

EIGHTEENTH DAY - JANUARY 31, 2018**LEGISLATIVE JOURNAL****ONE HUNDRED FIFTH LEGISLATURE
SECOND SESSION****EIGHTEENTH DAY**

Legislative Chamber, Lincoln, Nebraska
Wednesday, January 31, 2018

PRAYER

The prayer was offered by Father Gary Coulter, Our Lady of Good Counsel Retreat House, Waverly.

ROLL CALL

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

The roll was called and all members were present except Senators Groene, Hansen, Pansing Brooks, and Wishart who were excused until they arrive.

CORRECTIONS FOR THE JOURNAL

The Journal for the seventeenth day was approved.

COMMITTEE REPORT(S)

Enrollment and Review

LEGISLATIVE BILL 93. Placed on Final Reading.
ST40

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

1. In the Standing Committee amendments, AM121, on page 2, line 29, "government" has been struck and "governmental" inserted.

LEGISLATIVE BILL 96. Placed on Final Reading.

LEGISLATIVE BILL 105. Placed on Final Reading.
ST38

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

1. On page 1, line 4, "to provide for inflation adjustments every fifth year as prescribed;" has been inserted after the semicolon.

LEGISLATIVE BILL 193. Placed on Final Reading.

LEGISLATIVE BILL 198. Placed on Final Reading.

LEGISLATIVE BILL 614. Placed on Final Reading.

(Signed) Anna Wishart, Chairperson

NOTICE OF COMMITTEE HEARING(S)

Revenue

Room 1524

Wednesday, February 7, 2018 1:30 p.m.

LB1089

LB1090

LB1091

LB1048

LB1050

LB961

LB962

LB963

(Signed) Jim Smith, Chairperson

Government, Military and Veterans Affairs

Room 1507

Wednesday, February 7, 2018 1:30 p.m.

LB1058

LB1111

LB1119

Thursday, February 8, 2018 1:30 p.m.

LB1064

LB1066

(Signed) John Murante, Chairperson

ANNOUNCEMENT(S)

Senator Ebke announced the Judiciary Committee will meet February 9, 2018, at 9:00 a.m. instead of 9:30 a.m. in Room 1113.

ANNOUNCEMENT(S)

Senator Baker designates LB710 as his priority bill.

COMMITTEE REPORT(S)
Nebraska Retirement Systems

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

John Conley - Nebraska Investment Council

Aye: 6 Bolz, Groene, Kolowski, Kolterman, Lindstrom, Stinner. Nay: 0.
Absent: 0. Present and not voting: 0.

(Signed) Mark Kolterman, Chairperson

GENERAL FILE

LEGISLATIVE BILL 589. Committee AM438, found on page 695, First Session, 2017, and considered on pages 396 and 438, was renewed.

SENATOR WILLIAMS PRESIDING

Senator Crawford withdrew her amendments, AM1574 and AM1674, found on pages 396 and 456.

SENATOR LINDSTROM PRESIDING

Pending.

NOTICE OF COMMITTEE HEARING(S)
Natural Resources

Room 1525

Wednesday, February 7, 2018 1:30 p.m.

Rodney K. Gangwish - Environmental Quality Council
LB1123
LB1124

(Signed) Dan Hughes, Chairperson

Education

Room 1525

Monday, February 12, 2018 1:30 p.m.

LB801
LB998
LB1081

(Signed) Mike Groene, Chairperson

AMENDMENT(S) - Print in Journal

Senator Hughes filed the following amendment to LB275:
AM1638

(Amendments to E & R amendments, ER101)

1 1. On page 5, line 1, after "52-605" insert "and 60-2410".

Senator Chambers filed the following amendment to LB589:

FA95

Amend AM438

Insert: "2. On page 1, line 25 and page 2, line 6 strike 'eighteen' and insert 'twelve'".

COMMITTEE REPORT(S)

Health and Human Services

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

Michele R. Marsh - Foster Care Advisory Committee

Peggy Snurr - Foster Care Advisory Committee

Aye: 7 Crawford, Erdman, Howard, Kolterman, Linehan, Riepe, Williams.
Nay: 0. Absent: 0. Present and not voting: 0.

(Signed) Merv Riepe, Chairperson

ANNOUNCEMENT(S)

Senator Ebke designates LB299 as her priority bill.

COMMITTEE REPORT(S)

Enrollment and Review

LEGISLATIVE BILL 377. Placed on Final Reading.

ST37

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

1. On page 1, line 15, "to provide an operative date;" has been inserted after the second semicolon.
2. On page 21, line 5, "effective" has been struck and "operative" inserted.
3. On page 66, line 23, an underscored comma has been inserted after "1997".
4. On page 72, line 15, "or" has been inserted after the first comma.
5. On page 95, line 7, "sections" has been struck, shown as stricken, and "section" inserted.

(Signed) Anna Wishart, Chairperson

GENERAL FILE

LEGISLATIVE BILL 256. Title read. Considered.

Committee AM452, found on page 628, First Session, 2017, was adopted with 31 ayes, 0 nays, 16 present and not voting, and 2 excused and not voting.

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

Voting in the affirmative, 40:

Albrecht	Crawford	Hilgers	Linehan	Schumacher
Baker	Ebke	Hilkemann	Lowe	Thibodeau
Blood	Erdman	Howard	McCollister	Vargas
Bostelman	Friesen	Hughes	McDonnell	Walz
Brasch	Geist	Kolowski	Morfeld	Watermeier
Brewer	Groene	Kolterman	Pansing Brooks	Wayne
Briese	Halloran	Kuehn	Quick	Williams
Clements	Hansen	Lindstrom	Riepe	Wishart

Voting in the negative, 0.

Present and not voting, 7:

Bolz	Harr	Larson	Smith
Chambers	Krist	Scheer	

Excused and not voting, 2:

Murante	Stinner
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Advanced to Enrollment and Review Initial with 40 ayes, 0 nays, 7 present and not voting, and 2 excused and not voting.

LEGISLATIVE BILL 157. Title read. Considered.

Senator Friesen offered his amendment, AM1693, found on page 479.

Senator Friesen moved for a call of the house. The motion prevailed with 23 ayes, 1 nay, and 25 not voting.

The Friesen amendment was adopted with 26 ayes, 0 nays, 20 present and not voting, and 3 excused and not voting.

The Chair declared the call raised.

Senator Friesen offered the following amendment:

AM1718

1 1. On page 4, line 18, strike "the inverse of" and insert "one
2 minus".

The Friesen amendment was adopted with 29 ayes, 0 nays, 16 present and not voting, and 4 excused and not voting.

SENATOR HOWARD PRESIDING

Advanced to Enrollment and Review Initial with 32 ayes, 0 nays, 13 present and not voting, and 4 excused and not voting.

MOTION(S) - Print in Journal

Senator Hughes filed the following motion to LB821:

MO195

Withdraw bill.

COMMITTEE REPORT(S)

Enrollment and Review

LEGISLATIVE BILL 758. Placed on Select File with amendment.

ER103

1 1. On page 1, strike beginning with "the" in line 1 through line 5
2 and insert "water; to provide for voluntary payments in lieu of taxes
3 relating to water augmentation projects as prescribed; to provide for
4 notices, hearings, annual reports, and submission of leases as
5 prescribed; and to declare an emergency."

(Signed) Anna Wishart, Chairperson

NOTICE OF COMMITTEE HEARING(S)

Natural Resources

Room 1525

Thursday, February 8, 2018 1:30 p.m.

Mark Czaplewski - Environmental Quality Council

(Signed) Dan Hughes, Chairperson

RESOLUTION(S)

LEGISLATIVE RESOLUTION 306. Introduced by Clements, 2.

WHEREAS, Terrell "Tree" Dreamer will be inducted into the Nebraska Baseball Hall of Fame on February 11, 2018; and

WHEREAS, Terrell was born on April 19, 1948, to Ralph and Katherine Dreamer of Elmwood; and

WHEREAS, after playing high school baseball for Elmwood, Terrell was recruited to play for Pershing College in Beatrice; and

WHEREAS, with a reputation as a hard working player, Terrell was drafted in 1971 by the Washington Senators; and

WHEREAS, after a short stay in the professional league, Terrell returned to Nebraska and continued to play semi-pro ball for various teams through 1983; and

WHEREAS, Terrell coached Senior American Legion baseball in the late 80's and early 90's for Waverly and Junior Legion for Elmwood in 2010 and 2011; and

WHEREAS, Terrell Dreamer was nominated for induction into the Nebraska Baseball Hall of Fame by a teammate and friend, Anthony Connelly; and

WHEREAS, the Nebraska Baseball Hall of Fame recognizes baseball players for outstanding play in the towns and villages across Nebraska.

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

1. That the Legislature congratulates Terrell Dreamer on his induction into the Nebraska Baseball Hall of Fame.

2. That a copy of this resolution be sent to Terrell Dreamer and the Nebraska Baseball Hall of Fame.

Laid over.

LEGISLATIVE RESOLUTION 307. Introduced by Clements, 2.

WHEREAS, Floyd Thierolf will be posthumously inducted into the Nebraska Baseball Hall of Fame on February 11, 2018; and

WHEREAS, Floyd was born on November 13, 1919, to Henry and Ida Thierolf of Cedar Creek; and

WHEREAS, a scout for the St. Louis Cardinals invited Floyd to try out at Daytona Beach when Floyd was just seventeen years of age; and

WHEREAS, Floyd played for various Cardinal minor league clubs in the south until he enlisted in the army following the attack on Pearl Harbor at the age of nineteen; and

WHEREAS, Floyd returned to the Cardinals after the war, making it to the Cardinal's Triple A ball club before retiring from professional baseball in 1947; and

WHEREAS, Floyd continued to pitch for the semi-pro Fremont Nighthawks in the Pioneer Night League for another ten to twelve years; and

WHEREAS, Floyd Thierolf was nominated for induction into the Nebraska Baseball Hall of Fame by his granddaughter, Traci (Thierolf) Ismert, who did not get to see him play, but knew of his reputation as a player from people who would stop her to say that they had gone out of their way to make sure they made it to the game when Floyd was pitching; and

WHEREAS, the Nebraska Baseball Hall of Fame recognizes baseball players for outstanding play in the towns and villages across Nebraska.

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

1. That the Legislature congratulates the family of Floyd Thierolf on his induction into the Nebraska Baseball Hall of Fame.

2. That a copy of this resolution be sent to Traci (Thierolf) Ismert in honor of her grandfather and to the Nebraska Baseball Hall of Fame.

Laid over.

GENERAL FILE

LEGISLATIVE BILL 480. Title read. Considered.

Committee AM566, found on page 704, First Session, 2017, was offered.

Senator McCollister offered the McCollister-Lindstrom amendment, AM1603, found on page 396, to the committee amendment.

The McCollister-Lindstrom amendment was adopted with 30 ayes, 0 nays, 15 present and not voting, and 4 excused and not voting.

The committee amendment, as amended, 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 30 ayes, 0 nays, 15 present and not voting, and 4 excused and not voting.

LEGISLATIVE BILL 51. Title read. Considered.

SENATOR LINDSTROM PRESIDING

Committee AM267, found on page 708, First Session, 2017, was adopted with 28 ayes, 0 nays, 18 present and not voting, and 3 excused and not voting.

Pending.

AMENDMENT(S) - Print in Journal

Senator Kolterman filed the following amendment to LB743:
AM1702

1 1. On page 19, strike beginning with "A" in line 11 through the 2 underscored period in line 13.

UNANIMOUS CONSENT - Add Cointroducer(s)

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

Senator McDonnell name added to LB695.

Senator Morfeld name added to LB1001.

VISITORS

Visitors to the Chamber were 20 members of the Scottsbluff/Gering Leadership Group.

The Doctor of the Day was Dr. Gilbert Head from Omaha.

ADJOURNMENT

At 11:47 a.m., on a motion by Senator Watermeier, the Legislature adjourned until 9:00 a.m., Thursday, February 1, 2018.

Patrick J. O'Donnell
Clerk of the Legislature

