

FIFTH DAY - JANUARY 12, 2016
LEGISLATIVE JOURNAL
ONE HUNDRED FOURTH LEGISLATURE
SECOND SESSION

FIFTH DAY

Legislative Chamber, Lincoln, Nebraska
Tuesday, January 12, 2016

PRAYER

The prayer was offered by Pastor Brent Kuhlman, Trinity Lutheran Church, Murdock.

ROLL CALL

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

The roll was called and all members were present except Senators Coash, Craighead, Hansen, Larson, Murante, and Schilz who were excused until they arrive.

CORRECTIONS FOR THE JOURNAL

The Journal for the fourth day was approved.

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 903. Introduced by Baker, 30.

A BILL FOR AN ACT relating to schools; to amend sections 79-102, 79-233, 79-237, 79-238, 79-413, 79-473, 79-528, 79-611, 79-850, 79-979, 79-1007.18, 79-1008.02, 79-1022, 79-1036, 79-1041, 79-10,120, 79-10,126, 79-1241.03, 79-2104, 79-2104.01, 79-2104.02, 79-2104.03, 79-2111, and 79-2404, Reissue Revised Statutes of Nebraska, sections 32-546.01, 32-604, 70-651.04, and 77-1736.06, Revised Statutes Cumulative Supplement, 2014, and sections 77-3442, 79-215, 79-1001, 79-1007.11, 79-2110, and 79-2115, Revised Statutes Supplement, 2015; to change provisions relating to learning community coordinating councils; to change provisions relating to the option enrollment program; to provide for an extreme poverty allowance pursuant to the Tax Equity and Educational Opportunities Support Act; to change and eliminate certain levy authority and open enrollment provisions relating to learning communities; to eliminate the Learning Community

Reorganization Act; to harmonize provisions; to provide operative dates; to repeal the original sections; and to outright repeal sections 79-4,117, 79-4,118, 79-4,119, 79-4,120, 79-4,121, 79-4,122, 79-4,123, 79-4,124, 79-4,125, 79-4,126, 79-4,127, 79-4,128, 79-4,129, 79-1073, 79-1073.01, 79-10,126.01, and 79-2110.01, Reissue Revised Statutes of Nebraska.

LEGISLATIVE BILL 904. Introduced by Baker, 30.

A BILL FOR AN ACT relating to learning communities; to amend section 79-2102, Reissue Revised Statutes of Nebraska, and section 32-546.01, Revised Statutes Cumulative Supplement, 2014; to permit school districts to opt out of a learning community as prescribed; to harmonize provisions; and to repeal the original sections.

LEGISLATIVE BILL 905. Introduced by Ebke, 32.

A BILL FOR AN ACT relating to public health; to adopt the Commission on Fathers, Men, and Boys Establishment Act of 2016.

LEGISLATIVE BILL 906. Introduced by Lindstrom, 18.

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

LEGISLATIVE BILL 907. Introduced by Harr, B., 8.

A BILL FOR AN ACT relating to revenue and taxation; to amend section 58-210.02, Reissue Revised Statutes of Nebraska, sections 77-1108, 77-1109, and 77-1115, Revised Statutes Cumulative Supplement, 2014, and section 77-1116, Revised Statutes Supplement, 2015; to change provisions relating to the New Markets Job Growth Investment Act; and to repeal the original sections.

NOTICE OF COMMITTEE HEARING(S)

Agriculture

Room 2102

Tuesday, January 19, 2016 1:30 p.m.

LB730

LB798

(Signed) Jerry Johnson, Chairperson

RESOLUTION(S)**LEGISLATIVE RESOLUTION 400.** Introduced by Fox, 7.

WHEREAS, on December 21, 2015, more than 110 homeless shelter residents received free haircuts during the "You Look Good, You Feel Good" event at the Victory Boxing Club and Community Center in Omaha; and

WHEREAS, the event was started by Beauchamp Alejandro who said he wanted to give back to the community, and decided the best way to do that was to do something for the homeless. Nearly twenty other barbers and stylists joined Beauchamp to help with the event; and

WHEREAS, participants also received a gift bag with grooming products and a free meal; and

WHEREAS, the event was held in conjunction with National Homeless Persons' Memorial Day which is held each year on December 21.

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

1. That the Legislature recognizes Beauchamp Alejandro and all other contributors to the "You Look Good, You Feel Good" event in Omaha.
2. That a copy of this resolution be sent to Beauchamp Alejandro.

Laid over.

LEGISLATIVE RESOLUTION 401. Introduced by Fox, 7.

WHEREAS, on January 1, 2016, the Omaha South High Magnet School dance team, the Luvabulls, performed at the 2016 Sugar Bowl in New Orleans, Louisiana; and

WHEREAS, the Omaha South Luvabulls started fundraising in October of 2015 and raised \$33,000 for eighteen dancers and Coach Halley Taylor to attend the event. The team received donations from national and local supporters, teachers, and students; and

WHEREAS, the Omaha South Luvabulls won the 2016 Sugar Bowl Spirit Award; and

WHEREAS, when the Spirit Award was presented, the Omaha South Luvabulls were described as representing the spirit of the Sugar Bowl by "always showing kindness, respect, and leadership"; 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 the Omaha South High Magnet School dance team on performing at the 2016 Sugar Bowl and winning the Sugar Bowl Spirit Award.
2. That a copy of this resolution be sent to the Omaha South High Magnet School dance team and Coach Halley Taylor.

Laid over.

GENERAL FILE**LEGISLATIVE BILL 47.** Considered.

Committee AM635, found on page 775 and considered on pages 973 and 990, First Session, 2015, was renewed.

Senator Watermeier offered his amendment, AM938, found on page 974, First Session, 2015, to the committee amendment.

Senator Chambers offered the following motion:

MO142

Bracket until April 20, 2016.

SPEAKER HADLEY PRESIDING

Senator Chambers moved for a call of the house. The motion prevailed with 26 ayes, 0 nays, and 23 not voting.

Senator Chambers requested a roll call vote, in reverse order, on his motion to bracket.

Voting in the affirmative, 6:

Bloomfield	Larson	Schumacher
Krist	Pansing Brooks	Sullivan

Voting in the negative, 35:

Bolz	Friesen	Hilkemann	Kuehn	Schilz
Brasch	Garrett	Howard	McCollister	Schnoor
Coash	Gloor	Hughes	McCoy	Seiler
Craighead	Groene	Johnson	Morfeld	Smith
Crawford	Haar, K.	Kintner	Murante	Stinner
Davis	Hadley	Kolowski	Riepe	Watermeier
Fox	Harr, B.	Kolterman	Scheer	Williams

Present and not voting, 5:

Baker	Chambers	Cook	Ebke	Hansen
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Excused and not voting, 3:

Campbell	Lindstrom	Mello
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The Chambers motion to bracket failed with 6 ayes, 35 nays, 5 present and not voting, and 3 excused and not voting.

The Chair declared the call raised.

Pending.

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 908. Introduced by Kolterman, 24.

A BILL FOR AN ACT relating to veterinary technicians; to amend section 38-3325, Reissue Revised Statutes of Nebraska; to provide for temporary licenses; to harmonize provisions; and to repeal the original section.

LEGISLATIVE BILL 909. Introduced by Kolterman, 24.

A BILL FOR AN ACT relating to the Department of Agriculture; to amend sections 2-1807, 2-1808, 54-635, 54-850, 54-856, 54-1371, 54-1382, 54-1704, 54-1904, 54-2306, 54-2320, 81-2,147.10, 89-187, 89-187.02, 89-188, 89-197, and 89-1,100, Reissue Revised Statutes of Nebraska; to change the director's powers and duties; to change fee and penalty provisions relating to agriculture, livestock, and weights and measures; to provide for credits to various funds as prescribed; to eliminate permit and license requirements to furnish an applicant's social security number; to harmonize provisions; and to repeal the original sections.

LEGISLATIVE BILL 910. Introduced by Bolz, 29.

A BILL FOR AN ACT relating to parole administration; to amend section 83-1,101, Reissue Revised Statutes of Nebraska, and sections 47-903, 47-908, 47-913, 83-171, 83-1,100, and 83-933, Revised Statutes Supplement, 2015; to change provisions relating to parole administration; to define a term; to provide duties for the Office of Parole Administration, the Parole Administrator, the Director of Correctional Services, and the chairperson of the Board of Parole; to change a date relating to transition as prescribed; to change provisions relating to appointment of the Parole Administrator; to harmonize provisions; to repeal the original sections; and to declare an emergency.

LEGISLATIVE BILL 911. Introduced by Bolz, 29.

A BILL FOR AN ACT relating to appropriations; to state intent to transfer funds relating to systems of care for users of adult behavioral health services.

LEGISLATIVE BILL 912. Introduced by Smith, 14.

A BILL FOR AN ACT relating to elections; to amend sections 32-914 and 32-1027, Reissue Revised Statutes of Nebraska, sections 32-329 and 32-915, Revised Statutes Cumulative Supplement, 2014, and section 32-947, Revised Statutes Supplement, 2015; to provide and change requirements for presentation of identification for purposes of voting; to harmonize provisions; to provide an operative date; and to repeal the

original sections.

LEGISLATIVE BILL 913. Introduced by Smith, 14.

A BILL FOR AN ACT relating to state disasters; to adopt the Facilitating Business Rapid Response to State Declared Disasters Act.

LEGISLATIVE BILL 914. Introduced by Schilz, 47.

A BILL FOR AN ACT relating to the Nebraska Power Review Board; to amend section 70-1003, Revised Statutes Cumulative Supplement, 2014; to change a provision relating to compensation for certain board members as prescribed; to harmonize provisions; and to repeal the original section.

LEGISLATIVE BILL 915. Introduced by McCollister, 20; Crawford, 45; Ebke, 32; Garrett, 3; Krist, 10; Morfeld, 46; Pansing Brooks, 28; Seiler, 33; Williams, 36.

A BILL FOR AN ACT relating to veterans' treatment court programs; to amend section 24-1302, Reissue Revised Statutes of Nebraska; to state findings relating to the establishment of a veterans' treatment court program pilot project; to provide for court rules relating to the administration of veterans' treatment court programs; and to repeal the original section.

LEGISLATIVE BILL 916. Introduced by Howard, 9.

A BILL FOR AN ACT relating to offenses against animals; to provide immunity from criminal or civil liability for removal of an animal from a motor vehicle by forcible entry as prescribed; and to provide a duty for the Revisor of Statutes.

LEGISLATIVE BILL 917. Introduced by Krist, 10.

A BILL FOR AN ACT relating to the Office of Inspector General of Nebraska Child Welfare Act; to amend sections 43-2,108, 43-4318, 43-4319, 43-4321, 43-4324, and 43-4326, Revised Statutes Supplement, 2015; to change provisions relating to access to records; to change provisions relating to investigations by the Inspector General; to harmonize provisions; and to repeal the original sections.

RESOLUTION(S)

LEGISLATIVE RESOLUTION 402. Introduced by Johnson, 23.

WHEREAS, the David City Aquinas Catholic High School football team won the 2015 Class C-2 State Football Championship; and

WHEREAS, the David City Aquinas Monarchs defeated Oakland-Craig High School in the championship game by a score of 36-7; and

WHEREAS, the David City Aquinas Monarchs have won the state championship four times in the last five years;

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 the David City Aquinas Catholic High School football team on winning the 2015 Class C-2 State Football Championship.

2. That a copy of this resolution be sent to the David City Aquinas Catholic High School football team.

Laid over.

ANNOUNCEMENT(S)

Senator Campbell designates LB746 as her priority bill.

NOTICE OF COMMITTEE HEARING(S) Banking, Commerce and Insurance

Room 1507

Tuesday, January 19, 2016 1:30 p.m.

LB676
LB760
LB761
LB771
LB778
LB751
LB759

(Signed) Jim Scheer, Chairperson

GENERAL FILE

LEGISLATIVE BILL 47. Senator Chambers offered the following motion:

MO143

Reconsider the vote taken to bracket.

Senator Chambers moved for a call of the house. The motion prevailed with 32 ayes, 0 nays, and 17 not voting.

Senator Chambers requested a roll call vote on his motion to reconsider.

Voting in the affirmative, 10:

Bloomfield	Ebke	Hilkemann	Larson	Schumacher
Chambers	Haar, K.	Krist	Pansing Brooks	Sullivan

Voting in the negative, 25:

Bolz	Gloor	Johnson	McCoy	Seiler
Brasch	Groene	Kintner	Murante	Smith
Coash	Hadley	Kolterman	Riepe	Stinner
Fox	Hansen	Kuehn	Scheer	Watermeier
Friesen	Hughes	Lindstrom	Schnoor	Williams

Present and not voting, 8:

Baker	Cook	Harr, B.	Kolowski
Campbell	Crawford	Howard	McCollister

Excused and not voting, 6:

Craighead	Garrett	Morfeld
Davis	Mello	Schilz

The Chambers motion to reconsider failed with 10 ayes, 25 nays, 8 present and not voting, and 6 excused and not voting.

The Chair declared the call raised.

Pending.

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 918. Introduced by Murante, 49.

A BILL FOR AN ACT relating to motor vehicles; to amend sections 60-3,186 and 60-1505, Revised Statutes Cumulative Supplement, 2014; to change the use of motor vehicle tax proceeds; to provide for placement of funds in the Vehicle Title and Registration System Replacement and Maintenance Cash Fund as prescribed; to provide an operative date; to repeal the original sections; and to declare an emergency.

LEGISLATIVE BILL 919. Introduced by Williams, 36; Chambers, 11; Coash, 27; Ebke, 32; Krist, 10; McCollister, 20; Morfeld, 46; Pansing Brooks, 28; Seiler, 33.

A BILL FOR AN ACT relating to courts; to amend sections 24-1301 and 24-1302, Reissue Revised Statutes of Nebraska, and section 29-2246, Revised Statutes Supplement, 2015; to change legislative intent regarding

problem solving court programs and appropriations for such programs; to require the Supreme Court to promulgate rules; to harmonize provisions; and to repeal the original sections.

LEGISLATIVE BILL 920. Introduced by Pansing Brooks, 28; Lindstrom, 18.

A BILL FOR AN ACT relating to the Nebraska Police Standards Advisory Council; to amend section 81-1407, Reissue Revised Statutes of Nebraska; to add members to the council as prescribed; and to repeal the original section.

LEGISLATIVE BILL 921. Introduced by Riepe, 12.

A BILL FOR AN ACT relating to agriculture; to eliminate provisions relating to organic food; and to outright repeal sections 81-2,233, 81-2,234, and 81-2,235, Reissue Revised Statutes of Nebraska.

LEGISLATIVE BILL 922. Introduced by Kolterman, 24.

A BILL FOR AN ACT relating to the Public Employees Retirement Board; to amend section 84-1501, Reissue Revised Statutes of Nebraska; to change terms of board members as prescribed; to provide for filling a vacancy in office; and to repeal the original section.

RESOLUTION(S)

LEGISLATIVE RESOLUTION 403. Introduced by Hansen, 26; Murante, 49.

WHEREAS, the election equipment used as of January 1, 2016, to facilitate Nebraska elections contains outdated technology and data storage that is either hard to repair or replace or no longer available. The equipment was purchased by the Secretary of State between 2004 and 2006 with federal dollars granted to the State of Nebraska by the federal government pursuant to the federal Help America Vote Act of 2002, Public Law 107-252. The equipment is approaching or past the estimated lifecycle of the equipment; and

WHEREAS, state and federal laws require voting assistance machines be available in all precincts so any voter may cast a ballot independently and privately, but the age and condition of the existing equipment make its availability to voters in future elections questionable; and

WHEREAS, the cost to replace the election equipment will be significant and no federal dollars are expected to be available to assist states with the purchase. Furthermore, uncertainty exists whether this cost will fall to the State of Nebraska or to the individual Nebraska counties.

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

1. The Executive Board of the Legislative Council shall appoint the Election Technology Committee as a special committee of the Legislature. The committee shall have seven members, including the chairperson of the Appropriations Committee of the Legislature or his or her designee and the chairperson of the Government, Military and Veterans Affairs Committee of the Legislature or his or her designee.

2. The chairperson of the Government, Military and Veterans Affairs Committee shall serve as the chairperson of the Election Technology Committee. The Election Technology Committee shall elect a vice-chairperson from among the members of the committee. The legal counsel, committee clerk, and other staff of the Government, Military and Veterans Affairs Committee shall serve as staff for the Election Technology Committee.

3. The Election Technology Committee shall study the longevity of the technology used by election commissioners and county clerks to conduct elections as of January 1, 2016, and the feasibility of updating or replacing the technology. The study shall include, but not be limited to, a review of:

(a) The condition of the hardware used by election commissioners and county clerks to allow voters to mark ballots and to tabulate ballots;

(b) The availability of repair parts for such hardware;

(c) The hardware and software and other methods of voting used by other states or otherwise available as of January 1, 2016, to comply with Title III, section 301, of the federal Help America Vote Act of 2002, as such section existed on January 1, 2016;

(d) The cost to acquire hardware and software or use other methods of voting;

(e) The infrastructure and technology necessary to support such hardware and software or other methods of voting;

(f) The cost to purchase and implement such necessary infrastructure and technology; and

(g) The cost of long-term maintenance of such hardware and software or use of such voting methods.

4. The Election Technology Committee shall study options for acquiring hardware and software or implementing other methods of voting, including, but not limited to:

(a) The state contracting for all necessary equipment at state expense to be distributed to the counties for elections;

(b) The state contracting for all necessary equipment to be distributed to counties for a fee to cover part or all of the cost;

(c) Ninety-three counties purchasing the necessary equipment separately with county funds;

(d) The merits of purchasing all necessary equipment in one fiscal year; and

(e) The merits of purchasing all necessary equipment on a rolling timeline.

5. The Election Technology Committee shall consult with and request information, testimony, or research from:

(a) The Secretary of State;

- (b) The election commissioner from each county with a population of more than one hundred thousand inhabitants;
 - (c) At least three election commissioners or county clerks from other counties;
 - (d) A representative of the Nebraska Association of County Officials;
 - (e) Individuals with disabilities, including at least one individual with a vision impairment and one individual with a physical disability;
 - (f) At least one representative of organizations advocating for individuals with disabilities;
 - (g) At least one representative of organizations advocating for the voting rights of citizens; and
 - (h) Representatives from election technology and equipment manufacturers.
6. The Election Technology Committee shall electronically issue a report with its findings and recommendations to the Legislature no later than December 15, 2016.

Laid over.

SPEAKER'S ANNOUNCEMENT

Pursuant to Rule 4, Section 8, LR403 was referred to the Reference Committee.

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

Room 1507

Wednesday, January 20, 2016 1:30 p.m.

LB695
LB702
LB682

(Signed) John Murante, Chairperson

UNANIMOUS CONSENT - Add Cointroducer(s)

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

Fox - LB884
Baker, Bolz, Davis, Krist, Kuehn, Sullivan - LB166
Ebke, Hilkemann, Watermeier, Williams - LB166
Coash - LB817
Kintner - LB868
Kolterman - LB691

VISITORS

Visitors to the Chamber were Ilene Grossman and Tim Anderson from the Council of State Governments; 36 fourth-grade students from Eagle; and Rachel Riding from Falls City.

RECESS

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

AFTER RECESS

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

ROLL CALL

The roll was called and all members were present except Senator Craighead who was excused; and Senators Campbell, Davis, Garrett, Gloor, Krist, Larson, Mello, Morfeld, Schilz, and Sullivan who were excused until they arrive.

ANNOUNCEMENT(S)

Senator Bloomfield designates LB900 as his priority bill.

REFERENCE COMMITTEE REPORT

The Legislative Council Executive Board submits the following report:

LB/LR	Committee
LB803	Nebraska Retirement Systems (rereferred)
LB853	Banking, Commerce and Insurance
LB854	Judiciary
LB855	Business and Labor
LB856	Banking, Commerce and Insurance
LB857	Urban Affairs
LB858	Appropriations
LB859	Health and Human Services
LB860	Urban Affairs
LB861	Judiciary
LB862	General Affairs
LB863	Natural Resources
LB864	Urban Affairs
LB865	Urban Affairs
LB866	Health and Human Services
LB867	Government, Military and Veterans Affairs
LB868	Education
LB869	Health and Human Services

LB870 Revenue
 LB871 Government, Military and Veterans Affairs
 LB872 Transportation and Telecommunications
 LB874 Government, Military and Veterans Affairs
 LB875 Urban Affairs
 LB876 Government, Military and Veterans Affairs
 LB877 Government, Military and Veterans Affairs
 LB878 Government, Military and Veterans Affairs
 LB879 Government, Military and Veterans Affairs
 LB880 Transportation and Telecommunications
 LB881 Natural Resources
 LB882 Education
 LB883 Education
 LB884 Revenue
 LB885 Judiciary
 LB886 Revenue
 LB887 Natural Resources
 LB888 Revenue
 LB889 Revenue
 LB890 Judiciary
 LB891 Health and Human Services
 LB892 Judiciary
 LB893 Judiciary
 LB894 Judiciary
 LB895 Health and Human Services
 LB896 Business and Labor
 LB897 Natural Resources
 LB898 Health and Human Services
 LB899 Health and Human Services
 LB900 Transportation and Telecommunications
 LB901 Health and Human Services
 LB902 Natural Resources
 LR394CA Urban Affairs
 LR398CA Judiciary
 LR399CA Urban Affairs

(Signed) Bob Krist, Chairperson
 Executive Board

GENERAL FILE

LEGISLATIVE BILL 47. Senator Watermeier asked unanimous consent to withdraw his amendment, AM938, found on page 974, First Session, 2015, and considered in this day's Journal, and replace it with his substitute amendment, AM1837, to the committee amendment. No objections. So ordered. AM1837

(Amendments to Standing Committee amendments, AM635)

- 1 1. Strike section 4 and insert the following new section:
- 2 Sec. 4. This act becomes operative on July 1, 2017.

- 3 2. On page 3, line 3; and page 11, line 18, after "no" insert
- 4 "...elect not to answer".
- 5 3. On page 3, after line 3 insert the following new paragraph:
- 6 "An applicant's refusal to respond to this question shall not
- 7 preclude the department from issuing an operator's license or state
- 8 identification card to the applicant.".
- 9 4. On page 11, after line 18 insert the following new paragraph:
- 10 "An applicant's refusal to respond to this question shall not
- 11 preclude the department from issuing a CLP-commercial learner's permit or
- 12 commercial driver's license to the applicant.".

Senator Chambers requested a roll call vote on the Watermeier amendment.

The Watermeier amendment was adopted with 30 ayes, 2 nays, 7 present and not voting, 5 absent and not voting, and 5 excused and not voting.

Senator Chambers offered the following motion:
MO144
Reconsider the vote taken on AM1837.

SENATOR COASH PRESIDING

Senator Chambers moved for a call of the house. The motion prevailed with 26 ayes, 0 nays, and 23 not voting.

Senator Chambers requested a roll call vote, in reverse order, on his motion to reconsider.

Voting in the affirmative, 7:

Baker	Chambers	Krist	Schumacher
Bloomfield	Haar, K.	Pansing Brooks	

Voting in the negative, 37:

Bolz	Fox	Howard	McCollister	Schnoor
Brasch	Friesen	Hughes	McCoy	Seiler
Campbell	Garrett	Johnson	Mello	Stinner
Coash	Gloor	Kintner	Morfeld	Watermeier
Cook	Groene	Kolowski	Murante	Williams
Crawford	Hadley	Kolterman	Riepe	
Davis	Hansen	Kuehn	Scheer	
Ebke	Hilkemann	Lindstrom	Schilz	

Present and not voting, 1:

Smith

Excused and not voting, 4:

Craighead Harr, B. Larson Sullivan

The Chambers motion to reconsider failed with 7 ayes, 37 nays, 1 present and not voting, and 4 excused and not voting.

The Chair declared the call raised.

Pending.

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 923. Introduced by Stinner, 48.

A BILL FOR AN ACT relating to appropriations; to provide funds for federally qualified health centers as prescribed.

LEGISLATIVE BILL 924. Introduced by Kolterman, 24.

A BILL FOR AN ACT relating to the Income Withholding for Child Support Act; to amend section 43-1718.01, Reissue Revised Statutes of Nebraska; to provide for an additional withholding procedure for certain payments; and to repeal the original section.

LEGISLATIVE BILL 925. Introduced by Harr, B., 8.

A BILL FOR AN ACT relating to revenue and taxation; to amend sections 77-1837 and 77-1902, Revised Statutes Cumulative Supplement, 2014; to define terms; to change a provision relating to issuance of a treasurer's tax deed; to change a limitation period for bringing a tax lien foreclosure action as prescribed; and to repeal the original sections.

LEGISLATIVE BILL 926. Introduced by Harr, B., 8.

A BILL FOR AN ACT relating to revenue and taxation; to amend section 77-908, Revised Statutes Cumulative Supplement, 2014; to adopt the Nebraska Rural Jobs Act; to provide tax credits as prescribed; to harmonize provisions; and to repeal the original section.

NOTICE OF COMMITTEE HEARING(S)
Transportation and Telecommunications

Room 1113

Tuesday, January 19, 2016 1:30 p.m.

LB735
LB811
LB732
LB880

(Signed) Jim Smith, Chairperson

Revenue

Room 1524

Wednesday, January 20, 2016 1:30 p.m.

LB756
LB749
LB763

Thursday, January 21, 2016 1:30 p.m.

Tony Fulton - Department of Revenue
LB775
LB776
LB777
LB725

(Signed) Mike Gloor, Chairperson

Judiciary

Room 1113

Wednesday, January 20, 2016 1:30 p.m.

LB709
LB673
LB675
LB845
LB894

Thursday, January 21, 2016 1:30 p.m.

JoAnna Briggs - Crime Victim's Reparations Committee
 Virgil J. Patlan Sr. - Board of Parole
 Brian Wachman - Crime Victim's Reparations Committee
 LB831
 LB846
 LB738

(Signed) Les Seiler, Chairperson

ANNOUNCEMENT(S)

Senator Ebke designates LR35 as her priority resolution.

GENERAL FILE

LEGISLATIVE BILL 47. Senator Watermeier withdrew his amendment, AM1832, found on page 242.

Senator Bloomfield offered the following amendment to the committee amendment:

FA80

Amend AM635

On page 2, line 31 strike 16 and insert 21.

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

Senator Bloomfield requested a roll call vote on his amendment.

Voting in the affirmative, 18:

Baker	Ebke	Haar, K.	Kolowski	Stinner
Bloomfield	Fox	Hadley	Krist	Sullivan
Campbell	Garrett	Hilkemann	Schnoor	
Chambers	Groene	Johnson	Seiler	

Voting in the negative, 19:

Bolz	Hansen	Kuehn	Murante	Smith
Brasch	Hughes	Lindstrom	Riepe	Watermeier
Davis	Kintner	McCollister	Scheer	Williams
Gloor	Kolterman	Morfeld	Schilz	

Present and not voting, 7:

Coash	Friesen	McCoy	Schumacher
Crawford	Howard	Pansing Brooks	

Excused and not voting, 5:

Cook Craighead Harr, B. Larson Mello

The Bloomfield amendment lost with 18 ayes, 19 nays, 7 present and not voting, and 5 excused and not voting.

The Chair declared the call raised.

Senator Chambers offered the following motion:

MO145

Recommit to the Transportation and Telecommunications Committee.

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

Senator Chambers requested a roll call vote on his motion to recommit to committee.

Voting in the affirmative, 2:

Bloomfield Haar, K.

Voting in the negative, 34:

Bolz	Friesen	Hughes	McCollister	Schnoor
Brasch	Gloor	Johnson	McCoy	Seiler
Campbell	Groene	Kintner	Morfeld	Smith
Coash	Hadley	Kolowski	Murante	Sullivan
Crawford	Hansen	Kolterman	Riepe	Watermeier
Davis	Hilkemann	Kuehn	Scheer	Williams
Fox	Howard	Lindstrom	Schilz	

Present and not voting, 5:

Baker Chambers Ebke Pansing Brooks Schumacher

Excused and not voting, 8:

Cook Garrett Krist Mello
 Craighead Harr, B. Larson Stinner

The Chambers motion to recommit to committee failed with 2 ayes, 34 nays, 5 present and not voting, and 8 excused and not voting.

The Chair declared the call raised.

Senator Chambers offered the following motion:

MO147

Reconsider the vote taken to recommit to committee.

SPEAKER HADLEY PRESIDING

The Chambers motion to reconsider failed with 5 ayes, 30 nays, 9 present and not voting, and 5 excused and not voting.

Senator Watermeier offered the following motion:

MO146

Invoke cloture pursuant to Rule 7, Sec. 10.

Senator Watermeier moved for a call of the house. The motion prevailed with 43 ayes, 0 nays, and 6 not voting.

Senator Watermeier requested a roll call vote, in reverse order, on the motion to invoke cloture.

Voting in the affirmative, 37:

Baker	Friesen	Johnson	McCoy	Seiler
Bolz	Gloor	Kintner	Mello	Smith
Brasch	Groene	Kolowski	Morfeld	Stinner
Campbell	Hadley	Kolterman	Murante	Watermeier
Coash	Hansen	Kuehn	Riepe	Williams
Crawford	Hilkemann	Larson	Scheer	
Davis	Howard	Lindstrom	Schilz	
Fox	Hughes	McCollister	Schnoor	

Voting in the negative, 7:

Bloomfield	Ebke	Pansing Brooks	Sullivan
Chambers	Haar, K.	Schumacher	

Excused and not voting, 5:

Cook	Craighead	Garrett	Harr, B.	Krist
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The Watermeier motion to invoke cloture prevailed with 37 ayes, 7 nays, and 5 excused and not voting.

Committee AM635, as amended, was adopted with 37 ayes, 2 nays, 5 present and not voting, and 5 excused and not voting.

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

Voting in the affirmative, 32:

Bolz	Gloor	Kintner	Morfeld	Smith
Brasch	Hadley	Kolowski	Murante	Stinner
Campbell	Hansen	Kolterman	Riepe	Watermeier
Coash	Hilkemann	Kuehn	Scheer	Williams
Crawford	Howard	Lindstrom	Schilz	
Davis	Hughes	McCoy	Schnoor	
Fox	Johnson	Mello	Seiler	

Voting in the negative, 8:

Bloomfield	Ebke	Larson	Schumacher
Chambers	Haar, K.	Pansing Brooks	Sullivan

Present and not voting, 4:

Baker	Friesen	Groene	McCollister
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Excused and not voting, 5:

Cook	Craighead	Garrett	Harr, B.	Krist
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Advanced to Enrollment and Review Initial with 32 ayes, 8 nays, 4 present and not voting, and 5 excused and not voting.

The Chair declared the call raised.

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 927. Introduced by Hilkemann, 4.

A BILL FOR AN ACT relating to telecommunications; to amend sections 86-435, 86-457, and 86-903, Reissue Revised Statutes of Nebraska; to change provisions relating to surcharges for 911 service; to harmonize provisions; and to repeal the original sections.

LEGISLATIVE BILL 928. Introduced by Mello, 5; Baker, 30; Bolz, 29; Campbell, 25; Cook, 13; Crawford, 45; Hansen, 26; Howard, 9; Pansing Brooks, 28.

A BILL FOR AN ACT relating to labor; to amend sections 48-1220 and 48-1221, Reissue Revised Statutes of Nebraska; to change provisions relating to discriminatory wage practices based on sex; and to repeal the original sections.

LEGISLATIVE BILL 929. Introduced by Brasch, 16.

A BILL FOR AN ACT relating to transportation; to amend sections

60-119.01, 60-628.01, and 75-392, Revised Statutes Cumulative Supplement, 2014, and sections 60-336.01, 60-386, 60-3,113.04, 60-3,193.01, 60-462.01, 60-479.01, 60-4,147.02, 60-501, 75-363, 75-364, 75-366, and 75-393, Revised Statutes Supplement, 2015; to adopt and update references to certain federal provisions relating to low-speed vehicles, handicapped or disabled parking permits, the International Registration Plan, operators' licenses, persons handling source documents, hazardous materials, motor carrier regulations and their enforcement, and the unified carrier registration plan and agreement; to repeal the original sections; and to declare an emergency.

LEGISLATIVE BILL 930. Introduced by Scheer, 19; Ebke, 32; Fox, 7; Hilkemann, 4; Krist, 10; Kuehn, 38; McCollister, 20; Mello, 5; Morfeld, 46; Seiler, 33.

A BILL FOR AN ACT relating to education; to amend sections 79-759 and 79-760.03, Reissue Revised Statutes of Nebraska, and section 9-812, Revised Statutes Supplement, 2015; to change provisions relating to statewide assessments and a pilot project relating to college admission testing as prescribed; to provide for reimbursements to school districts as prescribed; to harmonize provisions; and to repeal the original sections.

LEGISLATIVE BILL 931. Introduced by Bolz, 29.

A BILL FOR AN ACT relating to public health and welfare; to amend section 71-812, Reissue Revised Statutes of Nebraska, and section 71-401, Revised Statutes Supplement, 2015; to state intent regarding appropriations; to provide for incentives for certain assisted-living facilities; to provide powers and duties; to redefine a term relating to the Behavioral Health Services Fund; to harmonize provisions; and to repeal the original sections.

LEGISLATIVE BILL 932. Introduced by Crawford, 45.

A BILL FOR AN ACT relating to liability; to amend section 25-21,190, Reissue Revised Statutes of Nebraska; to redefine not-for-profit organization; and to repeal the original section.

LEGISLATIVE BILL 933. Introduced by Coash, 27.

A BILL FOR AN ACT relating to payroll processors; to adopt the Payroll Processor Regulation Act.

LEGISLATIVE BILL 934. Introduced by Coash, 27.

A BILL FOR AN ACT relating to the Public Guardianship Act; to amend sections 30-4103, 30-4104, 30-4115, and 30-4116, Revised Statutes Cumulative Supplement, 2014; to define a term; to change provisions relating to the Office of the Public Guardian and its powers and duties; to change provisions relating to the number of appointments the Public

Guardian may take; to harmonize provisions; and to repeal the original sections.

LEGISLATIVE BILL 935. Introduced by Schilz, 47.

A BILL FOR AN ACT relating to the Auditor of Public Accounts; to amend section 84-321, Reissue Revised Statutes of Nebraska, section 13-513, Revised Statutes Cumulative Supplement, 2014, and section 84-304, Revised Statutes Supplement, 2015; to require assessment of remedial fees for delinquent information; to authorize the appointment of additional assistant deputies; to provide for the assessment of interest rates on delinquent payments of fees; to change provisions relating to the Auditor of Public Accounts Cash Fund; and to repeal the original sections.

COMMITTEE REPORT(S)

Natural Resources

LEGISLATIVE BILL 127. Indefinitely postponed.

(Signed) Ken Schilz, Chairperson

NOTICE OF COMMITTEE HEARING(S)

Revenue

Room 1524

Friday, January 22, 2016 1:30 p.m.

LB689
LB723
LB724
LB884

(Signed) Mike Gloor, Chairperson

ANNOUNCEMENT(S)

Senator Riepe designates LB817 as his priority bill.

MESSAGE(S) FROM THE GOVERNOR

December 12, 2015

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

Dear Mr. President, Speaker Hadley and Members of the Legislature:

Contingent upon your approval, the following individual is being appointed to the Nebraska Investment Council:

Keith Olson, CFA, 13024 Hawthorne Court, Omaha, NE 68154

The aforementioned appointee is respectfully submitted for your consideration. Copies of the certificate and background information are included for your review.

Sincerely,
(Signed) Pete Ricketts
Governor

Enclosures

UNANIMOUS CONSENT - Add Cointroducer(s)

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

Groene and Lindstrom - LR35
Ebke - LB717 and LB844
Schnoor - LB817

VISITORS

Visitors to the Chamber were Senator Friesen's wife and father, Nancy and Albert, from Henderson and sister, Vernetta, from Fresno, CA.

The Doctor of the Day was Dr. David Filipi from Omaha.

ADJOURNMENT

At 5:10 p.m., on a motion by Senator Crawford, the Legislature adjourned until 9:00 a.m., Wednesday, January 13, 2016.

Patrick J. O'Donnell
Clerk of the Legislature

