

FIFTIETH DAY - MARCH 29, 2016
LEGISLATIVE JOURNAL
ONE HUNDRED FOURTH LEGISLATURE
SECOND SESSION

FIFTIETH DAY

Legislative Chamber, Lincoln, Nebraska
 Tuesday, March 29, 2016

PRAYER

The prayer was offered by Reverend Jonathan Ripke, Immanuel Lutheran Church, Hooper.

ROLL CALL

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

The roll was called and all members were present except Senators Bolz, Coash, Davis, Hansen, Scheer, and Stinner who were excused until they arrive.

CORRECTIONS FOR THE JOURNAL

The Journal for the forty-ninth day was approved.

COMMITTEE REPORT(S)

Enrollment and Review

LEGISLATIVE BILL 1093A. Placed on Select File.

LEGISLATIVE BILL 1110. Placed on Select File with amendment.

ER228

- 1 1. In the Standing Committee amendments, AM2294:
- 2 a. On page 2, line 21, after "evaluation" insert an underscored
- 3 comma; and
- 4 b. On page 6, line 3, strike "Investment" and insert "Innovation";
- 5 and in lines 12 and 23 after "Development" insert an underscored comma.
- 6 2. On page 1, strike beginning with "adopt" in line 1 through line 2
- 7 and insert "amend section 48-622.02, Revised Statutes Cumulative
- 8 Supplement, 2014, and section 81-1201.21, Revised Statutes Supplement,
- 9 2015; to adopt the Nebraska Workforce Innovation and Opportunity Act and
- 10 the Sector Partnership Program Act; to create a fund; to transfer funds;
- 11 to harmonize provisions; to repeal the original sections; and to declare
- 12 an emergency."

LEGISLATIVE BILL 1110A. Placed on Select File.

(Signed) Matt Hansen, Chairperson

COMMUNICATION

Received communication from Tom Safranek, M.D., Acting Chief Medical Officer, Division of Public Health, Department of Health and Human Services, regarding the appointment of the following individual to the Stem Cell Research Advisory Committee:

Dr. Alysson Renato Muotri

RESOLUTION(S)

Pursuant to Rule 4, Sec. 5(b), LRs 491, 500, 501, 503, and 505 were adopted.

PRESIDENT SIGNED

While the Legislature was in session and capable of transacting business, the President signed the following: LRs 491, 500, 501, 503, and 505.

ANNOUNCEMENT

The Chair announced the birthday of Senator Krist.

SELECT FILE

LEGISLATIVE BILL 1093A. Advanced to Enrollment and Review for Engrossment.

GENERAL FILE

LEGISLATIVE BILL 1032. Title read. Considered.

Committee AM2473, found on page 941, was offered.

Senator Campbell withdrew her amendment, AM2528, found on page 953.

Pending.

COMMITTEE REPORT(S)

Enrollment and Review

LEGISLATIVE BILL 1094. Placed on Select File with amendment. ER226 is available in the Bill Room.

LEGISLATIVE BILL 744. Placed on Select File with amendment.

ER227

- 1 1. In the Watermeier amendment, AM2727, on page 3, line 6, strike
- 2 "act" and insert "section".
- 3 2. On page 1, line 1, after "for" insert "written"; and strike line
- 4 3 and insert "to authorize enforcement, modification, or termination of
- 5 agreements in a civil action as prescribed; and to require certain
- 6 agreement disclosures."

LEGISLATIVE BILL 947. Placed on Select File with amendment.

ER229

- 1 1. On page 1, strike beginning with the semicolon in line 2 through
- 2 line 4 and insert ", and section 38-129, Revised Statutes Cumulative
- 3 Supplement, 2014; to state intent relating to professional or commercial
- 4 licenses; to provide for issuance of credentials as prescribed; to
- 5 harmonize provisions; to repeal the original sections; and to declare an
- 6 emergency."

LEGISLATIVE BILL 886. Placed on Select File.

LEGISLATIVE BILL 886A. Placed on Select File.

LEGISLATIVE BILL 774A. Placed on Select File.

(Signed) Matt Hansen, Chairperson

RESOLUTION(S)

LEGISLATIVE RESOLUTION 529. Introduced by Howard, 9.

PURPOSE: The purpose of this resolution is to study the ongoing implementation of the federal Preventing Sex Trafficking and Strengthening Families Act of 2014 (Strengthening Families Act), Public Law 113-183, and related state law and policy. This study shall assess needs arising from the implementation of the federal Strengthening Families Act and determine the next steps for the Strengthening Families Act Task Force of the Nebraska Children's Commission.

The study shall include the following:

- (1) Considering how to engage and empower affected individuals including youth, foster parents, and biological parents;
- (2) Considering normalcy for youth involved in the foster care, juvenile justice, and mental health systems across all placement levels;
- (3) Exploring the creation of a foster youth bill of rights;
- (4) Reviewing how cultural considerations are made and addressed in policy and practice related to normalcy;
- (5) Evaluating existing grievance processes for youth in foster care and examining the creation and implementation of a new grievance process;
- (6) Examining the training provided to foster parents, providers, and others regarding the federal Strengthening Families Act, with special attention paid to the implementation of the reasonable and prudent parent standard;

(7) Reviewing ongoing reforms regarding the permanency objective of Another Planned Permanent Living Arrangement;

(8) Assessing the need for and availability of financial and other resources that can be utilized to increase normalcy activities for children and youth in foster care throughout Nebraska; and

(9) Considering how to coordinate efforts between statewide programs to prevent sex trafficking of youth involved in foster care.

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 530. Introduced by Howard, 9.

PURPOSE: In order to ensure a fair voting process for citizens who are hospitalized or who reside in nursing homes or extended care facilities, it is important to periodically reevaluate the process such individuals use to cast their ballots. Under current Nebraska law, local election officials bear primary responsibility for adopting voting procedures for such citizens.

Neb. Rev. Stat. section 32-944 authorizes the election commissioner or county clerk to train registered voters to act on his or her behalf in administering a ballot to a resident of a nursing home or hospital who has requested a ballot. Section 32-944 further provides that such ballots shall be administered by two registered voters who are not affiliated with the same political party. Finally, the section requires the election commissioner or county clerk to adopt procedures to carry out the section.

The purpose of this interim study is to examine the voting processes and procedures available for citizens who are hospitalized or who reside in nursing homes or extended care facilities and determine whether legislation is needed to bring clarity and uniformity to the law and to ensure a fair and honest voting process.

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

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

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

Referred to the Executive Board.

EXPLANATION OF VOTES

Had I been present, I would have voted "aye" on final passage of LBs 956e, 957e, 981e, 1109, and 83.

(Signed) Rick Kolowski

GENERAL FILE

LEGISLATIVE BILL 1032. Senator Bloomfield offered the following motion:
MO234
Bracket until April 20, 2016.

Senator Kintner moved the previous question. The question is, "Shall the debate now close?" The motion prevailed with 25 ayes, 14 nays, and 10 not voting.

Senator Schilz moved for a call of the house. The motion prevailed with 42 ayes, 1 nay, and 6 not voting.

Senator Bloomfield requested a roll call vote, in reverse order, on the motion to bracket.

Voting in the affirmative, 28:

Bloomfield	Friesen	Kintner	McCoy	Seiler
Brasch	Garrett	Kolterman	Murante	Smith
Coash	Groene	Krist	Riepe	Watermeier
Craighead	Hilkemann	Kuehn	Scheer	Williams
Davis	Hughes	Larson	Schilz	
Ebke	Johnson	Lindstrom	Schnoor	

Voting in the negative, 20:

Baker	Cook	Haar, K.	Howard	Morfeld
Bolz	Crawford	Hadley	Kolowski	Pansing Brooks
Campbell	Fox	Hansen	McCollister	Schumacher
Chambers	Gloor	Harr, B.	Mello	Sullivan

Excused and not voting, 1:

Stinner

The Bloomfield motion to bracket prevailed with 28 ayes, 20 nays, and 1 excused and not voting.

The Chair declared the call raised.

MOTION - Print in Journal

Senator Chambers filed the following motion to LB1056:

MO233

Place on General File pursuant to Rule 3, Section 20(b).

RESOLUTION(S)

LEGISLATIVE RESOLUTION 531. Introduced by Gloor, 35; Smith, 14.

WHEREAS, Marcella J. Echternacht, MS, RN, began her nursing career in 1971 as a recipient of a University of Nebraska Regents Scholarship. She graduated with high honors in 1974 from the University of Nebraska Medical Center (UNMC) College of Nursing; and

WHEREAS, from 1990 to 2000, Marcella taught psychiatric nursing at Central Community College in Grand Island; and

WHEREAS, in 2000, Marcella joined the faculty at the College of Saint Mary in Omaha as an assistant professor of nursing, where she continued her career teaching psychiatric nursing. Since then she has been the recipient of many accolades, including being named an Outstanding Faculty Member in 2004 and receiving the 2004 Inspiring Excellence Award; and

WHEREAS, Marcella also received the 2005 Distinguished Alumnus Award from the UNMC College of Nursing and the 2006 Outstanding Achievement in Nursing award from the Nebraska Nurses Association; and

WHEREAS, Marcella served as a member of the Board of Nursing from 2002 to 2009 and as president from 2005 to 2009; and

WHEREAS, in 2002, she was appointed to the National Council of State Boards of Nursing (NCSBN), serving from 2002 through 2009. In 2008, she was appointed chairperson of the NCSBN Transition to Practice Committee, where she worked to address the serious problem of retention rates among nursing graduates during their first year of practice; and

WHEREAS, to address retention problems in Nebraska's nursing workforce, Marcella was appointed by the Board of Nursing to help with implementation of the Center for Regulatory Excellence grant awarded to Nebraska by NCSBN in 2008. Marcella's work in this program over several years led to the development of a mentoring process designed to acclimate new graduates to the real world of nursing practice; and

WHEREAS, Marcella will complete a 26-year career of nursing education at the end of the College of Saint Mary's spring term in May 2016.

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

1. That the Legislature recognizes the many contributions and achievements of Marcella J. Echternacht and thanks her for her years of service to the people of the State of Nebraska and the nursing profession.

2. That a copy of this resolution be sent to Marcella J. Echternacht.

Laid over.

REFERENCE COMMITTEE REPORT

The Legislative Council Executive Board submits the following report:

Muotri, Alysson Renato - Stem Cell Research Advisory Committee - Health and Human Services

(Signed) Bob Krist, Chairperson
Executive Board

GENERAL FILE

LEGISLATIVE BILL 1012. Title read. Considered.

Committee AM2253, found on page 708, was offered.

SPEAKER HADLEY PRESIDING

Senator Mello offered his amendment, AM2602, found on page 1014, to the committee amendment.

The Mello amendment was adopted with 25 ayes, 0 nays, 22 present and not voting, and 2 excused and not voting.

The committee amendment, as amended, was adopted with 28 ayes, 0 nays, 19 present and not voting, and 2 excused and not voting.

Advanced to Enrollment and Review Initial with 27 ayes, 0 nays, 20 present and not voting, and 2 excused and not voting.

LEGISLATIVE BILL 1037. Title read. Considered.

Senator Smith offered the following amendment:
AM2690

1 1. On page 3, line 3, after "land" insert ", excluding the first
2 acre of any such farm home site which acre shall be valued at its actual
3 value in accordance with subsection (1) of section 77-201".

Senator Chambers offered the following motion:
MO235
Bracket until April 20, 2016.

Pending.

RESOLUTION(S)**LEGISLATIVE RESOLUTION 532.** Introduced by Bolz, 29.

PURPOSE: Reducing violence is key to promoting the general welfare of the residents of Nebraska. Proactively reducing violence will also lead to less crowding in the state's prisons and jails. The Legislature created the Office of Violence Prevention in 2009, in order to develop, foster, promote, and assess violence prevention programs. The purpose of this resolution is to evaluate the effectiveness and success of the Office of Violence Prevention. The study shall include an examination of the following:

- (1) The effectiveness and impact of the Office of Violence Prevention in reducing violence in Nebraska;
- (2) The resources and authority available to the office;
- (3) The office's assessment of best practices for violence prevention;
- (4) Opportunities to expand, promote, and develop best practice initiatives to prevent violence in Nebraska; and
- (5) Opportunities for the future growth of efforts and initiatives to reduce violence statewide.

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 533. Introduced by Bolz, 29.

PURPOSE: According to a 2015 survey of Nebraska businesses and organizations, workforce quality and availability is a top concern. By 2020, 38 percent of jobs in Nebraska will be middle-skill jobs: those requiring some postsecondary education but less than a bachelor's degree. To address the middle-skill employee gap, the federal Workforce Investment and Opportunity Act promotes career pathways as a workforce development strategy.

This study shall examine the following:

- (1) Nationwide best practices for promoting career education and training that can lead to job readiness for middle-skill positions;
- (2) Innovative processes and programs through which training opportunities and educational programs have been established and fostered in other states;
- (3) Opportunities available through the federal Workforce Investment and Opportunity Act to promote career pipeline programs; and
- (4) Strategies and opportunities to produce individuals prepared for middle-skill jobs and how to best implement such strategies.

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 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 534. Introduced by Haar, K., 21.

WHEREAS, in 1980, the Legislature adopted LR 43, which called for the Nebraska Investment Council to review the list of corporations and banks which invest in South Africa and remove them from the list approved for investment by the state; and

WHEREAS, in 1984, the Legislature passed LB 553, which required divestment of all funds from companies doing business in South Africa; and

WHEREAS, the campaign for divestment from South Africa that the Nebraska Legislature supported has been widely hailed as being an important component in leading to the end of apartheid in 1994; and

WHEREAS, climate change presents serious, many-layered, and ongoing issues for Nebraskans, with projections of far more serious impacts on future generations; and

WHEREAS, there is a scientific consensus that fossil fuels are the major contributor to accelerated rates of climate change; and

WHEREAS, fossil fuel investments, particularly coal and oil, are losing value, becoming more volatile, and increasingly failing to fulfill prudent investment standards; and

WHEREAS, the number of institutions, governmental bodies, and businesses that are divesting from fossil fuels is rapidly increasing, and by the end of 2015, investors controlling over \$3.4 trillion in assets have pledged to remove investments from fossil fuel companies; and

WHEREAS, clean energy investments, including wind, solar, and other methods of generating energy that do not produce greenhouse gases or that reduce the amount or impact of greenhouse gas emissions, are increasing throughout the world and represent greater stability and better rates of return, both now and in the future; and

WHEREAS, fiduciaries are acting prudently when they consider the direct risks of a fossil-dependent portfolio and the likely resilience and collateral benefits of clean energy investing; and

WHEREAS, it is appropriate for the Legislature to determine the amount of the state's investments in companies or funds that derive a majority of their income from the extraction or burning of fossil fuels; and

WHEREAS, it is appropriate for the Legislature to determine the amount of the state's investments in companies or funds that derive a majority of their income from clean energy; and

WHEREAS, it is appropriate to determine whether the state can effectively divest from fossil fuels and invest in clean energy consistent with its fiduciary obligations.

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

1. That the Nebraska Retirement Systems Committee of the Legislature shall be designated to conduct an interim study to examine the following:

- (a) The extent that state funds are invested in fossil fuels;
- (b) The extent that state funds are invested in clean energy; and
- (c) The feasibility of divestment from fossil fuels and investment in clean energy consistent with the state's fiduciary responsibilities.

2. That the study committee shall work with the state investment officer, the Nebraska Investment Council, and their consultants to determine the extent that state funds are invested in fossil fuels and clean energy and the feasibility of divestment and investment as outlined in this study, to the extent such examination can be conducted without additional cost to the council.

3. That the committee shall examine such other issues as are necessary for a complete examination of this matter.

4. 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 535. Introduced by Johnson, 23.

PURPOSE: The purpose of this resolution is to examine how the Legislature can assist livestock producers involved in certain value-added activities. The study shall include an examination of the following:

(1) How the Legislature can assist livestock producers seeking to establish or enter into value-added activities related to the direct processing and marketing of meats in local or regional markets;

(2) How the Legislature can help such producers form or link to value networks from production through consumption in local or regional markets through cooperation and aggregation of small or mid-scale livestock producer inputs; and

(3) What opportunities are available to coordinate incentives and assistance available under the Livestock Growth Act with Value-Added Producer Grants operated by the United States Department of Agriculture Rural Development pursuant to 7 U.S.C. 1632a.

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

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

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

Referred to the Executive Board.

LEGISLATIVE RESOLUTION 536. Introduced by Johnson, 23.

PURPOSE: In 2013, the Legislature enacted LR 309, which called upon the Agriculture Committee of the Legislature to conduct an interim study to investigate ways to avoid and mitigate conflicts arising from herbicide drift damage to sensitive crops. The purpose of this resolution is to complete the work of the LR 309 study committee.

This study committee shall complete any updates to the LR 309 interim draft report and finalize recommendations to the Legislature.

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

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

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

Referred to the Executive Board.

LEGISLATIVE RESOLUTION 537. Introduced by Johnson, 23.

PURPOSE: The purpose of this resolution is to review the duties and authorities of the Department of Agriculture with respect to livestock animal identification pursuant to sections 54-702 and 54-702.01 of the Nebraska statutes and to assess the need to update and coordinate these sections with the final rule of the Animal and Plant Health Inspection Service of the United States Department of Agriculture regarding Traceability for Livestock Moving Interstate, published January 9, 2013.

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

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

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

Referred to the Executive Board.

LEGISLATIVE RESOLUTION 538. Introduced by Smith, 14.

PURPOSE: The purpose of this resolution is to study telecommunication services in Nebraska. The study shall include an examination of the following:

- (1) The existing structure of regulations governing telecommunication services within Nebraska;
- (2) The need to update and revise provisions of Nebraska law governing the regulation of telecommunication service providers;
- (3) The role and operation of federal and state subsidy mechanisms created to support voice-grade and broadband telecommunication services;
- (4) The availability and quality of broadband telecommunication services in Nebraska; and
- (5) The need to enact incentives to supplement existing support mechanisms and encourage investment in broadband telecommunication infrastructure in Nebraska.

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 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 539. Introduced by Smith, 14.

PURPOSE: The purpose of this resolution is to undertake a study of the jurisdiction and structure of the Nebraska Public Service Commission. The study committee shall examine and review the statutory and constitutional jurisdiction of the commission as well as current provisions of law prescribing the commission's structure, organization, and operation. Additionally, the study shall examine the rules of procedure adopted by the commission, the provisions of the Administrative Procedure Act, and the advisability of exempting the commission, in whole or in part, from the provisions of the act.

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 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 540. Introduced by Hadley, 37.

WHEREAS, Daniel Lynch, former state senator and longtime member of the Douglas County Board of Commissioners, passed away on March 17, 2016; and

WHEREAS, Dan represented the 13th District in the Legislature from 1985 to 2001, and is remembered for his advocacy for people who traditionally lacked a voice in government, including the working class and people with special needs; and

WHEREAS, Dan spearheaded the passage of Nebraska's motorcycle helmet law in 1989 during his fourth year in the Legislature and vigorously fought against many subsequent attempts to repeal the law; and

WHEREAS, as a member of the Douglas County Board, Dan was the driving force behind the creation of ENCOR, a five-county regionally administered agency which provides community-based services for people with developmental disabilities; and

WHEREAS, as a 10-year member of the Appropriations Committee of the Legislature, Dan continued to champion services for people with developmental disabilities through his staunch support for adequate state funding; and

WHEREAS, beyond his public service, Dan gave generously of his time and energy to his neighbors and community, whether he was helping with a plumbing repair or dressing as Santa Claus to visit the children at Boys and Girls Clubs.

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

1. That the Legislature honors the memory of Daniel Lynch and his many contributions and achievements and expresses its gratitude for his many years of service to his state and community.
2. That the Legislature extends its sympathy to the family of Daniel Lynch.
3. That a copy of this resolution be sent to each of Daniel's children: Debra, Julie, Marianne, Danny, and Maureen.

Laid over.

LEGISLATIVE RESOLUTION 541. Introduced by Larson, 40.

PURPOSE: The Nebraska County and City Lottery Act was established to allow any county, city, or village to conduct a lottery, including games of keno, for community betterment purposes. Since it has been established in Nebraska, the game of keno has provided funding for community betterment purposes across the state.

The purpose of this interim study is to examine the economic benefits of keno. This study shall include the following:

- (1) Reviewing the reported uses of keno community betterment dollars and an identification of the projects funded with such dollars;

(2) Examining the direct and indirect economic impacts of the game of keno, including how it helps support local businesses and the jobs it helps create in communities;

(3) Reviewing input from interested parties who could highlight the importance of keno, the impact that the money spent playing keno has on communities, and the benefits provided to communities through the use of community betterment dollars; and

(4) Developing recommendations as to any legislation that may be needed to ensure that the economic benefits of keno and the community betterment dollars keno provides can continue to support Nebraska communities.

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

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

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

Referred to the Executive Board.

LEGISLATIVE RESOLUTION 542. Introduced by Larson, 40.

PURPOSE: The purpose of this resolution is to examine the issues within the jurisdiction of the General Affairs Committee.

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

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

LEGISLATIVE RESOLUTION 543. Introduced by Hansen, 26.

PURPOSE: Birth certificates serve many important purposes. They are often necessary to obtain legal or other important documents and to obtain and enforce rights and privileges relating to personal identity, parental rights, and other significant matters.

The purpose of this resolution is to examine possible legislative reforms to Nebraska laws relating to birth certificates. The study shall include the following:

- (1) A review of current statutes relating to birth certificates;
- (2) A review of current regulations relating to birth certificates;

(3) A review of the contents and form of birth certificates and the means of recording information on birth certificates; and

(4) A review of the means by which a person may amend the contents of a birth certificate, such as amending the name of a parent or the gender listed on the certificate.

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 544. Introduced by Crawford, 45.

PURPOSE: The purpose of this interim study is to examine the alternative response demonstration projects, also known as the alternative response pilot project, created in 2014 by LB 853 and to review the pilot project's implementation by the Division of Children and Family Services (DCFS) of the Department of Health and Human Services (DHHS). The study committee shall also examine the coordination of informal resources available in communities and formal assistance provided through state systems in order to better serve families in the child welfare system and to prevent at-risk families from entering the system.

This study shall include an examination of the following:

(1) The effectiveness of the implementation and administration of the alternative response pilot project in strengthening families and preventing out-of-home placement, including issues that may be addressed in the future reauthorization and expansion of the pilot project;

(2) Systemic barriers to optimal effectiveness and accessibility of the alternative response pilot project in serving families for which the project was originally intended, including rules and regulations, mental and behavioral health service gaps, and procedural requirements;

(3) The interaction or coordination of services available from DCFS, other divisions within DHHS administering public assistance programs, and informal community-based services or programs that support families within or at risk of entering the child welfare system and how such interaction or coordination can better protect children and families and reduce the future risk of maltreatment; and

(4) The feasibility of extending certain structures and service systems utilized formally and informally by alternative response sites to cases that come to the attention of the statewide child abuse and neglect hotline but are not accepted for service provision, in order to prevent subsequent allegations of parental abuse or neglect in a comprehensive manner.

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 545. Introduced by Campbell, 25.

PURPOSE: The purpose of this resolution is to study medicaid and the Children's Health Insurance Program (CHIP), with an emphasis on children that are eligible but unenrolled in these programs. This study shall include an examination of the following:

- (1) Rates of participation for children in medicaid and CHIP in Nebraska;
- (2) Reasons children are eligible but unenrolled in such programs;
- (3) Outreach conducted by the Department of Health and Human Services to enroll children in such programs; and
- (4) Strategies to ensure all children eligible for medical assistance are enrolled.

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 546. Introduced by Garrett, 3; Ebke, 32.

PURPOSE: The purpose of this study is to examine whether, under *North Carolina State Board of Dental Examiners v. Federal Trade Commission*, 135 S. Ct. 1101 (2015), Nebraska's occupational licensing boards are exposed to liability under antitrust laws.

The study committee shall examine the state of occupational licensing in Nebraska and may study the free movement of labor in Nebraska. The study committee shall also examine laws that have intentionally and unintentionally resulted in the closure of small Nebraska businesses. Additionally, the study committee shall evaluate proposals to reform Nebraska statutes governing occupational licensing in order to promote job

creation and ensure that Nebraska's occupational licensing boards are exempt from antitrust laws.

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 547. Introduced by Larson, 40.

WHEREAS, the Legislature has a variety of tools that it can utilize to enhance economic development for the Native American population of Nebraska; and

WHEREAS, these tools include tax incentives, housing opportunities, grants, special education policies, and access to health care; and

WHEREAS, the Legislature would benefit from the advice and recommendations of the State-Tribal Relations Committee of the Legislature regarding the development of policies and refinements to existing laws that can be made to encourage and enhance economic development for the Native American population of Nebraska.

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

1. That the Legislature calls upon the State-Tribal Relations Committee of the Legislature to conduct a study examining the policy tools available to the Legislature to enhance economic development for the Native American population of Nebraska.

2. That the Legislature encourages the State-Tribal Relations Committee of the Legislature to seek the input of and meet with members of the Revenue, Appropriations, Education, and Health and Human Services Committees of the Legislature in conducting this study.

3. That the Legislature calls upon the State-Tribal Relations Committee of the Legislature to formulate draft legislation and policy recommendations and present them to the appropriate standing committee of the Legislature.

Laid over.

LEGISLATIVE RESOLUTION 548. Introduced by Riepe, 12; Gloor, 35.

PURPOSE: Cigarette smoking remains the leading preventable cause of sickness and mortality and is responsible for over 400,000 deaths in the United States each year. The purpose of this resolution is to examine issues surrounding youth tobacco use. The study shall include the following:

- (1) Examining health risks associated with the use of cigarettes, e-cigarettes, and other tobacco products by youth;
- (2) Examining the prevalence of underage use of cigarettes, e-cigarettes, and other tobacco products;
- (3) Reviewing legislation in other states addressing the use of tobacco products by youth; and
- (4) Identifying potential improvements that can be made to the Tobacco Free Nebraska program operated by the Division of Public Health of the Department of Health and Human Services.

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 549. Introduced by Garrett, 3; Pansing Brooks, 28.

PURPOSE: U nonimmigrant status, also known as U visa status, was created by the federal Victims of Trafficking and Violence Protection Act of 2000, Public Law 106-386, which included the Battered Immigrant Women Protection Act of 2000. U visa status is designed to provide temporary lawful status to noncitizen crime victims who have suffered substantial physical or mental abuse as a result of having been a victim of certain criminal activity and who are willing to assist law enforcement in the investigation and prosecution of that criminal activity.

Congress created the U visa status to strengthen the ability of law enforcement agencies to investigate and prosecute cases of domestic violence, sexual assault, human trafficking, and other crimes and to offer protection to victims of such crimes. The legislation was also intended to help law enforcement to better serve such victims.

Nationwide, however, some law enforcement agencies have failed to certify any victims of crime as eligible for U visa status, either for political reasons or due to a lack of understanding of the law.

The purpose of this study is to examine issues relating to utilization of the U visa program in Nebraska. The study shall include the following:

- (1) A review of Nebraska law enforcement policies and practices to determine whether Nebraska law enforcement agencies are certifying cooperating individuals as eligible for U visa status;
- (2) A review of Nebraska law enforcement agencies' policies relating to identifying possible victims of human trafficking and their eligibility for U visa status; and

(3) An examination of whether any legislation is needed to encourage or require Nebraska law enforcement agencies to utilize the U visa program and certify victims as eligible for U visa status.

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 550. Introduced by Schumacher, 22.

PURPOSE: The purpose of this resolution is to examine the feasibility of creating a common data collection site for the county jail information necessary to receive funding under the County Justice Reinvestment Grant Program under section 81-1426.01 of the Nebraska statutes and similar programs. A common data collection site will help to ensure that the evaluation procedures regarding county jail costs are providing reliable and uniform information. The need for such a review became apparent after discussions within the County Justice Reinvestment Group Subcommittee of the Committee on Justice Reinvestment Oversight that was created in response to passage of LB 605 (2015). This study shall include the following:

(1) Identifying methods to efficiently collect data required by the County Justice Reinvestment Grant Program;

(2) Examining where county jail data is currently collected;

(3) Identifying issues associated with creating a uniform and common data collection site for county jail information; and

(4) Clarifying the roles of the Nebraska Commission on Law Enforcement and Criminal Justice, the Office of Probation Administration, and other agencies to ensure that any differences are intentional and desired.

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 551. Introduced by Krist, 10.

PURPOSE: The purpose of this resolution is to explore and assess the use of congregate care in Nebraska for youth in the child welfare and juvenile justice systems. The study shall include an examination of the following:

- (1) Statistics on youth in congregate care in Nebraska, including the number of youth who spend time in congregate care settings and the amount of time youth spend in congregate care placements;
- (2) The variety of congregate care placements that exist throughout Nebraska, when these placements are utilized for youth, and how often these placements are utilized;
- (3) The disproportionality that may exist in such placements;
- (4) The availability of and need for therapeutic or treatment foster care and other family-like placements in Nebraska;
- (5) Best practices related to congregate care; and
- (6) Consideration of the need for any changes to policies, practices, and programs.

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.

AMENDMENT(S) - Print in Journal

Senator Krist filed the following amendment to LB1067:

AM2549

- 1 1. Strike original sections 31, 54, 55, and 61 and insert the
- 2 following new sections:
- 3 Sec. 31. (1) School districts may apply to the department for a
- 4 limited English proficiency student growth adjustment, on a form
- 5 prescribed by the department, on or before October 15 of the school
- 6 fiscal year immediately preceding the school fiscal year for which aid is
- 7 being calculated. Such form shall require an estimate of the increase in
- 8 limited English proficiency students for the school fiscal year for which
- 9 aid is being calculated, the estimated limited English proficiency
- 10 student growth calculated by subtracting the number of limited English
- 11 proficiency students of the current school fiscal year from the estimated
- 12 number of limited English proficiency students for the school fiscal year
- 13 for which aid is being calculated, and evidence supporting the estimates.
- 14 On or before the immediately following December 1, the department shall
- 15 approve the estimated limited English proficiency student growth, approve
- 16 a modified limited English proficiency student growth, or deny the

17 application based on the requirements of this section, the evidence
18 submitted on the application, and any other information provided by the
19 department. The state board shall establish procedures for appeal of
20 decisions of the department to the state board for final determination.

21 (2) The limited English proficiency student growth adjustment for
22 each approved district shall equal the product of the school district's
23 basic funding per formula student multiplied by the approved limited
24 English proficiency student growth.

25 (3) The department shall calculate a limited English proficiency
26 student growth adjustment correction for each district that received a
27 limited English proficiency student growth adjustment for aid distributed
1 in the most recently available complete data year. Such limited English
2 proficiency student growth adjustment correction shall equal the product
3 of the difference of the actual limited English proficiency student
4 growth for such school fiscal year minus the estimated limited English
5 proficiency student growth for such school fiscal year used to calculate
6 the limited English proficiency student growth adjustment for such school
7 fiscal year multiplied by the school district's basic funding per formula
8 student used in the final calculation of aid pursuant to section 79-1065
9 for such school fiscal year, except that the absolute value of a negative
10 correction shall not exceed the original adjustment.

11 Sec. 32. (1) For school fiscal year 2017-18 and each school fiscal
12 year thereafter, the department shall determine the extreme poverty
13 adjustment for each school district with poverty students comprising more
14 than forty percent of the formula students in the school district.

15 (2) The extreme poverty adjustment shall equal the sum of the
16 statewide average general fund operating expenditures per formula student
17 multiplied by 0.025 then multiplied by the number of poverty students.

18 2. On page 48, line 8, strike "and 39" and insert ", 32 and 40"; and
19 in lines 24 and 25 reinstate the stricken matter.

20 3. On page 49, strike beginning with the comma in line 1 through the
21 last "allowance" in line 9.

22 4. On page 62, strike lines 13 through 25 and insert the following
23 new subsection:

24 "(3) Except as otherwise provided in this section, for school fiscal
25 year 2017-18 and each school fiscal year thereafter, each school
26 district's formula need shall equal the difference of the sum of the
27 school district's basic funding, poverty allowance, limited English
28 proficiency allowance, focus school and program allowance, summer school
29 allowance, special receipts allowance, transportation allowance,
30 elementary site allowance, best practices allowance, distance education
31 and telecommunications allowance, averaging adjustment, new learning
1 community transportation adjustment, student growth adjustment, any
2 positive student growth adjustment correction, new school adjustment,
3 extreme poverty adjustment, limited English proficiency student growth
4 adjustment, and any positive limited English proficiency student growth
5 adjustment correction minus the sum of the limited English proficiency
6 allowance correction, poverty allowance correction, and any negative
7 student growth adjustment correction."

- 8 5. On page 63, line 13, after "adjustment" insert "an extreme
 9 poverty adjustment, or a limited English proficiency student growth
 10 adjustment".
- 11 6. On page 69, strike beginning with "community" in line 12 through
 12 the comma in line 13.
- 13 7. On page 97, strike lines 28 through 31.
- 14 8. On page 98, strike line 1; in line 2 strike "(5)", show as
 15 stricken, and insert "(4)"; in line 5 strike "(6)", show as stricken, and
 16 insert "(5)"; in line 7 strike "(7)", show as stricken, and insert "(6)";
 17 in line 11 strike "(8)", show as stricken, and insert "(7)"; in line 16
 18 strike "(9)", show as stricken, and insert "(8)"; in line 20 strike
 19 "(10)", show as stricken, and insert "(9)"; in line 25 strike "(11)",
 20 show as stricken, and insert "(10)"; in line 27 strike "(12)", show as
 21 stricken, and insert "(11)"; and in line 29 strike "(13)", show as
 22 stricken, and insert "(12)".
- 23 9. On page 99, line 1, strike "(14)", show as stricken, and insert
 24 "(13)"; in line 3 strike "(15)", show as stricken, and insert "(14)"; in
 25 line 8 strike "(16)", show as stricken, and insert "(15)"; in line 12
 26 strike "(17)", show as stricken, and insert "(16)"; in line 16 strike
 27 "(18)", show as stricken, and insert "(17)"; strike lines 25 through 27
 28 and show the old matter as stricken; and in line 28 strike "(2)", show as
 29 stricken, and insert "(1)".
- 30 10. On page 100, line 1, strike "3" and insert "2"; in line 3 strike
 31 "4" and insert "3"; in line 7 strike "5" and insert "4"; and in line 12
 1 strike "the community achievement plan".
- 2 11. On page 101, line 18, strike "4" and insert "3".
- 3 12. On page 110, lines 7 and 8, strike the new matter.
- 4 13. Renumber the remaining sections, amend the repealer, and correct
 5 internal references accordingly.

NOTICE OF COMMITTEE HEARING(S)

Natural Resources

Room 1524

Tuesday, April 5, 2016 8:00 a.m.

Patrick Berggren - Nebraska Game and Parks Commission
 Brian Barels - Nebraska Natural Resources Commission
 Joel Christensen - Nebraska Natural Resources Commission
 Stan Clouse - Nebraska Natural Resources Commission
 Brad B. Dunbar - Nebraska Natural Resources Commission
 Thomas Knutson - Nebraska Natural Resources Commission
 Scott Smathers - Nebraska Natural Resources Commission
 Chad Wright - Nebraska Natural Resources Commission

(Signed) Ken Schilz, Chairperson

GENERAL FILE

LEGISLATIVE BILL 1037. The Chambers motion, MO235, found in this day's Journal, to bracket until April 20, 2016, was renewed.

Pending.

COMMITTEE REPORT(S)

Enrollment and Review

LEGISLATIVE BILL 935. Placed on Select File with amendment.

ER231

1 1. In the Standing Committee amendments, AM2386:
2 a. On page 1, line 7, strike "(1)", show as stricken, and insert
3 "(a)"; in line 8 strike "(2)", show as stricken, and insert "(b)"; and in
4 line 21 after "remit" insert "to the State Treasurer for credit"; and
5 b. On page 5, line 4, after "automobile" insert "travel".
6 2. On page 1, strike beginning with "the" in line 1 through line 9
7 and insert "state and local government; to amend sections 81-1118,
8 81-1174, 81-1175, 81-1176, 81-1180, 81-1348, and 84-321, Reissue Revised
9 Statutes of Nebraska, sections 13-513 and 73-506, Revised Statutes
10 Cumulative Supplement, 2014, and sections 84-304 and 84-311, Revised
11 Statutes Supplement, 2015; to change provisions relating to the Nebraska
12 Budget Act; to provide for late fees and remedial fees; to change
13 provisions relating to the duration of certain state agency contracts,
14 procedures and rates for reimbursement for expenses incurred in the line
15 of duty, and membership of the Suggestion Award Board; to authorize
16 additional assistant deputies for and sharing of working papers by the
17 Auditor of Public Accounts; to provide the rate of interest on and
18 liability for certain delinquent payments; to harmonize provisions; and
19 to repeal the original sections."

(Signed) Matt Hansen, Chairperson

COMMITTEE REPORT(S)

Revenue

LEGISLATIVE BILL 958. Placed on General File with amendment.

AM2717

1 1. Strike the original sections and insert the following new
2 sections:
3 Section 1. Section 13-520, Revised Statutes Supplement, 2015, is
4 amended to read:
5 13-520 The limitations in section 13-519 shall not apply to (1)
6 restricted funds budgeted for capital improvements, (2) restricted funds
7 expended from a qualified sinking fund for acquisition or replacement of
8 tangible personal property with a useful life of five years or more, (3)
9 restricted funds pledged to retire bonded indebtedness, used by a public
10 airport to retire interest-free loans from the Department of Aeronautics

11 in lieu of bonded indebtedness at a lower cost to the public airport, or
12 used to pay other financial instruments that are approved and agreed to
13 before July 1, 1999, in the same manner as bonds by a governing body
14 created under section 35-501, (4) restricted funds budgeted in support of
15 a service which is the subject of an agreement or a modification of an
16 existing agreement whether operated by one of the parties to the
17 agreement or by an independent joint entity or joint public agency, (5)
18 restricted funds budgeted to pay for repairs to infrastructure damaged by
19 a natural disaster which is declared a disaster emergency pursuant to the
20 Emergency Management Act, (6) restricted funds budgeted to pay for
21 judgments, except judgments or orders from the Commission of Industrial
22 Relations, obtained against a governmental unit which require or obligate
23 a governmental unit to pay such judgment, to the extent such judgment is
24 not paid by liability insurance coverage of a governmental unit or a pool
25 of funds maintained by the governmental unit to self-insure against such
26 liabilities, or (7) the dollar amount by which restricted funds budgeted
27 by a natural resources district to administer and implement ground water
1 management activities and integrated management activities under the
2 Nebraska Ground Water Management and Protection Act exceed its restricted
3 funds budgeted to administer and implement ground water management
4 activities and integrated management activities for FY2003-04.

5 Sec. 2. Section 13-521, Reissue Revised Statutes of Nebraska, is
6 amended to read:

7 13-521 (1) A governmental unit may choose not to increase its total
8 of restricted funds by the full amount allowed by law in a particular
9 year. In such cases, the governmental unit may carry forward to future
10 budget years the amount of unused restricted funds authority. The
11 governmental unit shall calculate its unused restricted funds authority
12 and submit an accounting of such amount with the budget documents for
13 that year. Such unused restricted funds authority may then be used in
14 later years for increases in the total of restricted funds allowed by
15 law. This subsection shall not apply to community colleges for fiscal
16 years beginning on or after July 1, 2017. Any unused budget authority
17 existing on April 8, 1998, by reason of any prior law may be used for
18 increases in restricted funds authority.

19 (2) For any fiscal year beginning on or after July 1, 2017, a
20 community college may choose not to increase its total of restricted
21 funds by the full amount allowed by law in a particular year. In such
22 cases, the community college may carry forward to future budget years the
23 amount of unused restricted funds authority. The community college shall
24 calculate its unused restricted funds authority and submit an accounting
25 of such amount with the budget documents for that year. The amount of
26 unused restricted funds authority that may be used by a community college
27 in a single fiscal year to increase its total of restricted funds above
28 the restricted funds authority as calculated pursuant to section 13-519
29 shall be limited to three percent of the difference of the total of
30 restricted funds minus the exclusions in section 13-520 for the
31 immediately preceding fiscal year.

1 Sec. 3. Section 77-4212, Revised Statutes Cumulative Supplement,

2 2014, is amended to read:

3 77-4212 (1) For tax year 2007, the amount of relief granted under
4 the Property Tax Credit Act shall be one hundred five million dollars.

5 For tax year 2008, the amount of relief granted under the act shall be
6 one hundred fifteen million dollars. It is the intent of the Legislature
7 to fund the Property Tax Credit Act for tax years after tax year 2008
8 using available revenue. For tax year 2017, the amount of relief granted
9 under the act shall be two hundred thirty-four million dollars. The
10 relief shall be in the form of a property tax credit which appears on the
11 property tax statement.

12 (2)(a) For tax years prior to tax year 2017, to ~~To~~ determine the
13 amount of the property tax credit, the county treasurer shall multiply
14 the amount disbursed to the county under ~~subdivision subsection~~ (4)(a) of
15 this section by the ratio of the real property valuation of the parcel to
16 the total real property valuation in the county. The amount determined
17 shall be the property tax credit for the property.

18 (b) Beginning with tax year 2017, to determine the amount of the
19 property tax credit, the county treasurer shall multiply the amount
20 disbursed to the county under subdivision (4)(b) of this section by the
21 ratio of the credit allocation valuation of the parcel to the total
22 credit allocation valuation in the county. The amount determined shall be
23 the property tax credit for the property.

24 (3) If the real property owner qualifies for a homestead exemption
25 under sections 77-3501 to 77-3529, the owner shall also be qualified for
26 the relief provided in the act to the extent of any remaining liability
27 after calculation of the relief provided by the homestead exemption. If
28 the credit results in a property tax liability on the homestead that is
29 less than zero, the amount of the credit which cannot be used by the
30 taxpayer shall be returned to the State Treasurer by July 1 of the year
31 the amount disbursed to the county was disbursed. The State Treasurer
1 shall immediately credit any funds returned under this section to the
2 Property Tax Credit Cash Fund.

3 (4)(a) For tax years prior to tax year 2017, the ~~The~~ amount
4 disbursed to each county shall be equal to the amount available for
5 disbursement determined under subsection (1) of this section multiplied
6 by the ratio of the real property valuation in the county to the real
7 property valuation in the state. By September 15, the Property Tax
8 Administrator shall determine the amount to be disbursed under this
9 subdivision ~~subsection~~ to each county and certify such amounts to the
10 State Treasurer and to each county. The disbursements to the counties
11 shall occur in two equal payments, the first on or before January 31 and
12 the second on or before April 1. After retaining one percent of the
13 receipts for costs, the county treasurer shall allocate the remaining
14 receipts to each taxing unit levying taxes on taxable property in the tax
15 district in which the real property is located in the same proportion
16 that the levy of such taxing unit bears to the total levy on taxable
17 property of all the taxing units in the tax district in which the real
18 property is located.

19 (b) Beginning with tax year 2017, the amount disbursed to each

20 county shall be equal to the amount available for disbursement determined
 21 under subsection (1) of this section multiplied by the ratio of the
 22 credit allocation valuation in the county to the credit allocation
 23 valuation in the state. By September 15, the Property Tax Administrator
 24 shall determine the amount to be disbursed under this subdivision to each
 25 county and certify such amounts to the State Treasurer and to each
 26 county. The disbursements to the counties shall occur in two equal
 27 payments, the first on or before January 31 and the second on or before
 28 April 1. After retaining one percent of the receipts for costs, the
 29 county treasurer shall allocate the remaining receipts to each taxing
 30 unit based on its share of the credits granted to all taxpayers in the
 31 taxing unit.

1 (5) For purposes of this section, credit allocation valuation means
 2 the taxable value for all real property except agricultural land and
 3 horticultural land, one hundred thirty-three percent of taxable value for
 4 agricultural land and horticultural land that is not subject to special
 5 valuation, and one hundred thirty-three percent of taxable value for
 6 agricultural land and horticultural land that is subject to special
 7 valuation.

8 (6 ~~5~~) The State Treasurer shall transfer from the General Fund to
 9 the Property Tax Credit Cash Fund one hundred five million dollars by
 10 August 1, 2007, and one hundred fifteen million dollars by August 1,
 11 2008.

12 (7 ~~6~~) The Legislature shall have the power to transfer funds from
 13 the Property Tax Credit Cash Fund to the General Fund.
 14 Sec. 4. Original section 13-521, Reissue Revised Statutes of
 15 Nebraska, section 77-4212, Revised Statutes Cumulative Supplement, 2014,
 16 and section 13-520, Revised Statutes Supplement, 2015, are repealed.

(Signed) Mike Gloor, Chairperson

MOTION - Print in Journal

Senator McCoy filed the following motion to LB1032:
 MO232
 Indefinitely postpone.

EASE

The Legislature was at ease from 12:04 p.m. until 12:30 p.m.

GENERAL FILE

LEGISLATIVE BILL 1037. The Chambers motion, MO235, found in this day's Journal, to bracket until April 20, 2016, was renewed.

Senator Brasch moved the previous question. The question is, "Shall the debate now close?" The motion prevailed with 26 ayes, 0 nays, and 23 not voting.

Senator Brasch moved for a call of the house. The motion prevailed with 39 ayes, 0 nays, and 10 not voting.

Senator Brasch requested a roll call vote, in reverse order, on the motion to bracket.

Voting in the affirmative, 20:

Campbell	Haar, K.	Hilkemann	Krist	Schilz
Coash	Hadley	Howard	Morfeld	Schumacher
Cook	Hansen	Hughes	Pansing Brooks	Seiler
Craighead	Harr, B.	Kolowski	Scheer	Williams

Voting in the negative, 5:

Bloomfield	Brasch	Gloor	Kintner	Murante
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Present and not voting, 23:

Baker	Ebke	Johnson	McCollister	Smith
Bolz	Fox	Kolterman	McCoy	Sullivan
Chambers	Friesen	Kuehn	Mello	Watermeier
Crawford	Garrett	Larson	Riepe	
Davis	Groene	Lindstrom	Schnoor	

Excused and not voting, 1:

Stinner

The Chambers motion to bracket failed with 20 ayes, 5 nays, 23 present and not voting, and 1 excused and not voting.

The Chair declared the call raised.

Senator Chambers offered the following motion:

MO236

Reconsider the vote taken to bracket.

SENATOR COASH PRESIDING

PRESIDENT FOLEY PRESIDING

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

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

Voting in the affirmative, 26:

Baker	Crawford	Harr, B.	Morfeld	Watermeier
Bolz	Davis	Hilkemann	Pansing Brooks	Williams
Campbell	Friesen	Howard	Scheer	
Chambers	Haar, K.	Hughes	Schumacher	
Coash	Hadley	Kolowski	Seiler	
Cook	Hansen	Krist	Sullivan	

Voting in the negative, 5:

Bloomfield	Brasch	Gloor	Kintner	Murante
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Present and not voting, 16:

Ebke	Johnson	Lindstrom	Riepe
Fox	Kolterman	McCollister	Schilz
Garrett	Kuehn	McCoy	Schnoor
Groene	Larson	Mello	Smith

Excused and not voting, 2:

Craighead	Stinner
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The Chambers motion to reconsider prevailed with 26 ayes, 5 nays, 16 present and not voting, and 2 excused and not voting.

The Chair declared the call raised.

The Chambers motion, MO235, found in this day's Journal, to bracket until April 20, 2016, was reconsidered.

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

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

Voting in the affirmative, 23:

Baker	Crawford	Hansen	Kolowski	Seiler
Campbell	Davis	Harr, B.	Krist	Sullivan
Chambers	Ebke	Hilkemann	Morfeld	Williams
Coash	Haar, K.	Howard	Pansing Brooks	
Cook	Hadley	Hughes	Schumacher	

Voting in the negative, 10:

Bloomfield	Gloor	Kolterman	McCoy	Riepe
Brasch	Kintner	Kuehn	Murante	Schnoor

Present and not voting, 13:

Bolz	Garrett	Larson	Scheer	Watermeier
Fox	Groene	McCollister	Schilz	
Friesen	Johnson	Mello	Smith	

Excused and not voting, 3:

Craighead	Lindstrom	Stinner
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The Chambers motion to bracket failed with 23 ayes, 10 nays, 13 present and not voting, and 3 excused and not voting.

The Chair declared the call raised.

Pending.

RESOLUTION(S)

LEGISLATIVE RESOLUTION 552. Introduced by Haar, K., 21; Mello, 5.

WHEREAS, well-managed budgetary decisions and appropriation of state funds are vital to the health of Nebraska's economy through maintaining infrastructure, supporting educational systems, assisting political subdivisions, and providing for the necessary operations of state government; and

WHEREAS, vision and far-sighted fiscal and budgetary planning have helped Nebraska maintain a vibrant economy, an excellent educational system, and a strong infrastructure and support the necessary functions of state government and its political subdivisions; and

WHEREAS, climate change is already having impacts on revenue generation and the funding and budgetary needs of the state and its agencies, including, but not limited to, emergency management, natural resources, agriculture, game and parks, health and human services, forestry, education, economic development, and insurance. The state's fiscal and budgetary process is also affected by the impact of climate change on infrastructure, educational systems, and political subdivisions, including, but not limited to cities, counties, and natural resource districts; and

WHEREAS, future climate change is likely to have even more significant impacts on revenue generation and the funding and budgetary needs of the state and its agencies, infrastructure, educational systems, and aid to political subdivisions; and

WHEREAS, there exist opportunities for economic development and revenue generation arising from efforts to adapt to or mitigate the impacts of climate change that impact the budgetary process. These include budgetary decisions that support development of Nebraska's abundant wind and solar resources, biofuel development, changes to health systems and the insurance industry, investment in new technology, and development of opportunities that will benefit Nebraska's agricultural economy, including new crops and livestock; and

WHEREAS, vision and far-sighted fiscal and budgetary planning are needed to attract new businesses to Nebraska and attract and keep young people in the state; and

WHEREAS, the fiscal and budgetary process needs to consider the funding needed to enable academic and business research to develop the innovations to meet the challenges of the 21st century; and

WHEREAS, it is necessary to create the framework for a plan to address the economic, revenue, and budgetary implications of climate change on the State of Nebraska.

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

1. That the Appropriations Committee of the Legislature shall be designated to conduct an interim study to develop a plan to address funding and budgetary issues related to climate change.

2. That the study shall examine the funding and budgetary impact of climate change on state agencies, including, but not limited to, issues related to the following areas:

- (a) Public health;
- (b) Agriculture;
- (c) Emergency management;
- (d) Natural resources;
- (e) Game and parks;
- (f) Forestry;
- (g) Water resources;
- (h) Education;
- (i) Insurance; and
- (j) Economic development.

3. That the study shall examine the funding and budgetary impact of climate change on the following:

- (a) Public infrastructure;
- (b) Rural and urban communities;
- (c) Colleges and universities;
- (d) Natural resource districts; and
- (e) Other political subdivisions.

4. That the study shall examine the funding and budgetary impact of climate change on efforts to take advantage of opportunities related to climate change, including, but not limited to, issues related to the following:

- (a) Academic research;
- (b) Business research; and
- (c) Economic development opportunities.

5. That the committee shall examine any other issues necessary for a complete examination of this matter.

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

Referred to the Executive Board.

LEGISLATIVE RESOLUTION 553. Introduced by Riepe, 12.

PURPOSE: The purpose of this resolution is to study issues surrounding the Medicaid Reform Council. This study shall include an examination of the following:

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

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

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

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

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

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE ONE HUNDRED 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 554. Introduced by Kolterman, 24.

PURPOSE: The purpose of this study is to review and examine information regarding air ambulance costs and the information available to consumers about such costs. Air ambulances most commonly transport patients with life-threatening conditions or in emergency situations. The Association of Air Medical Services estimates that more than 550,000 patients in the United States use air ambulances each year. However, using air ambulances is expensive and might not be covered by the patient's health insurance policy.

Air ambulances are generally utilized in situations in which patients have no control over how they are transported for treatment. Time is often a critical factor in deciding transportation for care. Patients are usually not

able to negotiate prices or refuse transport when requiring urgent medical care. Refusing service is not an easy choice when trained medical staff have determined an air ambulance is a necessity. Ill patients often cannot make a free choice whether to use an air ambulance, nor is there information available as to the cost of the transportation and whether it is covered by insurance.

According to the National Association of Insurance Commissioners, the average air ambulance trip is 52 miles and costs between \$12,000 to \$25,000 per flight. Many air and ground ambulance services refuse a preferred provider contract with payers, forcing patients to pay high, uncontrolled billed charges. There are reports of large balance bills to air ambulance patients that were unexpected and often uncovered by insurance. Air ambulance bills appear to be a nationwide issue.

The study shall include an examination of the following:

- (1) The cost of air ambulance services for patients in Nebraska for both in-network and out-of-network air ambulance services;
- (2) When and how consumers are notified of air ambulance costs and balance billing and what recourse is available for lack of coverage;
- (3) What effect federal law has on rates for air transport in medical trauma or emergency situations; and
- (4) How other states are addressing the need for transparency in air ambulance charges and what coverage is available for air transportation in medical emergencies.

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 555. Introduced by Lindstrom, 18.

PURPOSE: The purpose of this resolution is to study the process and procedures used in appeals before the Tax Equalization and Review Commission. This study shall include an examination of the following:

- (1) Who may file an appeal or represent a party in an appeal from a decision of the county board of equalization regarding the taxation, valuation, or assessment of real or personal property;
- (2) The burden of proof required in such an appeal; and
- (3) Any other procedures of the Tax Equalization and Review Commission that the study committee chooses to examine.

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

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

Referred to the Executive Board.

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

PURPOSE: The Conveyance Safety Act was enacted to ensure the safety of the general public and workers as they use and work on conveyances throughout the state. This study shall examine the conveyances currently covered by the act, the frequency of inspections, and the level of safety regulations in other states. The study committee shall also seek input from the members of industry serving on the Conveyance Advisory Committee.

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 its study make a report of its findings, together with its recommendations, to the Legislative Council or Legislature.

Referred to the Executive Board.

LEGISLATIVE RESOLUTION 557. Introduced by Garrett, 3; Krist, 10.

PURPOSE: The purpose of this interim study is to examine what actions the State of Nebraska needs to take to meet the United States Department of Defense's mandate that, by 2020, at least twenty percent of the department's energy demand come from renewable sources, at least twenty-five percent of the total energy consumed by the United States Army come from renewable sources, and that at least twenty-five percent of United States Air Force facilities' energy consumption come from renewable or alternative sources. The study shall also examine what actions the State of Nebraska needs to take to meet the department's requirement that all new buildings are designed to achieve zero net energy by 2030.

The study shall include an examination of the following:

- (1) Whether Nebraska needs to take any steps to assist Offutt Air Force Base in meeting these requirements;
- (2) Any difficulties the Nebraska National Guard may have in complying with these requirements;
- (3) The backlog of maintenance and repair projects that challenge the Nebraska National Guard's ability to meet these requirements;

(4) All military buildings and structures that are funded with help from the State of Nebraska and the possible cost of bringing such buildings and structures into compliance;

(5) Whether performance energy audits are a valuable tool in identifying priorities to achieve greater efficiencies; and

(6) Possible funding mechanisms to pay for the renewable technologies mandated by the Department of Defense requirements.

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

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

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

Referred to the Executive Board.

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

PURPOSE: The purpose of this resolution is to evaluate the governance structure of Nebraska Educational Telecommunications Commission.

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

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

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

Referred to the Executive Board.

LEGISLATIVE RESOLUTION 559. Introduced by Krist, 10.

PURPOSE: Too few high school students and citizens across the country-Nebraska included-know and understand basic American civics. According to the Pew Research Center, only one-third of Americans can correctly name one of the three branches of government, much less say what each branch does. Nationally, dozens of states are discussing possible solutions to ending the quiet crisis of civics education. Over the years, school districts have emphasized STEM (science, technology, engineering, and math) programs. While these programs and curricula are vastly important for the success of students, a new emphasis needs to be placed on civics education if students are to be active and engaged in the political process throughout their lives. To help increase students' education in civics, many states have passed the Civics Education Initiative into law.

The Civics Education Initiative is a first step to ensure that all students are taught basic civics about the United States and who we are as a nation. A strong civics education will serve as a foundation for informed, engaged, and successful citizens in the future. The State Board of Education has already created standards for social studies-which includes criteria for civics education-but these standards are not tested in ways similar to math or science. By implementing a civics test, either through legislation or regulation, Nebraska's school districts will have the tools needed to increase their students' understanding of civics.

The purpose of this interim study is to examine the feasibility and impact of implementing the Civics Education Initiative in Nebraska through legislation or in partnership with the State Board of Education through their regulation process. The study should also focus on the policies that other states are adopting to increase civics education. The committee should further examine this issue to determine what legislation or policy development may be necessary to implement the Civics Education Initiative or a similar program, while allowing local school districts to determine the best way to implement the civics test in a cost-effective manner by encouraging the State Board of Education to include the initiative as a part of Rule 10.

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

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

Referred to the Executive Board.

LEGISLATIVE RESOLUTION 560. Introduced by Krist, 10.

PURPOSE: The purpose of this resolution is to examine the origins and utility of using court fees as a source of funding in Nebraska. The general purpose of this study is to analyze all of the state-funded and fee-based representation in the judicial system.

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 561. Introduced by Krist, 10.

PURPOSE: The purpose of this resolution is to study the effectiveness, economic stability, and long-term viability of the Youth Rehabilitation and Treatment Center-Kearney and the Youth Rehabilitation and Treatment Center-Geneva.

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 562. Introduced by Garrett, 3; Craighead, 6; Krist, 10; Lindstrom, 18; Smith, 14.

PURPOSE: The purpose of this resolution is to examine why LB 20, LB 357, and LB 454 failed to pass during the 104th legislative session. The study committee shall examine Nebraska's income tax rates and examine in detail how these rates affect the behavior of military retirees and seniors who receive Social Security benefits. The study committee may also conduct a cost-benefit analysis of property tax relief versus income tax relief and examine creative ways to reduce income tax rates in Nebraska.

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

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

Referred to the Executive Board.

LEGISLATIVE RESOLUTION 563. Introduced by Garrett, 3; Craighead, 6; Lindstrom, 18.

PURPOSE: According to a 2015 study by the Tax Foundation, Nebraska ranks second highest in the nation in the imposition of taxes, fees, and government charges on wireless telephone service. According to the same study, Nebraska had the highest disparity between its rate of wireless taxes and fees and its general sales tax rate.

The purpose of this study is to examine the reasons for the substantial tax rates on wireless telephone service in Nebraska. The study committee shall examine what government entities receive funding from such taxes and how

those entities are spending and allocating those funds. It is imperative that the Legislature ascertain whether these tax dollars are earmarked for specific purposes or are being used for general operating expenses. The study shall also examine the broader impact of these tax rates on individual Nebraskans and the state as a whole.

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

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

Referred to the Executive Board.

LEGISLATIVE RESOLUTION 564. Introduced by Pansing Brooks, 28.

PURPOSE: The purpose of this resolution is to study education in Nebraska, with an emphasis on adults and postsecondary education. This study shall include an examination of the following:

- (1) Student retention, graduation, employment, and earnings;
- (2) Access to postsecondary education for minority students;
- (3) Access to and use of awards under the Nebraska Opportunity Grant Act; and
- (4) The regulation of educational institutions in Nebraska.

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

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

Referred to the Executive Board.

LEGISLATIVE RESOLUTION 565. Introduced by Pansing Brooks, 28.

PURPOSE: The purpose of this study is to examine land acquisition within municipalities for educational purposes. The study shall include an analysis of the existing laws relating to land acquisition within municipalities for educational purposes and an examination of the need for changes to such laws.

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 566. Introduced by Pansing Brooks, 28; Ebke, 32.

PURPOSE: The purpose of this resolution is to examine the availability of education, rehabilitation, and reentry support for incarcerated men and women. This study shall include the following:

(1) Evaluation of education programs for prisoners and their effect on recidivism;

(2) Identification of program needs, including ways to accommodate more inmates;

(3) Evaluation of the availability of programming as required or recommended in a programming plan, including waiting lists and logistical needs;

(4) Evaluation of the availability of programs that assist and prepare incarcerated adult offenders to successfully reintegrate into society;

(5) Evaluation of the needs of released adult offenders in locating and retaining employment and housing; and

(6) Examination of the community support systems for adult offenders that use volunteers and existing community agencies and services.

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 567. Introduced by Pansing Brooks, 28; Lindstrom, 18; Mello, 5.

PURPOSE: The purpose of this resolution is to examine and review the sale of alcohol in Whiteclay and the secondary effects of such sales. The study committee shall develop recommendations for what should be done to address the issues arising from such sales and shall seek the input of the State-Tribal Relations Committee.

The study shall include the following:

(1) An examination of the need for legislation to fund increased law enforcement in the area;

(2) A review of LB 713 (1961), which provided for the funding and appointment of deputy state sheriffs for certain counties, and consideration of whether similar legislation should be adopted now; and

(3) An examination of whether law enforcement efforts to enforce the Nebraska Liquor Control Act and other state and federal statutes are effective.

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

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

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

Referred to the Executive Board.

LEGISLATIVE RESOLUTION 568. Introduced by Pansing Brooks, 28.

PURPOSE: The purpose of this resolution is to study the membership, role, and duties of the Nebraska Police Standards Advisory Council. It is important that the council represent all aspects and membership of law enforcement officers statewide. Law enforcement officers have different duties and experiences based upon rank, role, and location across Nebraska. The study shall also review the membership, role, and duties of law enforcement oversight councils in other states.

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 569. Introduced by Johnson, 23.

PURPOSE: The purpose of this resolution is to examine the means available to fund the grant program established pursuant to the Livestock Growth Act.

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

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

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

Referred to the Executive Board.

LEGISLATIVE RESOLUTION 570. Introduced by Johnson, 23.

PURPOSE: The purpose of this resolution is to review the duties and authorities of the Department of Agriculture pursuant to section 2-3815 of the Nebraska statutes to establish an agriculture promotion and development program. Specifically, the study committee shall review the roles and resources of the Department of Agriculture and the Department of Economic Development with respect to recruiting and facilitating investment in agricultural processing. Additionally, the study committee shall examine the role of the agriculture promotion and development program in advising and assisting communities seeking investment in agricultural processing.

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

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

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

Referred to the Executive Board.

LEGISLATIVE RESOLUTION 571. Introduced by Nebraska Retirement Systems Committee: Kolterman, 24, Chairperson; Davis, 43; Groene, 42; Kolowski, 31; Lindstrom, 18; Mello, 5.

PURPOSE: The purpose of this study is to examine local political subdivision retirement plans for public employees. The study will examine issues relating to benefits, contributions, plan structures, fees, funding, and the administration of such plans.

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

1. That the Nebraska Retirement Systems 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.

AMENDMENT(S) - Print in Journal

Senator Scheer filed the following amendment to LB774A:
AM2760

1 1. On page 2, line 11, strike "266" and insert "33".

Senator Bloomfield filed the following amendment to LB774:
AM2725

(Amendments to E and R amendments, ER224)

1 1. Insert the following new section:

2 Sec. 3. Section 77-2704.10, Revised Statutes Cumulative Supplement,
3 2014, is amended to read:

4 77-2704.10 Sales and use taxes shall not be imposed on the gross
5 receipts from the sale, lease, or rental of and the storage, use, or
6 other consumption in this state of:

7 (1) Prepared food and food and food ingredients served by public or
8 private schools, school districts, student organizations, or parent-
9 teacher associations pursuant to an agreement with the proper school
10 authorities, in an elementary or secondary school or at any institution
11 of higher education, public or private, during the regular school day or
12 at an approved function of any such school or institution. This exemption
13 does not apply to sales by an institution of higher education at any
14 facility or function which is open to the general public;

15 (2) Prepared food and food and food ingredients sold by a church at
16 a function of such church;

17 (3) Prepared food and food and food ingredients served to patients
18 and inmates of hospitals and other institutions licensed by the state for
19 the care of human beings;

20 ~~(4) Prepared food and food and food ingredients sold at a political
21 event by ballot question committees, candidate committees, independent
22 committees, and political party committees as defined in the Nebraska
23 Political Accountability and Disclosure Act or fees and admissions
24 charged for such political event;~~

25 ~~(4 5)~~ Prepared food and food and food ingredients sold to the
26 elderly, handicapped, or recipients of Supplemental Security Income by an
1 organization that actually accepts electronic benefits transfer under
2 regulations issued by the United States Department of Agriculture
3 although it is not necessary for the purchaser to use electronic benefits
4 transfer to pay for the prepared food and food and food ingredients;
5 ~~(5 6)~~ Fees and admissions charged by a public or private elementary
6 or secondary school and fees and admissions charged by a school district,
7 student organization, or parent-teacher association, pursuant to an
8 agreement with the proper school authorities, in a public or private
9 elementary or secondary school during the regular school day or at an
10 approved function of any such school;

11 ~~(6 7)~~ Fees and admissions charged for participants in any activity
12 provided by a nonprofit organization that is exempt from income tax under
13 section 501(c)(3) of the Internal Revenue Code of 1986, as amended, which
14 organization conducts statewide sport events with multiple sports for

15 both adults and youth; and
16 (7 & 8) Fees and admissions charged for participants in any activity
17 provided by a nonprofit organization that is exempt from income tax under
18 section 501(c)(3) of the Internal Revenue Code of 1986, as amended, which
19 organization is affiliated with a national organization, primarily
20 dedicated to youth development and healthy living, and offers sports
21 instruction and sports leagues or sports events in multiple sports.
22 2. Renumber the remaining sections and correct internal references
23 accordingly.
24 3. Correct the operative date and repealer sections so that the
25 section added by this amendment becomes operative on October 1, 2016.

GENERAL FILE

LEGISLATIVE BILL 1037. The Smith amendment, AM2690, found in this day's Journal, was renewed.

Senator Chambers offered the following motion:
MO237
Recommit to the Revenue Committee.

Senator Brasch offered the following motion:
MO238
Unanimous consent to bracket until April 20, 2016.

No objections. So ordered.

LEGISLATIVE BILL 889. Title read. Considered.

Committee AM2490, found on page 973, was offered.

Senator B. Harr withdrew his amendment, AM2637, found on page 1108.

Senator Bolz withdrew her amendment, AM2572, found on page 1000.

The committee amendment was adopted with 32 ayes, 0 nays, 14 present and not voting, and 3 excused and not voting.

Senator Mello moved for a call of the house. The motion prevailed with 29 ayes, 0 nays, and 20 not voting.

Senator Mello requested a roll call vote on the advancement of the bill.

Voting in the affirmative, 33:

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

Voting in the negative, 6:

Bloomfield	Groene	Schnoor
Fox	Kuehn	Watermeier

Present and not voting, 5:

Friesen	Hughes	Johnson	Kintner	Riepe
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Excused and not voting, 5:

Craighead	Kolowski	Larson	McCoy	Schilz
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Advanced to Enrollment and Review Initial with 33 ayes, 6 nays, 5 present and not voting, and 5 excused and not voting.

The Chair declared the call raised.

AMENDMENT(S) - Print in Journal

Senator Smith filed the following amendment to LB1037:
AM2693

1 1. On page 3, line 1, strike "and farm home sites".

Senator Chambers filed the following amendment to LB1037:
FA108

Page 2, strike and show as stricken lines 3-9.

Senator Kintner filed the following amendment to LB1037:
AM2750

1 1. On page 2, line 12, after the first "land" insert "(i) over
2 twenty acres in size"; and in line 14 after "purposes" insert "or (ii) of
3 twenty acres or less in size, excluding buildings or enclosed structures
4 located on the parcel, if such land (A) is managed in conjunction with
5 other agricultural land and horticultural land which when totaled exceeds
6 twenty acres in size or (B) has been certified by the owner of such land
7 as having been used for the sale of agricultural or horticultural
8 products in excess of one thousand five hundred dollars of gross revenue
9 in two of the prior three tax years. The owner of such land shall certify
10 to the county assessor of the county in which the parcel is located, on
11 or before December 31 of the year prior to the year in which the parcel

12 will be claimed as agricultural land and horticultural land, that the
13 parcel meets the requirements of this subdivision (B). Such additional
14 schedules or workpapers as required by the county assessor shall
15 accompany the certification”.

NOTICE OF COMMITTEE HEARING(S)
Health and Human Services

Room 2102

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

Alysson Renato Muotri - Stem Cell Research Advisory Committee
CSBG Briefing by Department of Health and Human Services

(Signed) Kathy Campbell, Chairperson

RESOLUTION(S)

LEGISLATIVE RESOLUTION 572. Introduced by Riepe, 12.

PURPOSE: The purpose of this resolution is to examine issues surrounding the Division of Veterans' Homes of the Department of Health of Human Services and wait times for admission to the Nebraska veterans' homes system.

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 573. Introduced by Haar, K., 21; Garrett, 3.

PURPOSE: The purpose of this resolution is to study the historic and present state of industrial hemp as an alternative crop in Nebraska and its future potential. The study shall include an examination of the following:

(1) Industrial hemp growth, processing, production, marketing, use, and profitability in Europe, China, Canada, and other countries;

(2) The past, present, and future status of industrial hemp under federal law;

(3) The status and development of industrial hemp in other states;

(4) The present status and potential of industrial hemp as an alternative crop and source of marketable products for Nebraskans; and
(5) Proposals regarding the future status of industrial hemp in Nebraska.

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

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

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

Referred to the Executive Board.

LEGISLATIVE RESOLUTION 574. Introduced by McCollister, 20; Crawford, 45; Hansen, 26; Howard, 9; Morfeld, 46.

PURPOSE: The purpose of this resolution is to study aspects of Nebraska's medicaid program that include share of cost or resource spend down components in order to evaluate such components' effectiveness and explore ways in which they can be improved for the Nebraskans served by Nebraska's medicaid program. Because medicaid is a joint federal and state program, each state can set different coverage requirements, subject to federal minimum standards. Nebraska's eligibility requirements and benefits have remained at the minimums required by the federal government for an extended period of time. Thus, the share of cost obligations in Nebraska are much more severe than those of other states.

This study shall include an examination of the following:

(1) A review of the current benefits and eligibility requirements of those aspects of Nebraska's medicaid program that include a share of cost or resource spend down component;

(2) A determination of the number of individuals currently served by these programs, the number who spend down because they choose to work, the number who meet the share of cost requirement, how monthly eligibility is verified, the amounts of spend down costs and share of cost obligations and the ranges, medians, and averages of such amounts, how many other policies are purchased so individuals can spend down, and how many claims are filed with these other policies so Nebraska medicaid does not have to cover any costs;

(3) An examination of the application process for Nebraska's medicaid share of cost and resource spend down components, and the ways in which clients are informed about why they are subject to such requirements, how the requirements work, and what participants subject to such requirements are expected to do each month to receive their benefits, from the initial point of intake through their ongoing use of medicaid; and

(4) A comparison of similar programs in other states to determine what flexibility is allowed by the federal government and what changes need to

be made to Nebraska medicaid to bring it more in line with current cost-of-living factors.

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 575. Introduced by McCollister, 20; Crawford, 45; Hansen, 26; Howard, 9; Kolterman, 24; Morfeld, 46.

PURPOSE: The purpose of this resolution is to continue the ongoing study of access to healthcare in Nebraska. This study shall include the following:

(1) Examination of the funding mechanisms and revenue streams that support healthcare services for all Nebraskans;

(2) Review of the Medicaid Reform Council and changes needed to update the council; and

(3) Identification of and collaboration with all healthcare groups to determine how to improve access to healthcare for all Nebraskans.

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 576. Introduced by Pansing Brooks, 28; Williams, 36.

PURPOSE: The purpose of this resolution is to examine children's access to legal counsel in juvenile proceedings across the state of Nebraska. The study shall include an examination of the following:

(1) State and federal legislation and case law regarding the right to legal counsel in juvenile delinquency and status offense proceedings;

(2) Current data from the State Court Administrator regarding numbers and rates of juveniles requesting or waiving counsel, as well as any legislative history, research, studies, or special investigations regarding waiver of counsel in juvenile delinquency and status offense proceedings;

(3) Local court rules, practices, and procedures surrounding appointment of counsel and access to legal counsel in juvenile delinquency and status offense proceedings;

(4) Local diversion policies and practices, including requirements found in section 43-260.04 of the Nebraska statutes;

(5) A review of national policies, recommendations, and best practices for ensuring meaningful access to legal counsel for juveniles in both urban and rural environments; and

(6) A review of scientific evidence and research surrounding a youth's cognitive and linguistic development with an emphasis on developmental considerations surrounding waiver of counsel.

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 577. Introduced by Mello, 5.

PURPOSE: The purpose of this resolution is to investigate and review the issues within the jurisdiction of the Appropriations Committee of the Legislature.

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

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

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

Referred to the Executive Board.

LEGISLATIVE RESOLUTION 578. Introduced by Coash, 27.

PURPOSE: In LR 32 (2015), the Legislature created the Developmental Disabilities Special Investigative Committee of the Legislature. The LR 32 committee has been authorized to continue its work until the beginning of the One Hundred Fifth Legislature, First Session.

The purpose of this resolution is to conduct an interim study of the Developmental Disabilities Court-Ordered Custody Act. The Judiciary Committee of the Legislature, in consultation with the LR 32 committee, shall conduct the study.

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 579. Introduced by Haar, K., 21; Williams, 36.

PURPOSE: There is a great deal of support for solar energy among the general population in Nebraska with polls consistently showing strong majorities supporting solar energy. Many communities and community organizations in Nebraska have shown interest in developing solar projects to benefit their communities. Businesses and agricultural operations have also shown interest in developing solar projects to reduce their electric bills and provide a hedge against increasing utility costs. Some businesses and agricultural operations have shown interest in developing projects that have greater capacity than permitted by the current net metering cap. Solar electricity generation can provide extra value to utilities, businesses, and individuals because it generates most of its electricity at times of peak demand. Solar heating can also provide value to businesses and individuals. There are opportunities for public power to work with private entities to take advantage of incentives, including grant and loan programs.

This study shall examine the following:

- (1) Methods of authorizing solar projects that have community ownership by both municipalities and community organizations;
- (2) Methods of assisting agricultural and business organizations in their efforts to develop solar energy;
- (3) Whether current net metering policies need to be revised, including increasing the net metering capacity limit;
- (4) Whether state incentives are needed to stimulate solar development;
- (5) Examination of the value of solar energy to businesses, individuals, and utilities;
- (6) Methods of assisting the use of solar heating for businesses and individuals; and
- (7) Such other issues as are necessary for a complete examination of this matter.

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

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

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

Referred to the Executive Board.

LEGISLATIVE RESOLUTION 580. Introduced by Stinner, 48.

PURPOSE: The purpose of this resolution is to examine the Department of Health and Human Services' policies and procedures for dealing with disallowances and audit exceptions by the federal government which have resulted in large fines and having to return money to the federal government.

The study shall include an examination of the following:

(1) Programs and procedures that resulted in disallowances and audit exceptions for the state and an analysis of disallowances and fines related to programs over the past five years;

(2) Changes in policy and procedure, organizational structure, or quality control or implementation of other qualitative measures that will prevent future such occurrences;

(3) Inventory of current issues or potential issues which may lead to future disallowances or fines;

(4) Reports from the Auditor of Public Accounts, program auditors, performance and internal audits of the past two years, including findings and management responses;

(5) Consultant reports, including recommendations and management responses;

(6) The department's management analysis of staff as to the quantity and quality of transaction matrices, length of employment, turnover rates for all six divisions, and any other relevant data; and

(7) Programs and procedures that resulted in disallowances and audit exceptions for the state.

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

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

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

Referred to the Executive Board.

LEGISLATIVE RESOLUTION 581. Introduced by Kintner, 2.

PURPOSE: The purpose of this resolution is to examine and identify the positive and negative effects of federal education funding if Nebraska would choose not to accept federal funds that are tied to federal mandates. These mandates reduce flexibility in the administration of education in Nebraska's

school districts. Over the last several decades, school districts have experienced ever-increasing involvement by the federal government in the education of students in our elementary and secondary schools through mandates tied to federal education dollars. This study shall examine the effects of this trend and whether there are fiscal or other benefits of increased flexibility and freedom gained by refusing to accept federal funds which outweigh the monetary benefits of accepting federal education money.

The study shall include, but not be limited to, identifying and categorizing:

- (1) All federal funds received by Nebraska to support school districts, excluding federal programs entered into directly by school districts;
- (2) What specific mandates are connected with any such funds;
- (3) The positive and negative fiscal impacts and other effects of refusing such money; and
- (4) Any recommendations from the findings.

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

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

Referred to the Executive Board.

LEGISLATIVE RESOLUTION 582. Introduced by Riepe, 12; Baker, 30; Brasch, 16; Davis, 43; Fox, 7; Hilkemann, 4; Johnson, 23; Kolterman, 24; Krist, 10; Lindstrom, 18; Schnoor, 15; Stinner, 48; Williams, 36.

PURPOSE: The purpose of this resolution is to examine how, through better coordination of health services, including direct primary care and direct payment options and the use of federally qualified health centers, the state can better assist low-income individuals currently without insurance. The study committee shall also investigate alternatives to medicaid expansion.

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 583. Introduced by Morfeld, 46.

PURPOSE: The purpose of this resolution is to study administrative law judges in Nebraska. This study shall include an examination of the adequacy, training, and retention of administrative law judges. The study shall also examine whether timeliness requirements for fair hearings and decisions are being met in Nebraska.

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

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

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

Referred to the Executive Board.

LEGISLATIVE RESOLUTION 584. Introduced by Morfeld, 46.

PURPOSE: The purpose of this interim study is to examine the possibility of providing direct and statewide funding for legal representation in order to provide more equitable access to civil justice in Nebraska. The study shall include the following:

(1) A review of the current funding streams for the Legal Aid and Services Fund and an examination of the practical reasons and policies behind the funding trends within the Legal Aid and Services Fund;

(2) An examination of additional methods for funding access to legal representation, including, but not limited to, fees for alternative dispute resolution, better tracking of alternative dispute resolution proceedings, direct annual appropriations, and increasing court fees;

(3) A comparison of Nebraska's court fees and funding options with those of other states; and

(4) An examination of any relevant factors that could improve equitable access to civil justice and legal representation in Nebraska.

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 585. Introduced by Krist, 10.

WHEREAS, Christine Neighbors, Deputy Director and General Counsel for the Nebraska Department of Insurance, has received the 2015 Robert Dineen Award; and

WHEREAS, the Dineen Award was established in 1989 by the National Association of Insurance Commissioners and honors staff members of state insurance departments who have made outstanding contributions to state regulation of insurance and fostered the advancement of the insurance regulatory profession; and

WHEREAS, Christine is widely respected for her work in insurance group supervision and is known nationally for her work on international insurance matters; and

WHEREAS, Christine's efforts and the work of the Nebraska Department of Insurance have put Nebraska on the map for businesses, internationally and nationally, and is why companies want to do business in Nebraska.

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

1. That the Legislature congratulates Christine Neighbors on receiving the 2015 Robert Dineen Award and expresses its gratitude for her dedication and public service.
2. That a copy of this resolution be sent to Christine Neighbors.

Laid over.

LEGISLATIVE RESOLUTION 586. Introduced by Groene, 42; Harr, B., 8; Morfeld, 46; Schnoor, 15.

PURPOSE: The purpose of this interim study is to examine the effects, fiscal impact, and potential cost savings of transferring public school employees from the system of district-based health insurance plans to the Nebraska State Insurance Program. The study shall include an examination of the following:

(1) The fiscal impact to the districts and the state if the state takes on the administrative costs and the school districts and their employees pay the premium costs; and

(2) The option of including the school districts' health insurance costs within the present Tax Equity and Educational Opportunities Support Act (TEEOSA) calculations.

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

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

Referred to the Executive Board.

GENERAL FILE

LEGISLATIVE BILL 884. Title read. Considered.

Committee AM2522, found on page 973, was offered.

Pending.

SELECT FILE

LEGISLATIVE BILL 1083. ER220, found on page 1179, was adopted.

Advanced to Enrollment and Review for Engrossment.

LEGISLATIVE BILL 1083A. Advanced to Enrollment and Review for Engrossment.

LEGISLATIVE BILL 742. Advanced to Enrollment and Review for Engrossment.

LEGISLATIVE BILL 837. Advanced to Enrollment and Review for Engrossment.

LEGISLATIVE BILL 465. ER222, found on page 1179, was adopted.

Advanced to Enrollment and Review for Engrossment.

LEGISLATIVE BILL 465A. ER221, found on page 1183, was adopted.

Senator B. Harr offered the following amendment:

AM2768

1 1. Strike the original section and all amendments thereto and insert
2 the following new section:
3 Section 1. There is hereby appropriated (1) \$77,672 from the General
4 Fund for FY2016-17 and (2) \$64,604 from the General Fund for FY2017-18 to
5 the Secretary of State, for Program 22, to aid in carrying out the
6 provisions of Legislative Bill 465, One Hundred Fourth Legislature,
7 Second Session, 2016.
8 Total expenditures for permanent and temporary salaries and per
9 diems from funds appropriated in this section shall not exceed \$22,500
10 for FY2016-17 or \$46,125 for FY2017-18.

The B. Harr amendment was adopted with 27 ayes, 0 nays, 17 present and not voting, and 5 excused and not voting.

Advanced to Enrollment and Review for Engrossment.

GENERAL FILE

LEGISLATIVE BILL 835. Title read. Considered.

Committee AM2138, found on page 716, was offered.

Senator Mello offered his amendment, AM2605, found on page 1078, to the committee amendment.

The Mello amendment was adopted with 26 ayes, 0 nays, 19 present and not voting, and 4 excused and not voting.

The committee amendment, as amended, was adopted with 26 ayes, 0 nays, 19 present and not voting, and 4 excused and not voting.

Advanced to Enrollment and Review Initial with 26 ayes, 0 nays, 19 present and not voting, and 4 excused and not voting.

LEGISLATIVE BILL 686. Title read. Considered.

Committee AM1922, found on page 534, was adopted with 30 ayes, 0 nays, 15 present and not voting, and 4 excused and not voting.

Advanced to Enrollment and Review Initial with 28 ayes, 0 nays, 17 present and not voting, and 4 excused and not voting.

LEGISLATIVE BILL 1098. Title read. Considered.

Senator Krist offered his amendment, AM2452, found on page 908.

Senator Krist withdrew his amendment.

Senator Krist offered his amendment, AM2451, found on page 908.

Senator Krist withdrew his amendment.

Senator Morfeld moved for a call of the house. The motion prevailed with 29 ayes, 0 nays, and 20 not voting.

Advanced to Enrollment and Review Initial with 25 ayes, 1 nay, 14 present and not voting, and 9 excused and not voting.

The Chair declared the call raised.

LEGISLATIVE BILL 1098A. Title read. Considered.

Advanced to Enrollment and Review Initial with 27 ayes, 0 nays, 13 present and not voting, and 9 excused and not voting.

LEGISLATIVE BILL 1000. Title read. Considered.

Committee AM2704, found on page 1161, was offered.

SENATOR SCHEER PRESIDING

PRESIDENT FOLEY PRESIDING

The committee amendment was adopted with 26 ayes, 0 nays, 15 present and not voting, and 8 excused and not voting.

Advanced to Enrollment and Review Initial with 28 ayes, 0 nays, 13 present and not voting, and 8 excused and not voting.

COMMITTEE REPORT(S)

Enrollment and Review

LEGISLATIVE BILL 1093A. Placed on Final Reading.

(Signed) Matt Hansen, Chairperson

AMENDMENT(S) - Print in Journal

Senator Smith filed the following amendment to LB938:
AM2769

(Amendments to Standing Committee amendments, AM2356)

1 1. On page 8, line 28, after the period insert "Within five days
2 after the effective date of this act, the State Treasurer shall transfer
3 two million one hundred thirty-eight thousand three hundred thirty-seven
4 dollars from the Enhanced Wireless 911 Fund to the 911 Service System
5 Fund. On or before July 5, 2017, the State Treasurer shall transfer one
6 million nine hundred eighty-eight thousand seven hundred ninety dollars
7 from the Enhanced Wireless 911 Fund to the 911 Service System Fund.".

Senator Smith filed the following amendment to LB938A:
AM2752

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

3 Section 1. Laws 2015, LB657, section 63, is amended to read:

4 Sec. 63. AGENCY NO. 14 — PUBLIC SERVICE COMMISSION

5 Program No. 583 - Enhanced Wireless 911 Fund

6

	FY2015-16	FY2016-17
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7 CASH FUND	12,532,867	12,542,572
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8 PROGRAM TOTAL	12,532,867	12,542,572
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9 SALARY LIMIT	260,763	265,796
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10 There is included in the appropriation to this program for FY2015-16

11 ~~\$11,000,000~~ ~~\$12,000,000~~ Cash Funds for state aid, which shall only be

12 used for such purpose. There is included in the appropriation to this

13 program for FY2016-17 ~~\$11,000,000~~ ~~\$12,000,000~~ Cash Funds for state aid,

14 which shall only be used for such purpose.

15 Sec. 2. There is hereby appropriated (1) \$2,138,337 from the 911
 16 Service System Fund for FY2016-17 and (2) \$1,988,790 from the 911 Service
 17 System Fund for FY2017-18 to the Public Service Commission, for Program
 18 583, to aid in carrying out the provisions of Legislative Bill 938, One
 19 Hundred Fourth Legislature, Second Session, 2016.
 20 Total expenditures for permanent and temporary salaries and per
 21 diems from funds appropriated in this section shall not exceed \$558,604
 22 for FY2016-17 or \$572,568 for FY2017-18.
 23 Sec. 3. Original Laws 2015, LB657, section 63, is repealed.
 24 Sec. 4. Since an emergency exists, this act takes effect when passed
 25 and approved according to law.

Senator Sullivan filed the following amendment to LB959:
 AM2771

(Amendments to Standing Committee amendments, AM2622)

1 1. On page 36, strike beginning with "if" in line 23 through
 2 "prevented" in line 25.

Senator Sullivan filed the following amendment to LB959:
 AM2692

(Amendments to Standing Committee amendments, AM2622)

1 1. On page 36, line 17, after "may" insert ", to the extent allowed
 2 pursuant to subsection (4) of this section.".
 3 2. On page 37, strike beginning with "and" in line 9 through "shall"
 4 in line 11 and insert ".".
 5 (2) On and after the effective date of this act, the school board of
 6 any Class II, III, IV, or V school district may, to the extent allowed
 7 pursuant to subsection (4) of this section, after a public hearing,
 8 undertake any qualified capital purpose in any qualified zone academy
 9 under its control and may levy a tax as provided in this section to repay
 10 a qualified zone academy bond issued for such undertaking pursuant to 26
 11 U.S.C. 54E, as such section existed on January 1, 2016. The board shall
 12 designate: (a) The particular qualified capital purpose for which the
 13 qualified zone academy bond was issued and for which the tax levy
 14 provided for by this section will be expended; (b) the period of years
 15 for which the tax will be levied to repay such qualified zone academy
 16 bond, not exceeding the maturity term for such qualified zone academy
 17 bond established pursuant to federal law; and (c) the estimated amount of
 18 the levy for each year of the period based on the taxable valuation of
 19 the district at the time of issuance. The hearing required by this
 20 subsection shall be held only after notice of such hearing has been
 21 published for three consecutive weeks prior to the hearing in a legal
 22 newspaper published or of general circulation in the school district.
 23 (3) On and after the effective date of this act, the school board of
 24 any Class II, III, IV, or V school district may, to the extent allowed
 25 pursuant to subsection (4) of this section, after a public hearing,
 26 undertake any qualified school construction bond purpose and may levy a
 1 tax to repay any qualified school construction bond issued for such

2 undertaking pursuant to 26 U.S.C. 54F, as such section existed on January
3 1, 2016. The board shall designate: (a) The qualified school construction
4 bond purpose for which the qualified school construction bond will be
5 issued and for which the tax levy provided by this section will be
6 expended; (b) the period of years for which the tax will be levied to
7 repay such qualified school construction bond, not exceeding the maturity
8 term for the type of qualified school construction bond established
9 pursuant to federal law or, if no such term is established, thirty years;
10 and (c) the estimated amount of the levy for each year of such period
11 based on the taxable valuation of the district at the time of issuance.
12 Prior to the public hearing, the school board shall prepare an itemized
13 estimate of the amounts necessary to be expended for the qualified school
14 construction bond purpose. The hearing required by this subsection shall
15 be held only after notice of such hearing has been published for three
16 consecutive weeks prior to the hearing in a legal newspaper published or
17 of general circulation in the school district.
18 (4) A Class II, III, IV, or V school district may only levy for the
19 purposes of this section to the extent that any such levy, when combined
20 with all other levies pursuant to this section and section 79-10,110,
21 does"; in line 14 strike "(2)" and insert "(5)"; in line 17 after
22 "account" insert "qualified capital purpose undertaking account, or
23 qualified school construction bond purpose undertaking account"; and in
24 line 21 strike "(3)" and insert "(6)".
25 3. On page 38, line 6, strike "(4)" and insert "(7)"; and in line 19
26 strike "(5)" and insert "(8)".

RESOLUTION(S)

LEGISLATIVE RESOLUTION 587. Introduced by Sullivan, 41.

PURPOSE: The purpose of this resolution is to examine the issues within the jurisdiction of the Education Committee of the Legislature.

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

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

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

Referred to the Executive Board.

LEGISLATIVE RESOLUTION 588. Introduced by Harr, B., 8.

PURPOSE: The purpose of this resolution is to determine best practices in drafting tax legislation and determining the fiscal impact of tax policies.

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

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

Referred to the Executive Board.

LEGISLATIVE RESOLUTION 589. Introduced by Seiler, 33.

PURPOSE: The purpose of this resolution is to examine any issues within the jurisdiction of the Judiciary Committee of the Legislature.

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 590. Introduced by Riepe, 12.

PURPOSE: The purpose of this resolution is to examine options to offer incentives to health care professionals who provide free care and services to qualified recipients. Such incentives may include a limited amount of continuing medical education credits or providing legal protection for health care professionals providing such care. The issues addressed in this study shall include what incentives other states offer for health care professionals and the cost to implement such incentives.

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 591. Introduced by Hadley, 37.

PURPOSE: The purpose of this resolution is to examine and make recommendations on improving the health care coverage plans available to Nebraska small businesses with fifty or less employees.

The study shall include, but not be limited to, an examination of the following:

- (1) Current health insurance plans available to small businesses with fifty or less employees;
- (2) How the federal Patient Protection and Affordable Care Act has changed premium costs and coverage for plans available to small businesses and their employees;
- (3) The cause of small businesses reducing the availability of health care coverage plans to employees;
- (4) The economic disadvantages and challenges small businesses face to provide affordable health care coverage to employees; and
- (5) The formation of health care insurance consortiums with like groups of employees.

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 592. Introduced by Gloor, 35.

PURPOSE: The purpose of this resolution is to examine the structure, compliance, and administration of the state individual and corporate income taxes, including financial institution and insurance premium taxes.

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

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

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

Referred to the Executive Board.

LEGISLATIVE RESOLUTION 593. Introduced by Gloor, 35.

PURPOSE: The purpose of this resolution is to examine the structure, compliance, and administration of real and personal property taxes.

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

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

Referred to the Executive Board.

LEGISLATIVE RESOLUTION 594. Introduced by Gloor, 35.

PURPOSE: The purpose of this resolution is to examine the structure, compliance, and administration of state and local sales and use taxes and any other miscellaneous taxes.

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

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

Referred to the Executive Board.

LEGISLATIVE RESOLUTION 595. Introduced by Hansen, 26.

PURPOSE: The purpose of this resolution is to examine the topic of food deserts and issues related to access to healthy food in Nebraska. The study shall:

- (1) Review relevant literature and consult experts in nutrition and other relevant fields to identify factors that limit access to healthy, affordable food choices within rural and urban communities and demographic groups;
- (2) Identify public and private initiatives that can stimulate private investment in grocery and other food-sourcing enterprises that serve communities and populations that lack access to healthy food and that can otherwise mitigate barriers to accessing healthy food;
- (3) Compile a reference guide to public and private funding sources and state and federal economic development tools available to support public and private efforts to increase access to healthy food; and
- (4) Examine the role of community organizations, economic development entities, local government agencies, and the private sector in expanding

access to healthy food in underserved communities and populations and identify state interventions that can stimulate and support local efforts.

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

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

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

Referred to the Executive Board.

LEGISLATIVE RESOLUTION 596. Introduced by Murante, 49.

PURPOSE: The purpose of this resolution is to examine the issues within the jurisdiction of the Government, Military and Veterans Affairs Committee of the Legislature.

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

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

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

Referred to the Executive Board.

LEGISLATIVE RESOLUTION 597. Introduced by Murante, 49.

PURPOSE: The purpose of this resolution is to study the financing mechanisms available to counties, cities, villages, school districts, natural resource districts, public building commissions, and other political subdivisions of the State of Nebraska by which such entities issue bonds or assume future payment obligations without a direct vote of taxpayers that would be required for most general obligation bonds, as well as the authority allowing the use of such mechanisms. The mechanisms to be studied and the issues surrounding each shall include, but not be limited to, the following:

(1) Installment contracts entered into by political subdivisions for the purchase of real or personal property, the statutory or other authority by which such contracts are entered into, the outstanding amount of any payments to be made by political subdivisions that have entered into such contracts, any accompanying bonds issued for such contracts or future payments, and the statutory or other authority by which such bonds are issued and authorized;

(2) Certificates of participation issued by political subdivisions, the statutory or other authority by which such certificates are issued, and the

outstanding amount of any payments to be made by political subdivisions issuing such certificates;

(3) Lease-purchase agreements entered into by political subdivisions, the authority by which such agreements are entered into, and the outstanding amount of any payments to be made by political subdivisions that have entered into such agreements; and

(4) Any other financing mechanisms that obligate political subdivisions to make future payments for a number of years, the authority by which such mechanisms are employed, and the outstanding payments to be made by political subdivisions using such mechanisms.

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

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

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

Referred to the Executive Board.

LEGISLATIVE RESOLUTION 598. Introduced by Haar, K., 21.

PURPOSE: Twenty-first century life is increasingly controlled by electronic devices, including computers, cell phones, and other digital communication and information technology devices. Electronic devices are embedded in most modern household, business, agricultural, and transportation devices, appliances, machinery, and equipment. Such electronic devices are controlled by codes and software that are developed and controlled by the manufacturers of such devices, appliances, machinery, and equipment. The owners of devices, appliances, machinery, and equipment controlled by codes and software rarely have the ability to repair these devices on their own because they lack access to the codes and software that control them.

There are economic and security benefits that result from allowing individuals and independent repair persons access to software and codes for the purpose of repairing such items. Such benefits include competition, community vitality, and greater access for consumers.

As part of this study, issues related to allowing owners and independent repair persons access to software and codes that will allow them to repair devices, appliances, machinery, and equipment shall be examined as well as any additional issues that are necessary for a complete examination of this matter.

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 599. Introduced by Haar, K., 21.

PURPOSE: Some public power districts have adopted rate increases despite widespread opposition from their customers. There is no administrative process for review of electric rates, and seeking review through the court system is not economically feasible for most customers. Several public power districts have increased their fixed charges. In some cases, this has resulted in disproportionate increases in electric bills for many low-income customers. Increased fixed charges also negatively impact customers who have invested or intend to invest in energy efficient or renewable energy improvements. There are many factors involved in the process of setting retail rates including wholesale contract requirements and increases in costs of fuels. There is considerable disparity in the electric rates among public power districts. There are reports of municipalities using their electric utilities to generate revenue to offset other costs in the community. There have been a number of concerns raised about transparency in the process of setting rates, with power districts claiming proprietary exclusions to prevent their customers from obtaining information about the costs being used to set retail and wholesale electric rates. There are numerous examples of administrative review procedures for electric rates in other states. Since the Public Service Commission reviews rate increases of other utilities in Nebraska, it is appropriate to determine whether the Public Service Commission can conduct an administrative review process for electric rates in Nebraska.

This study shall include the following:

- (1) A review of the administrative rate review processes currently conducted by the Public Service Commission;
 - (2) A review of administrative electric rate review processes from other states;
 - (3) An examination of fixed charges and their impact on low-income customers, energy efficient and renewable energy efforts, and alternatives to fixed rate increases;
 - (4) An examination of the disparity of rates between communities and whether consolidation of some power districts would reduce the costs that are passed on to customers;
 - (5) Whether some communities are using municipal utility revenue to support other local government functions and whether this practice is appropriate;
 - (6) The methods of increasing transparency of the process for setting rates for the benefit of the customers;
 - (7) The impact of wholesale contracts on the process of setting retail rates;
- and

(8) Such other and additional issues as are necessary for a complete examination of this matter.

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

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

Referred to the Executive Board.

LEGISLATIVE RESOLUTION 600. Introduced by Johnson, 23.

PURPOSE: The purpose of this resolution is to examine alternatives for valuing agricultural land for property tax purposes. It is a goal of this study to identify valuation options that provide sustainability to landowners by more closely aligning assessed values of agricultural and horticultural land with measures of productivity and farm income while providing stability and growth in services and governmental responsibilities supported by property taxes. The Agriculture and Revenue Committees of the Legislature shall work jointly: to compile and review relevant literature including past studies conducted and data gathered by the Legislature, to examine the constitutional and legal context within which agricultural land valuation occurs, to develop data comparing changes in agricultural land valuation with measures of farm income and productivity, and to compile information regarding agricultural land valuation systems utilized in other states. In conducting the study, the committees shall consult with political subdivisions, agricultural producer organizations, tax policy experts in the public and private sectors, and appropriate state agencies.

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

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

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

Referred to the Executive Board.

LEGISLATIVE RESOLUTION 601. Introduced by Hilkemann, 4; Kolowski, 31; Krist, 10; McCollister, 20.

PURPOSE: In 2015, the City of Omaha initiated discussions with Douglas County and the University of Nebraska Medical Center (UNMC) to explore

an opportunity to open an independent, full-service, accredited crime laboratory on the UNMC campus. The Attorney General joined the discussions in early 2016.

The facility would merge forensic testing currently offered by the Omaha Police Department, the Douglas County Sheriff, the State of Nebraska, and UNMC into one central facility, and provide timely and accurate evidence processing for prosecutors, investigators, suspects, and victims of crime. The crime laboratory would house UNMC academic and training programs, the Nebraska Organ Recovery System, the Lions Eye Bank of Nebraska, and forensic pathology and offer services to law enforcement agencies throughout eastern Nebraska.

The purpose of this resolution is to review present facilities, determine the needs and options for developing a regional certified crime laboratory in the Omaha area, and examine the feasibility of the state becoming a partner.

The study shall be conducted by a select committee consisting of: (1) The chairperson of the Appropriations Committee of the Legislature or his or her designee and one additional member of such committee, (2) the chairperson of the Judiciary Committee of the Legislature or his or her designee and one additional member of such committee, and (3) three at-large members appointed by the Executive Board of the Legislative Council.

In conducting the study, the select committee shall consult with the City of Omaha, the Omaha Police Department, Douglas County, the Douglas County Sheriff, the Douglas County Attorney, the Attorney General, UNMC, and law enforcement agencies and prosecutors in eastern Nebraska that currently use the crime evidence analysis services of the state, Douglas County, and UNMC.

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

1. That a select committee of the Legislature shall be designated as provided in this resolution 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.

Laid over.

LEGISLATIVE RESOLUTION 602. Introduced by Riepe, 12.

PURPOSE: The purpose of this resolution is to examine existing barriers to the delivery of health care services through telehealth technologies in Nebraska. This innovative health care delivery method has the potential to bring health care services to patients where provider shortages exist. Telehealth has been shown to reduce the cost of health care and increase efficiency through better management of chronic diseases, shared health professional staffing, reduced travel times, and fewer or shorter hospital stays. Telehealth offers strategies to overcome challenges to accessing care

in Nebraska, as well as an opportunity to promote preventive care and wellness in an effort to reduce preventable and costly medical interventions.

The issues addressed by this study shall include the following:

(1) Strategies to expand the use of telecommunications or electronic technology by licensed health care providers for diagnosis, consultation, or treatment for medically underserved areas or populations;

(2) The potential use of telecommunications or electronic technology to gather and transmit health information between the patient and the health care provider to monitor a patient's health status;

(3) The potential use of telecommunications or electronic technology to deliver patient education and public health interventions;

(4) The potential use of telecommunications or electronic technology to provide continuing medical education and consultation resources for health care providers;

(5) The standards and technology systems necessary to promote interoperability among provider systems to allow efficient information sharing;

(6) The potential advantages of participation in an interstate compact to set parameters for a unified system of multistate licensing regarding telehealth services;

(7) The existing reimbursement structure for telehealth services in the Nebraska medicaid program and in private insurance plans in our state;

(8) The ongoing need to protect patient privacy; and

(9) The removal of existing legal and policy barriers to realizing the full potential of telehealth services in Nebraska.

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

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

Referred to the Executive Board.

LEGISLATIVE RESOLUTION 603. Introduced by Haar, K., 21.

PURPOSE: The purpose of this study is to examine the issues faced by residents of mobile home communities. These residents face many issues, including risks from fire and severe weather, lack of access to shelters or safe rooms during inclement weather, other health risks, and the impacts of poverty.

The study committee shall examine the following:

(1) Demographic information related to rates of income and poverty, employment, age, and the health of such residents;

(2) Methods of addressing such health risks;

(3) Methods of providing access to shelters and safe rooms during inclement weather; and

(4) Such other issues as are necessary for a complete examination of this matter.

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 604. Introduced by Davis, 43.

PURPOSE: The purpose of this resolution is to study anomalies and inconsistencies in the practices utilized by county assessors in determining agricultural land value. The study committee should investigate how agricultural land categories are determined and valued at the county level. The study committee should also review the role of the property assessment division of the Department of Revenue in maintaining consistency among statewide county valuations.

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

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

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

Referred to the Executive Board.

LEGISLATIVE RESOLUTION 605. Introduced by Mello, 5.

PURPOSE: The purpose of this resolution is to examine urban redevelopment. The following issues shall be examined by this interim study:

(1) Current urban redevelopment tools available to municipalities, including the Nebraska Advantage Transformational Tourism and Redevelopment Act;

(2) Potential urban redevelopment tools proposed under LB 806 (2016), which would have adopted the Riverfront Development District Act; and

(3) Other potential urban redevelopment tools that could be made available to municipalities.

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.

BILL ON FIRST READING

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

LEGISLATIVE BILL 866A. Introduced by Bolz, 29.

A BILL FOR AN ACT relating to appropriations; to appropriate funds to aid in carrying out the provisions of Legislative Bill 866, One Hundred Fourth Legislature, Second Session, 2016.

COMMITTEE REPORT(S)

Enrollment and Review

LEGISLATIVE BILL 1066. Placed on Select File with amendment. ER233 is available in the Bill Room.

LEGISLATIVE BILL 824. Placed on Select File with amendment. ER230

1 1. On page 1, strike beginning with "public" in line 1 through line
2 11 and insert "the Nebraska Power Review Board; to amend section 70-1003,
3 Revised Statutes Cumulative Supplement, 2014; to change provisions
4 relating to compensation for certain board members as prescribed; to
5 harmonize provisions; and to repeal the original section."

LEGISLATIVE BILL 874. Placed on Select File with amendment. ER232

1 1. In the Standing Committee amendments, AM2385:
2 a. On page 8, line 5, strike "before" and show as stricken; and
3 b. On page 10, line 10, strike "9,".
4 2. On page 1, strike beginning with "school" in line 1 through line
5 4 and insert "the Election Act; to amend sections 32-1524 and 32-1527,
6 Reissue Revised Statutes of Nebraska, sections 32-570, 32-618, and
7 32-949.01, Revised Statutes Cumulative Supplement, 2014, and sections
8 32-941, 32-947, and 32-953, Revised Statutes Supplement, 2015; to change
9 procedures for filling vacancies on school boards, requirements for
10 certain petition candidates, deadlines for ballots for early voting and
11 special elections by mail, and prohibitions related to yard signs; to
12 allow a voter to photograph and reveal a marked ballot as prescribed; to

13 harmonize provisions; to provide operative dates; to repeal the original 14 sections; and to declare an emergency."

LEGISLATIVE BILL 1012. Placed on Select File with amendment.
ER234

1 1. On page 1, line 2, after "Act" insert "; and to provide a duty
2 for the Revisor of Statutes".

(Signed) Matt Hansen, Chairperson

GENERAL FILE

LEGISLATIVE BILL 884. Committee AM2522, found on page 973 and considered in this day's Journal, was renewed.

The committee amendment was adopted with 26 ayes, 3 nays, 15 present and not voting, and 5 excused and not voting.

Advanced to Enrollment and Review Initial with 26 ayes, 5 nays, 13 present and not voting, and 5 excused and not voting.

LEGISLATIVE BILL 821. Title read. Considered.

Committee AM2210, found on page 678, was offered.

Senator Chambers offered the following amendment to the committee amendment:

FA109

Amend AM2210

Page 1, line 7 after "discrimination" insert ", including discrimination based on sexual orientation or gender identity".

Senator Larson requested a ruling of the Chair on whether the Chambers amendment is germane to the committee amendment.

The Chair ruled the Chambers amendment is germane to the committee amendment.

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

Senator Chambers requested a record vote on his amendment.

Voting in the affirmative, 10:

Baker	Cook	Hansen	Howard	Pansing Brooks
Campbell	Haar, K.	Harr, B.	Mello	Schumacher

Voting in the negative, 26:

Bloomfield	Friesen	Hughes	McCoy	Watermeier
Brasch	Garrett	Johnson	Riepe	Williams
Coash	Gloor	Kintner	Scheer	
Davis	Groene	Kuehn	Schilz	
Ebke	Hadley	Larson	Schnoor	
Fox	Hilkemann	Lindstrom	Stinner	

Present and not voting, 8:

Bolz	Crawford	Kolterman	Seiler
Chambers	Kolowski	McCollister	Smith

Excused and not voting, 5:

Craighead	Krist	Morfeld	Murante	Sullivan
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The Chamber amendment lost with 10 ayes, 26 nays, 8 present and not voting, and 5 excused and not voting.

The Chair declared the call raised.

Senator Chambers offered the following motion:

MO240

Reconsider the vote taken on FA109.

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

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

Voting in the affirmative, 7:

Bolz	Cook	Howard	Pansing Brooks
Chambers	Haar, K.	Kolowski	

Voting in the negative, 29:

Baker	Friesen	Hughes	McCoy	Smith
Bloomfield	Garrett	Johnson	Riepe	Stinner
Brasch	Gloor	Kintner	Scheer	Sullivan
Coash	Groene	Kuehn	Schilz	Watermeier
Ebke	Hadley	Larson	Schnoor	Williams
Fox	Hilkemann	Lindstrom	Seiler	

Present and not voting, 7:

Campbell	Harr, B.	Mello	Schumacher
Hansen	McCollister	Morfeld	

Excused and not voting, 6:

Craighead	Davis	Krist
Crawford	Kolterman	Murante

The Chambers motion to reconsider failed with 7 ayes, 29 nays, 7 present and not voting, and 6 excused and not voting.

The Chair declared the call raised.

Senator Chambers offered the following amendment to the committee amendment:

FA110

Amend AM2210

Strike section 1.

Pending.

VISITOR(S)

Visitors to the Chamber were Senator K. Haar's nephew, Tim, and brother, Dave, from Omaha, and Bill Moorhead from Omaha; 34 fourth-grade students from Papillion La Vista Community School; members of Lane Leadership from Falls City; 36 fourth-grade students from Wildwood Elementary; Ralston; 100 fourth-grade students from Field Club Elementary, Omaha; Elliott and Stephanie Haes from Lincoln; and Baggio Lucio and family from Castelfranco Veneto, Italy.

The Doctor of the Day was Dr. Jamil Neme from Omaha.

ADJOURNMENT

At 7:59 p.m., on a motion by Senator McCoy, the Legislature adjourned until 9:00 a.m., Wednesday, March 30, 2016.

Patrick J. O'Donnell
Clerk of the Legislature

