

TWENTY-SIXTH DAY - FEBRUARY 11, 2021

LEGISLATIVE JOURNAL

**ONE HUNDRED SEVENTH LEGISLATURE
FIRST SESSION**

TWENTY-SIXTH DAY

Legislative Chamber, Lincoln, Nebraska
Thursday, February 11, 2021

PRAYER

The prayer was offered by Senator Aguilar.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was offered by Senator Slama.

ROLL CALL

Pursuant to adjournment, the Legislature met at 9:00 a.m., Senator Hughes presiding.

The roll was called and all members were present except Senators Dorn, Hilkemann, Lindstrom, and Stinner who were excused; and Senators B. Hansen, Hunt, Vargas, and Wayne who were excused until they arrive.

CORRECTIONS FOR THE JOURNAL

The Journal for the twenty-fifth day was approved.

COMMITTEE REPORT(S)
Business and Labor

LEGISLATIVE BILL 407. Placed on General File.

(Signed) Ben Hansen, Chairperson

COMMITTEE REPORT(S)
Agriculture

LEGISLATIVE BILL 90. Placed on General File.

LEGISLATIVE BILL 91. Placed on General File with amendment.**AM96**

- 1 1. On page 2, line 9, strike the new matter and reinstate the
 2 stricken matter.
 3 2. On page 4, strike lines 12 through 15 and insert the following
 4 new subdivisions:
 5 "~~(19) Native plant species means any grass, sedge, rush, or forb~~
 6 ~~indigenous to North America prior to European settlement;~~
 7 ~~(20) Nonnative plant species means any grass, sedge, rush, or forb~~
 8 ~~not indigenous to North America prior to European settlement;".~~
 9 3. On page 9, strike beginning with "or" in line 24 through
 10 "ischaemum)" in line 25.
 11 4. On page 16, strike lines 19 through 31, show the old matter as
 12 stricken, and insert the following new subdivisions:
 13 "~~(a)(i) Of a native plant species unless a test required by section~~
 14 ~~81-2,147.02 to determine the percentage of germination or a test to~~
 15 ~~determine the percentage of viability as indicated by a tetrazolium (TZ)~~
 16 ~~test has been completed within a twelve-month period, exclusive of the~~
 17 ~~calendar month in which the test was completed, immediately prior to~~
 18 ~~sale. Seeds packaged in hermetically sealed containers under the~~
 19 ~~conditions established in rules and regulations may be sold for a period~~
 20 ~~of thirty-six months after the last day of the month that the seeds were~~
 21 ~~tested prior to packaging. If the seeds in hermetically sealed containers~~
 22 ~~are sold more than thirty-six months after the last day of the month in~~
 23 ~~which they were tested prior to packaging, they shall have been retested~~
 24 ~~for germination or retested for viability as indicated by a tetrazolium~~
 25 ~~(TZ) test within a nine-month period, exclusive of the calendar month in~~
 26 ~~which the retest was completed, immediately prior to their sale; and~~
 27 ~~(ii) Of a nonnative plant species unless a test required by section~~
 1 ~~81-2,147.02 to determine the percentage of germination completed".~~
 2 5. On page 17, lines 1 through 3, 15, and 16, strike the new matter.
 3 6. On page 20, strike beginning with "described" in line 24 through
 4 "the" in line 25, show the old matter as stricken, and insert "for which
 5 a".

LEGISLATIVE RESOLUTION 5. Reported to the Legislature for further consideration with the following amendment:**AM197**

- 1 1. Strike the first RESOLVED paragraph and insert the following new
 2 paragraph:
 3 1. That the Legislature acknowledges the report, findings, and
 4 recommendations that the Healthy Soils Task Force submitted to the
 5 Governor and the Agriculture Committee of the Legislature.

(Signed) Steve Halloran, Chairperson

NOTICE OF COMMITTEE HEARING(S)

Education
 Room 1525

Tuesday, February 23, 2021 9:30 a.m.

LB5

LB669

LB281

Tuesday, February 23, 2021 1:30 p.m.

LB550
LB651
LB396

Monday, March 1, 2021 9:30 a.m.

LR21CA
LB378
LB640

Monday, March 1, 2021 1:30 p.m.

LB630
LB565
LB200
LB639

Tuesday, March 2, 2021 1:30 p.m.

LB62
LB36
LB87

(Signed) Lynne Walz, Chairperson

Health and Human Services
Room 1510

Friday, February 19, 2021 9:30 a.m.

LB637
LB494
LB328

Friday, February 19, 2021 1:30 p.m.

LB516
LB626
LB183

(Signed) John Arch, Chairperson

Transportation and Telecommunications
Room 1113

Tuesday, February 23, 2021 9:30 a.m.

LB522
LB633
LB504

Tuesday, February 23, 2021 1:30 p.m.

LB317
LB166
LB215

Monday, March 1, 2021 9:30 a.m.

LB486
LB539

Monday, March 1, 2021 1:30 p.m.

LB575
LB12

(Signed) Curt Friesen, Chairperson

REPORT OF REGISTERED LOBBYISTS

Following is a list of all lobbyists who have registered as of February 10, 2021, 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

Baxter, Todd
Charter Communications, Inc.
D'Angelo, Nicholas
Eaton Corporation
Ebeler Rolf, Erin
Associated General Contractors - Nebraska Building Chapter
Ehlert, Tim
Amazon.com Services LLC
Ferris, Jay
Nebraska Farm Bureau Federation
Holmes, Amy
Women's Center for Advancement (Withdrawn 02/10/2021)
Husch Blackwell Strategies
City of Ralston
Mueller Robak
Nature Conservancy, The
Neilan Strategy Group
Cavanaugh & Associates, P.C., L.L.O.
Swanson, Ian
Nebraska Farm Bureau Federation
Zulkoski Weber LLC
Nebraska Humane Society

REPORTS

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

MOTION(S) - Confirmation Report(s)

Senator Williams moved the adoption of the Banking, Commerce and Insurance Committee report for the confirmation of the following appointment(s) found on page 363:

Department of Banking and Finance
Kelly J. Lammers, Director

Voting in the affirmative, 34:

Aguilar	Cavanaugh, J.	Gragert	McCollister	Pansing Brooks
Albrecht	Cavanaugh, M.	Halloran	McDonnell	Sanders
Arch	Clements	Hansen, M.	McKinney	Slama
Blood	Day	Hilgers	Morfeld	Walz
Bostar	Flood	Kolterman	Moser	Williams
Bostelman	Friesen	Linehan	Murman	Wishart
Brandt	Geist	Lowe	Pahls	

Voting in the negative, 0.

Present and not voting, 7:

Brewer	DeBoer	Groene	Lathrop
Briese	Erdman	Hughes	

Excused and not voting, 8:

Dorn	Hilkemann	Lindstrom	Vargas
Hansen, B.	Hunt	Stinner	Wayne

The appointment was confirmed with 34 ayes, 0 nays, 7 present and not voting, and 8 excused and not voting.

SPEAKER HILGERS PRESIDING

Senator Halloran moved the adoption of the Agriculture Committee report for the confirmation of the following appointment(s) found on page 368:

Beginning Farmer Board
John E. Walvoord

Voting in the affirmative, 37:

Aguilar	Cavanaugh, J.	Gragert	McCollister	Sanders
Albrecht	Cavanaugh, M.	Halloran	McDonnell	Slama
Arch	Clements	Hansen, M.	McKinney	Walz
Blood	Day	Hilgers	Morfeld	Williams
Bostar	Erdman	Kolterman	Moser	Wishart
Bostelman	Flood	Lathrop	Murman	
Brandt	Friesen	Linehan	Pahls	
Brewer	Geist	Low	Pansing Brooks	

Voting in the negative, 0.

Present and not voting, 3:

Briese	DeBoer	Groene
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Excused and not voting, 9:

Dorn	Hilkemann	Hunt	Stinner	Wayne
Hansen, B.	Hughes	Lindstrom	Vargas	

The appointment was confirmed with 37 ayes, 0 nays, 3 present and not voting, and 9 excused and not voting.

Senator Walz moved the adoption of the Education Committee report for the confirmation of the following appointment(s) found on page 392:

Coordinating Commission for Postsecondary Education
Molly S. O'Holleran

Voting in the affirmative, 33:

Aguilar	Cavanaugh, J.	Gragert	McDonnell	Sanders
Albrecht	Cavanaugh, M.	Hilgers	McKinney	Slama
Arch	Clements	Kolterman	Morfeld	Walz
Blood	Day	Lathrop	Moser	Williams
Bostar	Flood	Linehan	Murman	Wishart
Bostelman	Friesen	Low	Pahls	
Brandt	Geist	McCollister	Pansing Brooks	

Voting in the negative, 0.

Present and not voting, 7:

Brewer	DeBoer	Groene	Hansen, M.
Briese	Erdman	Halloran	

Excused and not voting, 9:

Dorn Hilkemann Hunt Stinner Wayne
Hansen, B. Hughes Lindstrom Vargas

The appointment was confirmed with 33 ayes, 0 nays, 7 present and not voting, and 9 excused and not voting.

RESOLUTION(S)

Pursuant to Rule 4, Sec. 5(b), LRs 33, 35, 36, and 37 were adopted.

SPEAKER SIGNED

While the Legislature was in session and capable of transacting business, the Speaker signed the following: LRs 33, 35, 36, and 37.

UNANIMOUS CONSENT - Add Cointroducer(s)

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

Senator Groene name added to LB364.
Senator McDonnell name added to LB537.
Senator Groene name added to LB675.

VISITOR(S)

The Doctor of the Day was Dr. Douglas States from Lincoln.

ADJOURNMENT

At 9:22 a.m., on a motion by Senator McKinney, the Legislature adjourned until 9:00 a.m., Tuesday, February 16, 2021.

Patrick J. O'Donnell
Clerk of the Legislature

