

**ELEVENTH DAY - JANUARY 24, 2020****LEGISLATIVE JOURNAL****ONE HUNDRED SIXTH LEGISLATURE  
SECOND SESSION****ELEVENTH DAY**

Legislative Chamber, Lincoln, Nebraska  
Friday, January 24, 2020

**PRAYER**

The prayer was offered by Pastor Tyler Hauptmeier, St. Paul's Lutheran Church, Doniphan.

**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 Senator McDonnell who was excused; and Senators B. Hansen, Howard, Morfeld, Pansing Brooks, Vargas, Walz, and Wayne who were excused until they arrive.

**CORRECTIONS FOR THE JOURNAL**

The Journal for the tenth day was approved.

**REFERENCE COMMITTEE REPORT**

The Legislative Council Executive Board submits the following report:

<b>LB/LR</b>	<b>Committee</b>
LB1053	Health and Human Services
LB1054	Nebraska Retirement Systems
LB1055	Government, Military and Veterans Affairs
LB1056	General Affairs
LB1057	Government, Military and Veterans Affairs
LB1058	Health and Human Services
LB1059	Health and Human Services
LB1060	Business and Labor
LB1061	Health and Human Services
LB1062	Judiciary
LB1063	Banking, Commerce and Insurance
LB1064	General Affairs

LB1065	Health and Human Services
LB1066	Education
LB1067	Transportation and Telecommunications
LB1068	Government, Military and Veterans Affairs
LB1069	Appropriations
LB1070	Revenue
LB1071	Natural Resources
LB1072	Natural Resources
LB1074	Revenue
LB1075	Revenue
LB1076	Education
LB1077	Urban Affairs
LB1078	Urban Affairs
LB1079	Appropriations
LB1080	Education
LB1081	Judiciary
LB1082	Judiciary
LB1083	Education
LB1084	Revenue
LB1085	Executive Board
LB1086	Government, Military and Veterans Affairs
LB1087	Revenue
LB1088	Transportation and Telecommunications
LB1089	Education
LB1090	General Affairs
LB1091	Judiciary
LB1092	Appropriations
LB1093	Appropriations
LB1094	Judiciary
LB1095	Judiciary
LB1096	Appropriations
LB1097	Appropriations
LB1098	Appropriations
LB1099	Appropriations
LB1100	Appropriations
LB1101	Business and Labor
LB1102	Appropriations
LB1103	Business and Labor
LB1104	Health and Human Services
LB1105	Health and Human Services
LB1106	Revenue
LB1107	Revenue
LB1108	Banking, Commerce and Insurance
LB1109	Revenue
LB1110	Government, Military and Veterans Affairs
LB1111	Education
LB1112	Judiciary
LB1113	Judiciary
LB1114	Urban Affairs
LB1115	Judiciary
LB1116	Urban Affairs

LB1117 Judiciary  
LB1118 Judiciary  
LB1119 Government, Military and Veterans Affairs  
LB1120 Government, Military and Veterans Affairs  
LB1121 Government, Military and Veterans Affairs  
LB1122 Government, Military and Veterans Affairs  
LB1123 Banking, Commerce and Insurance  
LB1124 Health and Human Services  
LB1125 Revenue  
LB1126 Business and Labor  
LB1127 Business and Labor  
LB1128 Business and Labor  
LB1129 Business and Labor  
LB1130 Revenue  
LB1131 Education  
LB1132 Natural Resources  
LB1133 Judiciary  
LB1134 Education  
LB1135 Urban Affairs  
LB1136 Government, Military and Veterans Affairs  
LB1137 Judiciary  
LB1138 Health and Human Services  
LB1139 Transportation and Telecommunications  
LB1140 Health and Human Services  
LB1141 Health and Human Services  
LB1142 Health and Human Services  
LB1143 Health and Human Services  
LB1144 Executive Board  
LB1145 Health and Human Services  
LB1146 Appropriations  
LB1147 Health and Human Services  
LB1148 Judiciary  
LB1149 Judiciary  
LB1150 Health and Human Services  
LB1151 Education  
LB1152 Agriculture  
LB1153 Education  
LB1154 Appropriations  
LB1155 Urban Affairs  
LB1157 Executive Board  
LB1158 Health and Human Services  
LB1159 Agriculture  
LB1160 Business and Labor  
LB1161 Appropriations  
LB1162 Revenue  
LR297 Executive Board  
LR298 Executive Board

(Signed) Mike Hilgers, Chairperson  
Executive Board

**COMMITTEE REPORT(S)**

Enrollment and Review

**LEGISLATIVE BILL 734.** Placed on Select File with amendment.[ER152](#)

1 1. On page 1, line 1, strike "act" and insert "Act"; and in line 4  
 2 after "charter" insert "or special party".

**LEGISLATIVE BILL 734A.** Placed on Select File.

(Signed) Julie Slama, Chairperson

**RESOLUTION(S)****LEGISLATIVE RESOLUTION 303.** Introduced by Gragert, 40.

WHEREAS, the Hartington-Newcastle High School one act team won the 2019 NSAA Class C-2 State Play Production Championship; and

WHEREAS, the Hartington-Newcastle Wildcats earned their first place finish with a score of 176 points for their production of Young Frankenstein, narrowly defeating the Loup City Rebels by three points; and

WHEREAS, under the direction of head coach A.J. Johnson, Hartington-Newcastle has earned three state championship titles in a row; and

WHEREAS, senior Sam Harms earned the Class C-2 Outstanding Male Performer for the third year in a row; and

WHEREAS, the Hartington-Newcastle Wildcats have proven themselves to be a powerhouse in one act productions, having won the Class C-2 State Play Production Championship eight times since 2011; 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 SIXTH LEGISLATURE OF NEBRASKA, SECOND SESSION:

1. That the Legislature congratulates the Hartington-Newcastle one act team on winning the 2019 NSAA Class C-2 Play Production Championship.

2. That a copy of this resolution be sent to the Hartington-Newcastle High School, Sam Harms, and Coach A.J. Johnson.

Laid over.

**REPORT OF REGISTERED LOBBYISTS**

Following is a list of all lobbyists who have registered as of January 23, 2020, 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

Beyer, Nolan  
Millard Public Schools  
Davis, Hillary  
Student Press Law Center  
Hunter-Pirtle, Ann  
Stand for Schools  
Kissel Kohout ES Associates, LLC  
Autism Center of Nebraska  
Hands of Heartland  
Mueller Robak  
The American Law Institute  
O'Hara Lindsay & Associates, Inc.  
Heartland Surgery Center  
Pappas, James E.  
League of Human Dignity  
Peetz & Company  
Service Contract Industry Council  
Rasmussen, Jordan  
Center for Rural Affairs  
Richardson, Amy  
Women's Center for Advancement  
Sipple, Adam  
ACLU Nebraska

### REPORTS

Agency reports electronically filed with the Legislature can be found on the [Nebraska Legislature's website](#).

### SELECT FILE

**LEGISLATIVE BILL 740.** Advanced to Enrollment and Review for Engrossment.

**LEGISLATIVE BILL 741.** Advanced to Enrollment and Review for Engrossment.

**LEGISLATIVE BILL 582.** [ER143](#), found on page 344, was adopted.

Advanced to Enrollment and Review for Engrossment.

**LEGISLATIVE BILL 153.** [ER137](#), found on page 291, was adopted.

Advanced to Enrollment and Review for Engrossment.

**LEGISLATIVE BILL 30.** [ER138](#), found on page 325, was adopted.

Advanced to Enrollment and Review for Engrossment.

**LEGISLATIVE BILL 93.** [ER139](#), found on page 325, was adopted.

Advanced to Enrollment and Review for Engrossment.

**LEGISLATIVE BILL 230.** [ER141](#), found on page 329, was adopted.

Senator Pansing Brooks offered her amendment, [AM2121](#), found on page 401.

The Pansing Brooks amendment was adopted with 33 ayes, 0 nays, 12 present and not voting, and 4 excused and not voting.

Advanced to Enrollment and Review for Engrossment.

#### **WITHDRAW - Amendment to LB4**

Senator Stinner withdrew his amendment, [AM893](#), found on page 1443, First Session, 2019, to LB4.

#### **MOTION(S) - Return LB4 to Select File**

Senator Stinner moved to return LB4 to Select File for his specific amendment, [AM1981](#), found on page 145.

The Stinner motion to return prevailed with 39 ayes, 1 nay, 5 present and not voting, and 4 excused and not voting.

#### **SELECT FILE**

**LEGISLATIVE BILL 4.** The Stinner specific amendment, [AM1981](#), found on page 145, was adopted with 38 ayes, 0 nays, 8 present and not voting, and 3 excused and not voting.

Advanced to Enrollment and Review for Reengrossment.

#### **WITHDRAW - Amendment to LB4A**

Senator Stinner withdrew his amendment, [AM1863](#), found on page 1575, First Session, 2019, to LB4A.

#### **MOTION(S) - Return LB4A to Select File**

Senator Stinner moved to return LB4A to Select File for his specific amendment, [AM1990](#), found on page 179.

The Stinner motion to return prevailed with 36 ayes, 0 nays, 10 present and not voting, and 3 excused and not voting.

**SELECT FILE**

**LEGISLATIVE BILL 4A.** The Stinner specific amendment, [AM1990](#), found on page 179, was adopted with 33 ayes, 0 nays, 13 present and not voting, and 3 excused and not voting.

Advanced to Enrollment and Review for Reengrossment.

**GENERAL FILE**

**LEGISLATIVE BILL 231.** Senator Chambers withdrew his motion, [MO126](#), found on page 407, to bracket until January 24, 2020.

Senator Groene renewed his motion, [MO125](#), found on page 401 and considered on page 407, to recommit to the Judiciary Committee.

Pending.

**NOTICE OF COMMITTEE HEARING(S)**  
Health and Human Services  
Room 1510

Friday, January 31, 2020 1:30 p.m.  
LB849  
LB977  
LB1061  
LB759

(Signed) Sara Howard, Chairperson

Revenue  
Room 1524

Friday, January 31, 2020 1:30 p.m.  
LB1033  
LB1070  
LB1074

(Signed) Lou Ann Linehan, Chairperson

**GENERAL FILE**

**LEGISLATIVE BILL 287.** Senator Hughes renewed his motion, [MO114](#), found on page 278 and considered on page 287, to recommit to the Natural Resources Committee.

Senator Hughes withdrew his motion to recommit to committee.

Senator Chambers offered the following motion:

[MO127](#)

Indefinitely postpone.

Senator Chambers moved for a call of the house. The motion prevailed with 14 ayes, 2 nays, and 33 not voting.

Senator Chambers requested a roll call vote on the motion to indefinitely postpone.

Voting in the affirmative, 0.

Voting in the negative, 45:

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

Present and not voting, 2:

Chambers      Hunt

Excused and not voting, 2:

McDonnell      Wayne

The Chambers motion to indefinitely postpone failed with 0 ayes, 45 nays, 2 present and not voting, and 2 excused and not voting.

The Chair declared the call raised.

Senator Chambers offered the following motion:

[MO128](#)

Reconsider the vote to indefinitely postpone.

Senator Chambers asked unanimous consent to withdraw his motion to reconsider. No objections. So ordered.

Advanced to Enrollment and Review Initial with 35 ayes, 1 nay, 10 present and not voting, and 3 excused and not voting.



**COMMITTEE REPORT(S)**

Enrollment and Review

**LEGISLATIVE BILL 266.** Placed on Select File.

(Signed) Julie Slama, Chairperson

**NOTICE OF COMMITTEE HEARING(S)**

Business and Labor

Room 1524

Monday, February 3, 2020 1:30 p.m.

LB962

LB1060

LB915

LB788

LB1016

(Signed) Matt Hansen, Chairperson

Nebraska Retirement Systems

Room 1525

Wednesday, February 5, 2020 12:10 p.m.

LB1054

(Signed) Mark Kolterman, Chairperson

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

Senator Vargas filed the following amendment to LB283:

[AM2116](#)

1 I. Strike original section 1 and insert the following new section:

2 Section 1. The Legislature finds that:

3 (1) Pests, drought, floods, high winds, and other extreme weather

4 events present serious, diverse, and ongoing issues for Nebraska. Many

5 sectors and resources are impacted by such extreme weather, including

6 agriculture, water, health care, energy generation and usage, ecosystems,

7 forestry, rural and urban communities, transportation, and commerce and

8 industry. Nebraska's life-giving water and soil resources continue to be

9 subject to new stressors and risks;

10 (2) Opportunities exist for the people of Nebraska to respond

11 appropriately to these risks, including economic opportunities through

12 development of renewable energy from our abundant wind and solar

13 resources, biofuels, and nuclear power, through reduction of pollutants,

14 through efforts to reduce the use of fossil fuels, through strengthened

15 private property rights by having public input on infrastructure and

16 reduced eminent domain use, and through development of new technologies,

17 new agricultural crops and harvesting methods, and new products that

18 match Nebraska's vibrant and changing needs and resources;

19 (3) The report Understanding and Assessing Climate Change:

20 Implications for Nebraska, University of Nebraska-Lincoln, 2014, provides

21 a fundamental basis for understanding the impacts of extreme weather  
 22 events or climate change for our state;  
 23 (4) The 2015 Nebraska Rural Poll found that sixty-one percent of  
 24 rural Nebraskans agree or strongly agree that the state should develop a  
 25 plan to address the impacts of extreme weather events or climate change;  
 26 (5) Appropriate planning is needed to develop strategies to mitigate  
 27 and adapt to the impacts of extreme weather events or climate change on  
 1 the health and well-being of Nebraskans;  
 2 (6) The state must invest in research and data gathering, planning,  
 3 education, and coordination of efforts related to mitigation of and  
 4 adaptation to the impacts of extreme weather events or climate change;  
 5 and  
 6 (7) An effective plan to meet the challenges of extreme weather  
 7 events or climate change will enable the state and its communities to  
 8 take advantage of opportunities resulting from adaptation and mitigation  
 9 strategies, including attracting new businesses and investment to  
 10 Nebraska, as well as reducing the potential negative impacts of extreme  
 11 weather events or climate change.  
 12 2. On page 3, line 28, after "impacts" insert "of extreme weather  
 13 events or" and after "change" insert an underscored comma.  
 14 3. On page 5, line 5, strike "Waste Reduction and Recycling  
 15 Incentive" and insert "Petroleum Release Remedial Action Collection".

### RESOLUTION(S)

**LEGISLATIVE RESOLUTION 304.** Introduced by Lowe, 37.

WHEREAS, Patty Moore became a registered nurse in 2001 and began her nursing career in the maternity center at CHI Health Good Samaritan Hospital in Kearney; and

WHEREAS, over the last eighteen years, Patty Moore has provided exemplary patient care and has gone above and beyond for her patients and their families; and

WHEREAS, the Daisy Award for Extraordinary Nurses is presented to nurses for the clinical skill and compassion provided to patients and families all year long; and

WHEREAS, the Daisy Foundation was established in 1999 in memory of Patrick Barnes who died at thirty-three years of age due to an autoimmune disease; and

WHEREAS, the Daisy Award for Extraordinary Nurses is recognized in over four thousand healthcare facilities in all fifty states and twenty-five countries; and

WHEREAS, Patty Moore was recognized for her commitment to personalized care and received the Daisy Award for Extraordinary Nurses on December 18, 2019.

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

1. That the Legislature congratulates Patty Moore for receiving the Daisy Award for Extraordinary Nurses and thanks her for an impactful nursing career serving Nebraskans.

2. That a copy of this resolution be sent to Patty Moore and CHI Health Good Samaritan Hospital.

Laid over.

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

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

Senator Hunt name added to LB518.  
Senator Blood name added to LB534.  
Senator M. Hansen name added to LB777.  
Senator Murman name added to LB825.  
Senator Lathrop name added to LB1019.  
Senator Crawford name added to LB1019.  
Senator Kolowski name added to LB1072.  
Senator Lowe name added to LB1084.  
Senator Crawford name added to LB1084.  
Senator Kolowski name added to LB1084.  
Senator La Grone name added to LB1203.

**ADJOURNMENT**

At 11:52 a.m., on a motion by Senator Dorn, the Legislature adjourned until 9:00 a.m., Monday, January 27, 2020.

Patrick J. O'Donnell  
Clerk of the Legislature

