

**TWENTIETH DAY - FEBRUARY 2, 2018****LEGISLATIVE JOURNAL****ONE HUNDRED FIFTH LEGISLATURE  
SECOND SESSION****TWENTIETH DAY**

Legislative Chamber, Lincoln, Nebraska  
Friday, February 2, 2018

**PRAYER**

The prayer was offered by Reverend Michael Davis, retired from United Methodist Church of the Great Plains, Gretna.

**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 Brasch, Hilgers, and Smith who were excused; and Senators Friesen, Groene, Hansen, Linehan, Morfeld, Pansing Brooks, and Wayne who were excused until they arrive.

**SENATOR LINDSTROM PRESIDING****CORRECTIONS FOR THE JOURNAL**

The Journal for the nineteenth day was approved.

**COMMITTEE REPORT(S)**

Health and Human Services

**LEGISLATIVE BILL 838.** Placed on General File.

(Signed) Merv Riepe, Chairperson

**AMENDMENT(S) - Print in Journal**

Senator Stinner filed the following amendment to LB611:  
AM1716

- 1 1. On page 3, line 9, strike "agency or"; in line 29 after
- 2 "assistance" insert "which is"; and in line 30 strike "whether" and
- 3 insert "and which is required to be submitted to the budget request and
- 4 reporting system of the Department of Administrative Services, whether
- 5 received".

**REPORT OF REGISTERED LOBBYISTS**

Following is a list of all lobbyists who have registered as of February 1, 2018, 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

Baird Holm LLP  
American Institute of Architects, Nebraska Chapter  
Cohn, Joseph  
Foundation for Individual Rights in Education (FIRE)  
Coward, Tyler W.  
Foundation for Individual Rights in Education (FIRE)  
CP Strategies LLC  
DraftKings Inc.  
FanDuel, Inc.  
Hatfield, Scott S.  
Isodiol, International  
Heartland Strategy Group, LLC  
Offutt AFB America First Communities, LLC  
Hilton, Felicia  
North Central States Regional Council of Carpenters  
Mello, Heath  
University of Nebraska  
Monetta, Michael  
Wolf-PAC  
Mueller Robak  
Grow Nebraska Tax Coalition  
Nebraska Strategies  
Consumer Data Industry Association  
Neilan Strategy Group  
Wireless Infrastructure Association c/o MultiState Associates Inc.  
O'Connor, Sheila  
Nebraska Trucking Association  
Pappas, James E.  
League of Human Dignity  
Radcliffe, Walter H. of Radcliffe and Associates  
Medica  
Remington, Angie  
Nebraska Civic Engagement Table

**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>

**GENERAL FILE**

**LEGISLATIVE BILL 744.** Title read. Considered.

**SPEAKER SCHEER PRESIDING**

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

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

Senator Hughes moved the adoption of the Natural Resources Committee report for the confirmation of the following appointment(s) found on page 449:

Environmental Quality Council  
John Dilsaver  
Alden Zuhlke

Voting in the affirmative, 36:

Albrecht	Crawford	Hughes	McDonnell	Walz
Baker	Ebke	Kolowski	Murante	Watermeier
Blood	Erdman	Kolterman	Pansing Brooks	Williams
Bolz	Friesen	Larson	Quick	Wishart
Bostelman	Geist	Lindstrom	Riepe	
Briese	Halloran	Linehan	Scheer	
Chambers	Hansen	Lowe	Schumacher	
Clements	Hilkemann	McCollister	Stinner	

Voting in the negative, 0.

Present and not voting, 8:

Brewer	Howard	Kuehn	Thibodeau
Harr	Krist	Morfeld	Vargas

Excused and not voting, 5:

Brasch	Groene	Hilgers	Smith	Wayne
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The appointments were confirmed with 36 ayes, 0 nays, 8 present and not voting, and 5 excused and not voting.

Senator Hughes moved the adoption of the Natural Resources Committee report for the confirmation of the following appointment(s) found on page 449:

Nebraska Ethanol Board  
Bradley Bird

Voting in the affirmative, 35:

Blood	Ebke	Hughes	McDonnell	Stinner
Bolz	Erdman	Kolowski	Murante	Thibodeau
Bostelman	Friesen	Kolterman	Pansing Brooks	Vargas
Brewer	Geist	Larson	Quick	Walz
Briese	Halloran	Lindstrom	Riepe	Watermeier
Chambers	Hansen	Linehan	Scheer	Williams
Clements	Hilkemann	Lowe	Schumacher	Wishart

Voting in the negative, 0.

Present and not voting, 9:

Albrecht	Crawford	Howard	Kuehn	Morfeld
Baker	Harr	Krist	McCollister	

Excused and not voting, 5:

Brasch	Groene	Hilgers	Smith	Wayne
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The appointment was confirmed with 35 ayes, 0 nays, 9 present and not voting, and 5 excused and not voting.

Senator Ebke moved the adoption of the Judiciary Committee report for the confirmation of the following appointment(s) found on page 468:

Crime Victim's Reparations Committee  
 G. Randall Hansen  
 Thomas Parker

Voting in the affirmative, 38:

Albrecht	Clements	Hilkemann	Lowe	Stinner
Baker	Crawford	Howard	McDonnell	Thibodeau
Blood	Ebke	Kolowski	Murante	Walz
Bolz	Erdman	Kolterman	Pansing Brooks	Watermeier
Bostelman	Friesen	Krist	Quick	Williams
Brewer	Geist	Larson	Riepe	Wishart
Briese	Halloran	Lindstrom	Scheer	
Chambers	Hansen	Linehan	Schumacher	

Voting in the negative, 0.

Present and not voting, 6:

Harr	Kuehn	Morfeld
Hughes	McCollister	Vargas

Excused and not voting, 5:

Brasch	Groene	Hilgers	Smith	Wayne
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The appointments were confirmed with 38 ayes, 0 nays, 6 present and not voting, and 5 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 483:

Nebraska Investment Council  
John Conley

Voting in the affirmative, 38:

Albrecht	Clements	Hilkemann	Lowe	Stinner
Baker	Crawford	Howard	McCollister	Thibodeau
Blood	Ebke	Hughes	McDonnell	Walz
Bolz	Erdman	Kolowski	Murante	Watermeier
Bostelman	Friesen	Kolterman	Quick	Williams
Brewer	Geist	Krist	Riepe	Wishart
Briese	Halloran	Larson	Scheer	
Chambers	Hansen	Lindstrom	Schumacher	

Voting in the negative, 0.

Present and not voting, 6:

Harr	Linehan	Pansing Brooks
Kuehn	Morfeld	Vargas

Excused and not voting, 5:

Brasch	Groene	Hilgers	Smith	Wayne
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The appointment was confirmed with 38 ayes, 0 nays, 6 present and not voting, and 5 excused and not voting.

Senator Riepe moved the adoption of the Health and Human Services Committee report for the confirmation of the following appointment(s) found on page 484:

Foster Care Advisory Committee  
Michele R. Marsh  
Peggy Snurr

Voting in the affirmative, 34:

Albrecht	Crawford	Hilkemann	Lowe	Scheer
Baker	Ebke	Howard	McCollister	Schumacher
Blood	Erdman	Hughes	McDonnell	Stinner
Bostelman	Friesen	Kolowski	Murante	Walz
Brewer	Geist	Kolterman	Pansing Brooks	Watermeier
Chambers	Halloran	Krist	Quick	Williams
Clements	Hansen	Larson	Riepe	

Voting in the negative, 0.

Present and not voting, 10:

Bolz	Harr	Lindstrom	Morfeld	Vargas
Briese	Kuehn	Linehan	Thibodeau	Wishart

Excused and not voting, 5:

Brasch	Groene	Hilgers	Smith	Wayne
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The appointments were confirmed with 34 ayes, 0 nays, 10 present and not voting, and 5 excused and not voting.

Senator Murante moved the adoption of the Government, Military and Veterans Affairs Committee report for the confirmation of the following appointment(s) found on page 480:

Nebraska State Patrol  
John Andrew Bolduc, Superintendent

Voting in the affirmative, 37:

Albrecht	Erdman	Hughes	Morfeld	Thibodeau
Baker	Friesen	Kolowski	Murante	Vargas
Blood	Geist	Kolterman	Pansing Brooks	Walz
Bostelman	Groene	Lindstrom	Quick	Wayne
Brewer	Halloran	Linehan	Riepe	Wishart
Briese	Hansen	Lowe	Scheer	
Clements	Harr	McCollister	Schumacher	
Ebke	Hilkemann	McDonnell	Stinner	

Voting in the negative, 0.

Present and not voting, 9:

Bolz	Crawford	Krist	Larson	Williams
Chambers	Howard	Kuehn	Watermeier	

Excused and not voting, 3:

Brasch	Hilgers	Smith
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The appointment was confirmed with 37 ayes, 0 nays, 9 present and not voting, and 3 excused and not voting.

**SELECT FILE**

**LEGISLATIVE BILL 321.** Senator Bostelman withdrew his amendment, AM1522, found on page 360.

Senator Bostelman offered the following amendment:

AM1655

1 1. On page 2, line 18, after the comma insert "to include rifle,  
2 pistol, and shotgun disciplines.".

Senator Bostelman requested a record vote on his amendment.

Voting in the affirmative, 28:

Baker	Clements	Halloran	Lowe	Scheer
Blood	Crawford	Hansen	McCollister	Schumacher
Bolz	Erdman	Hilkemann	Morfeld	Thibodeau
Bostelman	Friesen	Howard	Pansing Brooks	Walz
Briese	Geist	Hughes	Quick	
Chambers	Groene	Kolterman	Riepe	

Voting in the negative, 0.

Present and not voting, 18:

Albrecht	Kolowski	Lindstrom	Stinner	Williams
Brewer	Krist	Linehan	Vargas	Wishart
Ebke	Kuehn	McDonnell	Watermeier	
Harr	Larson	Murante	Wayne	

Excused and not voting, 3:

Brasch	Hilgers	Smith
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The Bostelman amendment was adopted with 28 ayes, 0 nays, 18 present and not voting, and 3 excused and not voting.

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

Voting in the affirmative, 35:

Albrecht	Clements	Hansen	McCollister	Schumacher
Baker	Crawford	Hilkemann	McDonnell	Thibodeau
Blood	Erdman	Howard	Morfeld	Walz
Bolz	Friesen	Hughes	Pansing Brooks	Watermeier
Bostelman	Geist	Kolowski	Quick	Wayne
Briese	Groene	Kolterman	Riepe	Williams
Chambers	Halloran	Lowe	Scheer	Wishart

Voting in the negative, 0.

Present and not voting, 11:

Brewer	Krist	Lindstrom	Stinner
Ebke	Kuehn	Linehan	Vargas
Harr	Larson	Murante	

Excused and not voting, 3:

Brasch	Hilgers	Smith
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Advanced to Enrollment and Review for Engrossment with 35 ayes, 0 nays, 11 present and not voting, and 3 excused and not voting.

#### **COMMITTEE REPORT(S)**

Executive Board

**LEGISLATIVE BILL 751.** Placed on General File.

**LEGISLATIVE BILL 936.** Placed on General File.

(Signed) Dan Watermeier, Chairperson

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

**LEGISLATIVE RESOLUTION 310.** Introduced by Kolowski, 31.

WHEREAS, Gabrielle "Gabby" McGinn was named the Gatorade Nebraska Girls Cross Country Runner of the Year; and

WHEREAS, Ms. McGinn won the individual 2017 Class A Girls State Cross Country Championship, helping the Millard West Wildcats win their second straight team Class A Girls State Cross Country Championship; and

WHEREAS, Ms. McGinn is a three-time All-State selection; and

WHEREAS, Ms. McGinn has maintained a weighted 4.21 GPA and will attend Washington University in St. Louis, where she will run for the cross country and track teams; and

WHEREAS, the Gatorade Player of the Year award was established in 1985 to recognize the nation's most elite high school student-athletes for their athletic excellence, academic achievement, and exemplary character; and

WHEREAS, the Legislature recognizes the academic, athletic, and artistic achievements of the youth of our state.

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

1. That the Legislature congratulates Gabrielle McGinn on receiving the Gatorade Nebraska Girls Cross Country Runner of the Year.
2. That a copy of this resolution be sent to Gabby McGinn and to the superintendent of the Millard Public Schools System, Jim Sutfin.

Laid over.

**LEGISLATIVE RESOLUTION 311.** Introduced by Kolterman, 24.

WHEREAS, the Seward High School boys' bowling team won the 2017 Nebraska High School Bowling Federation Class B State Championship; and

WHEREAS, the Seward team swept Gretna 3-0 for the team's first state championship since 2003; and

WHEREAS, team members Clint Koetter, Avery Stillahn, Garrett Kuss, Elias Stillahn, Thomas Ringler, Erich Stillahn, and Chase Prochnow all contributed to the team's winning season; and

WHEREAS, the Legislature recognizes the academic, athletic, and artistic achievements of the youth of our state.

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

1. That the Legislature congratulates the Seward High School boys' bowling team on winning the 2017 Nebraska High School Bowling Federation Class B State Championship.
2. That a copy of this resolution be sent to the Seward High School boys' bowling team and Coach Rich Gokie.

Laid over.

**COMMITTEE REPORT(S)**  
Natural Resources

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

Joseph Citta - Environmental Quality Council  
Mohamed Dahab - Environmental Quality Council

Aye: 8 Albrecht, Bostelman, Geist, Hughes, Kolowski, McCollister, Quick, Walz. Nay: 0. Absent: 0. Present and not voting: 0.

(Signed) Dan Hughes, Chairperson

**GENERAL FILE**

**LEGISLATIVE BILL 211.** Title read. Considered.

Senator Hansen offered his amendment, AM1604, found on page 397.

Pending.

**UNANIMOUS CONSENT - Add Cointroducer(s)**

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

Senator Halloran name added to LB747.

Senator Chambers name added to LB792.

Senator Wayne name added to LB993.

Senator Wayne name added to LB994.

Senator Chambers name added to LB1127.

**VISITORS**

Visitors to the Chamber were 20 students and teachers from Peru State College; Senator Linehan's sister, Elizabeth Ebeler, from Crab Orchard; Maddie Pollak, Caroline Silva, Sky Williams, and Alexis Woodie from Omaha; members of the Nebraska Veterans Council from the American Legion, VFW, DAV, AMVETS, Vietnam Veterans of America, Paralyzed Veterans of America, Military Order of the Purple Heart, and Marine Corp League; and members of the International Visitor Leadership Program from Austria, Czech Republic, Greece, and Malta.

The Doctor of the Day was Dr. Doug Dunning from Omaha.

**MOTION - Adjournment**

Senator Watermeier moved to adjourn. The motion prevailed with 23 ayes, 7 nays, 16 present and not voting, and 3 excused and not voting, and at 11:46 a.m., the Legislature adjourned until 9:00 a.m., Monday, February 5, 2018.

Patrick J. O'Donnell  
Clerk of the Legislature