

**EIGHTY-EIGHTH DAY - MAY 28, 2015**

**LEGISLATIVE JOURNAL**

**ONE HUNDRED FOURTH LEGISLATURE  
FIRST SESSION**

**EIGHTY-EIGHTH DAY**

Legislative Chamber, Lincoln, Nebraska  
Thursday, May 28, 2015

**PRAYER**

The prayer was offered by Senator Williams.

**ROLL CALL**

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Foley presiding.

The roll was called and all members were present except Senators Craighead and K. Haar who were excused until they arrive.

**CORRECTIONS FOR THE JOURNAL**

The Journal for the eighty-seventh day was approved.

**MESSAGE(S) FROM THE GOVERNOR**

May 27, 2015

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

Dear Mr. O'Donnell:

Engrossed Legislative Bills 156e, 200, 200A, 231, 259, 259A, 320e, 320A, 325, 347, 347A, 361, 366, 366A, 419, 469e, 469A, 480, 500e, 500A, 538, 538A, 547, 547A, 591e, 591Ae, 605, 605A, 607e, 607A, 629e, and 629Ae were received in my office on May 21, 2015.

These bills were signed and delivered to the Secretary of State on May 27, 2015.

Sincerely,  
(Signed) Pete Ricketts  
Governor

PR/lhk

May 27, 2015

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

Dear Mr. President and Members of the Legislature:

I have signed LB 598 and LB 598A but with concerns that I want to share with you.

I agree with the underlying goal of the legislation which adopts the Office of Inspector General of the Nebraska Correctional System Act and makes changes regarding inmates with mental illness and levels of confinement. I also know the work that went into drafting LB 598 by the LR 424 Committee, the Nebraska Department of Correctional Services (NDCS), and the Board of Parole. As presented in its final form, however, LB 598 has the potential to pose significant problems in that the bill mandates the transfer of the Office of Parole Administration despite the NDCS's request for more time to assess this drastic undertaking.

I have strong concerns regarding the transfer of the Office of Parole Administration from within the Department of Correctional Services to the Board of Parole. The Board of Parole was never designed to manage parolees in the community. The Board of Parole has neither the expertise nor training to accomplish such a task because the Board members function as independent judges, not offender managers. Acquiring these skills takes time, training, and experience—none of which is included in this bill. Such a transfer is a major undertaking, and not as simple as just picking up one agency and dropping it into another. I ask you to remain open to future legislative changes regarding this transfer that will ensure appropriate public safety protections and implementation.

Sincerely,  
(Signed) Pete Ricketts  
Governor

May 27, 2015

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

Dear Mr. President and Members of the Legislature:

I am returning LB 623 without my signature and with my objections.

LB 623 would provide for issuance of state driver licenses and state identification cards to a much broader group of illegal immigrants than just those young adults under the DACA program.

Throughout all rounds of legislative consideration of this bill, proponents have asserted that the bill would only provide driver licenses to children of illegal immigrants who, themselves, do not have a lawful status in our country.

These individuals have been granted a "deferred action status," under the unilateral executive action of President Obama. This action was undertaken by the federal government under what is known as the "Deferred Action for Childhood Arrivals ["DACA"]" initiative.

LB 623 is much more expansive in the authority being granted. By incorporating section 202(c)(2)(B)(i) through (ix) of the federal REAL ID Act of 2005, the legislative bill you have presented for my consideration will require the Department of Motor Vehicles to issue driver licenses and state identification cards to any illegal immigrant who has "approved deferred action status" – not just to young adults under the DACA program.

As you may recall, our State, along with 25 other states, is currently suing the federal government, challenging the President's proposed expansion of his self-initiated DACA initiative. The new initiative, known as the "Deferred Action for Parents of Americans and Lawful Permanent Residents ["DAPA]" proposal, would grant deferred action status to millions of adult illegal immigrants.

While the DAPA program has now been halted by both a federal district court and a federal circuit court, LB 623 would require issuance of state drive licenses and identification cards to those illegal immigrants as well as to the DACA grantees in the event that the program is ultimately upheld by the courts.

Given that over one-half of the states are suing the United States government challenging the overreach of the President's proposed executive action, the enactment of LB 623 at this time is an expansive and

unwarranted grant of an important state identification document to an overly broad group of illegal immigrants.

The bill is wrong on principle and the bill is overly broad. The effort to advance LB 623 demonstrates once again how the failure of the federal government to properly address national immigration policy wreaks havoc on the state governments.

For these reasons, I urge you to sustain my veto of LB 623.

Sincerely,  
(Signed) Pete Ricketts  
Governor

May 27, 2015

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

Dear Mr. President and Members of the Legislature:

I am returning LB 70e and LB 70Ae without my signature and with my objections.

LB 70e imposes a new occupation tax on mechanical amusement devices, also known as video gaming terminals. This is a complex issue. While the Attorney General's opinion addressed some issues, this bill still authorizes video gaming terminals. These terminals may be an illegal expansion of gambling in Nebraska. Nebraskans have repeatedly voted to reject expanded gambling in any form.

Finding new and creative ways to tax Nebraskans, as is done in LB 70 contradicts the goal of providing tax relief. The imposition of a new occupation tax on video gaming terminals of questionable legality further clouds this issue.

LB 70 imposes an occupation tax when there is doubt over the legality of the game, rather than requiring a game to comply with state law. While merely indicating such devices have paid taxes cannot legalize such terminals, there will be a presumption that such devices and the games on them are legal in Nebraska. Even with the Attorney General's opinion, I am concerned that the practical effect of the bill will give de facto legal status to these potentially illegal gaming machines.

The occupation tax imposed under LB 70 applies to a device even though the game itself may or may not constitute a game of chance or be an illegal gambling device. Only if a terminal or game is challenged must an operator

prove the device is legal. This will expand gambling as illegal electronic games can be placed on devices that have a tax stamp affixed. Those games could operate illegally until the machines are reported or discovered, and litigated.

It should come as no surprise that I oppose expanded gambling in Nebraska. Expanded gambling hurts Nebraska's families and communities. In the guise of increased enforcement, LB 70 expands gambling.

Any attempt to regulate in this area should provide a bright and clear rule that is understandable to any Nebraskan. Respectfully, this bill fails meet that standard.

For these reasons, I respectfully urge you to sustain my veto of LB 70e and LB 70Ae.

Sincerely,  
(Signed) Pete Ricketts  
Governor

#### **MOTION - Print in Journal**

Senator Hadley filed the following motion:

Suspend the rules, Rule 6, Sections 3 and 5, and Rule 7, Sections 3 and 7, and to indefinitely postpone the following bills whose provisions have been included in other enacted legislation or whose companion bill has been indefinitely postponed: LBs 12, 12A, 13, 32, 76, 97, 197, 205, 290, 326, 335, 359, 377, 405, 420, 441, 460, 489, 489A, 509, 514, 544, 546, 571, and 602.

#### **MOTION(S) - Confirmation Report(s)**

Senator Larson moved the adoption of the General Affairs Committee report for the confirmation of the following appointment(s) found on page 1558:

Nebraska Liquor Control Commission  
Bruce D. Bailey  
Janice Wiebusch

Voting in the affirmative, 38:

Baker	Ebke	Howard	Mello	Seiler
Bloomfield	Friesen	Hughes	Morfeld	Smith
Brasch	Garrett	Johnson	Pansing Brooks	Stinner
Campbell	Gloor	Kolowski	Riepe	Sullivan
Coash	Hadley	Krist	Scheer	Watermeier
Cook	Hansen	Larson	Schilz	Williams
Crawford	Harr, B.	Lindstrom	Schnoor	
Davis	Hilkemann	McCollister	Schumacher	

Voting in the negative, 0.

Present and not voting, 9:

Bolz	Groene	Kolterman	McCoy	Nordquist
Chambers	Kintner	Kuehn	Murante	

Excused and not voting, 2:

Craighead      Haar, K.

The appointments were confirmed with 38 ayes, 0 nays, 9 present and not voting, and 2 excused and not voting.

Senator Larson moved the adoption of the General Affairs Committee report for the confirmation of the following appointment(s) found on page 1558:

Nebraska Commission on Problem Gambling  
Matthew Anselmo

Voting in the affirmative, 37:

Baker	Friesen	Hughes	Morfeld	Smith
Bloomfield	Garrett	Johnson	Pansing Brooks	Stinner
Brasch	Gloor	Kolowski	Riepe	Sullivan
Campbell	Hadley	Kolterman	Scheer	Watermeier
Coash	Hansen	Krist	Schilz	Williams
Cook	Harr, B.	Kuehn	Schnoor	
Crawford	Hilkemann	Larson	Schumacher	
Ebke	Howard	Lindstrom	Seiler	

Voting in the negative, 0.

Present and not voting, 10:

Bolz	Davis	Kintner	McCoy	Murante
Chambers	Groene	McCollister	Mello	Nordquist

Excused and not voting, 2:

Craighead      Haar, K.

The appointment was confirmed with 37 ayes, 0 nays, 10 present and not voting, and 2 excused and not voting.

Senator Larson moved the adoption of the General Affairs Committee report for the confirmation of the following appointment(s) found on page 1558:

Nebraska Arts Council

Timothy Hart  
Jon Hinrichs  
Pamela Price

Voting in the affirmative, 37:

Bloomfield	Friesen	Kolterman	Nordquist	Smith
Brasch	Garrett	Krist	Pansing Brooks	Stinner
Campbell	Gloor	Kuehn	Riepe	Sullivan
Coash	Hadley	Larson	Scheer	Watermeier
Cook	Hansen	Lindstrom	Schilz	Williams
Crawford	Harr, B.	McCollister	Schnoor	
Davis	Howard	Morfeld	Schumacher	
Ebke	Kolowski	Murante	Seiler	

Voting in the negative, 0.

Present and not voting, 10:

Baker	Chambers	Hilkemann	Johnson	McCoy
Bolz	Groene	Hughes	Kintner	Mello

Excused and not voting, 2:

Craighead      Haar, K.

The appointments were confirmed with 37 ayes, 0 nays, 10 present and not voting, and 2 excused and not voting.

Senator Larson moved the adoption of the General Affairs Committee report for the confirmation of the following appointment(s) found on page 1558:

State Electrical Board

Tom Ourada

Voting in the affirmative, 37:

Bloomfield	Gloor	Kolowski	Nordquist	Smith
Brasch	Groene	Kolterman	Pansing Brooks	Stinner
Campbell	Hadley	Krist	Riepe	Sullivan
Coash	Hansen	Kuehn	Scheer	Watermeier
Cook	Harr, B.	Larson	Schilz	Williams
Ebke	Hilkemann	Lindstrom	Schnoor	
Friesen	Howard	McCollister	Schumacher	
Garrett	Kintner	Murante	Seiler	

Voting in the negative, 0.

Present and not voting, 10:

Baker	Chambers	Davis	Johnson	Mello
Bolz	Crawford	Hughes	McCoy	Morfeld

Excused and not voting, 2:

Craighead      Haar, K.

The appointment was confirmed with 37 ayes, 0 nays, 10 present and not voting, and 2 excused and not voting.

Senator Schilz moved the adoption of the Natural Resources Committee report for the confirmation of the following appointment(s) found on page 1614:

Nebraska Environmental Trust Board  
 Jim Hellbusch  
 Robert F. Krohn

Voting in the affirmative, 35:

Baker	Friesen	Howard	Murante	Schumacher
Brasch	Garrett	Kintner	Nordquist	Seiler
Campbell	Gloor	Kolterman	Pansing Brooks	Smith
Coash	Hadley	Kuehn	Riepe	Stinner
Cook	Hansen	Larson	Scheer	Sullivan
Davis	Harr, B.	Lindstrom	Schilz	Watermeier
Ebke	Hilkemann	McCollister	Schnoor	Williams

Voting in the negative, 0.

Present and not voting, 12:

Bloomfield	Crawford	Johnson	McCoy
Bolz	Groene	Kolowski	Mello
Chambers	Hughes	Krist	Morfeld

Excused and not voting, 2:

Craighead      Haar, K.

The appointments were confirmed with 35 ayes, 0 nays, 12 present and not voting, and 2 excused and not voting.



Senator Larson moved the adoption of the General Affairs Committee report for the confirmation of the following appointment(s) found on page 1666:

State Electrical Board  
James S. Brummer

Voting in the affirmative, 37:

Baker	Garrett	Kolowski	Murante	Seiler
Bloomfield	Gloor	Kolterman	Nordquist	Stinner
Brasch	Hadley	Krist	Pansing Brooks	Sullivan
Coash	Hansen	Kuehn	Riepe	Watermeier
Cook	Harr, B.	Larson	Scheer	Williams
Davis	Hilkemann	Lindstrom	Schilz	
Ebke	Howard	McCollister	Schnoor	
Friesen	Kintner	Morfeld	Schumacher	

Voting in the negative, 0.

Present and not voting, 10:

Bolz	Chambers	Groene	Johnson	Mello
Campbell	Crawford	Hughes	McCoy	Smith

Excused and not voting, 2:

Craighead     Haar, K.

The appointment was confirmed with 37 ayes, 0 nays, 10 present and not voting, and 2 excused and not voting.

Senator Larson moved the adoption of the General Affairs Committee report for the confirmation of the following appointment(s) found on page 1666:

State Racing Commission  
Janelle Beveridge

Voting in the affirmative, 33:

Baker	Ebke	Kintner	Morfeld	Smith
Bloomfield	Gloor	Kolowski	Murante	Stinner
Campbell	Hadley	Kolterman	Nordquist	Sullivan
Coash	Hansen	Krist	Pansing Brooks	Watermeier
Cook	Howard	Larson	Riepe	Williams
Crawford	Hughes	Lindstrom	Schnoor	
Davis	Johnson	McCollister	Seiler	

Voting in the negative, 0.

Present and not voting, 14:

Bolz	Friesen	Harr, B.	McCoy	Schilz
Brasch	Garrett	Hilkemann	Mello	Schumacher
Chambers	Groene	Kuehn	Scheer	

Excused and not voting, 2:

Craighead     Haar, K.

The appointment was confirmed with 33 ayes, 0 nays, 14 present and not voting, and 2 excused and not voting.

Senator Larson moved the adoption of the General Affairs Committee report for the confirmation of the following appointment(s) found on page 1667:

Nebraska Commission on Problem Gambling  
 Paul Leckband  
 Terry L. Scoville

Voting in the affirmative, 37:

Baker	Garrett	Johnson	Murante	Smith
Bloomfield	Gloor	Kintner	Nordquist	Stinner
Brasch	Hadley	Kolowski	Pansing Brooks	Sullivan
Campbell	Hansen	Kolterman	Riepe	Watermeier
Coash	Harr, B.	Larson	Scheer	Williams
Cook	Hilkemann	Lindstrom	Schilz	
Crawford	Howard	McCollister	Schnoor	
Ebke	Hughes	Morfeld	Seiler	

Voting in the negative, 0.

Present and not voting, 10:

Bolz	Davis	Groene	Kuehn	Mello
Chambers	Friesen	Krist	McCoy	Schumacher

Excused and not voting, 2:

Craighead     Haar, K.

The appointments were confirmed with 37 ayes, 0 nays, 10 present and not voting, and 2 excused and not voting.

Senator Nordquist moved the adoption of the Nebraska Retirement Systems Committee report for the confirmation of the following appointment(s) found on page 1678:

Public Employees Retirement Board  
 Kelli Ackerman  
 Denis Blank  
 J. Russell Derr  
 Dennis W. Leonard

Voting in the affirmative, 33:

Baker	Garrett	Hughes	Morfeld	Seiler
Bloomfield	Gloor	Johnson	Murante	Smith
Brasch	Haar, K.	Kolowski	Nordquist	Stinner
Campbell	Hadley	Kolterman	Pansing Brooks	Watermeier
Coash	Hansen	Larson	Riepe	Williams
Cook	Hilkemann	Lindstrom	Schilz	
Crawford	Howard	McCollister	Schumacher	

Voting in the negative, 0.

Present and not voting, 14:

Bolz	Ebke	Harr, B.	Kuehn	Schnoor
Chambers	Friesen	Kintner	Mello	Sullivan
Davis	Groene	Krist	Scheer	

Excused and not voting, 2:

Craighead      McCoy

The appointments were confirmed with 33 ayes, 0 nays, 14 present and not voting, and 2 excused and not voting.

Senator Seiler moved the adoption of the Judiciary Committee report for the confirmation of the following appointment(s) found on page 1740:

Board of Parole  
 Teresa L. Bittinger  
 Virgil J. Patlan Sr.

Voting in the affirmative, 35:

Baker	Ebke	Howard	McCollister	Schilz
Bloomfield	Garrett	Hughes	Mello	Schumacher
Brasch	Gloor	Kolowski	Morfeld	Seiler
Campbell	Haar, K.	Kolterman	Murante	Smith
Coash	Hadley	Krist	Nordquist	Sullivan
Cook	Harr, B.	Larson	Pansing Brooks	Watermeier
Crawford	Hilkemann	Lindstrom	Riepe	Williams

Voting in the negative, 0.

Present and not voting, 12:

Bolz	Friesen	Johnson	Scheer
Chambers	Groene	Kintner	Schnoor
Davis	Hansen	Kuehn	Stinner

Excused and not voting, 2:

Craighead McCoy

The appointments were confirmed with 35 ayes, 0 nays, 12 present and not voting, and 2 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 1754:

Foster Care Advisory Committee  
Michelle Marie Hynes  
Sheree L. Keely

Voting in the affirmative, 37:

Baker	Ebke	Hughes	Mello	Smith
Bloomfield	Garrett	Kintner	Morfeld	Stinner
Brasch	Gloor	Kolowski	Murante	Sullivan
Campbell	Haar, K.	Kolterman	Pansing Brooks	Watermeier
Cook	Hansen	Krist	Riepe	Williams
Craighead	Harr, B.	Larson	Scheer	
Crawford	Hilkemann	Lindstrom	Schilz	
Davis	Howard	McCollister	Schumacher	

Voting in the negative, 0.

Present and not voting, 11:

Bolz	Friesen	Johnson	Schnoor
Chambers	Groene	Kuehn	Seiler
Coash	Hadley	Nordquist	

Excused and not voting, 1:

McCoy

The appointments were confirmed with 37 ayes, 0 nays, 11 present and not voting, and 1 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 1754:

State Board of Health  
Jim Trebbien

Voting in the affirmative, 38:

Baker	Crawford	Harr, B.	McCollister	Schumacher
Bloomfield	Davis	Hilkemann	Mello	Seiler
Brasch	Ebke	Howard	Morfeld	Smith
Campbell	Garrett	Kintner	Murante	Sullivan
Chambers	Gloor	Kolowski	Pansing Brooks	Watermeier
Coash	Haar, K.	Kolterman	Riepe	Williams
Cook	Hadley	Larson	Scheer	
Craighead	Hansen	Lindstrom	Schilz	

Voting in the negative, 0.

Present and not voting, 10:

Bolz	Groene	Johnson	Kuehn	Schnoor
Friesen	Hughes	Krist	Nordquist	Stinner

Excused and not voting, 1:

McCoy

The appointment was confirmed with 38 ayes, 0 nays, 10 present and not voting, and 1 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 1755:

Commission for the Deaf and Hard of Hearing  
Jeremy Fitzpatrick  
John Hogue

Voting in the affirmative, 36:

Baker	Crawford	Johnson	Morfeld	Smith
Bloomfield	Ebke	Kolowski	Murante	Sullivan
Brasch	Garrett	Kolterman	Pansing Brooks	Watermeier
Campbell	Gloor	Krist	Riepe	Williams
Chambers	Haar, K.	Larson	Scheer	
Coash	Hansen	Lindstrom	Schilz	
Cook	Harr, B.	McCollister	Schumacher	
Craighead	Howard	Mello	Seiler	

Voting in the negative, 0.

Present and not voting, 12:

Bolz	Groene	Hughes	Nordquist
Davis	Hadley	Kintner	Schnoor
Friesen	Hilkemann	Kuehn	Stinner

Excused and not voting, 1:

McCoy

The appointments were confirmed with 36 ayes, 0 nays, 12 present and not voting, and 1 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 1755:

Board of Emergency Medical Services  
Michael D. Bailey

Voting in the affirmative, 36:

Baker	Davis	Howard	McCollister	Schumacher
Bloomfield	Ebke	Johnson	Mello	Smith
Brasch	Friesen	Kintner	Morfeld	Sullivan
Campbell	Garrett	Kolowski	Murante	Williams
Coash	Gloor	Kolterman	Pansing Brooks	
Cook	Haar, K.	Krist	Riepe	
Craighead	Hansen	Kuehn	Scheer	
Crawford	Hilkemann	Lindstrom	Schilz	

Voting in the negative, 0.

Present and not voting, 12:

Bolz	Hadley	Larson	Seiler
Chambers	Harr, B.	Nordquist	Stinner
Groene	Hughes	Schnoor	Watermeier

Excused and not voting, 1:

McCoy

The appointment was confirmed with 36 ayes, 0 nays, 12 present and not voting, and 1 excused and not voting.

Senator B. Harr moved the adoption of the Business and Labor Committee report for the confirmation of the following appointment(s) found on page 1861:

Commission of Industrial Relations  
William G. Blake

Voting in the affirmative, 32:

Bloomfield	Ebke	Johnson	Morfeld	Seiler
Brasch	Friesen	Krist	Murante	Sullivan
Campbell	Garrett	Kuehn	Nordquist	Watermeier
Chambers	Gloor	Larson	Pansing Brooks	Williams
Coash	Hansen	Lindstrom	Riepe	
Craighead	Harr, B.	McCollister	Scheer	
Crawford	Howard	Mello	Schumacher	

Voting in the negative, 0.

Present and not voting, 15:

Baker	Davis	Hadley	Kintner	Schnoor
Bolz	Groene	Hilkemann	Kolowski	Smith
Cook	Haar, K.	Hughes	Schilz	Stinner

Excused and not voting, 2:

Kolterman McCoy

The appointment was confirmed with 32 ayes, 0 nays, 15 present and not voting, and 2 excused and not voting.

Senator Smith moved the adoption of the Transportation and Telecommunications Committee report for the confirmation of the following appointment(s) found on page 1866:

Board of Public Roads Classifications and Standards  
Lisa Kramer

Voting in the affirmative, 36:

Baker	Garrett	Kolowski	Murante	Stinner
Brasch	Gloor	Krist	Nordquist	Sullivan
Campbell	Haar, K.	Kuehn	Pansing Brooks	Watermeier
Craighead	Hansen	Larson	Riepe	Williams
Crawford	Harr, B.	Lindstrom	Scheer	
Davis	Hilkemann	McCollister	Schumacher	
Ebke	Howard	Mello	Seiler	
Friesen	Johnson	Morfeld	Smith	

Voting in the negative, 0.

Present and not voting, 11:

Bloomfield	Coash	Hadley	Schilz
Bolz	Cook	Hughes	Schnoor
Chambers	Groene	Kintner	

Excused and not voting, 2:

Kolterman McCoy

The appointment was confirmed with 36 ayes, 0 nays, 11 present and not voting, and 2 excused and not voting.

Senator Smith moved the adoption of the Transportation and Telecommunications Committee report for the confirmation of the following appointment(s) found on page 1866:

Nebraska Motor Vehicle Industry Licensing Board

Joe Kosiski  
Ricky Pearson  
Lori G. Scherer

Voting in the affirmative, 37:

Baker	Friesen	Johnson	Murante	Smith
Bloomfield	Gloor	Kolowski	Nordquist	Stinner
Brasch	Groene	Kuehn	Pansing Brooks	Sullivan
Campbell	Haar, K.	Larson	Riepe	Watermeier
Cook	Hadley	Lindstrom	Scheer	Williams
Craighead	Hansen	McCollister	Schilz	
Crawford	Harr, B.	Mello	Schumacher	
Davis	Howard	Morfeld	Seiler	

Voting in the negative, 0.

Present and not voting, 10:

Bolz	Coash	Garrett	Hughes	Krist
Chambers	Ebke	Hilkemann	Kintner	Schnoor

Excused and not voting, 2:

Kolterman McCoy

The appointments were confirmed with 37 ayes, 0 nays, 10 present and not voting, and 2 excused and not voting.



Senator Larson moved the adoption of the General Affairs Committee report for the confirmation of the following appointment(s) found on page 1876:

Nebraska Arts Council  
 Darrel J. Huenergardt  
 Julie Jacobson  
 Sue Roush  
 Reven Wright

Voting in the affirmative, 33:

Baker	Friesen	Johnson	Murante	Smith
Bloomfield	Gloor	Kolowski	Pansing Brooks	Stinner
Brasch	Haar, K.	Kuehn	Riepe	Sullivan
Campbell	Hadley	Larson	Scheer	Watermeier
Coash	Hansen	Lindstrom	Schilz	Williams
Cook	Harr, B.	Mello	Schumacher	
Crawford	Howard	Morfeld	Seiler	

Voting in the negative, 0.

Present and not voting, 14:

Bolz	Davis	Groene	Kintner	Nordquist
Chambers	Ebke	Hilkemann	Krist	Schnoor
Craighead	Garrett	Hughes	McCollister	

Excused and not voting, 2:

Kolterman McCoy

The appointments were confirmed with 33 ayes, 0 nays, 14 present and not voting, and 2 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 1876:

Foster Care Advisory Committee  
 Craig A. Timm

Voting in the affirmative, 33:

Baker	Davis	Johnson	Murante	Seiler
Bloomfield	Friesen	Kolowski	Nordquist	Smith
Brasch	Gloor	Kolterman	Pansing Brooks	Stinner
Campbell	Haar, K.	Kuehn	Riepe	Sullivan
Coash	Hadley	Lindstrom	Scheer	Watermeier
Cook	Harr, B.	Mello	Schilz	
Crawford	Howard	Morfeld	Schumacher	

Voting in the negative, 0.

Present and not voting, 15:

Bolz	Ebke	Hansen	Kintner	McCollister
Chambers	Garrett	Hilkemann	Krist	Schnoor
Craighead	Groene	Hughes	Larson	Williams

Excused and not voting, 1:

McCoy

The appointment was confirmed with 33 ayes, 0 nays, 15 present and not voting, and 1 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 1876:

Commission for the Deaf and Hard of Hearing

Stacie L. Ray

Norman B. Weverka

Voting in the affirmative, 34:

Baker	Ebke	Howard	Mello	Schilz
Bloomfield	Friesen	Hughes	Morfeld	Seiler
Brasch	Gloor	Johnson	Murante	Smith
Campbell	Haar, K.	Kolowski	Nordquist	Sinner
Chambers	Hadley	Kolterman	Pansing Brooks	Sullivan
Craighead	Hansen	Larson	Riepe	Watermeier
Crawford	Harr, B.	Lindstrom	Scheer	

Voting in the negative, 0.

Present and not voting, 14:

Bolz	Davis	Hilkemann	Kuehn	Schumacher
Coash	Garrett	Kintner	McCollister	Williams
Cook	Groene	Krist	Schnoor	

Excused and not voting, 1:

McCoy

The appointments were confirmed with 34 ayes, 0 nays, 14 present and not voting, and 1 excused and not voting.

Senator Murante moved the adoption of the Government, Military and Veterans Affairs Committee report for the confirmation of the following appointment(s) found on page 1882:

Nebraska Accountability and Disclosure Commission  
Matt Enenbach

Voting in the affirmative, 38:

Baker	Crawford	Harr, B.	Larson	Schilz
Bloomfield	Davis	Hilkemann	Lindstrom	Seiler
Brasch	Ebke	Howard	Mello	Smith
Campbell	Friesen	Hughes	Morfeld	Stinner
Chambers	Groene	Johnson	Murante	Sullivan
Coash	Haar, K.	Kolowski	Nordquist	Watermeier
Cook	Hadley	Kolterman	Pansing Brooks	
Craighead	Hansen	Kuehn	Scheer	

Voting in the negative, 0.

Present and not voting, 10:

Bolz	Gloor	Krist	Riepe	Schumacher
Garrett	Kintner	McCollister	Schnoor	Williams

Excused and not voting, 1:

McCoy

The appointment was confirmed with 38 ayes, 0 nays, 10 present and not voting, and 1 excused and not voting.

Senator Murante moved the adoption of the Government, Military and Veterans Affairs Committee report for the confirmation of the following appointment(s) found on page 1882:

State Emergency Response Commission  
Richard Grauerholz

Voting in the affirmative, 36:

Baker	Ebke	Johnson	Mello	Seiler
Bloomfield	Groene	Kintner	Morfeld	Stinner
Brasch	Haar, K.	Kolowski	Murante	Sullivan
Coash	Hansen	Kolterman	Nordquist	Watermeier
Cook	Harr, B.	Kuehn	Pansing Brooks	
Craighead	Hilkemann	Larson	Riepe	
Crawford	Howard	Lindstrom	Scheer	
Davis	Hughes	McCollister	Schilz	

Voting in the negative, 0.

Present and not voting, 12:

Bolz	Friesen	Hadley	Schumacher
Campbell	Garrett	Krist	Smith
Chambers	Gloor	Schnoor	Williams

Excused and not voting, 1:

McCoy

The appointment was confirmed with 36 ayes, 0 nays, 12 present and not voting, and 1 excused and not voting.

Senator Murante moved the adoption of the Government, Military and Veterans Affairs Committee report for the confirmation of the following appointment(s) found on page 1882:

State Personnel Board  
Patrick Guinan

Voting in the affirmative, 37:

Baker	Friesen	Howard	Mello	Seiler
Bloomfield	Gloor	Hughes	Morfeld	Smith
Brasch	Groene	Johnson	Murante	Stinner
Chambers	Haar, K.	Kintner	Nordquist	Sullivan
Cook	Hadley	Kolowski	Pansing Brooks	Watermeier
Crawford	Hansen	Kolterman	Riepe	
Davis	Harr, B.	Larson	Scheer	
Ebke	Hilkemann	Lindstrom	Schilz	

Voting in the negative, 0.

Present and not voting, 11:

Bolz	Craighead	Kuehn	Schumacher
Campbell	Garrett	McCollister	Williams
Coash	Krist	Schnoor	

Excused and not voting, 1:

McCoy

The appointment was confirmed with 37 ayes, 0 nays, 11 present and not voting, and 1 excused and not voting.

Senator Murante moved the adoption of the Government, Military and Veterans Affairs Committee report for the confirmation of the following appointment(s) found on page 1883:

Nebraska Accountability and Disclosure Commission  
Timothy G. Hruza

Voting in the affirmative, 33:

Baker	Friesen	Hughes	Lindstrom	Schilz
Bloomfield	Gloor	Johnson	Mello	Seiler
Brasch	Groene	Kintner	Morfeld	Stinner
Campbell	Haar, K.	Kolowski	Murante	Sullivan
Chambers	Hansen	Kolterman	Pansing Brooks	Watermeier
Cook	Hilkemann	Kuehn	Riepe	
Davis	Howard	Larson	Scheer	

Voting in the negative, 0.

Present and not voting, 15:

Bolz	Crawford	Hadley	McCollister	Schumacher
Coash	Ebke	Harr, B.	Nordquist	Smith
Craighead	Garrett	Krist	Schnoor	Williams

Excused and not voting, 1:

McCoy

The appointment was confirmed with 33 ayes, 0 nays, 15 present and not voting, and 1 excused and not voting.

Senator Schilz moved the adoption of the Natural Resources Committee report for the confirmation of the following appointment(s) found on page 1888:

Environmental Quality Council  
Douglas M. Anderson  
Jeremy J. Buhl  
Dennis D. Grams  
John Kinter  
Ronald J. Sheppard  
John C. Turnbull

Voting in the affirmative, 36:

Baker	Davis	Howard	Mello	Smith
Bloomfield	Friesen	Hughes	Morfeld	Stinner
Brasch	Gloor	Johnson	Murante	Sullivan
Campbell	Groene	Kolowski	Pansing Brooks	Watermeier
Chambers	Haar, K.	Kolterman	Riepe	
Coash	Hadley	Kuehn	Scheer	
Cook	Hansen	Larson	Schilz	
Crawford	Hilkemann	Lindstrom	Seiler	

Voting in the negative, 0.

Present and not voting, 12:

Bolz	Garrett	Krist	Schnoor
Craighead	Harr, B.	McCollister	Schumacher
Ebke	Kintner	Nordquist	Williams

Excused and not voting, 1:

McCoy

The appointments were confirmed with 36 ayes, 0 nays, 12 present and not voting, and 1 excused and not voting.

Senator Schilz moved the adoption of the Natural Resources Committee report for the confirmation of the following appointment(s) found on page 1888:

Nebraska Power Review Board  
Frank J. Reida

Voting in the affirmative, 37:

Baker	Friesen	Hughes	Lindstrom	Schilz
Bloomfield	Gloor	Johnson	McCollister	Seiler
Brasch	Groene	Kintner	Mello	Smith
Chambers	Haar, K.	Kolowski	Morfeld	Stinner
Coash	Hadley	Kolterman	Murante	Sullivan
Cook	Hansen	Krist	Pansing Brooks	
Crawford	Hilkemann	Kuehn	Riepe	
Davis	Howard	Larson	Scheer	

Voting in the negative, 0.

Present and not voting, 11:

Bolz	Ebke	Nordquist	Watermeier
Campbell	Garrett	Schnoor	Williams
Craighead	Harr, B.	Schumacher	

Excused and not voting, 1:

McCoy

The appointment was confirmed with 37 ayes, 0 nays, 11 present and not voting, and 1 excused and not voting.

### RESOLUTION(S)

**LEGISLATIVE RESOLUTION 371.** Introduced by Kolterman, 24.

WHEREAS, the men's track and field team of Concordia University won the 2015 National Association of Intercollegiate Athletics (NAIA) Outdoor Track and Field Championship; and

WHEREAS, this is the first national championship for the Concordia University Bulldogs men's track and field team; and

WHEREAS, the Bulldogs men's track and field team won the championship with 59 points beating last year's NAIA track and field champion, the Indiana Institute of Technology.

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

1. That the Legislature congratulates the men's track and field team of Concordia University on winning the 2015 NAIA Outdoor Track and Field Championship.

2. That a copy of this resolution be sent to the men's track and field team of Concordia University and their coach, Kregg Einspahr.

Laid over.

**LEGISLATIVE RESOLUTION 372.** Introduced by Mello, 5; Baker, 30; Bloomfield, 17; Bolz, 29; Brasch, 16; Campbell, 25; Chambers, 11; Coash, 27; Cook, 13; Craighead, 6; Crawford, 45; Davis, 43; Ebke, 32; Friesen, 34; Garrett, 3; Gloor, 35; Groene, 42; Haar, K., 21; Hadley, 37; Hansen, 26; Harr, B., 8; Hilkemann, 4; Howard, 9; Hughes, 44; Johnson, 23; Kintner, 2; Kolowski, 31; Kolterman, 24; Krist, 10; Kuehn, 38; Larson, 40; Lindstrom, 18; McCollister, 20; McCoy, 39; Morfeld, 46; Murante, 49; Nordquist, 7; Pansing Brooks, 28; Riepe, 12; Scheer, 19; Schilz, 47; Schnoor, 15; Schumacher, 22; Seiler, 33; Smith, 14; Stinner, 48; Sullivan, 41; Watermeier, 1; Williams, 36.

WHEREAS, Officer Kerrie Sue Holtz Orozco died Wednesday, May 20, 2015, after being shot in the line of duty; and

WHEREAS, Officer Orozco was a seven-year veteran of the Omaha Police Department and joined the gang unit in 2012. Officer Orozco impacted countless lives on and off duty. She was respected by her colleagues not only for her service in the Omaha Police Department, but also for her commitment to the betterment of the Omaha community. Her

devotion to a life of service and her ultimate sacrifice will not be forgotten; and

WHEREAS, Officer Orozco was fluent in Spanish and served as a police interpreter. She began coaching baseball for the Boys & Girls Club in 2009 as part of her involvement with the Omaha Latino Peace Officers Association. She also volunteered with Special Olympics and was president of the Police Officers' Ball to benefit Special Olympics Nebraska. Officer Orozco was a Girl Scout leader, participated in Shop With A Cop, and assisted with the Latino Peace Officers Association Easter Egg Hunt; and

WHEREAS, Officer Orozco was the wife of Hector Lopez Orozco, stepmother to Santiago and Natalia, and mother to Olivia.

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

1. That the Legislature extends its sympathy to the family of Officer Kerrie Orozco and recognizes her years of service to the Omaha Police Department, as well as her dedication and service to the Omaha community.

2. That a copy of this resolution be sent to the family of Officer Kerrie Orozco.

Laid over.

### RESOLUTION(S)

**LEGISLATIVE RESOLUTION 338.** Read. Considered.

Committee AM1745, found on page 1904, was offered.

### SPEAKER HADLEY PRESIDING

The committee amendment was adopted with 38 ayes, 0 nays, 10 present and not voting, and 1 excused and not voting.

LR338, as amended, was adopted with 36 ayes, 4 nays, 8 present and not voting, and 1 excused and not voting.

### MOTION - Override Veto on LB623

Senator Nordquist offered the following motion to LB623:

MO141

Becomes law notwithstanding the objections of the Governor.

Senator Gloor moved the previous question. The question is, "Shall the debate now close?" The motion prevailed with 31 ayes, 3 nays, and 15 not voting.

Senator Nordquist moved for a call of the house. The motion prevailed with 37 ayes, 0 nays, and 12 not voting.



Whereupon the President stated: "The question shall be, 'Shall the bill pass notwithstanding the objections of the Governor?' "

Voting in the affirmative, 34:

Baker	Davis	Harr, B.	Kuehn	Schumacher
Bolz	Friesen	Howard	McCollister	Seiler
Campbell	Garrett	Hughes	Mello	Smith
Chambers	Gloor	Johnson	Morfeld	Stinner
Coash	Haar, K.	Kolowski	Nordquist	Sullivan
Cook	Hadley	Kolterman	Pansing Brooks	Williams
Crawford	Hansen	Krist	Scheer	

Voting in the negative, 10:

Bloomfield	Groene	Kintner	McCoy	Riepe
Brasch	Hilkemann	Lindstrom	Murante	Schnoor

Present and not voting, 2:

Ebke            Watermeier

Excused and not voting, 3:

Craighead    Larson            Schilz

Having received a constitutional three-fifths majority voting in the affirmative, the bill passed notwithstanding the objections of the Governor.

#### COMMUNICATION

May 28, 2015

The Honorable John Gale  
Secretary of State  
2300 State Capitol  
Lincoln, NE 68509

Dear Mr. Secretary:

Pursuant to the provisions of 84-503, R.R.S., we are forwarding LB623 with a certificate attached thereto signed by the President of the Legislature certifying the passage of LB623, notwithstanding the objections of the Governor.

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

PJO:jk

Enc.

### CERTIFICATE

Legislative Bill 623, having been returned by the Governor with his objections thereto, and after reconsideration having passed the Legislature by the constitutional majority, has become law this 28th day of May 2015.

(Signed) Galen Hadley  
President of the Legislature

### COMMITTEE REPORT

Enrollment and Review

Correctly Enrolled

The following resolution was correctly enrolled: LR338.

(Signed) Matt Hansen, Chairperson

### ENROLLED RESOLUTION

**LEGISLATIVE RESOLUTION 338.** Introduced by Davis, 43; Campbell, 25; Cook, 13; Crawford, 45; Friesen, 34; Gloor, 35; Groene, 42; Haar, K., 21; Harr, B., 8; Howard, 9; Hughes, 44; Johnson, 23; Kolowski, 31; Kolterman, 24; Krist, 10; Lindstrom, 18; Mello, 5; Morfeld, 46; Nordquist, 7; Pansing Brooks, 28; Schumacher, 22; Seiler, 33; Smith, 14; Stinner, 48; Sullivan, 41; Williams, 36; Ebke, 32; Garrett, 3; Hansen, 26; Hilkemann, 4; McCollister, 20; Scheer, 19; Schnoor, 15; Bolz, 29; Schilz, 47.

WHEREAS, the Federal Railroad Administration is in the process of drafting federal rules on the subject of appropriate train crew size; and

WHEREAS, the purpose of these rules is to establish minimum requirements for train crew size based on the type of operation; and

WHEREAS, the minimum requirements for train crew size are expected to take into account the various safety risks posed to railroad employees, the general public, and the environment; and

WHEREAS, the volume of freight transported by rail is particularly heavy through Nebraska, and these freight shipments include hazardous materials such as ethanol, chlorine, and Bakken crude oil; and

WHEREAS, former Federal Railroad Administrator Joseph C. Szabo has stated, "We believe that safety is enhanced with the use of a multiple person crew-safety dictates that you never allow a single point of failure. Ensuring that trains are adequately staffed for the type of service operated is critically important to ensure safety redundancy." Accordingly, the safety risks posed by such shipments could be reduced by requiring a train crew of at least two individuals whenever a train or light engine is used in connection with the movement of freight.

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

1. That the Legislature urges the Federal Railroad Administration to carefully review the comments and evidence produced by all interested parties, complete the rulemaking process, and adopt a final rule on appropriate train crew size that ensures public safety and promotes the efficient movement of freight, while supporting interstate commerce.

2. That a copy of this resolution be sent to Sarah Feinberg, Acting Administrator of the Federal Railroad Administration, and to each member of the Nebraska congressional delegation.

#### **SPEAKER SIGNED**

While the Legislature was in session and capable of transacting business, the Speaker signed the following: LR338.

#### **SENATOR COASH PRESIDING**

The Chair declared the call raised.

#### **RESOLUTION(S)**

**LEGISLATIVE RESOLUTION 373.** Introduced by Harr, B., 8; Baker, 30; Bloomfield, 17; Bolz, 29; Brasch, 16; Campbell, 25; Chambers, 11; Coash, 27; Cook, 13; Craighead, 6; Crawford, 45; Davis, 43; Ebke, 32; Friesen, 34; Garrett, 3; Gloor, 35; Groene, 42; Haar, K., 21; Hadley, 37; Hansen, 26; Hilkemann, 4; Howard, 9; Hughes, 44; Johnson, 23; Kintner, 2; Kolowski, 31; Kolterman, 24; Krist, 10; Kuehn, 38; Larson, 40; Lindstrom, 18; McCollister, 20; McCoy, 39; Mello, 5; Morfeld, 46; Murante, 49; Nordquist, 7; Pansing Brooks, 28; Riepe, 12; Scheer, 19; Schilz, 47; Schnoor, 15; Schumacher, 22; Seiler, 33; Smith, 14; Stinner, 48; Sullivan, 41; Watermeier, 1; Williams, 36.

WHEREAS, James Moylan died on May 21, 2015; and

WHEREAS, James lived a life of public service and was a veteran of the Korean War; and

WHEREAS, James was a member of the University of Nebraska Board of Regents from 1971 to 1989 and served as chair of the board three times during his tenure; and

WHEREAS, as a member of the Board of Regents, James advocated that Kearney State College join the University of Nebraska system; and

WHEREAS, James was a registered lobbyist at the Legislature and was well-respected by those for whom he lobbied and with whom he worked; and

WHEREAS, James is survived by his wife, Lila, and children, James Moylan, Michael Moylan, Patrick Moylan, Jean McNamara, Mimi Moylan, and Molly Sall.

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

1. That the Legislature recognizes the contributions and service of James Moylan and extends its deepest sympathy to his family.
2. That a copy of this resolution be sent to the family of James Moylan.

Laid over.

**LEGISLATIVE RESOLUTION 374.** Introduced by Davis, 43; Baker, 30; Bloomfield, 17; Bolz, 29; Brasch, 16; Campbell, 25; Chambers, 11; Coash, 27; Cook, 13; Craighead, 6; Crawford, 45; Ebke, 32; Friesen, 34; Garrett, 3; Gloor, 35; Groene, 42; Haar, K., 21; Hadley, 37; Hansen, 26; Harr, B., 8; Hilkemann, 4; Howard, 9; Hughes, 44; Johnson, 23; Kintner, 2; Kolowski, 31; Kolterman, 24; Krist, 10; Kuehn, 38; Larson, 40; Lindstrom, 18; McCollister, 20; McCoy, 39; Mello, 5; Morfeld, 46; Murante, 49; Nordquist, 7; Pansing Brooks, 28; Riepe, 12; Scheer, 19; Schilz, 47; Schnoor, 15; Schumacher, 22; Seiler, 33; Smith, 14; Stinner, 48; Sullivan, 41; Watermeier, 1; Williams, 36.

WHEREAS, the staff of the Ainsworth Care Center and the Logan Valley Manor in Lyons have continued to provide care for residents even after receiving notification that the two facilities would close; and

WHEREAS, when the company that owns both facilities announced it would close the facilities and stop paying the staff, the staff continued to work without pay for over a month; and

WHEREAS, the staffs' selflessness and dedication was crucial for the continued care and well-being of the residents of those facilities; and

WHEREAS, the staff at the Ainsworth Care Center include Joan Felton, Mirya Hallock, LaVada McGill, Kimberly Delacruz-Steinhauser, Jeri Biltoft, Amanda Bunch, Darrian Denny, Crystal Dunbar, Alicia Ekross, Nathan Goodloe, Annette Hessert, Jennifer Hodge, Walter Mauch, Mishai Peacock, Chelsey Shaul, Darla Drake, Phoebe McDaniel, Sabree Porter, Kathy Hatley, Amanda Tucker, Theresa Denny, Kay Hill, Stacie Goochey, Carolyn Jones, Amy Carr, Bonnie Dodds, Cindy Neben, Merrill Strate, Katie Aase, Candance Fernau, Geri Johnson, and Tina Rehkopf; and

WHEREAS, the staff at Logan Valley Manor include Tina Bird, Kimberly Bone, Travis Cole, Jaime Corwine, Janie Fournier, Mary Fuhrman, Melissa George-Oltrogge, Jo Going, Phyllis Harrington, Jessica Hayes, Karen Hayes, Sarah Johnston, Kari Lierman, Kelley Lutjen, Elda Milton, Shawna Nielsen, Inez Pankoke, Debra Rehbein, Elizabeth Sandoval, Megan Saxton, Sharon Swanson, Amber Timm, Ashley Tomasek, Tiffany Voss, Angie Whitley, Rod Wiese, and Linda Woodward.

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

1. That the Legislature commends the staff of the Ainsworth Care Center and Logan Valley Manor for their dedication and sacrifice on behalf of the residents of those care facilities.

2. That a copy of this resolution be sent to the Ainsworth Care Center and Logan Valley Manor.

Laid over.

### **RESOLUTION(S)**

**LEGISLATIVE RESOLUTION 23.** Read. Considered.

LR23 was adopted with 33 ayes, 0 nays, 11 present and not voting, and 5 excused and not voting.

**LEGISLATIVE RESOLUTION 356.** Read. Considered.

LR356 was adopted with 31 ayes, 0 nays, 13 present and not voting, and 5 excused and not voting.

**LEGISLATIVE RESOLUTION 357.** Read. Considered.

LR357 was adopted with 26 ayes, 0 nays, 18 present and not voting, and 5 excused and not voting.

**LEGISLATIVE RESOLUTION 358.** Read. Considered.

LR358 was adopted with 26 ayes, 0 nays, 18 present and not voting, and 5 excused and not voting.

**LEGISLATIVE RESOLUTION 359.** Read. Considered.

LR359 was adopted with 26 ayes, 0 nays, 18 present and not voting, and 5 excused and not voting.

**LEGISLATIVE RESOLUTION 360.** Read. Considered.

LR360 was adopted with 33 ayes, 0 nays, 10 present and not voting, and 6 excused and not voting.

**LEGISLATIVE RESOLUTION 361.** Read. Considered.

LR361 was adopted with 31 ayes, 0 nays, 12 present and not voting, and 6 excused and not voting.

**LEGISLATIVE RESOLUTION 362.** Read. Considered.

LR362 was adopted with 32 ayes, 0 nays, 11 present and not voting, and 6 excused and not voting.

**LEGISLATIVE RESOLUTION 363.** Read. Considered.

LR363 was adopted with 33 ayes, 0 nays, 10 present and not voting, and 6 excused and not voting.

**LEGISLATIVE RESOLUTION 364.** Read. Considered.

LR364 was adopted with 34 ayes, 0 nays, 9 present and not voting, and 6 excused and not voting.

**LEGISLATIVE RESOLUTION 365.** Read. Considered.

LR365 was adopted with 33 ayes, 0 nays, 10 present and not voting, and 6 excused and not voting.

**LEGISLATIVE RESOLUTION 366.** Read. Considered.

LR366 was adopted with 32 ayes, 0 nays, 11 present and not voting, and 6 excused and not voting.

**LEGISLATIVE RESOLUTION 367.** Read. Considered.

LR367 was adopted with 36 ayes, 0 nays, 7 present and not voting, and 6 excused and not voting.

**LEGISLATIVE RESOLUTION 368.** Read. Considered.

LR368 was adopted with 34 ayes, 0 nays, 9 present and not voting, and 6 excused and not voting.

**LEGISLATIVE RESOLUTION 369.** Read. Considered.

LR369 was adopted with 35 ayes, 0 nays, 8 present and not voting, and 6 excused and not voting.

**LEGISLATIVE RESOLUTION 370.** Read. Considered.

LR370 was adopted with 30 ayes, 0 nays, 13 present and not voting, and 6 excused and not voting.

**RESOLUTION(S)****LEGISLATIVE RESOLUTION 375.** Introduced by Friesen, 34.

WHEREAS, the Giltner High School Hornets won the 2015 Class D Boys' State Track and Field Championship; and

WHEREAS, the Giltner High School boys' track and field team was led by the dedicated and talented coach Nancy Lockmon; and

WHEREAS, members of the Giltner High School boys' track and field team medaled in eight events; and

WHEREAS, the Legislature recognizes the academic, athletic, and artistic achievements of the youth of our state.

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

1. That the Legislature congratulates the Giltner High School Hornets for winning the 2015 Class D Boys' State Track and Field Championship.

2. That a copy of this resolution be sent to the Giltner High School boys' track and field team and their coach, Nancy Lockmon.

Laid over.

**LEGISLATIVE RESOLUTION 376.** Introduced by Friesen, 34.

WHEREAS, the Giltner High School Hornets won the 2015 Class D Girls' State Track and Field Championship; and

WHEREAS, the Giltner High School girls' track and field team was led by the dedicated and talented coach Nancy Lockmon; and

WHEREAS, members of the Giltner High School girls' track and field team medaled in six events; and

WHEREAS, the Legislature recognizes the academic, athletic, and artistic achievements of the youth of our state.

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

1. That the Legislature congratulates the Giltner High School Hornets for winning the 2015 Class D Girls' State Track and Field Championship.

2. That a copy of this resolution be sent to the Giltner High School girls' track and field team and their coach, Nancy Lockmon.

Laid over.

**LEGISLATIVE RESOLUTION 377.** Introduced by Watermeier, 1.

WHEREAS, Rodney Vandeberg was born on October 1, 1936, in Sheldon, Iowa; and

WHEREAS, Rodney worked in the banking industry for over 50 years of his life, including the National Bank of Commerce in Lincoln and First National Bank and Trust in Falls City where he served as chairman, president, and chief executive officer for over 35 years; and

WHEREAS, Rodney served as the mayor of Falls City from 2006 to 2010 and represented District 1 on the Nebraska Highway Commission; and

WHEREAS, Rodney was involved with many professional activities such as serving as president of the Nebraska Bankers Association and president, state vice-president, and parliamentarian of the Nebraska Jaycees. He also served as a board member on the Luther Family Services Foundation, the Peru State College Foundation, and the Vandeberg Family Foundation; and

WHEREAS, Rodney was actively involved in serving his community, including fundraising for projects that supported schools, a new ballpark, a new hospital, a new library, and many other civic improvements; and

WHEREAS, Rodney served in the United States Army Reserve from 1958 to 1964; and

WHEREAS, Rodney Vandenberg passed away on May 23, 2015.

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

1. That the Legislature recognizes the contributions and service of Rodney Vandenberg and extends its deepest sympathy to his family.
2. That a copy of this resolution be sent to the family of Rodney Vandenberg.

Laid over.

### **VISITORS**

Visitors to the Chamber were Kasch and Elsa Faustman from Lincoln.

The Doctor of the Day was Dr. Gerald Luckey from David City.

### **ADJOURNMENT**

At 12:02 p.m., on a motion by Senator Krist, the Legislature adjourned until 10:00 a.m., Friday, May 29, 2015.

Patrick J. O'Donnell  
Clerk of the Legislature