

**FIFTY-NINTH DAY - APRIL 13, 2016****LEGISLATIVE JOURNAL****ONE HUNDRED FOURTH LEGISLATURE  
SECOND SESSION****FIFTY-NINTH DAY**

Legislative Chamber, Lincoln, Nebraska  
Wednesday, April 13, 2016

**PRAYER**

The prayer was offered by Reverend Jim Miller, Retired Methodist Minister, Lincoln.

**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 Davis, Garrett, Groene, Hansen, Mello, Morfeld, and Murante who were excused until they arrive.

**CORRECTIONS FOR THE JOURNAL**

The Journal for the fifty-eighth day was approved.

**RESOLUTION(S)**

**LEGISLATIVE RESOLUTION 626.** Introduced by Seiler, 33.

WHEREAS, William M. Connolly is a judge on the Nebraska Supreme Court; and

WHEREAS, Judge Connolly began his distinguished legal career after graduating from Creighton University in 1960 and Creighton University School of Law in 1963; and

WHEREAS, Judge Connolly served the residents of Adams County as Deputy County Attorney from 1964 to 1967 and as County Attorney from 1967 to 1973; and

WHEREAS, Judge Connolly worked in private practice in Hastings from 1973 to 1991; and

WHEREAS, Judge Connolly served on the Court of Appeals from 1992 to 1994 and the Supreme Court from 1994 to the present; and

WHEREAS, Judge Connolly has announced his decision to retire from the high court on August 1, 2016; and

WHEREAS, Judge Connolly is a well-respected jurist and is known for his keen legal mind and exceptional writing skills.

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

1. That the Legislature congratulates Judge William M. Connolly on his upcoming retirement after many years of public service on behalf of the citizens of this state.
2. That a copy of this resolution be sent to Judge William M. Connolly.

Laid over.

#### **REPORT OF REGISTERED LOBBYISTS**

Following is a list of all lobbyists who have registered as of April 12, 2016, in accordance with Section 49-1481, Revised Statutes of Nebraska. Additional lobbyists who have registered will be filed weekly.

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

Padilla, Julie  
Renovate America, Inc.  
Rountree, Cory  
College Board (Withdrawn 04/11/2016)

#### **REPORTS**

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

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

Pursuant to Rule 4, Sec. 5(b), LRs 617, 618, and 619 were adopted.

#### **PRESIDENT SIGNED**

While the Legislature was in session and capable of transacting business, the President signed the following: LRs 617, 618, and 619.

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

Senator Larson moved the adoption of the General Affairs Committee report for the confirmation of the following appointment(s) found on page 1452:

Nebraska Commission on Problem Gambling

Mark Canada

Susan Lutz

James D. Patterson

Voting in the affirmative, 34:

Baker	Craighead	Johnson	McCollister	Seiler
Bolz	Crawford	Kolowski	McCoy	Smith
Brasch	Ebke	Kolterman	Pansing Brooks	Stinner
Campbell	Fox	Krist	Riepe	Sullivan
Chambers	Haar, K.	Kuehn	Scheer	Watermeier
Coash	Hadley	Larson	Schilz	Williams
Cook	Howard	Lindstrom	Schumacher	

Voting in the negative, 0.

Present and not voting, 8:

Bloomfield	Gloor	Hilkemann	Kintner
Friesen	Harr, B.	Hughes	Schnoor

Excused and not voting, 7:

Davis	Groene	Mello	Murante
Garrett	Hansen	Morfeld	

The appointments were confirmed with 34 ayes, 0 nays, 8 present and not voting, and 7 excused and not voting.

Senator Schilz moved the adoption of the Natural Resources Committee report for the confirmation of the following appointment(s) found on page 1465:

Nebraska Natural Resources Commission

Brian Barels

Joel Christensen

Stanley A. Clouse

Brad B. Dunbar

Thomas Knutson

Scott Smathers

Chad Wright

Voting in the affirmative, 39:

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

Voting in the negative, 0.

Present and not voting, 5:

Bloomfield	Ebke	Kintner	Kuehn	Scheer
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Excused and not voting, 5:

Davis	Groene	Mello	Morfeld	Murante
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The appointments were confirmed with 39 ayes, 0 nays, 5 present and not voting, and 5 excused and not voting.

Senator Schilz moved the adoption of the Natural Resources Committee report for the confirmation of the following appointment(s) found on page 1465:

Nebraska Game and Parks Commission  
Patrick Berggren

Voting in the affirmative, 39:

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

Voting in the negative, 0.

Present and not voting, 6:

Bloomfield	Groene	Kintner
Craighead	Hadley	Krist

Excused and not voting, 4:

Davis	Mello	Morfeld	Murante
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The appointment was confirmed with 39 ayes, 0 nays, 6 present and not voting, and 4 excused and not voting.

Senator Garrett moved the adoption of the Government, Military and Veterans Affairs Committee report for the confirmation of the following appointment(s) found on page 1477:

State Emergency Response Commission  
Kimberly Plouzek

Voting in the affirmative, 36:

Baker	Crawford	Harr, B.	McCollister	Stinner
Bloomfield	Ebke	Howard	McCoy	Sullivan
Bolz	Fox	Hughes	Pansing Brooks	Watermeier
Brasch	Garrett	Johnson	Scheer	Williams
Campbell	Gloor	Kolowski	Schilz	
Chambers	Haar, K.	Kolterman	Schumacher	
Cook	Hadley	Larson	Seiler	
Craighead	Hansen	Lindstrom	Smith	

Voting in the negative, 0.

Present and not voting, 9:

Coash	Groene	Kintner	Kuehn	Schnoor
Friesen	Hilkemann	Krist	Riepe	

Excused and not voting, 4:

Davis	Mello	Morfeld	Murante
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The appointment was confirmed with 36 ayes, 0 nays, 9 present and not voting, and 4 excused and not voting.

Senator Garrett moved the adoption of the Government, Military and Veterans Affairs Committee report for the confirmation of the following appointment(s) found on pages 1476 and 1477:

Nebraska Accountability and Disclosure Commission  
Jeffery Davis  
Douglas Hegarty  
James J. Ziebarth

Voting in the affirmative, 42:

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

Voting in the negative, 0.

Present and not voting, 5:

Friesen	Groene	Harr, B.	Kintner	Krist
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Excused and not voting, 2:

Davis	Mello
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The appointments were confirmed with 42 ayes, 0 nays, 5 present and not voting, and 2 excused and not voting.

Senator Campbell moved the adoption of the Health and Human Services Committee report for the confirmation of the following appointment(s) found on page 1503:

Stem Cell Research Advisory Committee  
Alysson Renato Muotri

Voting in the affirmative, 41:

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

Voting in the negative, 0.

Present and not voting, 6:

Bloomfield	Friesen	Kintner
Fox	Harr, B.	Krist

Excused and not voting, 2:

Davis Mello

The appointment was confirmed with 41 ayes, 0 nays, 6 present and not voting, and 2 excused and not voting.

Senator Kolterman moved the adoption of the Nebraska Retirement Systems Committee report for the confirmation of the following appointment(s) found on page 1509:

Public Employees Retirement Board  
Pamela E. Lancaster

Voting in the affirmative, 42:

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

Voting in the negative, 0.

Present and not voting, 6:

Brasch	Kintner	Kuehn
Harr, B.	Krist	Schnoor

Excused and not voting, 1:

Davis

The appointment was confirmed with 42 ayes, 0 nays, 6 present and not voting, and 1 excused and not voting.

### **MOTION(S) - Suspend Rules**

Speaker Hadley offered his motion, found on page 1517, to suspend the rules, Rule 6, Sections 6, 7, and 8, Rule 7, Sections 3 and 7, and Rule 5, Section 7 and vote on the final passage without further amendments, motions, or debate on the following bill: LB1067.

Speaker Hadley withdrew his motion to suspend the rules.

Speaker Hadley offered his motion, found on page 1544, to suspend the rules, Rule 6, Sections 6, 7, and 8 and Rule 7, Sections 3 and 7 and vote on the final passage without further amendments, motions, or debate on the following bills: LBs 1094, 884, 821, 756, 829, 851, 851A, 930, 721, 235, 580, 1106, and 716.

Speaker Hadley withdrew his motion to suspend the rules.

### **BILLS ON FINAL READING**

The following bill was read and put upon final passage:

#### **LEGISLATIVE BILL 235.**

A BILL FOR AN ACT relating to public health and welfare; to adopt the Consumer Protection in Eye Care Act.

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

Voting in the affirmative, 49:

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

Voting in the negative, 0.

Not voting, 0.

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



**Dispense With Reading at Large**

Pursuant to Rule 6, Section 8, the Legislature approved the dispensing of the reading at large of LB721 with 42 ayes, 1 nay, and 6 present and not voting.

The following bill was put upon final passage:

**LEGISLATIVE BILL 721.**

A BILL FOR AN ACT relating to the Uniform Credentialing Act; to amend section 38-2025, Reissue Revised Statutes of Nebraska, section 38-121, Revised Statutes Cumulative Supplement, 2014, and section 38-101, Revised Statutes Supplement, 2015; to adopt the Surgical First Assistant Practice Act; to harmonize provisions; to provide an operative date; and to repeal the original sections.

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

Voting in the affirmative, 48:

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

Voting in the negative, 0.

Present and not voting, 1:

Groene

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

The following bills were read and put upon final passage:

**LEGISLATIVE BILL 756.**

A BILL FOR AN ACT relating to revenue and taxation; to amend sections 77-6101 and 77-6105, Reissue Revised Statutes of Nebraska, and section 77-2716, Revised Statutes Supplement, 2015; to terminate the Long-Term Care Savings Plan Act; to harmonize provisions; and to repeal the original

sections.

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

Voting in the affirmative, 49:

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

Voting in the negative, 0.

Not voting, 0.

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

#### **LEGISLATIVE BILL 821.**

A BILL FOR AN ACT relating to employment; to adopt the Workplace Privacy Act; and to provide severability.

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

Voting in the affirmative, 46:

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

Voting in the negative, 0.

Present and not voting, 3:

Kintner Kolowski McCollister

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

**Dispense With Reading at Large**

Pursuant to Rule 6, Section 8, the Legislature approved the dispensing of the reading at large of LB829 with 40 ayes, 2 nays, and 7 present and not voting.

The following bill was put upon final passage:

**LEGISLATIVE BILL 829.**

A BILL FOR AN ACT relating to fiduciaries; to adopt the Revised Uniform Fiduciary Access to Digital Assets Act (2015); to provide an operative date; and to provide severability.

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

Voting in the affirmative, 49:

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

Voting in the negative, 0.

Not voting, 0.

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

The following bills were read and put upon final passage:

**LEGISLATIVE BILL 851.**

A BILL FOR AN ACT relating to state government; to amend sections 84-602 and 84-602.01, Reissue Revised Statutes of Nebraska, and section

84-602.02, Revised Statutes Supplement, 2015; to change the Taxpayer Transparency Act; to define and redefine terms; to change provisions relating to exempt contracts; to harmonize provisions; and to repeal the original sections.

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

Voting in the affirmative, 48:

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

Voting in the negative, 0.

Present and not voting, 1:

Groene

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

#### **LEGISLATIVE BILL 851A.**

A BILL FOR AN ACT relating to appropriations; to appropriate funds to aid in carrying out the provisions of Legislative Bill 851, One Hundred Fourth Legislature, Second Session, 2016; and to appropriate funds to aid in carrying out the provisions of Legislative Bill 1110, One Hundred Fourth Legislature, Second Session, 2016.

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

Voting in the affirmative, 48:

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

Voting in the negative, 0.

Present and not voting, 1:

Groene

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

**MOTION - Return LB884 to Select File**

Senator Groene moved to return LB884 to Select File for the following specific amendment:

FA139

Strike the enacting clause.

Senator Groene withdrew his motion to return.

**PRESIDENT SIGNED**

While the Legislature was in session and capable of transacting business, the President signed the following: LBs 235, 721, 756, 821, 829, 851, and 851A.

**MOTION - Return LB884 to Select File**

Senator Chambers moved to return LB884 to Select File for the following specific amendment:

FA143

Strike section 1.

Senator Chambers withdrew his motion to return.

**SPEAKER HADLEY PRESIDING**

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

Pursuant to Rule 6, Section 8, the Legislature approved the dispensing of the reading at large of LB884 with 43 ayes, 1 nay, and 5 present and not voting.

The following bill was put upon final passage:

**LEGISLATIVE BILL 884.**

A BILL FOR AN ACT relating to revenue and taxation; to amend sections 13-2603, 13-2604, 13-2605, 13-3102, 13-3103, 13-3104, and 13-3106, Reissue Revised Statutes of Nebraska, sections 13-2709, 77-908, 77-2717, 77-2734.03, and 77-3806, Revised Statutes Cumulative Supplement, 2014, and sections 13-2610, 13-3108, and 77-2715.07, Revised Statutes Supplement, 2015; to change provisions of the Convention Center Facility Financing Assistance Act and the Sports Arena Facility Financing Assistance Act; to adopt the Affordable Housing Tax Credit Act; to harmonize provisions; to provide operative dates; and to repeal the original sections.

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

Voting in the affirmative, 43:

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

Voting in the negative, 4:

Davis	Groene	Hughes	Kintner
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Present and not voting, 2:

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

**Dispense With Reading at Large**

Pursuant to Rule 6, Section 8, the Legislature approved the dispensing of the reading at large of LB930 with 41 ayes, 4 nays, and 4 present and not voting.

The following bill was put upon final passage:

**LEGISLATIVE BILL 930.**

A BILL FOR AN ACT relating to education; to amend sections 79-759 and 79-760.03, Reissue Revised Statutes of Nebraska, and section 9-812, Revised Statutes Supplement, 2015; to change provisions relating to statewide assessments and college admission testing as prescribed; to provide powers and duties for the State Board of Education as prescribed; to harmonize provisions; and to repeal the original sections.

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

Voting in the affirmative, 46:

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

Voting in the negative, 1:

Groene

Present and not voting, 2:

Schnoor      Stinner

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

**Dispense With Reading at Large**

Pursuant to Rule 6, Section 8, the Legislature approved the dispensing of the reading at large of LB1094 with 40 ayes, 3 nays, and 6 present and not voting.

The following bill was put upon final passage:

**LEGISLATIVE BILL 1094.** With Emergency Clause.

A BILL FOR AN ACT relating to criminal law; to amend sections 27-1101, 28-605, 28-626, 29-2256, 29-2267, 47-401, 47-502, 83-187, and 83-1,101, Reissue Revised Statutes of Nebraska, sections 28-115, 28-1354, 29-2258, and 29-2269, Revised Statutes Cumulative Supplement, 2014, sections 28-106, 28-204, 28-394, 28-514, 29-2204.02, 29-2252, 29-2252.01, 29-2260, 29-2262, 29-2263, 29-2266, 29-2268, 47-901, 47-903, 47-908, 60-6,197.03, 71-2482, 83-1,100.02, 83-1,119, 83-1,122, 83-1,122.01, 83-1,135, 83-1,135.02, and 83-4,114, Revised Statutes Supplement, 2015, and section 28-105, Revised Statutes Cumulative Supplement, 2014, as amended by Laws 2015, LB605, section 6; to exempt certain proceedings from the Nebraska Evidence Rules; to change sentencing provisions; to provide and change penalties for certain offenses; to provide for applicability of certain changes; to change provisions relating to certain offenses; to change provisions relating to post-release supervision, probation, and parole; to change reporting requirements regarding probation and restrictive housing; to require cooperation by and access to information from the Office of Parole Administration; to provide a minimum sentence of imprisonment for certain offenses; to change provisions relating to the Office of Inspector General of the Nebraska Correctional System Act; to change training requirements for certain parole officers; to change appointment and qualification provisions for the Parole Administrator; to change membership of a restrictive housing work group; to harmonize provisions; to repeal the original sections; and to declare an emergency.

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

Voting in the affirmative, 47:



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

Voting in the negative, 0.

Present and not voting, 2:

Kolowski      Stinner

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

### **Dispense With Reading at Large**

Pursuant to Rule 6, Section 8, the Legislature approved the dispensing of the reading at large of LB1106 with 37 ayes, 2 nays, and 10 present and not voting.

The following bill was put upon final passage:

### **LEGISLATIVE BILL 1106.**

A BILL FOR AN ACT relating to forfeiture of property; to amend sections 28-431, 28-1111, and 28-1463.01, Reissue Revised Statutes of Nebraska, and sections 25-21,302, 28-101, 28-109, 28-416, and 28-813.01, Revised Statutes Supplement, 2015; to change and provide forfeiture provisions for certain offenses as prescribed; to provide for reports regarding forfeitures; to provide duties for a prosecuting attorney seeking forfeiture; to provide restrictions on the disposition of money or property seized as prescribed; to harmonize provisions; to provide severability; and to repeal the original sections.

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

Voting in the affirmative, 38:

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

Voting in the negative, 8:

Bloomfield	Groene	Kintner	McCoy
Fox	Johnson	Larson	Riepe

Present and not voting, 3:

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

#### **WITHDRAW - Amendment to LB1067**

Senator Chambers withdrew his amendment, AM2910, found on page 1513, to LB1067.

#### **BILLS ON FINAL READING**

##### **Dispense With Reading at Large**

Pursuant to Rule 6, Section 8, the Legislature approved the dispensing of the reading at large of LB1067 with 39 ayes, 4 nays, and 6 present and not voting.

The following bill was put upon final passage:

#### **LEGISLATIVE BILL 1067.**

A BILL FOR AN ACT relating to education; to amend sections 79-233, 79-234, 79-235, 79-237, 79-238, 79-241, 79-245, 79-4,119, 79-4,121, 79-4,122, 79-4,123, 79-4,124, 79-4,125, 79-4,126, 79-4,128, 79-528, 79-611, 79-703, 79-1005.01, 79-1007.13, 79-1007.18, 79-1008.02, 79-1009, 79-1022, 79-1024, 79-1033, 79-1036, 79-1041, 79-1073, 79-1075, 79-1083, 79-1084, 79-1086, 79-10,120, 79-10,126, 79-10,126.01, 79-1140, 79-11,155, 79-1241.03, 79-1245, 79-2104, 79-2104.01, 79-2104.02, 79-2104.03, 79-2111, and 79-2117, Reissue Revised Statutes of Nebraska, sections 13-508, 32-546.01, 32-604, 43-2515, 70-651.04, 77-1704.01, and 77-1736.06, Revised Statutes Cumulative Supplement, 2014, and sections 9-812, 13-511, 77-3442, 79-215, 79-1001, 79-1003, 79-1007.11, 79-1017.01, 79-1018.01, and 79-2110, Revised Statutes Supplement, 2015;

to adopt, change, and eliminate provisions relating to lottery proceeds, budget statements, property tax notices, levies, refunds, and distributions, the enrollment option program, open enrollment, accreditation standards, state aid, reorganization of school districts, learning community coordinating councils, the student achievement coordinator, community achievement plans, learning communities, advisory committees, and powers and duties; to change provisions relating to educational service units; to harmonize provisions; to repeal the original sections; and to outright repeal sections 79-1007.22, 79-1073.01, and 79-2107, Reissue Revised Statutes of Nebraska.

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

Voting in the affirmative, 40:

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

Voting in the negative, 7:

Chambers	Davis	Groene	Krist
Cook	Fox	Hansen	

Present and not voting, 2:

Howard          Pansing Brooks

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

The following bill was read and put upon final passage:

**LEGISLATIVE BILL 1067A.**

A BILL FOR AN ACT relating to appropriations; to appropriate funds to aid in carrying out the provisions of Legislative Bill 1067, One Hundred Fourth Legislature, Second Session, 2016.

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

Voting in the affirmative, 41:

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

Voting in the negative, 5:

Chambers	Cook	Fox	Groene	Krist
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Present and not voting, 3:

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

#### **MOTION - Return LB958 to Select File**

Senator Davis moved to return LB958 to Select File for the following specific amendment:

FA142

Strike the enacting clause.

Senator Davis withdrew his motion to return.

#### **BILL ON FINAL READING**

The following bill was read and put upon final passage:

#### **LEGISLATIVE BILL 958.**

A BILL FOR AN ACT relating to revenue and taxation; to amend section 77-4212, Revised Statutes Cumulative Supplement, 2014; to change provisions relating to property tax credits; and to repeal the original section.

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

Voting in the affirmative, 47:

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

Voting in the negative, 1:

Krist

Present and not voting, 1:

Coash

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

#### **SPEAKER SIGNED**

While the Legislature was in session and capable of transacting business, the Speaker signed the following: LBs 884, 930, 1094, 1106, 1067, 1067A, and 958.

#### **MOTIONS - Return LB947 to Select File**

Senator Kintner moved to return LB947 to Select File for the following specific amendment:

FA138

Strike section 1.

Senator Kintner withdrew his motion to return.

Senator Kintner moved to return LB947 to Select File for the following specific amendment:

FA140

On page 4, line 9, after "(d)" insert "Beginning January 1, 2018".

Senator Kintner withdrew his motion to return.

**BILL ON FINAL READING**

The following bill was read and put upon final passage:

**LEGISLATIVE BILL 947.** With Emergency Clause.

A BILL FOR AN ACT relating to aliens; to amend sections 4-111 and 4-112, Reissue Revised Statutes of Nebraska, and section 38-129, Revised Statutes Cumulative Supplement, 2014; to state intent relating to professional or commercial licenses; to provide for issuance of credentials as prescribed; to harmonize provisions; to repeal the original sections; and to declare an emergency.

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

Voting in the affirmative, 33:

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

Voting in the negative, 11:

Bloomfield	Fox	Kuehn	Murante
Brasch	Groene	Larson	Riepe
Davis	Kintner	McCoy	

Present and not voting, 5:

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

**WITHDRAW - Amendments to LB824**

Senator Friesen withdrew his amendments, AM2856, AM2857, AM2858, and AM2859, found on page 1543, to LB824.

**MOTION - Return LB824 to Select File**

Senator Friesen moved to return LB824 to Select File for his specific amendment, AM2860, found on page 1543.

Pending.

**SPEAKER SIGNED**

While the Legislature was in session and capable of transacting business, the Speaker signed the following: LRs 547 and 601.

**RESOLUTION(S)**

**LEGISLATIVE RESOLUTION 627.** Introduced by Hadley, 37.

WHEREAS, nationally renowned wildlife and landscape photographers Joel Sartore and Michael Forsberg are lifelong Nebraskans living in Lincoln; and

WHEREAS, Joel Sartore's photographs from the Photo Ark project grace the cover and several pages of the April 2016 issue of National Geographic; and

WHEREAS, an article on wildlife photography by Michael Forsberg, along with several of his photographs, are featured in the April 2016 issue of Outdoor Photographer; and

WHEREAS, both Joel Sartore and Michael Forsberg bring the beauty of the Nebraska landscape and the bounty of Nebraska's wildlife to the attention of an international audience.

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

1. That the Legislature applauds and commends both of these supremely talented individuals and encourages both to continue to dedicate their efforts to documenting and conserving our natural resources.

2. That a copy of this resolution be sent to Joel Sartore and Michael Forsberg.

Laid over.

**PRESENTED TO THE GOVERNOR**

Presented to the Governor on April 13, 2016, at 10:24 a.m. were the following: LBs 235, 721, 756, 821, 829, 851, and 851A.

Presented to the Governor on April 13, 2016, at 11:05 a.m. were the following: LBs 884, 930, 1094e, 1106, 1067, 1067A, and 958.

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

**VISITOR(S)**

Visitors to the Chamber were Senator Schnoor's wife, Nickie, and nephews, Jake and Shawn, from Scribner; Pastor Dwayne Hawkins of Billy Graham Evangelistic Association and Antioch Baptist Church and Reverend Perry Gauthier of Capitol Ministries; 46 fourth-grade students from Ft. Calhoun; 20 leaders and volunteers from Young Nebraskans in Action and the Heartland Workers Center; and 55 fourth-grade students from Betz Elementary, Bellevue.

**RECESS**

At 11:57 a.m., on a motion by Senator Krist, the Legislature recessed until 1:00 p.m.

**AFTER RECESS**

The Legislature reconvened at 1:00 p.m., Senator Krist presiding.

**ROLL CALL**

The roll was called and all members were present except Senators Fox, Larson, Scheer, and Stinner who were excused until they arrive.

**MOTION - Return LB824 to Select File**

Senator Friesen renewed his motion, found in this day's Journal, to return LB824 to Select File for his specific amendment, AM2860, found on page 1543.

Senator McCollister offered the following motion:

MO289

Invoke cloture pursuant to Rule 7, Sec. 10.

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

Voting in the affirmative, 34:

Bolz	Crawford	Hansen	Lindstrom	Schilz
Brasch	Davis	Harr, B.	McCollister	Seiler
Campbell	Fox	Hilkemann	McCoy	Smith
Chambers	Garrett	Howard	Mello	Stinner
Coash	Gloor	Kolowski	Morfeld	Watermeier
Cook	Haar, K.	Krist	Murante	Williams
Craighead	Hadley	Larson	Pansing Brooks	

Voting in the negative, 11:



Bloomfield	Hughes	Kolterman	Schumacher
Friesen	Johnson	Kuehn	Sullivan
Groene	Kintner	Schnoor	

Present and not voting, 4:

Baker	Ebke	Riepe	Scheer
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The McCollister motion to invoke cloture prevailed with 34 ayes, 11 nays, and 4 present and not voting.

The Friesen motion to return to Select File for his specific amendment, AM2860, failed with 11 ayes, 33 nays, and 5 present and not voting.

### **BILL ON FINAL READING**

#### **Dispense With Reading at Large**

Pursuant to Rule 6, Section 8, the Legislature approved the dispensing of the reading at large of LB824 with 37 ayes, 4 nays, and 8 present and not voting.

The following bill was put upon final passage:

#### **LEGISLATIVE BILL 824.**

A BILL FOR AN ACT relating to power generation; to amend sections 70-670, 70-1012, and 70-1012.01, Reissue Revised Statutes of Nebraska, sections 70-1001, 70-1001.01, 70-1003, 70-1013, 70-1014, 70-1014.01, 70-1014.02, 70-1015, and 70-1028, Revised Statutes Cumulative Supplement, 2014, and sections 70-1903 and 77-6203, Revised Statutes Supplement, 2015; to prohibit the use of eminent domain as prescribed; to change provisions relating to private developers; to provide, change, and eliminate definitions; to change provisions relating to compensation for certain members of the Nebraska Power Review Board as prescribed; to exempt certain privately developed renewable energy generation facilities from regulation as prescribed; to eliminate provisions related to certified renewable export facilities; to harmonize provisions; to appropriate funds to aid in carrying out the provisions of this legislative bill; and to repeal the original sections.

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

Voting in the affirmative, 34:

Bolz	Crawford	Hadley	Larson	Riepe
Brasch	Davis	Hansen	Lindstrom	Seiler
Campbell	Ebke	Harr, B.	McCollister	Smith
Chambers	Fox	Hilkemann	Mello	Stinner
Coash	Garrett	Howard	Morfeld	Watermeier
Cook	Gloor	Kolowski	Murante	Williams
Craighead	Haar, K.	Krist	Pansing Brooks	

Voting in the negative, 10:

Bloomfield	Groene	Johnson	Kolterman	Schnoor
Friesen	Hughes	Kintner	Kuehn	Sullivan

Present and not voting, 5:

Baker	McCoy	Scheer	Schilz	Schumacher
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A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

#### **MOTION - Return LB580 to Select File**

Senator Kintner moved to return LB580 to Select File for his specific amendment, FA124, found on page 1544.

Senator Kintner withdrew his motion to return.

#### **SPEAKER HADLEY PRESIDING**

#### **SPEAKER SIGNED**

While the Legislature was in session and capable of transacting business, the Speaker signed the following: LBs 947 and 824.

#### **MOTION - Return LB580 to Select File**

Senator Bloomfield moved to return LB580 to Select File for the following specific amendment:

AM2925

(Amendments to Final Reading copy)

1 1. Strike original section 35 and insert the following new sections:  
 2 Sec. 32. Section 32-710, Revised Statutes Supplement, 2015, is  
 3 amended to read:  
 4 32-710 Each political party shall hold a state convention biennially  
 5 on a date to be fixed by the state central committee but not later than  
 6 September 1. Candidates for elective offices may be nominated at such  
 7 conventions pursuant to section 32-627 or 32-721. Such nominations shall  
 8 be certified to the Secretary of State by the chairperson and secretary  
 9 of the convention. The certificates shall have the same force and effect

10 as nominations in primary elections. A political party may not nominate a  
11 candidate at the convention for an office for which the party did not  
12 nominate a candidate at the primary election except as provided for new  
13 political parties in section 32-621. The convention shall ~~formulate and~~  
14 ~~promulgate a state platform~~, select a state central committee, select  
15 electors for President and Vice President of the United States, and  
16 transact the business which is properly before it. ~~One presidential~~  
17 ~~elector shall be chosen from each congressional district, and two~~  
18 ~~presidential electors shall be chosen at large.~~ The officers of the  
19 convention shall certify the names of the electors to the Governor and  
20 Secretary of State.

21 Sec. 33. Section 32-713, Revised Statutes Cumulative Supplement,  
22 2014, is amended to read:

23 32-713 (1) The certificates of appointment for presidential electors  
24 shall be served by the Governor on each person appointed. The Governor  
25 shall notify the presidential electors to be at the State Capitol at noon  
26 on the first Monday after the second Wednesday in December after  
1 appointment and report to the Governor at his or her office in the  
2 capitol as being in attendance. The Governor shall serve the certificates  
3 of appointment by registered or certified mail. In submitting this  
4 state's certificate of ascertainment as required by 3 U.S.C. 6, the  
5 Governor shall certify this state's presidential electors and state in  
6 the certificate that:

7 (a) The presidential electors will serve as presidential electors  
8 unless a vacancy occurs in the office of presidential elector before the  
9 end of the meeting at which the presidential electors cast their votes,  
10 in which case a substitute presidential elector will fill the vacancy;  
11 and

12 (b) If a substitute presidential elector is appointed to fill a  
13 vacancy, the Governor will submit an amended certificate of ascertainment  
14 stating the names on the final list of this state's presidential  
15 electors.

16 (2) The presidential electors shall convene at 2 p.m. of such Monday  
17 at the Governor's office in the capitol. Each presidential elector shall  
18 execute the following pledge: As a presidential elector duly selected (or  
19 appointed) for this position, I agree to serve and to mark my ballots for  
20 President and Vice President for the presidential and vice-presidential  
21 candidates who received the highest number of votes in the state ~~if I am~~  
22 ~~an at large presidential elector or the highest number of votes in my~~  
23 ~~congressional district if I am a congressional district presidential~~  
24 ~~elector.~~

25 Sec. 34. Section 32-714, Revised Statutes Cumulative Supplement,  
26 2014, is amended to read:

27 32-714 (1) The Governor shall provide each presidential elector with  
28 a list of all the presidential electors. If any presidential elector is  
29 absent or if there is a deficiency in the proper number of presidential  
30 electors, those present shall elect from the citizens of the state so  
31 many persons as will supply the deficiency and immediately issue a  
1 certificate of election, signed by those present or a majority of them,

2 to the person or persons so chosen. In case of failure to elect as  
3 required in this subsection by 3 p.m. of such day or in case of a vacancy  
4 created under subsection (4) of this section, the Governor shall fill the  
5 vacancies by appointment. Each appointee shall execute the pledge in  
6 section 32-713. After all vacancies are filled, the presidential electors  
7 shall proceed with the election of a President of the United States and a  
8 Vice President of the United States and certify their votes in conformity  
9 with the Constitution and laws of the United States.

10 (2) The Secretary of State shall provide each presidential elector  
11 with a presidential and vice-presidential ballot. Each ~~at large~~  
12 presidential elector shall mark his or her ballot for the presidential  
13 and vice-presidential candidates who received the highest number of votes  
14 in the state and consistent with his or her pledge. ~~Each congressional~~  
15 ~~district presidential elector shall mark his or her ballot for the~~  
16 ~~presidential and vice-presidential candidates who received the highest~~  
17 ~~number of votes in his or her congressional district and consistent with~~  
18 ~~his or her pledge.~~

19 (3) Each presidential elector shall present the completed ballot to  
20 the Secretary of State. The Secretary of State shall examine each ballot  
21 and accept as cast each ballot marked by a presidential elector  
22 consistent with his or her pledge. The Secretary of State shall not  
23 accept and shall not count the ballot if the presidential elector has not  
24 marked the ballot or has marked the ballot in violation of his or her  
25 pledge.

26 (4) A presidential elector who refuses to present a ballot, who  
27 attempts to present an unmarked ballot, or who attempts to present a  
28 ballot marked in violation of his or her pledge vacates the office of  
29 presidential elector.

30 Sec. 35. Section 32-1038, Reissue Revised Statutes of Nebraska, is  
31 amended to read:

1 32-1038 (1) The board of state canvassers shall authorize the  
2 Secretary of State to open the abstracts of votes from the various  
3 counties and prepare an abstract stating the number of ballots cast for  
4 each office, the names of all the persons voted for, for what office they  
5 respectively received the votes, and the number of votes each received.  
6 The abstract shall be signed by the members of the board and shall have  
7 the seal of the state affixed by the Secretary of State. The canvass of  
8 the votes for candidates for President and Vice President of the United  
9 States and the return thereof shall be a canvass and return of the votes  
10 cast for the presidential electors of the same party or group of  
11 petitioners respectively, and the certificate of such election made by  
12 the Governor shall be in accord with such return. Receipt by the  
13 presidential electors of a party or a group of petitioners of the highest  
14 number of votes statewide shall constitute election of the ~~two at large~~  
15 ~~presidential electors of that party or group of petitioners. Receipt by~~  
16 ~~the presidential electors of a party or a group of petitioners of the~~  
17 ~~highest number of votes in a congressional district shall constitute~~  
18 ~~election of the congressional district presidential elector of that party~~  
19 ~~or group of petitioners.~~

20 (2) The board of state canvassers shall determine from the completed  
 21 abstract the names of those candidates who have been nominated or  
 22 elected. If any two or more persons are returned with an equal and the  
 23 highest number of votes, the board of state canvassers shall decide by  
 24 lot which of such persons is elected except for officers elected to the  
 25 executive branch. The board of state canvassers shall also declare those  
 26 measures carried which have received the required percentage of votes as  
 27 provided by law.

28 Sec. 39. Original sections 32-1038, 49-1493, and 49-1499.03,  
 29 Reissue Revised Statutes of Nebraska, sections 32-713 and 32-714, Revised  
 30 Statutes Cumulative Supplement, 2014, and section 32-710, Revised  
 31 Statutes Supplement, 2015, are repealed.

1 2. On page 1, strike beginning with "redistricting" in line 1  
 2 through line 6 and insert "elections; to amend sections 32-1038, 49-1493,  
 3 and 49-1499.03, Reissue Revised Statutes of Nebraska, sections 32-713 and  
 4 32-714, Revised Statutes Cumulative Supplement, 2014, and section 32-710,  
 5 Revised Statutes Supplement, 2015; to adopt the Redistricting Act; to  
 6 change provisions relating to state political party conventions and  
 7 selection of and ballots cast by presidential electors; to require  
 8 statements of financial interest and conflict of interest statements as  
 9 prescribed; to harmonize provisions; to provide severability; and to  
 10 repeal the original sections."

11 3. Renumber the remaining sections accordingly.

Senator Murante offered the following motion:

MO290

Invoke cloture pursuant to Rule 7, Sec. 10.

Senator Bloomfield requested a roll call vote on the motion to invoke  
 cloture.

Voting in the affirmative, 35:

Baker	Crawford	Haar, K.	Larson	Schilz
Bolz	Davis	Hadley	McCollister	Schumacher
Campbell	Ebke	Hansen	Mello	Seiler
Chambers	Fox	Harr, B.	Morfeld	Stinner
Coash	Friesen	Kolowski	Murante	Sullivan
Cook	Garrett	Kolterman	Pansing Brooks	Watermeier
Craighead	Gloor	Krist	Scheer	Williams

Voting in the negative, 11:

Bloomfield	Hilkemann	Kintner	McCoy
Brasch	Hughes	Kuehn	Riepe
Groene	Johnson	Lindstrom	

Present and not voting, 2:

Schnoor      Smith

Excused and not voting, 1:

Howard

The Murante motion to invoke cloture prevailed with 35 ayes, 11 nays, 2 present and not voting, and 1 excused and not voting.

The Bloomfield motion to return to Select File for his specific amendment, AM2925, failed with 16 ayes, 27 nays, 5 present and not voting, and 1 excused and not voting.

### **BILL ON FINAL READING**

#### **Dispense With Reading at Large**

Pursuant to Rule 6, Section 8, the Legislature approved the dispensing of the reading at large of LB580 with 38 ayes, 2 nays, 8 present and not voting, and 1 excused and not voting.

The following bill was put upon final passage:

#### **LEGISLATIVE BILL 580.**

A BILL FOR AN ACT relating to redistricting; to amend sections 49-1493 and 49-1499.03, Reissue Revised Statutes of Nebraska; to adopt the Redistricting Act; to require statements of financial interest and conflict of interest statements as prescribed; to harmonize provisions; to provide severability; and to repeal the original sections.

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

Voting in the affirmative, 29:

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

Voting in the negative, 15:

Bloomfield	Ebke	Groene	Johnson	Lindstrom
Brasch	Fox	Hilkemann	Kintner	McCoy
Craighead	Friesen	Hughes	Kuehn	Smith

Present and not voting, 4:

Larson          Riepe          Schnoor          Watermeier

Excused and not voting, 1:

Howard

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

**WITHDRAW - Amendment to LB716**

Senator Kintner withdrew his amendment, FA125, found on page 1544, to LB716.

**BILL ON FINAL READING**

The following bill was read and put upon final passage:

**LEGISLATIVE BILL 716.**

A BILL FOR AN ACT relating to the Nebraska Rules of the Road; to amend sections 60-6,153, 60-6,154, and 60-6,317, Reissue Revised Statutes of Nebraska; to provide for the right-of-way for pedestrians; to provide and eliminate requirements for persons operating bicycles; to harmonize provisions; and to repeal the original sections.

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

Voting in the affirmative, 38:

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

Voting in the negative, 3:

Bloomfield      Groene          McCoy

Present and not voting, 7:

Brasch            Hughes            Murante            Watermeier  
Fox                Larson              Riepe

Excused and not voting, 1:

Howard

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

**SPEAKER SIGNED**

While the Legislature was in session and capable of transacting business, the Speaker signed the following: LBs 580 and 716.

**RESOLUTION(S)**

**LEGISLATIVE RESOLUTION 455.** Read. Considered.

**SENATOR KRIST PRESIDING**

Committee AM2521, found on page 945, was adopted with 28 ayes, 0 nays, 19 present and not voting, and 2 excused and not voting.

Senator K. Haar offered his amendment, AM2892, found on page 1508.

The K. Haar amendment was adopted with 29 ayes, 2 nays, 16 present and not voting, and 2 excused and not voting.

LR455, as amended, was adopted with 28 ayes, 3 nays, 16 present and not voting, and 2 excused and not voting.

**LEGISLATIVE RESOLUTION 414.** Read. Considered.

Pending.

**LEGISLATIVE RESOLUTION 415.** Read. Considered.

LR415 was adopted with 39 ayes, 0 nays, 4 present and not voting, and 6 excused and not voting.



**MESSAGE(S) FROM THE GOVERNOR**

April 13, 2016

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

Dear Mr. O'Donnell:

Engrossed Legislative Bills 686, 744, 835, 843, 874e, 1000, 1012, 1066, 1098, 1098A, and 1110e were received in my office on April 7, 2016.

These bills were signed and delivered to the Secretary of State on April 13, 2016.

Sincerely,  
(Signed) Pete Ricketts  
Governor

**PRESENTED TO THE GOVERNOR**

Presented to the Governor on April 13, 2016, at 2:50 p.m. were the following: LBs 947e and 824.

Presented to the Governor on April 13, 2016, at 4:52 p.m. were the following: LBs 580 and 716.

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

**ANNOUNCEMENT**

The Building Maintenance Committee will meet Wednesday, April 20, 2016, at 8:00 a.m. in Senator Watermeier's office.

**COMMITTEE REPORT(S)**

Revenue

**LEGISLATIVE BILL 1048.** Placed on General File with amendment.  
AM2930

1 1. On page 6, line 20, strike "seventy" and insert "five" and after  
2 "dollars" insert "per year".

(Signed) Mike Gloor, Chairperson

**COMMITTEE REPORT**

Enrollment and Review

Correctly Enrolled

The following resolution was correctly enrolled: LR455.

(Signed) Matt Hansen, Chairperson

**ENROLLED RESOLUTION**

**LEGISLATIVE RESOLUTION 455.** Introduced by Haar, K., 21; Mello, 5.

WHEREAS, climate change presents serious, diverse, and ongoing issues for Nebraska. Many sectors are impacted, including water resources, agriculture, health care, energy generation and use, ecosystems, forestry, rural and urban communities, and insurance. Nebraska's life-giving water and soil resources will be subject to new stresses and risks. The impacts of climate change are projected to become far more serious for future generations; and

WHEREAS, the 2014 report by the University of Nebraska-Lincoln (UNL) entitled "Understanding and Assessing Climate Change: Implications for Nebraska" provides a compilation of the scientific basis for understanding the impacts of climate change for our state; and

WHEREAS, stakeholder roundtables on the impacts of climate change representing the various sectors impacted by climate change were conducted in 2015 as a followup to the UNL report; and

WHEREAS, both the UNL report and the report from the stakeholder roundtables recommended the creation of a climate action plan. As the UNL report stated, "Action now is preferable and more cost effective than reaction later"; and

WHEREAS, the 2015 Nebraska Rural Poll found that 61 percent of rural Nebraskans agree or strongly agree that the state should develop a plan to address the impacts of climate change; and

WHEREAS, an effective plan is needed both to reduce the potential negative impacts of climate change and to enable the state and its communities to take advantage of opportunities from adaptation and mitigation strategies, including attracting new businesses and investment to Nebraska.

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

1. The Legislature calls for the Executive Board of the Legislative Council to appoint a special committee to examine issues related to the impacts of climate change on the State of Nebraska and its residents, including assessments of vulnerability, risks, and economic impacts. The committee shall also examine opportunities, including methods of producing food, generating power, or protecting land and water, that can be used to

adapt and mitigate the impacts of climate change and that will provide jobs and economic benefits to Nebraskans. The committee shall consist of the following members:

(a) The chairperson of the Appropriations Committee of the Legislature or his or her designee;

(b) The chairperson of the Natural Resources Committee of the Legislature or his or her designee; and

(c) Five at-large members of the Legislature appointed by the Executive Board of the Legislative Council.

2. The committee members shall select co-chairpersons from the membership of the committee.

3. The committee shall gather, share, examine, and analyze data and information related to the impacts of climate change on the State of Nebraska and its resources and people.

4. The committee shall examine laws, policies, and planning efforts related to climate change in other states, and current laws, programs, and policies in the State of Nebraska that are related to climate change.

5. The committee shall examine funding opportunities including grant programs and opportunities to work with state agencies, political subdivisions, and educational institutions.

6. The committee shall establish a framework for a plan for the State of Nebraska related to the impacts of climate change on Nebraskans that includes:

(a) Measurable goals for addressing the negative impacts of climate change and opportunities to benefit Nebraskans, including strategies for adaptation and mitigation; and

(b) Recommendations for new policies and changes to policies and programs that support such goals based on the information and data collected and generated, as well as funding needs and recommendations for legislation.

7. The committee shall seek information and encourage participation from state agencies, political subdivisions, educational institutions, academic experts, advocacy organizations, and members of the public in exploring methods to address issues of climate change as well as opportunities to adapt, mitigate, and create resiliency related to climate change. The committee may conduct one or more public hearings to gather such information.

8. The committee shall submit a framework for a climate plan together with its findings and recommendations to the Legislature on or before December 31, 2016.

### **VISITOR(S)**

Visitors to the Chamber were 52 fourth-grade students from Birchcrest Elementary, Bellevue; Senator Gloor's fiancée, Marie de Martinez, from Grand Island; and 16 fourth-grade students from Omaha Christian.

The Doctor of the Day was Dr. David Minnick from Broken Bow.

**ADJOURNMENT**

At 5:45 p.m., on a motion by Senator Smith, the Legislature adjourned until 9:00 a.m., Wednesday, April 20, 2016.

Patrick J. O'Donnell  
Clerk of the Legislature