, 21-306, 21-311, 21-312, 21-313, 21-314, 21-315, 21-317, 21-318, 21-319, 21-321, 21-322, 21-323, 21-323.01, 21-323.02, 21-325, 21-325.01, 21-325.02, 21-328, 21-329, 21-330, 21-1301, 21-1931, 21-1933, 21-19,151, 21-2103, 21-2105, 21-2110, 21-2115, 21-2203, 21-2204, 21-2209, 21-2212, 21-2439, 21-2971, 21-2976, 30-3214, 33-101, 44-205.01, 44-206, 44-208.02, 44-211, 44-224.01, 44-224.04, 44-301, 44-2128, 44-2916, 44-3112, 44-32,115, 44-3312, and 44-3812, Reissue Revised Statutes of Nebraska, and sections 9-614, 28-1354, 67-248.02, and 84-511, Revised Statutes Supplement, 2013; to adopt the Nebraska Model Business Corporation Act; to eliminate the Business Corporation Act; to harmonize provisions; to provide an operative date; to provide severability; to repeal the original sections; and to outright repeal sections 21-317, 21-2001, 21-2002, 21-2003, 21-2004, 21-2005, 21-2006, 21-2007, 21-2008, 21-2009, 21-2010, 21-2011, 21-2012, 21-2013, 21-2014, 21-2015, 21-2016, 21-2017, 21-2018, 21-2019, 21-2020, 21-2021, 21-2022, 21-2023, 21-2024, 21-2025, 21-2026, 21-2027, 21-2028, 21-2029, 21-2030, 21-2031, 21-2032, 21-2033, 21-2034, 21-2035, 21-2036, 21-2037, 21-2038, 21-2039, 21-2040, 21-2041, 21-2042, 21-2043, 21-2044, 21-2045, 21-2046, 21-2047, 21-2048, 21-2049, 21-2050, 21-2051, 21-2052, 21-2053, 21-2054, 21-2055, 21-2056, 21-2057, 21-2058, 21-2059, 21-2060, 21-2061, 21-2062, 21-2063, 21-2064, 21-2065, 21-2066, 21-2067, 21-2068, 21-2069, 21-2070, 21-2071, 21-2072, 21-2073, 21-2074, 21-2075, 21-2076, 21-2077, 21-2078, 21-2079, 21-2080, 21-2081, 21-2082, 21-2083, 21-2084, 21-2085, 21-2086, 21-2087, 21-2088, 21-2089, 21-2090, 21-2091, 21-2092, 21-2093, 21-2094, 21-2095, 21-2096, 21-2097, 21-2098, 21-2099, 21-20,100, 21-20,101, 21-20,102, 21-20,103, 21-20,104, 21-20,105, 21-20,106, 21-20,107, 21-20,108, 21-20,109, 21-20,110, 21-20,111, 21-20,112, 21-20,113, 21-20,114, 21-20,115, 21-20,116, 21-20,117, 21-20,118, 21-20,119, 21-20,120, 21-20,121, 21-20,122, 21-20,123, 21-20,124, 21-20,125, 21-20,126, 21-20,127, 21-20,128, 21-20,129, 21-20,130, 21-20,131, 21-20,132, 21-20,133, 21-20,134, 21-20,135, 21-20,135.01, 21-20,136, 21-20,137, 21-20,138, 21-20,139, 21-20,140, 21-20,141, 21-20,142, 21-20,143, 21-20,144, 21-20,145, 21-20,146, 21-20,147, 21-20,148, 21-20,149, 21-20,150, 21-20,151, 21-20,152, 21-20,153, 21-20,154, 21-20,155, 21-20,156, 21-20,157, 21-20,158, 21-20,159, 21-20,160, 21-20,161, 21-20,162, 21-20,163, 21-20,164, 21-20,165, 21-20,166, 21-20,167, 21-20,168, 21-20,169, 21-20,170, 21-20,171,

21-20,172, 21-20,173, 21-20,174, 21-20,175, 21-20,176, 21-20,177, 21-20,178, 21-20,179, 21-20,180, 21-20,180.01, 21-20,181, 21-20,181.01, 21-20,181.02, 21-20,181.03, 21-20,182, 21-20,183, 21-20,184, 21-20,185, 21-20,186, 21-20,187, 21-20,188, 21-20,189, 21-20,190, 21-20,191, 21-20,192, 21-20,193, 21-20,194, 21-20,195, 21-20,196, and 21-20,197, Reissue Revised Statutes of Nebraska.

LEGISLATIVE BILL 750. Introduced by B. Harr, 8.

A BILL FOR AN ACT relating to liens; to amend sections 52-203, 52-204, 52-501, 52-504, 52-701, 52-702, 52-903, 52-905, 52-1103, 52-1104, 52-1203, 52-1205, 52-1407, 52-1409, 54-201, 54-208, and 54-209, Reissue Revised Statutes of Nebraska; to change provisions relating to lien perfection and termination; to harmonize provisions; to repeal the original sections; and to declare an emergency.

LEGISLATIVE BILL 751. Introduced by Conrad, 46.

A BILL FOR AN ACT relating to corporations; to amend section 84-511, Revised Statutes Supplement, 2013; to adopt the Nebraska Benefit Corporation Act; to harmonize provisions; and to repeal the original section.

LEGISLATIVE BILL 752. Introduced by Lathrop, 12.

A BILL FOR AN ACT relating to crimes and offenses; to amend sections 28-115, 28-929, 28-929.01, 28-930, 28-931, 28-931.01, 28-934, and 28-1351, Revised Statutes Cumulative Supplement, 2012, and section 28-1354, Revised Statutes Supplement, 2013; to change provisions relating to assault on an officer or health care professional and assault with a bodily fluid against a public safety officer; to define a term; to harmonize provisions; and to repeal the original sections.

LEGISLATIVE BILL 753. Introduced by Gloor, 35.

A BILL FOR AN ACT relating to limited liability companies; to amend sections 21-114 and 21-192, Reissue Revised Statutes of Nebraska; to change a provision relating to a change of address; to provide a fee; and to repeal the original sections.

LEGISLATIVE BILL 754. Introduced by Smith, 14.

A BILL FOR AN ACT relating to the Education Innovation Fund; to amend section 9-812, Revised Statutes Supplement, 2013; to provide funds for career education programs; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 755. Introduced by Gloor, 35.

A BILL FOR AN ACT relating to insurance; to amend sections 44-403,

44-404, 44-407.23, 44-407.24, 44-407.26, and 44-408, Reissue Revised Statutes of Nebraska; to adopt the Standard Valuation Act; to change and eliminate provisions relating to valuation of reserves; to provide for applicability of provisions; to harmonize provisions; to repeal the original sections; and to outright repeal section 44-402, Reissue Revised Statutes of Nebraska.

LEGISLATIVE BILL 756. Introduced by Smith, 14.

A BILL FOR AN ACT relating to bicycles; to amend sections 60-611 and 60-638, Reissue Revised Statutes of Nebraska, and sections 60-123, 60-339, and 60-471, Revised Statutes Cumulative Supplement, 2012; to redefine terms; and to repeal the original sections.

LEGISLATIVE BILL 757. Introduced by Smith, 14.

A BILL FOR AN ACT relating to roads; to amend sections 39-1010 and 81-710, Reissue Revised Statutes of Nebraska; to provide an exception for location of mailboxes; to change provisions for adopting and promulgating rules and regulations governing state wayside areas; to eliminate duties regarding road-numbering systems and placement of signs; to repeal the original sections; and to outright repeal section 39-2123, Reissue Revised Statutes of Nebraska.

LEGISLATIVE BILL 758. Introduced by Smith, 14.

A BILL FOR AN ACT relating to the Motor Vehicle Registration Act; to amend section 60-363, Reissue Revised Statutes of Nebraska; to change duties relating to registration certificates; and to repeal the original section.

LEGISLATIVE BILL 759. Introduced by Mello, 5; Ashford, 20; Krist, 10; Lathrop, 12; Nordquist, 7.

A BILL FOR AN ACT relating to retirement; to amend sections 2-3228, 12-101, 14-567, 14-1805.01, 14-2111, 15-1017, 16-1017, 16-1037, 19-3501, 23-1118, and 23-3526, Reissue Revised Statutes of Nebraska, and section 71-1631.02, Revised Statutes Cumulative Supplement, 2012; to require annual reports relating to defined benefit retirement plans; and to repeal the original sections.

LEGISLATIVE BILL 760. Introduced by Mello, 5; Ashford, 20; Cook, 13; B. Harr, 8; Howard, 9; Kolowski, 31; Krist, 10; Lathrop, 12; Nelson, 6; Nordquist, 7.

A BILL FOR AN ACT relating to municipalities; to adopt the Combined Sewer Overflow Infrastructure Assistance Act and the Unfunded Federal Mandate Infrastructure Assistance Act.

LEGISLATIVE BILL 761. Introduced by Mello, 5.

A BILL FOR AN ACT relating to revenue and taxation; to amend sections 77-367 and 77-5601, Revised Statutes Cumulative Supplement, 2012; to change provisions relating to Department of Revenue contracts for finding nonpayers of taxes; to provide for a tax amnesty program; to eliminate obsolete provisions; and to repeal the original sections.

LEGISLATIVE BILL 762. Introduced by Christensen, 44.

A BILL FOR AN ACT relating to the Nebraska Ground Water Management and Protection Act; to amend section 46-715, Reissue Revised Statutes of Nebraska; to change provisions relating to the development of integrated management plans; to provide a duty for the Department of Natural Resources; to harmonize provisions; and to repeal the original section.

LEGISLATIVE BILL 763. Introduced by Janssen, 15.

A BILL FOR AN ACT relating to state government; to amend section 81-132, Revised Statutes Cumulative Supplement, 2012; to require a report from state agencies on inefficient programs as prescribed; and to repeal the original section.

LEGISLATIVE BILL 764. Introduced by Conrad, 46.

A BILL FOR AN ACT relating to appropriations; to amend section 84-612, Revised Statutes Supplement, 2013; to appropriate and transfer funds; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 765. Introduced by Conrad, 46.

A BILL FOR AN ACT relating to the Nebraska Wage Payment and Collection Act; to amend sections 48-1229 and 48-1230, Reissue Revised Statutes of Nebraska; to provide requirements for wage payment by payroll debit card; to provide an operative date; and to repeal the original sections.

LEGISLATIVE BILL 766. Introduced by Bloomfield, 17.

A BILL FOR AN ACT relating to the Nebraska National Guard; to amend sections 85-505 and 85-505.01, Reissue Revised Statutes of Nebraska; to change tuition assistance program provisions; and to repeal the original sections.

LEGISLATIVE BILL 767. Introduced by Schilz, 47.

A BILL FOR AN ACT relating to the environment; to amend section 81-15,123, Reissue Revised Statutes of Nebraska, and section 66-1519, Revised Statutes Cumulative Supplement, 2012; to change permitted uses of a fund; to change a provision relating to rules and regulations for training

requirements; and to repeal the original sections.

LEGISLATIVE BILL 768. Introduced by Schilz, 47; Davis, 43.

A BILL FOR AN ACT relating to agriculture; to amend sections 54-1,120 and 54-1,122.01, Reissue Revised Statutes of Nebraska, and section 54-1,108, Revised Statutes Cumulative Supplement, 2012; to change fee provisions of the Livestock Brand Act; to repeal the original sections; and to declare an emergency.

LEGISLATIVE BILL 769. Introduced by Crawford, 45.

A BILL FOR AN ACT relating to the Parenting Act; to amend sections 43-2929 and 43-2929.01, Revised Statutes Cumulative Supplement, 2012; to provide for delegation of a military parent's parenting time or visitation and provide provisions relating to military parents as prescribed; to harmonize provisions; and to repeal the original sections.

LEGISLATIVE BILL 770. Introduced by Wallman, 30.

A BILL FOR AN ACT relating to crimes and offenses; to amend section 28-1213, Revised Statutes Cumulative Supplement, 2012; to change provisions relating to explosives and destructive devices; and to repeal the original section.

LEGISLATIVE BILL 771. Introduced by Wallman, 30.

A BILL FOR AN ACT relating to the Reduced Cigarette Ignition Propensity Act; to amend section 69-504, Reissue Revised Statutes of Nebraska; to change the length of the certification period; and to repeal the original section.

LEGISLATIVE BILL 772. Introduced by Davis, 43; Christensen, 44; Cook, 13; Crawford, 45; Dubas, 34; Johnson, 23; Kolowski, 31; Krist, 10; Scheer, 19; Schilz, 47; Seiler, 33; Sullivan, 41; Wallman, 30.

A BILL FOR AN ACT relating to the Emergency Management Act; to amend section 81-829.42, Revised Statutes Cumulative Supplement, 2012; to increase the authorized expenditure amount for the Adjutant General with respect to aerial fire suppression or hazardous material response; and to repeal the original section.

LEGISLATIVE BILL 773. Introduced by Davis, 43; Cook, 13; Crawford, 45; Dubas, 34; Kolowski, 31; Schumacher, 22; Seiler, 33; Sullivan, 41; Wallman, 30.

A BILL FOR AN ACT relating to elections; to amend section 32-912, Reissue Revised Statutes of Nebraska, and section 32-312, Revised Statutes Cumulative Supplement, 2012; to provide for partisan ballots at primary

elections for unaffiliated voters; to harmonize provisions; and to repeal the original sections.

RESOLUTIONS

LEGISLATIVE RESOLUTION 392. Introduced by Wightman, 36.

WHEREAS, the Cozad High School Haymakers football team won the 2013 Class C-1 State Football Championship; and

WHEREAS, Cozad defeated Ashland-Greenwood High School 47-21 in the championship game at Memorial Stadium in Lincoln; 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, SECOND SESSION:

1. That the Legislature congratulates the Cozad High School Haymakers football team on winning the 2013 Class C-1 State Football Championship.

2. That a copy of this resolution be sent to the Cozad High School football team and the team's head coach, Brian Cargill.

Laid over.

LEGISLATIVE RESOLUTION 393CA. Introduced by Murante, 49; Nelson, 6.

THE MEMBERS OF THE ONE HUNDRED THIRD LEGISLATURE OF NEBRASKA, SECOND SESSION, RESOLVE THAT:

Section 1. At the general election in November 2014 the following proposed amendment to the Constitution of Nebraska shall be submitted to the electors of the State of Nebraska for approval or rejection:

To amend Article III, section 2:

III-2 The first power reserved by the people is the initiative whereby laws may be enacted and constitutional amendments adopted by the people independently of the Legislature. This power may be invoked by petition wherein the proposed measure shall be set forth at length. If the petition be for the enactment of a law, it shall be signed by ~~seven~~three percent of the registered voters of the state, and if the petition be for the amendment of the Constitution, the petition therefor shall be signed by ~~ten~~five percent of such registered voters. ~~In all cases~~For a petition for the enactment of a law, the registered voters signing such petition shall be so distributed as to include three percent of the registered voters of each of two-fifths of the counties of the state. For a petition for the amendment of the Constitution, the registered voters signing such petition shall be so distributed as to include five percent of the registered voters of each of two-fifths of the counties of the state. ~~When, and when~~ thus signed, the petition shall be filed with the Secretary of State who shall submit the measure thus proposed to the electors of the state at the first general election held not less than four months after such petition ~~shall have been~~is filed. The same measure, either in form or in

essential substance, shall not be submitted to the people by initiative petition, either affirmatively or negatively, more often than once in three years. If conflicting measures submitted to the people at the same election be approved, the one receiving the highest number of affirmative votes shall thereby become law as to all conflicting provisions. The constitutional limitations as to the scope and subject matter of statutes enacted by the Legislature shall apply to those enacted by the initiative. Initiative measures shall contain only one subject. The Legislature shall not amend, repeal, modify, or impair a law enacted by the people by initiative, contemporaneously with the adoption of this initiative measure or at any time thereafter, except upon a vote of at least two-thirds of all the members of the Legislature.

Sec. 2. The proposed amendment shall be submitted to the electors in the manner prescribed by the Constitution of Nebraska, Article XVI, section 1, with the following ballot language:

A constitutional amendment to change the number of signatures required for an initiative petition.

For

Against.

AMENDMENT - Print in Journal

Senator Watermeier filed the following amendment to LB588:
AM1576

(Amendments to Standing Committee amendments, AM646)

- 1 1. On page 3, line 27, strike "2014" and insert "2015".

UNANIMOUS CONSENT - Add Cointroducers

Senator Mello asked unanimous consent to add his name as cointroducer to LB751. No objections. So ordered.

Senator Watermeier asked unanimous consent to add his name as cointroducer to LB660. No objections. So ordered.

ADJOURNMENT

At 11:02 a.m., on a motion by Senator Kolowski, the Legislature adjourned until 10:00 a.m., Friday, January 10, 2014.

Patrick J. O'Donnell
Clerk of the Legislature