

**THIRTIETH DAY - FEBRUARY 16, 2023****LEGISLATIVE JOURNAL****ONE HUNDRED EIGHTH LEGISLATURE  
FIRST SESSION****THIRTIETH DAY**

Legislative Chamber, Lincoln, Nebraska  
Thursday, February 16, 2023

**PRAYER**

The prayer was offered by Senator Hughes.

**PLEDGE OF ALLEGIANCE**

The Pledge of Allegiance was offered by Senator Aguilar.

**ROLL CALL**

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

The roll was called and all members were present except Senators Albrecht, Armendariz, Blood, Day, Fredrickson, McKinney, Vargas, and Wishart who were excused; and Senators Bostar, B. Hansen, Hunt, McDonnell, Raybould, and Wayne who were excused until they arrive.

**CORRECTIONS FOR THE JOURNAL**

The Journal for the twenty-ninth day was approved.

**REPORT OF REGISTERED LOBBYISTS**

Following is a list of all lobbyists who have registered as of February 15, 2023, in accordance with Section 49-1481, Revised Statutes of Nebraska. Additional lobbyists who have registered will be filed weekly.

(Signed) Brandon Metzler  
Clerk of the Legislature

Boden, Kevin  
Home School Legal Defense Association  
Field, Laura  
Nebraska Cattlemen, Inc.

Kelley Plucker, LLC  
American Staffing Association  
Nebraska Strategies  
ShiftKey, LLC  
Radcliffe, Walter H. of Radcliffe Gilbertson & Brady  
Concerned Property Owners of Sioux County

### REPORTS

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

### NOTICE OF COMMITTEE HEARINGS

Revenue  
Room 1524 1:30 PM

Thursday, February 23, 2023

LB727  
LB491  
LB173  
LB689

Room 1524 1:30 PM

Friday, February 24, 2023

LB213  
LB606

(Signed) Lou Ann Linehan, Chairperson

### GENERAL FILE

**LEGISLATIVE BILL 1.** Title read. Considered.

Advanced to Enrollment and Review Initial with 33 ayes, 0 nays, 2 present and not voting, and 14 excused and not voting.

**LEGISLATIVE BILL 151.** Title read. Considered.

Advanced to Enrollment and Review Initial with 33 ayes, 0 nays, 2 present and not voting, and 14 excused and not voting.

**LEGISLATIVE BILL 207.** Title read. Considered.

Senator M. Cavanaugh offered [AM132](#), found on page 419.

The M. Cavanaugh amendment was withdrawn.

**SPEAKER ARCH PRESIDING**

Advanced to Enrollment and Review Initial with 33 ayes, 0 nays, 2 present and not voting, and 14 excused and not voting.

**LEGISLATIVE BILL 296.** Title read. Considered.

Senator M. Cavanaugh offered [AM133](#), found on page 419.

The M. Cavanaugh amendment was withdrawn.

Advanced to Enrollment and Review Initial with 32 ayes, 0 nays, 3 present and not voting, and 14 excused and not voting.

**LEGISLATIVE BILL 94.** Title read. Considered.

Committee [AM77](#), found on page 402, was offered.

**PRESIDENT KELLY PRESIDING**

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

Advanced to Enrollment and Review Initial with 30 ayes, 0 nays, 5 present and not voting, and 14 excused and not voting.

**LEGISLATIVE BILL 279.** Title read. Considered.

Committee [AM86](#), found on page 402, was offered.

The committee amendment was adopted with 31 ayes, 0 nays, 5 present and not voting, and 13 excused and not voting.

Advanced to Enrollment and Review Initial with 32 ayes, 0 nays, 4 present and not voting, and 13 excused and not voting.

**LEGISLATIVE BILL 52.** Title read. Considered.

Senator Lowe offered the following amendment:

[AM377](#)

1 1. On page 2, strike beginning with the comma in line 19 through the  
2 period in line 21 and show the old matter as stricken.

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

Advanced to Enrollment and Review Initial with 34 ayes, 0 nays, 2 present and not voting, and 13 excused and not voting.

**COMMITTEE REPORTS**

Government, Military and Veterans Affairs

**LEGISLATIVE BILL 41.** Placed on General File.  
**LEGISLATIVE BILL 143.** Placed on General File.  
**LEGISLATIVE BILL 205.** Placed on General File.  
**LEGISLATIVE BILL 277.** Placed on General File.  
**LEGISLATIVE BILL 312.** Placed on General File.  
**LEGISLATIVE BILL 343.** Placed on General File.  
**LEGISLATIVE BILL 513.** Placed on General File.  
**LEGISLATIVE RESOLUTION 14CA.** Placed on General File.

**LEGISLATIVE BILL 195.** Placed on General File with amendment.

[AM92](#)

1 1. On page 3, line 15, strike "by the United States Congress or".

(Signed) Tom Brewer, Chairperson

Business and Labor

**LEGISLATIVE BILL 161.** Placed on General File.  
**LEGISLATIVE BILL 267.** Placed on General File.  
**LEGISLATIVE BILL 283.** Placed on General File.  
**LEGISLATIVE BILL 426.** Placed on General File.  
**LEGISLATIVE BILL 427.** Placed on General File.

(Signed) Merv Riepe, Chairperson

**NOTICE OF COMMITTEE HEARINGS**

Judiciary  
Room 1113 1:30 PM

Thursday, February 23, 2023

LB49  
LB186  
LB394  
LB379  
LB472

Room 1113 1:30 PM

Friday, February 24, 2023

LB95  
LB325  
LB341  
LB521  
LB795  
LB351

(Signed) Justin Wayne, Chairperson

Natural Resources  
Room 1525 1:30 PM

Wednesday, March 1, 2023

LB396

LB656

Dan Hughes - Game and Parks Commission

Room 1525 1:30 PM

Thursday, March 2, 2023

LB725

LB726

(Signed) Bruce Bostelman, Chairperson

### **BILL ON FIRST READING**

The following bill was read for the first time by title:

**LEGISLATIVE BILL 278A.** Introduced by Walz, 15.

A BILL FOR AN ACT relating to appropriations; to appropriate funds to aid in carrying out the provisions of Legislative Bill 278, One Hundred Eighth Legislature, First Session, 2023.

### **COMMITTEE REPORT**

Business and Labor

The Business and Labor Committee desires to report favorably upon the appointment listed below. The Committee suggests the appointment be confirmed by the Legislature and suggests a record vote.

John Albin Commissioner - Department of Labor

Aye: 5. Halloran, Hansen, B., Hunt, Ibach, Riepe. Nay: 1. Blood. Absent: 0.  
Present and not voting: 1. McKinney.

(Signed) Merv Riepe, Chairperson

### **ANNOUNCEMENT**

Priority designation received:

Hardin - LB277

**GENERAL FILE**

**LEGISLATIVE BILL 250.** Title read. Considered.

Committee [AM107](#), found on page 425, was offered.

The committee amendment was adopted with 36 ayes, 0 nays, 1 present and not voting, and 12 excused and not voting.

Advanced to Enrollment and Review Initial with 37 ayes, 0 nays, 1 present and not voting, and 11 excused and not voting.

**LEGISLATIVE BILL 68.** Title read. Considered.

Senator Slama offered the following amendment:

[AM371](#)

1 1. On page 2, line 7; page 3, line 28; page 4, lines 11 and 12; page  
2 5, lines 16, 19 and 20, and 30; page 6, line 5; and page 7, line 6,  
3 strike "one million" and insert "eight hundred thousand".  
4 2. On page 4, after line 4 insert the following new subsection:  
5 "(4) Nothing in the Nebraska Hospital-Medical Liability Act shall be  
6 construed to require the Excess Liability Fund to serve as primary  
7 coverage or to provide a defense for or on behalf of a qualified health  
8 care provider for claims filed against such provider after such claims  
9 have exhausted the provider's per incident or annual aggregate limit of  
10 liability amount as set forth in sections 44-2824 and 44-2827, whether  
11 paid by a professional liability insurer or directly by such provider.".  
12 3. On page 4, lines 23 and 29; page 5, lines 2, 6, and 9; and page  
13 7, line 18, strike "2024" and insert "2025".

The Slama amendment was adopted with 31 ayes, 0 nays, 6 present and not voting, and 12 excused and not voting.

Advanced to Enrollment and Review Initial with 36 ayes, 0 nays, 2 present and not voting, and 11 excused and not voting.

**ANNOUNCEMENT**

Priority designation received:

Geist - LB447

**GENERAL FILE**

**LEGISLATIVE BILL 3.** Title read. Considered.

Advanced to Enrollment and Review Initial with 35 ayes, 0 nays, 2 present and not voting, and 12 excused and not voting.

**LEGISLATIVE BILL 93.** Title read. Considered.

Advanced to Enrollment and Review Initial with 35 ayes, 0 nays, 2 present and not voting, and 12 excused and not voting.

**LEGISLATIVE BILL 278.** Title read. Considered.

Senator Walz offered [AM125](#), found on page 503.

The Walz amendment was adopted with 37 ayes, 0 nays, and 12 excused and not voting.

Advanced to Enrollment and Review Initial with 36 ayes, 0 nays, 1 present and not voting, and 12 excused and not voting.

**LEGISLATIVE BILL 536.** Title read. Considered.

Advanced to Enrollment and Review Initial with 31 ayes, 0 nays, 5 present and not voting, and 13 excused and not voting.

#### **UNANIMOUS CONSENT - Add Cointroducer**

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

Senator Holdcroft name added to LB126.

#### **VISITORS**

Visitor to the Chamber was Oliver Kavan, Lincoln.

The Doctor of the Day was Dr. Rob Rhodes of Eagle.

#### **ADJOURNMENT**

At 12:02 p.m., on a motion by Senator Slama, the Legislature adjourned until 9:30 a.m., Tuesday, February 21, 2023.

Brandon Metzler  
Clerk of the Legislature

