

FORTY-NINTH DAY - MARCH 24, 2016**LEGISLATIVE JOURNAL****ONE HUNDRED FOURTH LEGISLATURE
SECOND SESSION****FORTY-NINTH DAY**

Legislative Chamber, Lincoln, Nebraska
Thursday, March 24, 2016

PRAYER

The prayer was offered by Pastor Marco Morales, Iglesia El Buen Samaritano Latino Church, Kearney.

ROLL CALL

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

The roll was called and all members were present except Senator Kolowski who was excused; and Senators Davis, Kintner, Larson, Morfeld, and Schilz who were excused until they arrive.

CORRECTIONS FOR THE JOURNAL

The Journal for the forty-eighth day was approved.

SPEAKER HADLEY PRESIDING**COMMITTEE REPORT(S)**

Enrollment and Review

LEGISLATIVE BILL 977. Placed on Final Reading.

ST77

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

1. The Chambers amendment, FA104, has been incorporated into the Standing Committee amendments, AM2318, on page 2, line 22.
2. In the Smith amendment, AM2623, on page 3, line 8, "legislative bill" has been struck and "amendment" inserted.
3. In the E & R amendments, ER189, on page 1, line 8, "60-681," has been inserted after "60-4,148,"; in line 11 "23-187," has been inserted after "sections"; and in line 14 "to provide and change ordinance and resolution powers regarding weight restrictions;" has been inserted after the semicolon.
4. In the Standing Committee amendments, AM2318:

- a. On page 3, line 22; and page 4, lines 3 and 4, "8 and 9" has been struck and "9 and 10" inserted;
- b. On page 13, line 25; page 16, line 10; page 22, line 30; page 23, line 7; page 24, line 15; and page 26, lines 4 and 17, "14" has been struck and "15" inserted;
- c. On page 27, line 9; page 28, line 21; and page 29, line 29, "20" has been struck and "22" inserted; and
- d. On page 38, line 10, "10, 26, and 29" has been struck and "11, 28, and 31" inserted; in line 11 "11" has been struck and "10" inserted; in line 12 "and 28" has been struck and "26, 27, and 30" inserted; in line 16 "60-681," has been inserted after "60-4,148,"; and in line 18 "23-187," has been inserted after "sections".

LEGISLATIVE BILL 977A. Placed on Final Reading.

LEGISLATIVE BILL 1105. Placed on Final Reading.

LEGISLATIVE BILL 1105A. Placed on Final Reading.

(Signed) Matt Hansen, Chairperson

RESOLUTION(S)

LEGISLATIVE RESOLUTION 519. Introduced by Smith, 14.

PURPOSE: The purpose of this interim study is to examine whether the One-Call Notification System Act should be updated. In order to carry out the purpose of this resolution, the study committee should seek the assistance and input of the board of directors of the statewide one-call notification center, the State Fire Marshal, the Attorney General, members of the underground construction industry, and operators of underground utility facilities.

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

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

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

Referred to the Executive Board.

REPORT OF REGISTERED LOBBYISTS

Following is a list of all lobbyists who have registered as of March 23, 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

Kelley Governmental Relations, LLC
Waitt Outdoor, LLC
Robertson, Rob J.
Nebraska Farm Bureau Federation

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)

Pursuant to Rule 4, Sec. 5(b), LRs 492 and 494 were adopted.

SPEAKER SIGNED

While the Legislature was in session and capable of transacting business, the Speaker signed the following: LRs 492 and 494.

GENERAL FILE

LEGISLATIVE BILL 774A. Title read. Considered.

Advanced to Enrollment and Review Initial with 32 ayes, 0 nays, 11 present and not voting, and 6 excused and not voting.

LEGISLATIVE BILL 1093A. Title read. Considered.

Advanced to Enrollment and Review Initial with 36 ayes, 0 nays, 8 present and not voting, and 5 excused and not voting.

LEGISLATIVE BILL 1110A. Title read. Considered.

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

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

Pursuant to Rule 6, Section 8, the Legislature approved the dispensing of the reading at large of LB956 with 42 ayes, 1 nay, 2 present and not voting, and 4 excused and not voting.

The following bill was put upon final passage:

LEGISLATIVE BILL 956. With Emergency Clause.

A BILL FOR AN ACT relating to appropriations; to amend Laws 2015, LB500A, section 3; Laws 2015, LB591A, section 1; Laws 2015, LB598A, section 5; Laws 2015, LB657, sections 18, 22, 32, 48, 49, 96, 102, 103, 104, 106, 109, 146, 147, 148, 149, 172, 182, 187, 198, 207, 220, 227, 248, 254, 258, and 271; Laws 2015, LB659, sections 13 and 16; Laws 2015, LB660, sections 24, 31, and 36; and section 90-559, Revised Statutes Supplement, 2015; to state intent; to define terms; to provide, change, and eliminate appropriations for operation of state government, state aid, postsecondary education, and capital construction; to provide for transfers of funds; to require reports; to repeal the original sections; and to declare an emergency.

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

Voting in the affirmative, 46:

Baker	Davis	Harr, B.	McCoy	Seiler
Bloomfield	Ebke	Hilkemann	Mello	Smith
Bolz	Fox	Howard	Morfeld	Stinner
Brasch	Friesen	Hughes	Murante	Sullivan
Campbell	Garrett	Johnson	Pansing Brooks	Watermeier
Chambers	Gloor	Kolterman	Riepe	Williams
Coash	Groene	Krist	Scheer	
Cook	Haar, K.	Kuehn	Schilz	
Craighead	Hadley	Lindstrom	Schnoor	
Crawford	Hansen	McCollister	Schumacher	

Voting in the negative, 1:

Kintner

Excused and not voting, 2:

Kolowski Larson

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

Dispense With Reading at Large

Pursuant to Rule 6, Section 8, the Legislature approved the dispensing of the reading at large of LB957 with 43 ayes, 1 nay, 3 present and not voting, and 2 excused and not voting.

The following bill was put upon final passage:

LEGISLATIVE BILL 957. With Emergency Clause.

A BILL FOR AN ACT relating to funds; to amend sections 37-913, 60-1513, 82-316, 82-326, 82-331, 84-1227, 85-419, 85-421, 85-422, 85-423, 85-424, and 85-425, Reissue Revised Statutes of Nebraska, sections 71-5714, 71-8805, and 72-2009, Revised Statutes Cumulative Supplement, 2014, and sections 2-1507, 66-204, 81-3140, 81-3714, and 84-612, Revised Statutes Supplement, 2015; to provide for and change distribution and use of certain funds; to provide for transfers and investment of funds; to create and eliminate funds and programs; to state intent; to change provisions relating to artwork in state buildings and renovation and replacement of university and state college buildings; to eliminate obsolete provisions; to repeal the original sections; to outright repeal sections 37-915, 37-916, 37-917, 37-918, 37-919, 37-920, and 37-921, Revised Statutes Cumulative Supplement, 2014; and to declare an emergency.

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

Voting in the affirmative, 47:

Baker	Davis	Harr, B.	McCollister	Schumacher
Bloomfield	Ebke	Hilkemann	McCoy	Seiler
Bolz	Fox	Howard	Mello	Smith
Brasch	Friesen	Hughes	Morfeld	Stinner
Campbell	Garrett	Johnson	Murante	Sullivan
Chambers	Gloor	Kintner	Pansing Brooks	Watermeier
Coash	Groene	Kolterman	Riepe	Williams
Cook	Haar, K.	Krist	Scheer	
Craighead	Hadley	Kuehn	Schilz	
Crawford	Hansen	Lindstrom	Schnoor	

Voting in the negative, 0.

Excused and not voting, 2:

Kolowski Larson

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

The following bill was read and put upon final passage:

LEGISLATIVE BILL 981. With Emergency Clause.

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

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

Voting in the affirmative, 46:

Baker	Davis	Hilkemann	McCoy	Seiler
Bloomfield	Ebke	Howard	Mello	Smith
Bolz	Fox	Hughes	Morfeld	Stinner
Brasch	Friesen	Johnson	Murante	Sullivan
Campbell	Garrett	Kintner	Pansing Brooks	Watermeier
Chambers	Gloor	Kolterman	Riepe	Williams
Coash	Haar, K.	Krist	Scheer	
Cook	Hadley	Kuehn	Schilz	
Craighead	Hansen	Lindstrom	Schnoor	
Crawford	Harr, B.	McCollister	Schumacher	

Voting in the negative, 0.

Present and not voting, 1:

Groene

Excused and not voting, 2:

Kolowski Larson

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

SPEAKER SIGNED

While the Legislature was in session and capable of transacting business, the Speaker signed the following: LBs 956, 957, and 981.

MOTION - Return LB1109 to Select File

Senator Chambers moved to return LB1109 to Select File for the following specific amendment:

FA107

Strike the enacting clause.

Senator Chambers withdrew his motion to return.

BILL ON FINAL READING

The following bill was read and put upon final passage:

LEGISLATIVE BILL 1109.

A BILL FOR AN ACT relating to state government; to amend sections 84-712.05 and 85-106.06, Reissue Revised Statutes of Nebraska; to change provisions relating to documents which may be withheld from the public; to require notice and a public forum regarding priority candidates for certain positions at the University of Nebraska; and to repeal the original sections.

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

Voting in the affirmative, 38:

Baker	Garrett	Hughes	McCollister	Schumacher
Bolz	Gloor	Johnson	Mello	Seiler
Campbell	Haar, K.	Kintner	Morfeld	Smith
Coash	Hadley	Kolterman	Murante	Stinner
Craighead	Hansen	Krist	Pansing Brooks	Watermeier
Davis	Harr, B.	Kuehn	Scheer	Williams
Fox	Hilkemann	Larson	Schilz	
Friesen	Howard	Lindstrom	Schnoor	

Voting in the negative, 8:

Bloomfield	Chambers	Ebke	McCoy
Brasch	Cook	Groene	Sullivan

Present and not voting, 2:

Crawford Riepe

Excused and not voting, 1:

Kolowski

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

WITHDRAW - Amendment to LB83

Senator Larson withdrew his amendment, AM2672, found on page 1118, to LB83.

BILL ON FINAL READING

The following bill was read and put upon final passage:

LEGISLATIVE BILL 83.

A BILL FOR AN ACT relating to wages and sex discrimination; to amend section 48-1220, Reissue Revised Statutes of Nebraska; to redefine a term; and to repeal the original section.

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

Voting in the affirmative, 32:

Baker	Crawford	Hansen	Lindstrom	Smith
Bolz	Davis	Harr, B.	McCollister	Stinner
Campbell	Ebke	Hilkemann	Mello	Sullivan
Chambers	Garrett	Howard	Morfeld	Williams
Coash	Gloor	Kolterman	Pansing Brooks	
Cook	Haar, K.	Krist	Scheer	
Craighead	Hadley	Larson	Seiler	

Voting in the negative, 11:

Bloomfield	Groene	Kintner	Schnoor
Fox	Hughes	Kuehn	Schumacher
Friesen	Johnson	McCoy	

Present and not voting, 5:

Brasch	Murante	Riepe	Schilz	Watermeier
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Excused and not voting, 1:

Kolowski

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

WITHDRAW - Amendment to LB447

Senator Kolterman withdrew his amendment, AM2546, found on page 971, to LB447.

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

Pursuant to Rule 6, Section 8, the Legislature approved the dispensing of the reading at large of LB447 with 40 ayes, 1 nay, 7 present and not voting, and 1 excused and not voting.

The following bill was put upon final passage:

LEGISLATIVE BILL 447. With Emergency Clause.

A BILL FOR AN ACT relating to retirement; to amend sections 72-1237, 72-1239, 72-1249, 72-1249.02, 79-916, 79-931, 79-935, 79-954, 79-966, 79-978.01, 79-979, 79-980, 79-981, 79-982, 79-983, 79-984, 79-985, 79-986, 79-987, 79-989, 79-990, 79-991, 79-992, 79-996, 79-998, 79-9,102, 79-9,103, 79-9,105, 79-9,107, 79-9,108, 79-9,109, 79-9,111, 79-9,113, 79-9,115, 79-9,117, 84-712.05, and 84-1501, Reissue Revised Statutes of Nebraska, section 72-1243, Revised Statutes Cumulative Supplement, 2014, and sections 13-2402, 72-1239.01, 79-934, 79-978, 79-9,100, and 84-1503, Revised Statutes Supplement, 2015; to require certain political subdivisions to conduct actuarial experience studies and file copies of actuarial experience studies; to change provisions relating to the Nebraska Investment Council, school employees' retirement provisions, and the Public Employees Retirement Board; to define and redefine terms; to create and name funds; to provide immunity from liability as prescribed; to provide fiduciary duties; to provide for an annual financial audit as prescribed; to change a formula retirement annuity computation as prescribed; to require actuarial experience studies for the Nebraska Public Employees Retirement Systems; to eliminate obsolete provisions; to harmonize provisions; to provide operative dates; to provide severability; to repeal the original sections; to outright repeal section 79-988.01, Reissue Revised Statutes of Nebraska; and to declare an emergency.

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

Voting in the affirmative, 46:

Baker	Davis	Harr, B.	McCollister	Seiler
Bloomfield	Ebke	Howard	McCoy	Smith
Bolz	Fox	Hughes	Mello	Stinner
Brasch	Friesen	Johnson	Morfeld	Sullivan
Campbell	Garrett	Kintner	Murante	Watermeier
Chambers	Gloor	Kolterman	Pansing Brooks	Williams
Coash	Groene	Krist	Riepe	
Cook	Haar, K.	Kuehn	Scheer	
Craighead	Hadley	Larson	Schnoor	
Crawford	Hansen	Lindstrom	Schumacher	

Voting in the negative, 0.

Present and not voting, 2:

Hilkemann Schilz

Excused and not voting, 1:

Kolowski

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

The following bill was read and put upon final passage:

LEGISLATIVE BILL 447A. With Emergency Clause.

A BILL FOR AN ACT relating to appropriations; to appropriate funds to aid in carrying out the provisions of Legislative Bill 447, One Hundred Fourth Legislature, Second Session, 2016; and to declare an emergency.

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

Voting in the affirmative, 48:

Baker	Davis	Harr, B.	Lindstrom	Schnoor
Bloomfield	Ebke	Hilkemann	McCollister	Schumacher
Bolz	Fox	Howard	McCoy	Seiler
Brasch	Friesen	Hughes	Mello	Smith
Campbell	Garrett	Johnson	Morfeld	Stinner
Chambers	Gloor	Kintner	Murante	Sullivan
Coash	Groene	Kolterman	Pansing Brooks	Watermeier
Cook	Haar, K.	Krist	Riepe	Williams
Craighead	Hadley	Kuehn	Scheer	
Crawford	Hansen	Larson	Schilz	

Voting in the negative, 0.

Excused and not voting, 1:

Kolowski

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

Dispense With Reading at Large

Pursuant to Rule 6, Section 8, the Legislature approved the dispensing of the reading at large of LB698 with 42 ayes, 1 nay, 5 present and not voting, and 1 excused and not voting.

The following bill was put upon final passage:

LEGISLATIVE BILL 698. With Emergency Clause.

A BILL FOR AN ACT relating to health; to amend sections 71-516.01, 71-516.02, 71-516.03, 81-2201, 81-2213, 81-2218, 81-2220, 81-2221, and 81-2235, Reissue Revised Statutes of Nebraska, section 71-516.04, Revised Statutes Cumulative Supplement, 2014, and sections 68-901, 71-401, and 71-403, Revised Statutes Supplement, 2015; to adopt the Home Care Consumer Bill of Rights Act; to provide a penalty; to adopt the Assisting Caregiver Transitions Act; to require that certain providers be subject to a national criminal history record information check as prescribed; to define and redefine terms; to provide for a memory care endorsement under the Health Care Facility Licensure Act; to change provisions of the Alzheimer's Special Care Disclosure Act; to change and eliminate provisions of the Nebraska Community Aging Services Act; to harmonize provisions; to provide operative dates; to repeal the original sections; to outright repeal section 81-2228, Reissue Revised Statutes of Nebraska; and to declare an emergency.

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

Voting in the affirmative, 47:

Baker	Davis	Harr, B.	Lindstrom	Schumacher
Bloomfield	Ebke	Hilkemann	McCollister	Seiler
Bolz	Fox	Howard	McCoy	Smith
Brasch	Friesen	Hughes	Mello	Stinner
Campbell	Garrett	Johnson	Morfeld	Sullivan
Chambers	Gloor	Kintner	Murante	Watermeier
Coash	Groene	Kolterman	Pansing Brooks	Williams
Cook	Haar, K.	Krist	Scheer	
Craighead	Hadley	Kuehn	Schilz	
Crawford	Hansen	Larson	Schnoor	

Voting in the negative, 0.

Present and not voting, 1:

Riepe

Excused and not voting, 1:

Kolowski

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

The following bill was read and put upon final passage:

LEGISLATIVE BILL 698A. With Emergency Clause.

A BILL FOR AN ACT relating to appropriations; to appropriate funds to aid in carrying out the provisions of Legislative Bill 698, One Hundred Fourth Legislature, Second Session, 2016; and to declare an emergency.

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

Voting in the affirmative, 47:

Baker	Davis	Harr, B.	Lindstrom	Schumacher
Bloomfield	Ebke	Hilkemann	McCollister	Seiler
Bolz	Fox	Howard	McCoy	Smith
Brasch	Friesen	Hughes	Mello	Stinner
Campbell	Garrett	Johnson	Morfeld	Sullivan
Chambers	Gloor	Kintner	Murante	Watermeier
Coash	Groene	Kolterman	Pansing Brooks	Williams
Cook	Haar, K.	Krist	Scheer	
Craighead	Hadley	Kuehn	Schilz	
Crawford	Hansen	Larson	Schnoor	

Voting in the negative, 0.

Present and not voting, 1:

Riepe

Excused and not voting, 1:

Kolowski

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

Dispense With Reading at Large

Pursuant to Rule 6, Section 8, the Legislature approved the dispensing of the reading at large of LB704 with 41 ayes, 1 nay, 6 present and not voting, and 1 excused and not voting.

The following bill was put upon final passage:

LEGISLATIVE BILL 704.

A BILL FOR AN ACT relating to political subdivisions; to amend sections 14-419, 16-102, 16-103, 16-104, 16-105, 16-117, 16-119, 16-120, 16-122, 16-124, 16-125, 16-126, 16-127, 16-128, 16-129, 16-202, 16-206, 16-212, 16-213, 16-214, 16-217, 16-218, 16-219, 16-220, 16-221, 16-222, 16-225, 16-226, 16-227, 16-229, 16-231, 16-232, 16-233, 16-236, 16-238, 16-239, 16-241, 16-246, 16-247, 16-249, 16-251, 16-253, 16-302.01, 16-304, 16-305, 16-306, 16-308, 16-309, 16-310, 16-312, 16-314, 16-319, 16-320, 16-321, 16-322, 16-323, 16-324, 16-325, 16-326, 16-327, 16-401, 16-402, 16-403, 16-404, 16-405, 16-406, 16-501, 16-502, 16-503, 16-606, 16-607, 16-609, 16-613, 16-617, 16-618, 16-619, 16-620, 16-621, 16-622, 16-623, 16-624, 16-625, 16-626, 16-627, 16-628, 16-632, 16-633, 16-634, 16-635, 16-636, 16-637, 16-646, 16-647, 16-649, 16-650, 16-651, 16-653, 16-654, 16-655, 16-661, 16-662, 16-665, 16-666, 16-667, 16-667.01, 16-667.02, 16-667.03, 16-670, 16-671, 16-672.01, 16-672.02, 16-672.03, 16-672.04, 16-672.05, 16-672.06, 16-672.07, 16-672.08, 16-672.11, 16-676, 16-677, 16-678, 16-679, 16-680, 16-681, 16-682, 16-683, 16-684, 16-684.01, 16-686, 16-686.01, 16-687, 16-688, 16-691, 16-691.01, 16-691.02, 16-692, 16-693, 16-694, 16-695, 16-696, 16-697, 16-697.01, 16-697.02, 16-698, 16-699, 16-6,100, 16-6,100.03, 16-6,100.05, 16-6,101, 16-6,102, 16-6,103, 16-6,104, 16-6,105, 16-6,107, 16-6,108, 16-6,109, 16-701, 16-702, 16-704, 16-706, 16-707, 16-709, 16-711, 16-712, 16-713, 16-714, 16-716, 16-717, 16-718, 16-719, 16-720, 16-721, 16-722, 16-723, 16-727, 16-728, 16-729, 16-801, 16-802, 16-803, 16-804, 16-805, 16-806, 16-807, 16-809, 16-810, 16-901, 16-902, 16-905, 16-1014, 16-1034, 16-1035, 18-132, and 19-2402, Reissue Revised Statutes of Nebraska, sections 15-905, 16-313, 16-317, 16-318, 19-922, 23-172, and 71-6404, Revised Statutes Cumulative

Supplement, 2014, and sections 16-207, 16-230, 16-240, 16-243, 16-250, 16-615, 16-630, 16-631, 16-664, 16-669, 16-672, 16-708, and 71-6406, Revised Statutes Supplement, 2015; to define terms regarding building codes and regulations; to change provisions relating to adoption and applicability of building codes by political subdivisions; to change provisions relating to cities of the first class; to harmonize provisions; and to repeal the original sections.

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

Voting in the affirmative, 46:

Baker	Ebke	Hilkemann	McCollister	Seiler
Bloomfield	Fox	Howard	McCoy	Smith
Bolz	Friesen	Hughes	Mello	Stinner
Campbell	Garrett	Johnson	Morfeld	Sullivan
Chambers	Gloor	Kintner	Murante	Watermeier
Coash	Groene	Kolterman	Pansing Brooks	Williams
Cook	Haar, K.	Krist	Riepe	
Craighead	Hadley	Kuehn	Scheer	
Crawford	Hansen	Larson	Schilz	
Davis	Harr, B.	Lindstrom	Schumacher	

Voting in the negative, 0.

Present and not voting, 2:

Brasch Schnoor

Excused and not voting, 1:

Kolowski

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

WITHDRAW - Amendment to LB710

Senator Krist withdrew his amendment, FA103, found on page 1150, to LB710.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 710.

A BILL FOR AN ACT relating to crimes and offenses; to amend section

28-311.06, Reissue Revised Statutes of Nebraska; to change provisions relating to hazing; to provide severability; and to repeal the original section.

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

Voting in the affirmative, 47:

Baker	Davis	Hilkemann	McCollister	Schumacher
Bloomfield	Ebke	Howard	McCoy	Seiler
Bolz	Fox	Hughes	Mello	Smith
Brasch	Friesen	Johnson	Morfeld	Stinner
Campbell	Garrett	Kintner	Murante	Sullivan
Chambers	Gloor	Kolterman	Pansing Brooks	Watermeier
Coash	Haar, K.	Krist	Riepe	Williams
Cook	Hadley	Kuehn	Scheer	
Craighead	Hansen	Larson	Schilz	
Crawford	Harr, B.	Lindstrom	Schnoor	

Voting in the negative, 0.

Present and not voting, 1:

Groene

Excused and not voting, 1:

Kolowski

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

LEGISLATIVE BILL 730.

A BILL FOR AN ACT relating to grain warehouses; to amend section 88-530, Reissue Revised Statutes of Nebraska; to change a provision relating to security coverage for sellers of grain stored in a warehouse closed by the Public Service Commission; and to repeal the original section.

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

Voting in the affirmative, 48:

Baker	Davis	Harr, B.	Lindstrom	Schnoor
Bloomfield	Ebke	Hilkemann	McCollister	Schumacher
Bolz	Fox	Howard	McCoy	Seiler
Brasch	Friesen	Hughes	Mello	Smith
Campbell	Garrett	Johnson	Morfeld	Stinner
Chambers	Gloor	Kintner	Murante	Sullivan
Coash	Groene	Kolterman	Pansing Brooks	Watermeier
Cook	Haar, K.	Krist	Riepe	Williams
Craighead	Hadley	Kuehn	Scheer	
Crawford	Hansen	Larson	Schilz	

Voting in the negative, 0.

Excused and not voting, 1:

Kolowski

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

Dispense With Reading at Large

Pursuant to Rule 6, Section 8, the Legislature approved the dispensing of the reading at large of LB772 with 41 ayes, 1 nay, 6 present and not voting, and 1 excused and not voting.

The following bill was put upon final passage:

LEGISLATIVE BILL 772. With Emergency Clause.

A BILL FOR AN ACT relating to insurance; to amend section 44-4404, Reissue Revised Statutes of Nebraska, and sections 44-2120, 44-2121, 44-2138, and 44-9004, Revised Statutes Cumulative Supplement, 2014; to adopt the Corporate Governance Annual Disclosure Act; to change provisions of the Insurance Holding Company System Act; to define terms; to provide for group-wide supervisors and international insurance groups as prescribed; to change provisions relating to risk retention groups; to harmonize provisions; to provide operative dates; to repeal the original sections; and to declare an emergency.

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

Voting in the affirmative, 46:

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

Voting in the negative, 0.

Present and not voting, 2:

Fox Johnson

Excused and not voting, 1:

Kolowski

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

Dispense With Reading at Large

Pursuant to Rule 6, Section 8, the Legislature approved the dispensing of the reading at large of LB794 with 41 ayes, 1 nay, 6 present and not voting, and 1 excused and not voting.

The following bill was put upon final passage:

LEGISLATIVE BILL 794.

A BILL FOR AN ACT relating to corporations; to amend sections 21-201, 21-214, 21-216, 21-227, 21-250, 21-253, 21-256, 21-2,110, 21-2,117, 21-2,172, and 21-303, Revised Statutes Cumulative Supplement, 2014; to change provisions relating to the Nebraska Model Business Corporation Act and corporate occupation taxes; to provide an operative date; and to repeal the original sections.

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

Voting in the affirmative, 47:

Baker	Davis	Harr, B.	McCollister	Schumacher
Bloomfield	Ebke	Hilkemann	McCoy	Seiler
Bolz	Fox	Howard	Mello	Smith
Brasch	Friesen	Hughes	Morfeld	Stinner
Campbell	Garrett	Kintner	Murante	Sullivan
Chambers	Gloor	Kolterman	Pansing Brooks	Watermeier
Coash	Groene	Krist	Riepe	Williams
Cook	Haar, K.	Kuehn	Scheer	
Craighead	Hadley	Larson	Schilz	
Crawford	Hansen	Lindstrom	Schnoor	

Voting in the negative, 0.

Present and not voting, 1:

Johnson

Excused and not voting, 1:

Kolowski

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

The following bills were read and put upon final passage:

LEGISLATIVE BILL 817.

A BILL FOR AN ACT relating to health care; to adopt the Direct Primary Care Agreement Act.

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

Voting in the affirmative, 48:

Baker	Davis	Harr, B.	Lindstrom	Schnoor
Bloomfield	Ebke	Hilkemann	McCollister	Schumacher
Bolz	Fox	Howard	McCoy	Seiler
Brasch	Friesen	Hughes	Mello	Smith
Campbell	Garrett	Johnson	Morfeld	Stinner
Chambers	Gloor	Kintner	Murante	Sullivan
Coash	Groene	Kolterman	Pansing Brooks	Watermeier
Cook	Haar, K.	Krist	Riepe	Williams
Craighead	Hadley	Kuehn	Scheer	
Crawford	Hansen	Larson	Schilz	

Voting in the negative, 0.

Excused and not voting, 1:

Kolowski

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

LEGISLATIVE BILL 857.

A BILL FOR AN ACT relating to cities of the first class; to amend section 16-222.02, Revised Statutes Supplement, 2015; to change a provision relating to employment of a full-time fire chief; and to repeal the original section.

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

Voting in the affirmative, 46:

Baker	Ebke	Hilkemann	McCoy	Seiler
Bloomfield	Fox	Hughes	Mello	Smith
Bolz	Friesen	Johnson	Morfeld	Stinner
Brasch	Garrett	Kintner	Murante	Sullivan
Campbell	Gloor	Kolterman	Pansing Brooks	Watermeier
Chambers	Groene	Krist	Riepe	Williams
Coash	Haar, K.	Kuehn	Scheer	
Cook	Hadley	Larson	Schilz	
Craighead	Hansen	Lindstrom	Schnoor	
Davis	Harr, B.	McCollister	Schumacher	

Voting in the negative, 0.

Present and not voting, 2:

Crawford Howard

Excused and not voting, 1:

Kolowski

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

LEGISLATIVE BILL 897.

A BILL FOR AN ACT relating to the public power industry; to amend section 10-1103, Reissue Revised Statutes of Nebraska; to define terms; to authorize generating power agencies to engage in commodity futures financial hedging transactions; to provide a duty for the Revisor of Statutes; and to repeal the original section.

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

Voting in the affirmative, 48:

Baker	Davis	Harr, B.	Lindstrom	Schnoor
Bloomfield	Ebke	Hilkemann	McCollister	Schumacher
Bolz	Fox	Howard	McCoy	Seiler
Brasch	Friesen	Hughes	Mello	Smith
Campbell	Garrett	Johnson	Morfeld	Stinner
Chambers	Gloor	Kintner	Murante	Sullivan
Coash	Groene	Kolterman	Pansing Brooks	Watermeier
Cook	Haar, K.	Krist	Riepe	Williams
Craighead	Hadley	Kuehn	Scheer	
Crawford	Hansen	Larson	Schilz	

Voting in the negative, 0.

Excused and not voting, 1:

Kolowski

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

LEGISLATIVE BILL 906.

A BILL FOR AN ACT relating to law enforcement; to adopt the Law Enforcement Education Act.

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

Voting in the affirmative, 46:

Baker	Davis	Hilkemann	McCollister	Schumacher
Bloomfield	Ebke	Howard	McCoy	Seiler
Bolz	Fox	Hughes	Mello	Stinner
Brasch	Friesen	Johnson	Morfeld	Sullivan
Campbell	Garrett	Kintner	Murante	Watermeier
Chambers	Gloor	Kolterman	Pansing Brooks	Williams
Coash	Haar, K.	Krist	Riepe	
Cook	Hadley	Kuehn	Scheer	
Craighead	Hansen	Larson	Schilz	
Crawford	Harr, B.	Lindstrom	Schnoor	

Voting in the negative, 0.

Present and not voting, 2:

Groene Smith

Excused and not voting, 1:

Kolowski

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

Dispense With Reading at Large

Pursuant to Rule 6, Section 8, the Legislature approved the dispensing of the reading at large of LB1009 with 38 ayes, 1 nay, 9 present and not voting, and 1 excused and not voting.

The following bill was put upon final passage:

LEGISLATIVE BILL 1009. With Emergency Clause.

A BILL FOR AN ACT relating to public health and safety; to amend sections 28-431, 28-1439.02, 28-1439.03, 87-301, and 87-302, Reissue Revised Statutes of Nebraska, and sections 28-101, 28-401, and 28-401.01, Revised Statutes Supplement, 2015; to prohibit transactions involving certain lookalike substances; to provide a penalty; to define and redefine terms; to provide for the seizure of lookalike substances; to change provisions relating to seizure and forfeiture of property relating to violations of the Uniform Controlled Substances Act; to prohibit conduct related to transactions involving certain substances as a deceptive trade practice; to harmonize provisions; to provide severability; to repeal the original sections; and to declare an emergency.

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

Voting in the affirmative, 47:

Baker	Davis	Hilkemann	McCollister	Schumacher
Bloomfield	Ebke	Howard	McCoy	Seiler
Bolz	Fox	Hughes	Mello	Smith
Brasch	Friesen	Johnson	Morfeld	Stinner
Campbell	Garrett	Kintner	Murante	Sullivan
Chambers	Gloor	Kolterman	Pansing Brooks	Watermeier
Coash	Groene	Krist	Riepe	Williams
Cook	Haar, K.	Kuehn	Scheer	
Craighead	Hadley	Larson	Schilz	
Crawford	Hansen	Lindstrom	Schnoor	

Voting in the negative, 0.

Present and not voting, 1:

Harr, B.

Excused and not voting, 1:

Kolowski

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

The following bill was read and put upon final passage:

LEGISLATIVE BILL 1059.

A BILL FOR AN ACT relating to municipalities; to amend sections 18-2119, 18-2701, 18-2703, and 18-2714, Reissue Revised Statutes of Nebraska, and section 18-2705, Revised Statues Supplement, 2015; to require certain disclosures under the Community Development Law and the Local Option Municipal Economic Development Act; to provide for redeveloper duties; to define and redefine terms; to provide for workforce housing plan and economic development program disclosures; to harmonize provisions; to provide severability; and to repeal the original sections.

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

Voting in the affirmative, 44:

Baker	Davis	Harr, B.	Lindstrom	Schnoor
Bolz	Ebke	Hilkemann	McCollister	Schumacher
Brasch	Fox	Howard	McCoy	Seiler
Campbell	Friesen	Hughes	Mello	Smith
Chambers	Garrett	Johnson	Morfeld	Stinner
Coash	Gloor	Kintner	Murante	Sullivan
Cook	Haar, K.	Kolterman	Pansing Brooks	Watermeier
Craighead	Hadley	Krist	Riepe	Williams
Crawford	Hansen	Larson	Schilz	

Voting in the negative, 1:

Groene

Present and not voting, 3:

Bloomfield Kuehn Scheer

Excused and not voting, 1:

Kolowski

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

Dispense With Reading at Large

Pursuant to Rule 6, Section 8, the Legislature approved the dispensing of the reading at large of LB1081 with 41 ayes, 1 nay, 6 present and not voting, and 1 excused and not voting.

The following bill was put upon final passage:

LEGISLATIVE BILL 1081.

A BILL FOR AN ACT relating to public assistance; to amend sections 68-1708 and 68-1721, Revised Statutes Cumulative Supplement, 2014, and sections 43-512, 68-1201, 68-1713, and 68-1726, Revised Statutes Supplement, 2015; to change provisions relating to eligibility for public assistance; to eliminate termination dates relating to self-sufficiency contracts; to harmonize provisions; to repeal the original sections; and to outright repeal section 68-1735.04, Revised Statutes Cumulative Supplement, 2014.

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

Voting in the affirmative, 47:

Baker	Davis	Harr, B.	McCollister	Schumacher
Bloomfield	Ebke	Hilkemann	McCoy	Seiler
Bolz	Fox	Howard	Mello	Smith
Brasch	Friesen	Hughes	Morfeld	Stinner
Campbell	Garrett	Johnson	Murante	Sullivan
Chambers	Gloor	Kintner	Pansing Brooks	Watermeier
Coash	Groene	Kolterman	Riepe	Williams
Cook	Haar, K.	Krist	Scheer	
Craighead	Hadley	Larson	Schilz	
Crawford	Hansen	Lindstrom	Schnoor	

Voting in the negative, 0.

Present and not voting, 1:

Kuehn

Excused and not voting, 1:

Kolowski

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

Dispense With Reading at Large

Pursuant to Rule 6, Section 8, the Legislature approved the dispensing of the reading at large of LB1082 with 40 ayes, 1 nay, 7 present and not voting, and 1 excused and not voting.

The following bill was put upon final passage:

LEGISLATIVE BILL 1082.

A BILL FOR AN ACT relating to oil and gas; to amend sections 57-901, 57-903, 57-905, 57-911, 57-913, 57-914, 57-915, 57-916, 57-916.01, 57-917, 57-918, 57-919, 57-920, 57-921, 57-922, and 81-1531.01, Reissue Revised Statutes of Nebraska; to change and restate intent; to change powers and duties of the Nebraska Oil and Gas Conservation Commission as prescribed; to provide for a periodic injection well fluid analysis and report by certain operators; to harmonize provisions; and to repeal the original sections.

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

Voting in the affirmative, 48:

Baker	Davis	Harr, B.	Lindstrom	Schnoor
Bloomfield	Ebke	Hilkemann	McCollister	Schumacher
Bolz	Fox	Howard	McCoy	Seiler
Brasch	Friesen	Hughes	Mello	Smith
Campbell	Garrett	Johnson	Morfeld	Stinner
Chambers	Gloor	Kintner	Murante	Sullivan
Coash	Groene	Kolterman	Pansing Brooks	Watermeier
Cook	Haar, K.	Krist	Riepe	Williams
Craighead	Hadley	Kuehn	Scheer	
Crawford	Hansen	Larson	Schilz	

Voting in the negative, 0.

Excused and not voting, 1:

Kolowski

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

The following bill was read and put upon final passage:

LEGISLATIVE BILL 1082A.

A BILL FOR AN ACT relating to appropriations; to appropriate funds to aid in carrying out the provisions of Legislative Bill 1082, One Hundred Fourth Legislature, Second Session, 2016.

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

Voting in the affirmative, 46:

Baker	Davis	Hilkemann	McCollister	Seiler
Bloomfield	Ebke	Howard	McCoy	Smith
Bolz	Fox	Hughes	Mello	Stinner
Brasch	Friesen	Johnson	Morfeld	Sullivan
Campbell	Garrett	Kintner	Murante	Watermeier
Chambers	Gloor	Kolterman	Pansing Brooks	Williams
Coash	Haar, K.	Krist	Scheer	
Cook	Hadley	Kuehn	Schilz	
Craighead	Hansen	Larson	Schnoor	
Crawford	Harr, B.	Lindstrom	Schumacher	

Voting in the negative, 0.

Present and not voting, 2:

Groene Riepe

Excused and not voting, 1:

Kolowski

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

Dispense With Reading at Large

Pursuant to Rule 6, Section 8, the Legislature approved the dispensing of the reading at large of LB1092 with 43 ayes, 1 nay, 4 present and not voting, and 1 excused and not voting.

The following bill was put upon final passage:

LEGISLATIVE BILL 1092.

A BILL FOR AN ACT relating to state budgeting; to amend sections 2-15,106, 81-132, 81-8,239.03, 81-1113, 81-1113.01, 81-2227, 81-3133.01, 81-3133.02, 81-3133.03, and 85-1416, Reissue Revised Statutes of Nebraska, and sections 81-3133 and 83-918, Revised Statutes Supplement, 2015; to change budget request reporting requirements; to change powers and duties of the Department of Administrative Services; to harmonize provisions; and to repeal the original sections.

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

Voting in the affirmative, 48:

Baker	Davis	Harr, B.	Lindstrom	Schnoor
Bloomfield	Ebke	Hilkemann	McCollister	Schumacher
Bolz	Fox	Howard	McCoy	Seiler
Brasch	Friesen	Hughes	Mello	Smith
Campbell	Garrett	Johnson	Morfeld	Stinner
Chambers	Gloor	Kintner	Murante	Sullivan
Coash	Groene	Kolterman	Pansing Brooks	Watermeier
Cook	Haar, K.	Krist	Riepe	Williams
Craighead	Hadley	Kuehn	Scheer	
Crawford	Hansen	Larson	Schilz	

Voting in the negative, 0.

Excused and not voting, 1:

Kolowski

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

SPEAKER SIGNED

While the Legislature was in session and capable of transacting business, the Speaker signed the following: LBs 1109, 83, 447, 447A, 698, 698A, 704, 710, 730, 772, 794, 817, 857, 897, 906, 1009, 1059, 1081, 1082, 1082A, and 1092.

SENATOR KRIST PRESIDING**GENERAL FILE**

LEGISLATIVE RESOLUTION 378CA. Senator Kuehn offered the following motion:

MO231

Unanimous consent to bracket until April 20, 2016.

No objections. So ordered.

LEGISLATIVE BILL 935. Title read. Considered.

Committee AM2386, found on page 951, was adopted with 27 ayes, 0 nays, 19 present and not voting, and 3 excused and not voting.

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

LEGISLATIVE BILL 1066. Title read. Considered.

Committee AM2640, found on page 1095, was offered.

Senator Scheer offered the following amendment to the committee amendment:

AM2742

(Amendments to Standing Committee amendments, AM2640)

1 1. Strike section 5.

2 2. Renumber the remaining sections and correct the repealer

3 accordingly.

Pending.

COMMITTEE REPORT(S)

Enrollment and Review

LEGISLATIVE BILL 938. Placed on Select File with amendment.

ER225

1 1. On page 1, strike lines 2 through 5 and insert "86-163, 86-458,

2 and 86-463, Reissue Revised Statutes of Nebraska; to adopt the 911

3 Service System Act; to change a reporting requirement; to provide for the

4 transfer of funds; to remove obsolete provisions; to harmonize

5 provisions; and to repeal the original sections."

LEGISLATIVE BILL 938A. Placed on Select File.

LEGISLATIVE BILL 774. Placed on Select File with amendment.
ER224 is available in the Bill Room.

LEGISLATIVE BILL 1038. Placed on Select File with amendment.
ER223 is available in the Bill Room.

LEGISLATIVE BILL 1038A. Placed on Select File.
LEGISLATIVE BILL 1083A. Placed on Select File.

(Signed) Matt Hansen, Chairperson

PRESENTED TO THE GOVERNOR

Presented to the Governor on March 24, 2016, at 9:25 a.m. were the following: LBs 956e, 957e, and 981e.

Presented to the Governor on March 24, 2016, at 11:13 a.m. were the following: LBs 1109, 83, 447e, 447Ae, 698e, 698Ae, 704, 710, 730, 772e, 794, 817, 857, 897, 906, 1009e, 1059, 1081, 1082, 1082A, and 1092.

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

RESOLUTION(S)

LEGISLATIVE RESOLUTION 520. Introduced by Harr, B., 8.

PURPOSE: The misclassification of employees as independent contractors presents a serious problem for workers, employers, and the economy. Misclassified employees are often denied access to critical benefits and protections to which they are entitled, such as minimum wage, overtime compensation, family and medical leave, unemployment insurance, and safe workplaces. Employee misclassification generates substantial losses for the federal and state governments in the form of lower tax revenues and improperly avoided contributions to state unemployment insurance and workers' compensation funds.

This study shall include the following:

- (1) A review of the administration and enforcement of the Employee Classification Act by the Department of Labor;
- (2) A consideration of the sufficiency of resources available for administration and enforcement of misclassification laws and a consideration of whether existing resources could be better utilized to properly address the issue of employee misclassification;
- (3) A review of reports issued by the Department of Labor pursuant to the Employee Classification Act to ascertain if there are consistent problems or concerns relating to worker misclassification that could be addressed through legislative changes; and

(4) An examination of the direct and indirect effects of misclassification on certain industries that result in complications and difficulties with unemployment insurance, workers' compensation, social security, tax withholding, temporary disability or other benefits, minimum wage and overtime laws, and in any other pertinent areas.

The study committee shall seek input from all interested parties, including the Department of Labor, business leaders, labor unions, and others, to examine how misclassification affects the relationship between employers and workers, how these parties may be able to contribute to more effective enforcement of existing worker misclassification laws, and to determine if legislative changes are necessary.

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

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

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

Referred to the Executive Board.

LEGISLATIVE RESOLUTION 521. Introduced by Fox, 7.

PURPOSE: The purpose of this resolution is to study the business practices of pharmacy benefit managers as those practices relate to such managers' arrangements with private entities, insurers, pharmacies, and the State of Nebraska. The study committee shall also examine the need for oversight and regulation of pharmacy benefit managers by the Department of Insurance.

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

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

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

Referred to the Executive Board.

LEGISLATIVE RESOLUTION 522. Introduced by Howard, 9.

PURPOSE: Skin cancer is the most commonly diagnosed cancer in the United States, yet most cases are preventable. Skin cancer greatly affects quality of life, and it can be disfiguring or even deadly. Medical treatment for skin cancer creates substantial health care costs for individuals, families,

and the nation. The number of people who have had skin cancer at some point in the last three decades is estimated to be higher than the number for all other cancers combined, and skin cancer incidence rates have continued to increase in recent years. In Nebraska, melanomas of the skin accounted for 1,781 diagnoses and 315 deaths between 2008 and 2012. The incidence of melanoma continues to increase significantly in Nebraska and throughout the United States.

Melanoma is responsible for the most deaths of all skin cancers, causing nearly 9,000 deaths each year. It is also one of the most common types of skin cancer among adolescents and young adults. Despite efforts to address skin cancer risk factors, such as inadequate sun protection and intentional tanning behaviors, skin cancer rates, including rates of melanoma, have continued to increase in Nebraska and the United States.

The purpose of this interim study is to examine the issue of how to best educate the public and create awareness about the risks associated with sun exposure and ultraviolet radiation exposure. The study should also focus on how to create awareness surrounding sun-safety education and changes in behavior to promote sun-safe behavior. The committee should further examine this issue to determine what legislation or policy development may be necessary to address skin cancer prevention and ensure that comprehensive and accurate information is available to the public, health care providers, and health care facilities.

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

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

Referred to the Executive Board.

LEGISLATIVE RESOLUTION 523. Introduced by Howard, 9.

PURPOSE: The purpose of this resolution is to examine Nebraska law regarding the protection of children who have reached eighteen years of age but have not yet reached the age of majority. The study shall include an examination of the following:

- (1) The response by the Department of Health and Human Services when concerns are raised about the mistreatment of minors between the ages of eighteen and nineteen years by their parents and the department's authority to respond in such situations;
- (2) Services and protections available for young people who lack their parents' consent to live independently prior to reaching nineteen years of age;
- (3) Gaps in services, legal protections, or access to public benefits experienced by minors between the ages of eighteen and nineteen years; and

(4) Other states' policies and responses to these issues.

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

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

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

Referred to the Executive Board.

LEGISLATIVE RESOLUTION 524. Introduced by Schnoor, 15.

WHEREAS, David W. Voss, a member of Troop 1103 of Fremont, has completed the requirements for the rank of Eagle Scout in the Boy Scouts of America; and

WHEREAS, to earn the rank of Eagle Scout, the highest rank in scouting, a Boy Scout must fulfill requirements in the areas of leadership, service, and outdoor skills. Throughout his scouting experience, David has learned, been tested on, and been recognized for various scouting skills; and

WHEREAS, to achieve the rank of Eagle Scout, a Boy Scout is required to earn 21 merit badges, 13 of which are in required areas, and complete a community service project approved by the troop and the scout council. For his Eagle Scout community service project, David planned and constructed a wheelchair access ramp for the dining hall at the Calvin Crest Camp Conference and Retreat Center near Fremont; and

WHEREAS, only a small percentage of the boys who join the Boy Scouts of America achieve the rank of Eagle Scout; and

WHEREAS, David, through his hard work and perseverance, has joined other high achievers who are Eagle Scouts, such as astronauts, leaders of government and industry, artists, scientists, and athletes.

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

1. That the Legislature congratulates David W. Voss on achieving the rank of Eagle Scout.

2. That a copy of this resolution be sent to David W. Voss.

Laid over.

LEGISLATIVE RESOLUTION 525. Introduced by Seiler, 33.

PURPOSE: The purpose of this resolution is to examine the issues associated with treating an individual licensed under the Nebraska Real Estate License Act as a professional for purposes of civil actions for professional negligence.

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

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

Referred to the Executive Board.

COMMITTEE REPORT(S)
Enrollment and Review

LEGISLATIVE BILL 677. Placed on Final Reading.

ST79

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

1. On page 1, the matter beginning with "to" in line 2 through "officers" in line 3 and all amendments thereto have been struck and "to provide, change, and eliminate qualifications for officers and personnel of the Department of Veterans' Affairs, the Veterans' Advisory Commission, and the state veterans service officers as prescribed" inserted.

LEGISLATIVE BILL 694. Placed on Final Reading.
LEGISLATIVE BILL 712. Placed on Final Reading.
LEGISLATIVE BILL 783. Placed on Final Reading.
LEGISLATIVE BILL 783A. Placed on Final Reading.
LEGISLATIVE BILL 877. Placed on Final Reading.
LEGISLATIVE BILL 895. Placed on Final Reading.
LEGISLATIVE BILL 899. Placed on Final Reading.
LEGISLATIVE BILL 902. Placed on Final Reading.
LEGISLATIVE BILL 908. Placed on Final Reading.
LEGISLATIVE BILL 908A. Placed on Final Reading.
LEGISLATIVE BILL 913. Placed on Final Reading.
LEGISLATIVE BILL 973. Placed on Final Reading.
LEGISLATIVE BILL 978. Placed on Final Reading.
LEGISLATIVE BILL 1010. Placed on Final Reading.
LEGISLATIVE BILL 1011. Placed on Final Reading.
LEGISLATIVE BILL 1039. Placed on Final Reading.

LEGISLATIVE BILL 1050. Placed on Final Reading.

ST78

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

1. On page 1, line 5, "to require notice to certain holders of security interests as prescribed; to harmonize provisions;" has been inserted after the semicolon.

LEGISLATIVE BILL 1075. Placed on Final Reading.
LEGISLATIVE BILL 1080. Placed on Final Reading.
LEGISLATIVE BILL 1101. Placed on Final Reading.

LEGISLATIVE RESOLUTION 381. Placed on Final Reading.

(Signed) Matt Hansen, Chairperson

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

Room 1507

Tuesday, April 5, 2016 12:00 p.m.

Kimberly Plouzek - State Emergency Response Commission (rehearing)
 Jeffery Davis - Nebraska Accountability and Disclosure Commission
 Douglas Hegarty - Nebraska Accountability and Disclosure Commission

(Signed) John Murante, Chairperson

CONFLICT OF INTEREST STATEMENT

Pursuant to Rule 1, Sec. 19, Senator Pansing Brooks has filed a Potential Conflict of Interest Statement under the Nebraska Political Accountability and Disclosure Act. The statement is on file in the Clerk of the Legislature's Office.

GENERAL FILE

LEGISLATIVE BILL 1066. The Scheer amendment, AM2742, found in this day's Journal, to the committee, was renewed.

SENATOR COASH PRESIDING

Senator Scheer moved for a call of the house. The motion prevailed with 36 ayes, 0 nays, and 13 not voting.

Senator Scheer requested a roll call vote on his amendment.

Voting in the affirmative, 25:

Brasch	Garrett	Johnson	McCoy	Schumacher
Cook	Gloor	Kolterman	Mello	Seiler
Ebke	Groene	Kuehn	Murante	Smith
Fox	Harr, B.	Lindstrom	Scheer	Watermeier
Friesen	Hughes	McCollister	Schnoor	Williams

Voting in the negative, 10:

Campbell	Coash	Hilkemann	Larson	Riepe
Chambers	Davis	Krist	Pansing Brooks	Sullivan

Present and not voting, 10:

Baker	Bolz	Haar, K.	Hansen	Morfeld
Bloomfield	Crawford	Hadley	Howard	Schilz

Excused and not voting, 4:

Craighead	Kintner	Kolowski	Stinner
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The Scheer amendment was adopted with 25 ayes, 10 nays, 10 present and not voting, and 4 excused and not voting.

The Chair declared the call raised.

Senator Larson offered the following amendment to the committee amendment:

AM2745

(Amendments to Standing Committee amendments, AM2640)

1 1. Insert the following new amendments:

2 "2. On page 7, strike beginning with 'give' in line 29 through line
3 31, show as stricken, and insert 'accept the enrollment of siblings of
4 option students'.

5 3. On page 8, strike lines 1 and 2 and show as stricken."

6 2. Renumber the remaining amendments accordingly.

Senator Larson moved for a call of the house. The motion prevailed with 27 ayes, 0 nays, and 22 not voting.

Senator Larson requested a roll call vote, in reverse order, on his amendment.

Voting in the affirmative, 6:

Cook	Krist	Murante
Davis	Larson	Schilz

Voting in the negative, 25:

Baker	Crawford	Haar, K.	Kolterman	Schnoor
Bloomfield	Ebke	Hadley	McCollister	Schumacher
Bolz	Friesen	Harr, B.	Pansing Brooks	Seiler
Campbell	Gloor	Hilkemann	Riepe	Sullivan
Coash	Groene	Hughes	Scheer	Watermeier

Present and not voting, 10:

Brasch	Fox	Hansen	Kuehn	Mello
Chambers	Garrett	Johnson	McCoy	Smith

Excused and not voting, 8:

Craighead	Kintner	Lindstrom	Stinner
Howard	Kolowski	Morfeld	Williams

The Larson amendment lost with 6 ayes, 25 nays, 10 present and not voting, and 8 excused and not voting.

The Chair declared the call raised.

Committee AM2640, found on page 1095 and considered in this day's Journal, as amended, was renewed.

The committee amendment, as amended, was adopted with 29 ayes, 0 nays, 11 present and not voting, and 9 excused and not voting.

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

LEGISLATIVE BILL 824. Title read. Considered.

Committee AM2611, found on page 1004, was adopted with 27 ayes, 0 nays, 10 present and not voting, and 12 excused and not voting.

Senator K. Haar withdrew his amendment, AM2353, found on page 1157.

Advanced to Enrollment and Review Initial with 30 ayes, 1 nay, 7 present and not voting, and 11 excused and not voting.

LEGISLATIVE BILL 874. Title read. Considered.

Committee AM2385, found on page 945, was adopted with 25 ayes, 4 nays, 9 present and not voting, and 11 excused and not voting.

Advanced to Enrollment and Review Initial with 29 ayes, 0 nays, 8 present and not voting, and 12 excused and not voting.

COMMITTEE REPORT(S) Enrollment and Review

LEGISLATIVE BILL 678. Placed on Final Reading.

LEGISLATIVE BILL 750. Placed on Final Reading.

LEGISLATIVE BILL 816. Placed on Final Reading.

LEGISLATIVE BILL 842. Placed on Final Reading.

LEGISLATIVE BILL 952. Placed on Final Reading.

(Signed) Matt Hansen, Chairperson

RESOLUTION(S)

LEGISLATIVE RESOLUTION 526. Introduced by Hansen, 26.

PURPOSE: The purpose of this interim study is to examine municipal classifications. The study shall include the following:

- (1) A review of the current classification structure for municipalities;
- (2) A review of current population thresholds for municipality classes, including whether or not those thresholds can only be met through the decennial census process or annexation; and
- (3) A review of other population thresholds for municipalities contained in Chapters 14 through 19 of the Nebraska statutes.

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

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

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

Referred to the Executive Board.

LEGISLATIVE RESOLUTION 527. Introduced by Schumacher, 22.

PURPOSE: An increasing number of states and the federal government have undertaken various degrees of criminal sentencing reform. State and federal policymakers have also begun to widely question the propriety of mandatory minimum sentencing laws.

Mandatory minimum sentencing laws require a minimum prison term of a particular length. With such laws judges have no discretion to go lower than the minimum sentence and probation is not an option. In Nebraska, an inmate serving a mandatory minimum sentence will not earn or receive good time credit for his or her behavior while serving the mandatory sentence.

Proponents of mandatory minimum sentences argue that these schemes reduce crime by acting as a general deterrent for potential criminals and repeat offenders. Proponents also contend that eliminating judicial discretion provides for fairness and uniformity in sentencing.

While these inflexible, one-size-fits-all sentencing laws may have initial appeal as a response to certain types of crimes, such laws fail to advance proportional justice because they prevent a judge from fitting punishment to the individual defendant and the exact circumstances of his or her crime.

In the last few legislative sessions, various members of the Legislature have introduced bills to limit or eliminate mandatory minimum sentences for some categories or types of crime or to amend the procedures which

prosecutors must follow in prosecuting crimes that carry mandatory minimum sentences.

The purpose of this interim study is to examine possible legislative reforms to Nebraska's mandatory minimum sentencing laws. The study shall include the following:

(1) A review of current mandatory minimum sentences presently in statute;

(2) A review of the types of crimes which carry mandatory minimum sentences;

(3) A review of the process by which a mandatory minimum sentence may be sought, for example, by election or choice of the prosecuting attorney or by authorization of a judge or a panel of judges;

(4) A consideration of an exemption or a safety-valve for a defendant who is convicted of a crime carrying a mandatory minimum sentence, whereby the sentencing judge or a panel of judges may deviate or decide not to impose the mandatory minimum sentence if the sentencing judge or panel finds that certain mitigating factors exist; and

(5) A review and examination of any potential consequences of implementing statutory changes to the mandatory minimum sentencing laws, with respect to amending penalty provisions, amending the procedures for filing charges carrying mandatory minimum sentences, or amending the procedures governing the imposition of mandatory minimum sentences.

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

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

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

Referred to the Executive Board.

LEGISLATIVE RESOLUTION 528. Introduced by Kuehn, 38.

WHEREAS, Nebraska's electricity is generated by power plants connected to a complex electrical grid consisting of over 6,000 miles of transmission lines and 100,000 miles of subtransmission and distribution lines that deliver energy to homes, businesses, hospitals, churches, and schools throughout our state; and

WHEREAS, the electrical grid must be maintained and operated twenty-four hours a day, seven days a week, and three hundred sixty-five days a year despite inclement weather, including blizzards, thunderstorms, floods, and other hazards; and

WHEREAS, Nebraska's 1,350 lineworkers have demonstrated outstanding skill and dedication to their jobs by working in hazardous conditions to build, maintain, and repair our electricity infrastructure; and

WHEREAS, the hardworking lineworkers of Nebraska who leave their families and risk their lives daily to ensure the reliable delivery of electricity to all citizens of the state are deserving of our respect, gratitude, and honor.

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

1. That the Legislature recognizes the significant contributions and efforts of Nebraska lineworkers who often work in challenging conditions to keep the lights on and expresses its appreciation to all of Nebraska's hardworking lineworkers.

2. That the Legislature designates April 11, 2016, as Lineworker Appreciation Day in Nebraska.

Laid over.

UNANIMOUS CONSENT - Add Cointroducer(s)

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

Davis - LR509

VISITOR(S)

Visitors to the Chamber were members of the Midwestern Higher Education Compact, Larry Isaak, and Senator David Pearce of Missouri; 21 fourth-grade students from McCool Junction; Senator Seiler's wife, Jo, and twin granddaughters, Seiler and Tenley Grubb from Kansas City; 94 fourth-grade students and sponsors from Castelar Elementary, Omaha; Mark Kirby from David City; 40 fourth-grade students from Milford; Meg and Ron Prybella from Long Island, NY; 26 fourth-grade students, teacher, and sponsors from Sutton; and 27 fourth-grade students from Concordia Academy, Omaha.

The Doctor of the Day was Dr. Susan Evans from Omaha.

ADJOURNMENT

At 1:45 p.m., on a motion by Senator Gloor, the Legislature adjourned until 9:00 a.m., Tuesday, March 29, 2016.

Patrick J. O'Donnell
Clerk of the Legislature