

**FORTY-FIFTH DAY - MARCH 22, 2022****LEGISLATIVE JOURNAL****ONE HUNDRED SEVENTH LEGISLATURE  
SECOND SESSION****FORTY-FIFTH DAY**

Legislative Chamber, Lincoln, Nebraska  
Tuesday, March 22, 2022

**PRAYER**

The prayer was offered by Senator Hilkemann.

**PLEDGE OF ALLEGIANCE**

The Pledge of Allegiance was offered by Senator Geist.

**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 Senator Pahls who was excused; and Senators Albrecht, Arch, Bostar, M. Cavanaugh, Day, DeBoer, B. Hansen, M. Hansen, Hunt, McCollister, Morfeld, Pansing Brooks, Vargas, Walz, Williams, and Wishart who were excused until they arrive.

**CORRECTIONS FOR THE JOURNAL**

Page 818, after line 4, insert:  
Senator M. Cavanaugh requested a point of order.

The M. Cavanaugh requested point of order was not recognized by the Chair.

The Journal for the fortieth day was approved as corrected.

Page 853, before line 2, insert:  
**AMENDMENT(S) - REFILE IN JOURNAL**

Senator Morfeld refiled his amendment, AM2297, found on page 802 and withdrawn on page 812, to LB773.

The Journal for the forty-first day was approved as corrected.

The Journal for the forty-fourth day was approved.

**COMMITTEE REPORT(S)**  
Appropriations

**LEGISLATIVE BILL 1014.** Placed on General File with amendment.  
[AM2330](#) is available in the Bill Room.

(Signed) John Stinner, Chairperson

**COMMITTEE REPORT(S)**  
Enrollment and Review

**LEGISLATIVE BILL 1011.** Placed on Select File with amendment.

[ER150](#)

1. In the Standing Committee amendments, AM1999:  
2 a. On page 19, line 15, strike "Services" and insert "Service";  
3 b. On page 79, line 30, after "Water" insert "Irrigation";  
4 c. On page 92, line 15, strike "Control" and insert "Cash"; and  
5 d. On page 95, line 6, strike "Control" and insert "Cash".  
6 2. On page 1, strike lines 2 through 7 and insert "sections 24, 48,  
7 81, 89, 95, 96, 98, 103, 104, 110, 111, 116, 120, 136, 156, 158, 198,  
8 217, 246, 261, 262, 266, and 267; and Laws 2021, LB383, sections 9, 10,  
9 22, 23, 24, and 37; to define terms; to provide, change, and eliminate  
10 appropriations for operation of state government; to repeal the original  
11 sections; to outright repeal Laws 2021, LB396A, section 1; and to declare  
12 an emergency."

(Signed) Terrell McKinney, Chairperson

**RESOLUTION(S)**

**LEGISLATIVE RESOLUTION 343.** Introduced by Hughes, 44.

WHEREAS, the 2022 Nebraska School Activities Association State Speech Championships were held from March 16 through March 18 at Kearney High School; and

WHEREAS, junior Gavin Smith competed for Perkins County School in the Class C-2 Persuasive Speaking category; and

WHEREAS, Gavin defeated five other contestants in the final round with a score of one hundred forty-seven and won the Class C-2 Persuasive Speaking State Championship; 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, SECOND SESSION:

1. That the Legislature congratulates Gavin Smith on winning the 2022 Class C-2 Persuasive Speaking State Speech Championship.

2. That copies of this resolution be sent to Perkins County School and Gavin Smith.

Laid over.

**GENERAL FILE**

**LEGISLATIVE BILL 1013.** Committee [AM2001](#), found on page 813 and considered on page 890, was renewed.

Senator Lathrop renewed his amendment, [FA80](#), found on page 786 and considered on pages 890 and 895, to the committee amendment.

Senator Wayne offered the following motion:

[MO166](#)

Recommit to Appropriations Committee.

Senator Wayne withdrew his motion to recommit to committee.

Senator Stinner offered the following motion:

[MO167](#)

Invoke cloture pursuant to Rule 7, Sec. 10.

Senator Stinner moved for a call of the house. The motion prevailed with 29 ayes, 2 nays, and 18 not voting.

Senator Stinner requested a roll call vote, in reverse order, on the motion to invoke cloture.

Voting in the affirmative, 39:

Aguilar	Briese	Halloran	Linehan	Sanders
Albrecht	Clements	Hansen, B.	Lowe	Slama
Arch	DeBoer	Hilgers	McCollister	Stinner
Blood	Dorn	Hilkemann	McDonnell	Vargas
Bostar	Erdman	Jacobson	Morfeld	Walz
Bostelman	Flood	Kolterman	Moser	Williams
Brandt	Geist	Lathrop	Murman	Wishart
Brewer	Gragert	Lindstrom	Pansing Brooks	

Voting in the negative, 4:

Friesen      Hunt      McKinney      Wayne

Present and not voting, 4:

Cavanaugh, J.      Cavanaugh, M.      Hansen, M.      Hughes

Excused and not voting, 2:

Day           Pahls

The Stinner motion to invoke cloture prevailed with 39 ayes, 4 nays, 4 present and not voting, and 2 excused and not voting.

The Lathrop amendment lost with 3 ayes, 37 nays, 7 present and not voting, and 2 excused and not voting.

The committee amendment was adopted with 40 ayes, 3 nays, 4 present and not voting, and 2 excused and not voting.

Advanced to Enrollment and Review Initial with 39 ayes, 4 nays, 4 present and not voting, and 2 excused and not voting.

The Chair declared the call raised.

#### **MOTION(S) - Print in Journal**

Senator Wayne filed the following motion to LB334:

[MO161](#)

Place on General File pursuant to Rule 3, Section 20(b).

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

Senator Brandt filed the following amendment to LB1014:

[AM2444](#)

(Amendments to Standing Committee amendments, AM2330)

- 1 1. On page 6, strike beginning with "grants" in line 10 through
- 2 "processors" in line 11 and insert "the Independent Processor Assistance
- 3 Program".

Senator Lathrop filed the following amendment to LB920:

[AM2462](#)

(Amendments to Standing Committee amendments, AM2286)

- 1 1. On page 31, line 26, strike "State Court Administrator" and
- 2 insert "probation administrator".

Senator Lathrop filed the following amendment to LB920:

[AM2463](#) is available in the Bill Room.

Senator Lathrop filed the following amendment to LB920:

[AM2468](#)

(Amendments to AM2463)

- 1 1. On page 23, line 6; and page 25, line 19, strike "necessitate"
- 2 and insert "support".

Senator Briese filed the following amendment to LB939:

[AM2453](#) is available in the Bill Room.

Senator Wayne filed the following amendment to [LB1014](#):

[AM2478](#)

(Amendments to Standing Committee amendments, AM2330)

1. On page 28, strike lines 27 through 30.
2. On page 29, line 1, strike "(5)" and insert "(4)"; in lines 2 and 3 strike "Qualified Census Tract"; in line 6 after "tracts" insert "located in a city of the metropolitan class"; in line 10 strike "(6)" and insert "(5)"; and in line 13 strike "(7)" and insert "(6)".

### NOTICE OF COMMITTEE HEARING(S)

Health and Human Services  
Room 1510 8:30 AM

Monday, April 11, 2022

Hearing on the Community Block Grant State Plan by the Department of Health and Human Services.

(Signed) John Arch, Chairperson

### MOTION(S) - Print in Journal

Senator M. Cavanaugh filed the following motion to [LB939](#):

[MO162](#)

Bracket until March 25, 2022.

### BILLS ON FIRST READING

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

**LEGISLATIVE BILL 752A.** Introduced by Arch, 14; DeBoer, 10.

A BILL FOR AN ACT relating to appropriations; to appropriate funds to aid in carrying out the provisions of Legislative Bill 752, One Hundred Seventh Legislature, Second Session, 2022.

**LEGISLATIVE BILL 1024A.** Introduced by Wayne, 13.

A BILL FOR AN ACT relating to appropriations; to appropriate funds to aid in carrying out the provisions of Legislative Bill 1024, One Hundred Seventh Legislature, Second Session, 2022; and to declare an emergency.

### RESOLUTION(S)

**LEGISLATIVE RESOLUTION 344.** Introduced by Murman, 38.

WHEREAS, the 2022 Nebraska School Activities Association State Wrestling Tournament was held from February 17 through February 19 at the CHI Health Center Omaha; and

WHEREAS, sophomore Braxton Hammond wrestled for the Southern Valley High School wrestling team coached by Dexter Becker; and

WHEREAS, Braxton won the Class D 106-pound championship match; and

WHEREAS, Braxton defeated four other seeded opponents, including two higher seeds; 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, SECOND SESSION:

1. That the Legislature congratulates Braxton Hammond on winning the 2022 Class D 106-pound State Wrestling Championship.
2. That copies of this resolution be sent to Southern Valley High School, coach Dexter Becker, and Braxton Hammond.

Laid over.

**LEGISLATIVE RESOLUTION 345.** Introduced by Lowe, 37; Brewer, 43; Briese, 41; Halloran, 33; McCollister, 20; McKinney, 11; Murman, 38; Wayne, 13; Williams, 36.

WHEREAS, the University of Nebraska at Kearney Lopers men's wrestling team won the 2022 Division II National Championship in St. Louis on March 12; and

WHEREAS, this is the third wrestling national championship won by the Lopers and the first since 2013; and

WHEREAS, the Lopers sent nine wrestlers to nationals, the most in Division II, including Matt Malcom, Josh Portillo, Sam Turner, Wesley Dawkins, and Billy Higgins; and

WHEREAS, Matt Malcom won a second national championship in the 165-pound division by defeating the previously undefeated Shane Gantz of Wisconsin-Parkside; and

WHEREAS, Josh Portillo earned second place in the 125-pound division, Sam Turner earned second place in the 149-pound division, Wesley Dawkins earned third place in the 133-pound division, and Billy Higgins earned third place in the 184-pound division; and

WHEREAS, the Legislature recognizes the academic, athletic, and artistic achievements of the students of our state.

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

1. That the Legislature congratulates the University of Nebraska at Kearney men's wrestling team on winning the 2022 Division II National Championship.
2. That copies of this resolution be sent to the University of Nebraska at Kearney and the University of Nebraska at Kearney men's wrestling team.

Laid over.

**RECESS**

At 11:58 a.m., on a motion by Senator Erdman, the Legislature recessed until 1:00 p.m.

**AFTER RECESS**

The Legislature reconvened at 1:00 p.m., Senator Arch presiding.

**ROLL CALL**

The roll was called and all members were present except Senator Pahls who was excused; and Senators Albrecht, Bostelman, Day, DeBoer, Friesen, Geist, B. Hansen, M. Hansen, Hughes, Moser, Murman, Pansing Brooks, and Wishart who were excused until they arrive.

**COMMITTEE REPORT(S)**

Government, Military and Veterans Affairs

**LEGISLATIVE BILL 1205.** Placed on General File with amendment.

**AM2308**

1 1. Strike the original sections and insert the following new  
2 section:  
3 Section 1. There is hereby created the Ernie Chambers History-Arts-  
4 Humanities Museum Assistance Fund. The fund shall be used to contribute  
5 to the construction of the Ernie Chambers History-Arts-Humanities Museum  
6 to honor the legacy of Nebraska's longest-serving state senator and to  
7 educate the public on the legacy of the unique Nebraska Unicameral  
8 Legislature and the contributions made to the Legislature by Senator  
9 Chambers. The Nebraska State Historical Society shall administer the fund  
10 and may spend up to ten percent of the money available in the fund for  
11 administration of the fund. The fund shall consist of transfers  
12 authorized by the Legislature and funds from any federal and state  
13 sources. Any money in the fund available for investment shall be invested  
14 by the state investment officer pursuant to the Nebraska Capital  
15 Expansion Act and the Nebraska State Funds Investment Act.

(Signed) Tom Brewer, Chairperson

**GENERAL FILE**

**LEGISLATIVE BILL 1024.** Title read. Considered.

Committee [AM1920](#), found on page 609, was offered.

Senator Wayne withdrew his amendment, [AM1989](#), found on page 621, to the committee amendment.

Senator Wayne offered his amendment, [AM2341](#), found on page 860, to the committee amendment.

**SENATOR WILLIAMS PRESIDING**

The Wayne amendment was adopted with 29 ayes, 0 nays, 18 present and not voting, and 2 excused and not voting.

Pending.

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

Senator Gragert filed the following amendment to LB809:  
AM2501

(Amendments to Standing Committee amendments, AM2004)

1 1. Insert the following new sections:

2 Sec. 7. The Community Water Projects Cash Fund is created. The fund  
3 shall be administered by the Department of Environment and Energy. The  
4 State Treasurer shall credit to the fund any money transferred to the  
5 fund by the Legislature. The fund shall be used to provide grant  
6 assistance for a rural drinking water project that serves rural water  
7 connections and at least four communities in two contiguous counties in  
8 order to convert to ground water sources and to provide for water system  
9 infrastructure and distribution. Any money in the fund available for  
10 investment shall be invested by the state investment officer pursuant to  
11 the Nebraska Capital Expansion Act and the Nebraska State Funds  
12 Investment Act. Any investment earnings from investment of money in the  
13 fund shall be credited to the fund.

14 Sec. 13. Section 84-612, Revised Statutes Supplement, 2021, is  
15 amended to read:

16 84-612 (1) There is hereby created within the state treasury a fund  
17 known as the Cash Reserve Fund which shall be under the direction of the  
18 State Treasurer. The fund shall only be used pursuant to this section.

19 (2) The State Treasurer shall transfer funds from the Cash Reserve  
20 Fund to the General Fund upon certification by the Director of  
21 Administrative Services that the current cash balance in the General Fund  
22 is inadequate to meet current obligations. Such certification shall  
23 include the dollar amount to be transferred. Any transfers made pursuant  
24 to this subsection shall be reversed upon notification by the Director of  
25 Administrative Services that sufficient funds are available.

26 (3) In addition to receiving transfers from other funds, the Cash  
1 Reserve Fund shall receive federal funds received by the State of  
2 Nebraska for undesignated general government purposes, federal revenue  
3 sharing, or general fiscal relief of the state.

4 (4) The State Treasurer shall transfer fifty-four million seven  
5 hundred thousand dollars on or after July 1, 2019, but before June 15,  
6 2021, from the Cash Reserve Fund to the Nebraska Capital Construction  
7 Fund on such dates and in such amounts as directed by the budget  
8 administrator of the budget division of the Department of Administrative  
9 Services.

10 (5) The State Treasurer shall transfer thirty million dollars from  
11 the Cash Reserve Fund to the General Fund after November 15, 2020, but  
12 before December 31, 2020, on such date as directed by the budget  
13 administrator of the budget division of the Department of Administrative  
14 Services. Except for the transfer authorized in this subsection, no funds  
15 shall be transferred from the Cash Reserve Fund to fulfill the  
16 obligations created under the Nebraska Property Tax Incentive Act unless  
17 the balance in the Cash Reserve Fund after such transfer will be at least  
18 equal to five hundred million dollars.

19 (6) The State Treasurer shall transfer fifty million dollars from  
20 the Cash Reserve Fund to the United States Space Command Headquarters  
21 Assistance Fund on or before June 30, 2023, but not before July 1, 2022,



22 on such dates and in such amounts as directed by the budget administrator  
 23 of the budget division of the Department of Administrative Services. The  
 24 transfer in this subsection shall not occur unless the State of Nebraska  
 25 is selected as the site of the United States Space Command headquarters.  
 26 (7) The State Treasurer shall transfer fifteen million dollars from  
 27 the Cash Reserve Fund to the Community Water Projects Cash Fund on or  
 28 after August 1, 2022, but before June 30, 2023, on such dates and in such  
 29 amounts as directed by the budget administrator of the budget division of  
 30 the Department of Administrative Services.  
 31 2. Renumber the remaining sections and correct the repealer  
 1 accordingly.

Senator Gragert filed the following amendment to [LB809A](#):  
[AM2442](#)

1 1. Insert the following new section:  
 2 Sec. 2. There is hereby appropriated (1) \$15,000,000 from the  
 3 Community Water Projects Cash Fund for FY2022-23 and (2) \$-0- from the  
 4 Community Water Projects Cash Fund for FY2023-24 to the Department of  
 5 Environment and Energy, for Program 513, to aid in carrying out the  
 6 provisions of Legislative Bill 809, One Hundred Seventh Legislature,  
 7 Second Session, 2022. There is included in the appropriation to this  
 8 program for FY2022-23 \$15,000,000 Cash Funds for state aid, which shall  
 9 only be used for such purpose.

Senator Lathrop filed the following amendment to [LB1013](#):  
[FA135](#)

Strike "two hundred fifteen million five hundred eighty thousand" in section 1 and insert "half a billion"

Senator Lathrop filed the following amendment to [LB1011](#):  
[FA136](#)

Strike "\$286,881,233" in section 156 and insert "\$300,000,000"

Senator DeBoer filed the following amendment to [LB1014](#):  
[AM2472](#)

(Amendments to Standing Committee amendments, AM2330)

1 1. On page 8, line 15, strike "\$10,000,000" and insert  
 2 "\$17,500,000"; and in line 22 strike "\$10,000,000" and insert  
 3 "\$2,500,000".

Senator Gragert filed the following amendment to [LB1014](#):  
[AM2486](#)

(Amendments to Standing Committee amendments, AM2330)

1 1. Insert the following new section:  
 2 Sec. 49. AGENCY NO. 84 — DEPARTMENT OF ENVIRONMENT AND ENERGY  
 3 Program No. 528 - Drinking Water Facilities Loan Fund  
 4 

	<u>FY2021-22</u>	<u>FY2022-23</u>
5 <u>FEDERAL FUND</u>	-0-	15,000,000
6 <u>PROGRAM TOTAL</u>	-0-	15,000,000

 7 There is included in the appropriation to this program for FY2022-23  
 8 \$15,000,000 Federal Funds estimate for state aid, which shall only be  
 9 used for such purpose.  
 10 There is included in the amount shown as aid for this program for  
 11 FY2022-23 \$15,000,000 Federal Funds to provide grant assistance for a  
 12 rural drinking water project that serves rural water connections and at  
 13 least four communities in two contiguous counties in order to convert to  
 14 ground water sources and to provide for water system infrastructure and

- 15 distribution, which shall only be used for such purpose.  
 16 2. On page 24, lines 27 and 28, strike "44,000,000" and insert  
 17 "38,000,000".  
 18 3. On page 25, line 2, strike "\$44,000,000" and insert  
 19 "\$38,000,000".  
 20 4. On page 26, line 3, strike "\$10,000,000" and insert "\$4,000,000".  
 21 5. Renumber the remaining section accordingly.

Senator Hunt filed the following amendment to LB1014:  
AM2446

(Amendments to Standing Committee amendments, AM2330)

- 1 1. On page 8, lines 3 and 4, strike "20,000,000" and insert  
 2 "40,000,000"; in lines 6 and 9 strike "\$20,000,000" and insert  
 3 "\$40,000,000"; and in lines 15 and 22 strike "\$10,000,000" and insert  
 4 "\$20,000,000".  
 5 2. On page 34, lines 22 and 23, strike "47,700,000" and insert  
 6 "27,700,000".

Senator J. Cavanaugh filed the following amendment to LB1014:  
AM2488

(Amendments to Standing Committee amendments, AM2330)

- 1 1. Insert the following new section:  
 2 Sec. 16. AGENCY NO. 25 — DEPARTMENT OF HEALTH AND HUMAN SERVICES  
 3 Program No. 347 - Public Assistance  
 4 

	<u>FY2021-22</u>	<u>FY2022-23</u>
5 FEDERAL FUND	-0-	<u>8,000,000</u>
6 <u>PROGRAM TOTAL</u>	-0-	<u>8,000,000</u>

  
 7 (1) There is included in the appropriation to this program for  
 8 FY2022-23 \$8,000,000 Federal Funds for state aid, which shall only be  
 9 used for such purpose.  
 10 (2) There is included in the amount shown as aid for this program  
 11 for FY2022-23 \$8,000,000 Federal Funds for the Homeless Shelter  
 12 Assistance Program.  
 13 (3)(a) The Department of Health and Human Services shall use the  
 14 funds appropriated in this section for the Nebraska Homeless Assistance  
 15 Program for grants to any nonprofit organization that has the status of a  
 16 tax-exempt organization under 501(c) of the Internal Revenue Code.  
 17 (b) Grants awarded pursuant to this section shall be used to  
 18 support:  
 19 (i) The operational capacity of organizations providing emergency  
 20 housing support services; or  
 21 (ii) Legal organizations providing services for persons facing  
 22 homelessness, including staffing capacity.  
 23 (4) Expenditures from the appropriation to this program shall not be  
 24 restricted to state aid if operating and administrative expenditures are  
 25 necessary to administer the funding appropriated pursuant to this  
 26 section. In such instances, an agency, board, or commission shall be  
 1 reimbursed through the Federal Fund appropriation to the Military  
 2 Department, Agency No. 31, Program No. 191, as identified in section 28  
 3 of this act.  
 4 2. On page 17, lines 27 and 28, strike "23,100,000" and insert  
 5 "15,100,000"; and in line 30 strike "\$23,100,000" and insert  
 6 "\$15,100,000".  
 7 3. On page 18, line 3, strike "\$23,100,000" and insert  
 8 "\$15,100,000".  
 9 4. Renumber the remaining sections and correct internal references  
 10 accordingly.

Senator Murman filed the following amendment to LB1014:

AM2476

(Amendments to Standing Committee amendments, AM2330)

1 1. Insert the following new sections:

2 Sec. 15. AGENCY NO. 25 — DEPARTMENT OF HEALTH AND HUMAN SERVICES

3 Program No. 175 - Rural Health Provider Incentive Program

4		<u>FY2021-22</u>	<u>FY2022-23</u>
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5	<u>FEDERAL FUND</u>	<u>5,000,000</u>	<u>-0-</u>
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6	<u>PROGRAM TOTAL</u>	<u>5,000,000</u>	<u>-0-</u>
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7 There is included in the appropriation to this program for FY2021-22

8 \$5,000,000 Federal Funds for state aid, which shall only be used for such

9 purpose.

10 There is included in the amount shown as aid for this program for

11 FY2021-22 \$5,000,000 Federal Funds for repayment of qualified educational

12 debts owed by eligible health professionals as provided in section

13 71-5662.

14 Sec. 16. AGENCY NO. 25 — DEPARTMENT OF HEALTH AND HUMAN SERVICES

15 Program No. 176 - Nursing Incentives

16		<u>FY2021-22</u>	<u>FY2022-23</u>
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17	<u>FEDERAL FUND</u>	<u>5,000,000</u>	<u>-0-</u>
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18	<u>PROGRAM TOTAL</u>	<u>5,000,000</u>	<u>-0-</u>
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19 (1) There is included in the appropriation to this program for

20 FY2021-22 \$5,000,000 Federal Funds for state aid, which shall only be

21 used for such purpose.

22 (2) There is included in the amount shown as aid for this program

23 for FY2021-22 \$5,000,000 Federal Funds for scholarships to students (a)

24 residing in Nebraska, (b) intending to enroll or enrolled in a nursing

25 program that (i) is approved pursuant to sections 38-2232 to 38-2236,

26 (ii) is offered by a public or private postsecondary institution in

1 Nebraska, and (iii) consists of courses of instruction in regularly

2 scheduled classes leading only to an associate degree, diploma, or

3 certificate in nursing or an accelerated bachelor of science in nursing

4 degree, (c) intending to practice as a licensed practical nurse, licensed

5 registered nurse, or nurse aide upon completion of the approved nursing

6 program, and (d) agreeing in writing to work for two years in this state

7 as a licensed practical nurse, licensed registered nurse, or nurse aide

8 upon completion of the approved nursing program. Each qualifying student

9 shall receive a scholarship of up to \$2,500 per semester.

10 2. On page 20, lines 24 and 25, strike "25,000,000 35,000,000" and

11 insert "21,000,000 31,000,000"; in line 27 strike "\$25,000,000" and

12 insert "\$21,000,000"; and in line 29 strike "\$35,000,000" and insert

13 "\$31,000,000".

14 3. On page 35, lines 19 and 20, strike "15,000,000" and insert

15 "13,000,000"; and in line 22 strike "\$15,000,000" and insert

16 "\$13,000,000".

17 4. On page 36, lines 2 and 3, strike "\$5,000,000" and insert

18 "\$4,000,000".

19 5. Renumber the remaining sections and correct internal references

20 accordingly.

Senator Clements filed the following amendment to LB1241:

AM2485

(Amendments to E&R amendments, ER111)

1 1. Insert the following new sections:

2 Sec. 5. Sections 5 to 12 of this act shall be known and may be

3 cited as the Law Enforcement Attraction and Retention Act.

4 Sec. 6. (1) The Legislature finds that:

5 (a) The State of Nebraska and cities and counties in this state have

6 experienced a dramatic decrease in applications for law enforcement

7 officer positions;8 (b) Law enforcement officers in Nebraska are leaving the law9 enforcement profession;10 (c) Law enforcement agencies are not retaining law enforcement11 officers at a rate sufficient to ensure public safety;12 (d) Law enforcement officers are the critical element of public13 safety in Nebraska communities; and14 (e) Maintaining a robust law enforcement workforce is in the best15 interests of all Nebraskans.16 (2) The purpose of the Law Enforcement Attraction and Retention Act17 is to provide financial incentives to attract and retain law enforcement18 officers.19 Sec. 7. For purposes of the Law Enforcement Attraction and20 Retention Act:21 (1) Council means the Nebraska Police Standards Advisory Council;22 and23 (2) Law enforcement officer has the same meaning as in section24 81-1401.25 Sec. 8. (1) The council shall accept applications for retention26 incentive payments from individual law enforcement officers in Nebraska.1 (2) To be eligible for a tier 1 retention incentive payment, a law2 enforcement officer must complete twelve months of full-time employment3 as a law enforcement officer after July 1, 2022. No law enforcement4 officer shall receive more than one tier 1 retention incentive payment.5 (3) To be eligible for a tier 2 retention incentive payment, a law6 enforcement officer must complete three years of full-time employment as7 a law enforcement officer after July 1, 2022. No law enforcement officer8 shall receive more than one tier 2 retention incentive payment.9 (4) To be eligible for a tier 3 retention incentive payment, a law10 enforcement officer must complete five years of full-time employment as a11 law enforcement officer after July 1, 2022. No law enforcement officer12 shall receive more than one tier 3 retention incentive payment.13 (5) Full-time law enforcement officers employed by a law enforcement14 agency that employs more than seventy-five full-time law enforcement15 officers shall only be eligible for a tier 1 retention incentive payment,16 and such payment shall be seven hundred fifty dollars.17 (6) For full-time law enforcement officers employed by a law18 enforcement agency that employs seventy-five or fewer full-time law19 enforcement officers:20 (a) The tier 1 retention incentive payment shall be one thousand21 five hundred dollars;22 (b) The tier 2 retention incentive payment shall be two thousand23 five hundred dollars; and24 (c) The tier 3 retention incentive payment shall be three thousand25 dollars.26 Sec. 9. (1) The council shall accept applications for grants from27 law enforcement agencies in Nebraska. The grants shall be used to provide28 hiring bonuses to newly hired full-time law enforcement officers.29 (2) A law enforcement agency shall be eligible for a grant under30 this section if:31 (a) The law enforcement agency employs fewer than one hundred fifty1 full-time law enforcement officers; and2 (b) The law enforcement agency is not at the recommended level of3 staffing under standards set by the council.4 Sec. 10. The council may adopt and promulgate rules and regulations5 to carry out the Law Enforcement Attraction and Retention Act.6 Sec. 11. It is the intent of the Legislature to appropriate five7 million dollars each fiscal year to the Nebraska Commission on Law8 Enforcement and Criminal Justice for purposes of carrying out the Law9 Enforcement Attraction and Retention Act.

10 Sec. 12. The Law Enforcement Attraction and Retention Act terminates  
11 on June 30, 2028.  
12 Sec. 13. Sections 5, 6, 7, 8, 9, 10, 11, and 12 of this act become  
13 operative on July 1, 2022. The other sections of this act become  
14 operative on their effective date.  
15 2. Renumber the remaining sections accordingly.

### RESOLUTION(S)

**LEGISLATIVE RESOLUTION 346.** Introduced by Morfeld, 46; Aguilar, 35; Albrecht, 17; Arch, 14; Blood, 3; Bostar, 29; Bostelman, 23; Brandt, 32; Brewer, 43; Briese, 41; Cavanaugh, J., 9; Cavanaugh, M., 6; Clements, 2; Day, 49; DeBoer, 10; Dorn, 30; Erdman, 47; Flood, 19; Friesen, 34; Geist, 25; Gragert, 40; Halloran, 33; Hansen, B., 16; Hansen, M., 26; Hilgers, 21; Hilkemann, 4; Hughes, 44; Hunt, 8; Jacobson, 42; Kolterman, 24; Lathrop, 12; Lindstrom, 18; Linehan, 39; Lowe, 37; McCollister, 20; McDonnell, 5; McKinney, 11; Moser, 22; Murman, 38; Pansing Brooks, 28; Sanders, 45; Slama, 1; Stinner, 48; Vargas, 7; Walz, 15; Wayne, 13; Williams, 36; Wishart, 27.

WHEREAS, on February 24, 2022, a massive military assault was launched by the Russian government on the sovereign democratic nation of Ukraine; and

WHEREAS, the continuing assault has been met by the strong resistance of the Ukrainian military joined by armed civilians; and

WHEREAS, Russian attacks on nonmilitary, residential areas of Ukraine's cities have forced the evacuation of millions of civilians to neighboring countries; and

WHEREAS, the United States along with other nations have condemned the invasion and provided humanitarian and military aid.

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

1. That the Legislature stands with the Ukrainian people in the defense of their sovereign nation, its democratic values, and their very lives and calls on Nebraskans to support the Ukrainian people.

Laid over.

### GENERAL FILE

**LEGISLATIVE BILL 1024.** Senator M. Cavanaugh offered the following amendment to the committee amendment:

[AM2479](#)

(Amendments to AM2341)

1 1. On page 1, line 3, strike "may" and insert "shall".

Senator M. Cavanaugh withdrew her amendment.

Senator Friesen offered the following amendment to the committee

amendment:

[AM2471](#)

(Amendments to AM2341)

1 1. On page 10, strike lines 3 and 4.

The Friesen amendment was adopted with 35 ayes, 0 nays, 12 present and not voting, and 2 excused and not voting.

The committee amendment, as amended, was adopted with 29 ayes, 0 nays, 18 present and not voting, and 2 excused and not voting.

Advanced to Enrollment and Review Initial with 28 ayes, 0 nays, 19 present and not voting, and 2 excused and not voting.

#### SELECT FILE

**LEGISLATIVE BILL 939.** [ER109](#), found on page 651, was adopted.

Senator M. Cavanaugh offered the following motion:

[MO162](#)

Bracket until March 25, 2022

Speaker requested to pass over LB939.

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

Senator J. Cavanaugh filed the following amendment to [LB939](#):

[AM2487](#) is available in the Bill Room.

#### NOTICE OF COMMITTEE HEARING(S)

Transportation and Telecommunications

Room 1113 12:00 PM

Tuesday, March 29, 2022

Chad J. Tessman - Nebraska Motor Vehicle Industry Licensing Board

Thomas R. McCaslin - Nebraska Motor Vehicle Industry Licensing Board

Barbara J. Keegan - Board of Public Roads Classifications and Standards

James A. Litchfield - Board of Public Roads Classifications and Standards

Edward R., Sr. Wootton - Board of Public Roads Classifications and

Standards

Brandie S. Neemann - Board of Public Roads Classifications and Standards

(Signed) Curt Friesen, Chairperson

#### RESOLUTION(S)

**LEGISLATIVE RESOLUTION 347.** Introduced by Urban Affairs Committee: Wayne, 13, Chairperson; Arch, 14; Blood, 3; Briese, 41; Hansen, M., 26; Hunt, 8; Lowe, 37.

PURPOSE: The purpose of this resolution is to propose an interim study to examine the statutes governing metropolitan utilities districts in Chapter 14 of Nebraska Revised Statutes. The goal of the study shall be to update and modernize statutes through the elimination of obsolete, antiquated, and duplicate statutory language.

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

1. That the Urban Affairs Committee of the Legislature shall be designated to conduct an interim study to carry out the purposes of this resolution.

2. That the committee shall upon the conclusion of its study make a report of its findings, together with its recommendations, to the Legislative Council or Legislature.

Referred to the Executive Board.

**LEGISLATIVE RESOLUTION 348.** Introduced by Urban Affairs Committee: Wayne, 13, Chairperson; Arch, 14; Blood, 3; Briese, 41; Hansen, M., 26; Hunt, 8; Lowe, 37.

PURPOSE: The purpose of this resolution is to propose an interim study to review the occupational regulations for master plumbers. Such a review is required by section 84-948, and this study shall fulfill the requirements of the Occupational Board Reform Act. The study shall include an examination of the guidelines issued by various municipalities to determine qualifications for master plumbers pursuant to sections 18-1901 to 18-1920.

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

1. That the Urban Affairs Committee of the Legislature shall be designated to conduct an interim study to carry out the purposes of this resolution.

2. That the committee shall upon the conclusion of its study make a report of its findings, together with its recommendations, to the Legislative Council or Legislature.

Referred to the Executive Board.

**LEGISLATIVE RESOLUTION 349.** Introduced by Urban Affairs Committee: Wayne, 13, Chairperson; Arch, 14; Blood, 3; Briese, 41; Hansen, M., 26; Hunt, 8; Lowe, 37.

PURPOSE: The purpose of this resolution is to propose an interim study to examine any issues within the jurisdiction of the Urban Affairs Committee of the Legislature that may arise during the interim.

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

1. That the Urban Affairs Committee of the Legislature shall be designated to conduct an interim study to carry out the purposes of this resolution.

2. That the committee shall upon the conclusion of its study make a report of its findings, together with its recommendations, to the Legislative Council or Legislature.

Referred to the Executive Board.

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

Senator Blood filed the following amendment to LB1014:  
AM2491

(Amendments to Standing Committee amendments, AM2330)

1 1. Insert the following new section:

2 Sec. 11. AGENCY NO. 13 — STATE DEPARTMENT OF EDUCATION

3 Program No. 25 - Education, Administration, and Support

4 

	<u>FY2021-22</u>	<u>FY2022-23</u>
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5 

<u>FEDERAL FUND</u>	<u>-0-</u>	<u>20,000,000</u>
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6 

<u>PROGRAM TOTAL</u>	<u>-0-</u>	<u>20,000,000</u>
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7 (1) There is included in the appropriation to this program for

8 FY2022-23 \$20,000,000 Federal Funds for state aid, which shall only be  
9 used for such purpose.

10 (2)(a) The State Department of Education shall administer a program  
11 to provide grants to all school districts for purposes of school teacher  
12 retention.

13 (b) The amount of the grant provided to each school district shall  
14 be a proportionate share of the total amount appropriated under this  
15 section. Each school district's share shall be based on the percentage of  
16 the Nebraska population residing in such school district according to the  
17 most recent federal decennial census or the most recent revised certified  
18 count by the United States Bureau of the Census.

19 (c) A school district receiving such grant shall divide the grant  
20 evenly among all eligible school teachers at the time of receiving the  
21 grant.

22 (d) For purposes of this section, eligible school teacher means a  
23 certified teacher employed by a school. Eligible school teacher does not  
24 include any school administrator.

25 2. On page 31, lines 25 and 26, strike the second "50,000,000" and  
26 insert "30,000,000"; and in line 30 strike "\$50,000,000" and insert  
1 "\$30,000,000".

2 3. On page 32, line 6, strike "\$50,000,000" and insert  
3 "\$30,000,000".

4 4. Renumber the remaining sections and correct internal references  
5 accordingly.

**GENERAL FILE**

**LEGISLATIVE BILL 121.** Title read. Considered.

**SENATOR HUGHES PRESIDING**

Senator Hunt moved for a call of the house. The motion prevailed with 28 ayes, 5 nays, and 16 not voting.



Senator McCollister requested a roll call vote, in reverse order, on the advancement of the bill.

Voting in the affirmative, 25:

Blood	Day	Hansen, M.	McDonnell	Vargas
Bostar	DeBoer	Hunt	McKinney	Walz
Brandt	Dorn	Kolterman	Morfeld	Wayne
Cavanaugh, J.	Geist	Lathrop	Pansing Brooks	Williams
Cavanaugh, M.	Gragert	McCollister	Stinner	Wishart

Voting in the negative, 17:

Albrecht	Erdman	Hilgers	Lowe	Slama
Brewer	Flood	Hughes	Moser	
Briese	Halloran	Jacobson	Murman	
Clements	Hansen, B.	Lindstrom	Sanders	

Present and not voting, 3:

Aguilar	Arch	Linehan
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Excused and not voting, 4:

Bostelman	Friesen	Hilkemann	Pahls
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Advanced to Enrollment and Review Initial with 25 ayes, 17 nays, 3 present and not voting, and 4 excused and not voting.

The Chair declared the call raised.

**LEGISLATIVE BILL 697A.** Title read. Considered.

Senator M. Cavanaugh offered the following motion:

[MO168](#)

Bracket until March 25, 2022.

**SENATOR ARCH PRESIDING**

Senator M. Cavanaugh withdrew her motion to bracket.

Advanced to Enrollment and Review Initial with 31 ayes, 0 nays, 14 present and not voting, and 4 excused and not voting.

**LEGISLATIVE BILL 805A.** Title read. Considered.

Senator Hughes offered his amendment, [AM2396](#), found on page 874.

Senator M. Cavanaugh offered the following motion:

[MO169](#)

Bracket until March 25, 2022.

Senator M. Cavanaugh withdrew her motion to bracket.

The Hughes amendment was adopted with 29 ayes, 1 nay, 15 present and not voting, and 4 excused and not voting.

Advanced to Enrollment and Review Initial with 30 ayes, 1 nay, 14 present and not voting, and 4 excused and not voting.

**LEGISLATIVE BILL 848A.** Title read. Considered.

Senator M. Cavanaugh offered the following motion:

[MO170](#)

Bracket until March 25, 2022.

Senator M. Cavanaugh withdrew her motion to bracket.

Advanced to Enrollment and Review Initial with 33 ayes, 0 nays, 12 present and not voting, and 4 excused and not voting.

**LEGISLATIVE BILL 896A.** Title read. Considered.

Senator M. Cavanaugh offered the following motion:

[MO171](#)

Bracket until March 25, 2022.

Senator M. Cavanaugh withdrew her motion to bracket.

Advanced to Enrollment and Review Initial with 37 ayes, 0 nays, 8 present and not voting, and 4 excused and not voting.

**LEGISLATIVE BILL 1112A.** Title read. Considered.

Senator M. Cavanaugh offered the following motion:

[MO172](#)

Bracket until March 25, 2022.

Senator M. Cavanaugh withdrew her motion to bracket.

Advanced to Enrollment and Review Initial with 27 ayes, 0 nays, 19 present and not voting, and 3 excused and not voting.

**LEGISLATIVE BILL 1241A.** Title read. Considered.

Senator M. Cavanaugh offered the following motion:

[MO173](#)

Bracket until March 25, 2022.

Senator M. Cavanaugh withdrew her motion to bracket.

Advanced to Enrollment and Review Initial with 29 ayes, 0 nays, 17 present and not voting, and 3 excused and not voting.

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

Senator Albrecht filed the following amendment to LB1014: AM2495

(Amendments to Standing Committee amendments, AM2330)

1 1. Insert the following new section:

2 Sec. 11. AGENCY NO. 13 — STATE DEPARTMENT OF EDUCATION

3 Program No. 25 - Education, Administration, and Support

4 

	<u>FY2021-22</u>	<u>FY2022-23</u>
--	------------------	------------------

5 

<u>FEDERAL FUND est.</u>	<u>30,000,000</u>	<u>30,000,000</u>
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6 

<u>PROGRAM TOTAL</u>	<u>30,000,000</u>	<u>30,000,000</u>
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7 (1) There is included in the appropriation to this program for  
8 FY2021-22 \$30,000,000 Federal Funds estimate for state aid, which shall  
9 only be used for such purpose. There is included in the appropriation to  
10 this program for FY2022-23 \$30,000,000 Federal Funds estimate for state  
11 aid, which shall only be used for such purpose.

12 (2) There is included in the amount shown as aid for FY2021-22  
13 \$30,000,000 Federal Funds estimate to provide family-directed education  
14 recovery accounts for low-income children and families impacted by the  
15 COVID-19 public health emergency. There is included in the amount shown  
16 as aid for FY2022-23 \$30,000,000 Federal Funds estimate for family-  
17 directed education recovery accounts for low-income children and families  
18 impacted by the COVID-19 public health emergency.

19 (3) The State Department of Education shall contract with an  
20 organization, or other capable vendor, by July 1, 2022, to administer a  
21 three-year program, for school years 2022-23, 2023-24, and 2024-25, to  
22 provide family-directed education recovery accounts. The amount of  
23 funding available for any school year shall be no more than \$20,000,000.  
24 The department shall establish the application and application process  
25 with the selected organization or vendor. The administrative costs of the  
26 selected organization or vendor shall not exceed ten percent of the  
1 amount of funding provided in a school year.

2 (4) A child shall be eligible to participate if the child (a) is a  
3 Nebraska resident, (b) attends a public, nonpublic, or exempt school in  
4 kindergarten through grade twelve, and (c) has a family income that would  
5 qualify for the federal free-lunch program. The total amount of an award  
6 for a child shall not exceed \$2,000 for each school year of the program.  
7 If there are not sufficient funds to award to all applicants, then first  
8 priority shall be for a child with demonstrated academic deficiency in  
9 mathematics, science, or language arts. The next priority shall be for a  
10 child who has a sibling already receiving funding. The remaining  
11 applications shall be funded on a first come, first served basis.

12 (5) Funds shall be used to address the learning loss resulting from  
13 the COVID-19 pandemic by paying for eligible educational services.  
14 Eligible educational services include, but are not limited to, private  
15 school tuition, tutoring, digital-learning subscriptions, exempt school  
16 curriculum, and other K-12 educational services. Funds shall be paid,  
17 upon written direction provided by a parent or guardian, to the entity  
18 providing eligible educational services to the child. Funds may not be  
19 used to purchase computing devices or equipment. Funding shall continue  
20 with an eligible child from the time of the award for the duration of the  
21 program.

22 (6) By August 1 after the end of each school year of the program and  
 23 by August 1 one-year after the program has ended, the department shall  
 24 collect available student performance data in mathematics, science, and  
 25 language arts and report, in the aggregate, such data to the Governor and  
 26 the Legislature. Such report shall be submitted electronically.  
 27 (7) It is the intent of the Legislature that funding for family-  
 28 directed education recovery accounts continue until FY2025-26.  
 29 (8) Expenditures from the appropriation to this program shall not be  
 30 restricted to state aid if operating and administrative expenditures are  
 31 necessary to administer the funding appropriated pursuant to this  
 1 section. In such instances, an agency, board, or commission shall be  
 2 reimbursed through the Federal Fund appropriation to the Military  
 3 Department, Agency No. 31, Program No. 191, as identified in section 29  
 4 of this act.  
 5 2. On page 11, lines 17 and 18, strike "\$5,000,000" and insert  
 6 "\$25,000,000"; and in lines 20 and 23 strike "\$55,000,000" and insert  
 7 "\$25,000,000".  
 8 3. On page 12, lines 5 and 6, strike "\$20,000,000" and insert  
 9 "\$10,000,000"; and in line 7 strike "\$15,000,000" and insert  
 10 "\$5,000,000".  
 11 4. On page 14, lines 11 and 12, strike "\$5,000,000" and insert  
 12 "\$25,000,000"; in line 14 strike "\$55,000,000" and insert "\$25,000,000";  
 13 in line 19 strike "\$41,250,000" and insert "\$21,250,000"; and in line 21  
 14 strike "\$13,750,000" and insert "\$3,750,000".  
 15 5. On page 15, lines 8 and 9, strike "\$20,000,000" and insert  
 16 "\$10,000,000"; and in line 10 strike "\$15,000,000" and insert  
 17 "\$5,000,000".  
 18 6. Renumber the remaining sections and correct internal references  
 19 accordingly.

Senator Arch filed the following amendment to LB1014:  
AM2508

(Amendments to Standing Committee amendments, AM2330)

1 1. On page 11, lines 17 and 18, strike "\$5,000,000" and insert  
 2 "\$47,500,000"; and in lines 20 and 23 strike "\$55,000,000" and insert  
 3 "\$47,500,000".  
 4 2. On page 12, line 6, strike "\$20,000,000" and insert  
 5 "\$15,000,000"; and in line 7 strike "\$15,000,000" and insert  
 6 "\$12,500,000".  
 7 3. On page 14, lines 11 and 12, strike "\$5,000,000" and insert  
 8 "\$47,500,000"; in line 14 strike "\$55,000,000" and insert "\$47,500,000";  
 9 in line 19 strike "\$41,250,000" and insert "\$35,625,000"; and in line 21  
 10 strike "\$13,750,000" and insert "\$11,875,000".  
 11 4. On page 15, line 9, strike "\$20,000,000" and insert  
 12 "\$15,000,000"; and in line 10 strike "\$15,000,000" and insert  
 13 "\$12,500,000".  
 14 5. On page 17, lines 7 and 8, strike "\$5,000,000" and insert  
 15 "\$2,500,000"; and in lines 10 and 13 strike "\$5,000,000" and insert  
 16 "\$2,500,000".  
 17 6. On page 23, lines 2 and 3, strike "\$28,000,000" and insert  
 18 "\$25,500,000"; in line 5 strike "\$28,000,000" and insert "\$25,500,000"; in  
 19 line 10 strike "\$10,000,000" and insert "\$8,000,000"; and in line 12  
 20 strike "\$3,000,000" and insert "\$2,500,000".  
 21 7. On page 31, lines 1 and 2, strike the second "\$10,000,000" and  
 22 insert "\$30,000,000"; and in lines 6 and 12 strike "\$10,000,000" and  
 23 insert "\$30,000,000".

Senator Geist filed the following amendment to LB1014:  
AM2498

(Amendments to Standing Committee amendments, AM2330)

1 1. Insert the following new sections:  
 2 Sec. 20. AGENCY NO. 25 — DEPARTMENT OF HEALTH AND HUMAN SERVICES

3 Program No. 502 - Public Health Aid

4		<u>FY2021-22</u>	<u>FY2022-23</u>
5	<u>FEDERAL FUND</u>	<u>500,000</u>	<u>-0-</u>
6	<u>PROGRAM TOTAL</u>	<u>500,000</u>	<u>-0-</u>

7 There is included in the appropriation to this program for FY2021-22  
 8 \$500,000 Federal Funds for state aid, which shall only be used for such  
 9 purpose.

10 There is included in the amount shown as aid for this program for  
 11 FY2021-22 \$500,000 Federal Funds for the Human Immunodeficiency Virus  
 12 (HIV) Surveillance and Prevention Programs for education on the benefits  
 13 of preexposure prophylaxis medication and for the costs of medication.

14 Sec. 27. AGENCY NO. 27 — DEPARTMENT OF TRANSPORTATION

15 Program No. 305 - Assistance to Local Transit Authorities

16		<u>FY2021-22</u>	<u>FY2022-23</u>
17	<u>FEDERAL FUND</u>	<u>-0-</u>	<u>300,000</u>
18	<u>PROGRAM TOTAL</u>	<u>-0-</u>	<u>300,000</u>

19 The Department of Transportation shall use the funds appropriated in  
 20 this section to conduct a feasibility study for a high-speed commuter  
 21 rail service between Omaha and Lincoln. Such study shall include cost  
 22 estimates, timelines, and economic impacts for the creation of such  
 23 service.

24 Sec. 46. AGENCY NO. 72 — DEPARTMENT OF ECONOMIC DEVELOPMENT

25 Program No. 603 - Industrial Recruitment

26		<u>FY2021-22</u>	<u>FY2022-23</u>
1	<u>FEDERAL FUND</u>	<u>-0-</u>	<u>3,000,000</u>
2	<u>PROGRAM TOTAL</u>	<u>-0-</u>	<u>3,000,000</u>

3 There is included in the appropriation to this program for FY2022-23  
 4 \$3,000,000 for state aid, which shall only be used for such purpose.

5 The Department of Economic Development shall use the funds  
 6 appropriated in this section for the purpose of providing assistance to a  
 7 county agricultural society with facilities within a city of the primary  
 8 class. Such funds shall be used for critical upgrades.

9 2. On page 24, lines 27 and 28, strike "47,000,000" and insert

10 "44,200,000"; and in line 30 strike "\$47,000,000" and insert

11 "\$44,200,000".

12 . On page 25, line 5, strike "\$20,000,000" and insert

13 "\$17,200,000".

14. On page 37, lines 3 and 4, strike "20,000,000" and insert

15 "19,000,000"; and in lines 6 and 9 strike "\$20,000,000" and insert

16 "\$19,000,000".

17 5. Renumber the remaining sections and correct internal references  
 18 accordingly.

Senator Briese filed the following amendment to LB1014:  
AM2506

(Amendments to Standing Committee amendments, AM2330)

1 1. Insert the following new section:  
 2 Sec. 15. AGENCY NO. 25 — DEPARTMENT OF HEALTH AND HUMAN SERVICES

3 Program No. 347 - Public Assistance

4		<u>FY2021-22</u>	<u>FY2022-23</u>
5	<u>FEDERAL FUND</u>	<u>-0-</u>	<u>4,000,000</u>
6	<u>PROGRAM TOTAL</u>	<u>-0-</u>	<u>4,000,000</u>

7 There is included in the appropriation to this program for FY2022-23  
 8 \$4,000,000 Federal Funds for state aid, which shall only be used for such  
 9 purpose.

10 There is included in the amount shown as aid for this program for  
 11 FY2022-23 \$4,000,000 Federal Funds to contract with a statewide nonprofit

12 organization that supports children and families to increase child care  
 13 capacity in areas of need by providing grants to expand or start-up child  
 14 care programs for children from birth through five years of age.  
 15 Expenditures from the appropriation to this program shall not be  
 16 restricted to state aid if operating and administrative expenditures are  
 17 necessary to administer the funding appropriated pursuant to this  
 18 section. In such instances, an agency, board, or commission shall be  
 19 reimbursed through the Federal Fund appropriation to the Military  
 20 Department, Agency No. 31, Program No. 191, as identified in section 29  
 21 of this act.  
 22 2. On page 24, lines 27 and 28, strike "\$47,000,000" and insert  
 23 "\$43,000,000"; and in line 30 strike "\$47,000,000" and insert  
 24 "\$43,000,000".  
 25 3. On page 25, line 5, strike "\$20,000,000" and insert  
 26 "\$16,000,000".  
 1 4. Renumber the remaining sections and correct internal references  
 2 accordingly.

### COMMITTEE REPORT(S)

#### Revenue

**LEGISLATIVE BILL 919.** Placed on General File with amendment.  
[AM2513](#) is available in the Bill Room.

(Signed) Lou Ann Linehan, Chairperson

### AMENDMENT(S) - Print in Journal

Senator McKinney filed the following amendment to [LB1270](#):  
[AM2340](#)

(Amendments to Standing Committee amendments, AM1984)

1 1. Strike section 8 and insert the following new sections:  
 2 Sec. 8. Section 81-1414.15, Revised Statutes Supplement, 2021, is  
 3 amended to read:  
 4 81-1414.15 (1) The chief of police, sheriff, Superintendent of Law  
 5 Enforcement and Public Safety, or the head administrator of a law  
 6 enforcement agency or an agency employing a law enforcement officer shall  
 7 submit a personnel change in status form as approved by the council to  
 8 the director of the training center within seven calendar days after the  
 9 date a law enforcement officer is hired by the agency or leaves  
 10 employment with the agency.  
 11 (2) Each law enforcement agency or agency employing a law  
 12 enforcement officer shall maintain a record regarding the reason or  
 13 reasons for, and circumstances surrounding, a separation of service for  
 14 each law enforcement officer employed by that agency. Such record shall  
 15 be retained for five years following a law enforcement officer's  
 16 separation from the agency.  
 17 (3) Each law enforcement agency or agency employing a law  
 18 enforcement officer shall maintain any and all records of officer conduct  
 19 which could constitute grounds for revocation or suspension of a law  
 20 enforcement certification by the commission. Such record shall include  
 21 any and all records of conduct which could constitute grounds for  
 22 revocation or suspension under subdivision (6) of section 81-1403. Such  
 23 record, which shall include the name of the law enforcement officer,  
 24 shall be permanently retained and shall not be destroyed retained for the  
 25 duration of the law enforcement officer's employment with the agency and  
 26 for ten years following his or her separation from the agency.  
 1 (4) The chief of police, sheriff, Superintendent of Law Enforcement  
 2 and Public Safety, or the head administrator of a law enforcement agency

3 or an agency employing a law enforcement officer shall make a report to  
 4 the commission of any law enforcement officer who is terminated from  
 5 employment or allowed to resign in lieu of termination for conduct  
 6 described in subdivision (6) of section 81-1403. The report shall  
 7 include, but not be limited to, a summary of the allegations pertaining  
 8 to the officer and identification of any witnesses relevant to the  
 9 allegations, and shall be filed with the commission within thirty  
 10 calendar days of the termination or resignation in lieu of termination.  
 11 (5) Failure to comply with this section shall constitute neglect of  
 12 duty.

13 Sec. 9. (1) Beginning June 1, 2023, each city and county attorney  
 14 and the Attorney General shall maintain a Brady and Giglio list in  
 15 accordance with this section. The list shall identify law enforcement  
 16 officers who, due to misconduct or otherwise, have impaired their own  
 17 credibility such that disclosure to the defendant is required under Brady  
 18 v. Maryland, 373 U.S. 83 (1963), and Giglio v. United States, 405 U.S.  
 19 150 (1972), and subsequent cases of the Supreme Court of the United  
 20 States and the Supreme Court of Nebraska. The list shall contain a  
 21 description of the reason disclosure is required.

22 (2) The list required by this section is a public document and shall  
 23 be posted on the city, county, and state website. The list shall be  
 24 updated at least monthly.

25 (3) On or before January 1, 2023, the Nebraska Commission on Law  
 26 Enforcement and Criminal Justice shall adopt and promulgate rules and  
 27 regulations to carry out this section, including, but not limited to,  
 28 criteria and processes for determining when disclosure is required and  
 29 what is required to be disclosed.

30 Sec. 10. Sections 8, 9, and 11 of this act become operative three  
 31 calendar months after the adjournment of this legislative session. The  
 1 other sections of this act become operative on their effective date.

2 Sec. 11. Original section 81-1414.15, Revised Statutes Supplement,  
 3 2021, is repealed.

4 2. On page 2, after line 25 insert the following new subsection:

5 "(7) A law enforcement officer shall not be eligible for a tier 1,  
 6 tier 2, or tier 3 retention incentive payment under this section if:

7 (a) Such law enforcement officer's certification has ever been  
 8 revoked;

9 (b) Such law enforcement officer has ever been convicted of a felony  
 10 or Class I misdemeanor; or

11 (c) Such law enforcement officer has ever been adjudicated by the  
 12 council to have engaged in serious misconduct, as such term is defined in  
 13 section 81-1401."

14 3. Renumber the remaining section accordingly.

Senator McKinney filed the following amendment to [LB1270](#):  
[AM2339](#)

(Amendments to Standing Committee amendments, AM1984)

1 1. On page 2, after line 25 insert the following new subsection:

2 "(7) A law enforcement officer shall not be eligible for a tier 1,  
 3 tier 2, or tier 3 retention incentive payment under this section if:

4 (a) Such law enforcement officer's certification has ever been  
 5 revoked;

6 (b) Such law enforcement officer has ever been convicted of a felony  
 7 or Class I misdemeanor; or

8 (c) Such law enforcement officer has ever been adjudicated by the  
 9 council to have engaged in serious misconduct, as such term is defined in  
 10 section 81-1401."

Senator Linehan filed the following amendment to [LB919](#):  
[FA137](#)

Amend AM2513: Strike Section 1

Senator Linehan filed the following amendment to LB919:

[FA138](#)

Amend AM2513: Strike Section 2

Senator Linehan filed the following amendment to LB919:

[FA139](#)

Amend AM2513: Strike Section 3

Senator Linehan filed the following amendment to LB919:

[FA140](#)

Amend AM2513: Strike Section 4

Senator M. Cavanaugh filed the following amendment to LB1023:

[AM2496](#)

(Amendments to AM2300)

1 1. On page 5, after line 27 insert the following new subsection:

2 "(9) Neither the Director of Natural Resources nor any employee of  
3 the Department of Natural Resources shall have a financial interest,  
4 either personally or through an immediate family member, in any purchase,  
5 sale, or lease of real property relating to the construction or  
6 development of the lake or in any contract entered into by the department  
7 relating to the construction, development, or management of the lake. For  
8 purposes of this subsection, immediate family member means a spouse,  
9 child, sibling, parent, grandparent, or grandchild."

10 2. On page 8, after line 21 insert the following new subsection:

11 "(5) No member of the Game and Parks Commission or any employee of  
12 the commission shall have a financial interest, either personally or  
13 through an immediate family member, in any purchase, sale, or lease of  
14 real property relating to a project authorized in this section or in any  
15 contract entered into by the commission relating to a project authorized  
16 in this section. For purposes of this subsection, immediate family member  
17 means a spouse, child, sibling, parent, grandparent, or grandchild."

## GENERAL FILE

**LEGISLATIVE BILL 1084.** Title read. Considered.

Senator M. Cavanaugh offered the following motion:

[MO174](#)

Bracket until March 29, 2022.

## SENATOR WILLIAMS PRESIDING

Senator M. Cavanaugh withdrew her motion to bracket.

Senator M. Cavanaugh offered the following motion:

[MO175](#)

Bracket until March 30, 2022.

Senator M. Cavanaugh withdrew her motion to bracket.

Advanced to Enrollment and Review Initial with 36 ayes, 0 nays, 8 present and not voting, and 5 excused and not voting.



**LEGISLATIVE BILL 1083.** Title read. Considered.

Committee [AM2142](#), found on page 858, was offered.

Pending.

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

Senator Wayne filed the following amendment to [LB1014](#):  
[AM2516](#)

(Amendments to Standing Committee amendments, AM2330)

- 1 1. Strike section 11.
- 2 2. Renumber the remaining sections and correct internal references
- 3 accordingly.

Senator Wayne filed the following amendment to [LB1014](#):  
[AM2518](#)

(Amendments to Standing Committee amendments, AM2330)

- 1 1. Strike section 12 and insert the following new sections:
- 2 Sec. 29. AGENCY NO. 33 — GAME AND PARKS COMMISSION
- 3 Program No. 967 - Improvements to State Parks
- 4 

	<u>FY2021-22</u>	<u>FY2022-23</u>
5 <u>FEDERAL FUND</u>	-0-	<u>250,000</u>
6 <u>PROGRAM TOTAL</u>	-0-	<u>250,000</u>
- 7 The Game and Parks Commission is hereby authorized to contract with
- 8 a nonprofit organization to provide drainage and flooding work and
- 9 building repairs for the Mayhew Cabin state historical site with the
- 10 appropriation of \$250,000 Cash Funds in this section to this program for
- 11 FY2022-23.
- 12 Sec. 44. AGENCY NO. 72 — DEPARTMENT OF ECONOMIC DEVELOPMENT
- 13 Program No. 603 - Industrial Recruitment
- 14 

	<u>FY2021-22</u>	<u>FY2022-23</u>
15 <u>FEDERAL FUND</u>	-0-	<u>6,000,000</u>
16 <u>PROGRAM TOTAL</u>	-0-	<u>6,000,000</u>
- 17 There is included in the appropriation to this program for FY2022-23
- 18 \$6,000,000 for state aid, which shall only be used for such purpose.
- 19 The Department of Economic Development shall use the funds
- 20 appropriated in this section for the purpose of providing assistance to a
- 21 county agricultural society with facilities within a city of the primary
- 22 class. Such funds shall be used for critical upgrades.
- 23 2. Renumber the remaining sections and correct internal references
- 24 accordingly.

Senator Wayne filed the following amendment to [LB1014](#):  
[AM2517](#)

(Amendments to Standing Committee amendments, AM2330)

- 1 1. Strike section 41 and insert the following new section:
- 2 Sec. 41. AGENCY NO. 72 — DEPARTMENT OF ECONOMIC DEVELOPMENT
- 3 Program No. 603 - Industrial Recruitment
- 4 

	<u>FY2021-22</u>	<u>FY2022-23</u>
5 <u>FEDERAL FUND</u>	-0-	<u>50,000,000</u>
6 <u>PROGRAM TOTAL</u>	-0-	<u>50,000,000</u>
- 7 There is included in the appropriation to this program for FY2022-23
- 8 \$50,000,000 Federal Funds for state aid, which shall only be used for
- 9 such purpose.
- 10 There is included in the amount show as aid for this program for
- 11 FY2022-23 \$50,000,000 Federal Funds for grants to capital projects
- 12 eligible under the Shovel-Ready Capital Recovery and Investment Act.

13 which shall only be used for such purpose.  
 14 It is the intent of the Legislature that, in addition to the  
 15 requirements of the Shovel-Ready Capital Recovery and Investment Act, the  
 16 Department of Economic Development shall divide total appropriations,  
 17 including any General Fund appropriations, for grants to capital projects  
 18 eligible under the act equally by each congressional district and give  
 19 priority to grant requests less than or equal to \$5,000,000. After  
 20 eligible grantees with priority status have been awarded grant funds,  
 21 remaining funds may be awarded on a statewide basis with the department  
 22 considering each project based on the overall economic impact of the  
 23 project to the respective community and the overall benefit to the State  
 24 of Nebraska. It is the intent of the Legislature that the department make  
 25 reasonable adjustments to dates and deadlines and request additional  
 26 documentation pursuant to any requirements for use of Federal Funds  
 1 received pursuant to the federal American Rescue Plan Act of 2021.  
 2 Expenditures from the appropriation to this program shall not be  
 3 restricted to state aid if operating and administrative expenditures are  
 4 necessary to administer the funding appropriated pursuant to this  
 5 section. In such instances, an agency, board, or commission shall be  
 6 reimbursed through the Federal Fund appropriation to the Military  
 7 Department, Agency No. 31, Program No. 191, as identified in section 28  
 8 of this act.

### MOTION(S) - Print in Journal

Senator M. Cavanaugh filed the following motion to LB1083:  
[MO176](#)

Bracket until March 31, 2022.

### UNANIMOUS CONSENT - Add Cointroducer(s)

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

Senator M. Cavanaugh name added to LB121.  
 Senator M. Cavanaugh name added to LB717.  
 Senator M. Cavanaugh name added to LB825.  
 Senator M. Cavanaugh name added to LB925.  
 Senator M. Cavanaugh name added to LB1073.

### VISITOR(S)

Visitors to the Chamber were students from Greenheart Student Exchange; twelfth-grade students from Wilber Clatonia School, Wilber; and fourth-grade students from Ackerman Elementary School, Omaha.

### ADJOURNMENT

At 8:01 p.m., on a motion by Senator Slama, the Legislature adjourned until 9:00 a.m., Wednesday, March 23, 2022.

Patrick J. O'Donnell  
 Clerk of the Legislature