

SIXTY-SECOND DAY - APRIL 14, 2023

LEGISLATIVE JOURNAL

**ONE HUNDRED EIGHTH LEGISLATURE
FIRST SESSION**

SIXTY-SECOND DAY

Legislative Chamber, Lincoln, Nebraska
Friday, April 14, 2023

PRAYER

The prayer was offered by Senator Lippincott.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was offered by Senator Armendariz.

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 Moser, Raybould, and Slama who were excused; and Senators Bostar, Day, Dover, Hunt, Linehan, Vargas, and Wayne who were excused until they arrive.

CORRECTIONS FOR THE JOURNAL

The Journal for the sixty-first day was approved.

REPORT OF REGISTERED LOBBYISTS

Following is a list of all lobbyists who have registered as of April 13, 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

Helgenberger, Sheena
The Wellbeing Partners
Holman, Caitlin
Neilan Strategy Group
Husch Blackwell Strategies

Blue Cloud
 Lynch, Tim
 National Insurance Crime Bureau (Withdrawn 04/10/2023)
 Poindexter, Nicole
 Human Rights Campaign
 Slade, Marcus
 Airbnb, Inc (Withdrawn 04/12/2023)

REPORTS

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

GENERAL FILE

LEGISLATIVE BILL 227. Senator Hunt offered [MO392](#), found on page 941, to indefinitely postpone, prior to the bill being read, pursuant to Rule 6 Section 3 (f).

Senator B. Hansen opened on the Health and Human Services Committee bill, LB227.

Senator Hunt opened on her motion, [MO392](#).

Senator M. Cavanaugh moved for a call of the house. The motion prevailed with 9 ayes, 3 nays, and 37 not voting.

SPEAKER ARCH PRESIDING

Senator M. Cavanaugh requested a roll call vote on the Hunt motion to indefinitely postpone, prior to the bill being read.

Voting in the affirmative, 0.

Voting in the negative, 38:

Albrecht	Brewer	Fredrickson	Kauth	Sanders
Arch	Briese	Halloran	Linehan	Vargas
Armendariz	Cavanaugh, J.	Hansen	Lippincott	von Gillern
Ballard	Conrad	Hardin	Lowe	Walz
Blood	DeBoer	Holdcroft	McDonnell	Wayne
Bosn	DeKay	Hughes	McKinney	Wishart
Bostelman	Dorn	Ibach	Murman	
Brandt	Dungan	Jacobson	Riepe	

Present and not voting, 1:

Cavanaugh, M.

Excused and not voting, 10:

Aguilar	Clements	Dover	Hunt	Raybould
Bostar	Day	Erdman	Moser	Slama

The Hunt motion to indefinitely postpone, prior to the bill being read, failed with 0 ayes, 38 nays, 1 present and not voting, and 10 excused and not voting.

The Chair declared the call raised.

Senator M. Cavanaugh offered the following motion:

[MO945](#)

Reconsider the vote taken on MO392.

Senator M. Cavanaugh moved for a call of the house. The motion prevailed with 13 ayes, 4 nays, and 31 not voting.

Senator M. Cavanaugh requested a roll call vote on her motion to reconsider.

Voting in the affirmative, 0.

Voting in the negative, 31:

Albrecht	Brewer	Halloran	Kauth	von Gillern
Arch	Briese	Hansen	Linehan	Walz
Ballard	Cavanaugh, J.	Hardin	Lowe	Wayne
Blood	Conrad	Holdcroft	McKinney	
Bosn	DeBoer	Hughes	Murman	
Bostelman	Dungan	Ibach	Riepe	
Brandt	Fredrickson	Jacobson	Sanders	

Present and not voting, 1:

Cavanaugh, M.

Excused and not voting, 17:

Aguilar	Day	Erdman	Moser	Wishart
Armendariz	DeKay	Hunt	Raybould	
Bostar	Dorn	Lippincott	Slama	
Clements	Dover	McDonnell	Vargas	

The M. Cavanaugh motion to reconsider failed with 0 ayes, 31 nays, 1 present and not voting, and 17 excused and not voting.

The Chair declared the call raised.

Senator Hunt offered [MO394](#), found on page 942, to bracket until June 1, 2023.

Senator M. Cavanaugh moved for a call of the house. The motion prevailed with 7 ayes, 2 nays, and 40 not voting.

Senator M. Cavanaugh requested a roll call vote on the Hunt motion to bracket.

Voting in the affirmative, 0.

Voting in the negative, 33:

Albrecht	Brandt	Dungan	Ibach	Riepe
Arch	Brewer	Fredrickson	Jacobson	Sanders
Ballard	Briese	Halloran	Kauth	von Gillern
Blood	Cavanaugh, J.	Hansen	Linehan	Walz
Bosn	Conrad	Hardin	Lowe	Wayne
Bostar	Day	Holdcroft	McKinney	
Bostelman	DeBoer	Hughes	Murman	

Present and not voting, 1:

Cavanaugh, M.

Excused and not voting, 15:

Aguilar	DeKay	Erdman	McDonnell	Slama
Armendariz	Dorn	Hunt	Moser	Vargas
Clements	Dover	Lippincott	Raybould	Wishart

The Hunt motion to bracket failed with 0 ayes, 33 nays, 1 present and not voting, and 15 excused and not voting.

The Chair declared the call raised.

Senator M. Cavanaugh offered the following motion:

[MO946](#)

Reconsider the vote taken on MO394.

Senator M. Cavanaugh moved for a call of the house. The motion prevailed with 10 ayes, 2 nays, and 37 not voting.

Senator M. Cavanaugh requested a roll call vote on her motion to reconsider.

Voting in the affirmative, 0.

Voting in the negative, 33:

Albrecht	Brandt	Fredrickson	Ibach	Riepe
Arch	Brewer	Halloran	Jacobson	Sanders
Ballard	Cavanaugh, J.	Hansen	Kauth	von Gillern
Blood	Conrad	Hardin	Linehan	Walz
Bosn	Day	Holdcroft	Lowe	Wayne
Bostar	DeBoer	Hughes	McKinney	
Bostelman	Dungan	Hunt	Murman	

Present and not voting, 1:

Cavanaugh, M.

Excused and not voting, 15:

Aguilar	Clements	Dover	McDonnell	Slama
Armendariz	DeKay	Erdman	Moser	Vargas
Briese	Dorn	Lippincott	Raybould	Wishart

The M. Cavanaugh motion to reconsider failed with 0 ayes, 33 nays, 1 present and not voting, and 15 excused and not voting.

The Chair declared the call raised.

Senator Hunt offered [MO393](#), found on page 941, to recommit to Health and Human Services Committee.

Senator Hunt moved for a call of the house. The motion prevailed with 8 ayes, 4 nays, and 37 not voting.

Senator Hunt requested a roll call vote on the motion to recommit to committee.

Voting in the affirmative, 0.

Voting in the negative, 34:

Albrecht	Brandt	Dungan	Hunt	Murman
Arch	Brewer	Fredrickson	Ibach	Riepe
Ballard	Briese	Halloran	Jacobson	Sanders
Blood	Cavanaugh, J.	Hansen	Kauth	von Gillern
Bosn	Conrad	Hardin	Linehan	Walz
Bostar	Day	Holdcroft	Lowe	Wayne
Bostelman	DeBoer	Hughes	McKinney	

Present and not voting, 1:

Cavanaugh, M.

Excused and not voting, 14:

Aguilar	DeKay	Erdman	Moser	Vargas
Armendariz	Dorn	Lippincott	Raybould	Wishart
Clements	Dover	McDonnell	Slama	

The Hunt motion to recommit to committee failed with 0 ayes, 34 nays, 1 present and not voting, and 14 excused and not voting.

The Chair declared the call raised.

Senator M. Cavanaugh offered the following motion:

[MO949](#)

Reconsider the vote taken on MO393.

PRESIDENT KELLY PRESIDING

Senator M. Cavanaugh moved for a call of the house. The motion prevailed with 11 ayes, 7 nays, and 31 not voting.

Senator M. Cavanaugh requested a roll call vote on her motion to reconsider.

Voting in the affirmative, 1:

Wayne

Voting in the negative, 31:

Albrecht	Brewer	Halloran	Jacobson	Sanders
Arch	Briese	Hansen	Kauth	von Gillern
Ballard	Cavanaugh, J.	Hardin	Linehan	Walz
Blood	Conrad	Holdcroft	Lowe	
Bostar	Day	Hughes	McKinney	
Bostelman	Dungan	Hunt	Murman	
Brandt	Fredrickson	Ibach	Riepe	

Present and not voting, 1:

Cavanaugh, M.

Excused and not voting, 16:

Aguilar	DeBoer	Erdman	Raybould
Armendariz	DeKay	Lippincott	Slama
Bosn	Dorn	McDonnell	Vargas
Clements	Dover	Moser	Wishart

The M. Cavanaugh motion to reconsider failed with 1 aye, 31 nays, 1 present and not voting, and 16 excused and not voting.

The Chair declared the call raised.

Title read. Considered.

Committee [AM848](#), found on page 784, was offered.

Senator B. Hansen offered [AM1332](#), found on page 1119, to the committee amendment.

Senator M. Cavanaugh requested a division of the question on the B. Hansen amendment, to the committee amendment.

The Chair sustained the division of the question.

The first B. Hansen amendment, to the committee amendment, is as follows:

[FA42](#)

First Hansen Division is Section 59, containing the contents of LB227, as amended by the committee amendments.

The second B. Hansen amendment, to the committee amendment, is as follows:

[FA43](#)

Second Hansen Division is sections 54 through 56, containing the contents of LB434.

The third B. Hansen amendment, to the committee amendment, is as follows:

[FA44](#)

Third Hansen Division is sections 54 and 57, containing the contents of LB219.

The fourth B. Hansen amendment, to the committee amendment, is as follows:

[FA48](#)

Fourth Hansen Division is section 51 and 52, containing the contents of LB548.

The fifth B. Hansen amendment, to the committee amendment, is as follows:

[FA49](#)

Fifth Hansen Division is section 64, containing the contents of LB611, as amended by the committee amendments.

The sixth B. Hansen amendment, to the committee amendment, is as follows:

[FA50](#)

Sixth Hansen Division is section 63, containing the contents of LB402, as amended by the committee amendments.

The seventh B. Hansen amendment, to the committee amendment, is as follows:

[FA51](#)

Seventh Hansen Division is sections 65 and 66, containing the contents of LB458.

The first B. Hansen amendment, [FA42](#), found in this day's Journal, to the committee amendment, was offered.

The first B. Hansen amendment, to the committee amendment, was adopted with 28 ayes, 0 nays, 7 present and not voting, and 14 excused and not voting.

The second B. Hansen amendment, [FA43](#), found in this day's Journal, to the committee amendment, was offered.

Pending.

COMMITTEE REPORT Enrollment and Review

LEGISLATIVE BILL 531. Placed on Select File with amendment.

[ER23](#)

1 1. In the McKinney amendment, AM1222, on page 9, line 7, strike
2 "Services" and insert "Service".
3 2. On page 1, strike beginning with "the" in line 1 through line 10
4 and insert "economic development; to amend sections 81-12,224, 81-12,238,
5 81-12,240, 81-12,241, 81-12,243, 81-12,244, and 84-612, Revised Statutes
6 Cumulative Supplement, 2022; to change provisions relating to the Shovel-
7 Ready Capital Recovery and Investment Fund; to define a term; to change
8 provisions of and authorize certain grants under the Economic Recovery
9 Act; to transfer funds from the Cash Reserve Fund as prescribed; to
10 authorize the Department of Natural Resources to award a grant as
11 prescribed; to harmonize provisions; to repeal the original sections; and
12 to declare an emergency.".

(Signed) Beau Ballard, Chairperson

MOTIONS - Print in Journal

Senator B. Hansen filed the following motion to [LB227](#):

[MO948](#)

Bracket until June 9, 2023.

Senator B. Hansen filed the following motion to [LB227](#):

[MO947](#)

Recommit to Health and Human Services Committee.

UNANIMOUS CONSENT - Add Cointroducers

Unanimous consent to add Senators as cointroducers. No objections. So ordered.

Senator Vargas name added to LB108.

Senator Blood name added to LB227.

Senator Vargas name added to LB613.

VISITORS

Visitors to the Chamber were students from Shoemaker Elementary, Grand Island; Rachel and Joseph Roy; students from Lifegate Christian School, Omaha; Jaxen Kocsis and Denise Shirley, Omaha; students, teacher and sponsors from St. Rose of Lima, Crofton; students from St. Michael's Elementary, Lincoln; students from Wakefield Elementary, Wakefield.

ADJOURNMENT

At 3:04 p.m., on a motion by Senator Murman, the Legislature adjourned until 9:00 a.m., Monday, April 17, 2023.

Brandon Metzler
Clerk of the Legislature

