

FORTY-EIGHTH DAY - MARCH 24, 2014**LEGISLATIVE JOURNAL****ONE HUNDRED THIRD LEGISLATURE
SECOND SESSION****FORTY-EIGHTH DAY**

Legislative Chamber, Lincoln, Nebraska
Monday, March 24, 2014

PRAYER

The prayer was offered by Pastor Wayne Vogel, McCook Church of Christ, McCook.

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 Harms who was excused.

CORRECTIONS FOR THE JOURNAL

The Journal for the forty-seventh day was approved.

COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 464. Placed on Final Reading.
ST53 is available in the Bill Room.

LEGISLATIVE BILL 560. Placed on Final Reading.
LEGISLATIVE BILL 560A. Placed on Final Reading.

LEGISLATIVE BILL 814. Placed on Final Reading.
ST59

The following changes, required to be reported for publication in the Journal, have been made:

1. In the Avery amendment, AM2248, on page 4, line 12, an underscored comma has been inserted after "Act".

2. On page 1, the matter beginning with "revenue" in line 1 through line 6 and all amendments thereto have been struck and "law; to amend sections 60-103, 60-305, and 77-2701.35, Reissue Revised Statutes of Nebraska, sections 37-201, 77-2703, 77-2708, and 77-27,132, Revised Statutes Cumulative Supplement, 2012, and sections 60-135.01, 60-358.01, and

60-6,355, Revised Statutes Supplement, 2013; to create a fund; to redefine all-terrain vehicle and utility-type vehicle for the Motor Vehicle Certificate of Title Act, the Motor Vehicle Registration Act, and the Nebraska Rules of the Road; to redefine sales price; to change sales and use tax provisions relating to all-terrain vehicles and utility-type vehicles; to change duties of sellers and the distribution of sales and use tax revenue; to provide funding for infrastructure administered by the Game and Parks Commission; to harmonize provisions; to provide an operative date; and to repeal the original sections." inserted.

LEGISLATIVE BILL 814A. Placed on Final Reading.

LEGISLATIVE BILL 867. Placed on Final Reading.

ST61

The following changes, required to be reported for publication in the Journal, have been made:

1. In the Nordquist amendment, AM2262, section 11 has been renumbered as section 12.

2. In the E & R amendments, ER155:

a. Sections 12 and 15 have been struck and the following new sections inserted:

Sec. 17. Sections 4, 5, 6, 12, and 21 of this act become operative on January 1, 2015. Sections 8, 9, 10, 11, 14, and 19 of this act become operative on April 1, 2014. Section 13 of this act becomes operative on October 1, 2014. Sections 7, 15, 16, and 20 of this act become operative three calendar months after the adjournment of this legislative session. The other sections of this act become operative on their effective date.

Sec. 20. Original section 77-27,144, Revised Statutes Cumulative Supplement, 2012, and sections 76-902 and 77-2711, Revised Statutes Supplement, 2013, are repealed.

Sec. 21. Original sections 14-2138, 14-2139, 66-6,102, and 77-2704.13, Reissue Revised Statutes of Nebraska, are repealed.

b. On page 24, the matter beginning with "sections" in line 9 through line 20 has been struck and "sections 13-3107, 13-3108, 14-2138, 14-2139, 66-6,102, 77-2701.11, 77-2701.35, and 77-2704.13, Reissue Revised Statutes of Nebraska, sections 77-2701, 77-2701.04, and 77-27,144, Revised Statutes Cumulative Supplement, 2012, and sections 13-2709, 76-902, and 77-2711, Revised Statutes Supplement, 2013; to change provisions relating to distributions under the Sports Arena Facility Financing Assistance Act and payments by metropolitan utilities districts for sales of natural gas; to exempt certain deeds from the documentary stamp tax; to exempt energy or fuel used in the compression of natural gas, certain postage, currency, and bullion from sales and use taxation; to exempt purchases by historic automobile museums from sales and use taxation; to change provisions relating to review of sales and use tax information by municipalities; to eliminate obsolete provisions; to harmonize provisions; to provide operative dates; to repeal the original sections; and to declare an emergency." inserted; and

c. On page 6, lines 5 and 10, "8 and 9" has been struck and "13 and 14" inserted.

LEGISLATIVE BILL 987. Placed on Final Reading.

ST58

The following changes, required to be reported for publication in the Journal, have been made:

1. On page 1, line 5, "and military retirement benefits" has been inserted after "benefits".

LEGISLATIVE BILL 1001. Placed on Final Reading.

ST60

The following changes, required to be reported for publication in the Journal, have been made:

1. On page 1, the matter beginning with "allow" in line 2 through "hemp" in line 4 has been struck and "permit growth and cultivation of industrial hemp by a postsecondary institution or the Department of Agriculture" inserted.

(Signed) John Murante, Chairperson

NOTICE OF COMMITTEE HEARING

Health and Human Services

Room 1510

Monday, March 31, 2014 9:00 a.m.

Dennis Roop - Stem Cell Research Advisory Committee
Rebecca Jane Morris - Stem Cell Research Advisory Committee
Gerald Spangrude - Stem Cell Research Advisory Committee
Denise Pecha - Nebraska Child Abuse Prevention Fund Board
Sandra Kruback - Foster Care Advisory Committee
Elizabeth Neeley - Foster Care Advisory Committee

(Signed) Kathy Campbell, Chairperson

COMMITTEE REPORTS

Health and Human Services

The Health and Human Services 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.

Joyce Bischoff - Stem Cell Research Advisory Committee

Aye: 7 Campbell, Cook, Crawford, Gloor, Howard, Krist, Watermeier.
Nay: 0. Absent: 0. Present and not voting: 0.

The Health and Human Services 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.

Shane M. Fleming - State Board of Health
Paul L. Salansky Jr. - State Board of Health

Aye: 6 Campbell, Cook, Gloor, Howard, Krist, Watermeier. Nay: 0.
Absent: 1 Crawford. Present and not voting: 0.

The Health and Human Services 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.

Regina "Gina" Frerichs - Commission for the Deaf and Hard of Hearing
John Hogue - Commission for the Deaf and Hard of Hearing
Carol Lomicky - Commission for the Deaf and Hard of Hearing

Aye: 6 Campbell, Cook, Gloor, Howard, Krist, Watermeier. Nay: 0.
Absent: 1 Crawford. Present and not voting: 0.

The Health and Human Services 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.

Robert L. Newman - Commission for the Blind and Visually Impaired

Aye: 7 Campbell, Cook, Crawford, Gloor, Howard, Krist, Watermeier.
Nay: 0. Absent: 0. Present and not voting: 0.

The Health and Human Services 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.

Brian Buhlke - Nebraska Rural Health Advisory Commission
Jessye Goertz - Nebraska Rural Health Advisory Commission

Aye: 7 Campbell, Cook, Crawford, Gloor, Howard, Krist, Watermeier.
Nay: 0. Absent: 0. Present and not voting: 0.

(Signed) Kathy Campbell, Chairperson

Judiciary

The Judiciary 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.

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

Rita G. Sanders - Crime Victim's Reparations Committee

Aye: 6 Ashford, Coash, Davis, Lathrop, McGill, Seiler. Nay: 0. Absent: 2
Chambers, Christensen. Present and not voting: 0.

(Signed) Brad Ashford, Chairperson

AMENDMENTS - Print in Journal

Senator Coash filed the following amendment to LB908:
AM2571

(Amendments to E & R amendments, ER181)

- 1 1. On page 8, lines 5 and 6, strike the new matter and
- 2 insert "unless the child is eligible for extended guardianship
- 3 assistance from the department pursuant to sections 43-4511 and
- 4 43-4514".

Senator Hadley filed the following amendment to LB867A:
AM2572

- 1 1. Strike the original sections and insert the following
- 2 new sections:
- 3 Section 1. There is hereby appropriated (1) \$1,378,000
- 4 from the Sports Arena Facility Support Fund for FY2013-14 and
- 5 (2) \$1,265,000 from the Sports Arena Facility Support Fund for
- 6 FY2014-15 to the State Treasurer, for Program 663, to aid in
- 7 carrying out the provisions of Legislative Bill 867, One Hundred
- 8 Third Legislature, Second Session, 2014.
- 9 There is included in the appropriation to this program
- 10 for FY2013-14 \$1,378,000 and for FY2014-15 \$1,265,000 Cash Funds
- 11 from the Sports Arena Facility Support Fund, which shall only be
- 12 disbursed to a political subdivision for which an application for
- 13 state assistance has been approved under the Sports Arena Facility
- 14 Financing Assistance Act.
- 15 Sec. 2. There is hereby appropriated (1) \$52,700 from the
- 16 General Fund for FY2014-15 and (2) \$45,200 from the General Fund
- 17 for FY2015-16 to the Department of Revenue, for Program 102, to aid
- 18 in carrying out the provisions of Legislative Bill 867, One Hundred
- 19 Third Legislature, Second Session, 2014.
- 20 Total expenditures for permanent and temporary salaries
- 21 and per diems from funds appropriated in this section shall not
- 22 exceed \$33,200 for FY2014-15 or \$34,000 for FY2015-16.
- 23 Sec. 3. Since an emergency exists, this act takes effect
- 1 when passed and approved according to law.

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

Pursuant to Rule 6, Section 8, the Legislature approved the dispensing of the reading at large of LB905 with 40 ayes, 4 nays, 4 present and not voting, and 1 excused and not voting.

The following bill was put upon final passage:

LEGISLATIVE BILL 905. With Emergency Clause.

A BILL FOR AN ACT relating to appropriations; to amend Laws 2013, LB195, sections 18, 46, 47, 48, 67, 75, 87, 92, 94, 102, 103, 107, 108, 109, 142, 161, 167, 169, 203, 232, 233, 236, 250, 261, 263, 264, and 265; Laws 2013, LB198, section 51; Laws 2013, LB6A, section 1; Laws 2013, LB517A, section 1; and section 90-539, Revised Statutes Supplement, 2013; to define terms; to provide, change, and eliminate provisions relating to appropriations; to repeal the original sections; to outright repeal Laws 2013, LB195, section 95; and Laws 2013, LB583A, section 1; 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, 40:

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

Voting in the negative, 8:

Bloomfield	Garrett	Janssen	McCoy
Brasch	Hansen	Kintner	Pirsch

Excused and not voting, 1:

Harms

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

Dispense With Reading at Large

Pursuant to Rule 6, Section 8, the Legislature approved the dispensing of the reading at large of LB906 with 38 ayes, 3 nays, 7 present and not voting, and 1 excused and not voting.

The following bill was put upon final passage:

LEGISLATIVE BILL 906. With Emergency Clause.

A BILL FOR AN ACT relating to appropriations; to amend sections 2-1588, 2-1592, 2-3225, 2-3226.05, and 81-1204, Reissue Revised Statutes of Nebraska, sections 24-205, 24-227.01, 39-1390, 48-622.01, 58-708, and 81-1205, Revised Statutes Cumulative Supplement, 2012, and sections 71-7611 and 81-2516, Revised Statutes Supplement, 2013; to provide for transfers of funds; to create and eliminate funds; to change provisions relating to the source of revenue and use of funds in the Nebraska Resources Development Fund, for water and related land resources, by natural resources districts, for judges' education and retirement, for Supreme Court automation, for employment security settlements, from the Affordable Housing Trust Fund, from the Nebraska Health Care Cash Fund, and for job training grants; to require reports; to harmonize provisions; to repeal the original sections; to outright repeal sections 2-3226.06, 2-3226.07, 2-3226.08, and 2-3226.09, Reissue Revised Statutes of Nebraska; 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, 41:

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

Voting in the negative, 7:

Bloomfield	Garrett	Kintner	Pirsch
Brasch	Janssen	McCoy	

Excused and not voting, 1:

Harms

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

The following bills were read and put upon final passage:

LEGISLATIVE BILL 130.

A BILL FOR AN ACT relating to the Cash Reserve Fund; to amend section 66-1345, Revised Statutes Cumulative Supplement, 2012, and section 84-612, Revised Statutes Supplement, 2013; to provide and eliminate transfers of funds; 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	Hadley	Larson	Schilz
Ashford	Conrad	Hansen	Lathrop	Schumacher
Avery	Cook	Harr, B.	Lautenbaugh	Seiler
Bloomfield	Crawford	Howard	McGill	Smith
Bolz	Davis	Johnson	Mello	Sullivan
Campbell	Dubas	Karpisek	Murante	Wallman
Carlson	Garrett	Kintner	Nelson	Watermeier
Chambers	Gloor	Kolowski	Nordquist	Wightman
Christensen	Haar, K.	Krist	Scheer	

Voting in the negative, 4:

Brasch	Janssen	McCoy	Pirsch
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Excused and not voting, 1:

Harms

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

LEGISLATIVE BILL 949. With Emergency Clause.

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

Whereupon the President stated: "All provisions of law relative to procedure

having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 48:

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

Voting in the negative, 0.

Excused and not voting, 1:

Harms

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

MOTION - Return LB671 to Select File

Senator Lautenbaugh renewed his motion, found on page 975, to return LB671 to Select File for his specific amendment, FA271, found on page 975.

Senator Lautenbaugh withdrew his motion to return.

Senator McCoy moved to return LB671 to Select File for his specific amendment, AM2534, found on page 976.

Senator McCoy withdrew his motion to return.

WITHDRAW - Amendment to LB671

Senator Larson withdrew his amendment, AM2533, found on page 977, to LB671.

BILL ON FINAL READING

The following bill was read and put upon final passage:

LEGISLATIVE BILL 671. With Emergency Clause.

A BILL FOR AN ACT relating to the Game Law; to amend section 37-452,

Revised Statutes Cumulative Supplement, 2012; to eliminate provisions relating to the hunting of mountain lions; to harmonize provisions; to repeal the original section; to outright repeal section 37-473, Revised Statutes Cumulative Supplement, 2012; and to declare an emergency.

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

Voting in the affirmative, 28:

Adams	Carlson	Dubas	Kolowski	Schumacher
Ashford	Chambers	Haar, K.	Krist	Smith
Avery	Coash	Hadley	Lathrop	Sullivan
Bloomfield	Conrad	Harr, B.	McGill	Wallman
Bolz	Cook	Howard	Mello	
Campbell	Crawford	Johnson	Nordquist	

Voting in the negative, 13:

Brasch	Hansen	Kintner	McCoy	Seiler
Davis	Janssen	Larson	Pirsch	
Garrett	Karpisek	Lautenbaugh	Schilz	

Present and not voting, 7:

Christensen	Murante	Scheer	Wightman
Gloor	Nelson	Watermeier	

Excused and not voting, 1:

Harms

Having failed to receive a constitutional two-thirds majority voting in the affirmative, the bill failed to pass with the emergency clause attached. The question is, "Shall the bill pass with the emergency clause stricken?"

Voting in the affirmative, 28:

Adams	Carlson	Dubas	Kolowski	Schumacher
Ashford	Chambers	Haar, K.	Krist	Smith
Avery	Coash	Hadley	Lathrop	Sullivan
Bloomfield	Conrad	Harr, B.	McGill	Wallman
Bolz	Cook	Howard	Mello	
Campbell	Crawford	Johnson	Nordquist	

Voting in the negative, 13:

Brasch	Garrett	Karpisek	Lautenbaugh	Seiler
Christensen	Hansen	Kintner	McCoy	
Davis	Janssen	Larson	Pirsch	

Present and not voting, 7:

Gloor	Nelson	Schilz	Wightman
Murante	Scheer	Watermeier	

Excused and not voting, 1:

Harms

A constitutional majority having voted in the affirmative, the bill was declared passed with the emergency clause stricken.

MOTION - Return LB699 to Select File

Senator Lathrop moved to return LB699 to Select File for his specific amendment, AM2566, found on page 998.

The Lathrop motion to return prevailed with 40 ayes, 2 nays, 6 present and not voting, and 1 excused and not voting.

SELECT FILE

LEGISLATIVE BILL 699. The Lathrop specific amendment, AM2566, found on page 998, was adopted with 44 ayes, 0 nays, 4 present and not voting, and 1 excused and not voting.

Advanced to Enrollment and Review for Reengrossment.

BILLS ON FINAL READING

The following bill was read and put upon final passage:

LEGISLATIVE BILL 740.

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

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, 48:

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

Voting in the negative, 0.

Excused and not voting, 1:

Harms

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 LB749 with 40 ayes, 4 nays, 4 present and not voting, and 1 excused and not voting.

The following bill was put upon final passage:

LEGISLATIVE BILL 749.

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, 21-318, 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 change provisions relating to occupation taxes; 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.

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, 48:

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

Voting in the negative, 0.

Excused and not voting, 1:

Harms

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 LB755 with 39 ayes, 4 nays, 5 present and not voting, and 1 excused and not voting.

The following bill was put upon final passage:

LEGISLATIVE BILL 755.

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.

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, 48:

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

Voting in the negative, 0.

Excused and not voting, 1:

Harms

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 776. With Emergency Clause.

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.

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, 47:

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

Voting in the negative, 0.

Present and not voting, 1:

Lautenbaugh

Excused and not voting, 1:

Harms

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 844.

A BILL FOR AN ACT relating to the Nebraska Litter Reduction and Recycling Act; to amend section 81-1566, Revised Statutes Cumulative

Supplement, 2012; to change a termination date; 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, 47:

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

Voting in the negative, 0.

Present and not voting, 1:

Lautenbaugh

Excused and not voting, 1:

Harms

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 LB983 with 39 ayes, 3 nays, 5 present and not voting, and 2 excused and not voting.

The following bill was put upon final passage:

LEGISLATIVE BILL 983. With Emergency Clause.

A BILL FOR AN ACT relating to motor vehicles; to amend sections 60-463, 60-464, 60-465, 60-480, 60-4,118.05, 60-4,141, 60-4,147.01, 60-4,149.01, 60-4,157, 60-4,158, 60-4,159, 60-4,160, 60-4,162, 60-4,169, 60-4,172, 60-2905, 60-2907, and 75-369.03, Reissue Revised Statutes of Nebraska, sections 29-3608, 60-484.03, 60-484.04, 60-484.05, 60-484.06, 60-487, 60-4,112, 60-4,115, 60-4,116, 60-4,131, 60-4,131.01, 60-4,132, 60-4,137, 60-4,138, 60-4,139, 60-4,142, 60-4,143, 60-4,144, 60-4,144.01,

60-4,144.02, 60-4,146, 60-4,149, 60-4,150, 60-4,151, 60-4,153, 60-4,154, 60-4,167, 60-4,168, 60-4,170, 60-4,171, 60-4,182, 60-6,179.01, 60-6,179.02, 60-2909.01, and 75-362, Revised Statutes Cumulative Supplement, 2012, and sections 60-462, 60-462.01, 60-479, 60-484, 75-363, 75-364, and 75-366, Revised Statutes Supplement, 2013; to adopt federal regulations by reference; to define and redefine terms; to change provisions for issuing temporary documents and canceling certain motor vehicle operators' licenses under the Motor Vehicle Operator's License Act; to provide and change requirements for covered farm vehicles; to change and eliminate commercial driver's licensing provisions; to provide for commercial learners' permits; to provide for compliance with certain federal regulations regarding commercial drivers' licenses and commercial learners' permits; to change operating restrictions for certain motor vehicles; to provide and change penalty provisions; to eliminate obsolete provisions; to harmonize provisions; to provide operative dates; to repeal the original sections; to outright repeal section 60-4,156, Reissue Revised Statutes of Nebraska, and section 60-4,145, Revised Statutes Cumulative Supplement, 2012; and to declare an emergency.

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

Voting in the affirmative, 42:

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

Voting in the negative, 0.

Present and not voting, 5:

Bloomfield	Hadley	Lathrop	Lautenbaugh	Watermeier
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Excused and not voting, 2:

Chambers	Harms
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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.

The following bills were read and put upon final passage:

LEGISLATIVE BILL 983A. With Emergency Clause.

A BILL FOR AN ACT relating to appropriations; to appropriate funds to aid in carrying out the provisions of Legislative Bill 983, One Hundred Third Legislature, Second Session, 2014; 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, 44:

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

Voting in the negative, 0.

Present and not voting, 3:

Lathrop Lautenbaugh Watermeier

Excused and not voting, 2:

Chambers Harms

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 1016. With Emergency Clause.

A BILL FOR AN ACT relating to state government; to amend section 3-106, Reissue Revised Statutes of Nebraska, and section 84-612, Revised Statutes Supplement, 2013; to direct the purchase and sale of certain aircraft for state government; to provide for an hourly rate for use of a state aircraft; to change powers and duties of the Department of Aeronautics; to state intent; to require reports as prescribed; to provide for a transfer of funds from the Cash Reserve Fund to the General Fund; 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, 34:

Adams	Coash	Hansen	Larson	Schumacher
Ashford	Crawford	Harr, B.	Lathrop	Seiler
Avery	Dubas	Howard	McGill	Smith
Bloomfield	Garrett	Johnson	Murante	Sullivan
Brasch	Gloor	Kintner	Nelson	Watermeier
Campbell	Haar, K.	Kolowski	Scheer	Wightman
Christensen	Hadley	Krist	Schilz	

Voting in the negative, 5:

Conrad	Davis	Karpisek	Nordquist	Wallman
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Present and not voting, 8:

Bolz	Cook	Lautenbaugh	Mello
Carlson	Janssen	McCoy	Pirsch

Excused and not voting, 2:

Chambers	Harms
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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.

LEGISLATIVE BILL 1016A. With Emergency Clause.

A BILL FOR AN ACT relating to appropriations; to appropriate funds to aid in carrying out the provisions of Legislative Bill 1016, One Hundred Third Legislature, Second Session, 2014; 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, 35:

Adams	Coash	Hadley	Krist	Schilz
Ashford	Crawford	Hansen	Larson	Schumacher
Avery	Davis	Harr, B.	Lathrop	Seiler
Bloomfield	Dubas	Howard	McGill	Smith
Brasch	Garrett	Johnson	Murante	Sullivan
Campbell	Gloor	Kintner	Nelson	Watermeier
Christensen	Haar, K.	Kolowski	Scheer	Wightman

Voting in the negative, 0.

Present and not voting, 12:

Bolz	Cook	Lautenbaugh	Nordquist
Carlson	Janssen	McCoy	Pirsch
Conrad	Karpisek	Mello	Wallman

Excused and not voting, 2:

Chambers Harms

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 132.

A BILL FOR AN ACT relating to public health; to amend sections 38-165 and 38-1057, Reissue Revised Statutes of Nebraska; to adopt the Indoor Tanning Facility Act; to provide a restriction on membership for boards appointed under the Uniform Credentialing Act; to change membership provisions for the Board of Cosmetology, Electrology, Esthetics, Nail Technology, and Body Art; to eliminate obsolete 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	Christensen	Hadley	Krist	Pirsch
Ashford	Conrad	Hansen	Larson	Scheer
Avery	Cook	Harr, B.	Lathrop	Schilz
Bloomfield	Crawford	Howard	McCoy	Schumacher
Bolz	Dubas	Johnson	McGill	Sullivan
Brasch	Garrett	Karpisek	Mello	Wallman
Campbell	Gloor	Kintner	Nelson	Watermeier
Carlson	Haar, K.	Kolowski	Nordquist	Wightman

Voting in the negative, 1:

Seiler

Present and not voting, 6:

Coash	Janssen	Murante
Davis	Lautenbaugh	Smith

Excused and not voting, 2:

Chambers Harms

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

LEGISLATIVE BILL 692.

A BILL FOR AN ACT relating to the Nebraska Educational Telecommunications Act; to amend sections 79-1312, 79-1313, 79-1314, 79-1317, and 79-1319, Reissue Revised Statutes of Nebraska, and section 79-1316, Revised Statutes Cumulative Supplement, 2012; to redefine terms; to change provisions relating to broadcast and delivery, powers and duties of a commission, and fees; to eliminate a fund, powers and duties of the State Department of Education, and a director; to harmonize provisions; to repeal the original sections; and to outright repeal sections 79-1321, 79-1323, 79-1324, and 79-1325, 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, 46:

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

Voting in the negative, 0.

Present and not voting, 1:

Lautenbaugh

Excused and not voting, 2:

Chambers Harms

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

LEGISLATIVE BILL 728. With Emergency Clause.

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 eliminate provisions requiring fingerprints from and criminal history record information regarding certain employees; to repeal the original section; to outright repeal section 83-1217.02, Revised Statutes Cumulative Supplement, 2012; and to declare an emergency.

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

Voting in the affirmative, 44:

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

Voting in the negative, 0.

Present and not voting, 3:

Lautenbaugh Pirsch Smith

Excused and not voting, 2:

Chambers Harms

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 854.

A BILL FOR AN ACT relating to long-term care; to state intent relating to requests for proposals.

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, 46:

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

Voting in the negative, 0.

Present and not voting, 1:

Lautenbaugh

Excused and not voting, 2:

Chambers Harms

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 LB884 with 40 ayes, 2 nays, 5 present and not voting, and 2 excused and not voting.

The following bill was put upon final passage:

LEGISLATIVE BILL 884.

A BILL FOR AN ACT relating to agriculture; to amend sections 54-701.03, 54-703, 54-704, 54-705, 54-750, 54-751, 54-752, 54-753, 54-753.06, 54-7,105, 54-7,106, 54-7,107, 54-7,108, 54-1156, 54-1159, 54-1166, 54-1173, 54-1180, 54-1181, 54-1182, 54-1183, 54-1184, and 54-1185, Reissue Revised Statutes of Nebraska, and sections 54-170, 54-1158, 54-1161, 54-1163, 54-1169, and 54-1170, Revised Statutes Supplement, 2013; to name and change the Exotic Animal Auction or Exchange Venue Act; to change, transfer, and eliminate provisions of the Livestock Auction Market Act; to change provisions relating to regulation of animals; to harmonize provisions; to repeal the original sections; and to outright repeal sections 54-1174 and 54-1177, 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, 44:

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

Voting in the negative, 0.

Present and not voting, 3:

Bloomfield Lautenbaugh Watermeier

Excused and not voting, 2:

Chambers Harms

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 941.

A BILL FOR AN ACT relating to agriculture; to amend section 54-857, Revised Statutes Cumulative Supplement, 2012; to provide for a dairy growth study and funding for the study; 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, 46:

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

Voting in the negative, 0.

Present and not voting, 1:

Lautenbaugh

Excused and not voting, 2:

Chambers Harms

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

LEGISLATIVE BILL 941A.

A BILL FOR AN ACT relating to appropriations; to appropriate funds to aid in carrying out the provisions of Legislative Bill 941, One Hundred Third Legislature, Second Session, 2014.

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, 46:

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

Voting in the negative, 0.

Present and not voting, 1:

Lautenbaugh

Excused and not voting, 2:

Chambers Harms

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

MOTION - Return LB974 to Select File

Senator Avery moved to return LB974 to Select File for the following specific amendment:

AM2590

(Amendments to Final Reading copy)

- 1 1. Insert the following new sections:
- 2 Section 1. Section 73-507, Revised Statutes Cumulative
- 3 Supplement, 2012, is amended to read:
- 4 73-507 (1) Subject to review by the Director of
- 5 Administrative Services, the division shall provide procedures to
- 6 grant limited exceptions from sections 73-504, 73-508, and 73-509
- 7 for:
- 8 ~~(a) Sole source and emergency contracts; and~~
- 9 (a) Sole source contracts, emergency contracts, and
- 10 contracts for services when the price has been established by
- 11 the federal General Services Administration or competitively bid
- 12 by another state or group of states, a group of states and
- 13 any political subdivision of any other state, or a cooperative
- 14 purchasing organization on behalf of a group of states; and
- 15 (b) Other circumstances or specific contracts when any
- 16 of the requirements of sections 73-504, 73-508, and 73-509 are
- 17 not appropriate for or are not compatible with the circumstances
- 18 or contract. The division shall provide a written rationale which
- 19 shall be kept on file when granting an exception under this
- 20 subdivision.
- 21 (2) The following types of contracts for services are not
- 22 subject to sections 73-504, 73-508, 73-509, and 73-510:
- 1 (a) Contracts for services subject to the Nebraska
- 2 Consultants' Competitive Negotiation Act;
- 3 (b) Contracts for services subject to federal law,
- 4 regulation, or policy or state statute, under which a state
- 5 agency is required to use a different selection process or to
- 6 contract with an identified contractor or type of contractor;
- 7 (c) Contracts for professional legal services and
- 8 services of expert witnesses, hearing officers, or administrative
- 9 law judges retained by state agencies for administrative or court
- 10 proceedings;
- 11 (d) Contracts involving state or federal financial

12 assistance passed through by a state agency to a political
13 subdivision;

14 (e) Contracts with a value of fifteen million dollars or
15 less with direct providers of medical, behavioral, or developmental
16 health services, child care, or child welfare services to an
17 individual;

18 (f) Agreements for services to be performed for a state
19 agency by another state or local government agency or contracts
20 made by a state agency with a local government agency for the
21 direct provision of services to the public;

22 (g) Agreements for services between a state agency and
23 the University of Nebraska, the Nebraska state colleges, the
24 courts, the Legislature, or other officers or state agencies
25 established by the Constitution of Nebraska;

26 (h) Department of Insurance contracts for financial
27 or actuarial examination, for rehabilitation, conservation,
1 reorganization, or liquidation of licensees, and for professional
2 services related to residual pools or excess funds under the
3 agency's control;

4 (i) Department of Roads contracts for all road and bridge
5 projects;

6 (j) Nebraska Investment Council contracts; and
7 (k) Contracts under section 57-1503.

8 Sec. 2. Section 77-2215, Reissue Revised Statutes of
9 Nebraska, is amended to read:

10 77-2215 (1) Whenever it shall be made to appear to the
11 satisfaction of any officer, except the Director of Administrative
12 Services, authorized by law to issue warrants, that any warrant
13 issued by him or her has been lost or destroyed, such officer
14 shall have authority to issue a ~~duplicate replacement~~ thereof,
15 ~~numbered the same as the original, with the word duplicate~~
16 ~~written or printed in red ink across the face thereof. No duplicate~~
17 ~~replacement~~ warrant shall be issued until the party applying for
18 the same shall make an affidavit that such party was the owner
19 of the original warrant and shall also file with such officer
20 an indemnity bond with good and sufficient security, conditioned
21 to refund any money received by the party or his or her assigns
22 on such ~~duplicate replacement~~ in case of presentation and payment
23 of the original by the treasurer upon whom the same is drawn,
24 whether upon a genuine endorsement thereon or otherwise. The payee
25 of any lost or destroyed warrant shall not be required to file
26 an indemnity bond when the affidavit shows that such payee has
27 not received such lost or destroyed warrant and cannot reasonably
1 expect to receive it.

2 (2) Whenever it shall have come to the attention of the
3 Director of Administrative Services that an outstanding warrant
4 has not been presented for payment, the Director of Administrative
5 Services shall immediately issue a stop-payment order and notify
6 the State Treasurer, ~~by letter~~, of the issuance of such order.

7 After the expiration of seven working days from the issuance of
 8 such order, if in the meantime such outstanding warrant has not
 9 been presented for payment, the Director of Administrative Services
 10 shall have authority to issue a ~~duplicate replacement~~ thereof,
 11 ~~numbered the same as the original, with the word duplicate written~~
 12 ~~or printed in red ink across the face thereof.~~ In an emergency,
 13 the Director of Administrative Services may immediately issue such
 14 ~~duplicate replacement~~ warrant.

15 Sec. 5. Section 81-153, Reissue Revised Statutes of
 16 Nebraska, is amended to read:

17 81-153 The materiel division shall have the power and
 18 duty to:

19 (1) Purchase or contract for, in the name of the state,
 20 the personal property required by the using agencies and the state;

21 (2) Promulgate, apply, and enforce standard
 22 specifications established as provided in section 81-154;

23 (3) Sell and dispose of personal property that is not
 24 needed by the state or its using agencies as provided in section
 25 81-161.04 or initiate trade-ins when determined to be in the best
 26 interest of the state;

27 (4) Determine the utility, quality, fitness, and
 1 suitability of all personal property tendered or furnished;

2 (5) Make rules and regulations consistent with sections
 3 81-145 to 81-171 and 81-1118 to 81-1118.06 to carry into effect
 4 the provisions thereof. Such rules and regulations shall include
 5 provisions for modifying and terminating purchase contracts and the
 6 cost principles to be used in such modification or termination;

7 (6) Employ such clerical, technical, and other assistants
 8 as may be necessary to properly administer such sections, fix their
 9 compensation, and prescribe their duties in connection therewith,
 10 subject to existing laws and appropriations;

11 (7) Allow the purchase of ~~items personal property~~ without
 12 competitive bidding when the price has been established by
 13 the federal General Services Administration or to allow the
 14 purchase of ~~items personal property~~ by participation in a contract
 15 competitively bid by another state or group of states, a group
 16 of states and any political subdivision of any other state, or a
 17 cooperative purchasing organization on behalf of a group of states.

18 The division may also give consideration to a sheltered workshop
 19 pursuant to section 48-1503 in making such purchases;

20 (8) Enter into any personal property lease agreement when
 21 it appears to be in the best interest of the state; and

22 (9) Negotiate purchases and contracts when conditions
 23 exist to defeat the purpose and principles of public competitive
 24 bidding.

25 Sec. 6. Section 81-181, Reissue Revised Statutes of
 26 Nebraska, is amended to read:

27 81-181 (1) Not later than ~~December~~ September 15 of each
 1 even-numbered year, each agency shall submit to the Governor, in

2 the form prescribed by him or her, a report of its proposed
3 building renewal projects for the next ~~fiscal year~~ biennium.
4 Such report shall contain the information specified in section
5 81-177 and shall constitute a request for the allocation of funds
6 from the Building Renewal Allocation Fund. Such report shall
7 also constitute, as applicable, a request for the allocation of
8 funds from the State Building Renewal Assessment Fund, University
9 Building Renewal Assessment Fund, or State College Building Renewal
10 Assessment Fund. The Governor shall, with the advice of the
11 task force, allocate from such funds the sum necessary for the
12 accomplishment of projects approved by him or her. Allocations from
13 the Building Renewal Allocation Fund shall be made in a manner
14 that assures accomplishment of Class I projects first, followed
15 by accomplishment of Class II projects, and then accomplishment of
16 Class III projects, unless doing so in a particular case would
17 violate sound building renewal policies and practices. The amount
18 of such allocation shall not be transferred to the agency but shall
19 remain within, as applicable, the Building Renewal Allocation Fund,
20 State Building Renewal Assessment Fund, University Building Renewal
21 Assessment Fund, or State College Building Renewal Assessment Fund
22 subject to the control of the Governor until disbursed consistent
23 with the provisions of the Deferred Building Renewal Act.

24 (2) The University of Nebraska and the state colleges may
25 include in their reports under subsection (1) of this section their
26 proposed building renovation projects that have received approval
27 of the Coordinating Commission for Postsecondary Education, if
1 required pursuant to section 85-1414, for the coming ~~fiscal year~~
2 biennium as authorized by section 81-188.03 or 81-188.05, as
3 applicable, which shall constitute requests for allocation of
4 funds for such proposed projects from the University Building
5 Renewal Assessment Fund or the State College Building Renewal
6 Assessment Fund, as applicable. The Governor, with the advice of
7 the task force, shall allocate from the University Building Renewal
8 Assessment Fund or the State College Building Renewal Assessment
9 Fund, as applicable, the sum necessary for the accomplishment of
10 the renovation projects approved by him or her. Such allocations
11 shall not be transferred to the University of Nebraska or the state
12 college or colleges making the request but shall remain in the
13 University Building Renewal Assessment Fund or the State College
14 Building Renewal Assessment Fund, as applicable, subject to the
15 control of the Governor until disbursed pursuant to the Deferred
16 Building Renewal Act.

17 Sec. 7. Section 81-1018, Revised Statutes Cumulative
18 Supplement, 2012, is amended to read:

19 81-1018 (1) The Legislature hereby declares that the
20 purpose and intent of this section are to take positive steps to
21 reduce the consumption of gasoline in this state and to make the
22 most efficient and economical use of the nation's resources and the
23 state's funds.

24 (2) After August 24, 1975, all state-owned vehicles
25 that are passenger cars purchased, leased, rented, or approved
26 for purchase, lease, or rent by the bureau shall be of the
27 intermediate, compact, or subcompact class. Not less than fifty
1 percent of such state-owned vehicles shall be of the compact or
2 subcompact class unless the costs to operate and maintain such
3 vehicles are not to the advantage of the state or such requirement
4 fails to meet the intent of sections 81-1008 to 81-1025. For
5 purposes of this section, classes shall be as defined by motor
6 vehicle manufacturers.
7 2. Renumber the remaining sections and correct the
8 repealer accordingly.

The Avery motion to return prevailed with 42 ayes, 0 nays, 5 present and not voting, and 2 excused and not voting.

SELECT FILE

LEGISLATIVE BILL 974. The Avery specific amendment, AM2590, found in this day's Journal, was adopted with 45 ayes, 0 nays, 3 present and not voting, and 1 excused and not voting.

Advanced to Enrollment and Review for Reengrossment.

BILL ON FINAL READING

The following bill was read and put upon final passage:

LEGISLATIVE BILL 1014.

A BILL FOR AN ACT relating to metropolitan utilities districts; to amend sections 14-2102, 14-2103, and 32-540, Reissue Revised Statutes of Nebraska; to change provisions relating to election of the board of directors as prescribed; 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, 47:

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

Voting in the negative, 0.

Present and not voting, 1:

Lautenbaugh

Excused and not voting, 1:

Harms

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

COMMITTEE REPORT

Enrollment and Review

Correctly Enrolled

The following bill was correctly enrolled: LB671.

(Signed) John Murante, Chairperson

RESOLUTIONS

LEGISLATIVE RESOLUTION 514. Introduced by Larson, 40.

WHEREAS, the Crofton High School Lady Warriors basketball team won the 2014 Class C-2 Girls' State Basketball Championship by defeating the Hastings St. Cecilia High School Lady Bluehawks 62-40; and

WHEREAS, the win gave the Crofton Lady Warriors basketball team their third state championship in a row; 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 Crofton High School Lady Warriors basketball team on winning the 2014 Class C-2 Girls' State Basketball Championship.

2. That a copy of this resolution be sent to the Crofton Lady Warriors basketball team and Coach Aaron Losing.

Laid over.

LEGISLATIVE RESOLUTION 515. Introduced by Larson, 40.

WHEREAS, the Wynot High School Lady Blue Devils basketball team won the 2014 Class D-2 Girls' State Basketball Championship by defeating the Sterling High School Lady Jets basketball team 53-38; and

WHEREAS, the win gave the Wynot Lady Blue Devils basketball team their fourth state championship in a row; 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 Wynot High School Lady Blue Devils basketball team on winning the 2014 Class D-2 Girls' State Basketball Championship.

2. That a copy of this resolution be sent to the Wynot Lady Blue Devils basketball team and Coach Steve Wieseler.

Laid over.

LEGISLATIVE RESOLUTION 516. Introduced by Larson, 40.

WHEREAS, the Randolph High School Cardinals basketball team won the 2014 Class D-1 Boys' State Basketball Championship by defeating the Overton High School Eagles basketball team 54-42; and

WHEREAS, the win gave the Randolph Cardinals basketball team their first state title since 2002; 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 Randolph High School Cardinals basketball team on winning the 2014 Class D-1 Boys' State Basketball Championship.

2. That a copy of this resolution be sent to the Randolph Cardinals basketball team and Coach Mark Anderson.

Laid over.

LEGISLATIVE RESOLUTION 517. Introduced by K. Haar, 21.

PURPOSE: The purpose of this resolution is to study ways to improve the quality and availability of interpreter services for Nebraskans who are deaf or hard of hearing. The study committee shall coordinate with the Commission for the Deaf and Hard of Hearing to work with interested stakeholders to identify the areas of concern, conduct necessary research, and explore various ways to address quality and availability issues. The study should:

- (1) Examine why there is a shortage of qualified, licensed interpreters in the State of Nebraska;
- (2) Examine complaints and concerns from the deaf and hard of hearing community about the proficiency and competency of interpreters in both educational settings and community settings;
- (3) Find opportunities to share and address competency and proficiency issues of sign language interpreters among concerned stakeholders including, but not limited to, the Nebraska educational community, the deaf and hard of hearing community, American Sign Language interpreters, and health care providers; and
- (4) Include any other issues that the study committee deems relevant.

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

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

Referred to the Executive Board.

LEGISLATIVE RESOLUTION 518. Introduced by K. Haar, 21.

PURPOSE: The purpose of this resolution is to gather information and study the need to craft a consistent and systematic policy to ensure that women who choose to give birth at home are adequately supported by trained health care professionals and the health care system. This study shall include, but not be limited to, the following:

- (1) A survey of the requirements and qualifications for home birth attendance in other states;
- (2) An examination of how to credential health care professionals to adequately meet the needs of women who choose to give birth at home and to safeguard the health, safety, and welfare of the public;
- (3) A review of the education and training necessary and available to provide services to women who give birth at home;
- (4) An analysis of regulatory changes necessary to ensure adequate oversight of health care professionals offering home birthing services if statutory changes are made; and

(5) Any other issues the study committee deems necessary or appropriate.

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

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

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

Referred to the Executive Board.

AMENDMENTS - Print in Journal

Senator Mello filed the following amendment to LB800:

AM2584

- 1 1. On page 2, strike beginning with "Following" in line
- 2 3 through the first comma in line 4, show as stricken, and
- 3 insert "Beginning on the date the rules and regulations updated
- 4 in accordance with section 13-2112 become effective as provided in
- 5 section 84-908".
- 6 2. On page 7, line 23, after "Act" insert ". The
- 7 department shall update such rules and regulations".

Senator Mello filed the following amendment to LB851:

AM2561

- 1 1. Insert the following new sections:
- 2 Section 1. Section 19-5217, Revised Statutes Supplement,
- 3 2013, is amended to read:
- 4 19-5217 (1)(a) At any sale of real property for the
- 5 nonpayment of taxes conducted pursuant to sections 77-1801 to
- 6 77-1863, a land bank may:
- 7 (i) Bid on such real property in an amount equal to
- 8 the total amount of taxes, interest, and costs due on the real
- 9 property. If a bid is given pursuant to this subdivision, the bid
- 10 shall not receive any special treatment by the county treasurer and
- 11 shall be accepted or rejected in the same manner as any other bid
- 12 on such real property; or
- 13 (ii) Give an automatically accepted bid on such real
- 14 property in an amount equal to the total amount of taxes,
- 15 interest, and costs due on the real property. If an automatically
- 16 accepted bid is given, it shall be accepted by the county
- 17 treasurer regardless of any other bids on such real property. An
- 18 automatically accepted bid may be given only if the conditions for
- 19 making such a bid prescribed by the board pursuant to subsection
- 20 (11) of section 19-5205 have been met.
- 21 (b) If a land bank's bid pursuant to subdivision (1)(a)
- 22 of this section is accepted by the county treasurer, the land bank

23 shall pay the county treasurer and shall be entitled to a tax sale
1 certificate for such real property.

2 (2) If a county holds a tax sale certificate pursuant to
3 section 77-1809, a land bank may purchase such tax sale certificate
4 from the county by paying the county treasurer the amount expressed
5 on the face of the certificate and interest thereon at the rate
6 specified in section 45-104.01, as such rate may from time to
7 time be adjusted by the Legislature, from the date the tax sale
8 certificate was first issued to the county to the date such
9 certificate was purchased by the land bank.

10 (3)(a) Subdivision (b) of this subsection applies until
11 January 1, 2015. Subdivision (c) of this subsection applies
12 beginning January 1, 2015.

13 (b) Within six months after the expiration of three years
14 from the date of sale of real property for the nonpayment of taxes
15 pursuant to sections 77-1801 to 77-1863, a land bank that has
16 acquired a tax sale certificate for such real property under this
17 section may:

18 ~~(a)~~(i) Apply to the county treasurer for a tax deed for
19 the real property described in the tax sale certificate. A land
20 bank applying for a tax deed shall comply with all the requirements
21 of sections 77-1801 to 77-1863 relating to such tax deed; or

22 ~~(b)~~(ii) Foreclose the lien represented by the tax sale
23 certificate as authorized in section 77-1902.

24 (c) Within nine months after the expiration of three
25 years from the date of sale of real property for the nonpayment of
26 taxes pursuant to sections 77-1801 to 77-1863, a land bank that has
27 acquired a tax sale certificate for such real property under this
1 section may:

2 (i) Apply to the county treasurer for a tax deed for the
3 real property described in the tax sale certificate. A land bank
4 applying for a tax deed shall comply with all the requirements of
5 sections 77-1801 to 77-1863 relating to such tax deed; or

6 (ii) Foreclose the lien represented by the tax sale
7 certificate as authorized in section 77-1902.

8 Sec. 6. Section 77-1807, Revised Statutes Supplement,
9 2013, is amended to read:

10 77-1807 (1)(a) This subsection applies until January 1,
11 2015.

12 (b) Except as otherwise provided in subdivision ~~(b)~~(c)
13 of this subsection, the person who offers to pay the amount of
14 taxes due on any real property for the smallest portion of the
15 same shall be the purchaser, and when such person designates the
16 smallest portion of the real property for which he or she will pay
17 the amount of taxes assessed against any such property, the portion
18 thus designated shall be considered an undivided portion.

19 ~~(b)~~(c) If a land bank gives an automatically accepted
20 bid for the real property pursuant to section 19-5217, the land
21 bank shall be the purchaser, regardless of the bid of any other

22 person.

23 ~~(2)~~(d) If no person bids for a less quantity than
24 the whole and no land bank has given an automatically accepted
25 bid pursuant to section 19-5217, the treasurer may sell any real
26 property to any one who will take the whole and pay the taxes and
27 charges thereon.

1 ~~(3)~~(e) If the homestead is listed separately as a
2 homestead, it shall be sold only for the taxes delinquent thereon.

3 (2)(a) This subsection applies beginning January 1, 2015.

4 (b) If a land bank gives an automatically accepted bid
5 for real property pursuant to section 19-5217, the land bank shall
6 be the purchaser and no public or private auction shall be held
7 under sections 77-1801 to 77-1863.

8 (c) If no land bank has given an automatically accepted
9 bid pursuant to section 19-5217, the person who offers to pay the
10 amount of taxes, delinquent interest, and costs due on any real
11 property shall be the purchaser.

12 (d) The county treasurer shall announce bidding rules at
13 the beginning of the public auction, and such rules shall apply to
14 all bidders throughout the public auction.

15 (e) The sale, if conducted in a round-robin format, shall
16 be conducted in the following manner:

17 (i) At the commencement of the sale, a count shall be
18 taken of the number of registered bidders present who want to be
19 eligible to purchase property. Each registered bidder shall only
20 be counted once. If additional registered bidders appear at the
21 sale after the commencement of a round, such registered bidders
22 shall have the opportunity to participate at the end of the next
23 following round, if any, as provided in subdivision (v) of this
24 subdivision;

25 (ii) Sequentially enumerated tickets shall be placed in
26 a receptacle. The number of tickets in the receptacle for the
27 first round shall equal the count taken in subdivision (i) of
1 this subdivision, and the number of tickets in the receptacle for
2 each subsequent round shall equal the number of the count taken
3 in subdivision (i) of this subdivision plus additional registered
4 bidders as provided in subdivision (v) of this subdivision;

5 (iii) In a manner determined by the county treasurer,
6 tickets shall be selected from the receptacle by hand for each
7 registered bidder whereby each ticket has an equal chance of being
8 selected. Tickets shall be selected until there are no tickets
9 remaining in the receptacle;

10 (iv) The number on the ticket selected for a registered
11 bidder shall represent the order in which a registered bidder may
12 purchase property consisting of one parcel subject to sale from the
13 list per round; and

14 (v) If property listed remains unsold at the end of
15 a round, a new round shall commence until all property listed
16 is either sold or, if any property listed remains unsold, each

17 registered bidder has consecutively passed on the opportunity to
 18 make a purchase. Registered bidders who are not present when it
 19 is their turn to purchase property shall be considered to have
 20 passed on the opportunity to make a purchase. At the beginning
 21 of the second and any subsequent rounds, the county treasurer
 22 shall inquire whether there are additional registered bidders. If
 23 additional registered bidders are present, tickets for each such
 24 bidder shall be placed in a receptacle and selected as provided in
 25 subdivisions (ii) through (iv) of this subdivision. The second and
 26 any subsequent rounds shall proceed in the same manner and purchase
 27 order as the last preceding round, except that any additional
 1 registered bidders shall be given the opportunity to purchase at
 2 the end of the round in the order designated on their ticket.

3 (f) Any property remaining unsold upon completion of the
 4 public auction shall be sold at a private sale pursuant to section
 5 77-1814.

6 (g) A bidder shall (i) register with the county treasurer
 7 prior to participating in the sale, (ii) provide proof that it
 8 maintains a registered agent for service of process with the
 9 Secretary of State if the bidder is a foreign corporation, and
 10 (iii) pay a twenty-five-dollar registration fee. The fee is not
 11 refundable upon redemption.

12 2. Renumber the remaining sections and correct internal
 13 references accordingly.

14 3. Correct the operative date and repealer sections so
 15 that the sections added by this amendment become operative three
 16 calendar months after the adjournment of this legislative session.

Senator Mello filed the following amendment to LB863:
 AM2563

(Amendments to Final Reading copy)

1 1. Insert the following new section:
 2 Sec. 28. Section 81-2104, Revised Statutes Cumulative
 3 Supplement, 2012, is amended to read:
 4 81-2104 The board shall have power to:
 5 (1) Elect its own officers;
 6 (2) Engage and fix the compensation of such officers,
 7 inspectors, and employees as may be required in the performance of
 8 its duties;
 9 (3) Pay such other expenses as may be necessary in the
 10 performance of its duties;
 11 (4) Provide upon request such additional voluntary
 12 inspections and reviews as it deems appropriate;
 13 (5) Adopt, promulgate, and revise rules and regulations
 14 necessary to enable it to carry into effect the State Electrical
 15 Act. In adopting and promulgating such rules and regulations, the
 16 board shall be governed by the minimum standards set forth in the
 17 National Electrical Code issued and adopted by the National Fire
 18 Protection Association in ~~2011, 2014~~, Publication Number ~~70-2011,~~

19 70-2014, which code shall be filed in the offices of the Secretary
 20 of State and the board and shall be a public record. The board
 21 shall adopt and promulgate rules and regulations establishing
 22 wiring standards that protect public safety and health and property
 1 and that apply to all electrical wiring which is installed subject
 2 to the State Electrical Act;

3 (6) Revoke, suspend, or refuse to renew any license or
 4 registration granted pursuant to the State Electrical Act when the
 5 licensee or registrant (a) violates any provision of the National
 6 Electrical Code as adopted pursuant to subdivision (5) of this
 7 section, the act, or any rule or regulation adopted and promulgated
 8 pursuant to the act, (b) fails or refuses to pay any examination,
 9 registration, or license renewal fee required by law, (c) is an
 10 electrical contractor or master electrician and fails or refuses to
 11 provide and keep in force a public liability insurance policy as
 12 required by the board, or (d) violates any political subdivision's
 13 approved inspection ordinances;

14 (7) Order disconnection of power to any electrical
 15 installation that is proximately dangerous to health and property;

16 (8) Order removal of electrical wiring and apparatus from
 17 premises when such wiring and apparatus is proximately dangerous to
 18 health and property;

19 (9) Investigate, for the purpose of identifying dangerous
 20 electrical wiring or violations of the National Electrical Code as
 21 adopted pursuant to subdivision (5) of this section, any death by
 22 electrocution that occurs within the State of Nebraska;

23 (10) Refuse to renew any license granted pursuant to the
 24 act when the licensee fails to submit evidence of completing the
 25 continuing education requirements under section 81-2117.01;

26 (11) Provide for the amount and collection of fees for
 27 inspection and other services;

1 (12) Adopt a seal, and the executive secretary shall have
 2 the care and custody thereof; and

3 (13) Enforce the provisions of the National Electrical
 4 Code as adopted pursuant to subdivision (5) of this section.

5 2. On page 1, line 6; and page 25, line 3, strike "and
 6 59-1523" and insert "59-1523, and 81-2104".

7 3. On page 2, line 2, after the first semicolon insert
 8 "to adopt by reference provisions of the National Electrical
 9 Code;"

10 4. Renumber the remaining sections accordingly.

SPEAKER SIGNED

While the Legislature was in session and capable of transacting business, the Speaker signed the following: LBs 905, 906, 130, 949, 671, 740, 749, 755, 776, 844, 983, 983A, 1016, 1016A, 132, 692, 728, 854, 884, 941, 941A, and 1014.

UNANIMOUS CONSENT - Add Cointroducer

Senator Mello asked unanimous consent to add his name as cointroducer to LB697. No objections. So ordered.

VISITORS

Visitors to the Chamber were 45 fourth-grade students, teachers, and sponsors from York; and 6 members from the Congress Delegation of Jilin Province, China.

RECESS

At 11:49 a.m., on a motion by Senator Carlson, the Legislature recessed until 1:30 p.m.

AFTER RECESS

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

ROLL CALL

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

PRESENTED TO THE GOVERNOR

Presented to the Governor on March 24, 2014, at 12:00 p.m. were the following: LBs 905e, 906e, 130, 949e, 671, 740, 749, 755, 776e, 844, 983e, 983Ae, 1016e, 1016Ae, 132, 692, 728e, 854, 884, 941, 941A, and 1014.

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

COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 998. Placed on Select File with amendment.
ER185

- 1 1. In the Standing Committee amendments, AM2079, on page
- 2 4, line 2, strike "subsection" and insert "section".
- 3 2. On page 1, line 1, strike "the Nebraska Rules of the
- 4 Road" and insert "ignition interlock devices"; and in line 6 strike
- 5 "and" and after "sections" insert "; and to declare an emergency".

LEGISLATIVE BILL 800. Placed on Select File with amendment.

ER187

- 1 1. On page 1, line 1, strike "the Enterprise Zone Act"
- 2 and insert "enterprise zones"; and in line 2 strike "13-2112, and
- 3 77-5905," and insert "and 13-2112".
- 4 2. On page 3, line 5, strike "any", show as stricken, and
- 5 insert "the".

LEGISLATIVE BILL 1067. Placed on Select File with amendment.

ER186

- 1 1. On page 1, line 3, after the first comma insert
- 2 "section 77-27,144, Revised Statutes Cumulative Supplement, 2012,";
- 3 in line 4 after the semicolon insert "to change provisions relating
- 4 to sales and use tax refunds"; in line 7 strike "and"; and in line
- 5 8 after "sections" insert "; and to declare an emergency".

LEGISLATIVE BILL 1115. Placed on Select File with amendment.

ER184

- 1 1. In the Standing Committee amendments, AM1999, on page
- 2 2, line 21, strike "subsection" and insert "section"; and in line
- 3 23 strike "73-510.20" and insert "73-510".

(Signed) John Murante, Chairperson

COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 251. Placed on Final Reading.

LEGISLATIVE BILL 660. Placed on Final Reading.

LEGISLATIVE BILL 751. Placed on Final Reading.

LEGISLATIVE BILL 751A. Placed on Final Reading.

LEGISLATIVE BILL 836. Placed on Final Reading.

LEGISLATIVE BILL 853. Placed on Final Reading.

ST62

The following changes, required to be reported for publication in the Journal, have been made:

1. In the Howard amendment, AM2397, on page 1, line 15, "(a)" has been struck and "(1)" inserted; in line 17 "(b)" has been struck and "(2)" inserted; and in line 19 "(c)" has been struck and "(3)" inserted.

2. In the E & R amendments, ER162, on page 78, line 17, "71-3405," has been inserted before "and"; and in line 26 "to require training for case managers as prescribed;" has been inserted after the first semicolon.

LEGISLATIVE BILL 863. Placed on Final Reading.

LEGISLATIVE BILL 946. Placed on Final Reading.

ST66

The following changes, required to be reported for publication in the Journal, have been made:

1. In the E and R amendment, ER179, on page 11, line 24, "each" has been struck, shown as stricken, and "the" inserted.

LEGISLATIVE BILL 967. Placed on Final Reading.

ST63

The following changes, required to be reported for publication in the Journal, have been made:

1. In the Standing Committee amendment, AM2199, on page 70, line 3, "are" has been struck.

2. In the E & R amendments, ER177, on page 1, line 15, "72-201," has been inserted after "sections"; and in line 21 "compensation of members of the Board of Educational Lands and Funds," has been inserted after the second comma.

LEGISLATIVE BILL 986A. Placed on Final Reading.

LEGISLATIVE BILL 987A. Placed on Final Reading.

LEGISLATIVE BILL 1012. Placed on Final Reading.

LEGISLATIVE BILL 1103. Placed on Final Reading.

LEGISLATIVE BILL 1114. Placed on Final Reading.

LEGISLATIVE BILL 1114A. Placed on Final Reading.

(Signed) John Murante, Chairperson

NOTICE OF COMMITTEE HEARING

Banking, Commerce and Insurance

Room 1507

Tuesday, April 1, 2014 1:00 p.m.

LR440

(Signed) Mike Gloor, Chairperson

COMMITTEE REPORT

Government, Military and Veterans Affairs

The Government, Military and Veterans Affairs 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.

Lisa Burke - Nebraska Tourism Commission

John P. Chapo - Nebraska Tourism Commission

Roger L. Jasnoch - Nebraska Tourism Commission

Debra Nelson-Loseke - Nebraska Tourism Commission

Aye: 5 Avery, Bloomfield, Garrett, Scheer, Wallman. Nay: 0. Absent: 3 Karpisek, Lautenbaugh, Murante. Present and not voting: 0.

(Signed) Bill Avery, Chairperson

RESOLUTIONS

LEGISLATIVE RESOLUTION 519. Introduced by Scheer, 19.

PURPOSE: The purpose of this resolution is to study and evaluate current course offerings for high school students in Nebraska. The study will assess the 249 school districts in the state to determine what courses are offered to high school students in each district. Further, the study will document and assess current use of distance learning technology and innovations to expand course offerings to students in Nebraska. The study will also determine current collaboration among the districts and what opportunities exist to expand collaboration for the benefit of students. Finally, the study will evaluate digital learning opportunities for all students in K-12 throughout Nebraska and review national trends and best practices in the use of distance learning and school district collaboration.

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

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

Referred to the Executive Board.

LEGISLATIVE RESOLUTION 520. Introduced by Davis, 43; Ashford, 20; Coash, 27; Harms, 48; Lathrop, 12; Scheer, 19; Schilz, 47; Seiler, 33; Wallman, 30; Wightman, 36.

PURPOSE: The purpose of this resolution is to gather information about the developing problems that law enforcement is encountering since the State of Colorado legalized the sale and recreational use of marijuana. This study shall include, but not be limited to, the following issues:

- (1) The steps that local law enforcement and the State of Nebraska can take to mitigate the problems associated with the drug;
- (2) An assessment of the adequacy of law enforcement in Nebraska counties that border Colorado;
- (3) A determination of the need to increase the presence of the Nebraska State Patrol in Nebraska counties that border Colorado;
- (4) An evaluation of how affected counties can deal with the increased costs to the judicial system; and

(5) Whether current fines and penalties are adequate, or if Nebraska should consider more significant and effective deterrents to the illegal transportation of marijuana into Nebraska.

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

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

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

Referred to the Executive Board.

GENERAL FILE

LEGISLATIVE BILL 364. Title read. Considered.

Committee AM1360, found on page 1343, First Session, 2013, was adopted with 33 ayes, 0 nays, 12 present and not voting, and 4 excused and not voting.

Advanced to Enrollment and Review Initial with 35 ayes, 0 nays, 10 present and not voting, and 4 excused and not voting.

LEGISLATIVE BILL 679. Title read. Considered.

Advanced to Enrollment and Review Initial with 36 ayes, 0 nays, 10 present and not voting, and 3 excused and not voting.

LEGISLATIVE BILL 802. Title read. Considered.

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

LEGISLATIVE BILL 803. Title read. Considered.

Advanced to Enrollment and Review Initial with 30 ayes, 0 nays, 16 present and not voting, and 3 excused and not voting.

LEGISLATIVE BILL 687. Title read. Considered.

Advanced to Enrollment and Review Initial with 33 ayes, 0 nays, 13 present and not voting, and 3 excused and not voting.

LEGISLATIVE BILL 687A. Title read. Considered.

Advanced to Enrollment and Review Initial with 29 ayes, 0 nays, 17 present and not voting, and 3 excused and not voting.

LEGISLATIVE BILL 712. Title read. Considered.

Advanced to Enrollment and Review Initial with 33 ayes, 0 nays, 13 present and not voting, and 3 excused and not voting.

LEGISLATIVE BILL 714. Title read. Considered.

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

LEGISLATIVE BILL 739. Title read. Considered.

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

LEGISLATIVE BILL 757. Title read. Considered.

Advanced to Enrollment and Review Initial with 32 ayes, 0 nays, 14 present and not voting, and 3 excused and not voting.

LEGISLATIVE BILL 758. Title read. Considered.

Advanced to Enrollment and Review Initial with 30 ayes, 0 nays, 17 present and not voting, and 2 excused and not voting.

LEGISLATIVE BILL 777. Title read. Considered.

Committee AM1645, found on page 396, was adopted with 32 ayes, 0 nays, 15 present and not voting, and 2 excused and not voting.

Advanced to Enrollment and Review Initial with 34 ayes, 0 nays, 13 present and not voting, and 2 excused and not voting.

LEGISLATIVE BILL 766. Title read. Considered.

Advanced to Enrollment and Review Initial with 34 ayes, 0 nays, 13 present and not voting, and 2 excused and not voting.

AMENDMENT - Print in Journal

Senator Bolz filed the following amendment to LB690:

AM2585

(Amendments to E and R amendments, ER144)

- 1 1. On page 1, line 14, after "report" insert
- 2 "electronically"; in line 20 strike "nine-member"; and in line 21
- 3 strike "permanent".
- 4 2. On page 2, line 5, strike "and"; in line 7 after
- 5 "Council" insert ", a member of the Legislature's Planning
- 6 Committee appointed by the Executive Board of the Legislative

7 Council, and an at-large member appointed by the Executive Board
 8 of the Legislative Council"; in line 7 after the period insert
 9 "The voting members of the executive committee shall choose a
 10 chairperson and vice chairperson from among the voting members.";
 11 and in line 14 after "be" insert "nonvoting members".
 12 3. On page 4, strike lines 4 through 7; in line 8 strike
 13 "(e)" and insert "(d)"; in line 11 strike "(f)" and insert "(e)";
 14 strike lines 14 through 16; in line 18 after "present" insert
 15 "electronically"; and in line 20 after the period insert "The
 16 Department of Health and Human Services shall also annually report
 17 electronically to the Legislature the percentage growth of medicaid
 18 spending for people over sixty-five years of age for no fewer than
 19 five years following acceptance of the application to the State
 20 Balancing Incentive Payments Program pursuant to section 1 of this
 21 act."

RESOLUTIONS

LEGISLATIVE RESOLUTION 521. Introduced by Nordquist, 7.

PURPOSE: The purpose of this resolution is to examine the public employees retirement systems administered by the Public Employees Retirement Board, including the State Employees Retirement System of the State of Nebraska, the Retirement System for Nebraska Counties, the School Employees Retirement System of the State of Nebraska, the Nebraska State Patrol Retirement System, and the Nebraska Judges Retirement System. The study may also examine the school employees retirement system for Class V districts administered under the Class V School Employees Retirement Act.

The study will examine issues as they relate to the funding needs, benefits, contributions, and the administration of each retirement system.

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

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

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

Referred to the Executive Board.

LEGISLATIVE RESOLUTION 522. Introduced by Watermeier, 1; Kintner, 2.

PURPOSE: The purpose of this resolution is to study the United States Department of Transportation's (DOT) Maritime Administration's (MARAD) designation of the Missouri River from South Sioux City, Nebraska, south to Kansas City, Missouri, as the "M-29 Marine Highway

Connector." A marine highway is a designated route for transporting cargo on water and reducing pollution and congestion of roads.

With passage of the Energy Independence and Security Act of 2007 (Public Law 110-140), the United States Congress pushed for greater use of marine transportation by requiring the DOT's MARAD to identify waterways that could potentially serve as shipping routes. Subsequently, in the National Defense Authorization Act for fiscal year 2010 (Public Law 111-84), the United States Congress authorized federal grants for financially viable short sea routes covering up to 80 percent of total project cost. However, marine transportation is possible when water is at appropriate levels and the United States Army Corps of Engineers' flood-control plans control the amount of water flow in the Missouri River. This study may include, but not be limited to, an examination of the following:

(1) Information on applicable or conflicting federal and state laws, rules, regulations, and policies;

(2) Information on, and processes to establish, a minimum Missouri River depth by and through the United States Army Corps of Engineers or other federal or state agencies;

(3) The impacts that a marine highway has on flood management and control;

(4) The available funding resources and assistance for development on a marine highway;

(5) The utilization of multiple state departments and agencies to focus on potential strategies to enhance marine highway transportation;

(6) The development of multimodal transportation centers;

(7) The environmental impacts on reducing carbon-based pollution by increased marine transportation and reducing over-the-road transportation;

(8) The impact marine transportation will have on road congestion; and

(9) The economic and recreational impact on state and local economies from marine highways.

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

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

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

Referred to the Executive Board.

LEGISLATIVE RESOLUTION 523. Introduced by Dubas, 34.

PURPOSE: The purpose of this resolution is to study alternative transportation options and recommend potential changes to Nebraska's statutes. The Legislature recognizes there have been technological advances in personal transportation options to reduce emissions, reduce costs, increase accessibility, and improve health. Alternative transportation to be studied

may include, but not be limited to, bicycles, e-bicycles, autocycles, and driverless vehicles. The study should examine the safety implications, economic impacts, and basic fairness in existing Nebraska law and the approaches of other states.

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

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

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

Referred to the Executive Board.

GENERAL FILE

LEGISLATIVE BILL 806. Title read. Considered.

Advanced to Enrollment and Review Initial with 37 ayes, 0 nays, 10 present and not voting, and 2 excused and not voting.

LEGISLATIVE BILL 859. Title read. Considered.

Advanced to Enrollment and Review Initial with 37 ayes, 0 nays, 10 present and not voting, and 2 excused and not voting.

LEGISLATIVE BILL 781. Title read. Considered.

Advanced to Enrollment and Review Initial with 35 ayes, 0 nays, 12 present and not voting, and 2 excused and not voting.

LEGISLATIVE BILL 753. Title read. Considered.

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

LEGISLATIVE BILL 774. Title read. Considered.

Advanced to Enrollment and Review Initial with 37 ayes, 0 nays, 9 present and not voting, and 3 excused and not voting.

LEGISLATIVE BILL 698. Title read. Considered.

Advanced to Enrollment and Review Initial with 37 ayes, 0 nays, 9 present and not voting, and 3 excused and not voting.

LEGISLATIVE BILL 736. Title read. Considered.

Committee AM1811, found on page 459, was adopted with 34 ayes, 0 nays, 12 present and not voting, and 3 excused and not voting.

Advanced to Enrollment and Review Initial with 32 ayes, 0 nays, 14 present and not voting, and 3 excused and not voting.

LEGISLATIVE BILL 702. Title read. Considered.

Committee AM1738, found on page 468, was adopted with 37 ayes, 0 nays, 9 present and not voting, and 3 excused and not voting.

Advanced to Enrollment and Review Initial with 33 ayes, 0 nays, 13 present and not voting, and 3 excused and not voting.

LEGISLATIVE BILL 697. Title read. Considered.

Advanced to Enrollment and Review Initial with 37 ayes, 0 nays, 9 present and not voting, and 3 excused and not voting.

LEGISLATIVE BILL 683. Title read. Considered.

Advanced to Enrollment and Review Initial with 35 ayes, 0 nays, 11 present and not voting, and 3 excused and not voting.

LEGISLATIVE BILL 798. Title read. Considered.

Advanced to Enrollment and Review Initial with 39 ayes, 0 nays, 7 present and not voting, and 3 excused and not voting.

AMENDMENT - Print in Journal

Senator B. Harr filed the following amendment to LB998:
AM2277

(Amendments to Standing Committee amendments, AM2079)

- 1 1. Insert the following new section:
- 2 Section 1. Section 60-6,209, Reissue Revised Statutes of
- 3 Nebraska, is amended to read:
- 4 60-6,209 (1) Any person whose operator's license has
- 5 been revoked pursuant to a conviction for a violation of sections
- 6 60-6,196, 60-6,197, and 60-6,199 to 60-6,204 for a third or
- 7 subsequent time for a period of fifteen years may apply to
- 8 the Department of Motor Vehicles not more often than once per
- 9 calendar year, on forms prescribed by the department, requesting
- 10 the department to make a recommendation to the Board of Pardons for
- 11 reinstatement of his or her eligibility for an operator's license.
- 12 Upon receipt of the application and a nonrefundable application fee
- 13 of one hundred dollars, the Director of Motor Vehicles shall review

14 the application ~~if such person has served at least seven years of~~
15 ~~such revocation~~ and make a recommendation for reinstatement or for
16 denial of reinstatement. The department may recommend reinstatement
17 if such person shows the following:

18 (a) Such person has completed a state-certified substance
19 abuse program and is recovering or such person has substantially
20 recovered from the dependency on or tendency to abuse alcohol or
21 drugs;

22 (b) Such person has not been convicted, since the date
1 of the revocation order, of any subsequent violations of section
2 60-6,196 or 60-6,197 or any comparable city or village ordinance
3 and the applicant has not, since the date of the revocation
4 order, submitted to a chemical test under section 60-6,197 that
5 indicated an alcohol concentration in violation of section 60-6,196
6 or refused to submit to a chemical test under section 60-6,197;

7 (c) Such person has not been convicted, since the
8 date of the revocation order, of driving while under suspension,
9 revocation, or impoundment under section 60-4,109;

10 (d) Such person has abstained from the consumption
11 of alcoholic beverages and the consumption of drugs except at
12 the direction of a licensed physician or pursuant to a valid
13 prescription; ~~and~~

14 (e) Such person's operator's license is not currently
15 subject to suspension or revocation for any other reason; ~~and~~;

16 (f) Such person has agreed that, if the Board of
17 Pardons reinstates such person's eligibility to apply for an
18 ignition interlock permit, such person must provide proof, to
19 the satisfaction of the department, that an ignition interlock
20 device has been installed and is maintained on one or more motor
21 vehicles such person operates for the duration of the original
22 fifteen-year revocation period and such person must operate only
23 motor vehicles so equipped for the duration of the original
24 fifteen-year revocation period.

25 (2) In addition, the department may require other
26 evidence from such person to show that restoring such person's
27 privilege to drive will not present a danger to the health and
1 safety of other persons using the highways.

2 (3) Upon review of the application, the director shall
3 make the recommendation to the Board of Pardons in writing and
4 shall briefly state the reasons for the recommendations. The
5 recommendation shall include the original application and other
6 evidence submitted by such person. The recommendation shall also
7 include any record of any other applications such person has
8 previously filed under this section.

9 (4) The department shall adopt and promulgate rules and
10 regulations to govern the procedures for making a recommendation to
11 the Board of Pardons. Such rules and regulations shall include the
12 requirement that the treatment programs and counselors who provide
13 information about such person to the department must be certified

14 or licensed by the state.

15 (5) If the Board of Pardons reinstates such person's
 16 eligibility for an operator's license or an ignition interlock
 17 permit or orders a reprieve of such person's motor vehicle
 18 operator's license revocation, such reinstatement or reprieve
 19 may be conditioned for the duration of the original revocation
 20 period on such person's continued recovery and, if such person is
 21 a holder of an ignition interlock permit, shall be conditioned
 22 for the duration of the original revocation period on such
 23 person's operation of only motor vehicles equipped with an ignition
 24 interlock device. If such person is convicted of any subsequent
 25 violation of section 60-6,196 or 60-6,197, the reinstatement of
 26 the person's eligibility for an operator's license shall be
 27 withdrawn and such person's operator's license will be revoked
 1 by the Department of Motor Vehicles for the time remaining under
 2 the original revocation, independent of any sentence imposed by
 3 the court, after thirty days' written notice to the person by
 4 first-class mail at his or her last-known mailing address as shown
 5 by the records of the department.

6 (6) If the Board of Pardons reinstates a person's
 7 eligibility for an operator's license or an ignition interlock
 8 permit or orders a reprieve of such person's motor vehicle
 9 operator's license revocation, the board shall notify the
 10 Department of Motor Vehicles of the reinstatement or reprieve.
 11 Such person may apply for an operator's license upon payment of a
 12 fee of one hundred twenty-five dollars and the filing of proof of
 13 financial responsibility. The fees paid pursuant to this section
 14 shall be collected by the department and remitted to the State
 15 Treasurer. The State Treasurer shall credit seventy-five dollars of
 16 each fee to the General Fund and fifty dollars of each fee to the
 17 Department of Motor Vehicles Cash Fund.
 18 2. Renumber the remaining sections and correct the
 19 repealer accordingly.

RESOLUTION

LEGISLATIVE RESOLUTION 524. Introduced by Avery, 28; Adams, 24; Cook, 13; Davis, 43; K. Haar, 21; Kolowski, 31; Scheer, 19; Seiler, 33; Sullivan, 41.

WHEREAS, Russell Inbody passed away on March 18, 2014; and

WHEREAS, Russell was a 37-year staff member of the State Department of Education and held the position of Director of Finance and Organizational Services; and

WHEREAS, Russell was an invaluable public servant and understood the complexities of education financing, transportation services, and negotiating the state aid formula, which is a major component of the Nebraska state budget; and

WHEREAS, Russell coached the Lincoln High School girls soccer team for 21 years, a role that kept him connected to student-athletes and families; and

WHEREAS, Russell was an active member of his church, St. Matthew's Episcopal in Lincoln, and was an outstanding colleague, friend, mentor, and role model; and

WHEREAS, Russell is survived by his wife, Pam, a daughter, Shawna Hays of Lincoln, and a son, Rusty of Lincoln.

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

1. That the Legislature extends its deepest sympathy to the family of Russell Inbody and recognizes Russell's many valuable contributions to the citizens of Nebraska.

2. That a copy of this resolution be sent to the family of Russell Inbody.

Laid over.

GENERAL FILE

LEGISLATIVE BILL 989. Title read. Considered.

Senator Mello offered his amendment, AM2029, found on page 612.

The Mello amendment was adopted with 35 ayes, 0 nays, 11 present and not voting, and 3 excused and not voting.

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

LEGISLATIVE BILL 792. Title read. Considered.

SENATOR KRIST PRESIDING

Advanced to Enrollment and Review Initial with 33 ayes, 0 nays, 13 present and not voting, and 3 excused and not voting.

LEGISLATIVE BILL 816. Title read. Considered.

Advanced to Enrollment and Review Initial with 33 ayes, 0 nays, 13 present and not voting, and 3 excused and not voting.

LEGISLATIVE BILL 750. Title read. Considered.

Committee AM1859, found on page 532, was adopted with 28 ayes, 0 nays, 18 present and not voting, and 3 excused and not voting.

Advanced to Enrollment and Review Initial with 30 ayes, 0 nays, 16 present and not voting, and 3 excused and not voting.

LEGISLATIVE BILL 876. Title read. Considered.

Committee AM1893, found on page 532, was adopted with 33 ayes, 0 nays, 13 present and not voting, and 3 excused and not voting.

Advanced to Enrollment and Review Initial with 30 ayes, 0 nays, 16 present and not voting, and 3 excused and not voting.

LEGISLATIVE BILL 1039. Title read. Considered.

Advanced to Enrollment and Review Initial with 33 ayes, 0 nays, 13 present and not voting, and 3 excused and not voting.

LEGISLATIVE BILL 701. Title read. Considered.

Committee AM1905, found on page 597, lost with 2 ayes, 28 nays, 16 present and not voting, and 3 excused and not voting.

Senator Dubas offered her amendment, AM2322, found on page 993.

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

Advanced to Enrollment and Review Initial with 33 ayes, 0 nays, 13 present and not voting, and 3 excused and not voting.

LEGISLATIVE BILL 765. Title read. Considered.

Committee AM1759, found on page 602, was adopted with 31 ayes, 0 nays, 15 present and not voting, and 3 excused and not voting.

Advanced to Enrollment and Review Initial with 29 ayes, 0 nays, 17 present and not voting, and 3 excused and not voting.

LEGISLATIVE BILL 780. Title read. Considered.

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

LEGISLATIVE BILL 693. Title read. Considered.

Committee AM1782, found on page 629, was adopted with 29 ayes, 0 nays, 17 present and not voting, and 3 excused and not voting.

Advanced to Enrollment and Review Initial with 28 ayes, 0 nays, 18 present and not voting, and 3 excused and not voting.

LEGISLATIVE BILL 828. Title read. Considered.

Committee AM1722, found on page 641, was adopted with 31 ayes, 0 nays, 15 present and not voting, and 3 excused and not voting.

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

LEGISLATIVE BILL 937. Title read. Considered.

Advanced to Enrollment and Review Initial with 28 ayes, 0 nays, 17 present and not voting, and 4 excused and not voting.

LEGISLATIVE BILL 735. Title read. Considered.

Committee AM2081, found on page 657, was adopted with 28 ayes, 0 nays, 17 present and not voting, and 4 excused and not voting.

Advanced to Enrollment and Review Initial with 29 ayes, 0 nays, 16 present and not voting, and 4 excused and not voting.

LEGISLATIVE BILL 1050. Title read. Considered.

Committee AM1827, found on page 658, was adopted with 27 ayes, 0 nays, 18 present and not voting, and 4 excused and not voting.

Advanced to Enrollment and Review Initial with 29 ayes, 0 nays, 16 present and not voting, and 4 excused and not voting.

LEGISLATIVE BILL 1072. Title read. Considered.

Committee AM1955, found on page 660, was offered.

Senator Lathrop withdrew his amendment, AM2288, found on page 846.

Senator Lathrop offered his amendment, AM2559, found on page 997, to the committee amendment.

The Lathrop amendment was adopted with 30 ayes, 0 nays, 15 present and not voting, and 4 excused and not voting.

The committee amendment, as amended, was adopted with 32 ayes, 0 nays, 13 present and not voting, and 4 excused and not voting.

Advanced to Enrollment and Review Initial with 29 ayes, 0 nays, 16 present and not voting, and 4 excused and not voting.

LEGISLATIVE BILL 930. Title read. Considered.

Committee AM2039, found on page 670, was adopted with 34 ayes, 0 nays, 12 present and not voting, and 3 excused and not voting.

Advanced to Enrollment and Review Initial with 30 ayes, 0 nays, 16 present and not voting, and 3 excused and not voting.

AMENDMENTS - Print in Journal

Senator Nordquist filed the following amendment to LB191:
AM2569 is available in the Bill Room.

Senator Ashford filed the following amendment to LB907:
AM2576

(Amendments to Standing Committee amendments, AM2376)

- 1 1. On page 12, line 6, strike "as defined by section
- 2 81-1401"; and strike lines 15 through 17 and insert:
- 3 "(4) For purposes of this section:
- 4 (a) Law enforcement agency means an agency or department
- 5 of this state or of any political subdivision of this state that
- 6 obtains, serves, and enforces arrest warrants or that conducts or
- 7 engages in prosecutions for violations of the law; and
- 8 (b) Public employer means this state or any political or
- 9 governmental subdivision of this state."

GENERAL FILE

LEGISLATIVE BILL 737. Title read. Considered.

Committee AM2078, found on page 714, was adopted with 30 ayes, 0 nays, 16 present and not voting, and 3 excused and not voting.

Advanced to Enrollment and Review Initial with 29 ayes, 0 nays, 17 present and not voting, and 3 excused and not voting.

LEGISLATIVE BILL 1008. Title read. Considered.

Advanced to Enrollment and Review Initial with 28 ayes, 1 nay, 17 present and not voting, and 3 excused and not voting.

LEGISLATIVE BILL 997. Title read. Considered.

Committee AM1880, found on page 780, was adopted with 26 ayes, 0 nays, 20 present and not voting, and 3 excused and not voting.

Advanced to Enrollment and Review Initial with 25 ayes, 0 nays, 21 present and not voting, and 3 excused and not voting.

LEGISLATIVE BILL 964. Title read. Considered.

Advanced to Enrollment and Review Initial with 25 ayes, 0 nays, 20 present and not voting, and 4 excused and not voting.

LEGISLATIVE BILL 1089. Title read. Considered.

Advanced to Enrollment and Review Initial with 25 ayes, 0 nays, 20 present and not voting, and 4 excused and not voting.

LEGISLATIVE BILL 558. Title read. Considered.

Advanced to Enrollment and Review Initial with 28 ayes, 0 nays, 17 present and not voting, and 4 excused and not voting.

LEGISLATIVE BILL 1044. Title read. Considered.

Committee AM2191, found on page 807, was offered.

Senator Schilz offered the following amendment to the committee amendment:

AM2417

(Amendments to Standing Committee amendments, AM2191)

- 1 1. On page 1, line 1, after the first comma insert "line
- 2 14, after 'unit' insert an underscored comma and after 'resolution'
- 3 insert an underscored comma; in"; and strike the second comma.

The Schilz amendment was adopted with 25 ayes, 0 nays, 20 present and not voting, and 4 excused and not voting.

The committee amendment, as amended, was adopted with 26 ayes, 0 nays, 19 present and not voting, and 4 excused and not voting.

Advanced to Enrollment and Review Initial with 28 ayes, 1 nay, 16 present and not voting, and 4 excused and not voting.

RESOLUTION

LEGISLATIVE RESOLUTION 525. Introduced by Bolz, 29.

PURPOSE: The purpose of this resolution is to study and analyze the skills gap in Nebraska's workforce and to identify options for workforce education. Education and skill development are strategies that are central to the economic competitiveness of Nebraska. By 2016, an estimated 66% of all jobs in Nebraska will require some postsecondary training beyond high school. Further, more than a third of projected high demand jobs in Nebraska will be middle-skilled jobs requiring some postsecondary education or an associate degree. The study will include, but is not limited to, an examination of the following:

- (1) The current skills gap and any initiatives to provide workforce education;
- (2) Models for promoting workforce education for youth and nontraditional students;
- (3) Financial aid opportunities for workforce education; and
- (4) Any recommendations for promoting workforce education for high demand jobs in Nebraska.

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

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

Referred to the Executive Board.

GENERAL FILE

LEGISLATIVE BILL 916. Title read. Considered.

Committee AM1916, found on page 570, was offered.

SENATOR COASH PRESIDING

Senator Scheer offered his amendment, AM2568, found on page 998, to the committee amendment.

SPEAKER ADAMS PRESIDING

Senator Scheer withdrew his amendment.

SENATOR KRIST PRESIDING

The committee amendment was adopted with 34 ayes, 0 nays, 11 present and not voting, and 4 excused and not voting.

Advanced to Enrollment and Review Initial with 29 ayes, 2 nays, 14 present and not voting, and 4 excused and not voting.

RESOLUTION

LEGISLATIVE RESOLUTION 526. Introduced by K. Haar, 21.

PURPOSE: The purpose of this resolution is to examine options to provide incentives for professional growth and development of teachers as the means to increased student achievement and success in Nebraska public schools.

Research indicates that well-trained, mentored, supported, and motivated teachers do improve the likelihood of student success. Currently the state recognizes teachers who take the initiative to improve their teaching skills and knowledge through programs for mentoring, by achieving master teacher status through National Board Certification, and through acquisition of a master's degree in a shortage area through the tuition loan forgiveness program. Lottery funds, but no state General Funds, are expended for these programs. School districts also reward teachers for the acquisition of college credit hours through progression on the salary schedule.

The study committee will explore strategies to encourage growth in classroom teaching skills and knowledge, as research indicates such improvements correlate positively to student growth for different populations of students, including students at risk because of poverty, language deficiency, or behavioral issues. The study committee will also assess state aid incentives or accreditation requirements that will encourage teachers to invest the time and money to acquire such teaching skills and knowledge.

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

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

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

Referred to the Executive Board.

COMMITTEE REPORT

Natural Resources

LEGISLATIVE BILL 1098. Placed on General File with amendment. AM2594 is available in the Bill Room.

(Signed) Tom Carlson, Chairperson

GENERAL FILE

LEGISLATIVE BILL 276. Title read. Considered.

Senator Nordquist offered his amendment, AM2554, found on page 999.

The Nordquist amendment was adopted with 31 ayes, 0 nays, 12 present and not voting, and 6 excused and not voting.

Advanced to Enrollment and Review Initial with 30 ayes, 0 nays, 13 present and not voting, and 6 excused and not voting.

AMENDMENTS - Print in Journal

Senators Gloor and Howard filed the following amendment to LB700:
AM2597 is available in the Bill Room.

Senator Lathrop filed the following amendments to LB1098:

FA272

Amend AM2594

Strike Section 1.

FA273

Amend AM2594

Strike Section 2.

FA274

Amend AM2594

Strike Section 3.

FA275

Amend AM2594

Strike Section 4.

FA276

Amend AM2594

Strike Section 5.

FA277

Amend AM2594

Strike Section 6.

FA278

Amend AM2594

Strike Section 7.

FA279

Amend AM2594

Strike Section 8.

GENERAL FILE

LEGISLATIVE BILL 559. Title read. Considered.

Committee AM1581, found on page 599, was adopted with 26 ayes, 0 nays, 16 present and not voting, and 7 excused and not voting.

Senator Mello offered his amendment, AM2525, found on page 998.

The Mello amendment was adopted with 25 ayes, 0 nays, 17 present and not voting, and 7 excused and not voting.

Advanced to Enrollment and Review Initial with 25 ayes, 0 nays, 17 present and not voting, and 7 excused and not voting.

VISITORS

Visitors to the Chamber were 51 fourth-grade students and teachers from Bel Air Elementary, Norfolk, and Senator Bloomfield's daughter and grandson, Beth and Carson Brader; and Stacey Skold, Hathaway and Halsten Hutchings from Malcolm.

ADJOURNMENT

At 6:47 p.m., on a motion by Senator Howard, the Legislature adjourned until 9:00 a.m., Tuesday, March 25, 2014.

Patrick J. O'Donnell
Clerk of the Legislature

