

Transcript Prepared by Clerk of the Legislature Transcribers Office
Floor Debate January 17, 2025
Rough Draft

ARCH: Good morning, ladies and gentlemen. Welcome to the George W. Norris Legislative Chamber for the eighth day of the One Hundred Ninth Legislature, First Session. Our chaplain for today is Senator Storer. Please rise.

STORER: Good morning. Please join me in prayer. Dear Lord, may we be reminded of your words. Today is the day that the Lord has made. May we rejoice and be grateful in it. We pray that you will bring each of us a sense of gratefulness for our freedoms, for the opportunities that you've given us to work to maintain those freedoms. And we just ask that you would please quiet our hearts and our minds to focus on you for just this moment, to be reminded that all good things come from you. Dear Lord, would you please fill this place with the fruits of the spirit that we may, that we may embody love, joy, peace, patience, kindness, goodness and self-control? I also want to very specifically pray today that you would be with our troops that are deployed overseas. May we just stop and pause and pray for them and their families and be grateful for them. Please be with us as we as we do our work today, that we would be a reflection of you unto the world. In Jesus' name, Amen.

ARCH: I recognize Senator DeBoer for the Pledge of Allegiance.

DeBOER: Colleagues, please join me in the pledge. 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.

ARCH: Thank you. I call to order the eighth day of the One Hundred Ninth Legislature, First Session. Senators, please record your presence. Roll call. Mr. Clerk, please record.

CLERK: There's a quorum present, Mr. President.

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

CLERK: I have no corrections this morning, sir.

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

CLERK: There are, Mr. President. A reference report from the Referencing Committee concerning LB259 through LB311, as well as LR14

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and LR15CA and LR16CA. Additionally, agency reports electronically filed with Legislature can be found on the Nebraska Legislature's website, and a report of registered lobbyists for January 16th, 2025 will be found in today's Journal. The Business and Labor Committee has selected Senator Sorrentino as the vice chair. Business and Labor, Senator Sorrentino as the vice chair. The Government, Military and Veterans Affairs Committee has selected Senator Andersen as its vice chair. Government Committee, Andersen vice chair. A motion to be printed from Senator Arch. That's all I have at this time, Mr. President.

ARCH: Thank you, Mr. Clerk. You may proceed to the introduction of new bills.

CLERK: Thank you, Mr. President. New bills. LB383, introduced by Senator Storer and other-- Senator Storer at the request of the governor and others. It's a bill for an act relating to social media; to adopt the Parental Rights in Social Media Act; to provide an operative date; and provide severability. LB384, introduced by Senator Storer. It's a bill for an act relating to the Property Tax Request Act; to amend section 77-1633, Revised Statute Cumulative Supplement, 2024; to require a majority of the elected members of governing bodies of participating political subdivisions to attend joint public hearings; and repeal the original section. LB385, introduced by Senator Storer. It's a bill for an act relating to the Uniform Deceptive Trade Practices Act; to amend Section 87-302, Reissue Revised Statutes of Nebraska; to change provisions relating to deceptive trade practices; and repeal the original section. LB386, introduced by Senator Storer. It's a bill for an act relating to mental health; to amend Sections 71-905 [71-904], 71-915, 71-922, 71-924, 71-941, 71-951, 71-952, 71-954, 71-1208, Reissue Revised Statutes of Nebraska, and Sections 71-901, 71-903, 71-919, 71-920, 71-926, 71-939, 71-958, 71-1203, 71-1204, 71-1206 and 71-1223, Revised Statutes Cumulative Supplement, 2024; to adopt the Regional Mental Health Expansion Pilot Program Act; to provide for videoconferencing of hearings and mental health evaluations under the Nebraska Mental Health Commitment Act and Sex Offender Commitment Act; to define the redefine terms; to provide for detention of certain persons and mental health beds at jails as prescribed; to change provisions relating to hearings and rights of confrontation; to harmonize provisions; and to repeal the original sections. LB387, introduced by Senator Bosn. It's a bill for an act relating to correctional services; to amend Section

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83-170, Reissue Revised Statutes of Nebraska; to redefine a term and change-- to redefine a term; and repeal the original section. LB388, introduced by Senator DeBoer and others. It's a bill for an act relating to judicial nominating commissions; to amend Sections 24-802, 24-805, 24-806, 24-808, 24-809, 24-810, and 24-810.01, Reissue Revised Statutes of Nebraska, and Section 24-803; Revised Statutes Cumulative Supplement, 2024; to change provisions relating to commission member residency requirements, terms of office, powers and duties of commissioners and the Clerk of the Supreme Court, appointments, vacancies, elections and automatic renewals removals; to harmonize provisions; and to repeal the original sections. LB389, introduced by Senator Murman and Clements-- Murman and Clements. It's a bill for an act relating to revenue and taxation; amends Section 79-1201, 79-1225, Reissued Revised Statutes of Nebraska, and Section 77-3442, Revised Statutes Cumulative Supplement, 2024; to eliminate the levy authority of educational service units; to provide state funding to educational service units as prescribed; harmonize provisions; and repeal the original sections. LB390, introduced by Senator Murman, Clements, Lonowski-- and Lonowski, Lonowski. It's a bill for an act relating to schools; to require each school board of a public school district to adopt a policy relating to access by a parent, guardian or educational decisionmaker to certain school library information. LB391, introduced by Senator Murman. It's a bill for an act relating to revenue and taxation; amend Section 77-2716, Revised Statutes Cumulative Supplement, 2024; to adopt the Give to Enable Scholarship Act; to provide for certain income tax adjustments; and to repeal the original section. LB392, introduced by Senator Clements. It's a bill for an act relating to appropriation; to provide for appropriation to the Legislative Council; and declare an emergency. LB393, introduced by Senator Clements. It's a bill for an act relating to the Cash Reserve Fund; amends Section 84-612, Reissue Revised Statutes of Nebraska; eliminate obsolete provisions and repeal the original section. LB394, introduced by Senator DeKay. It's bill for an act relating to the Weights and Measures Act; amends Section 89-186, 89-187, 89-187.02 and 89-187.05, Reissued Revised Statutes of Nebraska; to adopt updates to federal law; to change provisions relating to fees; to change provisions relating to establishments that are permanently closed; repeal the original section; and declare an emergency. LB395, introduced by Senator DeKay. It's a bill for an act relating to juveniles; to amend Section 28-1204.05 and 30-- 43-2,108.05, Revised Statutes Cumulative Supplement, 2024; change provil-- provisions

relating to unlawful possession of a firearm by a prohibited juvenile offender and sealed records; and repeal the original section. LB396, introduced by Senator Dekay. It's a bill for an act relating to political subdivisions; to amend Section 13-516 and 70-623, Reissue Revised Statutes of Nebraska; to change provisions related to proposed budgets of certain districts and agencies and the filing of fiscal audits for certain districts; and repeal the original section. LB397, introduced by Senator Moser. It's a bill for an act relating to labor; to amend Section 44-3,158, 48-144.03 and 48-446, Reissue Revised Statutes of Nebraska; to eliminate provisions relating to safety committees and a safety program; terminate a fund; harmonize provisions; repeal the original section; outright repeal Sections 48-443, 48-444 and 48-445, Reissue Revised Statutes of Nebraska. LB398, introduced by Senator Moser. It's a bill for an act relating to motor vehicles; to amend Sections 60-4,144.01 and 160-4,144.02, Reissue Revised Statutes of Nebraska, and Sections 18-1737, 60-107, 61-119.01, 60-169, 60-302.01, 60-336.01, 60-386, 60-3,113.04, 60-3,193.01, 60-462.01, 60-479.01, 60-4,111.01, 60-4,131, 60-4,132, 60-4,134, 60-4,144, 60-4,147.02, 60-4,168, 60-4,501, 60-628.01, 60-6,265, 60-2705, 60-2909.01, 75-363, 75-364, 75-366, 75-369.03, 75-392 and 75-393, Revised Statutes Cumulative Supplement, 2024; to adopt updates to federal law and update certain federal references; change provisions relating to commercial driver's licenses and CLP-commercial learner's permits; to redefine terms; to provide a duty for the Revisor of Statutes; repeal the original sections; to declare an emergency. LB399, introduced by Senator order Wordekemper. It's a bill for an act relating to the Mutual Finance Assistance Act; to amend Section 35-1205, Reissue Revised Statutes of Nebraska, and Section 35-1204, Revised Statutes Cumulative Supplement, 2024; to change provisions relating to property tax rates; to change qualifications for certain distributions; to eliminate obsolete provisions; provide an operative date; and repeal the original section. LB408, introduced by Senator Wordekemper. It's a bill for an act relating to the Nebraska Workers' Compensation Act; to amend Section 48-1,110, Reissue Revised Statutes of Nebraska; to provide for compressibility of certain cancers in firefighters; to create rebuttable presumptions; to define terms; to harmonize provisions; and repeal the original section. LB401, introduced by Senator von Gillern. It's a bill for an act relating to revenue and taxation; amend Sections 77-2709, 77-2786, and 77-2796, Reissue Revised Statutes of Nebraska, and Sections 77-2708, 77-2727, 77-2734.01, and 77-2776,

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Revised Statutes Cumulative Supplement, 2024; to change provisions relating to taxation of partnerships and small business corporations and notices of deficiency determinations, deficiencies, and denials of claims for refunds; and repeal the original sections. LB402, introduced by Senator von Gillern. It's a bill for an act relating to labor; to amend Section 48-665, Reissue Revised Statutes of Nebraska, and Sections 9-1302, 9-1303, 9-1304, 9-1306, 9-1307, 9-1308, and 9-1313, Revised Statutes Cumulative Supplement, 2024; to change provisions of the Gambling Winnings Setoff for Outstanding Debt Act to include collections related to overpayment of unemployment benefits under the Employment Security law; to change provisions of the Employment Security law relating to statute of limitations for recovery of unemployment payment-- overpayment debt; to harmonize provisions; and to repeal the original sections. LB403, introduced by Senator Spivey. It's a bill for an act relating to government; to create the Office of Grants; and provide duties. LB404, introduced by Senator Hallstrom. It's a bill for an act relating to probation; to amend Section 29-2263, Revised Statutes Cumulative Supplement, 2024; to authorize court to extend the term of probation on joint application of the probation officer and the probationer as prescribed; and to repeal the original section. LB405, introduced by the General Affairs Committee. It's a bill for an act relating to the Nebraska Liquor Control Act; to amend Section 53-123.17, Reissue Revised Statutes of Nebraska; to remove redundant language relating to entertainment district licenses; and repeal the original section. That's all I have at this time, Mr. President.

ARCH: Thank you, Mr. Clerk. Senator Clements would like to recognize our doctor for the day, Dr. Dale Michels from Lincoln, the family physician of the day. Please rise and be welcomed by your Nebraska Legislature. Mr. Clerk, for new bills.

CLERK: Thank you, Mr. President. New bills. LB406, introduced by the General Affairs Committee. It's a bill for an act relating to the State Racing and Gaming Commission; to amend Section 2-1201, Revised Statutes Cumulative Supplement, 2024; to remove redundant language; to repeal the original section. LB407, introduced by Senator John Cavanaugh. It's a bill for an act relating to juvenile justice; to amend Sections 43-252, 43-2,106.03, 43-424, Reissued Revised Statutes of Nebraska, and Sections 29-1816, 43-246.01, 43-251.01, 43-276, 43-279, 43-286, 43-2,129, Revised Statutes Cumulative Supplement, 2024; to provide for criminal proceedings against certain juveniles

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charged with felonies following unsuccessful, unsuccessful rehabilitation under the Nebraska Juvenile Code; to provide for appeals and inadmissibility of certain statements by juveniles; to harmonize provisions; and repeal the original section. LB408, introduced by Senator Dungan. It's a bill for an act relating to teachers; to adopt Special Education Forgivable Loan Program Act. LB409, introduced by Senator John Cavanaugh. It's a bill for an act relating to the Nebraska Power Review Board; to amend Section 70-1003, Revised Statutes Cumulative Supplement, 2024; provide-- to change provisions relating to membership of the board; repeal the original section. LB410, introduced by Senator John Cavanaugh. It's a bill for an act relating to insurance; to require coverage of prosthetics and or orthotics as prescribed; and to define terms. LB411, introduced by Senator Dungan. It's a bill for an act related to the Nebraska Teacher Recruitment Retention Act; to amend Section 79-8,114, Reissue Revised Statutes of Nebraska; to change provisions relating to eligibility for grants; to repeal the original section; and declare an emergency. LB412, introduced by Senators Hallstrom, Bosn, DeBoer, and Dungan. It's a bill for an act relating to paternity; to amend Section 43-1401, Reissue Revised Statutes of Nebraska, and Section 43-1411, Revised Statutes Cumulative Supplement, 2024; to define and redefine terms; to change provisions relating to inventions in paternity actions-- to change provisions relating to interventions in paternity actions; harmonize provisions; and repeal the original section. LB413, introduced by Senator Clouse. It's a bill for an act relating to public power districts, public irrigation districts, public power and irrigation districts; to amend Section 70-655, Reissue Revised Statutes of Nebraska; to change provisions relating to the setting of rates by districts as prescribed; and to repeal the original section. LB414, introduced by Senator Dungan. It's a bill for an act relating to public health and welfare; to establish a suicide mortality review team; to define terms; provide for powers and duties; require a report as prescribed. Additionally, one item Mr. President. The Business and Labor Committee, notice of committee hearing. That's all I have at this time.

ARCH: Senator Ibach, you are recognized for an announcement.

IBACH: Thank you, Mr. President. Colleagues, a reminder that the deadline to request that a bill be three-parted is Tuesday, January 21, by 1 p.m.. That's next Tuesday the 21st, by 1 p.m.. This will guarantee that you will have a three-part to drop prior to adjournment

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on Wednesday the 22nd. The Revisor will process three-part requests made after 1 p.m. on Tuesday as time permits. But due to constraints on personnel and printers, there is no guarantee it will be completed prior to adjournment on Wednesday. Again, get all three-part requests into the Revisor's Office by 1 p.m. on Tuesday the 21st. Thank you, Mr. President.

ARCH: Senator John Cavanaugh, you are recognized for an announcement.

J. CAVANAUGH: Thank you, Mr. President. Colleagues-- this is very loud-- it's my distinct honor and privilege to celebrate, I think it was 29 years ago today, in a snowstorm in Washington, D.C., my parents welcomed a precocious, strong-headed, tenacious-- annoyingly tenacious-- baby girl named Machaela Munley [PHONETIC] Cavanaugh. So please join me in congratulating or wishing Machaela a happy 29th birthday.

ARCH: Mr. Clerk, for new bills.

CLERK: Thank you, Mr. President. New bills. LB415, introduced by Senator Ballard. It's a bill for an act relating to the Nebraska Healthy Families and Workplaces Act; to amend Sections 2, 3 and 4, Initiative Law 2024, No. 436; to redefine terms; to change provisions relating to paid sick time; to harmonize provisions; and to repeal the original sections. LB416, introduced by Senator Dungan; It's a bill for an act relating to civil procedure; to amend Section 25-21,185.11, Reissue Revised Statutes of Nebraska; to change provisions relating to the effect of releases, covenants not to sue, or similar agreements on joint and several liability; and repeal the original section. LB417, introduced by Senator Bostar. It's a bill for an act relating to education; amends Section 79-760.03 and 79-760.05, Reissue Revised Statutes of Nebraska; to provide powers and duties to the Board of Regents of the University of Nebraska to administer the Nebraska Promise Program; to adopt the College Promise Act; change provisions relating to the Quality Education Accountability Act and national assessments; to harmonize provisions; to provide operative dates; to repeal the original sections; to declare an emergency. LB418, introduced by Senator Lonowski, Andersen, John Cavanaugh, Kauth and McKeon. It's a bill for an act relating to Funeral Directors and Embalming Practice Act; to amend Section 38-1424, Reissue Revised Statutes of Nebraska; to allow a nonlicensed funeral director and embalmer to officiate a funeral ceremony; to repeal the original

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section. LB419, introduced by Senator Andersen-- excuse me, Senator Lonowski, Andersen, John Cavanaugh, Kauth and McKeon. It's a bill for an act relating to veterans; amends Section 80-316 and 80-401.03, Reissue Revised Statutes of Nebraska; to change provisions relating to eligibility for admission to veterans homes and veterans aid; to harmonize provisions; and repeal the original sections. LB420, introduced by the Nebraska Retirement Systems Committee. It's a bill for an act relating to retirement; to amend Section 84-1501, Reissue Revised Statutes of Nebraska; to change provisions of the Public Employees Retirement Board as prescribed; and repeal the original section. LB421, introduced by Senator Clouse. It's a bill for an act relating to gambling; to amend Section 9-1204, Reissue Revised Statutes of Nebraska, and Sections 9-1103, 9-1106, and 9-1110, Reissue Revised Statutes Cumulat-- Revised Statutes Cumulative Supplement, 2024; to define and redefine terms; to authorize an online gaming operator to conduct sports wagering by means of an online sports wagering platform under the Nebraska Racetrack Gaming Act; to provide powers to the State Racing and Gaming Commission; to change provisions for the distribution of taxes collected from sports wagering; to provide an operative date; provide severability; to repeal the original sections; to declare an emergency. That's all I have at this time, Mr. President.

ARCH: Mr. Clerk, for an announcement.

CLERK: Thank you, Mr. President. Notice that the Planning Committee will meet underneath the north balcony now. Planning Committee under the north balcony now.

DORN: Mr. Clerk, for new bills.

CLERK: Thank you, Mr. President. LB422, introduced by Senator Storer. It's a bill for an act related to the Nebraska Uniform Real Property Transfer on Death Act; to amend Sections 76-3401, 76-3410, Reissue Revised Statutes of Nebraska; change provisions relating to required warnings on transfer on death deeds and insurance policies on certain real property; harmonize provisions; and repeal the original sections. LB423, introduced by Senator Armendariz. It's a bill for an act relating to internships; to amend Sections 81-1201.21, 81-1210.04; Reissue Revised Statutes of Nebraska; to eliminate a grant program related internships; to transfer funds; to harmonize provision; to provide an operative date; and repeal the original sections; to

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outright repeal Sections 81-1210.01, 81-1210.02, and 81-1210.03, Reissue Revised Statutes of Nebraska; and to declare an Emergency. That's all I have at this time.

DORN: There has been a ten-minute warning for billing introductions. Please bring your bills forward.

ARCH: Mr. Clerk, for an announcement.

CLERK: Mr. President, notice that the Planning Committee has elected Senator DeBoer as chair of the Planning Committee and Senator Strommen as vice chair of the Planning Committee. Senator DeBoer, chair, Senator Strommen, vice chair of Planning. That's all I have at this time.

ARCH: Mr. Clerk, for items.

CLERK: Thank you, Mr. President. First, new bills. LB424, introduced by Senators Andersen, Ballard, Bosn, Holdcroft, Kauth, Lonowski, McKeon, and Storer. It's a bill for an act relating to property taxes; to define terms; and to limit increases in property tax bills as prescribed. LB425, by Senator Anderson, Ballard, Bosn, Clouse, Holdcroft, Kauth, Lonowski, McKeon, Rountree, and Storer. It's a bill for an act relating to revenue and taxation; to amend Section 77-3506 Revised Statutes Cumulative Supplement, 2024; to change provisions relating to homestead exemptions for certain disabled veterans and surviving spouses as prescribed; and repeal the original section. LB426, introduced by Senator Andersen, Ballard, Bosn, Clouse, Holdcroft, Kauth, Lonowski, McKeon, and Murman. It's a bill for an act relating to education; to amend Sections 79-724 and 79-3501, Reissue Revised Statutes of Nebraska; to authorize an American flag education program as prescribed; to change provisions relating to the distribution of lottery funds used for education; and to repeal the original sections. LB427, introduced by Senators Andersen, Ballard, Bosn, Holdcroft, Lonowski, and Murman. It's a bill for act relating to students; to require the State Treasurer to establish an educational savings account for students enrolled in kindergarten through twelfth grade at an approved or accredited public, private, denominational or parochial school for use on qualified educational expenses as prescribed; to create a fund; to provide powers and duties to the State Treasurer and the State Board of Education; and to provide a penalty for fraud or theft associated with an educational savings

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account. LB428, introduced by Senator Murman, Clements, Conrad, Ibach, Lippincott, and Lonowski. It's a bill for an act relating to schools; to amend Section 79-532, Reissue Revised Statutes of Nebraska; to change provisions related to school policies on the involvement of parents, guardians and educational decisionmakers in schools; and to repeal the original section. New bill, LB429, introduced by Senator Murman, Ballard, Clements, DeKay, Hansen, Holdcroft, Ibach, Jacobson, Kauth, Lippincott, Lonowski, Sanders, and Sorrentino. It's a bill for an act relating to education; to provide restrictions involving professional employees' organizations. New Bill. LB430, introduced by Senator Murman, Andersen, Clements, Ibach, Lippincott, Lonowski; it's a bill for an act relating to schools; to amend Sections 79-265, 79-265.01, and 79-268, Reissue Revised Statutes of Nebraska; to change provisions relating to short-term and long-term suspension; to provide an additional exception to the prohibition on suspending a student in pre-kindergarten through second grade; and to repeal the original sections. LB431, introduced by Senator Lippincott and Murman. It's a bill for an act relating to the Uniform Controlled Substances Act; to amend Sections 28-401 and 28-405, Revised Statutes Cumulative Supplement, 2024; to prohibit kratom as a controlled substance; to define a term; and to repeal the original sections.

ARCH: Mr. Clerk, for items.

CLERK: New bill. LB432, introduced by Senators Lippincott and Murman. It's a bill for an act relating to the death penalty; to amend sections 83-946, 83-965 83-966, 83-967, 83-968, 83-969, 83-970, 83-971 and 83-972, Reissue Revised Statutes of Nebraska; provide for execution by nitrogen hypoxia; to define terms; to transfer provisions; to harmonize provisions; and to repeal the original sections. New LR. LR20CA, introduced by Senator Bostar. It's a constitutional amendment to permit an authorized gaming operator conducting sports wagering within a licensed racetrack enclosure to allow a sports wager to be placed by an individual located within the state of Nebraska at the time the individual places the sports wager by any means of mobile or electronic platform. New LR. LR21, introduced by Senators Lippincott, Ballard, and Murman. That will be referred to committee. Name adds. Senator Quick to LB90. Senator Raybould, LB153 and 159. Senator Conrad, LB268, LB272. Spivy, LB287. Conrad, LB304, LB342, LB381. Notice that the Referencing Committee will meet in room 2102 upon adjournment. Referencing, 2102 upon

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adjournment. Finally, Mr. President, a priority motion. Senator McKeon would move to adjourn until Tuesday, January 21, 2025 at 10:00 a.m..

ARCH: Colleagues, you have heard the motion to adjourn. All those in favor say aye. All those opposed, nay. We are adjourned.