

**ONE HUNDRED SEVENTH LEGISLATURE - SECOND SESSION - 2022**  
**COMMITTEE STATEMENT**  
**LB922**

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**Hearing Date:** Thursday February 17, 2022  
**Committee On:** Judiciary  
**Introducer:** Lathrop  
**One Liner:** Increase the number of district court judges in the fourth judicial district

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**Roll Call Vote - Final Committee Action:**  
Advanced to General File with amendment(s)

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**Vote Results:**  
**Aye:** 7 Senators Brandt, DeBoer, Geist, Lathrop, Morfeld, Pansing Brooks, Slama  
**Nay:**  
**Absent:**  
**Present Not Voting:** 1 Senator McKinney

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**Oral Testimony:**

**Proponents:**

Senator Steve Lathrop  
Corey Steel  
Donald Kleine  
Ken Hartman  
Spike Eickholt  
Brock Wurl

**Representing:**

Introducer  
Administrative Office of the Courts & Probation  
Douglas County Attorney  
Nebraska State Bar Association  
Nebraska Criminal Defense Attorneys Association  
Nebraska Association of Trial Attorneys

**Opponents:**

**Representing:**

**Neutral:**

**Representing:**

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**Summary of purpose and/or changes:**

LB 922 would add a District Judge in the fourth judicial district (Douglas County).

Section by section

Section 1 Amends section 24-301.02 which establishes the twelve district court judicial districts, by increasing the number of district court judges in the fourth district (Douglas County) from seventeen to eighteen.

Section 2 Repeals original section.

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**Explanation of amendments:**

Committee Amendment AM2332 adds five bills to LB 922:

LB 1059, which would add the Judicial Resources Commission to the list of entities excluded from the definition of public bodies under the Open Meetings Act. The bill would also remove the Commission from the list of public bodies that may

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conduct virtual hearings with certain limitations.

A motion was made to amend LB 1059 into AM2332 to LB 922

VOTE

Aye: 8 Senators Brandt, DeBoer, Geist, Lathrop, McKinney, Morfeld, Pansing Brooks & Slama

Nay: 0

Present Not Voting: 0

Absent: 0

Testifiers on LB 1059 at February 17, 2022 Public Hearing:

Proponents:

Senator Mike Flood, Introducer

Stephanie Stacy, Judicial Resources Commission

Tim Hruza, Nebraska State Bar Association

Opponents:

Vincent Litwinowicz, Higher Power Church

Neutral:

Brock Wurl, Nebraska Association of Trial Attorneys

Spike Eickholt, ACLU of Nebraska

LB 1171 establishes the clerk of district court as the jury commissioner in all counties, replacing language for other offices acting as jury commissioner based on population and providing for additional compensation as determined by district court judges.

A motion was made to amend LB 1171 into AM2332 to LB 922

VOTE

Aye: 8 Senators Brandt, DeBoer, Geist, Lathrop, McKinney, Morfeld, Pansing Brooks & Slama

Nay: 0

Present Not Voting: 0

Absent: 0

Testifiers on LB 1171 at February 25, 2022 Public Hearing:

Proponents:

Senator Rita Sanders, Introducer

Elaine Menzel, Nebraska Association of County Officials

Janet Wiechelman, Clerk of District Court Association

Dori Heath, Sarpy County District Court Clerk

Opponents & Neutral: NONE

LB 870 amends two state revolving funds to allow payment of attorneys' fees, by allowing fees associated with agency legal counsel or hired outside legal counsel to be paid from the revolving funds. The revolving funds involved are the State Self-Insured Indemnification Fund and the State Self-Insured Liability Fund.

A motion was made to amend LB 870 into AM2332 to LB 922

VOTE

Aye: 8 Senators Brandt, DeBoer, Geist, Lathrop, McKinney, Morfeld, Pansing Brooks & Slama

Nay: 0

Present Not Voting: 0

Absent: 0

LB 870 Testifiers at January 21, 2022 Public Hearing:

Proponents:

Senator Matt Hansen, Introducer

Opponents & Neutral: NONE

LB 903 Changes provisions relating to criminal privacy violations and prohibit spying by unmanned aircraft

Section 2 would amend the offense of unlawful intrusion in Sec. 28-311.08 to explicitly include electronic means and unmanned aircraft in the definition of "intrude". Current law includes any viewing of a person in a state of undress, regardless of means. This section would also add a definition of "unmanned aircraft".

Section 3 would create a new section that creates a Class I misdemeanor for using an unmanned aircraft to peer into the doors or windows of another person.

AM2285 to LB903 replaces the original bill and creates a new type of second-degree trespass that criminalizes flying a drone over the property of another with the intent to observe the person without their consent in a place of solitude of seclusion.

A motion was made to amend LB 903 into AM2332 to LB 922

VOTE

Aye: 7 Senators Brandt, DeBoer, Geist, Lathrop, Morfeld, Pansing Brooks & Slama

Nay: 0

Present Not Voting: 1 Senator McKinney

Absent: 0

Testifiers on LB 903 at March 2, 2022 Public Hearing:

Proponents:

Senator Eliot Bostar, Introducer

Teresa Ewins, Lincoln Police Department

Opponents:

Spike Eickholt, ACLU of Nebraska & Nebraska Criminal Defense Attorneys Association

Neutral: NONE

LB 990 creates the offense of stolen valor and provides a penalty. LB 990 would create a new section that creates a new Class I misdemeanor for fraudulently obtaining money, property, or other tangible benefit through falsely representing that a person is a member or veteran of the U.S. armed forces or a recipient of a military decoration.

AM1654 to LB 990 replaces the original bill. The amendment reorganizes the new offense as a type of criminal impersonation. The amendment also requires the intent to deceive or harm.

A motion was made to amend LB 990 into AM2332 to LB 922

VOTE

Aye: 7 Senators Brandt, DeBoer, Geist, Lathrop, Morfeld, Pansing Brooks & Slama

Nay: 0

Present Not Voting: 1 Senator McKinney

Absent: 0

Testifiers on LB 990 at March 2, 2022 Public Hearing:

Proponents:

Senator Ben Hansen, Introducer

Kevin Willis, Self

Greg Holloway, Nebraska Veterans Council

Erich Newjahr, Self

Opponents: NONE

Neutral:

Spike Eickholt, ACLU of Nebraska & Nebraska Criminal Defense Attorneys Association

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Steve Lathrop, Chairperson