

FIFTY-NINTH DAY - APRIL 12, 2021

LEGISLATIVE JOURNAL

**ONE HUNDRED SEVENTH LEGISLATURE
FIRST SESSION**

FIFTY-NINTH DAY

Legislative Chamber, Lincoln, Nebraska
Monday, April 12, 2021

PRAYER

The prayer was offered by Senator Aguilar.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was offered by Senator Lindstrom.

ROLL CALL

Pursuant to adjournment, the Legislature met at 10:00 a.m., Speaker Hilgers presiding.

The roll was called and all members were present except Senator Moser who was excused; and Senators Bostar and Groene who were excused until they arrive.

CORRECTIONS FOR THE JOURNAL

The Journal for the fifty-eighth day was approved.

COMMITTEE REPORT(S)
Enrollment and Review

LEGISLATIVE BILL 17. Placed on Select File with amendment.

[ER55](#)

1 1. On page 1, strike beginning with "24-703" in line 1 through the
2 semicolon in line 4 and insert "24-703, 33-106.02, 33-123, 33-124,
3 33-125, 33-126.02, 33-126.03, 33-126.06, and 79-966.01, Reissue Revised
4 Statutes of Nebraska, and sections 24-701, 24-710, 25-2804, 79-966, and
5 81-2017, Revised Statutes Cumulative Supplement, 2020; to change fees and
6 distribution of fees for the Nebraska Retirement Fund for Judges; to
7 provide for transfers to the Nebraska Retirement Fund for Judges;".

LEGISLATIVE BILL 644. Placed on Select File with amendment.

[ER54](#) is available in the Bill Room.

LEGISLATIVE BILL 307. Placed on Select File.

LEGISLATIVE BILL 380. Placed on Select File with amendment.

[ER56](#)

1 1. On page 43, lines 9 and 18, strike "Disabilities" and insert
2 "Disability".

LEGISLATIVE BILL 383. Placed on Select File.

LEGISLATIVE BILL 666. Placed on Select File.

LEGISLATIVE BILL 386. Placed on Select File.

LEGISLATIVE BILL 386A. Placed on Select File.

(Signed) Terrell McKinney, Chairperson

RESOLUTION(S)

LEGISLATIVE RESOLUTION 90. Introduced by Day, 49.

WHEREAS, the Gretna High School Girls Powerlifting team, led by Coach Brendan Raybourn, placed second in the raw division of the Nebraska State Powerlifting Championship at Midland University; and

WHEREAS, Kristen Keith placed first in her weight class in the equipped division; and

WHEREAS, Alexis Freyer placed second in her weight class in the raw division; and

WHEREAS, Lauryn Hardy and Zoe Schuka both placed third in their respective weight classes in the raw division; and

WHEREAS, Keely Lightle placed fourth and Leslie Jensen placed fifth in their respective weight classes in the raw division; and

WHEREAS, such team and individual achievements are made possible through the support of teachers, administrators, parents, and the community; 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 SEVENTH LEGISLATURE OF NEBRASKA, FIRST SESSION:

1. That the Legislature congratulates the Gretna High School Girls Powerlifting team on its 2nd place victory in the raw division at the Nebraska State Powerlifting Championships.

2. That copies of this resolution be sent to the Gretna High School Girls Powerlifting team and Coach Brendan Raybourn.

Laid over.

GENERAL FILE

LEGISLATIVE BILL 372. Title read. Considered.

Committee [AM108](#), found on page 414, was adopted with 41 ayes, 0 nays, 5 present and not voting, and 3 excused and not voting.

Advanced to Enrollment and Review Initial with 43 ayes, 0 nays, 3 present and not voting, and 3 excused and not voting.

LEGISLATIVE BILL 343. Title read. Considered.

Senator M. Cavanaugh offered the following motion:

[MO24](#)

Bracket until May 4, 2021.

Senator M. Cavanaugh moved for a call of the house. The motion prevailed with 17 ayes, 10 nays, and 22 not voting.

The M. Cavanaugh motion to bracket failed with 0 ayes, 44 nays, 4 present and not voting, and 1 excused and not voting.

Advanced to Enrollment and Review Initial with 48 ayes, 0 nays, and 1 excused and not voting.

The Chair declared the call raised.

LEGISLATIVE BILL 616. Title read. Considered.

Committee [AM107](#), found on page 424, was offered.

Senator M. Cavanaugh offered the following motion:

[MO25](#)

Bracket until May 4, 2021.

Senator M. Cavanaugh moved for a call of the house. The motion prevailed with 14 ayes, 7 nays, and 28 not voting.

The M. Cavanaugh motion to bracket failed with 0 ayes, 42 nays, 5 present and not voting, and 2 excused and not voting.

The committee amendment was adopted with 45 ayes, 0 nays, 2 present and not voting, and 2 excused and not voting.

Advanced to Enrollment and Review Initial with 46 ayes, 0 nays, 1 present and not voting, and 2 excused and not voting.

The Chair declared the call raised.

LEGISLATIVE BILL 58. Title read. Considered.

Senator M. Cavanaugh offered the following motion:

[MO26](#)

Bracket until May 4, 2021.

Senator M. Cavanaugh moved for a call of the house. The motion prevailed with 14 ayes, 10 nays, and 25 not voting.

The M. Cavanaugh motion to bracket failed with 0 ayes, 43 nays, 4 present and not voting, and 2 excused and not voting.

Advanced to Enrollment and Review Initial with 46 ayes, 0 nays, 1 present and not voting, and 2 excused and not voting.

The Chair declared the call raised.

LEGISLATIVE BILL 63. Title read. Considered.

Senator M. Cavanaugh offered the following motion:

[MO27](#)

Bracket until May 4, 2021.

SENATOR HUGHES PRESIDING

Senator M. Cavanaugh moved for a call of the house. The motion prevailed with 16 ayes, 11 nays, and 22 not voting.

Senator M. Cavanaugh requested a roll call vote, in reverse order, on the motion to bracket.

Voting in the affirmative, 0.

Voting in the negative, 47:

Aguilar	Cavanaugh, M.	Halloran	Linehan	Slama
Albrecht	Clements	Hansen, B.	Lowe	Stinner
Arch	Day	Hansen, M.	McCollister	Vargas
Blood	DeBoer	Hilgers	McDonnell	Walz
Bostar	Dorn	Hilkemann	McKinney	Wayne
Bostelman	Flood	Hughes	Morfeld	Williams
Brandt	Friesen	Hunt	Murman	Wishart
Brewer	Geist	Kolterman	Pahls	
Briese	Gragert	Lathrop	Pansing Brooks	
Cavanaugh, J.	Groene	Lindstrom	Sanders	

Present and not voting, 1:

Erdman

Excused and not voting, 1:

Moser

The M. Cavanaugh motion to bracket failed with 0 ayes, 47 nays, 1 present and not voting, and 1 excused and not voting.

Advanced to Enrollment and Review Initial with 48 ayes, 0 nays, and 1 excused and not voting.

The Chair declared the call raised.

LEGISLATIVE BILL 466. Title read. Considered.

Committee [AM157](#), found on page 750, was offered.

Senator Flood offered his amendment, [AM873](#), found on page 874.

Senator Flood withdrew his amendment.

The committee amendment was adopted with 44 ayes, 0 nays, 4 present and not voting, and 1 excused and not voting.

Advanced to Enrollment and Review Initial with 44 ayes, 0 nays, 4 present and not voting, and 1 excused and not voting.

LEGISLATIVE BILL 181. Title read. Considered.

Committee [AM763](#), found on page 748, was adopted with 45 ayes, 0 nays, 2 present and not voting, and 2 excused and not voting.

Senator Linehan withdrew her amendment, [AM501](#), found on page 540.

Advanced to Enrollment and Review Initial with 45 ayes, 0 nays, 2 present and not voting, and 2 excused and not voting.

RECESS

At 12:01 p.m., on a motion by Senator Pahls, the Legislature recessed until 1:30 p.m.

AFTER RECESS

The Legislature reconvened at 1:30 p.m., Speaker Hilgers presiding.

ROLL CALL

The roll was called and all members were present except Senator Moser who was excused; and Senators Albrecht, Bostar, Hilkemann, Hunt, Morfeld, Pansing Brooks, and Wishart who were excused until they arrive.

COMMITTEE REPORT(S)
Nebraska Retirement Systems

LEGISLATIVE BILL 147. Placed on General File with amendment. [AM926](#) is available in the Bill Room.

(Signed) Mark Kolterman, Chairperson

Education

LEGISLATIVE BILL 135. Placed on General File.

(Signed) Lynne Walz, Chairperson

BILLS ON FIRST READING

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

LEGISLATIVE BILL 323A. 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 323, One Hundred Seventh Legislature, First Session, 2021; and to declare an emergency.

LEGISLATIVE BILL 527A. 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 527, One Hundred Seventh Legislature, First Session, 2021.

SELECT FILE

LEGISLATIVE BILL 65. Senator M. Cavanaugh offered the following motion:

[MO28](#)

Bracket until May 4, 2021.

Senator M. Cavanaugh moved for a call of the house. The motion prevailed with 12 ayes, 8 nays, and 29 not voting.

The M. Cavanaugh motion to bracket failed with 0 ayes, 39 nays, 5 present and not voting, and 5 excused and not voting.

Advanced to Enrollment and Review for Engrossment.

The Chair declared the call raised.

LEGISLATIVE BILL 105. Senator M. Cavanaugh offered the following motion:

[MO29](#)

Bracket until May 4, 2021.

Senator M. Cavanaugh moved for a call of the house. The motion prevailed with 11 ayes, 10 nays, and 28 not voting.

Senator M. Cavanaugh requested a roll call vote on the motion to bracket.

Voting in the affirmative, 0.

Voting in the negative, 43:

Aguilar	Clements	Hansen, B.	Linehan	Sanders
Albrecht	DeBoer	Hansen, M.	Lowe	Slama
Arch	Dorn	Hilgers	McCollister	Stinner
Blood	Flood	Hilkemann	McDonnell	Vargas
Bostelman	Friesen	Hughes	McKinney	Walz
Brandt	Geist	Hunt	Morfeld	Wayne
Brewer	Gragert	Kolterman	Murman	Williams
Briese	Groene	Lathrop	Pahls	
Cavanaugh, J.	Halloran	Lindstrom	Pansing Brooks	

Present and not voting, 2:

Cavanaugh, M. Erdman

Excused and not voting, 4:

Bostar Day Moser Wishart

The M. Cavanaugh motion to bracket failed with 0 ayes, 43 nays, 2 present and not voting, and 4 excused and not voting.

Advanced to Enrollment and Review for Engrossment.

The Chair declared the call raised.

SENATOR HUGHES PRESIDING

LEGISLATIVE BILL 224. Senator M. Cavanaugh offered the following motion:

[MO30](#)

Bracket until May 4, 2021.

Senator M. Cavanaugh moved for a call of the house. The motion prevailed with 17 ayes, 13 nays, and 19 not voting.

Senator M. Cavanaugh requested a roll call vote on the motion to bracket.

Voting in the affirmative, 0.

Voting in the negative, 43:

Aguilar	Clements	Halloran	Linehan	Sanders
Albrecht	Day	Hansen, B.	Lowe	Slama
Arch	DeBoer	Hansen, M.	McCollister	Stinner
Blood	Dorn	Hilgers	McDonnell	Vargas
Bostelman	Flood	Hughes	McKinney	Walz
Brandt	Friesen	Hunt	Morfeld	Wayne
Brewer	Geist	Kolterman	Murman	Williams
Briese	Gragert	Lathrop	Pahls	
Cavanaugh, J.	Groene	Lindstrom	Pansing Brooks	

Present and not voting, 2:

Cavanaugh, M. Erdman

Excused and not voting, 4:

Bostar Hilkemann Moser Wishart

The M. Cavanaugh motion to bracket failed with 0 ayes, 43 nays, 2 present and not voting, and 4 excused and not voting.

Advanced to Enrollment and Review for Engrossment.

The Chair declared the call raised.

SPEAKER HILGERS PRESIDING

LEGISLATIVE BILL 414. Advanced to Enrollment and Review for Engrossment.

LEGISLATIVE BILL 265. Advanced to Enrollment and Review for Engrossment.

LEGISLATIVE BILL 312. Advanced to Enrollment and Review for Engrossment.

LEGISLATIVE BILL 180. Advanced to Enrollment and Review for Engrossment.

ANNOUNCEMENT

Senator Erdman announced the birthday of Senator Briese.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 5.

A BILL FOR AN ACT relating to schools; to adopt the Purple Star Schools Act; and to provide a duty for the Revisor of Statutes.

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:

Aguilar	Cavanaugh, M.	Groene	Lindstrom	Slama
Albrecht	Clements	Halloran	Linehan	Stinner
Arch	Day	Hansen, B.	Lowe	Vargas
Blood	DeBoer	Hansen, M.	McCollister	Walz
Bostar	Dorn	Hilgers	McDonnell	Wayne
Bostelman	Erdman	Hilkemann	McKinney	Williams
Brandt	Flood	Hughes	Morfeld	
Brewer	Friesen	Hunt	Murman	
Briese	Geist	Kolterman	Pahls	
Cavanaugh, J.	Gragert	Lathrop	Pansing Brooks	

Voting in the negative, 0.

Present and not voting, 1:

Sanders

Excused and not voting, 2:

Moser Wishart

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

LEGISLATIVE BILL 41.

A BILL FOR AN ACT relating to counties under township organization; to amend section 23-259, Reissue Revised Statutes of Nebraska, and section 23-1601, Revised Statutes Cumulative Supplement, 2020; to change provisions relating to certain payments of funds to townships; 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:

Aguilar	Cavanaugh, M.	Groene	Lindstrom	Sanders
Albrecht	Clements	Halloran	Linehan	Slama
Arch	Day	Hansen, B.	Lowe	Stinner
Blood	DeBoer	Hansen, M.	McCollister	Vargas
Bostar	Dorn	Hilgers	McDonnell	Walz
Bostelman	Erdman	Hilkemann	McKinney	Wayne
Brandt	Flood	Hughes	Morfeld	Williams
Brewer	Friesen	Hunt	Murman	
Briese	Geist	Kolterman	Pahls	
Cavanaugh, J.	Gragert	Lathrop	Pansing Brooks	

Voting in the negative, 0.

Excused and not voting, 2:

Moser Wishart

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

LEGISLATIVE BILL 70.

A BILL FOR AN ACT relating to the State Athletic Commissioner; to amend sections 81-8,134 and 81-8,138, Reissue Revised Statutes of Nebraska, and sections 81-8,129, 81-8,130.01, 81-8,132, 81-8,133, 81-8,133.01, 81-8,135, and 81-8,139, Revised Statutes Cumulative Supplement, 2020; to authorize the regulation of professional kickboxing and professional bare-knuckle boxing; 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, 42:

Aguilar	Day	Hansen, B.	Linehan	Slama
Arch	DeBoer	Hansen, M.	McCollister	Stinner
Blood	Dorn	Hilgers	McDonnell	Vargas
Bostar	Flood	Hilkemann	McKinney	Walz
Brandt	Friesen	Hughes	Morfeld	Wayne
Brewer	Geist	Hunt	Murman	Williams
Briese	Gragert	Kolterman	Pahls	
Cavanaugh, J.	Groene	Lathrop	Pansing Brooks	
Clements	Halloran	Lindstrom	Sanders	

Voting in the negative, 2:

Albrecht Bostelman

Present and not voting, 3:

Cavanaugh, M. Erdman Lowe

Excused and not voting, 2:

Moser Wishart

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

LEGISLATIVE BILL 70A.

A BILL FOR AN ACT relating to appropriations; to appropriate funds to aid in carrying out the provisions of Legislative Bill 70, One Hundred Seventh Legislature, First Session, 2021.

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, 42:

Aguilar	Day	Hansen, B.	Linehan	Slama
Arch	DeBoer	Hansen, M.	McCollister	Stinner
Blood	Dorn	Hilgers	McDonnell	Vargas
Bostar	Flood	Hilkemann	McKinney	Walz
Brandt	Friesen	Hughes	Morfeld	Wayne
Brewer	Geist	Hunt	Murman	Williams
Briese	Gragert	Kolterman	Pahls	
Cavanaugh, J.	Groene	Lathrop	Pansing Brooks	
Clements	Halloran	Lindstrom	Sanders	

Voting in the negative, 2:

Albrecht Bostelman

Present and not voting, 3:

Cavanaugh, M. Erdman Lowe

Excused and not voting, 2:

Moser Wishart

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

LEGISLATIVE BILL 78.

A BILL FOR AN ACT relating to motor vehicles; to amend sections 60-3,122.02, 60-3,123, 60-3,124, 60-3,125, and 80-414, Revised Statutes Cumulative Supplement, 2020; to require applicants for certain license plates to register with the Department of Veterans' Affairs as prescribed; to change provisions relating to a registry of the Department of Veterans' Affairs; 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, 46:

Aguilar	Clements	Halloran	Linehan	Slama
Albrecht	Day	Hansen, B.	Lowe	Stinner
Arch	DeBoer	Hansen, M.	McCollister	Vargas
Blood	Dorn	Hilgers	McDonnell	Walz
Bostar	Erdman	Hilkemann	McKinney	Wayne
Bostelman	Flood	Hughes	Morfeld	Williams
Brandt	Friesen	Hunt	Murman	
Brewer	Geist	Kolterman	Pahls	
Briese	Gragert	Lathrop	Pansing Brooks	
Cavanaugh, J.	Groene	Lindstrom	Sanders	

Voting in the negative, 0.

Present and not voting, 1:

Cavanaugh, M.

Excused and not voting, 2:

Moser Wishart

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 5, 41, 70, and 70A.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 252.

A BILL FOR AN ACT relating to the Veterinary Drug Distribution Licensing Act; to amend section 71-8901, Reissue Revised Statutes of Nebraska; to provide for refills pursuant to certain veterinary drug orders as prescribed; to harmonize provisions; 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, 46:

Aguilar	Clements	Halloran	Linehan	Slama
Albrecht	Day	Hansen, B.	Lowe	Stinner
Arch	DeBoer	Hansen, M.	McCollister	Vargas
Blood	Dorn	Hilgers	McDonnell	Walz
Bostar	Erdman	Hilkemann	McKinney	Wayne
Brandt	Flood	Hughes	Morfeld	Williams
Brewer	Friesen	Hunt	Murman	
Briese	Geist	Kolterman	Pahls	
Cavanaugh, J.	Gragert	Lathrop	Pansing Brooks	
Cavanaugh, M.	Groene	Lindstrom	Sanders	

Voting in the negative, 0.

Present and not voting, 1:

Bostelman

Excused and not voting, 2:

Moser Wishart

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

LEGISLATIVE BILL 405.

A BILL FOR AN ACT relating to village boards of trustees; to amend section 17-209.02, Revised Statutes Cumulative Supplement, 2020; to change provisions relating to officers and employees of villages; 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, 46:

Aguilar	Clements	Halloran	Linehan	Slama
Albrecht	Day	Hansen, B.	Lowe	Stinner
Arch	DeBoer	Hansen, M.	McCollister	Vargas
Blood	Dorn	Hilgers	McDonnell	Walz
Bostar	Erdman	Hilkemann	McKinney	Wayne
Bostelman	Flood	Hughes	Morfeld	Williams
Brandt	Friesen	Hunt	Murman	
Brewer	Geist	Kolterman	Pahls	
Briese	Gragert	Lathrop	Pansing Brooks	
Cavanaugh, J.	Groene	Lindstrom	Sanders	

Voting in the negative, 0.

Present and not voting, 1:

Cavanaugh, M.

Excused and not voting, 2:

Moser Wishart

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

LEGISLATIVE BILL 461.

A BILL FOR AN ACT relating to the human trafficking task force; to amend section 81-1430, Revised Statutes Cumulative Supplement, 2020; to require placement of human trafficking informational posters in casinos; 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:

Aguilar	Cavanaugh, M.	Groene	Lindstrom	Sanders
Albrecht	Clements	Halloran	Linehan	Slama
Arch	Day	Hansen, B.	Lowe	Stinner
Blood	DeBoer	Hansen, M.	McCollister	Vargas
Bostar	Dorn	Hilgers	McDonnell	Walz
Bostelman	Erdman	Hilkemann	McKinney	Wayne
Brandt	Flood	Hughes	Morfeld	Williams
Brewer	Friesen	Hunt	Murman	
Briese	Geist	Kolterman	Pahls	
Cavanaugh, J.	Gragert	Lathrop	Pansing Brooks	

Voting in the negative, 0.

Excused and not voting, 2:

Moser Wishart

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 78, 252, and 405.

AMENDMENT(S) - Print in Journal

Senator Wayne filed the following amendment to LB384:
[AM939](#)

(Amendments to Standing Committee amendments, AM396)

- 1 1. Insert the following new section:
- 2 Sec. 27. The Prison Overcrowding Contingency Fund is created. The
- 3 State Treasurer shall transfer \$115,000,000 from the General Fund to the
- 4 Prison Overcrowding Contingency Fund on or before July 15, 2021, on such
- 5 date as directed by the budget administrator of the budget division of
- 6 the Department of Administrative Services. It is the intent of the
- 7 Legislature that these funds remain in the Prison Overcrowding
- 8 Contingency Fund until sufficient details are provided to the Legislature
- 9 regarding plans to reduce prison overcrowding. Any money in the fund
- 10 available for investment shall be invested by the state investment
- 11 officer pursuant to the Nebraska Capital Expansion Act and the Nebraska
- 12 State Funds Investment Act.
- 13 2. Renumber the remaining sections accordingly.

Senator Wayne filed the following amendment to LB380:
[AM938](#)

(Amendments to Standing Committee amendments, AM393)

- 1 1. On page 144, strike lines 21 through 27; in line 28 strike "(f)"
- 2 and insert "(e)"; and in line 31 strike "(g)" and insert "(f)".
- 3 2. On page 145, line 4, strike "(h)" and insert "(g)"; and in line 7
- 4 strike "(i)" and insert "(h)".

GENERAL FILE

LEGISLATIVE BILL 271. Title read. Considered.

Committee [AM490](#), found on page 571, was offered.

Senator Morfeld offered his amendment, [AM853](#), found on page 874, to the committee amendment.

Pending.

SPEAKER SIGNED

While the Legislature was in session and capable of transacting business, the Speaker signed the following: LB461.

SENATOR WILLIAMS PRESIDING**GENERAL FILE**

LEGISLATIVE BILL 271. Committee [AM490](#), found on page 571 and considered in this day's Journal, was renewed.

The Morfeld amendment, [AM853](#), found on page 874 and considered in this day's Journal, was renewed.

The Morfeld amendment was adopted with 38 ayes, 2 nays, 8 present and not voting, and 1 excused and not voting.

The committee amendment, as amended, was adopted with 38 ayes, 1 nay, 9 present and not voting, and 1 excused and not voting.

Advanced to Enrollment and Review Initial with 34 ayes, 4 nays, 10 present and not voting, and 1 excused and not voting.

COMMITTEE REPORT(S)

Enrollment and Review

LEGISLATIVE BILL 372. Placed on Select File.

LEGISLATIVE BILL 343. Placed on Select File.

(Signed) Terrell McKinney, Chairperson

PRESENTED TO THE GOVERNOR

Presented to the Governor on April 12, 2021, at 3:16 p.m. were the following: LBs 5, 41, 70, 70A, 78, 252, 405, and 461.

(Signed) Jamie Leishman
Clerk of the Legislature's Office

MESSAGE(S) FROM THE GOVERNOR

April 2, 2021

Mr. President, Speaker Hilgers
and Members of the Legislature
State Capitol
Lincoln, NE 68509

Dear Mr. President, Speaker Hilgers and Members of the Legislature:

Contingent upon your approval, the following individual is being appointed as the Director of the Nebraska Department of Insurance:

Eric Dunning, 1625 N. 53 Street, Omaha, NE 68104

The aforementioned appointee is respectfully submitted for your consideration. Copies of the certificate and background information are included for your review.

Sincerely,
(Signed) Pete Ricketts
Governor

Enclosures

SELECT FILE

LEGISLATIVE BILL 154. [ER38](#), found on page 822, was adopted.

Senator Groene offered his amendment, [AM841](#), found on page 847.

The Groene amendment was adopted with 37 ayes, 0 nays, 9 present and not voting, and 3 excused and not voting.

Senator M. Cavanaugh offered the following amendment:

[FA22](#)

Strike the enacting clause.

Senator M. Cavanaugh moved for a call of the house. The motion prevailed with 13 ayes, 9 nays, and 27 not voting.

Senator M. Cavanaugh requested a roll call vote on her amendment.

Voting in the affirmative, 0.

Voting in the negative, 43:

Aguilar	Clements	Halloran	Lindstrom	Slama
Albrecht	Day	Hansen, B.	Linehan	Stinner
Arch	DeBoer	Hansen, M.	Lowe	Vargas
Blood	Dorn	Hilgers	McCollister	Walz
Bostar	Flood	Hilkemann	McKinney	Wayne
Bostelman	Friesen	Hughes	Morfeld	Williams
Brandt	Geist	Hunt	Murman	Wishart
Briese	Gragert	Kolterman	Pansing Brooks	
Cavanaugh, J.	Groene	Lathrop	Sanders	

Present and not voting, 2:

Cavanaugh, M. Erdman

Excused and not voting, 4:

Brewer McDonnell Moser Pahls

The M. Cavanaugh amendment lost with 0 ayes, 43 nays, 2 present and not voting, and 4 excused and not voting.

The Chair declared the call raised.

Senator M. Cavanaugh offered the following motion:

[MO31](#)

Bracket until May 4, 2021.

Senator M. Cavanaugh moved for a call of the house. The motion failed with 19 ayes, 19 nays, and 11 not voting.

Senator M. Cavanaugh requested a roll call vote, in reverse order, on the motion to bracket.

The M. Cavanaugh motion to bracket failed with 0 ayes, 43 nays, 1 present and not voting, and 5 excused and not voting.

Advanced to Enrollment and Review for Engrossment.

LEGISLATIVE BILL 143. [ER41](#), found on page 822, was adopted.

Advanced to Enrollment and Review for Engrossment.

AMENDMENT(S) - Print in Journal

Senator Pansing Brooks filed the following amendment to LB247:
AM949

- 1 1. On page 2, line 16, strike "wireless device" and insert
- 2 "telecommunications services, wireless device services, and Internet
- 3 protocol-enabled voice"; and strike lines 30 and 31 and insert the
- 4 following new subdivision:
- 5 "(e) The Director of Behavioral Health of the Division of Behavioral
- 6 Health of the Department of Health and Human Services or the director's
- 7 designee, as a nonvoting, ex officio member;"
- 8 2. On page 3, strike lines 1 through 4; in line 5 strike "(g)" and
- 9 insert "(f)"; in line 7 strike "(h)" and insert "(g)"; in line 14 strike
- 10 "and"; and in line 16 after "district" insert ", and (vii)
- 11 telecommunications industry representatives".

Senator Wayne filed the following amendment to LB156:
AM933

(Amendments to AM737)

- 1 1. Insert the following new section:
- 2 Sec. 18. Section 81-12,150, Reissue Revised Statutes of Nebraska, is
- 3 amended to read:
- 4 81-12,150 The Department of Economic Development ~~may shall~~ adopt and
- 5 promulgate rules and regulations to carry out the Site and Building
- 6 Development Act, including rules and regulations relating to providing
- 7 financial assistance to any inland port authority created under the
- 8 Municipal Inland Port Authority Act.
- 9 2. On page 5, line 18, after the second comma insert "the department
- 10 shall evaluate the proposed inland port authority to determine whether
- 11 the proposal meets the criteria in subsection (1), (2), or (3) of this
- 12 section, whichever is applicable. Upon a determination that the proposed
- 13 inland port authority sufficiently meets such criteria,"; in line 22
- 14 after "authority" insert "sufficiently meets such criteria and"; and in
- 15 line 23 after the second occurrence of "authority" insert "does not
- 16 sufficiently meet such criteria or".
- 17 3. On page 7, line 19, after the comma insert "and construct
- 18 buildings and other structures".
- 19 4. On page 8, line 19, strike "and"; in line 22 strike the period
- 20 and insert "; and"; and after line 22 insert the following subdivision:
- 21 "(p) Establish and charge fees to businesses and customers utilizing
- 22 the services offered by the inland port authority within the inland port
- 23 district as required for the proper maintenance, development, operation,
- 24 and administration of the inland port authority.".
- 25 5. On page 9, line 6, after "facilities" insert ", buildings, and
- 26 infrastructure"; in line 8 after the period insert "An inland port
- 1 authority may pledge any revenue derived from the sale or lease of
- 2 property of such authority to the payment of such revenue bonds."; and in
- 3 line 18 after "state" insert ", except for assessments under the Nebraska
- 4 Workers' Compensation Act and any combined tax due or payments in lieu of
- 5 contributions as required under the Employment Security Law".
- 6 6. On page 11, line 31, after "county" insert ", as applicable".
- 7 7. On page 12, line 14, strike "appropriations from", show as
- 8 stricken, and insert "transfers by"; and in line 23 after "and" insert
- 9 "five million dollars from the General Fund to the Site and Building
- 10 Development Fund for".
- 11 8. Renumber the remaining sections and correct the repealer
- 12 accordingly.

UNANIMOUS CONSENT - Add Cointroducer(s)

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

Senator Brewer name added to LB392.

VISITOR(S)

The Doctor of the Day was Dr. Eric Thomsen of Beatrice.

ADJOURNMENT

At 4:58 p.m., on a motion by Senator Halloran, the Legislature adjourned until 9:00 a.m., Tuesday, April 13, 2021.

Patrick J. O'Donnell
Clerk of the Legislature