

**EIGHTH DAY - JANUARY 17, 2025**

**LEGISLATIVE JOURNAL**

**ONE HUNDRED NINTH LEGISLATURE**

**FIRST SESSION**

**EIGHTH DAY**

Legislative Chamber, Lincoln, Nebraska  
Friday, January 17, 2025

**PRAYER**

The prayer was offered by Senator Storer.

**PLEDGE OF ALLEGIANCE**

The Pledge of Allegiance was offered by Senator DeBoer.

**ROLL CALL**

Pursuant to adjournment, the Legislature met at 11:00 a.m., Speaker Arch presiding.

The roll was called and all members were present except Senators Jacobson and Sorrentino who were excused; and Senators Bostar, Hansen, Hunt, Raybould, and Sanders who were excused until they arrive.

**CORRECTIONS FOR THE JOURNAL**

The Journal for the seventh day was approved.

**REFERENCE COMMITTEE REPORT**

The Legislative Council Executive Board submits the following report:

<b>LB/LR</b>	<b>Committee</b>
LB9	General Affairs (rereferred)
LB259	Government, Military and Veterans Affairs
LB260	Appropriations
LB261	Appropriations
LB262	Appropriations
LB263	Appropriations
LB264	Appropriations
LB265	Business and Labor
LB266	Government, Military and Veterans Affairs

LB267	Judiciary
LB268	Health and Human Services
LB269	Revenue
LB270	Revenue
LB271	Judiciary
LB272	Revenue
LB273	Judiciary
LB274	Health and Human Services
LB275	Health and Human Services
LB276	Judiciary
LB277	Judiciary
LB278	Banking, Commerce and Insurance
LB279	Transportation and Telecommunications
LB280	General Affairs
LB281	Health and Human Services
LB282	Education
LB283	Health and Human Services
LB284	Appropriations
LB285	General Affairs
LB286	Urban Affairs
LB287	Urban Affairs
LB288	Urban Affairs
LB289	Urban Affairs
LB290	Urban Affairs
LB291	Urban Affairs
LB292	Urban Affairs
LB293	Banking, Commerce and Insurance
LB294	Government, Military and Veterans Affairs
LB295	Nebraska Retirement Systems
LB296	Education
LB297	Business and Labor
LB298	Executive Board
LB299	Business and Labor
LB300	Education
LB301	Judiciary
LB302	Government, Military and Veterans Affairs
LB303	Education
LB304	Health and Human Services
LB305	Revenue
LB306	Education
LB307	Appropriations
LB308	Business and Labor
LB309	Natural Resources
LB310	Health and Human Services
LB311	Transportation and Telecommunications
LR14	Government, Military and Veterans Affairs
LR15CA	Judiciary
LR16CA	Government, Military and Veterans Affairs

(Signed) Ben Hansen, Chairperson  
Executive Board

### REPORTS

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

### REPORT OF REGISTERED LOBBYISTS

Following is a list of all lobbyists who have registered as of January 16, 2025, 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

Houghton, David A.  
Kelley Plucker, LLC  
Husch Blackwell Strategies  
BlackRock Funds Services Group, LLC  
City of Ralston  
Flock Safety  
Nebraska Corn Growers Association  
Republic Services  
Syngenta  
Kelley Plucker, LLC  
D.A. Davidson & Co.  
Kelley, Sean  
Kelley Plucker, LLC  
Kolterman, Jessica A.  
Lincoln Premium Poultry  
Lowe, John  
Associated Beverage Distributors of Nebraska  
Lucariello, Katelin  
Pharmaceutical Research and Manufacturers of America  
Marlow, Chad  
AMERICAN CIVIL LIBERTIES UNION, INC.  
Mikolajczyk, Megan  
Nebraska Civic Engagement Table  
Nebraska Strategies  
Consumer Data Industry Association  
Lincoln Premium Poultry  
Peetz & Company  
Stonington Global, LLC  
Plucker, Julia  
Kelley Plucker, LLC

**ANNOUNCEMENT(S)**

The Business and Labor Committee elected Senator Sorrentino as Vice Chairperson.

The Government, Military and Veterans Affairs Committee elected Senator Andersen as Vice Chairperson.

**MOTION(S) - Print in Journal**

Speaker Arch filed the following motion:

Suspend Rule 3, Sec. 14 to allow standing committees which meet on January 27, 2025, to schedule public hearings with six calendar days' notice.

**BILLS ON FIRST READING**

The following bills were read for the first time by title:

**LEGISLATIVE BILL 383.** Introduced by Storer, 43; at the request of the Governor; Ballard, 21; Bosn, 25; Clouse, 37; Dover, 19; Hardin, 48; Holdercroft, 36; Ibach, 44; Kauth, 31; Lippincott, 34; Meyer, 17.

A BILL FOR AN ACT relating to social media; to adopt the Parental Rights in Social Media Act; to provide an operative date; and to provide severability.

**LEGISLATIVE BILL 384.** Introduced by Storer, 43.

A BILL FOR AN ACT relating to the Property Tax Request Act; to amend section 77-1633, Revised Statutes Cumulative Supplement, 2024; to require a majority of the elected members of the governing bodies of participating political subdivisions to attend joint public hearings; and to repeal the original section.

**LEGISLATIVE BILL 385.** Introduced by Storer, 43.

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 to repeal the original section.

**LEGISLATIVE BILL 386.** Introduced by Storer, 43.

A BILL FOR AN ACT relating to mental health; to amend sections 71-904, 71-915, 71-922, 71-924, 71-941, 71-951, 71-952, 71-954, and 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 and 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.

**LEGISLATIVE BILL 387.** Introduced by Bosn, 25.

A BILL FOR AN ACT relating to correctional services; to amend section 83-170, Reissue Revised Statutes of Nebraska; to redefine a term; and to repeal the original section.

**LEGISLATIVE BILL 388.** Introduced by DeBoer, 10; Bosn, 25; Cavanaugh, J., 9; Conrad, 46; Dungan, 26; Hallstrom, 1; McKinney, 11; Sorrentino, 39.

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 removals; to harmonize provisions; and to repeal the original sections.

**LEGISLATIVE BILL 389.** Introduced by Murman, 38; Clements, 2.

A BILL FOR AN ACT relating to revenue and taxation; to amend sections 79-1201 and 79-1225, Reissue 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; to harmonize provisions; and to repeal the original sections.

**LEGISLATIVE BILL 390.** Introduced by Murman, 38; Andersen, 49; Clements, 2; Lonowski, 33.

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.

**LEGISLATIVE BILL 391.** Introduced by Murman, 38.

A BILL FOR AN ACT relating to revenue and taxation; to 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.

**LEGISLATIVE BILL 392.** Introduced by Clements, 2.

A BILL FOR AN ACT relating to appropriations; to provide for appropriations to the Legislative Council; and to declare an emergency.

**LEGISLATIVE BILL 393.** Introduced by Clements, 2.

A BILL FOR AN ACT relating to the Cash Reserve Fund; to amend section 84-612, Reissue Revised Statutes of Nebraska; to eliminate obsolete provisions; and to repeal the original section.

**LEGISLATIVE BILL 394.** Introduced by DeKay, 40.

A BILL FOR AN ACT relating to the Weights and Measures Act; to amend sections 89-186, 89-187, 89-187.02, and 89-187.05, Reissue 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; to repeal the original sections; and to declare an emergency.

**LEGISLATIVE BILL 395.** Introduced by DeKay, 40.

A BILL FOR AN ACT relating to juveniles; to amend sections 28-1204.05 and 43-2,108.05, Revised Statutes Cumulative Supplement, 2024; to change provisions relating to unlawful possession of a firearm by a prohibited juvenile offender and sealed records; and to repeal the original sections.

**LEGISLATIVE BILL 396.** Introduced by DeKay, 40.

A BILL FOR AN ACT relating to political subdivisions; to amend sections 13-516 and 70-623, Reissue Revised Statutes of Nebraska; to change provisions relating to proposed budgets of certain districts and agencies and the filing of fiscal audits of certain districts; and to repeal the original sections.

**LEGISLATIVE BILL 397.** Introduced by Moser, 22.

A BILL FOR AN ACT relating to labor; to amend sections 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; to terminate a fund; to harmonize provisions; to repeal the original sections; and to outright repeal sections 48-443, 48-444, and 48-445, Reissue Revised Statutes of Nebraska.

**LEGISLATIVE BILL 398.** Introduced by Moser, 22.

A BILL FOR AN ACT relating to motor vehicles; to amend sections 60-4,144.01 and 60-4,144.02, Reissue Revised Statutes of Nebraska, and

sections 18-1737, 60-107, 60-119.01, 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, 60-501, 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; to 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; to repeal the original sections; and to declare an emergency.

**LEGISLATIVE BILL 399.** Introduced by Wordekemper, 15.

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; to provide an operative date; and to repeal the original sections.

**LEGISLATIVE BILL 400.** Introduced by Wordekemper, 15.

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 compensability of certain cancers in firefighters; to create rebuttable presumptions; to define terms; to harmonize provisions; and to repeal the original section.

**LEGISLATIVE BILL 401.** Introduced by von Gillern, 4.

A BILL FOR AN ACT relating to revenue and taxation; to 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, Revised Statutes Cumulative Supplement, 2024; to change provisions relating to the taxation of partnerships and small business corporations and notices of deficiency determinations, deficiencies, and denials of claims for refunds; and to repeal the original sections.

**LEGISLATIVE BILL 402.** Introduced by von Gillern, 4.

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 the statute of limitations for recovery of unemployment overpayment debt; to harmonize provisions; and to repeal the original sections.

**LEGISLATIVE BILL 403.** Introduced by Spivey, 13.

A BILL FOR AN ACT relating to government; to create the Office of Grants; and to provide duties.

**LEGISLATIVE BILL 404.** Introduced by Hallstrom, 1.

A BILL FOR AN ACT relating to probation; to amend section 29-2263, Revised Statutes Cumulative Supplement, 2024; to authorize the 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.

**LEGISLATIVE BILL 405.** Introduced by General Affairs Committee: Holdcroft, 36, Chairperson; Andersen, 49; Clouse, 37; DeKay, 40; Storm, 23.

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 to repeal the original section.

**LEGISLATIVE BILL 406.** Introduced by General Affairs Committee: Holdcroft, 36, Chairperson; Andersen, 49; Clouse, 37; DeKay, 40; Storm, 23.

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; and to repeal the original section.

**LEGISLATIVE BILL 407.** Introduced by Cavanaugh, J., 9.

A BILL FOR AN ACT relating to juvenile justice; to amend sections 43-252, 43-2,106.03, and 43-424, Reissue Revised Statutes of Nebraska, and sections 29-1816, 43-246.01, 43-251.01, 43-276, 43-279, 43-286, and 43-2,129, Revised Statutes Cumulative Supplement, 2024; to provide for criminal proceedings against certain juveniles charged with felonies following unsuccessful rehabilitation under the Nebraska Juvenile Code; to provide for appeals and inadmissibility of certain statements by juveniles; to harmonize provisions; and to repeal the original sections.

**LEGISLATIVE BILL 408.** Introduced by Dungan, 26.

A BILL FOR AN ACT relating to teachers; to adopt the Special Education Forgiveable Loan Program Act.

**LEGISLATIVE BILL 409.** Introduced by Cavanaugh, J., 9.



A BILL FOR AN ACT relating to the Nebraska Power Review Board; to amend section 70-1003, Revised Statutes Cumulative Supplement, 2024; to change provisions relating to membership of the board; and to repeal the original section.

**LEGISLATIVE BILL 410.** Introduced by Cavanaugh, J., 9.

A BILL FOR AN ACT relating to insurance; to require coverage of prosthetics and orthotics as prescribed; and to define terms.

**LEGISLATIVE BILL 411.** Introduced by Dungan, 26.

A BILL FOR AN ACT relating to the Nebraska Teacher Recruitment and 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 to declare an emergency.

**LEGISLATIVE BILL 412.** Introduced by Hallstrom, 1; Bosn, 25; DeBoer, 10; Dungan, 26.

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 interventions in paternity actions; to harmonize provisions; and to repeal the original sections.

**LEGISLATIVE BILL 413.** Introduced by Clouse, 37.

A BILL FOR AN ACT relating to public power districts, public irrigation districts, and 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.

**LEGISLATIVE BILL 414.** Introduced by Dungan, 26.

A BILL FOR AN ACT relating to public health and welfare; to establish a suicide mortality review team; to define terms; to provide for powers and duties; and to require a report as prescribed.

#### **NOTICE OF COMMITTEE HEARING(S)**

Business and Labor  
Room 2102 1:30 PM

Monday, January 27, 2025

LB229  
LB308  
LB144  
LB100  
LB197

(Signed) Kathleen Kauth, Chairperson

**BILLS ON FIRST READING**

The following bills were read for the first time by title:

**LEGISLATIVE BILL 415.** Introduced by Ballard, 21.

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.

**LEGISLATIVE BILL 416.** Introduced by Dungan, 26.

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 to repeal the original section.

**LEGISLATIVE BILL 417.** Introduced by Bostar, 29.

A BILL FOR AN ACT relating to education; to amend sections 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; to change provisions relating to the Quality Education Accountability Act and national assessments; to harmonize provisions; to provide operative dates; to repeal the original sections; and to declare an emergency.

**LEGISLATIVE BILL 418.** Introduced by Lonowski, 33; Andersen, 49; Cavanaugh, J., 9; Kauth, 31; McKeon, 41.

A BILL FOR AN ACT relating to the Funeral Directing and Embalming Practice Act; to amend section 38-1424, Reissue Revised Statutes of Nebraska; to allow a nonlicensed funeral director and embalmer to officiate at a funeral ceremony; and to repeal the original section.

**LEGISLATIVE BILL 419.** Introduced by Lonowski, 33; Andersen, 49; Cavanaugh, J., 9; Kauth, 31; McKeon, 41.

A BILL FOR AN ACT relating to veterans; to amend sections 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 to repeal the original sections.

**LEGISLATIVE BILL 420.** Introduced by Nebraska Retirement Systems Committee: Ballard, 21, Chairperson; Clements, 2; Hardin, 48; Juarez, 5.

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 to repeal the original section.

**LEGISLATIVE BILL 421.** Introduced by Clouse, 37.

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, 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 and duties to the State Racing and Gaming Commission; to change provisions for the distribution of taxes collected from sports wagering; to provide an operative date; to provide severability; to repeal the original sections; and to declare an emergency.

**SENATOR DORN PRESIDING**

**LEGISLATIVE BILL 422.** Introduced by Storer, 43.

A BILL FOR AN ACT relating to the Nebraska Uniform Real Property Transfer on Death Act; to amend sections 76-3401 and 76-3410, Reissue Revised Statutes of Nebraska; to change provisions relating to required warnings on transfer on death deeds and insurance policies on certain real property; to harmonize provisions; and to repeal the original sections.

**LEGISLATIVE BILL 423.** Introduced by Armendariz, 18.

A BILL FOR AN ACT relating to internships; to amend sections 81-1201.21 and 81-1210.04, Reissue Revised Statutes of Nebraska; to eliminate a grant program relating to internships; to transfer funds; to harmonize provisions; to provide an operative date; to repeal the original sections; to outright repeal sections 81-1210.01, 81-1210.02, and 81-1210.03, Reissue Revised Statutes of Nebraska; and to declare an emergency.

**SPEAKER ARCH PRESIDING**

**ANNOUNCEMENT(S)**

The Legislature's Planning Committee elected Senator DeBoer as Chairperson.

The Legislature's Planning Committee elected Senator Strommen as Vice Chairperson.

**BILLS ON FIRST READING**

The following bills were read for the first time by title:

**LEGISLATIVE BILL 424.** Introduced by Andersen, 49; Ballard, 21; Bosn, 25; Holdcroft, 36; Kauth, 31; Lonowski, 33; McKeon, 41; Storer, 43.

A BILL FOR AN ACT relating to property taxes; to define terms; and to limit increases in property tax bills as prescribed.

**LEGISLATIVE BILL 425.** Introduced by Andersen, 49; Ballard, 21; Bosn, 25; Clouse, 37; Holdcroft, 36; Kauth, 31; Lonowski, 33; McKeon, 41; Rountree, 3; Storer, 43.

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 to repeal the original section.

**LEGISLATIVE BILL 426.** Introduced by Andersen, 49; Ballard, 21; Bosn, 25; Clouse, 37; Holdcroft, 36; Kauth, 31; Lonowski, 33; McKeon, 41; Murman, 38.

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.

**LEGISLATIVE BILL 427.** Introduced by Andersen, 49; Ballard, 21; Bosn, 25; Holdcroft, 36; Lonowski, 33; Murman, 38.

A BILL FOR AN 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 account.

**LEGISLATIVE BILL 428.** Introduced by Murman, 38; Clements, 2; Conrad, 46; Ibach, 44; Lippincott, 34; Lonowski, 33.

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.

**LEGISLATIVE BILL 429.** Introduced by Murman, 38; Ballard, 21; Clements, 2; DeKay, 40; Hansen, 16; Holdcroft, 36; Ibach, 44; Jacobson, 42; Kauth, 31; Lippincott, 34; Lonowski, 33; Sanders, 45; Sorrentino, 39.

A BILL FOR AN ACT relating to education; to provide restrictions involving professional employees' organizations.

**LEGISLATIVE BILL 430.** Introduced by Murman, 38; Andersen, 49; Clements, 2; Ibach, 44; Lippincott, 34; Lonowski, 33.

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.

**LEGISLATIVE BILL 431.** Introduced by Lippincott, 34; Murman, 38.

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.

**LEGISLATIVE BILL 432.** Introduced by Lippincott, 34; Murman, 38.

A BILL FOR AN ACT relating to the death penalty; to amend sections 83-964, 83-965, 83-966, 83-967, 83-968, 83-969, 83-970, 83-971, and 83-972, Reissue Revised Statutes of Nebraska; to provide for execution by nitrogen hypoxia; to define terms; to transfer provisions; to harmonize provisions; and to repeal the original sections.

### RESOLUTION(S)

**LEGISLATIVE RESOLUTION 20CA.** Introduced by Bostar, 29.

THE MEMBERS OF THE ONE HUNDRED NINTH LEGISLATURE OF NEBRASKA, FIRST SESSION, RESOLVE THAT:

Section 1. At the general election in November 2026, the following proposed amendment to the Constitution of Nebraska shall be submitted to the electors of the State of Nebraska for approval or rejection:

To amend Article III, section 24:

III-24 (1) Except as provided in this section, the Legislature shall not authorize any game of chance or any lottery or gift enterprise when the consideration for a chance to participate involves the payment of money for the purchase of property, services, or a chance or admission ticket or requires an expenditure of substantial effort or time.

(2) The Legislature may authorize and regulate a state lottery pursuant to subsection (3) of this section and other lotteries, raffles, and gift enterprises

which are intended solely as business promotions or the proceeds of which are to be used solely for charitable or community betterment purposes without profit to the promoter of such lotteries, raffles, or gift enterprises.

(3)(a) The Legislature may establish a lottery to be operated and regulated by the State of Nebraska. The proceeds of the lottery shall be appropriated by the Legislature for the costs of establishing and maintaining the lottery and for the following purposes, as directed by the Legislature:

(i) The first five hundred thousand dollars after the payment of prizes and operating expenses shall be transferred to the Compulsive Gamblers Assistance Fund;

(ii) Forty-four and one-half percent of the money remaining after the payment of prizes and operating expenses and the initial transfer to the Compulsive Gamblers Assistance Fund shall be transferred to the Nebraska Environmental Trust Fund to be used as provided in the Nebraska Environmental Trust Act;

(iii) Forty-four and one-half percent of the money remaining after the payment of prizes and operating expenses and the initial transfer to the Compulsive Gamblers Assistance Fund shall be used for education as the Legislature may direct;

(iv) Ten percent of the money remaining after the payment of prizes and operating expenses and the initial transfer to the Compulsive Gamblers Assistance Fund shall be transferred to the Nebraska State Fair Board if the most populous city within the county in which the fair is located provides matching funds equivalent to ten percent of the funds available for transfer. Such matching funds may be obtained from the city and any other private or public entity, except that no portion of such matching funds shall be provided by the state. If the Nebraska State Fair ceases operations, ten percent of the money remaining after the payment of prizes and operating expenses and the initial transfer to the Compulsive Gamblers Assistance Fund shall be transferred to the General Fund; and

(v) One percent of the money remaining after the payment of prizes and operating expenses and the initial transfer to the Compulsive Gamblers Assistance Fund shall be transferred to the Compulsive Gamblers Assistance Fund.

(b) No lottery game shall be conducted as part of the lottery unless the type of game has been approved by a majority of the members of the Legislature.

(4) Nothing in this section shall be construed to prohibit (a) the enactment of laws providing for the licensing and regulation of wagering on the results of horseraces, wherever run, either within or outside of the state, by the parimutuel method, when such wagering is conducted by licensees within a licensed racetrack enclosure or (b) the enactment of laws providing for the licensing and regulation of bingo games conducted by nonprofit associations which have been in existence for a period of five years immediately preceding the application for license, except that bingo games cannot be conducted by agents or lessees of such associations on a percentage basis.

(5) This section shall not apply to any law which is enacted contemporaneously with the adoption of this subsection or at any time thereafter and which provides for the licensing, authorization, regulation, or

taxation of all forms of games of chance when such games of chance are conducted by authorized gaming operators within a licensed racetrack enclosure. Any authorized gaming operator conducting sports wagering within a licensed racetrack enclosure may allow a sports wager to be placed by means of a mobile or electronic platform that is offered by or in partnership with such authorized gaming operator as long as the individual placing the sports wager is located inside the State of Nebraska at the time the sports wager is placed.

Sec. 2. The proposed amendment shall be submitted to the electors in the manner prescribed by the Constitution of Nebraska, Article XVI, section 1, with the following ballot language:

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 means of a mobile or electronic platform.

For

Against.

**LEGISLATIVE RESOLUTION 21.** Introduced by Lippincott, 34; Ballard, 21; Murman, 38

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE ONE HUNDRED NINTH LEGISLATURE OF NEBRASKA, FIRST SESSION:

1. That the Legislature hereby makes an application to Congress, as provided by Article V of the Constitution of the United States, to call a convention limited to proposing an amendment to the Constitution of the United States to set a limit on the number of terms that a person may be elected as a member of the United States House of Representatives and to set a limit on the number of terms that a person may be elected as a member of the United States Senate.

2. That the Clerk of the Legislature shall transmit copies of this resolution to the President and Secretary of the United States Senate, to the Speaker and Clerk of the United States House of Representatives, to the chairperson of the United States House Committee on the Judiciary, to each member of the Nebraska Congressional delegation, and to the presiding officers of each of the legislative houses in the several states requesting their cooperation.

3. That this application shall be considered as covering the same subject matter as the applications from other states to Congress to call a convention to set a limit on the number of terms that a person may be elected to the United States House of Representatives and the United States Senate and this application shall be aggregated with the applications from other states for the purpose of attaining the two-thirds of states necessary to require Congress to call a limited convention on this subject but shall not be aggregated with any other applications on any other subject.

4. This application constitutes a continuing application in accordance with Article V of the Constitution of the United States until the legislatures

of at least two-thirds of the several states have made applications on the same subject.

Laid over.

**UNANIMOUS CONSENT - Add Cointroducer(s)**

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

Senator Quick name added to LB90.  
Senator Raybould name added to LB153.  
Senator Raybould name added to LB159.  
Senator Conrad name added to LB268.  
Senator Conrad name added to LB272.  
Senator Spivey name added to LB287.  
Senator Conrad name added to LB304.  
Senator Conrad name added to LB342.  
Senator Conrad name added to LB381.

**VISITOR(S)**

The Doctor of the Day was Dr. Dale Michels, Lincoln.

**ADJOURNMENT**

At 12:18 p.m., on a motion by Senator McKeon, the Legislature adjourned until 10:00 a.m., Tuesday, January 21, 2025.

Brandon Metzler  
Clerk of the Legislature