

SEVENTIETH DAY - MAY 2, 2019
LEGISLATIVE JOURNAL
ONE HUNDRED SIXTH LEGISLATURE
FIRST SESSION

SEVENTIETH DAY

Legislative Chamber, Lincoln, Nebraska
Thursday, May 2, 2019

PRAYER

The prayer was offered by Father Brian Connor, North American Martyrs Catholic Church, 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 Pansing Brooks and Vargas who were excused until they arrive.

CORRECTIONS FOR THE JOURNAL

The Journal for the sixty-ninth day was approved.

REPORT OF REGISTERED LOBBYISTS

Following is a list of all lobbyists who have registered as of May 1, 2019, 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

Benson, Brandon
Convention of States Action (Withdrawn 04/30/2019)
Cooley, Bethanne
CTIA - The Wireless Association
Davidson Tribbs, Emma
Secure Democracy (Withdrawn 04/30/2019)
Kelley Plucker, LLC
Bird Rides, Inc. (Withdrawn 05/01/2019)
Lautenbaugh, Scott
Wolf-PAC
Phillippi, Patrick

The National Council for Behavioral Health (Withdrawn 04/30/2019)
Wheeler, Douglas A.
New York Life Insurance Company (Withdrawn 04/29/2019)
Winston, Kenneth C.
Nebraska Interfaith Power & Light

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), LR93 was adopted.

PRESIDENT SIGNED

While the Legislature was in session and capable of transacting business, the President signed the following: LR93.

ANNOUNCEMENT

The Chair announced the birthday of Senator Slama.

BILLS ON FINAL READING

The following bill was read and put upon final passage:

LEGISLATIVE BILL 6.

A BILL FOR AN ACT relating to postsecondary education; to amend section 85-502, Revised Statutes Cumulative Supplement, 2018; to change residency requirements for college tuition purposes for spouses or legal dependents of persons on active duty with the armed services as prescribed; 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:

Albrecht	Clements	Hansen, B.	Lathrop	Scheer
Arch	Crawford	Hansen, M.	Lindstrom	Slama
Blood	DeBoer	Hilgers	Linehan	Stinner
Bolz	Dorn	Hilkemann	McCollister	Walz
Bostelman	Erdman	Howard	McDonnell	Wayne
Brandt	Friesen	Hughes	Morfeld	Williams
Brewer	Geist	Hunt	Moser	Wishart
Briese	Gragert	Kolowski	Murman	
Cavanaugh	Groene	Kolterman	Pansing Brooks	
Chambers	Halloran	La Grone	Quick	

Voting in the negative, 0.

Present and not voting, 1:

Lowe

Excused and not voting, 1:

Vargas

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 LB130 with 37 ayes, 7 nays, 4 present and not voting, and 1 excused and not voting.

The following bill was put upon final passage:

LEGISLATIVE BILL 130.

A BILL FOR AN ACT relating to building construction standards; to amend sections 71-6403, 71-6404, 71-6406, 76-3501, 76-3502, 76-3503, 76-3504, and 76-3505, Reissue Revised Statutes of Nebraska; to change provisions relating to the state building code; to provide radon resistant new construction standards; to provide, change, and eliminate definitions; to restate intent; to eliminate a task force; to provide reporting requirements for the Department of Health and Human Services; 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, 40:

Albrecht	Chambers	Hansen, B.	Lindstrom	Quick
Blood	Crawford	Hansen, M.	Linehan	Scheer
Bolz	DeBoer	Hilkemann	McCollister	Slama
Bostelman	Dorn	Howard	McDonnell	Stinner
Brandt	Friesen	Hunt	Morfeld	Walz
Brewer	Geist	Kolowski	Moser	Wayne
Briese	Gragert	Kolterman	Murman	Williams
Cavanaugh	Halloran	Lathrop	Pansing Brooks	Wishart

Voting in the negative, 4:

Clements	Erdman	Groene	Lowe
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Present and not voting, 4:

Arch	Hilgers	Hughes	La Grone
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Excused and not voting, 1:

Vargas

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 130A.

A BILL FOR AN ACT relating to appropriations; to appropriate funds to aid in carrying out the provisions of Legislative Bill 130, One Hundred Sixth Legislature, First Session, 2019.

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:

Albrecht	Chambers	Hansen, B.	Lindstrom	Quick
Blood	Crawford	Hansen, M.	Linehan	Scheer
Bolz	DeBoer	Hilkemann	McCollister	Slama
Bostelman	Dorn	Howard	McDonnell	Stinner
Brandt	Friesen	Hunt	Morfeld	Walz
Brewer	Geist	Kolowski	Moser	Wayne
Briese	Gragert	Kolterman	Murman	Williams
Cavanaugh	Halloran	Lathrop	Pansing Brooks	Wishart

Voting in the negative, 4:

Clements	Erdman	Groene	Lowe
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Present and not voting, 4:

Arch Hilgers Hughes La Grone

Excused and not voting, 1:

Vargas

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 LB138 with 36 ayes, 7 nays, 5 present and not voting, and 1 excused and not voting.

The following bill was put upon final passage:

LEGISLATIVE BILL 138.

A BILL FOR AN ACT relating to government; to amend section 60-3,102, Reissue Revised Statutes of Nebraska, and sections 55-601, 60-301, 60-393, 60-395, 60-396, 60-3,104, 60-3,122, 60-3,122.02, 60-3,122.03, 60-3,122.04, 60-3,123, 60-3,124, 60-3,125, and 60-3,130.04, Revised Statutes Cumulative Supplement, 2018; to state intent; to create a veterans' program coordinator in the Department of Labor and provide duties; to provide duties for the Department of Veterans' Affairs and the Department of Labor related to veterans employment; to add a member to the Commission on Military and Veteran Affairs; to change and eliminate certain armed services-related license plate fees; to eliminate obsolete provisions; to provide for additional Military Honor Plates and Support Our Troops Plates; to create a fund; 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:

Albrecht	Clements	Hansen, B.	Lathrop	Quick
Arch	Crawford	Hansen, M.	Lindstrom	Scheer
Blood	DeBoer	Hilgers	Linehan	Slama
Bolz	Dorn	Hilkemann	Lowe	Stinner
Bostelman	Erdman	Howard	McCollister	Walz
Brandt	Friesen	Hughes	McDonnell	Wayne
Brewer	Geist	Hunt	Morfeld	Williams
Briese	Gragert	Kolowski	Moser	Wishart
Cavanaugh	Groene	Kolterman	Murman	
Chambers	Halloran	La Grone	Pansing Brooks	

Voting in the negative, 0.

Excused and not voting, 1:

Vargas

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 227.

A BILL FOR AN ACT relating to the Nebraska Right to Farm Act; to amend sections 2-4403 and 2-4404, Reissue Revised Statutes of Nebraska; to change nuisance provisions and provide for a limitation on nuisance actions; to provide for applicability; to update an act reference; 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:

Albrecht	Clements	Hansen, M.	Lowe	Stinner
Arch	Crawford	Hilgers	McCollister	Vargas
Blood	DeBoer	Hilkemann	McDonnell	Walz
Bolz	Dorn	Hughes	Morfeld	Wayne
Bostelman	Erdman	Kolowski	Moser	Williams
Brandt	Friesen	Kolterman	Murman	Wishart
Brewer	Geist	La Grone	Pansing Brooks	
Briese	Groene	Lathrop	Quick	
Cavanaugh	Halloran	Lindstrom	Scheer	
Chambers	Hansen, B.	Linehan	Slama	

Voting in the negative, 2:

Howard Hunt

Present and not voting, 1:

Gragert

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 LB237 with 34 ayes, 7 nays, and 8 present and not voting.

The following bill was put upon final passage:

LEGISLATIVE BILL 237.

A BILL FOR AN ACT relating to revenue and taxation; to amend sections 77-2703 and 77-5601, Reissue Revised Statutes of Nebraska; to change provisions relating to sales and use tax collection fees; to authorize the use of certain fees for revenue enforcement; 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, 44:

Albrecht	Chambers	Hansen, M.	Lathrop	Scheer
Arch	Crawford	Hilgers	Lindstrom	Slama
Blood	DeBoer	Hilkemann	Linehan	Stinner
Bolz	Dorn	Howard	McCollister	Vargas
Bostelman	Friesen	Hughes	McDonnell	Walz
Brandt	Geist	Hunt	Morfeld	Wayne
Brewer	Gragert	Kolowski	Murman	Williams
Briese	Groene	Kolterman	Pansing Brooks	Wishart
Cavanaugh	Halloran	La Grone	Quick	

Voting in the negative, 4:

Clements	Erdman	Lowe	Moser
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Present and not voting, 1:

Hansen, B.

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 237A.

A BILL FOR AN ACT relating to appropriations; to appropriate funds to aid in carrying out the provisions of Legislative Bill 237, One Hundred Sixth Legislature, First Session, 2019.

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:

Albrecht	Chambers	Hilgers	Lindstrom	Slama
Arch	Crawford	Hilkemann	Linehan	Stinner
Blood	DeBoer	Howard	McCollister	Vargas
Bolz	Dorn	Hughes	McDonnell	Walz
Bostelman	Friesen	Hunt	Morfeld	Wayne
Brandt	Geist	Kolowski	Murman	Williams
Brewer	Gragert	Kolterman	Pansing Brooks	Wishart
Briese	Halloran	La Grone	Quick	
Cavanaugh	Hansen, M.	Lathrop	Scheer	

Voting in the negative, 5:

Clements	Erdman	Groene	Lowe	Moser
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Present and not voting, 1:

Hansen, B.

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 LB356 with 34 ayes, 7 nays, and 8 present and not voting.

The following bill was put upon final passage:

LEGISLATIVE BILL 356.

A BILL FOR AN ACT relating to government; to amend sections 37-811 and 60-3,127, Reissue Revised Statutes of Nebraska, and sections 60-301, 60-393, 60-395, 60-396, 60-3,100, 60-3,104, 60-3,104.01, 60-3,119, 60-3,122.03, 60-3,122.04, 60-3,128, 60-3,130.04, 60-3,226, 60-3,227,

60-3,230, 60-3,231, 60-3,232, 60-3,233, 60-3,234, and 60-3,235, Revised Statutes Cumulative Supplement, 2018; to provide funding for the Wildlife Conservation Fund; to change provisions relating to fee distribution, fee amounts, and semitrailers under the Motor Vehicle Registration Act; to provide powers and duties to the Department of Motor Vehicles regarding discontinuance of certain license plates as prescribed; to provide for Wildlife Conservation Plates, Prostate Cancer Awareness Plates, and Sammy's Superheroes license plates; to eliminate obsolete provisions; 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:

Albrecht	Clements	Hansen, B.	Lathrop	Quick
Arch	Crawford	Hansen, M.	Lindstrom	Scheer
Blood	DeBoer	Hilgers	Linehan	Slama
Bolz	Dorn	Hilkemann	Lowe	Stinner
Bostelman	Erdman	Howard	McCollister	Vargas
Brandt	Friesen	Hughes	McDonnell	Walz
Brewer	Geist	Hunt	Morfeld	Wayne
Briese	Gragert	Kolowski	Moser	Williams
Cavanaugh	Groene	Kolterman	Murman	Wishart
Chambers	Halloran	La Grone	Pansing Brooks	

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.

PRESIDENT SIGNED

While the Legislature was in session and capable of transacting business, the President signed the following: LBs 6, 130, 130A, 138, 227, 237, 237A, and 356.

MOTION(S) - Return LB405 to Select File

Senator Lowe moved to return LB405 to Select File for the following specific amendment:

FA65

Strike the enacting clause.

SPEAKER SCHEER PRESIDING

Senator Lowe withdrew his motion to return.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 405.

A BILL FOR AN ACT relating to buildings; to amend sections 71-6403, 71-6406, 72-804, 72-805, 72-806, 81-1608, 81-1609, 81-1611, 81-1614, 81-1618, and 81-1622, Reissue Revised Statutes of Nebraska; to change provisions relating to building and energy codes; to adopt updates to building and energy codes; 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, 30:

Blood	Dorn	Hunt	McCollister	Stinner
Brandt	Geist	Kolowski	McDonnell	Vargas
Cavanaugh	Gragert	Kolterman	Morfeld	Walz
Chambers	Hansen, M.	Lathrop	Pansing Brooks	Wayne
Crawford	Hilkemann	Lindstrom	Quick	Williams
DeBoer	Howard	Linehan	Scheer	Wishart

Voting in the negative, 11:

Albrecht	Erdman	Halloran	Murman
Bostelman	Friesen	Lowe	Slama
Clements	Groene	Moser	

Present and not voting, 7:

Arch	Briese	Hilgers	La Grone
Brewer	Hansen, B.	Hughes	

Excused and not voting, 1:

Bolz

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

LEGISLATIVE BILL 496.

A BILL FOR AN ACT relating to crimes and offenses; to amend sections 28-916.01, 28-919, 28-922, 29-1912, 29-1914, 29-1916, 29-1917, 29-1918, 29-1919, 29-1923, and 29-1924, Reissue Revised Statutes of Nebraska; to

change penalties for tampering with witnesses or informants, jury tampering, and tampering with physical evidence; to change provisions relating to discovery in criminal cases; to redefine terms; 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:

Albrecht	Crawford	Hansen, M.	Lindstrom	Scheer
Arch	DeBoer	Hilgers	Linehan	Slama
Blood	Dorn	Hilkemann	Lowe	Stinner
Bostelman	Erdman	Howard	McCollister	Vargas
Brandt	Friesen	Hughes	McDonnell	Walz
Brewer	Geist	Hunt	Morfeld	Wayne
Briese	Gragert	Kolowski	Moser	Williams
Cavanaugh	Groene	Kolterman	Murman	Wishart
Chambers	Halloran	La Grone	Pansing Brooks	
Clements	Hansen, B.	Lathrop	Quick	

Voting in the negative, 0.

Excused and not voting, 1:

Bolz

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

LEGISLATIVE BILL 524.

A BILL FOR AN ACT relating to the Nebraska Budget Act; to amend section 79-1074, Reissue Revised Statutes of Nebraska, and section 13-509, Revised Statutes Cumulative Supplement, 2018; to change provisions relating to annexations; 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, 47:

Albrecht	Crawford	Hansen, M.	Lindstrom	Slama
Arch	DeBoer	Hilgers	Linehan	Stinner
Blood	Dorn	Hilkemann	Lowe	Vargas
Bostelman	Erdman	Howard	McCollister	Walz
Brandt	Friesen	Hughes	McDonnell	Wayne
Brewer	Geist	Hunt	Moser	Williams
Briese	Gragert	Kolowski	Murman	Wishart
Cavanaugh	Groene	Kolterman	Pansing Brooks	
Chambers	Halloran	La Grone	Quick	
Clements	Hansen, B.	Lathrop	Scheer	

Voting in the negative, 0.

Present and not voting, 1:

Morfeld

Excused and not voting, 1:

Bolz

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

LEGISLATIVE BILL 585.

A BILL FOR AN ACT relating to renewable fuels; to define terms; to create the Renewable Fuel Infrastructure Program; to provide for grants; to create a fund; and to provide an operative date.

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:

Albrecht	Clements	Hansen, B.	Lathrop	Quick
Arch	Crawford	Hansen, M.	Lindstrom	Scheer
Blood	DeBoer	Hilgers	Linehan	Slama
Bolz	Dorn	Hilkemann	Lowe	Stinner
Bostelman	Erdman	Howard	McCollister	Vargas
Brandt	Friesen	Hughes	McDonnell	Walz
Brewer	Geist	Hunt	Morfeld	Wayne
Briese	Gragert	Kolowski	Moser	Williams
Cavanaugh	Groene	Kolterman	Murman	Wishart
Chambers	Halloran	La Grone	Pansing Brooks	

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 616.

A BILL FOR AN ACT relating to state highways and bridges; to amend section 39-1349, Reissue Revised Statutes of Nebraska, and section 81-1701, Revised Statutes Cumulative Supplement, 2018; to provide an interest payment exception for certain construction contracts 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, 48:

Albrecht	Clements	Hansen, B.	Lathrop	Quick
Arch	Crawford	Hansen, M.	Lindstrom	Scheer
Blood	DeBoer	Hilgers	Linehan	Slama
Bolz	Dorn	Hilkemann	Lowe	Stinner
Bostelman	Erdman	Howard	McCollister	Vargas
Brandt	Friesen	Hughes	McDonnell	Walz
Brewer	Geist	Hunt	Morfeld	Wayne
Briese	Gragert	Kolowski	Moser	Wishart
Cavanaugh	Groene	Kolterman	Murman	
Chambers	Halloran	La Grone	Pansing Brooks	

Voting in the negative, 0.

Present and not voting, 1:

Williams

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

LEGISLATIVE BILL 693.

A BILL FOR AN ACT relating to telecommunications; to prohibit the selling, renting, or conveying of telephone numbers as prescribed; to adopt the Neighbor Spoofing Protection Act; and to provide a civil penalty.

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:

Albrecht	Clements	Hansen, B.	Lathrop	Quick
Arch	Crawford	Hansen, M.	Lindstrom	Scheer
Blood	DeBoer	Hilgers	Linehan	Slama
Bolz	Dorn	Hilkemann	Lowe	Stinner
Bostelman	Erdman	Howard	McCollister	Vargas
Brandt	Friesen	Hughes	McDonnell	Walz
Brewer	Geist	Hunt	Morfeld	Wayne
Briese	Gragert	Kolowski	Moser	Williams
Cavanaugh	Groene	Kolterman	Murman	Wishart
Chambers	Halloran	La Grone	Pansing Brooks	

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.

WITHDRAW - Amendment to LB177

Senator Briese withdrew his amendment, AM1428, found on page 1244, to LB177.

BILL ON FINAL READING

The following bill was read and put upon final passage:

LEGISLATIVE BILL 177.

A BILL FOR AN ACT relating to natural resources districts; to amend section 2-3226.14, Reissue Revised Statutes of Nebraska; to change a termination date; 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, 35:

Arch	Dorn	Hughes	McCollister	Scheer
Blood	Friesen	Hunt	McDonnell	Stinner
Bolz	Geist	Kolowski	Morfeld	Vargas
Brandt	Gragert	Kolterman	Moser	Walz
Cavanaugh	Hansen, M.	Lathrop	Murman	Wayne
Crawford	Hilkemann	Lindstrom	Pansing Brooks	Williams
DeBoer	Howard	Linehan	Quick	Wishart

Voting in the negative, 8:

Albrecht	Clements	Groene	Hansen, B.
Bostelman	Erdman	Halloran	Low

Present and not voting, 6:

Brewer	Chambers	La Grone
Briese	Hilgers	Slama

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 405, 496, 524, 585, 616, 693, and 177.

SELECT FILE

LEGISLATIVE BILL 411. ER52, found on page 917, was adopted.

Senator Brewer offered his amendment, AM1379, found on page 1261.

The Brewer amendment was adopted with 42 ayes, 0 nays, and 7 present and not voting.

Senator Linehan offered the following amendment:
AM1577

(Amendments to AM1379)

- 1 1. Strike section 70 and insert the following new section:
- 2 Sec. 8. Section 23-2507, Revised Statutes Cumulative Supplement,
- 3 2018, is amended to read:
- 4 ~~23-2507~~ (1) The commission may prescribe the following: (a) General
- 5 employment policies and procedures; (b) regulations for recruiting,
- 6 examination, and certification of qualified applicants for employment and
- 7 the maintenance of registers of qualified candidates for employment for
- 8 all employees governed by the County Civil Service Commission Act
- 9 ~~sections 23-2501 to 23-2516~~; (c) a system of personnel records containing
- 10 general data on all employees and standards for the development and
- 11 maintenance of personnel records to be maintained within the offices
- 12 governed by the act ~~sections 23-2501 to 23-2516~~; (d) regulations
- 13 governing such matters as hours of work, promotions, transfers,
- 14 demotions, probation, terminations, and reductions in force; (e)
- 15 regulations for use by all offices governed by the act ~~sections 23-2501~~
- 16 ~~to 23-2516~~ relating to such matters as employee benefits, vacation, sick
- 17 leave, and holidays.
- 18 (2) The commission shall require department heads to provide
- 19 sufficient criteria to enable the commission to properly conduct
- 20 employment examinations.
- 21 (3) The commission shall require department heads to supply to the

22 commission position classification plans, job descriptions, and job
23 specifications.

24 (4) Individual personnel records shall be available for inspection
25 only by the employee involved, the employee's department head, and such
26 other persons as the commission shall authorize.

1 (5) The commission shall have such other powers as are necessary to
2 effectuate the purposes of ~~the act sections 23-2501 to 23-2516.~~

3 (6) All acts of the commission pursuant to the authority conferred
4 in this section shall be binding on all county department heads governed
5 by the County Civil Service Commission Act sections 23-2501 to 23-2516.

6 2. On page 1, line 2, strike "17" and insert "18".

7 3. On page 5, line 19, strike "May 21, 1971", show as stricken, and
8 insert "the operative date of this section".

9 4. On page 7, line 20, strike "10" and insert "11" and strike "11"
10 and insert "12".

11 5. On page 13, line 19, strike "20" and insert "19"; and in line 21
12 strike "68, and 70" and insert "67, and 69".

13 6. On page 14, line 2, after the first comma insert "23-2507,".

14 7. Renumber the remaining sections accordingly.

The Linehan amendment was adopted with 37 ayes, 0 nays, and 12 present
and not voting.

Advanced to Enrollment and Review for Engrossment.

LEGISLATIVE BILL 570. ER69, found on page 1114, was adopted.

Senator Walz offered her amendment, AM1480, found on page 1380.

The Walz amendment was adopted with 38 ayes, 0 nays, and 11 present and
not voting.

Advanced to Enrollment and Review for Engrossment.

LEGISLATIVE BILL 570A. ER70, found on page 1117, was adopted.

Senator Howard offered her amendment, AM1249, found on page 1118.

The Howard amendment was adopted with 33 ayes, 0 nays, and 16 present
and not voting.

Advanced to Enrollment and Review for Engrossment.

LEGISLATIVE BILL 375. Advanced to Enrollment and Review for
Engrossment.

LEGISLATIVE BILL 155. ER89, found on page 1258, was adopted.

Advanced to Enrollment and Review for Engrossment.

LEGISLATIVE BILL 460. ER91, found on page 1330, was adopted.

Senator Howard withdrew her amendment, AM1505, found on page 1365.

Senator Howard offered the following amendment:

AM1592

(Amendments to Standing Committee amendments, AM1211)

- 1 1. On page 6, line 29; and page 7, lines 4, 5, and 6, strike
- 2 "September" and insert "October".
- 3 2. On page 7, line 31, after "expense" insert "not less than once
- 4 during each five-year period".
- 5 3. On page 8, line 14, after "check" insert "or a background check";
- 6 in line 16 after "check" insert "or a background check described in this
- 7 subsection"; and in line 30 strike "subject to federal" and insert "and
- 8 information from background checks described in this subsection subject
- 9 to state or federal".
- 10 4. On page 10, line 15, after "checks" insert "not less than once
- 11 during each five-year period".

The Howard amendment was adopted with 33 ayes, 0 nays, and 16 present and not voting.

Advanced to Enrollment and Review for Engrossment.

LEGISLATIVE BILL 460A. Senator Howard offered the following amendment:

AM1586

- 1 1. Strike the original sections and insert the following new
- 2 sections:
- 3 Section 1. There is hereby appropriated \$12,480 from federal funds
- 4 for FY2020-21 to the Department of Health and Human Services, for Program
- 5 33, to aid in carrying out the provisions of Legislative Bill 460, One
- 6 Hundred Sixth Legislature, First Session, 2019.
- 7 No expenditures for permanent and temporary salaries and per diems
- 8 for state employees shall be made from funds appropriated in this
- 9 section.
- 10 Sec. 2. There is hereby appropriated (1) \$1,469,893 from federal
- 11 funds for FY2019-20 and (2) \$1,959,858 from federal funds for FY2020-21
- 12 to the Department of Health and Human Services, for Program 347, to aid
- 13 in carrying out the provisions of Legislative Bill 460, One Hundred Sixth
- 14 Legislature, First Session, 2019.
- 15 No expenditures for permanent and temporary salaries and per diems
- 16 for state employees shall be made from funds appropriated in this
- 17 section.

18 Sec. 3. There is hereby appropriated (1) \$509,553 from the General
19 Fund and \$637,016 from the Nebraska State Patrol Cash Fund for FY2019-20
20 and (2) \$205,853 from the General Fund and \$624,295 from the Nebraska
21 State Patrol Cash Fund for FY2020-21 to the Nebraska State Patrol, for
22 Program 100, to aid in carrying out the provisions of Legislative Bill
23 460, One Hundred Sixth Legislature, First Session, 2019.
24 Total expenditures for permanent and temporary salaries and per
25 diems from funds appropriated in this section shall not exceed \$486,026
26 for FY2019-20 or \$486,026 for FY2020-21.
27 Sec. 4. Since an emergency exists, this act takes effect when passed
1 and approved according to law.

The Howard amendment was adopted with 29 ayes, 0 nays, and 20 present and not voting.

Advanced to Enrollment and Review for Engrossment.

LEGISLATIVE BILL 184. ER101, found on page 1341, was adopted.

Senator Geist offered the Friesen amendment, AM1470, found on page 1365.

The Friesen amendment was adopted with 27 ayes, 0 nays, and 22 present and not voting.

Advanced to Enrollment and Review for Engrossment.

LEGISLATIVE BILL 478. ER94, found on page 1342, was adopted.

Senator Vargas offered his amendment, AM1507, found on page 1366.

The Vargas amendment was adopted with 34 ayes, 0 nays, and 15 present and not voting.

Advanced to Enrollment and Review for Engrossment.

LEGISLATIVE BILL 595. ER95, found on page 1342, was adopted.

Senator Albrecht offered her amendment, AM1510, found on page 1363.

The Albrecht amendment was adopted with 35 ayes, 0 nays, and 14 present and not voting.

Advanced to Enrollment and Review for Engrossment.

LEGISLATIVE BILL 96. ER93, found on page 1342, was adopted.

Advanced to Enrollment and Review for Engrossment.

LEGISLATIVE BILL 179. Advanced to Enrollment and Review for Engrossment.

LEGISLATIVE BILL 418. ER99, found on page 1343, was adopted.

Advanced to Enrollment and Review for Engrossment.

LEGISLATIVE BILL 560. ER97, found on page 1343, was adopted.

Advanced to Enrollment and Review for Engrossment.

LEGISLATIVE BILL 86. ER98, found on page 1343, was adopted.

Advanced to Enrollment and Review for Engrossment.

LEGISLATIVE BILL 657. ER87, found on page 1206, was adopted.

Senator Wayne offered his amendment, AM1541, found on page 1380.

The Wayne amendment was adopted with 28 ayes, 3 nays, 16 present and not voting, and 2 excused and not voting.

Senator Lowe offered the following amendment:
AM1585

(Amendments to AM1541)

1 1. On page 16, line 4, strike "may" and insert "shall"; and in line
2 5 strike "and may" and insert "or shall".

The Lowe amendment lost with 2 ayes, 19 nays, 24 present and not voting, and 4 excused and not voting.

Senator Lowe offered the following amendment:
AM1583

(Amendments to AM1541)

1 1. On page 4, line 6; page 9, line 4; and page 15, line 10, strike
2 "may" and insert "shall".

The Lowe amendment lost with 1 aye, 23 nays, 20 present and not voting, and 5 excused and not voting.

Advanced to Enrollment and Review for Engrossment.

LEGISLATIVE BILL 657A. Advanced to Enrollment and Review for Engrossment.

PRESENTED TO THE GOVERNOR

Presented to the Governor on May 2, 2019, at 11:45 a.m. were the following: LBs 6, 130, 130A, 138, 227, 237, 237A, 356, 405, 496, 524, 585, 616, 693, and 177.

(Signed) Laura Gerkin
Clerk of the Legislature's Office

COMMITTEE REPORT(S)

Enrollment and Review

LEGISLATIVE BILL 149. Placed on Select File with amendment.
ER104

1 1. In the Standing Committee amendments, AM 901, on page 10, line 2,
2 after the last comma insert "and"; and in line 3 strike "71-5716,
3 71-5718, and 71-5727,".
4 1. On page 1, line 1, strike "vapor products" and insert "tobacco";
5 in line 3 strike "71-5716, 71-5718, and 71-5727" and insert "and
6 28-1429.03"; strike beginning with "and" in line 4 through "liquids" in
7 line 6 and insert "provisions relating to the legal age to buy or use,
8 and the sale and use of, tobacco or electronic nicotine delivery systems
9 or alternative nicotine products"; in line 7 strike "vapor products" and
10 insert "electronic nicotine delivery systems"; and strike beginning with
11 the first "to" in line 8 through the semicolon in line 9.

LEGISLATIVE BILL 532. Placed on Select File.

LEGISLATIVE BILL 532A. Placed on Select File.

(Signed) Julie Slama, Chairperson

COMMITTEE REPORT(S)

Revenue

LEGISLATIVE BILL 289. Placed on General File with amendment.
AM1572 is available in the Bill Room.

(Signed) Lou Ann Linehan, Chairperson

Appropriations

LEGISLATIVE BILL 295. Placed on General File.

LEGISLATIVE BILL 299. Placed on General File.

LEGISLATIVE BILL 293. Placed on General File with amendment.
AM1503 is available in the Bill Room.

LEGISLATIVE BILL 294. Placed on General File with amendment.
AM1329 is available in the Bill Room.

LEGISLATIVE BILL 296. Placed on General File with amendment. AM1481 is available in the Bill Room.

LEGISLATIVE BILL 297. Placed on General File with amendment. AM1482 is available in the Bill Room.

LEGISLATIVE BILL 298. Placed on General File with amendment. AM1498 is available in the Bill Room.

(Signed) John Stinner, Chairperson

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 86A. Introduced by Wayne, 13.

A BILL FOR AN ACT relating to appropriations; to appropriate funds to aid in carrying out the provisions of Legislative Bill 86, One Hundred Sixth Legislature, First Session, 2019.

LEGISLATIVE BILL 600A. Introduced by Walz, 15.

A BILL FOR AN ACT relating to appropriations; to appropriate funds to aid in carrying out the provisions of Legislative Bill 600, One Hundred Sixth Legislature, First Session, 2019; and to declare an emergency.

AMENDMENT(S) - Print in Journal

Senator Bolz filed the following amendment to LB600:
AM1575 is available in the Bill Room.

Senator Lathrop filed the following amendment to LB300A:
AM1579

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

3 Section 1. There is hereby appropriated (1) \$39,773 from the
4 General Fund for FY2019-20 and (2) \$81,324 from the General Fund for
5 FY2020-21 to the Supreme Court, for Program 3, to aid in carrying out the
6 provisions of Legislative Bill 300, One Hundred Sixth Legislature, First
7 Session, 2019.

8 Total expenditures for permanent and temporary salaries and per
9 diems from funds appropriated in this section shall not exceed \$37,023
10 for FY2019-20 or \$75,156 for FY2020-21.

11 Sec. 2. There is hereby appropriated (1) \$32,482 from the General
12 Fund for FY2019-20 and (2) \$66,439 from the General Fund for FY2020-21 to
13 the Supreme Court, for Program 4, to aid in carrying out the provisions

14 of Legislative Bill 300, One Hundred Sixth Legislature, First Session,
 15 2019.
 16 Total expenditures for permanent and temporary salaries and per
 17 diems from funds appropriated in this section shall not exceed \$30,147
 18 for FY2019-20 or \$61,199 for FY2020-21.
 19 Sec. 3. There is hereby appropriated (1) \$359,002 from the General
 20 Fund for FY2019-20 and (2) \$734,453 from the General Fund for FY2020-21
 21 to the Supreme Court, for Program 6, to aid in carrying out the
 22 provisions of Legislative Bill 300, One Hundred Sixth Legislature, First
 23 Session, 2019.
 24 Total expenditures for permanent and temporary salaries and per
 25 diems from funds appropriated in this section shall not exceed \$332,677
 26 for FY2019-20 or \$675,334 for FY2020-21.
 27 Sec. 4. There is hereby appropriated (1) \$298,428 from the General
 1 Fund for FY2019-20 and (2) \$610,652 from the General Fund for FY2020-21
 2 to the Supreme Court, for Program 7, to aid in carrying out the
 3 provisions of Legislative Bill 300, One Hundred Sixth Legislature, First
 4 Session, 2019.
 5 Total expenditures for permanent and temporary salaries and per
 6 diems from funds appropriated in this section shall not exceed \$276,085
 7 for FY2019-20 or \$560,452 for FY2020-21.
 8 Sec. 5. There is hereby appropriated (1) \$36,956 from the
 9 Compensation Court Cash Fund for FY2019-20 and (2) \$75,606 from the
 10 Compensation Court Cash Fund for FY2020-21 to the Workers' Compensation
 11 Court, for Program 526, to aid in carrying out the provisions of
 12 Legislative Bill 300, One Hundred Sixth Legislature, First Session, 2019.
 13 Total expenditures for permanent and temporary salaries and per
 14 diems from funds appropriated in this section shall not exceed \$34,246
 15 for FY2019-20 or \$69,520 for FY2020-21.
 16 Sec. 6. This act becomes operative on July 1, 2019.
 17 Sec. 7. Since an emergency exists, this act takes effect when
 18 passed and approved according to law.

Senator Hunt filed the following amendment to LB209:
 AM1535

(Amendments to Standing Committee amendments, AM1432)

1 1. On page 2, lines 2 and 31, strike "immediate" and insert
 2 "timely".

RESOLUTION(S)

LEGISLATIVE RESOLUTION 107. Introduced by Wayne, 13.

WHEREAS, the Omaha Healthy Kids Alliance has received the Environmental Protection Agency's (EPA) National Environmental Leadership Award in Asthma Management. This award is the EPA's highest recognition a program and its leaders can receive for delivering excellent environmental asthma management; and

WHEREAS, the EPA's National Environmental Leadership Award in Asthma Management is given annually to a health plan, health care provider, and a community in action, to showcase the highest standards in asthma care and management; and

WHEREAS, in 2015, six percent of Omaha area children had asthma, with the highest rates among those in very low income households and among African-American and Latino children; and

WHEREAS, since 2014 the Omaha Healthy Kids Alliance has administered the Asthma In-Home Response Program, performing home assessments and designing home construction interventions for families who have children with asthma. The alliance also educates families to eliminate environmental triggers, leading to a reduction in missed school days, emergency room visits, and symptomatic days; and

WHEREAS, the Omaha Healthy Kids Alliance helps families make connections between health and housing issues by assessing homes, educating families, making informed referrals, and connecting clients to home repair services to reduce health and safety risks.

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

1. That the Legislature congratulates the Omaha Healthy Kids Alliance on receiving the National Environmental Leadership Award in Asthma Management.

2. That a copy of this resolution be sent to the Omaha Healthy Kids Alliance.

Laid over.

VISITOR(S)

Visitors to the Chamber were students from Dodge Elementary School, Grand Island; students from Knickrehm Elementary School, Grand Island; students from St. Michael's School, Albion; Marilyn Zehring, Peg Jeffres, Sue Murphy, and Anne Kallesen from Columbus; students and teachers from Ord Junior Senior High School; and students and teachers from Oakland-Craig Schools.

The Doctor of the Day was Dr. Aaron Lanik from Wahoo.

ADJOURNMENT

At 12:16 p.m., on a motion by Senator Halloran, the Legislature adjourned until 10:00 a.m., Tuesday, May 7, 2019.

Patrick J. O'Donnell
Clerk of the Legislature

