

**FIFTY-FIFTH DAY - APRIL 7, 2022****LEGISLATIVE JOURNAL****ONE HUNDRED SEVENTH LEGISLATURE  
SECOND SESSION****FIFTY-FIFTH DAY**

Legislative Chamber, Lincoln, Nebraska  
Thursday, April 7, 2022

**PRAYER**

The prayer was offered by Father Christopher Stoley, Sacred Heart Catholic Church, Crete.

**PLEDGE OF ALLEGIANCE**

The Pledge of Allegiance was offered by Senator Moser.

**ROLL CALL**

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Foley presiding.

The roll was called and all members were present except Senator Pahls who was excused; and Senators J. Cavanaugh, M. Cavanaugh, Day, Flood, B. Hansen, Hunt, Morfeld, Pansing Brooks, Slama, and Wayne who were excused until they arrive.

**CORRECTIONS FOR THE JOURNAL**

The Journal for the fifty-fourth day was approved.

**WITHDRAW - Amendment to LB873**

Senator M. Hansen withdrew his amendment, [FA170](#), found on page 1007, to LB873.

**BILL ON FINAL READING****Dispense With Reading at Large**

Pursuant to Rule 6, Section 8, the Legislature approved the dispensing of the reading at large of LB873 with 35 ayes, 5 nays, 1 present and not voting, and 8 excused and not voting.

The following bill was put upon final passage:

**LEGISLATIVE BILL 873.**

A BILL FOR AN ACT relating to revenue and taxation; to amend section 77-2715.03, Reissue Revised Statutes of Nebraska, sections 77-6701 and 77-6702, Revised Statutes Cumulative Supplement, 2020, and sections 77-2716, 77-2734.02, and 77-6703, Revised Statutes Supplement, 2021; to change individual and corporate income tax rates; to change provisions relating to the taxation of benefits received under the federal Social Security Act and the calculation of tax credits under the Nebraska Property Tax Incentive Act; to authorize additional tax credits under the Nebraska Property Tax Incentive Act; to define and redefine terms; to harmonize provisions; 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, 43:

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

Voting in the negative, 0.

Excused and not voting, 6:

Cavanaugh, J.	Day	Pahls
Cavanaugh, M.	Hunt	Slama

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

**MOTION(S) - Override Veto on LB1011**

Senator Stinner offered his motion, [MO217](#) found on page 1153, that LB1011 becomes law notwithstanding the objections of the Governor.

Pending.

**PRESIDENT SIGNED**

While the Legislature was in session and capable of transacting business, the President signed the following: LB873.

**MOTION(S) - Override Veto on LB1011**

Senator Stinner renewed his motion, [MO217](#), found on page 1153 and considered in this day's Journal, that LB1011 becomes law notwithstanding the objections of the Governor.

Whereupon the President stated: "The question shall be, 'Shall the bill pass notwithstanding the objections of the Governor?' "

Voting in the affirmative, 42:

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

Voting in the negative, 3:

Albrecht	Halloran	Lowe
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Present and not voting, 2:

Bostar	Flood
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Excused and not voting, 2:

Day	Pahls
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Having received a constitutional three-fifths majority voting in the affirmative, the bill passed notwithstanding the objections of the Governor.

**MOTION(S) - Override Line-Item Veto on LB1012**

Senator Stinner offered his motion, [MO218](#) found on page 1153, to override the Governor's line-item veto of LB1012, Section 28, transfer of funds from the Prison Overcrowding Contingency Fund to the Vocational and Life Skills Programming Fund.

Whereupon the President stated: "The question shall be, 'Shall that portion of the bill pass notwithstanding the line-item objections of the Governor?' "

Voting in the affirmative, 42:

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

Voting in the negative, 3:

Albrecht      Friesen      Lowe

Present and not voting, 1:

Halloran

Excused and not voting, 3:

Day              Hansen, M.      Pahls

Having received a constitutional three-fifths majority voting in the affirmative, that portion of the bill passed notwithstanding the line-item objections of the Governor.

#### **MOTION(S) - Override Veto on LB1013**

Senator Stinner offered his motion, [MO219](#), found on page 1153, that LB1013 becomes law notwithstanding the objections of the Governor.

Whereupon the President stated: "The question shall be, 'Shall the bill pass notwithstanding the objections of the Governor?' "

Voting in the affirmative, 41:

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

Voting in the negative, 5:

Albrecht      Erdman      Friesen      Halloran      Lowe

Excused and not voting, 3:

Day            Hansen, M.    Pahls

Having received a constitutional three-fifths majority voting in the affirmative, the bill passed notwithstanding the objections of the Governor.

**WITHDRAW - Motion to LB1014**

Senator M. Cavanaugh withdrew her motion, [MO200](#), found on page 1095, to bracket until April 20, 2022.

**WITHDRAW - Amendments to LB1014**

Senator Linehan withdrew her amendment, [FA192](#), found on page 1044.

Senator Morfeld withdrew his amendment, [AM2373](#), found on page 861.

**WITHDRAW - Motion to LB1014**

Senator Wayne withdrew his motion, [MO153](#), found on page 805, to indefinitely postpone LB1014 pursuant to Rule 6, Section 3(f).

**WITHDRAW - Amendments to LB1014**

Senator Linehan withdrew her amendment, [FA125](#), found on page 838.

Senator Linehan withdrew her amendment, [FA124](#), found on page 838.

Senator Linehan withdrew her amendment, [FA123](#), found on page 838.

Senator Linehan withdrew her amendment, [FA122](#), found on page 838.

Senator Linehan withdrew her amendment, [FA121](#), found on page 838.

Senator Linehan withdrew her amendment, [FA120](#), found on page 838.

Senator Linehan withdrew her amendment, [FA119](#), found on page 838.

Senator Linehan withdrew her amendment, [FA118](#), found on page 837.

Senator Linehan withdrew her amendment, [FA117](#), found on page 837.

Senator Linehan withdrew her amendment, [FA116](#), found on page 837.

Senator Wayne withdrew his amendment, [AM2516](#), found on page 921.

Senator Geist withdrew her amendment, [AM2498](#), found on page 916.

Senator J. Cavanaugh withdrew his amendment, [AM2488](#), found on page 906.

Senator Wayne withdrew his amendment, [AM2517](#), found on page 921.

Senator Wayne withdrew his amendment, [AM2518](#), found on page 921.

Senator Briese withdrew his amendment, [AM2506](#), found on page 917.

#### **MOTION(S) - Return LB1014 to Select File**

Senator Friesen moved to return LB1014 to Select File for his specific amendment, [AM2550](#), found on page 961.

Senator Friesen withdrew his motion to return.

The Friesen amendment, AM2550, was not considered.

#### **WITHDRAW - Amendments to LB1014**

Senator Friesen withdrew his amendment, [AM2630](#), found on page 1035.

Senator Linehan withdrew her amendment, [FA191](#), found on page 1035.

Senator Linehan withdrew her amendment, [AM2609](#), found on page 1034.

Senator Friesen withdrew his amendment, [AM2537](#), found on page 962.

Senator Friesen withdrew his amendment, [AM2534](#), found on page 962.

Senator Friesen withdrew his amendment, [AM2536](#), found on page 962.

#### **BILL ON FINAL READING**

##### **Dispense With Reading at Large**

Pursuant to Rule 6, Section 8, the Legislature approved the dispensing of the reading at large of LB1014e with 33 ayes, 6 nays, 9 present and not voting, and 1 excused and not voting.

The following bill was put upon final passage:

**LEGISLATIVE BILL 1014.** With Emergency Clause.

A BILL FOR AN ACT relating to appropriations; to state intent; to define

terms; to appropriate funds allocated to the State of Nebraska from the federal Coronavirus State Fiscal Recovery Fund pursuant to the federal American Rescue Plan Act of 2021, 42 U.S.C. 802, as amended; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 40:

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

Voting in the negative, 4:

Albrecht	Clements	Erdman	Friesen
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Present and not voting, 4:

Geist	Hansen, M.	Hughes	Linehan
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Excused and not voting, 1:

Pahls

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

### COMMUNICATION(S)

April 7, 2022

The Honorable Robert Evnen  
Secretary of State  
2300 State Capitol  
Lincoln, NE 68509

Dear Mr. Secretary:

Inasmuch as the Legislature did not override the veto by Governor Ricketts of LB1073, and consistent with our rules, I am delivering the bill for filing in the form prescribed by the Governor.

Sincerely,  
 (Signed) Patrick J. O'Donnell  
 Clerk of the Legislature

PJO:jl

### BILLS ON FINAL READING

The following bills were read and put upon final passage:

#### LEGISLATIVE BILL 1084.

A BILL FOR AN ACT relating to claims against the state; to disapprove certain claims.

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

Voting in the negative, 0.

Present and not voting, 1:

Geist

Excused and not voting, 1:

Pahls

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

#### LEGISLATIVE BILL 1083. With Emergency Clause.

A BILL FOR AN ACT relating to claims against the state; to appropriate funds for the payment of certain claims; to provide for payment of the claims; to authorize agencies to write off certain claims as prescribed; and to



declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 46:

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

Voting in the negative, 0.

Present and not voting, 2:

Geist            Hunt

Excused and not voting, 1:

Pahls

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

#### **WITHDRAW - Amendment to LB917**

Senator M. Hansen withdrew his amendment, [FA171](#), found on page 1007, to LB917.

#### **MOTION(S) - Return LB917 to Select File**

Senator Wayne moved to return LB917 to Select File for his specific amendment, [AM2587](#), found on page 1156.

The Wayne motion to return prevailed with 46 ayes, 0 nays, 2 present and not voting, and 1 excused and not voting.

#### **SELECT FILE**

**LEGISLATIVE BILL 917.** The Wayne specific amendment, [AM2587](#), found on page 1156, was adopted with 46 ayes, 0 nays, 1 present and not

voting, and 2 excused and not voting.

Advanced to Enrollment and Review for Reengrossment.

#### WITHDRAW - Amendment to LB1024

Senator Wayne withdrew his amendment, [AM2731](#), found on page 1164, to LB1024.

#### MOTION(S) - Return LB1024 to Select File

Senator Wayne moved to return LB1024 to Select File for the following specific amendment:

##### [AM2759](#)

(Amendments to Final Reading copy)

- 1 1. On page 7, line 22, after "studies" insert "received by the
- 2 special legislative committee".
- 3 2. On page 8, line 13, after the period insert "The department may
- 4 use not more than ten million dollars of such federal funds for the
- 5 administration of the Economic Recovery Act."; in line 15 strike "the
- 6 Department of Economic Development shall not expend"; and in line 16
- 7 after "funds" insert "shall not be expended by the Department of Economic
- 8 Development".
- 9 3. On page 9, line 9, after "2024-25" insert "to provide grants
- 10 under the Economic Recovery Act"; and after line 9 insert the following
- 11 new subsection:
- 12 "(7) The Department of Economic Development shall not use money from
- 13 the General Fund to implement or administer the grants provided under the
- 14 Economic Recovery Act.".
- 15 4. On page 15, line 12, strike "for eligible projects"; in line 14
- 16 strike "forty" and insert "thirty-five"; in line 17 strike "and"; and
- 17 strike lines 18 through 20 and insert the following new subdivisions:
- 18 "(b) No less than forty million dollars to eligible projects that
- 19 are located within a congressional district which contains a city of the
- 20 primary class;
- 21 (c) No less than forty million dollars to eligible projects that are
- 22 located within a congressional district which does not contain a city of
- 23 the metropolitan class or a city of the primary class. Grants under this
- 24 subdivision shall be awarded to eligible projects in cities of the second
- 25 class and villages; and
- 26 (d) No more than five million dollars of such federal funds for the
- 1 administration by the department of funds received from the federal
- 2 Coronavirus Capital Projects Fund under the federal American Rescue Plan
- 3 Act of 2021.".
- 4 5. On page 16, after line 1 insert the following new subsection:
- 5 "(4) Grants under subdivision (1)(a) of this section shall be
- 6 restricted to eligible projects in qualified census tracts. Priority for
- 7 grants under subdivision (1)(a) of this section shall be given to a city
- 8 of the metropolitan class in partnership with a nonprofit organization
- 9 for eligible projects for the rehabilitation or expansion of existing
- 10 multipurpose community facilities.".

The Wayne motion to return prevailed with 45 ayes, 0 nays, 2 present and not voting, and 2 excused and not voting.

**SELECT FILE**

**LEGISLATIVE BILL 1024.** The Wayne specific amendment, [AM2759](#), found in this day's Journal, was adopted with 45 ayes, 0 nays, 2 present and not voting, and 2 excused and not voting.

Advanced to Enrollment and Review for Reengrossment.

**MOTION(S) - Return LB1173 to Select File**

Senator Hunt moved to return LB1173 to Select File for her specific amendment, [AM2597](#), found on page 1030.

The Hunt motion to return prevailed with 44 ayes, 0 nays, 3 present and not voting, and 2 excused and not voting.

**SELECT FILE**

**LEGISLATIVE BILL 1173.** The Hunt specific amendment, [AM2597](#), found on page 1030, was adopted with 46 ayes, 0 nays, 1 present and not voting, and 2 excused and not voting.

Advanced to Enrollment and Review for Reengrossment.

**PRESIDENT SIGNED**

While the Legislature was in session and capable of transacting business, the President signed the following: LBs 1014e, 1084, 1083e.

**COMMUNICATION**

April 7, 2022

The Honorable Robert Evnen  
Secretary of State  
2300 State Capitol  
Lincoln, NE 68509

Dear Mr. Secretary:

Pursuant to the provisions of 84-503, R.R.S., we are forwarding LB1011 with a certificate attached thereto signed by the President of the Legislature certifying the passage of all the line-item vetoes, notwithstanding the objections of the Governor.

Sincerely,  
(Signed) Patrick J. O'Donnell  
Clerk of the Legislature

PJO:jl  
Enc.

**CERTIFICATE**

Legislative Bill 1011, having been returned by the Governor with his signature, but with line-item vetoes, the Legislature by the constitutional majority has overridden the line-item vetoes and has become law this 7th day of April 2022.

(Signed) Mike Foley  
President of the Legislature

**COMMUNICATION**

April 7, 2022

The Honorable Robert Evnen  
Secretary of State  
2300 State Capitol  
Lincoln, NE 68509

Dear Mr. Secretary:

Pursuant to the provisions of 84-503, R.R.S., we are forwarding LB1012 with a certificate attached thereto signed by the President of the Legislature certifying the passage of certain line-item vetoes as set forth on the attached certificate, notwithstanding the objections of the Governor.

Sincerely,  
(Signed) Patrick J. O'Donnell  
Clerk of the Legislature

PJO:jl  
Enc.

**CERTIFICATE**

Legislative Bill 1012, having been returned by the Governor with his signature, but with certain items therein line-item vetoed, the Legislature by the constitutional majority has overridden said line-item veto as follows, and having passed the Legislature by the constitutional majority the bill has become law this 7th day of April 2022.

Section 28, transfer of funds from the Prison Overcrowding Contingency Fund to the Vocational and Life Skills Programming Fund.

(Signed) Mike Foley  
President of the Legislature

**COMMUNICATION**

April 7, 2022

The Honorable Robert Evnen  
Secretary of State  
2300 State Capitol  
Lincoln, NE 68509

Dear Mr. Secretary:

Pursuant to the provisions of 84-503, R.R.S., we are forwarding LB1013 with a certificate attached thereto signed by the President of the Legislature certifying the passage of the line-item vetoes, notwithstanding the objections of the Governor.

Sincerely,  
(Signed) Patrick J. O'Donnell  
Clerk of the Legislature

PJO:jl  
Enc.

**CERTIFICATE**

Legislative Bill 1013, having been returned by the Governor with his signature, but with line-item vetoes, the Legislature by the constitutional majority has overridden the line-item vetoes and the bill has become law this 7th day of April 2022.

(Signed) Mike Foley  
President of the Legislature

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

Senator Wayne filed the following amendment to LB1024A:

[AM2752](#)

- 1 1. Strike the original sections and insert the following new
- 2 sections:
- 3 Section 1. There is hereby appropriated \$2,000,000 from the General
- 4 Fund for FY2021-22 to the Legislative Council, for Program 122, to aid in
- 5 carrying out the provisions of Legislative Bill 1024, One Hundred Seventh
- 6 Legislature, Second Session, 2022.
- 7 No expenditures for permanent and temporary salaries and per diems
- 8 for state employees shall be made from funds appropriated in this
- 9 section.
- 10 The unexpended balance of General Funds appropriated to this program
- 11 in this section for FY2021-22 is hereby reappropriated for FY2022-23.
- 12 Sec. 2. There is hereby appropriated \$10,000,000 from the General
- 13 Fund for FY2022-23 to the Department of Economic Development, for Program
- 14 611, to aid in carrying out the provisions of Legislative Bill 1024, One
- 15 Hundred Seventh Legislature, Second Session, 2022.
- 16 No expenditures for permanent and temporary salaries and per diems

17 for state employees shall be made from funds appropriated in this  
18 section.  
19 It is the intent of the Legislature that the unexpended balance of  
20 General Funds appropriated to this program in this section for FY2022-23  
21 be reappropriated for FY2023-24 and for FY2024-25.  
22 Sec. 3. There is hereby appropriated (1) \$1,000,000 Federal Funds  
23 for FY2021-22 and (2) \$249,000,000 Federal Funds for FY2022-23 to the  
24 Department of Economic Development, for Program 611, to aid in carrying  
25 out the provisions of Legislative Bill 1024, One Hundred Seventh  
26 Legislature, Second Session, 2022. The Federal Funds appropriated in this  
27 section are from the funds allocated to the State of Nebraska from the  
1 federal Coronavirus State Fiscal Recovery Fund pursuant to the federal  
2 American Rescue Plan Act of 2021, 42 U.S.C. 802, as amended.  
3 Total expenditures for permanent and temporary salaries and per  
4 diems from funds appropriated in this section shall not exceed \$200,000  
5 for FY2021-22 or \$1,200,000 for FY2022-23.  
6 The unexpended balance of Federal Funds appropriated to this program  
7 in this section for FY2021-22 is hereby reappropriated for FY2022-23.  
8 It is the intent of the Legislature that the unexpended balance of  
9 amounts appropriated to this program in this section for FY2022-23 be  
10 reappropriated for FY2023-24 and for FY2024-25.  
11 Sec. 4. There is hereby appropriated (1) \$128,740,178 Federal Funds  
12 for FY2022-23 to the Department of Economic Development, for Program 611,  
13 to aid in carrying out the provisions of Legislative Bill 1024, One  
14 Hundred Seventh Legislature, Second Session, 2022. The Federal Funds  
15 appropriated in this section are from the funds allocated to the State of  
16 Nebraska from the federal Coronavirus Capital Projects Fund pursuant to  
17 the federal American Rescue Plan Act of 2021, 42 U.S.C. 804, as amended.  
18 It is the intent of the Legislature that the unexpended balance of  
19 amounts appropriated to this program in this section for FY2022-23 be  
20 reappropriated for FY2023-24 and for FY2024-25.  
21 Sec. 5. There is hereby appropriated (1) \$3,074,000 Federal Funds  
22 for FY2022-23 to the Department of Economic Development, for Program 611,  
23 to aid in carrying out the provisions of Legislative Bill 1024, One  
24 Hundred Seventh Legislature, Second Session, 2022. The Federal Funds  
25 appropriated in this section are from the funds allocated to the State of  
26 Nebraska from the United States Economic Development Administration's  
27 American Rescue Plan Travel, Tourism and Outdoor Recreation program.  
28 It is the intent of the Legislature that the unexpended balance of  
29 amounts appropriated to this program in this section for FY2022-23 be  
30 reappropriated for FY2023-24 and for FY2024-25.  
31 Sec. 6. There is hereby appropriated \$55,000,000 from the Economic  
1 Recovery Contingency Fund for FY2022-23 to the Department of Economic  
2 Development, for Program 611, to aid in carrying out the provisions of  
3 Legislative Bill 1024, One Hundred Seventh Legislature, Second Session,  
4 2022.  
5 It is the intent of the Legislature that the unexpended balance of  
6 amounts appropriated to this program in this section for FY2022-23 be  
7 reappropriated for FY2023-24 and for FY2024-25.  
8 Sec. 7. Since an emergency exists, this act takes effect when  
9 passed and approved according to law.

### RESOLUTION(S)

**LEGISLATIVE RESOLUTION 436.** Introduced by Lathrop, 12; 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; Lindstrom, 18; Linehan, 39; Lowe, 37; McCollister, 20; McDonnell, 5; McKinney, 11; Morfeld, 46; Moser, 22; Murman, 38; Pansing Brooks, 28; Sanders, 45; Slama, 1; Stinner, 48; Vargas, 7; Walz, 15; Wayne, 13; Williams, 36; Wishart, 27.

WHEREAS, Brad Ashford of Omaha was a distinguished member of this Legislature, serving from 1987 through 1995 and again from 2007 through 2015, and of United States House of Representatives, serving from 2015 through 2017; and

WHEREAS, Brad served this Legislature as a member of the Executive Board, the Appropriations, Transportation, Intergovernmental Cooperation, Education, and Judiciary Committees, and served as Chairperson of the Intergovernmental Cooperation Committee from 1993 through 1995 and Chairperson of the Judiciary Committee from 2007 through 2015; and

WHEREAS, Brad was born and raised in Omaha, attended Westside High School, Gustavus Adolphus College, and Colgate University, and received his J.D. from Creighton University School of Law in 1974; and

WHEREAS, Brad married Ann Ferlic in 1993 and the couple raised three children: John, Ellie, and Tom; and

WHEREAS, Brad served the city of Omaha working to preserve Joslyn Castle and as a founding member of the Metropolitan Entertainment and Convention Authority, chairperson of the Omaha Housing Authority Board, Senior Fellow of the Creighton University School of Law Werner Institute for Negotiation and Dispute Resolution, cofounder of the Werner Institute Public Issues Collaboration Initiative, and member of the Salvation Army Advisory Board; and

WHEREAS, Brad's many public policy achievements in the Legislature included advancing successful bills to create the learning communities in the Omaha metropolitan area and the first permit to purchase system in the United States, to reform the juvenile justice system and the Nebraska Commission on Industrial Relations, to enable stem cell research to continue, and to provide medicaid coverage to undocumented pregnant mothers. Additionally, Brad provided tireless advocacy in support of public schools and teachers; and

WHEREAS, Brad, as a member of the United States House of Representatives, passed innovative legislation creating the first public-private partnership for United States Department of Veteran Affairs construction with the CHIP IN for Vets Act which paved the way for the Omaha Veterans Affairs Ambulatory Care Center.

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

1. That the Legislature honors Brad Ashford for a life of dedication to the law and of leadership and service to the State of Nebraska and the city of Omaha.

2. That a copy of this resolution be sent to Brad and Ann Ashford.

Laid over.

**EXPLANATION OF VOTE**

Had I been present, I would have voted "aye" on final passage of LB873.

(Signed) Julie Slama

**SELECT FILE**

**LEGISLATIVE BILL 800.** Senator Bostar offered his amendment, [AM2352](#), found on page 878.

**SPEAKER HILGERS PRESIDING**

The Bostar amendment was adopted with 32 ayes, 1 nay, 14 present and not voting, and 2 excused and not voting.

Senator Blood offered her amendment, [AM2210](#), found on page 1044.

Pending.

**PRESENTED TO THE GOVERNOR**

Presented to the Governor on April 7, 2022, at 11:35 a.m. were the following: LBs 873, 1014e, 1084, 1083e.

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

**UNANIMOUS CONSENT - Add Cointroducer(s)**

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

Senator Vargas name added to LB852.

**RECESS**

At 12:01 p.m., on a motion by Senator Briese, the Legislature recessed until 1:00 p.m.

**AFTER RECESS**

The Legislature reconvened at 1:00 p.m., Speaker Hilgers presiding.

**ROLL CALL**

The roll was called and all members were present except Senator Pahls who was excused; and Senators Albrecht, Bostar, J. Cavanaugh, M. Cavanaugh,



DeBoer, Flood, Geist, Kolterman, Lathrop, Morfeld, Pansing Brooks, Vargas, and Wishart who were excused until they arrive.

### SELECT FILE

**LEGISLATIVE BILL 800.** Senator Blood renewed her amendment, [AM2210](#), found on page 1044 and considered in this day's Journal.

Senator Blood moved for a call of the house. The motion prevailed with 16 ayes, 8 nays, and 25 not voting.

Senator Blood requested a roll call vote, in reverse order, on her amendment.

Voting in the affirmative, 15:

Blood	Cavanaugh, M.	Hunt	Morfeld	Walz
Brandt	Day	Lathrop	Sanders	Wayne
Cavanaugh, J.	DeBoer	McKinney	Vargas	Wishart

Voting in the negative, 23:

Arch	Dorn	Hansen, B.	Lindstrom	Murman
Bostelman	Erdman	Hilgers	Linehan	Slama
Brewer	Flood	Hilkemann	Lowe	Williams
Briese	Friesen	Hughes	McDonnell	
Clements	Halloran	Jacobson	Moser	

Present and not voting, 6:

Aguilar	Hansen, M.	McCollister
Gragert	Kolterman	Stinner

Excused and not voting, 5:

Albrecht	Bostar	Geist	Pahls	Pansing Brooks
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The Blood amendment lost with 15 ayes, 23 nays, 6 present and not voting, and 5 excused and not voting.

The Chair declared the call raised.

Senator B. Hansen offered the following amendment:

[AM2365](#)

(Amendments to Standing Committee amendments, AM2035)

1 1. Insert the following new sections:

2 Sec. 340. (1) The Legislature finds that this section is necessary

3 to minimize burdens on the charitable sector and encourage a grantmaking

4 environment that is free and independent from intrusive or politically

5 motivated regulation.

6 (2) For purposes of this section:

7 (a) Agency means each board, commission, department, officer,  
 8 division, or other administrative office or unit of the state government  
 9 authorized by law to make rules and regulations, except the Adjutant  
 10 General's office as provided in Chapter 55, the Legislature, the courts,  
 11 including the Nebraska Workers' Compensation Court, and the Commission of  
 12 Industrial Relations; and  
 13 (b) Agency includes the Secretary of State and the Attorney General.  
 14 (3) Absent the showing of a compelling state interest, an agency  
 15 shall not require any annual filing or reporting by a charitable  
 16 organization, whether regulated or specifically exempted from regulation,  
 17 that is more burdensome than any requirements authorized by state law.  
 18 Any such filing or reporting requirement shall be narrowly tailored to  
 19 achieve such compelling state interest.  
 20 (4) This section shall not be construed to limit or restrict the  
 21 powers, duties, remedies, or penalties available to the Attorney General  
 22 or Secretary of State under statute or common law, including, but not  
 23 limited to, issuance of a civil investigative demand or subpoena.  
 24 Sec. 341. Section 84-920, Revised Statutes Cumulative Supplement,  
 25 2020, is amended to read:  
 26 84-920 Sections 84-901 to 84-920 and section 340 of this act and the  
 1 Occupational Board Reform Act shall be known and may be cited as the  
 2 Administrative Procedure Act.  
 3 2. Correct the operative date and repealer sections so that the  
 4 sections added by this amendment become operative three calendar months  
 5 after the adjournment of this legislative session.  
 6 3. Renumber the remaining sections and correct internal references  
 7 accordingly.

### SENATOR ARCH PRESIDING

Senator B. Hansen withdrew his amendment.

Advanced to Enrollment and Review for Engrossment.

**LEGISLATIVE BILL 1102.** [ER142](#), found on page 860, was adopted.

Senator Bostelman offered his amendment, [AM2470](#), found on page 1003.

The Bostelman amendment was adopted with 32 ayes, 0 nays, 13 present and not voting, and 4 excused and not voting.

Advanced to Enrollment and Review for Engrossment.

**LEGISLATIVE BILL 1102A.** Advanced to Enrollment and Review for Engrossment.

**LEGISLATIVE BILL 888.** [ER119](#), found on page 707, was adopted.

Senator Bostelman offered his amendment, [AM2201](#), found on page 779.

The Bostelman amendment was adopted with 35 ayes, 0 nays, 10 present and not voting, and 4 excused and not voting.

Senator Wayne offered his amendment, [FA193](#), found on page 1044.

The Wayne amendment was adopted with 31 ayes, 0 nays, 14 present and not voting, and 4 excused and not voting.

Advanced to Enrollment and Review for Engrossment.

**LEGISLATIVE BILL 1016.** [ER156](#), found on page 1078, was adopted.

Advanced to Enrollment and Review for Engrossment.

**LEGISLATIVE BILL 902.** [ER160](#), found on page 1078, was adopted.

Senator M. Cavanaugh withdrew her motion, [MO205](#), found on page 1157, to bracket.

Advanced to Enrollment and Review for Engrossment.

**LEGISLATIVE BILL 902A.** Advanced to Enrollment and Review for Engrossment.

**LEGISLATIVE BILL 852.** [ER157](#), found on page 1076, was adopted.

Advanced to Enrollment and Review for Engrossment.

**LEGISLATIVE BILL 1069.** [ER158](#), found on page 1079, was adopted.

Advanced to Enrollment and Review for Engrossment.

**LEGISLATIVE BILL 1068.** [ER163](#), found on page 1126, was adopted.

Senator M. Cavanaugh withdrew her motion, [MO204](#), found on page 1152, to bracket.

Senator Stinner offered his amendment, [AM2695](#), found on page 1156.

The Stinner amendment was adopted with 36 ayes, 0 nays, 9 present and not voting, and 4 excused and not voting.

Advanced to Enrollment and Review for Engrossment.

**LEGISLATIVE BILL 1068A.** Senator Stinner offered his amendment, [AM2708](#), found on page 1156.

The Stinner amendment was adopted with 32 ayes, 0 nays, 13 present and not voting, and 4 excused and not voting.

Advanced to Enrollment and Review for Engrossment.

**LEGISLATIVE BILL 977.** [ER165](#), found on page 1126, was adopted.

Advanced to Enrollment and Review for Engrossment.

**LEGISLATIVE BILL 977A.** Advanced to Enrollment and Review for Engrossment.

### GENERAL FILE

**LEGISLATIVE BILL 1218.** Title read. Considered.

Committee [AM2213](#), found on page 789, was offered.

Senator Linehan withdrew her amendment, [AM2284](#), found on page 815.

Senator Erdman offered the following amendment to the committee amendment:

[AM2751](#)

(Amendments to Standing Committee amendments, AM2213)

- 1 1. On page 19, strike beginning with the first comma in line 11 through "teaching" in line 12 and insert "and college admissions examinations"; and strike lines 22 through 31.
- 4 2. On page 20, lines 1 through 6, reinstate the stricken matter.

The Erdman amendment was adopted with 31 ayes, 1 nay, 13 present and not voting, and 4 excused and not voting.

The committee amendment, as amended, was adopted with 38 ayes, 0 nays, 7 present and not voting, and 4 excused and not voting.

Advanced to Enrollment and Review Initial with 39 ayes, 0 nays, 6 present and not voting, and 4 excused and not voting.

**LEGISLATIVE BILL 1218A.** Title read. Considered.

Advanced to Enrollment and Review Initial with 39 ayes, 0 nays, 6 present and not voting, and 4 excused and not voting.

**LEGISLATIVE BILL 1261.** Title read. Considered.

### SENATOR WILLIAMS PRESIDING

Committee [AM2211](#), found on page 773, was offered.

Senator M. Cavanaugh withdrew her motion, [MO213](#), found on page 1152, to bracket.

Senator M. Hansen withdrew his amendment, [FA178](#), found on page 1007.

Senator Murman offered the following amendment to the committee amendment:

[AM2760](#) is available in the Bill Room.

The Murman amendment was adopted with 38 ayes, 0 nays, 7 present and not voting, and 4 excused and not voting.

The committee amendment, as amended, was adopted with 36 ayes, 0 nays, 9 present and not voting, and 4 excused and not voting.

Advanced to Enrollment and Review Initial with 35 ayes, 0 nays, 10 present and not voting, and 4 excused and not voting.

**LEGISLATIVE BILL 984.** Title read. Considered.

Committee [AM2130](#), found on page 714, was offered.

Senator Linehan offered her amendment, [AM2144](#), found on page 716, to the committee amendment.

The Linehan amendment was adopted with 37 ayes, 0 nays, 8 present and not voting, and 4 excused and not voting.

Senator Pansing Brooks offered her amendment, [AM2642](#), found on page 1082, to the committee amendment.

Senator Pansing Brooks withdrew her amendment.

Senator M. Hansen withdrew his amendment, [FA175](#), found on page 1007.

Senator M. Hansen withdrew his amendment, [FA176](#), found on page 1007.

The committee amendment, as amended, was adopted with 41 ayes, 0 nays, 4 present and not voting, and 4 excused and not voting.

Advanced to Enrollment and Review Initial with 42 ayes, 0 nays, 3 present and not voting, and 4 excused and not voting.

**LEGISLATIVE BILL 729.** Title read. Considered.

Committee [AM2084](#), found on page 687, was offered.

Senator M. Hansen withdrew his amendment, [FA159](#), found on page 1006.

The committee amendment lost with 3 ayes, 33 nays, 9 present and not voting, and 4 excused and not voting.

Senator M. Hansen withdrew his amendment, [FA160](#), found on page 1006.

Senator M. Hansen withdrew his amendment, [FA161](#), found on page 1006.

Senator Lindstrom moved for a call of the house. The motion prevailed with 30 ayes, 8 nays, and 11 not voting.

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

Voting in the affirmative, 27:

Aguilar	Dorn	Kolterman	McKinney	Wayne
Arch	Gragert	Lindstrom	Morfeld	Williams
Bostar	Hansen, B.	Linehan	Moser	Wishart
Brandt	Hilgers	Lowe	Pansing Brooks	
Brewer	Hilkemann	McCollister	Sanders	
Briese	Jacobson	McDonnell	Vargas	

Voting in the negative, 10:

Blood	Cavanaugh, M.	Erdman	Friesen	Slama
Bostelman	DeBoer	Flood	Hansen, M.	Stinner

Present and not voting, 8:

Cavanaugh, J.	Day	Hughes	Lathrop
Clements	Halloran	Hunt	Murman

Excused and not voting, 4:

Albrecht	Geist	Pahls	Walz
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Advanced to Enrollment and Review Initial with 27 ayes, 10 nays, 8 present and not voting, and 4 excused and not voting.

The Chair declared the call raised.

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

Senator Lathrop filed the following amendment to [LB896](#):  
[AM2502](#)

(Amendments to Standing Committee amendments, AM1930)

- 1 1. On page 2, line 21, after "institution" insert "located within
- 2 the State of Nebraska".
- 3 2. On page 3, line 11, strike "on a regular basis" and insert "at
- 4 least once every eight years".

Senator DeBoer filed the following amendment to [LB922](#):  
[AM2429](#)

(Amendments to Standing Committee amendments, AM2332)

- 1 1. Insert the following new section:
- 2 Sec. 8. Section 42-369, Revised Statutes Cumulative Supplement,
- 3 2020, is amended to read:
- 4 42-369 (1) All orders, decrees, or judgments for temporary or

5 permanent support payments, including child, spousal, or medical support,  
6 and all orders, decrees, or judgments for alimony or modification of  
7 support payments or alimony shall direct the payment of such sums to be  
8 made commencing on the first day of each month for the use of the persons  
9 for whom the support payments or alimony have been awarded. Such payments  
10 shall be made to the clerk of the district court (a) when the order,  
11 decree, or judgment is for spousal support, alimony, or maintenance  
12 support and the order, decree, or judgment does not also provide for  
13 child support, and (b) when the payment constitutes child care or day  
14 care expenses, unless payments under subdivision (1)(a) or (1)(b) of this  
15 section are ordered to be made directly to the obligee. All other support  
16 order payments shall be made to the State Disbursement Unit. In all cases  
17 in which income withholding has been implemented pursuant to the Income  
18 Withholding for Child Support Act or sections 42-364.01 to 42-364.14,  
19 support order payments shall be made to the State Disbursement Unit. The  
20 court may order such payment to be in cash or guaranteed funds.  
21 (2)(a) If the party against whom an order, decree, or judgment for  
22 child support is entered or the custodial party has health care coverage  
23 available to him or her through an employer, organization, or other  
24 health care coverage entity which may extend to cover any children  
25 affected by the order, decree, or judgment and the health care coverage  
26 is accessible to the children and is available to the responsible party  
1 at reasonable cost, the court shall require health care coverage to be  
2 provided. Health care coverage is accessible if the covered children can  
3 obtain services from a plan provider with reasonable effort by the  
4 custodial party. When the administrative agency, court, or other tribunal  
5 determines that the only health care coverage option available through  
6 the noncustodial party is a plan that limits service coverage to  
7 providers within a defined geographic area, the administrative agency,  
8 court, or other tribunal shall determine whether the child lives within  
9 the plan's service area. If the child does not live within the plan's  
10 service area, the administrative agency, court, or other tribunal shall  
11 determine whether the plan has a reciprocal agreement that permits the  
12 child to receive coverage at no greater cost than if the child resided in  
13 the plan's service area. The administrative agency, court, or other  
14 tribunal shall also determine if primary care is available within thirty  
15 minutes or thirty miles of the child's residence. For the purpose of  
16 determining the accessibility of health care coverage, the administrative  
17 agency, court, or other tribunal may determine and include in an order  
18 that longer travel times are permissible if residents, in part or all of  
19 the service area, customarily travel distances farther than thirty  
20 minutes or thirty miles. If primary care services are not available  
21 within these constraints, the health care coverage is presumed  
22 inaccessible. If health care coverage is not available or is inaccessible  
23 and one or more of the parties are receiving Title IV-D services, then  
24 cash medical support shall be ordered. Cash medical support or the cost  
25 of health care coverage is considered reasonable in cost if the cost to  
26 the party responsible for providing medical support does not exceed the  
27 amount set forth in child support guidelines established by the Supreme  
28 Court by court rule pursuant to section 42-364.16 three percent of his or  
29 her gross income. In applying the three percent standard, the cost is the  
30 cost of adding the children to existing health care coverage or the  
31 difference between self-only and family health care coverage. Cash  
1 medical support payments shall not be ordered if, at the time that the  
2 order is issued or modified, the responsible party's income is or such  
3 expense would reduce the responsible party's net income below the basic  
4 subsistence limitation provided in Nebraska Court Rule section 4-218. If  
5 such rule does not describe a basic subsistence limitation, the  
6 responsible party's net income shall not be reduced below nine hundred  
7 three dollars net monthly income for one person or below the poverty

8 ~~guidelines updated annually in the Federal Register by the United States~~  
 9 ~~Department of Health and Human Services under the authority of 42 U.S.C.~~  
 10 ~~9902(2).~~

11 (b) For purposes of this section:

12 (i) Health care coverage has the same meaning as in section  
 13 44-3,144; and

14 (ii) Cash medical support means an amount ordered to be paid toward  
 15 the cost of health care coverage provided by a public entity or by  
 16 another parent through employment or otherwise or for other medical costs  
 17 not covered by insurance or other health care coverage.

18 (3) A support order, decree, or judgment may include the providing  
 19 of necessary shelter, food, clothing, care, medical support as defined in  
 20 section 43-512, medical attention, expenses of confinement, education  
 21 expenses, funeral expenses, and any other expense the court may deem  
 22 reasonable and necessary.

23 (4) Orders, decrees, and judgments for temporary or permanent  
 24 support or alimony shall be filed with the clerk of the district court  
 25 and have the force and effect of judgments when entered. The clerk and  
 26 the State Disbursement Unit shall disburse all payments received as  
 27 directed by the court and as provided in sections 42-358.02 and  
 28 43-512.07. Records shall be kept of all funds received and disbursed by  
 29 the clerk and the unit and shall be open to inspection by the parties and  
 30 their attorneys.

31 (5) Unless otherwise specified by the court, an equal and  
 1 proportionate share of any child support awarded shall be presumed to be  
 2 payable on behalf of each child subject to the order, decree, or judgment  
 3 for purposes of an assignment under section 43-512.07.

4 2. Correct the operative date and repealer sections so that the  
 5 section added by this amendment becomes operative on its effective date.

6 3. Renumber the remaining sections and correct internal references  
 7 accordingly.

Senator McCollister filed the following amendment to LB709:  
AM2707

(Amendments to Standing Committee amendments, AM1936)

1 1. On page 2, line 4, strike "and" and insert an underscored comma;  
 2 in line 7 after "Code" insert ", and shall be selected from a list of  
 3 journeyman electricians recommended by such organization"; in line 12  
 4 after "Code" insert "and shall be selected from a list of electrical  
 5 contractors or master electricians recommended by such organization"; in  
 6 line 23 strike "section" and insert "subsection"; and strike lines 25  
 7 through 31 and insert the following new subdivisions:

8 "(i)(A) The applicant holds (I) a credential in another state that  
 9 has a reciprocal credentialing agreement with the State of Nebraska for  
 10 such credential as determined by the board, (II) a military occupational  
 11 specialty in the United States Military, or (III) a license with a  
 12 prerequisite of apprentice registration and successful completion of an  
 13 apprenticeship training program registered by the United States  
 14 Department of Labor; and

15 (B) The credential, military occupational specialty, or license is  
 16 similar to a license issued pursuant to the State Electrical Act and is  
 17 for an occupation with a similar scope of practice, as determined by the  
 18 board;".

19 2. On page 3, strike line 1; and in line 29, after "to" insert

20 "(i)".

21 3. On page 4, line 1, after "examination" insert "or (ii)  
 22 participate in jurisprudential training required for all licensees, not  
 23 to exceed ten clock hours".

24 4. On page 6, line 19, strike "felony"; in line 20 after "statutes"  
 25 insert "or rules and regulations"; and after line 29 insert the following



26 new subsection:

1 "(3) An occupational board shall adopt and promulgate rules and  
2 regulations related to disqualifying offenses in the statutes governing  
3 the occupation and shall report such rules and regulations to the  
4 standing committee of the Legislature with jurisdiction not later than  
5 January 1, 2024. Subsequent changes to rules and regulations adopted and  
6 promulgated pursuant to this section shall be reported to the standing  
7 committee of the Legislature with jurisdiction within thirty days after  
8 the adoption of such changes to rules and regulations."; and in line 30  
9 strike "(3)" and insert "(4)".

10 5. On page 7, line 10, strike "three" and insert "five"; in line 28  
11 strike "(4)" and insert "(5)"; and after line 30 insert the following new  
12 subsection:

13 "(6) This section does not apply to an occupation regulated by the  
14 Supreme Court, the Department of Banking and Finance, the State  
15 Electrical Board, the State Real Estate Commission, or the Nebraska  
16 Commission on Law Enforcement and Criminal Justice or a credential issued  
17 for a certified public accountant pursuant to the Public Accountancy Act,  
18 a viatical settlement broker pursuant to the Viatical Settlements Act, an  
19 insurance consultant pursuant to sections 44-2606 to 44-2635, an  
20 insurance producer pursuant to the Insurance Producers Licensing Act, a  
21 managing general agent pursuant to the Managing General Agents Act, a  
22 utilization review agent pursuant to the Utilization Review Act, a  
23 surplus lines producer pursuant to the Surplus Lines Insurance Act, a  
24 reinsurance intermediary-broker or reinsurance intermediary-manager  
25 pursuant to the Reinsurance Intermediary Act, or a public adjuster  
26 pursuant to the Public Adjusters Licensing Act."

27 6. On page 11, line 11, after "to" insert "(a)"; and in line 15  
28 after "examination" insert "or (b) participate in jurisprudential  
29 training required for all licensees, not to exceed ten clock hours".

30 7. On page 12, line 30, after the second comma insert "the  
31 Department of Banking and Finance, the Board of Engineers and Architects,  
1 the State Real Estate Commission,".

2 8. On page 14, line 12, strike "(9)" and insert "(10)".

3 9. On page 15, line 6, strike "(9)" and insert "(10)"; in line 12

4 strike "(4)" and insert "(5)"; in line 16 strike "felony"; in line 17

5 after "statutes" insert "or rules and regulations"; after line 25 insert

6 the following new subsection:

7 "(4) An occupational board shall adopt and promulgate rules and  
8 regulations related to disqualifying offenses in the statutes governing  
9 the occupation and shall report such rules and regulations to the  
10 standing committee of the Legislature with jurisdiction not later than  
11 January 1, 2024. Subsequent changes to rules and regulations adopted and  
12 promulgated pursuant to this section shall be reported to the standing  
13 committee of the Legislature with jurisdiction within thirty days after  
14 the adoption of such changes to rules and regulations."; in line 26  
15 strike "(4)" and insert "(5)"; and in line 29 strike "or" and insert an  
16 underscored comma and after "employee" insert ", or".

17 10. On page 16, line 4, after "consideration" insert "or at the  
18 board's next regularly scheduled meeting if the board does not meet  
19 within sixty days after receiving an application"; in line 17 strike  
20 "(5)" and insert "(6)"; and in line 30 strike "(6)" and insert "(7)".

21 11. On page 17, line 10, strike "three" and insert "five"; in line  
22 28 strike "(7)" and insert "(8)"; and in line 31 strike "(8)" and insert  
23 "(9)".

24 12. On page 18, line 8, strike "(9)" and insert "(10)"; and after

25 line 18 insert the following new subsection:

26 "(11) This section does not apply to an occupation regulated by the  
27 Supreme Court, the Department of Banking and Finance, the State  
28 Electrical Board, the State Real Estate Commission, or the Nebraska

29 Commission on Law Enforcement and Criminal Justice or a credential issued  
 30 for a certified public accountant pursuant to the Public Accountancy Act,  
 31 a viatical settlement broker pursuant to the Viatical Settlements Act, an  
 1 insurance consultant pursuant to sections 44-2606 to 44-2635, an  
 2 insurance producer pursuant to the Insurance Producers Licensing Act, a  
 3 managing general agent pursuant to the Managing General Agents Act, a  
 4 utilization review agent pursuant to the Utilization Review Act, a  
 5 surplus lines producer pursuant to the Surplus Lines Insurance Act, a  
 6 reinsurance intermediary-broker or reinsurance intermediary-manager  
 7 pursuant to the Reinsurance Intermediary Act, or a public adjuster  
 8 pursuant to the Public Adjusters Licensing Act."

Senator McCollister filed the following amendment to LB344:  
[AM2739](#)

(Amendments to AM1880)

1 1. On page 1, line 20, after the period insert "An investigation  
 2 shall only be conducted by an investigator trained in the rules and  
 3 regulations adopted and promulgated by the State Fire Marshal to carry  
 4 out the One-Call Notification System Act.".

Senator J. Cavanaugh filed the following amendment to LB344:  
[AM2741](#)

(Amendments to AM1880)

1 1. On page 4, line 22, strike "to establish rules of procedure" and  
 2 after "section" insert ", including general rules of practice and  
 3 procedure, training requirements for investigators, the complaint  
 4 process, and the structure for assessing the amount of any civil  
 5 penalty".

Senator J. Cavanaugh filed the following amendment to LB344:  
[AM2740](#)

(Amendments to AM1880)

1 1. On page 3, strike line 31.  
 2 2. On page 4, strike lines 1 through 8; in line 9 strike "(4)" and  
 3 insert "(3) In addition to or in lieu of assessing a civil penalty as  
 4 provided in subsection (2) of this section, the State Fire Marshal may  
 5 order that a violator take and complete continuing education regarding  
 6 compliance with the One-Call Notification System Act. Such continuing  
 7 education shall be approved by the State Fire Marshal. When imposing a  
 8 civil penalty, the State Fire Marshal"; reinstate the stricken matter  
 9 beginning with the second stricken "shall" in line 12 through the  
 10 stricken period in line 18; and in line 21 strike "(5)" and insert "(4)".

Senator Arch filed the following amendment to LB1173A:  
[AM2627](#)

(Amendments to Arch amendments, AM2051)

1 1. Insert the following new sections:  
 2 Sec. 2. There is hereby appropriated (1) \$346,413 from the General  
 3 Fund and \$42,262 from federal funds for FY2022-23 and (2) \$317,867 from  
 4 the General Fund for FY2023-24 to the Department of Health and Human  
 5 Services, for Program 33, to aid in carrying out the provisions of  
 6 Legislative Bill 1173, One Hundred Seventh Legislature, Second Session,  
 7 2022.  
 8 Total expenditures for permanent and temporary salaries and per  
 9 diems from funds appropriated in this section shall not exceed \$31,879  
 10 for FY2022-23 or \$42,505 for FY2023-24.  
 11 Sec. 3. There is hereby appropriated (1) \$133,541 from the General  
 12 Fund and \$1,975 from federal funds for FY2022-23 and (2) \$148,651 from

13 the General Fund and \$2,174 from federal funds for FY2023-24 to the  
 14 Department of Health and Human Services, for Program 354, to aid in  
 15 carrying out the provisions of Legislative Bill 1173, One Hundred Seventh  
 16 Legislature, Second Session, 2022.  
 17 No expenditures for permanent and temporary salaries and per diems  
 18 for state employees shall be made from funds appropriated in this  
 19 section.  
 20 2. Renumber the remaining section accordingly.

### GENERAL FILE

**LEGISLATIVE BILL 543.** Title read. Considered.

Committee [AM1800](#), found on page 511, was offered.

**SENATOR HUGHES PRESIDING**

**SPEAKER HILGERS PRESIDING**

Senator Aguilar moved the previous question. The question is, "Shall the debate now close?" The motion failed with 13 ayes, 5 nays, and 31 not voting.

Pending.

### EXPLANATION(S) OF VOTE(S)

Had I been present, I would have voted "aye" on final passage of LB873.

(Signed) Machaela Cavanaugh

### UNANIMOUS CONSENT - Add Cointroducer(s)

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

Senator Vargas name added to LB721.  
 Senator Morfeld name added to LB852.  
 Senator Slama name added to LR427.  
 Senator Wishart name added to LR427.  
 Senator Brewer name added to LR427.  
 Senator Blood name added to LR427.  
 Senator Briese name added to LR427.  
 Senator Williams name added to LR427.  
 Senator Jacobson name added to LR427.  
 Senator Moser name added to LR427.  
 Senator McDonnell name added to LR427.  
 Senator Kolterman name added to LR427.  
 Senator Lowe name added to LR427.  
 Senator Gragert name added to LR427.

Senator Dorn name added to LR427.  
Senator Aguilar name added to LR427.  
Senator Clements name added to LR427.

### **VISITOR(S)**

Visitors to the Chamber were eighth-grade students from St. Peter's School, Lincoln; third-, fourth-, and fifth-grade students from St. Ludger School, Creighton; fourth- and fifth-grade students from St. Patrick's School, Lincoln; fourth-grade students from St. Gerald's, Ralston; fourth-grade students from St. Joseph's School, York; fifth-grade students from Lifegate Christian School, Omaha; and members of the Pender FFA Chapter from Pender High School.

The Doctor of the Day was Dr. Dan Rosenquist of Columbus.

### **ADJOURNMENT**

At 5:48 p.m., on a motion by Senator J. Cavanaugh, the Legislature adjourned until 9:00 a.m., Friday, April 8, 2022.

Patrick J. O'Donnell  
Clerk of the Legislature