

EIGHTH DAY - AUGUST 7, 2024**LEGISLATIVE JOURNAL****ONE HUNDRED EIGHTH LEGISLATURE
FIRST SPECIAL SESSION****EIGHTH DAY**

Legislative Chamber, Lincoln, Nebraska
Wednesday, August 7, 2024

PRAYER

The prayer was offered by Senator von Gillern.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was offered by Senator Brandt.

ROLL CALL

Pursuant to adjournment, the Legislature met at 1:00 p.m., President Kelly presiding.

The roll was called and all members were present except Senators Raybould and Slama who were excused; and Senators Dover, Linehan, and Wayne who were excused until they arrive.

CORRECTIONS FOR THE JOURNAL

The Journal for the seventh day was approved.

MOTION(S) - Print in Journal

Senator Conrad filed the following motions to LB9:

[MO113](#)

Indefinitely postpone pursuant to Rule 6, Sec. 3(f).

[MO114](#)

Bracket until January 7, 2025.

[MO115](#)

Recommit to the Revenue Committee.

[MO116](#)

Bracket until January 7, 2025.

[MO117](#)

Recommit to the Revenue Committee.

[MO118](#)

Indefinitely postpone.

[MO119](#)

Recommit to the Revenue Committee.

Senator Erdman filed the following motions to [LB9](#):

[MO74](#)

Bracket until September 1, 2024.

[MO75](#)

Recommit to the Revenue Committee.

[MO76](#)

Indefinitely postpone.

[MO77](#)

Bracket until September 1, 2024.

[MO78](#)

Recommit to the Revenue Committee.

[MO79](#)

Indefinitely postpone.

[MO80](#)

Recommit to the Revenue Committee.

Senator Lowe filed the following motions to [LR3CA](#):

[MO81](#)

Indefinitely postpone pursuant to Rule 6, Sec. 3(f).

[MO82](#)

Bracket until September 1, 2024.

[MO85](#)

Bracket until September 1, 2024.

[MO86](#)

Indefinitely postpone.

[MO87](#)

Recommit to the General Affairs Committee.

Senator Conrad filed the following motion to LR3CA:

MO98

Place on General File pursuant to Rule 9, Sec. 5.

Senator Lowe filed the following motions to LB13:

MO83

Indefinitely postpone pursuant to Rule 6, Sec. 3(f).

MO84

Bracket until September 1, 2024.

MO88

Bracket until September 1, 2024.

MO89

Indefinitely postpone.

MO90

Recommit to the General Affairs Committee.

Senator Conrad filed the following motion to LB13:

MO97

Place on General File pursuant to Rule 9, Sec. 5.

Senator Conrad filed the following motions to LB37:

MO60

Indefinitely postpone pursuant to Rule 6, Sec. 3(f).

MO61

Bracket until January 7, 2025.

MO62

Recommit to the Revenue Committee.

MO63

Bracket until January 7, 2025.

MO64

Recommit to the Revenue Committee.

MO65

Indefinitely postpone.

MO66

Recommit to the Revenue Committee.

Senator Conrad filed the following motions to LB38:

MO67

Indefinitely postpone pursuant to Rule 6, Sec. 3(f).

[MO68](#)

Bracket until January 7, 2025.

[MO69](#)

Recommit to the Revenue Committee.

[MO70](#)

Bracket until January 7, 2025.

[MO71](#)

Recommit to the Revenue Committee.

[MO72](#)

Indefinitely postpone.

[MO73](#)

Recommit to the Revenue Committee.

Senator Conrad filed the following motions to [LB4](#):

[MO94](#)

Bracket until January 7, 2025.

[MO95](#)

Indefinitely postpone.

Senator Conrad filed the following motion to [LB6](#):

[MO96](#)

Place on General File pursuant to Rule 9, Sec. 5.

Senator Conrad filed the following motion to [LB32](#):

[MO99](#)

Place on General File pursuant to Rule 9, Sec. 5.

Senator Conrad filed the following motion to [LB52](#):

[MO100](#)

Place on General File pursuant to Rule 9, Sec. 5.

Senator Conrad filed the following motion to [LB71](#):

[MO101](#)

Place on General File pursuant to Rule 9, Sec. 5.

Senator Hughes filed the following motions to [LB9](#):

[MO102](#)

Indefinitely postpone pursuant to Rule 6, Sec. 3(f).

[MO103](#)

Bracket until January 7, 2025.

[MO104](#)

Recommit to the Revenue Committee.

[MO105](#)

Indefinitely postpone.

[MO106](#)

Recommit to the Revenue Committee.

[MO107](#)

Recommit to the Revenue Committee.

AMENDMENT(S) - Print in Journal

Senator Conrad filed the following amendments to LB9:

[FA80](#)

Strike Section 1.

[FA81](#)

Strike Section 2.

[FA82](#)

Strike the enacting clause.

Senator Erdman filed the following amendment to LB9:

[FA68](#)

Strike the enacting clause.

Senator Lowe filed the following amendment to LR3CA:

[FA69](#)

Strike the enacting clause.

Senator Lowe filed the following amendment to LB13:

[FA70](#)

Strike the enacting clause.

Senator Conrad filed the following amendment to LB37:

[FA62](#)

Strike Section 1.

[FA63](#)

Strike Section 1.

[FA64](#)

Strike the enacting clause.

Senator Conrad filed the following amendment to LB38:

[FA65](#)

Strike Section 1.

[FA66](#)

Strike Section 1.

[FA67](#)

Strike the enacting clause.

Senator Conrad filed the following amendment to [LB2](#):
[AM61](#) is available in the Bill Room.

Senator Conrad filed the following amendment to [LB4](#):
[FA72](#)

Strike Section 1.

[FA73](#)

Strike the enacting clause.

Senator Hughes filed the following amendment to [LB9](#):
[FA74](#)

Strike Section 1.

[FA75](#)

Strike Section 1.

[FA76](#)

Strike Section 2.

BILL ON FIRST READING

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

LEGISLATIVE BILL 9A. Introduced by Hughes, 24.

A BILL FOR AN ACT relating to appropriations; to appropriate funds to aid in carrying out the provisions of Legislative Bill 9, One Hundred Eighth Legislature, First Special Session, 2024; and to declare an emergency.

GENERAL FILE

LEGISLATIVE BILL 4. Senator Conrad offered the following motion:

[MO91](#)

Indefinitely postpone pursuant to Rule 6, Sec. 3(f)

Senator Arch opened on LB4.

Senator Conrad opened on her motion, MO91.

Senator Conrad asked unanimous consent to withdraw her motion to indefinitely postpone pursuant to Rule 6, Sec. 3(f).

No objection. So ordered.

Title read. Consider.

Senator Hunt offered the following amendment:

[AM46](#) is available in the Bill Room.

Senator Arch offered the following motion:

[MO120](#)

Invoke cloture pursuant to Rule 7, Sec. 10.

Senator Arch moved for a call of the house. The motion prevailed with 30 ayes, 4 nays, and 15 not voting.

Senator Arch requested a roll call vote on the motion to invoke cloture.

Voting in the affirmative, 46:

Aguilar	Brewer	Dungan	Jacobson	Riepe
Albrecht	Cavanaugh, J.	Erdman	Kauth	Sanders
Arch	Cavanaugh, M.	Fredrickson	Linehan	Vargas
Armendariz	Clements	Halloran	Lippincott	von Gillern
Ballard	Conrad	Hansen	Lowe	Walz
Blood	Day	Hardin	McDonnell	Wishart
Bosn	DeBoer	Holdcroft	McKinney	
Bostar	DeKay	Hughes	Meyer	
Bostelman	Dorn	Hunt	Moser	
Brandt	Dover	Ibach	Murman	

Voting in the negative, 0.

Excused and not voting, 3:

Raybould Slama Wayne

The Arch motion to invoke cloture prevailed with 46 ayes, 0 nays, and 3 excused and not voting.

The Hunt amendment lost with 11 ayes, 33 nays, 2 present and not voting, and 3 excused and not voting.

Advanced to Enrollment and Review Initial with 46 ayes, 0 nays, and 3 excused and not voting.

The Chair declared the call raised.

AMENDMENT(S) - Print in Journal

Senator Hughes filed the following amendments to [LB9A](#):

[FA77](#)

Strike Section 1.

[FA78](#)

Strike Section 1.

[FA79](#)

Strike Section 2.

Senator Lowe filed the following amendment to [LB13](#):

[AM56](#)

1 1. On page 9, line 7, strike "2024" and insert "2026".

[AM57](#)

1 1. On page 2, lines 15 through 17, reinstate the stricken matter.

[AM58](#)

1 1. On page 6, line 4, strike "for approval at least ten", show as
2 stricken, and insert "and approved at least fifteen".

[AM59](#)

1 1. Strike section 9.

[AM60](#)

1 1. Strike section 6.
2 2. Renumber the remaining sections accordingly.

Senator Lowe filed the following amendments to [LR3CA](#):

[AM54](#)

1 1. On page 1, line 3, strike "2024" and insert "2026".

[AM55](#)

1 1. On page 2, line 3, strike "Forty-four and one-half", show as
2 stricken, and insert "Thirty"; in line 8 strike "Forty-four and one-
3 half", show as stricken, and insert "Fifty"; and in line 24 strike "One",
4 show as stricken, and insert "Ten".

Senator Hunt filed the following amendment to [LB2](#):

[AM48](#) is available in the Bill Room.

Senator Hunt filed the following amendment to [LB1](#):

[AM24](#)

1 1. On page 4, lines 2 and 3; page 5, lines 4, 16, and 17; page 8,
2 lines 8 and 19; page 44, line 8; page 45, line 1; page 46, lines 30 and
3 31; page 111, line 17, strike "Property Tax Growth Limitation" and insert
4 "Mark 12:17 Property Tax Relief".
5 2. On page 29, lines 6, 8, and 9, strike "religious," and show as
6 stricken.
7 3. On page 36, line 3, strike "churches and" and show as stricken;
8 in line 11 after the first semicolon insert "and", and strike "and sales
9 by religious organizations;" and show as stricken.
10 4. On page 37, line 2, strike "religious," and the second comma and
11 show as stricken.

MOTION(S) - Print in Journal

Senator Hughes filed the following motions to [LB9A](#):

[MO108](#)

Indefinitely postpone pursuant to Rule 6, Sec. 3(f).

[MO109](#)

Indefinitely postpone.

[MO110](#)

Bracket until January 7, 2025.

[MO111](#)

Bracket until January 7, 2025.

Senator Day filed the following motion to [LB30](#):

[MO112](#)

Place on General File pursuant to Rule 9, Sec. 5.

COMMITTEE REPORT(S)

Health and Human Services

The Health and Human Services Committee desires to report favorably upon the appointment(s) listed below. The Committee suggests the appointment(s) be confirmed by the Legislature and suggests a record vote.

Brent Heyen - Commission for the Blind and Visually Impaired
Miguel Rocha - Commission for the Blind and Visually Impaired
Patricia Schonlau - Commission for the Blind and Visually Impaired

Aye: 7. Ballard, Cavanaugh, M., Day, Hansen, Hardin, Riepe, Walz. Nay: 0.
Absent: 0. Present and not voting: 0.

The Health and Human Services Committee desires to report favorably upon the appointment(s) listed below. The Committee suggests the appointment(s) be confirmed by the Legislature and suggests a record vote.

Shaila Coffey - Board of Emergency Medical Services

Aye: 6. Ballard, Cavanaugh, M., Day, Hansen, Hardin, Walz. Nay: 0.
Absent: 0. Present and not voting: 1. Riepe.

(Signed) Ben Hansen, Chairperson

MOTION(S) - Confirmation Report(s)

Senator Brewer moved the adoption of the Government, Military and Veterans Affairs Committee report for the confirmation of the following appointment(s) found on page 75:

Office of the Chief Information Officer
Matthew J. McCarville

Voting in the affirmative, 36:

Aguilar	Brewer	Hansen	Linehan	Sanders
Albrecht	Conrad	Hardin	Lippincott	Vargas
Arch	DeBoer	Holdcroft	Lowe	von Gillern
Armendariz	DeKay	Hughes	McDonnell	Walz
Ballard	Dorn	Hunt	Meyer	
Bosn	Erdman	Ibach	Moser	
Bostelman	Fredrickson	Jacobson	Murman	
Brandt	Halloran	Kauth	Riepe	

Voting in the negative, 0.

Present and not voting, 9:

Blood	Cavanaugh, J.	Clements	Dover	McKinney
Bostar	Cavanaugh, M.	Day	Dungan	

Excused and not voting, 4:

Raybould	Slama	Wayne	Wishart
----------	-------	-------	---------

The appointment was confirmed with 36 ayes, 0 nays, 9 present and not voting, and 4 excused and not voting.

SPEAKER ARCH PRESIDING

PRESIDENT KELLY PRESIDING

Senator Bostelman moved the adoption of the Natural Resources Committee report for the confirmation of the following appointment(s) found on page 91:

Nebraska Natural Resources Commission
 Stanley A. Clouse
 Rick Kubat
 Kennon Meyer
 John Shadle
 Scott Smathers

Voting in the affirmative, 41:

Aguilar	Brewer	Erdman	Jacobson	Riepe
Albrecht	Cavanaugh, J.	Fredrickson	Kauth	Sanders
Arch	Clements	Halloran	Linehan	Vargas
Armendariz	Conrad	Hansen	Lippincott	von Gillern
Ballard	DeBoer	Hardin	Lowe	Walz
Blood	DeKay	Holdercroft	McDonnell	
Bosn	Dorn	Hughes	Meyer	
Bostelman	Dover	Hunt	Moser	
Brandt	Dungan	Ibach	Murman	

Voting in the negative, 0.

Present and not voting, 4:

Bostar Cavanaugh, M. Day McKinney

Excused and not voting, 4:

Raybould Slama Wayne Wishart

The appointments were confirmed with 41 ayes, 0 nays, 4 present and not voting, and 4 excused and not voting.

Senator Bostelman moved the adoption of the Natural Resources Committee report for the confirmation of the following appointment(s) found on page 91:

Game and Parks Commission
Kent J. McNeill

Voting in the affirmative, 41:

Aguilar	Brewer	Dungan	Jacobson	Riepe
Albrecht	Cavanaugh, J.	Erdman	Kauth	Sanders
Arch	Clements	Fredrickson	Linchan	Vargas
Armendariz	Conrad	Halloran	Lippincott	von Gillern
Ballard	Day	Hansen	Lowe	Walz
Blood	DeBoer	Hardin	McDonnell	
Bosn	DeKay	Holdcroft	Meyer	
Bostelman	Dorn	Hunt	Moser	
Brandt	Dover	Ibach	Murman	

Voting in the negative, 0.

Present and not voting, 4:

Bostar Cavanaugh, M. Hughes McKinney

Excused and not voting, 4:

Raybould Slama Wayne Wishart

The appointment was confirmed with 41 ayes, 0 nays, 4 present and not voting, and 4 excused and not voting.

Senator Halloran moved the adoption of the Agriculture Committee report for the confirmation of the following appointment(s) found on page 96:

State Fair Board
Tom S. Dinsdale

Voting in the affirmative, 40:

Aguilar	Brandt	Dover	Hunt	Meyer
Albrecht	Brewer	Dungan	Ibach	Moser
Arch	Cavanaugh, J.	Erdman	Jacobson	Murman
Armendariz	Clements	Fredrickson	Kauth	Riepe
Ballard	Conrad	Halloran	Linehan	Sanders
Blood	Day	Hansen	Lippincott	Vargas
Bosn	DeBoer	Hardin	Lowe	von Gillern
Bostelman	DeKay	Holdcroft	McDonnell	Walz

Voting in the negative, 0.

Present and not voting, 4:

Bostar	Cavanaugh, M.	Hughes	McKinney
--------	---------------	--------	----------

Excused and not voting, 5:

Dorn	Raybould	Slama	Wayne	Wishart
------	----------	-------	-------	---------

The appointment was confirmed with 40 ayes, 0 nays, 4 present and not voting, and 5 excused and not voting.

Senator Riepe moved the adoption of the Business and Labor Committee report for the confirmation of the following appointment(s) found on page 96:

Commission of Industrial Relations
Joel Carlson

Voting in the affirmative, 40:

Aguilar	Brandt	Dungan	Hunt	Meyer
Albrecht	Brewer	Erdman	Ibach	Moser
Arch	Clements	Fredrickson	Jacobson	Murman
Armendariz	Conrad	Halloran	Kauth	Riepe
Ballard	Day	Hansen	Linehan	Sanders
Blood	DeBoer	Hardin	Lippincott	Vargas
Bosn	DeKay	Holdcroft	Lowe	von Gillern
Bostelman	Dover	Hughes	McDonnell	Walz

Voting in the negative, 0.

Present and not voting, 4:

Bostar	Cavanaugh, J.	Cavanaugh, M.	McKinney
--------	---------------	---------------	----------

Excused and not voting, 5:

Dorn Raybould Slama Wayne Wishart

The appointment was confirmed with 40 ayes, 0 nays, 4 present and not voting, and 5 excused and not voting.

Senator Lowe moved the adoption of the General Affairs Committee report for the confirmation of the following appointment(s) found on page 96:

State Racing and Gaming Commission
Janell Beveridge

Voting in the affirmative, 41:

Aguilar	Brewer	Erdman	Jacobson	Riepe
Albrecht	Cavanaugh, J.	Fredrickson	Kauth	Sanders
Arch	Clements	Halloran	Linehan	Vargas
Armendariz	Conrad	Hansen	Lippincott	von Gillern
Ballard	Day	Hardin	Lowe	Walz
Blood	DeBoer	Holdcroft	McDonnell	
Bosn	DeKay	Hughes	Meyer	
Bostelman	Dover	Hunt	Moser	
Brandt	Dungan	Ibach	Murman	

Voting in the negative, 0.

Present and not voting, 3:

Bostar Cavanaugh, M. McKinney

Excused and not voting, 5:

Dorn Raybould Slama Wayne Wishart

The appointment was confirmed with 41 ayes, 0 nays, 3 present and not voting, and 5 excused and not voting.

Senator Moser moved the adoption of the Transportation and Telecommunications Committee report for the confirmation of the following appointment(s) found on page 97:

Nebraska Information Technology Commission
Phillip Doerr
Nathan Watson

Voting in the affirmative, 39:

Aguilar	Brandt	Dover	Hunt	Moser
Albrecht	Brewer	Dungan	Ibach	Murman
Arch	Cavanaugh, J.	Fredrickson	Jacobson	Riepe
Armendariz	Clements	Halloran	Kauth	Sanders
Ballard	Conrad	Hansen	Linehan	Vargas
Blood	Day	Hardin	Lippincott	von Gillern
Bosn	DeBoer	Holdcroft	McDonnell	Walz
Bostelman	DeKay	Hughes	Meyer	

Voting in the negative, 0.

Present and not voting, 5:

Bostar	Cavanaugh, M.	Erdman	Low	McKinney
--------	---------------	--------	-----	----------

Excused and not voting, 5:

Dorn	Raybould	Slama	Wayne	Wishart
------	----------	-------	-------	---------

The appointments were confirmed with 39 ayes, 0 nays, 5 present and not voting, and 5 excused and not voting.

MOTION(S) - Print in Journal

Senator J. Cavanaugh filed the following motion to LB4:

[MO121](#)

Bracket until August 13, 2024.

ANNOUNCEMENTS

Senator Lowe announced the General Affairs Committee will hold an executive session Thursday, August 8, 2024, at 2:15 p.m., under the south balcony.

Senator Linehan announced the Revenue Committee will hold an executive session Thursday, August 8, 2024, at 8:00 a.m., in Room 1524.

Senator Linehan announced the Revenue Committee will hold a briefing on Thursday, August 8, 2024, at 10:00 a.m., in Room 1524. The topic of the briefing is the Committee amendment to LB 9.

UNANIMOUS CONSENT - Add Cointroducer(s)

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

Senator Dungan name added to LB70.

Senator Erdman name added to LB54.

VISITOR(S)

Visitors to the Chamber were Harvey Brandt, Kathleen Brandt, Alaska; Daryl Wollenburg, Joann Wollenburg, Omaha; Julie Nelson, Lincoln; Steve and Lois Huntley, Hastings.

ADJOURNMENT

At 3:58 p.m., on a motion by Senator DeKay, the Legislature adjourned until 2:00 p.m., Thursday, August 8, 2024.

Brandon Metzler
Clerk of the Legislature

