

SIXTY-FOURTH DAY - APRIL 24, 2019

LEGISLATIVE JOURNAL

**ONE HUNDRED SIXTH LEGISLATURE
FIRST SESSION**

SIXTY-FOURTH DAY

Legislative Chamber, Lincoln, Nebraska
Wednesday, April 24, 2019

PRAYER

The prayer was offered by Reverend Gregg Gahan, Craig-Alder Grove Parish, Craig.

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, Linehan, Morfeld, Pansing Brooks, Vargas, Wayne, and Wishart who were excused until they arrive.

CORRECTIONS FOR THE JOURNAL

The Journal for the sixty-third day was approved.

COMMITTEE REPORT(S)

Judiciary

LEGISLATIVE BILL 209. Placed on General File with amendment.
AM1432

1 1. Strike the original sections and insert the following new

2 sections:

3 Section 1. Section 28-327, Reissue Revised Statutes of Nebraska, is

4 amended to read:

5 28-327 No abortion shall be performed except with the voluntary and

6 informed consent of the woman upon whom the abortion is to be performed.

7 Except in the case of an emergency situation, consent to an abortion is

8 voluntary and informed only if:

9 (1) The woman is told the following by the physician who is to

10 perform the abortion, by the referring physician, or by a physician

11 assistant or registered nurse licensed under the Uniform Credentialing

12 Act who is an agent of either physician, at least twenty-four hours

13 before the abortion:

14 (a) The particular medical risks associated with the particular

15 abortion procedure to be employed including, when medically accurate, the
16 risks of infection, hemorrhage, perforated uterus, danger to subsequent
17 pregnancies, and infertility;

18 (b) The probable gestational age of the unborn child at the time the
19 abortion is to be performed;

20 (c) The medical risks associated with carrying her child to term;
21 ~~and~~

22 (d) That she cannot be forced or required by anyone to have an
23 abortion and is free to withhold or withdraw her consent for an abortion;
24 ~~and~~ -

25 (e) Research indicates that mifepristone alone is not always
26 effective in ending a pregnancy. You may still have a viable pregnancy
27 after taking mifepristone. If you change your mind and want to continue
1 your pregnancy after taking mifepristone, information on finding
2 immediate medical assistance is available on the web site of the
3 Department of Health and Human Services.

4 The person providing the information specified in this subdivision
5 to the person upon whom the abortion is to be performed shall be deemed
6 qualified to so advise and provide such information only if, at a
7 minimum, he or she has had training in each of the following subjects:
8 Sexual and reproductive health; abortion technology; contraceptive
9 technology; short-term counseling skills; community resources and
10 referral; and informed consent. The physician or the physician's agent
11 may provide this information by telephone without conducting a physical
12 examination or tests of the patient, in which case the information
13 required to be supplied may be based on facts supplied by the patient and
14 whatever other relevant information is reasonably available to the
15 physician or the physician's agent;

16 (2) The woman is informed by telephone or in person, by the
17 physician who is to perform the abortion, by the referring physician, or
18 by an agent of either physician, at least twenty-four hours before the
19 abortion:

20 (a) The name of the physician who will perform the abortion;

21 (b) That medical assistance benefits may be available for prenatal
22 care, childbirth, and neonatal care;

23 (c) That the father is liable to assist in the support of her child,
24 even in instances in which the father has offered to pay for the
25 abortion;

26 (d) That she has the right to review the printed materials described
27 in section 28-327.01. The physician or his or her agent shall orally
28 inform the woman that the materials have been provided by the Department
29 of Health and Human Services and that they describe the unborn child, ~~and~~
30 list agencies which offer alternatives to abortion, ~~and include~~

31 information on finding immediate medical assistance if she changes her
1 mind after taking mifepristone and wants to continue her pregnancy. If
2 the woman chooses to review the materials, they shall either be given to
3 her at least twenty-four hours before the abortion or mailed to her at
4 least seventy-two hours before the abortion by certified mail, restricted
5 delivery to addressee, which means the postal employee can only deliver

6 the mail to the addressee. The physician and his or her agent may
7 disassociate themselves from the materials and may comment or refrain
8 from commenting on them as they choose; and

9 (e) That she has the right to request a comprehensive list, compiled
10 by the Department of Health and Human Services, of health care providers,
11 facilities, and clinics that offer to have ultrasounds performed by a
12 person at least as qualified as a registered nurse licensed under the
13 Uniform Credentialing Act, including and specifying those that offer to
14 perform such ultrasounds free of charge. The list shall be arranged
15 geographically and shall include the name, address, hours of operation,
16 and telephone number of each entity. If requested by the woman, the
17 physician who is to perform the abortion, the referring physician, or his
18 or her agent shall provide such a list as compiled by the department;

19 (3) If an ultrasound is used prior to the performance of an
20 abortion, the physician who is to perform the abortion, the referring
21 physician, or a physician assistant or registered nurse licensed under
22 the Uniform Credentialing Act who is an agent of either physician, or any
23 qualified agent of either physician, shall:

24 (a) Perform an ultrasound of the woman's unborn child of a quality
25 consistent with standard medical practice in the community at least one
26 hour prior to the performance of the abortion;

27 (b) Simultaneously display the ultrasound images so that the woman
28 may choose to view the ultrasound images or not view the ultrasound
29 images. The woman shall be informed that the ultrasound images will be
30 displayed so that she is able to view them. Nothing in this subdivision
31 shall be construed to require the woman to view the displayed ultrasound
1 images; and

2 (c) If the woman requests information about the displayed ultrasound
3 image, her questions shall be answered. If she requests a detailed,
4 simultaneous, medical description of the ultrasound image, one shall be
5 provided that includes the dimensions of the unborn child, the presence
6 of cardiac activity, if present and viewable, and the presence of
7 external members and internal organs, if present and viewable;

8 (4) At least one hour prior to the performance of an abortion, a
9 physician, psychiatrist, psychologist, mental health practitioner,
10 physician assistant, registered nurse, or social worker licensed under
11 the Uniform Credentialing Act has:

12 (a) Evaluated the pregnant woman to identify if the pregnant woman
13 had the perception of feeling pressured or coerced into seeking or
14 consenting to an abortion;

15 (b) Evaluated the pregnant woman to identify the presence of any
16 risk factors associated with abortion;

17 (c) Informed the pregnant woman and the physician who is to perform
18 the abortion of the results of the evaluation in writing. The written
19 evaluation shall include, at a minimum, a checklist identifying both the
20 positive and negative results of the evaluation for each risk factor
21 associated with abortion and both the licensed person's written
22 certification and the woman's written certification that the pregnant
23 woman was informed of the risk factors associated with abortion as

24 discussed; and
25 (d) Retained a copy of the written evaluation results in the
26 pregnant woman's permanent record;
27 (5) If any risk factors associated with abortion were identified,
28 the pregnant woman was informed of the following in such manner and
29 detail that a reasonable person would consider material to a decision of
30 undergoing an elective medical procedure:
31 (a) Each complication associated with each identified risk factor;
1 and
2 (b) Any quantifiable risk rates whenever such relevant data exists;
3 (6) The physician performing the abortion has formed a reasonable
4 medical judgment, documented in the permanent record, that:
5 (a) The preponderance of statistically validated medical studies
6 demonstrates that the physical, psychological, and familial risks
7 associated with abortion for patients with risk factors similar to the
8 patient's risk factors are negligible risks;
9 (b) Continuance of the pregnancy would involve risk of injury to the
10 physical or mental health of the pregnant woman greater than if the
11 pregnancy were terminated by induced abortion; or
12 (c) Continuance of the pregnancy would involve less risk of injury
13 to the physical or mental health of the pregnant woman than if the
14 pregnancy were terminated by an induced abortion;
15 (7) The woman certifies in writing, prior to the abortion, that:
16 (a) The information described in subdivisions (1) and (2)(a), (b),
17 and (c) of this section has been furnished her;
18 (b) She has been informed of her right to review the information
19 referred to in subdivision (2)(d) of this section; and
20 (c) The requirements of subdivision (3) of this section have been
21 performed if an ultrasound is performed prior to the performance of the
22 abortion; and
23 (8) Prior to the performance of the abortion, the physician who is
24 to perform the abortion or his or her agent receives a copy of the
25 written certification prescribed by subdivision (7) of this section. The
26 physician or his or her agent shall retain a copy of the signed
27 certification form in the woman's medical record.
28 Sec. 2. Section 28-327.01, Reissue Revised Statutes of Nebraska, is
29 amended to read:
30 28-327.01 (1) The Department of Health and Human Services shall
31 cause to be published the following easily comprehensible printed
1 materials:
2 (a) Geographically indexed materials designed to inform the woman of
3 public and private agencies and services available to assist a woman
4 through pregnancy, upon childbirth, and while the child is dependent,
5 including adoption agencies and agencies and services for prevention of
6 unintended pregnancies, which materials shall include a comprehensive
7 list of the agencies available, a description of the services they offer,
8 and a description of the manner, including telephone numbers and
9 addresses in which such agencies may be contacted or printed materials
10 including a toll-free, twenty-four-hour-a-day telephone number which may

11 be called to orally obtain such a list and description of agencies in the
12 locality of the caller and of the services they offer;

13 (b) Materials designed to inform the woman of the probable
14 anatomical and physiological characteristics of the unborn child at two-
15 week gestational increments from the time when a woman can be known to be
16 pregnant to full term, including pictures or drawings representing the
17 development of unborn children at the two-week gestational increments,
18 and any relevant information on the possibility of the unborn child's
19 survival. Any such pictures or drawings shall contain the dimensions of
20 the unborn child and shall be realistic and appropriate for the stage of
21 pregnancy depicted. The materials shall be objective, nonjudgmental, and
22 designed to convey only accurate scientific information about the unborn
23 child at the various gestational ages. The materials shall also contain
24 objective information describing the methods of abortion procedures
25 commonly employed, the medical risks commonly associated with each such
26 procedure, the possible detrimental psychological effects of abortion,
27 the medical risks commonly associated with abortion, and the medical
28 risks commonly associated with carrying a child to term; ~~and~~

29 (c) A comprehensive list of health care providers, facilities, and
30 clinics that offer to have ultrasounds performed by a person at least as
31 qualified as a registered nurse licensed under the Uniform Credentialing
1 Act, including and specifying those that offer to perform such
2 ultrasounds free of charge. The list shall be arranged geographically and
3 shall include the name, address, hours of operation, and telephone number
4 of each entity; ~~;~~

5 (d) Materials designed to inform the woman that she may still have a
6 viable pregnancy after taking mifepristone. The materials shall include
7 the following statements: "Research indicates that mifepristone alone is
8 not always effective in ending a pregnancy. You may still have a viable
9 pregnancy after taking mifepristone. If you change your mind and want to
10 continue your pregnancy after taking mifepristone, it may not be too
11 late."; and

12 (e) Materials, including contact information, that will assist the
13 woman in finding a medical professional who can help her continue her
14 pregnancy after taking mifepristone.

15 (2) The printed materials shall be printed in a typeface large
16 enough to be clearly legible.

17 (3) The printed materials required under this section shall be
18 available from the department upon the request by any person, facility,
19 or hospital for an amount equal to the cost incurred by the department to
20 publish the materials.

21 (4) The Department of Health and Human Services shall make available
22 on its Internet web site a printable publication of geographically
23 indexed materials designed to inform the woman of public and private
24 agencies with services available to assist a woman with mental health
25 concerns, following a risk factor evaluation. Such services shall
26 include, but not be limited to, outpatient and crisis intervention
27 services and crisis hotlines. The materials shall include a comprehensive
28 list of the agencies available, a description of the services offered,

29 and a description of the manner in which such agencies may be contacted,
 30 including addresses and telephone numbers of such agencies, as well as a
 31 toll-free, twenty-four-hour-a-day telephone number to be provided by the
 1 department which may be called to orally obtain the names of the agencies
 2 and the services they provide in the locality of the woman. The
 3 department shall update the publication as necessary.

4 (5) The Department of Health and Human Services shall publish and
 5 make available on its web site materials designed to inform the woman
 6 that she may still have a viable pregnancy after taking mifepristone. The
 7 materials shall include the following statements: "Research indicates
 8 that mifepristone alone is not always effective in ending a pregnancy.
 9 You may still have a viable pregnancy after taking mifepristone. If you
 10 change your mind and want to continue your pregnancy after taking
 11 mifepristone, it may not be too late." The materials shall also include
 12 information, including contact information, that will assist the woman in
 13 finding a medical professional who can help her continue her pregnancy
 14 after taking mifepristone.

15 (6) The Department of Health and Human Services shall review and
 16 update, as necessary, the materials, including contact information,
 17 regarding medical professionals who can help a woman continue her
 18 pregnancy after taking mifepristone.

19 Sec. 3. Original sections 28-327 and 28-327.01, Reissue Revised
 20 Statutes of Nebraska, are repealed.

(Signed) Steve Lathrop, Chairperson

RESOLUTION(S)

LEGISLATIVE RESOLUTION 90. Introduced by Scheer, 19; Albrecht, 17; Arch, 14; Blood, 3; Bolz, 29; Bostelman, 23; Brandt, 32; Brewer, 43; Briese, 41; Cavanaugh, 6; Chambers, 11; Clements, 2; Crawford, 45; DeBoer, 10; Dorn, 30; Erdman, 47; Friesen, 34; Geist, 25; Gragert, 40; Groene, 42; Halloran, 33; Hansen, B., 16; Hansen, M., 26; Hilgers, 21; Hilkemann, 4; Howard, 9; Hughes, 44; Hunt, 8; Kolowski, 31; Kolterman, 24; La Grone, 49; Lathrop, 12; Lindstrom, 18; Linehan, 39; Lowe, 37; McCollister, 20; McDonnell, 5; Morfeld, 46; Moser, 22; Murman, 38; Pansing Brooks, 28; Quick, 35; Slama, 1; Stinner, 48; Vargas, 7; Walz, 15; Wayne, 13; Williams, 36; Wishart, 27.

WHEREAS, Congress passed the Act of July 2, 1862, commonly known as the first Morrill Act, which was signed by President Abraham Lincoln, to allow for the establishment of land-grant colleges offering programs teaching agriculture and the mechanic arts; and

WHEREAS, on February 15, 1869, the Nebraska Legislature unanimously passed, and Nebraska Governor David Butler signed, legislation enabling the charter and founding of the University of Nebraska; and

WHEREAS, the charter established the University of Nebraska as an institution to afford to the inhabitants of this state the means of acquiring a

thorough knowledge of the various branches of literature, science and the arts; and

WHEREAS, in 1871, the University of Nebraska opened its doors to men and women across the State of Nebraska, with an inaugural class of 130 students; and

WHEREAS, the University of Nebraska, now known as the University of Nebraska-Lincoln, has grown to an enrollment of 25,820 students; and

WHEREAS, the University of Nebraska-Lincoln is a national leader in academic excellence, research, and service; and

WHEREAS, the University of Nebraska-Lincoln had a \$2.2 billion economic impact on the State of Nebraska in 2018, including more than \$300,000,000 in research expenditures; and

WHEREAS, the University of Nebraska-Lincoln provided more than 5,000 new graduates to the workforce last year; and

WHEREAS, the University of Nebraska-Lincoln serves the needs of students, families, and communities across the State of Nebraska through activities in all 93 counties of the state; and

WHEREAS, the University of Nebraska-Lincoln is a leader in research in areas such as water and agriculture, national security and defense, early childhood education, and rural development; and

WHEREAS, the University of Nebraska-Lincoln is instrumental in celebrating the culture of the State of Nebraska and the region in which the state is located through the University of Nebraska State Museum, the Center for Great Plains Studies, the International Quilt Study Center and Museum, and the Larsen Tractor Test and Power Museum; and

WHEREAS, the Husker athletic programs at the University of Nebraska-Lincoln create pride and joy on the fields of play and in the hearts of alumni and fans; and

WHEREAS, the University of Nebraska-Lincoln has 333 Academic All-Americans, more than any other institution of higher education in the United States; and

WHEREAS, more than 200,000 alumni residing in all 50 states, and in countries around the world, are proud to call the University of Nebraska-Lincoln their alma mater; and

WHEREAS, There Is No Place Like Nebraska.

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

1. That the Legislature recognizes the 150th anniversary of the University of Nebraska-Lincoln.

2. That the Legislature commends the University of Nebraska-Lincoln for its status as a leading public university that excels in academics, athletics, and quality of life for students.

3. That copies of this resolution be sent to the Chancellor of the University of Nebraska-Lincoln and the President of the University of Nebraska system.

Laid over.

GENERAL FILE

LEGISLATIVE BILL 538A. Title read. Considered.

Advanced to Enrollment and Review Initial with 35 ayes, 0 nays, 6 present and not voting, and 8 excused and not voting.

LEGISLATIVE BILL 179. The Wayne motion, MO32, found on page 1005, to indefinitely postpone pursuant to Rule 6, Sec. 3(f), was withdrawn.

Title read. Considered.

Committee AM736, found on page 1169, was adopted with 39 ayes, 0 nays, 5 present and not voting, and 5 excused and not voting.

Advanced to Enrollment and Review Initial with 42 ayes, 0 nays, 3 present and not voting, and 4 excused and not voting.

LEGISLATIVE BILL 468. Title read. Considered.

Committee AM1166, found on page 1082, was adopted with 34 ayes, 0 nays, 13 present and not voting, and 2 excused and not voting.

Senator Walz withdrew her amendment, AM46, found on page 394.

Advanced to Enrollment and Review Initial with 34 ayes, 0 nays, 13 present and not voting, and 2 excused and not voting.

RESOLUTION(S)

LEGISLATIVE RESOLUTION 91. Introduced by Hughes, 44.

WHEREAS, Randy Hayes is retiring after 36 years of teaching vocal music at Chase County Schools in grades 7 to 12; and

WHEREAS, Randy taught at Chase County Schools from 1971 to 1979, and again from 1991 to 2019; and

WHEREAS, Randy directs the Chase County High School show choir, known as the 9th Street Singers, helping these students earn consistent superior ratings, best of class trophies, and accolades for outstanding vocal music performances; and

WHEREAS, Randy also successfully directed the 7th and 8th grade Chase County show choir which has competed successfully in western Nebraska; and

WHEREAS, in addition to performing in shows and competitions across Nebraska, the 9th Street Singers travel to Branson, Missouri under the leadership of Randy Hayes; and

WHEREAS, Randy shares his musical talents with the congregations of the Church of Christ in Wauneta, as a minister, and in Stratton, as an evangelist.

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

1. That the Legislature honors Randy Hayes for his commitment to the arts and the education of students in Chase County, and congratulates him on his retirement.
2. That a copy of this resolution be sent to Randy Hayes.

Laid over.

NOTICE OF COMMITTEE HEARING(S)
Health and Human Services

Room 1510

Wednesday, May 1, 2019 1:00 p.m.

Roger A. Wells - Nebraska Rural Health Advisory Commission (rehearing)
Frances Beaurivage - Commission for the Deaf and Hard of Hearing
Sandra Shaw - Commission for the Deaf and Hard of Hearing

(Signed) Sara Howard, Chairperson

GENERAL FILE

LEGISLATIVE BILL 418. Title read. Considered.

Committee AM1266, found on page 1167, was adopted with 32 ayes, 0 nays, 14 present and not voting, and 3 excused and not voting.

Advanced to Enrollment and Review Initial with 32 ayes, 0 nays, 14 present and not voting, and 3 excused and not voting.

LEGISLATIVE BILL 560. Title read. Considered.

Committee AM1414, found on page 1199, was adopted with 35 ayes, 0 nays, 11 present and not voting, and 3 excused and not voting.

Advanced to Enrollment and Review Initial with 38 ayes, 0 nays, 8 present and not voting, and 3 excused and not voting.

LEGISLATIVE BILL 433. Title read. Considered.

Committee AM981, found on page 1170, was adopted with 30 ayes, 5 nays, 12 present and not voting, and 2 excused and not voting.

Advanced to Enrollment and Review Initial with 32 ayes, 6 nays, 10 present and not voting, and 1 excused and not voting.

LEGISLATIVE BILL 86. Title read. Considered.

Committee AM792, found on page 900, was offered.

Senator Wayne offered his amendment, AM1199, found on page 1243, to the committee amendment.

The Wayne amendment was adopted with 37 ayes, 0 nays, 9 present and not voting, and 3 excused and not voting.

The committee amendment, as amended, was adopted with 35 ayes, 0 nays, 11 present and not voting, and 3 excused and not voting.

Advanced to Enrollment and Review Initial with 38 ayes, 0 nays, 7 present and not voting, and 4 excused and not voting.

COMMITTEE REPORT(S)

Education

LEGISLATIVE BILL 675. Placed on General File with amendment.

AM1308

1 1. Strike original section 19 and insert the following new sections:
2 Section 1. Section 77-3446, Reissue Revised Statutes of Nebraska, is
3 amended to read:
4 77-3446 Base limitation means the budget limitation rate applicable
5 to school districts and the limitation on growth of restricted funds
6 applicable to other political subdivisions prior to any increases in the
7 rate as a result of special actions taken by a supermajority of any
8 governing board or of any exception allowed by law. The base limitation
9 is two and one-half percent until adjusted, except that the base
10 limitation for school districts for school fiscal years 2017-18 and
11 2018-19 is one and one-half percent and for school fiscal year 2019-20 is
12 two and fifteen-hundredths percent. The base limitation may be adjusted
13 annually by the Legislature to reflect changes in the prices of services
14 and products used by school districts and political subdivisions.
15 Sec. 58. Since an emergency exists, this act takes effect when
16 passed and approved according to law.
17 2. On page 27, lines 12 and 18, strike "14" and insert "17".
18 3. On page 44, line 28, strike "by", reinstate the stricken matter,
19 and strike "the McKinney-Vento Homeless Assistance Act," and show as
20 stricken; and in line 29 strike "11434" and insert "11434a".
21 4. Renumber the remaining sections and correct the repealer
22 accordingly.

(Signed) Mike Groene, Chairperson

RESOLUTION(S)

LEGISLATIVE RESOLUTION 92. Introduced by Lowe, 37.

PURPOSE: The purpose of this interim study is to examine and compare the processes for adopting, promulgating, and eliminating rules and regulations in Nebraska and in other states. The study may examine the most efficient methods for reducing the number of rules and regulations.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE ONE HUNDRED SIXTH LEGISLATURE OF NEBRASKA, FIRST 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.

VISITOR(S)

Visitors to the Chamber were students from St. Wenceslaus Catholic School, Wahoo; students from Anderson Grove Elementary School, Papillion/La Vista; students from Southern Elementary School, Blue Springs; students from Bruning-Davenport Elementary School; members of Jobs for America's Graduates from Macy, Fremont, and Columbus; Representative Bill Rhiley from the Kansas House of Representatives; and Congressman Jeff Fortenberry from Lincoln, Tanisha Lewis from Bellevue, and Muffy Day from Washington D.C.

RECESS

At 11:48 a.m., on a motion by Senator Kolterman, the Legislature recessed until 1:30 p.m.

AFTER RECESS

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

ROLL CALL

The roll was called and all members were present except Senators Groene, Hughes, Morfeld, Stinner, and Vargas who were excused until they arrive.

GENERAL FILE

LEGISLATIVE BILL 470. Title read. Considered.

Committee AM896, found on page 927, was offered.

Senator La Grone withdrew his amendment, AM1096, found on page 1177.

Senator La Grone offered the following amendment to the committee amendment:

AM1461 is available in the Bill Room.

The La Grone amendment was adopted with 35 ayes, 0 nays, 13 present and not voting, and 1 excused and not voting.

The committee amendment, as amended, was adopted with 37 ayes, 0 nays, 10 present and not voting, and 2 excused and not voting.

Advanced to Enrollment and Review Initial with 39 ayes, 1 nay, 7 present and not voting, and 2 excused and not voting.

COMMITTEE REPORT(S)

Enrollment and Review

LEGISLATIVE BILL 23. Placed on Final Reading.
LEGISLATIVE BILL 31. Placed on Final Reading.
LEGISLATIVE BILL 31A. Placed on Final Reading.
LEGISLATIVE BILL 180. Placed on Final Reading.
LEGISLATIVE BILL 222. Placed on Final Reading.
LEGISLATIVE BILL 252. Placed on Final Reading.
LEGISLATIVE BILL 304. Placed on Final Reading.
LEGISLATIVE BILL 428. Placed on Final Reading.
LEGISLATIVE BILL 445. Placed on Final Reading.
LEGISLATIVE BILL 556. Placed on Final Reading.
LEGISLATIVE BILL 556A. Placed on Final Reading.

LEGISLATIVE BILL 585. Placed on Final Reading.

ST15

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

1. On page 1, the matter beginning with "amend" in line 1 through line 8 and all amendments thereto has been struck and "define terms; to create the Renewable Fuel Infrastructure Program; to provide for grants; to create a fund; and to provide an operative date." inserted.

LEGISLATIVE BILL 638. Placed on Final Reading.

LEGISLATIVE BILL 641. Placed on Final Reading.

ST17

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

1. In the E & R amendments, ER83, on page 1, the matter beginning with "the" in line 1 through line 6 and all amendments thereto have been struck and "health and human services; to amend section 71-7611, Reissue Revised Statutes of Nebraska; to define 211 Information and Referral Network; to provide for grants; to create a fund; to change provisions relating to transfers to and from the Nebraska Health Care Cash Fund; to state intent; and to repeal the original section." inserted.

LEGISLATIVE BILL 663. Placed on Final Reading.

LEGISLATIVE BILL 698. Placed on Final Reading.

(Signed) Julie Slama, Chairperson

COMMITTEE REPORT(S)

Government, Military and Veterans Affairs

LEGISLATIVE BILL 414. Placed on General File.

(Signed) Tom Brewer, Chairperson

AMENDMENT(S) - Print in Journal

Senator Crawford filed the following amendment to LB237:
AM1476

(Amendments to AM1319)

1 1. On page 5, strike beginning with "one-half" in line 29 through
2 line 31 and insert "an additional amount equal to one-half of one percent
3 of all amounts in excess of six thousand dollars remitted each month.
4 Prior to January 1, 2023, fifty percent of such additional amount shall
5 be deposited in the county general fund and fifty percent of such
6 additional amount shall be deposited in the county road fund. On and
7 after January 1, 2023, seventy-five percent of such additional amount
8 shall be deposited in the county general fund and twenty-five percent of
9 such additional amount shall be deposited in the county road fund.".
10 2. On page 6, line 1, strike beginning with "which" through the
11 period; and in line 5 strike "October 1, 2019" and insert "January 1,
12 2020".
13 3. On page 15, line 2, strike "October 1, 2019" and insert "January
14 1, 2020".

MESSAGE(S) FROM THE GOVERNOR

April 24, 2019

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

Dear Mr. O'Donnell:

Engrossed Legislative Bills 59, 87, 212, 268, 316e, 320, 352, 390, 514, 603, 637e, and 713 were received in my office on April 18, 2019.

These bills were signed and delivered to the Secretary of State on April 24, 2019.

Sincerely,
(Signed) Pete Ricketts
Governor

April 24, 2019

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

Dear Mr. President and Members of the Legislature:

I am returning LB 472 without my signature and with my objections.

The bill allows the County Board of Gage County, and other counties facing federal judgments in excess of \$25 million, to impose a sales and use tax of one-half of one percent with a two-thirds majority vote of the board. This bypasses a vote of the people. Traditionally, the Legislature has not authorized political subdivisions to impose new taxes on Nebraskans without a vote of the people.

In Nebraska, we trust the people to make political decisions on a myriad of issues. These include referenda on the death penalty and Medicaid expansion. Despite the claims by supporters of LB 472 to the contrary, I believe the people can be counted on to do the right thing.

The events leading to LB 472's introduction are indeed tragic. It is tragic that Gage County's law enforcement officers violated the civil rights of the Beatrice Six. It is tragic that the County did not have the proper insurance thus necessitating the county to raise property taxes to pay the federal judgment. Finally, it is tragic that the residents of Gage County will have to pay extremely large property taxes for the unscrupulous actions of their

elected officials. However, none of these tragedies are severe enough to authorize the County to break with the principle of allowing the people to vote on whether to raise sales taxes in their community.

Fear that the people will not vote to increase their taxes should not lead the Legislature to circumvent taxpayers by allowing a political subdivision to impose a tax without the consent of those taxpayers. This bill sets a dangerous precedent for authorizing a sales tax increase.

For these reasons, I respectfully urge you to sustain my veto of LB 472.

Sincerely,
(Signed) Pete Ricketts
Governor

VISITOR(S)

Visitors to the Chamber were students from Hillrise Elementary School, Elkhorn.

The Doctor of the Day was Dr. Roger Meyer from Utica.

ADJOURNMENT

At 3:54 p.m., on a motion by Senator Hilgers, the Legislature adjourned until 9:00 a.m., Thursday, April 25, 2019.

Patrick J. O'Donnell
Clerk of the Legislature

