

Transcript Prepared by Clerk of the Legislature Transcribers Office
Floor Debate February 9, 2021

HILGERS: Good morning, ladies and gentlemen. Welcome to the George W. Norris Legislative Chamber for the twenty-fourth day of the One Hundred Seventh Legislature, First Session. Our chaplain for today is Senator Albrecht. Please rise. Senator Lowe, you're recognized for the prayer.

LOWE: Let's, let's please attain an attitude of prayer. Father in heaven, we thank you for giving us this day. We thank you for giving us our health and our time that we can make Nebraska a better place. In your name, we pray. Amen.

HILGERS: Thank you, Senator Lowe. Senator Murman, you're recognized for the pledge.

MURMAN: Thank you. I pledge allegiance to the Flag of the United States of America and to the Republic for which it stands, one Nation under God, indivisible, with liberty and justice for all.

HILGERS: Thank you, Senator Murman. I call to order the twenty-fourth day of the One Hundred Seventh Legislature, First Session. Senators, please record your presence. Roll call. Record, Mr. Clerk.

ASSISTANT CLERK: I have a quorum present, Mr. President.

HILGERS: Thank you, Mr. Clerk. Are there any corrections for the Journal?

ASSISTANT CLERK: No corrections this morning.

HILGERS: Thank you. Are there any messages, reports or announcements?

ASSISTANT CLERK: There are, Mr. President. First, notice of committee hearings from the Banking, Appropriations and Urban Affairs Committees, as well as the Executive Board. Additionally, your Committee on Health and Human Services reports LB101, LB100, LB351, LB476, LB533, and LB401, with LB401 having committee amendments. That's all I have at this time, Mr. President.

HILGERS: Thank you, Mr. Clerk. Senator Machaela Cavanaugh would again like to recognize Dr. Joe Miller of Omaha, who is serving again as our family physician of the day today. Dr. Miller is under the north balcony. Please rise and be recognized by your Nebraska Legislature. First item, Mr. Clerk.

ASSISTANT CLERK: Mr. President, LB1 introduced by Senator Hughes-- introduced by the Executive Board, excuse me-- is a bill for an act

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relating to the Mechanical Amusement Device Tax Act. It was read for the first time on January 7, 2021. It correlates provisions with laws 2019, LB538, Section 2, and repeals the original section, declares an emergency.

HILGERS: Thank you, Mr. Clerk. Senator Hughes, you're recognized to open on behalf of the Exec Board.

HUGHES: Thank you, Mr. President. Good morning, colleagues. I have a Revisor bill for us to consider this morning. Revisor bills are technical correction bills prepared by the Revisor of Statute, Marcia McClurg. Pursuant to our rules, Rule 5, Section 3, they are introduced by the Chairperson of the Executive Board and referred directly to General File. Revisor bills include such things as correcting internal references, harmonizing provisions, and repealing statutes or parts of statutes that have become obsolete. LB1 correlates a section of law that was amended in 2019 by LB538, and then amended that same year by Initiative 430. In April of 2019, an initiative measure was prepared to place an issue on the ballot regarding games of chance by authorized gaming operators within licensed racetrack enclosures. As part of the initiative, Section 77-3001 was amended as it existed at that time. Then, during the 2019 session, LB538 passed as amended by the General Affairs Committee, which also changed Section 77-3001 by putting certain definitions in alphabetical order. There was no opportunity at that point to change and correlate the language on the petitions after LB538 became law. Initiative 430 then became law pursuant to a vote in November of 2020. The end result is that Section 77-3001 now contains language as amended by the initiative, but not the language from LB538. LB1 was drafted to coordinate Section 77-3001 to include the changes made by LB538 and Initiative 430. LB1 has the emergency clause so that the matter can be resolved at this session. I would appreciate your support in advancing LB1 to Select File. Thank you, Mr. President.

HILGERS: Thank you, Senator Hughes, for your opening. Debate is now open on LB1. Seeing no one in the queue, Senator Hughes, you're recognized to close. Senator Hughes waives closing. The question before the body is the advancement of LB1 to E&R Initial. All those in favor vote aye; all those opposed vote nay. Have all those voted who wish to? Record, Mr. Clerk.

ASSISTANT CLERK: 34 ayes, 0 nays on the advancement of the bill.

HILGERS: LB1 is advanced. Mr. Clerk.

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ASSISTANT CLERK: Thank you, Mr. President. First, notice of committee hearings from the Revenue Committee. Additionally, Legislative Resolution introduced by Senator McDonnell. That will be laid over. Additional notice of committee hearings from the Revenue Committee. Name adds: Senator Arch, Lathrop, Pansing Brooks, DeBoer, Flood and McDonnell to LB4; Senator Williams to LB40; Senator Briese to LB188; Senator Murman to LB252; Senator McDonnell to LB300; Aguilar to LB364; and Senator Hunt to LB451 and LB598. Announcement: The Education Committee will have an Exec Session today immediately following their afternoon hearing in Room 1525-- Education Committee following their hearing in Room 1525. The Agriculture Committee will meet in Executive Session this morning at 11:00 in Room 1524-- Agriculture Committee this morning at 11:00, Room 1524. Finally, Mr. President, a priority motion. Senator Brandt would move to adjourn the body until Wednesday, February 10, 2021, at 9:00 a.m.

HILGERS: Thank you, Mr. Clerk. Colleagues, you've heard the motion. All those in favor say aye. Opposed say nay. We are adjourned.