

**FIFTY-NINTH DAY - APRIL 13, 2022**

**LEGISLATIVE JOURNAL**

**ONE HUNDRED SEVENTH LEGISLATURE  
SECOND SESSION**

**FIFTY-NINTH DAY**

Legislative Chamber, Lincoln, Nebraska  
Wednesday, April 13, 2022

**PRAYER**

The prayer was offered by Senator Hilkemann.

**PLEDGE OF ALLEGIANCE**

The Pledge of Allegiance was offered by Senator Wayne.

**ROLL CALL**

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

The roll was called and all members were present except Senators Briesse, Lindstrom, and Pahls who were excused.

**CORRECTIONS FOR THE JOURNAL**

The Journal for the fifty-eighth day was approved.

**REPORTS**

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

**COMMITTEE REPORT(S)**  
Rules

The Rules Committee reports favorably on the proposed rules change to Rule 3, Section 2 found on journal pages 1276 and 1277.

(Signed) Robert Clements, Chairperson

**SPEAKER SIGNED**

While the Legislature was in session and capable of transacting business, the Speaker signed the following: LRs 271, 284, 335, and 346.

**RESOLUTION(S)**

Pursuant to Rule 4, Sec. 5(b), LR435 was adopted.

**SPEAKER SIGNED**

While the Legislature was in session and capable of transacting business, the Speaker signed the following: LR435.

**SENATOR ARCH PRESIDING****BILLS ON FINAL READING****Dispense With Reading at Large****SPEAKER HILGERS PRESIDING**

Pursuant to Rule 6, Section 8, the Legislature approved the dispensing of the reading at large of LB376 with 34 ayes, 6 nays, 6 present and not voting, and 3 excused and not voting.

The following bill was put upon final passage:

**LEGISLATIVE BILL 376.**

A BILL FOR AN ACT relating to developmental disabilities; to amend sections 83-1201 and 83-1212.01, Revised Statutes Cumulative Supplement, 2020; to state findings and declarations; to require application for and implementation of services and supports for children with disabilities and their families as prescribed; to require reports and evaluations; to provide powers and duties; 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, 42:

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

Voting in the negative, 0.

Present and not voting, 4:

Hughes	Low	Wayne	Wishart
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Excused and not voting, 3:

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

The following bill was read and put upon final passage:

**LEGISLATIVE BILL 376A.**

A BILL FOR AN ACT relating to appropriations; to appropriate funds to aid in carrying out the provisions of Legislative Bill 376, One Hundred Seventh Legislature, Second Session, 2022.

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

Voting in the negative, 0.

Present and not voting, 3:

Hughes          Lowe          Wishart

Excused and not voting, 3:

Briese          Lindstrom      Pahls

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

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

Pursuant to Rule 6, Section 8, the Legislature approved the dispensing of the reading at large of LB598 with 35 ayes, 5 nays, 6 present and not voting, and 3 excused and not voting.

The following bill was put upon final passage:

**LEGISLATIVE BILL 598.** With Emergency Clause.

A BILL FOR AN ACT relating to economic development; to amend sections 81-12,153, 81-12,157, 81-12,158, 81-12,159, 81-12,160, 81-12,161, and 81-12,162, Revised Statutes Cumulative Supplement, 2020; to adopt the Small Business Stabilization Grant Program Act; to change provisions of the Business Innovation Act; to harmonize provisions; to define terms; to provide operative dates; to repeal the original sections; 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, 45:

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

Voting in the negative, 0.

Present and not voting, 1:

Wishart

Excused and not voting, 3:

Briese Lindstrom 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.

The following bills were read and put upon final passage:

**LEGISLATIVE BILL 686.**

A BILL FOR AN ACT relating to the Legislature; to amend section 50-401.01, Reissue Revised Statutes of Nebraska; to change the composition of the Executive Board of the Legislative Council; and to repeal the original section.

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

Voting in the affirmative, 40:

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

Voting in the negative, 5:

Blood Cavanaugh, J. Hansen, M. McKinney Wayne

Present and not voting, 1:

Wishart

Excused and not voting, 3:

Briese Lindstrom Pahls

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

**LEGISLATIVE BILL 792.**

A BILL FOR AN ACT relating to appropriations; to appropriate funds to the University of Nebraska.

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, 45:

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

Voting in the negative, 0.

Present and not voting, 1:

Wishart

Excused and not voting, 3:

Briese          Lindstrom      Pahls

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

**WITHDRAW - Motion to LB805**

Senator M. Cavanaugh withdrew her motion, [MO211](#), found on page 1152, to LB805.

**BILLS 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 LB805 with 37 ayes, 3 nays, 6 present and not voting, and 3 excused and not voting.

The following bill was put upon final passage:

**LEGISLATIVE BILL 805.**

A BILL FOR AN ACT relating to agriculture; to amend sections 2-2303, 2-2309, 2-2311, 2-2312, 2-2315, 2-2318, 23-3803, 23-3804, 23-3805, 23-3806, and 23-3808, Reissue Revised Statutes of Nebraska, and section 2-958.02, Revised Statutes Cumulative Supplement, 2020; to change provisions relating to the Noxious Weed Control Act, the Nebraska Wheat Resources Act, and the Black-Tailed Prairie Dog Management Act; to harmonize provisions; to provide severability; 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, 39:

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

Voting in the negative, 1:

Hunt

Present and not voting, 6:

Brewer	DeBoer	Lathrop
Cavanaugh, M.	Kolterman	Wishart

Excused and not voting, 3:

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

The following bill was read and put upon final passage:

**LEGISLATIVE BILL 805A.**

A BILL FOR AN ACT relating to appropriations; to appropriate funds to aid in carrying out the provisions of Legislative Bill 805, One Hundred Seventh Legislature, Second Session, 2022.

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, 40:

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

Voting in the negative, 0.

Present and not voting, 6:

Cavanaugh, M.	Hunt	Lathrop
DeBoer	Kolterman	Wishart

Excused and not voting, 3:

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

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

Pursuant to Rule 6, Section 8, the Legislature approved the dispensing of the reading at large of LB843 with 32 ayes, 3 nays, 11 present and not voting, and 3 excused and not voting.

The following bill was put upon final passage:

#### **LEGISLATIVE BILL 843.**

A BILL FOR AN ACT relating to elections; to amend sections 32-118, 32-119.01, 32-203, 32-207, 32-217, 32-235, 32-318.01, 32-326, 32-331, 32-559, 32-615, 32-623, 32-809, 32-905, 32-908, 32-918, 32-949.01, 32-1031, 32-1033, 32-1049, 32-1518, 42-1207, 49-1401, 49-1494, and 77-3444, Reissue Revised Statutes of Nebraska, sections 17-503, 32-101, 32-103, 32-202, 32-221, 32-223, 32-230, 32-231, 32-312, 32-607, 32-939, 32-956, 32-960, 32-962, 32-1121, 32-1203, 32-1306, 32-1405, and 32-1524, Revised Statutes Cumulative Supplement, 2020, and section 32-330, Revised Statutes Supplement, 2021; to define and redefine terms; to change provisions relating to powers and duties of the Secretary of State, election commissioners, and county clerks, petitions, deadlines, appointment of election workers, voter registration, registered voter lists, confidential

records, filing forms, primary election ballots, assistance for voting, replacement ballots, poll watchers, county canvassing boards, election costs, recall elections, initiative and referendum petitions, and electioneering; to eliminate certain filing requirements; to provide for canceling elections as prescribed; to provide requirements for distribution of applications for voter registration, canceling elections, withdrawing issues from the ballot, use of buildings for election-related purposes, and requests for ballots for early voting; to provide for registration to vote and application for ballots for National Guard members and emergency response providers as prescribed; to provide for use of secure ballot drop-boxes as prescribed; to restrict funding for elections; to provide a penalty; to provide requirements for certain campaign advertisements; to regulate ballot question contributions and expenditures by foreign nationals; 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, 45:

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

Voting in the negative, 0.

Present and not voting, 1:

Wishart

Excused and not voting, 3:

Briese            Lindstrom        Pahls

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

**Dispense With Reading at Large**

Pursuant to Rule 6, Section 8, the Legislature approved the dispensing of the reading at large of LB876 with 37 ayes, 4 nays, 5 present and not voting, and 3 excused and not voting.

The following bill was put upon final passage:

**LEGISLATIVE BILL 876.** With Emergency Clause.

A BILL FOR AN ACT relating to gambling; to amend sections 2-1205, 2-1218, and 2-1220, Reissue Revised Statutes of Nebraska, and sections 2-1201, 2-1202, 2-1203, 2-1203.02, 2-1208, 2-1211, 2-1213, 2-1215, 2-1219, 2-1222, 9-1101, 9-1104, 9-1106, 9-1107, 9-1110, 9-1114, 9-1205, 9-1206, 9-1207, and 84-712.05, Revised Statutes Supplement, 2021; to change provisions relating to membership, powers, and duties of the State Racing and Gaming Commission and racing and gaming licensees, fines, penalties, and taxes; to eliminate a provision relating to conducting horseracing on Sunday; to rename funds; to change provisions of the Nebraska Racetrack Gaming Act relating to operation of games of chance, fees, powers and duties of the commission, applications for licensure, fines and penalties, and taxes; to provide for an annual review fee, market analyses, a socioeconomic-impact study, relocation of licensed racetrack enclosures, voluntary self-exclusion from wagering, and parimutuel wagers; to change provisions relating to documents which may be withheld from the public; to harmonize provisions; to repeal the original sections; to outright repeal section 2-1213.01, Reissue Revised Statutes of Nebraska; 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, 38:

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

Voting in the negative, 3:

Blood	Hansen, M.	Stinner
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Present and not voting, 5:

Cavanaugh, M.	Hunt	Kolterman	Williams	Wishart
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Excused and not voting, 3:

Briese Lindstrom 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.

The following bills were read and put upon final passage:

**LEGISLATIVE BILL 896.**

A BILL FOR AN ACT relating to the Nebraska Treatment and Corrections Act; to amend section 83-182.01, Revised Statutes Cumulative Supplement, 2020; to change provisions relating to structured programming and program evaluations; to define terms; and to repeal the original section.

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

Voting in the affirmative, 46:

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

Voting in the negative, 0.

Excused and not voting, 3:

Briese Lindstrom Pahls

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

**LEGISLATIVE BILL 896A.**

A BILL FOR AN ACT relating to appropriations; to appropriate funds to aid in carrying out the provisions of Legislative Bill 896, One Hundred Seventh Legislature, Second Session, 2022.

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, 45:

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

Voting in the negative, 0.

Present and not voting, 1:

Day

Excused and not voting, 3:

Briese          Lindstrom      Pahls

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

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

Pursuant to Rule 6, Section 8, the Legislature approved the dispensing of the reading at large of LB921 with 38 ayes, 5 nays, 3 present and not voting, and 3 excused and not voting.

The following bill was put upon final passage:

#### **LEGISLATIVE BILL 921.**

A BILL FOR AN ACT relating to public health and welfare; to amend sections 47-706 and 83-338, Reissue Revised Statutes of Nebraska, and section 29-1823, Revised Statutes Cumulative Supplement, 2020; to require the Department of Health and Human Services to reimburse counties for lodging certain defendants; to define terms; to provide for enrollment of inmates in the medical assistance program prior to release from incarceration; to change priorities for admission to state hospitals for the mentally ill and require minimum numbers of beds for certain patients at the Lincoln Regional Center; to provide duties for the department; to create the Legislative Mental Health Care Capacity Strategic Planning Committee and provide for its duties and termination; 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, 46:

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

Voting in the negative, 0.

Excused and not voting, 3:

Briese          Lindstrom      Pahls

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

The following bill was read and put upon final passage:

**LEGISLATIVE BILL 921A.**

A BILL FOR AN ACT relating to appropriations; to appropriate funds to aid in carrying out the provisions of Legislative Bill 921, One Hundred Seventh Legislature, Second Session, 2022.

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, 44:

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

Voting in the negative, 0.

Present and not voting, 2:

Erdman        Lowe

Excused and not voting, 3:

Briese        Lindstrom    Pahls

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

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

Pursuant to Rule 6, Section 8, the Legislature approved the dispensing of the reading at large of LB922 with 38 ayes, 4 nays, 4 present and not voting, and 3 excused and not voting.

The following bill was put upon final passage:

#### **LEGISLATIVE BILL 922.**

A BILL FOR AN ACT relating to law; to amend sections 28-521, 81-8,239.05, and 81-8,239.11, Reissue Revised Statutes of Nebraska, sections 24-301.02, 25-1647, 25-1648, 25-1678, 28-101, 42-369, and 81-8,239.02, Revised Statutes Cumulative Supplement, 2020, and sections 84-1409 and 84-1411, Revised Statutes Supplement, 2021; to increase the number of district judges in the fourth judicial district; to make the clerk of the district court ex officio jury commissioner in all counties; to change provisions relating to compensation of the jury commissioner in certain counties; to prohibit criminal trespass by means of an electronic device; to prohibit criminal impersonation by stolen valor; to provide a penalty; to change provisions relating to child support; to provide for payment of attorney's fees from the State Self-Insured Indemnification Fund and the State Self-Insured Liability Fund; to change provisions relating to notifying the Risk Manager of insufficient funds; to exempt the Judicial Resources Commission and its subcommittees or subgroups from the Open Meetings Act; to harmonize provisions; to provide operative dates; 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	Cavanaugh, M.	Hansen, B.	Linehan	Slama
Albrecht	Day	Hansen, M.	McCollister	Stinner
Arch	DeBoer	Hilgers	McDonnell	Vargas
Blood	Dorn	Hilkemann	McKinney	Walz
Bostar	Flood	Hughes	Morfeld	Wayne
Bostelman	Friesen	Hunt	Moser	Williams
Brandt	Geist	Jacobson	Murman	Wishart
Brewer	Gragert	Kolterman	Pansing Brooks	
Cavanaugh, J.	Halloran	Lathrop	Sanders	

Voting in the negative, 1:

Clements

Present and not voting, 2:

Erdman      Lowe

Excused and not voting, 3:

Briese      Lindstrom      Pahls

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

The following bill was read and put upon final passage:

**LEGISLATIVE BILL 922A.**

A BILL FOR AN ACT relating to appropriations; to appropriate funds to aid in carrying out the provisions of Legislative Bill 922, One Hundred Seventh Legislature, Second Session, 2022.

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, 41:

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

Voting in the negative, 1:

Erdman

Present and not voting, 4:

Clements      Halloran      Lowe      Murman

Excused and not voting, 3:

Briese      Lindstrom      Pahls

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

**WITHDRAW - Amendment to LB927**

Senator M. Hansen withdrew his amendment, [FA174](#), found on page 1007, to LB927.

**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 LB927 with 37 ayes, 4 nays, 5 present and not voting, and 3 excused and not voting.

The following bill was put upon final passage:

**LEGISLATIVE BILL 927.**

A BILL FOR AN ACT relating to political subdivisions; to amend section 13-2706, Reissue Revised Statutes of Nebraska, sections 13-2603, 13-2604, and 13-2705, Revised Statutes Cumulative Supplement, 2020, and sections 13-2610, 13-3102, 13-3103, 13-3104, 13-3108, 77-1633, and 77-1634, Revised Statutes Supplement, 2021; to define and redefine terms and change provisions relating to state assistance under the Convention Center Facility Financing Assistance Act and the Sports Arena Facility Financing Assistance Act; to change committee member and report provisions of the Convention Center Support Fund; to change provisions relating to grants of assistance and define a term under the Civic and Community Center Financing Act; to change provisions relating to joint public hearings, postcards, and compliance under the Property Tax Request Act; 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, 38:

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

Voting in the negative, 2:

Clements Erdman

Present and not voting, 6:

Friesen	Hughes	Lowe
Halloran	Hunt	Murman

Excused and not voting, 3:

Briese Lindstrom Pahls

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

#### **WITHDRAW - Amendment to LB984**

Senator M. Hansen withdrew his amendment, [FA177](#), found on page 1007, to LB984.

#### **BILLS 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 LB984 with 37 ayes, 4 nays, 5 present and not voting, and 3 excused and not voting.

The following bill was put upon final passage:

#### **LEGISLATIVE BILL 984.**

A BILL FOR AN ACT relating to government; to amend sections 77-2703 and 77-2708, Revised Statutes Cumulative Supplement, 2020, and sections 77-2701, 77-2701.04, 77-2701.41, 77-2704.36, 77-2711, 77-2713, and 77-27,223, Revised Statutes Supplement, 2021; to change sales and use tax collection fees; to define terms; to provide sales and use tax exemptions for

net wrap and feminine hygiene products; to require detention facilities to provide feminine hygiene products to female prisoners free of charge; to harmonize provisions; to provide an operative date; and to repeal the original sections.

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

Voting in the affirmative, 45:

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

Voting in the negative, 0.

Present and not voting, 1:

Friesen

Excused and not voting, 3:

Briese          Lindstrom      Pahls

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

The following bills were read and put upon final passage:

**LEGISLATIVE BILL 984A.**

A BILL FOR AN ACT relating to appropriations; to appropriate funds to aid in carrying out the provisions of Legislative Bill 984, One Hundred Seventh Legislature, Second Session, 2022.

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, 44:

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

Voting in the negative, 0.

Present and not voting, 2:

Stinner          Walz

Excused and not voting, 3:

Briese          Lindstrom      Pahls

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

### **LEGISLATIVE BILL 1130.**

A BILL FOR AN ACT relating to the Nebraska Statewide Workforce and Education Reporting System Act; to amend section 48-3704, Reissue Revised Statutes of Nebraska; to change reporting requirements; and to repeal the original section.

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

Voting in the affirmative, 37:

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

Voting in the negative, 2:

Erdman          Halloran

Present and not voting, 7:

Albrecht	Clements	Moser	Stinner
Brewer	Lowe	Murman	

Excused and not voting, 3:

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

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

Pursuant to Rule 6, Section 8, the Legislature approved the dispensing of the reading at large of LB1144 with 36 ayes, 5 nays, 5 present and not voting, and 3 excused and not voting.

The following bill was put upon final passage:

### **LEGISLATIVE BILL 1144. With Emergency Clause.**

A BILL FOR AN ACT relating to telecommunications; to amend sections 86-134 and 86-164, Reissue Revised Statutes of Nebraska, section 75-109.01, Revised Statutes Cumulative Supplement, 2020, and sections 86-1301, 86-1304, 86-1306, 86-1307, and 86-1308, Revised Statutes Supplement, 2021; to provide certain jurisdiction for the Public Service Commission; to provide for an official Nebraska location fabric broadband access map; to change discontinuance of service provisions under the Nebraska Telecommunications Regulation Act; to provide for an expedited wire crossing permit; to define terms; to change provisions of the Nebraska Broadband Bridge Act; to adopt the Precision Agriculture Infrastructure Grant Act; to harmonize provisions; to provide operative dates; to repeal the original sections; 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	Clements	Hansen, B.	Lowe	Stinner
Albrecht	Day	Hansen, M.	McCollister	Vargas
Arch	DeBoer	Hilgers	McDonnell	Walz
Blood	Dorn	Hilkemann	McKinney	Wayne
Bostar	Erdman	Hughes	Morfeld	Williams
Bostelman	Flood	Hunt	Moser	Wishart
Brandt	Friesen	Jacobson	Murman	
Brewer	Geist	Kolterman	Pansing Brooks	
Cavanaugh, J.	Gragert	Lathrop	Sanders	
Cavanaugh, M.	Halloran	Linehan	Slama	

Voting in the negative, 0.

Excused and not voting, 3:

Briese          Lindstrom      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.

The following bill was read and put upon final passage:

**LEGISLATIVE BILL 1144A.** With Emergency Clause.

A BILL FOR AN ACT relating to appropriations; to appropriate funds to aid in carrying out the provisions of Legislative Bill 1144, One Hundred Seventh Legislature, Second Session, 2022; 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	Clements	Hansen, B.	Lowe	Stinner
Albrecht	Day	Hansen, M.	McCollister	Vargas
Arch	DeBoer	Hilgers	McDonnell	Walz
Blood	Dorn	Hilkemann	McKinney	Wayne
Bostar	Erdman	Hughes	Morfeld	Williams
Bostelman	Flood	Hunt	Moser	Wishart
Brandt	Friesen	Jacobson	Murman	
Brewer	Geist	Kolterman	Pansing Brooks	
Cavanaugh, J.	Gragert	Lathrop	Sanders	
Cavanaugh, M.	Halloran	Linehan	Slama	

Voting in the negative, 0.

Excused and not voting, 3:

Briese Lindstrom 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 LB1150**

Senator M. Hansen withdrew his amendment, [FA190](#), found on page 1008, to LB1150.

**BILLS 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 LB1150 with 38 ayes, 5 nays, 3 present and not voting, and 3 excused and not voting.

The following bill was put upon final passage:

**LEGISLATIVE BILL 1150.** With Emergency Clause.

A BILL FOR AN ACT relating to revenue and taxation; to amend sections 77-376, 77-27,195, 77-4110, 77-4933, 77-5705, 77-5723, 77-5727, 77-5731, 77-5735, and 77-5807, Reissue Revised Statutes of Nebraska, sections 77-2708, 77-5725, 77-5726, 77-6805, 77-6811, 77-6815, 77-6828, 77-6831, 77-6832, 77-6837, and 77-6839, Revised Statutes Cumulative Supplement, 2020, and sections 77-27,144 and 77-5907, Revised Statutes Supplement, 2021; to change provisions relating to examination of financial records, sales and use tax refund deductions, certain reporting requirements, the Nebraska Advantage Act, and the ImagiNE Nebraska Act; to redefine terms; to harmonize provisions; to provide operative dates; to repeal the original sections; 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, 44:

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

Voting in the negative, 1:

Erdman

Present and not voting, 1:

Halloran

Excused and not voting, 3:

Briese          Lindstrom      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.

The following bill was read and put upon final passage:

**LEGISLATIVE BILL 1150A.**

A BILL FOR AN ACT relating to appropriations; to appropriate funds to aid in carrying out the provisions of Legislative Bill 1150, One Hundred Seventh Legislature, Second Session, 2022; and to appropriate funds for the purpose of acquiring economic modeling software.

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, 44:

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

Voting in the negative, 1:

Erdman

Present and not voting, 1:

Halloran

Excused and not voting, 3:

Briese          Lindstrom      Pahls

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

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

Pursuant to Rule 6, Section 8, the Legislature approved the dispensing of the reading at large of LB1173 with 38 ayes, 5 nays, 3 present and not voting, and 3 excused and not voting.

The following bill was put upon final passage:

**LEGISLATIVE BILL 1173.** With Emergency Clause.

A BILL FOR AN ACT relating to children and families; to amend sections 43-907, 43-2204, 43-4215, 43-4401, 43-4402, 43-4403, 43-4407, 68-1207, 68-1210, and 68-1214, Reissue Revised Statutes of Nebraska, and sections 28-713, 43-4406, and 68-1212, Revised Statutes Cumulative Supplement, 2020; to state findings and intent; to create a work group and strategic leadership group for child welfare system reform; to provide duties for the Department of Health and Human Services; to define terms; to change provisions relating to reports of child abuse or neglect; to provide duties for the Division of Children and Family Services and the Division of Medicaid and Long-Term Care of the Department of Health and Human Services to implement services and reimbursement rates as prescribed; to change and eliminate provisions regarding lead agencies and a pilot project; to harmonize provisions; to provide operative dates; to repeal the original

sections; to outright repeal sections 43-4408, 43-4409, and 81-3135, Reissue Revised Statutes of Nebraska, and section 68-1213, Revised Statutes Supplement, 2021; 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	Clements	Hansen, B.	Lowe	Stinner
Albrecht	Day	Hansen, M.	McCollister	Vargas
Arch	DeBoer	Hilgers	McDonnell	Walz
Blood	Dorn	Hilkemann	McKinney	Wayne
Bostar	Erdman	Hughes	Morfeld	Williams
Bostelman	Flood	Hunt	Moser	Wishart
Brandt	Friesen	Jacobson	Murman	
Brewer	Geist	Kolterman	Pansing Brooks	
Cavanaugh, J.	Gragert	Lathrop	Sanders	
Cavanaugh, M.	Halloran	Linehan	Slama	

Voting in the negative, 0.

Excused and not voting, 3:

Briese            Lindstrom        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.

The following bill was read and put upon final passage:

**LEGISLATIVE BILL 1173A.** With Emergency Clause.

A BILL FOR AN ACT relating to appropriations; to appropriate funds to aid in carrying out the provisions of Legislative Bill 1173, One Hundred Seventh Legislature, Second Session, 2022; 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	Clements	Hansen, B.	Lowe	Stinner
Albrecht	Day	Hansen, M.	McCollister	Vargas
Arch	DeBoer	Hilgers	McDonnell	Walz
Blood	Dorn	Hilkemann	McKinney	Wayne
Bostar	Erdman	Hughes	Morfeld	Williams
Bostelman	Flood	Hunt	Moser	Wishart
Brandt	Friesen	Jacobson	Murman	
Brewer	Geist	Kolterman	Pansing Brooks	
Cavanaugh, J.	Gragert	Lathrop	Sanders	
Cavanaugh, M.	Halloran	Linehan	Slama	

Voting in the negative, 0.

Excused and not voting, 3:

Briese          Lindstrom      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.

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

Pursuant to Rule 6, Section 8, the Legislature approved the dispensing of the reading at large of LB1218 with 37 ayes, 4 nays, 5 present and not voting, and 3 excused and not voting.

The following bill was put upon final passage:

#### **LEGISLATIVE BILL 1218.**

A BILL FOR AN ACT relating to education; to amend sections 79-806, 79-810, and 79-811, Reissue Revised Statutes of Nebraska, sections 79-318, 79-807, and 79-8,137, Revised Statutes Cumulative Supplement, 2020, and sections 77-2716 and 79-813, Revised Statutes Supplement, 2021; to adopt the Teach in Nebraska Today Act; to provide for income tax adjustments; to change provisions relating to certification of qualified educators and the Attracting Excellence to Teaching Program; 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, 46:

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

Voting in the negative, 0.

Excused and not voting, 3:

Briese          Lindstrom      Pahls

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

The following bill was read and put upon final passage:

**LEGISLATIVE BILL 1218A.**

A BILL FOR AN ACT relating to appropriations; to appropriate funds to aid in carrying out the provisions of Legislative Bill 1218, One Hundred Seventh Legislature, Second Session, 2022.

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

Voting in the affirmative, 46:

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

Voting in the negative, 0.

Excused and not voting, 3:

Briese Lindstrom Pahls

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

**WITHDRAW - Amendment to LB1261**

Senator M. Hansen withdrew his amendment, [FA180](#), found on page 1007, to LB1261.

**BILLS 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 LB1261 with 38 ayes, 3 nays, 5 present and not voting, and 3 excused and not voting.

The following bill was put upon final passage:

**LEGISLATIVE BILL 1261.** With Emergency Clause.

A BILL FOR AN ACT relating to revenue and taxation; to amend sections 77-908, 77-27,187.02, and 77-27,188, Reissue Revised Statutes of Nebraska, sections 77-2717, 77-2734.03, 77-3806, and 77-6831, Revised Statutes Cumulative Supplement, 2020, and sections 77-2715.07, 77-6912, 77-6919, and 77-6920, Revised Statutes Supplement, 2021; to adopt the Nebraska Higher Blend Tax Credit Act; to change a sunset date and tax credit provisions under the Nebraska Advantage Rural Development Act; to change provisions relating to qualifications for certain tax credits under the Imagine Nebraska Act and the Urban Redevelopment Act; to harmonize provisions; to appropriate funds to carry out this legislative bill; to provide operative dates; to repeal the original sections; 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	Clements	Hansen, B.	Lowe	Stinner
Albrecht	Day	Hansen, M.	McCollister	Vargas
Arch	DeBoer	Hilgers	McDonnell	Walz
Blood	Dorn	Hilkemann	McKinney	Wayne
Bostar	Erdman	Hughes	Morfeld	Williams
Bostelman	Flood	Hunt	Moser	Wishart
Brandt	Friesen	Jacobson	Murman	
Brewer	Geist	Kolterman	Pansing Brooks	
Cavanaugh, J.	Gragert	Lathrop	Sanders	
Cavanaugh, M.	Halloran	Linehan	Slama	

Voting in the negative, 0.

Excused and not voting, 3:

Briese          Lindstrom          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.

### **SPEAKER SIGNED**

While the Legislature was in session and capable of transacting business, the Speaker signed the following: LBs 376, 376A, 598e, 686, 792, 805, 805A, 843, 876e, 896, 896A, 921, 921A, 922, 922A, 927, 984, 984A, 1130, 1144e, 1144Ae, 1150e, 1150A, 1173e, 1173Ae, 1218, 1218A, and 1261e.

### **MOTION(S) - Return LB888 to Select File**

Senator Wayne moved to return LB888 to Select File for the following specific amendment:

[AM2845](#)

(Amendments to Final Reading copy)

- 1 1. On page 2, strike lines 11 through 14 and insert the following
- 2 new subdivisions:
- 3 "(a) Financial literacy;
- 4 (b) Education on the Holocaust and other acts of genocide as
- 5 recognized by the Congress of the United States or the United Nations as
- 6 of January 1, 2022;
- 7 (c) Education on slavery in America; and
- 8 (d) Education on massacres of Native Americans."

Senator Wayne requested a roll call vote, in reverse order, on the motion to return.

**SENATOR HUGHES PRESIDING**

**SENATOR WILLIAMS PRESIDING**

Voting in the affirmative, 12:

Brandt	Geist	Linehan	Slama
Brewer	Hansen, B.	McKinney	Vargas
Friesen	Kolterman	Pansing Brooks	Wayne

Voting in the negative, 23:

Albrecht	Day	Hansen, M.	Jacobson	Sanders
Arch	DeBoer	Hilgers	Lowe	Stinner
Blood	Dorn	Hilkemann	McCollister	Williams
Bostelman	Flood	Hughes	McDonnell	
Clements	Gragert	Hunt	Moser	

Present and not voting, 8:

Aguilar	Cavanaugh, J.	Lathrop	Murman
Bostar	Cavanaugh, M.	Morfeld	Walz

Excused and not voting, 6:

Briese	Halloran	Pahls
Erdman	Lindstrom	Wishart

The Wayne motion to return failed with 12 ayes, 23 nays, 8 present and not voting, and 6 excused and not voting.

The Wayne amendment, [AM2845](#), was not considered.

#### **SPEAKER HILGERS PRESIDING**

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

The following bill was read and put upon final passage:

#### **LEGISLATIVE BILL 888.**

A BILL FOR AN ACT relating to education; to amend section 79-760.01, Revised Statutes Supplement, 2021; to change a requirement relating to academic standards for social studies; and to repeal the original section.

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

Voting in the affirmative, 40:

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

Voting in the negative, 1:

Friesen

Present and not voting, 2:

McKinney Wayne

Excused and not voting, 6:

Briese	Halloran	Pahls
Erdman	Lindstrom	Wishart

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

#### **PRESENTED TO THE GOVERNOR**

Presented to the Governor on April 13, 2022, at 11:45 a.m. were the following: LBs 376, 376A, 598e, 686, 792, 805, 805A, 843, 876e, 896, 896A, 921, 921A, 922, 922A, 927, 984, 984A, 1130, 1144e, 1144Ae, 1150e, 1150A, 1173e, 1173Ae, 1218, 1218A, and 1261e.

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

#### **MESSAGE(S) FROM THE GOVERNOR**

April 13, 2022

Patrick J. O'Donnell  
Clerk of the Legislature  
State Capitol, Room 2018  
Lincoln, NE 68509

Dear Mr. O'Donnell:

Engrossed Legislative Bills 873, 1014e, 1083e, and 1084 were received in my office on April 7, 2022.

These bills were signed and delivered to the Secretary of State on April 13, 2022.

Sincerely,  
(Signed) Pete Ricketts  
Governor

**COMMITTEE REPORT(S)**  
Transportation and Telecommunications

**LEGISLATIVE BILL 520.** Placed on General File with amendment.  
[AM2844](#)

1 1. Strike the original section and insert the following new section:  
2 Section 1. (1) For purposes of this section:  
3 (a) Authority means any county, city of the first class, city of the  
4 second class, or village whose authorization is necessary prior to the  
5 deployment of a wireless facility;  
6 (b)(i) Base station means a structure or equipment at a fixed  
7 location that enables Federal Communications Commission-licensed or  
8 authorized wireless communications between user equipment and a  
9 communications network. The term does not encompass a tower as defined in  
10 this section or any equipment associated with a tower. The term includes,  
11 but is not limited to:  
12 (A) Equipment associated with wireless communications services such  
13 as private, broadcast, and public safety services, as well as unlicensed  
14 wireless services and fixed wireless services such as microwave backhaul;  
15 (B) Radio transceivers, antennas, coaxial or fiber-optic cable,  
16 regular and backup power supplies, and comparable equipment, regardless  
17 of technological configuration, including distributed antenna systems and  
18 small-cell networks; and  
19 (C) Any structure other than a tower that, at the time the relevant  
20 application is filed with the authority, supports or houses equipment  
21 described in subdivision (1)(b)(i)(A) or (B) of this section that has  
22 been reviewed and approved under the applicable zoning or siting process,  
23 or under another state or local regulatory review process, even if the  
24 structure was not built for the sole or primary purpose of providing such  
25 support.  
26 (ii) Base station does not include any structure that, at the time  
27 the relevant application is filed with the authority, does not support or  
1 house equipment described in subdivision (1)(b)(i)(A) or (B) of this  
2 section;  
3 (c) Collocate or collocation means the mounting or installation of  
4 transmission equipment on an eligible support structure for the purpose  
5 of transmitting or receiving radio frequency signals for communications  
6 purposes;  
7 (d) Eligible facilities request means any request for modification  
8 of an existing tower or base station that does not substantially change  
9 the physical dimensions of such tower or base station involving (i)  
10 collocation of new transmission equipment, (ii) removal of transmission  
11 equipment, or (iii) replacement of transmission equipment;  
12 (e) Eligible support structure means any tower or base station as  
13 defined in this section that is existing at the time the relevant  
14 application is filed with the authority;  
15 (f) Site means for towers other than towers in the public rights-of-  
16 way, the current boundaries of the leased or owned property surrounding  
17 the tower and any access or utility easements currently related to the  
18 site, and, for other eligible support structures, further restricted to  
19 that area in proximity to the structure and to other transmission

20 equipment already deployed on the ground. The current boundaries of a  
21 site are the boundaries that existed as of the date that the original  
22 support structure or a modification to that structure was last reviewed  
23 and approved by a state or local government, if the approval of the  
24 modification occurred prior to the passage of the federal Middle Class  
25 Tax Relief and Job Creation Act of 2012 or otherwise outside of the  
26 process provided in section 6409(a) of such act;  
27 (g) Small wireless facility has the same meaning as in section  
28 86-1226;  
29 (h) Substantially change means a modification that substantially  
30 changes the physical dimensions of an eligible support structure if such  
31 modification meets any of the following criteria:  
1 (i) For towers other than towers in the public rights-of-way, it  
2 increases the height of the tower by more than ten percent or by the  
3 height of one additional antenna array with separation from the nearest  
4 existing antenna not to exceed twenty feet, whichever is greater. For  
5 other eligible support structures, it increases the height of the  
6 structure by more than ten percent or more than ten feet, whichever is  
7 greater. Changes in height should be measured from the original support  
8 structure in cases where deployments are or will be separated  
9 horizontally, such as on building rooftops. In other circumstances,  
10 changes in height should be measured from the dimensions of the tower or  
11 base station, inclusive of originally approved appurtenances and any  
12 modifications that were approved prior to the passage of the federal  
13 Middle Class Tax Relief and Job Creation Act of 2012;  
14 (ii) For towers other than towers in the public rights-of-way, it  
15 involves adding an appurtenance to the body of the tower that would  
16 protrude from the edge of the tower more than twenty feet, or more than  
17 the width of the tower structure at the level of the appurtenance,  
18 whichever is greater. For other eligible support structures, it involves  
19 adding an appurtenance to the body of the structure that would protrude  
20 from the edge of the structure by more than six feet;  
21 (iii) For any eligible support structure, it involves installation  
22 of more than the standard number of new equipment cabinets for the  
23 technology involved, but not to exceed four cabinets, or, for towers in  
24 the public rights-of-way and base stations, it involves installation of  
25 any new equipment cabinets on the ground if there are no pre-existing  
26 ground cabinets associated with the structure, or involves installation  
27 of ground cabinets that are more than ten percent larger in height or  
28 overall volume than any other ground cabinets associated with the  
29 structure;  
30 (iv) It entails any excavation or deployment outside the current  
31 site, except that for towers other than towers in the public rights-of-  
1 way, it entails any excavation or deployment of transmission equipment  
2 outside of the current site by more than thirty feet in any direction.  
3 The site boundary from which the thirty feet is measured excludes any  
4 access or utility easements currently related to the site;  
5 (v) It would defeat the concealment elements of the eligible support  
6 structure; or  
7 (vi) It does not comply with conditions associated with the siting  
8 approval of the construction or modification of the eligible support  
9 structure or base station equipment, except that this limitation does not  
10 apply to any modification that is noncompliant only in a manner that  
11 would not exceed the thresholds identified in subdivisions (1)(h)(i)  
12 through (iv) of this section;  
13 (i) Tower means any structure built for the sole or primary purpose  
14 of supporting any Federal Communications Commission-licensed or  
15 authorized antennas and their associated facilities, including structures  
16 that are constructed for wireless communications services, including, but  
17 not limited to, private, broadcast, and public safety services, as well

18 as unlicensed wireless services and fixed wireless services such as  
19 microwave backhaul, and the associated site;  
20 (j) Transmission equipment means equipment that facilitates  
21 transmission for any Federal Communications Commission-licensed or  
22 authorized wireless communication service, including, but not limited to,  
23 radio transceivers, antennas, coaxial or fiber-optic cable, and regular  
24 and backup power supply. The term includes equipment associated with  
25 wireless communications services, including, but not limited to, private,  
26 broadcast, and public safety services, as well as unlicensed wireless  
27 services and fixed wireless services such as microwave backhaul;  
28 (k)(i) Wireless facility means equipment at a fixed location that  
29 enables wireless communications between user equipment and a  
30 communications network including (A) equipment associated with wireless  
31 communications and (B) radio transceivers, antennas, coaxial or fiber-  
1 optic cable, regular power supply, and small back-up battery, regardless  
2 of technological configuration.  
3 (ii) Wireless facility does not include a small wireless facility.  
4 Wireless facility does not include (A) the structure or improvements on,  
5 under, or within the equipment which is collocated, (B) coaxial or fiber-  
6 optic cable that is between wireless structures or utility poles or that  
7 is otherwise not immediately adjacent to, or directly associated with, a  
8 particular antenna, or (C) a wireline backhaul facility;  
9 (l) Wireless support structure means a structure, such as a tower or  
10 other existing or proposed structure, designed to support or capable of  
11 supporting wireless facilities other than a structure designed solely for  
12 the collocation of a small wireless facility; and  
13 (m) Wireline backhaul facility has the same meaning as in section  
14 86-1235.  
15 (2)(a) Subject to the limitations in this section, an authority may  
16 fix and charge an application fee for the submission, processing, and  
17 review of an eligible facilities request to collocate a new wireless  
18 facility, site a new wireless support structure, or substantially change  
19 an existing wireless facility or wireless support structure. The  
20 application fee shall be based on the authority's actual, direct, and  
21 objectively reasonable costs as determined by the authority incurred for  
22 all aspects of an application review process. Any costs incurred by an  
23 authority for review by an outside consultant shall be included in the  
24 application fee, be based on objectively reasonable costs as determined  
25 by the authority, and not exceed the usual and customary fee charged for  
26 the services provided. The charges included in the application fee or  
27 amended application fee shall be itemized and separately identified and  
28 disclosed to the applicant.  
29 (b) In lieu of an application fee, an authority may require an  
30 escrow account to support the authority's objectively reasonable costs  
31 incurred. For either the escrow account or fee payment method, a final  
1 inspection of the project shall be required. After the final inspection  
2 is completed and all punch list items have been resolved, the authority  
3 shall return any funds in an escrow account to the applicant that are not  
4 needed to support the authority's objectively reasonable costs incurred.  
5 As part of the application, the applicant shall provide the name of the  
6 person or entity to whom any escrow funds shall be returned.  
7 (c) The application fee or escrow account imposed by an authority  
8 shall not be used for (i) travel time or expenses, meals, or overnight  
9 accommodations incurred in the review of an application by an outside  
10 consultant or (ii) reimbursement for a consultant that is based on a  
11 contingent fee or a results-based arrangement.  
12 (3) Nothing in this section shall be construed to otherwise limit,  
13 alter, or expand an authority's ability to charge an applicant a rate or  
14 fee for the use of or access to a public right-of-way for the  
15 construction, installation, maintenance, modification, or operation of

16 fiber-optic cables, coaxial cables, or conduit facilities to support  
 17 personal wireless service radio receivers, antennas, or any comparable  
 18 equipment, regardless of technological configuration, including, but not  
 19 limited to, antenna systems and small-cell networks.  
 20 (4) Nothing in this section shall be construed to apply to an  
 21 application submitted to an authority pursuant to the Small Wireless  
 22 Facilities Deployment Act.  
 23 (5) A reviewing authority shall be subject to a sixty-day shot clock  
 24 to review and approve or deny an application for an eligible facilities  
 25 request or modification. For purposes of this subsection, the authority  
 26 shall follow the guidelines set by the Federal Communications Commission  
 27 in its decisions issued in FCC 14-153, 29 FCC Record 12865 (16), and FCC  
 28 20-75, 35 FCC Record 5977 (7), as guidance for compliance with section  
 29 6409(a) of the federal Middle Class Tax Relief and Job Creation Act of  
 30 2012, 47 U.S.C. 1455, and 47 C.F.R. 1.6100(c)(2), as such order, ruling,  
 31 section, act, and regulations existed on January 1, 2022.  
 1 (6) This section shall terminate on September 30, 2026, unless  
 2 extended by the Legislature.

(Signed) Curt Friesen, Chairperson

### RESOLUTION(S)

**LEGISLATIVE RESOLUTION 462.** Introduced by Briese, 41.

WHEREAS, on Thursday, April 7, 2022, Elwood Fire Chief Darren D. Krull was killed in a motor vehicle collision on Nebraska Highway 283, approximately eight miles north of Arapahoe, Nebraska, while responding to a large wildfire, which burned over thirty-five thousand acres; and

WHEREAS, Chief Krull was born to Gary and Glenda Krull on December 19, 1967, in Hastings, Nebraska. Chief Krull grew up in Glenville, graduated from Sandy Creek High School in 1986, and subsequently joined the Glenville fire department; and

WHEREAS, Chief Krull married Cheryl Stolley on March 9, 1990. The couple was blessed with three beautiful daughters, Tessa, Christina, and Roxann. Chief Krull also served the military and for a portion of his duty was stationed in Oklahoma; and

WHEREAS, Chief Krull and his family later moved to southwest Nebraska where he worked for the Aurora Coop; and

WHEREAS, Chief Krull dedicated thirty-six years to serving others as a firefighter and EMS provider. Chief Krull served as fire chief in the Nebraska communities of Overton and Elwood for a combined eighteen years. Chief Krull lived his life fully dedicated to helping, teaching, and serving others. Chief Krull was summoned to countless emergencies where he had to drop everything he was doing in his personal life to become an extraordinary volunteer first responder who ran towards danger, not away. Chief Krull was tough enough and selfless enough to put in a full day's work and then be ready for more; and

WHEREAS, Chief Krull is survived by his wife, Cheryl Krull of Elwood, daughters, Christina with husband Christopher Davison of Bertrand, Nebraska, Roxann with husband Brad Bieck of Aurora, several grandchildren, parents, Gary and Glenda Krull of Glenville, Nebraska,

sisters, Michelle Harm and Amy Krull of Glenville, Nebraska, and numerous other family members and friends; and

WHEREAS, Chief Krull was preceded in death by his daughter, Tessa Sadd, and grandparents.

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

1. That the Legislature honors Darren D. Krull for making the ultimate sacrifice while serving as a volunteer first responder.
2. That the Legislature offers its condolences to the family of Darren D. Krull.
3. That a copy of this resolution be sent to the family of Darren D. Krull.

Laid over.

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

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

Senator Vargas name added to LB921.

Senator Pansing Brooks name added to LB960.

Senator Lathrop name added to LR427.

Senator Pansing Brooks name added to LR451.

Senator Pansing Brooks name added to LR458.

#### **SPEAKER SIGNED**

While the Legislature was in session and capable of transacting business, the Speaker signed the following: LB888.

#### **RESOLUTION(S)**

**LEGISLATIVE RESOLUTION 463.** Introduced by Linehan, 39.

PURPOSE: The purpose of this resolution is to propose an interim study to examine the structure and administration of and compliance with:

- (1) Individual and corporate income taxes;
- (2) Financial institution and insurance premiums taxes;
- (3) State and local sales and use taxes;
- (4) Real and personal property taxes; and
- (5) Any other taxes.

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

1. That the Revenue 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.

### **VISITOR(S)**

Visitors to the Chamber were fourth-grade students from Malcolm Elementary, Malcolm; high school students from Lincoln Northeast, Lincoln; members of the Jobs for America's Graduates (JAG) Nebraska from across the state; fourth-grade students from Plainview Elementary, Plainview; Senator Friesen's wife, Nancy, from Henderson, and his son Neal, from Lincoln; and fourth-grade students from North Platte Public School, North Platte.

### **ADJOURNMENT**

At 2:41 p.m., on a motion by Senator Aguilar, the Legislature adjourned until 10:00 a.m., Wednesday, April 20, 2022.

Patrick J. O'Donnell  
Clerk of the Legislature

