

**THIRD DAY - JANUARY 10, 2014****LEGISLATIVE JOURNAL****ONE HUNDRED THIRD LEGISLATURE  
SECOND SESSION****THIRD DAY**

Legislative Chamber, Lincoln, Nebraska  
Friday, January 10, 2014

**PRAYER**

The prayer was offered by Senator Nelson.

**ROLL CALL**

Pursuant to adjournment, the Legislature met at 10:00 a.m., Senator Gloor presiding.

The roll was called and all members were present except Senator Smith who was excused; and Senators K. Haar and Lautenbaugh who were excused until they arrive.

**CORRECTIONS FOR THE JOURNAL**

The Journal for the second day was approved.

**REFERENCE COMMITTEE REPORT**

The Legislative Council Executive Board submits the following report:

<b>LB/LR</b>	<b>Committee</b>
LB656	General File
LB657	General File
LB658	General File
LB659	General File
LB660	Health and Human Services
LB661	Government, Military and Veterans Affairs
LB662	Government, Military and Veterans Affairs
LB663	Government, Military and Veterans Affairs
LB664	Judiciary
LB665	Health and Human Services
LB666	Appropriations
LB667	Transportation and Telecommunications
LB668	Banking, Commerce and Insurance
LB669	Appropriations
LB670	Revenue
LB671	Natural Resources
LB672	Judiciary
LB673	Agriculture
LB674	Judiciary

LB675 Revenue  
LB676 Government, Military and Veterans Affairs  
LB677 Judiciary  
LB678 Appropriations  
LB679 Urban Affairs  
LB680 General Affairs  
LB681 Revenue  
LB682 Education  
LB683 Natural Resources  
LB684 Banking, Commerce and Insurance  
LB685 Banking, Commerce and Insurance  
LB686 Natural Resources  
LB687 Banking, Commerce and Insurance  
LB688 Banking, Commerce and Insurance  
LB689 Appropriations  
LB690 Health and Human Services  
LB691 Revenue  
LB692 Education  
LB693 Judiciary  
LB694 Judiciary  
LB695 Health and Human Services  
LB696 Health and Human Services  
LB697 Revenue  
LB698 Transportation and Telecommunications  
LB699 Natural Resources  
LB700 Banking, Commerce and Insurance  
LB701 Transportation and Telecommunications  
LB702 Urban Affairs  
LB703 Education  
LB704 Appropriations  
LB705 Health and Human Services  
LB706 Judiciary  
LB707 Judiciary  
LB708 Revenue  
LB709 Revenue  
LB710 Natural Resources  
LB711 Health and Human Services  
LB712 Banking, Commerce and Insurance  
LB713 Nebraska Retirement Systems  
LB714 Banking, Commerce and Insurance  
LB715 Banking, Commerce and Insurance  
LB716 Banking, Commerce and Insurance  
LB717 Banking, Commerce and Insurance  
LB718 Government, Military and Veterans Affairs  
LB719 Government, Military and Veterans Affairs  
LB720 Executive Board  
LB721 Revenue  
LB722 Judiciary  
LB723 Revenue

## LB724      Judiciary

Anselmo, Matthew - Nebraska Commission on Problem Gambling - General Affairs

Bell, Richard R. - Game and Parks Commission - Natural Resources

Blaha, Sherry - State Emergency Response Commission - Government, Military and Veterans Affairs

Bohac, Daryl L. - Adjutant General, Military Department - Government, Military and Veterans Affairs

Books, Ronald - State Highway Commission - Transportation and Telecommunications

Booth, Patrick - Nebraska Exchange Stakeholder Commission - Banking, Commerce and Insurance

Bruder, Marla - Nebraska Commission on Problem Gambling - General Affairs

Buckendahl, Chad W. - Technical Advisory Committee for Statewide Assessment - Education

Buescher, Craig D. - Nebraska Exchange Stakeholder Commission - Banking, Commerce and Insurance

Buhlke, Brian - Nebraska Rural Health Advisory Commission - Health and Human Services

Canada, Mark - Nebraska Commission on Problem Gambling - General Affairs

Carlson, Joel - Commission of Industrial Relations - Business and Labor

Casmer, Esther - Board of Parole - Judiciary

Conroy, Kim - Tax Commissioner, Department of Revenue - Revenue

Crandall, Trisha - Nebraska Child Abuse Prevention Fund Board - Health and Human Services

Dahab, Mohamed F. - Environmental Quality Council - Natural Resources

Dilsaver, John Edward - Environmental Quality Council - Natural Resources

Dinsdale, Kim West - Nebraska Arts Council - General Affairs

Elliott, Janis N. - Public Employees Retirement Board - Nebraska Retirement Systems

Elsasser, Stanley - State Electrical Board - General Affairs

Fagerland, Jerome - State Highway Commission - Transportation and Telecommunications

Fahleson, Mark - Nebraska State Fair Board - Agriculture

Fattig, Martin - Nebraska Rural Health Advisory Commission - Health and Human Services

Fisher, Darrell E. - Executive Director, Nebraska Commission on Law Enforcement and Criminal Justice - Government, Military and Veterans Affairs

Fisher, Rex - Game and Parks Commission - Natural Resources

Flowers, Shari - Nebraska Exchange Stakeholder Commission - Banking, Commerce and Insurance

Frenzen, Galen - Nebraska Ethanol Board - Natural Resources

Goertz, Jessye - Nebraska Rural Health Advisory Commission - Health and Human Services

Goodwin, Robert P. - Nebraska Oil and Gas Conservation Commission - Natural Resources

Green, James "JJ" - Nebraska Exchange Stakeholder Commission - Banking, Commerce and Insurance

Grimes, John L. - State Emergency Response Commission - Government, Military and Veterans Affairs

Groene, Michael - Nebraska Exchange Stakeholder Commission - Banking, Commerce and Insurance

Gyhra, Laura S. - Nebraska Exchange Stakeholder Commission - Banking, Commerce and Insurance

Haase, Chuck D. - Nebraska Power Review Board - Natural Resources

Hain, Jim - Board of Educational Lands and Funds - Education

Hansen, G. Randall "Rand" - Crime Victim's Reparations Committee - Judiciary

Hanus, Mary Beth - Nebraska Child Abuse Prevention Fund Board - Health and Human Services

Harmon, Donald L. - Board of Emergency Medical Services - Health and Human Services

Harwood, Frank - Technical Advisory Committee for Statewide Assessment - Education

Henning, Candy - Nebraska Arts Council - General Affairs

Hiemer, Troy - Board of Emergency Medical Services - Health and Human Services

Hoffman, Edward F. - Nebraska Commission on Problem Gambling - General Affairs

Hoffman, Timothy - Board of Emergency Medical Services - Health and Human Services

Holdsworth, Jerry Duane - Board of Emergency Medical Services - Health and Human Services

Holt, Janelle - Nebraska Commission on Problem Gambling - General Affairs

Johnson, Larry - State Emergency Response Commission - Government, Military and Veterans Affairs

Keegan, Barbara J. - Board of Public Roads Classifications and Standards - Transportation and Telecommunications

Kenney, Michael L. - Director, Department of Corrections - Government, Military and Veterans Affairs

Kenney, Paul - Nebraska Ethanol Board - Natural Resources

Knoche, Lisa L. - Nebraska Child Abuse Prevention Fund Board - Health and Human Services

Kollmorgen, Kyle - Nebraska Exchange Stakeholder Commission - Banking, Commerce and Insurance

LaFollette, Charles - Board of Emergency Medical Services - Health and Human Services

Laughlin, Mark - Nebraska Arts Council - General Affairs

Leafgreen, Doug - State Highway Commission - Transportation and Telecommunications

Leckband, Paul - Nebraska Commission on Problem Gambling - General Affairs

Litchfield, James - Board of Public Roads Classifications and Standards -  
Transportation and Telecommunications

Loudon, Andrew - Nebraska Accountability and Disclosure Commission -  
Government, Military and Veterans Affairs

Lutz, Susan - Nebraska Commission on Problem Gambling - General  
Affairs

Marvin, Melissa - Nebraska Arts Council - General Affairs

Militti, E.J., Jr. - State Highway Commission - Transportation and  
Telecommunications

Mlnarik, Lisa L. - Nebraska Rural Health Advisory Commission - Health  
and Human Services

Moravec, Anthony - State Board of Health - Health and Human Services

Morehouse, Rick - Nebraska Power Review Board - Natural Resources

Morrissey, George - State Electrical Board - General Affairs

Newman, Robert L. - Commission for the Blind and Visually Impaired -  
Health and Human Services

Pecha, Denise - Nebraska Child Abuse Prevention Fund Board - Health and  
Human Services

Pflueger, Paula L. - Nebraska Arts Council - General Affairs

Piskorski, Noah L. - Nebraska Rural Health Advisory Commission - Health  
and Human Services

Rieken, Becky - Commission for the Blind and Visually Impaired - Health  
and Human Services

Robinson, Richard Lee - State Board of Health - Health and Human  
Services

Salansky, Paul L., Jr. - State Board of Health - Health and Human Services

Salmon, Nancy - Tax Equalization and Review Commission - Revenue

Salo, Benjamin - State Emergency Response Commission - Government,  
Military and Veterans Affairs

Scoville, Terry - Nebraska Commission on Problem Gambling - General  
Affairs

Spurgin, Mark - Game and Parks Commission - Natural Resources

Syslo, Mick - Board of Public Roads Classifications and Standards -  
Transportation and Telecommunications

Tennity, John - State Board of Health - Health and Human Services

Teutsch, Teresa "Teri" A. - Nebraska Commission on Problem Gambling -  
General Affairs

Thedinger, Britt A. - Nebraska Exchange Stakeholder Commission -  
Banking, Commerce and Insurance

Verzal, Brandon - Nebraska Child Abuse Prevention Fund Board - Health  
and Human Services

Warner, Jeromy Alan - State Board of Health - Health and Human Services

Werner - Robertson, Gail - Nebraska Investment Council - Nebraska  
Retirement Systems

Wistrom, Tim - Nebraska Oil and Gas Conservation Commission - Natural  
Resources

Wootton, Edward - Board of Public Roads Classifications and Standards -  
Transportation and Telecommunications

Wupper, Sherry - Nebraska Exchange Stakeholder Commission - Banking,  
Commerce and Insurance

(Signed) John Wightman, Chairperson  
Executive Board

### **COMMITTEE ON COMMITTEES REPORT**

Senator McCoy offered the following Committee on Committees report:

Senator Crawford has been reassigned to the General Affairs Committee and Urban Affairs Committee.

Senator Murante has been reassigned to the Transportation and Telecommunications Committee.

Senator Garrett has been appointed to the Banking, Commerce and Insurance Committee and Government, Military and Veterans Affairs Committee.

### **MESSAGES FROM THE GOVERNOR**

January 10, 2014

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

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

Contingent upon your approval, the following individuals are being reappointed to the Nebraska Educational Telecommunications Commission:

Frederik Ohles, 5000 St. Paul Avenue, Lincoln, NE 68504  
Kenneth Bird, 7303 Western Avenue, Omaha, NE 68114  
J. Richard Shoemaker, 611 Patterson, Cambridge, NE 69022

The aforementioned appointees are respectfully submitted for your consideration. Copies of the certificates and background information are included for your review.

Sincerely,  
(Signed) Dave Heineman  
Governor

Enclosures

January 10, 2014

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

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

Contingent upon your approval, the following individual is being appointed to the State Board of Health:

Shane M. Fleming, 3363 Prairie Lane, Columbus, NE 68601

The aforementioned appointee is respectfully submitted for your consideration. Copies of the certificate and background information are included for your review.

Sincerely,  
(Signed) Dave Heineman  
Governor

Enclosures

#### **BILLS ON FIRST READING**

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

**LEGISLATIVE BILL 774.** Introduced by Pirsch, 4.

A BILL FOR AN ACT relating to annual and biennial reports filed with the Secretary of State; to amend sections 13-2525, 21-125, 21-19,172, 21-2923, and 67-456, Reissue Revised Statutes of Nebraska; to provide for the filing of a corrected or amended report; and to repeal the original sections.

**LEGISLATIVE BILL 775.** Introduced by Seiler, 33; Nelson, 6.

A BILL FOR AN ACT relating to banks and banking; to amend sections 8-1401, 8-1402, and 8-1403, Reissue Revised Statutes of Nebraska; to change provisions relating to disclosure of confidential information; to harmonize provisions; and to repeal the original sections.

**LEGISLATIVE BILL 776.** Introduced by Hadley, 37.

A BILL FOR AN ACT relating to motor vehicles; to amend section 75-392, Reissue Revised Statutes of Nebraska, section 60-336.01, Revised Statutes Cumulative Supplement, 2012, and sections 60-3,113.04, 60-3,193.01, 60-462.01, 60-479.01, 60-4,147.02, and 75-393, Revised Statutes Supplement, 2013; to adopt and update references to certain federal provisions relating to low-speed vehicles, handicapped or disabled parking

permits, the International Registration Plan, operators' licenses, persons handling source documents, hazardous materials, and the unified carrier registration plan and agreement; to repeal the original sections; and to declare an emergency.

**LEGISLATIVE BILL 777.** Introduced by Hadley, 37.

A BILL FOR AN ACT relating to the Motor Vehicle Operator's License Act; to amend sections 32-308, 60-474, 60-484.02, 60-4,119, 60-4,180, and 60-2904, Reissue Revised Statutes of Nebraska, and sections 60-4,115, 60-4,116, 60-4,120, 60-4,122, 60-4,126, and 60-4,150, Revised Statutes Cumulative Supplement, 2012; to redefine terms; to change operator's license renewal procedures for persons out of the state; to change and eliminate provisions relating to issuance of duplicate and replacement operators' licenses and state identification cards; to harmonize provisions; and to repeal the original sections.

**LEGISLATIVE BILL 778.** Introduced by Chambers, 11; Ashford, 20.

A BILL FOR AN ACT relating to political subdivisions; to amend section 49-14,103.01, Reissue Revised Statutes of Nebraska, and section 84-1409, Revised Statutes Cumulative Supplement, 2012; to require certain entities to make documents available for public examination as prescribed and comply with statutory provisions regarding conflicts of interest and the Open Meetings Act; to harmonize provisions; and to repeal the original sections.

**LEGISLATIVE BILL 779.** Introduced by Scheer, 19.

A BILL FOR AN ACT relating to postsecondary education; to amend section 85-1413, Revised Statutes Cumulative Supplement, 2012; to change provisions relating to transfer-of-credit policies; and to repeal the original section.

**LEGISLATIVE BILL 780.** Introduced by Wightman, 36.

A BILL FOR AN ACT relating to real property; to amend section 76-214, Revised Statutes Cumulative Supplement, 2012, and section 76-2,126, Revised Statutes Supplement, 2013; to change provisions relating to transfer on death deeds; and to repeal the original sections.

**LEGISLATIVE BILL 781.** Introduced by Harms, 48.

A BILL FOR AN ACT relating to community colleges; to amend section 85-1511, Revised Statutes Cumulative Supplement, 2012; to change a date relating to a comprehensive audit; and to repeal the original section.

**LEGISLATIVE BILL 782.** Introduced by Lathrop, 12.

A BILL FOR AN ACT relating to public health and welfare; to amend



section 71-9104, Revised Statutes Cumulative Supplement, 2012; to require schools to establish a return to learn protocol for students who have sustained a concussion; and to repeal the original section.

**LEGISLATIVE BILL 783.** Introduced by Lathrop, 12.

A BILL FOR AN ACT relating to the Sports Arena Facility Financing Assistance Act; to amend sections 13-3107 and 13-3108, Reissue Revised Statutes of Nebraska, and section 13-2709, Revised Statutes Supplement, 2013; to provide for quarterly estimated distributions and for annual reconciliation; to harmonize provisions; to provide an operative date; to repeal the original sections; and to declare an emergency.

**LEGISLATIVE BILL 784.** Introduced by Lathrop, 12.

A BILL FOR AN ACT relating to civil procedure; to amend section 25-1601, Reissue Revised Statutes of Nebraska; to change a provision relating to juror disqualification; and to repeal the original section.

**LEGISLATIVE BILL 785.** Introduced by Lathrop, 12.

A BILL FOR AN ACT relating to homesteads; to amend section 40-104, Reissue Revised Statutes of Nebraska; to provide when acknowledgment is not required; and to repeal the original section.

**LEGISLATIVE BILL 786.** Introduced by Crawford, 45.

A BILL FOR AN ACT relating to the Department of Motor Vehicles; to amend section 60-2907, Reissue Revised Statutes of Nebraska, and section 84-712.05, Revised Statutes Supplement, 2013; to adopt the Emergency Contact Registry Act; to provide penalties; to change provisions relating to public records; to harmonize provisions; to provide an operative date; and to repeal the original sections.

**LEGISLATIVE BILL 787.** Introduced by Schumacher, 22.

A BILL FOR AN ACT relating to revenue and taxation; to amend section 77-2716, Revised Statutes Supplement, 2013; to provide an income tax deduction for loan principal payments for graduate degrees as prescribed; to provide an operative date; and to repeal the original section.

**LEGISLATIVE BILL 788.** Introduced by Schumacher, 22.

A BILL FOR AN ACT relating to the Nebraska Governmental Unit Security Interest Act; to amend sections 10-1101, 10-1102, 10-1103, 10-1104, 10-1105, 10-1106, and 70-1813, Reissue Revised Statutes of Nebraska; to rename the act; to define and redefine terms; to provide for governmental unit bond priority; to harmonize provisions; and to repeal the original sections.

**LEGISLATIVE BILL 789.** Introduced by Bolz, 29.

A BILL FOR AN ACT relating to schools; to amend section 9-812, Revised Statutes Supplement, 2013; to state findings; to provide duties for the State Department of Education; to provide for a survey; and to state intent relating to appropriations.

**LEGISLATIVE BILL 790.** Introduced by Howard, 9.

A BILL FOR AN ACT relating to health and human services; to require training for case managers.

**LEGISLATIVE BILL 791.** Introduced by McGill, 26.

A BILL FOR AN ACT relating to cities and villages; to authorize cities of the first and second class and villages to borrow from state-chartered or federally chartered financial institutions as prescribed; and provide a duty for the Revisor of Statutes.

**LEGISLATIVE BILL 792.** Introduced by Sullivan, 41.

A BILL FOR AN ACT relating to school funds; to amend section 79-1034, Reissue Revised Statutes of Nebraska; to eliminate a report requirement by the county treasurers to the State Treasurer; and to repeal the original section.

**LEGISLATIVE BILL 793.** Introduced by Wallman, 30.

A BILL FOR AN ACT relating to the Nebraska Workers' Compensation Act; to amend section 48-126, Reissue Revised Statutes of Nebraska; to change the definition of wages for certain death benefits; and to repeal the original section.

**LEGISLATIVE BILL 794.** Introduced by B. Harr, 8.

A BILL FOR AN ACT relating to revenue and taxation; to amend sections 77-1784, 77-2703, and 77-2708, Revised Statutes Cumulative Supplement, 2012; to change provisions relating to the collection of sales and use taxes on credit card and debit card transactions; to change sales and use tax collection fees; to harmonize provisions; to provide an operative date; and to repeal the original sections.

**LEGISLATIVE BILL 795.** Introduced by B. Harr, 8.

A BILL FOR AN ACT relating to the Nebraska Rules of the Road; to amend section 60-6,209, Reissue Revised Statutes of Nebraska; to change provisions relating to operator's license reinstatement; and to repeal the original section.

**ANNOUNCEMENT**

The Chair announced today is Senator Crawford's birthday.

**BILLS ON FIRST READING**

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

**LEGISLATIVE BILL 796.** Introduced by B. Harr, 8.

A BILL FOR AN ACT relating to landlord and tenants; to amend sections 69-2303, 76-1414, 76-1441, and 76-1446, Reissue Revised Statutes of Nebraska; to provide for disposition of personal property upon the death of a tenant; to harmonize provisions; and to repeal the original sections.

**LEGISLATIVE BILL 797.** Introduced by Nelson, 6; Ashford, 20; Avery, 28; Brasch, 16; Campbell, 25; Carlson, 38; Cook, 13; Davis, 43; Dubas, 34; Gloor, 35; K. Haar, 21; Hadley, 37; Hansen, 42; Harms, 48; B. Harr, 8; Howard, 9; Johnson, 23; Karpisek, 32; Kolowski, 31; Krist, 10; Lathrop, 12; McGill, 26; Murante, 49; Scheer, 19; Schilz, 47; Seiler, 33; Smith, 14; Sullivan, 41; Wallman, 30; Watermeier, 1; Wightman, 36.

A BILL FOR AN ACT relating to appropriations; to provide funding for four fountains to be installed at the State Capitol; and to declare an emergency.

**LEGISLATIVE BILL 798.** Introduced by Christensen, 44.

A BILL FOR AN ACT relating to public power; to amend section 70-623, Reissue Revised Statutes of Nebraska; to authorize power districts to use fiscal years as prescribed; and to repeal the original section.

**LEGISLATIVE BILL 799.** Introduced by Carlson, 38.

A BILL FOR AN ACT relating to insurance; to amend section 44-322, Reissue Revised Statutes of Nebraska; to change a filing requirement; and to repeal the original section.

**LEGISLATIVE BILL 800.** Introduced by Mello, 5; Ashford, 20; Cook, 13; Harms, 48; Nordquist, 7.

A BILL FOR AN ACT relating to the Enterprise Zone Act; to amend sections 13-2103, 13-2105, 13-2109, 13-2112, and 77-5905, Reissue Revised Statutes of Nebraska, sections 58-708 and 81-12,156, Revised Statutes Cumulative Supplement, 2012, and sections 81-1201.21 and 81-12,149, Revised Statutes Supplement, 2013; to provide for designation of enterprise zones; to provide preferences for certain business incentive and grant programs for projects located in enterprise zones; to harmonize

provisions; and to repeal the original sections.

**LEGISLATIVE BILL 801.** Introduced by Urban Affairs Committee: McGill, 26, Chairperson; Ashford, 20; Coash, 27; Karpisek, 32; Krist, 10.

A BILL FOR AN ACT relating to cities and villages; to amend sections 16-207 and 17-555, Reissue Revised Statutes of Nebraska; to change provisions relating to nuisances; and to repeal the original sections.

**LEGISLATIVE BILL 802.** Introduced by Urban Affairs Committee: McGill, 26, Chairperson; Ashford, 20; Coash, 27; Karpisek, 32; Krist, 10.

A BILL FOR AN ACT relating to building regulations; to amend sections 19-922 and 23-172, Reissue Revised Statutes of Nebraska; to eliminate provisions relating to adopting future amendments; and to repeal the original sections.

**LEGISLATIVE BILL 803.** Introduced by Urban Affairs Committee: McGill, 26, Chairperson; Ashford, 20; Coash, 27; Karpisek, 32; Krist, 10.

A BILL FOR AN ACT relating to cities of the first and second class; to amend sections 16-313 and 17-111, Reissue Revised Statutes of Nebraska; to change provisions relating to mayoral veto power; to provide a time limit for issuance of a veto; to provide duties; to provide certain line-item veto authority; to harmonize provisions; and to repeal the original sections.

**LEGISLATIVE BILL 804.** Introduced by Avery, 28.

A BILL FOR AN ACT relating to gubernatorial appointments; to amend sections 77-364 and 81-1424, Reissue Revised Statutes of Nebraska; to change and eliminate provisions relating to filling vacancies and removal of certain appointees; and to repeal the original sections.

**LEGISLATIVE BILL 805.** Introduced by Avery, 28.

A BILL FOR AN ACT relating to Nebraska veterans homes; to amend section 80-316, Revised Statutes Cumulative Supplement, 2012; to change an application requirement; and to repeal the original section.

**LEGISLATIVE BILL 806.** Introduced by Avery, 28.

A BILL FOR AN ACT relating to the Military Code; to amend sections 55-120, 55-125, and 55-126, Reissue Revised Statutes of Nebraska; to eliminate the position of the chief of staff of the Military Department; to change delegation of duties by the Adjutant General; to provide a salary and leave exception for the deputy adjutant general; to harmonize provisions; and to repeal the original sections.

**LEGISLATIVE BILL 807.** Introduced by Harms, 48; Ashford, 20; Avery, 28; Conrad, 46; Dubas, 34; Garrett, 3; K. Haar, 21; Kolowski, 31; Krist, 10; McGill, 26; Mello, 5; Nelson, 6; Nordquist, 7; Scheer, 19; Seiler, 33; Sullivan, 41; Wightman, 36.

A BILL FOR AN ACT relating to motor vehicles; to amend sections 60-4,120.01, 60-4,123, 60-6,265, 60-6,270, and 79-609, Reissue Revised Statutes of Nebraska, and sections 60-4,124, 60-6,179.01, 60-6,267, and 60-6,268, Revised Statutes Cumulative Supplement, 2012; to change provisional operator's permit restrictions from secondary offenses to primary offenses; to change certain uses of interactive wireless communication devices from secondary offenses to primary offenses as prescribed; to update references to certain federal provisions; to eliminate as a secondary action certain occupant protection system enforcement requirements; to repeal the original sections; and to outright repeal section 60-6,271, Reissue Revised Statutes of Nebraska.

**LEGISLATIVE BILL 808.** Introduced by Conrad, 46; Davis, 43; Harms, 48; Seiler, 33; Wightman, 36.

A BILL FOR AN ACT relating to attorneys at law; to amend sections 7-201, 7-202, 7-203, 7-204, 7-206, 7-207, 7-208, and 7-209, Reissue Revised Statutes of Nebraska, section 29-3927, Revised Statutes Cumulative Supplement, 2012, and section 59-1608.04, Revised Statutes Supplement, 2013; to change provisions relating to the Legal Education for Public Service Loan Repayment Act; to define and redefine terms; to provide duties; to transfer funds from the State Settlement Cash Fund; to harmonize provisions; and to repeal the original sections.

**LEGISLATIVE BILL 809.** Introduced by Coash, 27; B. Harr, 8.

A BILL FOR AN ACT relating to revenue and taxation; to amend sections 77-2701 and 77-2701.04, Revised Statutes Cumulative Supplement, 2012; to exempt purchases made by a historic automobile museum from sales and use taxes; to harmonize provisions; to provide an operative date; and to repeal the original sections.

**LEGISLATIVE BILL 810.** Introduced by Watermeier, 1.

A BILL FOR AN ACT relating to real estate loans; to change provisions relating to the enforcement and servicing of real estate loans; and to declare an emergency.

**LEGISLATIVE BILL 811.** Introduced by Schilz, 47; Avery, 28; Brasch, 16; Carlson, 38; Coash, 27; Davis, 43; Dubas, 34; K. Haar, 21; Janssen, 15; Kintner, 2; Kolowski, 31; Watermeier, 1.

A BILL FOR AN ACT relating to crimes and offenses; to amend section 28-445, Reissue Revised Statutes of Nebraska, and sections 28-401, 28-405,

and 28-416, Revised Statutes Supplement, 2013; to change provisions and penalties relating to the Uniform Controlled Substances Act; and to repeal the original sections.

**LEGISLATIVE BILL 812.** Introduced by Hansen, 42.

A BILL FOR AN ACT relating to revenue and taxation; to amend sections 77-2001 and 77-2002, Reissue Revised Statutes of Nebraska; to terminate the inheritance tax; and to repeal the original sections.

**LEGISLATIVE BILL 813.** Introduced by Hansen, 42; Bloomfield, 17; Brasch, 16; Carlson, 38; Christensen, 44; Davis, 43; Dubas, 34; Johnson, 23; Larson, 40; Nelson, 6; Schilz, 47; Seiler, 33; Watermeier, 1; Wightman, 36.

A BILL FOR AN ACT relating to revenue and taxation; to amend sections 77-201 and 77-5023, Reissue Revised Statutes of Nebraska, and section 79-1016, Revised Statutes Cumulative Supplement, 2012; to change valuation of agricultural land and horticultural land; to harmonize school aid provisions; to provide an operative date; and to repeal the original sections.

**LEGISLATIVE BILL 814.** Introduced by Avery, 28; Brasch, 16; Carlson, 38; K. Haar, 21; Johnson, 23; Kolowski, 31; Schilz, 47; Wallman, 30.

A BILL FOR AN ACT relating to revenue and taxation; to amend sections 37-201 and 77-27,132, Revised Statutes Cumulative Supplement, 2012; to create a fund; to change the distribution of sales and use tax revenue; to provide funding for the Game and Parks Commission; to harmonize provisions; and to repeal the original sections.

**LEGISLATIVE BILL 815.** Introduced by Murante, 49.

A BILL FOR AN ACT relating to the Nebraska Banking Act; to amend section 8-162.02, Reissue Revised Statutes of Nebraska; to change provisions relating to fiduciary accounts controlled by a trust department; to repeal the original section; and to declare an emergency.

**LEGISLATIVE BILL 816.** Introduced by Murante, 49.

A BILL FOR AN ACT relating to evidence of insurance; to amend section 60-323, Reissue Revised Statutes of Nebraska, and section 60-301, Revised Statutes Cumulative Supplement, 2012; to provide for evidence of insurance in electronic format; to harmonize provisions; and to repeal the original sections.

**LEGISLATIVE BILL 817.** Introduced by K. Haar, 21.

A BILL FOR AN ACT relating to public power districts; to amend section 70-619, Revised Statutes Supplement, 2013; to change provisions relating to

memberships on boards; and to repeal the original section.

**LEGISLATIVE BILL 818.** Introduced by K. Haar, 21; Brasch, 16; Dubas, 34; Kolowski, 31.

A BILL FOR AN ACT relating to electricity; to amend sections 70-2002 and 70-2003, Reissue Revised Statutes of Nebraska; to redefine a term; to change provisions relating to net metering; to harmonize provisions; and to repeal the original sections.

**LEGISLATIVE BILL 819.** Introduced by Wightman, 36.

A BILL FOR AN ACT relating to real property; to amend section 76-238.01, Reissue Revised Statutes of Nebraska, and section 76-1002, Revised Statutes Cumulative Supplement, 2012; to change provisions relating to future advances on mortgages or trust deeds as prescribed; and to repeal the original sections.

**LEGISLATIVE BILL 820.** Introduced by Davis, 43; Dubas, 34; Hansen, 42; Kolowski, 31; Schilz, 47; Sullivan, 41; Wallman, 30.

A BILL FOR AN ACT relating to firefighting; to authorize the Governor on behalf of the state to join an interstate compact for the prevention and control of forest fires; and to provide employment status for certain volunteer firefighters.

#### REFERENCE COMMITTEE REPORT

The Legislative Council Executive Board submits the following report:

<b>LB/LR</b>	<b>Committee</b>
LB725	Education
LB726	Government, Military and Veterans Affairs
LB727	Transportation and Telecommunications
LB728	Health and Human Services
LB729	Education
LB730	Judiciary
LB731	Business and Labor
LB732	Health and Human Services
LB733	Revenue
LB734	Banking, Commerce and Insurance
LB735	Banking, Commerce and Insurance
LB736	Transportation and Telecommunications
LB737	Government, Military and Veterans Affairs
LB738	Appropriations
LB739	Revenue
LB740	Education
LB741	Education
LB742	Government, Military and Veterans Affairs

LB743 Government, Military and Veterans Affairs  
 LB744 Government, Military and Veterans Affairs  
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 LB747 Government, Military and Veterans Affairs  
 LB748 Judiciary  
 LB749 Banking, Commerce and Insurance  
 LB750 Banking, Commerce and Insurance  
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 LB756 Transportation and Telecommunications  
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 LB759 Nebraska Retirement Systems  
 LB760 Revenue  
 LB761 Revenue  
 LB762 Natural Resources  
 LB763 Executive Board  
 LB764 Appropriations  
 LB765 Business and Labor  
 LB766 Government, Military and Veterans Affairs  
 LB767 Natural Resources  
 LB768 Agriculture  
 LB769 Judiciary  
 LB770 Judiciary  
 LB771 General Affairs  
 LB772 Government, Military and Veterans Affairs  
 LB773 Government, Military and Veterans Affairs  
 LR393CA Government, Military and Veterans Affairs

Fisher, Darrell E. - Executive Director - Nebraska Commission on Law Enforcement and Criminal Justice - Judiciary (rereferred)

Kenney, Michael L. - Director - Department of Corrections - Judiciary (rereferred)

(Signed) John Wightman, Chairperson  
Executive Board

### RESOLUTIONS

**LEGISLATIVE RESOLUTION 394.** Introduced by Schumacher, 22.

WHEREAS, Genevieve "Jennie" Robak first qualified for election to the Nebraska Legislature in 1988 as a write-in candidate, winning the general election and ultimately serving the 22nd District proudly as a state senator for 14 years; and



WHEREAS, while in the Legislature, Jennie actively served her district and the state and took every constituent concern seriously, working tirelessly until she found a solution for every constituent issue whether large or small; and

WHEREAS, Jennie was a zealous advocate for the poor, the mentally ill, and those less fortunate and championed legislation to protect stalking victims and to promote mental health parity; and

WHEREAS, Jennie was proud of her votes to support research that could provide life-saving cures for the many people suffering and in pain; and

WHEREAS, although Jennie was a strong Democrat, she worked across party lines with many of her Republican colleagues and even supported the election of some Republican candidates; and

WHEREAS, Jennie was a ball of energy, unpredictable, impulsive, and refreshingly candid in her opinions; and

WHEREAS, Jennie Robak passed away on January 3, 2014.

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

1. That the Legislature extends its sympathy to the family of former State Senator Jennie Robak, and recognizes Jennie's dedicated years of service to the state and her community.

2. That a copy of this resolution be sent to the family of Jennie Robak.

Laid over.

**LEGISLATIVE RESOLUTION 395.** Introduced by Brasch, 16; Avery, 28; Bloomfield, 17; Carlson, 38; Coash, 27; Crawford, 45; Garrett, 3; Hadley, 37; Hansen, 42; Janssen, 15; Johnson, 23; Karpisek, 32; Kintner, 2; Kolowski, 31; Krist, 10; Nelson, 6; Pirsch, 4; Schilz, 47; Seiler, 33; Wallman, 30.

WHEREAS, on February 10, 1954, Senator Homer Ferguson of Michigan introduced a bill in the United States Congress to amend the United States Pledge of Allegiance by adding the words "under God" to the text of the pledge; and

WHEREAS, Senator Ferguson chose this date to recognize the fifth anniversary of the imprisonment of Cardinal Joseph Mindszenty of Hungary who was imprisoned and tortured by communists for his sermons exposing the goal of communism to eradicate all religion; and

WHEREAS, members of both political parties delivered speeches in Congress to honor Cardinal Mindszenty and to emphasize the threat posed to America; and

WHEREAS, upon introduction of the bill, Senator Ferguson believed the amendment was important and commented, "Our nation is founded on a fundamental belief in God, and the first and most important reason for the existence of our government is to protect the God-given rights of our citizens. Spiritual values are every bit as important to the defense and safety of our nation as are military and economic values"; and

WHEREAS, the vote to add "under God" to the Pledge of Allegiance was a unanimous vote; and

WHEREAS, on February 7, 1954, President Dwight D. Eisenhower became convinced that adding the words "under God" to the Pledge of Allegiance would be the right thing to do after hearing Reverend George Docherty preach that the phrase "nation under God" was first used in the Gettysburg Address and was appropriate to be added to the Pledge of Allegiance because freedom is defined by a fundamental belief in God; and

WHEREAS, the amended Pledge of Allegiance was recited for the first time on Flag Day, June 14, 1954; and

WHEREAS, the Legislature recognizes and honors important dates which strengthen the ties of history that bind us to our Christian heritage.

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

1. That the Legislature recognizes February 10, 2014, as the 60th anniversary of the addition of the words "under God" to the United States Pledge of Allegiance.

2. That the Legislature further recognizes the significant role of the Pledge of Allegiance in American history.

Laid over.

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

Senator Krist filed the following amendment to LB13:  
AM1604 is available in the Bill Room.

#### **UNANIMOUS CONSENT - Add Cointroducers**

Senator Wallman asked unanimous consent to add his name as cointroducer to LB703. No objections. So ordered.

Senator Mello asked unanimous consent to add his name as cointroducer to LB660, LB661, LB718, LB719, and LB720. No objections. So ordered.

Senator Coash asked unanimous consent to add his name as cointroducer to LB740. No objections. So ordered.

#### **VISITOR**

The Doctor of the Day was Dr. Bob Rauner from Lincoln.

#### **ADJOURNMENT**

At 11:05 a.m., on a motion by Senator Kintner, the Legislature adjourned until 10:00 a.m., Monday, January 13, 2014.

Patrick J. O'Donnell  
Clerk of the Legislature