

TWENTY-SECOND DAY - FEBRUARY 7, 2014**LEGISLATIVE JOURNAL****ONE HUNDRED THIRD LEGISLATURE
SECOND SESSION****TWENTY-SECOND DAY**

Legislative Chamber, Lincoln, Nebraska
Friday, February 7, 2014

PRAYER

The prayer was offered by Senator Dubas.

ROLL CALL

Pursuant to adjournment, the Legislature met at 9:00 a.m., Speaker Adams presiding.

The roll was called and all members were present except Senators Davis, Krist, and Seiler who were excused; and Senators Ashford, Garrett, Lautenbaugh, and Watermeier who were excused until they arrive.

CORRECTIONS FOR THE JOURNAL

The Journal for the twenty-first day was approved.

COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 725. Placed on Select File with amendment.
ER133

- 1 1. On page 1, strike beginning with "section" in line
- 2 2 through line 5 and insert "sections 79-1007.20 and 79-1015.01,
- 3 Revised Statutes Supplement, 2013; to change provisions relating to
- 4 a student growth adjustment correction and local effort rate yield;
- 5 to repeal the original sections; and to declare an emergency."
- 6 2. On page 4, line 4, strike "section" and insert
- 7 "sections 79-1007.20 and"; and in line 5 strike "is" and insert
- 8 "are".

LEGISLATIVE BILL 725A. Placed on Select File with amendment.
ER134

- 1 1. On page 2, line 3, after "appropriated" insert an
- 2 underscored comma.

(Signed) John Murante, Chairperson

COMMITTEE REPORTS
Nebraska Retirement Systems**LEGISLATIVE BILL 977.** Placed on General File.

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

Janis N. Elliott - Public Employees Retirement Board

Aye: 5 Conrad, Karpisek, Kolowski, Mello, Nordquist. Nay: 0. Absent: 1 Davis. Present and not voting: 0.

(Signed) Jeremy Nordquist, Chairperson

REPORT OF REGISTERED LOBBYISTS

Following is a list of all lobbyists who have registered as of February 6, 2014, in accordance with Section 49-1481, Revised Statutes of Nebraska. Additional lobbyists who have registered will be filed weekly.

(Signed) Patrick J. O'Donnell
Clerk of the Legislature

Brod, Laura
National Popular Vote Initiative
Fahleson, Mark A.
National Popular Vote Initiative
Heartland Strategy Group, LLC
Omaha Police Officers Association
Marsh, Laurel S.
Community Action of Nebraska
Peterson, Chris
National Popular Vote Initiative
Pollock, Andy
National Popular Vote Initiative

REPORTS

Agency reports electronically filed with the Legislature can be found on the Nebraska Legislature's website at:
<http://www.nebraskalegislature.gov/agencies/view.php>

BILLS ON FINAL READING

The following bill was read and put upon final passage:

LEGISLATIVE BILL 656.

A BILL FOR AN ACT relating to parimutuel wagering; to amend sections 2-1203, 2-1203.01, 2-1207, 2-1208, 2-1216, 2-1221, and 2-1222, Reissue Revised Statutes of Nebraska; to repeal provisions held unconstitutional by *Stenberg v. Douglas Racing Corp.*, 246 Neb. 901 (1994), and *Stenberg v. Omaha Exposition and Racing, Inc.*, 263 Neb. 991 (2002); to harmonize provisions; to repeal the original sections; and to outright repeal sections 2-1230, 2-1231, 2-1232, 2-1233, 2-1234, 2-1235, 2-1236, 2-1237, 2-1238, 2-1239, 2-1240, 2-1241, and 2-1242, Reissue Revised Statutes of Nebraska.

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

Voting in the affirmative, 42:

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

Voting in the negative, 0.

Excused and not voting, 7:

Ashford	Garrett	Lautenbaugh	Watermeier
Davis	Krist	Seiler	

A constitutional majority having voted in the affirmative, the bill was declared passed 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 LB657 with 35 ayes, 4 nays, 3 present and not voting, and 7 excused and not voting.

The following bill was put upon final passage:

LEGISLATIVE BILL 657.

A BILL FOR AN ACT relating to handicapped parking; to amend sections 18-1736 and 18-1741.02, Reissue Revised Statutes of Nebraska, sections 60-331.01, 60-3,113, 60-3,113.01, 60-3,113.03, 60-3,113.06, 60-3,113.07, and 60-3,113.08, Revised Statutes Cumulative Supplement, 2012, and sections 60-3,113.02, 60-3,113.04, and 60-3,113.05, Revised Statutes Supplement, 2013; to eliminate obsolete provisions related to handicapped or disabled parking permits; to redefine a term; to harmonize provisions; to repeal the original sections; and to outright repeal sections 18-1738, 18-1738.01, 18-1738.02, 18-1739, 18-1740, 18-1741, and 18-1742, Reissue Revised Statutes of Nebraska.

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

Voting in the affirmative, 42:

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

Voting in the negative, 0.

Excused and not voting, 7:

Ashford	Garrett	Lautenbaugh	Watermeier
Davis	Krist	Seiler	

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

The following bills were read and put upon final passage:

LEGISLATIVE BILL 658.

A BILL FOR AN ACT relating to public power suppliers; to amend sections 86-597 and 86-598, Revised Statutes Cumulative Supplement, 2012; to repeal a provision that terminated December 31, 2007; to harmonize provisions; to repeal the original sections; and to outright repeal section 86-596, Reissue Revised Statutes of Nebraska.

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

Voting in the affirmative, 42:

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

Voting in the negative, 0.

Excused and not voting, 7:

Ashford	Garrett	Lautenbaugh	Watermeier
Davis	Krist	Seiler	

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 659.

A BILL FOR AN ACT relating to the Radiation Control Act; to repeal a section that terminated on December 1, 2008; and to outright repeal section 71-3513.01, Reissue Revised Statutes of Nebraska.

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

Voting in the affirmative, 41:

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

Voting in the negative, 0.

Present and not voting, 1:

Kintner

Excused and not voting, 7:

Ashford	Garrett	Lautenbaugh	Watermeier
Davis	Krist	Seiler	

A constitutional majority having voted in the affirmative, the bill was declared passed 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 LB33 with 36 ayes, 3 nays, 3 present and not voting, and 7 excused and not voting.

The following bill was put upon final passage:

LEGISLATIVE BILL 33.

A BILL FOR AN ACT relating to revenue and taxation; to amend sections 77-3904, 77-3905, and 77-4022, Reissue Revised Statutes of Nebraska, and section 77-3906, Revised Statutes Cumulative Supplement, 2012; to provide for agreements relating to collections; to require a report as prescribed; to change provisions relating to liens and levies under the Uniform State Tax Lien Registration and Enforcement Act; to provide for a penalty for delinquent taxes; to harmonize provisions; and to repeal the original sections.

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

Voting in the affirmative, 42:

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

Voting in the negative, 0.

Present and not voting, 1:

Kintner

Excused and not voting, 6:

Ashford	Garrett	Lautenbaugh
Davis	Krist	Seiler

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

The following bills were read and put upon final passage:

LEGISLATIVE BILL 76. With Emergency Clause.

A BILL FOR AN ACT relating to health care; to adopt the Health Care Transparency Act; to create an advisory committee; 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, 43:

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

Voting in the negative, 0.

Excused and not voting, 6:

Ashford	Garrett	Lautenbaugh
Davis	Krist	Seiler

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

LEGISLATIVE BILL 174.

A BILL FOR AN ACT relating to cities of the metropolitan class; to amend sections 14-415 and 60-6,304, Reissue Revised Statutes of Nebraska; to change a penalty for violation of building ordinances or regulations; to change provisions relating to load contents and spillage under the Nebraska Rules of the Road; to provide a penalty; to harmonize provisions; and to repeal the original sections.

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

Voting in the affirmative, 40:

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

Voting in the negative, 2:

Bloomfield	Lautenbaugh
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Present and not voting, 2:

Brasch	Larson
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Excused and not voting, 5:

Ashford	Davis	Garrett	Krist	Seiler
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A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 215.

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

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

Voting in the affirmative, 44:

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

Voting in the negative, 0.

Excused and not voting, 5:

Ashford	Davis	Garrett	Krist	Seiler
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A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 272.

A BILL FOR AN ACT relating to the Nebraska Chemigation Act; to amend sections 46-1101, 46-1103, 46-1119, and 46-1121, Reissue Revised Statutes of Nebraska; to define a term; to change provisions relating to permit approval and fees; to harmonize provisions; and to repeal the original sections.

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

Voting in the affirmative, 43:

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

Voting in the negative, 0.

Present and not voting, 1:

Janssen

Excused and not voting, 5:

Ashford	Davis	Garrett	Krist	Seiler
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A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 278.

A BILL FOR AN ACT relating to the Secretary of State; to amend section 33-101, Reissue Revised Statutes of Nebraska; to change provisions relating to fees; and to repeal the original section.

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

Voting in the affirmative, 44:

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

Voting in the negative, 0.

Excused and not voting, 5:

Ashford	Davis	Garrett	Krist	Seiler
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A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 403.

A BILL FOR AN ACT relating to crimes and offenses; to amend section 28-101, Revised Statutes Supplement, 2013; to define a term; to prohibit retail sales of novelty lighters without a child safety feature as prescribed; to provide a penalty; to harmonize provisions; and to repeal the original section.

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

Voting in the affirmative, 34:

Adams	Conrad	Hansen	Lathrop	Schilz
Avery	Cook	Harms	McCoy	Schumacher
Bolz	Crawford	Harr, B.	McGill	Smith
Campbell	Dubas	Howard	Mello	Sullivan
Carlson	Gloor	Johnson	Nordquist	Watermeier
Chambers	Haar, K.	Karpisek	Pirsch	Wightman
Christensen	Hadley	Kolowski	Scheer	

Voting in the negative, 6:

Bloomfield	Coash	Kintner
Brasch	Janssen	Murante

Present and not voting, 4:

Larson	Lautenbaugh	Nelson	Wallman
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Excused and not voting, 5:

Ashford	Davis	Garrett	Krist	Seiler
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A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 446.

A BILL FOR AN ACT relating to the Motor Vehicle Certificate of Title Act; to amend section 60-171, Reissue Revised Statutes of Nebraska; to redefine salvage to include flood damage; and to repeal the original section.

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

Voting in the affirmative, 44:

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

Voting in the negative, 0.

Excused and not voting, 5:

Ashford	Davis	Garrett	Krist	Seiler
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A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 470. With Emergency Clause.

A BILL FOR AN ACT relating to schools; to amend section 13-504, Revised Statutes Supplement, 2013; to change provisions relating to proposed budget statements; to adopt the Superintendent Pay Transparency Act; to provide an operative date; 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, 43:

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

Voting in the negative, 0.

Present and not voting, 1:

Karpisek

Excused and not voting, 5:

Ashford Davis Garrett Krist Seiler

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

LEGISLATIVE BILL 513.

A BILL FOR AN ACT relating to the Nebraska Ground Water Management and Protection Act; to amend section 46-708, Reissue Revised Statutes of Nebraska, and section 46-707, Revised Statutes Cumulative Supplement, 2012; to change notice provisions for cease and desist orders; and to repeal the original sections.

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

Voting in the affirmative, 43:

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

Voting in the negative, 0.

Present and not voting, 1:

Watermeier

Excused and not voting, 5:

Ashford Davis Garrett Krist Seiler

A constitutional majority having voted in the affirmative, the bill was declared passed 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 LB514 with 37 ayes, 4 nays, 3 present and not voting, and 5 excused and not voting.

The following bill was put upon final passage:

LEGISLATIVE BILL 514.

A BILL FOR AN ACT relating to the Wastewater Treatment Facilities Construction Assistance Act; to amend sections 81-15,148, 81-15,149, 81-15,151, and 81-15,152, Reissue Revised Statutes of Nebraska, and sections 81-15,147 and 81-15,153, Revised Statutes Cumulative Supplement, 2012; to state findings; to define terms; to eliminate obsolete provisions; to provide for certain debt obligation refinancing and a linked deposit program; to harmonize provisions; and to repeal the original sections.

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

Voting in the affirmative, 44:

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

Voting in the negative, 0.

Excused and not voting, 5:

Ashford	Davis	Garrett	Krist	Seiler
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A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

The following bill was read and put upon final passage:

LEGISLATIVE BILL 597. With Emergency Clause.

A BILL FOR AN ACT relating to agriculture; to amend sections 2-259 and 2-264, Reissue Revised Statutes of Nebraska; to change provisions relating

to county agricultural societies; 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, 43:

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

Voting in the negative, 0.

Present and not voting, 1:

Lathrop

Excused and not voting, 5:

Ashford	Davis	Garrett	Krist	Seiler
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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.

SPEAKER SIGNED

While the Legislature was in session and capable of transacting business, the Speaker signed the following: LBs 656, 657, 658, 659, 33, 76, 174, 215, 272, 278, 403, 470, 513, 514, and 597.

RESOLUTIONS

Pursuant to Rule 4, Sec. 5(b), LRs 425, 426, and 428 were adopted.

SPEAKER SIGNED

While the Legislature was in session and capable of transacting business, the Speaker signed the following: LRs 425, 426, and 428.

SENATOR COASH PRESIDING

MOTION - Return LB56 to Select File

Senator Larson moved to return LB56 to Select File for his specific amendment, AM1835, found on page 465.

The Larson motion to return prevailed with 40 ayes, 1 nay, 3 present and not voting, and 5 excused and not voting.

SELECT FILE

LEGISLATIVE BILL 56. The Larson specific amendment, AM1835, found on page 465, was adopted with 33 ayes, 6 nays, 5 present and not voting, and 5 excused and not voting.

Advanced to Enrollment and Review for Reengrossment.

SPEAKER ADAMS PRESIDING**SPEAKER SIGNED**

While the Legislature was in session and capable of transacting business, the Speaker signed the following: LB446.

SENATOR COASH PRESIDING**MOTION - Suspend Rules**

Senator McGill offered the following motion to LB823:
MO136

Suspend the rules, Rule 3, Sec. 14, to permit the Urban Affairs Committee to cancel the public hearing scheduled for February 11, 2014.

The McGill motion to suspend the rules prevailed with 33 ayes, 0 nays, 11 present and not voting, and 5 excused and not voting.

AMENDMENT - Print in Journal

Senator Mello filed the following amendment to LB371:
AM1863

(Amendments to Final Reading copy)

- 1 1. On page 3, line 25, after "2014" insert ", and does
- 2 not apply to the Office of the Nebraska Capitol Commission".

MOTION - Print in Journal

Senator Murante filed the following motion to LB661:
MO137

Indefinitely postpone.

NOTICE OF COMMITTEE HEARINGS

General Affairs

Room 1510

Monday, February 24, 2014 1:30 p.m.

Kim West Dinsdale - Nebraska Arts Council
Paula L. Pflueger - Nebraska Arts Council
Matthew Anselmo - Nebraska Commission on Problem Gambling
Marla Bruder - Nebraska Commission on Problem Gambling
Mark Canada - Nebraska Commission on Problem Gambling
Janelle Holt - Nebraska Commission on Problem Gambling
Paul Leckband - Nebraska Commission on Problem Gambling
Susan Lutz - Nebraska Commission on Problem Gambling
Terry Scoville - Nebraska Commission on Problem Gambling
Teresa "Teri" A. Teutsch - Nebraska Commission on Problem Gambling

(Signed) Russ Karpisek, Chairperson

Government, Military and Veterans Affairs

Room 1507

Thursday, February 20, 2014 1:30 p.m.

LB1075

(Signed) Bill Avery, Chairperson

COMMITTEE REPORT

Education

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

Kenneth Bird - Nebraska Educational Telecommunications Commission
Frederik Ohles - Nebraska Educational Telecommunications Commission
J. Richard Shoemaker - Nebraska Educational Telecommunications Commission

Aye: 7 Avery, Cook, K. Haar, Kolowski, Scheer, Seiler, Sullivan. Nay: 0.
Absent: 1 Davis. Present and not voting: 0.

(Signed) Kate Sullivan, Chairperson

GENERAL FILE

LEGISLATIVE BILL 393. Senator Gloor offered the following motion:

MO138

Bracket until April 17, 2014.

Pending.

PRESENTED TO THE GOVERNOR

Presented to the Governor on February 7, 2014, at 10:20 a.m. were the following: LBs 656, 657, 658, 659, 33, 76e, 174, 215, 272, 278, 403, 446, 470e, 513, 514, and 597e.

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

NOTICE OF COMMITTEE HEARINGS

Urban Affairs

Room 1510

Tuesday, February 11, 2014 1:30 p.m.

LB823 (cancel)

Tuesday, February 18, 2014 1:30 p.m.

LB823

(Signed) Amanda McGill, Chairperson

RESOLUTION

LEGISLATIVE RESOLUTION 436. Introduced by Karpisek, 32.

WHEREAS, the top-ranked Exeter-Milligan High School Timberwolves football team won the 2013 Class D-1 State Football Championship; and

WHEREAS, Exeter-Milligan defeated the Hemingford High School Bobcats 20-18 in a come-from-behind victory in the championship game to finish the season undefeated; 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 Exeter-Milligan High School Timberwolves football team on winning the 2013 Class D-1 State Football Championship.

2. That a copy of this resolution be sent to the Exeter-Milligan High School football team and Coach Dean Filipi.

Laid over.

COMMITTEE REPORTS

Education

LEGISLATIVE BILL 838. Placed on General File.

(Signed) Kate Sullivan, Chairperson

Agriculture

LEGISLATIVE BILL 884. Placed on General File with amendment.

AM1785

1 1. Strike section 15 and insert the following new
 2 sections:
 3 Sec. 15. Section 54-7,106, Reissue Revised Statutes of
 4 Nebraska, is amended to read:
 5 54-7,106 ~~An (1) Each~~ exotic animal auction or ~~swap meet~~
 6 ~~exchange venue organizer shall apply for a permit and notify the~~
 7 ~~Bureau of Animal Industry department~~ at least thirty days prior to
 8 the date on which the exotic animal auction or ~~swap meet exchange~~
 9 ~~venue~~ is to be held. An applicant for a permit shall verify upon
 10 the application that the applicant has contracted the services of
 11 an accredited veterinarian to be present during the exotic animal
 12 auction or exchange venue as required under subsection (4) of
 13 section 54-7,108. Notification shall include the location, time,
 14 and dates of the exotic animal auction or ~~swap meet exchange~~
 15 venue and the name and address of the exotic animal auction or
 16 ~~swap meet exchange venue~~ organizer. Notification shall be made
 17 in writing or by facsimile transmission. If a livestock auction
 18 market holds an exotic animal auction or exchange venue through its
 19 licensed livestock auction market, such livestock auction market
 20 shall comply with the Exotic Animal Auction or Exchange Venue Act
 21 for purposes of the exotic animal auction or exchange venue.
 22 (2) The department may deny an application for a
 23 permit if the application does not satisfy the requirements of
 1 subsection (1) of this section, for previous acts or omissions
 2 of the applicant in noncompliance with the act, or upon a
 3 determination that the applicant is unable to fulfill the duties
 4 and responsibilities of a permittee under the Exotic Animal Auction
 5 or Exchange Venue Act.
 6 (3) No person shall conduct an exotic animal auction or
 7 exchange venue without a permit issued pursuant to this section.
 8 (4) No change of ownership of bovine, camelid, caprine,
 9 ovine, or porcine animals may occur at private treaty on the
 10 premises where the exotic animal auction or exchange venue is being

11 held for the twenty-four hour period prior to commencement of the
 12 exotic animal auction or exchange venue, nor for twenty-four hours
 13 following such event, unless such animals have a certificate of
 14 veterinary inspection at change of ownership.

15 Sec. 26. Section 54-1166, Reissue Revised Statutes of
 16 Nebraska, is amended to read:

17 54-1166 Except as otherwise provided in this section,
 18 each market license shall be personal to the holder and the
 19 facilities covered thereby and transferable without a hearing. The
 20 original or a certified copy of such license shall be posted during
 21 sale periods in a conspicuous place on the premises where the
 22 livestock auction market is conducted. The market license covering
 23 any livestock auction market which does not hold a sale for a
 24 period of one year shall terminate automatically one year from the
 25 date of the last sale conducted by the livestock auction market and
 26 the license holder whose license is so terminated may request a
 27 hearing by filing a written request for such hearing within twenty
 1 days after the termination of the license.

2 2. On page 7, line 10; page 8, lines 14 and 15; page 9,
 3 lines 3 and 21 and 22; page 10, lines 4, 13 and 14, and 20; page
 4 11, lines 7 and 8; page 16, line 8; page 18, lines 15 and 18;
 5 and page 21, line 13, strike "Auctions and Swap Meets" and insert
 6 "Auction or Exchange Venue".

7 3. On page 10, strike beginning with "Auction" in line
 8 22 through "meet" in line 25, show the old matter as stricken
 9 and insert "Auction or Exchange Venue Act is to require an exotic
 10 animal auction or exchange venue organizer to obtain a permit
 11 from the department before conducting an exotic animal auction or
 12 exchange venue".

13 4. On page 11, strike beginning with "exotic" in line 1
 14 through "meets" in line 2, show as stricken, and insert "an exotic
 15 animal auction or exchange venue".

16 5. On page 12, lines 3, 8, and 25; page 13, lines 10, 11,
 17 14, and 15; page 17, lines 2, 3, 7, 22, and 24; page 18, lines 6,
 18 7, and 10; and page 21, lines 9, 10, 15, and 17, strike "swap meet"
 19 and insert "exchange venue".

20 6. On page 13, line 3, before "organization" insert
 21 "welfare".

22 7. On page 15, lines 5, 7, 9, 11, 14, 17, and 19 and
 23 20; and page 16, lines 1, 2, and 5, strike "swap meet", show as
 24 stricken, and insert "exchange venue".

25 8. On page 15, line 21, strike "A", show as stricken,
 26 and insert "When required by the Exotic Animal Auction or Exchange
 27 Venue Act or the Animal Importation Act, a".

1 9. On page 17, strike lines 9 through 21 and insert
 2 "(3) No bovine, camelid, caprine, ovine, or porcine
 3 animal shall be, or be offered to be, consigned, purchased, sold,
 4 bartered, traded, given away, or otherwise transferred at an exotic
 5 animal auction or exchange venue unless, prior to a change of

6 ownership or other transfer of the animal, a completed certificate
 7 of veterinary inspection for such animal is presented to the exotic
 8 animal auction or exchange venue organizer. Such certificate of
 9 veterinary inspection shall be signed by an accredited veterinarian
 10 on the date of or no more than thirty days prior to the date the
 11 exotic animal auction or swap meet is held."

12 10. On page 18, line 1, before the period insert "when
 13 required by the Exotic Animal Auction or Exchange Venue Act or
 14 the Animal Importation Act"; and in line 3 after the period insert
 15 "All sheep and goats shall have official identification as required
 16 under the Scrapie Control and Eradication Act."

17 11. On page 26, reinstate the stricken matter in lines 24
 18 and 25.

19 12. On page 27, lines 1 through 13, 23, and 24, strike
 20 the new matter and reinstate the stricken matter.

21 13. On page 29, line 5, after "54-1159," insert
 22 "54-1166,"

23 14. Renumber the remaining sections accordingly.

(Signed) Ken Schilz, Chairperson

Urban Affairs

LEGISLATIVE BILL 48. Placed on General File with amendment.
 AM1868

1 1. On page 2, strike beginning with "In" in line 20
 2 through the period in line 24.

3 2. On page 4, line 8, strike "or county".

4 3. On page 5, strike lines 4 and 5, and insert "(v) Human
 5 services; and"; and strike lines 17 and 18 and insert "(v) Human
 6 services; and".

(Signed) Amanda McGill, Chairperson

UNANIMOUS CONSENT - Add Cointroducers

Senators Dubas and Nordquist asked unanimous consent to add their names
 as cointroducers to LB505. No objections. So ordered.

VISITOR

The Doctor of the Day was Dr. Douglas States from North Platte.

ADJOURNMENT

At 11:54 a.m., on a motion by Senator Karpisek, the Legislature adjourned until 10:00 a.m., Monday, February 10, 2014.

Patrick J. O'Donnell
Clerk of the Legislature