

TWENTY-THIRD DAY - FEBRUARY 12, 2020

LEGISLATIVE JOURNAL

**ONE HUNDRED SIXTH LEGISLATURE
SECOND SESSION**

TWENTY-THIRD DAY

Legislative Chamber, Lincoln, Nebraska
Wednesday, February 12, 2020

PRAYER

The prayer was offered by Reverend Owen Derrick, First Presbyterian Church, Tekamah.

PRESENTATION OF COLORS

Presentation of Colors by the Nebraska Department of the Sons of Union Veterans of the Civil War.

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 Briese, Lindstrom, and Wayne who were excused; and Senators Arch, Friesen, M. Hansen, Howard, Linehan, Lowe, Morfeld, Slama, and Walz who were excused until they arrive.

CORRECTIONS FOR THE JOURNAL

The Journal for the twenty-second day was approved.

ANNOUNCEMENT(S)

Priority designation(s) received:

Halloran - LB344
Brandt - LB996

NOTICE OF COMMITTEE HEARING(S)

Health and Human Services
Room 1510

Wednesday, February 19, 2020 1:30 p.m.

Robert J. Feit - Commission for the Deaf and Hard of Hearing
Candice Arteaga - Commission for the Deaf and Hard of Hearing
Jonathan Scherling - Commission for the Deaf and Hard of Hearing
LB1105
LB1184
LB1158
LB1204

Thursday, February 20, 2020 1:30 p.m.

Michael Bailey - Board of Emergency Medical Services
LB1037
LB1038
LB783
LB1011
LB1043
LB1104

Friday, February 21, 2020 1:00 p.m.

Michael Allen Christopher Greene - Nebraska Rural Health Advisory
Commission
Michael Sheridan - Board of Emergency Medical Services
LB1185
LB837
LB1049
LB917

(Signed) Sara Howard, Chairperson

Natural Resources
Room 1525

Wednesday, February 19, 2020 1:30 p.m.

Elizabeth A. Hilyard - Nebraska Power Review Board
John Arley Rundel - Nebraska Oil and Gas Conservation Commission
Timothy L. Else - Nebraska Ethanol Board
LB1071
LB1132

(Signed) Dan Hughes, Chairperson

AMENDMENT(S) - Print in Journal

Senator Hughes filed the following amendment to LB126:
AM2380

(Amendments to E&R amendments, ER160)

- 1 1. On page 3, strike lines 18 through 31 and insert the following
2 new subsection:
3 "(4)(a) In addition to any limited permit to hunt deer issued to a
4 qualifying landowner under subsection (3) of this section, the commission
5 shall issue up to four limited permits to hunt deer during the three days
6 of Saturday through Monday immediately preceding the opening day of
7 firearm deer hunting season to any qualifying landowner meeting the
8 requirements of subdivision (b) of this subsection and designated members
9 of his or her immediate family. The fee for each permit issued under this
10 subsection shall be five dollars. Permits shall be issued subject to the
11 following:
12 (i) No more than four permits may be issued per qualifying landowner
13 to the landowner or designated members of his or her immediate family,
14 except that no more than one permit shall be issued per person for the
15 qualifying landowner or any designated member of his or her immediate
16 family;
17 (ii) Of the four permits that may be issued, no more than two
18 permits may be issued to persons who are younger than nineteen years of
19 age and no more than two permits may be issued to persons who are
20 nineteen years of age or older; and
21 (iii) For a Nebraska resident landowner, the number of permits
22 issued shall not exceed the total acreage of the farm or ranch divided by
23 eighty, and for a nonresident landowner, the number of permits issued
24 shall not exceed the total acreage of the farm or ranch divided by three
25 hundred twenty.
26 (b) For purposes of this subsection, the qualifying criteria for a
1 Nebraska resident described in subdivisions (3)(a)(i) and (ii) of this
2 section and the ownership criteria for a nonresident of Nebraska
3 described in subdivision (3)(b) of this section apply.
4 (c) The commission may adopt and promulgate rules and regulations to
5 carry out this subsection."
6 2. On page 4, strike lines 1 through 4.

CONFLICT OF INTEREST STATEMENT

Pursuant to Rule 1, Sec. 19, Senator Morfeld has filed a Potential Conflict of Interest Statement under the Nebraska Political Accountability and Disclosure Act. The statement is on file in the Clerk of the Legislature's Office.

RESOLUTION(S)

Pursuant to Rule 4, Sec. 5(b), LR308 was adopted.

PRESIDENT SIGNED

While the Legislature was in session and capable of transacting business, the President signed the following: LR308.

ANNOUNCEMENT

Pursuant to Rule 8, Sec. 3, the Appropriations Committee presented its preliminary report on February 12, 2020, summarizing the recommended appropriations for the following biennium.

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 569:

Nebraska Environmental Trust Board
Sherry Vinton

Voting in the affirmative, 33:

Albrecht	Chambers	Groene	Kolterman	Pansing Brooks
Blood	Crawford	Halloran	La Grone	Stinner
Bolz	DeBoer	Hansen, B.	Lathrop	Vargas
Bostelman	Dorn	Hilgers	McCollister	Williams
Brandt	Erdman	Hilkemann	McDonnell	Wishart
Brewer	Geist	Hunt	Moser	
Cavanaugh	Gragert	Kolowski	Murman	

Voting in the negative, 0.

Present and not voting, 4:

Clements	Hughes	Quick	Scheer
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Excused and not voting, 12:

Arch	Hansen, M.	Linehan	Slama
Briese	Howard	Lowe	Walz
Friesen	Lindstrom	Morfeld	Wayne

The appointment was confirmed with 33 ayes, 0 nays, 4 present and not voting, and 12 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 569:

Environmental Quality Council
Douglas Anderson

Voting in the affirmative, 38:

Albrecht	Clements	Halloran	La Grone	Quick
Blood	Crawford	Hansen, B.	Lathrop	Scheer
Bolz	DeBoer	Hilgers	Linehan	Stinner
Bostelman	Dorn	Hilkemann	McCollister	Vargas
Brandt	Erdman	Hughes	McDonnell	Williams
Brewer	Geist	Hunt	Moser	Wishart
Cavanaugh	Gragert	Kolowski	Murman	
Chambers	Groene	Kolterman	Pansing Brooks	

Voting in the negative, 0.

Present and not voting, 1:

Walz

Excused and not voting, 10:

Arch	Friesen	Howard	Lowe	Slama
Briese	Hansen, M.	Lindstrom	Morfeld	Wayne

The appointment was confirmed with 38 ayes, 0 nays, 1 present and not voting, and 10 excused and not voting.

GENERAL FILE

LEGISLATIVE BILL 924. Title read. Considered.

SPEAKER SCHEER PRESIDING

Advanced to Enrollment and Review Initial with 43 ayes, 0 nays, and 6 excused and not voting.

LEGISLATIVE BILL 770. Title read. Considered.

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

LEGISLATIVE BILL 106. Title read. Considered.

Advanced to Enrollment and Review Initial with 37 ayes, 0 nays, 7 present and not voting, and 5 excused and not voting.

LEGISLATIVE BILL 219. Title read. Considered.

Committee [AM1472](#), found on page 1313, First Session, 2019, was adopted with 33 ayes, 0 nays, 11 present and not voting, and 5 excused and not voting.

Advanced to Enrollment and Review Initial with 37 ayes, 0 nays, 7 present and not voting, and 5 excused and not voting.

COMMITTEE REPORT(S)
Education

LEGISLATIVE BILL 998. Placed on General File with amendment.

[AM2214](#)

- 1 1. Strike original sections 7 and 8.
- 2 2. On page 4, line 22, strike "June 30" and insert "August 1".
- 3 3. On page 8, line 5, strike "2024-25" and insert "2023-24"; and in
- 4 line 13 strike "offer" and insert "ensure that" and after "training"
- 5 insert "is offered".
- 6 4. On page 9, line 26, strike "such recommendation involves"; and in
- 7 line 27 after "services" insert "is involved".
- 8 5. On page 10, line 30; and page 11, line 30, strike "(6)" and
- 9 insert "(7)".
- 10 6. On page 11, line 6, strike "The" and insert "Except as otherwise
- 11 provided in subsection (6) of this section, the"; in line 26 strike
- 12 "December 1" and insert "August 10"; and after line 29 insert the
- 13 following new subsection:
- 14 "(6) For any school fiscal year when the amount available for
- 15 distribution in the Behavioral Training Cash Fund on August 10
- 16 immediately preceding such school fiscal year is less than the total of
- 17 the base training reimbursements for all schools as calculated pursuant
- 18 to subsection (3) of this section, the base training reimbursements shall
- 19 be reduced proportionally such that the total of the base training
- 20 reimbursements for all schools equals the amount available for
- 21 distribution. Payment shall not be made for any additional training
- 22 reimbursement units pursuant to subsections (4) and (5) of this section
- 23 for such school fiscal year."
- 24 7. On page 12, strike lines 5 through 13 and insert the following
- 25 new subsections:
- 26 "(8) The department shall not include behavioral training funding in
- 27 the calculation of formula resources pursuant to section 79-1017.01.
- 1 (9) Behavioral training funding shall be distributed directly to
- 2 school districts from the Behavioral Training Cash Fund in the same
- 3 manner as and in conjunction with funds distributed pursuant to section
- 4 79-1022."
- 5 8. On page 15, line 31, after the first comma and after "79-2,144,"
- 6 insert "and" and strike "and 79-1007.11,".
- 7 9. On page 16, strike beginning with "and" in line 1 through the
- 8 second comma in line 2.
- 9 10. Renumber the remaining section accordingly.

(Signed) Mike Groene, Chairperson

AMENDMENT(S) - Print in Journal

Senator Morfeld filed the following amendment to [LB58](#):
[AM2367](#) is available in the Bill Room.

NOTICE OF COMMITTEE HEARING(S)

Revenue
Room 1524

Wednesday, February 19, 2020 1:30 p.m.

LB1202

LB1087

LB1075

LB1106

LB1107

(Signed) Lou Ann Linehan, Chairperson

BILL ON FIRST READING

The following bill was read for the first time by title:

LEGISLATIVE BILL 518A. Introduced by Linehan, 39.

A BILL FOR AN ACT relating to appropriations; to appropriate funds to aid in carrying out the provisions of Legislative Bill 518, One Hundred Sixth Legislature, Second Session, 2020.

RESOLUTION(S)

LEGISLATIVE RESOLUTION 312. Introduced by Lathrop, 12.

WHEREAS, Tyler Richards, a member of Troop 282 of Millard, has completed the requirements for the rank of Eagle Scout in the Scouts BSA; and

WHEREAS, throughout their scouting experience, these young people have learned, been tested on, and been recognized for various scouting skills; and

WHEREAS, to earn the rank of Eagle Scout, the highest rank in scouting, a Scout must fulfill requirements in the areas of leadership, service, and outdoor skills. An Eagle Scout must have earned 21 merit badges, 13 of which are in required areas, demonstrated Scout Spirit and leadership within their troop, and completed an approved community service project; and

WHEREAS, Tyler displayed his commitment to community service by raising twenty thousand dollars to design and install a Tribute to First Responders to honor the heroic service of first responders in our communities, located in his hometown of Ralston; and

WHEREAS, Tyler, through his hard work and perseverance, has joined other high achievers who are Eagle Scouts, including astronauts, leaders of government and industry, artists, scientists, and athletes.

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

1. That the Legislature congratulates Tyler Richards on achieving the rank of Eagle Scout.
2. That a copy of this resolution be sent to Tyler Richards.

Laid over.

GENERAL FILE

LEGISLATIVE BILL 448. Title read. Considered.

Committee [AM935](#), found on page 1527, First Session, 2019, was adopted with 30 ayes, 0 nays, 14 present and not voting, and 5 excused and not voting.

Advanced to Enrollment and Review Initial with 34 ayes, 0 nays, 10 present and not voting, and 5 excused and not voting.

LEGISLATIVE BILL 515. Title read. Considered.

Committee [AM1673](#), found on page 1625, First Session, 2019, was adopted with 35 ayes, 0 nays, 8 present and not voting, and 6 excused and not voting.

Advanced to Enrollment and Review Initial with 36 ayes, 0 nays, 7 present and not voting, and 6 excused and not voting.

COMMITTEE REPORT(S)

Education

LEGISLATIVE BILL 920. Placed on General File with amendment. [AM2388](#) is available in the Bill Room.

(Signed) Mike Groene, Chairperson

COMMITTEE REPORT(S)

Enrollment and Review

LEGISLATIVE BILL 1054. Placed on Select File.

(Signed) Julie Slama, Chairperson

AMENDMENT(S) - Print in Journal

Senator Lindstrom filed the following amendment to [LB929](#):

[AM2267](#)

- 1 1. Strike the original sections and insert the following new
- 2 sections:
- 3 Section 1. Section 81-885.04, Reissue Revised Statutes of Nebraska,
- 4 is amended to read:
- 5 81-885.04 Except as to the requirements with respect to the

6 subdivision of land, the Nebraska Real Estate License Act shall not apply
7 to:

8 (1) Any person, partnership, limited liability company, or
9 corporation who as owner or lessor shall perform any of the acts
10 described in subdivision (2) of section 81-885.01 with reference to
11 property owned or leased by him, her, or it or to the regular employees
12 thereof, with respect to the property so owned or leased, when such acts
13 are performed in the regular course of or as an incident to the
14 management, sale, or other disposition of such property and the
15 investment therein, except that such regular employees shall not perform
16 any of the acts described in such subdivision in connection with a
17 vocation of selling or leasing any real estate or the improvements
18 thereon;

19 (2) An attorney in fact under a duly executed power of attorney to
20 convey real estate from the owner or lessor or the services rendered by
21 any attorney at law in the performance of his or her duty as such
22 attorney at law;

23 (3) Any person acting as receiver, trustee in bankruptcy, personal
24 representative, conservator, or guardian or while acting under a court
25 order or under the authority of a will or of a trust instrument or as a
26 witness in any judicial proceeding or other proceeding conducted by the
27 state or any governmental subdivision or agency;

1 (4) Any person acting as the resident manager of an apartment
2 building, duplex, apartment complex, or court, when such resident manager
3 resides on the premises and is engaged in the leasing of property in
4 connection with his or her employment, or any employee, parent, child,
5 brother, or sister of the owner or any employee of a licensed broker who
6 manages rental property for the owner of such property;

7 (5) Any officer or employee of a federal agency in the conduct of
8 his or her official duties;

9 (6) Any officer or employee of the state government or any political
10 subdivision thereof performing his or her official duties for real estate
11 tax purposes or performing his or her official duties related to the
12 acquisition of any interest in real property when the interest is being
13 acquired for a public purpose;

14 (7) Any person or any employee thereof who renders an estimate or
15 opinion of value of real estate or any interest therein when such
16 estimate or opinion of value is for the purpose of real estate taxation;
17 ~~or~~

18 (8) Any person who, for himself or herself or for others, purchases
19 or sells oil, gas, or mineral leases or performs any activities related
20 to the purchase or sale of such leases; ~~or~~ -

21 (9) Any person not required to be licensed under the act who
22 provides a list or lists of potential purchasers to a broker or
23 salesperson or who makes calls or facilitates the initial contact between
24 a potential client or customer as defined in sections 76-2407 and
25 76-2409, respectively, and a broker or salesperson. The unlicensed person
26 may only provide information regarding the broker or salesperson and the
27 broker's or salesperson's services in written information created by the
28 broker or salesperson that identifies the broker or salesperson and the
29 broker's or salesperson's place of business and which is sent by email,
30 United States mail, or by link to a web site created by the broker or
31 salesperson. The unlicensed person is not permitted to discuss with such
1 potential client or customer the services offered or to be offered by the
2 broker or salesperson. The unlicensed person acting under this exemption
3 may not discuss with such potential client or customer the client's or
4 customer's motivation, motivating factors, or price such potential client
5 or customer is willing to offer or accept. The unlicensed person does not
6 have the authority and shall not purport to have the authority to
7 obligate any such potential client or customer to work with a particular

8 broker or salesperson or particular broker's or salesperson's place of
9 business. The unlicensed person shall, at the beginning of any contact
10 with such potential client or customer, identify who the unlicensed
11 person is, the name of the entity that employs the unlicensed person, the
12 name of the broker or salesperson, and the name of the broker's or
13 salesperson's real estate business on whose behalf the contact is being
14 made. The unlicensed person shall not perform any other activity of a
15 broker or salesperson described in section 81-885.01, except those acts
16 specifically provided for in this subdivision.

17 Sec. 2. Section 81-885.24, Revised Statutes Cumulative Supplement,
18 2018, is amended to read:

19 81-885.24 The commission may, upon its own motion, and shall, upon
20 the sworn complaint in writing of any person, investigate the actions of
21 any broker, associate broker, salesperson, or subdivider, may censure the
22 licensee or certificate holder, revoke or suspend any license or
23 certificate issued under the Nebraska Real Estate License Act, or enter
24 into consent orders, and, alone or in combination with such disciplinary
25 actions, may impose a civil fine on a licensee pursuant to section
26 81-885.10, whenever the license or certificate has been obtained by false
27 or fraudulent representation or the licensee or certificate holder has
28 been found guilty of any of the following unfair trade practices:

29 (1) Refusing because of religion, race, color, national origin,

30 ethnic group, sex, familial status, or disability to show, sell, or rent
31 any real estate for sale or rent to prospective purchasers or renters;

1 (2) Intentionally using advertising which is misleading or

2 inaccurate in any material particular or in any way misrepresents any
3 property, terms, values, policies, or services of the business conducted;

4 (3) Failing to account for and remit any money coming into his or
5 her possession belonging to others;

6 (4) Commingling the money or other property of his or her principals
7 with his or her own;

8 (5) Failing to maintain and deposit in a separate trust account all
9 money received by a broker acting in such capacity, or as escrow agent or

10 the temporary custodian of the funds of others, in a real estate

11 transaction unless all parties having an interest in the funds have
12 agreed otherwise in writing;

13 (6) Accepting, giving, or charging any form of undisclosed
14 compensation, consideration, rebate, or direct profit on expenditures
15 made for a principal;

16 (7) Representing or attempting to represent a real estate broker,
17 other than the employer, without the express knowledge and consent of the
18 employer;

19 (8) Accepting any form of compensation or consideration by an
20 associate broker or salesperson from anyone other than his or her
21 employing broker without the consent of his or her employing broker;

22 (9) Acting in the dual capacity of agent and undisclosed principal
23 in any transaction;

24 (10) Guaranteeing or authorizing any person to guarantee future
25 profits which may result from the resale of real property;

26 (11) Placing a sign on any property offering it for sale or rent
27 without the written consent of the owner or his or her authorized agent;

28 (12) Offering real estate for sale or lease without the knowledge
29 and consent of the owner or his or her authorized agent or on terms other
30 than those authorized by the owner or his or her authorized agent;

31 (13) Inducing any party to a contract of sale or lease to break such
1 contract for the purpose of substituting, in lieu thereof, a new contract
2 with another principal;

3 (14) Negotiating a sale, exchange, listing, or lease of real estate
4 directly with an owner or lessor if he or she knows that such owner has a
5 written outstanding listing contract in connection with such property

6 granting an exclusive agency or an exclusive right to sell to another
7 broker or negotiating directly with an owner to withdraw from or break
8 such a listing contract for the purpose of substituting, in lieu thereof,
9 a new listing contract;
10 (15) Discussing or soliciting a discussion of, with an owner of a
11 property which is exclusively listed with another broker, the terms upon
12 which the broker would accept a future listing upon the expiration of the
13 present listing unless the owner initiates the discussion;
14 (16) Violating any provision of sections 76-2401 to 76-2430;
15 (17) Soliciting, selling, or offering for sale real estate by
16 offering free lots or conducting lotteries for the purpose of influencing
17 a purchaser or prospective purchaser of real estate;
18 (18) Providing any form of compensation or consideration to any
19 person for performing the services of a broker, associate broker, or
20 salesperson who has not first secured his or her license under the
21 Nebraska Real Estate License Act unless such person is (a) a nonresident
22 who is licensed in his or her resident regulatory jurisdiction or (b) a
23 citizen and resident of a foreign country which does not license persons
24 conducting the activities of a broker and such person provides reasonable
25 written evidence to the Nebraska broker that he or she is a resident
26 citizen of that foreign country, is not a resident of this country, and
27 conducts the activities of a broker in that foreign country;
28 (19) Failing to include a fixed date of expiration in any written
29 listing agreement and failing to leave a copy of the agreement with the
30 principal;
31 (20) Failing to deliver within a reasonable time a completed and
1 dated copy of any purchase agreement or offer to buy or sell real estate
2 to the purchaser and to the seller;
3 (21) Failing by a broker to deliver to the seller in every real
4 estate transaction, at the time the transaction is consummated, a
5 complete, detailed closing statement showing all of the receipts and
6 disbursements handled by such broker for the seller, failing to deliver
7 to the buyer a complete statement showing all money received in the
8 transaction from such buyer and how and for what the same was disbursed,
9 and failing to retain true copies of such statements in his or her files;
10 (22) Making any substantial misrepresentations;
11 (23) Acting for more than one party in a transaction without the
12 knowledge of all parties for whom he or she acts;
13 (24) Failing by an associate broker or salesperson to place, as soon
14 after receipt as practicable, in the custody of his or her employing
15 broker any deposit money or other money or funds entrusted to him or her
16 by any person dealing with him or her as the representative of his or her
17 licensed broker;
18 (25) Filing a listing contract or any document or instrument
19 purporting to create a lien based on a listing contract for the purpose
20 of casting a cloud upon the title to real estate when no valid claim
21 under the listing contract exists;
22 (26) Violating any rule or regulation adopted and promulgated by the
23 commission in the interest of the public and consistent with the Nebraska
24 Real Estate License Act;
25 (27) Failing by a subdivider, after the original certificate has
26 been issued, to comply with all of the requirements of the Nebraska Real
27 Estate License Act;
28 (28) Conviction of a felony or entering a plea of guilty or nolo
29 contendere to a felony charge by a broker or salesperson;
30 (29) Demonstrating negligence, incompetency, or unworthiness to act
31 as a broker, associate broker, or salesperson, whether of the same or of
1 a different character as otherwise specified in this section;
2 (30) Inducing or attempting to induce a person to transfer an
3 interest in real property, whether or not for monetary gain, or

4 discouraging another person from purchasing real property, by
 5 representing that (a) a change has occurred or will or may occur in the
 6 composition with respect to religion, race, color, national origin,
 7 ethnic group, sex, familial status, or disability of the owners or
 8 occupants in the block, neighborhood, or area or (b) such change will or
 9 may result in the lowering of property values, an increase in criminal or
 10 antisocial behavior, or a decline in the quality of schools in the block,
 11 neighborhood, or area;
 12 (31) Failing by a team leader to provide a current list of all team
 13 members to his or her designated broker;
 14 (32) Failing by a designated broker to maintain a record of all team
 15 leaders and team members working under him or her;
 16 (33) Utilizing advertising which does not prominently display the
 17 name under which the designated broker does business as filed with the
 18 commission;
 19 (34) Utilizing team advertising or a team name suggesting the team
 20 is an independent real estate brokerage; ~~or~~
 21 (35) Charging or collecting, as part or all of his or her
 22 compensation or consideration, any part of the earnest money or other
 23 money paid to him or her or the entity under which he or she does
 24 business in connection with any real estate transaction until the
 25 transaction has been consummated or terminated. However, a payment for
 26 goods or services rendered by a third party on behalf of the client shall
 27 not be considered compensation or consideration if such payment does not
 28 include any profit, compensation, or payment for services rendered by the
 29 broker and the broker retains a record of the payment to the third party
 30 for such goods or services; ~~or~~
 31 (36) Failing to provide a copy of section 81-885.04 or written
 1 instructions explaining the provisions of the exemption from licensure as
 2 set forth in subdivision (9) of section 81-885.04 to any unlicensed
 3 person who assists in procuring a potential client or customer as defined
 4 in sections 76-2407 and 76-2409, respectively, for the purpose of the
 5 listing, sale, purchase, exchange, renting, leasing, or optioning of any
 6 real estate.
 7 Sec. 3. Original section 81-885.04, Reissue Revised Statutes of
 8 Nebraska, and section 81-885.24, Revised Statutes Cumulative Supplement,
 9 2018, are repealed.

Senator Stinner filed the following amendment to LB817:
AM2416

1 1. Insert the following new sections:
 2 Sec. 10. Collaborative practice agreement means a written agreement
 3 between a prescribing psychologist with a prescription certificate and a
 4 licensed physician that meets the requirements of section 18 of this act.
 5 Sec. 18. (1) A collaborative practice agreement shall establish
 6 clinical protocols and practice guidelines relevant to the scope of
 7 practice of the prescribing psychologist with a prescription certificate
 8 and not the autonomous practice of psychology. The practice guidelines
 9 may include limitations on the prescribing of psychotropic medication by
 10 a prescribing psychologist with a prescription certificate and protocols
 11 for prescribing to special populations.
 12 (2) The department, in consultation with the board and the advisory
 13 committee, shall adopt and promulgate rules and regulations to establish
 14 criteria for (a) practice guidelines to be included in collaborative
 15 practice agreements and (b) protocols for prescribing medication for
 16 special populations.
 17 2. On page 14, line 5, strike "39" and insert "41"; and in line 8
 18 strike "16" and insert "17".
 19 3. On page 22, after line 8 insert the following new paragraph:
 20 "It shall be a condition of practice under a prescription

21 certificate that the prescribing psychologist is a party to a

22 collaborative practice agreement."

23 4. Renumber the remaining sections and correct internal references

24 accordingly.

RESOLUTION(S)

LEGISLATIVE RESOLUTION 313. Introduced by Brewer, 43; Arch, 14; Bostelman, 23; Clements, 2; Gragert, 40; Kolowski, 31.

WHEREAS, the American Legion was founded in Paris on March 15, 1919, as a patriotic veterans organization devoted to mutual helpfulness; and

WHEREAS, the American Legion is chartered and incorporated by Congress, operating departments in all 50 states, the District of Columbia, Puerto Rico, France, Mexico, and the Philippines; and

WHEREAS, the American Legion was instrumental to the passage of the Servicemen's Readjustment Act of 1944, otherwise known as the "GI Bill"; and

WHEREAS, the Nebraska American Legion has over 31,000 members in 355 posts statewide; and

WHEREAS, the Nebraska American Legion supports youth through programs including Boys State, County Government Day, Legion Baseball, and Oratorical Contests, and recognizes civil servants through awards like Teacher of the Year, Firefighter/EMS of the Year, and Law Enforcement Officer of the Year; and

WHEREAS, the American Legion has been a stalwart advocate for the well-being of Nebraskan veterans; and

WHEREAS, the American Legion will continue to be an institution across Nebraska and in other American communities for years to come; and

WHEREAS, March 15, 2020, marks the 101st anniversary of the founding of the American Legion.

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

1. That the Legislature congratulates the American Legion on its 101st anniversary.

2. That copies of this resolution be sent to the American Legion Posts of Nebraska.

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 LB1015.

Senator Brewer name added to LB1015.

VISITOR(S)

Visitors to the Chamber were Hannah Mayo and Savannah Leseberg from Wayne and Ashley Marquez from Wakefield; a group from the Nebraska Early Childhood Policy Leadership Academy from across the state; Ginna Claussen from Lincoln; and members of the League of Women Voters from across the state.

The Doctor of the Day was Dr. Joe Miller from Omaha.

ADJOURNMENT

At 10:41 a.m., on a motion by Senator M. Hansen, the Legislature adjourned until 9:00 a.m., Thursday, February 13, 2020.

Patrick J. O'Donnell
Clerk of the Legislature