

FIFTIETH DAY - MARCH 26, 2014
LEGISLATIVE JOURNAL
ONE HUNDRED THIRD LEGISLATURE
SECOND SESSION

FIFTIETH DAY

Legislative Chamber, Lincoln, Nebraska
Wednesday, March 26, 2014

PRAYER

The prayer was offered by Pastor Russell Foust, Grace United Methodist Church, Kennard.

ROLL CALL

Pursuant to adjournment, the Legislature met at 9:00 a.m., Senator Gloor presiding.

The roll was called and all members were present except Senators Adams, Carlson, Coash, Conrad, Cook, Karpisek, Kolowski, Lautenbaugh, Mello, Murante, Nordquist, Pirsch, and Schilz who were excused until they arrive.

CORRECTIONS FOR THE JOURNAL

The Journal for the forty-ninth day was approved.

RESOLUTIONS

LEGISLATIVE RESOLUTION 550. Introduced by Davis, 43; Ashford, 20; Avery, 28; Bloomfield, 17; Bolz, 29; Brasch, 16; Campbell, 25; Carlson, 38; Christensen, 44; Coash, 27; Conrad, 46; Crawford, 45; Dubas, 34; Garrett, 3; Gloor, 35; K. Haar, 21; Hadley, 37; Hansen, 42; B. Harr, 8; Howard, 9; Johnson, 23; Karpisek, 32; Kintner, 2; Kolowski, 31; Krist, 10; Larson, 40; Lathrop, 12; Lautenbaugh, 18; McCoy, 39; McGill, 26; Mello, 5; Murante, 49; Nelson, 6; Nordquist, 7; Pirsch, 4; Scheer, 19; Schilz, 47; Schumacher, 22; Seiler, 33; Smith, 14; Sullivan, 41; Wallman, 30; Wightman, 36.

WHEREAS, the University of Nebraska women's basketball team won the 2014 Big Ten Conference Women's Basketball Tournament Championship; and

WHEREAS, Jordan Hooper of Alliance was named Big Ten Conference Women's Basketball Player of the Year; and

WHEREAS, the University of Nebraska women's basketball team finished the regular season 25-6 and qualified for a third consecutive NCAA Tournament.

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

1. That the Legislature congratulates the University of Nebraska women's basketball team on winning the 2014 Big Ten Conference Women's Basketball Tournament Championship and further congratulates Jordan Hooper on being named Big Ten Conference Women's Basketball Player of the Year.

2. That a copy of this resolution be sent to the University of Nebraska women's basketball team.

Laid over.

LEGISLATIVE RESOLUTION 551. Introduced by Lathrop, 12.

PURPOSE: The purpose of this resolution is to examine the enforcement of section 48-2909 with regard to the Employee Classification Act. The study shall examine the need for further enforcement and the effect misclassification has on multiple facets of business and labor in Nebraska, including its impact on state revenue, industries, and Nebraska communities. The study shall investigate actions to mitigate the problem, including enforcement of current law and possible statutory changes. This study shall include, but not be limited to, the following issues:

(1) The number of times and surrounding circumstances that have triggered section 48-2909 and enforcement of the Employee Classification Act;

(2) A research and overview of current tax policy related to misclassification and potential loss of state revenue as a result;

(3) Identifying the direct and indirect effects of misclassification on certain industries; and

(4) Ascertaining the result of misclassification on Nebraska communities and if it has caused complications such as the lack of workers' compensation and unemployment insurance, wage theft, and other employment uncertainties commonly accompanied with misclassification.

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

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

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

Referred to the Executive Board.

MOTIONS - Confirmation Reports

Senator Campbell moved the adoption of the Health and Human Services Committee report for the confirmation of the following appointment(s) found on page 1009:

Stem Cell Research Advisory Committee
Joyce Bischoff

Voting in the affirmative, 28:

Ashford	Chambers	Gloor	Krist	Seiler
Avery	Christensen	Haar, K.	Lathrop	Sullivan
Bloomfield	Crawford	Harms	McCoy	Watermeier
Bolz	Davis	Harr, B.	McGill	Wightman
Brasch	Dubas	Howard	Nelson	
Campbell	Garrett	Johnson	Schumacher	

Voting in the negative, 0.

Present and not voting, 8:

Hadley	Janssen	Larson	Smith
Hansen	Kintner	Scheer	Wallman

Excused and not voting, 13:

Adams	Conrad	Kolowski	Murante	Schilz
Carlson	Cook	Lautenbaugh	Nordquist	
Coash	Karpisek	Mello	Pirsch	

The appointment was confirmed with 28 ayes, 0 nays, 8 present and not voting, and 13 excused and not voting.

Senator Campbell moved the adoption of the Health and Human Services Committee report for the confirmation of the following appointment(s) found on page 1010:

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

Voting in the affirmative, 30:

Ashford	Dubas	Johnson	McGill	Seiler
Bloomfield	Gloor	Kintner	Nelson	Smith
Bolz	Haar, K.	Kolowski	Nordquist	Sullivan
Brasch	Harms	Krist	Pirsch	Wallman
Campbell	Harr, B.	Lathrop	Scheer	Watermeier
Christensen	Howard	McCoy	Schumacher	Wightman

Voting in the negative, 0.

Present and not voting, 12:

Avery	Crawford	Hadley	Karpisek
Chambers	Davis	Hansen	Larson
Conrad	Garrett	Janssen	Mello

Excused and not voting, 7:

Adams	Coash	Lautenbaugh	Schilz
Carlson	Cook	Murante	

The appointments were confirmed with 30 ayes, 0 nays, 12 present and not voting, and 7 excused and not voting.

Senator Campbell moved the adoption of the Health and Human Services Committee report for the confirmation of the following appointment(s) found on page 1010:

Commission for the Deaf and Hard of Hearing

Regina "Gina" Frerichs

John Hogue

Carol Lomicky

Voting in the affirmative, 35:

Adams	Chambers	Hadley	Krist	Schumacher
Ashford	Conrad	Harms	Lathrop	Seiler
Avery	Crawford	Howard	McGill	Smith
Bloomfield	Davis	Johnson	Nelson	Sullivan
Bolz	Garrett	Karpisek	Nordquist	Wallman
Brasch	Gloor	Kintner	Pirsch	Watermeier
Campbell	Haar, K.	Kolowski	Scheer	Wightman

Voting in the negative, 0.

Present and not voting, 8:

Christensen	Hansen	Janssen	McCoy
Dubas	Harr, B.	Larson	Mello

Excused and not voting, 6:

Carlson	Cook	Murante
Coash	Lautenbaugh	Schilz

The appointments were confirmed with 35 ayes, 0 nays, 8 present and not voting, and 6 excused and not voting.

Senator Campbell moved the adoption of the Health and Human Services Committee report for the confirmation of the following appointment(s) found on page 1010:

Commission for the Blind and Visually Impaired
Robert L. Newman

Voting in the affirmative, 30:

Adams	Chambers	Haar, K.	Kolowski	Scheer
Ashford	Conrad	Hadley	Krist	Schumacher
Avery	Crawford	Harms	McGill	Seiler
Bolz	Davis	Howard	Nelson	Sullivan
Brasch	Garrett	Karpisek	Nordquist	Watermeier
Campbell	Gloor	Kintner	Pirsch	Wightman

Voting in the negative, 0.

Present and not voting, 14:

Bloomfield	Hansen	Johnson	McCoy	Smith
Christensen	Harr, B.	Larson	Mello	Wallman
Dubas	Janssen	Lathrop	Schilz	

Excused and not voting, 5:

Carlson	Coash	Cook	Lautenbaugh	Murante
---------	-------	------	-------------	---------

The appointment was confirmed with 30 ayes, 0 nays, 14 present and not voting, and 5 excused and not voting.

Senator Campbell moved the adoption of the Health and Human Services Committee report for the confirmation of the following appointment(s) found on page 1010:

Nebraska Rural Health Advisory Commission
Brian Buhlke
Jessye Goertz

Voting in the affirmative, 30:

Ashford	Conrad	Haar, K.	Kolowski	Scheer
Bolz	Cook	Hadley	Krist	Schumacher
Brasch	Crawford	Harms	McGill	Seiler
Campbell	Davis	Howard	Nelson	Sullivan
Chambers	Garrett	Karpisek	Nordquist	Watermeier
Christensen	Gloor	Kintner	Pirsch	Wightman

Voting in the negative, 0.

Present and not voting, 15:

Adams	Dubas	Janssen	Lathrop	Schilz
Avery	Hansen	Johnson	McCoy	Smith
Bloomfield	Harr, B.	Larson	Mello	Wallman

Excused and not voting, 4:

Carlson Coash Lautenbaugh Murante

The appointments were confirmed with 30 ayes, 0 nays, 15 present and not voting, and 4 excused and not voting.

Senator Ashford moved the adoption of the Judiciary Committee report for the confirmation of the following appointment(s) found on pages 1010 and 1011:

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

Voting in the affirmative, 31:

Adams	Christensen	Gloor	Krist	Sullivan
Ashford	Coash	Haar, K.	Nelson	Watermeier
Avery	Conrad	Hadley	Nordquist	Wightman
Bolz	Cook	Harms	Pirsch	
Brasch	Crawford	Howard	Scheer	
Campbell	Davis	Kintner	Schumacher	
Chambers	Garrett	Kolowski	Seiler	

Voting in the negative, 0.

Present and not voting, 15:

Bloomfield	Harr, B.	Karpisek	McCoy	Schilz
Dubas	Janssen	Larson	McGill	Smith
Hansen	Johnson	Lathrop	Mello	Wallman

Excused and not voting, 3:

Carlson Lautenbaugh Murante

The appointments were confirmed with 31 ayes, 0 nays, 15 present and not voting, and 3 excused and not voting.

Senator Avery moved the adoption of the Government, Military and Veterans Affairs Committee report for the confirmation of the following appointment(s) found on pages 1047 and 1048:

Nebraska Tourism Commission
 Lisa Burke

John P. Chapo
 Roger L. Jasnoch
 Debra Nelson-Loseke

Voting in the affirmative, 36:

Adams	Coash	Hansen	McCoy	Sullivan
Avery	Conrad	Harms	McGill	Wallman
Bloomfield	Cook	Howard	Pirsch	Watermeier
Bolz	Crawford	Johnson	Scheer	Wightman
Brasch	Garrett	Kintner	Schilz	
Campbell	Gloor	Kolowski	Schumacher	
Chambers	Haar, K.	Krist	Seiler	
Christensen	Hadley	Lathrop	Smith	

Voting in the negative, 0.

Present and not voting, 10:

Ashford	Dubas	Janssen	Larson	Nelson
Davis	Harr, B.	Karpisek	Mello	Nordquist

Excused and not voting, 3:

Carlson Lautenbaugh Murante

The appointments were confirmed with 36 ayes, 0 nays, 10 present and not voting, and 3 excused and not voting.

GENERAL FILE

LEGISLATIVE BILL 1115A. 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.

SELECT FILE

LEGISLATIVE BILL 867A. ER174, found on page 916, was adopted.

Senator Hadley offered his amendment, AM2572, found on page 1011.

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

Advanced to Enrollment and Review for Engrossment.

RESOLUTIONS**LEGISLATIVE RESOLUTION 552.** Introduced by Ashford, 20.

PURPOSE: The purpose of this resolution is to study Nebraska's juvenile courts, especially juvenile courts within Douglas County. The study should include a thorough examination of the following:

- (1) Juvenile court case loads;
- (2) Juvenile court jurisdiction;
- (3) Collaboration with other county courts;
- (4) The role of a juvenile assessment center;
- (5) Alternatives to incarceration;
- (6) The number of motions to transfer and the number of cases transferred to adult court from juvenile court and from adult court to juvenile court;
- (7) The number of juveniles placed on juvenile probation, the number of juveniles on probation in out-of-home care, the number of juveniles completing probation, the number of motions to revoke probation and probation revocations, and the average length of time on probation;
- (8) The number of juveniles prosecuted for felonies, misdemeanors, and traffic offenses;
- (9) Juvenile access to counsel in juvenile and adult court, both appointed and retained; and
- (10) Other pertinent matters of or relating to juvenile incarceration and reducing recidivism.

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.

LEGISLATIVE RESOLUTION 553. Introduced by Ashford, 20.

PURPOSE: The purpose of this resolution is to study the issue of drivers' licenses for young Nebraskans who have been granted Deferred Action for Childhood Arrivals (DACA) by the Department of Homeland Security. The study shall include the following:

- (1) A review of state and federal policies related to the provision of drivers' licenses for various categories of immigrants who are lawfully present in the United States;
- (2) Inquiry into the effect the current practice of denying licenses to DACA recipients by the Department of Motor Vehicles has on community members and their ability to work and attend college; and

(3) Research concerning the public safety implications of denying licenses to Nebraskans who are lawfully present, including risks pertaining to untrained and uninsured drivers.

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.

LEGISLATIVE RESOLUTION 554. Introduced by Howard, 9; McGill, 26.

PURPOSE: The purpose of this resolution is to gather information and study the possible existence and extent of labor trafficking in the State of Nebraska. The study shall include, but not be limited to, an examination of the following:

(1) Data and information collected from agencies relevant to an examination of labor trafficking in Nebraska including, but not limited to, from the Commission on Latino-Americans, Department of Labor, Department of Agriculture, Nebraska Commission on Law Enforcement and Criminal Justice, and the human trafficking task force established pursuant to section 81-1430;

(2) Current available research and data about labor trafficking in Nebraska;

(3) Whether and where a research deficit may exist;

(4) Input from stakeholders regarding the problems, causes, and solutions moving forward; and

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

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

Referred to the Executive Board.

LEGISLATIVE RESOLUTION 555. Introduced by Crawford, 45.

PURPOSE: The purpose of this resolution is to examine how cities and villages provide services to residents located in the extraterritorial

jurisdiction or sanitary improvement districts of such cities and villages, whether through interlocal agreements or by other means. The study shall include, but not be limited to, an examination of the following:

- (1) The type and extent of services provided by cities and villages across Nebraska to residents located in the extraterritorial jurisdiction or sanitary improvement districts of such cities and villages;
- (2) The cost for providing such services;
- (3) Barriers, if any, to providing such services; and
- (4) Policies and practices in other states on this subject.

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

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

Referred to the Executive Board.

COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 859. Placed on Select File.

LEGISLATIVE BILL 781. Placed on Select File.

LEGISLATIVE BILL 753. Placed on Select File with amendment.
ER196

- 1 1. On page 3, strike line 4 and insert "subdivisions
- 2 (a)(1), (4), and (5) of this section and".

LEGISLATIVE BILL 774. Placed on Select File with amendment.
ER198

- 1 1. On page 1, line 1, strike beginning with "annual"
- 2 through "with"; and in line 5 after "amended" insert "annual or
- 3 biennial".

LEGISLATIVE BILL 698. Placed on Select File.

LEGISLATIVE BILL 736. Placed on Select File with amendment.
ER201

- 1 1. Strike the original sections and all amendments
- 2 thereto and insert the following new sections:
- 3 Section 1. Section 76-2322, Reissue Revised Statutes of
- 4 Nebraska, is amended to read:
- 5 76-2322 An excavator shall serve notice of intent to
- 6 excavate upon the center by ~~calling the center's toll-free~~
- 7 ~~telephone number-~~ submitting a locate request using a method
- 8 provided by the center. The center shall inform the excavator

9 of all operators to whom such notice will be transmitted and
 10 shall promptly transmit such notice to every operator having an
 11 underground facility in the area of intended excavation. The center
 12 shall assign an identification number to each notice received.

13 Sec. 2. Section 76-2330, Reissue Revised Statutes of
 14 Nebraska, is amended to read:

15 76-2330 The center shall:

16 (1) Maintain adequate records documenting compliance with
 17 the requirements of the One-Call Notification System Act, including
 18 records of all telephone calls and records of all ~~location-locate~~
 19 requests for the preceding five years which will be made available
 20 and printed upon request of an operator or excavator;

21 (2) Provide the notification service during normal
 22 working hours at a minimum; and

23 (3) Provide procedures for emergency notification for
 1 calls received at other than normal working hours.

2 Sec. 3. Original sections 76-2322 and 76-2330, Reissue
 3 Revised Statutes of Nebraska, are repealed.

4 2. On page 1, strike lines 2 through 4 and insert
 5 "sections 76-2322 and 76-2330, Reissue Revised Statutes of
 6 Nebraska; to change requirements for serving notice of intent to
 7 excavate; to harmonize provisions; and to repeal the original
 8 sections."

LEGISLATIVE BILL 702. Placed on Select File with amendment.

ER203

1 1. On page 4, lines 18 and 22, strike "village" and
 2 insert "city".

3 2. On page 6, line 7, after "the" insert "number of".

4 3. On page 10, line 4, strike "(2)", show as stricken,
 5 and insert "(4)"; and in line 8 strike "(3)", show as stricken, and
 6 insert "(5)".

LEGISLATIVE BILL 697. Placed on Select File.

LEGISLATIVE BILL 683. Placed on Select File.

LEGISLATIVE BILL 798. Placed on Select File.

LEGISLATIVE BILL 989. Placed on Select File with amendment.

ER202

1 1. On page 1, strike beginning with "77-385" in line 2
 2 through "to" in line 3 and insert "77-382, 77-385, and 81-125,
 3 Revised Statutes Supplement, 2013; to change requirements for the
 4 tax expenditure report and".

LEGISLATIVE BILL 792. Placed on Select File.

LEGISLATIVE BILL 816. Placed on Select File with amendment.
ER200

- 1 1. On page 1, line 1, strike "evidence of insurance" and
- 2 insert "the Motor Vehicle Registration Act".

LEGISLATIVE BILL 750. Placed on Select File.

LEGISLATIVE BILL 876. Placed on Select File with amendment.
ER199

- 1 1. On page 1, strike beginning with "prohibit" in line 1
- 2 through line 3 and insert "require a bodily injury exception from a
- 3 pollutant exclusion in a property insurance policy.".

LEGISLATIVE BILL 1039. Placed on Select File.

LEGISLATIVE BILL 701. Placed on Select File.

(Signed) John Murante, Chairperson

BILL ON FIRST READING

The following bill was read for the first time by title:

LEGISLATIVE BILL 1042A. Introduced by Nordquist, 7.

A BILL FOR AN ACT relating to appropriations; to appropriate funds to aid in carrying out the provisions of Legislative Bill 1042, One Hundred Third Legislature, Second Session, 2014; to state intent; and to declare an emergency.

AMENDMENT - Print in Journal

Senator Nordquist filed the following amendment to LB1042:
AM2596 is available in the Bill Room.

NOTICE OF COMMITTEE HEARING

Health and Human Services

Room 1510

Thursday, April 3, 2014 12:00 p.m.

Martin Fattig - Nebraska Rural Health Advisory Commission
Richard Lee Robinson - State Board of Health
Joshua M. Vest - State Board of Health

(Signed) Kathy Campbell, Chairperson

GENERAL FILE

LEGISLATIVE BILL 907. Title read. Considered.

Committee AM2376, found on page 886, was offered.

Senator Ashford withdrew his amendment, AM2576, found on page 1060.

Senator Ashford offered his amendment, AM2578, found on page 1074, to the committee amendment.

Pending.

RESOLUTIONS

LEGISLATIVE RESOLUTION 556. Introduced by B. Harr, 8.

PURPOSE: The purpose of this resolution is to study local use of property taxes to examine the fiscal relationship between state and local governments and the impact on our schools and justice system.

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

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

Referred to the Executive Board.

LEGISLATIVE RESOLUTION 557. Introduced by B. Harr, 8.

PURPOSE: The purpose of this resolution is to study the need to appropriate funds to Memorial Park in Omaha, Nebraska, for improvements to the park and to examine ways to honor our veterans.

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

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

Referred to the Executive Board.

LEGISLATIVE RESOLUTION 558. Introduced by B. Harr, 8.

PURPOSE: The purpose of this resolution is to study ways the state and municipalities can encourage the development of community gardens, including providing spaces for gardening on public lands, ensuring the existence of consistent funding sources, and simplifying bureaucratic requirements. Community gardens can provide readily available sources of fresh, healthy foods to communities that may lack easy access to affordable sources of fruits and vegetables. Community gardens also can serve as an important outdoor exercise and recreation opportunity for citizens and can create more welcoming and attractive neighborhoods.

The study will examine best practices and programs for encouraging community gardens from other states and how those states utilize their programs.

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

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

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

Referred to the Executive Board.

LEGISLATIVE RESOLUTION 559. Introduced by Mello, 5.

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

(1) The structure, membership, and duties of the Medicaid Reform Council set forth in section 68-948;

(2) Changing demographics in the state and the need to reform Nebraska's medicaid program to address these changes;

(3) Recent federal changes to medicaid and the modifications necessary to implement these changes at the state level;

(4) Potential medicaid reforms including cost-sharing, health care delivery, coordinated care, patient-centered medical homes, and other innovations; and

(5) Whether such reforms should be implemented in Nebraska's current medicaid program.

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 560. Introduced by Schilz, 47.

PURPOSE: The purpose of this resolution is to provide a forum for receiving the dairy industry report authorized pursuant to LB941, which was enacted during the 2014 legislative session. It is intended that the study committee conduct a public hearing for the presentation of the report and to receive public comment on the report content. It is a goal of this resolution to engage stakeholders in the growth and development of dairy production and processing in Nebraska and to utilize the information and recommendations of the report to develop strategies to stimulate and support growth in Nebraska's dairy sector.

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

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

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

Referred to the Executive Board.

LEGISLATIVE RESOLUTION 561. Introduced by Schilz, 47.

PURPOSE: The purpose of this resolution is to examine the role and value of private veterinarians in assisting law enforcement in carrying out duties under the Livestock Animal Welfare Act. The study shall examine constraints and liabilities of veterinary professionals when assisting law enforcement in investigation of incidents of animal abuse and neglect, and whether such constraints and liabilities are a deterrent to veterinarians offering their services to advise law enforcement in such situations.

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

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

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

Referred to the Executive Board.

LEGISLATIVE RESOLUTION 562. Introduced by Schilz, 47.

PURPOSE: The purpose of this resolution is to examine the adequacy of revenue supporting the licensure and enforcement of the Commercial Dog and Cat Operator Inspection Act.

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

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

Referred to the Executive Board.

LEGISLATIVE RESOLUTION 563. Introduced by Schilz, 47.

PURPOSE: The purpose of this resolution is to examine vertical coordination in the pork industry, including the methods by which vertical coordination between the producing and processing sectors occurs, economic factors that contribute to vertical coordination, and the prevalence of the use of forward marketing commitments by producers via production or marketing contracts. The study shall compare swine marketing characteristics between Nebraska and surrounding states, and nationally, and identify trends in pork production characteristics in Nebraska and nationally. The study shall seek to determine sourcing of slaughter swine by Nebraska processors and whether restrictions on packer ownership of livestock under the Competitive Livestock Markets Act have implications for the continued competitiveness of packing operations in Nebraska and continued investment in packing facilities in the state.

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

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

Referred to the Executive Board.

LEGISLATIVE RESOLUTION 564. Introduced by Schilz, 47.

PURPOSE: The purpose of this resolution is to identify issues positively or negatively affecting producer welfare associated with marketing and production contracting and to examine regulatory and statutory provisions governing packer procurement of swine through marketing or production contracting under the federal Packers and Stockyards Act and in other states.

The study shall further examine the extent of slaughter and marketing venues other than delivery to major packing companies, including direct marketing and consumer organized procurement, that are available to Nebraska producers.

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

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

Referred to the Executive Board.

LEGISLATIVE RESOLUTION 565. Introduced by Gloor, 35.

PURPOSE: The purpose of this resolution is to study whether adding antidepressant, antipsychotic, and anticonvulsant drugs to the medicaid preferred drug list would be of benefit to Nebraska medicaid or Nebraska medicaid clients. The study shall include, but not be limited to, an examination of the following:

- (1) Whether any of these drugs are available in a generic form;
- (2) Whether Nebraska medicaid clients would benefit from inclusion of some or all of these drugs on the preferred drug list; and
- (3) Whether Nebraska medicaid would be able to negotiate a lesser cost or increased rebate on these drugs.

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 566. Introduced by Hadley, 37.

PURPOSE: The purpose of this resolution is to study the methods used by other states to determine the taxable value of agricultural land. The study shall compare Nebraska valuation results with valuation results obtained under methods used in other states.

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

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

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

Referred to the Executive Board.

LEGISLATIVE RESOLUTION 567. Introduced by Kolowski, 31.

PURPOSE: The purpose of this resolution is to study potential funding sources for the Great Plains Black History Museum, Science and Technology Center in Omaha, Nebraska. This study shall include, but not be limited to, an examination of the following issues:

- (1) Existing funding sources available for the museum;
- (2) New funding sources that could be developed to support the museum;
- (3) The potential economic and educational impact of investing in the museum;
- (4) By their mutual support, how the State of Nebraska, the city of Omaha, and Douglas County can play a key role in the museum's development;
- (5) How the museum can tap into the \$40 billion spent nationally in the African American travel market, bringing in new tourist dollars to Omaha and Nebraska;
- (6) How the museum can benefit the surrounding area and Omaha at large;
- (7) How school districts, colleges, and universities in the state can benefit from the museum in their curriculum and programs;
- (8) How museums across Nebraska can link up with the Great Plains Black History Museum, Science and Technology Center, its educational programs, and the Science on a Sphere STEM program; and
- (9) How the museum can for the first time tell the important story of African American settlement in Nebraska and the Great Plains.

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

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

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

Referred to the Executive Board.

LEGISLATIVE RESOLUTION 568. Introduced by Kolowski, 31.

PURPOSE: The purpose of this resolution is to study options for the creation of a Nebraska educational trust fund for the purpose of stabilizing the availability of state aid to education when there is a significant decline in

state sales and income tax revenue. The study shall include, but not be limited to, an examination of the following:

(1) Strategies the State of Nebraska could use to ensure there is an adequate and continual level of funding for state aid to public schools under the Tax Equity and Educational Opportunities Support Act and for other education-related funding priorities;

(2) Various mechanisms utilized in providing a stable funding source for state aid to education in other states; and

(3) Additional dedicated sources of revenue which could be considered in funding an educational trust fund.

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 569. Introduced by Kolowski, 31.

PURPOSE: The purpose of this resolution is to study the professional development of forensic science in Nebraska. The study shall include, but not be limited to, an examination of the following:

(1) Formulating a medical examiner's system;

(2) Mandating accreditation for forensic laboratories for those that are providing forensic testimony;

(3) Additional funding sources for forensic science; and

(4) DNA testing for felony arrests.

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.

LEGISLATIVE RESOLUTION 570. Introduced by Hadley, 37.

PURPOSE: The purpose of this resolution is to study the compliance and enforcement issues relative to Nebraska's tax incentive programs. This study shall include, but not be limited to:

(1) An examination of the qualification requirements to participate in the programs as well as the ongoing compliance requirements;

(2) An examination of the administrative and enforcement requirements imposed on the Department of Revenue; and
(3) A review of the utilization of the various programs.

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

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

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

Referred to the Executive Board.

LEGISLATIVE RESOLUTION 571. Introduced by Hadley, 37.

PURPOSE: The purpose of this resolution is to study Nebraska's individual and corporate income tax systems. This study shall include, but not be limited to:

(1) An examination of the exclusions, deductions, and credits currently allowed;

(2) A review of other states' income tax systems, particularly those that have recently revised their income tax system; and

(3) A review of potential federal income tax changes that may directly affect Nebraska's income tax system.

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

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

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

Referred to the Executive Board.

LEGISLATIVE RESOLUTION 572. Introduced by Hadley, 37.

PURPOSE: The purpose of this resolution is to study Nebraska's sales and use tax base. This study shall include, but not be limited to:

(1) An examination of consumer services that are currently not subject to tax;

(2) A review of other states' taxation of consumer services; and

(3) A review of economic studies regarding expansion of the sales tax base to consumer services.

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

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

Referred to the Executive Board.

LEGISLATIVE RESOLUTION 573. Introduced by Hadley, 37.

PURPOSE: The purpose of this resolution is to study Nebraska's state aid programs to cities, counties, and other political subdivisions. This study shall include, but not be limited to:

- (1) An examination of state-imposed mandates on local governments;
- (2) A review of local government costs to implement and administer such mandates; and
- (3) A review of economic studies regarding state and local revenue sharing.

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

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

Referred to the Executive Board.

LEGISLATIVE RESOLUTION 574. Introduced by Coash, 27.

PURPOSE: According to statistics provided by the Hearing Loss Association of America, about 20% of adults in the United States, or approximately 48 million people, report some degree of hearing loss. At age 65, one out of three people has a hearing loss. In Nebraska, approximately 18,560 people or 1% of the population are deaf, 167,040 people or 9% of the population are hard of hearing, and 371,200 people or 20% of the population have an associated hearing loss. The purpose of this resolution is to study the needs of Nebraska citizens who are deaf and hard of hearing.

People who experience deafness or hearing loss rarely receive natural communication which creates isolation. The necessity of living in any residential facility is a challenge in the best of circumstances, but for people who are deaf or hard of hearing, the isolation is overwhelming, often leaving them without the ability to carry on a conversation with anyone, including their own peers.

The study committee shall explore the need for fully integrated residential services for people who are deaf and hard of hearing including the need for group homes for persons with developmental disabilities, people with mental illness, and the aging.

The study committee shall consult with the Commission for the Deaf and Hard of Hearing, assisted living associations, developmentally disabled providers, the Nebraska Planning Council on Developmental Disabilities, the Nebraska Health Care Association, and the deaf and hard of hearing community in carrying out the purposes of this study.

This study shall include a review of any Department of Health and Human Services (DHHS) statewide survey of developmentally disabled residential providers, assisted living communities, and nursing home facilities to determine the number of deaf and hard of hearing people living in such facilities and where these facilities are located. The DHHS survey data will be used to frame future needs for people who are deaf and hard of hearing to include, but not be limited to, the need for creating a group home designed for people who are deaf and hard of hearing, and the need for establishing a special unit within a nursing home for deaf residents.

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.

GENERAL FILE

LEGISLATIVE BILL 907. The Ashford amendment, AM2578, found on page 1074 and considered in this day's Journal, to the committee amendment, was renewed.

SENATOR WATERMEIER PRESIDING

SENATOR GLOOR PRESIDING

The Ashford amendment was adopted with 36 ayes, 0 nays, 9 present and not voting, and 4 excused and not voting.

Committee AM2376, found on page 886 and considered in this day's Journal, as amended, was adopted with 36 ayes, 0 nays, 9 present and not voting, and 4 excused and not voting.

Advanced to Enrollment and Review Initial with 36 ayes, 0 nays, 9 present and not voting, and 4 excused and not voting.

RESOLUTIONS**LEGISLATIVE RESOLUTION 575.** Introduced by Mello, 5.

PURPOSE: The purpose of this resolution is to study issues surrounding in-home personal services. This study shall include, but not be limited to, an examination of the following:

(1) Nebraska's in-home personal services statutes set forth in sections 71-6501 to 71-6504;

(2) The benefits of in-home personal services provided to aging Nebraskans;

(3) The regulatory frameworks for in-home personal services utilized in other states;

(4) Efforts in Nebraska and in other states to develop effective criminal background checks and other screening policies for in-home personal services workers; and

(5) Programs in Nebraska and in other states to ensure the safety and security of elders in their home care experience whether provided by families or professionals.

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 576. Introduced by Campbell, 25.

PURPOSE: The purpose of this resolution is to study the current status of the sharing of electronic health records and health information exchanges in Nebraska. The study should include an examination of the benefits of electronic health records to payers, health care providers, and patients, current efforts encouraging electronic health record sharing in Nebraska, and public and private sector support given to electronic health record sharing in Nebraska through health information exchanges. The study should also examine participation in electronic health record sharing efforts through health information exchanges by payers, health care providers, and patients. In order to carry out the purpose of this resolution, the study committee should seek the input of interested persons as the 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.

LEGISLATIVE RESOLUTION 577. Introduced by Karpisek, 32.

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

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

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

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

Referred to the Executive Board.

LEGISLATIVE RESOLUTION 578. Introduced by Karpisek, 32; Coash, 27; Schilz, 47.

PURPOSE: The purpose of this resolution is to study the various Nebraska agricultural products used in the production of craft beer and distilled spirits, including issues relating to research and market development, promotion and incentives for such agricultural inputs, funding for such promotion and incentives, and any regulatory matters involving such agricultural inputs for the production of craft beer and distilled spirits.

The study committee shall seek cooperation and input from the Department of Economic Development, the Department of Agriculture, and the Nebraska Tourism Commission in carrying out the purposes of this study.

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

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

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

Referred to the Executive Board.

LEGISLATIVE RESOLUTION 579. Introduced by Nordquist, 7; Bolz, 29; Cook, 13; Kolowski, 31; Lathrop, 12; Mello, 5; Seiler, 33.

PURPOSE: The purpose of this resolution is to study the Nebraska need-based financial aid program (Nebraska Opportunity Grant Act) that was created by the Legislature by the passage of LB574 in 2003, and whether that program is sufficient to meet the needs of students in all sectors of Nebraska higher education. The study shall provide an examination of the following:

(1) The differences in allocations of state funds to students attending particular sectors of higher education institutions in the state, compared to the allocations to students before 2003, and whether those changes were intended and are appropriate in light of changing state policies;

(2) The scope of student aid currently available from all sources, including direct and indirect state assistance, federal assistance from financial aid programs, institutional assistance, private sector assistance, aid to nonresident students at public sector institutions, and a comparison with efforts in other states relating to student aid, particularly in those states in the Big Ten and Big East athletic conferences;

(3) Whether Nebraska's investment in higher education has resulted in an appropriately educated workforce in Nebraska;

(4) The college graduate migration patterns to and from Nebraska;

(5) The ability to maintain successful institutions and educational programs in Nebraska, both public and private, in the event that financial resources become more scarce in the future; and

(6) Any other issues relating to higher education and higher education financial aid programs in Nebraska, including with respect to the use of lottery funds in funding programs like the Nebraska Opportunity Grant Act for which the funding terminates on June 30, 2016.

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

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

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

Referred to the Executive Board.

LEGISLATIVE RESOLUTION 580. Introduced by Campbell, 25; Davis, 43.

PURPOSE: The purpose of this resolution is to study the reform effort of Nebraska's behavioral health system since the enactment of LB1083 in 2004. Since 2004, the state regional centers have been reduced in size and

services at the centers have changed. However, while plans were made to make changes in the community, it appears to many observers that these plans impacting community-based services were either not implemented or not fully implemented. As a result, mental health boards, law enforcement agencies, courts, providers, and the medical community face difficulties in finding appropriate services for people who are mentally ill. The study shall include, but not be limited to, an examination of the following issues:

- (1) How resources liberated by LB1083 have been spent;
- (2) Who is responsible for statewide mental health services;
- (3) Recommendations as to the optimal government-administrative model for Nebraska's mental health services, including whether or not the Division of Developmental Disabilities and the Division of Behavioral Health of the Department of Health and Human Services need to merge or change their existing relationship;
- (4) Whether or not the private sector has developed community-based alternatives for Nebraska's most severely disabled and vulnerable citizens;
- (5) How people enter and exit the regional centers and whether the changes made since 2004 have resulted in more people with a mental illness entering the criminal justice system; and
- (6) Whether regulatory and administrative practices have allowed or encouraged inappropriate practices by providers and practitioners, including multiple overlapping service contracts, insufficiently specified work requirements, and disproportionate practitioner-to-patient ratios.

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 581. Introduced by Avery, 28.

PURPOSE: The purpose of this resolution is to study any issues within the jurisdiction of the Government, Military and Veterans Affairs Committee which may arise during the interim.

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

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

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

Referred to the Executive Board.

VISITORS

Visitors to the Chamber were 11 twelfth-grade Russian exchange students and teachers from Lincoln High; 110 fourth-grade students and teachers from Crete; 4 guests of the U.S. Department of State from Azerbaijan, France, Lithuania, and Turkey; members of the 55th Wing Protocol from Offutt Air Force Base, Bellevue; and 16 legislative aides visiting via the Open World Association from Ukraine.

RECESS

At 11:57 a.m., on a motion by Senator Scheer, the Legislature recessed until 1:30 p.m.

AFTER RECESS

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

ROLL CALL

The roll was called and all members were present except Senators Coash, Davis, Janssen, Larson, Lautenbaugh, and Schilz who were excused until they arrive.

GENERAL FILE

LEGISLATIVE BILL 999. Title read. Considered.

Committee AM2173, found on page 865, was offered.

Senator Seiler offered his amendment, AM2530, found on page 1080, to the committee amendment.

The Seiler amendment was adopted with 30 ayes, 0 nays, 14 present and not voting, and 5 excused and not voting.

The committee amendment, as amended, was adopted with 29 ayes, 0 nays, 15 present and not voting, and 5 excused and not voting.

Advanced to Enrollment and Review Initial with 38 ayes, 0 nays, 6 present and not voting, and 5 excused and not voting.

AMENDMENT - Print in Journal

Senator Hadley filed the following amendment to LB1067: AM2540 is available in the Bill Room.

RESOLUTIONS**LEGISLATIVE RESOLUTION 582.** Introduced by Crawford, 45.

PURPOSE: In 1996 the Legislature passed LB299 which created the Task Force on Unfunded Mandates. The task force was to identify and review all programs and services enacted by the Legislature which resulted or may result in an increase in expenditures of funds by the political subdivisions assigned to perform or provide the programs and services.

The purpose of this resolution is to review the work of the 1996 task force and study the impact of unfunded and underfunded mandates on counties and county governments. This study should include, but not be limited to, an examination of the following issues:

- (1) Identification of any and all acts by the Legislature which impose current unfunded or underfunded mandated obligations on counties;
- (2) The reduction in funds available for use by counties as a result of unfunded or underfunded mandates;
- (3) Any corresponding increase in property taxes by counties to meet the requirements of unfunded or underfunded mandates;
- (4) Identification of mandated but unfunded or underfunded programs or services which could be changed, eliminated, or repealed; and
- (5) The impact on county finances of fees set by the state and whether such fees are appropriate.

The study committee shall seek input and any recommendations or proposals from interested individuals, groups, or other entities as the 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 Government, Military and Veterans Affairs Committee of the Legislature shall be designated to conduct an interim study to carry out the purposes of this resolution.

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

Referred to the Executive Board.

LEGISLATIVE RESOLUTION 583. Introduced by Crawford, 45.

PURPOSE: The purpose of this resolution is to study and assess the behavioral health and mental health needs of Nebraska's K-12 students and the resources available to meet these needs through the State Department of Education and Department of Health and Human Services. The study shall include, but not be limited to, an examination of the following:

- (1) Possible changes to programs in order to better coordinate and align services for students provided through these departments;
- (2) Any gaps in services for students with either behavioral health or mental health needs;

(3) The potential benefit gained by cooperation and coordination of services between these departments;

(4) The impact of such services on students' ability to be successful in the classroom; and

(5) Policies and programs in other states on this subject.

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

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

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

Referred to the Executive Board.

BILL ON FIRST READING

The following bill was read for the first time by title:

LEGISLATIVE BILL 923A. Introduced by McGill, 26.

A BILL FOR AN ACT relating to appropriations; to appropriate funds to aid in carrying out the provisions of Legislative Bill 923, One Hundred Third Legislature, Second Session, 2014.

EXECUTIVE BOARD REPORT

Senator Wightman, Chairperson of the Executive Board, reported the appointments of the following members of the Legislature to the following special committees:

ACCESSNebraska Special Investigative Committee of the Legislature (LR400, 2014)

Senator Bolz
 Senator Crawford
 Senator Dubas
 Senator Gloor
 Senator Howard
 Senator McGill
 Senator Nordquist

Department of Correctional Services Special Investigative Committee of the Legislature (LR424, 2014)

Senator Bolz
 Senator Chambers
 Senator Krist
 Senator Lathrop
 Senator Mello

Senator Schumacher
Senator Seiler

Tax Incentive Evaluation Committee (LR444, 2014)
Senator Davis

(Signed) John Wightman, Chairperson
Legislative Council, Executive Board

MESSAGE FROM THE GOVERNOR

March 26, 2014

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

Dear Mr. O'Donnell:

Engrossed Legislative Bills 144, 259, 371e, 371Ae, 474e, and 546 were received in my office on March 20, 2014.

These bills were signed and delivered to the Secretary of State on March 26, 2014.

Sincerely,
(Signed) Dave Heineman
Governor

GENERAL FILE

LEGISLATIVE BILL 1092. Senator Chambers renewed his amendment, FA255, found on page 889.

SENATOR KRIST PRESIDING

Pending.

COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 765. Placed on Select File.

LEGISLATIVE BILL 780. Placed on Select File.

LEGISLATIVE BILL 693. Placed on Select File.

LEGISLATIVE BILL 828. Placed on Select File with amendment.

ER207

- 1 1. On page 1, line 4, after the semicolon insert "to
- 2 provide a form;".

LEGISLATIVE BILL 937. Placed on Select File.

LEGISLATIVE BILL 735. Placed on Select File.

LEGISLATIVE BILL 1050. Placed on Select File with amendment.

ER210

- 1 1. On page 1, line 1; and page 3, line 25, after
- 2 "43-2618" insert ", 71-1911,".

LEGISLATIVE BILL 1072. Placed on Select File with amendment.

ER211

- 1 1. Strike the original sections and all amendments
- 2 thereto and insert the following new sections:
- 3 Section 1. Section 71-2454, Revised Statutes Cumulative
- 4 Supplement, 2012, is amended to read:
- 5 71-2454 It is the intent of the Legislature that
- 6 an entity described in section 71-2455 establish a system of
- 7 prescription drug monitoring for the purposes of (1) preventing
- 8 the misuse of ~~prescription drugs controlled substances that are~~
- 9 prescribed in an efficient and cost-effective manner and (2)
- 10 allowing doctors and pharmacists to monitor the care and treatment
- 11 of patients for whom such a prescription drug is prescribed
- 12 to ensure that such prescription drugs are used for medically
- 13 appropriate purposes and that the State of Nebraska remains on the
- 14 cutting edge of medical information technology.
- 15 Sec. 2. Section 71-2455, Revised Statutes Cumulative
- 16 Supplement, 2012, is amended to read:
- 17 71-2455 The Department of Health and Human Services, in
- 18 collaboration with the Nebraska Health Information Initiative or
- 19 any successor public-private statewide health information exchange,
- 20 shall enhance or establish technology for prescription drug
- 21 monitoring to carry out the purposes of section 71-2454. ~~No state~~
- 22 ~~funding shall be used to implement or operate the prescription drug~~
- 23 ~~monitoring system provided for in this section. The department may~~
- 1 use state funds and accept grants, gifts, or other funds in order
- 2 to implement and operate the technology. The department may adopt
- 3 and promulgate rules and regulations to authorize use of electronic
- 4 health information, if necessary to carry out the purposes of
- 5 sections 71-2454 and 71-2455.
- 6 Sec. 3. The Prescription Drug Monitoring Program Fund
- 7 is created. The Department of Health and Human Services shall
- 8 administer the fund which shall include any state funds, grants, or
- 9 gifts received by the department for the purposes of carrying out
- 10 the purposes of sections 71-2454 and 71-2455. Any money in the fund
- 11 available for investment shall be invested by the state investment
- 12 officer pursuant to the Nebraska Capital Expansion Act and the
- 13 Nebraska State Funds Investment Act.
- 14 Sec. 4. Original sections 71-2454 and 71-2455, Revised
- 15 Statutes Cumulative Supplement, 2012, are repealed.

16 2. On page 1, strike beginning with "section" in line 1
17 through line 9 and insert "sections 71-2454 and 71-2455, Revised
18 Statutes Cumulative Supplement, 2012; to change provisions relating
19 to the prescription drug monitoring program; to create a fund; and
20 to repeal the original sections."

LEGISLATIVE BILL 930. Placed on Select File with amendment.
ER212

1 1. In the Standing Committee amendments, AM2039, on page
2 1, line 11, strike "Part".
3 2. On page 1, line 2, strike beginning with "76-2320"
4 through the last comma and insert "76-2323, 76-2324, and 76-2325,".

LEGISLATIVE BILL 737. Placed on Select File.
LEGISLATIVE BILL 1008. Placed on Select File.

LEGISLATIVE BILL 997. Placed on Select File with amendment.
ER213

1 1. On page 1, strike beginning with "section" in line
2 1 through line 4 and insert "section 48-622.03, Reissue Revised
3 Statutes of Nebraska, and sections 48-622.01 and 48-622.02, Revised
4 Statutes Cumulative Supplement, 2012; to change provisions relating
5 to the Nebraska Training and Support Trust Fund; to create the
6 Nebraska Training and Support Cash Fund; to provide for placement
7 of interest in the fund and for distributions from the fund; to
8 provide duties for the Nebraska Worker Training Board; and to
9 repeal the original sections."

LEGISLATIVE BILL 964. Placed on Select File.

LEGISLATIVE BILL 1089. Placed on Select File with amendment.
ER204

1 1. On page 2, lines 12 and 18, strike the comma.

LEGISLATIVE BILL 558. Placed on Select File.

LEGISLATIVE BILL 1044. Placed on Select File with amendment.
ER205

1 1. Strike the original sections and all amendments
2 thereto and insert the following new sections:
3 Section 1. Section 60-1901, Reissue Revised Statutes of
4 Nebraska, is amended to read:
5 60-1901 (1) A motor vehicle is an abandoned vehicle:
6 (a) If left unattended, with no license plates or
7 valid In Transit stickers issued pursuant to the Motor Vehicle
8 Registration Act affixed thereto, for more than six hours on any
9 public property;

10 (b) If left unattended for more than twenty-four hours on
 11 any public property, except a portion thereof on which parking is
 12 legally permitted;

13 (c) If left unattended for more than forty-eight hours,
 14 after the parking of such vehicle has become illegal, if left
 15 on a portion of any public property on which parking is legally
 16 permitted;

17 (d) If left unattended for more than seven days on
 18 private property if left initially without permission of the owner,
 19 or after permission of the owner is terminated;

20 (e) If left for more than thirty days in the custody of
 21 a law enforcement agency after the agency has sent a letter to the
 22 last-registered owner under section 60-1903.01; or

23 (f) If removed from private property by a municipality
 1 pursuant to a municipal ordinance.

2 (2) An all-terrain vehicle, a utility-type vehicle, or a
 3 minibike is an abandoned vehicle:

4 (a) If left unattended for more than twenty-four hours on
 5 any public property, except a portion thereof on which parking is
 6 legally permitted;

7 (b) If left unattended for more than forty-eight hours,
 8 after the parking of such vehicle has become illegal, if left
 9 on a portion of any public property on which parking is legally
 10 permitted;

11 (c) If left unattended for more than seven days on
 12 private property if left initially without permission of the owner,
 13 or after permission of the owner is terminated;

14 (d) If left for more than thirty days in the custody of
 15 a law enforcement agency after the agency has sent a letter to the
 16 last-registered owner under section 60-1903.01; or

17 (e) If removed from private property by a municipality
 18 pursuant to a municipal ordinance.

19 (3) A mobile home is an abandoned vehicle if left in
 20 place on private property for more than thirty days after a local
 21 governmental unit, pursuant to an ordinance or resolution, has
 22 sent a certified letter to each of the last-registered owners and
 23 posted a notice on the mobile home, stating that the mobile home
 24 is subject to sale or auction or vesting of title as set forth in
 25 section 60-1903.

26 ~~(3)~~(4) For purposes of this section:

27 (a) Mobile home means a movable or portable dwelling
 1 constructed to be towed on its own chassis, connected to utilities,
 2 and designed with or without a permanent foundation for year-round
 3 living. It may consist of one or more units that can be telescoped
 4 when towed and expanded later for additional capacity, or of two
 5 or more units, separately towable but designed to be joined into
 6 one integral unit, and shall include a manufactured home as defined
 7 in section 71-4603. Mobile home does not include a mobile home

8 or manufactured home for which an affidavit of affixture has been
 9 recorded pursuant to section 60-169;
 10 ~~(a)~~(b) Public property means any public right-of-way,
 11 street, highway, alley, or park or other state, county, or
 12 municipally owned property; and
 13 ~~(b)~~(c) Private property means any privately owned
 14 property which is not included within the definition of public
 15 property.
 16 ~~(4)~~(5) No motor vehicle subject to forfeiture under
 17 section 28-431 shall be an abandoned vehicle under this section.
 18 Sec. 2. Original section 60-1901, Reissue Revised
 19 Statutes of Nebraska, is repealed.

(Signed) John Murante, Chairperson

COMMITTEE REPORT

Revenue

LEGISLATIVE BILL 1057. Placed on General File with amendment.
 AM2645 is available in the Bill Room.

(Signed) Galen Hadley, Chairperson

BILL ON FIRST READING

The following bill was read for the first time by title:

LEGISLATIVE BILL 1098A. Introduced by Carlson, 38.

A BILL FOR AN ACT relating to appropriations; to appropriate funds to aid in carrying out the provisions of Legislative Bill 1098, One Hundred Third Legislature, Second Session, 2014.

AMENDMENTS - Print in Journal

Senator Janssen filed the following amendment to LB383:
 AM2635

(Amendments to Standing Committee amendments, AM1169)

- 1 1. On page 12, lines 25 and 27, after "emblem" insert ",
- 2 official seal, or other official image".
- 3 2. On page 13, line 12, strike "may" and insert "shall";
- 4 and in line 23 strike "2015" and insert "2016".
- 5 3. On page 14, line 23; and page 15, line 2, strike
- 6 "Each" and insert "In addition to all other fees required for
- 7 registration under the Motor Vehicle Registration Act, each".

Senator Carlson filed the following amendment to LB1098:

AM2600

(Amendments to Standing Committee amendments, AM2594)

1. On page 5, line 15, strike "additional".

RESOLUTIONS

LEGISLATIVE RESOLUTION 584. Introduced by Schilz, 47.

PURPOSE: The purpose of this resolution is to study issues related to changing recreational liability provisions and enacting the Recreation and Tourism Promotion Act as contemplated by LB551 which was introduced in 2013 and referred to the Judiciary Committee.

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.

LEGISLATIVE RESOLUTION 585. Introduced by Crawford, 45.

PURPOSE: The purpose of this resolution is to study and review the Nebraska statutes relating to cities of the first class.

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

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

Referred to the Executive Board.

LEGISLATIVE RESOLUTION 586. Introduced by Howard, 9; Campbell, 25.

PURPOSE: The purpose of this interim study is to gather information and make recommendations necessary for the Legislature to craft policy to support and continue electronic health records exchanges and health information initiatives. The study shall include, but not be limited to, an examination of the following:

(1) Current initiatives that facilitate the secure exchange of clinical information among health care providers, including mental health and behavioral health providers;

(2) The resources necessary for public-private partnerships to continue operations and to increase functionality;

(3) The resources available for health information initiatives and exchanges;

(4) The role of providers, payers, facilities, and the State of Nebraska in ensuring the continued existence of such initiatives and exchanges;

(5) The role health information initiatives can play in prescription drug monitoring and the resources necessary to ensure effective utilization of such purpose;

(6) Input from public and private stakeholders on needs, resources, and strategies moving forward; and

(7) Any other information the study committee deems appropriate or necessary.

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

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

Referred to the Executive Board.

LEGISLATIVE RESOLUTION 587. Introduced by Howard, 9.

PURPOSE: The purpose of this interim study is to gather information and make recommendations necessary for the Legislature to craft policy to support the creation of a sustainable community health workforce in Nebraska. The study shall include, but not be limited to, an examination of the following:

(1) Current efforts to educate and train community health workers to work in medically underserved areas;

(2) Programs in other states that make effective use of community health workers as a resource for underserved communities;

(3) How the university system, state colleges, and community colleges can work in partnership with local health organizations to ensure that community health workers are educated and trained in core competencies;

(4) What policies may be necessary for ensuring community health workers are able to fulfill professional functions; and

(5) The necessary steps to ensure that reimbursement can be obtained for community health workers.

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 588. Introduced by Howard, 9.

PURPOSE: The purpose of this resolution is to study the establishment of an early childhood data governance entity. The study shall include, but not be limited to, an examination of the following:

(1) The current coordination of early childhood data in Nebraska between the State Department of Education and the Department of Health and Human Services;

(2) How early childhood data collection and sharing has been or will be addressed by the goals and priorities set by the Nebraska P-16 Initiative;

(3) How 31 other states have created and benefited from the designation of an early childhood data governance entity to guide the development and use of a state coordinated longitudinal early childhood education data system to secure data sharing across public agencies and ensure appropriate, secure use of data; and

(4) How the establishment of an early childhood data governance entity can improve and sustain coordination and streamlining of services, guide resource allocation, and provide greater accountability for investment in early childhood services 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.

LEGISLATIVE RESOLUTION 589. Introduced by K. Haar, 21.

PURPOSE: The purpose of this resolution is to study and evaluate the local and statewide health impacts of burning coal. This study should include an examination of publicly available scientific resources, databases, and recently published research pertinent to Nebraska and include a cost-benefit analysis of moving away from coal-based electricity generation to other forms of electricity generation. The study should also examine how to promote health and prevent health risks related to coal, reduce dependence on coal, and protect public health and the environment.

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

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

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

Referred to the Executive Board.

LEGISLATIVE RESOLUTION 590. Introduced by K. Haar, 21.

PURPOSE: The purpose of this resolution is to study the current organizational structure of public power and how it could be made more efficient and work more harmoniously together. This includes a potential reorganization and consolidation of Nebraska's numerous public power districts, rural electric associations, and municipal power suppliers. The study shall include, but not be limited to, the following:

(1) Development of a strategic plan for reorganization of public power entities which prioritizes benefits for Nebraska including maximizing economic development and the use of Nebraska resources, and maximizing the benefits and minimizing the costs to Nebraska citizens;

(2) Recommendations on a regulatory system that achieves the goals determined by the study; and

(3) Any other recommendations as determined by the study committee.

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

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

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

Referred to the Executive Board.

LEGISLATIVE RESOLUTION 591. Introduced by Karpisek, 32.

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

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

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

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

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

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

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

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

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

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

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

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

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE ONE HUNDRED THIRD LEGISLATURE OF NEBRASKA, 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.

LEGISLATIVE RESOLUTION 592. Introduced by McGill, 26.

PURPOSE: The purpose of this resolution is to study various methods of behavioral health workforce development. This study shall examine:

(1) The results of behavioral health screening initiatives implemented at pediatrician offices in Nebraska;

(2) State and national methods used to integrate behavioral health care in primary care offices;

(3) Existing opportunities for communities to function as a critical element of the behavioral health workforce; and

(4) Specific Nebraska stakeholder feedback regarding workforce development opportunities for those with graduate training, as well as for those individuals who have an associate or a bachelor degree, a high school diploma, or less formal education.

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 593. Introduced by McGill, 26.

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

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

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

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

Referred to the Executive Board.

LEGISLATIVE RESOLUTION 594. Introduced by Schumacher, 22.

PURPOSE: The purpose of this resolution is to study Nebraska constitutional provisions which enable or limit the Legislature's power to provide for property tax policies and relief programs.

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

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

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

Referred to the Executive Board.

MOTION - Print in Journal

Senator Mello filed the following motion to LB863:

MO155

Suspend Rule 7, Sec. 3(d) to permit consideration of AM2563.

GENERAL FILE

LEGISLATIVE BILL 1092. The Chambers amendment, FA255, found on page 889 and considered in this day's Journal, was renewed.

Senator Chambers moved for a call of the house. The motion prevailed with 25 ayes, 0 nays, and 24 not voting.

Senator Chambers requested a roll call vote on his amendment.

Voting in the affirmative, 14:

Adams	Brasch	Conrad	Gloor	Kintner
Ashford	Christensen	Crawford	Hadley	Krist
Bloomfield	Coash	Garrett	Hansen	

Voting in the negative, 26:

Avery	Dubas	Karpisek	Scheer	Watermeier
Bolz	Haar, K.	Kolowski	Schilz	Wightman
Campbell	Harms	Lautenbaugh	Schumacher	
Carlson	Harr, B.	McGill	Seiler	
Cook	Howard	Nordquist	Sullivan	
Davis	Johnson	Pirsch	Wallman	

Present and not voting, 7:

Chambers	McCoy	Murante	Smith
Lathrop	Mello	Nelson	

Excused and not voting, 2:

Janssen	Larson
---------	--------

The Chambers amendment lost with 14 ayes, 26 nays, 7 present and not voting, and 2 excused and not voting.

The Chair declared the call raised.

Pending.

RESOLUTIONS

LEGISLATIVE RESOLUTION 595. Introduced by McGill, 26.

PURPOSE: The purpose of this resolution is to examine the impact of Nebraska changing to a home rule state in matters of local concern. This study shall include, but not be limited to, an examination of the following:

- (1) Statewide and local concerns and key issues in local municipal government operation;
- (2) The current structure of the limited home rule authority granted to municipalities within current constitutional and statutory constraints;
- (3) The impact of the home rule change on cities of the first and second class and villages;
- (4) How such change could be implemented effectively; and
- (5) The interested and affected parties outside of municipal governing bodies that would be affected by such change including, but not limited to, other taxing entities, public and private utilities, the judicial system, licensing entities, and other political subdivisions.

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

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

Referred to the Executive Board.

LEGISLATIVE RESOLUTION 596. Introduced by Watermeier, 1.

PURPOSE: The purpose of this resolution is to study and evaluate the potential use of Physician Orders for Life-Sustaining Treatment (POLST) and the potential use of out-of-hospital Do Not Resuscitate (DNR) protocols.

POLST are used to convert patients' medical treatment preferences into medical orders. It is completed based upon conversations among health care professionals with the patient, or with a designated proxy decision maker if identified in an advance medical directive. One of the main components of POLST is the development and use of a standardized form that provides specific medical treatment orders for cardiopulmonary resuscitation, medical intervention, artificial nutrition, and antibiotics. The standard form is designed to transfer across treatment settings so it is readily available to medical personnel, including emergency medical technicians, emergency physicians and nurses, and nursing facility staff.

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.

BILL ON FIRST READING

The following bill was read for the first time by title:

LEGISLATIVE BILL 907A. Introduced by Ashford, 20.

A BILL FOR AN ACT relating to appropriations; to appropriate funds to aid in carrying out the provisions of Legislative Bill 907, One Hundred Third Legislature, Second Session, 2014; and to provide for a transfer.

GENERAL FILE

LEGISLATIVE BILL 1092. Senator Chambers offered the motion:

MO156

Reconsider the vote taken on FA255.

SENATOR COASH PRESIDING

Senator Dubas offered the following motion:

MO157

Invoke cloture pursuant to Rule 7, Sec. 10.

Senator Dubas moved for a call of the house. The motion prevailed with 28 ayes, 0 nays, and 21 not voting.

Senator Dubas requested a roll call vote on the motion to invoke cloture.

Voting in the affirmative, 34:

Adams	Davis	Karpisek	McGill	Schilz
Ashford	Dubas	Kolowski	Mello	Schumacher
Avery	Haar, K.	Krist	Murante	Seiler
Bolz	Harms	Larson	Nelson	Sullivan
Campbell	Harr, B.	Lathrop	Nordquist	Wallman
Cook	Howard	Lautenbaugh	Pirsch	Wightman
Crawford	Johnson	McCoy	Scheer	

Voting in the negative, 14:

Bloomfield	Chambers	Conrad	Hadley	Smith
Brasch	Christensen	Garrett	Hansen	Watermeier
Carlson	Coash	Gloor	Kintner	

Excused and not voting, 1:

Janssen

The Dubas motion to invoke cloture prevailed with 34 ayes, 14 nays, and 1 excused and not voting.

The Chambers motion to reconsider the vote taken on FA255 failed with 15 ayes, 26 nays, 7 present and not voting, and 1 excused and not voting.

Senator Chambers requested a record vote on the advancement of the bill.

Voting in the affirmative, 32:

Ashford	Dubas	Kolowski	Mello	Seiler
Avery	Haar, K.	Krist	Murante	Sullivan
Bolz	Harms	Larson	Nelson	Wallman
Campbell	Harr, B.	Lathrop	Nordquist	Wightman
Cook	Howard	Lautenbaugh	Pirsch	
Crawford	Johnson	McCoy	Scheer	
Davis	Karpisek	McGill	Schumacher	

Voting in the negative, 14:

Adams	Carlson	Coash	Gloor	Kintner
Bloomfield	Chambers	Conrad	Hadley	Smith
Brasch	Christensen	Garrett	Hansen	

Present and not voting, 2:

Schilz Watermeier

Excused and not voting, 1:

Janssen

Advanced to Enrollment and Review Initial with 32 ayes, 14 nays, 2 present and not voting, and 1 excused and not voting.

The Chair declared the call raised.

COMMITTEE REPORT

Business and Labor

The Business and Labor 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.

Joel Carlson - Commission of Industrial Relations
David J. Partsch - Commission of Industrial Relations

Aye: 7 Ashford, Chambers, Hansen, B. Harr, Lathrop, McGill, Wallman.
Nay: 0. Absent: 0. Present and not voting: 0.

(Signed) Steve Lathrop, Chairperson

COMMITTEE REPORT

Business and Labor

LEGISLATIVE BILL 961. Placed on General File with amendment.
AM2626 is available in the Bill Room.

(Signed) Steve Lathrop, Chairperson

GENERAL FILE

LEGISLATIVE BILL 526. Title read. Considered.

Committee AM1619, found on page 565, was adopted with 25 ayes, 7 nays, 12 present and not voting, and 5 excused and not voting.

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

Senator Howard requested a roll call vote, in reverse order, on the advancement of the bill.

Voting in the affirmative, 27:

Bolz	Haar, K.	Larson	Pirsch	Wallman
Conrad	Harr, B.	Lautenbaugh	Scheer	Watermeier
Cook	Howard	McCoy	Schilz	Wightman
Crawford	Johnson	Mello	Schumacher	
Davis	Karpisek	Murante	Smith	
Dubas	Kintner	Nordquist	Sullivan	

Voting in the negative, 10:

Adams	Campbell	Garrett	Hadley	Nelson
Avery	Chambers	Gloor	Harms	Seiler

Present and not voting, 7:

Bloomfield	Christensen	Kolowski	Lathrop
Brasch	Coash	Krist	

Excused and not voting, 5:

Ashford	Carlson	Hansen	Janssen	McGill
---------	---------	--------	---------	--------

Advanced to Enrollment and Review Initial with 27 ayes, 10 nays, 7 present and not voting, and 5 excused and not voting.

The Chair declared the call raised.

COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 191. Placed on Final Reading.

ST71

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

1. In the Nordquist amendment, AM2606, section 18 has been renumbered as section 20.

2. In the Nordquist amendment, AM2569, on page 30, line 5, "section 77-132, Reissue Revised Statutes of Nebraska," has been inserted after "Original"; in line 6 "and 77-3806" has been struck and "77-3806, and 77-5007" inserted; and in line 7 "and 77-2717" has been struck and ", 77-2717, and 77-27,119" inserted.

3. On page 1, the matter beginning with "sections" in line 1 through line 7 and all amendments thereto have been struck and "section 77-132, Reissue Revised Statutes of Nebraska, sections 77-908, 77-2715.07, 77-2734.03, 77-3806, and 77-5007, Revised Statutes Cumulative Supplement, 2012, and sections 49-801.01, 77-2717, and 77-27,119, Revised Statutes Supplement, 2013; to adopt the Nebraska Job Creation and Mainstreet Revitalization Act; to provide tax credits as prescribed; to require the use of the income approach to value certain real property for taxation purposes; to harmonize provisions; and to repeal the original sections." inserted.

LEGISLATIVE BILL 191A. Placed on Final Reading.

LEGISLATIVE BILL 690. Placed on Final Reading.

LEGISLATIVE BILL 690A. Placed on Final Reading.

LEGISLATIVE BILL 744. Placed on Final Reading.

LEGISLATIVE BILL 744A. Placed on Final Reading.

LEGISLATIVE BILL 768. Placed on Final Reading.

LEGISLATIVE BILL 851. Placed on Final Reading.

ST73

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

1. Sections 10 and 12 have been struck and the following new sections inserted:

Sec. 16. Sections 1, 2, 3, 6, 7, 8, 9, 10, 13, 14, and 18 of this act become operative three calendar months after the adjournment of this legislative session. Sections 4, 5, 11, 12, and 19 of this act become operative on October 1, 2014. The other sections of this act become operative on their effective date.

Sec. 18. Original sections 52-603, 52-604, 66-482, and 77-2793, Reissue Revised Statutes of Nebraska, sections 77-367, 77-1030, and 77-1837.01, Revised Statutes Cumulative Supplement, 2012, and sections 19-5217, 77-1807, and 77-27,119, Revised Statutes Supplement, 2013, are repealed.

2. In the Hadley amendment, AM2621:

a. Sections 1 and 2 have been renumbered as sections 2 and 3, respectively;

b. On page 1, line 14, "(a)" has been struck and "(1)" inserted; in line 16 "(b)" has been struck and "(2)" inserted; and in line 17 "lien" has been struck and "lienholder" inserted; and

c. On page 2, line 5, "lien" has been struck, shown as stricken, and "lienholder" inserted.

3. In the Harr amendment, AM2611, section 5 has been renumbered as section 10.

4. In the Mello amendment, AM2561, section 6 has been renumbered as section 9.

5. On page 1, the matter beginning with "revenue" in line 1 through line 15 and all amendments thereto have been struck and "law; to amend sections 52-603, 52-604, 60-366, 60-367, 66-482, 77-2703.01, and 77-2793, Reissue Revised Statutes of Nebraska, sections 77-367, 77-1030, 77-1837.01, and 77-2709, Revised Statutes Cumulative Supplement, 2012, and sections 19-5217, 77-1807, 77-27,119, and 77-5735, Revised Statutes Supplement, 2013; to change provisions relating to land banks and tax sales for delinquent property taxes; to provide for the extinguishment of a lien or security interest on personal property as prescribed; to change provisions relating to such lien proceeds and distribution; to change provisions relating to nonresident owners under the Motor Vehicle Registration Act; to redefine ethanol facility; to require the Department of Revenue to contract for enforcement of tax laws; to provide for notice to the Department of Revenue under the Nebraska Advantage Transformational Tourism and Redevelopment Act; to change provisions relating to tax sales certificates, sales and use tax sourcing, notice of deficiency determinations, claims for credit or refund, disclosure of tax information, and applicability; to provide operative dates; to repeal the original sections; and to declare an emergency." inserted.

LEGISLATIVE BILL 867A. Placed on Final Reading.

LEGISLATIVE BILL 1076. Placed on Final Reading.

ST72

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

1. In the Standing Committee amendments, AM1903:

a. Section 3 has been struck and the following new sections inserted:

Sec. 6. Sections 1, 2, and 7 of this act become operative on January 1, 2014. Sections 3, 4, 5, and 8 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. 8. Original sections 71-8503 and 71-8508, Reissue Revised Statutes of Nebraska, and section 71-8506, Revised Statutes Supplement, 2013, are repealed.

b. Section 5 has been renumbered as section 9; and

c. On page 2, line 4, an underscored comma has been inserted after the third "services"; and in line 7 the second comma has been struck.

2. On page 1, the matter beginning with "the" in line 1 through line 6 has been struck and "public health and welfare; to amend sections 71-8503 and 71-8508, Reissue Revised Statutes of Nebraska, section 68-901, Revised

Statutes Cumulative Supplement, 2012, and section 71-8506, Revised Statutes Supplement, 2013; to state intent; to provide for certain reimbursement rates and services under the Medical Assistance Act; to change provisions of the Nebraska Telehealth Act; to harmonize provisions; to provide operative dates; to repeal the original sections; and to declare an emergency." inserted.

LEGISLATIVE BILL 1087. Placed on Final Reading.

LEGISLATIVE BILL 1087A. Placed on Final Reading.

(Signed) John Murante, Chairperson

AMENDMENTS - Print in Journal

Senator McCoy filed the following amendment to LB1092:

AM2647

(Amendments to Standing Committee amendments, AM2067)

- 1 1. On page 2, strike beginning with "No" in line 3
- 2 through the period in line 5 and insert "No bonds shall be issued
- 3 with a variable interest rate. No bonds shall be issued with a
- 4 fixed interest rate exceeding five percent.".
- 5 2. On page 10, strike beginning with "No" in line 2
- 6 through the period in line 4 and insert "No advanced refunding
- 7 bonds shall be issued with a variable interest rate. No advanced
- 8 refunding bonds shall be issued with a fixed interest rate
- 9 exceeding five percent.".

Senator Karpisek filed the following amendment to LB565:

AM2553

(Amendments to Standing Committee amendments, AM810)

- 1 1. Insert the following new sections:
- 2 Section 1. Section 32-207, Reissue Revised Statutes of
- 3 Nebraska, is amended to read:
- 4 32-207 The office of election commissioner shall be
- 5 created for each county having a population of more than one
- 6 hundred thousand inhabitants. The election commissioner shall be
- 7 appointed by the Governor subject to the approval of a majority
- 8 of the members of the Legislature and shall serve for a term of
- 9 four years or until a successor has been appointed and qualified.
- 10 In the event of a vacancy, the Governor shall appoint an election
- 11 commissioner subject to the approval of a majority of the members
- 12 of the Legislature to serve the unexpired portion of the term.
- 13 If the Legislature is not in session, any appointment shall be
- 14 temporary until the next session of the Legislature, at which
- 15 time a majority of the members of the Legislature may approve or
- 16 disapprove such appointment.
- 17 Sec. 3. Sections 1 and 5 of this act become operative on
- 18 January 1, 2015. The other sections of this act become operative
- 19 three calendar months after the adjournment of this legislative

20 session.
21 Sec. 5. Original section 32-207, Reissue Revised Statutes
22 of Nebraska, is repealed.

Senator Murante filed the following amendment to LB810:
AM2644

(Amendments to E & R amendments, ER180)

1 1. Insert the following new sections:
2 Section 1. Section 8-162.02, Reissue Revised Statutes of
3 Nebraska, is amended to read:
4 8-162.02 (1) A state-chartered bank may deposit or have
5 on deposit funds of a fiduciary account controlled by the bank's
6 trust department unless prohibited by applicable law.
7 (2) To the extent that the funds are awaiting investment
8 or distribution and are not insured or guaranteed by the Federal
9 Deposit Insurance Corporation, a state-chartered bank shall set
10 aside collateral as security under the control of appropriate
11 fiduciary officers and bank employees. The bank shall place pledged
12 assets of fiduciary accounts in the joint custody or control of not
13 fewer than two of the fiduciary officers or employees of the bank
14 designated for that purpose by the board of directors. The bank
15 may maintain the investments of a fiduciary account off-premises if
16 consistent with applicable law and if the bank maintains adequate
17 safeguards and controls. The market value of the collateral shall
18 at all times equal or exceed the amount of the uninsured or
19 unguaranteed fiduciary funds awaiting investment or distribution.
20 (3) A state-chartered bank may satisfy the collateral
21 requirements of this section with any of the following: (a)
22 Direct obligations of the United States or other obligations fully
1 guaranteed by the United States as to principal and interest; (b)
2 readily marketable securities of the classes in which banks, trust
3 companies, or other corporations exercising fiduciary powers are
4 permitted to invest fiduciary funds under applicable state law; and
5 (c) surety bonds, to the extent the surety bonds provide adequate
6 security, unless prohibited by applicable law.
7 (4) A state-chartered bank, acting in its fiduciary
8 capacity, may deposit funds of a fiduciary account that are
9 awaiting investment or distribution with an affiliated insured
10 depository institution unless prohibited by applicable law. The
11 bank may set aside collateral as security for a deposit by
12 or with an affiliate of fiduciary funds awaiting investment or
13 distribution, as it would if the deposit was made at the bank,
14 unless such action is prohibited by applicable law.
15 (5) Public funds deposited in and held by a
16 state-chartered bank are not subject to this section.
17 (6) This section does not apply to a fiduciary account
18 in which, pursuant to the terms of the governing instrument, full
19 investment authority is retained by the grantor or is vested in
20 persons or entities other than the state-chartered bank and the

- 21 bank, acting in its fiduciary capacity, does not have the power to
 22 exert any influence over investment decisions.
 23 Sec. 3. Original section 8-162.02, Reissue Revised
 24 Statutes of Nebraska, is repealed.
 25 2. Renumber the remaining sections accordingly.

Senator Lathrop filed the following amendments to LB1098:

FA280

Amend AM2594

Strike the criteria in Section 5.

FA281

Amend AM2594

Strike intent language in Section 5.

FA282

Amend AM2594

Strike the definitions in Section 1.

FA283

Amend AM2594

Strike intent language in Section 3.

FA284

Amend AM2594

Strike the findings in Section 4.

RESOLUTIONS

LEGISLATIVE RESOLUTION 597. Introduced by Christensen, 44;
 Carlson, 38.

PURPOSE: The purpose of this resolution is to study methods by which to find balance between water resources and water uses in areas under interstate compacts, cooperative agreements, or decrees in order to not force a disproportionate burden on either surface water or ground water to meet compliance for such interstate compacts, agreements, or decrees.

This study should include, but not be limited to, an examination of retirement of ground water or surface water acres, ground water and surface water dry year leases, ground water augmentation projects for surface water irrigation, rule changes by natural resources districts, ground water and surface water allocation reductions, increased flexibility to move water rights and allocations, model changes by the Department of Natural Resources, and increased occupation tax authority or state assistance.

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

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

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

Referred to the Executive Board.

LEGISLATIVE RESOLUTION 598. Introduced by Davis, 43; Avery, 28; Johnson, 23; Schumacher, 22.

PURPOSE: The purpose of this resolution is to study issues surrounding the potential impact of federal legislation that would require remote retailers with no physical presence in Nebraska to collect and remit the tax imposed under section 77-2703. This study shall include, but not be limited to:

(1) An analysis of the revenue currently going uncollected by the state from remote retailers without a physical presence in Nebraska;

(2) An analysis of the amount of revenue that would be collected should the Marketplace Fairness Act of 2013 or similar legislation become law; and

(3) An analysis of the mechanism by which the Department of Revenue would determine revenue receipts collected pursuant to passage of any such federal law.

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

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

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

Referred to the Executive Board.

LEGISLATIVE RESOLUTION 599. Introduced by Davis, 43; Avery, 28; McGill, 26.

PURPOSE: The purpose of this interim study is to examine issues surrounding the use of tax increment financing under the Community Development Law in Nebraska. This study shall include, but not be limited to:

(1) The current processes used by municipalities in determining whether a project is eligible to receive tax increment financing and whether current law is being met;

(2) Whether municipalities are consistently conducting the cost-benefit analysis required under section 18-2113;

(3) Whether municipalities are ensuring that projects authorized under the Community Development Law are meeting the "but for" test;

(4) Whether there is adequate transparency surrounding the use of tax increment financing;

(5) The rate of return of tax increment financing projects to municipalities and other local governments, and whether certain types of projects have higher returns than others;

(6) The extent to which tax increment financing results in lost property tax revenue for other local governments, including, but not limited to, school districts, community colleges, and natural resources districts, and whether impacted local governments should be part of the tax increment financing approval process; and

(7) A determination of any changes that should be made to the Community Development Law in order to remedy deficiencies and improve transparency.

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

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

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

Referred to the Executive Board.

LEGISLATIVE RESOLUTION 600. Introduced by Davis, 43; Avery, 28; Hansen, 42; Johnson, 23; Schumacher, 22.

PURPOSE: The purpose of this resolution is to study issues surrounding the use of a foundation formula per student in the calculation of need for a school district and the use of an income factor in the calculation of resources for a school district pursuant to the Tax Equity and Educational Opportunities Support Act. This study shall include, but not be limited to:

(1) An examination of methods other states use to calculate a per student cost in their education funding system;

(2) An analysis of using a foundation formula per student for calculating a school district's needs;

(3) An examination of methods other states use to include wealth in their education funding system; and

(4) An analysis of using an income factor as a determination of wealth for the resources calculation.

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 601. Introduced by Davis, 43; Avery, 28; Campbell, 25; Crawford, 45; Howard, 9; Johnson, 23; McGill, 26; Schumacher, 22.

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

(1) The fiscal impact and effect of implementing and failing to implement the medicaid option under the ACA for:

- (a) The state as a whole;
- (b) Rural counties in Nebraska;
- (c) Hospitals in Nebraska; and
- (d) Those Nebraskans who may be eligible for the program;

(2) The economic impact on the state and local economies from medicaid expansion including, but not limited to, federal and state spending, employment both inside and outside the health care sector, tax revenue, business and employer costs, household incomes, and health care funding; and

(3) Any other effects or impacts, including the ability to reform the delivery of care in the broader range of health care services.

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.

SPEAKER ADAMS PRESIDING

RESOLUTIONS

Pursuant to Rule 4, Sec. 5(b), LRs 483, 484, 485, 486, 488, 489, 490, 492, 493, 494, 495, 496, 500, 502, 503, 504, 505, and 507 were adopted.

SPEAKER SIGNED

While the Legislature was in session and capable of transacting business, the Speaker signed the following: LRs 483, 484, 485, 486, 488, 489, 490, 492, 493, 494, 495, 496, 500, 502, 503, 504, 505, and 507.

VISITORS

Visitors to the Chamber were 47 fourth-grade students, teachers, and sponsors from Washington Elementary, Norfolk; and 24 fourth-grade students and teacher from Twin River Elementary, Genoa.

ADJOURNMENT

At 6:33 p.m., on a motion by Senator Christensen, the Legislature adjourned until 9:00 a.m., Thursday, March 27, 2014.

Patrick J. O'Donnell
Clerk of the Legislature