

SIXTEENTH DAY - JANUARY 28, 2016**LEGISLATIVE JOURNAL****ONE HUNDRED FOURTH LEGISLATURE
SECOND SESSION****SIXTEENTH DAY**

Legislative Chamber, Lincoln, Nebraska
Thursday, January 28, 2016

PRAYER

The prayer was offered by Reverend Jerry Yount, Barada United Methodist Church, Barada.

ROLL CALL

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

The roll was called and all members were present except Senators Cook and Scheer who were excused; and Senators Bloomfield, Craighead, Davis, Hughes, Lindstrom, McCollister, Morfeld, and Murante who were excused until they arrive.

CORRECTIONS FOR THE JOURNAL

The Journal for the fifteenth day was approved.

COMMITTEE REPORT(S)

Enrollment and Review

LEGISLATIVE BILL 285. Placed on Final Reading.

(Signed) Matt Hansen, Chairperson

REPORT OF REGISTERED LOBBYISTS

Following is a list of all lobbyists who have registered as of January 27, 2016, in accordance with Section 49-1481, Revised Statutes of Nebraska. Additional lobbyists who have registered will be filed weekly.

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

Anderson, Benjamin
First Five Nebraska (Withdrawn 01/26/2016)

Baird Holm LLP
Turner Park North, LLC
Bromm, Curt/Bromm & Associates
Coleen J. Nielsen
Peetz & Company
Bromm, Jason
Bromm, Curt/Bromm & Associates
Jess, Carol
Jess, Carol
Kissel/E&S Associates, LLC
Nebraska Regional Officials Council
Kohout, Victoria
Research Nebraska!
Kratzer, Christopher
ACT, Inc.
Peetz & Company
Durham Museum
Peterson, Alan E.
Media of Nebraska, Inc.
Wilson, Chris
ACT, Inc.

REPORTS

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

RESOLUTION(S)

LEGISLATIVE RESOLUTION 424. Introduced by Kolowski, 31.

WHEREAS, Sean Lynch II, a student at Omaha Skutt Catholic High School has been selected as one of Nebraska's two delegates to the United States Senate Youth Program; and

WHEREAS, the program was established in 1962 and brings outstanding high school students who are interested in pursuing careers in public service to Washington, D.C., for an intensive week-long educational event; and

WHEREAS, in this highly competitive program, two student delegates are selected from each state, the District of Columbia, and the Department of Defense Education Activity; and

WHEREAS, Sean joins a distinguished group which has demonstrated outstanding leadership abilities, a commitment to volunteer work, and academic excellence; and

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

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

1. That the Legislature congratulates Sean Lynch II for being chosen as a Nebraska delegate to the United States Senate Youth Program, and extends its best wishes for his continued academic success and civic involvement.
2. That a copy of this resolution be sent to Sean Lynch II.

Laid over.

NOTICE OF COMMITTEE HEARING(S)
Judiciary

Room 1113

Thursday, February 4, 2016 1:30 p.m.

LB1094

(Signed) Les Seiler, Chairperson

RESOLUTION(S)

Pursuant to Rule 4, Sec. 5(b), LRs 416 and 417 were adopted.

SPEAKER SIGNED

While the Legislature was in session and capable of transacting business, the Speaker signed the following: LR416 and LR417.

MOTION(S) - Confirmation Report(s)

Senator Schilz moved the adoption of the Natural Resources Committee report for the confirmation of the following appointment(s) found on page 415:

Department of Natural Resources
Jeff Fassett, Director

Voting in the affirmative, 28:

Baker	Fox	Harr, B.	Pansing Brooks	Smith
Bolz	Friesen	Hilkemann	Riepe	Stinner
Brasch	Garrett	Kolterman	Schilz	Sullivan
Chambers	Gloor	Krist	Schnoor	Williams
Crawford	Groene	Kuehn	Schumacher	
Ebke	Hadley	Mello	Seiler	

Voting in the negative, 0.

Present and not voting, 11:

Campbell	Hansen	Kintner	McCoy
Coash	Howard	Kolowski	Watermeier
Haar, K.	Johnson	Larson	

Excused and not voting, 10:

Bloomfield	Craighead	Hughes	McCollister	Murante
Cook	Davis	Lindstrom	Morfeld	Scheer

The appointment was confirmed with 28 ayes, 0 nays, 11 present and not voting, and 10 excused and not voting.

GENERAL FILE

LEGISLATIVE BILL 505. Title read. Considered.

Committee AM391, found on page 568, First Session, 2015, lost with 0 ayes, 25 nays, 19 present and not voting, and 5 excused and not voting.

Senator Krist offered the following amendment:

AM1931

1 1. Strike the original sections and insert the following new

2 sections:

3 Section 1. Section 29-3523, Revised Statutes Supplement, 2015, is

4 amended to read:

5 29-3523 (1) After the expiration of the periods described in

6 subsection (3) of this section, a criminal justice agency shall respond

7 to a public inquiry in the same manner as if there were no criminal

8 history record information and criminal history record information shall

9 not be disseminated to any person other than a criminal justice agency,

10 except as provided in subsection (2) of this section or ~~That part of~~

11 ~~riminal history record information consisting of a notation of an~~

12 ~~arrest, described in subsection (3) of this section, shall not be~~

13 ~~disseminated to persons other than criminal justice agencies after the~~

14 ~~expiration of the periods described in subsection (3) of this section~~

15 ~~except as provided in subsection (2) of this section and except when the~~
16 subject of the record:

17 (a) Is currently the subject of prosecution or correctional control

18 as the result of a separate arrest;

19 (b) Is currently an announced candidate for or holder of public

20 office;

21 (c) Has made a notarized request for the release of such record to a
22 specific person; or

23 (d) Is kept unidentified, and the record is used for purposes of

24 surveying or summarizing individual or collective law enforcement agency

25 activity or practices, or the dissemination is requested consisting only

26 of release of criminal history record information showing (i) dates of

27 arrests, (ii) reasons for arrests, and (iii) the nature of the

1 dispositions including, but not limited to, reasons for not prosecuting

2 the case or cases.

3 (2) That part of criminal history record information ~~consisting of a~~
4 ~~notation of an arrest~~, described in subsection (4) ~~3~~ of this section, may
5 be disseminated to individuals and agencies for the express purpose of
6 research, evaluative, or statistical activities pursuant to an agreement
7 with a criminal justice agency that specifically authorizes access to the
8 information, limits the use of the information to research, evaluative,
9 or statistical activities, and ensures the confidentiality and security
10 of the information.

11 (3) Except as provided in subsections (1) and (2) of this section,
12 in the case of an arrest, citation in lieu of arrest, or referral for
13 prosecution without citation, all criminal history record information
14 relating to the case ~~the notation of arrest~~ shall be removed from the
15 public record as follows:

16 (a) ~~When In the case of an arrest for which~~ no charges are filed as
17 a result of the determination of the prosecuting attorney, the criminal
18 history record information ~~arrest~~ shall not be part of the public record
19 after one year from the date of arrest, citation in lieu of arrest, or
20 referral for prosecution without citation;

21 (b) ~~When In the case of an arrest for which~~ charges are not filed as
22 a result of a completed diversion, the criminal history record
23 information ~~arrest~~ shall not be part of the public record after two years
24 from the date of arrest, citation in lieu of arrest, or referral for
25 prosecution without citation; and

26 (c) ~~When In the case of an arrest for which~~ charges are filed, but
27 the case is dismissed by the court (i) on motion of the prosecuting
28 attorney, (ii) ~~or~~ as a result of a hearing not the subject of a pending
29 appeal, (iii) after acquittal, or (iv) after completion of a program
30 prescribed by a drug court or any other problem solving court approved by
31 the Supreme Court, the criminal history record information ~~the arrest~~
1 shall not be part of the public record immediately upon notification of a
2 criminal justice agency after acquittal pursuant to subdivision (3)(c)
3 (iii) of this section or after the entry of an order dismissing the case
4 after three years from the date of arrest.

5 (4) Upon acquittal or entry of an order dismissing a case described
6 in subdivision (3)(c) of this section, the court shall:

7 (a) Order that all records, including any information or other data
8 concerning any proceedings relating to the case, including the arrest,
9 taking into custody, petition, complaint, indictment, information, trial,
10 hearing, adjudication, correctional supervision, dismissal, or other
11 disposition or sentence, are not part of the public record and shall not
12 be disseminated to persons other than criminal justice agencies, except
13 as provided in subsection (1) or (2) of this section;

14 (b) Send notice of the order (i) to the Nebraska Commission on Law
15 Enforcement and Criminal Justice, (ii) to the Nebraska State Patrol, and
16 (iii) to law enforcement agencies, county attorneys, and city attorneys
17 referenced in the court record;

18 (c) Order all parties notified under subdivision (4)(b) of this
19 section to seal all records pertaining to the case; and

20 (d) If the case was transferred from one court to another, send
 21 notice of the order to seal the record to the transferring court.
 22 (5) In any application for employment, bonding, license, education,
 23 or other right or privilege, any appearance as a witness, or any other
 24 public inquiry, a person cannot be questioned with respect to any offense
 25 for which the record is sealed. If an inquiry is made in violation of
 26 this subsection, the person may respond as if the offense never occurred.
 27 (6 4) Any person arrested due to the error of a law enforcement
 28 agency may file a petition with the district court for an order to
 29 expunge the criminal history record information related to such error.
 30 The petition shall be filed in the district court of the county in which
 31 the petitioner was arrested. The county attorney shall be named as the
 1 respondent and shall be served with a copy of the petition. The court may
 2 grant the petition and issue an order to expunge such information if the
 3 petitioner shows by clear and convincing evidence that the arrest was due
 4 to error by the arresting law enforcement agency.
 5 Sec. 2. Original section 29-3523, Revised Statutes Supplement,
 6 2015, is repealed.

The Krist amendment was adopted with 32 ayes, 0 nays, 12 present and not voting, and 5 excused and not voting.

Advanced to Enrollment and Review Initial with 35 ayes, 0 nays, 9 present and not voting, and 5 excused and not voting.

LEGISLATIVE BILL 505A. Title read. Considered.

Advanced to Enrollment and Review Initial with 30 ayes, 0 nays, 14 present and not voting, and 5 excused and not voting.

LEGISLATIVE BILL 275. Title read. Considered.

Advanced to Enrollment and Review Initial with 32 ayes, 1 nay, 11 present and not voting, and 5 excused and not voting.

LEGISLATIVE BILL 474. Title read. Considered.

Committee AM347, found on page 596, First Session, 2015, 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 38 ayes, 0 nays, 7 present and not voting, and 4 excused and not voting.

LEGISLATIVE BILL 474A. Title read. Considered.

Senator Chambers offered the following amendment:
 AM1934

1 1. On page 2, line 2, strike "FY2015-16" and insert "FY2016-17"; in
 2 line 4 strike "First" and insert "Second"; and in line 5 strike "2015"

3 and insert "2016".

The Chambers amendment 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 38 ayes, 0 nays, 7 present and not voting, and 4 excused and not voting.

RESOLUTION(S)

LEGISLATIVE RESOLUTION 425. Introduced by Pansing Brooks, 28.

WHEREAS, Lincoln High School received a 2015 NebraskARTS Award presented by Nebraskans for the Arts; and

WHEREAS, Nebraskans for the Arts annually recognizes select schools and school districts that make notable and worthwhile contributions to the arts and arts education in Nebraska; and

WHEREAS, the award event was held in the State Capitol rotunda on October 21, 2015, and included displays of student artwork and performances from the honored schools; and

WHEREAS, Lincoln High School's International Baccalaureate program features music, theatre, and visual arts in an integrated curriculum which encourages students to develop meaningful experiences in creating, refining, and presenting their work in the classroom and the community; 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, SECOND SESSION:

1. That the Legislature congratulates Lincoln High School for receiving a 2015 NebraskARTS Award.

2. That a copy of this resolution be sent to Lincoln High School.

Laid over.

COMMITTEE REPORT(S)

Agriculture

The Agriculture 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.

Ryan Ueberrhein - Beginning Farmer Board

Aye: 6 Harr, B., Johnson, Kolterman, Larson, Riepe, Schilz. Nay: 2 Bloomfield, Chambers. Absent: 0. Present and not voting: 0.

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

Donald Anthony - Beginning Farmer Board
Bradley Lubben - Beginning Farmer Board
Todd Reed - Beginning Farmer Board

Aye: 8 Bloomfield, Chambers, Harr, B., Johnson, Kolterman, Larson, Riepe, Schilz. Nay: 0. Absent: 0. Present and not voting: 0.

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

Nadine Hagedorn - Beginning Farmer Board

Aye: 8 Bloomfield, Chambers, Harr, B., Johnson, Kolterman, Larson, Riepe, Schilz. Nay: 0. Absent: 0. Present and not voting: 0.

(Signed) Jerry Johnson, Chairperson

COMMITTEE REPORT(S)
Agriculture

LEGISLATIVE BILL 909. Placed on General File.

LEGISLATIVE BILL 921. Placed on General File.

(Signed) Jerry Johnson, Chairperson

NOTICE OF COMMITTEE HEARING(S)
Revenue

Room 1524

Friday, February 5, 2016 1:30 p.m.

LB774

LB671

(Signed) Mike Gloor, Chairperson

GENERAL FILE

LEGISLATIVE RESOLUTION 26CA. Read. Considered.

Senator Bloomfield offered the following motion:

MO170

Bracket until April 20, 2016.

SENATOR KRIST PRESIDING

The Bloomfield motion to bracket failed with 5 ayes, 28 nays, 13 present and not voting, and 3 excused and not voting.

Senator Schumacher offered the following amendment:

FA83

Insert after the word "electors" in line 16 of page 2: "as five questions
 (a) relating to eligible age for members of the Legislature;
 (b) relating to eligible age for the office of Governor or Lieutenant Governor;
 (c) relating to eligible age for the office of Chief Justice or Judge of the Supreme Court;
 (d) relating to eligible age for all other public offices; and
 (e) relating to the amended language regarding residency requirements for appointed members of the Legislature."

Senator Larson moved the previous question. The question is, "Shall the debate now close?" The motion prevailed with 25 ayes, 1 nay, and 23 not voting.

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

Senator Schumacher requested a roll call vote on his amendment.

Voting in the affirmative, 17:

Baker	Coash	Kolowski	Schnoor	Williams
Bloomfield	Friesen	Krist	Schumacher	
Campbell	Harr, B.	McCollister	Seiler	
Chambers	Hilkemann	Pansing Brooks	Sullivan	

Voting in the negative, 21:

Bolz	Garrett	Kintner	Morfeld	Watermeier
Brasch	Groene	Kuehn	Murante	
Craighead	Haar, K.	Larson	Riepe	
Ebke	Hughes	Lindstrom	Schilz	
Fox	Johnson	McCoy	Stinner	

Present and not voting, 7:

Crawford	Hansen	Kolterman	Smith
Gloor	Howard	Mello	

Excused and not voting, 4:

Cook Davis Hadley Scheer

The Schumacher amendment lost with 17 ayes, 21 nays, 7 present and not voting, and 4 excused and not voting.

The Chair declared the call raised.

Pending.

COMMITTEE REPORT(S)
Enrollment and Review

LEGISLATIVE BILL 471. Placed on Select File with amendment.
ER148

1 1. In the Kuehn amendment, AM1909, on page 3, line 7, strike "or";
2 in line 9 strike "and" and insert "or"; and in line 18 after
3 "prescription" insert "drug".
4 2. On page 1, strike lines 2 through 5 and insert "section 71-2454,
5 Revised Statutes Cumulative Supplement, 2014; to change provisions
6 relating to prescription drug monitoring; to create a task force; to
7 provide powers and duties; to harmonize provisions; to repeal the
8 original section; and to declare an emergency."

LEGISLATIVE BILL 270. Placed on Select File with amendment.
ER149

1 1. On page 4, line 14, strike "2015" and insert "2016".

LEGISLATIVE BILL 131. Placed on Select File with amendment.
ER150

1 1. In the Standing Committee amendments, AM405:
2 a. On page 1, line 7, strike "sections" and insert "section"; and
3 b. On page 1, lines 19 and 25; and page 2, line 22, strike "city or
4 village's" and after "proposal" insert "of the city or village".
5 2. On page 1, strike beginning with "annexation" in line 1 through
6 line 6 and insert "political subdivisions; to provide restrictions on and
7 requirements for sanitary and improvement districts subject to municipal
8 annexation."

(Signed) Matt Hansen, Chairperson

COMMITTEE REPORT(S)
Judiciary

LEGISLATIVE BILL 327. Placed on General File with amendment.
AM1777

1 1. Strike the original sections and insert the following new
2 sections:
3 Section 1. Section 25-1010, Revised Statutes Supplement, 2015, is
4 amended to read:

5 25-1010 (1) When an affidavit is filed in a civil action and
6 ~~contains containing~~ the necessary allegations of an affidavit of
7 attachment and, in addition, contains allegations that the affiant has
8 good reason to and does believe that the named any person, partnership,
9 limited liability company, or corporation (a) to be named has property or
10 credits of and is indebted to the defendant, describing such property, in
11 his or her possession or control that cannot be levied upon by
12 attachment, with a description of such property or credits, and (b) is
13 indebted to the defendant, a judge of any district court or county court
14 may direct the clerk to issue a summons and order requiring such person,
15 partnership, limited liability company, or corporation as garnishee to
16 answer written interrogatories, to be furnished by the plaintiff and
17 attached to such summons and order as , respecting the matters set forth
18 in this section and section 25-1026. All answers must be given in writing
19 but do not need to be verified or given under oath. All answers so given
20 will be deemed to be true and subject to all of the penalties of perjury
21 in the event of willful falsification. A garnishee that is a financial
22 institution shall be paid a fifteen-dollar fee by the plaintiff or his or
23 her agent or attorney at the time of service of a garnishment summons
24 which fee shall be taxed as part of the costs of the action. Failure to
25 pay the fee renders the garnishment void and the garnishee need not
26 answer the interrogatories or take any other action. A separate fee shall
27 be paid under this section for each defendant if the garnishment summons
1 is issued for more than one defendant. If a financial institution is
2 authorized to charge a garnishment processing fee to its customer, the
3 fee received by the financial institution under this section shall be
4 deducted from the amount of any garnishment processing fee that the
5 financial institution collects from its customer.
6 (2) Except as otherwise provided in this section, the The summons
7 and order referred to in subsection (1) of this section shall be
8 returnable within five days after from the date of the issuance thereof
9 and shall require the garnishee to answer within ten days after from the
10 date of service upon him or her. The order shall inform the garnishee (a)
11 of the penalties that may be imposed in the event of willful
12 falsification, (b) that the garnishee he or she is obligated to hold the
13 property of every description and the credits of the defendant in the
14 garnishee's his or her possession or under his or her control at the time
15 of the service of the order and the interrogatories until further
16 direction from the court, (c) of the garnishee's his or her ability to
17 obtain discharge from liability to the defendant under section 25-1027,
18 and (d) of the ability of the court to enter judgment against the
19 garnishee him or her upon failure to answer the interrogatories as
20 provided in section 25-1028. If the answers to the interrogatories
21 identify property or credits of the defendant in the possession of the
22 garnishee, the clerk shall mail to the last-known address of the
23 defendant copies of the garnishment summons and answers to
24 interrogatories within five days after the return of the answers to the
25 interrogatories.
26 (3) Prior to final judgment in an action, no order of garnishment

27 shall issue for wages due from an employer to an employee.
28 (4)(a) In any case involving service of a garnishment summons on a
29 financial institution where deposits are received within this state, the
30 financial institution shall (i) if its main chartered office is located
31 in this state, designate its main chartered office for the service of
1 summons or (ii) if its main chartered office is located in another state,
2 designate any one of its offices or branches or its agent for service of
3 process in this state for service of summons. The designation of a main
4 chartered office or an office or branch or the agent for service of
5 process under this subdivision shall be made by filing a notice of
6 designation with the Department of Banking and Finance, shall contain the
7 physical address of the main chartered office or the office or branch or
8 the agent for service of process designated, and shall be effective upon
9 placement on the department web site. The department shall post the list
10 of such designated main chartered offices and offices or branches or
11 agents for service of process on its web site for access by the public. A
12 financial institution may modify or revoke a designation made under this
13 subdivision by filing the modification or revocation with the department.
14 The modification or revocation shall be effective when the department's
15 web site has been updated to reflect the modification or revocation,
16 except that the judgment creditor may rely upon the designation that was
17 modified or revoked during the thirty-day period following the effective
18 date of the modification or revocation if the summons is timely served
19 upon the financial institution. The department shall update its web site
20 to reflect a filing by a financial institution pursuant to this
21 subdivision or a modification or revocation filed by a financial
22 institution pursuant to this subdivision within ten business days
23 following the filing by the financial institution. The department web
24 site shall reflect the date its online records for each financial
25 institution have most recently been updated.

26 (b) If a financial institution where deposits are received has
27 designated its main chartered office or one of its offices or branches or
28 its agent for service of process for the service of summons, service made
29 on the main chartered office or the office or branch or the agent for
30 service of process so designated shall be valid and effective as to any
31 property or credits of the defendant in the possession or control of the
1 main chartered office of the financial institution in this state and any
2 of the financial institution offices or branches located within this
3 state. If service of summons is not made on the main chartered office or
4 the office or branch or the agent for service of process designated by
5 the financial institution, but instead is made at another office or
6 branch of the financial institution located in Nebraska, the financial
7 institution, in its discretion, and without violating any obligation to
8 its customer, may elect to treat the service of summons as valid and
9 effective as to any property or credits of the defendant in the
10 possession or control of the main chartered office of the financial
11 institution in this state and any of the financial institution offices or
12 branches located within this state. In the absence of such an election,
13 the financial institution shall file a statement with the interrogatories

14 that the summons was not served at the financial institution's designated
15 location for receiving service of summons and, therefore, was not
16 processed, and shall provide the address at which the financial
17 institution is to receive service of summons.

18 (c) For purposes of this subsection, financial institution means a
19 bank, savings bank, building and loan association, savings and loan
20 association, or credit union whether chartered by the United States, the
21 Department of Banking and Finance, or a foreign state agency.

22 (d) The notice of designation, modification, or revocation shall be
23 made by a financial institution on forms prescribed by the department.

24 (e) The Department of Banking and Finance, any employee of the
25 department, or any person acting on behalf of the department shall be
26 immune from civil and criminal liability for any acts or omissions which
27 occur as a result of the requirements of this subsection.

28 Sec. 2. Section 25-1028, Reissue Revised Statutes of Nebraska, is
29 amended to read:

30 25-1028 If the garnishee fails to answer, as required by section
31 25-1026, the garnishee ~~he~~ shall be presumed to be indebted to the
1 defendant in the full amount of the claim of plaintiff. Upon notice to
2 the garnishee given within such time and in such manner as the court
3 shall direct, judgment may be entered for such amount as the court may
4 find due from the garnishee.

5 Sec. 3. Section 25-1030.02, Reissue Revised Statutes of Nebraska, is
6 amended to read:

7 25-1030.02 (1) The trial of the determination of the liability of
8 the garnishee shall be conducted the same as in a civil action. If it
9 ~~appears shall appear~~ upon the trial of the liability of the garnishee
10 that the garnishee was (a ~~+~~) indebted to the defendant, or (b ~~2~~) had any
11 property or credits of the defendant, in the garnishee's ~~his~~ possession
12 or ~~under his~~ control at the time of being served with the notice of
13 garnishment, the garnishee ~~he~~ shall be liable to the plaintiff, ~~if in~~
14 ~~case~~ judgment is finally recovered by plaintiff against the defendant, to
15 the full amount thereof, or to the amount of such indebtedness or
16 property held by the garnishee.

17 (2) The plaintiff in such event may have a judgment against the
18 garnishee (a ~~+~~) for the amount of money due from the garnishee to the
19 defendant in the original action, ~~or~~ (b ~~2~~) for the delivery to the
20 sheriff or to the clerk of the court of any property in the garnishee's
21 hands belonging to the defendant in the original action within a time to
22 be fixed by the court, or (c) for the value of the property ~~same~~ as fixed
23 in the judgment if not delivered within the time fixed.

24 Sec. 4. Section 25-1056, Revised Statutes Supplement, 2015, is
25 amended to read:

26 25-1056 (1) In all cases when a judgment has been entered by any
27 court of record and the judgment creditor or his or her agent or attorney
28 has filed an affidavit setting forth the amount due on the judgment,
29 interest, and costs in the office of the clerk of the court where the
30 judgment has been entered and that the judgment creditor or his or her
31 agent or attorney ~~he or she~~ has good reason to and does believe that the

1 ~~named any~~ person, partnership, limited liability company, or corporation;
2 ~~naming him, her, or it,~~ has property of ~~or and~~ is indebted to the
3 judgment debtor, the clerk shall issue a summons which shall set forth
4 the amount due on the judgment, interest, and costs as shown in the
5 affidavit and require such person, partnership, limited liability
6 company, or corporation, as garnishee, to answer written interrogatories
7 to be furnished by the plaintiff and to be attached to such summons as
8 respecting the matters set forth in sections 25-1010 and section 25-1026.
9 A garnishee that is a financial institution shall be paid a fifteen-
10 dollar fee by the plaintiff or his or her agent or attorney at the time
11 of service of a garnishment summons, which fee shall be taxed as part of
12 the costs of the action. Failure to pay the fee renders the garnishment
13 void, and the garnishee need not answer the interrogatories or take any
14 other action. A separate fee shall be paid under this section for each
15 defendant if the garnishment summons is issued for more than one
16 defendant. If a financial institution is authorized to charge a
17 garnishment processing fee to its customer, the fee received by the
18 financial institution under this section shall be deducted from the
19 amount of any garnishment processing fee that the financial institution
20 collects from its customer. Except as otherwise provided in this section,
21 the ~~The~~ summons shall be returnable within ten days ~~after from~~ the date
22 of its issuance and shall require the garnishee to answer within ten days
23 ~~after from~~ the date of service upon such garnishee him or her. Except
24 when wages are involved, the garnishee shall hold the property ~~of every~~
25 ~~description~~ and the credits of the defendant in the garnishee's his or
26 ~~her~~ possession or ~~under his or her~~ control at the time of the service of
27 the summons and interrogatories until ~~the~~ further order of the court. If
28 the only property in the possession or ~~under the~~ control of the garnishee
29 at the time of the service of the summons and interrogatories is credits
30 of the defendant and the amount of such credits is not in dispute by the
31 garnishee, then such garnishee shall only hold the credits of the
1 defendant in the garnishee's his or her possession or ~~under his or her~~
2 control at the time of the service of the summons and interrogatories to
3 the extent of the amount of the judgment, interest, and costs set forth
4 in the summons until further order of the court. When wages are involved,
5 the garnishee shall pay to the employee all disposable earnings exempted
6 from garnishment by statute, and any disposable earnings remaining after
7 such payment shall be retained by the garnishee until further order of
8 the court. Thereafter, the service of the summons and interrogatories and
9 all further proceedings shall be in all respects the same as is provided
10 for in sections 25-1010, 25-1011, and 25-1026 to 25-1031.01 unless
11 inconsistent with this section.
12 (2) If it appears from the answer of the garnishee that the judgment
13 debtor was an employee of the garnishee, that the garnishee otherwise
14 owed earnings to the judgment debtor when the garnishment order was
15 served, or that earnings would be owed within sixty days thereafter and
16 there is not a successful written objection to the order or the answer of
17 the garnishee filed, on application by the judgment creditor, the court
18 shall order that the nonexempt earnings, if any, withheld by the

19 garnishee after service of the order be transferred to the court for
20 delivery to the judgment creditor who is entitled to such earnings.
21 Except for garnishments in support of a person, the payments may be made
22 payable to the judgment creditor or assignee and shall be forwarded to
23 the issuing court to record the judgment payment prior to the court
24 delivering the payment to the judgment creditor or assignee. The court
25 shall, upon application of the judgment creditor, further order that the
26 garnishment is a continuing lien against the nonexempt earnings of the
27 judgment debtor. An order of continuing lien on nonexempt earnings
28 entered pursuant to this section shall require the garnishee to continue
29 to withhold the nonexempt earnings of the judgment debtor for as long as
30 the continuing lien remains in effect.

31 Beginning with the pay period during which the writ was served and
1 while the continuing lien remains in effect, the garnishee shall deliver
2 the nonexempt earnings to the court from which the garnishment was issued
3 for each pay period or on a monthly basis if the garnishee so desires and
4 shall deliver to the judgment debtor his or her exempt earnings for each
5 pay period.

6 (3) A continuing lien ordered pursuant to this section shall be
7 invalid and shall have no force and effect upon the occurrence of any of
8 the following:

9 (a) The underlying judgment is satisfied in full or vacated or
10 expires;

11 (b) The judgment debtor leaves the garnishee's employ for more than
12 sixty days;

13 (c) The judgment creditor releases the garnishment;

14 (d) The proceedings are stayed by a court of competent jurisdiction,
15 including the United States Bankruptcy Court;

16 (e) The judgment debtor has not earned any nonexempt earnings for at
17 least sixty days;

18 (f) The court orders that the garnishment be quashed; or

19 (g) Ninety days have expired since service of the writ. The judgment
20 creditor may extend the lien for a second ninety-day period by filing
21 with the court a notice of extension during the fifteen days immediately
22 prior to the expiration of the initial lien, and the continuing lien in
23 favor of the initial judgment creditor shall continue for a second
24 ninety-day period.

25 (4)(a) To determine priority, garnishments and liens shall rank
26 according to time of service.

27 (b) Garnishments, liens, and wage assignments which are not for the
28 support of a person shall be inferior to wage assignments for the support
29 of a person. Garnishments which are not for the support of a person and
30 liens shall be inferior to garnishments for the support of a person.

31 (5) Only one order of continuing lien against earnings due the
1 judgment debtor shall be in effect at one time. If an employee's wages
2 are already being garnished pursuant to a continuing lien at the time of
3 service of a garnishment upon an employer, the answer to garnishment
4 interrogatories shall include such information along with the date of
5 termination of such continuing lien and the title of the case from which

6 such garnishment is issued. Except as provided in subsection (4) of this
7 section, a continuing lien obtained pursuant to this section shall have
8 priority over any subsequent garnishment or wage assignment.

9 (6)(a) In any case involving service of a garnishment summons on a
10 financial institution where deposits are received within this state, the
11 financial institution shall (i) if its main chartered office is located
12 in this state, designate its main chartered office for the service of
13 summons or (ii) if its main chartered office is located in another state,
14 designate any one of its offices or branches or its agent for service of
15 process in this state for service of summons. The designation of a main
16 chartered office or an office or branch or the agent for service of
17 process under this subdivision shall be made by filing a notice of
18 designation with the Department of Banking and Finance, shall contain the
19 physical address of the main chartered office or the office or branch or
20 the agent for service of process designated, and shall be effective upon
21 placement on the department web site. The department shall post the list
22 of such designated main chartered offices and offices or branches or
23 agents for service of process on its web site for access by the public. A
24 financial institution may modify or revoke a designation made under this
25 subdivision by filing the modification or revocation with the department.
26 The modification or revocation shall be effective when the department's
27 web site has been updated to reflect the modification or revocation,
28 except that the judgment creditor may rely upon the designation that was
29 modified or revoked during the thirty-day period following the effective
30 date of the modification or revocation if the summons is timely served
31 upon the financial institution. The department shall update its web site
1 to reflect a filing by a financial institution pursuant to this
2 subdivision or a modification or revocation filed by a financial
3 institution pursuant to this subdivision within ten business days
4 following the filing by the financial institution. The department web
5 site shall reflect the date its online records for each financial
6 institution have most recently been updated.

7 (b) If a financial institution where deposits are received has
8 designated its main chartered office or one of its offices or branches or
9 its agent for service of process for the service of summons, service made
10 on the main chartered office or the office or branch or the agent for
11 service of process so designated shall be valid and effective as to any
12 property or credits of the defendant in the possession or control of the
13 main chartered office of the financial institution in this state and any
14 of the financial institution offices or branches located within this
15 state. If service of summons is not made on the main chartered office or
16 the office or branch or the agent for service of process designated by
17 the financial institution, but instead is made at another office or
18 branch of the financial institution located in Nebraska, the financial
19 institution, in its discretion, and without violating any obligation to
20 its customer, may elect to treat the service of summons as valid and
21 effective as to any property or credits of the defendant in the
22 possession or control of the main chartered office of the financial
23 institution in this state and any of the financial institution offices or

24 branches located within this state. In the absence of such an election,
25 the financial institution shall file a statement with the interrogatories
26 that the summons was not served at the financial institution's designated
27 location for receiving service of summons and, therefore, was not
28 processed, and shall provide the address at which the financial
29 institution is to receive service of summons.

30 (c) For purposes of this subsection, financial institution means a
31 bank, savings bank, building and loan association, savings and loan
1 association, or credit union whether chartered by the United States, the
2 Department of Banking and Finance, or a foreign state agency.

3 (d) The notice of designation, modification, or revocation shall be
4 made by a financial institution on forms prescribed by the department.

5 (e) The Department of Banking and Finance, any employee of the
6 department, or any person acting on behalf of the department shall be
7 immune from civil and criminal liability for any acts or omissions which
8 occur as a result of the requirements of this subsection.

9 Sec. 5. This act becomes operative on January 1, 2017.

10 Sec. 6. Original sections 25-1028 and 25-1030.02, Reissue Revised
11 Statutes of Nebraska, and sections 25-1010 and 25-1056, Revised Statutes
12 Supplement, 2015, are repealed.

LEGISLATIVE BILL 846. Placed on General File with amendment.
AM1908

1 1. Strike the original section and insert the following new section:

2 Section 1. (1) On or before January 1, 2017, the Nebraska State
3 Patrol, each county sheriff, each city or village police department, and
4 any other law enforcement agency of this state or of a political
5 subdivision of this state shall adopt a written eyewitness
6 misidentification prevention policy and provide a copy of such policy to
7 the Nebraska Commission on Law Enforcement and Criminal Justice.

8 (2) The policy required by this section shall, at a minimum, include
9 the following:

10 (a) Blind or blinded administration of the lineup, in which the
11 officer conducting the lineup is unaware of the suspect's identity or, if
12 that is not practical, the officer uses a blinded procedure that prevents
13 him or her from seeing which photograph is being viewed by the witness at
14 a given time;

15 (b) Instructions to the eyewitness, including that the perpetrator
16 may or may not be among the persons in the identification procedure;

17 (c) Use of nonsuspect fillers that do not make the suspect
18 noticeably stand out and that generally match the witness's description
19 of the perpetrator; and

20 (d) A requirement that, if the witness makes an identification, the
21 officer shall elicit and document the witness's level of certainty, in
22 the witness's own words, immediately after the identification is made.

23 (3) The Nebraska Commission on Law Enforcement and Criminal Justice
24 shall develop and distribute a suggested model written eyewitness
25 misidentification prevention policy that includes the policies described
26 in subsection (2) of this section. If a law enforcement agency fails to

27 adopt its own policy as required under subsection (1) of this section,
 1 the commission shall require such law enforcement agency to adopt the
 2 model policy.

(Signed) Les Seiler, Chairperson

Transportation and Telecommunications

LEGISLATIVE BILL 735. Placed on General File.

LEGISLATIVE BILL 785. Placed on General File.

LEGISLATIVE BILL 811. Placed on General File.

LEGISLATIVE BILL 814. Placed on General File.

LEGISLATIVE BILL 929. Placed on General File.

LEGISLATIVE BILL 880. Placed on General File with amendment.

AM1872

1 1. Strike the original sections and insert the following new

2 sections:

3 Section 1. Section 60-3,122.03, Revised Statutes Cumulative

4 Supplement, 2014, is amended to read:

5 60-3,122.03 (1) The department shall design license plates to be
 6 known as Military Honor Plates. The department shall create designs
 7 honoring persons who have served or are serving in the United States
 8 Army, United States Army Reserve, United States Navy, United States Navy
 9 Reserve, United States Marine Corps, United States Marine Corps Reserve,
 10 United States Coast Guard, United States Coast Guard Reserve, United
 11 States Air Force, United States Air Force Reserve, or National Guard.

12 There shall be eleven ~~six~~ designs, one for each of such armed forces
 13 reflecting its official emblem, official seal, or other official image.

14 The issuance of plates for each of such armed forces shall be conditioned
 15 on the approval of the armed forces owning the copyright to the official
 16 emblem, official seal, or other official image. A person may qualify for
 17 a Military Honor Plate by registering with the Department of Veterans'
 18 Affairs pursuant to section 80-414. The Department of Motor Vehicles
 19 shall verify the applicant's eligibility for a plate created pursuant to
 20 this section by consulting the registry established by the Department of
 21 Veterans' Affairs.

22 (2) The design shall be selected on the basis of limiting the
 23 manufacturing cost of each plate to an amount less than or equal to the
 24 amount charged for license plates pursuant to section 60-3,102. The
 25 Department of Motor Vehicles shall make applications available for each
 26 type of plate when it is designed. The department may adopt and
 27 promulgate rules and regulations to carry out this section and section
 1 60-3,122.04.

2 (3) One type of Military Honor Plates shall be alphanumeric plates.

3 The department shall:

4 (a) Assign a designation up to five characters; and

5 (b) Not use a county designation.

6 (4) One type of Military Honor Plates shall be personalized message

7 plates. Such plates shall be issued subject to the same conditions
8 specified for personalized message license plates in section 60-3,118,
9 except that a maximum of five characters may be used.
10 Sec. 2. Section 60-3,122.04, Revised Statutes Cumulative Supplement,
11 2014, is amended to read:
12 60-3,122.04 (1) ~~An~~ ~~Beginning January 2, 2016,~~ an eligible person may
13 apply to the department for Military Honor Plates in lieu of regular
14 license plates on an application prescribed and provided by the
15 department for any motor vehicle, trailer, semitrailer, or cabin trailer,
16 except for a motor vehicle or trailer registered under section 60-3,198.
17 An applicant receiving a Military Honor Plate for a farm truck with a
18 gross weight of over sixteen tons shall affix the appropriate tonnage
19 decal to the plate. The department shall make forms available for such
20 applications through the county treasurers. The license plates shall be
21 issued upon payment of the license fee described in subsection (2) of
22 this section and verification by the department of an applicant's
23 eligibility using the registry established by the Department of Veterans'
24 Affairs pursuant to section 80-414. To be eligible an applicant shall be
25 (a) active duty or reserve duty armed forces personnel serving in any of
26 the armed forces listed in subsection (1) of section 60-3,122.03, ~~or~~ (b)
27 a veteran of any of such armed forces who was discharged or otherwise
28 separated with a characterization of honorable or general (under
29 honorable conditions), ~~(c) a current or former commissioned officer of~~
30 the United States Public Health Service or National Oceanic and
31 Atmospheric Administration who has been detailed directly to any branch
1 of such armed forces for service on active or reserve duty and who was
2 discharged or otherwise separated with a characterization of honorable or
3 general (under honorable conditions) as proven with valid orders from the
4 United States Department of Defense, a statement of service provided by
5 the United States Public Health Service, or a report of transfer or
6 discharge provided by the National Oceanic and Atmospheric
7 Administration, or (d) a trust that owns the motor vehicle, trailer,
8 semitrailer, or cabin trailer if a designated beneficiary of the trust
9 qualifies under subdivision (1)(a), (b), or (c) of this section. Any
10 person using Military Honor Plates shall surrender the plates to the
11 county treasurer if such person is no longer eligible for the plates.
12 Regular plates shall be issued to any such person upon surrender of the
13 Military Honor Plates for a three-dollar transfer fee and forfeiture of
14 any of the remaining annual fee. The three-dollar transfer fee shall be
15 remitted to the State Treasurer for credit to the Department of Motor
16 Vehicles Cash Fund.
17 (2)(a) In addition to all other fees required for registration under
18 the Motor Vehicle Registration Act, each application for initial issuance
19 or renewal of alphanumeric Military Honor Plates shall be accompanied by
20 a fee of five dollars. County treasurers collecting fees pursuant to this
21 subdivision shall remit them to the State Treasurer. The State Treasurer
22 shall credit five dollars of the fee to the Nebraska Veteran Cemetery
23 System Operation Fund.
24 (b) In addition to all other fees required for registration under

25 the Motor Vehicle Registration Act, each application for initial issuance
26 or renewal of personalized message Military Honor Plates shall be
27 accompanied by a fee of forty dollars. County treasurers collecting fees
28 pursuant to this subdivision shall remit them to the State Treasurer. The
29 State Treasurer shall credit twenty-five percent of the fee for initial
30 issuance and renewal of such plates to the Department of Motor Vehicles
31 Cash Fund and seventy-five percent of the fee to the Nebraska Veteran
1 Cemetery System Operation Fund.

2 (3) When the Department of Motor Vehicles receives an application
3 for Military Honor Plates, the department shall deliver the plates to the
4 county treasurer of the county in which the motor vehicle or cabin
5 trailer is registered. The county treasurer shall issue Military Honor
6 Plates in lieu of regular license plates when the applicant complies with
7 the other provisions of the Motor Vehicle Registration Act for
8 registration of the motor vehicle or cabin trailer. If Military Honor
9 Plates are lost, stolen, or mutilated, the licensee shall be issued
10 replacement license plates upon request pursuant to section 60-3,157.

11 (4) The owner of a motor vehicle or cabin trailer bearing Military
12 Honor Plates may apply to the county treasurer to have such plates
13 transferred to a motor vehicle other than the vehicle for which such
14 plates were originally purchased if such vehicle is owned by the owner of
15 the plates. The owner may have the unused portion of the fee for the
16 plates credited to the other vehicle which will bear the plates at the
17 rate of eight and one-third percent per month for each full month left in
18 the registration period. Application for such transfer shall be
19 accompanied by a fee of three dollars. Fees collected pursuant to this
20 subsection shall be remitted to the State Treasurer for credit to the
21 Department of Motor Vehicles Cash Fund.

22 (5) If the cost of manufacturing Military Honor Plates at any time
23 exceeds the amount charged for license plates pursuant to section
24 60-3,102, any money to be credited to the Nebraska Veteran Cemetery
25 System Operation Fund shall instead be credited first to the Highway
26 Trust Fund in an amount equal to the difference between the manufacturing
27 costs of Military Honor Plates and the amount charged pursuant to section
28 60-3,102 with respect to such plates and the remainder shall be credited
29 to the Nebraska Veteran Cemetery System Operation Fund.

30 (6) If the director discovers evidence of fraud in an application
31 for Military Honor Plates or that the holder is no longer eligible to
1 have Military Honor Plates, the director may summarily cancel the plates
2 and registration and send notice of the cancellation to the holder of the
3 license plates.

4 Sec. 3. Section 60-4,189, Revised Statutes Cumulative Supplement,
5 2014, is amended to read:

6 60-4,189 (1) An operator's license or a state identification card
7 shall include a notation of the word "veteran" on the front of the
8 license or card as directed by the department if the individual applying
9 for such license or card is eligible for the license or card and (a) has
10 served on active duty in the armed forces of the United States, ~~other~~
11 ~~than active duty for training~~, and was discharged or otherwise separated

12 with a characterization of honorable or general (under honorable
13 conditions) from such service or has served in the United States Public
14 Health Service or the National Oceanic and Atmospheric Administration,
15 was detailed to any branch of the armed forces of the United States for
16 service on active or reserve duty, and was discharged or otherwise
17 separated with a characterization of honorable or general (under
18 honorable conditions) as proven with valid orders from the United States
19 Department of Defense, a statement of service provided by the United
20 States Public Health Service, or a report of transfer or discharge
21 provided by the National Oceanic and Atmospheric Administration, (b)
22 registers with the Department of Veterans' Affairs pursuant to section
23 80-414 as verification of such service, and (c) indicates on the
24 application under section 60-484 his or her wish to include such notation
25 on his or her license or card.

26 (2) The Department of Motor Vehicles shall consult the registry
27 established pursuant to section 80-414 before placing the notation of the
28 word "veteran" on the operator's license or state identification card
29 issued to the applicant. Such notation shall not be authorized unless the
30 registry verifies the applicant's eligibility. If the Director of Motor
31 Vehicles discovers evidence of fraud in an application under this
1 section, the director may summarily cancel the license or state
2 identification card and send notice of the cancellation to the licensee
3 or cardholder. If the Department of Motor Vehicles has information that
4 an individual is no longer eligible for the notation, the department may
5 summarily cancel the license and send notice of the cancellation to the
6 licensee or cardholder. The notation shall not be restored until the
7 Department of Motor Vehicles subsequently verifies the applicant's
8 eligibility by consulting the registry of the Department of Veterans'
9 Affairs.

10 (3) The notation authorized in subsection (1) of this section shall
11 continue to be included on the license or card upon renewal of such
12 license or card if the licensee or cardholder, at the time of renewal,
13 indicates the desire to include the notation.

14 (4) An individual may obtain a replacement operator's license or
15 state identification card to add or remove the notation authorized in
16 subsection (1) of this section by applying to the Department of Motor
17 Vehicles for such replacement license or card and, if adding the
18 notation, by meeting the requirements of subsection (1) of this section.
19 The fee for such replacement license or card shall be the fee provided in
20 section 60-4,115.

21 Sec. 4. Section 80-414, Reissue Revised Statutes of Nebraska, is
22 amended to read:

23 80-414 (1) The Department of Veterans' Affairs shall create and
24 maintain a registry of residents of Nebraska who meet the requirements of
25 ~~subsection (1) subdivision (1)(a) or (b)~~ of section 60-3,122.04 or
26 subsection (1) of section 60-4,189. The Department of Veterans' Affairs
27 may adopt and promulgate rules and regulations governing the
28 establishment and maintenance of the registry. The registry may be used
29 to assist the department in carrying out the duties of the department and

30 shall provide for the collection of sufficient information to identify an
 31 individual who qualifies for Military Honor Plates or a notation of
 1 "veteran" on his or her operator's license or state identification card
 2 issued by the Department of Motor Vehicles. The registry may include
 3 information such as identifying information on an individual, an
 4 individual's records on active duty or reserve duty in the armed forces
 5 of the United States, or an individual's status of active duty, reserve
 6 duty, retired, discharged, or other.

7 (2) Any resident of Nebraska who meets the requirements of
 8 ~~subsection (1) subdivision (1)(a) or (b)~~ of section 60-3,122.04 or
 9 subsection (1) of section 60-4,189 shall register with the Department of
 10 Veterans' Affairs using the registry created by this section before being
 11 eligible for Military Honor Plates or a notation of "veteran" on his or
 12 her operator's license or state identification card issued by the
 13 Department of Motor Vehicles. No person shall be deemed eligible until
 14 his or her status has been verified on the registry.

15 (3) The Department of Motor Vehicles may adopt and promulgate rules
 16 and regulations governing use of the registry of the Department of
 17 Veterans' Affairs for determination of eligibility for the issuance of
 18 Military Honor Plates or the notation of "veteran" on operators' licenses
 19 and state identification cards.

20 Sec. 5. This act becomes operative on January 1, 2017.

21 Sec. 6. Original section 80-414, Reissue Revised Statutes of
 22 Nebraska, and sections 60-3,122.03, 60-3,122.04, and 60-4,189, Revised
 23 Statutes Cumulative Supplement, 2014, are repealed.

(Signed) Jim Smith, Chairperson

COMMITTEE REPORT(S)

Enrollment and Review

LEGISLATIVE BILL 47. Placed on Final Reading.

LEGISLATIVE BILL 190. Placed on Final Reading.

(Signed) Matt Hansen, Chairperson

RESOLUTION(S)

LEGISLATIVE RESOLUTION 426. Introduced by Mello, 5; Baker, 30;
 Bolz, 29; Crawford, 45; Hadley, 37; Kolowski, 31; Kuehn, 38;
 McCollister, 20; Morfeld, 46; Smith, 14; Stinner, 48; Sullivan, 41;
 Williams, 36.

WHEREAS, career and technical education provides students with the
 strong knowledge base and diverse skill set necessary to keep up with the
 increasing demands of local, national, and global markets; and

WHEREAS, career and technical education helps grow our economy and
 reduce unemployment by preparing students for careers in a variety of
 sectors that need highly skilled workers; and

WHEREAS, career and technical education programs provide pathways to employment and higher education that fit the needs of students. Such programs have many proven benefits for students, such as lowering dropout rates and improving students' prospects for career advancement.

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

1. That the Legislature designates February 2016 as Career and Technical Education Month in the State of Nebraska.
2. That Nebraskans are encouraged to realize the importance of career and technical education and support those who pursue such education.
3. That Nebraskans are also encouraged to recognize the benefits that career and technical education has for the economy and for employers and employees in our communities, and the potential such education has to make Nebraska a better place to live and work.

Laid over.

COMMITTEE REPORT(S)

Judiciary

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

Virgil J. Patlan Sr. - Board of Parole

Aye: 7 Coash, Ebke, Krist, Morfeld, Pansing Brooks, Seiler, Williams. Nay: 0. Absent: 1 Chambers. Present and not voting: 0.

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

JoAnna Briggs - Crime Victim's Reparations Committee
Brian Wachman - Crime Victim's Reparations Committee

Aye: 7 Coash, Ebke, Krist, Morfeld, Pansing Brooks, Seiler, Williams. Nay: 0. Absent: 1 Chambers. Present and not voting: 0.

(Signed) Les Seiler, Chairperson

ANNOUNCEMENT(S)

The State-Tribal Relations Committee designates LB1104 as its priority bill.

NOTICE OF COMMITTEE HEARING(S)
Government, Military and Veterans Affairs

Room 1507

Thursday, February 4, 2016 1:30 p.m.

LB867

(Signed) John Murante, Chairperson

Nebraska Retirement Systems

Room 1525

Monday, February 22, 2016 9:00 a.m.

Omaha Public Schools Employee Retirement System Actuarial Report
J. Russell Derr - Public Employees Retirement Board

(Signed) Mark Kolterman, Chairperson

UNANIMOUS CONSENT - Add Cointroducer(s)

Unanimous consent to add Senator(s) as cointroducer(s). No objections. So ordered.

Johnson, Watermeier - LB276
Johnson - LB886 and LB952
Fox - LB1009
Larson - LR35
Williams - LB907
Watermeier - LB897 and LB915
Baker - LR422
Cook - LB947
Hansen, Morfeld - LR26CA

VISITOR(S)

Visitors to the Chamber were members of the Nebraska Youth Summit on Climate and the Hip Hop Caucus from across the state.

The Doctor of the Day was Dr. Patrick Courtney from Lincoln.

ADJOURNMENT

At 12:03 p.m., on a motion by Senator Sullivan, the Legislature adjourned until 10:00 a.m., Monday, February 1, 2016.

Patrick J. O'Donnell
Clerk of the Legislature